

**COUNTY OF SANTA CLARA
JUVENILE JUSTICE COMMISSION
DRAFT Meeting Minutes-December 4, 2018
Santa Clara County DA Crime Lab Conference Room, 1st Floor
250 W. Hedding Street
San Jose, CA 95110**

Commissioners Present: Stephen Betts
Penelope Blake
Raymond Blockie
Dana Bunnett
Victoria BurtonBurke, Secretary
Dante Duffel-Steen
Ron Hansen, Vice Chair
Nora Manchester
Carmen Montano
Darius Parakh
Jean Pennypacker, Chair
Carol Rhoads
Lissa Thiele

Commissioners Absent: Manasa Kumarappan and Vincent Tarpey

Also Present: Honorable Franklin Bondonno, Superior Court
Honorable Katherine Lucero, Superior Court
Honorable Julianne Sylva, Superior Court
Honorable Pat Tondreau, Superior Court
Jenny Lam, County Counsel's Office
David Epps, Alternate Defender Office
Kevin Rudich, Alternate Defender Office
Veronica Robles, Behavioral Health Clinic, Juvenile Hall
Dan Little, Department of Children and Family Services
Carolyn Powell, Office of the District Attorney
Andrew Cain, LACY
Chris Bijoux, Juvenile Probation Department
Nick Birchard, Probation Department
Ashanti Hayes, Probation Department
Vone Kegarice, Probation Department
David Mitnick, Probation Department
Dolores Morales, Probation Department
Sean Rooney, Probation Department, Juvenile Hall
Mike Simms, Probation Department
Jill Ugalde, Juvenile Probation Department
Damon Silver, Office of the Public Defender
Nisreen Younis, Office of the Public Defender
Jim Davis, Member of the Public
Brian Walton, Member of the Public
David Putney, Santa Clara County Office of Education
Chia-Chen Lee, Valley Medical Center

**Juvenile Justice Commission
Meeting Minutes – December 4, 2018**

Call to Order and Introductions: Chair Pennypacker called the meeting to order at 12:16 p.m. All who were in attendance stated their names and organizations.

Commissioner Dana Bunnett announced the December 2018 meeting is her last due to her move out of Santa Clara County. Commissioner expressed her appreciate for the Commission and partner agencies.

Agenda Approval:

Moved by Commissioner Hansen and seconded by Commissioner BurtonBurke, the agenda was approved unanimously.

Public Comments/Oral Petitions: None.

Approval of Minutes:

Commissioner BurtonBurke corrected the placement of Youth Commissioner Kumarappan.

Moved by Commissioner Manchester and seconded by Commissioner Hansen to approve the November 6, 2018 minutes as amended was approved unanimously.

Presentation: Capstone Project – presented by Maribel Martínez, Director of the Office of LGBTQ Affairs.

Ms. Martinez gave a short presentation of a yearlong project conducted by a Capstone team (the Team) made up of representatives of Santa Clara County agencies.

The Office of LGBTQ Affairs provides leadership and support for the LGBTQ community with the intention of keeping the community happy, healthy, and safe for a long time. LGBTQ Affairs began its work in January 2016, to increase knowledge and visibility, improve access to services, provide a safe, inclusive and welcoming environment, and building policy and ensuring its implementation. LGBTQ Affairs provides training to County staff and community stakeholders; offers individualized/case-specific assistance; partners with different agencies to ensure policies are up-to-date and they are following best practices; work with community members on engagements; and are the only office of its kind in the United States tracking its impact. Santa Clara County was the first county entity to have an Office of LGBTQ Affairs which focuses on services, community engagement, and policies. There is now an office in New Jersey whose focus is on services.

LGBTQ Affairs is reacting to a high number of LGBTQ youth in public system: approximately 40% of homeless youth are LGBTQ identified, approximately 20% are in the Juvenile Justice System; and 19% are in the Child Welfare System. In the last study of high schools 85% of these have reported bullying or harassment at school in the last year, and 80% to 90% in each system are youth of color.

