

**MINUTES**  
**BOARD OF STATE AND COMMUNITY CORRECTIONS MEETING**  
**WEDNESDAY, AUGUST 29, 2012**

Teleconference meeting held at: 660 Bercut Drive, Sacramento, CA 95811

Remote Teleconference Participation Sites:

1415 Sheriff Cady Lane  
Susanville, CA 96130

3333 E. American Ave., Bldg. 701  
Fresno, CA 93725

4700 Ramona Boulevard  
Monterey Park, CA 91754

465 S. Washington Street  
Sonora, CA 95370

701 Ocean Street, Room 520  
Santa Cruz, CA 95060

1 Civic Center Plaza, Room L-104  
Irvine, CA 92623

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The meeting commenced at 1:10 p.m.

Secretary Matthew Cate welcomed everyone to the August 29, 2012 Board of State and Community Corrections special session teleconference meeting and announced that Sheriff Baca was having difficulty joining the meeting. He suggested the meeting start as there was a quorum.

Ms. Mazzilli agreed and asked for roll call.

Ms. Rodriguez-Rieger called roll.

The following members were in attendance:

Secretary Cate  
Mr. Growdon

Mr. Baca  
Ms. Mauriello

Ms. Penner  
Ms. Arnold

Mr. Maggard  
Mr. Steinhart

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**ABSENCE OF BOARD MEMBERS**

Dr. Silbert was newly appointed and unable to attend. There was a quorum.  
Mr. Baca joined the meeting at 1:12 PM

**CONSENT ITEMS:**

None.

Secretary Cate announced there were no consent items and extended an invitation to Executive Director Patricia Mazzilli to address the Board. Ms. Mazzilli announced the Governor's appointment of Dr. Mimi Silbert to the Board and that Dr. Silbert was unable to

attend the meeting. Ms. Mazzilli explained the public comment procedures and asked that individuals making public comments identify themselves.

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**DISCUSSION ITEMS:**

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**ADULT LOCAL CRIMINAL JUSTICE FACILITIES -**  
**APPROVAL OF EXECUTIVE STEERING COMMITTEE (AGENDA ITEM A)**

Secretary Cate announced Agenda Item A regarding the membership of the Adult Local Criminal Justice Facilities Executive Steering Committee and introduced Deputy Director Robert Takeshta to present the item.

This agenda item requested the Board of State and Community Corrections (BSCC) to approve the membership of the Adult Local Criminal Justice Facilities Executive Steering Committee (SB 1022 ESC), and to authorize staff to convene the ESC to develop the SB 1022 Request for Proposals.

At the BSCC meeting on July 26, 2012, the Board appointed Sheriff Growdon as the chair and Sheriff Baca as the co-chair of the SB 1022 ESC. The Board directed the chair and co-chair to meet with BSCC Executive Director Patricia Mazzilli to develop the membership of the ESC for the Board's consideration and approval. BSCC member Adele Arnold recommended that the Board convene in a teleconference prior to the BSCC's scheduled meeting on September 13 to approve the ESC membership, so the ESC could be convened without further delay.

Secretary Cate referred to Attachment A, the proposed roster of the ESC membership which was provided to the members for their review and consideration. The Secretary stated that each member should have a copy at their site and asked if anyone had questions.

Ms. Penner asked if the name was missing on the roster, referring to the listing of Honorable. Ms. Mazzilli explained that it was hoped that there would be a Judicial Officer appointed to the BSCC prior to the meeting. Ms. Mazzilli had inquired with staff of the Administrative Office of the Courts (AOC) as to the status of a possible appointment. Ms. Mazzilli was informed that the AOC was still working out some issues as to the roles of a judge that could participate as a member of the BSCC.

