



STATE OF TENNESSEE
TENNESSEE COMMISSION ON CHILDREN AND YOUTH

Andrew Johnson Tower, Ninth Floor
710 James Robertson Parkway
Nashville, Tennessee 37243-0800
(615) 741-2633 (FAX) 741-5956
1-800-264-0904

COMMISSION
Clement B Conference Room
Montgomery Bell State Park
Friday, November 4, 2011
8:30 a.m.

MINUTES

Commission Members Present

Cindy Durham, Chair
Marti Herndon, Vice Chair
Sidney Bynum, Youth Representative
Phil Acord
Beverly Cosley
Erica Gilmore
Tim Goldsmith
Trudy Hughes
Susan Lawless-Glassman
Carlton Lewis
Wendy Shea
Christy Sigler
Tawny Spinelli (9:55)
Dwight Stokes

Commission Members Absent

Natasha Blackshear
Lindsay Callahan
Janell Clark
Joshua Conner
Kelly Drummond
Lynn Fugate
Denise Hobbs
Harold Moses Love, Jr.
Billy Posey

Guest

John Hall, Memphis

Staff Present

Linda O'Neal, Exec Dir
Marietta Backus
Diane Baham
Sumita Banerjee
Cyndy Banks
Pam Brown
Peggy Carter
Steve Chester
Dana Cobb
Lindsey Cody
Sandra Decker
Fay Delk
Emel Eff
Dominick Grimaldi
Jennifer Hargis
Craig Hargrow
Rodger Jowers
Dustin Keller
Richard Kennedy
Ron King
Lauren Kissinger
Bill Latimer

Guest

Rosalyn Leavell-Rice
Frances Lewis
Sukti Maldas
Faye Mangrum
Philip McKenzie
Rosamond McLeod
Gerald Papica
Steve Petty
John Rust
Debrah Stafford
Melissa Staley
April Swoner
Vicki Taylor
Norma Tolliver
Pat Wade
Zanira Whitfield
Elaine Williams
Diane Wise
Gwendolyn Wright

I. Welcome and Introductions – Cindy Durham, Chair

Chair Durham called the meeting to order at 8:30 a.m. welcoming Commission members and staff to the Fall Meeting/Retreat. She thanked staff for their work planning and implementing the meeting.

II. Roll Call

Mangrum called roll. A quorum was established.

III. Approval of August 2011 Minutes

MOTION: IT WAS MOVED (STOKES) AND SECONDED (BYNUM) TO APPROVE THE AUGUST 2011 COMMISSION MEETING MINUTES. UNANIMOUSLY CARRIED.

IV. School House Adjustment Program Enterprise (SHAPE) – John Hall

Durham introduced Hall commenting that the School House Adjustment Program Enterprise (SHAPE), which was initially funded by the Commission several years ago, has attracted a lot of national attention and TCCY is proud we had a part in helping to start the program.

The SHAPE program gave Memphis City Schools the opportunity to address the issue of children going into the juvenile justice system from the schools for minor infractions of the law (simple assault, disorderly conduct, criminal trespassing and gambling). Handout on the program was distributed. Hall gave an overview of the program and provided information on the following:

- Purpose of the program;
- Referrals by School Year;
- Completion Rate;
- Data Summary;
- Outcomes;
- Summary of Impacts.

Twenty-one of the 33 high schools in Memphis participate in the SHAPE program. The work being done in Tennessee has given people across the country a reason to be interested in what we are doing, particularly since our focus has been in the school setting.

Hall expressed appreciation for the opportunity to share information on the SHAPE program and thanked the Commission for the four years funding that started the program.

An evaluation of the SHAPE program is being prepared and will be distributed to the Commission when available.

Commission Member Stokes commented that John Hall is a remarkable person and one of Tennessee's heroes. One of the joys of being on the DMC Task Force was seeing the time Hall put in behind the scenes to bring stakeholders together and coordinate the SHAPE program. Stafford and King were great assets.

