

**ALAMEDA COUNTY
JJCC SB 823 SUBCOMMITTEE
MEETING MINUTES
February 24, 2022
Microsoft Teams Teleconference
12:30-1:53 p.m.**

JJCC Subcommittee Members or Designees Present:

Marcus Dawal, ACPD	Vamsey Palagummi, JJDPC
Mechelle Corriero, DA	Emily Young, DPN
Alphonso Mance, PD	Ericson Amaya Bonilla, Free Our Kids Coalition
Michelle Love, SSA-CWS	Erin Palacios, District 3 Representative
Juan Taizan, ACBH	Colin Ford, District 4 Representative
Monica Vaughan, ACOE	Kelly Thompson, District 5 Representative
DaSean Spencer, OPD	Xochtil Larios, Youth Representative

Meeting Participants:

Louise Anderson, JJDPC	Donna Linton, Impact Justice
Holly Axe, ACPD	Ian Long, ACPD
Crystal Barton, ACPD	Tammy McGuire, ACPD
Rodney Brooks, PD	Natasha Middleton, ACPD
Yasmine Burke, ACPD	Chris Miley, BOS, D2
Adrienne Chambers, ACPD	Alicia Mitchell, ACPD
Laura Chavez, ACPD	Carissa Pappas, ACPD
Audrey Clubb, ACPD	Charles Pattillo, ACPD
Shauna Conner, ACPD	Fina Perez, ACPD
Tiffani Dyke, ACPD	Jamilah Pierson, ACPD
Brian Ford, ACPD	Kelvin Potts, Community Representative
Jessica Fort, ACPD	Amy Price, Zellerbach Family Foundation
Alex Garcia, ACPD	James Rivers, ACPD
Christine Gerchow, ACBH	Derryl Stewart, BOS, D4
Brenda Gomez, BOS, D2	Shane Thomas, ACPD
Lisa Harris, AC Library	Jill Torres, CAO
Kimberle, Konover, ACBH	Faris Wallace, ACPD
Shahidah Lacy, BOS, D5	Robert Walton, ACPD
Raymond Lara, County Counsel	Anna Kane, ACPD (recorder)

Agenda Item	Discussion	Action Needed
1. Welcome and Roll Call	It was announced that ACPD created an email box, ProbationSB823@acgov.org , for anyone who is unable to attend the meetings, but still wishing to send a public comment.	
2. Continue Virtual Meetings	A motion was made by Interim Chief Dawal to continue the declaration of emergency recommendations for social distancing issued by Alameda County Health Care Services Agency and adopt findings in support of continued teleconference meetings as per AB 361. Vamsey Palagummi seconded the motion. Motion passed.	
3. Approval of Minutes	<p>A motion was made by Erin Palacios to approve the Special meeting and Regular meeting minutes dated 11/4/2021. Juan Taizan seconded the motion. Motion passed.</p> <p>Will there be a process to fill District 2 vacancy? <i>There will be additional meetings to develop the bylaws and discuss how to fill vacancies.</i></p> <p>Are the meeting recordings available for review? <i>Yes, they are on the ACPD website.</i></p>	
4. Status of SB 823 Plan	<ul style="list-style-type: none"> • Data updates were provided with meeting attachments. • SB 823 plan was received by the Board of Supervisors on 11/16/21. • ACPD updated the Board of Supervisors regarding OC Spray and prone restraints at the Public Protection Committee meetings on 12/9/2021 and 2/17/2022. • The SB 823 plan was submitted to the Office of Youth and Community Restoration (OYCR) on 12/23/2021. • All probation departments are still awaiting review and feedback. <p>Discussion: The plans have gone through one review by the OYCR. We should expect the plans to come back to the counties within the next 2-3 weeks.</p>	
5. Status of SB 823 Implementation	<ul style="list-style-type: none"> • 6 youth housed in Secure Track Unit • 3 are in high school; 3 are in college • The youth in the unit can choose to make their own breakfast • Youth spend most of their day attending school either in high school or college; college classes are live and are taken through Laney College 	

- There are many programs in the afternoons, such as Seeking Safety and Substance Abuse. Credible Messengers have life skills programs such as cooking, gardening, and health and wellness.
- New programming is continuing to be brought in such as Anger Management, which is culturally appropriate, and Rites of Passage with Mr. Potts.
- MC3 program is being expanded with one module starting next month
- ACPD is looking at additional vocational programming, such as electronic vehicle battery program and therapeutic dog training program
- An education specialist has been added who is also a Credible Messenger; she is working with youth on education and vocational plans as well as re-entry services
- Facility Updates:
 - Report by Dr. Khumalo has been received
 - Some recommendations implemented such as quilts, reading pillows, rugs, areas for gaming or socializing, gym, meditation room; youth can choose own clothing
 - In the process of creating college student classroom and working with ACOE to create a high school classroom which is conducive to learning
 - Created a gardening club and a cooking program

Are the JIOs aware of the changes that are happening, such as youth being allowed to wear their own clothes?

