

**COUNTY OF SANTA CLARA
JUVENILE JUSTICE COMMISSION
APPROVED Meeting Minutes-January 6, 2015
Crime Lab, 1st Floor
250 W. Hedding St.
San Jose, CA 95110**

Commissioners Present: Raul Colunga, Vice Chair Ronald Hansen
Jean Pennypacker, Secretary Nora Manchester
Victoria BurtonBurke Jeremiah Tanojo
Kimberly Dong Vincent Tarpey

Commissioners Absent: Penny Blake, Raymond Blockie, Bonnie Charvez & Pamela Serrano

Also Present: Honorable Pat Tondreau, Superior Court
Honorable Jesus Valencia, Superior Court
Honorable Margaret Johnson, Superior Court
Honorable Katherine Lucero, Superior Court
Honorable Mike Clark, Superior Court
Charmayne Moran, Superior Court
Octavio Jimenez, Superior Court
Chris Arriola, District Attorney's Office
Cindy Hendrickson, District Attorney's Office
Robert DeJesus, Probation Department
Elsa Jennings, Probation Department
Laura Garnett, Probation Department
Kathy Martinez, Probation Department
Eric Parsons, Probation Department
Michael Clarke, Probation Department
Mariel Caballero, Probation Department
Diane Perez, Probation Department
Ana Soria, Probation Department
Terry Ugalde, Probation Department
Giap Le, Probation Department
Nick Birchard, Probation Department
Sue Nelson, Department of Alcohol & Drug Services (DADS)
Russ Correa, Probation/Peace Officer's Union
David Epps, Alternate Defender's Office
Jose Franco, Public Defender's Office
Karen Steiber, Independent Defender's Office
Jennifer Hubbs, Department of Family & Children's Services
(DFCS)/Receiving Center
Yvette Irving, Santa Clara County Office of Education (SCCOE)
Chia-Chen Lee, VMC

Guests Present: Lyn Johnson, Private Citizen
Carol Rhoads, Private Citizen
Gustavo Gonzales, Private Citizen
Sylvester Gaston, Private Citizen
Dulce Aguilera, Catholic Charities
Debbie Pell, Bill Wilson Center
Melody Grandeu, League of Women Voters

Call to Order & Introductions: Vice-Chair Colunga called the meeting to order at 12:17 p.m. All who were in attendance stated their names and organization.

Agenda Approval: Moved by Commissioner Tarpey and seconded by Commissioner BurtonBurke, the agenda was approved unanimously.

Public Comments/Oral Petitions: DDA Chris Arriola announced that DDA Marc Buller has retired and welcomed DDA Cindy Hendrickson as the new assistant in charge of Juvenile. DDA Cindy Hendrickson said that she has been with the DA's office 20 years and is passionate about crimes that involve children or vulnerable people as victims as well as working with children who are suspects.

Approval of Minutes: Moved by Commissioner Manchester and seconded by Commissioner Hansen to approve the minutes of December 2, 2014, which passed unanimously.

REPORTS

Chair's Report: Vice-Chair Colunga reported on the following:

- Commissioner Pennypacker will assume the duties of Secretary, serving the balance of out-going Commissioner Stephen Betts term.
- Selection process will begin in April to identify officers beginning in July of 2015.
- Happy New Year to all in attendance.
- Selection process has begun for new commissioners. One of the requirements in seeking appointment is to attend at least one meeting. Interviews will be on January 15, 2015 with secondary interviews on January 22, 2015. Applications can be submitted to the presiding judge.
- Inspection began for Juvenile Hall in December 2014 and should be completed by mid-February/March.
- RAIC response to the report from March of 2014 is going through SSA with the Board of Supervisors on February 5, 2015.
- Ranch response will be going to Public Safety & Justice Committee of the Board of Supervisors January 22, 2015.

Juvenile Justice Court: Judge Tondreau reported on the following

- There is no training scheduled for the month of January.
- Next training date is February 4, 2015 with Dr. Julian Ford on the Target Program.
- System Training will be March 4, 2015 at 3:30 p.m. on the Respect Institute.

Judge Valencia reported on the following:

- Financial Evaluation Hearing Protocols report has been completed.
- Working with Department of Revenue on Renewal of Judgments and Post Judgment Relief.
- Records Sealing protocols is near completion with the combining of WIC 782 & 781.
- Transition to the new assignment over at the Terraine Street Adult Drug Court has begun.
- Thanked commissioners for their great work on the commission and work done with Judge Valencia.
- Thanked Juvenile Justice staffing, for their exceptional work and in working with Judge Valencia and his staff.
- Judge Valencia expressed that it has been a pleasure and privilege to serve for the last 5 years and invited all to a farewell luncheon in his honor on January 15, 2015.

