



The Gold Star

Second Quarter 2012

Volume 32, No. 2

www.ISSDA.org

Official member publication of the Iowa State Sheriffs' and Deputies' Association (ISSDA)

ISSDA Partners with YCamp for the Kids



Register now for the ISSDA Winter School at The Meadows Events & Conference Center

Altoona, Iowa

Dec. 2 - 5, 2012





**Forty years of service
to those who serve.**

Trust RACOM and Harris to Deliver.

RACOM has brought commitment and know-how to Iowa Public Safety agencies for more than 40 years. Partnered with Harris Public Safety and Professional Communications—a leading supplier of secure military communications for more than 80 years and supporting over 500 systems. Harris solutions are trusted by military and civilian customers for their reliable mission critical communications. From DHS-approved multiband, multimode radios to secure P25 communications systems, to public safety grade broadband video and data solutions, you can count on RACOM and Harris to deliver best-of-class wireless voice and data networks.



Harris Unity® XG-100M

1-800-368-3277 www.pspc.harris.com
1-800-722-6643 www.racom.net



harris.com

HARRIS
assuredcommunications®

IOWA'S #1 FORD LINCOLN DEALER



THE NEXT-GENERATION
POLICE INTERCEPTORS

The Only Law Enforcement Vehicles Offered By A No-Bankruptcy No-Bailout American Company



"State Bid Headquarters" **2007, 2008, 2009, 2010, 2011, 2012**



Contact: Ron Reese
ronreese@stiversonline.com

1-888-638-1643

*the order bank is now open
for spring 2012 delivery*

**4 Demonstrator Vehicles
Available In Spring 2012**

BUILT FOR ONE PURPOSE: YOURS.



ON THE WAUKEE SIDE OF WEST DES MOINES



1-888-638-1643 www.stiversfordia.com



Benton, Linn & Iowa County Reserve Deputies Graduate From Regional Reserve Basic Academy

On June 9, 2012, six reserve deputy sheriffs from the Iowa, Benton and Linn County Sheriffs' Offices graduated with the 15th Regional Reserve Basic Academy hosted by the Cedar Rapids Police Department. Iowa County Reserve Deputy Bowen Yoder was elected class president and won "Top Gun" honors for receiving the highest range scores during the academy.

In the front row, left to right: Mark Schuerman, Mt. Vernon Police Department; Trenton Kelchen, Linn County Sheriff's Office; Bowen Yoder, Iowa County S.O.; Chris Lauderdale, Linn County S.O.; James Fisher, Lisbon P.D.

Back Row: Nick Bronson, Cedar Rapids P.D.; Micheal Mrstik, Linn County S.O.; Kyle Kephart, Linn County S.O.; Simon Gunderson, Benton County S.O.



Competitive Pricing ~ Work to Completion Customer Support



SHIELDWARE[®]

INTEGRATED PUBLIC SAFETY SOLUTIONS

ShieldWare[®] CAD
Computer Aided Dispatching

ShieldWare[®] RMS
Record Management System

ShieldWare[®] JMS
Jail Management System

ShieldWare[®] Mobile
Mobile Data Solutions

ShieldWare[®] SWCivil
Civil Processing for Iowa Sheriff's Offices



www.shieldware.com

800-476-5264

sales@shieldware.com

The Gold Star

Second Quarter 2012



Serving Iowa Since 1882

Contents

RACOM Ad: "40 years of service to those who serve"	2
Stivers Ford-Lincoln Ad: "State Bid Headquarters"	3
Shield Ware Ad: "Integrated Public Safety Solutions"	4
Benton, Linn & Iowa County Reserve Deputies Graduate	4
President's Message:	Chief Deputy Don Orgel 6
Secretary's Message:	Sheriff Jerry Dunbar 7
Lee Co. Sheriff's Office Named ESGR Patriotic Employer ...	7
Search & Rescue Dog, "Danny Boy," Remembered	8
Lt. Joseph Hunt Retires after 30 Years with Cerro Gordo S.O.	8
ISSDA Partnership with YCAMP	9
Prairie Meadows Racetrack, Casino, Hotel Ad	9
New Iowa Law Expands Synthetic Drug Ban	10
Linn County Sheriff's Deputy Awarded Commendation	10
Evelyn Covington Scholarship Awards for 2012 Announced..	11
Montgomery Co. Opens New Jail/ Law Enforcement Center..	12
Tpr. Mark Toney & Ofc. Roger Hildreth Added to Memorial.	13
Des Moines Holiday Inn Ad	13
ISSDA Winter School 2012 Agenda	14
ISSDA Winter School 2012 Registration Form	15
Freedom is Not Free	Sheriff Bill McCarthy 16
Andrew R. Long Presented Evelyn Covington Scholarship ...	17
State Litter & Illegal Dumping Guide for Law Enforcement..	18
Gross Joins Shelby County Sheriff's Office	20
Texas Roadhouse Fundraiser Event in Urbandale Fundraiser..	20

GOLD Business membership list:

Electronic Engineering RACOM
Radio Communications

GREEN Business membership list:

Durrant Uniform Den, Inc
Keefe Supply Aramark
CHC Correctional Healthcare Co. CEC
Carpenter Uniform

