

**COUNTY OF SANTA CLARA
JUVENILE JUSTICE COMMISSION
APPROVED Meeting Minutes-May 3, 2016
Crime Lab, 1st Floor
250 W. Hedding St.
San Jose, CA 95110**

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

Commissioners Absent: None

Also Present: Honorable Pat Tondreau, Superior Court
Honorable Katherine Lucero, Superior Court
Honorable Margaret Johnson, Superior Court
Honorable Frank Bondonno, Superior Court
Octavio Jimenez, Superior Court
Jenny Lam, County Counsel's Office
Zelia Faria Costa, Probation Department
Elsa Jennings, Probation Department
Robert Young, Probation Department
Jermaine Hardy, Probation Department
Nigel Williams, Probation Department
Sean Rooney, Probation Department
Liz Jacobs-Ware, Probation Department
Stephanie Kitchen, Probation Department
Michael Clarke, Probation Department
Chris Arriola, District Attorney's Office
Nisreen Baroudi, Public Defender's Office
Karen Steiber, Independent Defender's Office
David Epps, Alternate Defender's Office
Kevin Rudich, Alternate Defender's Office
Jennifer Hubbs, Department of Family & Children's Services (DFCS)
Mario Lopez, Supervisor Cortese's Office
Maya Marjanovic, Supervisor Chavez's Office
Dana Bunnett, Kids in Common
Cindy Clausen, Community Solutions
Lauren Gavin, Behavioral Health, Juvenile Hall
Sally Lawrence, BHDS/DADS
Jennifer Kelleher Lloyd, LACY
Yvette Irving, Santa Clara County Office of Education, (SCCOE)
Sakeenah El-Amin, FLY

Guests Present: Morgan Bricca, Artist
Arash Anoshiravani, MD
Patricia Boortz, Orange County Juvenile Justice Commission
Michele Gustafson, San Mateo County JJDP

Call to Order & Introductions: 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 Manchester and seconded by Commissioner Tarpey, the agenda was approved unanimously.

Public Comments/Oral Petitions: None.

Approval of Minutes:

Moved by Commissioner Tarpey and seconded by Commissioner Manchester to approve the minutes of April 5, 2016, the minutes were approved unanimously.

Recognition: Morgan Bricca

Commissioner Ron Hansen acknowledged and thanked Ms. Morgan Bricca, local mural artist, for her outstanding contribution to the successful Mural Program as she worked with the youth at Juvenile Hall whose talents visually transformed the Medical Clinic's two exam rooms, waiting area and the new library at Juvenile Hall. Through her tutelage she not only transformed rooms at Juvenile Hall but also transformed the youth. Commission Hansen presented Ms. Bricca with a Certificate of Appreciation.

REPORTS

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

- JJC will be approving the Juvenile Hall Inspection Report at Executive Session.
- The RAIC Report is in progress with a completion date of late June early July.
- The Ranch Inspection report is in progress anticipating a completion date of June.
- Youth Commissioner Jeremiah Tanojo has resigned from the JJC. It is the hope that JJC will receive a recommendation for potential replacement at Executive Session.

Juvenile Justice Court: Judge Tondreau reported on the following:

- Judge Tondreau met with the Child Abuse Council regarding two doctors in Santa Clara County, experts on physical abuse of children, who have been terminated, leaving no other doctors in line

with their level of expertise. He has asked Judge Schwarz to continue the investigation due to Judge Tondreau's hearing of the sibling's case of the victim in his courtroom.

- Santa Clara County faces a serious problem regarding funding of the two organizations that represent parents and minors in Juvenile Dependency Court. The Judicial Council decided to retain a 4-year reallocation plan started in 2015. New workload studies indicate programs will lose \$950,000 beginning September 1, 2016 which is a 25% loss of staffing, directly impacting the Wellness Court and the youth it serves. Judge Tondreau encouraged JJC to take on this issue as an emergency.

