

EMMONS COUNTY SHERIFF'S OFFICE

2019 ANNUAL REPORT



To Serve – To Protect

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Years of Service *Emmons County Sheriff's Office*

Employee	Position	Yrs. of Service
Gary Sanders.....	Sheriff.....	26 yrs.
Mark Pearson.....	Chief Deputy.....	8 yrs.
Christopher Vargas.....	Deputy Sheriff.....	4 yrs.
John Bartlette.....	Deputy Sheriff.....	3 yrs.
Damian Wright.....	Deputy Sheriff.....	2 yrs.
Max Gross.....	Special Deputy Sheriff.....	25 yrs.
Tena Weber.....	Office Deputy.....	37 yrs.

The Emmons County Sheriff's Office was established in 1883 and is responsible for patrolling and providing the various required law enforcement duties within Emmons County which consists of 1555 sq. miles and has a population of approx. 3400 people. The cities and communities include Linton, Strasburg, Hazelton, Hague, Braddock, Kintyre, Westfield, Hull and the various growing subdivisions along Lake Oahe. In 2013 the City of Linton discontinued operating their own police department and entered into a mutual agreement with the county to provide Law Enforcement services, making the sheriff's office the only local law enforcement agency in the county.

Sheriff Gary Sanders first took office on January 1st, 2007 and is currently serving his fourth term as Sheriff. The sheriff has the responsibility for developing, updating and implementing departmental and jail policies and procedures in accordance with state or federal laws. The sheriff is also responsible for all major administrative functions, including but not limited to budget preparation and monitoring, hiring, scheduling, evaluation of staff performances, counseling, purchasing of department items and equipment, directing the investigations of serious crimes and incidents along with many other operational, personnel and administrative issues.

The duties and responsibilities of the sheriff's office is very diverse and includes but not limited to: the enforcement of all local and state criminal and traffic laws, conducting investigations, responding to various emergencies or complaints, maintain the peace and safety of the citizens, provide courtroom security, transporting prisoners and serving civil papers. The sheriff's office also has a responsibility and commitment to foster positive relationships between the general public and area schools by conducting various public relation presentations that include topics about drug & alcohol abuse, fraud and other public safety issues or concerns.

Employee Training

OFFICER	Total Career Training Hours	2017	2018	2019
Sheriff Gary Sanders	1741	25	41	18
Chief Deputy Mark Pearson	949	64	38	23
Deputy Chris Vargas	1414	44	80	15
Deputy John Bartlette	798	164	51	26
Deputy Damian Wright	711	N/A	116	19
Special Deputy Max Gross (part-time)	998	36	1	2

ND peace officers are licensed through the ND POST Board (Peace Officers Standards & Training) and are required to obtain a minimum of 60 hours of approved training every three years and annually qualify with their sidearm or other weapons to have their license renewed.

Prior to being licensed or hired as an officer, each candidate must:

- 1. Pass a written or oral psychological test and deemed mentally fit for duty.***
- 2. Pass a medical physical examination and be deemed physically fit for duty.***
 - a. Annual or periodic physical exams are required in accordance with NDCC 65-01-15.1 to be in compliance with certain WSI requirements.***
- 3. Pass an FBI and local Criminal background check which may also include their Driving, Financial and Social background history.***
- 4. Officers are also required to sign and adhere to a "Peace Officer's Code of Conduct" pertaining to their conduct and ethics both on and off duty. A violation of this code may result in the officer's peace officers license being suspended, revoked or other actions deemed appropriate by the ND POST Board who issues and regulates a police officer's license.***

Linton City Law Enforcement Contract

In 2013 Emmons County and the City of Linton jointly entered into a full-time Law Enforcement Services Agreement when the city decided to no longer maintain and manage their own police department for various reasons to include the over-all cost, management, liabilities and equipment of operating a police department.

In 2012 when the City had their own Police Department they had a Public Safety Budget of approx. \$91,920.00. The initial 2013 LE Contract between the City and County was in the amount of \$88,500.00 which included any and all costs, equipment, training and liability assumed by the County.

The City of Linton pays Emmons County for this LE Service which is subject to an annual review by city and county officials. Since the initial contract in 2013 between the City and County it has been jointly agreed to modify and reduce the cost to the City five (5) times. Most recently in 2019 the contract was jointly amended to reduce the overall agreement cost to the city for 2020 by an additional \$7,566.82, for a total annual cost of \$40,000.00.

