

**COUNTY OF SANTA CLARA
JUVENILE JUSTICE COMMISSION
DRAFT Meeting Minutes-February 5, 2019
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
Victoria BurtonBurke, Secretary
Dante Duffel-Steen
Ron Hansen, Vice Chair
Manasa Kumarappan
Nora Manchester
Carmen Montano
Darius Parakh
Jean Pennypacker, Chair
Carol Rhoads
Vincent Tarpey
Lissa Thiele
Brian Walton

Commissioners Absent:

Also Present: Honorable Franklin Bondonno, Superior Court
Honorable Katherine Lucero, Superior Court
Honorable Pat Tondreau, Superior Court
Britney Huelbig, Superior Court
Marcelo Quinones, County Counsel's Office
David Epps, Alternate Defender Office
Rachel Talamantez, Behavioral Health
Dan Little, Department of Children and Family Services
Vince Cabada, FLY
Manny Cardenas, FLY
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
Dolores Morales, Probation Department
Jill Ugalde, Juvenile Probation Department
Robert Young, Probation Department
Nisreen Younis, Office of the Public Defender
Jim Davis, Member of the Public
Chia-Chen Lee, Valley Medical Center
Stacy Capps, Office of the District Attorney
Darcy Cabral, OMOS
David Gala, OMOS
Ruth Maurice, OMOS
Francisco Hernandez, OMOS
Steve Eckert, CEO, Alum Rock Counseling Center
Selene Johnson, Pathways at James Ranch
Enrique Flores, Policy Aide, BOS

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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.

Agenda Approval:

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

Oath of Office: Judge Lucero administered the swearing in of Commissioner Vincent Tarpey and Lissa Thiele.

Public Comments/Oral Petitions: Britney Huelbig, Deputy Manager for the Civil Grand Jury with the Superior Court, announced the 2019 open recruitment to join the Civil Grand Jury. Santa Clara County residents interested in joining will find more information and an application on the Superior Court website under the Civil Grand Jury link. Applications are due by March 29, 2019.

Approval of Minutes:

Commissioner Blake corrected the report given on the RAIC Inspection Report recommendations. The bottom of page two (2) on the last bullet point which states, “Because space limitations prevent separating staff from older youth, JJC requested there be a reduction of conflict between staff and older youth.” should be corrected to “Because of space limitation, staff refrigerator is available to youth. JJC requests there should be a policy developed to reduce incidents regarding access to food in the kitchen.”

Moved by Commissioner Hanson and seconded by Commissioner Betts to approve the January 8, 2019 minutes as amended was approved unanimously.

Presentation: Dually Involved Youth Program – presented by Christian Bijoux, DIY Program Director.

Mr. Bijoux arrived in Santa Clara County to lead the DIY program in October 2018. He has a background in epidemiology and researching health disparities and “Violence as a Virus” in underserved communities. Mr. Bijoux has also served as a professor of Health Policy and Business Management for three years in Massachusetts. He focused on teaching that healthcare is a business and about the history of racialized oppression, subjugation and marginalization and how to alleviate problems in the chronically poor communities.

In honor of Black History Month, Mr. Bijoux started by thanking his ancestors and colleagues, both known and unknown, who paved the path to allow him the opportunity to be present. Mr. Bijoux draws a comparison illustrating the method of stopping a virus from spreading is to isolate and contain it but the most vulnerable communities are already isolated. Further isolation would cause more harm. Mr. Bijoux thanks the youth for their resiliency and courage to move forward in the face of daily adversity.

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Mr. Bijoux is optimistic about the staff/team in the DIY program and the positive direction he feels the program is moving. He is in the second phase of program evaluation assessments he is conducting and working with the team to find ways to make the unit more efficient and effective. The unit continues to make additions to the team and hopes to be working at capacity soon. Additions include a social worker, a Social Services program director to replace Jonathan Weinberg, a DIY advocate, and a DIY liaison. Operating at capacity would provide relief to staff. The evaluations should be complete the end of February 2019 and will be coupled with the results of the in-unit versus out-of-unit analysis. The results will be shared with the committee. Mr. Bijoux will share highlights of the overall evaluation with everyone connected, to present where the program is, what work is being done, who is accountable for ensuring each faction is completed, and the expected completion dates for outlined factions.

