



City of Grand Island

Tuesday, January 10, 2023

Council Session

Item I-2

#2023-15 - Consideration of Approving Compact for Apprehension of Narcotics Dealers and Offenders (CANDO) Interlocal Agreement

Staff Contact: Robert Falldorf, Police Chief

Council Agenda Memo

From: Robert Falldorf, Police Chief

Meeting: January 10, 2023

Subject: Approval of Compact for Apprehension of Narcotics Dealers and Offenders (CANDO) Interlocal Agreement

Presenter(s): Robert Falldorf, Police Chief

Background

The Police Department has been a charter member of the Compact for Apprehension of Narcotics Dealers and Offenders (CANDO) through an Interlocal Agreement since the inception of the organization. Member agencies include Adams County Sheriff's Office, Buffalo County Sheriff's Office, Clay County Sheriff's Office, Franklin County Sheriff's Office, Hall County Sheriff's Office, Kearney County Sheriff's Office, Phelps County Sheriff's Office, Grand Island Police Department, Hastings Police Department, Kearney Police Department, Minden Police Department, and Holdrege Police Department.

Discussion

At a recent CANDO Board Meeting, the Clay County Sheriff's Office made a request to the CANDO Board for consideration on being allowed to join CANDO. An internet vote was taken, polling all voting members of CANDO on August 22, 2022. The voting result was of the affirmative by a majority vote to allow the Clay County Sheriff's Department to join CANDO. This Interlocal Agreement is before you to approve a new agreement that adds the Clay County Sheriff's Department as a member of CANDO.

Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve the new Compact for Apprehension of Narcotics Dealers and Offenders (CANDO) Interlocal Agreement.

Sample Motion

Move to approve the new Compact for Apprehension of Narcotics Dealers and Offenders (CANDO) Interlocal Agreement.

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

Now on this 22nd day of August, 2022, this agreement is made and entered into by and between the following entities: Adams County Sheriff's Office, Buffalo County Sheriff's Office, Franklin County Sheriff's Office, Hall County Sheriff's Office, Kearney County Sheriff's Office, Phelps County Sheriff's Office and Clay County Sheriff's Office, all in the state of Nebraska; and the cities of Grand Island, Hastings, Kearney, Minden and Holdrege, also all in the State of Nebraska. This Inter-local Agreement shall be referred to as a compact and more specifically as the Compact for Apprehension of Narcotics Dealers and Offenders (C.A.N.D.O.). The aforementioned members hereby enter into an Inter-local Agreement consistent with the Interlocal Cooperation Act, Neb. Rev. Statutes §13-801 - 13-827 et. seq.

1. This agreement shall be made by and between the aforementioned Political subdivisions of the State of Nebraska, and shall take effect until the C.A.N.D.O. project is terminated by mutual agreement of a majority of the participating members.
2. At any time during the operative dates of this agreement, any member of this compact that wishes to terminate its participation in the compact may do so by providing written notice of such intent not less than thirty (30) days prior to said termination date.
3. The purpose of this compact shall be to identify, investigate, apprehend and facilitate the prosecution of narcotics dealers and offenders in the compact region and within the jurisdictions of the aforementioned participating agencies. Specific attention will be directed at narcotics and drug activity that involves hand-to-hand or individuals sales as well as illegal activities between the seller and their supplier. Narcotics offenses include those involving controlled substances as defined by the Uniform Controlled Substances Act, Nebraska Statutes §28-401 – 28-456.01 and 28-458 to 28-476.
4. The Sheriff or Chief of Police for each of the participating member agencies will make up the C.A.N.D.O. Governing Board for the compact. The Governing Board will develop necessary forms for the recording and reporting of expenditures and hours committed to the activities of the compact. The Governing Board will develop an operating budget, and manage and approve expenditures of said budget; determine dues and see that an accounting of funds is made on a regular basis and kept current.
5. The compact will establish a committee which will consist of one Person from each participating agency who will function as a

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

C.A.N.D.O. Coordinator for the agency. The Governing Board will select and appoint a person from this group who will be designated Chief Project Director/Coordinator who will administer the operations and actions of the committee under standard parliamentary procedures.