As part of this agreement, the city agreed to lock in this price for a five (5) year period and the sheriff's office would no longer have to maintain a weekly minimum hourly average. Because of the City's size, public safety needs and necessities the sheriff's office has regularly provided 40-50 hours per week of LE Services within the City.

In return, the sheriff's office agrees to provide 24/7 hour LE coverage and services. To enforce any state laws and city ordinances and to work closely with City officials concerning their LE needs and concerns. The County also assumes all costs and liability related to personnel hiring, management, conduct, training and any equipment issues or other costs to include any jail or inmate expenses.

	2017	2018	2019
Contract Amount	\$69,288.17	\$57,566.82	\$47,566.82
Avg. over-all weekly LE Services Provided	50.61 hrs.	48.22 hrs.	N/A
Total Hours	2637.50	2521.25	N/A
Cost per hour	\$26.27 per hr.	\$22.83 per hr.	N/A

Civil and Criminal Process

The sheriff's office has the responsibility of serving and executing legal court-issued documents in addition to various civil papers in accordance with NDCC: 11-15-04 & 11-15-06. The sheriff's office by law (NDCC: 11-15-07) must charge a service fee and or mileage if applicable for service of certain documents. The various Civil Process service fees are set by state law with the mileage rate currently being .60 per/mile.

Among the various types of documents served are: Warrants, Subpoenas, Small Claims, Orders to Show Cause, Summons & Complaints, Evictions, Protection Orders, Civil Judgment Executions, and Wage Garnishments. Once service is complete, the officer must complete a "Sheriff's Return" which is an affidavit acknowledging and verifying who, when and where service was completed or indicating they were unable to locate the person to make service.

	2017	2018	2019
Civil & Criminal Process	242	266	271
Civil Judgment Executions	12	11	12
Criminal Warrants (Local and Non-Local)	41	32	41
TOTAL	295	309	324

Fees Collected

(All fees are deposited into the County General Fund)

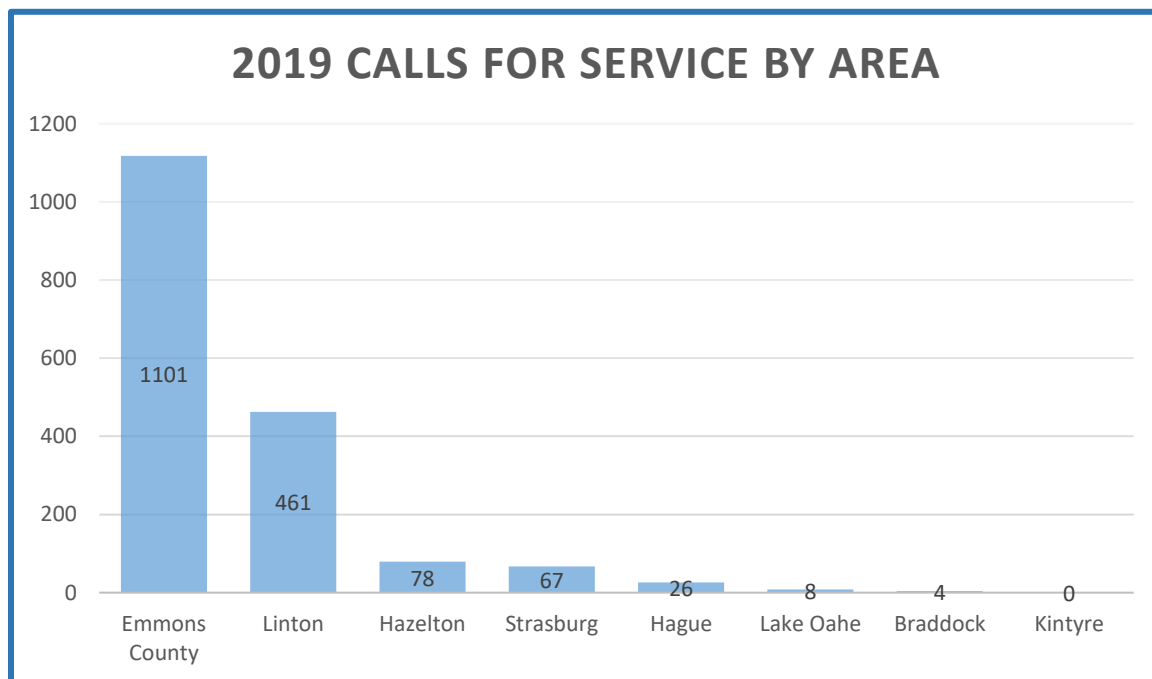
	2017	2018	2019
Collections (Service fees for serving civil papers)	\$3,806.53	\$4,969.70	\$4,864.80
Misc. Receipts (Fingerprints, Vehicle Storage, Copies of Reports, Fireworks Permits, etc.)	\$620.00	\$760.00	\$626.00
Special Deputy (Security for special events)	\$3,687.12	\$3,838.08	\$4,896.12
TOTAL	\$8,113.65	\$9,567.78	\$10,386.92

