

Riley County Police Department has systems in place which allow individuals to not only articulate their concerns but also offer solutions. Individuals with comments or concerns may voice them to the Law Board, CAB and at scheduled Citizen Forums. He added that the next Citizen Forum will be held Wednesday, September 24, 2014 from 6:00-7:00 p.m. in the Groesbeck Room of the Manhattan Public Library.

The Board thanked Leavell for the report.

H. Department Response Concerning Ms. Starks' Complaints: Director Schoen addressed the various complaints Ms. Sophia Starks registered in Law Board Meetings on August 18, 2014 and July 21, 2014, as well as during a meeting with RCPD Internal Affairs Lieutenant Tim Schuck on May 29, 2014.

Schoen explained that Ms. Starks' complaints generally have to do with the Department's handling of an investigation in which her son Darreen Starks, was allegedly shot by Daeshawn Bryant. Schoen stated that while a preliminary hearing concerning this incident has been conducted, the prosecution of the case is ongoing and as a result, he is unable to engage in discussion regarding the details of the case. His goal is to clarify Ms. Starks' concerns and provide the Board with sufficient information with which to address the Department's handling of the matter.

Schoen explained that the process has been complicated to some extent. While Ms. Starks has been vocal and adamant in that the Department's handling of the case was improper in regards to her son, and while she agreed during the August Law Board Meeting to have her attorney contact Mr. Gillespie in order to facilitate a sit down conversation during which she could clarify those concerns; that has not happened. Ms. Starks' attorney did not contact Mr. Gillespie to arrange a meeting, despite Mr. Gillespie having provided Ms. Starks his contact information, and consequently Ms. Starks has not met with anyone from the Department to clarify her concerns.

Given that, the approach the Department took to Ms. Starks' concerns was limited to her public comments. Schoen stated that a review of the video of both Law Board Meetings at which Ms. Starks spoke and the audio tape of her conversation at the police department with Lieutenant Schuck was performed. A list of her concerns and the results of the investigation into each was compiled and presented to the Law Board.

Schoen stated that in conclusion, his review of Ms. Starks' complaints indicate that there are instances wherein her description of events are inconsistent with the facts. However, when the facts were determined, there were valid reasons for the actions of the officers and investigators handling the case, which was in his opinion handled quite well. He could not find any evidence of wrongdoing with respect to either policy or law on the part of anyone involved with the investigation. Schoen stated that the proffer is still open if Ms. Starks would like to have her attorney contact Mr. Gillespie to organize a meeting in an effort to clarify some of those issues. If not, he is satisfied that things were handled appropriately.

I. Board Member Comments: Butler appreciated the Department's thorough report on the investigation into Ms. Starks' complaints. The report presented the facts to the Law Board which should now put the issue to rest.

J. Promotion Announcement: Captain Moldrup announced the promotion of Correction Officer David Ferguson to the position of Correction Sergeant. Correction Sergeant Ferguson will

be assigned as a shift supervisor on Watch III in the Jail Division. He was pinned by Director Schoen.

Captain Moldrup announced the promotion of Correction Officer John Roche to the position of Correction Sergeant. Correction Sergeant Roche will serve as a supervisor on Watch I in the Jail Division. He was accompanied by his wife Sandy who assisted Director Schoen with the pinning.

K. Operation Greek Award Presentation: Riley County Police Department Public Information Officer Matthew Droge explained that in 2011 he, Officer Ryan Doehling and Officer Trevor Wilkey completed a Neighborhood Portfolio Exercise (NPE) on Fake Patty's Day. Throughout the course of the research project, the three officers noticed a need for improvement in communication between the college community and the police department. The officers devised a plan, with the support of their supervisors, to visit local fraternities and sororities on a routine basis for casual Q&A sessions in an effort to foster open communication. Officer Droge stated that he is very passionate about the program. To date they have spoken with thousands of college students. In 2013 Operation Greek accounted for 15% of all RCPD speaking engagement and appearance requests.

Austin Krug, Member of FarmHouse Fraternity, Chemical Engineering and Pre Law Major at Kansas State University greeted the Law Board on behalf of the 75 members and House Mother Barbara Oplinger of FarmHouse Fraternity at K-State. He was pleased to be given the opportunity to speak with the Law Board regarding Operation Greek, their relationship with the Riley County Police Department, and the recent honor of presenting the Department with the 2014 Friend of FarmHouse Fraternity award.

Krug described the relationship over the past few years between FarmHouse Fraternity and RCPD as a blossoming one. FarmHouse has been privileged to have officers attend numerous chapter events, the most recent being a chapter meeting at which a presentation on Operation Greek was provided. Krug said that Operation Greek has allowed their chapter the opportunity to understand more about the operation of the police department as well as how to be a better law abiding citizen.

Krug announced that recently the Riley County Police Department was presented the 2014 Friend of FarmHouse Fraternity award. The Friend of FarmHouse award is to recognize an individual, corporation or organization that demonstrates a special friendship to a chapter of FarmHouse International Fraternity. Krug stated that the local FarmHouse Fraternity believes that a good friendship includes holding one another accountable. The Riley County Police Department has demonstrated this special friendship by encouraging FarmHouse to be better citizens through Operation Greek, promoting positive conduct by attending FarmHouse philanthropies, and serving the Greek, K-State and Manhattan communities by improving the quality of life.

