

**COUNTY OF SANTA CLARA
JUVENILE JUSTICE COMMISSION
FINAL Meeting Minutes-November 3, 2015
Santa Clara County Social Services Agency Auditorium
333 W. Julian St.
San Jose, CA 95110**

Commissioners Present: Raul Colunga, Chair
Ron Hansen, Secretary
Penny Blake
Nora Manchester
Victoria BurtonBurke
Bonnie Charvez
Gustavo Gonzalez
Carol Rhoads
Pamela Serrano
Vincent Tarpey

Commissioners Absent: Ray Blockie, Kimberly Dong, Jean Pennypacker, Courtney Macavinta and Jeremiah Tanojo

Also Present: Honorable Pat Tondreau, Superior Court
Honorable Katherine Lucero, Superior Court
Honorable Margaret Johnson, Superior Court
Honorable Frank Bondonno, Superior Court
Elsa Jennings, Probation Department
Chris Arriola, District Attorney's Office
J.J. Kapp, Public Defender's Office
Nisreen Baroudi, Public Defender's Office
Karen Steiber, Independent Defender's Office
Kevin Rudich, Alternate Defender's Office
Jamie Lopez, Department of Family & Children's Services (DFCS)
Jennifer Hubbs, Department of Family & Children's Services (DFCS)
Chia-Chen Lee, VMC
Mario Lopez, Supervisor Chavez's Office
Matthew Henry, FLY
Alex Shoor, FLY
Sally Lawrence, BHDS/DADS
Betty Nelson, DADS
Dana Bunnett, Kids in Common
Erica Elliott, Community Solutions

Guests Present: Arcel Blume, Office of Cultural Comp
Bob Menicocci, SSA

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

Public Comments/Oral Petitions: None.

Swearing-In of Commissioners: Pam Serrano & Carol Rhoads

Judge Tondreau swore in both commissioners.

Approval of Minutes:

Moved by Commissioner Gonzalez and seconded by Commissioner Tarpey to approve the minutes of October 6, 2015; the minutes were approved unanimously.

Presentation - Erica Elliott (Community Solutions): CSEC FINAL REPORT

Ms. Elliott of Community Solutions presented a PowerPoint slide show based on the Commercially Sexually Exploited Children (CSEC) Final Report.

In 2000 the Trafficking Victims Protection Act (TVPA) was passed by the Federal Government. Before TVPA was passed, youth were being prosecuted for prostitution and related offenses even if they were under the age of 18.

In 2011, Probation organized a meeting of different partners to look at what CSEC looks like in Santa Clara County and what can be done around the issues such as service caps, protocols, best practices and laws. Service providers such as the Rape Crisis Center (Community Solutions) and the YWCA stepped up and helped serve the population. Data was collected regarding the population and how many youth were seen by the service providers. From January to December, 25 youth who were arrested, identified, came forward or were referred for services in Santa Clara County were served. In 2013, 35 youth were identified through different systems and partners who then connected the youth with services. A lot of the youth come from out-of-county.

From February of 2014 through March of 2015 Community Solutions received a grant from the County of Santa Clara through the Office of Woman's Policy for a direct service pilot project working with CSEC specific youth.

Commissioner Tarpey asked if this is just a reflection of better reporting. Ms. Elliot said that it is a reflection of better reporting and identifying adding that the 59 youth identified include at-risk youth.

Commissioner Gonzalez asked if out-of-county youth are offering their services in Santa Clara County. Ms. Elliot said yes, that the traffickers move these youth from county to county and sometimes across state lines.

Commissioner Gonzalez asked if there is a chart that shows the number of traffickers. Ms. Elliot said she does not have that data and deferred to the District Attorney's Office. Mr. Arriolla said they filed 14 or 15 cases and it has gone up adding that these cases are difficult to prosecute.

It was asked what portion of the traffickers are part of an organized unit vs individuals. Mr. Arriolla said it is hard to say as it is a nebulous role that is constantly changing.

Commissioner Gonzalez asked what the real number is. Ms. Elliot said the statistic is debatable with some researchers putting the population at 100,000 to 300,000 in the United States.

There were 59 youth served from February of 2014 to March of 2015. The majority of youth were from Probation but it does not mean that this population lives in the probation system. It is a reflection that

because of probation, there was already an established protocol on how to refer from various organizations.

Commissioner Tarpey asked if it is likely they will continue in that behavior beyond those ages. Ms. Elliot said that with the goal of intervention and such that that would not happen.

Commissioner Gonzalez asked if the ones where you see zeros, is that because they do not have the system in place or because they do not exist. Ms. Elliot responded by saying that they are learning the proper referral system, they are developing their referral system and working to make it more efficient.

Ms. Elliot continued with the three phases of management which are:

Crisis Intervention - First 24 hours -Two hour response time by an advocate, provides clothing and hygiene items if needed, completes a safety plan.