Calls for Service (CFS)

“Calls for Service” (CFS) refers to assignments, calls or events that are assigned to an officer by either their office or dispatch center (ND State Radio) that require their presence to investigate, resolve, correct or assist in a particular situation or event. The calls are generally initiated by the public either in person or by calling into 911 or directly to the sheriff’s office or through the officers own observation.

Calls for Service are generally short reports for minor events or incidents (i.e. motorist assist, welfare checks, medical calls, information only, etc.) containing a short narrative and information about the event and actions taken by the officer. A Calls for Service is also required prior to beginning or completing a Case Report for major or more serious events or incidents that requires additional investigation, possible criminal charges or an arrest.

	2017	2018	2019
EMMONS COUNTY	937	1176	1284
LINTON	468	480	461
TOTAL	1405	1656	1745



Calls for Service Offenses

Below is a list of the most frequent types of Calls for Service (CFS) for 2019. Some of the below CFS's have multiple offences (i.e. Drug charges with an Assault) assigned to them for a grand total of 1935 CFS. All CFS received by the sheriff's office require an officer to respond, investigate and take any necessary appropriate action.

CFS Categories	Number of Calls
Alcohol Related	
Driving While Under the Influence of Alcohol and/or Drugs	17
Minor in Possession/Consumption of Alcohol	6
Open Container of Alcohol	6
Refusal to Submit to Chemical/Breath Test	3
Total	32
Theft of Property	
All Other Theft of Property	19
Gas Drive Off	10
Theft from Building	7
Identity Theft/ Unauthorized Use of Personal Information	6
Possession of Stolen Property	1
Theft of Motor Vehicle Parts	1
Motor Vehicle Theft	1
Unauthorized Use of Motor Vehicle	1
False Pretenses	1
Construction Fraud	1
Exploitation of an Eligible or Vulnerable Adult	1
Total	49
Burglary/Trespass/Suspicious Activity	
Suspicious Person/Vehicle/Activity	30
False Burglary Alarm	22
Burglary/Breaking & Entering	16
Criminal Trespass	12
Total	80
Vandalism/Criminal Mischief	
Destruction/Damage/Vandalism of Property	18
Total	18

Sexual Assaults/Violations	
Gross Sexual Imposition	2
Sexual Assault	2
Pornography/Obscene Material	2
Sex Offender Failure to Register	2
Gross Sexual Imposition less than 15 years old	1
Gross Sexual Imposition Victim Impaired	1
Fondling	1
Incest	1
Adultery Charged by Spouse	1
Total	13
Physical Assaults/Abuse/Neglect	
Simple Assault	8
Child Abuse & Neglect	7
Assault by Caregiver	1
Total	16
Terrorizing/Harassment	
Disorderly Conduct	8
Harassing Phone Calls/Messaging	8
Terrorizing	3
Reckless Endangerment	3
Harassment	3
Obscene Phone Calls	1
Total	26
Crimes Against Law Enforcement	
Aggravated Assault on a Police Officer	1
Fleeing in a Motor Vehicle	1
Fleeing on Foot	1
Hindering Law Enforcement	1
Failure to Comply with a Lawful Order	1
Resisting Arrest	1
Total	6
Drug/Narcotic/Drug Equipment	
Possession of Drug/Narcotic	14
Possession of Drug Paraphernalia/Equipment	12
Ingesting a Controlled Substance	7
Total	33

