VALENCIA COUNTY/MUNICIPALITY

A RESOLUTION 2015-30

AUTHORIZING YOUTH DEVELOPMENT INC., TO SUBMIT AN APPLICATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION, LOCAL GOVERNMENT DIVISION TO PARTICIPATE IN THE JUVENILE ADJUDICATION PROGRAM.

WHEREAS, the Legislature enacted Section 34-16-1 NMSA 1978 establishing a juvenile adjudication fund grant program to fund programs providing alternative procedures of adjudication for juveniles charged with traffic offenses and other misdemeanors.; and

WHEREAS, the Legislature enacted Section 66-8-116.3 NMSA 1978 as amended, creating the juvenile adjudication fund by assessing fees levied and collected; and

WHEREAS, the Valencia-Gounty-along with-participating-agencies (Youth-Development-Inc.) is making application to the Department of Finance and Administration, Local Government Division for supplemental program funding.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Governing Body of Valencia County of the State of New Mexico hereby authorizes the submission of the FY16 application for the Juvenile Adjudication Fund under the regulations established by the Local Government Division.

APPROVED AND ADOPTED by the governing body at its meeting of

County/Municipality Chairperson

Attest:

County/Municipality Clerk (SEAL)

Alternative Juvenile Adjudication Program Teen Court

INTRODUCTION: Youth Development Inc., (YDI) is a community based social service organization that was established in 1971 in Albuquerque. YDI is submitting a competitive proposal for the provision of the Teen Court Juvenile Adjudication Fund for fiscal year 2016. YDI's Mission is "*To help children*, *youth and families achieve their full potential.*" The Teen Court program is housed at the YDI Valencia site located on 428 Los Lentes SE, Los Lunas New Mexico 87031. YDI has a 44-year track record for providing comprehensive and cost effective services. YDI emphasizes efficiency in the use of staff time and operating resources.

YDI has a long-standing history of demonstrated accomplishments in the area of prevention services. Youth Development, Inc. direct program services are divided into four areas: (1) Education, Employment and Training; (2) Head Start and Early Head Start; (3) Prevention, Intervention and Treatment Division; and (4) Educational Support Division. YDI has gradually added programs in response to community needs and now serves not only all of Albuquerque and central New Mexico, Valencia, Torrance and Sandoval Counties but also portions of northern New Mexico.

Currently, YDI employs over 500 staff and serves more than 13,000 clients annually. Youth Development, Inc. is widely recognized as a respected leader in the area of social service. YDI has received numerous local, regional and national awards due to its philosophy and approach to working with children, youth and their families. YDI has a long-standing history of demonstrated accomplishments in the area of prevention services.

YDI began providing services in Valencia County in 1984. The YDI Valencia programs currently serve over 3000 clients a year. The YDI-Valencia division provides education, prevention and social services that assist and help children, youth and families develop a healthy and safe living environment. These services include but are not limited to: Health Risk Assessments and enrollment, VIDA adult/child food program, underage drinking prevention, child abuse prevention, parenting classes, teen pregnancy prevention, low cost car seat program, CASA advocate program, In-Home services, Family Self Sufficiency (FSS), Time Limited Reunification (TLR), alternative to suspension and financial assistance for extracurricular activities. YDI-Valencia is well known in the community, has on-going collaborations with local law enforcement, schools, faith-based organizations, businesses and government entities to

ensure that clients have access to the best prevention and intervention services in the communities we serve.

<u>YDI-VALENCIA Teen Court Description:</u> The YDI-Valencia Teen Court program is considered an alternative to detention and adjudication program that provides community support and informal disposition for young people who have committed a delinquent act or have been charged with a misdemeanor, and are otherwise eligible for diversion. Youth Development, Inc., (YDI) is not part of a local government. YDI is a not for profit agency that has been contracted to establish and operate the Valencia County Teen Court program.