President

Chief Deputy Don Orgel, Hardin County

Secretary/ Treasurer

Sheriff Jerry Dunbar, Washington County

First Vice President

Deputy Don DeKock, Mahaska County

Second Vice President

Sheriff Brian Gardner, Linn County

ISSDA Board of Directors

Past President

Sheriff Dewey Hildebrandt, Bremer County

Board Members

Chief Deputy Gregg Morton, Jefferson County

Major John Godar, Linn County

At-Large Board Members

Chief Deputy Rob Haley, Ringgold County

Captain Mark Johnson, Black Hawk County

Sheriff Rick Lincoln, Clinton County

Sheriff Lonny Pulkrabek, Johnson County

Civilian Board Member

Office Deputy Dawn Disney, Poweshiek County

Permanent ISSDA Address

Bill Sage, P.O. Box 526, Atlantic, IA 50022-0526
thegoldstar@mchsi.com

Managing Editor

Sheriff Mike Balmer, Jasper County

The Gold Star Committee Members

Sheriff Dan Altena, Sioux County

Deputy Jim Cunningham, Woodbury County

Sheriff Jeff Danker, Pottawattamie County

Sheriff Rick Penning, Grundy County

Deputy Chris Scanlon, Dallas County

Photographer

Sheriff Rick Penning, Grundy County

ISSDA lobbyists

Joe Kelly and Susan Cameron

Financial Director

Retired Sheriff Bill Sage, Cass County

www.ISSDA.org

An Unspeakable Crime in Aurora



Chief Deputy Don Orgel
Hardin County Sheriff's Office

I have been fortunate to live long enough and in a time to see many firsts and many records chronicled. I have also had the opportunity to witness some of the events first hand. I have experienced the joy, triumph, and the gracious spirit of mankind interspersed with the brutal, forbidding cruelty that mankind is also capable of. I woke up the morning of July 20, 2012 remembering that I forgot to send my sister a birthday card. I turned on the news and immediately my thought changed. There it was: the story out of Aurora, Colorado. An unspeakable horror and crime. Another record in the U.S.A. – a record no one wants. The space following is a dedication to the people of Aurora. The white of the page is for the innocence of victims and the emptiness is for the hole left in the lives of all the families.

WHY?

The bard from Minnesota once wrote "The answer is blowing in the wind." I will live with that for now.

REMINDER: Sept. 16-19, 2012 – Jail School
agenda & registration is online at <http://issda.org/>
visit The Iowa State Sheriffs' and Deputies' online

National Sheriffs' Association President Paul Fitzgerald Goes Out with a Bang

I attended the National Sheriff's Association (NSA) annual conference in Nashville, Tennessee. Sheriff Paul Fitzgerald was the outgoing president, and he went out with a "bang" – literally. Several Iowa sheriffs who attended the event know what I'm getting at, while others probably heard about it on the news.

During the convention an apparent natural gas leak ignited in the lower area of the convention complex, causing approximately \$750,000 worth of damage. Amazingly, no one was hurt from the explosion, which occurred in an area that had been busy with vendors tearing down booths moments before. U.S. Marshal Ken Runde and his wife, my chief deputy and his wife, and my wife and I had just left the area of the escalators less than five minutes before the time of the explosion. If you have seen and heard the YouTube videos, you heard a familiar voice in the background – none other than our own Sheriff Ted Kamachus of Marshall County – telling non-law enforcement people to keep out of the area



Sheriff Jerry A. Dunbar
Washington County Sheriff's Office

and law enforcement to watch for evidence. Good job, Ted.

The hotel did a great job in getting 4,000-plus people food, water, and shelter when they evacuated the building. The sleeping arrangements worked, but it was

interesting to say the least. They bussed everyone to the Grand Old Opry, giving them a pillow or towel and sheets. Several slept outside in the grass or on a park bench, or in their vehicles. The majority slept in the Grand Old Opry. They didn't allow anyone on stage, only the seating area. It was pretty cool to see people in the balcony laying flat with white sheets draped over them. It looked like a gigantic morgue. Had to take some pictures of that.

The ISSDA Board did not meet in May or June of this year, but meetings started again on July 19. Log onto the ISSDA web site (issda.org) to find out the next meeting time and place, and please attend if you can. The Board is here to assist any way it can. If you know of someone who would make a good board member, please submit their name. We would really like to see more representation from the western side of the state if at all possible.

Thanks and enjoy the rest of the summer.

Sheriff Jerry A. Dunbar

Lee Co. Sheriff's Office Named ESGR Patriotic Employer

The Lee County Sheriff's Office was recognized by the Office of the Secretary of Defense Employer Support of the Guard and Reserve (ESGR) as a "Patriotic Employer" in February 2012. Lee County Sheriff J.A. Sholl said the award was due to a nomination by Deputy Natalie Gillett, who appreciated the support of the Sheriff's Office deputies, correctional officers and staff during her deployment in Kuwait. "Thank you, Deputy Gillett, for your service to our country!" Sheriff Scholl said. "We are honored to receive this prestigious award." The nomination was reviewed by the state committee of the ESGR. The Lee County Sheriff's office was selected to receive the "Above and Beyond Award" at a luncheon in West Des Moines on April 14. "Law enforcement is the first line of defense on the local, state and federal level. But the members of our armed forces are the first line of defense on a global level, willing to fight for what is right and just while defending the freedom we all enjoy."



The Lee County Sheriff's Office received its Employer Support of the Guard and Reserve (ESGR) "Patriotic Employer" recognition in February 2012, and its "Above and Beyond Award" on April 14. From left to right are Brigadier General Janet E. Phipps, Lee County BOS Chair Janet Fife La-Frenz, Deputy Natalie Gillett, Sheriff Jim Sholl and ESGR state Chair Dick Rue.

Search & Rescue Dog “Danny Boy” Remembered for Strong Tracking Instincts and Compassion

On January 20, 2012, Iowa Law Enforcement lost a good friend and partner. “Danny Boy,” a rescued German Shepherd owned by Gene and Trish JuVette from Rockwell City, Iowa.

Before being rescued by Gene and Trish, Danny Boy had been beaten and placed in a space six by eight feet square. After much love and patience, Danny not only became a good friend to the JuVettes, but he also became a good friend of law enforcement.

In the summer of 2001, the JuVettes discovered Danny Boy had a great nose and determination. They were steered to a search and rescue (SAR) group in Iowa and began learning more about S.A.R. In the summer of 2003, Danny Boy and Gene JuVette were certified for S.A.R. When asked how you train a dog for S.A.R., Gene replied, “We do not train the dog, as the dog knows what he is doing. What happens is the dog teaches us to read what he/ she is trying to tell us. Some need more time to learn and to trust the dogs than others.”

One of the first calls they went on was at Coralville lake for a drowning. After returning to shore, Danny Boy went over to



the father of the young boy that drowned. Danny Boy laid his head on the father’s lap telling him that he felt his pain. This is when it was realized that Danny Boy could smell at the DNA level.

Danny Boy went to many call outs over the next five years. In 2005 he responded to 28 call outs.

