

**AGENDA**  
**BOARD OF PUBLIC SAFETY REGULAR SESSION**  
**TUESDAY, JANUARY 19, 2020**  
**AT 6:00 P.M.**  
**BLOOMINGTON CITY HALL**  
**401 N MORTON STREET**  
**BLOOMINGTON, IN 47404**

*Per the Governor's Executive Orders 20-04, 20-08, 20-09, and 20-30 this meeting will be conducted electronically. The public may access the meeting at the following link:*

<https://bloomington.zoom.us/j/99005481704?pwd=N0FDZ2FTelNOWEJOUHQrM1BLTEFhZz09>

**Meeting ID: 990 0548 1704**

**Passcode: 403098**

**One tap mobile**

**+13126266799,,99005481704#,,,,\*403098# US (Chicago)**

**+19292056099,,99005481704#,,,,\*403098# US (New York)**

**Dial by your location**

**+1 312 626 6799 US (Chicago)**

**+1 929 205 6099 US (New York)**

1. CALL TO ORDER
2. BOARD BUSINESS
  - a. Election of Officers for 2021,
  - b. Confirmation of 2020 Board Meeting Dates
  - c. Propose Amendment to BPS Standards to establish reinstatement procedures for former members in good standing
3. VERBAL APPROVAL OF MINUTES  
December 16, 2020
4. FIRE DEPARTMENT BUSINESS
  - a. Report on Monthly Statistics and Training,
  - b. Letters of Appreciation and Commendation
  - c. General Business
  - d. Purchases: Expenditures/Procurements
  - e. Personnel Issues
  - f. Reinstatement of Joshua Tapp to the position of probationary firefighter
5. NEW BUSINESS
  - a. Verbal Certification of Payroll
6. POLICE DEPARTMENT BUSINESS
  - a. Report on Monthly Statistics and Training
  - b. Letters of Appreciation and Commendation
  - c. General Business
  - d. Purchases: Expenditures/Procurements
  - e. Personnel Issues

7. OLD BUSINESS
8. CIRT/ARV DEPLOYMENT REPORT
9. PETITIONS AND COMMUNICATIONS (limited to 3 minutes per person)
10. ADJOURNMENT

**Statement on public meetings during public health emergency:**

*As a result of the Governor's Executive Orders 20-04, 20-08, 20-09, and 20-30 the Board of Public Safety and its committees may adjust normal meeting procedures to adhere to guidance provided by state officials. These adjustments may include:*

- allowing members of the board or its committees to participate in meetings electronically;*
- posting notices and agendas for meetings solely by electronic means;*
- using electronic meeting platforms to allow for remote public attendance and participation (when possible);*
- encouraging the public to attend via the link and submit remote submissions of public comment (via email, to [legal@bloomington.in.gov](mailto:legal@bloomington.in.gov)).*

*Please check <https://bloomington.in.gov/boards/public-safety> for the most up-to-date information about how the public can access Board of Public Safety meetings during the public health emergency.*

**BOARD OF PUBLIC SAFETY**

**2021 MEETING DATES**

**Bloomington City Hall – McCloskey Conference Room  
401 N. Morton Street  
Bloomington, IN 47404  
All Regularly Scheduled Meetings to be held at 6:00 p.m.**

January 19, 2021

February 16, 2021

March 23, 2021

April 20, 2021

May 18, 2021

June 15, 2021

July 20, 2021

August 17, 2021

September 21, 2021

October 19, 2021

November 16, 2021

December 21, 2021

Approved this 16th day of December, 2020.

**City of Bloomington Board of Public Safety**

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VII. APPOINTMENT **AND REINSTATEMENT** TO THE CITY OF BLOOMINGTON FIRE DEPARTMENT

- D. Reinstatement. Any member of the Department who resigns their position with the Department voluntarily and as a member in good standing may, upon application for reinstatement, be eligible for reinstatement to the Department by the Board at a later date if the Applicant satisfies the age requirements set out by PERF and Indiana Code 36-8-8, and if there is a vacancy in the department that would not otherwise be required to be filled by a person or persons who qualify for employment preferences.
1. An Applicant for reinstatement shall meet all of the standards for appointment set forth in VII.A.1.
  2. An Applicant for reinstatement shall be interviewed by the Chief.
  3. After interviewing the Applicant for reinstatement the Chief may recommend the applicant to the Board of Public Safety for reinstatement.
  4. The Applicant will be reinstated at the lowest ranking position in the Department.
  5. The offer of reinstatement shall be contingent upon the Applicant's satisfaction of the requirements of VII.C.8 and any other requirements of the Board or the Department.
  6. If the Applicant successfully passes all required examinations and is accepted by PERF, the Applicant shall be sworn in as a member of the Department by the Mayor, or the Mayor's designee.

## I. ADMINISTRATIVE MATTERS

### A. Office

The Board of Public Safety (hereinafter "Board") shall maintain an office in Bloomington, Indiana where such staff assistants as it requires shall function and where its files and records shall be kept.

### B. Officers of the Board

1. The officers of the Board shall be: Chair and Vice-Chair.
2. The Chair and Vice-Chair shall be selected by the Board. The Chair and Vice-Chair shall serve a term of one (1) year from the date of election or until a new Chair or Vice-Chair is elected or until the Chair or Vice-Chair resigns or is otherwise removed as a member of the Board.
3. The Chair shall preside at all meetings and shall perform all duties required of him/her by the Board.
4. The Vice-Chair shall preside at meetings in the absence or disability of the Chair, and is authorized to sign the following documents when the Chair is absent from a meeting: Contracts, resolutions, minutes and certification of executive sessions.
5. The Secretary of the Board shall be an employee of the City of Bloomington Legal Department.
6. The Secretary shall keep the minutes and records of the Board.

### C. Regular Meetings

The Board shall hold at least one (1) meeting per month with the date and time of the meeting to be chosen by the Board.

### D. Special Meetings

Special meetings may be called by any member of the Board or upon the request of the Mayor of the City of Bloomington.

### E. Public Meetings

1. All meetings of the Board shall be open to the public unless an executive session is conducted in accordance with Indiana law.
2. Executive sessions may be held for the following reasons:
  - a. For discussion of strategy in regards to collective bargaining;
  - b. To receive information about and interview prospective employees;

- c. To receive information concerning a police officer's or firefighter's alleged misconduct;
- d. To receive information concerning a police officer's or firefighter's possible promotion; and
- e. For discussion of records classified as confidential by state or federal statute.

3. Any final action must be taken at a meeting open to the public.

4. Public notice of executive sessions must state the subject matter by specific reference to the enumerated instance or instances for which the executive session is being held.

F. Voting

The concurrence of a majority of the members of the Board present at any meeting shall be necessary to make a decision and the action of such a majority shall be the act of the Board.

G. Quorum

Three (3) members of the Board shall constitute a quorum and shall conduct any and all business of the Board.

H. Change in Policy, Procedures, Rules and Regulations

The Board may at any meeting, Regular or Special, amend, adopt or rescind any Policies, Standards, Procedures, or Rules and Regulations within its jurisdiction.

## II. DISCIPLINARY PROCESS AND PROCEDURES

### A. Applicability

1. Chapter II applies to members of the City of Bloomington Police Department and the City of Bloomington Fire Department (hereinafter referred to as “members”).
2. Chapter II does not apply to the reduction in grade of any member of the City of Bloomington Police Department or City of Bloomington Fire Department who holds an upper level policy making position as defined by Indiana Code § 36-8-1-12. The following individuals are excluded from Chapter II:
  - a. Police Chief;
  - b. Fire Chief;
  - c. The next two (2) ranks and pay grades immediately below the Police Chief; and
  - d. The next single ranks and pay grades immediately below the Fire Chief.

### B. Demotion, Dismissal, Reprimand, Forfeiture and Suspension by the Board

1. Members may be disciplined by demotion, dismissal, reprimand, forfeiture, or suspension by the Board in accordance with Indiana Code § 36-8-3-4(b). Members may be disciplined upon either:
  - a. Conviction in any court of any crime; or
  - b. An affirmative finding by the Board that the member committed any one (1) or more of the following acts:
    - i. Neglect of duty;
    - ii. A violation of rules;
    - iii. Neglect or disobedience of orders;
    - iv. Incapacity;
    - v. Absence without leave;
    - vi. Immoral conduct;
    - vii. Conduct injurious to the public peace or welfare;
    - viii. Conduct unbecoming a member; or
    - ix. Another breach of discipline.
  - c. Pursuant to I.C. § 36-8-3-4(b), the Board may not consider the political affiliation of the member in making a decision under this Chapter.
2. Before a member may be suspended in excess of forty (40) hours without pay, demoted, or dismissed, the Board, or the Board’s designee, shall inform the Chief that it desires to take such an action against the member. The Board, or the Board’s designee shall inform the member of the Board’s intent and that the member is entitled to a hearing before the Board. A member may agree to waive his/her right to a hearing. Said waiver shall be in writing and shall constitute final action on the matter.

- a. If a member desires a hearing, the member must request the hearing not more than five (5) days after the Board or the Board's designee has provided the member notice of the Board's intention to suspend, demote, or dismiss said member.
- b. The hearing conducted under this Chapter shall be held not more than thirty (30) days after the hearing is requested by the member, unless a later date is mutually agreed upon by the parties.
- c. Written notice shall be given either by service upon the member in person or by a copy left at the member's last and usual place of residence at least fourteen (14) days before the date set for the hearing.
- d. The notice of the hearing must state the following:
  - i. The time and place of the hearing;
  - ii. The charges against the member;
  - iii. The specific conduct that comprises the charges;
  - iv. That the member is entitled to be represented by counsel;
  - v. That the member is entitled to call and cross-examine witnesses;
  - vi. That the member is entitled to require the production of evidence; and
  - vii. That the member is entitled to have subpoenas issued, served, and executed in Monroe County, Indiana.
- e. During any investigation or hearing, the Board may compel the attendance of witnesses, examine them under oath, and require the production of books, papers, and other evidence at a meeting of the Board.
- f. The reasons for the suspension, demotion, or dismissal of a member of the police or fire department shall be entered as specific findings of fact upon the records of the Board.
- g. The Board shall determine if the member who is suspended in excess of forty (40) hours shall continue to receive the member's salary during the suspension.
- h. A member who is suspended for a period exceeding forty (40) hours, demoted, or dismissed may appeal the decision to the circuit or superior court of Monroe County, Indiana.
- i. If a member is subject to criminal charges, the Board may place the member on administrative leave until the disposition of the criminal charges in the trial court. Any other action by the Board is stayed until the disposition of the criminal charges in the trial court. An administrative leave under this subsection may be with or without pay, as determined by the Board. If the member is placed on leave without pay, the Board, in its discretion, may award back pay if the member is exonerated in the criminal matter.

C. Other Disciplinary Measures

1. All other discipline, including written or oral reprimands, assignment of extra duty, suspension of forty (40) hours or less without pay, forfeiture of



vacation or compensatory days of forty (40) hours or less, or any combination thereof, shall be handled by the Police Chief in accordance with Chapter VIII of the *Bloomington Police Department Rules and Regulations* or by the Fire Chief in accordance with Sections 26.0 and 27.0 of the *Bloomington Fire Department Rules and Regulations*.

2. The disciplinary measures noted in subsection 1 above may be taken by the Police Chief or Fire Chief, or his/her designee, without the filing of charges with the Board.
3. Any member disciplined in accordance with Section C shall have the right to appeal the action to the Board.
  - a. The appeal must be in writing and filed with the City of Bloomington's Legal Department within seventy-two (72) hours of the discipline;
  - b. The member shall bear the burden of proof in any such appeal.
4. Upon receipt of an appeal, the City of Bloomington's Legal Department shall notify the members of the Board, and shall convene the Board as soon as reasonably possible after the appeal is filed by the member, unless a later date is mutually agreed upon by the parties.
  - a. Said review by the Board shall be limited to a review of the facts, information and material submitted to either the Police Chief or Fire Chief by the appealing member.
  - b. At its discretion, the Board may hold a hearing during its review.
  - c. If the decision is reversed by the Board, the member who was disciplined is entitled to any wages withheld as a result of the discipline.
  - d. The decision of the Board shall be final.

D. Hearings

1. All hearings may be conducted in executive session at the sole discretion of the Board. Any final action shall be taken at a meeting open to the public.
2. All parties to the hearing may be represented by counsel.
3. All witnesses shall be sworn prior to testifying.
4. All proceedings before the Board during the hearing shall be recorded by a designee of the Board.
5. The record of the hearing will not be transcribed by the Board's designee unless requested by the Board or any other interested party to the hearing. The cost of the transcript shall be borne by the person requesting it.

6. The Board will first hear from the Police Chief or Fire Chief who may present and examine those witnesses whom he/she desires the Board to hear. Thereafter the Board will hear from the member who may present and examine witnesses whom he/she desires the board to hear.
  - a. All parties shall have the right to cross-examine witnesses presented by the opposite party.
  - b. The Board shall have the right to examine and to recall witnesses.
7. No hearing shall be continued at the request of the parties thereto or their counsel unless such request is made in writing at least five (5) days before the date for which the hearing is scheduled unless justice so requires. A request for a continuance shall be submitted to the City of Bloomington's Legal Department, which has been granted the explicit authority by the Board to grant or deny any request for a continuance.

