

**COUNTY OF SANTA CLARA
JUVENILE JUSTICE COMMISSION
Meeting Minutes-June 2, 2015
Crime Lab, 1st Floor
250 W. Hedding St.
San Jose, CA 95110**

Commissioners Present: Penny Blake, Chair
Raul Colunga, Vice Chair
Jean Pennypacker, Secretary
Raymond Blockie
Victoria BurtonBurke
Gustavo Gonzalez
Ronald Hansen
Courtney Macavinta
Nora Manchester
Carol Rhoads
Pamela Serrano
Jeremiah Tanojo
Vincent Tarpey

Commissioners Absent: Kimberly Dong and Bonnie Charvez

Also Present: Honorable Patrick Tondreau, Superior Court
Honorable Katherine Lucero, Superior Court
Honorable Margaret Johnson, Superior Court
Honorable Mike Clark, Superior Court
Gurjeet Brar, Intern, Superior Court
Chris Arriola, District Attorney's Office
Elsa Jennings, Probation Department
Michael Clarke, Probation Department
Robert Young, 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
Stephanie Kitchen, Department of Alcohol & Drug Services (DADS)
Dana Bunnett, Kids in Common
Keith Neumer, San Jose Police Department
Chia-Chen Lee, VMC
Jenny Lam, County Counsel

Guests Present: Debbie Pell, Bill Wilson Center

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

Agenda Approval:

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

Public Comments/Oral Petitions: Dana Bunnett, Kids in Common reported on the following:

Ms. Bunnett distributed flyers on the following training opportunities targeting 18-24 year olds:

- Certified Nurse's Assistant (CNA) is an 8 week program to be held at Evergreen College. The deadline for applying to the program is Friday, June 5, 2015.

- Certified Information and Communications Technology (ICT) is a 22 week program offered by The Stride Center and will be taught at the Goodwill Silicon Valley headquarters at 1080 N. 7th St. in San Jose.

Employers will be on hand to assist with job placement at both locations.

Criteria for applying is that the youth have to be legally documented and complete a criminal history and background check before being accepted into either program.

Approval of Minutes:

On page 6, under Public Defender’s Office, first paragraph, third line the correct spelling of Melissa’s last name Wardlock.

Third paragraph, fourth line after Dept. 79 add “two” attorneys... and on the fifth line it reads “Also, the lawyers...” and should be amended to read “Also, “two” lawyers...”

Moved by Commissioner Manchester and seconded by Commissioner Colunga to approve the minutes of May 5, 2015 as amended, which passed unanimously.

REPORTS

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

- Ranch Report is in the process of being completed.
- RAIC Report is in draft form and should be approved today.
- JJC New Management Team is: Raul Colunga, Chair; Jean Pennypacker, Vice Chair; Ron Hansen, Secretary and Penny Blake will remain on the Executive Committee as the past chair.

Juvenile Justice Court: Judge Tondreau reported on the following:

- The County has identified a 25,000 square foot complex at Jackson & McKee, adjacent to the East Valley Clinic and the Regional Medical Center, to house the Receiving Center, Assessment Center and a Medical Center. It would be built by 2019 with only 6,000 square feet dedicated to the Receiving Center with the idea that a child will be kept at the Receiving Center only temporarily until placed. Parallel with the Center is a move to build a sufficient number of professional families so that the Receiving Center becomes obsolete. The Assessment and Medical centers would remain. The building would be designed and built so the County could use it for other purposes. The proposal is due before the Board of Supervisors in the September/October timeframe. Gary Graves, a member of the planning team, is very excited about this. Other agencies are interested in building out a second floor for their use, offering services for children and the community.
- Systems Training on Motivational Interviewing will be Wednesday, June 3, 2015 at 3:30 on the First Floor of Probation in the training room.
- There will no systems training for the month of July.
- Training on New Dually Involved Youth Protocol will be August 25, 2015 & 26, 2015 at 3:00 p.m. and will focus on new processes enabling DFCS and Probation to better work together.
- The Placement Committee for the Juvenile Justice Systems Collaborative continues to move forward, focusing on shortening the timeline between when a court order is made and a match for placement is made.

