

Meeting Minutes
South Dakota Council of Juvenile Services

September 10-11, 2013

Solem Public Safety Center, Pierre, SD

Tuesday, September 10, 2013– Community Multi-Purpose Room, Solem Public Safety Center

Council of Juvenile Services Members Present: Carol Twedt, Chair; Nancy Allard, Director of Trial Court Services; Becca Bedard, Youth Member; JC Chambers, Service Provider; Judge Jeff Davis, Seventh Circuit Court Judge and Pennington County JDAI Co-Chair; Victor Erlacher, Former School Principal and Superintendent, Foster Parent, and CASA Volunteer; Arlene Ham Burr, Former State Senator; Liz Heidelberger, Youth Member and Pennington County JDAI Coordinator; Doug Herrmann, Director of Juvenile Services; Judge Karen Jeffries, Cheyenne River Sioux Tribe Judge; Beth O’Toole, Professor at the University of Sioux Falls; Betty Oldenkamp, CEO of Lutheran Social Services; Lyndon Overweg, Mitchell Chief of Public Safety; Grant Walker, Standing Rock Sioux Tribe Chief Prosecutor; and Michael Zellmer, Youth Member.

Council of Juvenile Services Members Absent: Mike Leidholt, Vice-Chair and Hughes County Sheriff; Jacob Kabrud, Youth Member; Aaron McGowan, Minnehaha County States Attorney; Ella Rae Stone, Yankton Sioux Tribe Correctional Facility Project Manager; and Virgena Wieseler, Director of Division of Child Protection Services;

Others Present for the Entire Meeting: Kevin McLain, Bridget Coppersmith and Joy Ellefson, Department of Corrections (DOC).

Others Present for Part of the Meeting: Denny Kaemingk, Department of Corrections Cabinet Secretary; Ken McFarland, Minnehaha County JDAI Co-Chair and Minnehaha County Commission Administrative Officer; Bob Mercer, Journalist; Erin Srstka, Minnehaha County JDAI Coordinator; and Gib Sudbeck, Department of Social Services Prevention Program.

1. WELCOME, INTRODUCTIONS AND AGENDA REVIEW

Chair Twedt welcomed everyone to the meeting at 5:03 PM on September 10, 2013 and introductions were made. Chair Twedt stressed that the evening was focused on information gathering and that no formal action was anticipated.

2. DISPROPORTIONATE MINORITY CONTACT PRESENTATIONS

Juvenile Detention Alternative Initiative (JDAI) Coordinators, Erin Srstka and Liz Heidelberger, provided an overview of their county’s disproportionate minority contact (DMC) programs, results from their assessments from the W. Haywood Burns Institute, and their proposals for funding for Federal Fiscal Year (FFY) 2014.

Srstka stated that Minnehaha County’s recommendations from the W. Haywood Burns institute revolved around an improved data system, training, and community engagement. Srstka explained that Minnehaha County’s proposal was for community engagement trainings, contracting with Volunteers of America for a DMC Manager, and continuation of the voucher system. Discussion ensued concerning Minnehaha County’s proposal, successes and obstacles from the previous year of funding, and previous programs funded under DMC prior to the funding being tied to the two JDAI pilot sites.

Heidelberger provided an overview of DMC in Pennington County stressing the lessons learned with the implementation of their voucher system and the need for data from the States Attorney’s Office. Heidelberger added that the recommendations for Pennington County from the W. Haywood Burns Institute were to conduct outreach of Native American community stakeholders, increased utilization of data, improvement of data collection, and third party facilitation to assist in strategic collaboration. Heidelberger explained that Pennington County was proposing to contract with the States Attorney’s Office for a DMC data specialist and to continue their voucher system. Discussion ensued concerning Pennington County’s proposal and the recommendations from the W. Haywood Burns Institute.

3. DEPARTMENT OF SOCIAL SERVICES COMMUNITY BEHAVIORAL HEALTH PREVENTION PROGRAM PRESENTATION

Kevin McLain explained that at the June Council Meeting, the Council and DOC staff agreed that the program area of delinquency prevention should be addressed by the Council. McLain stated that following the Council meeting, the Department of Social Services was contacted concerning building on their prevention efforts. From this outreach, Gib Sudbeck was identified as a point of contact to aid the Council and DOC with their prevention efforts.

Gib Sudbeck provided an overview of prevention services under the Department of Social Services and stressed the importance of building coalitions; following the strategic prevention framework of assessment, capacity, planning, implementation, and evaluation; and using data to guide implementation of evidence based programs and to establish outcome objectives and goals. Sudbeck explained that he could assist the Council and DOC in their prevention efforts through providing data that has already been compiled, examples of documents that have been developed for grant management, and contact information for current coalitions.