Mr. Steinhart voiced Dr. Silbert's interest in participating in or being a member of the ESC. Mr. Steinhart stated he was concerned that there would be issues with the Bagley Keene Act should Dr. Silbert become a third member of the ESC and that he could not think of a person more qualified in providing input on Defender Rehabilitation and Reentry Facilities and Programs than Dr. Silbert and Delancy Street. Mr. Steinhart stated he would like Dr. Silbert to be included and asked if there would be a possibility of involving Dr. Silbert in a different role.

Secretary Cate thanked Mr. Steinhart in sharing Dr. Silbert's interest and in recognizing the possibility of the Bagley Keene Act issue. Secretary Cate suggested that he and Sheriff Baca should keep in close communication with Dr. Silbert. Sheriff Baca concurred.

Brian Mayer, Office of Legal Affairs, stated that Mr. Takeshta pointed out to him that the ESC meetings are open meetings. Mr. Mayer further stated that as long as the meetings are posted and notice is given per the Bagley Keene Act, there would not be an issue with a third BSCC Member on the ESC.

Secretary Cate recommended Dr. Silbert be approved to be a member of the ESC with the conditions that the meetings be open meetings with the proper notices and posting as stated by counsel. He also approved the recommended membership of the SB 1022 Executive Steering Committee as listed on Attachment A that was provided to the members.

Secretary Cate asked if there were any comments from the Board members or from the public at any of the remote telephonic locations. There were none.

**A motion to approve staff recommendations and the addition of Dr. Silbert to the ESC Membership was made by Mr. Steinhart and seconded by Ms. Penner.**

Secretary Cate asked for a roll call vote. All were in favor. **The motion carried.**

Secretary Cate asked for a motion to authorize staff to convene the ESC and develop the SB 1022 Request for Proposals.

Secretary Cate asked if there were any comments from the Board members or from the public at any of the remote telephonic locations. There were none.

**A motion to authorize staff to the convene the ESC and develop the SB 1022 Request for Proposals was made by Ms. Arnold and seconded by Mr. Maggard.**

Secretary Cate asked for a roll call vote. All were in favor. **The motion carried.**

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## PROGRAM EDUCATION PROCESS

(AGENDA ITEM B)

Executive Director Patricia Mazzilli presented Agenda Item B, which asked the BSCC Board to determine their preferred method for staff to provide education on programs, their history, and other mandated duties to Board members.

The Board of State and Community Corrections has taken on responsibility for several new grant programs; additional duties imposed by statute; as well as responsibilities previously assigned to the former Corrections Standards Authority by statute.

At the July 26, 2012 BSCC Board Meeting, several Board members indicated a desire for education by BSCC staff on the history and parameters of programs responsibilities under the Board's authority. The BSCC sought direction from the Board on their preference as to how this education process was to be scheduled and prioritized. Options offered were; devoting the first part of each regularly scheduled meeting to education and history of two to three programs; scheduling BSCC Board Meetings specific to education of program and duty responsibilities; or another format preferred by the newly appointed Board. Many of the BSCC's duties were covered at the New Board Member Orientation; however, the duties were not explained in significant detail due to time constraints and the considerable amount of information a thorough overview would entail.

Secretary Cate thanked Ms. Mazzilli and opened the item for discussion.

Mr. Steinhart asked if there would be a different approach to addressing the matter. He would be willing to attend a special meeting that programs would be discussed and suggested a list of programs that would be candidates for the meeting(s) and distributed to the members indicating the programs members learn more about.

Sheriff Baca was interested in visiting facilities, learning about their issues and becoming aware of the outcome of programs in the prison system. Secretary Cate stated that of the providers, who may be candidates for grant monies, some may have programs in California's State prisons, some may have programs in county jails, and some are community providers that are not operating in facilities.