Danny Boy also had another unique quality. During all this time the JuVettes felt the importance of educating children on the use of life vests, since the vast majority of their calls were drowning.

They were also involved with a kidnapping and murder of six-year-old girl, and wanted to get the message out to kids of some of the pit-falls.

They visited dozens of schools, Boy and Girl Scout groups, Rotary and Lions clubs, daycares, kindergartens, church groups and more. They also walked in parades in various parts of the state. Several times during parades, Danny Boy on his own would pick out someone in a wheel chair with C.P. or M.S., go to them and let them pet him. How Danny Boy knew to do this the JuVette’s will never know.

Danny Boy was one of the most gentle 118-lb. German Shepherds you could ever meet, and his death will leave a large void in the hearts of the JuVettes, law enforcement and anyone who ever met him.

Lt. Joseph Hunt Retires after 30 Years with the Cerro Gordo County Sheriff’s Office

by Sheriff Kevin Pals
Cerro Gordo County

Lt. Joseph Hunt retired after serving more than 30 years with the Cerro Gordo County Sheriff’s Office.

Lt. Hunt started as a deputy sheriff in January 1982. He also served as the first Cerro Gordo County Sheriff’s Office canine handler with K-9 Lucy from 1998-2002. Lt. Hunt was promoted to the rank of lieutenant in November 1996.



ISSDA Partnership with YCamp

YMCA Camp has been called “the closest place to heaven on earth,” and to the kids who come here the camp lives up to its reputation. YCamp and ISSDA have worked together to bring children to camp for many years. With combined efforts, we have been able to serve several thousand kids. Working with YCamp, the ISSDA has funded thousands of kids’ trips to camp. The sheriffs’ and deputies’ program on average brings 100 kids to camp each summer. A camper from each county in Iowa is given the chance to go to camp each year. This is a great way counties are able to give back to the community. The campers get to ride to camp with a sheriff in a squad car, and go through check in. On the last day the sheriffs and deputies pick up the campers. YCamp is a unique environment where kids and young adults are able to grow and learn. Through structured and nationally recognized programs, YCampers are taught the universal core values of Caring, Honesty, Respect, and Responsibility. These core values, which have been taught

by the YMCA since 1990, are invaluable life lessons that can be used by the campers when they return to their home communities. A week of summer camp that has been provided by the ISSDA helps strengthen the campers’ relationship to law enforcement as well as their individual communities. Relationships that are created at YCamp through programs like rock wall climbing, horse riding, archery, arts and crafts, and canoeing can be directly translated into the communities that the campers return home to. During a typical week at ISSDA YCamp, sheriffs’ and deputies’ campers participate in fishing, swimming, and different sports including soccer, basketball, and volleyball, as well as shooting sports and outdoor living skills. Campers spend most of their time outside enjoying nature, and even have the option of a nature pathway to help them enjoy specific and detailed parts of nature, such as searching a creek bed for bugs and small fish that the



campers have literal hand-time with. The YMCA’s goal, and YCamp by extension, is to make strengthening the community our cause. And through partnership with the ISSDA, the YMCA is able to serve kids who would otherwise not be able to come to camp. ISSDA’s partnership with YCamp advances the belief in character development as a worthy goal in teaching kids. Instilling core values at a young age creates strong communities, as well as helping with the kids’ development.

An advertisement for Prairie Meadows. At the top, a red banner with white text reads "IOWA'S FAVORITE PLACE TO PLAY!". Below this is a large image of a multi-story hotel building with a red roof and the word "HOTEL" on its facade. In the center of the ad is a logo for Prairie Meadows, which features a stylized horse head and the text "PRAIRIE MEADOWS". Below the logo are three smaller images: a horse race in progress, a hand playing roulette on a casino table, and a man and a woman sitting on a bed in a hotel room, looking at a brochure. At the bottom, a red banner contains the text "RACETRACK ♦ CASINO ♦ HOTEL" and "STEAKHOUSE ♦ BUFFET ♦ HEADLINER ENTERTAINMENT". Below that, the website "PrairieMeadows.com" is listed in a smaller font. In the bottom right corner, there is a small copyright notice: "© 2012 Prairie Meadows Entertainment, Inc. All rights reserved."/>

IOWA'S FAVORITE PLACE TO PLAY!

HOTEL

PRAIRIE MEADOWS

RACETRACK ♦ CASINO ♦ HOTEL
STEAKHOUSE ♦ BUFFET ♦ HEADLINER ENTERTAINMENT

PrairieMeadows.com

© 2012 Prairie Meadows Entertainment, Inc. All rights reserved.

Gov. Branstad signed SF 2343 on May 25

New Iowa Law Expands Synthetic Drug Ban

Iowa Gov. Terry Branstad signed into law SF 2343 to update Iowa's list of controlled substances on May 25.

Responding to concerns by law enforcement, prosecutors, health care providers, parents and others about the elusive and dangerous nature of these products, the measure expands the State's ban on synthetic drugs—sometimes sold as incense or bath salts under names such as Spice and Ivory Wave—to apply to many more variations.

Effective immediately upon signing, the bill outlaws a total of 43 specific synthetic drug compounds (26 synthetic cathinones and 17 synthetic cannabinoids), plus five broader classes of synthetic cannabinoids as Schedule I Controlled Substances. That compares with eight synthetic designer drug compounds now controlled federally, and previously by Iowa law enacted last year.

Because synthetic drugs have no medicinal value and are harmful, the Schedule I Controlled Substance designation makes these products illegal to manufacture, sell or possess. By law, manufacturing, selling or possessing synthetic drugs with intent to deliver are aggravated misdemeanors, subject to a penalty of up to two years in prison



Gov. Terry Branstad signed SF 2343 on May 25, defining “cannabimimetic agents” and expanding the list of banned synthetic cannabinoids and cathinones. Left to right are: ISSDA President Don Orgel, First Lady Chris Branstad, Marshall County Jail Administrator Steve Hoffman, Gov. Branstad, Bremer County Deputy Shane Hoff, Polk County Sheriff Bill McCarthy, Johnson County Deputy Bill Deatsch, Mahaska County Deputy Don DeKock, and Iowa Rep. Clel Baudler. (photo: Eric J. Salmon)

and a \$6,250 fine. Possession of synthetic drugs is a serious misdemeanor, subject to a penalty of up to one year in jail and a \$1,875 fine.