Stabilization Phase - 24 hours to 21 days – Completes a written safety plan, provides peer counseling, accompaniment, refers client to Victim Witness.

Intermediate Phase - from 21 days on - Develop SMART goals in partnership with youth connecting youth to necessary resources.

Judge Tondreau asked which phase does interfacing with a minor. Ms. Elliot said interfacing occurs at all 3 phases and they meet the minor in a safe environment.

Commissioner Gonzalez asked if a minor ends up at Valley Medical Center and they have no place to live, what happens with them upon release. Ms. Elliot said that they have a partnership with Bill Wilson Center and that is also depends on what system the minor is in, adding that the goal is to return the minor to their parent.

Commissioner Gonzales asked if the success of these cases is being tracked such as recidivism rates. Ms. Elliot said she does not have the numbers but said that the goals established speaks to that. Mr. Arriola said that they do not charge minors with prostitution unless there is an out-of-county case adding that minors have been charged with trafficking. Mr. Arriola said recidivism is hard to track if you are not charging the people.

Commissioner Gonzalez asked what happens when the youth turns 18. Mr. Arriola said one of the hopes with the Human Trafficking Commission and the work with CSEC is to look at ages 12/13 when you would start to see trafficking and to age 24/25. Mr. Arriola said they do prosecute misdemeanor prostitution cases for adults adding there is a diversion program but, if an individual picks up too many they will end up with a record.

Dana Bunnett asked if there is conversation during the intermediate phase about education regarding clear pathways. Ms. Elliot said that yes, they help these youth to establish goals and assist them in achieving their goals.

Nisreen Baroudi asked what challenges are being faced with serving in-county vs out-of-county youth and how to link them up to services in their communities. Ms. Elliot responded that they do try to connect them by identifying resources in their own county.

Judge Johnson asked if these youth were all girls. Ms. Elliot said that there were 3 males and 2 transgender youth served. Judge Johnson then asked if the services are different for males and transgender youth. Ms. Elliot said that they look at resources that are more appropriate.

Commissioner Gonzalez asked if there was any pro-active, preventative outreach for these youth. Ms. Elliot said that yes, they are working on prevention and education.

Dana Bunnett asked if there is a breakdown regarding race and ethnicity. Ms. Elliot commented that those numbers are in the complete report.

Dana Bunnett asked if substance abuse is an issue and if they have the right places to refer these youth. Ms. Elliot responded by saying that alcohol and drugs are a big factor adding that a lot of times it is a way to cope with trauma. Ms. Elliot said these youth are working with the social workers to identify the real issue. Ms. Elliott said she does not have the research available adding that that looking at dual diagnosis homes would be good to explore.

REPORTS

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

- Juvenile Hall inspections will begin shortly.
- Inspections of law enforcement agencies have begun with some already completed.
- JJC has formed a work group to streamline JJC's process with exploring the possibility of inspecting more group homes. A joint presentation with Probation and Social Services will occur at the January 2016 meeting regarding some of the changes that AB403 will impose on JJC.

Juvenile Justice Court: Judge Tondreau reported on the following:

- Training will be held on Wednesday, November 4, 2015 at 3:30 on the Fourth Floor on Innovative Collaboration in Santa Clara County which will cover schooling services, collective pride and Dually Involved Youth projects.

Judge Bondonno had no report.

Judge Johnson had no report.

Judge Lucero reported on the following:

- An agreement was reached to provide 3 Resource Specialists. Although they are not Eligibility workers, they will connect families in a meaningful way to both Medical applications and any other needs. BOS Chavez wants them to be a walking 2-1-1.

Dependency Court: None

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

- The population report for November 2015 was distributed. Population at Juvenile Hall is 107, with 92 males and 15 females. The Ranch population is at 39, with 35 males and 4 females.
- Thank you to JJC Commissioners who attended the Halloween decorating competition.
- Thank you to the Forty-Niner organization and FLY who put on a joint program in October, focusing on the security-risk minors from B-8 and B-9. The 4-5 hours event took place in the gym

where they broke off into sub-groups with a mentor from 49ers and FLY who discussed life-goals and what one needs to be successful. Each 49er player talked about their background and where they came from and the challenges they faced along with their successes. The boys were taken out to the field where they ran drills with the players. The event was video-taped and will be presented at a later meeting.

- The garden at Juvenile Hall is moving forward. Commissioner Ron Hansen has brought Veggilitation together with Probation to organize volunteers to work with the boys in B-8 and B-9.

