

MINUTES OF THE NEW MEXICO JUVENILE JUSTICE ADVISORY COMMITTEE

Thursday, April 21, 2022 10:00 AM
Virtual Meeting via ZOOM

I. Call to Order at 10:06 a.m.: Anthony Trujillo, Chair

II. Roll Call for Quorum – Cindy Varela, Grants Management Unit Manager

A quorum was established with the following members present:

Members Present

Anthony Trujillo, Chair	Jenavieve Salas	Ron West
Hon. Alan Kirk	Keryl Work	Sarah Gettler
Albino Garcia, Jr.	May Sagbakken	Ted Lovato
Hon. Angie Schneider	Moneka Stevens	Tom Swisstack
Danielle Trujillo	Annamaria Marshall	

Members Absent

Tina Harris	Roshanna Toya	Ruben Barreras
Oscar Gonzalez	Michelle Torres	Joel Hamilton
Helen Cheromiah		

CYFD JJS Field Services Staff in Attendance

Corey Adams	Jeanne Masterson	Carolyn Casillas
William Kearney	Bianca Padilla	Cindy Varela
Samantha Rendon	Samantha Armendariz	Consuelo Garcia
Louis Pacias	Patti Vowell	Richard Johnson
Andrea Sandoval	KJ Parker	Kelli Vigil
Margie Miller	Rachel Montano	Diane Anglada Perea

Guests in Attendance

Hon. Alma Cristina Roberson	Desa Malina	Devon Hoffman
David Sherman	Diane Anglada Perea	Carmela Romero
Rebecca Armstrong	Jayde Burnell	Martha Youts
Danielle Vanderpool	Richard Lindahl	Nora Lovato

III. Welcome and Approval of Agenda:

Chair Trujillo welcomed all in attendance and called for a motion to approve the Agenda. Mr. Lovato so moved, seconded by Judge Kirk. Roll call vote was taken. Motion carried unanimously.

IV. Approval of Minutes, February 17, 2022

Chair Trujillo called for a motion to approve the minutes as drafted. Judge Kirk so moved, seconded by Judge Schneider. Roll call vote was taken. Motion carried unanimously.

V. Chairman Update, Anthony Trujillo, Chair

Chair Trujillo had Mr. Kearney screen share Governor’s Office and Attorney General’s Office emails, noting that a copy was provided in the Board member packets, recalling that these memos pertain to the question raised concerning who would be legal counsel for JJAC members. Chair Trujillo stated that he wrote to and spoke with staff in both the Governor’s Office and Attorney General’s Office and these are the memos received in response to those contacts. Chair Trujillo summarized the responses as indicating that legal support is provided by CYFD’s Office of General Counsel.

Chair Trujillo noted that he is awaiting a meeting with CYFD General Counsel, and he intends to invite this individual to the next JJAC meeting so they may answer questions directly from JJAC members.

Chair Trujillo asked if there were any questions. Mr. Garcia thanked Chair Trujillo for extending this

invitation, however, he still felt that this was a direct conflict of interest, but looks forward to meeting with this representative from General Counsel for clarity. Since he was the one who asked the question originally, Mr. Garcia indicated he was taken aback that it would be them, feeling it was like the old saying, it's the police policing the police, and he doesn't understand that. He indicated he would wait and hear what they had to say, and doesn't understand how their counsel could be representing the other side of a complaint if a complaint was needed or defense was needed; he doesn't see how that is possible. He also would like to know exactly how the question was asked, wondering if they even considered how they could be counsel for two opposing representatives and how it could be the same counsel.

Mr. Lovato asked if this meeting would be with the Executive Subcommittee or with the JJAC as a whole, and would this be an in-person meeting. Chair Trujillo stated that he expected this to be at the next full JJAC meeting and that he did not know if it would be in-person at that point.

Judge Schneider asked to see how the question was presented to the AG's Office and the Governor's Office, asking for a copy of those initial inquiries as she did not see them in today's meeting packet. Chair Trujillo stated that the initial inquiry is not in the packet as it was posed during a discussion with these offices. Chair Trujillo explained that there were several questions asked of both the AG's Office and the Governor's Office and stated the questions were: "Who represents Board Members, especially if there is a conflict between the Board and maybe a decision that is given to us from someone, maybe Staff or others? Who do we turn to? Who would represent a Board Member?" Chair Trujillo stated that the Governor's Office took these questions to the same attorney who had given the previous advice on the By-Laws and that person, in turn, replied to Melissa Salazar in the Governor's Office, who then sent her response to him. Chair Trujillo explained that the individual who responded from the AG's office had also taken these questions to their staff, and this apparently took some time for them to decide who should answer these questions within their office and the response was then received. Chair Trujillo stated that he had tried to frame the questions in the same manner as had been expressed by Judge Schneider and Mr. Garcia in the previous JJAC meeting. Judge Schneider replied that her inquiry was not specific to individual JJAC members but more as it applied to legal advice for members of JJAC when making recommendations to CYFD, as charged and responsible under the statute, seeking legal advice as a unit, as the entire Committee, concerning recommendations being made to CYFD, if there were questions about the legality of those recommendations. Chair Trujillo responded that this question was also discussed.

