

BOARD OF SUPERVISORS  
Yolo County, California

To: Probation ✓  
Co. Counsel ✓

CONSENT CALENDAR

Excerpt of Minute Order No. 20-160 Item No. 24, of the Board of Supervisors' meeting of December 15, 2020.

MOTION: Saylor. SECOND: Provenza. AYES: Provenza, Chamberlain, Villegas, Saylor, Sandy.

24.

Waive second reading and adopt ordinance entitled "An Ordinance of the Yolo County Board of Supervisors Adopting Additions and Modifications to the County Code of Ordinance to Establish the Juvenile Justice Coordinating Council and Subcommittee". (No general fund impact) (Fruchtenicht)

Approved **Ordinance No. 1530** on Consent, with Supervisor Villegas recusing himself on this item.



## County of Yolo

www.yolocounty.org

To: The Chair and Members of the Board of Supervisors

### Consent-Law & Justice Services 24. Probation

#### Board of Supervisors

**Meeting Date:** 12/15/2020

**Brief Title:** 2nd Reading of Juvenile Justice Coordinating Council Ordinance

**From:** Dan Fruchtenicht, Chief Probation Officer, Probation Department

**Staff Contact:** Christina Tranfaglia, Probation Officer, Probation Department, x5325

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#### Subject

Waive second reading and adopt ordinance entitled "An Ordinance of the Yolo County Board of Supervisors Adopting Additions and Modifications to the County Code of Ordinance to Establish the Juvenile Justice Coordinating Council and Subcommittee". (No general fund impact) (Fruchtenicht)

#### Recommended Action

Waive second reading and adopt ordinance entitled "An Ordinance of the Yolo County Board of Supervisors Adopting Additions and Modifications to the County Code of Ordinance to Establish the Juvenile Justice Coordinating Council and Subcommittee".

#### Strategic Plan Goal(s)



*Thriving Residents*



*Safe Communities*

#### Reason for Recommended Action/Background

The reason for the recommended action is to formalize, via County ordinance, the purpose and membership of Yolo County's Juvenile Justice Coordinating Council and its Juvenile Justice Realignment Subcommittee.

Juvenile Justice Coordinating Councils are identified in Welfare and Institutions Code section 749.22, which states in part:

[E]ach county shall be required to establish a multiagency juvenile justice coordinating council that shall develop and implement a continuum of county-based responses to juvenile crime. The coordinating councils shall, at a minimum, include the chief probation officer, as chair, and one representative each from the district attorney's office, the public defender's office, the sheriff's department, the board of supervisors, the department of social services, the department of mental health, a community-based drug and alcohol program, a city police department, the county office of education or a school district, and an at-large community representative.

Yolo County already benefits from a Juvenile Justice Coordinating Council which has met annually to

perform activities required by Welfare and Institutions Code section 749.22, including:

[To] develop a comprehensive, multiagency plan that identifies the resources and strategies for providing an effective continuum of responses for the prevention, intervention, supervision, treatment, and incarceration of male and female juvenile offenders, including strategies to develop and implement locally based or regionally based out-of-home placement options for youths who are persons described in Section 602.

The Probation Department would like to more frequently utilize the Juvenile Justice Coordinating Council as an advisory body for a multitude of juvenile justice-related topics, including options for future use of the Juvenile Detention facility. These are conversations which would benefit from public input.

Juvenile Justice Realignment, as established via Senate Bill 823, requires the creation of a subcommittee of the Council to develop a plan to provide appropriate rehabilitation and supervision services for the population currently served by the State Division of Juvenile Justice, but which will transfer to counties starting on July 1, 2021. The subcommittee must meet certain minimum requirements established in Welfare and Institutions Code section 1995:

No fewer than three community members who shall be defined as individuals who have experience providing community-based youth services, youth justice advocates with expertise and knowledge of the juvenile justice system, or have been directly involved in the juvenile justice system.

Besides formalizing the Juvenile Justice Coordinating Council and a Juvenile Justice Realignment Subcommittee, this action also formalizes a process in which the Board of Supervisors appoints a community member from each supervisorial district to the Council to:

- meet the at-large community member requirement of the Council;
- meet the three additional community members required to serve on the Subcommittee;
- and increase public engagement on a variety of juvenile justice-related issues that may come before the Council as the Probation Department seeks their input.

The Board of Supervisors reviewed this item for the first time on November 17, 2020, at which time they introduced, waived the first reading, and accepted public comment (of which there was none). This request will finalize the Board's earlier action if approved.

