

E. Additions or Deletions: Vice Chairman Sherow requested two additions to the general agenda: Fake Patty's Day Discussion (M.2), and Law Board Meeting Schedule (M.3). An executive session was not needed and will be removed from the agenda.

Director Schoen noted one addition to the 2011 budget expenditures; voucher 11118 to AXIS Integrated Solutions, LLC in the amount of \$513.00.

F. Public Comment: None.

G. Promotion Announcement: Director Schoen and Assistant Director Doehling announced the following promotions:

- Sergeant Greg Steere promoted to Lieutenant
- Lieutenant Richard Fink promoted to Captain

H. Approval of General Order 2011-006 Other Personnel Programs: Assistant Director Doehling explained that the proposed changes to the policy pertain to retiree participation in the Department's health insurance plan. The policy states that retirees may participate in the Department's health insurance plan, as provided by law. Retirees will provide monthly payments to the Department for the full cost of insurance. However, once a retiree is eligible to receive Medicare they will be excluded from participating further in the Department's health insurance program.

Pepperd asked if the Department provides retirees additional coverage, such as a supplemental health insurance plan.

Doehling said the Department provides retirees with information concerning options that are available to them, but does not provide supplemental health insurance.

Sherow asked Fraternal Order of Police (FOP) Lodge #17 President Dustin Weiszbrod if the FOP had been given the opportunity to review the policy, and if they agreed to the proposed changes.

Weiszbrod confirmed that the FOP had reviewed the policy, and they agree with the recommended changes.

Lewis moved to approve General Order 2011-006 Other Personnel Programs as presented. Pepperd seconded the motion. The motion passed 5-0.

I. Year End Budget Update: Director Schoen explained that traditionally the Law Board has used year end carry-over funds for planning upcoming budgets. It is projected that the Department will end FY 2011 with approximately \$400,000 remaining. The anticipated carryover is subject to variance should an unforeseen situation occur during the month of December that would require use of the funds. The final carryover figure will be provided to the Board prior to the March 2012 Law Board Meeting.

J. Health Insurance Update: The Riley County Police Department anticipates a 3% increase in health insurance for 2012. Director Schoen reminded the Board that the Department budgeted for a 10% increase in the health insurance line item for 2012. He explained that it was a bit fortuitous because the Department expects to receive additional billings in the way of assessments from the past workers compensation carrier. At this time he does not know the amount of the assessments, but the overage in the health insurance line would take care of some of the costs.

K. Operation Impact Update: At the September 19, 2011 Law Board Meeting Captain Hegarty provided the Board with an update on Operation Impact; a policing strategy with the goal to reduce crime, traffic accidents, and traffic violations through the application of high visibility traffic enforcement. Beginning September 2011 the Department began to examine areas of Manhattan where there was a significant overlap in both crime and traffic accidents. The area identified as having both was the area of Aggieville, Bluemont and Anderson. Director Schoen provided a brief PowerPoint presentation on the progress of Operation Impact, and the efforts made to better educate the public on the program.

L. Contract for Services Reese & Novelly, P.A.: Reece & Novelly, P.A., has been conducting the Department's audits for the past number of years. Schoen said that he and members of command staff debated whether to request bids from audit firms for this service, but decided not to due to the fact that the previous bid from Reece & Novelly was much lower than that of the other firms. The Department has been very satisfied with their thoroughness and work. He recommended the Law Board approve Reese & Novelly, P.A. as the auditing firm to conduct the 2011 RCPD audit.

Matta was comfortable contracting with Reese & Novelly, P.A. to conduct the 2011 RCPD audit, but requested the Department bid the contract in the future. The bidding process is a good practice to ensure the Department receives a decent rate for the services provided. It is also good to have someone else look over the Department's financial accounts.

Pepperd moved to accept Reese & Novelly, P.A. to conduct the 2011 RCPD audit not to exceed \$5,500, and an additional \$2,500 for a single audit if required. Butler seconded the motion. The motion passed 5-0.

M. FOP: Last Chance Agreement: Fraternal Order of Police President Dustin Weiszbrod and Director Schoen both indicated that the topic has been addressed and will be resolved internally.