Mr. Garcia stated that to him it was not a question concerning CYFD Staff, but actually, a decision made by the Counsel, as the ultimate authority for a question more on the CYFD side, so it appears as though CYFD and staff have counsel, but JJAC members are not CYFD Staff, so how does CYFD Staff represent a question about a particular procedure in making a decision in its behalf and then on behalf of JJAC members since they are not CYFD Staff. Mr. Garcia noted the decision about the question concerning the By-Laws, which he is still unsure of, and that in his opinion there was still not a satisfactory answer obtained in this regard, stating that his question was where would he, as a JJAC member, go to get legal counsel. Chair Trujillo responded that this was also discussed in terms of who provides clarity for the By-Laws. Mr. Garcia stated this seems to be an area that needs to be cleaned up and shored up as it appears that JJAC members, Governor-appointed advisors, are being told how they can operate and advised by CYFD Counsel. Chair Trujillo responded that this would have to be addressed when this representative comes to the next JJAC meeting.

Mr. Swisstack asked if he correctly understood that this representative would attend the next JJAC meeting for a dialogue where JJAC members can ask these questions, receiving the answers directly from the representative. Chair Trujillo replied that yes, this was his hope. Mr. Swisstack stated that he appreciated the dialogue and communication that is occurring, but this seems to be "talking in circles", and there is no way to really move forward with this discussion until this representative comes to the Committee for direct communication. Mr. Garcia replied that he did not view this discussion as "talking in circles" but rather as asking questions and getting clarity.

Chair Trujillo restated that the next step is to invite this representative to a JJAC meeting. Chair Trujillo also commented that he did not see any reason why other JJAC members should not be able to directly contact the individuals who responded to his inquiries, as noted in the memos provided in today's member

packets.

VI. JJAC Subcommittee Updates

a) Executive Subcommittee Update, Anthony Trujillo, Chair

Chair Trujillo reported that this Subcommittee met during the previous week and all groups are active, thanking all members of the various Subcommittees for their participation as this work is very important. Chair Trujillo called special attention to the Subcommittee updates with respect to the work on the Three-Year Plan and encouraged the Subcommittee Chairs to add to this in their reports today.

b) Board Development Subcommittee Update, Sarah Gettler, Chair

Ms. Gettler reported that their Subcommittee met three times in February, but were unable to meet in March. Ms. Gettler stated that during their February meetings they worked on their portion of the Three-Year Plan by researching different training opportunities, part of which was receiving a Race Equity Training proposal from Mr. Garcia. She noted that this was listed on today's Agenda as an Action Item, but was not sure why, procedurally, this was placed under the System Improvement Subcommittee Update during today's meeting, since the Board Development Subcommittee has been unable to meet to discuss Mr. Garcia's presentation and make a recommendation at this time with regard to this proposed training.

Mr. Garcia stated that he has met with all members of the Board Development Subcommittee, and they all seemed to agree that this was a good training. Ms. Gettler responded that that was correct, however, the Subcommittee has not been able to meet subsequent to that as a group to discuss the training and this is where she is not sure things are being followed correctly in terms of procedure, whether this should be presented by the Board Development Subcommittee or Mr. Garcia's Subcommittee, the System Improvement Subcommittee. Ms. Gettler stated she has no issue with the training itself, but she questioned whether the approval for the training is being presented correctly in terms of procedure.

Chair Trujillo stated that this was discussed in the Executive Subcommittee meeting and the decision was made to place it on the Agenda for today's meeting under the System Improvement Subcommittee Update.

c) Grants & Programs Subcommittee Update, Judge Alan Kirk, Chair

Judge Kirk reported that this Subcommittee has been meeting monthly and reviewing Continuum expenditures and programs, as well as any issues they may be experiencing. Judge Kirk stated that there had been a number of Continuums the Subcommittee was concerned about with respect to being able to expend their funds, some have improved, but some have not, and that overall, it appears as though expenditures may reach 75%, but at the present time expenditures are at approximately 49%, with 3 cycles of reporting remaining. Judge Kirk expressed his continued concern about Coordinator turnover, noting that every time there is a changeover with a new Coordinator there is an extended responsibility of training for the new Coordinator in terms of procedures, processes, programming, etc., which has an effect on the Continuum and CYFD Staff.