### **Collaborations (including Board advisory groups and external partner agencies)**

County Counsel

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#### **Attachments**

Att. A. Ordinance

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#### **Form Review**

<b>Inbox</b>	<b>Reviewed By</b>	<b>Date</b>
County Counsel	Hope Welton	11/19/2020 03:27 PM
Eric Will	Eric Will	11/19/2020 04:02 PM
Form Started By: Beth Gabor		Started On: 11/05/2020 03:40 PM
Final Approval Date: 11/19/2020		

FILED

DEC 16 2020

BY Rupita Ramirez  
DEPUTY CLERK OF THE BOARD

ORDINANCE NO. 1530

**AN ORDINANCE OF THE YOLO COUNTY BOARD OF SUPERVISORS ADOPTING ADDITIONS AND MODIFICATIONS TO THE COUNTY CODE OF ORDINANCES TO ESTABLISH THE JUVENILE JUSTICE COORDINATING COUNCIL AND SUBCOMMITTEE**

The Board of Supervisors of the County of Yolo hereby ordains as follows:

**SECTION 1.** Article 39 is hereby added to Chapter 2 of the Yolo County Code, to read in full as follows:

**Article 39: Juvenile Justice Coordinating Council**

**Section 2-2.3901. Creation and Role of Juvenile Justice Coordinating Council and Subcommittee**

As required by Welfare and Institutions Code section 749.22, there is hereby created a Juvenile Justice Coordinating Council to advise the Probation Department on a continuum of county-based responses to juvenile crime. As required by Welfare and Institutions Code section 1995, the County also creates a Juvenile Justice Realignment Subcommittee of the Council. The Council and Subcommittee shall carry out all functions described in applicable sections of the California Welfare and Institutions Code, including but not limited to sections 749.22 and 1995, as may be amended from time to time. The Council may also advise the Probation Department on additional juvenile justice matters referred to the Council for its consideration.

All meetings of the Council and Subcommittee shall comply with the Ralph M. Brown Act.

**Section 2-2.3902. Membership**

The Juvenile Justice Coordinating Council shall consist of the following members as set forth in Welfare & Institutions Code section 749.22, with additional membership necessary to allow it to also function as the Subcommittee required by Welfare and Institutions Code section 1995:

- (a) chief probation officer, as chair;
- (b) one representative each from the district attorney's office, the public defender's office, the sheriff's department, the board of supervisors, the department of social services, the department of mental health, a community-based drug and alcohol program, a city police department, the county office of education or a school district, and the Superior Court;
- (c) to satisfy statutory requirements pertaining to community representatives, a Board-

appointed community member from each supervisorial district, each of which fulfills the position of the at-large community representative, with qualifications per Welfare and Institutions Code section 1995 (“individuals who have experience providing community-based youth services, youth justice advocates with expertise and knowledge of the juvenile justice system, or have been directly involved in the juvenile justice system”); and

- (d) no less than two representatives from nonprofit community-based organizations providing services to minors.

Statutory positions that are within the responsibilities of the Director of the Health and Human Services Agency shall be filled by individuals that would hold such positions if the Agency was not consolidated. By way of example only, the department of social services position referenced in state law shall be filled by the Agency branch director with comparable responsibilities.

### **Section 2-2.3903. Appointments, Terms and Removal**

- (a) The community members of the Juvenile Justice Coordinating Council shall be appointed by the Board of Supervisors for a term of four (4) years, unless earlier removed by the Board of Supervisors in its sole discretion. Membership shall be effective upon appointment by the Board of Supervisors. However, all terms shall be deemed to have commenced on February 1 following the initial appointment, and thereafter all terms shall be aligned to begin on February 1 and to end on January 31. The Juvenile Justice Coordinating Council may make recommendations to the Board of qualified persons to serve in the community member positions described in the preceding sections of this Article.
- (b) The representatives from the district attorney's office, the public defender's office, the sheriff's department, the board of supervisors, the department of social services and the department of mental health, and the Superior Court, shall be selected by and serve at the pleasure of their offices.
- (c) The representative from a community-based drug and alcohol program shall be selected by and serve at the pleasure of the chair of the Juvenile Justice Coordinating Council.
- (d) The representative from a city police department shall be selected by and serve at the pleasure of the Yolo County Law Enforcement Agency Coordinating Council.
- (e) The representative of the county office of education or a school district shall be selected by and serve at the pleasure of the Yolo County Office of Education.
- (f) Representatives from nonprofit community-based organizations providing services to minors shall be selected by and serve at the pleasure of the chair of the Juvenile Justice Coordinating Council.

The Board of Supervisors shall be informed of the community-based organizations participating on the Juvenile Justice Coordinating Council, as required by Welfare and Institutions Code section 749.22.

**SECTION 2. Severability.** If any section, subsection, sentence, clause or phrase of this Ordinance is held by a court of competent jurisdiction to be invalid, such decision shall not affect the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have adopted this Ordinance and each section, sentence, clause or phrase thereof irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases be declared invalid.