V. Open Meetings Act Resolution – Cindy Durham, TCCY Chair

Tennessee Open Meetings Act Statutory Requirements and revised TCCY Open Meetings Act Resolution were distributed via email. Durham called for any changes and/or questions. There were none.

MOTION: IT WAS MOVED (HUGHES) AND SECONDED (COSLEY) THAT THE COMMISSION ADOPT THE REVISED TCCY OPEN MEETINGS ACT RESOLUTION (COPY ATTACHED). UNANIMOUSLY CARRIED.

VI. Executive Committee – Cindy Durham, Chair

Committee met and has no action item.

Committee chairs gave their reports.

VII. Audit Committee – Cindy Durham, TCCY Chair, for Billy Posey, Chair

Committee met and has no action item.

Financial Integrity Act 2010 Risk & Controls Review was distributed for review. TCCY has to file this report by the end of each year. If anyone has any addition(s) they think should be included in the report, please let O'Neal know as soon as possible. She wants to get report filed before December 31, 2011. Should you have questions or need additional information, contact O'Neal.

VIII. Budget and Data Committee – Dwight Stokes, Chair

Committee had a very good meeting and has one action item.

Committee heard reports on Shared Services Solutions, Resource Mapping, Media/Social Media Coverage, *The Advocate*, KIDS COUNT Report, and Web Stats.

O'Neal gave an excellent report on the TCCY Budget. TCCY is currently in good standing.

RECOMMENDATION: COMMITTEE RECOMMENDED THAT THE COMMISSION ACCEPT THE TCCY FY 2012 FINANCIAL REPORT JULY 1, 2011 THROUGH SEPTEMBER 30, 2011. UNANIMOUSLY CARRIED.

Making KIDS COUNT Media Award nominations deadline is February 15, 2011. Awards will be presented to recipients at Children's Advocacy Days (CAD). Durham

encouraged Commission members to make nominations for media people they feel worthy to receive an award.

IX. Children's Services Committee – Tim Goldsmith, Acting Chair, for Marti Herndon, Chair

Committee had a good meeting and has one action item.

Ombudsmen gave reports. They continue to look at the data to determine where the cases come from. During the past quarter there were no cases from Hamilton County or Southeast regions. They want to increase awareness of the Ombudsman office for problem resolution possibly during CPORT, CPORT feedback sessions and regional council activities.

RECOMMENDATION: COMMITTEE RECOMMENDED THAT THE COMMISSION REVIEW THE METHODS OF DISSEMINATING OMBUDSMAN PROGRAM INFORMATION AS A EFFORT TO INCREASE AWARENESS OF THE OMBUDSMAN OFFICE FOR PROBLEM RESOLUTION. UNANIMOUSLY CARRIED.

If anyone has ideas of places where Ombudsman posters could be put up or brochures could be placed, please contact Papica or Grimaldi.

Keller reported interesting information on the Council on Children's Mental Health (CCMH).

Hargrow reported on the Second Look Commission. SLC is past the case investigation stage and is currently developing a report to the Legislature.

X. Councils Committee – Beverly Cosley, Acting Chair, for Kelly Drummond, Chair

Committee had a very good meeting and has no action item.

Committee welcomed new members (Kelly Drummond, Chair, and Christi Sigler) and gave a special welcome to the new Southeast Regional Coordinator Rosalyn Leavell-Rice and Upper Cumberland Regional Coordinator John Rust.

Kennedy briefed Committee on the National Movement for America's Children, a grassroots effort, including citizens, community and business leaders, faith-based organizations and advocacy groups, who are declaring their support for development of a national strategy to prioritize children's needs and deliver actions and policies that will help ensure that every child has an equal opportunity for healthy growth and development.

Jim Pryor Child Advocacy Award and Youth Excellence Award nominations deadline is February 10, 2012. Recipients will be presented awards at Children's Advocacy Days (CAD) 2012. Durham will select Committee to review Jim Pryor Award nominations and select recipient. She explained the responsibilities of the Committee asking for five volunteers.