Judge Johnson reported on the following:

- Focusing on the transition of moving from Dept. 79a to Dept.79.

Judge Lucero reported on the following:

- As a result of the SAMHSA grant, Octavio Jimenez is the Co-Current Support Coordinator currently located in Dept. 78 but will relocate to Dept. 79a judge's chambers. Octavio comes from the Palo Alto Homeless Shelter with his specialty in helping people become self-sufficient.
- A courtroom is being refurbished and will be used as a judicial conference room.
- Launching to combine the court process until full integrated assessments for alcohol & substance abuse at the end of January.
- FLY did a think-tank with graduates from the CITA & JTC programs and they have come up with a new name and logo for the new court which will be announced at a later date.

Dependency Court: Judge Clark reported on the following:

- Will be losing Judge Lucero's hearing of dependency cases in Dept. 107 in South County, with Judge Arroyo taking over.
- Judge Phil Pennypacker will assume the assignment in Dependency Wellness Court vacated by Judges Clark & Arroyo. Judge Pennypacker will hear family court cases 3 days a week in South County and 2 days a week in Dept. 62 at Terraine St.
- Dependency Court cases remain steady with 1,700 cases and has declined over the last 3 years. Of the 1,700 cases, about 200 kids are non-minor dependents.
- The new Family Courthouse currently under construction with a completion date being in the Spring of 2016 adding that there will be no file rooms as a result of going paperless.

Probation Department Juvenile Program: Laura Garnett reported on the following:

- Thanked all who participated in the Christmas decorating contest adding it was a huge success.
- Jermaine Hardy moved to the Ranch.
- Mike Simms moved to Training.
- Giap Le was promoted to the New Code Manager position and will oversee Placement, Family Preservation, Re-entry and Title IV E.
- Nick Birchard, who came from Adult Probation, will be handling most of what Mike Simms used to do - Prevention/Early Intervention, school based work & PEAK/EDGE programs and gangs.
- Kathy Martinez, formerly from Alameda County Juvenile Probation, is now Deputy Chief of Juvenile Services.
- Carl Tadamaru joined the juvenile management team and will oversee the geographical units.
- Karen Avila will remain in juvenile services and oversee court, screening & special programs.

Vice-Chair Colunga welcomed Kathy Martinez. Ms. Martinez has 20 years of experience and is familiar with system reforms, evidence based practices and Title IV E waiver projects.

Elsa Jennings reported on the following:

- The population report for December was distributed. The population at Juvenile Hall is 96 with 85 boys and 11 girls. The Ranch population is at 30, with 29 males and 1 females.
- Correction: report shows 7 minors waiting for the Ranch. 4 were released to Ranch today so the correct number is 3.

- There was a change for the judging of the Christmas decorating competition. Santa's helpers judged the decorating competition as well as helping with hands-on activities with the kids such as cookie decorating & singing carols.
- Santa wrote a wonderful letter to Juvenile Hall recognizing the great work done over the last 40 years.
- Holiday luncheon that was provided by Megan Williams was done differently by combining units to dine together.
- Thank you to the Alternate Defenders Office for providing pizza.
- G-1 initiated a sock drive, collecting 501 pairs of socks exceeding the goal of 500 pairs and donated them to The Bill Wilson center and The Family Shelter in San Jose.
- In December B-8 & B-9 raised \$1,700 during the Juvenile Hall Olympic Max Games. The Domestic Violence Foundation and Breast Cancer Awareness Foundation came in to award the minors their certificates who in turn awarded the money collected in December to both foundations.
- Landscape project behind the building that faces the field at Juvenile Hall is complete. It creates a more therapeutic area for minors and with the installation of picnic tables it will allow more outdoor time for the minors to enjoy lunch and dinner as well as other activities.
- Pepper spray has not been utilized since its implementation and neither have the two pilots.

Commissioner Tarpey asked that if there were 7 minors originally on the wait list, with 4 being released, why the other 3 youths were not released to the Ranch. Ms. Jennings said they typically release on Tuesdays and Thursdays and it is most likely that they will be transferred this coming Thursday. Mr. Robert DeJesus added that acclamation to the pods is part of the process and they do not want to introduce too many personalities at once to the pods.

Vice Chair Colunga congratulated and commended the entire Juvenile Hall staff for receiving the wonderful letter from Santa and his team recognizing for the progress that Santa has witnessed over the last 40 years with the great work done over the years especially by Laura Garnette's management team and to Sheila Mitchell for some of the changes that have been implemented that resulted in the letter being written.

Judge Tondreau added that Robert DeJesus provided him a tour of B-8 & B-9 and said he was impressed with the creative and thoughtful way the kids decorated.

