

Minutes of the Juvenile Justice & Delinquency Prevention Commission
July 30, 2019
5:15-7:15 pm
455 County Center, 4th Floor, Room 405, Redwood City

MINUTES

Commissioners Present: Co-Vice Chair Sonoo Thadaney; Co-Vice Chair Rebecca Flores; Susan Swope; Doug Winter; Clara MacAvoy; Melissa Wilson; Debora Telleria

Commissioners Absent: Daniel Casillas; Toni Barrack; Michele Gustafson; Valerie Gibbs

Probation Staff Present: Deputy Chief Probation Officer (WOC) Michelle Kozul; Juvenile Hall Director Jody Di Mauro; Administrative Secretary Tony Burchyns

Additional Attendees:

Tara Ford – Stanford Youth & Education Law Project	Aura Pena – Behavioral Health & Recovery Services
Paul Bocanegra – New Commissioner	Rich Halpern – Private Defender Program
Kate Hiester – Fresh Lifelines for Youth	Ron Rayes – Private Defender Program
Ally Hoppis – Behavioral Health & Recovery Services	Rebecca Baum – DA’s Office
Kathy Reyes – Behavioral Health & Recovery Services	Rocsana Enriquez – Family Law
Sofie Vandeputte – Human Rights Watch volunteer	Judge Susan Etezadi – Juvenile Court

I. Administrative Business:

- a. Call to Order: Co-Vice Chair Flores called meeting to order at 5:18 p.m.
- b. Roll Call and Establish Quorum: A quorum was established at 5:21 pm.
- c. Introductions
- d. Agenda Review: Agenda amended to include a JJDPC membership update. **Approved** as amended.
- e. JJDPC membership update: Co-Vice Chair Thadaney announced Commissioner Ford has sent word of her immediate resignation from the Commission. (Ford’s seat was set to expire on Dec. 31, 2019.)
- e. Approval of Minutes of June 25, 2019: **Approved.**

II. Oral Communications:

Sofie Vandeputte, a San Mateo County resident and Human Rights Watch volunteer, expressed her support of the appointment of Paul Bocanegra to the JJDPC.

III. Report on User Test of Juvenile Hall Admissions

Commissioner MacAvoy recapped her journey through a mock booking process at the Juvenile Hall on June 19, 2019. During the process, she said she was handcuffed and brought into the sally port as though she had been arrested by some officers on the street. She said she was patted down, asked various intake questions, and interviewed by a therapist about

possible drug and family issues. At the end of the process, she said she met with probation officer who offered her a chance to give her side of the story about her alleged crime (she said she was booked on mock robbery charges). She said the officer read her Miranda rights, which she voluntarily waived for purposes of the exercise.

MacAvoy said overall, she was impressed by the professionalism of the staff from Probation and BHRS. As for the process, she suggested that the sexual-orientation questioning could be done in a more private, sensitive setting, such as in an enclosed interview room. She noted the elevated workstation where the booking staff sits establishes an intimidating power dynamic for youth going through the process. She also said the staff didn't explain why personal information about her sexuality and sexual orientation was being collected – e.g., that this information would factor into her housing assignment; and it occurred early in the booking process, when a youth is likely to be more discombobulated.

Overall, MacAvoy said the system seems to work well, and there were no glaring problems. She said the Probation and BHRS staff seem to do a good job of guiding youth through the process. Juvenile Hall Director Jody Di Mauro shared she took detailed notes and this was all her team needed in order to explore updating their processes.

IV. Swearing in of Paul Bocanegra to the JJDPC

Judge Susan Etezadi officiated the swearing-in of Paul Bocanegra to the JJDPC.

V. 2019 Inspections

Vice Co-Chair Flores asked if any Commissioners questions or updates about their inspections.

Commissioner Wilson, whose team is inspecting the Court Schools Program, asked what Commissioners should do if they need help interpreting the new Title 15 standards. Commissioner Swope suggested reaching out to San Mateo County's Board of State and Community Corrections field representative, Michael Bush. Juvenile Hall Director Jody DiMauro said Michael Bush has indicated he'd be open to taking questions from the Commission regarding compliance. Co-Vice-Chair Thadaney recommended also incorporating how other Counties are interpreting and operationalizing Title 15, using their precedence to guide ours.

Commissioner Wilson said the Court Schools inspection report may be ready next month.