Raise Your Hand Tennessee initiative is a statewide collaborative effort to recruit volunteers to read, tutor, and mentor children and youth in our state. First Lady Crissy Haslam is the spokesperson and the Raise Your Hand Tennessee Coalition is comprised of a number of various organizations. Cosley asked Commission members to review handout distributed and watch for additional information.

Durham reported she moved Phil Acord from the Councils Committee to the Juvenile Justice and Minority Issues Committee. She believes in succession planning. Several of the current Committee chairs will be rolling off the Commission in July 2012. She felt it was important to have those people help incoming chairs.

XI. Juvenile Justice and Minority Issues Committee – Phil Acord, Chair

Acord said he was reluctant to change Committees because he really believes in the Councils and what they do but he was glad to go where he was needed. He is glad to still be a member of the Councils Committee.

Committee had a great meeting and has no action item.

King gave Disproportionate Minority Contact (DMC) update and reported on the activities of the DMC Task Forces. Stafford reported on the DMC Grant for the expansion of DMC efforts in Tennessee. Committee talked a lot about John Hall and the SHAPE program in Memphis. Hopefully the program can be replicated across the state. Dr. Wayne Pitts is working with the DMC Task Force to gather data for the DMC Study. Commission Member Stokes emphasized the importance of DMC.

Stafford gave 2012 Federal Budget update. Senator Lamar Alexander voted for and the U.S. Senate passed H.R. 2112 as amended which, among other things, provides federal funding for juvenile justice programs in FY 2012 at the following levels:

- Title II at \$45 million;
- Title V at \$33 million (entirely earmarked for non-JJDPA programs);
- Juvenile Accountability Block Grant (JABG) at \$30 million;
- Mentoring at \$55 million;
- Violence prevention at \$8 million.

Durham distributed this information via email encouraging Commission members to thank Senator Alexander for voting yes on H.R. 2112. Acord encouraged staff to thank Senator Alexander. Senator Bob Corker voted no so it would be good to send him a letter asking him to reconsider supporting H.R. 2112. The House was not as generous. The bill now goes to the Conference Committee. If you know other individuals contact them. This is very important because 48.5 percent of every dollar to support programs for children and families in Tennessee comes from federal funding.

Stafford reported on the Annie E. Casey Juvenile Detention Alternatives Initiative (JDAI). Representatives from the Annie E. Casey Foundation visited Tennessee. Shelby County will be the first pilot JDAI site and other additional pilot counties will be

identified in Tennessee. O’Neal commented Christy Sigler attended the meeting in Nashville. The Casey Foundation has been talking to people in Memphis for a long time. TCCY will apply for the \$50,000 or \$75,000 grant to assist with the support of initial sites and coordination and development of additional sites in Tennessee but do not know which amount will be awarded.

RECOMMENDATION: COMMITTEE RECOMMENDED THAT THE COMMISSION APPLY FOR GRANT IN THE AMOUNT OF EITHER \$50,000 OR \$75,000 FROM THE ANNIE E. CASEY FOUNDATION TO FACILITATE THE PARTICIPATION BY TENNESSEE IN THE NATIONAL JUVENILE DETENTION ALTERNATIVES INITIATIVE (JDAI).

Durham commented she was glad Judge Betty Adams Green in Davidson County and three of her magistrates including Commission Member Lewis as well as the Deputy Commissioner from the Department of Children’s Services (DCS) and two representatives from the Administrative Office of the Courts (AOC) attended a JDAI meeting in Nashville. TCCY staff really did a great job of energizing a lot of people in the state in getting JDAI started. The people from the Casey Foundation were very excited that we have the enthusiasm for JDAI.

XII. Nominating Committee – Susan Lawless-Glassman, Chair

Committee met and has two action items.

Committee discussed nominations for the TCCY Vice Chair and Secretary and agreed to recommend Christi Sigler as Vice Chair and Erica Gilmore as Secretary. Durham called for other nominations from the floor. There were no additional nominations.

