

Open Session Minutes

IOWA LAW ENFORCEMENT ACADEMY COUNCIL MEETING

August 3, 2023, at 9:00am
ILEA, Room 201
Camp Dodge
7105 NW 70th Avenue
Johnston, Iowa 50131

A meeting of the Iowa Law Enforcement Academy Council was held as a hybrid of in-person and online attendance.

- Members Present: Tim Carmody, Chair and Chief, Council Bluffs Police Department
Ricardo Martinez II, Public Safety Director, Chief, Nevada Police Department
Melissa Henderson, Officer, Cedar Rapids Police Department
Elizabeth Quinn, Sergeant, Story County Sheriff's Office
Vicky Long Hill, Citizen
Sadie Weekley, Lieutenant, Marshalltown Police Department
Jim Steinkuehler, Sheriff, Crawford County Sheriff's Office
Kevin Schneider, Sheriff, Polk County Sheriff's Office
Nate Boulton, Iowa Senator
- Members Absent: Gene Beinke, Citizen
Nathan Fulk, Colonel, Iowa State Patrol
Diane Venenga, Vice Chair and Chief, North Liberty Police Department
Ryan Ridout, DOT Director, Bureau of Investigation and Identity Protection
Matthew Roberts, Group Supervisor, United States Drug Enforcement Administration
Robert M. DeWitt, Senior Supervisory Resident Agent, Federal Bureau of Investigation
Chris Cournoyer, Iowa Senator
Eric Gjerde, State Representative
Steven Holt, State Representative
- Legal Counsel Present: Kristi Traynor, Assistant Iowa Attorney General
- Staff Present: Brady Carney, Director, ILEA
Jack Heuton, ILEA
Donna Hallstrom, ILEA
Nicole Stevens, ILEA
Jennifer Rico, ILEA
Katy Fukuda, ILEA
- Guests Present: Andrew O'Connor Brad Mulford Josh O'Dell
Jennifer Wilson David Beshey Fung Ming Ma
Jeremy Burdess Matt Thompson Rhonda Braudis
Mike Meier Murphy Blocker Josh Koedam
Ben Scholl Courtney Pershall Jeremy Jensen

Robert Millin	Geoff Huff	Joe Sisler
Greg Stallman	Joel Sanders	Chris Cournoyer
J Phillips	John Hanna	Patrick Monaghan
Keith Brothers	Rich Schmitz	Jim Lester
Zeth Baum	Sarah Kudrow	David Dostal
Ted Paxton	Derek Chambers	Eric Whirling
D. Holmes		

Tim Carmody called the meeting to order. Tim Carmody determined there was a quorum.

Tim Carmody stated the proceedings are being recorded and reminded Council members that they are to abstain from participating in and/or voting on any action items involving a potential conflict of interest.

Tim Carmody began with the welcome and introductions of the Academy Council, ILEA staff and guests.

Melissa Henderson, on behalf of the Academy Council, presented Chief Tim Carmody a plaque for his years of service on the Academy Council. Chief Carmody has served on the Council from October 2014 thru September 2023. Chief Carmody was the Vice Chair of the Academy Council from April 2016 thru April 2021 and served as the Academy Chair from April 2021 thru September 2023. Melissa thanked Chief Carmody for his leadership and guidance over these past years. Melissa also thanked him for his 40-years of law enforcement service in the state of Iowa. Chief Carmody thanked the members of the Academy Council and ILEA.

The first item (#1*) on the agenda was the disclosure of potential conflicts of interest on the Open Session agenda.

Sadie Weekley stated that she has a conflict with Action Item #11 and will recuse herself from the discussion. Tim Carmody stated that he has conflict with Action Item #5 and will recuse himself from that discussion.

The second item (#2*) on the agenda was the approval of the June 1, 2023 Open Session Council Minutes.