In 2012, the Teen Court program was re-established in Valencia County with several entities led by County, coming together to decide which programs would be beneficial to the County. Teen Court was one of the programs selected that will help youth at risk and also fit Valencia County's mission of establishing programs that would assist youth in re-integrating to their community. The Juvenile Justice Board Chair approached YDI-Valencia to develop the teen court program in Valencia County. The YDI-Valencia Teen Court program is overseen by a board that includes the schools, local government, law enforcement, and the juvenile probation office. These entities are part of the Valencia County Juvenile Justice Continuum. The main funding for the program is through the established Juvenile Adjudication Fund (JAF) from the New Mexico Legislature and administered by the Department of Finance and Administration (DFA). Currently the YDI-Valencia Teen Court receives \$15,000.00 from JAF to operate the Teen Court program. All of the other operation costs associated with Teen Court Program are In-Kind donations from the Valencia County, YDI and District Court. The YDI-Valencia Teen Court program is in its fourth year of operations. The program has served fifty (50) youth so far this year. Of the 50 youth served, sixteen (16) completed the program successfully and nine (9) did not complete the program and were reported to their probation officers. The program anticipates serving a total of eightyfive youth (85) by the end of June.

PROCEEDINGS: The Teen Court proceedings are held on the first Thursday of every month at the 13th Judicial District complex in Valencia County. YDI-Valencia Teen Court uses the adult judge model to resolve cases in the court setting. Typical sentences for the YDI-Valencia Teen Court consist of jury duty, community service, letters of apology, essay, and/or attendance in one of the following classes or activities: Restorative Justice, Alcohol 101, Under the Influence, Marijuana 101, Stop-Lifting, Girls' Circles, TNT Boxing Program, and Empathy Circle. The clients are also encouraged to participate in

healthy and educational extra-curricular activities. The misdemeanor offenses YDI-Valencia Teen Court accepts are split into three classes:

- Class 1: Failure to yield; Illegal turn; Improper Lane Change; No Tail Lights; Speeding 1-10 miles Over the limit: No Seat Belts; Red Light/Stop sign; No helmet; Littering; Parking Violation
- Class 2: Following too Close; Larceny/Shoplifting less than \$100; Disorderly conduct; Simple Assault; Runaway; Domestic Dispute; Battery; No Insurance; No Passing zone; Impeding traffic; careless Driving; Speeding 11-25 Miles over; No License; Failure to Yield; Limitations on Backing; Unlawful Riding; Driver inattention; Basic speed rule; Tobacco use; Truancy after 10.
- Class 3: Larceny/Shoplifting greater than \$100 and less than \$250; Possession of a
 controlled substance or drug paraphernalia; resisting/obstructing an Officer; Criminal
 trespass; Reckless Driving; Speeding 26+ Over limit; Speeding in School Zone; Leaving
 Scene of Accident; Immediate Notice of Accident; Property Damage <\$1000; Open
 Container; Minor Under Influence; Riding with DWI; parking in Handicap.

REFERRALS: All of the teen court referrals are thru the District 13th Juvenile Probation office. YDI-Valencia Teen Court works closely with the JPO supervisor and staff to identify appropriate cases for teen court services. The Teen Court allows up to 20 new referrals by the 15th of each month, which gives time for YDI-Valencia Teen Court staff to contact and meet with the clients and guardians to conduct intake interviews.

ATTRIBUTES/CHARACTERISTICS/OPERATIONS: The YDI-Valencia Teen court is a juvenile diversion program for first time offenders of misdemeanor offenses. The youth offender must admit guilt to the offense to be a participant in teen court. Youth attorneys are trained to prosecute and/or defend youth offenders. A panel of their peers serving as the jury then decides a fair sentence based on the sanction grid. The sanction grid, which was developed through a community advisory board, provides the jury with a guideline for youth sanctions. When youth offenders successfully complete the sanction, their sentence is then deferred from their criminal record.

Teen Court staff creates a file for each referral which includes an indication of the charge class and all required documentation for intake screening. At the intake interview the client and his or her guardian are advised of the YDI-Valencia Teen Court process and requirements. If the client and guardian agree to the terms, they are scheduled for next YDI-Valencia Teen Court.

The YDI-Valencia staff along with local attorneys train youth in both defense and prosecution roles. Youth attorneys also serve in the jury role when needed. However, the majority of the jury consists of clients that have gone through the teen court process and are using the jury service as part of their sentence. A compliance monitor meets with the client and guardian after the teen court proceedings to help them understand the sentence and explain that they are allowed 90 days to complete the sentence and answer any questions the families may have. The compliance monitor helps the client find community service opportunities when needed and checks in with the client and his/her family on a monthly basis to ensure they have the resources.

