

FCCC Special Meeting 5/24/2021 at Prosser at Noon

MINUTES

1. All present signed the sign-in sheet, attached to the Meeting Memoranda.
2. Proxies named who were requested in advance:
 - a. Evan Bardach is proxy for Amy Hallal Henderson, MD
 - b. Kelly Deuser is proxy for Tiffany Mullinix
3. Subject of SPECIAL MEETING: Standard Operating Procedures for Home Detention (hereinafter SOP).
4. **Motion by Julie Flanigan**, Magistrate who handles Juveniles. Her MOTION was to remove the Juveniles section to be addressed in a separate manual. Bardach seconded the Motion. Motion passed unanimously.
5. **Motion by Bardach**. Page 16 – eliminate bullet point regarding vehicles be labeled as Community Corrections. Motion Seconded by Sheriff. Motion passed with one no vote.
6. **Motion 1 by Judge Granger**. Judge Granger made a Motion to Approve the SOP with the highlighted portions as they are but that the Board’s approval be conditional dependent upon review by the attorneys (commissioner’s attorney, council attorney, sheriff’s attorney), the Public Defender, DOC, IOCS. Special meeting would be scheduled if needed depending upon if changes are requested by any of the foregoing. Seconded by Reverend Richard Pimpleton. Motion was later withdrawn, after discussion, on Motion to withdraw by Judge Granger and seconded by Pimpleton. (Judge Granger also originally included Judge Granger Motion 3 (see below) in this motion but she separated upon request into its own separate motion.)
 - a. **Discussion on Judge Granger’s Motion 1**. P. 15, Sheriff agrees to first two bullet points highlighted. Third highlighted bullet point, Sheriff has an objection to including that bullet point. Suggestion is made to remove third bullet point or modify it to make acceptable to Sheriff. This then raised questions about Bullet Point 1 and further discussion opened. Language in SOP unclear about how SOP defined “home visits”, who was required to be present at “home visits”, what would happen at “home visits” such as drug tests taken at “home visits” or at FCCC.
 - b. Given time constraints and discussion, Judge Granger Motion 1 – withdraws her Motion 1 and makes a **Motion 2** to schedule a special meeting for further discussion of the SOP before taking the vote. Reverend Pimpleton seconded the withdrawal of Motion 1 and Judge Granger’s Motion 2. Judge Granger amends her new motion to include simultaneous review by (commissioner’s attorney, council attorney, sheriff’s attorney), the public defender, DOC, IOCS.
 - i. **Amended Judge Granger Motion 2** – approved by 7 so Judge Granger Motion 2 passes.
 - ii. **Special Meeting set June 21 at 4:30pm** to address Judge Granger Motion 2.

7. **Motion by Judge Stiller** to schedule Special Meeting for the update of the ByLaws to be consistent with Indiana Code as well as some upcoming changes in the law happening July 1, 2021. Bardach raised issue of urgency of updating Bylaws as did Judge Flanigan. Bardach raised the concern that the current ByLaws include a provision for an "Executive Board" to oversee the finances of the Board. The Executive Board is supposed to be the Chairperson, the Vice Chairperson, and one judge (who was never named). Given the information submitted to the Board at the last meeting which raised questions about the Board's financial operations, MR. Bardach wanted the record to be clear that there has been no "Executive Board" functioning for FCCC. Ms. Bell confirmed that she, as the Director, has been the person responsible for the financial operations of FCCC and that she has been reporting in FCCC meetings as to certain financial updates as indicated in the prior FCCC Minutes. Judge Stiller's Motion was Seconded by Konkle. Motion passed unanimously. Special Meeting on June 21 will address this Motion as well.

8. **Motion for Executive Session Meeting by Nancy Campbell.** Ms. Campbell made a motion for an Executive Session to be scheduled to address the concerns raised with the Director of FCCC which had been raised in the prior meeting. Her motion was seconded by Konkle and passed by unanimous vote. The Executive Session will be held on June 21 to occur either before or after the Special Meeting.

9. **Judge Granger Motion 3:** Judge Granger made this motion to address the grievance policy provisions in the SOP (originally as part of her Motion 1 but then it was separated out after some discussion). She requests that the Grievance Policy should be in the FCCC Operational Guidelines instead of in the SOP. The SOP should make reference to the FCCC Operational Guidelines for grievance issues. This will also require a special meeting to vote on the terms of the grievance policy for the FCCC Operational Guidelines. There was a brief discussion on this motion and that there would not be an issue with referencing the policy title change in the SOP but no discussion on the proposed new terms for the grievance policy in the FCCC Operational Guidelines as that would require a separate meeting. After limited discussion, the motion discussion never resumed nor voted upon nor was a special meeting scheduled to address the motion.

10. No other matters outside of the noticed subject occurred during this Special Meeting.

11. Motion to adjourn by Judge Granger. Seconded by Konkle. Passed unanimously.

Meeting Adjourned at 1:10pm.

Next scheduled meeting will be the Executive Session and Special Meeting scheduled for **June 21, 2021 at 4:30PM at Prosser.**