

**Idaho Council on Domestic Violence and Victim Assistance**  
**June 1<sup>st</sup>, 2022 Special Meeting Minutes**  
**4:30 PM**  
**Riverside Hotel, Conference Room**

**Members:** Jodi Nafzger, Wes Somerton, Jessica Uhrig, Rachel Kaschmitter, Alan Boehme, Clint Lemieux, Laura Diaz

**ICDVVA Employees:** Heather Cunningham, Kristina Larkin, Amy Duque, Dana Wiemiller; Shawn Kelley (legal intern)

**Attorney General's Office:** Karen Sheehan

**Jodi Nafzger Called meeting to order at 4:30 PM**

- Karen Sheehan, Deputy AG, introduced herself
- Shawn Kelley, ICDVVA legal intern, introduced himself

**1. Action Item: Policy Manual Revision**

ICDVVA staff outlines that the proposed policy simply places into policy the process already used to close out grants. In ICDVVA's VOCA Monitoring now underway, the fact ICDVVA does not have this in policy came up. The proposal addresses this.

**Action:** Councilmember Somerton moved to approve the draft policy as proposed. Seconded by Council Member Uhrig. Motion approved unanimously.

2. **Executive Session** pursuant to I.C. § 74-206(1)(d) to consider records that are exempt from disclosure as provided in chapter 1, title 74, Idaho Code and pursuant to I.C. § 74-206(1)(f) to communicate with legal counsel to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated.

**Action:** Jodi Nafzger moved to go into Executive Session per I.C. § 74-206(1)(d) & (f). Seconded by Wes Somerton. Motion approved unanimously with a roll call vote.

The Council went into Executive Session. A motion was made, seconded, and approved to exit Executive Session and return to Regular Session.

**Executive Session Entered 4:35 PM**

**Executive Session Ended 4:40 PM**

**3. Action Item: Crossroads Complaints**

- ICDVVA staff summarized the complaints received, which were previously provided to the Council along with supporting documentation.
- Director Cunningham shared the staff's recommendation to terminate funding and shared a draft letter with the Council for their consideration.
- Councilmember Diaz commented: As a past victim who sought victim services, she agrees with staff's recommendation and found the conduct complained of to be appalling.
  - The Council further discussed the program's responses to the complaints. Councilmember Somerton commented that the response was largely victim blaming and sidestepped a response to the violations. The program makes representations and

assurances on their yearly application to comply with standards and has not done so. Vice-Chair Kaschmitter expressed significant concern regarding victim safety and confidentiality, a concern which other Council members indicated they shared.

- The Council further discussed concerns regarding safety and confidentiality with the cameras inside the shelter.
- Director Cunningham indicated that based on their last application, 75% of Crossroads funding is from ICDVVA and 85% of the Executive Director's salary is grant funded.
- The Council further discussed concerns regarding victim safety, respect for victims, use of cameras, and inability of training to address these issues.

**Action:** Councilmember Uhrig moved to accept the recommendation of staff to terminate funding June 30, 2022, with the opportunity for reconsideration if certain conditions are met and submitted by June 15, 2022, and to add an appeal reference and request additional information on the camera policy and usage at the shelter. Seconded by Vice-Chair Kaschmitter. Motion approved unanimously. Chair Nafzger asked staff to revise and finalize the letter setting out the Council's decision for her signature.

#### **4. Action Item: Elmore County Complaints**

- ICDVVA staff summarized the complaints received, which were previously provided to the Council along with supporting documentation, as well as summarized ICDVVA staff's unannounced monitoring and the results of that process, as well as additional staff interviews conducted and materials reviewed.
- Staff shared that ICDVVA funds 80% of the shelter, funded 25% of Executive Director salary for the first half of the grant year, and currently funds 95% of her salary (100% in FY21).
- Director Cunningham shared ICDVVA staff's recommendation to terminate funding and shared a draft letter with the Council for their consideration.
- The Council discussed the recommendation, the findings of the investigation and the response of the program. Several members asked DAG Sheehan to research what duty, if any, the Council has to report potential fraud regarding timekeeping to others/third-parties.
- Chairperson Nafzger requested the right to appeal be included in the letter.

**Action:** Councilmember Uhrig moved to accept the recommendation of staff to terminate funding June 30, 2022, with the opportunity for reconsideration if certain conditions are met and submitted by June 15, 2022, and to add an appeal reference. Seconded by Chairperson Nafzger. Motion approved unanimously.

Councilmember Somerton requested DAG Sheehan research whether this needs to be referred for criminal investigation.

Director Cunningham asked for direction from the Council regarding notifications to the Coalition and the complaining parties. The Council directed staff to notify complaining parties regarding the outcome(s), provide appropriate information on pursuing discrimination claims, and to notify the Coalition regarding the issues with potentially fraudulent timekeeping and billing at ECDVC so they can conduct any investigation if they deem necessary.

**Adjourned at 6:19 PM**