Judge Lucero reported on the following:

- Beginning July 1, 2016 new forms and new laws will be forthcoming regarding Record Sealing.
- Beginning July 1, 2016 new qualifications for delinquency lawyer/defense attorney will become effective.
- Educational Rights training was received from a professor out of Washington, DC, who said that if every attorney was trained in Educational Rights, there would be no kids in Juvenile Hall.
- Path to Services Court team was selected to showcase the Drug/Alcohol Dual-Diagnosis Court in Los Angeles in June 2016. Data on 25 graduates of the youth program that began June 2015, show program successes as follows:
 1. School attendance increased 29%.
 2. Family relationships with good outcomes increased 26%.
 3. Drug use decreased 50%.
 4. Attainment of at least one educational goal increased 57%.
 5. Attainment of one or more goals increased 25%.
 6. Average time of no drug use was 120 days.
 7. 80% of kids were connected to the services they requested.

Judge Lucero said this is a grant-funded court and at some point the money will run out, adding that infrastructure needs to be developed. She urged JJC and the BOS to take the matter seriously.

- Eligibility worker begins on Thursday, May 19, 2016 in Path to Services Court.
- A nurse will be available in the courts for health checks, reproductive health, consultations, health care referrals and insurance connection for families.
- Supervisor Cortese is committed to taking up the issue of eliminating fines and fees in Santa Clara County, which would be the fourth county in California to do so, adding that a Senate Bill aims to eliminate fines and fees in all 57 counties. Mario Lopez added that Supervisor Cortese's Office has been communicating with OBA and Probation to identify collection rates of around 14%, saying that annual collection has been in the range of \$200,000 to \$300,000. Mr. Lopez will be contacting the Department of Revenue for information on how to address the issue, and will be collaborating with FLY.

Judge Johnson reported on the following:

- The DIY Team attended the first National Conference on Dually Involved Youth and deemed the conference a success.
- Court User Committee has accomplished the following:
 1. ROBO calls for youth and parents, advising them of their next court appearance date, should be running by June.
 2. Waiting room slips have been updated which will assist the court in identifying families in court and their priorities.

3. CBO Basic Training is scheduled for October 26, 2016 for those who interface with the court system.
4. Parking validation for the families is now in progress.

Judge Bondonno reported on the following:

- The current EMP system will only tell if a kid is close to the unit adding there are issues with the system due to the location of where some of these families live. For the past 5 years a GPS/EMP system has been use in some counties with success and urged the commission to support its use.

A lengthy discussion ensued and it was determined that Jermaine Hardy would pull the stake holders together along with JJC to begin discussion on the matter.

Dependency Court: No report.

Probation Department Juvenile Program: Jermaine Hardy reported on the following:

- The two eligibility workers that begin on Thursday, May 19, 2016 are Marissa Ponce & Lisa Baldovinos from SSA. Mr. Hardy thanked Judge Lucero for championing this project, adding it is possible that an eligibility worker will be extended to the Ranch.
- The nurse stationed at court will begin June 3, 2016 working Mon-Wed-Fri from 8:00 a.m. to 12:00 p.m. to assist the families.
- On April 26, 2016 the BOS accepted the proposal for the James Ranch construction project approving Roebbelen Construction as the contractor for construction of the dorm, kitchen, gym and new administration building. They are moving on to the Pool Money Investment Board (PMIB) phase working with FAF who will work with the State to get approval to proceed.
- The Juvenile Hall kitchen remodel project is proceeding with a target finish date of August 2016.
- The Juvenile Hall security/surveillance camera project is approved but awaiting finalization of the County's surveillance policy by Supervisor Simitian's Office before moving forward with installation of new cameras and control room equipment.
- The State inspection for Juvenile Hall and the Ranch was conducted in April 2016 and went well. Some minor updates need to be addressed to comply with the State, mainly around existing policies that need to be modified as well as creation of new policies due to new laws and Title 15 requirements. Robert Young will be working with staff to update the policies manual. The report should be completed by June-July 2016.

Sean Rooney reported on the following:

- The population report for April 2016 was distributed. Population at Juvenile Hall is 88, with 78 males and 10 females. The Ranch population is at 34, with 29 males and 5 females.

Elsa Jennings reported on the following:

- Mother's Day celebration will be held Saturday, May 7, 2016 with Megan Williams, who has been providing flower arrangements for the past 20 years, to help the youth present the flowers to their mom, special teacher or line staff. Megan will be interviewed by NBC Bay Area.

