

STANISLAUS COUNTY

JUVENILE JUSTICE COORDINATING COUNCIL

Meeting Minutes

Thursday – October 14, 2021

Stanislaus County Probation Department – Microsoft TEAMS

MEMBERS/DESIGNEES PRESENT:

Mark Ferriera, Chair/Chief Probation Officer, Probation Department
Jeff Anderson, Sierra Vista Child and Family Services
Robert Housden, Children's System of Care, for Ruben Imperial, BHRS
Lt. Joshua Clayton for Jeff Dirkse, Sheriff's Office
Kimberly Gonzales for Jennifer Jennison, Public Defender's Office
The Honorable Ruben Imperial, Stanislaus County Superior Court
Terrance Withrow, Board of Supervisors
Cynthia Duenas, Director, Center for Human Services
Mark Zahner for Birgit Fladager, District Attorney's Office
Monica Coryea for Jody Hayes, Chief Executive's Office
Amanda Sharp, Director, Community Services Agency
Chau-Pu Chiang, Community Member-At-Large

ADDITIONAL PARTICIPANTS PRESENT:

Dave Chapman, Juvenile Field Services Division Director, Probation Department
Emily Herrera, Juvenile Facilities Superintendent, Probation Department
Leticia Ruano, Assistant Chief Probation Officer, Probation Department
Janice Cree, Data Manager, Probation Department
Marian Martino, GJJJ Volunteer
Renee Flora, Center for Human Services

I. **CALL TO ORDER**

The meeting was called to order at 12:04 p.m. by Chief Probation Officer (CPO), Mark Ferriera.

II. **PUBLIC COMMENT PERIOD**

No members of the public were present or wished to make public comment.

III. **ADOPTION OF A RESOLUTION PURSUANT TO ASSEMBLY BILL 361**

CPO Ferriera discussed how the pandemic and the declaration of an emergency allowed bodies, commissions, boards and councils to meet remotely and avoid some of the requirements of the Brown Act. The Brown Act is the piece of law that requires bodies, commissions, boards and councils, such as ours, to have publicly accessible meetings, rather than meeting behind closed doors.

The emergency order that allowed bodies, commissions, boards, and councils to skirt a few of the Brown Act rules has since been revoked and, effective October 1, 2021, Assembly Bill (AB) 361 was put into effect. AB 361 allows for remote meetings to continue without meeting some of the requirements of the Brown Act, provided specific findings and a resolution is made. Included in the meeting invite were proposed findings and a resolution to continue meeting remotely.

A motion was made by Mark Zahner to adopt the proposed resolution and numbering the resolution as "Resolution No. Juvenile Justice Coordinating Council #1." Second: Jeff Anderson. CPO Ferriera then held the roll call: Jeff Anderson, Robert Housden, Joshua Clayton, Kimberly Gonzales, Hon. Ruben Villalobos, Terrance Withrow, Cynthia Duenas, Mark Zahner, Monica Coryea, Amanda Sharp and Chau-Pu Chiang: Aye. Noes: None. Abstain: None. Absent: Rick Collins, Scott Kuykendall, Sara Noguchi, Hon. Ann Ameral and Brandon Gillespie. The resolution was passed, adopted, and will be attached to the minutes.

IV. APPROVE JULY 22, 2021 MEETING MINUTES: JJCC

Motion: Cynthia Duenas. Second: Kimberly Gonzales. Noes: None. Abstain: Amanda Sharp. The minutes from the July 22, 2021, meeting were approved.

V. JUVENILE INSTITUTIONS UPDATE

Facilities Superintendent, Emily Herrera, advised the Juvenile Institutions' count is now at 50 youth. Of the 50 youth in-custody, 43 are males and seven are females. 11 youth are housed at the Juvenile Commitment Facility, with three more awaiting possible transfer.

Unit 3 is presently on family-style quarantine after a female youth reported having COVID-related symptoms. Family-style quarantine continues to allow living units in the facility to operate normally; however, new youth are not admitted to the living unit and existing youth are not transferred to other living units throughout the facilities.

One of the institutions' teachers, Marlean Bravo, has started a floral program for youth in Unit 6. Superintendent Herrera indicated Ms. Bravo is in need of floral supplies and asked if anyone has connections to the floral business for possible donations, to please contact her.