- Working on an MOU for the Competency Development Program between Mental Health and Probation with a meeting scheduled for June 3, 2015. The first draft looks good, thanks to Nancy Clark from County Counsel.
- Work continues with the CSEC Steering Protocol Committee. Along with the Commercially Sexual Exploitation of Children (CSEC) group that developed the Law Enforcement protocol, there is the County Human Traffic Commission and the South Bay Coalition on Human Trafficking (created by virtue of SB855). DFCS is working together with its partners; Probation, Law Enforcement & the Courts on a protocol: the triggers for contact, MDTs & Service. A letter of intent must be submitted by the end of June, and a full plan by the end of October. If the plan is approved the County, then could be State funding to implement these services.
- A Bill is in the process for \$32,000,000 to try to put funding back statewide for all the dependency attorneys. None of the money will be slated for Santa Clara County. Rather the state will be taking \$250,000 away. Included in the County proposed budget for the next fiscal year is one-time funding of \$200,000, roughly \$100,000 for LACY and \$100,000 for Dependency Advocacy attorneys to cover the lost funds, this proposal will be forwarded to the full Board of Supervisor for the final decision. The State Judicial Counsel believes Santa Clara County is over-funded for dependency lawyers.

Commissioner Gonzalez asked if the County decides not to fund, would that mean there's no support for these families. Judge Tondreau said they will have to cut back services such as not appearing in the Dually Involved Youth Court. Judge Lucero added that this county does many more reviews and court hearings than statutorily mandated. Judge Lucero said that by statute reviews can be cut back to once every six (6) months and added that some families are seen weekly in Dependency Wellness Court. The County provides a comprehensive intervention and there is a higher than average reunification rate. Judge Tondreau added that the workload is counted by filings and, with so many specialty courts, interventions and reviews, they are impacted far beyond what the filing numbers tell.

It was hoped that the Board of Supervisors (BOS) would finance three (3) new Social Workers, specifically for the Dually Involved Youth Co-Jurisdiction Team. While DSS and DFCS are asking for an increase in social workers, only one (1) is designated for the dually involved youth team. Judge Tondreau encouraged all to talk or email Laurie Medina or Bob Managucci and let them know the importance of these three (3) positions to the success of this program. Commissioner Pennypacker reported that at the last Children, Seniors and Family Committee, members suggested the county departments look for positions that have been vacant for years and move them to fill the gaps rather than request for new positions.

Judge Johnson reported on the following:

- The Court as a whole is losing funding due to its low number of filings as a result of diverting youths out of court.
- The Restraining Order Clinic in the Self-Help Center will be closed two (2) days a week.
- Judge Johnson will be in charge next month.
- Work continues with Next Door to establish a system to send young victims into programs.
- Meeting with various family law groups in the hopes that volunteer attorneys will take some of the youths needing parentage orders from Family Court regarding the custody, visitation & child support orders. Bay Area Legal Aid suggested having a workshop available to all of kids on the legal rights and obligation of parenthood.
- Perhaps the summer interns could look through the DV files to find youths with DV incidents and determine what they need, what is and is not helping them and family backgrounds.

Dana Bunnett inquired about the breakdown of teens being violent towards each other vs. their parents. Judge Johnson said boys are more likely to be violent towards siblings than their mother or girlfriends. The DV population is skewed a little bit with fewer Hispanics and older kids with lesser criminal records.

Commissioner Macavinta suggested looking at the Robert Johnson Foundation for funding.

Judge Lucero reported on the following:

- Judges Lucero introduced Intern Gurjeet Brar, who is from Fresno County and attended Lewis & Clark Law School in Portland, OR. Ms. Brar has published an article called Schizophrenia & Crime.
- Laura Diaz begins her internship on Monday, June 8, 2015.
- Judge Johnson will handle the Dual Diagnosis Calendar on Thursdays while Judge Lucero is on a three (3) week vacation. There will a judge handling the calendar all day Wednesday.
- Path to Services training will be held this afternoon from 2:30 p.m. to 4:30 p.m. on the Fourth Floor. This Webinar will be on Intervention & Incentives, focusing on actual tools to help youths succeed thru programs like the Most Valued Privilege. This is a pilot program in Path to Services Court. In order for any specialized court to be successful evidence-based tools must be used.
- The Educational Task Force meeting will be June 30, 2015 from 2:00 to 3:30 p.m. and will have updates on the Seven Point Strategy. ..
- Residential Treatment Mapping meeting was rescheduled for July 17, 2015 from 1:30 to 3:30 in Judge Lucero's chambers. There is a positive shift in getting kids to treatment with the beds being full. There are two (2) boys & one (1) girl on the waiting list. These are 30-90 day treatment beds and with 68 slots a year if they are being used.

Commissioner Serrano asked whether Dependency Court and Juvenile Justice Court are tracking youths to show whether courts are impacted because more kids are coming over from the Dependency system to the Juvenile Justice system. Judge Tondreau answered that they are being tracked, as all come to his court automatically for the Dually Involved Youth, and if they are currently in Dependency Court, a WIC 241 will automatically be done. Judge Tondreau added that this tracking is included in the annual data report.