Judge Kirk reported there was another request out for Native American funding (\$27,000) and responses were expected by 04/15/2022. Ms. Varela stated that no responses were received so other avenues are being explored to share information about this funding. Judge Kirk and Ms. Varela both stated they would report further on this at the next JJAC meeting.

Judge Kirk shared that Staff had been working with McKinley and San Juan Counties in an effort to get Continuums re-established in those counties, which will be a continuing process.

Judge Kirk noted that with respect to the Three-Year Plan things seem to be at a point now where there needs to be more interaction with other groups to see what the next steps may be after doing the preliminary planning and that this may need to go further than just the other Subcommittees of JJAC and might possibly involve other departments within the State. Judge Kirk expressed that he is looking forward to exploring avenues to keep this moving forward.

ACTION ITEM: Increase Program Support line item in Continuum Contracts from 5% to 15%.

Judge Kirk spoke about the issues and barriers facing the Continuums in their efforts to build capacity,

and that at present each Continuum is provided 5% for program support, which is intended to have the flexibility to invest in program quality. Judge Kirk continued by stating that at this point, coming out of the COVID-19 pandemic, and wanting the Continuums to have the ability to meet unknown needs, he is making the motion to raise that percentage from 5% to 15% for the next year and then evaluate how this works. Judge Kirk explained that his reason for proposing this now is that contracts that will be coming out in the next month or so are currently being worked on by CYFD Staff and it is important to get this established before the contracts go out. Judge Kirk restated his motion, that the 5% of funding for program support be increased to 15% for the next contract year, to be evaluated during this contract cycle.

Mr. Garcia asked permission to speak. Judge Kirk yielded. Mr. Garcia remarked that this was discussed during the Executive Subcommittee meeting and that he is in full support of this. Mr. Garcia asked if this could be increased further, noting that some of the additional costs are being experienced directly by the grantees of the Continuums, and asked if additional funding could be approved for the grantees. Judge Kirk responded that this would be up to the local Continuum Boards and that the individual grantees should meet with their local Board to ask for additional funding to cover these costs. Judge Kirk noted that in approximately two months there will be another round of interim funding for additional expenses, program development, or programming, which will be attached to the current programming in July.

Judge Schneider seconded Judge Kirk's motion. Chair Trujillo called for a Roll Call vote. Vote was taken. Motion carried unanimously.

Judge Kirk thanked the Committee and stated that this completed his report.

d) Planning & Legislative Subcommittee Update, Judge Angie Schneider, Chair

Judge Schneider reported that this Subcommittee has been meeting monthly, with their next meeting scheduled for Tuesday, May 26th, over the noon hour, and invited anyone interested in joining the meeting to contact her, Mr. Kearney or Ms. Armendariz for the meeting link. Judge Schneider stated the Subcommittee continues to work on the plan to conduct outreach with all of the Continuums and has regionalized this work as a way to facilitate this. Judge Schneider described that the plan is for two or three of the Subcommittee members to reach out to each Continuum for a representative or representatives, be that the Coordinator or other Continuum Board member(s), which is up to the discretion of the Continuum Board, with a standardized list of open questions to initiate the dialogue. Judge Schneider expressed that the goal is to create a "safe space" where the Continuum representatives can express concerns about perceived barriers and share things that are working well in addition to ideas on better ways to get needed funding into the communities and how to effectually expend these funds, so they are not reverted. Judge Schneider noted that at the upcoming meeting on the 26th the Subcommittee hopes to finalize the questions and regional map and then begin reaching out to the Continuums to get these meetings scheduled. Judge Schneider expressed the hope of the Subcommittee that these meetings could be in-person, but logistically this may not be possible. Judge Schneider asked the Continuum representatives/coordinators present in today's meeting to contact their local Continuum Board to begin a discussion about whom they would like to participate in these meetings, hopefully, two or three individuals from each Continuum. Judge Schneider again expressed that the goal of these meetings is for a meaningful exchange of ideas and information that the Subcommittee will be able to bring back to JJAC as a whole for future planning.

Judge Schneider described her interaction with Judge Kirk with respect to the cross-over of information between the Grants and Programs Subcommittee and this Subcommittee.