All institutions staff are now in compliance with the California Department of Public Health's vaccination mandate that was issued on August 19, 2021. Youth continue to be offered COVID vaccinations; however, anyone under the age of 18 needs parental consent for any vaccines to be administered.

The Request for Proposal (RFP) process for in-custody medical and mental health services are in the final stages. Pricing proposals have been received and the evaluation committee is submitting their scoring. It has been somewhat difficult to score the pricing proposals due to the variety of services offered and the way in which the pricing proposals were submitted.

The institutions has events planned for youth who will be in-custody for Halloween.

VI. JUVENILE FIELD SERVICES UPDATE

Division Director, Dave Chapman, noted that Probation Department staff continue with enforcement and preventative efforts. Youth continue to be referred to the Center for Human Services for Substance Use Disorder and Mental Health treatment. An Aggression Replacement Training (ART) graduation is scheduled for this afternoon at 4:00 pm, with new classes starting in the coming weeks. Division Director Chapman invited those on the call to attend this afternoon's ART graduation, which is located in the counseling room at the Probation Department.

Cognitive Behavioral Interventions – Core Youth (CBI-CY) will start this Monday with 11 youth enrolled. The modular building on the Probation Department campus, which used to house "The Spot," has been painted and will be utilized by the Probation Department for programming as a one-stop shop location for youth beginning this Monday.

In-custody programming continues, with Choices and ART being offered to in-custody youth. Division Director Chapman then provided an update on the performance of Without Permission for the months of August and September of 2021:

- Provided screenings to identify the level of risk or presence of sexual exploitation for five female youth.
- Distributed 20 "Bags of Compassion," an FBI-approved backpack containing personal care and comfort items, along with their 24-hour support phone number.
- Provided 20 mentoring sessions with at-risk CSEC male and female youth in Juvenile Hall.
- Completed 50 visits or contacts with out-of-custody CSEC youth.
- Provided 20 continuing education opportunities to youth covering topics such as the trauma-informed "Ending the Game" and "Seeking Safety" curriculums, the Power and Control Trafficking Wheel and the "Cornerstones of Restoration."
- Maintained vital relationships and services for 13 youth after being discharged from probation.
- Provided resources to ten parents of trafficking victims as part of their support for families.

VII. **ANNOUNCEMENTS:**

Cynthia Duenas, from the Center for Human Services, noted that their Youth Navigation Center will likely be at capacity (12 youth) soon. State licensing will also be coming out soon to license the Center for Human Services' new Hutton House facility. Lastly, the State Fire Marshall is reviewing their plans for Day Services as well.

Cynthia Duenas also announced that, pursuant to an Opioid Response Grant, their agency now has a full-time substance abuse counselor available at Modesto City Schools. They are accepting referrals and providing treatment on campuses.

Hon. Judge, Ruben Villalobos announced that he will be transferring to a criminal department on December 13, 2021. Hon. Judge, Jeff Mangar, will be taking over his position as the Judge of Juvenile Justice matters. Hon. Judge, Annette Rees, will become the Presiding Juvenile Court Judge.

VIII. **DATE AND TIME OF NEXT MEETING:** The next quarterly meeting will be scheduled for January 13, 2022, at 12:00 pm.

The meeting adjourned at 12:32 p.m.

RESOLUTION NO. JUVENILE JUSTICE COORDINATING COUNCIL #1

**A RESOLUTION AUTHORIZING REMOTE TELECONFERENCE MEETINGS
PURSUANT TO ASSEMBLY BILL 361**

WHEREAS, all meetings of the Juvenile Justice Coordinating Council are held pursuant to the Ralph M. Brown Act, ensuring that any member of the public may participate in local government meetings; and

WHEREAS, on March 4, 2020, Governor Newsom proclaimed a State of Emergency in California as a result of the threat of COVID-19 and ordered all residents to obey orders and guidance issued by state and local health officials, including but not limited to, the imposition of social distancing measures to control the spread of COVID-19; and

WHEREAS, on March 17, 2020, the County of Stanislaus adopted a resolution ratifying the declaration of local health emergency and issued a proclamation of a local emergency related to COVID-19; and

WHEREAS, on March 17, 2020, in response to the COVID-19 pandemic, Governor Newsom issued Executive Order N-29-20 suspending certain provisions of the Ralph M. Brown Act in order to allow local legislative bodies to conduct meetings telephonically or by other means; and

