

**COUNTY OF SANTA CLARA  
JUVENILE JUSTICE COMMISSION  
Meeting Minutes - July 7, 2015  
Crime Lab, 1<sup>st</sup> Floor  
250 W. Hedding St.  
San Jose, CA 95110**

**Commissioners Present:** Raul Colunga, Chair  
Jean Pennypacker, Vice Chair  
Ron Hansen, Secretary  
Penny Blake  
Raymond Blockie  
Victoria BurtonBurke  
Bonnie Charvez  
Kimberly Dong  
Gustavo Gonzalez  
Courtney Macavinta  
Nora Manchester  
Carol Rhoads  
Pamela Serrano  
Vincent Tarpey

**Commissioners Absent:** Jeremiah Tanojo

**Also Present:** Honorable Patrick Tondreau, Superior Court  
Honorable Katherine Lucero, Superior Court  
Honorable Margaret Johnson, Superior Court  
Gurjeet Brar, Intern, Superior Court  
Laura Diaz, Intern, Superior Court  
Angela Alvarado, District Attorney's Office  
Elsa Jennings, Probation Department  
Michael Clarke, Probation Department  
Robert Young, Probation Department  
Sherry Yoder, Probation Department  
Jermaine Hardy, Probation Department  
Jose Franco, Public Defender's Office  
J.J. Kapp, Public Defender's Office  
Karen Steiber, Independent Defender's Office  
David Epps, Alternate Defender's Office  
Alvaro Viramontes, YWCA  
Jennifer Hubbs, Department of Family Children's Services (DFCS)  
Jennifer Kelleher, LACY  
Dana Bunnnett, Kids in Common  
Keith Neumer, San Jose Police Department  
Chia-Chen Lee, VMC  
Jenny Lam, County Counsel  
Cybele LoVuolo-Bhushan-ACLU  
Maza Maroanoric, Supervisor Chavez's Office  
Mario Lopez, Supervisor Cortese's Office

**Guests Present:** Lydia Harris  
Leticia Galyear, Seneca

**Call to Order & Introductions:** Chair Colunga called the meeting to order at 12:18 p.m. All who were in attendance stated their names and organization.

**Agenda Approval:**

Moved by Commissioner Tarpey and seconded by Commissioner Manchester, the agenda was approved unanimously.

**Public Comments/Oral Petitions:** None

**Approval of Minutes:**

On Page 6, JJ Kapp's report was listed under Independent Defender's Office and should be listed under Public Defender's Office.

Moved by Commissioner Manchester and seconded by Commissioner Gonzalez to approve the minutes of June 2, 2015 as amended, which passed unanimously.

**REPORTS**

**Chair's Report:** Chair Colunga reported on the following:

- Ranch inspection continues and should be done soon.
- The Court Users Project initial report should be complete today.
- RAIC Stake Holders and Core User's Group Report work continues.
- Construction of the new RAIC site will not be completed until 2020, which is beyond the five (5) year period initially committed.

**Juvenile Justice Court:**

Judge Tondreau reported on the following:

- There will be no training in August due to vacations.
- September training will be announced at next meeting.
- Dually Involved Youth Co-Jurisdictional Unit will expand from two (2) teams to five (5) teams, allowing more kids to be involved and preventing any disruption due to staff vacations.
- Juvenile Justice Systems Collaborative did receive an okay of \$250,000. \$100,000 will be used to retain the Burns Institute to do data mining and analysis. The Revision side and the Case Assistance and Processing side will each receive \$75,000, but use of the money will require approval from the County Executive's Office.
- The dependency attorneys received a \$250,000 commitment from the Board of Supervisors and \$11,000,000 is in the State budget. Jennifer Kelleher added that funding will be at status quo for the coming year. There is no news yet from the Judicial Council on how the \$11,000,000 will be allocated because it is smaller than the \$33,000,000 requested. It could go to underfunded counties and not come to Santa Clara County. However, the County will fund the full amount.
- Request for money to start the Pot of Gold Program, where kids can do volunteer work and have their restitution paid, was denied by the County Executive's Office, citing it did not feel it was appropriate to supplement money that should be paid by the minor and their family.
- The Court Appointed Friends & Advocates Program (CAFA) is moving forward into its third year adding that the FLY program is going to bond with 25 African-American youth who are on the Deferred Entry of Judgement (DEJ) Program. The DEJ subcommittee of the JJSCCSP found that a high number of African-American youth fail DEJ for technical reasons, and the subcommittee wanted to look at different ways to support these kids and assist them to succeed.