The teen court advisory board meets monthly at magistrate court to discuss the progress of the program. To date YDI-Valencia has trained 25 youth to serve as the programs teen attorneys and youth advisory board. Teen Attorneys are recruited and trained throughout the year as needed by the program. The YDI-Valencia teen court staff meets twice a week to coordinate the program and activities. YDI-Valencia teen court staff meets with JPO on regular basis to coordinate program activities. YDI-Valencia recruits community members to be the adult judge for each teen court proceeding. YDI staff trains the community judges by using a script and asking that each judge attends one proceeding before serving as the teen court judge.

STAFFING: The staff for Teen Court includes one part time position and supervisory staff.

Victoria Flores: Victoria Flores has been employed with YDI for more than 24 years. Ms. Flores has held numerous jobs, duties and responsibilities throughout her career at YDI. She currently is the teen court staff providing services for the teen court program. Twenty-five percent (25%) of her salary is paid out of the Teen Court budget. She is the primary contact for the Teen Court program. She is responsible for the day-to-day operations of the program. She interfaces with the judges, probation officers, youth and their families. Ms. Flores has over twenty four years of experience working with at risk and high risk youth in the community.

Ambar Chavez: Ms. Chavez has been employed with YDI since September 23, 2008 and is presently the Lead Prevention Specialist for the YDI Valencia Division Substance Abuse Prevention and Enforcement Program. Prior to YDI, Ms. Chavez was employed with the State of New Mexico's Belen Magistrate Court as a Bench Warrant Clerk and simultaneously with the Village of Los Lunas as a DWI Compliance Officer. Ms. Chavez manages the community based Enforcement of Underage Drinking Program through the Office of Substance Abuse Prevention (OSAP), Enforcement of Underage Drinking Laws (EUDL) program though Children Youth and Families CYFD), FDA Tobacco Advertising and Labeling program and the Low Cost Car Seat Program through Department of Transportation (DOT). Ms. Chavez is one of the original staff who was trained in the initial Teen Court program and has intimate knowledge of the workings of the teen court program. Ms. Chavez will assist Ms. Flores on the Teen Court program. Her time is provided as an In-Kind to the Teen court program

Jack Siamu: Mr. Siamu holds a Master's of Science Degree in Criminal Justice Administration. He is currently the Senior Associate Director for YDI-Valencia. He is responsible for the overall success of the program. Mr. Siamu is also a Licensed Clinician and is always available to the Teen Court program for any clinical and programmatic consultation. Mr. Siamu's time is donated as In-kind to the program.

ROLES OF AJAP STAFF/FISCAL AGENT: The Valencia County Government is the fiscal manager for the Teen Court program in Valencia County. YDI administers the Teen Court program in Valencia County. The YDI staff will execute the teen court program as described in the previous sections. They will work closely with Valencia County and other collaborative partners to ensure that program is administered in accordance with agreed upon scope of service. YDI staff are also responsible for submitting any and all required quarterly reports to the County and DFA. AJAP staff are an integral part of the Teen Court programs. Overall management of the teen court programs falls to AJAP staff. They interface with YDI staff for any technical assistance, and ensure overall fiduciary responsibilities for the teen court program.

<u>CHALLENGES IN EXPENDING JAF FUNDS:</u> The YDI-Valencia program is not experiencing any issues with expending JAF Funds. Furthermore, YDI has hired another staff to take over day-to-day activities for the Teen Court program.

LDWI FUNDS: YDI did not request funding with LDWI.

INFORMATION ABOUT THE PROPOSED PROJECT AND PAST PERFORMANCE

Provide the following information in a narrative that is no more than 15 pages.