**SECTION 3. Conflicting Enactments.** To the extent that there is any conflict between the provisions of this Ordinance and the provisions of any other County Code, ordinance, resolution or policy, all such conflicting provisions shall be suspended.

**SECTION 4. Effective Date.** This Ordinance shall take effect and be in force thirty (30) days after its passage, and prior to expiration of fifteen (15) days after its passage thereof, shall be published by title and summary only in the Davis Enterprise together with the names of members of the Board of Supervisors voting for and against the same.

Introduced at a Board of Supervisors regular meeting held on November 17, 2020, and subsequently approved following a second reading on December 15, 2020, by the following vote:

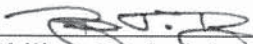
AYES: Provenza, Chamberlain, Saylor, Sandy.  
NOES: None.  
ABSENT: None.  
ABSTENTION: None.  
RECUSE: Villegas.

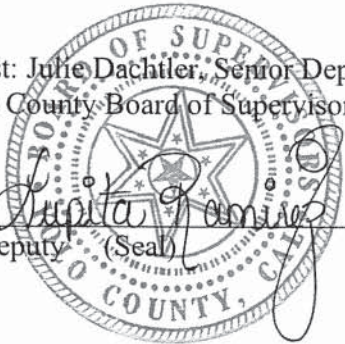
  
\_\_\_\_\_  
Gary Sandy, Chair  
Yolo County Board of Supervisors

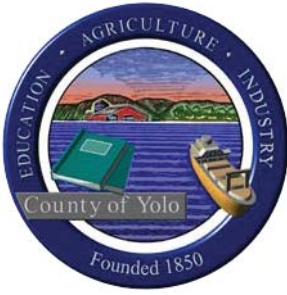
Attest: Julie Dachler, Senior Deputy Clerk  
Yolo County Board of Supervisors

Approved as to Form:

By:   
\_\_\_\_\_  
Deputy (Seal)

By:   
\_\_\_\_\_  
Philip J. Pogledich, County Counsel





# COUNTY OF YOLO

## Board of Supervisors

District 1, **Oscar Villegas**  
District 2, **Don Saylor**  
District 3, **Gary Sandy**  
District 4, **Jim Provenza**  
District 5, **Duane Chamberlain**

625 Court Street, Room 204 ▪ Woodland, CA 95695  
(530) 666-8195 ▪ FAX (530) 666-8193  
[www.yolocounty.org](http://www.yolocounty.org)

County Administrator, **Patrick S. Blacklock**  
Sr. Deputy Clerk of the Board, **Julie Dachtler**

### PUBLIC NOTICE

#### ADOPTED ORDINANCE NO. 1530

NOTICE is hereby given that at its regularly scheduled meeting of December 15, 2020, the Yolo County Board of Supervisors adopted Ordinance No. 1530 establishing the Juvenile Justice Coordinating Council and Subcommittee.

The Ordinance was adopted by the following vote:

AYES: Provenza, Chamberlain, Villegas, Saylor, Sandy.

NOES: None.

ABSENT: None.

ABSTAIN: None.

Copies of the full text of the Ordinance are available at [www.yolocounty.org/agendas](http://www.yolocounty.org/agendas) or at the Clerk of the Board of Supervisors Office, 625 Court Street, Room 204, Woodland, CA 95695.

Dated: December 27, 2020

Lupita Ramirez, Deputy Clerk  
Yolo County Board of Supervisors

**FILED**

JAN 05 2021

BY L. Ramirez  
DEPUTY CLERK OF THE BOARD

**THE DAVIS**  
**enterprise**

**PROOF OF PUBLICATION**  
**(2015.5 C.C.P.)**

**Proof of Publication**  
**PUBLIC NOTICE**  
**#1100**

Yolo County Board of Supervisors  
Attn: Lupita Ramirez  
625 Court Street, Room 204  
Woodland, CA 95696

STATE OF CALIFORNIA  
County of Yolo

I am a citizen of the United States and a resident of the County aforesaid; I'm over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am principal clerk of the printer at the Davis Enterprise, 315 G Street, a newspaper of general circulation, printed and published Monday, Wednesday, and Friday, in the City of Davis, County of Yolo, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court to the County of Yolo, State of California, under the date of July 14, 1952, Case Number 12680; that the notice, of which the annexed is a printed copy (set in type no smaller than non-pareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

**December 27**

All in the year **2020**.

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at Davis, California, this **29th day of December, 2020**

Shawn Collins

Shawn Collins  
Legal Advertising Clerk

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NOES: None.	
ABSENT: None.	
ABSTAIN: None.	
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Dated: December 27, 2020 Lupita Ramirez, Deputy Clerk Yolo County Board of Supervisors 12/27	
<b>1100</b>	