Department of Children & Family Service/Children's Receiving Center: Jennifer Hubbs reported on the following:

- The next RAIC Stake Holders meeting will be January 21, 2015 from 2:00 p.m. to 4:00 p.m. Invitations are forthcoming.
- Redesign process continues with staff workshops set for January 14, 2015.
- Advisory Commission is set for January 22, 2015.
- There was an increase in runaways during the month of December due in part to the holidays. There were 26 runaways with 5 kids running away between 2 & 6 times during the month.
- Two cases went over the 24 hour mark. One by an hour and a half due to a MediCal issue and the other was a sibling group of 2 that went over by a day due to the unwillingness of the foster care provider to take them in due to one of the children having to take seizure medication.
- The lighting on the outside of building is being worked on to provide a more warm, friendly & inviting atmosphere to the Center, adding that the white lights that were placed on the parking lot trees for the holidays will stay up year round.

Commissioner BurtonBurke inquired about the placement of the 5 year old with the broken leg that required special considerations. Ms. Hubbs said that he was placed after 6 days then came back for 1 day

due the foster family's unwillingness to care for the youth due to his special needs. He was placed again and did not go over the 24 hours the second time.

Behavioral Health - Mental Health & Alcohol and Drug Services: Sue Nelson reported on the following:

- There are 43 applicants for the Prevention Manager position.
- With Dan Lloyds' retirement, Sally Lawrence is now acting manager.
- For several Mental Health Services: The RFP is seeking to fund \$900,000 for Co-occurring treatment services, and substance use outpatient and residential services.

Law Enforcement Agencies: None

District Attorney's Office, Juvenile Justice: Chris Arriola reported on the following:

- Mark Duffy is now assigned to issuing cases and is currently in training.
- There has been a cut in staff in anticipation of the reduction of court rooms.
- Preliminary number of Direct Files for 2014 is 41. There were 3 Direct Files in December.
- The passing of Prop 47 has created some challenges with the processes of which cases go where. Thank you to Probation for all their help especially with the 48 hour review.
- Thank you to Judge Valencia for undertaking the right of protocol which has already been used in other counties.
- The System Partners have decided that Record sealing and dismissal matters will be handled as calendar matters in court adding that cases are down.

Independent Defender's Office: No report.

Alternate Defender Office: David Epps reported on the following:

- Sajid Khan will be moving to the Felony Trial team and is being replaced by Jamie Federick.

Public Defender's Office: Mr. Jose Franco reported on the following:

- Staffing changes will happen at the end of January and will have a report at the next meeting.
- PDO is down to 6 lawyers, (2 per department) when reduced to one department in Juvenile Court.
- ADO & PDO treated the kids at Juvenile Hall to pizza on Christmas Eve. Round Table Pizza, located near Santa Clara University, provided the pizzas at a 20% discount when they realized what they were intended for.
- With the Prop 47 issues, a list of clients that are Prop 47 eligible was provided. PDO is slowly working through cases adding that the DA's Office has been very receptive. When Prop 47 came into effect, a lot of phone calls were received from across the state, adding that people are so impressed with the work that has been done in Santa Clara County, which includes all the collaboration, hard work and dedication to carry out things such as the Christmas holiday presentations at Juvenile Hall and including PDO in those holiday activities.

Legal Advocates for Children & Youth (LACY): None.

Medical Services: Chia-Chin Lee reported on the following:

- A poster competition on dental hygiene was held. The winner who was from B-9, received a Target gift card. He was so excited that he gave the gift card to his mother. Ms. Lee invited all to stop by the clinic and view the poster.

Alternative Schools Department, COE: Yvette Irving reported on the following:

- Enrollment in COE schools has declined because fewer youth are enrolled in court schools and COE was able to recommend up to 25% of the youth be returned to their school in the community.
- COE Alternative Education Schools decorated Christmas tree placed 2nd at Christmas in the Park.
- Honors Night will be Thursday, January 15, 2015 at 6:30 and will be held at COE Offices. Over 100 kids will be honored for academics, community service, attendance and athletics.
- Blue Ridge & Osborne Honors event dates will be announced at the February meeting.
- COE will be presenting at the JJC February 3, 2015 meeting.

Victim Witness Assistance Center: None

YWCA Rape Crisis Center: None

Announcements/Correspondence: None

Old Business: None

New Business: None

Adjourn to Executive Session: Moved by Commissioner Hansen and seconded by Commissioner Bunnett, Vice-chair Colunga adjourned the meeting to Executive Session at 1:02 p.m.

Next Meeting: February 3, 2015 at 12:15 pm.

Respectfully submitted,

Barbara Crump