The JIOs have been informed of the changes.

Will the subcommittee have access to Dr. Khumalo's report?

It will be provided.

How many Credible Messengers are on site and how many hours are they there?

They are currently there 3 days a week for 4 hours each day. An additional credible messenger, who is an education specialist, is there for 10 hours per week. There is also a person that comes in to work with the youth on publishing their own stories. Long term, an RFP will be released so the Credible Messengers can be present 16 hours a day.

- OC Spray and Prone Restraints update has been provided at Public Protection on 2/17
- Use of Force consultant is on contract. Dr. Dedel has started reviewing policies and procedures as well as use of force data.
 - Will come to meet with youth, staff, and unions

Provide Dr. Khumalo's report to the subcommittee.

- Will develop a program timeline which will be presented at the May Public Protection meeting
- ACPD has updated prone restraints policy to eliminate prone restraints. It needs to be reviewed by county counsel; then will proceed to unions for meet and confer.

Can you make a similar change regarding OC Spray?

We are waiting for Dr. Dedel's guidance to make changes to the policy.

Does the Prone Restrains policy affect just SB 823 unit or all of facility?

All of facility. The OC Spray policy will affect the whole facility as well.

Has the Prone Restraint policy gone into effect?

The policy has been changed but has not yet gone to meet and confer.

Does the policy have an effective date?

It can be weeks or months, depending how long it takes to reach agreement.

Specifically in the SB 823 Unit, please provide the data on both OC spray and prone restraints.

We have not had any use of prone restraints and one instance of OC spray deployment.

6. Long Term
Housing Discussion

Discussion:

- A discussion took place on how to move forward with the long-term planning and step-down options.
- The subcommittee has determined that the facilities are inadequate to meet the goals.
- No decisions have been made.
- It was suggested to have a workgroup and invite youth that have gone through the process; address the need for soft landing planning.
- It was requested that a list of things that need to be addressed immediately and a list of things that need to be addressed in the long-term are clarified.
- The short-term goals can be addressed at the quarterly subcommittee meetings. There is a need to create a process to address the long-term projects.
- It was agreed that the subcommittee is not the right place for long-term planning. The community and other agencies should participate in a comprehensive planning process.

	<ul style="list-style-type: none"> • The subcommittee would like to add to the existing plan and be part of the larger planning process. • There is a need to create timelines; find models that work; create workgroups; involve multiple systems, the community, and those impacted. • Decisions need to be made regarding which county properties can be used and which resources, including people, that are available to the county. • Probation had a discussion with General Services Agency (GSA). A question was asked about what the goal is and work from there. • It was agreed that the discussion of the FOK proposal happens at a subcommittee meeting so that it is open to the public. • The subcommittee can submit questions to ACPD prior to the next meeting to get up to speed on discussion topics. • Questions regarding the data presented were clarified. • It was requested that data regarding young women with 707(b) offenses that are still pending disposition be presented. • Data shows that in 10 years, there was one female youth committed to DJJ. The court process takes a long time, so Probation will have time to plan programs and services if this situation arises. ACPD is working on identifying vendors. • A request was made to find out why commitments were trending up as well as why recommendations for commitment were also trending up. <p>What is the reason the number of sustained petitions of 707(b) offenses went down, but the commitments went up in 2021? <i>Some youth had pending dispositions for over a year. Some accepted SYTF as part of their agreement. There are still 4-5 youth that have not had disposition but are on the same track. We will most likely exceed our projection, but that decision is made by the court.</i></p>	<p><i>Provide data regarding young women as well as the reasons recommendations for commitment are trending up.</i></p>
7. Public Comment	No public comment received via email or at the meeting	
8. Next Meeting	May 26, 2022, 12:30-2:30	
9. Adjournment	Meeting adjourned 1:53 p.m.	