



**JUVENILE JUSTICE COORDINATING COUNCIL
MEETING MINUTES
Friday, February 1, 2008
SANTA YNEZ VALLEY MARRIOT – BUELLTON, CA**

Members in Attendance:

Kevin Smith for **Banales, Frank**, Zona Seca
Undersheriff Ken Shemwell for **Brown, William**, Sheriff
Gil Armijo for **Centeno, Joe**, 5th District Supervisor
Fred Razo for **Cirone, Bill**, SBCEO
Dabney, Timothy, Chief, Lompoc Police Department
Ken Jensen for **Gallagher, Kathy**, Director, DSS
Terri Roof for **Haaland-Ford, Tara**, JJDP
Lt. Dan Ast for **Macagni, Dan**, Chief, Santa Maria Police Department
Menchaca, Teresa, Fighting Back - Santa Maria Valley
Paraskou, Greg, Public Defender
Judi Nishimori for **Rogers, Will**, SMVYFC
Capt. Robert Lowry for **Sanchez, Camerino**, Chief, Santa Barbara City Police Department
Michael Gonzalez for **Sarvis, Brian**, Santa Barbara School District
Patrick McKinley for **Stanley, Christie**, Santa Barbara District Attorney
Stewart, Patti, Chief Probation Officer
Wolf, Janet, 2nd District Supervisor

Members Absent/Unrepresented:

Adams, Thomas, Presiding Judge Juvenile Court
Detrick, Ann, ADMHS
Batty, William, Family Service Agency
Brown, Michael, County Executive Officer
Forman, Fran, Community Action Commission
Furlong, Mike, Ph.D., UCSB/CSBYD
Herman, James Presiding Judge Juvenile Court
Jenkins, Penny, Council on Alcoholism and Drug Abuse
Hearn, Jeffrey, Santa Maria Joint Union High School District
Lara, Hugo, Guadalupe School District
Lynch, Frank, Lompoc Unified School District
McLafferty, J. William, Presiding Judge, Superior Court
Schulman, Elliott, Director, Public Health

Staff Present:

Conoley, Martin, Deputy Chief Probation Officer, Juvenile Services
Czuleger, Jerry, County Counsel
Farrah, Dean, Probation Manager, Juvenile Services, Santa Maria/Lompoc
Heitman, Tanja, Probation Manager, Adult Services, Santa Maria/Lompoc
Taylor, Beverly, Deputy Chief Probation Officer, Institutions

The meeting was called to order at 9:05 a.m.

- Patti Stewart welcomed members and guests to the meeting.
- The Council schedule has been modified to meet four times per year: February, April, August, and October, on the first Friday of the month. The new schedule is ambitious given the

challenging financial decisions that need to be made in concert with the need to ensure the Spending Plan/Budget and Local Action Plans are approved by the Board of Supervisors (BOS) and received within the Correction Standards Authority's (CSA) timeframe (CSA due date is May 1st, which requires immediate BOS agenda scheduling for a hearing in late April).

1. Approval of October 5, 2007 Minutes – All

- Amendments to the October 5, 2007, Juvenile Justice Coordinating Council (JJCC) minutes were proposed. A motion was made to approve the minutes as amended. A vote was taken and the minutes were approved with one abstention by Greg Paraskou. The minutes will be posted to the Probation Department's internet site.

2. Public Comment

- None

3. Chief Probation Officer Comments – Patti Stewart

- On January 28, 2008, the Santa Barbara Alternative Detention Program (ADP) commenced with an enrollment of four wards. Due to security and site modification requirements, the Santa Maria ADP should begin at the end of February. The Courts, Public Defender, and District Attorney received a courtesy letter in mid December informing them about the implementation of this program.
- The Youthful Offender Block Grant (YOBG) will provide the funds to supervise/detain those non-707(b) wards who are no longer eligible for a commitment to the Division of Juvenile Justice (DJJ). The Santa Barbara County YOBG Service Plan was submitted on December 28, 2007.
- This year, as well as next fiscal year, will be very challenging. There is a decrease in current and projected revenues, most notable are the Prop 172 sales tax and Title IV-E shortfalls. The Probation Department will be submitting a budget with \$2.8 Million in reductions, as well as an additional 5% proposal for possible further reductions.
- Patti handed out the Legislative Analyst's Office opinion on the Safe Neighborhoods Act, which is a proposed initiative for the November 2008 ballot. This initiative will significantly enhance spending on law enforcement and criminal justice programs and both protects and adds COLAS to funding allocations such as JJCPA, JPCF, and COPS.