E. Subpoenas

1. The Board has the power to issue subpoenas to expedite and facilitate an investigation, in accordance with Indiana Code § 36-8-3-4(d).
2. Subpoenas may only be served and enforced in Monroe County, Indiana.
3. The Police or Fire Chief, the accused member, or their respective counsel, may at any time before a hearing, apply to the Board for subpoenas directed to specific persons requiring their appearance at the hearing, and, if necessary, requiring them to produce at the hearing books, papers, records and other such evidence as may be relevant to the hearing.
4. Compliance with subpoenas may be enforced by the Monroe County Circuit Court, Indiana.

F. Decision on Charges

1. Any finding by the Board shall require a majority vote of the members of the Board.
2. After the Board has made its findings and determined its order, it shall deliver, in person or by mail, to the member, a notice of the finding and order of the Board. A copy of the notice shall be mailed or delivered to the Police Chief or Fire Chief and shall be placed in the member's personnel file.
3. Any member who is suspended for a period exceeding forty (40) hours, demoted or dismissed may appeal the decision to the circuit or superior court of Monroe County, Indiana within thirty (30) days after the date the decision is rendered in accordance with Indiana Code § 36-8-3-4(f). No other decision may be appealed.



III. COMPLAINTS AGAINST SWORN POLICE OFFICERS AND MEMBERS OF  
THE FIRE DEPARTMENT

- A. Any and all complaints against sworn police officers and members of the Fire Department shall be conducted in accordance with the *Bloomington Police Department Rules and Regulations* and the *Bloomington Fire Department Rules and Regulations* respectively.

#### IV. PERSONNEL MATTERS

- A. The following documents are hereby incorporated into these Standards as if fully set forth herein:
1. The City of Bloomington Police Department Rules and Regulations;
  2. All City of Bloomington Police Department General Orders;
  3. The Collective Bargaining Agreement between the City of Bloomington and the Don Owens Memorial Lodge 88, Fraternal Order of Police, Inc.;
  4. The City of Bloomington Fire Department Rules and Regulations;
  5. All City of Bloomington Fire Department General Orders;
  6. The Collective Bargaining Agreement between the City of Bloomington and the Bloomington Metropolitan Firefighters, Local 586; and
  7. The City of Bloomington Personnel Manual.

## V. CLASSIFICATION OF RANKS AND PAY GRADES

The ranks and pay grades of the City of Bloomington Police Department and City of Bloomington Fire Department are included in the salary ordinance approved by the City of Bloomington Common Council (hereinafter, "Common Council"). The salary ordinance passed by the Common Council each year is incorporated into these Standards as if fully incorporated herein.

VI. APPOINTMENT TO THE CITY OF BLOOMINGTON  
POLICE DEPARTMENT

A. Standards for Appointment

1. An Applicant for appointment as a sworn police officer with the City of Bloomington Police Department (hereinafter, "Department") shall meet the following requirements:
  - a. The Applicant must be at least twenty-one (21) years of age and not have reached thirty-six (36) years of age.
  - b. The Applicant must be a high school graduate as evidenced by a diploma issued by a high school accredited by the department or agency of the State authorized to accredit high schools or have certification of an equivalent form of education.
  - c. The Applicant must reside in Monroe County or within a contiguous county prior to employment as a police officer and continue to do so during employment with the Department and must maintain residential or cellular telephone service during employment with the Department.
  - d. The Applicant shall possess a valid driving license from the State of Indiana prior to employment as a police officer and continue to do so during employment with the Department.
  - e. The Applicant must submit to all tests and interviews as approved by the Board.
  - f. The Applicant must possess acuity of vision correctable to 20/40 or better in each eye and must have normal color vision; glasses and/or contacts are permissible devices to reach the required vision standards.
  - g. The Applicant must have hearing with no more than thirty (30) decibel loss between five hundred (500) and three thousand (3,000) cycles.
  - h. The Applicant must meet the physical agility requirements established and required by the Indiana Law Enforcement Academy.
  - i. The Applicant must be of good moral character as determined by a thorough background investigation and, if having been a member of the Armed Forces, must not have been discharged under less than honorable conditions.

B. Employment Preferences.

1. The Board and/or persons having the authority to employ members of the Department shall give a preference for employment according to the following priority:
  - a. A war veteran who has been honorably discharged from the United States armed forces.
  - b. A person whose mother or father was a firefighter or police officer who died in the line of duty.
2. The Board and/or persons having the authority to employ members of the Department may give a preference for employment to any of the following:

- a. A police officer or firefighter laid off by another city.
  - b. A county police officer laid off by a sheriff's department.
  - c. A person who was employed full-time or part-time by a township to provide fire protection and emergency services and was laid off by the township.
3. Preference may not be given until and unless the person applies and meets all employment requirements prescribed by law, including physical and age requirements, and by the Department.

C. Selection for Appointment

1. When a vacancy exists, or is about to occur, in the Department, applications shall be accepted and screened by the Department.
2. The screening procedure may include, but is not intended to be limited to, the following:
  - a. Background checks;
  - b. Interviews at the Department; and/or
  - c. Polygraph tests
3. Upon completion of the screening procedure, the Department shall submit a number of applicants to the Board for the Board to interview.
4. The Board shall interview all Applicants forwarded to it by the Department. Upon completion of the interviews, the Board shall create an eligibility list which shall include the following:
  - a. All Applicants the Board is willing to hire upon a vacancy in the Department;
  - b. The date upon which the eligibility list will expire; and
  - c. A ranking of the Applicants in the order in which the Board wishes the applicants to be offered a position with the Department.
5. When a vacancy occurs in the Department, the top ranking Applicant on the Board's eligibility list is extended an offer of employment. Said offer of employment is contingent upon:
  - a. The Applicant passing a physical examination. The physical examination must be administered in accordance with the Indiana Code;
  - b. The Applicant passing a psychological examination. The psychological examination must be administered in accordance with the Indiana Code; and
  - c. The Applicant's acceptance by Public Employee's Retirement Fund ("PERF").
6. If the Applicant successfully passes all required examinations and is accepted by PERF, the Applicant is sworn in as a member of the Department by the Mayor, or the Mayor's designee.



7. After being sworn in by the Mayor, or the Mayor's designee, the Applicant must attend and successfully complete the Indiana Law Enforcement Academy so that the Applicant may be licensed by the State of Indiana. In the event the Applicant is already appropriately licensed by the State of Indiana, said Applicant need not attend the Indiana Law Enforcement Academy.
8. Upon completion of the Indiana Law Enforcement Academy or upon verification of being appropriately licensed by the State of Indiana, the Applicant shall participate in and successfully complete the Department's sixteen (16) week field training program.

VII. APPOINTMENT AND REINSTATEMENT TO THE CITY OF BLOOMINGTON  
FIRE DEPARTMENT

A. Standards for Appointment

1. An Applicant for appointment as a member of the City of Bloomington Fire Department (hereinafter, "Department") shall meet the following requirements:
  - a. The Applicant must be at least twenty-one (21) years of age and not have reached thirty-six (36) years of age.
  - b. The Applicant must be a high school graduate as evidenced by a diploma issued by a high school accredited by the department or agency of the state authorized to accredit high schools or have certification of an equivalent form of education.
  - c. The Applicant must reside in Monroe County or within a contiguous county prior to employment as a member of the Department and continue to do so during employment with the Department and must maintain residential or cellular telephone service during employment with the Department.
  - d. The Applicant shall possess a valid driving license from the State of Indiana prior to employment with the Department and continue to do so during employment with the Department.
  - e. The Applicant must submit to all tests and interviews as approved by the Board.
  - f. Before an offer may be extended, the Applicant must pass a physical examination performed by a licensed physician or surgeon, chosen by the City of Bloomington Fire Pension Board or the Department, and be accepted into the Public Employee's Retirement Fund.
  - g. The Applicant must pass the psychological screening examination as required by Indiana statute.
  - h. The Applicant must possess acuity vision, within the standards established by the State Police and Firefighters Pension Fund.
  - i. The Applicant must have hearing within the standards established by the State Police and Firefighters Pension Fund.
  - j. The Applicant must be of good moral character as determined by a thorough background investigation and, if having been a member of the armed forces, must not have been discharged under less than honorable conditions.

B. Employment Preferences.

1. The Board and/or persons having the authority to employ members of the Department shall give a preference for employment according to the following priority:
  - a. A war veteran who has been honorably discharged from the United States armed forces.
  - b. A person whose mother or father was a firefighter or police officer who died in the line of duty.

2. The Board and/or persons having the authority to employ members of the Department may give a preference for employment to any of the following:
  - a. A police officer or firefighter laid off by another city.
  - b. A county police officer laid off by a sheriff's department.
  - c. A person who was employed full-time or part-time by a township to provide fire protection and emergency services and was laid off by the township.
3. Preference may not be given until and unless the person applies and meets all employment requirements prescribed by law, including physical and age requirements, and by the Department.

C. Selection for Appointment

1. When a vacancy occurs or the Department expects vacancies in the near future, the Department shall post that applications are being accepted for employment.
2. The screening of applications may include, but is not meant to be limited to, the following:
  - a. A written examination
  - b. A physical abilities assessment
  - c. Interviews at the Department
  - d. Background checks; and/or
  - e. Polygraph tests.
3. The Department shall administer a written test to all Applicants.
4. All Applicants that pass the written test shall take the Candidate Physical Abilities Test (CPAT). The CPAT must be passed by a deadline established by the Department.
5. Candidates that pass the CPAT by the established deadline, shall receive an interview with the Department.
6. After interviewing all the Applicants, the Department shall select a number of Applicants to forward to the Board for the Board to interview.
7. The Board shall interview all Applicants forwarded to it by the Department. Upon completion of the interviews, the Board shall create an eligibility list which shall include the following:
  - a. All Applicants the Board is willing to hire upon a vacancy in the Department;
  - b. The date upon which the eligibility list will expire; and
  - c. A ranking of the Applicants in the order in which the Board wishes the applicants to be offered a position with the Department.

8. When a vacancy occurs in the Department, the top ranking Applicant on the Board's eligibility list shall be extended an offer of employment. Said offer of employment is contingent upon the:
  - a. The Applicant passing a physical examination. The physical examination must be administered in accordance with the Indiana Code;
  - b. The Applicant passing a psychological examination. The psychological examination must be administered in accordance with the Indiana Code; and
  - c. The Applicant's acceptance by Public Employee's Retirement Fund ("PERF").
9. If the Applicant successfully passes all required examinations and is accepted by PERF, the Applicant shall be sworn in as a member of the Department by the Mayor, or the Mayor's designee.

D. Reinstatement. Any member of the Department who resigns their position with the Department voluntarily and as a member in good standing may, upon application for reinstatement, be eligible for reinstatement to the Department by the Board at a later date if the Applicant satisfies the age requirements set out by PERF and Indiana Code 36-8-8, and if there is a vacancy in the department that would not otherwise be required to be filled by a person or persons who qualify for employment preferences.

1. An Applicant for reinstatement shall meet all of the standards for appointment set forth in VII.A.1.
2. An Applicant for reinstatement shall be interviewed by the Chief.
3. After interviewing the Applicant for reinstatement the Chief may recommend the applicant to the Board of Public Safety for reinstatement.
4. The Applicant will be reinstated at the lowest ranking position in the Department.
5. The offer of reinstatement shall be contingent upon the Applicant's satisfaction of the requirements of VII.C.8 and any other requirements of the Board or the Department.
6. If the Applicant successfully passes all required examinations and is accepted by PERF, the Applicant shall be sworn in as a member of the Department by the Mayor, or the Mayor's designee.

## VIII. PROMOTIONS IN THE CITY OF BLOOMINGTON POLICE DEPARTMENT

### A. Applicability

This section applies to the promotion of police officers other than those in upper level policymaking positions as defined in Indiana Code section 36-8-1-12, in accordance with the authority of Indiana Code section 36-8-3-3.

### B. Eligibility

1. The promotion of police officers must be from the active personnel of the Department, as required by Indiana Code section 36-8-4-6(b).
2. Officers promoted to any rank above Officer First Class must have at least two (2) years of continuous service with the Department immediately preceding the promotion, in accordance with Indiana Code section 36-8-4-6(d).
3. No officer may be promoted to a rank unless he or she holds the rank immediately below the promotion rank.

### C. Recommendation and Decision

1. The Chief of Police or his designee(s) shall present recommendations for promotion to the Board. The Chief of Police's recommendation may be based on criteria as determined by the Chief.
2. The decision of the Board shall be final.

## IX. PROMOTIONS IN THE CITY OF BLOOMINGTON FIRE DEPARTMENT

### A. Applicability

This section applies to the promotion of members of the Bloomington Fire Department (hereinafter, "Department") other than those in upper level policymaking positions as defined by Indiana Code 36-8-1-12 and in accordance with Indiana Code 36-8-3-3.

### B. Eligibility

1. The promotion of members of the Department must be from the active personnel of the Department, as required by Indiana Code 36-8-4-6(b).
2. Members promoted to the rank of Sergeant must have at least four (4) years of service with the Department immediately preceding the promotion, and shall have held the rank of Engineer for at least two (2) years. Additional requirements for promotion include state certification as a Fire Officer I, and completion of Fire-Ground Strategy and Tactics class and Fire-Ground Operations class.
3. Members promoted to the rank of Captain must have at least six (6) years of service with the Department immediately preceding the promotion, and shall have held the rank of Sergeant for at least two (2) years. Additional requirements for promotion include state certification as a Fire Officer II and completion of an Engine Company Operations or Truck Company Operations class.
4. Members are eligible for promotion to the rank of Battalion Chief solely based upon criteria determined by the Fire Chief.