1. **RECOMMENDATION: COMMITTEE RECOMMENDED THAT THE COMMISSION ELECT CHRISTY SIGLER AS TCCY VICE CHAIR. UNANIMOUSLY CARRIED.**
2. **RECOMMENDATION: COMMITTEE RECOMMENDED THAT THE COMMISSION ELECT ERICA GILMORE AS TCCY SECRETARY. UNANIMOUSLY CARRIED.**

Break 9:43 a.m.

Durham called meeting back to order at 10:00 a.m.

XIII. Title VI Training – Debrah Stafford

Each year the Commission is required to conduct Title VI training. Handout on Title VI of the Civil Rights Act of 1964 was distributed. Title VI is:

“No person in the United States shall on the basis of race, color or national origin, be excluded from participation in, be denied benefits of, or be subjected to

discrimination under any program or activity receiving Federal financial assistance.”

Stafford gave an overview on:

- Legislative History & Purpose of Title VI;
- JFK’s “Simple Justice;”
- Title VI Prohibited Practices;
- Title VI Limited English Proficiency;
- Types of Language Assistance Services.

TCCY is required to submit a Title VI Plan each year. King works on revising our plan every year and it is submitted on or before its scheduled due date.

Stafford gave an introduction to the non-discrimination training video, “Prohibition on the Basis of National Origin” addressing the provision of Limited English Proficiency (LEP). Commission members and staff viewed the video. Recipients of federal funding must provide meaningful access to programs and activities for LEP individuals.

The 2011 Title VI Plan was submitted on time and will be distributed when approved by the Human Rights Commission.

XIV. Director’s Report – Linda O’Neal

Director’s Report was distributed electronically. O’Neal expressed appreciation to all staff who contributed to putting the report together. It is a collaborative effort of a substantial number of staff to collect in one place a summary of the things that have happened since the last Commission meeting.

Staff changes:

- ✓ Rosalyn Leavell-Rice is the new regional coordinator in Southeast and John Rust is the new regional coordinator in Upper Cumberland. We are very happy to have full staffing for our regional councils.
- ✓ Phil McKenzie transitioned from the Juvenile Justice division to the CPORT division as part of reduction in force as a result of the reduction in federal funding.
- ✓ Cheryl Sahlin and Beverly Bell, CPORT reviewers, have gone to work for DCS. We are glad they will continue to be involved in the Quality Service Review (QSR) in their new roles with DCS. We hated to see them go. They were good CPORT reviewers.
- ✓ We have two new field placement students, Lauren Kissinger and Corey Moore.

Regional coordinators have been very busy. Since the last Commission meeting, Durham visited the East Tennessee, Northeast and Northwest councils. Her involvement is appreciated.

O'Neal expressed appreciation to the State Advisory Board (SAB), Grant Review Committee and staff for their work in reviewing/awarding the Juvenile Accountability Block Grant funding. Juvenile justice staff distributed the grant contracts this year instead of having Shared Services Solutions (SSS) distribute them because this was a way TCCY could reduce a little usage of SSS time. We are continually looking for ways to reduce our use of SSS time because we use more than we pay for and increasingly they are going to have to move toward agencies paying their full way.

TCCY had good meetings with representatives from the Annie E. Casey Foundation regarding the Juvenile Detention Alternatives Initiative (JDAI). Shelby County will be the pilot site and it appears there is potential for having a JDAI site in Madison County.

DMC Task Force is very active and continues to meet. Staff are working diligently on the DMC Study due in March. Dr. Wayne Pitts and Dr. Hoan Bui continue to be supportive and help. Keller stepped up to revise the survey, which we hope to have ready for distribution soon. It has been a collaborative effort of staff with representatives from all divisions. DMC Task Force interns have also worked on the study. We feel we will have a better report than we would have had by contracting it out with the use of Federal Formula Grant dollars.

CPORT staff have continued in the collaboration with DCS. They have completed the Knox County and Southwest Quality Service Reviews (QSR) for this year's cycle; are very much involved with the Prison Rape Elimination Act (PREA) at youth development centers; and continue to hang in there even though sometimes there are challenges in the collaboration to help improve policies and practices in children's services.