Judge Schneider also reported that she and Chair Trujillo had met the previous day, April 20th, with Richard Lindahl, who has been highly involved with JJAC and CYFD in terms of contracting and is an incredible resource in terms of the history of JJAC, legislatively, and the work of JJAC, who is now contracting with CYFD to assist in the efforts to get funding dispersed to Continuums/communities and used as intended.

Judge Schneider also reported that one of the next steps to be undertaken by this Subcommittee at a future meeting will be to begin conversations pertaining to potential changes, if any, which might be

important to the JJAC statute. Judge Schneider declined to go into any detail on this at the present time but assured the Committee that any recommendations from the Subcommittee would be presented to JJAC as a whole and any changes suggested would need full JJAC approval. Judge Schneider asked if any of the other Planning and Legislative Subcommittee members had additional information to share.

Judge Kirk gave a word of caution to the Subcommittee as they begin looking at possible statutory changes, noting that he was one of the individuals involved in the drafting of the original Statute. Judge Kirk expressed his concern with respect to opening up the Statute for re-examination or change as this presents the opportunity for lobbying groups and Legislators across the State to get involved and request changes they want. Judge Kirk related that his concern comes from experience with previous Statutes that have undergone this process, with the expectation to make certain changes, but the product that resulted was not what had been expected because of all the additional input.

Judge Schneider stated that the Subcommittee is absolutely mindful and cognizant of this potential situation, however, she believed the Statute needs to be re-examined and that there are some aspects of the Statute that may be restrictive with respect to getting funding into some communities and expended, however well-intentioned this may have been in the beginning, and this definitely needs to be addressed. Judge Schneider noted that because of the diverse membership of the Subcommittee there should be a meaningful, intelligent analysis of the Statute and a robust dialogue. Judge Schneider added that she has also invited Mr. Lindahl to be part of this process because he was there at the beginning and his historical perspective would be a significant contribution. Judge Schneider stated that the Subcommittee would bring any report or recommendation back to the full JJAC for their information, discussion, or consideration of further action.

e) System Improvement Subcommittee Update, Albino Garcia, Jr., Chair

Mr. Garcia reported that his Subcommittee has been meeting monthly, however, membership and participation has been low. He noted that Chair Trujillo has attended and participated in a few of the recent meetings and expressed his appreciation for that. He described a mock interview conducted at one of the Subcommittee meetings, relevant to the Internal Assessment that he has been promoting for the past few months. Mr. Garcia stated that this assessment is a series of questions that takes less than an hour to complete. Mr. Garcia noted that Chair Trujillo and Judge Schneider have both participated in this assessment and asked if they had anything they would like to share about their experience with this assessment.

Judge Schneider commented that her take-away was that this was a great exercise in reflection on her personal understanding of the work of JJAC, the statutory directive of JJAC, and her individual role in the larger process. She went on to describe this as a self-reflection, self-analysis, or self-check on what she does and does not know and areas in which she needs to seek more information. Judge Schneider summarized this as a measure of how she personally, as a JJAC member, views her role in the context of the objectives of JJAC as a whole. She described the experience as powerful, insightful, and very worthwhile, and expressed her appreciation for the opportunity to participate.

Chair Trujillo noted that there were some questions presented that he really could not answer, which revealed his lack of knowledge, institutionally, about juvenile justice. Chair Trujillo shared that one of the comments he made after the interview was that "My plate just got a lot bigger.", but did not feel that this was threatening in any way, it just opened up his understanding more. Chair Trujillo stated that he also found it to be quite informative in other areas. He described it as a good interview and that the questions were very good for the purpose intended.

Mr. Garcia reported that Judge Kirk and Ms. Stevens are the next scheduled for the interview and the hope is that the rest of the Executive Subcommittee will participate, and eventually the entire membership of JJAC.

Action Item: Approve Board Assessment of JJAC Board members.

Mr. Garcia moved that this assessment be approved for all JJAC members. Judge Schneider seconded the motion. Chair Trujillo called for discussion and there was none. Roll call vote was begun, however, when Ms. Work was asked for her vote, she noted she was not able to unmute herself quickly enough

when a discussion was called for. She then asked what specific assessment was being used. Mr. Garcia responded that in a previous meeting it had been noted that once a vote was started there should not be further discussion, but he did not mind responding to this question. He explained that this assessment is from the original system assessment that Ms. Work has been part of through JDAI, the statewide JDAI assessment, and was synthesized to be more relevant to JJAC, and with the exception of questions related to racial equity, it is almost 90% taken from the traditional system assessment and condensed to a 45 minute to one hour interview. Ms. Work then asked, "So it is not the detention self-inspection assessment?" Mr. Garcia responded that it is not. Ms. Work then asked if it was through the Annie E. Casey Foundation. Mr. Garcia replied that it is through the Alternative to Detention model. Ms. Work then asked if the Assessment was available at this time. Mr. Garcia noted that the larger version was sent out to all committee members, but the smaller version has not been sent out because "prepared statements" would not be as organic as spontaneous responses, but he would be glad to send the smaller version to Ms. Work. Ms. Work agreed and thanked Mr. Garcia. Ms. Work again apologized that she did not see this in today's meeting packet.