### C. Recommendation and Decision

1. The Fire Chief or his designee(s) shall present recommendations for promotion to the Board. The Chief's recommendations may be based on criteria as determined by the Chief.
2. The decision of the Board shall be final.

## I. ADMINISTRATIVE MATTERS

### A. Office

The Board of Public Safety (hereinafter "Board") shall maintain an office in Bloomington, Indiana where such staff assistants as it requires shall function and where its files and records shall be kept.

### B. Officers of the Board

1. The officers of the Board shall be: Chair and Vice-Chair.
2. The Chair and Vice-Chair shall be selected by the Board. The Chair and Vice-Chair shall serve a term of one (1) year from the date of election or until a new Chair or Vice-Chair is elected or until the Chair or Vice-Chair resigns or is otherwise removed as a member of the Board.
3. The Chair shall preside at all meetings and shall perform all duties required of him/her by the Board.
4. The Vice-Chair shall preside at meetings in the absence or disability of the Chair, and is authorized to sign the following documents when the Chair is absent from a meeting: Contracts, resolutions, minutes and certification of executive sessions.
5. The Secretary of the Board shall be an employee of the City of Bloomington Legal Department.
6. The Secretary shall keep the minutes and records of the Board.

### C. Regular Meetings

The Board shall hold at least one (1) meeting per month with the date and time of the meeting to be chosen by the Board.

### D. Special Meetings

Special meetings may be called by any member of the Board or upon the request of the Mayor of the City of Bloomington.

### E. Public Meetings

1. All meetings of the Board shall be open to the public unless an executive session is conducted in accordance with Indiana law.
2. Executive sessions may be held for the following reasons:
  - a. For discussion of strategy in regards to collective bargaining;
  - b. To receive information about and interview prospective employees;

- c. To receive information concerning a police officer's or firefighter's alleged misconduct;
- d. To receive information concerning a police officer's or firefighter's possible promotion; and
- e. For discussion of records classified as confidential by state or federal statute.

- 3. Any final action must be taken at a meeting open to the public.
- 4. Public notice of executive sessions must state the subject matter by specific reference to the enumerated instance or instances for which the executive session is being held.

F. Voting

The concurrence of a majority of the members of the Board present at any meeting shall be necessary to make a decision and the action of such a majority shall be the act of the Board.

G. Quorum

Three (3) members of the Board shall constitute a quorum and shall conduct any and all business of the Board.

H. Change in Policy, Procedures, Rules and Regulations

The Board may at any meeting, Regular or Special, amend, adopt or rescind any Policies, Standards, Procedures, or Rules and Regulations within its jurisdiction.



## II. DISCIPLINARY PROCESS AND PROCEDURES

### A. Applicability

1. Chapter II applies to members of the City of Bloomington Police Department and the City of Bloomington Fire Department (hereinafter referred to as “members”).
2. Chapter II does not apply to the reduction in grade of any member of the City of Bloomington Police Department or City of Bloomington Fire Department who holds an upper level policy making position as defined by Indiana Code § 36-8-1-12. The following individuals are excluded from Chapter II:
  - a. Police Chief;
  - b. Fire Chief;
  - c. The next two (2) ranks and pay grades immediately below the Police Chief; and
  - d. The next single ranks and pay grades immediately below the Fire Chief.

### B. Demotion, Dismissal, Reprimand, Forfeiture and Suspension by the Board

1. Members may be disciplined by demotion, dismissal, reprimand, forfeiture, or suspension by the Board in accordance with Indiana Code § 36-8-3-4(b). Members may be disciplined upon either:
  - a. Conviction in any court of any crime; or
  - b. An affirmative finding by the Board that the member committed any one (1) or more of the following acts:
    - i. Neglect of duty;
    - ii. A violation of rules;
    - iii. Neglect or disobedience of orders;
    - iv. Incapacity;
    - v. Absence without leave;
    - vi. Immoral conduct;
    - vii. Conduct injurious to the public peace or welfare;
    - viii. Conduct unbecoming a member; or
    - ix. Another breach of discipline.
  - c. Pursuant to I.C. § 36-8-3-4(b), the Board may not consider the political affiliation of the member in making a decision under this Chapter.
2. Before a member may be suspended in excess of forty (40) hours without pay, demoted, or dismissed, the Board, or the Board’s designee, shall inform the Chief that it desires to take such an action against the member. The Board, or the Board’s designee shall inform the member of the Board’s intent and that the member is entitled to a hearing before the Board. A member may agree to waive his/her right to a hearing. Said waiver shall be in writing and shall constitute final action on the matter.

- a. If a member desires a hearing, the member must request the hearing not more than five (5) days after the Board or the Board's designee has provided the member notice of the Board's intention to suspend, demote, or dismiss said member.
- b. The hearing conducted under this Chapter shall be held not more than thirty (30) days after the hearing is requested by the member, unless a later date is mutually agreed upon by the parties.
- c. Written notice shall be given either by service upon the member in person or by a copy left at the member's last and usual place of residence at least fourteen (14) days before the date set for the hearing.
- d. The notice of the hearing must state the following:
  - i. The time and place of the hearing;
  - ii. The charges against the member;
  - iii. The specific conduct that comprises the charges;
  - iv. That the member is entitled to be represented by counsel;
  - v. That the member is entitled to call and cross-examine witnesses;
  - vi. That the member is entitled to require the production of evidence; and
  - vii. That the member is entitled to have subpoenas issued, served, and executed in Monroe County, Indiana.
- e. During any investigation or hearing, the Board may compel the attendance of witnesses, examine them under oath, and require the production of books, papers, and other evidence at a meeting of the Board.
- f. The reasons for the suspension, demotion, or dismissal of a member of the police or fire department shall be entered as specific findings of fact upon the records of the Board.
- g. The Board shall determine if the member who is suspended in excess of forty (40) hours shall continue to receive the member's salary during the suspension.
- h. A member who is suspended for a period exceeding forty (40) hours, demoted, or dismissed may appeal the decision to the circuit or superior court of Monroe County, Indiana.
- i. If a member is subject to criminal charges, the Board may place the member on administrative leave until the disposition of the criminal charges in the trial court. Any other action by the Board is stayed until the disposition of the criminal charges in the trial court. An administrative leave under this subsection may be with or without pay, as determined by the Board. If the member is placed on leave without pay, the Board, in its discretion, may award back pay if the member is exonerated in the criminal matter.

C. Other Disciplinary Measures

1. All other discipline, including written or oral reprimands, assignment of extra duty, suspension of forty (40) hours or less without pay, forfeiture of

vacation or compensatory days of forty (40) hours or less, or any combination thereof, shall be handled by the Police Chief in accordance with Chapter VIII of the *Bloomington Police Department Rules and Regulations* or by the Fire Chief in accordance with Sections 26.0 and 27.0 of the *Bloomington Fire Department Rules and Regulations*.

2. The disciplinary measures noted in subsection 1 above may be taken by the Police Chief or Fire Chief, or his/her designee, without the filing of charges with the Board.
3. Any member disciplined in accordance with Section C shall have the right to appeal the action to the Board.
  - a. The appeal must be in writing and filed with the City of Bloomington's Legal Department within seventy-two (72) hours of the discipline;
  - b. The member shall bear the burden of proof in any such appeal.
4. Upon receipt of an appeal, the City of Bloomington's Legal Department shall notify the members of the Board, and shall convene the Board as soon as reasonably possible after the appeal is filed by the member, unless a later date is mutually agreed upon by the parties.
  - a. Said review by the Board shall be limited to a review of the facts, information and material submitted to either the Police Chief or Fire Chief by the appealing member.
  - b. At its discretion, the Board may hold a hearing during its review.
  - c. If the decision is reversed by the Board, the member who was disciplined is entitled to any wages withheld as a result of the discipline.
  - d. The decision of the Board shall be final.

D. Hearings

1. All hearings may be conducted in executive session at the sole discretion of the Board. Any final action shall be taken at a meeting open to the public.
2. All parties to the hearing may be represented by counsel.
3. All witnesses shall be sworn prior to testifying.
4. All proceedings before the Board during the hearing shall be recorded by a designee of the Board.
5. The record of the hearing will not be transcribed by the Board's designee unless requested by the Board or any other interested party to the hearing. The cost of the transcript shall be borne by the person requesting it.

6. The Board will first hear from the Police Chief or Fire Chief who may present and examine those witnesses whom he/she desires the Board to hear. Thereafter the Board will hear from the member who may present and examine witnesses whom he/she desires the board to hear.
  - a. All parties shall have the right to cross-examine witnesses presented by the opposite party.
  - b. The Board shall have the right to examine and to recall witnesses.
7. No hearing shall be continued at the request of the parties thereto or their counsel unless such request is made in writing at least five (5) days before the date for which the hearing is scheduled unless justice so requires. A request for a continuance shall be submitted to the City of Bloomington's Legal Department, which has been granted the explicit authority by the Board to grant or deny any request for a continuance.

E. Subpoenas

1. The Board has the power to issue subpoenas to expedite and facilitate an investigation, in accordance with Indiana Code § 36-8-3-4(d).
2. Subpoenas may only be served and enforced in Monroe County, Indiana.
3. The Police or Fire Chief, the accused member, or their respective counsel, may at any time before a hearing, apply to the Board for subpoenas directed to specific persons requiring their appearance at the hearing, and, if necessary, requiring them to produce at the hearing books, papers, records and other such evidence as may be relevant to the hearing.
4. Compliance with subpoenas may be enforced by the Monroe County Circuit Court, Indiana.

F. Decision on Charges

1. Any finding by the Board shall require a majority vote of the members of the Board.
2. After the Board has made its findings and determined its order, it shall deliver, in person or by mail, to the member, a notice of the finding and order of the Board. A copy of the notice shall be mailed or delivered to the Police Chief or Fire Chief and shall be placed in the member's personnel file.
3. Any member who is suspended for a period exceeding forty (40) hours, demoted or dismissed may appeal the decision to the circuit or superior court of Monroe County, Indiana within thirty (30) days after the date the decision is rendered in accordance with Indiana Code § 36-8-3-4(f). No other decision may be appealed.



III. COMPLAINTS AGAINST SWORN POLICE OFFICERS AND MEMBERS OF  
THE FIRE DEPARTMENT

- A. Any and all complaints against sworn police officers and members of the Fire Department shall be conducted in accordance with the *Bloomington Police Department Rules and Regulations* and the *Bloomington Fire Department Rules and Regulations respectively*.

#### IV. PERSONNEL MATTERS

A. The following documents are hereby incorporated into these Standards as if fully set forth herein:

1. The City of Bloomington Police Department Rules and Regulations;
2. All City of Bloomington Police Department General Orders;
3. The Collective Bargaining Agreement between the City of Bloomington and the Don Owens Memorial Lodge 88, Fraternal Order of Police, Inc.;
4. The City of Bloomington Fire Department Rules and Regulations;
5. All City of Bloomington Fire Department General Orders;
6. The Collective Bargaining Agreement between the City of Bloomington and the Bloomington Metropolitan Firefighters, Local 586; and
7. The City of Bloomington Personnel Manual.

## V. CLASSIFICATION OF RANKS AND PAY GRADES

The ranks and pay grades of the City of Bloomington Police Department and City of Bloomington Fire Department are included in the salary ordinance approved by the City of Bloomington Common Council (hereinafter, "Common Council"). The salary ordinance passed by the Common Council each year is incorporated into these Standards as if fully incorporated herein.



VI. APPOINTMENT TO THE CITY OF BLOOMINGTON  
POLICE DEPARTMENT

A. Standards for Appointment

1. An Applicant for appointment as a sworn police officer with the City of Bloomington Police Department (hereinafter, "Department") shall meet the following requirements:
  - a. The Applicant must be at least twenty-one (21) years of age and not have reached thirty-six (36) years of age.
  - b. The Applicant must be a high school graduate as evidenced by a diploma issued by a high school accredited by the department or agency of the State authorized to accredit high schools or have certification of an equivalent form of education.
  - c. The Applicant must reside in Monroe County or within a contiguous county prior to employment as a police officer and continue to do so during employment with the Department and must maintain residential or cellular telephone service during employment with the Department.
  - d. The Applicant shall possess a valid driving license from the State of Indiana prior to employment as a police officer and continue to do so during employment with the Department.
  - e. The Applicant must submit to all tests and interviews as approved by the Board.
  - f. The Applicant must possess acuity of vision correctable to 20/40 or better in each eye and must have normal color vision; glasses and/or contacts are permissible devices to reach the required vision standards.
  - g. The Applicant must have hearing with no more than thirty (30) decibel loss between five hundred (500) and three thousand (3,000) cycles.
  - h. The Applicant must meet the physical agility requirements established and required by the Indiana Law Enforcement Academy.
  - i. The Applicant must be of good moral character as determined by a thorough background investigation and, if having been a member of the Armed Forces, must not have been discharged under less than honorable conditions.