Tim Carmody entertained a motion. Jim Steinkuehler made a motion to approve the June 1, 2023 Open Session Council minutes. Melissa Henderson seconded the motion. An individual voice vote was taken. Sadie Weekley-Aye; Jim Steinkuehler-Aye; Elizabeth Quinn-Aye; Tim Carmody-Aye; Melissa Henderson-Aye; Kevin Schneider-Aye; Ric Martinez-Aye; Vicky Long-Hill-Aye. 8-Aye, 0-Nay, motion carried.

The third item (#3*) on the agenda was the approval of the Consent Agenda as presented.

Tim Carmody entertained a motion. Jim Steinkuehler made a motion to approve the Consent Agenda as presented. Kevin Schneider seconded the motion. An individual voice vote was taken. Sadie Weekley-Aye; Jim Steinkuehler-Aye; Elizabeth Quinn-Aye; Tim Carmody-Aye; Melissa Henderson-Aye; Kevin Schneider-Aye; Ric Martinez-Aye; Vicky Long-Hill-Aye. 8-Aye, 0-Nay, motion carried.

The fourth item (#4*) on the agenda was Public Comment. There was none.

The fifth item (#5*) on the agenda was the reinstatement discussion for David Beshey.

AAG Traynor summarized for the Council the legal standard that Beshey has the burden of providing sufficient evidence that:

1. the basis for his suspension no longer exists; and
2. it is in the public interest to reinstate his certification.

David Beshey gave a brief summary of his past employment history with the Fort Dodge Police Department. In April of 2012, he was terminated from the Fort Dodge Police Department and criminally charged with Burglary 1st and Stalking. The charges were dismissed after trial on the merits. The Fort Dodge Police Department found that he used his position as an officer for improper purposes and violated department policies. After 2012, Beshey stated that he started his life over. He began by renewing his relationship with his family. During the past ten years, he has been driving trucks. He also met his current wife. Beshey stated that during the time of Covid, he changed career paths and he applied at the Colfax Police Department. Beshey advised that he is not very articulate under stress. Chief Burdess spoke on Beshey's behalf. Chief Burdess stated that Beshey has done a great job for the Colfax Police Department. He was a model employee and the city benefited from having Beshey in the department. Chief Burdess recommended that Beshey be given his certification back. Beshey's wife, Fung Ming Ma, spoke next on Beshey's behalf. Fung Ming Ma stated that David's value has always been to serve others. She advised that David is actively pursuing a life that is better. She stated that he has sought support to work on his communication and has benefited from this. She stated that she has no issues as a person and as a mom to have him serving as an officer. Beshey stated that he takes full responsibility for his actions back in 2012. He stated that he showed poor judgment and was responsible. Melissa Henderson and Ric Martinez stated that this was the first time they had heard that he was taking full responsibility and ownership of the past situation. Ric Martinez stated that these were serious charges and just because the charges were dismissed, he was still involved. Sadie Weekley stated that Beshey had served his suspension with no further issues and that he should be reinstated.

Melissa Henderson entertained a motion. Sadie Weekley made a motion to reinstate David Beshey's certification. Vicky Long-Hill seconded the motion. An individual voice vote was taken. Elizabeth Quinn-Nay; Melissa Henderson-Nay; Kevin Schneider-Nay; Ric Martinez-Nay; Sadie Weekley-Aye; Vicky Long-Hill-Aye; Jim Steinkuehler-Nay. 2-Aye; 5-Nay; 1-Recused (Carmody). Motion did not pass.

The sixth item (#6*) on the agenda was the Petition for Waiver of Iowa Administrative Code Rule 501-3.8(7) for Andrew O'Connor on behalf of the Sheffield Police Department.

Reason for Waiver: O'Connor served in the military security force in the US Air Force Security Forces (attended the Air Force Security Forces Academy for 490 hours) from 2002 through 2005. He then switched branches and served in the US Army through 2015. He has not been employed in law enforcement, nor served in military security forces for about 18 years. He would like to acquire Iowa certification through the CTE program.

