

**COUNTY OF SANTA CLARA
JUVENILE JUSTICE COMMISSION
APPROVED Meeting Minutes-June 7, 2016
Santa Clara County Service Building 2, 1555 Berger Drive, San José, CA**

Commissioners Present: Raúl Colunga, Chair Kimberly Dong
Jean Pennypacker, Vice Chair Gustavo Gonzalez (12:32 p.m.)
Ronald Hansen, Secretary Courtney Macavinta
Penny Blake, Past Chair Nora Manchester
Anusha Agarwal Carol Rhoads
Raymond Blockie Vincent Tarpey
Bonnie Charvez

Commissioners Absent: Commissioners Victoria BurtonBurke and Pamela Serrano
Excused

Also Present: Honorable Franklin Bondonno, Superior Court
Honorable Katherine Lucero, Superior Court
Honorable Pat Tondreau, Superior Court
Octavio Jimenez, Superior Court
Janice Jones, Superior Court
Jenny Lam, Deputy County Counsel, County Counsel's Office
Michael Clarke, Probation Manager, Probation Department
Vone Kegarice, Manager, Probation Department
Jill Uglade, Supervisor, Probation Department
Elsa Jennings, Probation Department
Nigel Williams, Probation Department
Sean Rooney, Probation Department
Chris Arriola, Supervising Deputy District Attorney, District
Attorney's Office
Nisreen Baroudi, Juvenile Court Supervising Attorney, Public
Defender's Office
J.J. Kapp, Assistant Public Defender, Public Defender's Office
David Epps, Alternate Defender Office (ADO)
Kevin Rudich, Alternate Defender Office
Jennifer Hubbs, SSPM, Department of Family and Children's
Services/RAIC
Dana Bunnett, Director, Kids in Common
Cindy Clausen, Community Solutions
Lauren Gavin, Behavioral Health, Juvenile Hall
Sally Lawrence, Healthcare Program Manager,
BHSD/Department of Alcohol and Drug Services
Jennifer Kelleher Lloyd, LACY
Sakeena El-Amin, FLY
GeDá Jones-Herbert, Site Manager, FLY
Arcel Blume, CEO/Director, Office of Cultural Competency
Chia-Chen Lee, Manager, Valley Medical Center (VMC)

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Conner ???, Intern, Superior Court
Teresa Hernandez, Intern, Superior Court

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

Introduction of New Youth Commissioner: Commissioner Pennypacker introduced the new Youth Commissioner, Anusha Agarwal, a senior at Monte Vista High School. She also participates in Peer Court.

Announcement of Youth Commissioner Resignation: Effective July 1, 2016, Youth Commissioner, Kimberly Dong, with almost two year of service, will resign to attend college.

Agenda Approval: Moved by Commissioner Tarpey and seconded by Commissioner Rhoads, the agenda for July 7, 2016, was approved unanimously.

Public Comments/Oral Petitions: None

Approval of Minutes: Moved by Commissioner Manchester and seconded by Commissioner Pennypacker, the minutes for May 3, 2016, were approved unanimously.

PRESENTATION: “Non-dependent Minors”, Jill Uglade, Supervisor, Juvenile Probation Unit, Probation Department, and Mary Bianchi, Non-Minor Dependent Unit Supervisor at the Department of Children and Family Services. (PowerPoint Presentation printout attached)

- Overview of Extended Foster Care Providing Services to Non-minor Dependents – presentation shared goals and benefits, eligible and disqualifying criteria, detailed processes, participation conditions, and placement options.
- The main goal is to provide a network of support for non-dependent minors transitioning into the community.

REPORTS

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

- Conducted interviews for new youth commissioner.
- Had a strategic planning meeting to identify areas of interest for the commission, and will look into building efficiencies in existing procedures and processes to allow the commission to concentrate on the areas identified. Three areas of interest:
 - Role of education in justice-involved youth
 - Exploring the numbers of undocumented minors in the system
 - Look at broader population of youth on probation; looking primarily at institutions, as well as minors on supervised probation
 - Will set up presentations with the services side of probation to further educate the commissioners
- Have posted the Juvenile Hall Inspection Report.
 - Currently, three ongoing inspections at RAIC, James Ranch, and Group Home
- Court Users Final Report to optimistically be completed in July.