B. Employment Preferences.

1. The Board and/or persons having the authority to employ members of the Department shall give a preference for employment according to the following priority:
  - a. A war veteran who has been honorably discharged from the United States armed forces.
  - b. A person whose mother or father was a firefighter or police officer who died in the line of duty.
2. The Board and/or persons having the authority to employ members of the Department may give a preference for employment to any of the following:

- a. A police officer or firefighter laid off by another city.
  - b. A county police officer laid off by a sheriff's department.
  - c. A person who was employed full-time or part-time by a township to provide fire protection and emergency services and was laid off by the township.
3. Preference may not be given until and unless the person applies and meets all employment requirements prescribed by law, including physical and age requirements, and by the Department.

C. Selection for Appointment

1. When a vacancy exists, or is about to occur, in the Department, applications shall be accepted and screened by the Department.
2. The screening procedure may include, but is not intended to be limited to, the following:
  - a. Background checks;
  - b. Interviews at the Department; and/or
  - c. Polygraph tests
3. Upon completion of the screening procedure, the Department shall submit a number of applicants to the Board for the Board to interview.
4. The Board shall interview all Applicants forwarded to it by the Department. Upon completion of the interviews, the Board shall create an eligibility list which shall include the following:
  - a. All Applicants the Board is willing to hire upon a vacancy in the Department;
  - b. The date upon which the eligibility list will expire; and
  - c. A ranking of the Applicants in the order in which the Board wishes the applicants to be offered a position with the Department.
5. When a vacancy occurs in the Department, the top ranking Applicant on the Board's eligibility list is extended an offer of employment. Said offer of employment is contingent upon:
  - a. The Applicant passing a physical examination. The physical examination must be administered in accordance with the Indiana Code;
  - b. The Applicant passing a psychological examination. The psychological examination must be administered in accordance with the Indiana Code; and
  - c. The Applicant's acceptance by Public Employee's Retirement Fund ("PERF").
6. If the Applicant successfully passes all required examinations and is accepted by PERF, the Applicant is sworn in as a member of the Department by the Mayor, or the Mayor's designee.

7. After being sworn in by the Mayor, or the Mayor's designee, the Applicant must attend and successfully complete the Indiana Law Enforcement Academy so that the Applicant may be licensed by the State of Indiana. In the event the Applicant is already appropriately licensed by the State of Indiana, said Applicant need not attend the Indiana Law Enforcement Academy.
8. Upon completion of the Indiana Law Enforcement Academy or upon verification of being appropriately licensed by the State of Indiana, the Applicant shall participate in and successfully complete the Department's sixteen (16) week field training program.

VII. APPOINTMENT AND REINSTATEMENT TO THE CITY OF BLOOMINGTON  
FIRE DEPARTMENT

A. Standards for Appointment

1. An Applicant for appointment as a member of the City of Bloomington Fire Department (hereinafter, "Department") shall meet the following requirements:
  - a. The Applicant must be at least twenty-one (21) years of age and not have reached thirty-six (36) years of age.
  - b. The Applicant must be a high school graduate as evidenced by a diploma issued by a high school accredited by the department or agency of the state authorized to accredit high schools or have certification of an equivalent form of education.
  - c. The Applicant must reside in Monroe County or within a contiguous county prior to employment as a member of the Department and continue to do so during employment with the Department and must maintain residential or cellular telephone service during employment with the Department.
  - d. The Applicant shall possess a valid driving license from the State of Indiana prior to employment with the Department and continue to do so during employment with the Department.
  - e. The Applicant must submit to all tests and interviews as approved by the Board.
  - f. Before an offer may be extended, the Applicant must pass a physical examination performed by a licensed physician or surgeon, chosen by the City of Bloomington Fire Pension Board or the Department, and be accepted into the Public Employee's Retirement Fund.
  - g. The Applicant must pass the psychological screening examination as required by Indiana statute.
  - h. The Applicant must possess acuity vision, within the standards established by the State Police and Firefighters Pension Fund.
  - i. The Applicant must have hearing within the standards established by the State Police and Firefighters Pension Fund.
  - j. The Applicant must be of good moral character as determined by a thorough background investigation and, if having been a member of the armed forces, must not have been discharged under less than honorable conditions.

B. Employment Preferences.

1. The Board and/or persons having the authority to employ members of the Department shall give a preference for employment according to the following priority:
  - a. A war veteran who has been honorably discharged from the United States armed forces.
  - b. A person whose mother or father was a firefighter or police officer who died in the line of duty.

2. The Board and/or persons having the authority to employ members of the Department may give a preference for employment to any of the following:
  - a. A police officer or firefighter laid off by another city.
  - b. A county police officer laid off by a sheriff's department.
  - c. A person who was employed full-time or part-time by a township to provide fire protection and emergency services and was laid off by the township.
3. Preference may not be given until and unless the person applies and meets all employment requirements prescribed by law, including physical and age requirements, and by the Department.

C. Selection for Appointment

1. When a vacancy occurs or the Department expects vacancies in the near future, the Department shall post that applications are being accepted for employment.
2. The screening of applications may include, but is not meant to be limited to, the following:
  - a. A written examination
  - b. A physical abilities assessment
  - c. Interviews at the Department
  - d. Background checks; and/or
  - e. Polygraph tests.
3. The Department shall administer a written test to all Applicants.
4. All Applicants that pass the written test shall take the Candidate Physical Abilities Test (CPAT). The CPAT must be passed by a deadline established by the Department.
5. Candidates that pass the CPAT by the established deadline, shall receive an interview with the Department.
6. After interviewing all the Applicants, the Department shall select a number of Applicants to forward to the Board for the Board to interview.
7. The Board shall interview all Applicants forwarded to it by the Department. Upon completion of the interviews, the Board shall create an eligibility list which shall include the following:
  - a. All Applicants the Board is willing to hire upon a vacancy in the Department;
  - b. The date upon which the eligibility list will expire; and
  - c. A ranking of the Applicants in the order in which the Board wishes the applicants to be offered a position with the Department.

8. When a vacancy occurs in the Department, the top ranking Applicant on the Board's eligibility list shall be extended an offer of employment. Said offer of employment is contingent upon the:
    - a. The Applicant passing a physical examination. The physical examination must be administered in accordance with the Indiana Code;
    - b. The Applicant passing a psychological examination. The psychological examination must be administered in accordance with the Indiana Code; and
    - c. The Applicant's acceptance by Public Employee's Retirement Fund ("PERF").
  9. If the Applicant successfully passes all required examinations and is accepted by PERF, the Applicant shall be sworn in as a member of the Department by the Mayor, or the Mayor's designee.
- D. Reinstatement. Any member of the Department who resigns their position with the Department voluntarily and as a member in good standing may, upon application for reinstatement, be eligible for reinstatement to the Department by the Board at a later date if the Applicant satisfies the age requirements set out by PERF and Indiana Code 36-8-8, and if there is a vacancy in the department that would not otherwise be required to be filled by a person or persons who qualify for employment preferences.
1. An Applicant for reinstatement shall meet all of the standards for appointment set forth in VII.A.1.
  2. An Applicant for reinstatement shall be interviewed by the Chief.
  3. After interviewing the Applicant for reinstatement the Chief may recommend the applicant to the Board of Public Safety for reinstatement.
  4. The Applicant will be reinstated at the lowest ranking position in the Department.
  5. The offer of reinstatement shall be contingent upon the Applicant's satisfaction of the requirements of VII.C.8 and any other requirements of the Board or the Department.
  6. If the Applicant successfully passes all required examinations and is accepted by PERF, the Applicant shall be sworn in as a member of the Department by the Mayor, or the Mayor's designee.

## VIII. PROMOTIONS IN THE CITY OF BLOOMINGTON POLICE DEPARTMENT

### A. Applicability

This section applies to the promotion of police officers other than those in upper level policymaking positions as defined in Indiana Code section 36-8-1-12, in accordance with the authority of Indiana Code section 36-8-3-3.

### B. Eligibility

1. The promotion of police officers must be from the active personnel of the Department, as required by Indiana Code section 36-8-4-6(b).
2. Officers promoted to any rank above Officer First Class must have at least two (2) years of continuous service with the Department immediately preceding the promotion, in accordance with Indiana Code section 36-8-4-6(d).
3. No officer may be promoted to a rank unless he or she holds the rank immediately below the promotion rank.

### C. Recommendation and Decision

1. The Chief of Police or his designee(s) shall present recommendations for promotion to the Board. The Chief of Police's recommendation may be based on criteria as determined by the Chief.
2. The decision of the Board shall be final.

## IX. PROMOTIONS IN THE CITY OF BLOOMINGTON FIRE DEPARTMENT

### A. Applicability

This section applies to the promotion of members of the Bloomington Fire Department (hereinafter, "Department") other than those in upper level policymaking positions as defined by Indiana Code 36-8-1-12 and in accordance with Indiana Code 36-8-3-3.

### B. Eligibility

1. The promotion of members of the Department must be from the active personnel of the Department, as required by Indiana Code 36-8-4-6(b).
2. Members promoted to the rank of Sergeant must have at least four (4) years of service with the Department immediately preceding the promotion, and shall have held the rank of Engineer for at least two (2) years. Additional requirements for promotion include state certification as a Fire Officer I, and completion of Fire-Ground Strategy and Tactics class and Fire-Ground Operations class.
3. Members promoted to the rank of Captain must have at least six (6) years of service with the Department immediately preceding the promotion, and shall have held the rank of Sergeant for at least two (2) years. Additional requirements for promotion include state certification as a Fire Officer II and completion of an Engine Company Operations or Truck Company Operations class.
4. Members are eligible for promotion to the rank of Battalion Chief solely based upon criteria determined by the Fire Chief.

### C. Recommendation and Decision

1. The Fire Chief or his designee(s) shall present recommendations for promotion to the Board. The Chief's recommendations may be based on criteria as determined by the Chief.
2. The decision of the Board shall be final:



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## **BLOOMINGTON BOARD OF PUBLIC SAFETY**

The Bloomington Board of Public Safety held a Regular Session on **Wednesday, December 16th, 2020, at 6:00 p.m.**, Teleconference/Virtual Meeting.

### **CALL TO ORDER**

Board president Susan Yoon called the meeting to order at approximately 6:02 p.m.. Other Board members present were: Maqubé Reese, Luis Fuentes-Rohwer and Kim Gray.

Members of the public that were present can be seen on the attached participant list.

Board president Susan Yoon announced that this would be her last meeting and that Shruti Rana would be joining the board in 2021.

### **APPROVAL OF MINUTES**

Board members unanimously approved the minutes from November 18, 2020 through a roll-call vote by board recording secretary, Nicole DeCriscio Bowe. The motion was made by board member Luis Fuentes-Rohwer and seconded by Maqubé Reese.

### **2021 MEETING TIMES**

Board members agreed that the meeting should take place on the third Tuesday of each month at 6 p.m. No board action was required.

### **FIRE DEPARTMENT BUSINESS**

#### **Report on Monthly Statistics, Training and Incident Reports:**

Deputy Fire Chief Jayme Washel gave a report on the monthly statistics.

#### **Letters of Appreciation and Commendation:**

Deputy Fire Chief Jayme Washel said there was none.

#### **General Business:**

Deputy Fire Chief Jayme Washel provided an update on the number of employees out and the number of COVID-19 cases with the fire department..

#### **Purchases: Expenditures/Procurements:**

Deputy Fire Chief Jayme Washel said they are encumbering money from 2020 for 2021 for a ladder truck.

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**NEW BUSINESS**

Verbal Certification of Payroll:

Deputy Fire Chief Jayme Washel stated that the fire payroll is correct.

Police Chief Mike Diekhoff stated that the police payroll is correct.

**POLICE DEPARTMENT BUSINESS**

Report on Monthly Statistics, Training and Incident Reports:

Deputy Chief Joseph Qualters presented on the monthly statistics.

Letters of Appreciation and Commendation:

Deputy Chief Joseph Qualters said there were three and described them.

Board member Luis Fuentes-Rohwer asked for the names of the officers described in one letter.

General Business:

Police Chief Mike Diekhoff spoke about COVID-19 in the police department.

He also spoke about the incident in Seminary Park.

Board member Maqubé Reese inquired about those who might not know the rules and asked several follow-up questions. Police Chief Mike Diekhoff answered the questions.

Board members Susan Yoon, Luis Fuentes-Rohwer, and Kim Gray also inquired further regarding the incident in Seminary Park.

Police Chief Mike Diekhoff answered those questions in turn.

Purchases: Expenditures/Procurements:

Police Chief Mike Diekhoff said he does not anticipate any until after the start of the new year..

Personnel:

Police Chief Mike Diekhoff said provided an update.

CIRT/ARV Deployment Report:

There was no CIRT/ARV deployment.

**PETITIONS AND COMMUNICATIONS**

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Tassie Gniady provided comment on the incident in Seminary Park.

Heather Lake provided comment on the incident in Seminary Park.

Marc Teller provided comment on the incident in Seminary Park.

Nicole Johnson provided comment on the incident in Seminary Park.

Nathan Mutchler provided comment on the incident in Seminary Park.

Alex Goodlad provided comment on the incident in Seminary Park.

Martin Law provided comment on the incident in Seminary Park.

Donyel Byrd provided comment on the incident in Seminary Park.

Kay Goodman provided comment on the incident in Seminary Park.

Denise Valkyrie provided comment on the incident in Seminary Park.

Shelby Querry provided comment on the incident in Seminary Park.

Board members Susan Yoon, Maqubé Reese, and Luis Fuentes-Rohwer also commented.