4. Review of Nominations & Selection of 2 Year Term (non-permanent) Members – Martin Conoley

- The Community Based Drug and Alcohol Program Coalition representatives are Kevin Smith from Zona Seca Youth and Family Treatment Center in Lompoc and Judy Nishimori from Santa Maria Valley Youth and Family Treatment Center.
- The County Law Enforcement Chiefs (CLEC) representatives are Chief Tim Dabney of Lompoc Police Department, Chief Dan Macagni of Santa Maria Police Department, and Chief Cam Sanchez of Santa Barbara Police Department. Chief Macagni has designated Lt. Dan Ast as his current delegate to the Council and Chief Sanchez has selected Capt. Bob Lowry to be his delegate.
- The local School District Coalitions selection of representatives is pending and names should be available by the end of February. Michael Gonzalez is coordinating this effort.
- Nominations received, as of this meeting, for the Community-Based Organizations that provide youth services are: Rosalinda P. Vint, President, Women of Substance & Men of Honor, Inc.; Vincent Giordano, Regional Director Family Care Network; Bill Batty, Family Service Agency of Santa Barbara and; Anna Kokotovic, Ph.D., Child Abuse Listening and

Mediation (CALM). The deadline will be extended for CBO's to submit additional names for consideration at the April Council meeting, to coincide with the submission of School District Coalition members.

- Once all two year non-permanent members are selected, it will be necessary for members to submit in writing a delegate name to Melanie Davis. An e-mail is an appropriate form of written notification.
- Since the Council nominations were not attached to the agenda, as specified, to ensure compliance with the Brown Act, this item was tabled for further review and final vote at the April 4, 2008, meeting.

5. Approval of Draft JJCC By-Laws – Patti Stewart

- A final draft of the By-Laws was issued to members on January 11, 2008. After consulting with County Counsel, Chief Stewart had one recommendation for an edit on page 4, Article III A, suggesting the language read, “Seven (7) members shall constitute a quorum of the council provided that at least four (4) of the seven (7) are permanent members.” This would allow for a meaningful number of Council members to address any voting issues and will meet the spirit of the legislation, which has a number of permanent members appointed to the council by law.
- There was further conversation about the Brightline Rule Conflict of Interest Section, which is very broad and more restrictive than required by the Political Reform Act or Government Code 1099. Jerry Czuleger stated that the Brightline Rule is straight forward and benefits this type of council. If there is an item in which an agency will receive funding or the benefit of funded services, using the Brightline Rule, that agency would step aside and not vote.
- There will be times when there is a quorum and several members will have to conflict out. It may be necessary to postpone a vote or hold a special meeting for a vote at a later date if this occurs. Therefore, attendance by all voting members is encouraged and non funded agency representatives are critical to our Council process.
- The By-Laws can be modified at a later date if it is decided by the Council that the defined quorum is not working due to the conflict of interest restrictions.
- Jerry Czuleger advised that if funding or the benefit of the funded services are allocated to any particular department or organization, that department or organization will have to declare a conflict. When a Council member has a declared conflict, they are not abstaining; they will not participate in the discussion, and will not be called upon to vote. Those with a conflict could remove themselves from the table to ensure a clear definition of those with conflicts. Jerry also suggested that staff seated separately from voting members, also reduces confusion.
- A motion was made and seconded to accept the JJCC By-Laws with the Brightline Rule.
- A vote was taken:
 - Ayes: 15
(Kevin Smith, Gil Armijo, Ken Jensen, Lt. Ast, Judi Nishimori, Michael Gonzalez, Pat McKinley, Supervisor Wolf, Fred Razo, Teresa Menchaca, Greg Paraskou, Terry Roof, Bob Lowry, Ken Shemwell, Patti Stewart)
 - Nays: 0
 - Abstain: 0
- There is an application process for those Community-Based Organizations (CBOs) that want to be considered for selection of the two non-permanent members.
- Once the selection of all members has occurred, the names will be read into the record. Former Council members will be asked if they wish to remain on the mailing list.