Chair Trujillo asked Ms. Varela to continue with the roll call vote. Motion carried unanimously.

Action Item: Approve and schedule proposed Race Equity Training.

Mr. Garcia reported that there have been several requests made by the Committee and by the Executive Subcommittee for him to present a recommendation for this training, which has taken some work and time to articulate, and that the Executive Subcommittee has agreed that this is a viable and worthwhile training for JJAC. Mr. Garcia noted that it had been hoped that this training could be extended to the CYFD Staff closely associated with JJAC, however, it was decided that this would not be the case, so this training is for JJAC members. Mr. Garcia shared that there are two trainings coming up and the facilitators offered him two scholarships, which Chair Trujillo and Vice-Chair Judge Schneider have accepted. He noted these are virtual, half-day sessions – 8:00 a.m. to 1:00 p.m., or 2:00 p.m. to 7:00 p.m. and while they would attend these, they would also attend with all of us together. This is a condensed "Appetizer" version; the real training is 2½ days and the training doesn't have to be done consecutively, but given the statewide spread of JJAC members, Mr. Garcia feels the half-day session would be best suited for JJAC.

Mr. Garcia then asked if Judge Schneider would like to make the motion to approve this training as she had previously expressed the desire to do so. Judge Schneider began, saying, "Absolutely, thank you, Albino. Mr. Chair if I may..."

Ms. Gettler interjected saying, "I would like to make a statement before we go on to make a motion." Chair Trujillo allowed this. Ms. Gettler stated that again she has nothing against this training, but she felt the urgency of pushing this through was undermining the purpose of the Board Development Subcommittee. Ms. Gettler moved to table this item until the Board Development Subcommittee can make a recommendation.

Chair Trujillo stated there were two motions before the Board.

Judge Schneider gave a point of clarification that she did not complete voicing her motion before Ms. Gettler began to speak, so there is only one motion before the Committee at this time.

Chair Trujillo stated there was no second on any motion.

Ms. Work stated that she supported tabling the item to allow for more review and thorough follow-up.

Ms. Stevens asked if this was simply a discussion or action on the motion.

Chair Trujillo decided to have the discussion at this point before moving on to the motion and second.

Ms. Stevens voiced concern about further delaying action on this item, and delaying work on equity.

Judge Schneider stated that she agreed with Ms. Stevens and gave specifics in reference to this and stated that she did not support tabling the item.

information in the member packet about expenditures and evaluating the training before approving the expenditure.

Ms. Gettler stated that this information has not yet been presented to the entire JJAC membership, but only to the Board Development Subcommittee and the Executive Subcommittee. Ms. Gettler said she was not trying to belabor the issue but only trying to follow procedure and that she would not proceed in this way if an item such as this fell under the purview of another Subcommittee. She expressed her concern regarding the Board Development Subcommittee not being allowed to do their due diligence and have the recommendation come from that Subcommittee.

Mr. Garcia described how he had presented this information to the Board Development Subcommittee several times, as requested, and asked where in the By-Laws is it stated that the Board Development Subcommittee is the only entity allowed to recommend training to JJAC as a whole, and that he believes this is not stated in the By-Laws.

There was a discussion involving Mr. Garcia and Ms. Gettler pertaining to how the material was presented with Ms. Gettler stating that she only requested the “material” from Mr. Garcia so the Subcommittee members could meet as a group for discussion, and she did not request that Mr. Garcia meet with the Subcommittee members individually for a “presentation”, commenting that this was his own undertaking.

Mr. Garcia stated that the issue seems to be whether the recommendation comes from the Board Development Subcommittee or the System Improvement Subcommittee and reiterated his belief that there is no place that would prevent the recommendation coming from the System Improvement Subcommittee. Mr. Garcia expressed his concern about the continued delay of a decision regarding this training, stating this he recommended this training over a year ago.