Iowa's expanded law, listing all newly banned substances, and related edu-

cational information can be found on the Governor's Office of Drug Control Policy (ODCP) website.

(ODCP provides this information for general purposes only. Please consult counsel for legal advice.)

Linn County Sheriff's Deputy Awarded Commendation for Saving Prisoner's Life

On May 12, 2012, Linn County Deputy Sheriff Jimmy Keller was working in the Linn County Correctional Center as the 4th floor deputy on the 1600-2400 hours shift.

At approximately 1752 hours, Deputy Keller was picking up meal trays from the isolation cells in the Maximum Security cell block. As Deputy Keller opened the door to one of the isolation cells, he observed that the inmate had tied a T-shirt around his neck with the other end secured to an item in the cell. Deputy Keller immediately called for backup and went into the

cell. Deputy Keller found the T-shirt was placing pressure against the inmate's neck, he was mostly unresponsive and lying in a puddle of urine. Deputy Keller loosened the T-shirt from around the inmate's neck and was able to locate a pulse, while the inmate began gasping for air.

In reviewing the incident reports, there is little doubt that Deputy Keller ultimately saved this individual's life. Due to his actions, Sheriff Brian Gardner presented Deputy Jimmy Keller with the Linn County Sheriff's Office Lifesaving Award.



Evelyn Covington Scholarship Awards for 2012 Announced



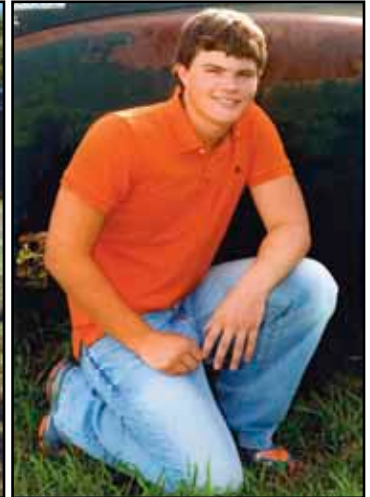
Matthew Cain, Goose Lake



Jade Simpson, Algona



Carrie Fiordelise, Kalona



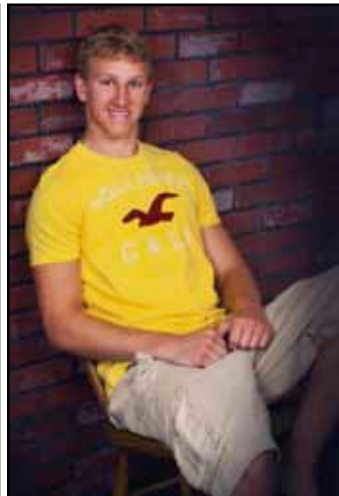
Jacob Halferty, Colfax



Logan Godar, Marion



Sabrina Ward, Remsen



Ethan Westering, Atlantic



Ashley Sutton, Wayland



Samuel Beaver, St. Ansgar



Andrew Long, Maquoketa

The Evelyn Covington Scholarships

Evelyn Covington was a deputy from Linn County serving on the ISSDA Board of Directors as past president when she was driving to a board meeting during a snow storm and her car was hit by a semi that lost control. A passenger in the car with Evelyn was killed. Evelyn sustained major injuries, causing her to be totally disabled. After this tragic accident, the ISSDA scholarship was named the Evelyn Covington Scholarship. Evelyn continues to live in Cedar Rapids. ISSDA has a scholarship committee comprised of sheriffs, deputies and sheriff support staff to choose Award recipients.

Montgomery County Opens New Jail and Law Enforcement Center

by Prochaska & Associates

After years of planning, Montgomery County has opened a new 24-bed jail and Law Enforcement Center (LEC) in Red Oak, Iowa.

The new LEC is the culmination of a comprehensive effort by the Montgomery County Jail Committee and its jail consultants, Prochaska & Associates, to develop and recommend a solution to the problems facing the existing Montgomery County Jail Facility.

In the Fall of 2008 Chief Jail Inspector Delbert Longley issued the following comments in his inspection report for the Montgomery County Jail:

“Montgomery County Jail is an old facility that does not meet the current needs of a jail. The jail is susceptible to escapes, suicides, unsanitary conditions... The jail’s overall condition is unsanitary and unsafe. Staff has done a tremendous job attempting to maintain a clean, safe and secure facility. This is nearly impossible due to the design.”

Chief Inspector Longley then went on to say, “The overall jail would be better suited for a 24-hour holding facility where the prisoners are to remain in a locked cell at all times.”

In the Fall of 2009, Chief Inspector Longley issued a new report that echoed many of his earlier statements. He said, “The required separation of prisoners is difficult due to the design of the jail.”

He continued, “Most of the same issues that have been mentioned in previous inspections are still present. The painting of the jail has made a great deal of difference; however, it is only a temporary fix. Future maintenance is drastically needed. I encourage Montgomery County to continue to move forward with their discussions with an architect. These discussions are needed to further address the condition of the building, safety and security issues, and to provide the tools staff need to operate the jail efficiently.”



Chief Inspector Longley also noted, “Staff is doing a good job with a facility that was not designed for current needs.”

Per Iowa Administrative Code 201-50.3(2), Montgomery County was required to complete corrections within a reasonable time period.

If the County were to fail to initiate corrective measures, the jail inspection unit has the authority to order the closure of the Montgomery County Jail.

In such a case it could be ordered that further confinement of prisoners or classifications of prisoners in the jail or any portion thereof be prohibited, or that all or any number of prisoners then confined be transferred to and maintained in another jail or detention facility, or any combination of remedies.

Upon receiving the unsatisfactory inspection reports, it became necessary to investigate options to bring the facility up to code. Four options were to include two different renovation schemes: building a new facility, or constructing a temporary

holding facility and transporting prisoners to another location.

To help make the most informed decision and choose the option that is in the best interest of Montgomery County and its residents, the Montgomery County Jail Committee was formed.

The jail committee was comprised of elected officials, citizens, and business leaders from the community.