Commissioners Telleria and Winter said their teams are reviewing their initial drafts of their Juvenile Hall and San Bruno Police Department inspection reports, respectively. Both should be ready for consideration at the August 27, 2019 JJDPC meeting.

Commissioner Telleria said the Camp Kemp inspection report, which Commissioner Barrack is writing, likely will be ready by the September 24, 2019 JJDPC meeting.

Commissioner Swope reviewed her team's inspection of the Menlo Park Police Department. Her only recommendation was that if a youth is being held in unsecured detention at the station, it might be advisable to have the youth sit on the bench in front of the supervising officer's desk rather than in an unlocked cell to ensure visual supervision.

M:/Swope, S:/Thadaney: Accept the Menlo Park Police Department Inspection Report as submitted by Commissioners Swope & Gibbs. **Approved** unanimously.

Commissioner MacAvoy reviewed her team's inspection of the Colma Police Department on June 19, 2019. MacAvoy said although BSCC reported Colma Police Department had held 18 youth in secured detention, the Department logs showed it had not, in fact, held any youth in secured detention during 2018. The report recommends BSCC follow up on where the discrepancy may have originated. Given that Colma PD rarely books and detains a youth, the report recommends BSCC create an online available training or short checklist for how to properly hold youth in secured detention. Commissioner MacAvoy reported the Colma PD engaged an outside vendor to create a 50 page manual on the process and that might be a starting point to engage representation from various PD to create a single handbook, streamlining and standardizing the process.

M:/Swope, S:/Telleria: Accept the Colma Police Department Inspection Report as submitted by Commissioners MacAvoy & Gustafson. **Approved** unanimously.

Commissioner MacAvoy reviewed her team's inspection of the Canyon Oaks Youth Center on June 10, 2019. This facility received its full STRTP license in May 2019. It houses severely emotionally disturbed youth with behavior challenges, ages 13 to 19. The report expresses concern about the difficulty in finding foster home placements for Canyon Oak youth and other foster youth in the County. It also asks the Canyon Oak staff exercise discretion when calling law enforcement (currently the threshold for police calls is low, for what appear to be minor transgressions), keeping in mind secondary consequences of law enforcement engagement with youth on probation. The report further recommends that the County clear brush and dead trees away from the facility to reduce fire dangers, and that the County Office of Education's Court and Community Schools continue to maintain an administrative presence at the facility.

M:/MacAvoy, S:/Thadaney: Accept the Canyon Oaks Inspection Report as submitted by Commissioners MacAvoy & Gustafson. **Approved** unanimously

We are missing YSC – Commissioner Hyder reported that the YSC inspection is complete, and the report is in draft mode. The team is reviewing and editing the draft and the report should be ready for the August meeting

VI. Reports Out

Co-Vice Chair Thadaney said the Commission has not yet received official word from the Board of Supervisors regarding its letter to the Board about Juvenile Hall alternatives. She mentioned that she and Commissioner Casillas were interviewed by the San Francisco Chronicle which was published on July 25, 2019; and she was interviewed by KRON TV for a broadcast on July 26, 2019. She added not all the material shared in the interviews was included. At a macro level, the JJDPC is very appreciative of the excellent work by all law enforcement and juvenile delinquency partners in the County. She compared the need for exploring evolution in the juvenile justice system to the healthcare system: at one time the healthcare model was one where the clinical team treated patients for injuries and illnesses and saw some patients were part of a revolving door. Over time, excellent healthcare systems

now include an upstream focus providing even weekly groceries for outpatient visits, or engaging social workers for housing, education, etc. Similarly, engaging a wide range of stakeholders (including and especially those at the front line) to inform expanding the “report card” for our juvenile delinquency system to prioritize prevention is the hope for the recommended committee. The letter to the BoS is in no way, shape, or form a criticism of the existing systems.

Halpern expressed interest in being part of the Board of Supervisors Committee, adding he would have more time to help since he was retiring.

Probation Liaison Report – Commissioner Wilson said she had met with Juvenile Hall Director Jody Di Mauro. They discussed the Commission’s letter to the Board of Supervisors in June regarding the future of the Juvenile Hall, and the importance of using data to evaluate the Juvenile Hall and the population it serves.

Assembly on American History at YSC – Commissioner Swope shared information about the July Fourth American History event at the YSC, and observed it was thoughtful and impactful.