Police Chief Mike Diekhoff thanked Susan Yoon for her time on the board. The other board members thanked Susan Yoon for her time on the board.

**ADJOURNMENT**

Board member Kim Gray made a motion to adjourn the meeting. Meeting adjourned at approximately 7:32 p.m.

Respectfully submitted,

Nicole DeCriscio Bowe, Recording Secretary  
Board of Public Safety

**The minutes of the December 16th, 2020 Board of Public Safety Meeting were approved this 19th day of January, 2021.**

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**Name**

Nicole DeCriscio Bowe

CATS

Mike Diekhoff

Nikki Mosier

Susan Yoon

Maqube Reese (She/Her)

Martin Law

Jayne Washel

Chris Wheeler

Nathan Mutchler

Kimberly Gray

Theresa Lehman

Marshall Computer

Luis FR (el/he/him)

Tassie Gniady

Shruti Rana

qualterj

Donyel Byrd

Dave Freeman

Heather Lake

Alex Goodlad

Melanie Vehslage

Devin Silvers

spearlma@iu.edu

Denise Valkyrie

MarcTeller

Laura M (she/her)

Kay/MCUM

Jordan

Nicole Johnson

Cassidy Keeley

Miles Reiter

Shelby Query

Sam Dove

City of Bloomington Fire Department  
Board of Public Safety Report

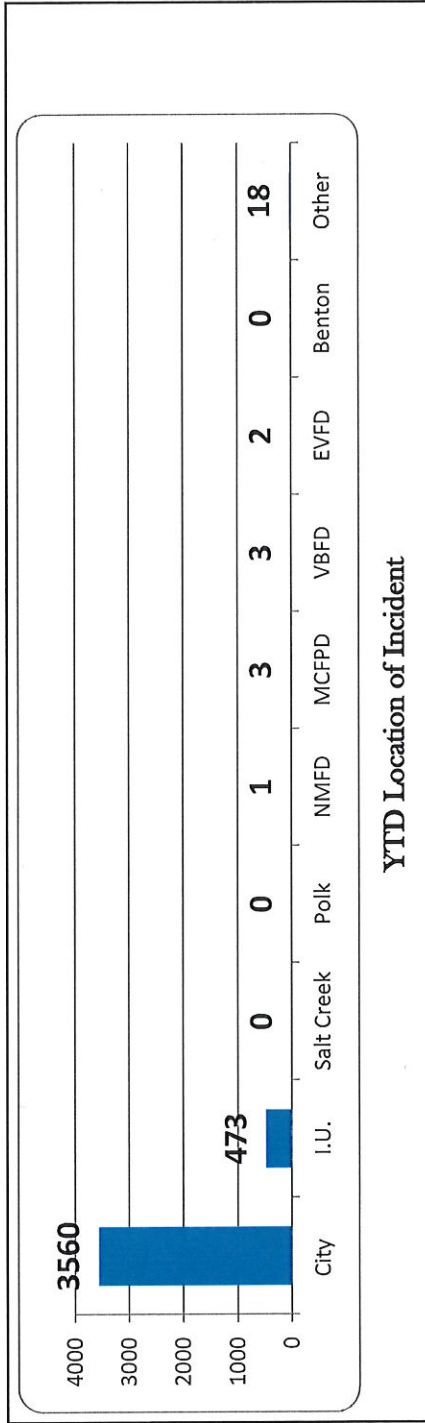
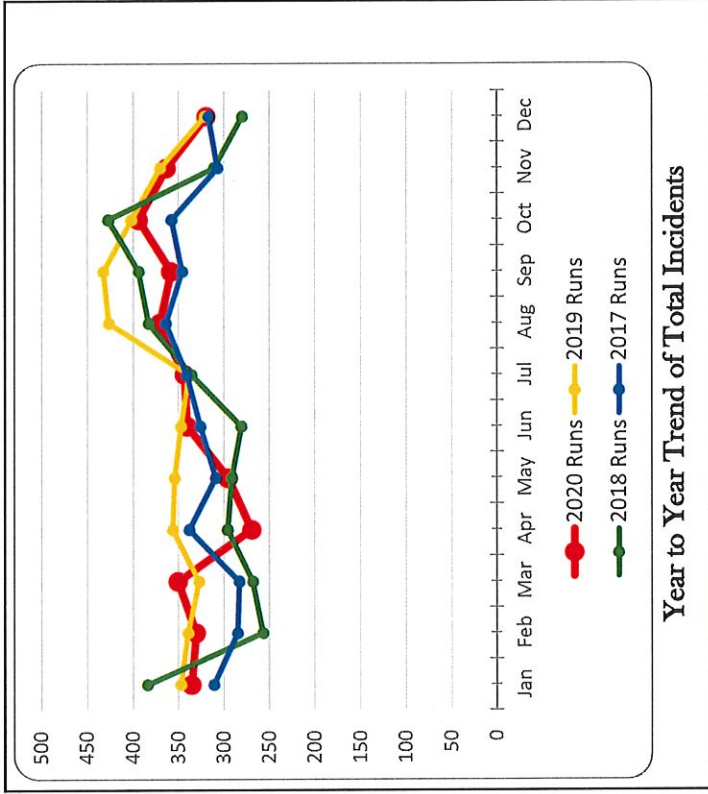
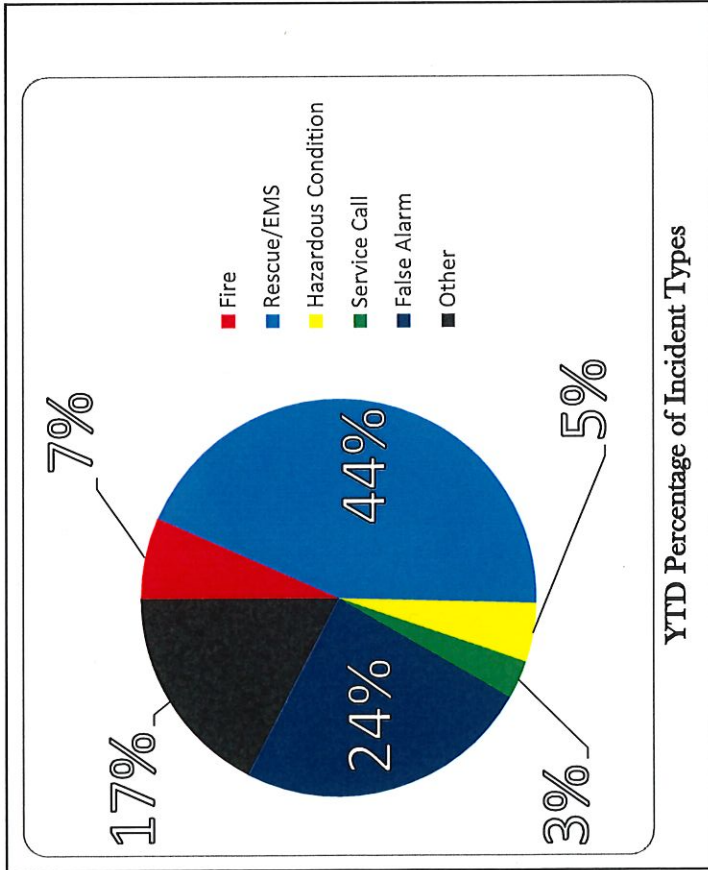
# BLOOMINGTON



*Established  
February 17, 1900*

December 2020

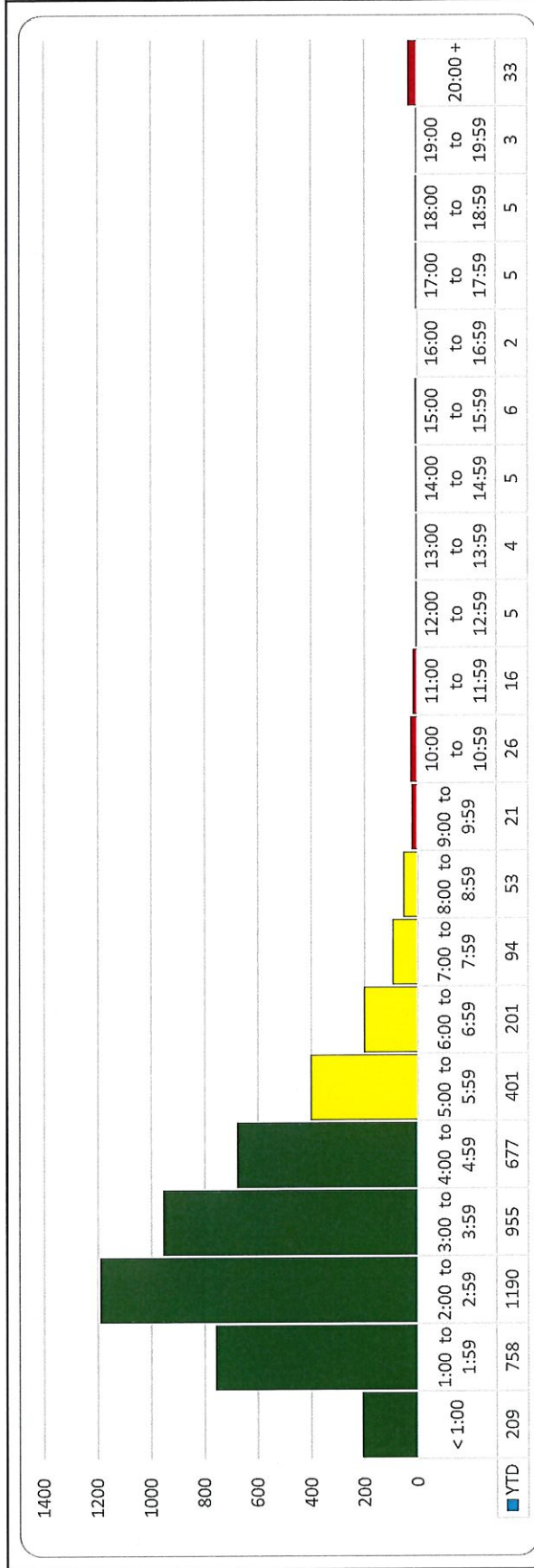
# Operational Statistics



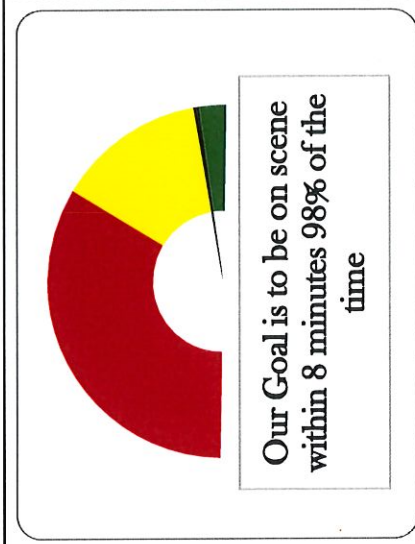
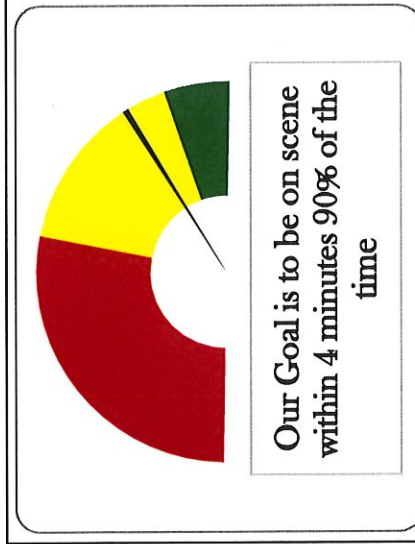