Based on a number of factors – with the most important being cost and benefit to the County – the Montgomery County Jail Committee eliminated three of the four proposals and chose the proposal to build a new jail facility.

The new facility now consists of a jail and joint Law Enforcement Center for the Sheriff’s Office and City of Red Oak Police Department. Montgomery County voters approved the referendum for a new Law Enforcement Center on August 3, 2010, and the new LEC designed by Prochaska & Associates of Omaha, Nebraska, was opened this July.

At May 25 Iowa Peace Officer Memorial Service

Tpr. Mark Toney and Ofc. Roger Hildreth added to Iowa Peace Officer Memorial



photo by Eric J. Salmon

Fallen Iowa peace officers Trooper Mark Toney and Des Moines Police Officer Roger Hildreth were honored on May 25 at the annual Iowa Peace Officer Memorial ceremony on the Capitol grounds. Their names were added to the Iowa Peace Officer Memorial. Members of both officers' families attended the event.

Iowa State Trooper Mark Toney was killed in an automobile accident on U.S. Highway 65/69 south of Indianola in 2011. Trooper Toney was serving the citizens of Iowa when his patrol car left the roadway and overturned several times, landing in a field. The vehicle burst into flames during the accident.

Trooper Toney served the Iowa State Patrol for 24 years. He is survived by his two sons, Darin and Adam Toney, fiancée Lisa Sickles, brother David Toney, sisters Debbie Wiseman and Sharron, and his parents.

Des Moines Police Officer Roger Hildreth suffered a fatal heart attack while running on a treadmill in the department's gym in 2008. He had just completed responses to a burglary in progress, and a call involving two dogs loose in a neighborhood before collapsing.

Officer Hildreth was a U.S. Navy veteran and served with the Des Moines Police Department for 18 years. He is survived by his two daughters, Rachel Hildreth and Hope Hildreth; his brother Richard; and sisters JoAnne and Susan.

Gov. Terry Branstad proclaimed May 13-19, 2012, Peace Officers' Week in Iowa. In his remarks at the Peace Officer Memorial Cer-

emony this morning, Governor Branstad said, "While the sadness that often accompanies this ceremony can be quite powerful, it at the same time allows us the opportunity to reflect and be thankful for such dedicated individuals. My thoughts and prayers are with all the families of peace officers today."

Visit the Iowa Department of Public Safety web site to view a list of the 166 officers whose names are displayed with honor on the Iowa Peace Officer Memorial plaque.

Moving?

Change your address with the ISSDA so you continue to receive every issue of The Gold Star. Send your change of address information to: thegoldstar@mchsi.com or by mail to: Bill Sage, P.O. Box 526, Atlantic IA 50022-0526

The **Des Moines Airport Holiday Inn** has
Been pleased to host ISSDA schools since 2000!



Holiday Inn
DES MOINES AIRPORT

Here's to many more years!

6111 Fleur Drive • Des Moines, IA 50321
(800) 248-4013 • holidayinn.com/dsm-airport

Winter School 2012 Agenda

(Tentative agenda)

Sunday, December 2, 2012 at *The Meadows Events & Conference Center*

1700 – 1800 Registration
1800 – 1900 Hospitality
1900 Banquet: Entertainment: Billy Heller, Guitars – Vocals – Harmonica – What Not
Sponsored by: Reliance Telephone Systems

Monday, December 3, 2012

0730 - 0845 Registration
0900 – 1015 LEOKA (Law Enforcement Officer's Killed and Assaulted) Program
Michael Sumeracki, Federal Bureau of Investigation
1015 – 1030 Break
1030 – 1200 LEOKA continued
1200 – 1300 Lunch (on your own)
1300 – 1415 LEOKA continued
1415 – 1430 Break
1430 – 1600 LEOKA conclusion
1600 – 1800 Vendor Visits
1800 Vendor Hospitality



The Meadows Events & Conference Center double-queen room

Tuesday, December 4, 2012

0800 – 0900 MOCIC Update
Dennis Cessford, MOCIC
Wayne Lunders, MOCIC
0900 - 1015 "Profiling" by Steve Conlin, Behavior Science Unit, Federal Bureau of Investigation
1015 – 1030 Break
1030 – 1200 "Profiling" continued
1200 – 1300 Lunch (on your own)
Past Presidents Luncheon
1300 – 1400 New Sheriff's Forum: Uniformity, Legislative Importance & ISSDA Involvement to include State Fair etc.
1300 – 1400 "ILEA Update" by Arlen Ciechanowski, ILEA Director
1400 – 1600 Business Meeting
1730 – 1900 Hospitality Reception
1900 Banquet, Entertainment: Nick Bretz, Imaginick

Wednesday, December 5, 2012

0900 – 1200 "Where the Fight is . . . is Where You Fight"
Doug Hurley, Special Agent, Iowa DNE
Darrell Simmons, Special Agent, Iowa DCI
Casey Hinnah, Chief Deputy, Keokuk County SO

Women's Auxiliary

President: Pamela Dunbar, Washington County
Vice President: Jody Haley, Ringgold County
Secretary/Treasurer: Sand Vos, Warren County

Agenda

Sunday, December 2, 2012
1700 – 1800 Early Registration (Dues \$10.00/Year)
Monday, December 3, 2012
0900 Business Meeting, Gift Exchange



The Meadows Events & Conference Center hotel lobby

2012 ISSDA WINTER SCHOOL REGISTRATION

SAVE YOUR COUNTY \$25.00 PER PERSON BY REGISTERING BEFORE
November 19th, 2012

The Winter School will be held December 2nd - 5th, 2012, at the Meadows Events & Conference Center, 1 Prairie Meadows Dr., Altoona, IA The registration fee for attending the Winter School is \$150.00 per member, (\$175 after 11-19) or \$175.00 per non-member (\$200.00 after 11-19).

www.prairiemeadows.com/hotel

MAKE ALL CHECKS PAYABLE TO:

Iowa State Sheriffs' & Deputies' Association
Sheriff Bill Sage, Ret.
PO Box 526
Atlantic, IA 50022
thegoldstar@mchsi.com

Make your room reservations by calling 800-325-9015, before NOVEMBER 13th ,2012 at 5:01 PM. After this date, the price increases and the rooms will be released. Remember, you can always cancel your reservation if you change your mind, but if you wait, you may not get a room and the price will GO UP.