Chair Colunga asked if the Case Systems and Processes Work Group has plans to look at data from the Independent Police Auditor's report on the number of pedestrian and auto stops of kids of color and, do an analysis on that and perhaps assign the Burns Institute for review and recommendations. Judge Tondreau said he doesn't think this has been discussed but thought it an interesting idea that should be taken up with the Leadership Team.

Commissioner Tarpey asked if there's been discussion that the mood may change on how children are dealt with who need to be placed who might not even be in RAIC and, is there any chance the push out to 2020 is a hope they won't have to move forward. Judge Tondreau said he does not believe it's a stall tactic, adding that the goal is to get kids immediately into professional family homes. Commissioner Blake said that it's not the RAIC that's being built, but only the receiving center.

Judge Johnson reported on the following:

- The interns have pulled the Domestic Violence files and are gathering statistics.

Judge Lucero reported on the following:

- Judge Lucero thanked Judge Johnson for handling the calendar in her absence.
- The Re-Entry Task Force will meet on Wednesday, September 9, 2015 at 1:30 in Judge Lucero's chambers. The Re-Entry Task Force, led by Probation, is making sure kids with probation terminated on release, 18 years of age, have services in place when they leave. Daniel Cortez & Robert Young are doing full scale, multi-disciplinary team exit meetings for each child leaving, including incentives to reduce traffic fines or using parenting classes to satisfy the court. Mr. Cortez and Mr. Young, in a program through the City of San Jose, are linking youth with mentors who stay with them until age 25. Probation is hiring a full-time MDT coordinator in August. Housing is still needed for these youth, and homelessness is a big reason for failure.
- Opportunity Court will be held Thursday, July 16, 2015 with a youth fair on youth outreach programs and summer job opportunities.
- Gender-specific programming for girls is being addressed, as well as all youth, no matter how they identify. Next meeting is Tuesday, August 11, 2015 at 1:30 in Judge Lucero's chambers. Probation Officer Julie Posados-Guzman, an expert in this area and who has helped with the girl's court in Alameda & San Francisco Counties, wants to focus on this issue and said her office is partnering with the City of San Jose.
- Interested in getting an eligibility worker at Probation as opportunities are being missed to serve families needing help with such things as transportation to court, health insurance, and food resources.
- Path to Services training will be held Thursday, July 23, 2015 at 1:30 p.m. on the Fourth Floor of Probation focusing on synthetic marijuana. Judge Lucero said kids are starting to use spice, bath salts and other types of drugs that cannot be tested for but are equally serious and damaging.
- Judge Lucero acknowledged intern Gurgeet Brar, who is leaving Friday, July 24, 2015, adding that she has been invaluable. She has done a research project on whether EMP is harmful or helpful and will be giving a presentation to the judges next week.

Commissioner Gonzalez asked how many 18 year olds are leaving the system and need housing. Jermaine Hardy said they were averaging 1-2 a month.

**Dependency Court:** None

**Probation Department Juvenile Program:** Elsa Jennings reported on the following:

- The population report for June 2015 was distributed. Population at Juvenile Hall is 130, with 110 males and 20 females. The Ranch population is at 36, with 34 males and 2 females.
- Ms. Jennings thanked Judge Lucero for her compliments to Probation staff and for her dedication and willingness to take the lead with the Re-Entry Program.
- Town Hall (EDP) meetings were held with approximately 75 staff and were well received. Staff was recognized for their EDP efforts for not only creative ideas, but also initiating change in best practices. Shared data with staff and have seen a reduction in control programs with kids by not receiving the maximum amount of restricted programming that went from 6 days to 2 day, and 4 day control program was used more or not used at all. Reduction was seen in fights, overall incident reports and in staff injuries. Mr. Hardy spoke to approximately 75 staff members out of 200 at each Town Hall meeting and was well received.
- The P.E. field is complete and par course equipment installed and in use for the last three (3) weeks. There is a contract with a reclaimed water provider, as the lawn is already brown.
- Juvenile Hall kitchen will be fully operational beginning tonight.
- Hot August Nights will be held Friday, August 14, 2015 at 5:30 p.m. with a carnival theme for the car clubs that participate.

Commissioner Blake requested the salient features report.

Commissioner Pennypacker asked when the kitchen remodel will begin. Robert Young said it is scheduled to begin in August.