TCCY is pleased that Grimaldi and Papica could attend the United States Ombudsman Association (USOA) 2011 annual conference. It is an honor for Papica to be selected as the USOA Vice-President and Grimaldi selected as Co-Chair of the Children's and Family Chapter for USOA. The good work they do is recognized.

KIDS COUNT staff continues to work on the *2011 KIDS COUNT, The State of the Child in Tennessee* report and hopes to have it completed soon. Brown and Delk are particularly involved in the efforts on TCCY reports, web page and Facebook. They continue to do a really good job.

Petty and Banerjee have been tracking legislative committees and we have been paying attention to reports about legislation that applies to CPORT coming up in the new year. O'Neal and Petty participate with a group of advocates, loosely referred to as the Tennessee Budget Group, who are concerned about what may happen to programs and funding of programs for children and families in Tennessee. These efforts will continue.

Budget hearings for state departments have started. TCCY's Budget Hearing is next Tuesday afternoon in the Department of Finance and Administration.

Children's Advocacy Days is March 13-14, 2012. We are confident it will be bigger and better again this year.

Resource Mapping is on track. Staley met with people from partner agencies to get feedback related to the revised data collection template. We now hope to move this process forward. We have one year of data to submit this year and in previous years we had two years. We continue to find Resource Mapping an interesting process. Last year 48.5 percent of all dollars spent on children in Tennessee were federal dollars. If you take away the Basic Education Program (BEP), which is the largest piece, four out of every five dollars spent on children in Tennessee were either federal dollars or were required as match or maintenance of effort to keep those federal dollars flowing.

Council on Children's Mental Health (CCMH) is on track for the report due to the General Assembly at the end of June 2012. CCMH continues to have good participation from stakeholders from all across the state. Keller has provided strong support and leadership. A number of other staff also participate in CCMH meetings. Brown, Stafford and Wade are co-chairs for workgroups. Kennedy, Banerjee and Petty participate in activities. Hargrow also has some involvement. Jowers has promoted CCMH in the Southwest region in his role with the Mental Health Planning Council.

Hargrow has provided strong leadership and support for the Second Look Commission (SLC). SLC has reviewed cases. Meeting is scheduled for November 14 to begin looking at recommendations. The report will contain common issues SLC has seen in cases reviewed. This is an opportunity to look at issues and how we can improve the system for responding to allegations of child maltreatment so hopefully we will have fewer children who experience repeat abuse. SLC had a Sunrise Sunset review several weeks ago. There was an initial recommendation to extend SLC until 2017. There were some members who requested more information to be sure there is not a redundancy. O'Neal commented there is no redundancy because SLC composition includes representation from law enforcement, district attorneys, court, child advocacy centers, DCS, TBI, etc. SLC brings together a high level of representatives who have the potential to make a difference. It has already resulted in a new commitment from the Director of District Attorneys conference for collaborative training.

TCCY assumed the responsibilities of the Youth Transitions Advisory Council (YTAC) in July as a result of the elimination of the Select Committee on Children and Youth (SCCY). Banerjee and Petty have provided support for YTAC. The Annual Report due to the General Assembly October 31 was submitted timely. Banerjee does a good job working with DCS and others and this process is moving forward.

O'Neal and Kennedy had some involvement with the National Movement for America's Children and will continue to be involved and watch that process as well as the Raise Your Hand Tennessee, a statewide collaborative effort to recruit volunteers to read, tutor, and mentor children and youth in our state.

TCCY Budget Proposal for fiscal year 2013 was submitted on time thanks to work of Melissa Staley and Allen Staley and Kennedy. Proposal included improvement request for CCMH and staff salaries. Exercise providing for a potential additional five percent budget cut was completed. Because of federal budget cuts, we were already planning to lose an additional juvenile justice position as part of our budget cut plan. We were able

to come up with rest of required reductions out of operating expense without having an impact on additional staff positions.