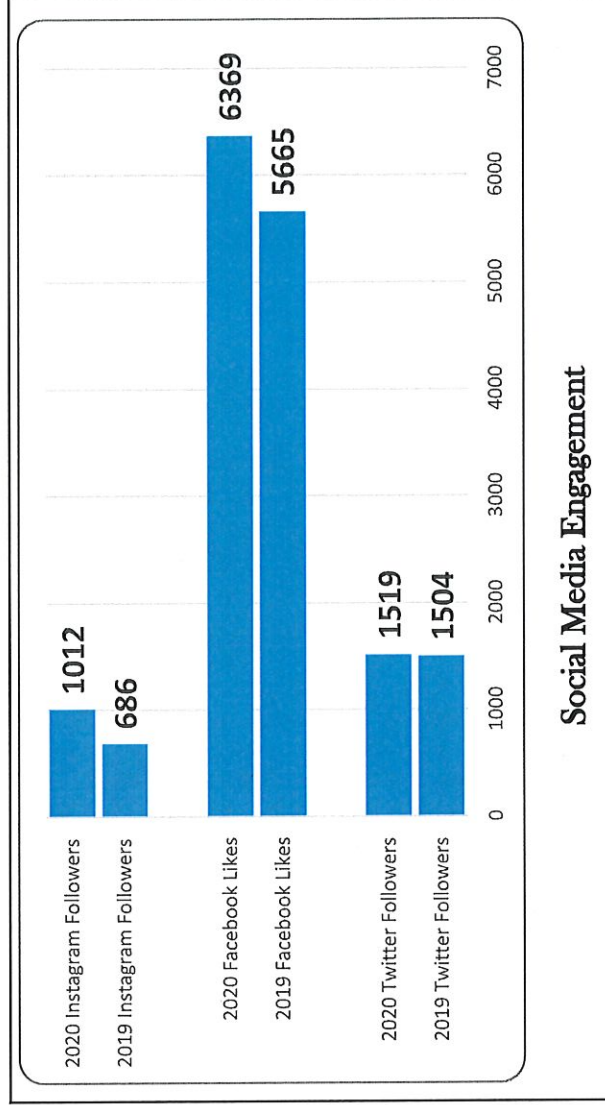
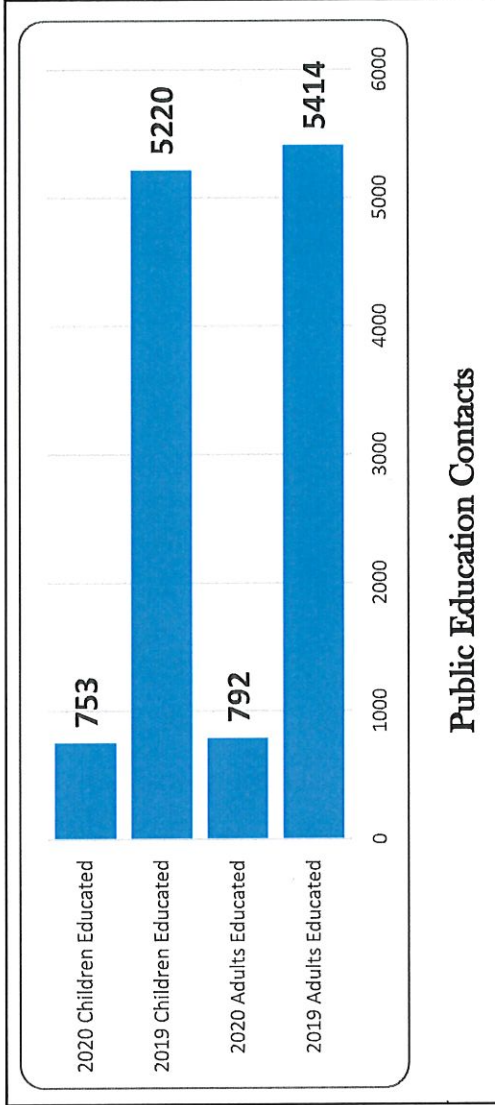
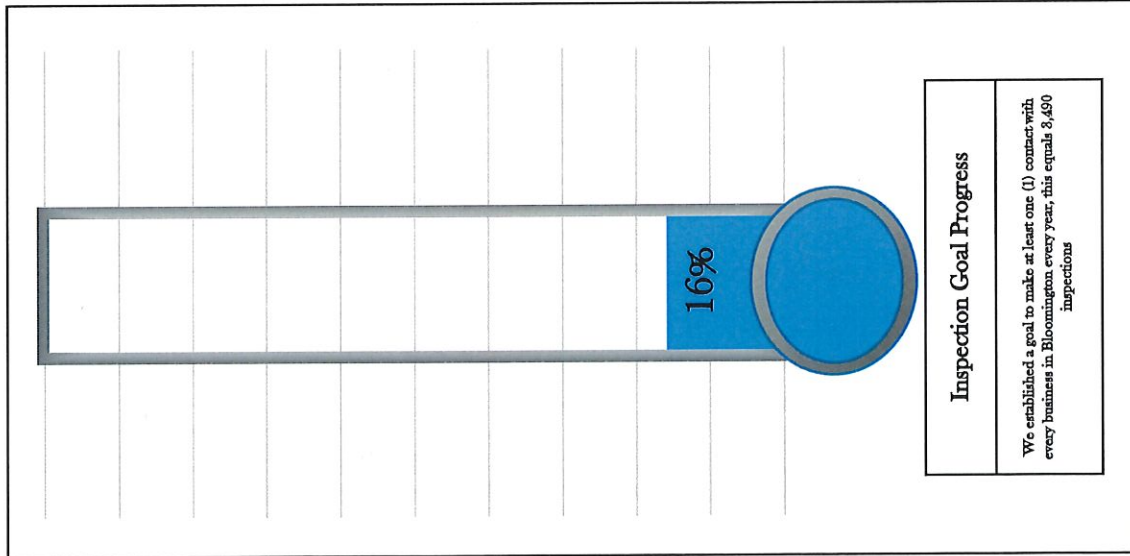
# Response Times / Goals



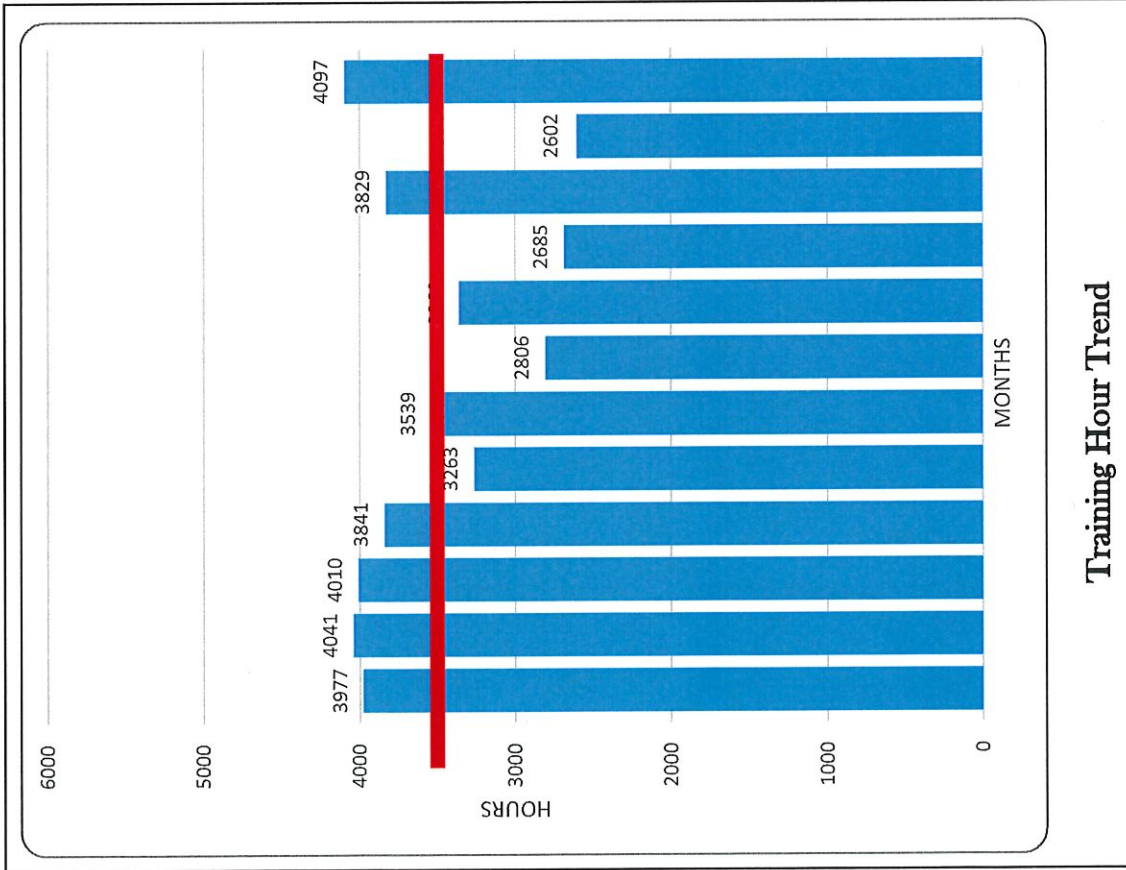
## YTD Response Times Incidents within COB Limits



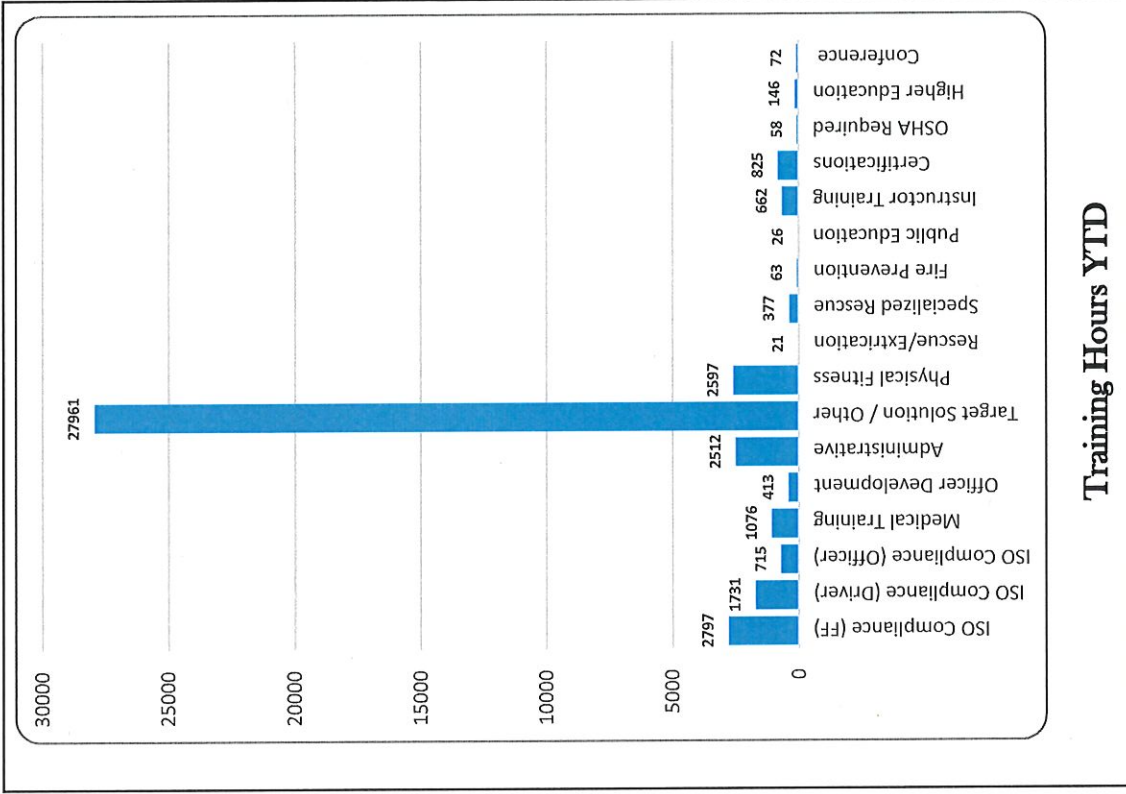
# Prevention and Public Engagement Statistics