Mr. Bijoux has been evaluating the challenges and strengths of the DIY program to prioritize how to manage moving forward. They are building a sustainability plan for the initiative as they moves forward. The DIY Program's five (5) year existence give the team an opportunity to be more intentional about data collection and review moving forward.

The program held a 2019 DIY retreat and invited systems partners to spend the day understanding the history and how the program evolved in the present. Participants engaged in a historical data walk to discuss the challenges and strengths and reviewed the sustainability and replication of the initiative while continuing to properly serve the youth.

In 2018, there were approximately sixty-three (63) 241 Assessments (referencing Welfare and Institutions Code (WIC) section 241.1), of which forty-five (45) stayed in-unit and fifteen (15) did not. Mr. Bijoux is evaluating the differences between in-unit and out-of-unit cases to demonstrate the program is yielding the intended results. While Mr. Bijoux acknowledges the demand for quantitative data, he expresses qualitative outcomes can demonstrate equally effective outputs.

Mr. Bijoux states they are making an effort to move slowly with the intention to properly review the process in order to avoid having repeated conversations in the future. The goal is to remain committed to ensuring the youth are not penetrated deeper into the juvenile justice system.

Commissioner Thiele commended Mr. Bijoux for his optimism and solutions-based approach.

REPORTS

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

- Several commissioners presented at the Children, Seniors, and Families Committee meeting on January 16, 2019, to voice concerns with the lack of information about the resolution of contract extensions regarding RAIC and other related issues. JJC has not received feedback.
- JJC is recruiting for commissioners. Information can be found on the Superior Court website under the Juvenile Division page (www.scsccourt.org).

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- Meetings are being scheduled with the supervising judges for Juvenile Justice and Dependency to discuss JJC projects. Commissioners will also obtain information about topics the judicial officers feel JJC should be involved. JJC will meet with Judge Lucero February 6, 2019.
- Initial meetings are in process for the James Ranch inspection which should be moving forward in March 2019.
- The Juvenile Hall Inspection Report is still on target to receive approval in March 2019.
- JJC’s report which evaluates education for youth in juvenile justice should be available after March 2019.

Presiding Judge’s Report:

Judge Lucero reported on the following:

- The Court has hired a new Special Program Resource Specialist, Joanne Arranaga, thanks to Supervisor Cortese’s efforts to ensure the court has a CITA Court Coordinator and specific position to continue with any of the court’s special programs. The position is supplemented at 75% by the county and is a coded position with the court.
- The Young Women’s Freedom Center (YWFC) has hired two (2) staff who are currently training in San Francisco. Once trained, they women will be in Santa Clara County conducting core observations to roll out a branch of the YWFC in Santa Clara County. The first year will be surveys and research. There is money to hire young women to conduct “street outreach” to gather information from other young women in the county and determine what the needs are for Santa Clara County. Jessica Nolan, Executive Director of Women’s Freedom Center and the YWFC’s first client twenty-five (25) years ago, has received a Rosenberg Foundation grant for \$250,000 – Leading Edge Visionary – to do what is necessary to roll out the center to other sites. YWFC conducted Youth Participatory Action Research (YPAR) interviewing over two-hundred (200) young women and found housing was the biggest concern not trauma.
- Seventy people attended the 3rd Latina/Chicana Regional Bay Area meeting sponsored by the Office of Women’s Policy. Judge Lucero stated they are exploring regional solutions for serving Latinx youth because they are very mobile.
- There will be a training March 13, 2019, on fetal alcohol syndrome (FAS) and its impact on the juvenile justice system. Dr. Robert Land and Barbara Hansen will be presenting.

Juvenile Justice Court:

Judge Bondonno reported on the following:

- Dr. Caroline Franklin presented at the well-attended Competency Training on January 30, 2019.
- The afternoon of February 13, 2019, will be the Community Based Organization Training located at the Sobrato Center.
- Clergy Day is February 28, 2019, located at the Family Justice Center Courthouse in the Judicial Conference Room.

Dependency Court:

Judge Tondreau reported on the following.