Room rates are from \$89.00 to \$149.00 per night. You must guarantee with a major credit card for the first night deposit. Be sure to state you are attending the ISSDA Winter School to receive the above rates.

Register on-line at www.issda.org (events)

I'm currently an ISSDA member YES _____ NO _____

County _____ Years of Service _____

Members Name _____

Email Address _____ @ _____

Guests Name _____

Members payment _____ enclosed pay at the door _____ \$ _____

Will you be attending the Sunday Night Banquet? ___ yes ___ no

Will you be attending the Tuesday Night Banquet? ___yes___no

Guests \$25.00 per nightly banquet

Guests payment _____ enclosed pay at the door _____ \$ _____

Will you be attending the Sunday Night Banquet? ___ yes ___ no

Will you be attending the Tuesday Night Banquet? ___yes___no

Non-member pre-registration \$ _____

Will you be attending the Sunday Night Banquet? ___ yes ___ no

Will you be attending the Tuesday Night Banquet? ___yes___no Total \$ _____

The banquets are included in the school registration. PLEASE save your Association money by checking whether you will be attending the banquet or not. If you don't check the box, we will have to assume you will be attending. PLEASE CHECK THE APPROPRIATE BOX. THANKS

“Freedom is Not Free”



Polk County Sheriff Bill McCarthy spoke at the Memorial Day observance at Veterans Memorial Community Choice Credit Union Convention Center, along with (left to right) Rep. Leonard Boswell, Iowa Air Guard Chaplain Capt. David Doty, and Iowa Air National Guard Col. Randy Greenwood in a program hosted by Jodi Tymeson, Director of the Iowa Department of Veterans Affairs. (photo by Eric J. Salmon)

[This is the Memorial Day speech delivered at Des Moines' Veterans Memorial Community Choice Credit Union Convention Center on May 28 by Polk County Sheriff Bill McCarthy.]

“I am truly honored to be here today with each and every one of you, because we are here to honor those who stood for our Country when called, and who lost their lives in the process.

As you know, Memorial Day is an official federal holiday and has been for many years. But before it was officially designated, it was set aside by the people as a day to remember the many who died in the Civil War.

Now, in addition to remaining a day to honor those who have given their lives to protect this country, it has also evolved as a day to remember all who have served and are serving their country, and a day to remember our family members who have left

us. During this time of reflection we try to grasp the extent of their service and their sacrifices. The soldiers, sailors, airmen, Coast Guard and Marines who answered the call throughout our history truly did so because they believed in America's highest ideals.

Marine Captain Ryan Prey was killed in the first few hours of the Iraq War. He wrote his mom and dad a letter to be opened only upon his death. It said in part, “Realize that I died doing something that I truly love, and for a purpose greater than myself.” Likewise, Sergeant Michael Evans wrote his family saying, “My death will mean nothing if we stop now. I know it will be hard, but I gave my life so you could live, and not just live, but live in freedom.”

Today, in honor of these Americans, our flag will fly at half mast from dawn to noon across this great nation. When you reflect on the many who have died defending this country and its values, please remember

these were real live human beings who loved and were loved as fathers, brothers, sons, mothers, sisters, daughters, friends and neighbors.

Let me offer a short roll call of the major conflicts and wars that we have engaged in – what Ben Franklin would call, “The Altars of Freedom's Sacrifice:” The Revolutionary War, The War of 1812, The War with Mexico, The Civil War, The Spanish American War, W.W.I, W.W.II, Korea and Vietnam.

More recently, we have lost Americans in El Salvador, Beirut, Grenada, Panama, The Gulf War, Somalia, Bosnia, Yugoslavia, Iraq and Afghanistan. Unfortunately, engagements like these will continue to grow because this world is not a safe place. There are many in this world who would do evil to us or their neighbors if we ever fail to act, or take freedom for granted.

Human nature being what it is, I think we must always be ready to resist the greedy, or those driven by an ideology of control.

Thomas Paine said, “Those who reap the blessings of freedom must undergo the fatigue of supporting it.”

Thomas Jefferson said, “The tree of liberty must be refreshed from time-to-time with the blood of patriots and tyrants.”

These men were practical, if they were anything, and they understood that freedom is not free, and that we must be ever willing to protect our way of life.

Please let me add that we must also guard against a developing phenomenon where we engage in a fully sanitized war effort. What I mean by that is where only a small number of Americans bear the burdens of our country's life and death struggles.

Secondly, let's make sure we don't continue to put our military personnel in harm's way with tours of duty in a war zone two, three and four times unless they specifically volunteer for those tours.

Lastly, let's make sure that we continue to do as Abraham Lincoln said: “To care for him who shall have borne the battle, and for his widow and his orphan.” Let us continue to insist on the best care for our

Andrew R. Long Presented Evelyn Covington Scholarship

Jackson County Sheriff Russ Kettmann had the pleasure of presenting Andrew R. Long with a certificate recognizing Andrew as a recipient of the 2012 ISSDA Evelyn Covington Scholarship award. The presentation took place on senior day for the 2012 graduating class at Maquoketa Community High School in Maquoketa.

Andrew's parents are Russ and Jane Long. Andrew's father has been a deputy with the Jackson County Sheriff's Office since 1994. Andrew will be completing an A.A. Degree with an emphasis in law enforcement from Clinton Community College this coming year. He then plans to transfer to the University of Dubuque.

In Sheriff Kettmann's recommendation letter to the ISSDA scholarship committee, he noted that Andrew has been involved in a variety of volunteer tasks in the Sheriff's office, and Andrew has mentored at the elementary and middle schools in addition to teaching Sunday school.

He has received many honors and awards throughout his high school career. Andrew was the first recipient of the "Jr. Optimist" award given by the Maquoketa Optimist Club.

His most recent honor was being inducted into the "National Honor Society,"



Jackson County Sheriff Russ Kettmann presented Andrew Long a certificate indicating he is the recipient of a 2012 Evelyn Covington Scholarship award.

which measured his scholastic achievement, character, extracurricular activities and community service.