# Training and Education

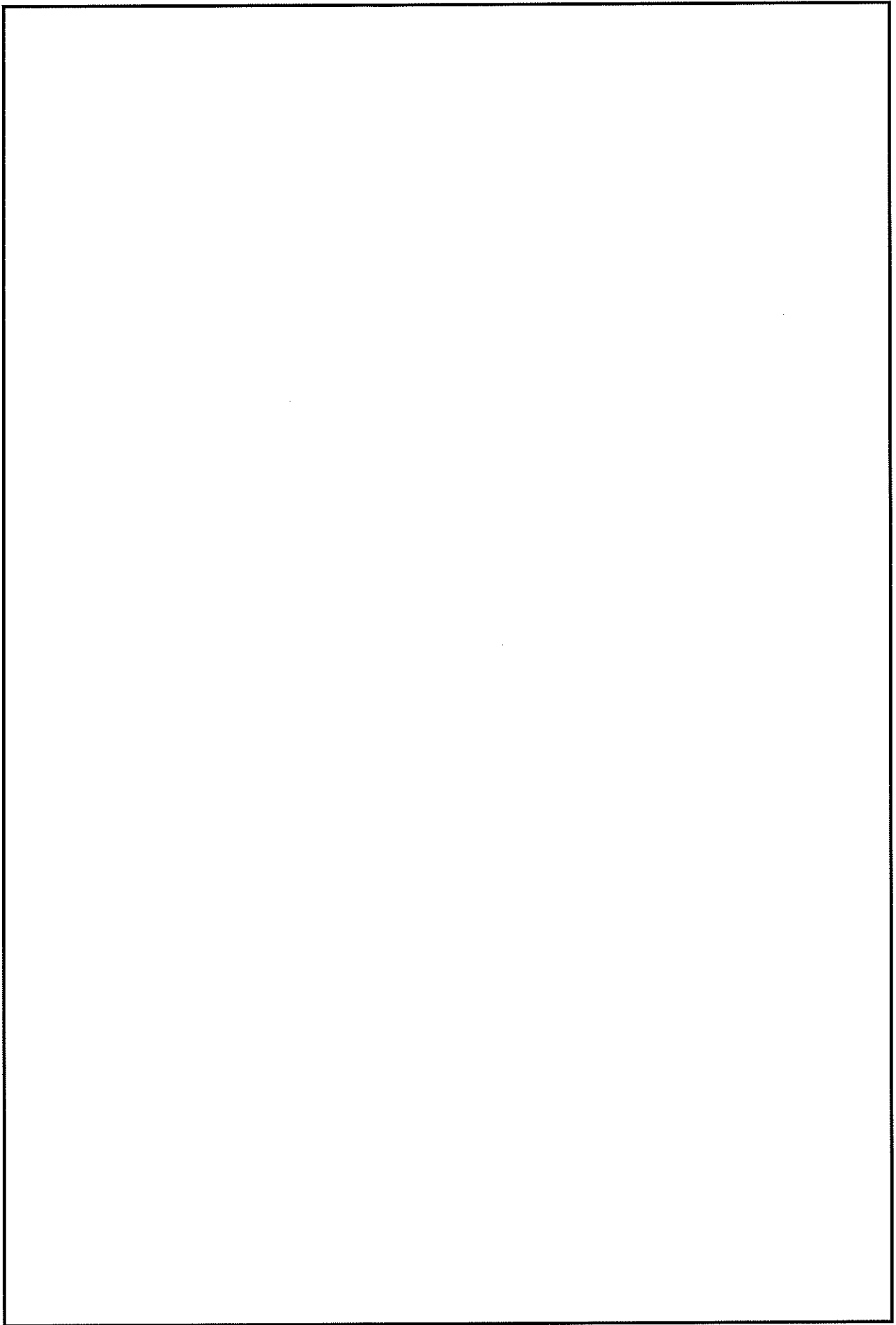


Training Hour Trend



Training Hours YTD

**Letters of Appreciation / Commendation**



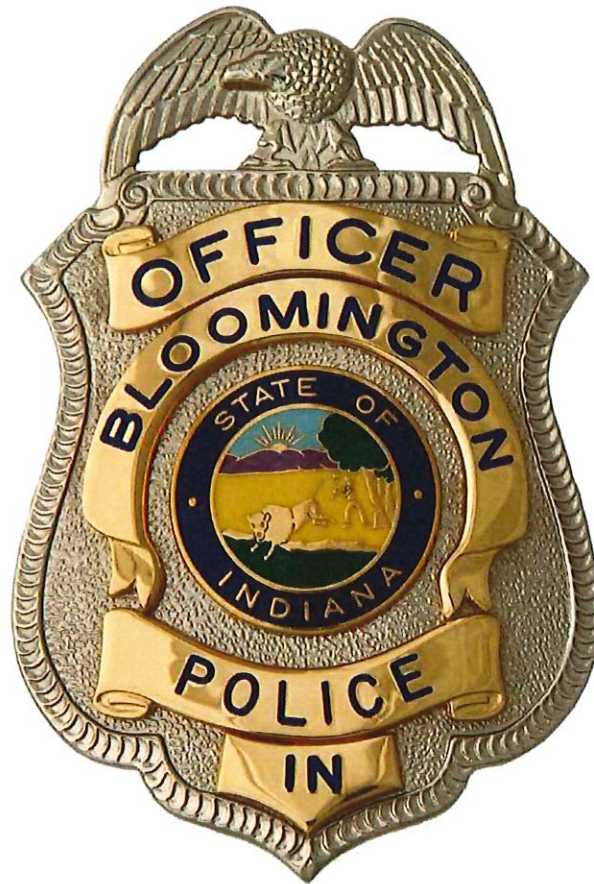


# **Bloomington Police Department**

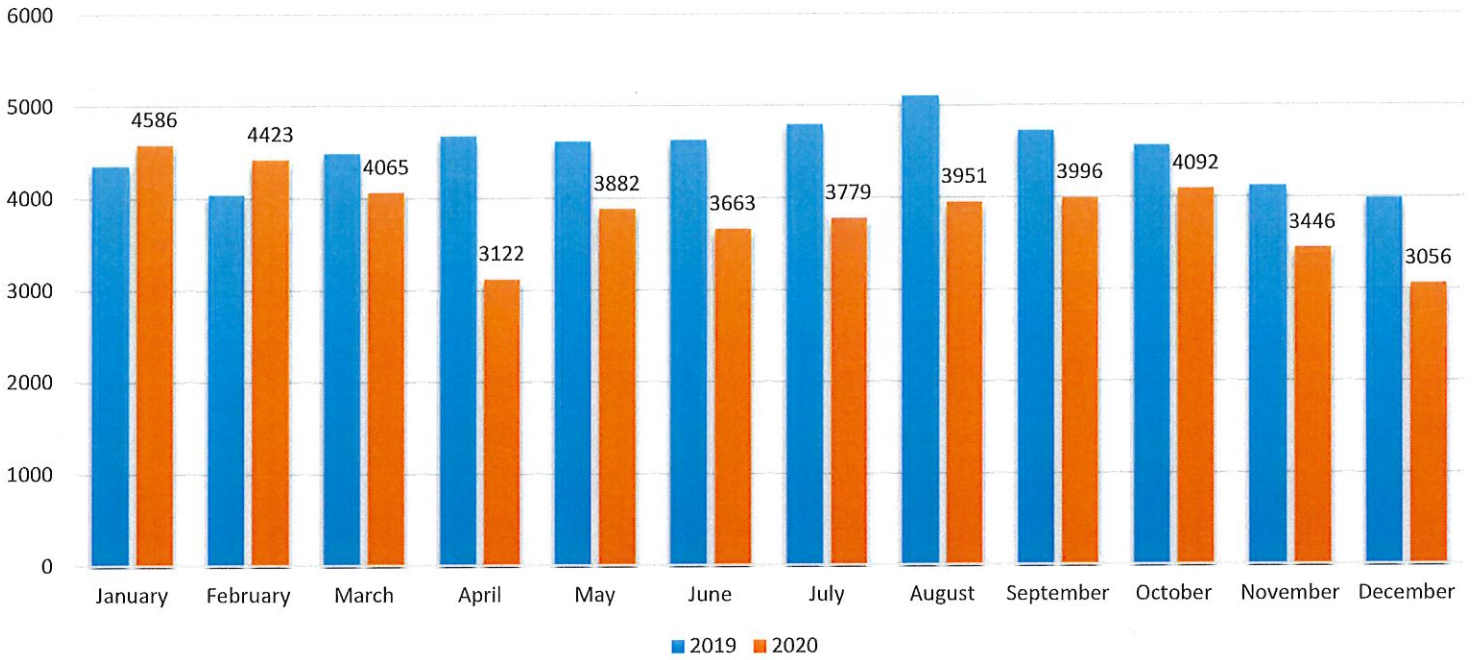
## **Board Of Safety**

### **Statistical Report**

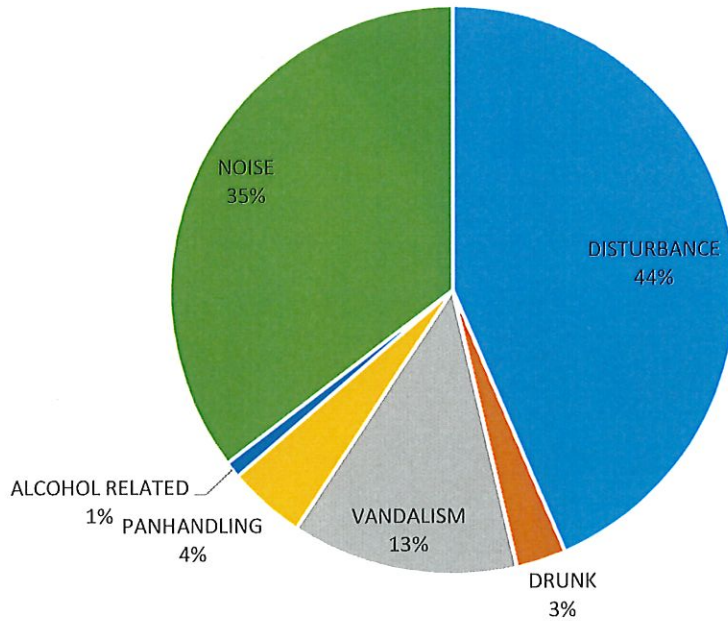
**December 2020**



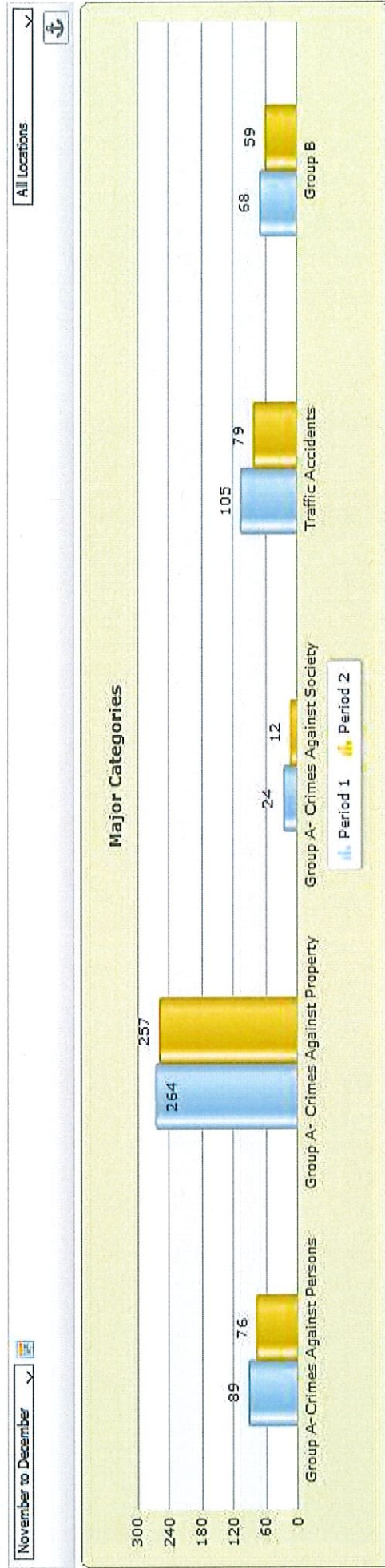
### 2019-2020 Calls For Service Totals



### December 2020 Nuisance Calls for Service

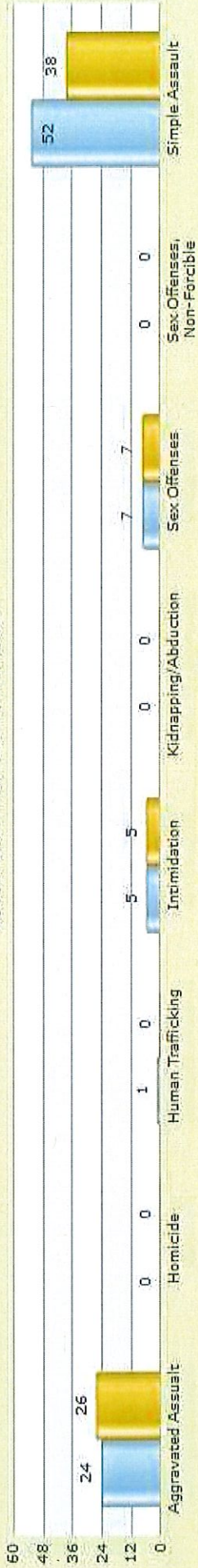


All of the Case data below is based on new NIBRS categories; however, calculated close to UCR, only counting one hierarchy crime per case. These numbers will not match what is reported to NIBRS.





### Group A - Crimes Against Persons



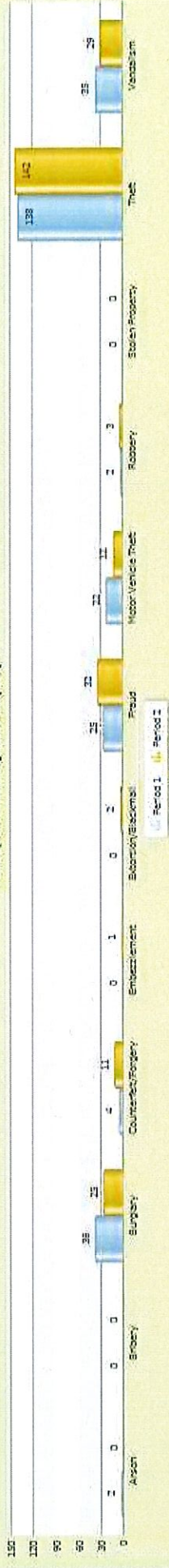
Legend: ■ Period 1 ■ Period 2

Chart: Period Differences

Category	Period 1	Period 2	Total	Difference
<b>A</b> Aggravated Assault	24	26	50	8.33%
<b>H</b> Homicide	0	0	0	0%
<b>H</b> Human Trafficking	1	0	1	-100%
<b>I</b> Intimidation	5	5	10	0%
<b>K</b> Kidnapping/Abduction	0	0	0	0%
<b>S</b> Sex Offenses	7	7	14	0%
<b>N</b> Sex Offenses, Non-Forcible	0	0	0	0%
<b>A</b> Simple Assault	52	38	90	-26.92%
			<b>Crime Rates</b>	<b>Avg: 12.38%</b>
				<b>11.4%</b>