1. PROJECT OVERVIEW: The proposed Teen Court program provides an alternative court system through which youthful offenders can be heard and judged by their peers. The peer to peer model works in this setting where young people are more receptive to judgments from their peers. Furthermore, this model works because young people are learning firsthand how the court system works in real life. In order for a young person to participate, they would have already admitted guilt or pled no contest. The YDI Teen Court program will work closely with the Juvenile Probation office to identify first offender youth that are eligible for the program. The program will also receive referrals from the Valencia County Magistrate court, the Los Lunas and Belen Municipal courts and the School of Dreams Academy. All of the referrals must meet the criteria set for the teen court program. The misdemeanor offenses YDI-Valencia Teen Court accepts are split into three classes: <u>Class 1</u>: Failure to yield; Illegal turn; Improper Lane Change; No Tail Lights; Speeding 1-10 miles Over the limit: No Seat Belts; Red Light/Stop sign; No helmet; Littering; Parking Violation; Class 2: Following too Close; Larceny/Shoplifting less than \$100; Disorderly conduct; Simple Assault; Runaway; Domestic Dispute; Battery; No Insurance; No Passing zone; Impeding traffic; careless Driving; Speeding 11-25 Miles over; No License; Failure to Yield; Limitations on Backing; Unlawful Riding; Driver inattention; basic speed rule; tobacco use; truancy after 10 and Class 3: Larceny/Shoplifting greater than \$100 and less than \$250; Possession of a controlled substance or drug paraphernalia; resisting/obstructing an Officer; Criminal trespass; Reckless Driving; Speeding 26+ Over limit; Speeding in School Zone; Leaving Scene of Accident; Immediate Notice of Accident; Property Damage <\$1000; Open Container; Minor Under Influence; Riding with DWI; parking in Handicap. All referrals will be forwarded to the YDI-Valencia office for processing. Referrals need to be made to the program by the fifteenth of every month to allow for interviews with youth and their families and scheduling purposes.

Referrals will be generated through a variety of avenues to include the School of Dreams Academy, Probation office, Los Lunas and Belem municipal courts and Valencia Schools. Referrals are forwarded to the YDI Teen Court staff for processing which includes an initial interview and intake with youth and

their guardians. Please refer to the Flow Chart of how each referral will be handled from the beginning to the end of each case.

The YDI-Valencia Teen Court program will convene on a monthly basis at the Valencia County District Court. The court proceedings are normally scheduled on the first Thursday of every month. The court is scheduled for four (4 p.m.) in the evening so youth and their parents can make the proceedings. The YDI staff will schedule each case after a lengthy interview process with the youthful offender and their parents so that they can understand how Teen Court operates. Each case that is referred to the program will be handled with the utmost respect and confidentiality and furthermore, each case will be evaluated individually. The program will follow the guidelines as they pertain to each case and classification. Each classification is stricter than the other due to the severity of the crime and therefore case dispensation will be handled accordingly. Other factors that may come into play if there is ample testimony as to the character of the young person and their involvement in the community.

YDI is part of numerous collaborations that are invested in the success of the Teen Court program. The Valencia County Juvenile Justice Boards education committee serves at the advisory board to the Teen Court Program. The board meets regularly on a monthly basis. The teen court program provides monthly reports to the VCJJB as part of our quality assurance process. The board provides technical assistance and support to the program including recruiting more judges and lawyers to be involved in Teen Court. The VCJJB is also working diligently to identify more funding for the program.

The Teen Court program anticipates serving a total of 120 youth per year. The program is requesting a total of 10 referrals on a monthly basis from all referring sources to include the Valencia probation office, School of Dreams Academy, Valencia County magistrate court, and the Los Lunas and Belen municipal courts. Other participants expected are youth who want to participate as part of teen court.

Services and program components will include following: **Referrals**; All referrals are accepted by the YDI staff, reviewed and processed. **Intake Process**; Staff will schedule interviews with youth and their families for the intake process. The intake includes gathering all the necessary information in order for the staff to be able to present a complete and accurate account for each case. The program keeps all files on each individual case for tracking and quality assurance purposes. **Youth Attorneys**; this component targets young people to be trained by attorneys from the Valencia County Magistrate Court that will prosecute and/or defend youth offenders. The youth to be trained must go through an extensive training

process in order for them to be able to participate. **Jury Duty**; this component identifies peers to be trained as jurors. Court staff will work together to train young people as potential jurors ensuring they understand the magnitude of their responsibilities as it relates to the cases they are going to hear in the court room. The Youth attorneys and Jury Duty will be available to the youth as part of their sentencing. Other services available to participants will include but are not limited to: community service, 3rd Millennium Classrooms-Stop Lifting, Marijuana 101, Alcohol WISE and Parent WISE (free parenting component, Alcohol and Substance Alternative Sentencing Education, Victims Impact Panel, TNT Boxing-Violence Awareness and Education, letter of apology and also writing a 1000 word essay in relation to the charges they received.