Rule Citation: 501-3.8(7)

Andrew O'Connor and City Council member Brad Mulford were present at the meeting. Kristi summarized the facts of the case. Andrew O'Connor stated that he went through an Air Force Security Forces Academy back in 2002. Andrew stated that he left the military and moved to Omaha where he took the test to get into their police department. He decided that he wanted to get back into the military and joined the Army. Andrew stated that he was in the infantry for about ten years and sustained some injuries on his fourth deployment to Iraq and was given a transitional job within the Army working

behind a desk. Andrew medically retired shortly after. Andrew advised that he has been back in Iowa for about eight years now and his injuries have healed enough that he can successfully pass the PT test to be in law enforcement. Andrew stated that the hardship for him if the waiver was not granted is that he would not be able to be of service to his community. He has a passion to serve others. If the Council does not grant the waiver, Andrew does have a spot reserved in the January Basic Academy at ILEA. The hardship for the city would be that he would have to be absent for sixteen weeks and the town would be without their Chief for a large amount of time. Council member Brad Mulford spoke on behalf of Andrew. Mr. Mulford stated that in the short amount of time that Andrew has been with their city, he has done a great job. Mr. Mulford stated that the hardship for the city is that this is a one officer town, and having him gone for sixteen weeks will hurt. The Council discussed the fact that Andrew is not certified in any state, only the Air Force. The Council also discussed the amount of time that Andrew has been out of law enforcement which is eighteen years.

Andrew O'Connor advised that he would like to withdraw his request for waiver and attend the January Basic Academy at ILEA.

The seventh item (#7*) on the agenda was the Petition for Extension of Iowa Administrative Code Rule 501-3.1(3) and Petition for Waiver of Time Bar of Iowa Administrative Code Rule 501-3.1(6) for Samantha Richison on behalf of the Laurens Police Department.

Reason for Extension: Richison is seeking additional time to attend Basic Academy in August 2023. Richison was hired by Laurens PD on 6/4/22 (while she was technically barred from employment in LE). A 180-day extension would get her to 12/1/23.

Rule Citation: 3.1(6)

EXTENSION REQUEST

Extension Criteria: The administrative rule that sets forth the criteria that must be considered in deciding whether to grant the request for an extension is as follows:

3.1(3) The academy council may, at the council's discretion, extend the one-year time period in which an officer must become certified for up to 180 days after a showing of "undue hardship" by the officer or the officer's hiring agency. To be considered for an extension of the one-year certification period, the person or agency requesting the extension must initiate the request in writing, not less than 10 days prior to the council meeting at which it is to be discussed, and then make a presentation to the council at the next regularly scheduled meeting of the council. Extensions shall not be liberally granted and shall only be granted after showing that all other alternatives to an extension have been considered and rejected.

AAG Traynor summarized the facts of the case. Chief Aschenbrenner stated that he was hired by the Laurens Police Department on 7/14/2021 and became the Chief on 3/21/2022. He was the only certified officer to take the position. Chief stated that he was unaware of the Iowa Code section that speaks to Samantha's former hiring date with Humboldt Police Department. He stated that he is very new in this position and it is very hard to find qualified officers to work for a small agency. Samantha has been a dispatcher for the county for over two years now. Samantha explained to the Council the circumstances of her needing the extension. Samantha advised the Council that she has a two-year degree in criminal justice. She was set to attend Hawkeye in 2023 but had some personal issues regarding a custody battle with her son's father. She stated that she has a strong passion to serve others. She is scheduled to attend the WIT academy in September 2023. That academy is a better fit budget wise for the Laurens Police Department.

Tim Carmody entertained a motion. Jim Steinkuehler made a motion to approve the Petition for Waiver of Iowa Administrative Code Rule 3.1(6) and the Petition for Extension of Iowa Administrative Code Rule 3.1(3) for Samantha Richison. Melissa Henderson seconded the motion. An individual voice vote was taken. Kevin Schneider-Nay; Sadie Weekley-Aye; Vicky Long-Hill-Aye; Jim Steinkuehler-Aye; Elizabeth Quinn-Aye; Tim Carmody-Aye; Melissa Henderson-Aye; Ric Martinez-Aye; 7-Aye, 1-Nay, motion carried.