Dana Bunnett commented that girls in Juvenile Hall are trending up. Elsa said 4-5 girls came in for some serious crimes. Jermaine said they will look at crime types, adding that girls are staying a little longer which impacts that number. The average stay for 2014 was 12 in a unit with 16 days of stay. Judge Lucero added that Yvette Irving did a study on the average stay of a girl and determined it was 29 days. Currently there have been 3 Direct Files.

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

- New Receiving Center project continues.
- Placements with larger sibling groups continues to be a challenge, with placements usually taking place out-of-county.
- Assessment Center is fully staffed.
- Moving forward with recommendation to change Children's Counselors positions into Social Worker I's, adding additional support for families and services through the department when they do not have children in the Receiving Center. This is on the Board of Supervisors August 25, 2015 agenda.

Commissioner Blake said she has not received data yet this month. Ms. Hubbs said that the raw data was just sent to Dana and, because the report is the Receiving Center and the CAN Center, it is challenging to get everyone's data. Ms. Hubbs said they are paying more attention to CSET youth and are hoping to track and report out. The Clinic and DCFS is interested in providing youth with services adding that they had a couple of courtesy holds from other states and counties and would like to get a handle on where they are with that.

**Behavioral Health - Mental Health Services:** None

**Behavioral Health - Alcohol and Drug Services:** None

**Law Enforcement Agencies:** No report.

**District Attorney's Office, Juvenile Justice:** None.

**Independent Defender's Office:** No report.

**Alternate Defender Office:** No report.

**Public Defender's Office:** No report.

**Legal Advocates for Children & Youth (LACY):** Jennifer Kelleher reported on the following:

- Thanked all for their support in order for LACY to maintain the level of representation for kids and parents on the Juvenile Dependency side.
- Launching an Identity Theft clinic for the youth and are looking for referrals.
- November 6, 2015 is the next LACY's Honors community event to honor and acknowledge an individual and an organization for outstanding work.
- BOS meeting, approved \$450,000 to fund LACY and four other legal services agencies to provide representation to children and parents of the immigration surge from Central America, to assist in removal defense and establishing legal residency if they have an appropriate relief. LACY is handling special immigrant juvenile status cases, with others working on asylum and other relief.
- LACY is funded by Measure A to provide legal representation for youth identified as victims of sexual exploitation or at high risk of exploitation. It includes representation ID theft educational enrollment. Looking for referrals.
- Board of Supervisors approved longer term funding for legal representation for both minor and adult victims of human trafficking.

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

- Thanked JJC for hard work and dedication in making Healthlink available for Custody Health Services. The Board of Supervisor's approved the budget for Healthlink - \$4.4 million for design and \$1.4 million for annual upkeep. Beginning in September of 2015, the vendor, Epic team, will work with the clinic on workflows, design and the building of templates with a target of two (2) years to go live.
- In July 2015 the Institute of Medical Quality conducted its accreditation inspection and awarded the clinic with another two years of accreditation from IMQ.
- The clinic is working cooperatively with Probation IT to develop a customer facing website. The website will feature a link to medical services and will include community resources and health information. The link will also use social media to provide health care reminders for formerly detained minors and their parents/guardians. In order to build a user-friendly and practical website that will benefit all, the medical clinic will survey minors to determine how likely they will use the website, what information will be most helpful to them and what social media they prefer. Suggestions from commissioners are welcome. The survey results will then be used to refine the website, translating customer needs directly into the design.

Judge Tondreau commented on past discussion of creating a website containing kids' medical records, an idea beset with HIPPA issues, asking if this was a similar proposal. Would a minor's parent(s) consent, would there be a HIPPA issue? Chia said it is a totally different idea adding that one component is the kids can use this under the same program under the electronic medical system. Judge Tondreau asked if County Counsel is advising that there are HIPPA problems you can't get around. Ms. Lee said it is from VMC Administration.

**Alternative Schools Department, COE:** None.

**Victim Witness Assistance Center:** None.

**YWCA Rape Crisis Center:** Alvaro Alvarado reported on the following:

- As of July 1, 2015, the YWCA Rape Crisis Center has changed its name to Support Services Department, which will combine Domestic Violence, Sexual Assault, Human Trafficking and CSEC. All phone numbers and services stay the same.

**Announcements/Correspondence:** None.

**Old Business:** None.

**New Business:** None.

**Adjourn to Executive Session:** Chair Colunga adjourned the meeting to Executive Session at 1:04 p.m.

**Next Meeting:** August 4, 2015.

Respectfully submitted,

Barbara Crump