Commissioner Gonzalez asked why the population is 20% lower than last year. Mr. Hardy said national and state numbers are down. Judge Lucero added that there has been an increase in EMP units which

may have contributed to the lower numbers. Mr. Arriola stated that meaningful options such as out-of-custody and pre-jurisdictional wrap around services have helped, in addition to a lower crime rate.

Department of Children and Family Service/Children's Receiving Center (DFCS): Jennifer Hubbs reported on the following:

- Next meeting for the future site of the RAIC is May 10, 2016 at 3:00 p.m. for the East Valley Clinic Master Plan Project.
- The SPARK Clinic lost two doctors but, starting Tuesday, May 17, 2016 a full-time pediatrician will be helping out.
- Beyond the Bench Conference will be held September 9, 2016 at the Masonic Temple.

There was a lengthy discussion regarding Child Abuse protocol.

Behavioral Health - Mental Health Services: No report.

Behavioral Health - Alcohol and Drug Services: Sally Lawrence reported on the following:

- There is a higher need for substance abuse treatment service in South County especially in the Gilroy area and they are currently working to fill a vacancy to address the issue.
- State Department of Health Care Services conducted an evaluation and technical assistance for substance abuse treatment services for youth and provided much helpful feedback and direction. She added that the State considers Santa Clara County a model county in for its substance abuse treatment services for youth. They are pleased with the high standard of service providers.

Stephanie Kitchen reported on the following:

- Santa Clara County has a newly created Opioid Overdose Prevention Project, with a coalition to work with the medical community, law enforcement and households on the use and misuse of prescription drugs and its impact on youth. They are working with the medical community on safe prescribing policies and disposal of medications, and on educating the youth.

Judge Lucero asked Ms. Lawrence since the combining of Behavior Health and DADS, does the specialist handle both. Ms. Lawrence said that they have always handled both.

Law Enforcement: None

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

- There were two Direct Files in April, one case was a series of armed robberies and the other was a homicide.
- Toured the Ranch in April and found it very helpful for the attorneys.
- DA's Office will tour EDGE/PEAK on Friday, May 20, 2016.
- Truancies are up, with the DA's Office handling one or two truancy mediations a week serving 300 Eastside families, and in San Jose with two or three sessions a week serving about 3,000 families. The program is showing a success rate of 50-70% of kids returning to school.

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

- Fitness Report Training on adolescent brain development and new fitness criteria by Clinical & Forensic Psychologist, Rahn Y. Minagawa, PHD will be Wednesday, May 11, 2016 from 12:00 p.m. to 1:30 p.m. at the Crime Lab, 250 W. Hedding Street in the Conference Room #1.
- AB703 Training for attorneys will be on June 11, 2016 in Berkley.
- Ashante Mitchell is conducting a presentation to some middle school kids on Miranda Rights.
- The Supreme Court is hearing arguments regarding the ballot initiative to repeal direct filing.

Independent Defender's Office: No report.

Alternate Defender Office: Kevin Rudich reported on the following:

- Mr. Rudich thanked all those who worked on securing parking passes for the families, adding it has a positive impact on the parents as well as the courts.

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

- Budget cuts is biggest issue with LACY and Dependency Advocacy Center. LACY is working with the two Budget Committee's in the two houses regarding funding which is chaired locally. These cuts will affect several services such as the dually involved youth attorney, the work with victims of exploitation & identity theft. This is a 4-year plan and if nothing changes it will continue to get worse next year until the final year when it gets better. One of the only ways this will change is if the State legislature and the governor allocate the amount needed for funding. Currently they are approximately \$80 million short.

Medical Services: None.

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

- Community School/Court School graduation will be May 31, 2016 at 6:00 p.m. at the County Office of Education.

Commissioner Blake congratulated Ms. Irving for the kids that have graduated from Snell School.

Victim Witness Assistance Center: None.

YWCA Support Services: None.

Announcements/Correspondence: None.

Old Business: None.

New Business: None.

Adjourn to Executive Session: Chair Colunga adjourned the meeting to Executive Session at 1:28 p.m.

Next Meeting: June 7, 2016, DA Crime Lab Conference Room, 250 W Hedding St., San Jose, CA.

Respectfully submitted,

Barbara Crump