

COUNTY OF SANTA CLARA
JUVENILE JUSTICE COMMISSION
Meeting Minutes-May 1, 2018
Crime Lab, 1st Floor
250 W. Hedding St.
San Jose, CA 95110

Commissioners Present:

Penny Blake	Nora Manchester
Raymond Blockie	Carmen Montano
Victoria BurtonBurke, Secretary	Jean Pennypacker, Chair
Dante Duffel-Steen	Carol Rhoads
Gustavo Gonzalez (12:22 pm)	Vincent Tarpey
Ron Hansen, Vice Chair	Lissa Thiele

Commissioners Absent: Dana Bunnett, Manasa Kumarappan and Courtney Macavinta

Also Present:

Honorable Katherine Lucero, Superior Court
Honorable Pat Tondreau, Superior Court
Julie Spiegel, County Counsel's Office
Jeremy Harding, Probation Department
Corina Herrera, Probation Department
Elsa Jennings, Probation Department
Vone Kegarice, Probation Department
Giap Le, Probation Department
Dolores Morales, Probation
Juie Posados-Guzman, Probation Department
Roseanne Rodarte, Probation Department
Sean Rooney, Probation Department
Robin Schlice, Probation Department
Bart Sloan, Probation Department
Carl Tademaru, Probation Department
Zelia Faria-Coster, Sr MHPS, Behavioral Health
Veronica Robles, Behavioral Health, Mental Health Services
Patty Dolan, Behavioral Health, Alcohol and Drug Services
Chris Arriola, District Attorney's Office
Cindy Hendrickson, District Attorney's Office
Nisreen B Younis, Public Defender's Office
Marie Danh, Alternate Defender's Office
David Epps, Alternate Defender's Office
Kevin Rudich, Alternate Defender's Office
Amanda Kennedy, LACY
Vincent Cabada, FLY
Francesca LeRue, Department of Family and Children Services (DFCS)
David Putney, Santa Clara County Office of Education (SCCOE)
Eleanor Yick, League of Women Voters, Southwest
Michelle Pelayo Osorio, Office of Women Policy
Amanda Montelongo, City of San Jose
Shelley Aggarwal, VMC
Kim Jacobs, VMC/LPCH
Chia-Chen Lee, VMC

Bud LoMonaco, Silicon Valley Crime Stoppers
Amanda Clifford, Bill Wilson Center
Deborah Pell, Bill Wilson Center
Marcia Rincon-Gallardo, Noxtin
Ysenia Sepulveda, NCN
Mariah Tapia, My Summit
Angel Rodriguez, My Summit
Aaron Zisser, Independent Police Auditor
Maribel Martinez, Director of the Office of LBGTQ Affairs,
County of Santa Clara.

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

Agenda Approval:

1. Chair Pennypacker added to the agenda "Swearing in of Carmen Montano."
2. Commissioner BurtonBurke corrected the "Next Meeting Date" from May 1, 2018 to June 5, 2018.

Moved by Commissioner Manchester and seconded by Commissioner Rhoads, to approve the agenda as modified, was approved unanimously.

Public Comments/Oral Petitions: None

Approval of Minutes:

Add "2018" where a date is mentioned.

Moved by Commissioner Tarpey and seconded by Commissioner Hansen to approve the April 3, 2018 Minutes as modified, was approved unanimously.

Administration of Oath of Office: Judge Tondreau administered the Oath of Office to Carmen Montano.

Acknowledgement of Kathy Martinez, Deputy Chief Probation Officer:

Judge Tondreau presented Ms. Martinez with a Certificate of Appreciation for her 24 years of dedicated service to the County of Santa Clara Probation Department and thanked her for her ideas, her passion and knowledge. Ms. Martinez was well trained, knew Best Practices, and knew how to take care of the families and the youth. She was so comfortable with collaboration and never once flinched at a problem or the collaborative way of doing things. She was always open to input. She felt we are all stronger when we do things together.

Chair Pennypacker also presented Ms. Martinez with a Certificate of Appreciation and recognized her Dedication and service to the Santa Clara County Probation Department.

Presentation: Judge Katherine Lucero and Julie Posados-Guzman on Gender Specific Issues in the Juvenile Justice System.

Judge Katherine Lucero, Superior Court and Julie Posados-Guzman, Santa Clara County Probation Department distributed a PowerPoint presentation and gave an overview and update on the Santa Clara County Gender Responsive Task Force.

The GRTF was established in 2015 to create a comprehensive model for responding effectively to justice-involved young women in Santa Clara County, decreasing their risk of recidivism and victimization, while increasing their quality of life outcomes.

Ms. Posados-Guzman said that this task force came about because she has devoted most of her career to improving outcomes for justice-involved young women in the Bay Area. She has worked with multiple jurisdictions throughout California to improve the Human Trafficking Model and to focus specifically on the trauma young women and girls are experiencing, how it drives them into the system and how we can better respond to stabilize and support them so they do not return.