An examination of Dr. Laura Irvine’s work which studied lesbian, bisexual, and queer youth in California girl detention centers shows 90% are Black, Latina or more than one racial identity.

Juvenile Justice Commission

Meeting Minutes – December 4, 2018

40% are lesbian, bisexual, or questioning. The number increases to 51% when a gender expression is included.

Compared to one white, straight girl from the general population:

- One white lesbian, bisexual, or queer girl is eight times more likely to end up in the Juvenile Justice System,
- One Latina lesbian, bisexual, or queer girl is 15 times more likely to end up in the Juvenile Justice System,
- One Black lesbian, bisexual, or queer girl is 71 times more likely to end up in the Juvenile Justice System,
- One girl who identifies as more than one racial or ethnic identity and is lesbian, bisexual, or queer girl is 265 times more likely to end up in the Juvenile Justice System.

The alarming statistics are what led the Team to the Inaugural Center for Juvenile Justice Reform Certificate Program focusing on LGBTQ youth in October 2018. The Team, which has members from Probation, Behavioral Health Services, District Attorney's Office, County Executive's Office, Family and Children's Services, and the Public Defender's Office, spent a full week at Georgetown University to work together and understand the overlap of youth and families in our systems and work outside of the normal silos. The Team was charged to approach the issue different as a part of the one-year capstone project.

The Team decided to conduct a resource mapping to identify available resources in the community and access points for services; administering a survey assessment to agencies and community organizations to identify current policies and practices and opportunities for improvement; executing a countywide launch event to provide a general overview of the Capstone Project and to promote interest and momentum; implementing a countywide training plan, including resource identification, the creation of a training schedule and a train-the-trainer model; and developing standardized toolkits for distribution.

The project name, Support Out, was chosen to support youth getting out of the system(s) and to support being out. SCC used 2016 data from three zip codes to focus their efforts due to the level of activity from those areas: 95020, 95122 and 95127. An assessment was administered gathering information about policies, practices, collected data, outreach, and programming to assess an organization's LGBTQ readiness. The Team found a significant number of organizations did not know how to be LGBTQ ready. Some organizations were simply deficient on the key areas. Some organizations cared for the LGBTW population the same as the general population. The assessment was launched at Beyond the Bench 2018.

The Los Angeles LGBT Center has a six-hour LGBT Competency Training Program and comprehensive full week (40 hours) train the trainer which offers educational support and ongoing coaching assistance. That is the model/program the County will adopt. There are three preliminary trainings which have been very popular.

RISE stands for Recognize LGBTQ; Interview to reduce barriers; Support children and youth; and Empower yourself and co-workers.

Juvenile Justice Commission

Meeting Minutes – December 4, 2018

The Team is building a Toolkit with real material (buttons, posters, pamphlets, etc.) inside to give to other organizations. The Toolkit contains ways to implement social and environmental cues. The Team has created a resource guide focusing specifically on SCC to give to families and youth. There is an activity book with fun information.

The Team will continue to learn by attending the next Inaugural Summit on Friday, June 21, 2019 from 8:00 a.m. until 3:30 p.m. The keynote presentation will be Dr. Johanna Lynn Olson-Kennedy and Mr. Aydin Olson-Kennedy who were also at Georgetown University.

The Team answered questions from audience members:

Ms. Martinez addressed Judge Lucero's question regarding invitations to the Summit by stating the invitation for the next summit will be sent internally then be sent to the public. The location for the summit has not been decided.

Ms. Martinez addressed Commissioner Manchester's question regarding the use of the word "capstone." The word was chosen as the label given to the Team and because it is the culminating project for the fellowship through Georgetown.

Ms. Martinez expanded on the types of organizations the Team examined in the three zip codes referenced in the presentation for Commissioner Hansen by stating schools, communities of faith, and organizations who are in frequent contact with families and youth were examined.