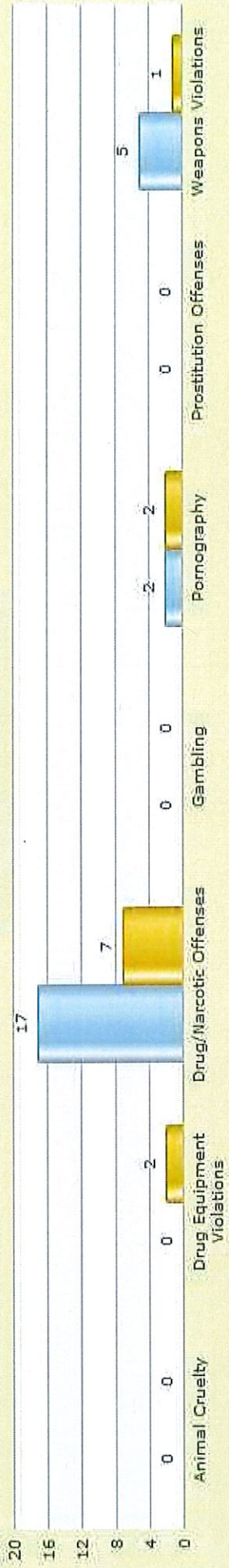
Group A- Crimes Against Property



Category	Period 1	Period 2	Total	% Difference
Arson	0	0	0	-200%
Burglary	0	0	0	0%
Shoplifting	0	0	0	-20.00%
Auto Theft	38	25	63	17.2%
Counterfeit/Forgery	4	11	15	100%
Embezzlement	0	1	1	200%
Extortion/Blackmail	0	2	2	25%
Fraud	25	23	48	-8.00%
Motor Vehicle Theft	11	11	22	0%
Robbery	2	3	5	50%
Stolen Property	0	0	0	0%
Theft	138	142	280	2.9%
Vandalism	35	29	64	-17.14%



GROUP A CRIMES AGAINST SOCIETY



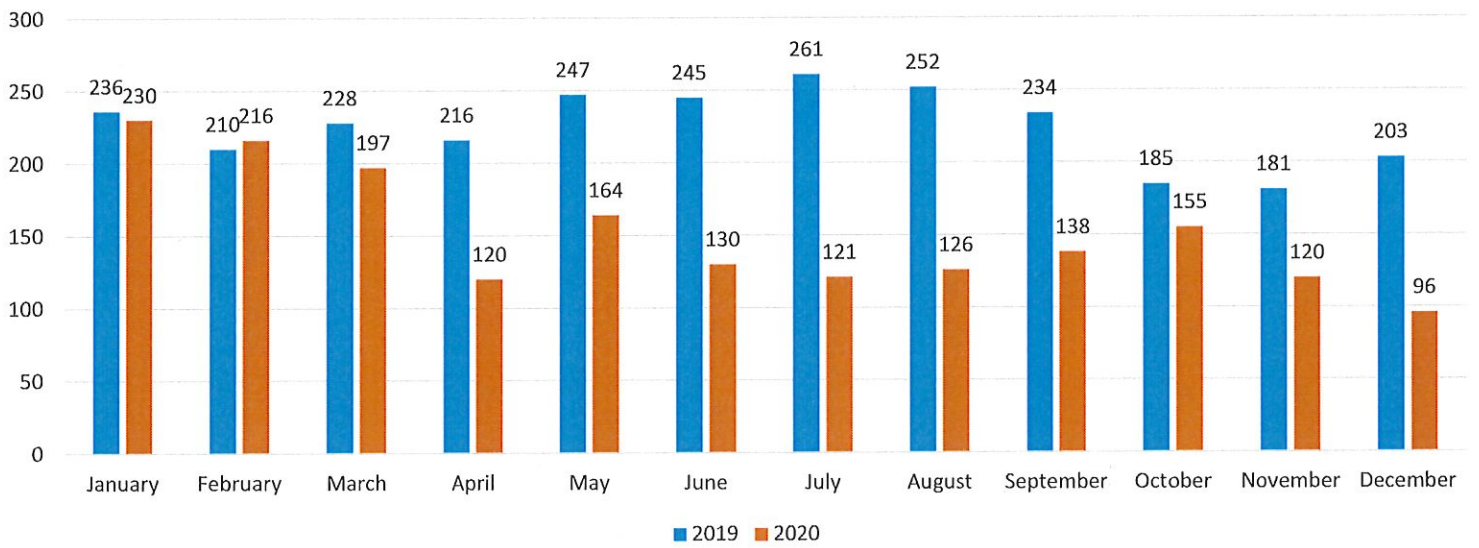
Legend: Period 1 (Blue), Period 2 (Yellow)

Chart: Period Differences

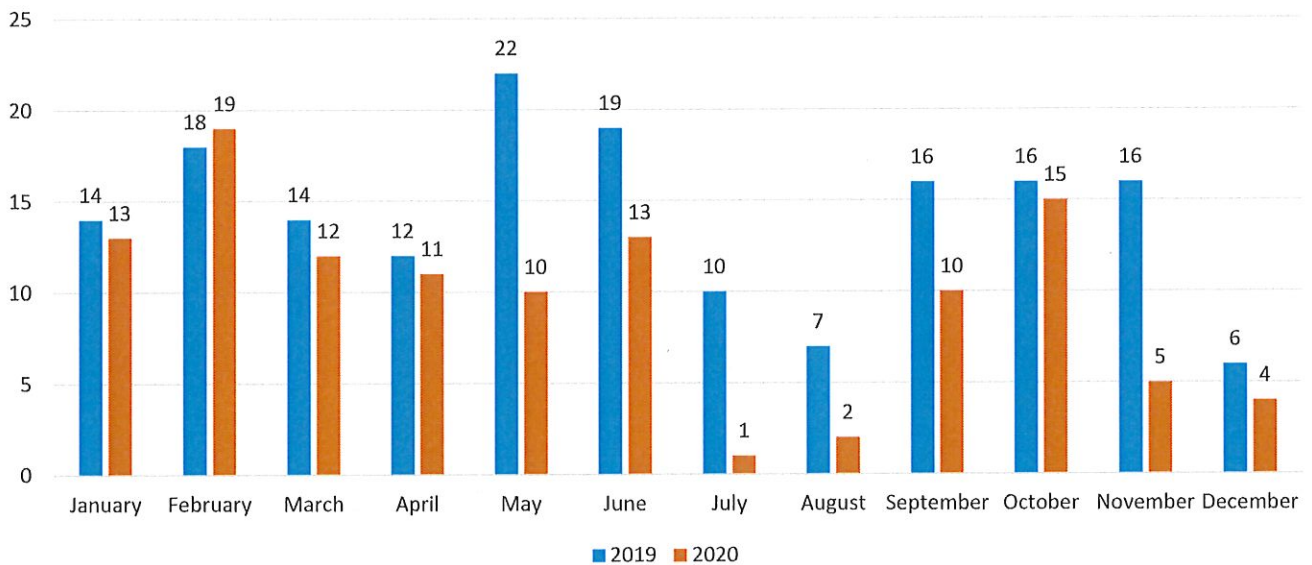
Category	Period 1	Period 2	Total	Difference
<b>A</b> Animal Cruelty	0	0	0	0%
<b>P</b> Drug Equipment Violations	0	2	2	200%
<b>D</b> Drug/Narcotic Offenses	17	7	24	-58.82%
<b>G</b> Gambling	0	0	0	0%
<b>P</b> Pornography	2	2	4	0%
<b>P</b> Prostitution Offenses	0	0	0	0%
<b>W</b> Weapons Violations	5	1	6	-80%

Crime Rates: 3.6% (Period 1), 1.8% (Period 2), Avg: 2.7%

### 2019-2020 Adult Arrests

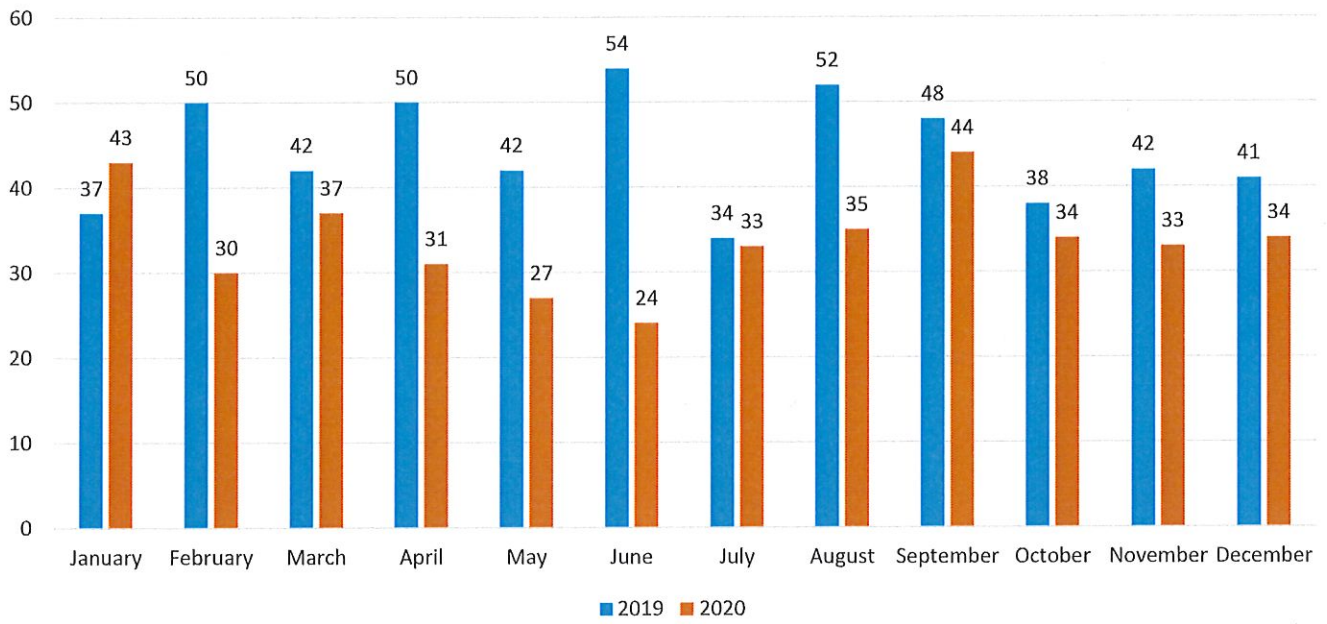


### 2019-2020 Juvenile Referrals





### 2019-2020 Domestic Violence Cases



UCR/IND. HATE CRIMES		
	2019	2020
Jan-Mar	1	2
Apr-June	2	1
July - Sept	0	2
Oct - Dec	0	
<b>TOTALS:</b>	<b>3</b>	<b>5</b>



# BLOOMINGTON POLICE DEPARTMENT

## Board of Public Safety Report



### CRIME TRENDS/MAJOR CASES:

- Fatality accident on East 3<sup>rd</sup> St
  - Theft from vehicles at walking trail parking lots
  - Uptick in catalytic converter thefts
- 

### TRAINING

**Training Hours: 96.5**

#### **Training Highlights:**

- Trends in Internet Crimes against Children and Emerging Technology
- Protecting Those Who Serve During the Overdose and Covid Crisis
- K9, CIRT and Dive Team Training

### COMMUNITY ENGAGEMENT

**Community Engagement Events: 0**

**Community Engagement Hours: 0**

**Officers Involved: 0**

#### **Community Engagement Events-Prior:**

- No events in December

#### **Community Engagement Events-Upcoming:**

-No events scheduled for January

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### **Police Social Worker**

Total Number of Referrals: 25

Total Number of PSW Contacts: 270

#### Summary:

1. Assisted elderly homeless male with safely housing his dog while looking for shelter options
  2. Assisted family with accessing food/utility assistance after an unexpected death in the family
  3. Provided therapy for two teens and their families who can't access telehealth services
- 

### **Neighborhood Resource Specialists**

Total Calls for Service: 29

TRAFFIC HAZARD	6
SERIAL MOTOR	5
SERVICE IP	5
PROPERTY	3
MOTORIST ASSIST	2
SERVICE NP	2
ANIMAL	1
CIVIL IP	1
CIVIL NP	1
EXTRA PATROL	1
FOLLOW UP	1
MISSING PERSON	1



# City of Martinsville Police Department



59 South Jefferson Street Martinsville, In 46151

Off: 765-349-4900 ♦ Fax: 765-342-6725

December 31, 2020

Bloomington Police Department  
ATTN: Capt. Scott Oldham  
220 E 3rd Street  
Bloomington, IN 47401

Captain Scott Oldham,

On Wednesday December 30, 2020, The Bloomington Police Department was involved in the vehicle pursuit of a possible stolen vehicle. This pursuit proceeded northbound out of Monroe County and into Morgan County. As the pursuit continued northbound on SR 37/I69, I blocked the intersection at SR 252 in Martinsville. As the fleeing vehicle went through the intersection, followed by a Bloomington patrol vehicle, I noticed that he was the only pursuing vehicle in close proximity. At this time, I fell in behind the Bloomington officer, who I later learned to be Officer Byerley.

I would like to commend Officer Byerley on his safe pursuit driving and excellent judgement through out the pursuit. This pursuit continued at a high rate of speed and was conducted in less than desirable weather conditions, including rain, lower visibility and wet pavement. But the traffic was light and uninvolved-drivers responded favorably by clearing the roadway. At this point, it was sound judgement to continue the pursuit. Officer Byerley increased and maintained a safe distance from the fleeing vehicle. He slowly entered and/or properly cleared intersections. When an attempt was made to deploy tire deflation devices, he again carefully maneuvered through it.

When the pursuit started to near Marion County and more congested intersections, Officer Byerley shut down his equipment and pulled out of the pursuit. Whether the decision was made by Officer Byerley, or Bloomington Police Department supervision, it was the right time to terminate the pursuit. At this point, the Martinsville Police Department also terminated our participation in the pursuit.

I wanted to take this opportunity to point out, what a great job the Bloomington Police Department did, especially Officer Byerley.

Sincerely,

Kurt B. Spivey, Chief of Police  
Martinsville Police Department

**Kurt Spivey, Chief of Police ♦ John Richards, Deputy Chief**