She said that partnership collaboration, communication and transparency are necessary to effectively create change.

Judge Lucero said even adolescent brain development is different for girls than it is for boys. According to scientists, the amygdala, the part of the brain where emotion generally arise, develops 18 months sooner for girls than boys. While girls are producing estrogen, boys are producing testosterone. Estrogen has a natural chemical release of oxytocin which is bonding and relationship building. Testosterone promotes aggression. Stephanie Covington would say that the system was built for boys and our response was built for boys. The system needs to re-imagine itself for girls.

Q and A:

Commissioner Gonzalez asked what type of mental issues girls are facing.

Judge Lucero broke down the percentage as follows: 25% substance abuse; 18% depressive disorders; 10% PTSD; 11% adjustment orders; 4% ADHD.

Commissioner Montano asked if this report was on young girls and women, too.

Judge Lucero said is age range is 12-19.

Commissioner Montano asked how the success of the services for these girls is measured.

Judge Lucero said all of the services are evaluated but does not know if they are evaluated by gender, adding that support services and Mental Health services create better outcomes for the youth.

Judge Lucero invited Maribel Martinez, Director of the Office of LBGTQ Affairs, County of Santa Clara, to make an announcement about the CAPSTONE project.

Maribel Martinez said the CAPSTONE Committee, whose members come from Public Defender's Office, Behavioral Health, District Attorney's Office, Juvenile Justice and various other partners spent a week in Georgetown at the Center for Juvenile Justice Reform in October 2017 to learn how to support LBGTQ youth. Ms. Martinez says they will be launching an organizational assessment on LBGTQ readiness and will be asking agencies, schools, non-profit organizations and partners to complete a very simple 10-question assessment about how they are serving

LBGTQ youth, where deficiencies are and supports are needed. With the data received, a “tool kit” will be created to assist in gathering data for those in direct contact with youth. LBGTQ will be attending Beyond the Bench on May 18, 2018 and will be making an announcement on their experience at the Juvenile Justice Reform they attended in Georgetown in October of 2017 and what they hope to accomplish with the CAPSTONE.

REPORTS

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

- The Ranch Inspection is in progress.
- A Recruitment Committee has been formed to visit various agencies and service groups and generate interest in serving on the JJC. JJC will visit the Grand Jury in June 2018.
- The Group Home Committee remains active and is meeting monthly.
- An Ad Hoc Committee has been formed on detention of youth under the age of 14. Commissioner Macavinta will give a review of the Recommendations and Commendations for Juvenile Hall, which can be viewed on the JJC website, at the June 5, 2018 meeting.

Juvenile Justice Court: Judge Tondreau reported on the following:

- Judge Tondreau met with JJC and members of the Ad Hoc Committee along with Dr. Stern regarding the current location of RAIC that will be closed by December 31, 2018. The Eastside Project is too much money for the County to handle.

Dependency Court: None.

Alternative Schools Department, COE: None.

Probation Department Juvenile Program: Nick Birchard reported on the following:

- The population report for April 2018 was distributed. Population at Juvenile Hall is 125, with 111 males and 14 females. Ranch population is at 38, with 34 males and 4 females.
- Juvenile Hall/Ranch State Inspection will begin in the next few weeks of May 2018 and will involve Behavioral Health as well as COE.
- Preparations are being made regarding the video surveillance program this summer and the new server for the EMP program, along with a painting project on the outside of the JH building.
- Ranch construction is in progress with the hope of completion by October/November of 2018. The plan was a three-phase process with the dorm opening this year and the gym, kitchen and administration building to open the following year. Construction is behind on the Dorm but they were catching up on phase 2.
- Executive Team from County of Los Angeles Juvenile Probation to look at Santa Clara County Juvenile Hall and Ranch best practices

Elsa Jennings reported on the following:

- Megan will once again provide flowers for youth to present to their moms for Mother's Day.
- Classes on gun violence conducted by the Santa Clara County Sheriff's Department have been posted for youth to attend.

Vone Kegarice reported on the following:

- The Juvenile Executive Team is currently making a presentation to the BOS to secure funding for new interventions for youth 14 and under.