Ms. Martinez addressed the question by Mr. Davis who asked if the process will identify the unanswered question of why (regarding the statistics given in the presentation) the numbers are the way they are. She stated it will not because the Capstone is broader than the scope, but it is the work of LGBTQ Affairs to better understand the why through partnerships with researchers. Ms. Younis added the Team learned some family conflict has led to homelessness which led to survival crimes. SCC Probation Housing Policy in Juvenile Hall was used as an example at Georgetown University because of the Transgender Housing Policy.

Commissioner Rhoads asked if changes have been made and applied. Mr. Birchard stated his office has adopted language in their contracts that speaks specifically to the LGBTQ population and ensure requirements are met.

Commissioner Thiele acknowledged the work being done and asked about parent-education and if the information provided easily translated for different cultures/languages. She wanted to know if it is not, how LGBTQ Affairs will address the issue. Ms. Martinez stated they are working a community design process to get input from families for an LGBTQ Health and Wellness Center that will provide some of the trainings, info sessions and resource libraries and the formal planning is set for 2019 to use some Mental Health services.

Commissioner Montano asked where the statistics came from. Ms. Martinez stated they were from a study done in Los Angeles County that asked foster care and detained youth about sexual orientation and gender identity and collected data on race and ethnicity. Data was also collected from Dr. Angela Irvine's work.

**Juvenile Justice Commission
Meeting Minutes – December 4, 2018**

REPORTS

Chair’s Report: Chair Pennypacker reported on the following:

- The first JJC meeting in 2019 will be January 8, at the Santa Clara County Sheriff’s Office Auditorium, 55 Younger Drive, San Jose, CA 95110.
- The interim report on the RAIC is complete and is on the agenda for the executive session. It will be posted on the JJC website once it is approved. Commissioner Blake will do a presentation on the recommendations and commendations at the next JJC meeting on January 8, 2019.
- Commissioner Dana Bunnett’s last JJC meeting as a commissioner is December 4, 2018. She has contributed significantly to the commission. Her knowledge on Juvenile Justice was extremely important, and her perspective on issues helped balance the discussions.
- Commissioner Bunnett’s departure leaves a vacancy on JJC which is expected to be filled quickly.
- JJC volunteered to participate in a subcommittee from the Racial Equity and Justice Systems workshop which will examine high-risk youth, more specifically, youth with significant histories to determine common factors that may explain why that group enters the system and what has and hasn’t worked in the past. Ms. Carolyn Powell and Ms. Nisreen Younis will chair the subcommittee.
- JJC joined a Dually Involved Youth committee. The committee is reviewing files and case studies to determine the frame of the work. Commissioner Rhoads and Blake are on the committee.
- The Education, Juvenile Hall, and Group Homes committees are still very active and work year-round.

Presiding Judge’s Report:

Judge Tondreau reported on the following:

- Judge Lucero will be the Juvenile Court Presiding Judge beginning January 2019. Judge Tondreau stated he was honored to have the position for the last eleven years.
- Judge Tondreau requested an update on the status of the RAIC center. Mr. Little stated nothing is finalized but he is sure youth will not be kicked out of the facility January 1, 2019.

Dependency Court: No report.

Juvenile Justice Court:

Judge Lucero reported on the following:

- There will be a Legal Update training on January 9, 2019 from 12:00 p.m. until 2:00 p.m. located in the Santa Clara County DA Crime Lab Conference Room, 1st Floor, 250 W. Hedding Street, San Jose, CA 95110. The offices of the District Attorney and Public Defender will lead training and inform attendees about legal changes for 2019.

Juvenile Justice Commission

Meeting Minutes – December 4, 2018

- Court Systems will publish the trainings for the entire year.
- Judge Lucero plans on having a brief presentation from services contracted with Probation during the Court Systems business meetings. The meetings are every other month.
- The Transitional Age Youth (TAY) Service knowledge and referral systems may need to be updated because of the recent changes. Judge Lucero has requested a DJJ alternative from Probation.

Mr. Birchard addressed Chair Pennypacker's inquiry regarding Probation researching DJJ alternatives by stating the subject was on hold due to construction and missing legal information, but it will be a subject of discussion soon.