6. Each member agency of the compact will supply adequate manpower to assist in investigations of narcotics violations and offenders within the jurisdictional boundaries of the compact members. Each member agency will provide manpower to assist in the investigations, execution of any search or arrest warrants and provide surveillance activities and provide testimony as required. This manpower will be provided at the cost of each assisting officer's agency of employment with no additional cost to the jurisdiction of the investigation and prosecution.
7. It is the responsibility of each agency coordinator to promptly and accurately complete all required forms and reports and insure that these and investigatory reports are forwarded to the Chief Project Director/Coordinator in a timely and regular fashion.
8. Any sheriff, deputy sheriff, marshal, deputy marshal, police officer or peace officer employed by any party (C.A.N.D.O. member agency) shall have the power and authority to enforce the laws of the State of Nebraska and to perform the functions of his or her office anywhere within the geographic territory of any party (C.A.N.D.O. agency) when acting or participating in a cooperative investigation or cooperative law enforcement activity at the request of any Party's (member agency's) Sheriff or Chief of Police or an authorized designee of any such Sheriff or Chief of Police.
9. At all times while acting or participating in a cooperative investigation or cooperative law enforcement activity, any such participating sheriff, deputy sheriff, marshal, deputy marshal, police officer or peace officer shall remain the employee of the Party (member agency) supplying such officer, Each Party (member agency) shall provide liability insurance and indemnification for its own personnel as provided by Neb.Rev.Stat. §13-1802.
10. Any seizure of property or funds and the distribution of those items resulting from an investigation by members of the C.A.N.D.O. compact will be returned to the respective jurisdiction consistent with State and Federal guidelines, regulations and laws.

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

11. Any modification of this agreement shall be in writing and signed by all active members of the compact.

12. Any and all resolutions passed by the governing political subdivisions of the participating agencies to this Inter-local Agreement shall become a part of this Agreement by reference and are hereby attached.

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

ACKNOWLEDGEMENT

We hereby acknowledge receipt of a copy of the INTER-LOCAL COOPERATION ACT AGREEMENT COMPACT FOR APPREHENSION OF NARCOTICS DEALERS AND OFFENDERS (C.A.N.D.O.)” dated August 22, 2022; and with the signing of this Acknowledgement hereby agree to the terms and conditions set forth in said Inter-Local Cooperation Act Agreement. Further, we ask that the original of this Acknowledgment be attached to the original Inter-Local Cooperation Act Agreement maintained by the C.A.N.D.O. Secretary, P. O. Box 666, Hastings, Nebraska 68902-0666.

Dated: _____, 202____.

Chairperson, Adams County Board
of Commissioners

Adams County Sheriff’s Office
Sheriff John Rust

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

ACKNOWLEDGEMENT

We hereby acknowledge receipt of a copy of the INTER-LOCAL COOPERATION ACT AGREEMENT COMPACT FOR APPREHENSION OF NARCOTICS DEALERS AND OFFENDERS (C.A.N.D.O.)” dated August 22, 2022; and with the signing of this Acknowledgement hereby agree to the terms and conditions set forth in said Inter-Local Cooperation Act Agreement. Further, we ask that the original of this Acknowledgment be attached to the original Inter-Local Cooperation Act Agreement maintained by the C.A.N.D.O. Secretary, P. O. Box 666, Hastings, Nebraska 68902-0666.

Dated: _____, 202____.

Chairperson, Buffalo County Board
of Commissioners

Buffalo County Sheriff’s Office
Sheriff Neil Miller

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

ACKNOWLEDGEMENT

We hereby acknowledge receipt of a copy of the INTER-LOCAL COOPERATION ACT AGREEMENT COMPACT FOR APPREHENSION OF NARCOTICS DEALERS AND OFFENDERS (C.A.N.D.O.)” dated August 22, 2022; and with the signing of this Acknowledgement hereby agree to the terms and conditions set forth in said Inter-Local Cooperation Act Agreement. Further, we ask that the original of this Acknowledgment be attached to the original Inter-Local Cooperation Act Agreement maintained by the C.A.N.D.O. Secretary, P. O. Box 666, Hastings, Nebraska 68902-0666.