Determination of what services or components each individual participates in is done during the court proceedings. A panel of their peers serving as the jury gets to decide a fair sentence based on the sanction grid. The sanction grid, which was developed through a community advisory board, provides the jury with a guideline for youth sanctions. YDI staff will keep all records tracking every case to ensure that the young people fulfill their obligations agreed to in their court case. YDI staff will notify each referring entity as to the outcome of each case whether they successfully completed the program or otherwise.

The YDI-Valencia Teen Court program utilizes an innovative service approach and best practice model. The YDI program is also based on the Santa Fe Teen Court program. The grant funds will support the whole Teen Court concept that includes all the components mentioned previously. The peer to peer concept is rooted in the ideals that young people will listen to their own peers. Furthermore, this concept provides young people with an opportunity to learn about the court system and how it works.

The proposed JAF grant will help Valencia County in its overall mission of bringing in a variety of services that will support juvenile services that target at-risk youth in the community. The Valencia County Juvenile Justice Board identified teen court as a priority program that will help the county with misdemeanor cases that can be diverted to save time and also money from the court system. It is estimated that a youth in the detention center will cost Valencia County a minimum of \$270.00 per day. The teen court program has already provided services to 50 youth, which is an estimated cost saving of \$13,500.00 to Valencia County.

2. PROCESS CHART

VALENCIA COUNTY TEEN COURT FLOWCHART

YDI-Valencia 428 S Los Lentes Rd, Los Lunas, NM 87031 Phone: 505/352-3495 Fax: 505/865-7422

OFFENSE

Class 1

Class 2

Class 3

REFERRAL SOURCE

Juvenile Probation Office Valencia County Courts

Valencia County Schools

REFERRED TO TEEN COURT

YDI-Valencia

Fiscal Agent: Valencia County

INTAKE INTERVIEW

Juvenile/Client

Parent/Guardian

TEEN COURT Staff

SENTENCING HEARING

Sanctions

Written Essay

Alcohol & Drug Assessment & Drug Testing

Random Alcohol

Teen Court Jury Duty

Community Service

Letterof Apology 3rd

Education

Millennium YDI (Education Offender & Training)

NON-COMPLIANCE

•REMAND TO REFERRAL SOURCE FOR APPROPRIATE ACTION

COMPLIANCE

- •REFERRAL SOURCE ADVISED
- CHARGES DEFERRED FROM CRIMINAL RECORD

3. <u>Measureable Objectives:</u> The YDI Teen Court program has identified the following Goals/objectives and measurable outcomes for the program.

OBJECTIVE 1: The YDI Valencia Teen Court program will ensure teen court participants complete their obligations resulting from sentencing

Performance Measure: Number of Juveniles completing their obligations.

Performance Goal: 85% will successfully complete their obligations. **Rationale:** The program has reported that 84% of youth have successfully completed their obligation in this fiscal year. The YDI teen court staff will monitor and provide assistance to ensure youth are successful in completing their sentencing obligations.

OBJECTIVE 2: The YDI Valencia Teen Court program will reduce the Juvenile Adjudication cost to the Valencia community.

Performance Measure: Number of referrals and completions by first (1st) offenders.

Performance Goal: The program will serve 50% of the first (1st) offenders to avoid being referred back to the JPPO for non-compliance. **Rationale:** The Teen Court staff has reported that 70% of 1st offender has successfully completed the program. The staff will continue to monitor youth to ensure successful completion of the program.

4. <u>Community Involvement:</u> The origin of the YDI-Valencia Teen Court program is a result of a community needs assessment conducted by the Valencia County Juvenile Justice Board to determine which program would be the most beneficial to the community and it was decided Teen Court would be the logical program to help youth at risk.

The Juvenile Justice Board Chair approached YDI-Valencia to develop the teen court program in Valencia County. A committee was formed between YDI-Valencia, Juvenile Justice Board, and JPO to research successful teen court programs operating in New Mexico. The committee observed Santa Fe Teen Court in action and met with key staff to gain strategic knowledge on how to operate teen court. YDI-Valencia then formed an advisory board in Valencia County with strategic partners from the schools, local government, law enforcement, and JPO to assist in the development of the YDI-Valencia Teen Court Program.