Bridget Coppersmith explained that the Council and DOC can build off of current prevention efforts in South Dakota through working with existing prevention coalitions. Coppersmith explained that the proposed plan to move forward with delinquency prevention efforts consists of reaching out to nine coalitions: Aberdeen, Huron, Brookings, Rapid City, Watertown, Sturgis, the Sioux Falls Area, Winner, and Spearfish. Coppersmith added that the plan starts with a planning grant application being sent to the nine coalitions and then working with interested coalitions to complete the year one grant application by February 28th. Coppersmith noted that the application will focus on and evidence based programming to address delinquency prevention in a school based setting. Coppersmith added that collecting and analyzing data will be an important concept in the planning period to aid in completion of the application. Coppersmith went on to explain that the extended timeline of the prevention program consists of three years of funding with the first year being fifteen months, April 2014 – June 2015, to allow for implementation in schools starting in August 2014. Coppersmith noted that there is \$200,000 set aside for year one implementation and that the original plan was to fund four coalitions at up to \$50,000 each per year.

Discussion ensued concerning Sudbeck's presentation, the plan for delinquency prevention efforts, and if the prevention plan should be limited to four subgrants or if a range could be in place to allow for more coalitions to receive funding.

Wednesday, September 11, 2013– Community Multi-Purpose Room, Solem Public Safety Center

Council of Juvenile Services Members Present: Carol Twedt, Chair; Nancy Allard, Director of Trial Court Services; Becca Bedard, Youth Member; JC Chambers, Service Provider; Judge Jeff Davis, Seventh Circuit Court Judge and Pennington County JDAI Co-Chair; Victor Erlacher, Former School Principal and Superintendent, Foster Parent, and CASA Volunteer; Arlene Ham Burr, Former State Senator; Liz Heidelberger, Youth Member and Pennington County JDAI Coordinator; Doug Herrmann, Director of Juvenile Services; Judge Karen Jeffries, Cheyenne River Sioux Tribe Judge; Beth O'Toole, Professor at the University of Sioux Falls; Betty Oldenkamp, CEO of Lutheran Social Services; Lyndon Overweg, Mitchell Chief of Public Safety; Grant Walker, Standing Rock Sioux Tribe Chief Prosecutor; and Michael Zellmer, Youth Member.

Council of Juvenile Services Members Absent: Mike Leidholt, Vice-Chair and Hughes County Sheriff; Jacob Kabrud, Youth Member; Aaron McGowan, Minnehaha County States Attorney; Ella Rae Stone, Yankton Sioux Tribe Correctional Facility Project Manager; and Virgena Wieseler, Director of Division of Child Protection Services;

Others Present for the Entire Meeting: Kevin McLain, Bridget Coppersmith and Joy Ellefson, Department of Corrections (DOC); Ken McFarland, Minnehaha County JDAI Co-Chair and Minnehaha County Commission Administrative Officer; Bob Mercer, Journalist; and Erin Srstka, Minnehaha County JDAI Coordinator.

Others Present for Part of the Meeting: Denny Kaemingk, Department of Corrections Cabinet Secretary; and Gib Sudbeck, Department of Social Services Prevention Program.

Chair Twedt called the meeting to order at 8:30 AM on Wednesday, September 11, 2013.

4. APPROVAL OF JUNE 2013 MEETING MINUTES

Betty Oldenkamp moved to approve the June 2013 meeting minutes, Beth O'Toole seconded. Motion carried unanimously.

5. BUDGET STATUS REPORT

Bridget Coppersmith explained that the grant currently being spent is the FFY2010 Formula Grant. Coppersmith stated that a second extension was received from the Office of Juvenile Justice and Delinquency Prevention (OJJDP), making the new end date 9/30/2014. Coppersmith added that the end date is the same as that of the FFY2011 Formula Award and that the goal is to have the FFY2010 Award spent by the end of March 2014. Coppersmith explained that ten percent of the award can be transferred between existing program categories without a budget amendment which will help close out the award in a timely manner.

SUBGRANT REIMBURSEMENT GRANT MANAGEMENT- Coppersmith provided an overview of the performance of subgrants that are overseen by the Council related to submission of reimbursement claims. Coppersmith explained that subgrant notice of award and due date documentation outlines that subgrants have until the end of the following month to submit for reimbursement for services paid for the previous month. Coppersmith added that in the past, DOC staff has not strictly enforced this time frame as they worked with the individual subgrants through frequent reminders. Coppersmith explained that having to submit a second extension request for funding reinforced the importance of having monthly claims in on time as it proved difficult to project expenditures for a large amount of unspent funds with several subgrants being out of compliance with reimbursement submission. Coppersmith stated that effective after the Council Meeting, reimbursements not received by their due date will not be paid in hopes that subgrantees will accurately follow the already existing time frames.

Discussion ensued concerning the time frame to ask for reimbursement, the need for timely submissions, and the understanding that subgrantees will communicate with the DOC if they foresee any difficulties in submission due to unforeseen circumstances.

6. APPROVAL OF 2014 REIMBURSEMENT PROGRAM PLAN

Coppersmith provided an overview of the current county reimbursement program and stressed the need to have funding allocated toward the core requirements of deinstitutionalization of status offenders, sight and sound separation, and jail removal. Coppersmith explained that the DOC's recommendations for calendar year 2014 consist of making active and passive electronic monitoring an option for reimbursement, keeping the county cap of \$10,000 but increasing the program cap from \$40,000 to \$60,000, and making \$5,000 of the counties' \$10,000 cap available for electronic monitoring equipment.