Weather Related Incidents	
Winter Storm	28
Summer Storm	14
Flood	1
Total	43
Animal Calls	
Animal Call/Return of Animal	31
Livestock at Large/Astray/Trespassing	22
Dog at Large	6
Animal Bite – Warning	5
Animal/Livestock Neglect or Treatment	5
Barking Dog	2
Animal Bite – Arrest/Citation	1
Unlicensed Dog	1
Lost Animal	1
Total	74
Lost/Found Property	
Found Property	13
Lost Property	3
Total	16
Motorist/Citizen/Other Assist	
Medical Assist	86
Motorist Assist	71
Welfare Check	46
Assist Other Agency/Jurisdiction	30
Traffic/Road Hazard	30
Citizen Assist	23
Police Assist	23
Civil Non-Criminal Dispute	22
Abandoned/Unattended/ Stranded Vehicle	18
Domestic Dispute	12
Unlock Car Door	12
Civil Dispute Standby	10
Public Peace/Loud Noise Complaint	5
Direct Traffic	4
House Check	4
Door Found Open	2
Total	398

Driving/Registration Offenses	
Reckless Driving	29
Driving Under Suspension/Revocation	16
Drove without Liability Insurance	16
Unlawful Use of License Plates	4
Leaving the Scene of an Accident	1
Total	66
Deaths/Suicides	
Attended Death	4
Unattended Death	2
Suicide	1
Suicidal Subject	1
Total	8
Fire Calls	
Control Burns	72
Fire Calls	18
False Fire Alarms	6
Total	96
911 Calls	
911 Calls (<i>Requesting EMS/FIRE or LE</i>)	49
911 Misdial Call	11
911 Test Calls	2
911 Hang Up Calls	1
Total	63
Involuntary Commitments	
Mental Health	4
Alcohol/Drug Dependency	1
Total	5
24/7 Sobriety Program Violations	
Alcohol - PBT/SCRAM Non-Compliance	5
Drug – Patch/UA Non-Compliance	4
Total	9
Assorted CFS	
Misc Traffic Complaints/Traffic Stops/Warnings/Citations	717
Other Misc. Activity	167
TOTAL CALLS FOR SERVICE	1935

**Total varies from page 7 chart as multiple offenses can be assigned to a single CFS.*

Case Reports (CR)

“Case Reports” (CR) refers to a full and complete police report containing detailed information related to any arrests, accidents, serious injury, death, criminal investigations or other major or serious incidents or crimes. All Case Reports begin with an officer first completing an initial Call for Service (CFS) for the incident.

Case Reports contain several pages of detailed and charted information, which includes specifics on suspects, victims, witnesses and a description and value of any property involved and action taken by the officer. It also might include photos or recordings and written statements from the associated parties involved.

	2017	2018	2019
EMMONS COUNTY	93	126	152
LINTON	70	62	62
TOTAL	163	188	214

Case Report Arrest Summary

Year	Person's Arrested	Criminal Charges
2017	54	82
2018	62	82
2019	84	139

<i>Vehicle Accident Reports</i>			
	2017	2018	2019
EMMONS COUNTY	41	43	28
LINTON	27	21	20
TOTAL	68	64	48
Property Damage	45	45	28
Injury	6	8	6
Fatality	0	4	0
Hit & Run	1	1	8
Non-Reportable	16	6	6

***8/1/19 Reportable Accidents went from \$1000 to \$4000**

<i>Citations Issued</i>			
	2017	2018	2019
EMMONS COUNTY	222	322	306
LINTON	58	64	64
TOTAL	280	386	370
Traffic <i>(Non-Criminal violations, i.e., Speeding, Care Req., Equipment violation, Expired Reg., etc.)</i>	246	336	295
Criminal <i>(DUI, DUS, Drug Violations, Hindering, Resisting Arrest, etc.)</i>	34	50	75

Jail Information

	2017	2018	2019
Number of Inmates	10	18	34
Days in Jail	114	191	391
Cost of Boarding	\$9,433.70	\$14,988.30	\$28,413.61
Other Jail, Inmate & Transportation Costs	\$45,394.08	\$42,107.69	\$42,855.49

The Emmons County Sheriff's Office contracts with the below Detention Centers for Boarding of Prisoners for required overnight or long-term purposes. It is the responsibility of Emmons County to provide transportation to and from all court hearings or any needed medical appointments and any medical costs while in custody if applicable. In June 2017 the new Burleigh/Morton County Detention Center opened a 550 bed Class 1 facility in Bismarck which was much needed and greatly reduced the regional shortage of jail bed space.