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

- Ms. LeRue distributed the March 2018 Monthly Statistical Report and gave a brief overview. As of May 1, 2018 there are 71 children in Group Homes; 21 children in STRTP's; (the vast majority of youth in STRTP's are in Santa Clara County.); The kids that are out-of-county are in out-of-county STRTP's due to the specialty of the STRTP, i.e.; one youth from Santa Clara County is a fire setter and the out-of-county STRTP provides specialized help for that youth. Youth in STRTP's must transition within six (6) months, the model for stabilization. If after six (6) months the youth no longer needs the same level of care then, by State policy, they transition down. If a youth continues to need a higher level of care, then RAIC can request a three (3) month extension. An STRTP is not a Group Home. Kids cannot stay longer than what is medically necessary for them to stabilize and move forward. The State gave Counties the okay to submit an individualized plan for every youth in a group home in which they have not been able to find a home-based placement.
- The lease for the Enborg site will expire December 31, 2018. Ms. LeRue agrees that the Eastside site is out of reach. The push is be for the RAIC to be stationed with the SPARK Clinic. The 725 E. Santa Clara Street site, the former site for the RAIC that flooded, does not meet the needs of the RAIC for licensing as required by the State as a transitional shelter. It would cost at least \$100,000 to renovate to meet licensing standards and that space only accommodates 7-9 youth, not enough at any given time. The highest number of youth at the RAIC was sixteen (16). Locations in Mt. View and Milpitas have been found but they are too distant from the SPARK Clinic.

Chair Pennypacker recalls Social Workers being unhappy with having to transport youth from the Enborg site to the SPARK site. The same issues would apply if the RAIC moves to Mt. View or Milpitas.

Ms. LeRue said it is a challenge not only to get a youth to the doctor, but they are finding that once a placement has been found the youth refuses to go.

Commissioner Gonzales asked about finding funding for a new RAIC facility.

Ms. LeRue said that the money was not earmarked for a new facility.

Commissioner Rhoads asked if these were two separate issues 1.) The immediate term for the RAIC i.e.; either some temporary relocation or; to leave it there until it can be moved to a more long term location. 2.) What is that location going to be? Is 725 E Santa Clara Street going to work? Why are we limited to the basement?

Ms. LeRue said 725 E. Santa Clara Street is not viable because it is not big enough. We can renovate as-is to meet licensing standards but that only gives a capacity of seven (7). Attempts have been made to occupy the third floor but the basement and third floor are not big enough for both staff and children. In addition, the cost associated with changes is not cost-effective. Ms. LeRue's expressed her concern that they will go for a quick-fix that will not meet longer-term needs.

Behavioral Health - Mental Health Services: Veronica Robles reported on the following:

- Working closely with Juvenile Probation on projects within their facility. Mr. Birchard and Ms. Jennings committed to assisting Behavior Health with the remodeling and redesigning of one of the screening rooms to make it more trauma-informed with new furniture and paintings. Probation has dedicated so much time, energy and money to make this happen. It all started with a very innovatively thinking graduate student from SJSU, who presented her idea to Mr. Birchard and Ms. Jennings and is now working with Behavior Health.

Behavioral Health - Alcohol and Drug Services: No report.

Law Enforcement: None.

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

- Mr. Arriola will attending JJC meetings through the summer of 2018. He is still supervising the Juvenile Prosecution Unit.
- They are seeing more cases involving new gangs and new crime with "Crews" doing more car-jacking and property crimes, all resulting in more detentions. There was a riot at Britton Middle School in Morgan Hill where a police officer was attacked. Mr. Arriola said it is not unusual to see a spike in crime in March, April and May. They usually see a decline in June, July and August. Ms. Hendrickson said there are some cases from December 2017 due to further investigation.

Public Defender's Office: Nisreen B. Younis reported on the following:

- Sara Ruby has returned to PDO and is replacing Tom Cummins.
- New hire Lani Virostko as the new juvenile attorney.
- Detention hearings begin on May 2, 2018 regarding the 8 juveniles arrested at Britton Middle School in Morgan Hill for assaulting officers assigned to an event at the school.

Alternate Defender's Office: David Epps reported on the following:

- Mr. Epps introduced new Social Worker Marie Danh.

Independent Defender's Office: No report.

Legal Advocates for Children & Youth (LACY): Amanda Kennedy reported on the following:

- Amanda Kennedy is the new Supervising Attorney overseeing Juvenile Dependency. Andrew Cain is now the Directing Attorney and will continue to attend JJC meetings.

Medical Services: No Report.

Victim Services Center: None.

YWCA Support Services: None.

Announcements/Correspondence:

Aaron Zisser, Independent Police Auditor reported on the following:

- The IPO Annual Report will be presented to the City Council on May 22, 2018 and will be available in a couple of weeks. There is a chapter in the report on Community Policing which is mostly devoted to SJPD's interaction with youth, including school policing and response to juvenile crime. The report includes case summaries and other data. IPO is interested in hearing suggestions about policy recommendations around SJPD interactions with youth. IPO has been outreaching to youth service organizations.

Nisreen B Younis reminded everyone to register for the May 18, 2018 Beyond the Bench Conference.

Old Business: None.

New Business: None.

Adjourn to Executive Session: Chair Pennypacker adjourned to Executive Session at 1:27 p.m.

Next Meeting: June 5, 2018, DA Crime Lab Conference Room, 250 W. Hedding St., San Jose, CA. There will not be a meeting in July 2018.

Respectfully submitted,

Barbara Crump