M.2 Fake Patty's Day Discussion: Assistant City Manager Lauren Palmer authored a memo concerning the City Commission's support for attempting to rebrand Fake Patty's Day as a festival. The memo explained that the idea was to find a private event sponsor to take ownership for the event. City Administration spoke with two prospective event sponsors about the role and obtaining a special event permit from the City. The Riley County Police Department was not in support of such an event that allowed open containers in public areas, even under the restrictions of a special event permit. Without the opportunity to have controlled alcoholic beverage consumption in the streets, prospective event planners did not feel there was adequate potential to raise enough funds to cover their costs. As a result, the concept is no longer being actively pursued.

Butler stated that the Aggieville business owners were discussing the possibility of an event sponsor and seemed to be making some progress. The recommendation from RCPD ended those discussions. He believes RCPD and the Board should reconsider the matter and come up with a compromise that may work for all parties. Without a sponsor they could end up with an out of control event.

Schoen said that he is not opposed to a special event permit; however, he maintains that open containers in public areas is not a good idea. At this time he would support a special event permit

absent allowing for open containers in the streets. He mentioned at a recent Aggieville Safety Committee Meeting that he could foresee in the future a special event permit that would allow alcohol consumption in the streets, but currently given the tone and tenor of the crowd he is not in support of one. At this time a consensus among the Aggieville businesses (bar owners and non-bar owners) cannot be reached regarding how the event should be organized. This year the focus remains on the expectations of those who participate in the event, both consumers and bar owners.

Schoen said the real issue is overconsumption of alcohol on Fake Patty's Day. Aggieville business owners who convey that they are willing to do what they can to cover their costs by selling more beer, only seems to pour gasoline on the fire. Whether or not a special event permit is prudent is entirely within the purview of the City. Schoen said he did provide a recommendation to the City, and the City made it known early on that they would defer to the recommendation of local law enforcement. Schoen professed to know what the likely outcome would be based on his recommendation, but ownership of the permit approval process is the City's. It would be his preference if the event were organized in a fashion that he could recommend as being good for the public, and in the interest of public safety.

Schoen summarized the City's ordinance (31-159) and noted several requirements concerning which he believed any special event permit would have difficulty complying. Assistant City Manager Lauren Palmer was present to answer questions from the Board.

Sherow said that the Aggieville bar owners need to work with the other Aggieville merchants to come to an amenable solution. There are a lot of differing opinions from the City and RCPD about how the event could function.

The Board directed Schoen to speak with Aggieville Business Association Executive Director Evan Tuttle regarding the matter.

M.3 Law Board Meeting Schedule: At the December Law Board Meeting the Board approves a resolution to set the monthly meetings of the Riley County Law Board at noon on the third Monday of each month, provided that if Monday is a legal holiday, the regular meeting will be held the following day at the same hour. It was recently brought to Director Schoen's attention that the meeting schedule for 2012 may cause scheduling conflicts for some members of the Law Board. Schoen wished to discuss the matter with the Board prior to the December 2011 Law Board Meeting, at which time the meeting resolution is to be presented.

Butler said that as of late he has noticed a low attendance of community members at the monthly Law Board Meetings, resulting in very little public input on RCPD matters. The low attendance may have to do with the time in which the meetings are held. In addition, the noon meetings pose an issue for him and Matta due to their work schedules. Butler requested the Board consider meeting later in the day to accommodate the public and members of the Board for whom this has become problematic.

Lewis said that he has not received comments from the public indicating that the time of the meetings have made it impossible for them to attend. A late afternoon or evening meeting would be an issue for him for professional purposes with respect to his business. He wished to add that when he made the decision to run for an elected office he took the various meeting dates and times into consideration. One of the reasons he opted not to run for City Commission was due to scheduling

conflicts. Those types of considerations should be made prior to accepting a position on a board. Lewis asked if the Law Board Meetings have always been held at noon.

Schoen said that as far as he can recall, with the exception of Special Law Board Meetings and various hearings, Law Board Meetings have always been held at noon,

Schoen agreed to provide the Board with a couple different meeting time options for 2012. They will be provided at the December 19, 2011 Law Board Meeting in the form of resolutions.

Pepperd moved to approve the 2011 budget expenditure/voucher 11118 to AXIS Integrated Solutions, LLC in the amount of \$513.00. Lewis seconded the motion. The motion passed 4-0.

N. Adjournment: Lewis moved to adjourn the meeting. Pepperd seconded the motion. The motion passed 4-0. The November 21, 2011 Law Board Meeting adjourned at 1:11 p.m.