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- Recruiting for a new youth commissioner to fill vacant position.

Juvenile Justice Court: Judge Tondreau reported on the following:

- Judge Tondreau thanked commission for support in securing depleting funds due to budget cuts. After attending many meetings and advocating before the Board, expect to secure \$950,000 from the Board unless funded by the State.
- Bill going through the State to increase budget by \$22 million for the entire dependency representation program with request for an additional \$7 million to hold counties like Santa Clara County harmless, and avoid being forced to release the funds to other counties (exact numbers provided by Jennifer Kelleher Lloyd, LACY).
- SB 941 (eliminate fines and fees for juveniles and parents) and SB 2695 (Competency of minors) are locked in the Senate budget committee's suspense file.
- Tomorrow is Reunification Day in Dependency Court and State-wide – 2:00 p.m. to 4:00 p.m. at 333 Julian Street, San Jose auditorium. 5 families will be reunified.

Clarification was given by Jennifer Kelleher Lloyd, LACY to commission question regarding local status of fines and fees. It went through the Children, Seniors and Families committee. Jeff Smith wanted more accurate numbers. May not happen as proposed, but still headed in the right direction.

Judge Lucero reported on the following:

- Judge Lucero thanked Elsa and her team for the excellent learning library in Juvenile Hall.
- Indicate Drug Court conference went well. Path to Services team made a presentation. Looking forward to hosting site visits from other counties. Octavio is able to send out the video of the presentation.
- Octavio Jimenez will be leaving the Courts. He has received a permanent job with the Judicial Council advising courts in criminal division.
- Nurses are now onsite at the Court. In Judge Lucero's court, there is a type of small clinic on Monday, Tuesday and Fridays. Out of custody youth are receiving services.
- A legislative office analysis from Sacramento will come on 6/22/16 to see the type of work done in Santa Clara County Superior Courts.
- Judge Johnson conducted Juvenile Hall inspection, and it should be out soon.
- Introduced summer interns Conner ??? from UC Davis Law School, and Teresa Hernandez.

Judge Bondonno reported on the following:

- Judge Bondonno reported the need for more psychologist examiners. Currently have 17, we need approximately 30. Has sent memorandum to the other judges for references. Would like to double the number between now and August.
- The idea of doing a test program with a GPS and EMP program is now at a standstill. The initiative needs more collaborative efforts from other departments in the county in order to move forward.

Chair Colunga mentioned that two audience members at last month's meeting from another county were pleased with the level of participation of the Bench in Santa Clara County and the Juvenile Justice Commission. They contacted Judge Tondreau to inquire about how to achieve the same level of participation in their counties.

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Probation Department Juvenile Program: Michael Clarke reported on the following:

- Numbers have been sent out and posted: 100 minors at Juvenile Hall; 26 at the Ranch; 51 on EMP; 19 on CRP; 7 at the Juvenile Hall commits as of 6/6/16; 1 male and 1 female on the waitlist for James Ranch; Edge has 8 males; Peak has 11 males and 1 female. Numbers have been broken down many different ways.
- Going through PREA Audit in Juvenile Hall. Currently out ahead of PREA which will go into effect in October 2017. Ranch audit will occur next. Evaluates areas of concerns and effective areas.
- Clarified Judge Lucero's description of the Learning Library, which is a Learning Lounge. Currently successful. Books have been donated. Osborne School will use it for English classes. Books can be checked out and/or taken home.
- Garden Project going great. B3 loves it. Quickly running out of room due to excitement, and might have to expand.
- Two eligibility workers started 6/6/16. They are in Juvenile Hall, and in Court on Thursdays. Have started moving and meeting with parents. Will be beneficial to help parents find living assistance.
- Janes Ranch construction update – has final approval from State. Contractor has approval from the County. Need a signoff from State.
- Completed BSCC Inspection at Juvenile Hall and the Ranch with a few technical recommendations for improvement.
- Tiny House Project now looks like a house. Still some work needed. Looking at Labor Day completion date.
- Addressed the questions regarding the undocumented youth at the Ranch. The average is 1 or 2. The youth are not treated any differently in terms of the Ranch program.

