

# STANISLAUS COUNTY COMMUNITY CORRECTIONS PARTNERSHIP

## Executive Committee Meeting Minutes

Thursday – December 9, 2021

## Stanislaus County Probation Department – Microsoft TEAMS Meeting

### MEMBERS/DESIGNEES PRESENT

MARK FERRIERA, Chief Probation Officer, Probation Department

JEFF DIRKSE, Sheriff, Sheriff's Department

BIRGIT FLADAGER, District Attorney

JENNIFER JENNISON, Public Defender

RUBEN IMPERIAL, Director, Behavioral Health & Recovery Services

BRANDON GILLESPIE, Chief, Modesto Police Department

STEPHANIE KENNEDY FOR HUGH SWIFT, Superior Court

### GUESTS:

Vicki Martin, Administrative Services Manager, Probation Department

Tracie Martin, Realignment Manager, Probation Department

Leticia Ruano, Assistant Chief Probation Officer, Probation Department

### 1. **CALL TO ORDER AND INTRODUCTIONS**

The meeting was called to order at 12:01 p.m. by Chief Probation Officer Mark Ferriera. Members of the group present on the TEAMS meeting were identified.

### 2. **PUBLIC COMMENT**

No members of the public were present.

### 3. **ADOPTION OF MINUTES FROM JUNE 3, 2021, MEETING**

MOTION: District Attorney, Birgit Fladager. SECOND: Sheriff Jeff Dirkse. The minutes from June 3, 2021, meeting were approved.

### 4. **ADOPTION OF THE RESOLUTION PURSUANT TO ASSEMBLY BILL 361**

CPO Mark Ferriera presented the resolution to the Community Corrections Partnership Executive Committee for adoption and numbering as "Resolution No. Community Corrections Partnership Executive Committee #1." Ayes: Mark Ferriera, Jennifer Jennison, Birgit Fladager, Jeff Dirkse and Stephanie Kennedy. Noes: None. Abstain: None. Absent: Ruben Imperial and Brandon Gillespie. The resolution was passed, adopted, and attached to the minutes.

### 5. **DISCUSSION OF EXTENDING CCP FUNDED CBO CONTRACTS**

Tracie Martin, Division Director, requested approval from the CCP Executive Committee to extend for an additional year three current CCP-funded Community Based Organization (CBO) contracts that are set to expire in June 2022. Sierra Education, Nirvana, and Leaders in Community Alternatives (LCA) were granted \$2 million in 2019 through an RFP process to deliver programming at the Day Reporting Center for two years; however, an annual extension of up to three years is allowed under the contract. Sierra Education offers court-ordered domestic violence counseling and parenting classes, LCA offers career services and Aggression Replacement Training (ART), and Nirvana offers residential addiction treatment. Ms. Martin mentioned that the three CBOs expressed a desire to prolong existing contracts without changing the scope of work or funding levels. The one-year extension would cost around \$1 million, which has already been planned for in the CCP Five-Year Spending Plan under the Programming Line Item.

District Attorney Birgit Fladager questioned whether the length of Domestic Violence Counseling could be reduced to free up CCP funding for other services. CPO Ferriera stated that the court issues the orders under

the 1203.097 requirements. Tracie Martin advised that CSAC is implementing a pilot program in six counties, offering offenders different classes based on their risk level. The initiative has been extended for another year, and the outcomes and overall efficacy are currently being developed.

MOTION: Brandon Gillespie. Second: Sheriff Jeff Dirkse. The proposal to extend for one year the CBO contract with LCA, Sierra Education, and Nirvana in the sum of about \$1 million was unanimously approved.

**6. UNDERFILLING ONE BHRS CLINICIAN POSITION FOR CARE 2.0**

CPO Ferriera provided a summary of the BHRS positions approved for CARE 2.0 funding. He noted that BHRS has been having difficulties filling the Clinician vacancies. Mr. Imperial proposed filling one of the vacancies with a Behavioral Health Specialist, noting that the program's effectiveness would not be affected.

MOTION: Ruben Imperial. Second: District Attorney Birgit Fladager. The proposal to underfill one BHRS Clinician Position with a Behavioral Health Specialist was unanimously approved.

CPO Ferriera announced that the CCP Executive Committee would meet in February pending knowledge of the growth funding and the Governor's Budget to be released in January.

Ruben Imperial shared that BHRS continues to deal with staffing issues.

The meeting adjourned at 12:23 p.m.



**RESOLUTION NO. COMMUNITY CORRECTIONS PARTNERSHIP  
EXECUTIVE COMMITTEE #1**

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

WHEREAS, all meetings of the Community Corrections Partnership Executive Committee 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 Community Corrections Partnership Executive Committee meetings via desires to continue holding teleconferencing; and

WHEREAS, the Community Corrections Partnership Executive Committee shall ensure that its meetings comply with the provisions required by AB 361 (2021) for holding teleconferenced meetings.

NOW, THEREFORE, the Community Corrections Partnership Executive Committee 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 Community Corrections Partnership Executive Committee makes the following findings:

- a) The Community Corrections Partnership Executive Committee 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 Community Corrections Partnership Executive Committee to meet safely in person; and

d) State and local officials continue to impose or recommend measures to promote social distancing.

3. The Community Corrections Partnership Executive Committee may continue to meet remotely in compliance with AB 361, in order to better ensure the health and safety of the public.

4. The Community Corrections Partnership Executive Committee 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 Community Corrections Partnership Executive Committee of the County of Stanislaus, State of California, this 9<sup>th</sup> day of December 2021, by the following vote:

AYES: Mark Ferriera, Jennifer Jennison, Birgit Fladager, Jeff Dirkse, Stephanie Kennedy

NOES:

ABSENT: Ruben Imperial, Brandon Gillespie

ABSTAIN:



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Mark Ferriera, Chief Probation Officer

ATTEST:

BY:   
Eva Carrazco, Executive Assistant