Judge Bondonno reported on the following:

- The Competency Training will be on January 30, 2019 from 1:00 p.m. – 4:30 p.m., located in the Santa Clara County DA Crime Lab Conference Room, 1st Floor, 250 W. Hedding Street, San Jose, CA 95110.
- The afternoon of February 13, 2019, will be the Community Based Organization Training located at the Sobrato Center.
- Clergy Day is February 28, 2019.

Alternative Schools Department, COE:

David Putney reported on the following:

- The new building/trades/welding teacher will start at Blue Ridge High School on Monday, December 10, 2018. He has a background in and has certificates in construction and welding. Youth will have the ability to obtain a welding certificate if they pass their welding competency test(s).
- Working to build a Hospitality Culinary Arts program with Probation.
- Collaborating with Joel Hansen, new CTE Coordinator at the County Office of Education and with Work to Future in partnership for a grant to help support the trades and culinary arts program at Blue Ridge High School.
- As a long term vision, the hope is to acquire three different internships or job placements in the future.
- December 14, 2018, is the Juvenile Hall and Osborne visit with the Commissioners, and Alternate Schools is preparing by gathering data.
- The concern for literacy in the schools has prompted trying to link a more effective reading program called Achieve 3000. NWEA Assessments (compliance based) on reading to Performance Assessments which students do on Achieve 3000 (an interest based tool).

Commissioner Rhoads asks if there are concerns and plans for computation literacy. Dr. Putney states the focus is on the reading literacy. Everyday math allows students to work at their own level.

Dr. Putney confirmed he has reached out to the South Bay Labor Council in response to Commissioner Montano's question.

**Juvenile Justice Commission
Meeting Minutes – December 4, 2018**

Dr. Putney stated the age/experience and/or lack of a high school diploma acts as a stumbling block.

There are two new college liaisons.

Probation Department – Juvenile Program:

Nick Birchard from Juvenile Hall reported on the following:

- The ribbon cutting ceremony for the new dorm at James Ranch will be either January 14 or 15, 2019. The gymnasium and kitchen should open shortly after.
- The annual holiday party will be December 19, 2018 from 11:30 a.m. – 4:00 p.m.
- The Decorating Contest at Juvenile Hall will be December 24, 2018.
- Case Management System in Institutions is another big project.
- Adding PBIS Model as a pilot project in 2019.

Sean Rooney reported on the following:

- The numbers are staying up higher than they have been for the last few years as is the trend with more youth committing more serious crimes.
- Painting and sealing the windows on the beta-side is almost complete.
- There is a meeting scheduled for December 18 and 19, 2018 regarding video surveillance for preconstruction kickoff. Construction should begin January 2019 and should last for ten to 14 months.
- Title 15 Revisions takes effect January 1, 2019. The department is working to revise policies and train staff to begin implementation.

Jill Ugalde reported on the following:

- Probation Department Services Division currently has a contract for Independent Living Program (ILP) services for youth between 14 and 21 years old if they are systems involved with Juvenile Justice. Unity Care is the provider and they conduct youth classes and individual sessions to teach basic living skills.
- Probation will present the newly defined reentry services on January 10, 2019, from 12:30 – 1:30 p.m., on the fourth floor training room. The provider, FLY, will subcontract with Seneca for Behavioral Health Services for youth ages 13 – 21 years old on aftercare. This service will be open to Ranch youth, youth exiting Juvenile Hall from a long term commitment (defined as 60 days or more), and/or any youth exiting a Placement Foster Care Study. Judge Lucero asked if this service takes the place of the previous reentry service. Ms. Kegarice answered in the affirmative and stated the services will be more individualized and will be suited to individual needs.
- In partnership with Social Services Agency's (SSA) Department of Family and Children's Services (DFCS), in collaboration with the Juvenile Division of the Probation Department (JPD) and the Behavioral Health Services Department (BHSD), an RFP has been posted to receive proposals to invites qualified persons, firms, entities and organizations ("Proposers") to submit proposals to Wraparound Services; and/or Adoption Assistance

Juvenile Justice Commission

Meeting Minutes – December 4, 2018

Program (AAP) Wraparound Services for youth up to 21 years old. The bid closes January 17, 2019.