The new Burleigh/Morton facility has a full-time nurse on staff for any minor inmate medical & medication needs and also has Interactive Video for inmates to appear via video rather than being transported to the courtroom for their bond or initial court appearances. Both of these services they provide requires less transport time for officers required to take the inmate to the clinic or initial court hearings.

DETENTION CENTER	COST PER DAY PER INMATE
Burleigh/Morton County Detention Center	\$75.00
Stutsman County Sheriff's Office	\$70.00
McLean County Sheriff's Office	\$65.00
Mercer County Sheriff's Office	\$60.00
Walworth County Sheriff's Office, Selby, SD	\$95.00
ND Youth Correctional Center (Mandan)	\$284.98

Sex Offender Registration

The Sheriff's Office is responsible for registering all new Sex Offenders residing in Emmons County and forward it to the North Dakota Attorney General's Office. After their initial registration, any change of residence address, school enrollment, employment, vehicle information, must be reported to our office and a new registration is completed. The ND Attorney General's Office will assign a RISK LEVEL (Low, Med, High) to an offender after they have been properly evaluated which may take several months. An offender may have a risk level listed as "Undetermined" while their evaluation is pending.

2019	Emmons County had a total of <u>six (6) Registered Sex Offenders</u> registered and living in Emmons County in 2019. One of the offenders registration period ended 12/24/19, leaving a total of five <u>(5) Registered Sex Offenders</u> as of 12/31/19. There is also one (1) Registered Sex Offender who lives in a different county but works in Emmons County and is registering for work-related purposes.
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For additional information about the sex offenders registered in Emmons County, visit our website:

www.emmonsnd.com/sex-offenders.html

24/7 Drug & Alcohol Sobriety Program

	2017	2018	2019
Drug Patch	6	1	4
Alcohol SCRAM Bracelet	2	6	13
Alcohol Breath Test	0	0	0
Total Participants	8	7	17

The 24/7 Sobriety Program is utilized state-wide and is overseen and governed by the ND Attorney General's Office. The 24/7 program is funded entirely by the participants who are required to pay for their participation in the program as ordered by the court.

Defendants appearing in District Court in a criminal matter involving alcohol or drugs may be ordered to participate in the program as a condition of their bond while their case is pending or as a probation requirement once their criminal case is done if found guilty of the offence. The fees are as follows:

- **Drug Patch:** \$55.00 per Drug Patch which is changed every 1-2 weeks and sent to an out of state lab to be analyzed. (Emmons County retains \$26.45 per patch)
- **SCRAM Bracelet:** \$50.00 initial setup fee is retained by Emmons County and \$6.00 per/day which \$5.00 is retained by the monitoring company and \$1.00 is retained by Emmons County.
- **PBT Breath Test:** \$1.00 per breath test conducted twice daily at the sheriff's office at 9:00 am and 9:00 pm each day.
- **All 24/7 funds collected are required to be deposited into a separate fund which MUST be used to locally support the 24/7 program.**

24/7 Account Balance as of 12/31/19

\$2,984.60

Public Relations & Services

FINGERPRINTING

The Emmons County Sheriff's Office provides fingerprint services to the general public for a fee of \$5.00 per fingerprint card who are required to have a state or federal background check completed for employment purposes (Daycare or Foster Parent Providers, all School Personnel or Federal Employment, Concealed Weapons Permits, Nursing Licensure, etc.) All fees collected are deposited into the county general fund.

YEAR	NUMBER OF PEOPLE FINGERPRINTED	TOTAL FEES COLLECTED
2019	37	\$365.00

SECURITY/ESCORTS FOR VARIOUS SPECIAL EVENTS

The Emmons County Sheriff's Office requires certain events to be properly policed in accordance to NDCC: 53-02-08 that are open to the general public where alcohol and or music is present. The cost of providing the officer is paid by the person or organization hosting the event and paid directly to Emmons County at a current rate of \$40.00 per/hr.

The Sheriff's Office as a public service to the citizens, businesses and communities also provides police escorts for Funeral Services, Parades and temporary traffic control for various community events, ranchers moving cattle along or across public roadways or local contractors or service providers needing temporary traffic control at no cost.