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

- SPARK Medical Clinic, RAIC Mental Health, Counselors and Social Workers have received CSEC training by Erica.
- CSEC population is being tracked. There are lot of courtesy holds when kids get picked up from other counties or states and they have no caretaker in this area and so they come to LACY to get help getting kids back to their parents.
- Monthly statistics on children who stay over 24 hours will have more detail similar to the graph on children that runaway. The detail will focus on how long they have been there and what difficulty has been, whether it is a sibling group or an individual. About 80% of the kids that stay over 24 hours are dependents of the court. Out-of-County placements are new kids.
- With the new one-approval process for foster and adoptive parents is in place. RFA staff person to work from 1:00 p.m. to 10:00 p.m. with the main task is to handle emergency placements in the evenings at the RAIC.
- Thank you to Supervisor Chavez's Office for providing gift cards of up to \$50 for food and clothing to foster parents and relatives who take in these children on an emergency basis.

A 2-part question was asked (back of the room, unable to hear question) of Jennifer CSEC cases.

Ms. Hubbs said they do interview for it but often times it comes from our partners, the doctors and the mental health practitioners. Sometimes if they are known then we get a hold of Erica.

Ms. Hubbs said she is not as familiar but the department has received some CSEC funding and they have some plans on how they are going to have some actual positions through the department that will support better coordination of all our CSEC.

Commissioner Gonzalez asked Elsa Jennings if the monthly report can show where the youth came from and how they got in trouble, whether it be at school, home or a specific zip-code. Ms. Jennings said they do have a tracking mechanism. Mr. Arriola said that Mariel Caballero just gave a report to public safety and justice with a detailed breakdown of the top-ten zip codes by crimes, comparisons of zip codes and school districts. Mr. Arriola said the report will show the same every month because it is the same 5 zip codes. In terms of the annual report and where they are putting prevention money that matters a great deal and with Probation resources, School Resource Officers, Community Prosecutors, Community Policing, the no-arrest policy at Overfelt they do consider all that but don't know how helpful it will be on a monthly basis.

Commissioner Tarpey asked what the latest time of arrival for the new RAIC facility. Ms. Hubbs said they are still targeting 2018.

Behavioral Health - Mental Health Services: None.

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

- In the process of drafting a proposal for a 1115 Waiver to modify and expand services for youth up to age 21, with the hope to expand not only the breadth of services but also the levels of care being offered in the county to include not only the treatment population but also youth-at-risk for developing a substance abuse disorder and to address the higher level of the population in terms of residential treatment services.

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

- Miss Huntley has returned to the DA's office.
- There was one Direct File on a sexual assault case for the month of October.
- With the return of a community prosecutor they will be fully staffed with five (5) prosecutors with three (3) of them handling truancy abatement. Johnny Gogo will be handling South County, Gina Nunez-Over will be handling San Jose Unified and Angela Alvarado will be handling Eastside.

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

- DPD Amanda Snyder will be joining the team in Juvenile Court beginning November 9, 2015. Amanda is a previous research clerk and is taking the place of Sarah Ruby, who had been with the team for one year.

Independent Defender's Office: No report.

Alternate Defender Office: No report.

Legal Advocates for Children & Youth (LACY): None

Medical Services: No report.

Commissioner Rhoads asked Ms. Chia-Chen Lee if the meeting between SSA & Probation occurred regarding youth being released with Medical coverage.

Ms. Lee said that they met with SSA twice and with a Probation manager and an SSA Eligibility worker. Ms. Lee said the first meeting went well with a second meeting that focused on training. The second meeting was on the website sign-up for the Medical process adding that she is not sure if probation has additional staff to assist with the process.

Elsa Jennings commented that JH is not involved.

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

- With the first 6 weeks of school there were 55 youth enrolled in the new Opportunity Youth Academy thanks to the support of Department of Family & Children's Services & Probation as well as numerous non-profits involved in the partnership.
- There was an auto accident in downtown San Jose approximately 3 weeks ago that killed 3 students, 2 of whom were enrolled in schools that Probation and the County Office of Education share, with 1 student from Osborne school that was critically injured.

Commissioner Tarpey asked if the 2 of the 4 kids were AWOL from the Ranch. Ms. Jennings said one was on weekend leave. Ms. Irving added that the one of the students was on track to be released from the Ranch and the other student was successfully completing the program at EDGE.

Commissioner Gonzalez asked if the student fell asleep or if the accident was drug related. Ms. Jennings said the accident occurred as a result of racing.

Victim Witness Assistance Center: None.

YWCA Rape Crisis Center: None.

Announcements/Correspondence: Mr. Shoor from FLY invited all to the annual Showcase Breakfast on December 4, 2015 at 7:30 a.m.

Mario Lopez of Supervisor Cortese's Office said that if there any events that anyone would like to have a Supervisor attend please contact his office.

Old Business: None.

New Business: None.

Adjourn to Executive Session: Chair Colunga adjourned the meeting to Executive Session at 1:27 p.m.

Next Meeting: December 1, 2015.

Respectfully submitted,

Barbara Crump