- Probation Department units are participating in a wreath decoration competition. Wreaths will include donations in them, will be graded, and the winner and all of the wreaths will be donated to children in need at the schools.

A representative from Probation reported on the following:

- Paul from DJJ will be sending an invitation to attend a meeting mid- January 2019.
- JPD staff has receive LGBTQI training and have extended it to the Sheriff's Department.
- Chris Bijoux is the new DIY Coordinator.
- Probation is working to get the case management system on board to communication with partners more efficiently.
- There are 24 or 25 youth presently in DJJ.

Department of Family and Children's Service/Children's Receiving Center (DFCS):

Dan Little reported on the following:

- DFCS is working with Seneca to expand provided services to include upfront, intensive supervision. Seneca would assess what level of supervision is necessary upon arrival at the facility.
- Seneca will conduct Global Family Finding. Current extra-help staff will continue working on Family Finding as well.

Behavioral Health – Mental Health Services:

Veronica Robles reported on the following:

- Currently working with Probation and system partners on streamlining communication.
- Currently working hard on Title 15.

Behavioral Health – Alcohol and Drug Services: No report.

Judge Lucero reported the following:

- A team met to discuss youth who came in under the influence and to assess intervention levels necessary. A written plan was created by researching information from many resources.

Law Enforcement Agencies: No report.

District Attorney's Office – Juvenile Justice:

Carolyn Powell reported on the following:

- January 2019 will be hectic due to transition in the office.

Public Defender's Office:

Nisreen Younis reported on the following:

**Juvenile Justice Commission
Meeting Minutes – December 4, 2018**

- Karina Alvarez has taken the place of Augustin Arias.
- January 7, 2019, Yaamini Rao will replace Kelly Kristal.
- The 13th Annual Christmas Party will be December 24, 2018. Pizza will be delivered to Juvenile Hall, the Ranch and Bill Wilson Center.
- FLY Breakfast is December 7, 2018.
- Pacific Juvenile Defender two-day training will be January 11-12, 2019.
- The District Attorney's Office has withdrawn transfer on four cases.

Alternate Defender's Office: No report.

Independent Defender's Office: No report.

Legal Advocates for Children and Youth (LACY):

Andrew Cain reported on the following:

- LACY has settled on how reorganization will look.
- Hiring two supervisors: one to oversee practice areas in Education Law and clinic at Valley Medical Center; the other is Immigration, Family Guardianship, Victims of Crime and Transition Age Posture Youth.

Medical Services:

Chia-Chen Lee reported on the following:

- 157 youth, 93% of all youth, have received a flu vaccine with parental approval.
- Meningitis B, an uncommon strand of meningitis, spread in San Diego County prompting Santa Clara County to vaccinate all juvenile youth who have parental consent. 124 youth have been given consent. 66 youth have received the vaccine while the rest are waiting for the supply to be restocked.
- In 2019, the Public Health Department will be campaigning for STD Trainer/Trainer Program; all nurses will be trained by PHD and train the youths in Juvenile facilities.
- Close work has been done with Probation through a series of youth satisfaction surveys which has resulted in a proposal presentation to the Correctional Association. The proposal was accepted and the presentation is scheduled for January 12, 2019.

Office of Mediation and Omsbuds Services: No report.

YWCA Support Services: No report.

Announcements/Correspondence: None.

Old Business: None.

New Business: None.

Adjourn to Executive Session: Chair Pennypacker adjourned the meeting to the Executive Session at 1:29 p.m.

Juvenile Justice Commission

Meeting Minutes – December 4, 2018

Next Meeting: January 8, 2019, Sheriff's Department Auditorium, 55 Younger Avenue, San Jose, California.

Respectfully submitted,

Janice Jones