Dated: _____, 202____.

Chairperson, Phelps County Board
of Commissioners

Phelps County Sheriff’s Office
Sheriff Gene Samuelson

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

ACKNOWLEDGEMENT

We hereby acknowledge receipt of a copy of the INTER-LOCAL COOPERATION ACT AGREEMENT COMPACT FOR APPREHENSION OF NARCOTICS DEALERS AND OFFENDERS (C.A.N.D.O.)” dated August 22, 2022; and with the signing of this Acknowledgement hereby agree to the terms and conditions set forth in said Inter-Local Cooperation Act Agreement. Further, we ask that the original of this Acknowledgment be attached to the original Inter-Local Cooperation Act Agreement maintained by the C.A.N.D.O. Secretary, P. O. Box 666, Hastings, Nebraska 68902-0666.

Dated: _____, 202____.

Chairperson, Hall County Board
of Commissioners

Hall County Sheriff’s Office
Sheriff Richard Conrad

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

ACKNOWLEDGEMENT

We hereby acknowledge receipt of a copy of the INTER-LOCAL COOPERATION ACT AGREEMENT COMPACT FOR APPREHENSION OF NARCOTICS DEALERS AND OFFENDERS (C.A.N.D.O.)” dated August 22, 2022; and with the signing of this Acknowledgement hereby agree to the terms and conditions set forth in said Inter-Local Cooperation Act Agreement. Further, we ask that the original of this Acknowledgment be attached to the original Inter-Local Cooperation Act Agreement maintained by the C.A.N.D.O. Secretary, P. O. Box 666, Hastings, Nebraska 68902-0666.

Dated: _____, 202____.

Chairperson, Kearney County Board
of Supervisors

Kearney County Sheriff’s Office
Sheriff Scott White

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

ACKNOWLEDGEMENT

We hereby acknowledge receipt of a copy of the INTER-LOCAL COOPERATION ACT AGREEMENT COMPACT FOR APPREHENSION OF NARCOTICS DEALERS AND OFFENDERS (C.A.N.D.O.)” dated August 22, 2022; and with the signing of this Acknowledgement hereby agree to the terms and conditions set forth in said Inter-Local Cooperation Act Agreement. Further, we ask that the original of this Acknowledgment be attached to the original Inter-Local Cooperation Act Agreement maintained by the C.A.N.D.O. Secretary, P. O. Box 666, Hastings, Nebraska 68902-0666.

Dated: _____, 202____.

Chairperson, Franklin County Board
of Supervisors

Franklin County Sheriff’s Office
Sheriff Jerry Archer

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

ACKNOWLEDGEMENT

We hereby acknowledge receipt of a copy of the INTER-LOCAL COOPERATION ACT AGREEMENT COMPACT FOR APPREHENSION OF NARCOTICS DEALERS AND OFFENDERS (C.A.N.D.O.)” dated August 22, 2022; and with the signing of this Acknowledgement hereby agree to the terms and conditions set forth in said Inter-Local Cooperation Act Agreement. Further, we ask that the original of this Acknowledgment be attached to the original Inter-Local Cooperation Act Agreement maintained by the C.A.N.D.O. Secretary, P. O. Box 666, Hastings, Nebraska 68902-0666.

Dated: _____, 202____.

Chairperson, Clay County Board
of Commissioners

Clay County Sheriff’s Office
Sheriff Jeff Franklin

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

ACKNOWLEDGEMENT

We hereby acknowledge receipt of a copy of the INTER-LOCAL COOPERATION ACT AGREEMENT COMPACT FOR APPREHENSION OF NARCOTICS DEALERS AND OFFENDERS (C.A.N.D.O.)” dated August 22, 2022; and with the signing of this Acknowledgement hereby agree to the terms and conditions set forth in said Inter-Local Cooperation Act Agreement. Further, we ask that the original of this Acknowledgment be attached to the original Inter-Local Cooperation Act Agreement maintained by the C.A.N.D.O. Secretary, P. O. Box 666, Hastings, Nebraska 68902-0666.