WHEREAS, on June 11, 2021, Governor Newsom issued Executive Order N-08-21, which, effective September 30, 2021, ends the provisions of Executive Order N-29-20 that allows local legislative bodies to conduct meetings telephonically or by other means; and

WHEREAS, on September 16, 2021, the Governor signed AB 361 (2021) into law, which allows for local legislative bodies to continue to conduct meetings via teleconferencing under specified conditions and includes a requirement that the legislative bodies make specific findings; and

WHEREAS, the Governor has declared a State of Emergency pursuant to Government Code section 8625 as has the County of Stanislaus; and

WHEREAS, since issuing Executive Order N-08-21, the highly contagious Delta variant of COVID-19 has emerged, causing an increase in COVID-19 cases throughout the State and Stanislaus County; and

WHEREAS, the California Department of Public Health currently recommends that all individuals, regardless of vaccination status, wear a mask while indoors in public spaces; and

WHEREAS, on September 22, 2021, the Stanislaus County Health Officer issued an amended order requiring all individuals, regardless of vaccination status, to wear a mask while indoors in public spaces and to continue to follow the Centers for Disease Control's ("CDC") guidance for vaccinated and unvaccinated people; and

WHEREAS, the Stanislaus County Health Officer has issued a letter dated September 22, 2021, in which she, "recommend[s] that physical/social distancing measures be practiced throughout our Stanislaus County communities to minimize the spread of COVID-19, including implementation of the newly enacted AB 361 to maintain social distancing by legislative bodies of our local agencies"; and

WHEREAS, the CDC continues to recommend physical distancing of at least 6 feet from others outside of the household; and

WHEREAS, California Code of Regulations Title 8, section 3205 "COVID-19 Prevention," subparagraph (c)(5) states: "Training and instruction. The employer shall provide effective training and instruction to employees that includes the following: . . . (D) The fact that particles containing the virus can travel more than six feet, especially indoors, so physical distancing, face coverings, increased ventilation indoors, and respiratory protection decrease the spread of COVID-19, but are most effective when used in combination"; and

WHEREAS, because state or local health officials have imposed or are recommending measures to promote social distancing, the Juvenile Justice Coordinating Council desires to continue holding meetings via teleconferencing; and

WHEREAS, the Juvenile Justice Coordinating Council shall ensure that its meetings comply with the provisions required by AB 361 (2021) for holding teleconferenced meetings.

NOW, THEREFORE, the Juvenile Justice Coordinating Council does resolve as follows:

1. The above recitals are true and correct, and incorporated into this Resolution.

2. In compliance with AB 361 (2021), and in order to continue to conduct teleconference meetings without complying with the requirements of Government Code section 54953(b)(3) of the Brown Act, the Juvenile Justice Coordinating Council makes the following findings:

- a) The Juvenile Justice Coordinating Council has considered the circumstances of the state of emergency; and
- b) The state of emergency, as declared by the Governor and County of Stanislaus, continues to exist; and
- c) The state of emergency due to the presence of COVID-19 in the community continues to directly impact the ability of the members of the Juvenile Justice Coordinating Council to meet safely in person; and

- d) State and local officials continue to impose or recommend measures to promote social distancing.
3. The Juvenile Justice Coordinating Council may continue to meet remotely in compliance with AB 361, in order to better ensure the health and safety of the public.
4. The Juvenile Justice Coordinating Council will revisit the need to conduct meetings remotely no later than 30 days after teleconferencing for the first time, and every 30 days thereafter.
5. This resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the Juvenile Justice Coordinating Council of the County of Stanislaus, State of California, this 14th day of October 2021, by the following vote:

AYES: Mark Ferriera, Jeff Anderson, Robert Housden, Joshua Clayton, Kimberly Gonzales, Hon. Ruben Villalobos, Terrance Withrow, Cynthia Duenas, Mark Zahner, Monica Coryea, Amanda Sharp, and Chau-Pu Chiang

NOES: None.

ABSENT: Rick Collins, Scott Kuykendall, Sara Noguchi, Hon. Ann Ameral, and Brandon Gillespie.

ABSTAIN: None.



Mark Ferriera, Chair/Chief Probation Officer

ATTEST:

BY: 

Leticia Ruano, Assistant Chief Probation Officer