Mr. Kearney asked for the opportunity to share some information for the sake of clarity. Chair Trujillo agreed. Mr. Kearney screen shared information from the new member packet and the white paper that created the Subcommittees, which included the core responsibilities of the Board Development Subcommittee. Ms. Stevens asked if those core responsibilities could be read aloud as she was participating via phone and could not see the screen share. Mr. Kearney asked Chair Trujillo for permission to read this portion. Chair Trujillo agreed. Mr. Kearney then read the core responsibilities – 1. Develop and provide JJAC board member orientation; 2. Identify and create opportunities for board member training and development, from national and regional sources, as well as custom developed training; 3. Develop the mechanism and prepare youth for JJAC participation and provide the support for youth success (e.g., assign adult member as a mentor for youth member; CYFD staff support and local program support.); 4. Identify RRED-specific training resources for all board members to complete.

Ms. Stevens observed that there are some inconsistencies as to the responsibilities of the Subcommittees, noting that her orientation training was done by Mr. Kearney, not the Board Development Subcommittee. She then asked when would the Board Development Subcommittee meet again with all members present in order to act on this item to be presented to the full JJAC and how much longer this would be delayed.

Chair Trujillo asked Mr. Kearney if the excerpt he read was from the Three-Year Plan. Mr. Kearney responded that this was the JJAC Subcommittee white paper that established the Subcommittees and defined their responsibilities, and was reviewed, voted on, and approved by the entire JJAC, and is included in the PDF portfolio given to all JJAC members.

Mr. Kearney addressed Ms. Stevens observation regarding her orientation stating that at the time she joined JJAC, the Subcommittees and their responsibilities had not been established, so that was the reason he had personally done her orientation. He explained the orientation was later transitioned to the Board Development Subcommittee. Ms. Stevens thanked Mr. Kearney for that clarification.

Chair Trujillo began to proceed with the motion that was before the Committee, and Mr. Garcia stated that a motion was about to be made which was interrupted by discussion and a motion was made during that discussion, however, he believed the motion that was interrupted should take precedence.

Mr. Swisstack asked for clarification stating that he did not believe any of the motions presented had been seconded, so therefore nothing would have precedence at this point. Mr. Swisstack stated that if

Ms. Work, or whoever suggested tabling the motion, wished to proceed with that motion that he would second that motion, unless there is another avenue to correct this situation, but at this point, there are no priorities as there has been no second to either motion. Mr. Swisstack reiterated he would second the motion to table this item if that motion stands.

Ms. Stevens stated that before she spoke, she asked if this was the time to make a second motion or if this was a discussion period and was informed that it was the discussion period, as she would have seconded the motion when she asked the question, so she is confused at this point.

Chair Trujillo agreed with Mr. Garcia that Judge Schneider was not able to complete her motion, so his suggestion is to proceed with the first motion with the caveat that if it is approved by the Board to table this that the Board Development Subcommittee be asked to meet within the next week to decide on this, and whichever way they decide a special meeting of the full JJAC be called to only vote on this item within the next two weeks, provided that this motion passes. If not, then the Committee will move on to Judge Schneider's motion and the second if there is one and then vote.

Mr. Garcia commented about "optics" and the issue of further delay regarding Racial Equity Training which has now taken over a year. He again described how Judge Schneider was interrupted before being able to complete her motion and that he believed that should take precedence.

Ms. Gettler asked for clarification about the procedure of making a motion, stating she thought the discussion took place before the motion was made and that was why she spoke when she did. Mr. Garcia noted that Ms. Gettler did not simply discuss the issue she made a motion to table the item.

Chair Trujillo initially asked Ms. Gettler if she would pull back her motion in order for Judge Schneider to complete her motion, but then was not sure exactly how the process would work.

Mr. Kearney asked to share the process from *Robert's Rules of Order*, which states that the order is meant to be a person asking the Chair to speak then they say, "I move to...", then there is the second, the Chair states the question and then there is a debate to consider the motion before the vote is taken.

Ms. Gettler apologized for interrupting Judge Schneider, so she stated she was willing to withdraw her motion. Chair Trujillo thanked her for doing so. Chair Trujillo then stated that there are currently no motions on the floor, so he asked if there was a motion to be made.

Judge Schneider moved that the Race Equity Training be approved for the JJAC Board. Mr. Garcia seconded the motion.

Chair Trujillo called for a discussion of the motion. Ms. Gettler asked if this was where she would move to table, as she is not sure how this would work. Judge Schneider stated that there would have to be a vote on the current motion, it has to fail or be approved, and then a second motion could be entertained according to *Robert's Rules of Order*. Mr. Kearney reiterated that the process is, motion, second, discussion, close discussion then vote. Ms. Stevens commented to Ms. Gettler that she could share her objection to the motion as part of the discussion rather than as a motion itself. Ms. Gettler thanked Ms. Stevens for that explanation. Ms. Gettler stated again that it is not the training itself that she is objecting to. Ms. Gettler related that she and her Subcommittee have not had this training information for over a year, she only received it in December 2021, so the statements that this process has taken over a year are not accurate. She gave her reason for wanting to table this item as being that she did not want to see this not get approved based on procedure.