Restorative Practices – Commissioner Swope said she has attended three County Office of Education sessions on Social Emotional Learning Fundamentals, Positive Behavioral Interventions and Support (PBIS) and Restorative Practices. The sessions are meant to help school districts deal with behavior challenges and create positive school climates.

VII. Update on Phoenix Program

Juvenile Hall Director Jody Di Mauro gave an update on the Phoenix Reentry Program (PREP) planning process. She said the planning team has taken an inventory of services provided to youth both in custody and out of custody, with the aim of creating a continuity of services for youth transitioning back to their communities. Department officials have also been in contact with San Francisco Success Center about developing added vocational services youth, including possible jobs at the San Francisco Airport and in the trades. Department officials also visited the Santa Clara County Probation Department to learn more about their juvenile reentry programs. Probation has already met with the Court to discuss how youth will qualify for PREP and how their progress will be evaluated.

Rick Halpern, Managing Attorney of the Private Defender Program, expressed concern that the Probation Department hasn’t yet sought input from the PDP and other stakeholders. Di Mauro said the Probation Department intends to seek input from PDP, BHRS and other stakeholders, once the initial outline of the program is complete.

Co Vice-Chair Thadaney asked if Chief Keene could provide a timeline of the planning process, so various stakeholders know they will be able to offer input before the program is launched.

Judge Etezadi said she’s optimistic the PREP program will be developed in a collaborative way with input from all the stakeholders.

VIII. Court Remarks and Discussion

Judge Etezadi shared a copy of the Juvenile Court's new Waiver of Rights form, which it has been using since May 24, 2019. The form is used when a youth wants to admit an allegation.

IX. Private Defender Program

Rick Halpern, Managing Attorney of the Private Defender Program, announced he is retiring next month. He thanked the Commission for the work that's been done over the years he's been with the PDP. Judge Etezadi and the JJDC commended Halpern for his impactful work.

X. County Office of Education Remarks and Discussion

No report.

XI. Youth Commission Report

No report

XII. Probation

Juvenile Hall Director Jody Di Mauro reported that the JH population as of 6 a.m. July 29 was 49 (41 males, 8 females) and Camp Kemp's population as of July 30 is 8 females. In addition, there are 5 females in the Girls Empowerment Program.

Di Mauro talked about upcoming events at the Juvenile Hall, including Cultural Week this week, which includes a trivia contest and art exhibit, and Career Week, which includes a career day and interactive life skills event staffed by volunteers. These events were organized by Juvenile Hall staff. Also, this year's YSC Summer Olympics event will be held the week of August 11.

DCPO Michelle Kozul reported 285 youth were on supervision at the end of May 2019. Of those, 79 percent were male. Native Hawaiian or Pacific Islander (3%), Asian (5%), Other Race, Ethnicity of Origin (9%), Black or African American (11%), White (14%), Hispanic, Latino or Spanish Origin (57%). Kozul also said there are currently 6 youth on probation with general placement orders, including five youth placed outside of San Mateo County in Tulare, Madera, Shasta, Fresno and Sacramento counties. There are also 9 AB-12 youth in the system currently, and 3 youth for whom Children and Family Services is the placement agency. As of July 28, there were 48 boys and 11 girls on electronic monitoring, 7 boys and 1 girl on the alcohol detection system, and 3 boys on house arrest.

Co-Vice-Chair Thadaney asked for July data granularity, as shared in June report. Di Mauro explained the manual and time-consuming process to extract that level of data meant the JJDC should expect it every quarter.

XIII. 2019 Project Updates

- a. Youth Court – Commissioner Winter said BHRS has provided a list of potential stakeholders, and his next step will be to reach out to them and set up a meeting in coming months to look at ways to implement a Youth Court Program in San Mateo County.

- b. Parent Guide – Commission Swope said she has been having trouble getting concise program information about some service providers. Co Vice-Chair Thadaney suggested reviewing the Department’s contracts with service providers to learn more about services provided to youth, and then circling back with the providers to get further information.
- c. Other Open or Proposed Projects – *No discussion.*

XIV. JJDPC Operating Policy: Article II(A) – Who can apply for the Commission’s last open spot? Must it be saved for someone between 14-21?

Deferred to the next meeting.

XV. Commissioner Comments/Announcements

Commissioner Telleria reported on the Juvenile Justice Coordinating Council meeting held July 25, 2019, and shared information from a Center on Juvenile and Criminal Justice (CJ CJ) report on juvenile justice funding.

Meeting adjourned 7:15 p.m.