Dated: _____, 202____.

Mayor, City of Hastings

City of Hastings Police Chief
Adam Story

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

ACKNOWLEDGEMENT

We hereby acknowledge receipt of a copy of the INTER-LOCAL COOPERATION ACT AGREEMENT COMPACT FOR APPREHENSION OF NARCOTICS DEALERS AND OFFENDERS (C.A.N.D.O.)” dated August 22, 2022; and with the signing of this Acknowledgement hereby agree to the terms and conditions set forth in said Inter-Local Cooperation Act Agreement. Further, we ask that the original of this Acknowledgment be attached to the original Inter-Local Cooperation Act Agreement maintained by the C.A.N.D.O. Secretary, P. O. Box 666, Hastings, Nebraska 68902-0666.

Dated: _____, 202____.

Mayor, City of Kearney

City of Kearney Police Chief
Bryan Waugh

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

ACKNOWLEDGEMENT

We hereby acknowledge receipt of a copy of the INTER-LOCAL COOPERATION ACT AGREEMENT COMPACT FOR APPREHENSION OF NARCOTICS DEALERS AND OFFENDERS (C.A.N.D.O.)” dated August 22, 2022; and with the signing of this Acknowledgement hereby agree to the terms and conditions set forth in said Inter-Local Cooperation Act Agreement. Further, we ask that the original of this Acknowledgment be attached to the original Inter-Local Cooperation Act Agreement maintained by the C.A.N.D.O. Secretary, P. O. Box 666, Hastings, Nebraska 68902-0666.

Dated: _____, 202____.

Mayor, City of Holdrege

City of Holdrege Police Chief
Martin McIntire

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

ACKNOWLEDGEMENT

We hereby acknowledge receipt of a copy of the INTER-LOCAL COOPERATION ACT AGREEMENT COMPACT FOR APPREHENSION OF NARCOTICS DEALERS AND OFFENDERS (C.A.N.D.O.)” dated August 22, 2022; and with the signing of this Acknowledgement hereby agree to the terms and conditions set forth in said Inter-Local Cooperation Act Agreement. Further, we ask that the original of this Acknowledgment be attached to the original Inter-Local Cooperation Act Agreement maintained by the C.A.N.D.O. Secretary, P. O. Box 666, Hastings, Nebraska 68902-0666.

Dated: _____, 202____.

Mayor, City of Grand Island

City of Grand Island Police Chief
Robert Falldorf

**INTER-LOCAL COOPERATION ACT AGREEMENT
COMPACT FOR APPREHENSION OF NARCOTICS
DEALERS AND OFFENDERS (C.A.N.D.O.)**

ACKNOWLEDGEMENT

We hereby acknowledge receipt of a copy of the INTER-LOCAL COOPERATION ACT AGREEMENT COMPACT FOR APPREHENSION OF NARCOTICS DEALERS AND OFFENDERS (C.A.N.D.O.)” dated August 22, 2022; and with the signing of this Acknowledgement hereby agree to the terms and conditions set forth in said Inter-Local Cooperation Act Agreement. Further, we ask that the original of this Acknowledgment be attached to the original Inter-Local Cooperation Act Agreement maintained by the C.A.N.D.O. Secretary, P. O. Box 666, Hastings, Nebraska 68902-0666.

Dated: _____, 202____.

Mayor, City of Minden

City of Minden Police Chief
Brad Butler

RESOLUTION 2023-15

WHEREAS, The Grand Island Police Department has been a member of the Compact for Apprehension of Narcotics Dealers and Offenders (CANDO), since inception; and

WHEREAS, CANDO has been beneficial to the Grand Island Police Department and the City of Grand Island; and

WHEREAS, The Clay County Sheriff's Department was added as a charter member to CANDO by way of a majority internet vote on August 22, 2022; and

WHEREAS, The CANDO Board of Directors is requesting approval of a new Interlocal Agreement adding the Clay County Sheriff's Office as a CANDO member.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, to approve the new CANDO Interlocal Agreement.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, January 10, 2023.

Roger G. Steele, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
January 5, 2023	☐ City Attorney