The Valencia County community is very involved with the Teen Court program. The County donates the use of the court house as in-kind to hold teen court proceedings. YDI and the Juvenile Justice Board will continue to look at other funding to supplement the program in order to sustain the teen court program. YDI is committed to providing the necessary services to clients and families who are affiliated with the program. All services through the YDI-Valencia and including services in Albuquerque are afforded to everyone with no costs to the families.

5. JPPO INVOLVEMENT AND REDUCING BURDEN OF JJS: The Valencia Juvenile Probation office has been a big supporter of the Teen Court program. They have provided the Letter of Support that obligates them to refer to the program. They are also on the advisory board for VCJJB. The program has received a total of 50 referrals from the JPO office in the first two quarters of this fiscal year. We anticipate that by the end of this fiscal year, the JPO referrals will total 120. JPPO utilizing the Teen Court provides an opportunity to lessen their case loads and allow for misdemeanor offenders to be handled through the teen court. This process reduces stigma on young people and provides for prevention opportunities to ensure that the young people do not re-offend.

The YDI staff and JPO's meet monthly to discuss ways to assist youth and families who are referred to the program. Families are offered supportive services to include assistance with rent, food, utilities and other identified needs.

- 6. <u>Past Performance and Overall Success:</u> The YDI-Valencia Teen Court is in its fourth year of operation. The program has successfully implemented operations and anticipates serving a total of 110 youth by the end of the fiscal year. The program anticipates meeting the scope of work. The YDI-Valencia Teen Court program provides an avenue for Probation to refer first time offenders (misdemeanor) to be handled through the program that includes monitoring purposes ensuring success for each case. The program also allows for greater contact with the youth and their families to identify other needs and help the young person be successful and eliminates re-offending.
- 7. <u>Other Information:</u> The YDI-Valencia Teen Court program is well received in Valencia County. It is important to note that the commitment from Valencia County and also YDI is a testament to the success of this program in its short life. We look forward to continued collaborations with all or our partners.

Juvenile Adjudication Fund Grant Program Application Cover Sheet Local Government Division - DFA

Date of Application:	17-Apr-15	Application Number:	
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			(2. / · · 200 5,)
Contact Person or Project Direct	or:	Fiscal Agent:	
Contact Name:	Jack Siamu	Contact Name:	Lisa Storey
Name of agency or organization:	-	Name of Fiscal Agent:	Valencia County
Address:	6301 Central NW	Mailing Address:	P.O Box 696
City, State, Zip:	Albuquerque, NM 87105	City, State, Zip:	Los Lunas, NM 87031
Telephone:	505-831-6038	Telephone:	505-866-2084
E-Mail:	jsiamu@ydinm.org	E-Mail:	Lisa.Storey@co.valencia.nm.us
Fax:	505-352-3400	Fax:	505-866-2424
Proposal Information Project Summary (Please give 2-2 Youth Development, Inc. (YDI) is rewith Valencia County continues to prodisposition for young people who had diversion.	questing funds in the amount of \$2 rovide the alternative to detention	25,000.00 for the provisions of the Topogram (teen court) to facilitate co	mmunity support and informal
Population served: Geographic area(s) served:	first time offenders Valencia County	10 42	
Budget			
Dollar amount requested: Match (cash and/or in-kind): Total project budget:	\$25,000.00 \$8,200.00 \$33,200.00	a	
Authorization			
I authorize the applicant to submit knowledge, the information prese			he best of my
Name of chief official:	Jeth Condrey,	Signature and date:	Conduy 1/10/15
Name of project representative:	Jan D	Signature and date:	V 4- 1-15

JUVENILE ADJUDICATION FUND PROGRAM REVENUE/EXPENDITURE SUMMARY

Form JAF-2

663-16

Applicant/Grantee
YOUTH DEVELOPMENT, INC, VALENCIA COUNTY

Total Project Funding

25,000

25,000.00

Grant Funding

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				Travel (Out-of-State)**			
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1,000.00	49		1,000.00	Employee and Volunteer Training \$			
1,709.00	S		1,709.00	Supplies \$	1,560.00	49	Other: Court Fees
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^{*} Administrative is limited to 5% =

^{**} Out-of-state Travel, Operating Costs, Minor Equipment, And Capital Outlay are not eligible for grant funding, but can be counted towards match requirements