Ms. Work stated she did review the information provided which primarily addressed the cost of the training and questioned whether there was more information available for members to review before making a decision for such an expenditure.

Judge Kirk stated that he would be sensitive if he felt that his Subcommittee did not have the opportunity to approve an item that fell within their responsibilities. Judge Kirk agreed with Chair Trujillo's suggestion that this be done within the next week and back to the full Committee for a vote. Judge Kirk described himself as being a person who likes to get things done, but as a Subcommittee Chair, he would be upset if he felt his Subcommittee was being circumvented, however, he does feel that there needs to be a

resolution here and this does not need to wait until the next regular meeting in two months.

Judge Schneider addressed the Chair stating that she did not see this series of events as the System Development Subcommittee subverting the authority of the Board Development Subcommittee. She did, however, state that the dialogue regarding this type of training has taken place for an extended amount of time. She also expressed that she did not believe the scope of responsibility for each Subcommittee would prohibit another Subcommittee from making certain recommendations, citing the example of the crossover between the work of the Grants and Programs Subcommittee and the work of her subcommittee, the Planning and Legislative Subcommittee. Judge Schneider then voiced questions regarding a “friendly amendment” and whether or not the entire JJAC could reconvene in a week if that were the case. She also posed the question of whether or not the By-Laws would allow for an electronic vote.

Judge Kirk asked Judge Schneider if he could attach a “friendly amendment” to her motion, that motion being that upon approval of the Board Development Subcommittee within the next week this motion be approved, so another vote by the Committee would not be necessary.

Judge Schneider asked Chair Trujillo if Mr. Kearney could advise the proceedings according to *Robert’s Rules of Order* with respect to accepting the friendly amendment before the motion has been voted on. Mr. Kearney responded that yes, this was correct. Judge Schneider restated the friendly amendment to be sure she understood it correctly, saying, “if the Board Development Subcommittee can convene next week to review this recommendation, and if they approve and endorse this training, then it is approved.” Judge Kirk responded that yes, this was his friendly amendment.

Judge Schneider then asked for clarification from Mr. Kearney if the By-Laws would allow this progression. Mr. Kearney stated that Judge Schneider made the motion, which was seconded and then asked if Judge Schneider was amending her motion based on the discussion, which is the way this has been done in the past, where the verbiage of the motion was changed. Judge Schneider stated that she made the motion which was seconded by Mr. Garcia and now Judge Kirk has made a friendly amendment to that motion, which she believed was procedurally correct. Chair Trujillo stated that in his experience if the person making the motion agrees to the amendment, then it is added to the motion. Mr. Kearney asked for clarification of the wording of the amended motion. Judge Schneider stated that it is not an amended motion, there is a friendly amendment to the motion. Judge Schneider re-stated her motion, which was to approve the Race Equity Training, and that Judge Kirk is making a friendly amendment to that, which is that the training is approved with the caveat that it goes before the Board Development Subcommittee sometime next week and, depending on how the vote today proceeds, it is approved if the Board Development Subcommittee also approves it. Judge Schneider asked Judge Kirk if this was correct. Judge Kirk affirmed that this was correct.

Moneka Stevens asked if the Board Development Subcommittee does not approve the training would the training not be approved and then approval would have to wait until the next full JJAC meeting. Chair Trujillo stated that was his understanding.

Judge Schneider stated that she accepted the friendly amendment and seconded the friendly amendment. Mr. Garcia asked about his second to the original motion. Judge Kirk stated that what is needed is an agreement to the friendly amendment by the person who made the original motion and the person who seconded the original motion. Chair Trujillo then asked Mr. Garcia, as the second to the original motion, if he accepted the friendly amendment also. Mr. Garcia accepted the friendly amendment. Chair Trujillo called for the vote. Roll call vote was taken. Motion carried unanimously.