Judge Lucero clarifies the need for currently undocumented youth at the Ranch need Special Juvenile or Minimum Process Papers so when they leave they are given a pathway to citizenship. As soon as Probation Officer is aware a child is undocumented, the child needs to begin the Special Juvenile Immigrant Status paperwork. The Public Defenders are able to help with the paperwork. Judges need a declaration to sign for the Special Juvenile Immigrant Status paperwork, and immigration attorneys take it over. Missing is the ability to identify the undocumented youth.

Jennifer Kelleher Lloyd, LACY added comments. Currently with Public Defender regarding undocumented youth in the Juvenile Justice system. Some youths are not processed due to the offense committed. It is a risk to file, and if they are not approved, they could be deported. This is a choice they give to the youth. Have 3 pending with what is considered the more serious case. Currently a hold issued with certain countries. Willing to do a presentation to staff and youth to educate them about the process.

Judge Lucero mentions the DREAM Act as another option.

Department of Family & Children's Services (DFCS)/Receiving and Assessment Intake Center: Ms. Jennifer Hubbs reported on the following:

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- The DFCS has successfully moved the high risk youth committee, the runaway youth, to the RAIC to be more actively involved in participating in the planning of/for the youth. Working with the Assistance League of Los Altos, who may be sponsoring a Street Survival Bag for the youth deciding to leave without placement services support. A request for a contract asking for things the County may not be able to provide, is currently stalling the process.
- Moved towards having a sheriff 24/7, but now there is an issue with the appearance of the sheriff. Would like to the officer to dress down, yet still represent authority. Scheduling a meeting with captain and lieutenant to see if the request to dress down can be accommodated.
- Gift Cards are up and running. County licensed home, relatives, and emergency placement homes to help with purchasing items for the children. It is still successful.
- Meeting 6/6/16 with San Andreas Regional Center with multiple levels of county collaboration discussing training opportunities and recruitment for foster parents.
- CAN Center numbers will be not be out for a while due to restructuring.

Jennifer Hubbs clarified question regarding purchasing alcohol with the gift cards. There is a limit to the items purchased, and parents sign an agreement.

Commission Colunga requested to know the progress on the stakeholders meeting, and getting them restarted. Ms. Hubbs has nothing to report as of now.

Behavioral Health - Mental Health Services: No report.

Behavioral Health – Substance Abuse Treatment Services: Ms. Sally Lawrence reported on the following:

- Added onsite substance abuse treatment services to Broadway Continuation High School in addition to the 15 other high school campuses serving in the County.
- FDA starting August will regulate E-Cigarettes which will prohibit purchase for youth.

Police Department / Law Enforcement Agencies: No report.

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

- June 9, 2016, a new law will go into effect making it a misdemeanor to sell tobacco products to anyone under the age of 21. It also decriminalizes the possession of tobacco by anyone under the age of 21 (i.e., no punishment for possession).
- Will start to do stings next month with youth attempting to purchase cigarettes.
- Marijuana possession is infraction for youth unless on school grounds.

Public Defender’s Office: Nisreen Baroudi reported on the following:

- Team is going to conference on 6/11/16 for AB 703 for Delinquency Training.
- PDs are spending time in training all over the nation.
- The ballot initiative to eliminate direct files will be going forward.
- Making way through the State: SB 1052 provide room for additional protection for during a custodial interrogation by a police officer. Saying you need to have legal counsel before giving the Miranda Warning, and court can consider the failure to give the warning.

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- Making way through the State: AB 2298 – ability to challenge being placed in a gang database.

Independent Defender's Office: No report.

Alternate Defender Office: David Epps reported on the following:

- First law school students will come into the office 6/8/16.

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

- Thanked the commission for support while addressing Board of Supervisors
- Going to be opening up a new medical/legal partnership clinic at the new downtown clinic that VMC is opening. Contract still in the works, but will add attorney services. Intake worker and social worker to serve kids and families.

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

- Dr. Arush is leaving at the end of July. VMC is in the process of looking for a replacement.

Alternative Schools Department, COE: No Report.

Victim Witness Assistance Center: No Report.

YWCA Support Services: No report.

Announcements/Correspondence: Documents attached.

Old Business: None.

New Business: None.

Adjourn to Executive Session: Chair Colunga adjourned the meeting to Executive Session at 1:37 p.m.

Next Meeting: July 5, 2016, at 12:15 pm.

Respectfully submitted,

**Janice Jones
Recording Secretary**