The eighth item (#8*) on the agenda was the Petition for Waiver of Iowa Administrative Code Rule 501.2(5) for Murphy Blocker on behalf of the Blue Grass Police Department. (online)

Reason for Waiver: Blocker was charged with OWI 1st in January 2022 after a single car traffic accident. He refused a PBT and the datamaster. Blocker pled guilty to OWI 1st and was sentenced to 30 days in jail with 28 days suspended; \$1250 fine, substance abuse evaluation and drinking drivers program. He also pleaded guilty to failure to maintain control. Blocker was an officer in Davenport when the OWI occurred. Chief Meier said he was honest during the interview about the incident and his background investigation failed to discover anything negative -including from the Davenport Chief.

Rule Citation: 501-2.1(5)

AAG Traynor summarized the facts of the case. Murphy Blocker and Chief Mike Meier were present online for the meeting. Murphy Blocker stated that in January 2022, he made a bad choice to drive while intoxicated. He stated that he had not drank for a while and that it got the best of him. Prior to being charged for OWI, he served eleven years with the Davenport Police Department. This incident brought shame to his family and his department. Murphy stated that he took full responsibility for his actions and has regretted his poor decision since it happened. He stated that this has made him a stronger individual and he has worked hard to repair his relationships with his family and fellow law enforcement officers. He stated that he has a passion to serve his community and wanted to get back into law enforcement. The hardship for him if the waiver is not granted, is a financial responsibility to his family. Blue Grass Police Department believes in him and his abilities to be a great officer for their department. Chief Meier advised the Council that Murphy was recommended by several officers in the area. Chief stated that he was very honest during his interview regarding his OWI. Chief stated that Murphy would be an asset to his department. The department is short officers and has a hard time finding qualified applicants. He is currently working both day and night shifts. Murphy advised the Council that he has cut back his drinking and maybe drinks once a month. He has made several positive changes.

Tim Carmody entertained a motion. Melissa Henderson made a motion to approve the Petition for Waiver of Iowa Administrative Code Rule 501-2.1(5) for Murphy Blocker. Jim Steinkuehler seconded the motion. An individual voice vote was taken. Vicky Long-Hill-Aye; Sadie Weekley-Aye; Jim Steinkuehler-Aye; Elizabeth Quinn-Aye; Tim Carmody-Aye; Melissa Henderson-Aye; Kevin Schneider-Aye; Ric Martinez-Nay. 7-Aye, 1-Nay, motion carried.

Council took a break at 10:15am.

Council resumed Open Session at 10:25am.

The ninth item (#9*) on the agenda was the approval of the Academy Council Screening Committee's Agenda that was presented.

Tim Carmody summarized what the Screening Committee's duties are. The committee has two primary goals. The committee reviews petitions for waivers/extensions that include: past moral turpitude issues, certified instructors with less than three years certified experience and preliminary CTE applications. The committee meets three weeks before the scheduled council meeting to decide if the applicant/agency needs to appear in person for the council meeting. This helps alleviate the need for the agency/applicant to travel to ILEA, which frees up more time for them to work in their area. This also helps lessen the time it takes during the council meeting to discuss all of these cases. The Screening Committee consists of four members from the Council: Sheriff Steinkuehler, Lt. Sadie Weekley, Colonel Nathan Fulk and Gene Beinke. This committee uses the same criteria that the entire Council uses when making their decision.

Tim Carmody entertained a motion. Elizabeth Quinn made a motion to approve the Screening Committee Consent Agenda. Melissa Henderson seconded the motion. An individual voice vote was taken. Vicky Long-Hill-Recuse; Sadie Weekley-Aye; Jim Steinkuehler-Aye; Elizabeth Quinn-Aye; Tim Carmody-Aye; Melissa Henderson-Aye; Kevin Schneider-Aye; Ric Martinez-Aye. 7-Aye, 1-Recuse, motion carried.