Andrew would like to thank the ISSDA Evelyn Covington scholarship committee

for their time and dedication. The scholarship he has been awarded is greatly appreciated, and it will assist Andrew in reaching his goal of a higher education.

“Freedom is Not Free,” continued

veterans.

Let me close with a poem (written in 1981 by Florida high school senior and JROTC cadet Kelly Strong as a tribute to his father, who served two tours in Vietnam). It is appropriately titled:

FREEDOM IS NOT FREE

I watched the flag pass by one day.
It fluttered in the breeze.
A young Marine saluted it,
and then he stood at ease.
I looked at him in uniform
so young, so tall, so proud.
I thought how many men like him
had fallen through the years.
How many died on foreign soil?
How many mothers' tears?
How many pilots' planes shot down?
How many died at sea?

How many foxholes were soldiers' graves?

No, freedom isn't free.
I heard the sound of taps one night,
when everything was still.
I listened to the bugler play
and felt a sudden chill.
I wondered just how many times
that taps had meant "Amen,"
when a flag had draped a coffin
of a brother or a friend.
I thought of all the children,
of the mothers and the wives,
of fathers, sons and husbands
with interrupted lives.
I thought about a graveyard
at the bottom of the sea
of unmarked graves in Arlington.
No, freedom isn't free.

State Litter & Illegal Dumping

Litter and illegal dumping cost Iowans over \$30 million dollars per year. They impact the environment, beauty and quality of our landscape and pride in our State. Studies show that if littering / illegal dumping aren't dealt with and behaviors changed, there is an increased disregard of the law. This guide was developed by Dubuque Co. Assistant Attorney Alisha Stach-Lorang and reviewed by Jon Tack for DNR's legal services, and provided courtesy of Keep Iowa Beautiful to assist law enforcement in citing litter / illegal dumping violators.

Where did the illegal dumping / littering take place?

1. Public Property or Water
 - a. Call the Illegal Dumping Enforcement Officer (to be named) for an illegal dumping charge under 455B.307A. (Requires a civil citation).
 - b. Charge them with the non-scheduled simple misdemeanor charge of "Littering" under 455B.363 (can be on citation or complaint / affidavit).
2. Roadway / Ditch
 - c. Charge them with "Putting debris on highway" under 321.369 - Scheduled fine - on traffic citation (in compendium).
3. Dumpsters / trash receptacles
 - d. If it's publicly owned: Call the Illegal Dumping Enforcement Officer (to be named) for a illegal dumping charge under 455B.307A(2). (Requires a civil citation).
 - e. If on private property: 716.7. Theft
4. Private Property
 - f. Charge them with "Trespass" (placing inanimate objects on property without permission of the owner) under either 716.7(2)
 - (a) or (b) &/or
 - g. "Criminal Mischief" under 716.1 (See below).

Illegal Dumping

455B.307. Dumping--where prohibited—penalty

1. A private agency or public agency shall not dump or deposit or permit the dumping or depositing of any solid waste at any place other than a sanitary disposal project approved by the director unless the agency has been granted a permit ...
2. The director may issue any order necessary to secure compliance with or prevent a violation of the provisions of this part 1 of division IV or the rules adopted pursuant to the part. The attorney general shall, on request of the department [DNR], institute any legal proceedings necessary in obtaining compliance with an order of the commission or the director or prosecuting any person for a violation of the provisions of the part or rules issued pursuant to the part. [But see "First Iowa State Bank v. Iowa Dept. of Natural Resources 502 N.W.2d 164 (Iowa 1993).]
3. Any person who violates any provision of part 1 of this division or any rule or any order adopted or the conditions of any permit or order issued pursuant to part 1 of this division shall be subject to a civil penalty, not to exceed five thousand dollars for each day of such violation.

455B.307B. Illegal dumping enforcement officer

1. For purposes of this section, "officer" means the illegal dumping enforcement officer in a county.
2. The board of supervisors of each county may annually appoint an illegal dumping enforcement officer for the county. The board of supervisors may appoint the officer from recommendations by the county board of health or may select a person outside the rec-

ommendations made by the county board of health. The board of supervisors shall appoint a person who is a citizen of the United States, is of good moral character, and has not previously been convicted of a felony.

3. An illegal dumping enforcement officer shall take an oath of office prescribed by the board of supervisors. An officer's appointment shall be effective March 1 and shall continue for a term at the discretion of the board of supervisors.

4. An illegal dumping enforcement officer, subject to direction and control by the county board of supervisors, shall only be empowered to enforce the provisions of sections 455B.307A and 455B.363 and local littering ordinances. An officer shall not have the duty to enforce any other traffic or criminal laws of the state, county, or a municipality. An officer may enter upon any public land in the county, excluding land within the limits of cities,

unless otherwise authorized by a city, and any private property with the permission of the landowner at any time for the performance of the officer's duties, and may hire the labor and equipment necessary subject to the approval of the board of supervisors.

5. A person shall not willfully obstruct, resist, impede, or interfere with an illegal dumping enforcement officer in connection with the officer's enforcement of sections 455B.307A and 455B.363 and local littering ordinances. A person shall not willfully retaliate or discriminate in any manner against an officer as a reprisal for any act or omission of the officer. A person violating this subsection is guilty of a simple misdemeanor.

455B.307A. Discarding of solid waste - prohibitions - penalty

1. For the purposes of this section, "discard" means to place, cause to be placed, throw, deposit, or drop.

2. A person shall not discard solid waste onto or in any water or land of the state, or into areas or receptacles provided for such purposes which are under the control of or used by a person who has not authorized the use of the receptacle by the person discarding the solid waste.

3. A person who violates this section is subject to a civil penalty not to exceed one thousand dollars for each violation. The revenue from the penalty provided in this subsection shall be remitted to the treasurer of state for deposit in the general fund of the state. Fifty percent of such moneys are appropriated to the state department of transportation for purposes of the cleanup of litter and illegally discarded solid waste. The remaining fifty percent of such moneys shall be deposited in the general fund of the county in which the violation occurred to be used exclusively for the cleanup and prevention of illegal dumping.