L. Community Advisory Board Update: *See item G. Public Comment.*

M. Hearing Officer Selection for Disciplinary Appeal: It was moved by Lewis and seconded by Jankovich that Wilkerson be appointed to serve as the hearing officer for the disciplinary appeal hearing of RCPD Officer Darla King. On a roll call vote, motion carried 6-0.

Wilkerson will contact members of the Law Board to identify possible dates and times to schedule the disciplinary appeal hearings for Officer Darla King and Officer Carla Swartz.

N. Telephonic Triage Service for Workplace Injuries: Director Schoen explained that the Department intends to utilize a third party vendor for telephonic triage of workplace injuries, as the current system of reporting has some problems. Reporting of claims to RCPD Human Resources, and consequently to the state, is not occurring in a timely fashion. Delays in reporting an incident can result in greater medical costs and increased likelihood of litigation. Lastly, because reports are in paper format, some are lost on occasion.

Telephonic triage reporting through Assurance Partner's recommended vendor, Medcor, offers several advantages that should address the current system's problems. Advantages include immediate reporting and treatment for employees, proper recording of reports at the time of the incident, and proper handling of electronic reporting to both the State and to the Department's workers compensation insurance carrier, Travelers.

A cost/benefit analysis was included as part of the Law Board packet. It is anticipated that over time the Department will experience savings in the form of lower workers compensation claims.

Butler suggested that the Department complete a 6 month review of the service in an effort to determine if it is producing the anticipated savings.

Schoen stated that he was not certain if a 6 month review of the service would be appropriate. He and Captain Hegarty had previously discussed completing, at a minimum, an annual review of the service with the aim being the same.

O. 2014 Police Vehicle Purchase: Director Schoen explained that the Department is recommending the purchase of 1 Ford Taurus, 5 Ford Interceptor Sedans and 1 Ford Interceptor SUV to eventually replace aging fleet vehicles for a total expenditure of \$170,045.00.

Butler asked if Request for Proposals (RFPs) were sent to local vendors in an effort to obtain the best price.

Schoen explained that for a number of years the Department completed an annual bid process for police vehicles. However, the proposals received could not beat the price provided by Shawnee Mission Ford, the state or federal contracts. Consequently, the Department narrowed the process and began only seeking prices from only those 3 entities. Schoen said that if it is the direction of the Board to have the Department complete a bid process, due to time constraints, he would encourage them to make it a requirement for 2015.

Matta suggested and Schoen agreed to have the Department conduct a comprehensive bid process every 5 years with the first to be completed in 2015.

Butler inquired about the total number of RCPD vehicles, and if the Director feels that the number is sufficient or in excess of what is needed.

Schoen stated that off of the top of his head he could not say with certainty how many vehicles there are at the Department. If he were to take into account the vehicles that are assigned to the Patrol, Jail and Investigation Divisions, training section, and all specialty vehicles he would estimate that the number is in the low 60's. In his opinion, the frequency with which RCPD could do with one less or one more vehicle is about equal.

Jankovich moved to approve the 2014 police vehicle purchases as presented. Lewis seconded the motion. On a roll call vote, motion carried 7-0.

P. Body-Worn Camera Project: For some time, Riley County Police Department Command Staff have contemplated the use of body-worn cameras for police officers. Director Schoen stated that following his return from the 2012-2013 International Association of Chiefs of Police Conference Captain Hegarty began to make initial forays into the cost of the system. However, the technology was fairly new, and the decision was made to delay further action at that time.

Mid 2014 a small number of body-worn cameras were purchased, tested and subsequently evaluated by RCPD police officers. The test phase revealed not shortcomings, but rather a few issues that required clarification prior to moving forward. Schoen added that the current recording system (dashboard cameras) in the patrol vehicles are nearing their useful life cycle as certain system components can no longer be purchased.

Schoen explained that the Department intends to deploy 11 full-time police body-worn Taser Axon Flex cameras. The cameras will be assigned to 1 officer per shift, Aggieville, and bicycle officers. Before any cameras are deployed the project team will develop the necessary policies, procedures, and protocols for their use and the workflow of the digital video evidence produced by the cameras. A major part of the project will be to evaluate whether the body-worn cameras will suffice to eventually replace all existing in-car camera systems.

Schoen said that given the shooting of Michael Brown in Ferguson, Missouri discussion of this topic is timely. However, he wished to make it clear that RCPD's action with respect to body-worn cameras is not in reaction to the incident in Ferguson. The Department has kept an eye on police officer body-worn cameras since 2012. The timing and technology happen to come together coincidentally with the incident that occurred in Ferguson.

Wilkerson wished to know if the Department's policy will address limitations with respect to officers wearing body cameras in areas such as hospitals.

Schoen said that given the Health Insurance Portability and Accountability Act (HIPAA) constraints it is something that will need to be addressed in policy, if it has not been already. There are a number of similar privacy concerns that will need to be addressed. The policy is still in its formative stages and has not been finalized at this time.

Q. Executive Session: At 1:03 p.m. Jankovich moved to go into executive session for the purpose of discussing non-elected personnel matters not to exceed 10 minutes. Boyd seconded the motion. On a roll call vote, motion carried 6-0.

At 1:13 p.m. the open meeting reconvened.

R. Adjournment: Jankovich moved to adjourn the meeting. Wilkerson seconded the motion. On a roll call vote, motion carried 6-0. The September 15, 2014 Law Board Meeting adjourned at 1:13 p.m.