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- Judge Tondreau reiterated the success and information gained at the DIY retreat mentioned in the DIY presentation.
- Judge Lucero is involved in reviewing procedures regarding 827 Petitions (petition to view or use confidential records). Currently, the procedure creates a lot of work. Judges in the adult criminal division will be trained on the confidentiality process and give attorneys permission to identify what they need from the confidential juvenile files. Court staff will determine of the attorneys can obtain the requested information from the files. Attorneys will not be allowed to disclose or use any information seen in the file. Judge Lucero added the process has been successful in other California counties. 827 Petitions will be discussed at the Judicial Council of California, Family and Children Advisory meeting on February 8, 2019.
- Judge Charles Adams will join Dependency on May 16, 2019. He was previously on the court's research staff.

Alternative Schools Department, COE: No report.

Probation Department – Juvenile Program:

Vone Kegarice reported on the following:

- Probation Department Services Division is updating their resource directory. It will be made available to JJC commissioners when it is complete.
- There will be a resource fair in March 2019. 2018's event was very successful.
- April 11 and 12, 2019, DIY unit will have a cross systems training at the SSA Auditorium.
- There are thirteen (13) youth in out-of-county placement, eight (8) out-of-state, two (2) in-custody, and one (1) ward pending placement.

Robert Young reported on the following:

- The Prison Rape Elimination Act (PREA) inspection was completed January 24, 2019, at James Ranch. PREA is a federal mandate for institutions that address prevention of sexual assault, sexual misconduct, and sexual harassment. The final report should be posted within seven (7) months on the probation website.
- The Juvenile Hall PREA inspection should begin in two (2) months, with completion near the end of year.
- James Ranch staff is being trained on a new program. Modules will be done after.
- James Ranch belongs to Probation and Good Community Schools (PROCOM) in joint venture with the sports program. Throughout the year there will be different sport tournaments. James Ranch recently won the football championship competing against eight (8) schools.

Nick Birchard reported on the following:

- Mr. Birchard thanked Commissioner Hanson for his support, specifically for supporting the PROCOM and the award ceremony.

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- The dorms will open in 2019.
- There are currently sixty (60) youth at James Ranch. The capacity after the remodel will be 108.

Department of Family and Children’s Service/Children’s Receiving Center (DFCS):
Dan Little reported on the following:

- There are no updates on the Receiving Center.
- As of January 28, 2019, there are thirty-two (32) youth in county group homes, ten (10) in out-of-county group homes, thirteen (13) in in-county STRTPs, and five (5) in out-of-county STRTPs.
- The hotline received over 27,000 calls, 8600 in-person responses, and served 3670 youth in 2018.
- There is a new Social Services Program Director II position with interviews for more positions continuing.
- The agency is continuing to reorganize personnel. Assessment staff will still be at the Receiving Center.
- Seneca is working out the implementation piece for Family Find.

Judge Lucero requested to see the monthly population statics prior to the JJC meeting and for information regarding gender-responsive services.

Mr. Little confirmed there are more than two (2) STRTP out of county but Uplift is the only one licensed in this county.

Behavioral Health – Mental Health Services:

Rachel Talamantez reported on the following:

- Currently finalizing hiring process for two (2) managers; one will oversee all DIY and one for probation.

Behavioral Health – Alcohol and Drug Services: No report.

Law Enforcement Agencies: No report.

District Attorney’s Office – Juvenile Justice:

Carolyn Powell reported on the following:

- There are six (6) new attorneys on the team, five (5) who have never done juvenile. Ms. Powell will continue to train them.

Public Defender’s Office:

Nisreen Younis reported on the following:

- There are only two (2) transfer cases in the Public Defender’s Office.

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- Ms. Younis commented on the fact that the Juvenile Hall population is exceeding 120 currently and hopes it does not continue to rise. Mr. Birchard added the population for 2018 was up 25%.
- She anticipates housing being an issue for our boys and young men returning from DJJ.

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:

- The Law Foundation is moving offices the first weekend in March 2019 one block from the current location. Only the mailing address will change.
- The governor budgeted funding for court appointed counsel for parents of juveniles and kids.

Medical Services:

Chia-Chen Lee reported on the following:

- The clinic is hiring a part time clerk.
- There is to be a new staff developer position which will provide training to nurses.

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 1:16 p.m.

Next Meeting: March 5, 2019, DA Crime Lab Conference Room, 250 W. Hedding Street, San Jose, California.

Respectfully submitted,

Janice Jones