The tenth item (#10*) on the agenda was the review of the Indian Hills Community College's application to hold a Level II Regional Academy and selection of the Site Visit Committee.

The representatives from Indian Hills Community College introduced themselves. Present at the meeting were: Matt Thompson-President of Indian Hills Community College; Jennifer Wilson-Vice President of Business Solutions for Indian Hills Community College; and Josh O'Dell-Instructor for Indian Hills Community College and the current Interim Director. Jennifer Wilson presented the Academy Council with the overview of Indian Hills new Level II program. In June 2023, Indian Hills opened their doors to a new \$1.6 million dollar renovation that would house the Reserve program along with the Level II Basic Academy. The new facility has state of the art technology to allow for hands on and an innovative learning environment. Recruits will have access to physical fitness programs daily, computers, 180-degree simulation and scenario equipment, evidence collection/processing room and a multi-purpose room where cars and removable walls can be set up for training scenarios. They expect their program to have a minimum of six recruits and a maximum of twenty. The vision of the program is to serve the nearby rural communities allowing individuals to return to their homes nightly, however, if unable to do so, Indian Hills will assist agencies with a negotiable rate for nearby hotels. This regional academy would be a four hundred plus hour program lasting ten weeks. Upon approval, Indian Hills Community College will hire a new director to oversee the program. Josh O'Dell is the Interim Director at the present time. Indian Hills has developed their course and lesson plans that include learning outcomes, transferability skills and assessments to ensure each recruit will obtain the competency outlined in each course and meet the standards of ILEA. If approved, Indian Hills Community College would start their Level II Academy in October 2023.

Director Carney summarized the needs assessment and the past/current trends. Council members discussed that the needs assessment doesn't show the different hardships for agencies and recruits. It doesn't take into effect the issues that agencies have when finding and hiring qualified applicants. The next step was to form the Site Visit Committee. Council agreed that the Site Visit Committee would consist of: Ric Martinez, Melissa Henderson and Elizabeth Quinn. The next council meeting to discuss the findings of the site visit will be on September 26, 2023 at 9:00am online.

The eleventh item (#11*) on the agenda was the review of the Telecommunicator Training agreement with the Marshall County Communications Commission.

Director Carney summarized for the Council the agreement that ILEA has entered into with the Marshall County Communications Commission. This agreement states:

For purposes of this agreement, and this agreement only, and contingent upon approval of the Council, I agree to enter into an agreement under Iowa Code section 808.12 to allow the Marshall County Communications Commission to provide local public safety telecommunicator training consistent with the following provisions:

- APCO 40-hour Public Safety Telecommunicator (PST1) is the only approved training course.
- Approved Instructor(s) - All instructors must be ILEA Council Certified under 501-4.1 (2) and appropriate to teach each portion of the Iowa required curriculum under 501-4.2 and 501-4.3.
- Instruction and a path to completion of required training is limited to employees of the Marshall County Communications Center.
- Certificate of completion will only be awarded for each employee who completes the APCO PST1 with at least a score of 70% on each testable portion. Higher standards may be enforced to meet APCO requirements.
- Attestation form provided to ILEA by the Marshall County 911 Communications Director stating all provisions of this agreement have been met for each employee who completes the APCO 40-hour PST1 course during the approved timeframe.
- This agreement is valid through July 31, 2024.

Tim Carmody entertained a motion. Melissa Henderson made a motion to approve the agreement as stated between the Marshall County Communications Commission and the Iowa Law Enforcement Academy. Jim Steinkuehler seconded the motion. An individual voice vote was taken. Elizabeth Quinn-Aye; Tim Carmody-Aye; Melissa Henderson-Aye; Kevin Schneider-Aye; Ric Martinez-Aye; Jim Steinkuehler-Aye; Vicky Long-Hill-Aye; Sadie Weekley-Recuse. 7-Aye, 1-Recuse. Motion carried.