TYPE OF EVENT	# of EVENTS
Events Requiring Security <i>(Outdoor Concerts/Street Dances, Wedding Dances etc.)</i>	27
Parade Escorts <i>(Various Community and School Events)</i>	9
Traffic Control	4
Funeral Escorts	1
TOTAL EVENTS	41

Public Relations

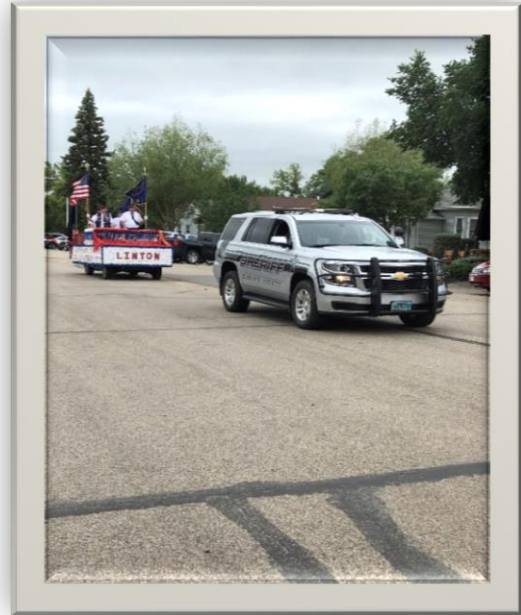
Speaking & Educational Presentations

The Emmons County Sheriff's Office is regularly requested and participates in various speaking or educational presentations at our local schools, organizations and communities regarding a variety of public safety and educational subject matters.

DATE	LOCATION	SUBJECT MATTER	Estimated Attendance
1/24/19	Linton School	3 rd Grade Reading Presentation	8
3/2/19	Bakker School	School Safety Check	Entire School
4/2/19	Linton School	K-2 nd Grade Young People Fingerprinting	47
4/6/19	Strasburg School	Before Prom PBT Testing	32
4/6/19	Strasburg School	After Prom PBT Testing	10
4/12/19	HMB School	Safe Night	90
4/27/19	HMB School	Before Prom PBT Testing	40
4/29/19	Linton Pre-School	Reading Presentation	13
5/1/19	Emmons County Courthouse	Farm Safety Day Camp (Weather Safety)	77
5/9/19	HMB School	Spoke to Senior Students about Career in Law Enforcement	2
5/19/19	Linton School	After-Grad Party PBT Testing	64
9/18/19	Linton Sr. Center	"Stepping On" Presentation	13
10/21/19	HMB School	Drug Safety Presentation	88
10/22/19	HMB School	School Safety Check	Entire School
10/26/19	HMB School	Halloween Party PBT Testing	50
11/1/19	HMB School	Career Fair	100
12/4/19	Linton Elderly Housing Complex	Q&A Regarding Scams	10



Fingerprinting



Parades



Events



Presentations

Budget Information

2017	Approved Budget	Actual Expenditures	Year End Balance Remaining in Fund
Sheriff's Office	\$533,452.79	\$482,505.36	\$50,947.43
Jail	\$102,200.00	\$54,827.78	\$47,372.22
TOTALS	\$635,652.79	\$537,333.14	\$98,319.65

2018	Approved Budget	Actual Expenditures	Year End Balance Remaining in Fund
Sheriff's Office	\$579,940.15	\$522,558.05	\$59,382.10
Jail	\$102,000.00	\$57,095.99	\$44,904.01
TOTALS	\$681,940.15	\$579,654.04	\$104,286.11

2019	Approved Budget	Actual Expenditures	Year End Balance Remaining in Fund
Sheriff's Office	\$603,445.35	\$565,657.87	\$37,787.48
Jail	\$102,000.00	\$71,269.10	\$30,730.90
TOTALS	\$705,445.35	\$636,926.97	\$68,518.38

The Approved Budget for the Sheriff's Office includes all funds necessary for but not limited to employee's salaries and benefits, uniforms, vehicle expenses, fuel and equipment, training requirements, office equipment and supplies, support of various public relations and outreach programs and technology expenses which includes telephone, computer hardware, software and support. Any remaining fund balances at the end of the year are returned to the county general fund.

The Approved Budget for the Jail includes all funds necessary for but not limited to the housing, subsistence, care and transporting of prisoners, prisoner medical costs if applicable and operational and maintenance costs to maintain our local holding cell as required by law.