B. Littering

455B.363. Litter: No person shall discard any litter onto or in any water or land of this state, except that nothing in this section shall be construed to affect the authorized collection and discarding of such litter in or on areas or receptacles provided for such purpose.

Guide for Law Enforcement



455B.364. Penalty (for Littering): Any person violating the provisions of section 455B.363, upon conviction, shall be guilty of a simple misdemeanor. The court, in lieu of or in addition to any other sentence imposed, may direct and supervise a labor of litter gathering.

C. Criminal Mischief

716.1. Criminal mischief defined: Any damage, defacing, alteration, or destruction of property is criminal mischief when done intentionally by one who has no right to so act.

716.2. Multiple acts: Whenever criminal mischief is committed upon more than one item of property at approximately the same location or time period, so that all of these acts of mischief can be attributed to a single scheme, plan or conspiracy, such acts shall be considered as a single act of criminal mischief.

716.3. Criminal mischief in the first degree: Criminal mischief is criminal mischief in the first degree if the cost of replacing, repairing, or restoring the property so damaged, defaced, altered, or destroyed is more than ten thousand dollars, or if such acts are intended to or do in fact cause a substantial interruption or impairment of service rendered to the public by a gas, electric, steam or waterworks corporation, telephone or telegraph corporation, common carrier, or a public utility operated by a municipality. Criminal mischief in the first degree is a class “C” felony.

716.4. Criminal mischief in the second degree: Criminal mischief is criminal mischief in the second degree if the cost ... exceeds one thousand dollars but does not exceed ten thousand dollars. Criminal mischief in the second degree is a class “D” felony.

716.5. Criminal mischief in the third degree: Criminal mischief is criminal mischief in the third degree if ... the cost ... exceeds five hundred dollars, but does not exceed one thousand dollars. ... Criminal mischief in the third degree is an aggravated misdemeanor.

716.6. Criminal mischief in the fourth and fifth degrees:

1. a. Criminal mischief is criminal mischief in the fourth degree if ... The cost ... exceeds two hundred dollars, but does not exceed five hundred dollars...Criminal mischief in the fourth degree is a serious misdemeanor.

2. All criminal mischief which is not criminal mischief in the first degree, second degree, third degree, or fourth degree is criminal mischief in the fifth degree. Criminal mischief in the fifth degree is a simple misdemeanor.

D. 321.369. Putting debris on highway

A person shall not throw or deposit upon a highway any glass bottle, glass, nails, tacks, wire, cans, trash, garbage, rubbish, litter, of-fal, or any other debris. A person shall not throw or deposit upon a highway a substance likely to injure any person, animal, or vehicle upon the highway. A person who violates this section or section 321.370 commits a misdemeanor punishable as a scheduled violation under section 805.8A, subsection 14, paragraph “d”. (the

scheduled fine is seventy dollars.)

I.C.A. § 321.1: 78. “Street” or “highway” means the entire width between property lines of every way or place of whatever nature when any part thereof is open to the use of the public, as a matter of right, for purposes of vehicular traffic.

As thus defined a street includes all parts of the right-of-way, including the portion used for parking, sidewalks and pedestrian travel. *Kearney v. Ahmann*, 264 N.W.2d 768, 770 (Iowa 1978).

IA ADC 761-40.2(321): “Highway” means any segment of the primary road system or a municipal extension and includes but is not limited to the pavement surface, shoulder, median, earth fill, ditches and vegetation.

E. 321.89. Abandoned vehicles

(Scheduled fine is two hundred dollars).

F. Theft

716.7. Theft defined (For using someone else’s dumpster)

3. Obtains the . . .beneficial use of property of another, by deception. Where compensation for goods and services is ordinarily paid immediately upon the obtaining of such goods or the rendering of such services, the refusal to pay or leaving the premises without payment or offer to pay or without having obtained from the owner or operator the right to pay subsequent to leaving the premises gives rise to an inference that the goods or services were obtained by deception.

F. Trespass

716.7. Trespass defined:

1. The term “property” shall include any land, dwelling, building, conveyance, vehicle, or other temporary or permanent structure whether publicly or privately owned.

2. The term “trespass” shall mean one or more of the following acts:

- a. Entering upon or in property without the express permission of the owner, lessee, or person in lawful possession with the intent to commit a public offense, to use, remove therefrom, alter, damage, harass, or place thereon or therein anything animate or inanimate...

• ...

- d. Being upon or in property and wrongfully ... altering, damaging ,... or placing thereon or therein anything animate or inanimate, without the implied or actual permission of the owner, lessee, or person in lawful possession.

716.8. Penalties

1. Any person who knowingly trespasses upon the property of another commits a simple misdemeanor.

2. Any person committing a trespass as defined in section 716.7 which results in injury to any person or damage in an amount more than two hundred dollars to anything, animate or inanimate, located thereon or therein commits a serious misdemeanor.

Gross Joins Shelby County Sheriff's Office

Neil Gross has joined the Shelby County Sheriff's Office as a new deputy sheriff. He started his duties in May, and is attending the Iowa Law Enforcement Academy's 14-week basic training. Once graduated from the Academy, Deputy Gross will serve Shelby County, training with a deputy for two weeks before beginning individual duties serving Shelby County and the City of Shelby. Shelby and the County will split the salary and benefit costs as Gross serves each half time.

Gross is a graduate of Upper Iowa University with a degree in Conservation Management and Criminology. He is a 2007 graduate of Harlan Community High School, and is the son of Steve and Brenda Gross of Earling. (Photo by Bob Bjorn).



Texas Roadhouse event in Urbandale raised \$4,164.12 for Special Olympics Iowa (\$21,150.18 raised statewide)



Above: Deputy Darren Abens of the Polk County Sheriff's Office served food as a volunteer on May 24 at the Special Olympics Iowa fundraising luncheon at the Texas Roadhouse in Urbandale.



At left: Enjoying a pulled pork lunch and helping raise money for Special Olympics Iowa are DCI SA Don Schnitker, SAC Mike Motsinger and SAC Bret Braafhart at the Urbandale Texas Roadhouse restaurant. (photos by Eric J. Salmon)