Mr. Garcia continued his report by referring to questions he had pertaining to requests for data, the access to data, and who controls the data, and that there had been communication received through Chair Trujillo that there were concerns regarding the information being requested and how it was going to be used. Mr. Garcia stated that he is the designated Data and System Improvement Chair on this Board and asked why his request for data is being questioned. Mr. Garcia asked if he needed to submit his request through IPRA or through some other avenue, noting that he had asked for aggregate as well as disaggregate information. Mr. Garcia expressed his concerns regarding this denial of access to data which also raises questions about the issue of transparency within the system. Mr. Garcia added that his

intent is to improve the system and improve conditions for the children of New Mexico, which is also the goal of JJAC, but he does not understand the barriers he has encountered with regard to obtaining the data requested. Mr. Garcia stated he would pursue this topic further through the Executive Subcommittee.

Chair Trujillo thanked Mr. Garcia for this report.

VII. Open Board Member Discussion

Mr. Kearney asked for clarification of a participant whose screen name was not recognized. Member Jenavieve Salas responded she was this participant.

Ms. Stevens asked to share an announcement. Chair Trujillo gave permission. Ms. Stevens gave information regarding Future Focus Education, where she is employed, which is partnering with the New Mexico Public Education Department to provide paid summer internships for young people residing in Bernalillo County. Ms. Stevens asked if she could send that information to Mr. Kearney for further dissemination. Ms. Stevens noted that these internships will require 20 hours of work per week for eight weeks over the summer and she will include her cell phone number in this information for contact regarding additional questions. Ms. Stevens thanked Chair Trujillo for allowing her to share this. Mr. Kearney responded that yes, Ms. Stevens could send the information to him and he would get it sent out to Committee members as well as the Continuum Coordinators that are near Bernalillo County, where this would be relevant.

VIII. Staff Updates – Written reports submitted by Staff

Mr. Kearney asked if there were questions about any of the reports. Mr. Garcia asked if these reports could be made available to the Committee members for review prior to their submission at the Committee meeting. Mr. Kearney explained that these updates are prepared and put into the Board packet which goes out to the Committee members, the timing of which is dictated by the dates of the Executive Subcommittee meeting, where the JJAC meeting Agenda is approved.

IX. Continuum Coordinator Update, Carmela Romero, Coordinator, Bernalillo County

Ms. Carmela Romero, Bernalillo County Coordinator, reported that there have been some Coordinator changes and that Bianca Padilla has left her role as a Coordinator and is now the Juvenile Justice Specialist with CYFD/JJS. Ms. Romero stated that the Juvenile Justice Continuum website is being updated to reflect these changes in Coordinator roles.

Ms. Romero thanked Rebecca Armstrong and the Torrance County DWI program for the online opportunity they provided for training and certification for Youth Mental Health First Aid, on April 13th and 14th, with 22 in attendance from all across the state, which included 10 Continuum Coordinators, four CYFD staff, Ms. Danika Torres, the Public Defender from Bernalillo County and seven county partners, which included counselors, case managers, and prevention specialists, etc. Ms. Romero commented that the instructor, Dr. Tracy Master, was wonderful and provided a wealth of information and workbooks at no cost.

Ms. Romero announced that there is an upcoming training opportunity for Continuum Coordinators on May 12th, titled “The Trauma-Informed Justice System”, with Scott J. Patterson, the Statewide Behavioral Health Manager with the Administrative Office of the Courts.

Ms. Romero added that the Coordinators are very busy at this time as they work toward the end of the fiscal year.

Chair Trujillo asked if there were any questions for Ms. Romero. There were none. Chair Trujillo thanked Ms. Romero for this report and commented on how important it is for the Committee to hear from the Coordinators, expressing his hope that the meetings planned by Judge Schneider will be well attended by the Coordinators where they can share information that will help JJAC, particularly with regard to getting funding out into the communities.

X. Public Comment

Devon Hoffman, the new Director of the Los Alamos Juvenile Justice Advisory Board introduced herself to the Committee. Chairman Trujillo welcomed her and thanked her for taking on this responsibility.

Chair Trujillo asked that all Subcommittee Chairs prepare a report of their Subcommittee work for the next Executive Subcommittee meeting, especially with respect to their part of the Strategic Plan, and that this report would then be shared at the next full JJAC meeting. He asked that they include any needs for input from other Subcommittees that would help with their part of the Strategic Plan.

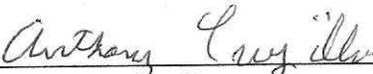
XI. Adjournment

Chairman Trujillo called for a motion to adjourn. Judge Kirk so moved. Mr. Lovato seconded the motion. Roll call vote was taken. Motion carried unanimously.

Meeting was adjourned at 12:08 p.m.

**The next proposed meeting to be held on Thursday, June 16, 2022
10 a.m. – 1 p.m., via ZOOM**

Minutes Approved on June 16, 2022:



Anthony Trujillo, Chair