- The Council was reminded that as discussed in item 4, after selection of the JJCC members, the names of delegates will need to be provided to Melanie Davis. An e-mail will be accepted as an appropriate form of written notification.
- The permanent members will vote for the two, non-permanent CBO members, at the next JJCC meeting. The non-permanent members representing the School Districts, Law Enforcement (CLEC), and Alcohol & Drug Programs serving youth will be affirmed at the next meeting.
- Out of county applicants will not be precluded from applying for the non-permanent membership, but County residents will have a local advantage.

6. JJCPA – Development of FY 08 - 09 Spending Plan, Projected Short Fall, and Conflict of Interest: Patti Stewart

- A handout was provided to all in attendance providing an overview of the JJCPA projected \$252,958 short fall for 2008 - 2009. We have some money that will carry over from FY 07-08, however; we will not know the final number until the close of FY 07 – 08.
- CPOC is aggressively lobbying against the projected cuts to JJCPA funds. The Governor's 10% budget reduction proposal cut everything but revenue generating operations and the Youthful Offender Block Grant (YOBG).
- In order to meet CSA's May 1, 2008 deadline, the JJCPA funding plan will need to be approved at the JJCC meeting on April 4, 2008, and placed on the Board's Agenda in mid April.
- It was stated that not all programs operate at the same efficiencies and that an across the board cut doesn't necessarily mean there will be an equal reduction in services.
- Past work groups had discussed that there is a level of service required by all the service components.
- The group determined they were not supportive of immediately voting on across the board cuts and additional information was requested.
- It is important to have delegates formalized to ensure that work group participants are not going to be a voting member at a future date.
- Staff will re-establish the existing work group with participation meeting the current conflict of interest issues that were addressed. The work group will coordinate proposals to be presented at our next meeting on April 4, 2008.
- The advisory work groups created by the Council are Brown Act entities, and require the posting of agendas three days in advance of the meetings. Jerry Czuleger will review the agendas and Melanie Davis will assist with the posting.
- If it appears that an additional meeting is necessary, the Council has the ability to call a special meeting prior to April 4, 2008. Bev Taylor will be advised by the work group to determine if it is necessary to call a special meeting.
- Voting members of the Council that do not have a conflict of interest are able to participate in the work groups and vote on related JJCC agenda items.
- Work group members cannot receive direction or debrief with those who are a voting member or delegate on the Council, with a conflict of interest related to the allocation of funding.
- The group was advised by County Counsel that when the JJCPA Spending Plan moves from information dissemination to discussion, the conflict rules would apply. Example: Probation staff could make a presentation but Chief Stewart would not participate in the discussion or the vote. In this example, per County Counsel, Chief Stewart would not have to leave the room, but could not participate outside of chairperson technical duties.

- It was read into the record that Kevin Smith for Frank Banales, Gil Armijo for Supervisor Centeno, Ken Jensen for Kathy Gallagher, Lt. Dan Ast for Dan Macagni, Supervisor Wolf, Teresa Menchaca, Greg Paraskou, Capt. Bob Lowry for Cam Sanchez, Undersheriff Ken Shemwell for Sheriff Brown, and Terri Roof for Tara Haaland are current Council members present today who would be able to participate in the discussion and vote. Current Council members present who have conflicts are Michael Gonzalez, Patrick McKinley for Christie Stanley, Patti Stewart, Fred Razo for Bill Cirone, and Judi Nishimori. Chief Tim Dabney excused himself early from the meeting but would also be eligible to vote.

7. JJCPA Utilization: Tanja Heitman

- The July 1, 2007 – January 25, 2008, JJCPA Utilization and Services Report was provided.
- This report is the utilization of the Community Based Organization (CBO) resources. It does not reflect the number of youth on the School Based Officers case loads.
- Any youth within the three components (School Based/Truancy Program, Early Intervention Program, and Aftercare Program) qualified for the CBO portion of gang prevention, which is currently provided by Los Compadres.