The twelfth item (#12*) on the agenda was the review of the Telecommunicator Training agreement with the Scott Emergency Communications Center.

Director Carney summarized for the Council the agreement that ILEA has entered into with the Scott Emergency Communications Center. This agreement states:

For purposes of this agreement, and this agreement only, and contingent upon approval of the Council, I agree to enter into an agreement under Iowa Code section 80B.12 to allow the Scott Emergency Communications Center to provide local public safety telecommunicator training consistent with the following provisions:

- International Academies of Emergency Dispatch (IAED) Emergency Telecommunicator is the only approved training course.
- Approved Instructor(s) - All instructors must be ILEA Council Certified under 501-4.1 (2) and appropriate to teach each portion of the Iowa required curriculum under 501-4.2 and 501-4.3.
- Instruction and a path to completion of required training is limited to employees of the Scott Emergency Communications Center employees and the MED-COM employees housed within the same facility.

- Certificate of completion will only be awarded for each employee who completes the IAED training with at least a score of 70% on each testable portion. Higher standards may be enforced to meet IAED requirements.
- Attestation form provided to ILEA by the Scott Emergency Communications Center Training Manager stating all provisions of this agreement have been met for each employee who completes the IAED Emergency Telecommunicator course during the approved timeframe.
- This agreement is valid through July 31, 2024.

Tim Carmody entertained a motion. Elizabeth Quinn made a motion to approve the agreement as stated between the Scott Emergency Communications Center and the Iowa Law Enforcement Academy. Kevin Schneider seconded the motion. An individual voice vote was taken. Elizabeth Quinn-Aye; Tim Carmody-Aye; Melissa Henderson-Aye; Kevin Schneider-Aye; Ric Martinez-Aye; Jim Steinkuehler-Aye; Vicky Long-Hill-Aye; Sadie Weekley-Aye. 8-Aye, motion carried.

The thirteenth item (#13*) on the agenda was the approval of the FY2024 ILEA Fee Schedule.

Director Carney advised the Council that the fee schedule has been updated to reflect the current courses that are being offered at ILEA. There were several specialty schools that were removed from the fee schedule because they had not been offered in several years. The basic academy fees have not changed in the past five years, which presents some challenges for ILEA. Ammunition is a huge cost and has had a 41% increase.

Tim Carmody entertained a motion. Jim Steinkuehler made a motion to approve the FY2024 ILEA Fee Schedule. Sadie Weekley seconded the motion. A group voice vote was taken. All Aye-motion carried.

The fourteenth item (#14*) on the agenda was ILEA Reports.

Director Carney updated the Council on the current basic classes. The recruits are at week fourteen and doing well. There are sixty-three recruits and all are slated to graduate. The recruits, along with Chaplain Perez and Instructor Saadiq, participated in a “back to school” backpack drive for one of the inner city elementary schools. Each backpack was filled with school supplies. The school that was chosen had 160 students. ILEA conducted an “in-house” challenge between the two basic classes, hoping to get 160 backpacks. The classes went above and beyond filling 625 backpacks. The remaining backpacks were handed out at National Night Out events across the metro. ILEA just hired a new instructor, Jason Cunningham. He will be assisting with SFST/OWI/Driving training.

Graduation will be on Friday, August 18, 2023. Tim Carmody will attend the 309th graduation at 11:00am and Ric Martinez will attend the 310th graduation at 2:00pm.

Donna Hallstrom updated the Council on current and upcoming Regional Academies and Katy Fukuda updated the Council on specialty schools. Camp Dodge’s firearms range will be closed for one year so ILEA will be accessing other firearms ranges in the area along with traveling across the state to provide additional training.

The fifteenth item (#15*) on the agenda was Attorney General Reports.

AAG Traynor advised that the Attorney General’s office has finalized a new Crisis Intervention Form for all agencies to use along with an FAQ form. This is an agency decision whether or not they want to use this form.

Council took a break at 11:30am.
Council resumed Open Session at 11:40am.

The sixteenth item (#16*) on the agenda was to move into Closed Session.

