

**RILEY COUNTY LAW ENFORCEMENT AGENCY
LAW BOARD MEETING
City Commission Meeting Room
1101 Poyntz Avenue
Manhattan, KS
August 20, 2012 12:00 p.m.
Minutes**

Members Present: Karen McCulloh Loren Pepperd
Barry Wilkerson John Matta
Richard Jankovich Dave Lewis

Absent: Wynn Butler Captain Fink

Staff Present: Director Schoen Assistant Director Doehling
Captain Hooper Captain Moldrup
Captain Nelson Captain Hegarty

I. Establish Quorum: By Chairman McCulloh at 12:00 p.m.

II. Pledge of Allegiance: Led by Director Schoen

III. Consent Agenda:

- A. Approve July 16, 2012 Law Board Meeting Minutes
- B. Approve 2012 Expenditures
 - a) 2012 Budget Expenditures
 - b) Juvenile Transports
- C. County Inmate Medical, Facilities, Maintenance & Repairs Expenditures- (*Review*)
- D. 2nd Quarter Reports- (*Review*)
 - a) 82.1.4 Crime Statistics
 - b) 61.1.1 Traffic Accident & Enforcement Analysis
 - c) 84.1.8 Seizure & Forfeiture Report

Lewis sought clarification regarding the services provided by Leadsonline.

Hooper explained that Leadsonline is a nationwide pawn shop database in which items pawned are entered into the system and made searchable by law enforcement. The web-based electronic reporting service is used by law enforcement to assist with investigations and recovery of stolen property. In his opinion, the database has proven to be effective by helping detectives solve a number of larceny and vehicle burglary cases.

McCulloh inquired about expense voucher #8049 payable to LESO for 6 rifles totaling \$134.40.

Schoen explained that the Department has previously purchased rifles through the Law Enforcement Support Office (LESO), which is a vendor of military surplus items. The rifles are acquired, made suitable for police officer use and placed in the patrol units. The rifles are purchased at an excellent price and RCPD Administration is making use of that as a method of keeping costs down.

Lewis moved to approve the consent agenda as presented. Jankovich seconded the motion. The motion passed 6-0.

IV. General Agenda:

E. Additions or Deletions: The following items were added to the general agenda.

HI: Shootings- Mayor Pepperd- *Discussion*

III: Riley County Jail Average Daily Inmate Population- Director Schoen- (*Discussion*)

F. Public Comment: None.

G. Junction City July 4th Special Event: At the July 16, 2012 Law Board Meeting Pepperd briefed Director Schoen on the Junction City Independence Day celebration at which the sale of beer was permitted in the downtown area. According to Pepperd, the event brought Junction City approximately \$20,000 in revenue. There were questions among the Law Board as to how the event in Junction City might compare to Fake Patty's Day in Riley County, and whether similar tactics to manage the event could be used by RCPD.

As a result of the Board's inquiry, Director Schoen contacted Junction City Police Department Chief Tim Brown. Brown explained to Schoen that the event was formally managed by the City for a number of years and later turned over to the Sundown Committee, which is an offshoot of the City. It is a corporate sponsored event that serves as a fundraiser for the annual fireworks display known as the Sundown Salute. It is a 5 day, family friendly event that is held in the park. Activities include live music, a water balloon toss for children and a carnival that is situated adjacent to the park. The Sundown Committee budgeted approximately \$200,000-\$250,000 for the event with the goal being to raise enough money to cover the cost of the event and fireworks display for the succeeding year. According to Brown, Junction City made around \$20,000 in profit from the entire 5 day event.

Brown further explained that the Junction City Independence Day celebration is different than Fake Patty's Day in a number of respects. Firstly, the Independence Day celebration is a sponsored event that takes place over a longer period of time rather than just an extended weekend like that of Fake Patty's Day. Secondly, the demographic of participants is different. The bars in Junction City are spread out, whereas Riley County has quite a few bars concentrated in a single location, Aggieville. Regulations for alcohol sales were established for the Independence Day celebration. Participants had to purchase tickets which could be redeemed for alcohol. Only alcoholic beverages in non-glass containers with 3.2% alcohol content could be sold. A total of 7 arrests were made by the Junction City Police Department during the 5 day period.

Lewis asked if meetings have been scheduled between RCPD and the Aggieville Business Association (ABA) in preparation of Green Break.

Schoen said he and the ABA President remain in contact; however, there are no meetings scheduled at this time. It is likely that the meetings will be scheduled sometime in the spring 2013. Schoen said he doubts that the Department will see any impetus on the part of the ABA to begin these discussions until they get through the rush from the returning students.

H. Soft Costs Associated with Mental Health: There is consideration by the City and County to form a working group charged with identifying issues and needs within the local community with respect to mental health care. At the July Law Board Meeting Director Schoen reported on the hard costs related to transporting mentally ill individuals taken into protective custody by RCPD. Commissioner Butler requested Administration identify related soft costs associated with RCPD's interaction with the mentally ill and report back to the Board. A thorough review of potential soft costs was conducted by Captain Fink. His final report was included as part of the Law Board packet. Based on the data obtained, the average monthly hard and soft costs associated with the interaction, confinement, and transporting of the mentally ill is \$4,636.02 per month or \$55,632.24 each year on average.

HI. Shootings: Pepperd expressed his concerns with the recent shootings that have occurred in Manhattan and Riley County. He wished to know who has the authority to set bonds for individuals who are arrested. It is his belief that individuals involved in a shooting should be held on a higher bond than what is reportedly the case according to local newspapers.

Wilkerson said that depending on the circumstances of the arrest bonds are either set by RCPD or a judge. The County Attorney's Office may only provide a recommendation concerning the bond. The Riley County Police Department typically sets the bond for probable cause arrests, which is then reviewed by a judge. If an individual is arrested on a warrant, the judge will set the bond.

Schoen said that the Department has a bond schedule that is broken down by type and level of the offense. RCPD supervisors are authorized to set bonds at various levels within the schedule. While it is true that RCPD has the authority to set bonds, it does so by virtue of a schedule which establishes constraints within which RCPD operates. Schoen stated that he plans to meet with Judge Wilson sometime late August, or early September to discuss possible revisions to the bond schedule.

III. Riley County Jail Average Daily Inmate Population: During staff time with the Riley County Board of County Commissioners on August 16, 2012 the Commission inquired of the Assistant Director as to the Jail's average daily population. A document containing the average daily inmate population for the Riley County Jail from 2007-2012 was provided to the Board. The Board requested the report be provided to them on a monthly basis as part of the consent agenda.

I. Executive Session: At 12:30 p.m. Lewis moved to go into executive session for the purpose of discussing attorney client privilege and non-elected personnel matters not to exceed 15 minutes. Jankovich seconded the motion. The motion passed 6-0.

At 12:45 p.m. the Board returned from executive session.

J. Affirmation or Revocation of Discipline: Wilkerson moved to affirm the Director's disciplinary actions. Lewis seconded the motion. The motion passed 6-0.

K. Adjournment: Lewis moved to adjourn the meeting. Jankovich seconded the motion. The motion passed 6-0. The August 20, 2012 Law Board Meeting adjourned at 12:46 p.m.