

**RILEY COUNTY LAW ENFORCEMENT AGENCY
LAW BOARD MEETING
City Commission Meeting Room
1101 Poyntz Avenue
Manhattan, KS
July 21, 2014 12:00 p.m.
Minutes**

Members Present: Dave Lewis Barry Wilkerson
Wynn Butler Richard Jankovich

Absent: John Matta Robert Boyd
Ron Wells Director Schoen
Captain Hegarty Captain Kyle

Staff Present: Assistant Director Doehling Captain Hooper
Captain Moldrup Captain Fink

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

II. Pledge of Allegiance: Led by Assistant Director Doehling.

III. Consent Agenda:

- A. Approval of June 16, 2014 Law Board Meeting Minutes
- B. Approve 2014 Expenditures
 - a) Seizure Expenditures
 - b) 2014 Budget Expenditures/Credits
- C. Juvenile Transport Reimbursement
- D. County Inmate Medical, Facilities, Maintenance & Repairs Expenditures- (*Review*)
- E. Riley County Jail Average Daily Inmate Population- (*Review*)
- F. Monthly Crime Report- (*Review*)

Jankovich moved to approve the consent agenda as presented. Butler seconded the motion. On a roll call vote, motion carried 4-0.

IV. General Agenda:

G. Additions or Deletions: None.

Vice Chairman Lewis advised those in attendance of the time constraint for the Law Board Meeting. A member of the Board must leave by 1:00 p.m. at which time there would no longer be a quorum.

H. Public Comment: Sophia Starks- Memphis, Tennessee Resident: Ms. Starks voiced to the Board her concerns regarding the manner in which Riley County Police Department officers handled the arrest of her son Darreen Starks and the treatment he is currently receiving in the jail. She went on to explain that her son, Darreen Starks, was the victim of a shooting on May 7, 2014. While receiving treatment at the hospital, RCPD officers confiscated property belonging to her son

without a warrant. Once the suspect responsible for the shooting was apprehended, he provided police officers with a false statement asserting that her two sons were drug dealers, and that they and their friends had an arsenal of guns. Ms. Starks feels that the police persist in trying to make her son look like the villain and the suspect look like the victim in this case.

Doehling explained that the case involving the shooting of Darreen Starks is currently being handled by the County Attorney's Office; therefore, he cannot discuss specifics of the investigation. However, if Ms. Starks would like to meet with RCPD staff or the Internal Affairs Lieutenant to discuss in detail her complaint against the Department, they would be more than happy to look into the matter and answer any questions that she may have.

Lewis thanked Ms. Starks for her comments. He agreed that it would be inappropriate for the Law Board to discuss the case because it is currently in the court system. He encouraged Ms. Starks to contact the Department and visit with the Internal Affairs Lieutenant or Captain Moldrup who may be able to provide some additional insight.

Butler requested RCPD Administration update the Board regarding Ms. Starks' complaint and the action(s) taken, if any. He agreed that complaints specifically related to the criminal case should not be discussed.

I. Board Member Comments: None.

J. Promotion Announcement: Assistant Director Doehling and Captain Moldrup announced the promotion of Officer Dustin Weiszbrod to the position of Sergeant. Dustin Weiszbrod was accompanied by his wife Jana and two children Ethan and Ellie. Jana and Ethan assisted Assistant Director Doehling with the pinning.

Assistant Director Doehling and Captain Moldrup announced the promotion of Sergeant Lucas Breault to the position of Lieutenant. Lucas Breault was accompanied by his wife Kari who assisted Assistant Director Doehling with the pinning.

K. 2013 RCPD Audit: Carol McCullough, CPA of Reese & Novelly, P.A. referred to the Independent Auditors' Report. She explained that it is their opinion that the financial statements included in the report present fairly, in all material respects, the aggregate cash and unencumbered cash balances of each fund of the Riley County Police Department Financial Reporting Entity, as of December 31, 2013, and their aggregate receipts and expenditures for the year then ended in accordance with the financial reporting provisions of the Kansas Municipal Audit and Accounting Guide. The auditors found no statute violations, budgetary or cash violations, nor did they find deficiencies in the area of internal controls.

McCullough briefly touched on a couple of changes to the audit; the Departments shift to a self-funded health insurance plan, and the decision to self-insure all workers compensation claims under \$5,000.

McCullough noted that the rules are changing under federal grants and single audits wherein the auditee is more accountable for their federal funds. The auditee needs to be able to answer questions that an auditor would ask concerning their program(s), how they are authorized to spend the money, what controls are in place, the reporting mechanisms, etc. In essence, they want the auditee to be able to advise the auditor that they have a single audit, and explain what procedures are in place in

order to conform with the requirements. In 2015 the single audit threshold amount will go from \$500,000 to either \$700,000 or \$750,000. Departments with federal monies below these amounts will not be subject to the single audit requirement.

The Board thanked McCullough for the report.

L. GAAP Waiver: Assistant Director Doehling explained that since the Department chooses to prepare the books as required by Kansas statutes rather than the Generally Accepted Accounting Principles (GAAP), each year the Board must waive the GAAP method.

Wilkerson moved that the Board approve Resolution 14-03 to waive the GAAP requirement. Jankovich seconded the motion. On a roll call vote, motion carried 4-0.

M. General Order 2013-036 Special Events: Assistant Director Doehling explained that the Department formulated a new policy, General Order 2013-036 regarding special events several months ago. The policy states that if the event requires more than two uniformed personnel for longer than two hours the organizers would be required to enter into a "Contract for Police Services" which would include reimbursement to RCPD for all expenses incurred. Doehling said that RCPD Administration has reviewed the figures previously provided to the Law Board regarding the financial impact of the special events and determined that there was an error in the logic behind the numbers. Assistant Director Doehling explained that although the calculation as correct, the numbers were inflated. The financial impact is not as great as initially reported. He recommended the Law Board pull the general order, the Department reimburse the organizations that were billed in 2014, and handle future events with the appropriate resources, if available.

The Board concurred with Assistant Director Doehling's recommendation to withdraw General Order 2013-036.

N. Executive Session: At 12:45 p.m. Jankovich moved to go into executive session for the purpose of discussing non-elected personnel matters and attorney client privilege not to exceed 10 minutes. Wilkerson seconded the motion. On a roll call vote, motion carried 4-0.

At 12:55 p.m. the open meeting reconvened.

O. Affirmation or Revocation of Discipline: Wilkerson moved to affirm the Director's disciplinary actions. Jankovich seconded the motion. On a roll call vote, motion carried 4-0.

P. Adjournment: Jankovich moved to adjourn the meeting. Butler seconded the motion. On a roll call vote, motion carried 4-0. The July 21, 2014 Law Board Meeting adjourned at 12:56 p.m.