Tim Carmody entertained a motion. Jim Steinkuehler made a motion that Council go into closed session for the purpose of discussing closed session minutes, whether to initiate licensee disciplinary investigations or proceedings, to discuss the decisions to be rendered in a contested case conducted according to the provisions of chapter 17A, pursuant to Iowa Code sections 21.5(1)(a), (d), and (f). Melissa Henderson seconded the motion. A group voice vote was taken. 8-Aye. Motion carried. Council went into Closed Session at 11:42am.

Council resumed Open Session at 12:35pm.

The seventeenth item (#17*) on the agenda was to vote on items discussed in the Closed Session.

Approval of June 1, 2023 Closed Session Council Minutes

Tim Carmody entertained a motion. Melissa Henderson made a motion to approve the June 1, 2023, Closed Session Council Minutes. Elizabeth Quinn seconded the motion. A group voice vote was taken. 8-Aye. Motion carried.

Administratively Closed Files

23-007

Tim Carmody entertained a motion. Elizabeth Quinn made a motion that the facts in this case were proven, but not sufficient to warrant a hearing and the Council will not pursue formal disciplinary action in this matter. Sadie Weekley seconded the motion. An individual voice vote was taken. Jim Steinkuehler-Aye; Ric Martinez-Aye; Vicky Long-Hill-Aye; Tim Carmody-Aye; Melissa Henderson-Aye; Kevin Schneider-Aye; Elizabeth Quinn-Aye; Sadie Weekley-Aye. 8-Aye. Motion carried.

23-015

Tim Carmody entertained a motion. Sadie Weekley made a motion that the Council administratively close this case. Jim Steinkuehler seconded the motion. An individual voice vote was taken. Jim Steinkuehler-Aye; Ric Martinez-Aye; Vicky Long-Hill-Recuse; Tim Carmody-Aye; Melissa Henderson-Aye; Kevin Schneider-Aye; Elizabeth Quinn-Aye; Sadie Weekley-Aye. 7-Aye; 1-Recuse. Motion carried.

Settlement Agreements

18-024R

Tim Carmody entertained a motion. Melissa Henderson made a motion that the Council accept the agreement submitted by the parties, and that Council issue an order permanently revoking the certification with no possibility of reinstatement. Kevin Schneider seconded the motion. An individual voice vote was taken. Sadie Weekley-Aye; Vicky Long-Hill-Aye; Tim Carmody-Aye; Melissa Henderson-Aye; Kevin Schneider-Aye; Jim Steinkuehler-Aye; Ric Martinez-Recuse; Elizabeth Quinn-Recuse. 6-Aye; 2-Recuse. Motion carried.

22-005

Tim Carmody entertained a motion. Kevin Schneider made a motion that the Council accept the agreement submitted by the parties, and that Council issue an order permanently revoking the certification with no possibility of reinstatement. Elizabeth Quinn seconded the motion. An individual voice vote was taken. Sadie Weekley-Aye; Vicky Long-Hill-Aye; Tim Carmody-Aye; Melissa Henderson-Aye; Kevin Schneider-Aye; Jim Steinkuehler-Aye; Ric Martinez-Aye; Elizabeth Quinn-Aye. 8-Aye. Motion carried.

22-021

Tim Carmody entertained a motion. Melissa Henderson made a motion that the Council accept the agreement submitted by the parties, and that the Council issue an order incorporating the agreement of the parties and imposing the agreed upon sanction. Sadie Weekley seconded the motion. An individual voice vote was taken. Sadie Weekley-Aye; Vicky Long-Hill-Aye; Tim Carmody-Aye; Melissa Henderson-Aye; Kevin Schneider-Aye; Jim Steinkuehler-Aye; Ric Martinez-Aye; Elizabeth Quinn-Aye. 8-Aye. Motion carried.