Discussion ensued concerning the history of the county reimbursement program

Judge Jeff Davis moved to approve the recommended changes for calendar year 2014, Lyndon Overweg seconded. Motion carried unanimously.

7. APPROVAL OF PREVENTION SUBGRANT PLAN

Coppersmith provided an overview of the prevention subgrant plan that was presented the previous evening. Coppersmith explained the plan of sending planning grant information to nine coalitions in the South Dakota Prevention Network, working with the local coalitions to analyze data and seek out evidence based programming to address gaps, focus on school based programming, and have the grant cycle be for three years with the first year being for fifteen months starting in April of 2014. Kevin McLain explained that rather than having four subgrants at \$50,000 each, which was the original plan, the application will have a range to apply for to allow for the option of funding more than four coalitions.

Discussion ensued concerning the timeline of the planning period and a potential subcommittee to review and rank the applications.

Judge Karen Jeffries moved to approve the prevention subgrant program consistent with the DOC's implementation timeline, Nancy Allard seconded. Motion carried unanimously.

8. APPROVAL OF ROBERTS COUNTY TITLE V APPLICATION

Coppersmith explained that at the June Council Meeting, action was not taken on Roberts County's Title V application due to the county being out of compliance with the Juvenile Justice and Delinquency Prevention Act (JJDP). Coppersmith added that correspondence has taken place between the DOC and Roberts County resulting in a plan for Roberts County to be in compliance with the JJDP. Coppersmith provided an overview of Roberts County's Title V application and previous grant performance stressing that their first year was focused on training and that this year will focus on implementation.

Betty Oldenkamp moved to approve Roberts County's Title V Application, Judge Jeff Davis seconded. Motion carried unanimously.

9. APPROVAL OF DISPROPORTIONATE MINORITY CONTACT APPLICATIONS

Joy Ellefson provided an overview of the Minnehaha County and Pennington County DMC Applications and past grant performance. Ellefson explained that Minnehaha County has identified the major components of their application as a contractual DMC Manager position through Volunteers of America and the voucher system which was started during the previous grant period. Ellefson added that Pennington County is applying for a contracted data specialist and the continuation of their voucher program.

Discussion ensued concerning the content of the applications, the need for personnel and data, and the little use of the voucher system in its first year of implementation and how usage could be increased.

Judge Karen Jeffries moved to approve Minnehaha County's DMC Application, Beth O'Toole seconded. Motion carried unanimously.

Vic Erlacher moved to approve Pennington County's DMC Application, Arlene Ham Burr seconded. Motion carried unanimously with Judge Jeff Davis and Liz Heidelberger abstaining.

10. NATIVE AMERICAN PROGRAMS UPDATE

Coppersmith stated that at the June Council Meeting, Cheyenne River Sioux Tribe, Lower Brule Sioux Tribe, and Sisseton Wahpeton Oyate's Native American Programs applications were approved contingent on a compliance plan being submitted and approved. Coppersmith explained that all three tribes have submitted acceptable plans resulting in the subgrants being awarded.

11. TRIBAL ADVISORY GROUP UPDATE

Judge Karen Jeffries provided an overview of the Tribal Advisory Group meeting minutes from their July 12th meeting. Judge Jeffries explained that the main topics covered were how children are represented in tribal court systems, foster care on reservations, and the diversion program in Rosebud. Judge Jeffries noted that the next meeting is on October 4th in Mobridge and will focus on collaboration between tribes on IWCA and foster care training.

12. FY2013 ANNUAL REPORT UPDATE

Coppersmith explained that the FY2012 Annual Report was a condensed six page publication as compared to previous publications of around thirty pages. Coppersmith added that the plan for FY2013 is to continue with the condensed publication and that a draft will be reviewed at the December meeting.

13. JUVENILE JUSTICE UPDATES

Chair Twedt explained that this is the last meeting for Dr. J.C. Chambers and Michael Zellmer due to Dr. Chambers requesting not to be reappointed because of time constraints and Zellmer no longer being considered a youth member. Chair Twedt added that Ella Rae Stone has also requested not to be reappointed. Dr. Chambers and Zellmer thanked the Council and expressed their interest in being involved with the Council in the future. McLain added that the Governor's Office has contacted the DOC concerning appointments and reappointments. Coppersmith explained that a youth from Young Voices will be recommended to fill the role of a youth member and that the Council should send her any recommendations to fill the slots left by Dr. Chambers and Ella Rae Stone. McLain added that the two slots cannot be full time government employees.

Betty Oldenkamp added that the Young Voices group was given a great experience in being able to speak to the Governor and his Cabinet.

14. NEXT MEETING LOCATION AND DATES

The next meeting will occur December 4, 2013 in Oacoma, SD.

15. WRAP-UP AND ADJOURN

At 10:41 AM, Judge Jeffries moved to adjourn, Doug Herrmann seconded. Motion carried unanimously.

Recorded by Bridget Coppersmith, Juvenile Justice Specialist