Staff continues to be involved in a variety of activities in efforts to fill the TCCY mission of improving the quality of life for Tennessee's children and families. They do an outstanding job with all the different things they do and really make a difference. They work together well as a team. Planning for this year's retreat was different from the past. Each division within the agency was assigned a specific component/specific task. The end result has been even better than in past years and they have always been good. O'Neal expressed appreciation for all the work staff did:

- Regional coordinators were responsible for Wednesday afternoon's training;
- KIDS COUNT division was responsible for Thursday morning's training;
- CPORT division was responsible for the icebreakers and ongoing activity involving Commission members (puzzle);
- Juvenile justice staff was responsible for the Luau.

O'Neal also expressed appreciation to Banerjee, Kennedy and Stafford for helping unload items for the hospitality suite and all who helped with clean-up, which magically happened both Wednesday and Thursday nights. Backus, Banerjee, Carter, Grimaldi, Kennedy, Papica played major roles. Thanks to everyone who came to the hospitality suite. It gave everyone the opportunity to network, talk with other people and have a little fun together.

XV. Chair's Report – Cindy Durham

Durham has visited three regional councils since the last Commission meeting and is scheduled to visit the South Central Council soon.

- Visit to East Tennessee was good. She distributed some of the training information on *Working Effectively with Hispanic and Immigrant Children* to people she works with at Legal Aid Society.
- Trip to Northeast and meeting were good. Former Commission Member Tim Perry and Valerie Harper did a presentation on *How to Effectively Deal with Anger and Violence in Children and Youth*.
- Northwest presentations on *Health, Wellness and Safety Issues* were great. She and Kennedy had to do an impromptu presentation because the afternoon speaker was not able to come.

Durham encouraged Commission members to really get involved in their Councils.

The Coalition for Juvenile Justice (CJJ) is having its Southern Regional conference in Puerto Rico the end of January. The SAG in Puerto Rico intended to use approximately \$20,000 of their \$30,000 allotment for conference meals, etc., so with the budget information received from the Office of Juvenile Justice and Delinquency Prevention (OJJDP) indicating that State Advisory Group (SAG) money cannot be used to pay for meals, etc. it is challenging. We are not sure whether or not the state will approve for

- ✓ Second Place – Dana Cobb;
- ✓ Third Place – John Rust.

O’Neal acknowledged staff for a good job planning the retreat. She reported she has been the Executive Director of the Commission for 23 years this December. TCCY has had a number of chairs, including Phil Acord, but during all those years, TCCY has had only one chair who served for nine years, and that is Cindy Durham. Cindy has done an incredible job! On behalf of all O’Neal presented Durham with a TCCY Logo puzzle put together and signed by TCCY staff and Commission members thanking her for being a piece of our puzzle 2003-2012.

Durham expressed her appreciation for the recognition.

Meeting adjourned at 11:10 a.m.

Minutes Submitted by:

Minutes Approved by:

Faye Mangrum, Executive Secretary 2

Cynthia A. Durham, Chair

H DRIVE/SHARED FILES/COMMISSION/MINUTES



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Open Meetings Act Resolution
November 4, 2011

WHEREAS, Tennessee Code Annotated Title 8, Chapter 44, Part 1 provides requirements for open meetings in Tennessee; and

WHEREAS, the Tennessee Commission on Children and Youth is a “governing body” as defined in Tennessee Code Annotated 8-44-102; and

WHEREAS, Tennessee Code Annotated 8-44-103 requires notice of regular and special meetings; and

WHEREAS, all meetings of the Tennessee Commission on Children and Youth and its committees are subject to the notice requirements as set out in Tennessee Code Annotated 8-44-103 because such meetings require a quorum and are held “in order to make a decision or to deliberate toward a decision.”

NOW, THEREFORE BE IT RESOLVED that the Tennessee Commission on Children and Youth, at its regular meeting on November 4, 2011, for which adequate notice was provided, does authorize the Commission’s executive director to provide adequate public notice of all regular and special meetings by the following means:

- Emailed notice/agenda(s) to all Commission members;
- Posting of notice of meetings on the Tennessee Commission on Children and Youth website;
- Posting of notice/agenda(s) on bulletin boards in the Legislative Plaza.

Adopted by the Tennessee Commission on Children and Youth

Cindy Durham, TCCY Chair

Date

