



Legislation Text

File #: 21-067, **Version:** 1

To: Board of County Commissioners

Through: Katherine Smith, Community Resources Department Director

Prepared By:

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Presenter: Brad Kamby, Judicial Services Division Manager

Subject:

Amendments to the Bylaws of the Arapahoe County Community Corrections Board

Purpose and Request:

The Arapahoe County Community Corrections Board (ACCCB) is recommending that the Board of County Commissioners (BoCC) approve a Resolution amending the bylaws of the ACCCB.

Background and Discussion: The bylaws of the ACCCB were last amended in March, 2015. The ACCCB has determined that amendments to its bylaws are necessary to align with changes in statute, update titles of agency representatives, recommend terms of service for citizen members, define the types of meetings held to screen defendants for acceptance into community corrections placement, and to better reflect how meetings are to be conducted. The ACCCB approved the proposed amendments to its bylaws at the December 17, 2020 full board meeting. Amendments to the bylaws must be approved by the BoCC. Attached is a draft of the proposed bylaws. The amendments are highlighted in yellow. The ACCCB proposes adding lines 8 and 9 to Article II, Section 1. Line 8 aligns the bylaws with the statutory purpose of community corrections, and line 9 aligns the bylaws with the statutory requirement that community corrections boards develop a research-based decision making process. Article V, Section 1 has been amended to reflect the correct title of the public defender representative; changes representation from Arapahoe/Douglas Mental Health Center to AllHealth Network; and clarifies that up to nine (9) citizen members may be appointed to the ACCCB. The ACCCB proposes that Article V, Section 3 be amended to allow citizen members to serve three (3) consecutive three (3) year terms, and allow the BoCC to extend term limits of citizen members. The ACCCB proposes amendments to Article V, Section 4 to define Full Board meetings and Review Committee meetings. The ACCCB proposes an amendment to Article V, Section 5 to clarify that the Chair may comment on any motion or matter that comes

before the Board. The ACCCB proposes amending Article 5, Section 7 to reflect that meetings may be conducted in person, by phone or video conference. The County Attorney's Office has advised to amend Article VIII Section 2 to include: "The Board of County Commissioners has the authority to amend these Bylaws on its own initiative and such amendments will not require the approval of the Community Corrections Board"; and "Nothing in these Bylaws shall create a contract with a member of the Community Corrections Board". The ACCCB will vote on the amendments recommended by the County Attorney's Office at the January 21, 2021 full board meeting. Judicial Services staff will update the BoCC regarding the outcome of the vote at the January 25, 2021 study session.

Fiscal Impact: There is not fiscal impact to amending the bylaws.

Alternatives: Retain the current bylaws as written, or approve all or some of the proposed amendments.

Alignment with Strategic Plan:

- ☐ Be fiscally sustainable
- ☒ Provide essential and mandated service
- ☒ Be community focused

Staff Recommendation: Judicial Services staff recommends the BoCC approve the proposed amendments to the bylaws.

Concurrence: The ACCCB supports the proposed amendments to the bylaws.