Chief Arnold stated her understanding is that Ms. Mazzilli's suggestion is an overall presentation of the programs as to what the programs entail and that basic knowledge is what is needed in order for the members to be able to discuss their responsibilities. Chief Arnold suggested webinars instead of traveling. Sheriff Growdon agreed with Chief Arnold, and as an alternative, suggested to block a period for training. Persons involved or operating the programs could participate in the trainings. Secretary Cate stated that the trainings did not have to be an either or, but could be both. The Board could have persons involved in the programs that are applicable to present at meetings, and then have meetings at locations the Board could visit; going to the next level as suggested by Sheriff Baca. After further discussion and suggestions such as, all day meetings/retreats, all day meetings the day before an already scheduled Board meeting, meetings at facilities with providers and participants, or meetings by webinar, the members agreed to meet in October for an all day training in order to acquire some basic knowledge of how to perform their new responsibilities, and to discuss the new programs before them.

Ms. Mauriello stated that the Board needs more than familiarization in order to determine ways people could leave the system better than when they entered. The Board needs to know what that means, how to measure it, and what program to put in place to develop operational strategies.

Secretary Cate suggested the Board agree to have a retreat in October and a November meeting. They can then reassess at the close of the calendar year as to whether to continue having monthly meetings or return to meeting every other month. He asked that the Board try to get through the

learning season. The Secretary agreed with Sheriff Growdon in the need to learn more about local programs. Secretary Cate would also appreciate any extra work Mr. Steinhart could provide with programs and juveniles. Secretary Cate asked Ms. Mazzilli if she could provide leadership, scheduling, information gathering, and assistance from staff to put together an agenda in helping to accomplish these goals. He also requested that she contact the members as to their availability for all day training during the dates he offered, and then to coordinate the meeting and agenda. Ms. Mazzilli stated she was happy that the discussion had taken the direction it did; mirroring one of the agenda items she is placing on the September 13<sup>th</sup> meeting, asking members to establish priorities and timelines.

The Secretary offered October 22<sup>nd</sup>, 23<sup>rd</sup>, and 24<sup>th</sup> as potential dates. Ms. Penner concurred. Mr. Steinhart stated he would be out of the country during that time. Secretary Cate asked Ms. Mazzilli if she would call members as to their availability, and quorum in order to meet in October.

Secretary Cate thanked the members and Ms. Mazzilli for their input. He asked the members if there were any further comments on the education process, or questions from the public on any matter. There were none.

Ms. Mazzilli thanked the members for their attendance. Secretary Cate thanked the members once again and in closing, stated he was privileged to be working with them and was very pleased with the discussion and the members' intentions.

PUBLIC COMMENT

(AGENDA ITEM C)

Secretary Cate asked if there were any comments from the Board members or from the public at any of the remote telephonic locations, hearing none, he adjourned the meeting.

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**Next meeting: Thursday, September 13, 2012 at 1:00 p.m. in Sacramento, CA.**

Meeting adjourned at 2:00 pm

Respectfully submitted,

*Originally signed by*

MARIA RODRIGUEZ-RIEGER  
Secretary  
Board of State and Community Corrections

## **ROSTER OF PERSONS IN ATTENDANCE**

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### **BSCC Board Members**

Mr. Cate, Secretary, CDCR  
Mr. Growdon, Lassen County Sheriff's Department  
Mr. Baca, Los Angeles County Sheriff's Department  
Ms. Mauriello, Santa Cruz County Administrative Office  
Ms. Penner, Fresno County Probation Department  
Ms. Arnold, Tuolumne County Probation Department  
Mr. David L. Maggard, Jr., City of Irvine Police Department  
Mr. David Steinhart, Juvenile Justice Program Commonweal

### **BSCC Staff**

Patricia Mazzilli, Executive Director  
Scott Frizzie, Chief Deputy Director  
Robert J. Takeshta, Deputy Director  
Brian Mayer, Attorney, CDCR Legal  
Jean L. Scott, Deputy Director  
Evonne Garner, Deputy Director  
Maria Rodriguez-Rieger, Secretary  
Leslie Heller, Field Representative, CFC  
Charlene Aboytes, Field Representative, CFC