8. DJJ Realignment Legislative and Project Update – Bev Taylor

- SB 81 and clean up Legislation AB191 handout was provided and reviewed.
- Counties no longer have the option of committing wards to DJJ who are adjudicated for offenses outside of those defined in Section 707(b) Welfare and Institutions Code (WIC) or non-707(b) WIC offenders. This legislation requires that Counties now provide detention and services for these wards at the County level.
- All counties have the option to recall some, all, or none of the non-707(b) WIC offenders currently at DJJ. Santa Barbara County has reviewed those currently housed at DJJ and will not be requesting any to be returned prior to their parole date.
- Non-707(b) WIC offenders, excluding sex offenders under 290(d)(3) PC, who are released to parole will be returned to their County of commitment for community supervision, after an initial period of up to 15 court days on DJJ Parole.
- Non-707(b) WIC parolees, excluding sex offenders under 290(d)(3) PC, will be transferred to the custody of the County of commitment, if they are detained by the DJJ Parole for the purpose of initiating proceedings to suspend, cancel, or revoke the wards parole.
- Santa Barbara County currently has seven non-707(b) WIC offenders in DJJ and one currently on parole. Five of the seven will be released on parole from DJJ in 2008.
- The Youthful Offender Block Grant (YOBG) funding will be used to enhance the capacity of local communities to implement an effective continuum of response to juvenile crime and delinquency.
- Santa Barbara County's YOBG plan was submitted to CSA on December 28, 2007. The plan provides funding for programs and services to address the needs of the non-707(b) WIC offenders expected to return to our communities from DJJ and for those wards who historically would have been committed to DJJ.
- Non-707(b) WIC wards who would otherwise be considered for DJJ will now go before the Placement Review Committee (PRC). If they fit the criteria, they will participate in a structured treatment program of 9 – 12 months at the Santa Maria Juvenile Hall. Upon completion, they would be placed on intensive supervision and would receive aftercare services to assist in reintegration into the community.

- Wards that were on parole prior to the law changing will remain on DJJ parole and will be supervised by the State. If they violate parole, they will then come under the jurisdiction of the County.

10. Roundtable – All Members

- Martin reviewed with the group the 2007 Santa Barbara County Juvenile offender trends. The charts can be provided to the group or presented at the next meeting.
 - There is a leveling off of juvenile activity countywide.
 - Population projections estimate that juvenile population peaked in FY '05 – '06.
 - K – 12 enrollment has dropped for the third straight year in the County.
 - Juvenile referrals dropped 4% in 2007.
 - Referrals for felonies increased by 3% in the Santa Maria office.
 - There was an overall drop in sustained petitions for felonies and violent offenses.
 - Group and foster home placements dropped to an alltime low.
 - There were less admissions to the Juvenile Halls, but they are staying for longer period of time.
 - Juvenile Probation felony referrals in the last six years are trending up in Santa Maria and trending down in Lompoc and Santa Barbara.
 - The number of total probation referrals peaked in 2006 and went down in 2007.
- The Probation Department's 23rd Annual Staff Recognition Dinner will be held on February 22, 2008, commencing at 4:30 p.m. for a social hour and Dinner at 5:30 pm.
- Kevin Smith commented that the Zona Seca Juvenile Program has declined over the last four months.
- Fred Razo announced there will be ten students graduating High School at Los Prietos Boys Camp/Academy in May 2008.
- Patti Stewart thanked Jerry Czuleger for his patience and valuable assistance to the JJCC.
- Patti thanked Tanja for her work with this Council and hopes to continue to see her at future meetings since her transfer to the North County Adult Division Manager position.
- Ken Shemwell announced that on the February 12, 2008, the Sheriff's Department will be going before the Board of Supervisors to present the Blue Ribbon Commission Jail Overcrowding Report. The report is also posted online. The following week, the Sheriff's Department will go before the Board requesting authorization to apply for the AB900 grant to fund the North County Jail. This is a very difficult financial year for the Sheriff's Department.
- On February 25, 2008, all County Departments will participate in a budget workshop with the Board of Supervisors.

Meeting adjourned at 11:10 a.m.

Respectfully submitted by Melanie Davis, Executive Secretary

Next Meeting: April 4, 2008, – Santa Ynez Valley Marriott – Del Mar Room, Buellton, CA