22-031

Tim Carmody entertained a motion. Sadie Weekley made a motion that the Council accept the agreement submitted by the parties, and that Council issue an order permanently revoking the certification with no possibility of reinstatement. Melissa Henderson seconded the motion. An individual voice vote was taken. Sadie Weekley-Aye; Vicky Long-Hill-Aye; Tim Carmody-Aye; Melissa Henderson-Aye; Kevin Schneider-Aye; Jim Steinkuehler-Aye; Ric Martinez-Aye; Elizabeth Quinn-Aye. 8-Aye. Motion carried.

Proposed Decisions**22-037**

Tim Carmody entertained a motion. Sadie Weekley made a motion that the Council request briefs from both parties and set a briefing schedule. Jim Steinkuehler seconded the motion. An individual voice vote was taken. Sadie Weekley-Aye; Vicky Long-Hill-Aye; Tim Carmody-Aye; Melissa Henderson-Aye; Kevin Schneider-Aye; Jim Steinkuehler-Aye; Ric Martinez-Aye; Elizabeth Quinn-Recuse. 7-Aye; 1-Recuse. Motion carried.

Decertification Files**21-021**

Tim Carmody entertained a motion. Melissa Henderson made a motion that the Council find probable cause to establish a violation of 501 IAC rules 6.2(2)(a), (2)(c), and (2)(e)(4), and order this case set for hearing. Ric Martinez seconded the motion. A group voice vote was taken. All Aye, 8-0. Motion carried.

22-032

Tim Carmody entertained a motion. Kevin Schneider made a motion that the Council find probable cause to establish a violation of 501 IAC rules 6.2(1)(f), (2)(b), (2)(e)(2), and (2)(e)(4) and order this case set for hearing. Elizabeth Quinn seconded the motion. A group voice vote was taken. 7-Aye, 1-Recuse (Steinkuehler). Motion carried.

22-043

Tim Carmody entertained a motion. Sadie Weekley made a motion that the Council find probable cause to establish a violation of 501 IAC rules 6.2(2)(e)(1), (2)(e)(2), and (2)(e)(4) and order this case set for hearing. Melissa Henderson seconded the motion. A group voice vote was taken. All Aye, 8-0. Motion carried.

23-018

Tim Carmody entertained a motion. Melissa Henderson made a motion that the Council find probable cause to establish a violation of 501 IAC rules 6.2(1)(f), (2)(b), and (2)(e)(4) and order this case set for hearing. Elizabeth Quinn seconded the motion. A group voice vote was taken. All Aye, 8-0. Motion carried.

23-019

Tim Carmody entertained a motion. Melissa Henderson made a motion that the Council find probable cause to establish a violation of 501 IAC rules 6.2(1)(f), (2)(b), and (2)(e)(4) and order this case set for hearing. Jim Steinkuehler seconded the motion. A group voice vote was taken. All Aye, 8-0. Motion carried.

23-020

Tim Carmody entertained a motion. Sadie Weekley made a motion that the Council find probable cause to establish a violation of 501 IAC rules 6.2(1)(f), (2)(b), (2)(c), (2)(e)(2), and (2)(e)(4) and order this case set for hearing. Elizabeth Quinn seconded the motion. A group voice vote was taken. All Aye, 8-0. Motion carried.

23-023

Tim Carmody entertained a motion. Melissa Henderson made a motion that the Council find probable cause to establish a violation of 501 IAC rules 6.2(2)(b), (2)(c), (2)(e)(3), and (2)(e)(4) and order this case set for hearing. Jim Steinkuehler seconded the motion. A group voice vote was taken. All Aye, 8-0. Motion carried.

The eighteenth item (#18*) on the agenda was future agenda items.
The election of Chair of the Council will be held at the October meeting.

The nineteenth item (#19*) on the agenda was future Council Meetings.

- a) September 26, 2023 @ 9:00am (online only)
- b) October 5, 2023 @ 9:00am

Tim Carmody entertained a motion to adjourn. Kevin Schneider made a motion to adjourn the meeting. The meeting adjourned at 12:45pm.


10/4/23

Diane Venenga, Vice Chair
Academy Council
Date