Commissioner Gonzalez asked if the judges lobby with local state legislators to let them know of the impact their decisions make in Sacramento. Judge Tondreau said the court has a formal legislative committee that meets with legislators and then, on an as-needed basis, they will reach out and talk to legislators familiar to them. Judge Tondreau said that the Juvenile Court Judges of California are involved with any legislation that involves juveniles and make recommendations to lawmakers, adding that The Judicial Counsel has a Family & Juvenile Advisory Committee who offer feedback to legislators.

Dependency Court: Judge Clark reported on the following:

- Reunification Day will be June 17, 2015 at 2:00 p.m. at Social Service Agency, celebrating the reunification success stories.
- Judge Schwartz gave a presentation to the BOS in April on current procedures at Juvenile Court uses when prescribing psychotropic medications to children. A copy of her presentation is available on the BOS website.
- The Statewide Beyond the Bench conference will be held December 2-4, 2015 in Anaheim.

Chair Blake added that at the Children, Seniors and Families Committee meeting one of the budget items is to hire a public health nurse to track how children in placement are doing with psychotropic meds.

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

- The population report for May 2015 was distributed. Population at Juvenile Hall is 117 with 96 males and 21 females. The Ranch population is at 35, with 33 males and 2 females.
- Mother's Day celebration was held on Saturday, May 9, 2015. Megan Williams provided flowers for arrangements youth presented to either their mom, special teacher or line staff.
- The P.E. field is complete but not in use, as the lawn needs to mature. The exercise equipment will be installed in a few weeks when it arrives.
- The garden project will begin soon with the security units B-8, B-9 and G-1 in charge of its maintenance.
- There are about 5 or 6 MDTs for the PTR (Probation Terminated upon Release) youth. Judge Lucero is partnering with City of San Jose, Mayor's Gang Task Force to help youths with social security numbers, driver's licenses, medical & dental services, psychotropic medications, jobs and restitution.
- Painting of units B-8 and B-9 will begin in the next few months.
- The kitchen will be closed for 5 days to seal the roof against leaks. Meals will be coming from the Main Jail.
- The renovation project for the kitchen is moving forward with a contractor walk-through. Bids are due June 25, 2015 and the renovation will start in August. Plans will be developed in the interim on providing meals to the youths.

Department of Children & Family Service/Children's Receiving Center: None.

Behavioral Health - Mental Health Services: None.

Behavioral Health - Alcohol and Drug Services: Stephanie Kitchen reported on the following:

- A marijuana education campaign has begun with portions dedicated to an ad campaign that will be seen on VTA buses and ads that will run in movie theatres.
- June 18, 2015 will be launching first county-wide Keeping Kids Safe coalition, at 1075 E. Santa Clara St. The program was created to bring together all kids advocacy groups.

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

- Bonita Devers, RN from Valley Medical Center received the Nurses of the Year Award in the category of Caring & Healing.
- VMC & Probation are working together on an accreditation survey that will begin next week from the Institute for Medical Quality, a not-for-profit subsidiary of the California Medical Association. VMC and Probation will be working together on this inspection.

Law Enforcement Agencies: No report.

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

- There were three (3) Direct Files during May. One was for a carjacking, one for an attempted murder and one for an armed robbery.
- May was a slow month with 104 filings. Overall, Juvenile crime has decreased nationally.
- The TABS program has had a positive effect with two (2) SJPD officers running the program. Approximately 3-4 % of all youths picked up are arrested (usually for weapons possession), with

the remainder returned either to the TABS Center for parent pick-up or brought to school. Truancy filings have dropped for the Eastside but referrals are about the same, resulting in about 2,500 mediations for individual families in 2014. The rate of kids returning to school is usually about 60% but for last year it was about 70%.

Commissioner Macavinta asked if there is a coordinated countywide public relations effort to boost State and National press coverage on the successes of these programs. Mr. Arriola said that it has been discussed about what kinds of reports should go to the BOS for press coverage, adding that few articles have been in the Mercury News.

Independent Defender's Office: None.

Alternate Defender Office: None.

Public Defender's Office: JJ Kapp reported on the following:

Mr. Kapp addressed the issue of Public Defender turnover in the Juvenile Courts, calling it a serious issue for clients and the courts and something the Public Defender's Office takes very seriously. Mr. Kapp said the administration is committed to reducing turnover and getting more experienced people into positions for longer periods of time.

Judge Tondreau suggested that juvenile justice be a two-year assignment. Statute mandates a three-year assignment for judges.

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

Alternative Schools Department, COE: None.

Victim Witness Assistance Center: None.

YWCA Rape Crisis Center: None.

Announcements/Correspondence: None.

Old Business: None.

New Business: None.

Adjourn to Executive Session: Chair Blake adjourned the meeting to Executive Session at 1:20 p.m.

Next Meeting: July 7, 2015.

Respectfully submitted,

Barbara Crump