



Board of Aldermen Request for Action

MEETING DATE: 11/6/2023

DEPARTMENT: Police

AGENDA ITEM: Resolution 1287 – Approval of the Ray County Cyber Crimes Task Force Memorandum of Understanding

REQUESTED BOARD ACTION:

A motion to approve Resolution 1287, authorizing and directing the Mayor to enter into a Memorandum of Understanding (MOU) with Ray County Cyber Crimes Task Force for the shared use of a police records management system.

SUMMARY:

In early 2023 the Western Missouri Cyber Crimes Task Force began the process of disbanding. This task force was formed in 2011 and covered 27 of Missouri's 114 counties, covering a geographic area of more than 15,000 square miles, and included approximately 26% of the state's population, to include the Smithville area. With the dissolution of this task force, municipalities like Smithville are left to handle these unique cases on their own.

The Ray County Cyber Crimes Taskforce includes Ray, Clay, Carroll, Caldwell, Lafayette, Livingston, and Pettis counties including the municipalities within each county. Agencies will primarily work cases within their jurisdiction but will provide support to taskforce agencies as needed. This is very similar to how our existing Clay County Investigative Squad works.

Detectives have already begun training and are receiving Smithville cases. We have also received equipment from the Internet Crimes Against Children Task Force in St. Charles County.

PREVIOUS ACTION:

None

POLICY OBJECTIVE:

[Click or tap here to enter text.](#)

FINANCIAL CONSIDERATIONS:

Minimal impact is expected.

ATTACHMENTS:

- | | |
|--|-----------------------------------|
| <input type="checkbox"/> Ordinance | <input type="checkbox"/> Contract |
| <input checked="" type="checkbox"/> Resolution | <input type="checkbox"/> Plans |
| <input type="checkbox"/> Staff Report | <input type="checkbox"/> Minutes |
| <input checked="" type="checkbox"/> Other: MOU | |

RESOLUTION 1287

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE RAY COUNTY CYBER CRIMES TASK FORCE FOR THE SHARED USE OF A POLICE RECORDS MANAGEMENT SYSTEM

WHEREAS, the Ray County Cyber Crimes Task Force is comprised of Ray, Clay, Carroll, Caldwell, Lafayette, Livingston, and Pettis counties including the municipalities within each county; and

WHEREAS, Chapter 70, Sections 220 through 325 of the Revised Statutes of Missouri, as amended, permit political subdivisions to enter into joint agreements for a public purpose; and

WHEREAS, the City of Smithville wishes to participate in the above-mentioned taskforce; and

WHEREAS, the Western Missouri Cyber Crimes Task Force has disbanded; and

WHEREAS, entering into this agreement is in the best interests of the City of Smithville.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF ALDERMEN OF
THE CITY OF SMITHVILLE, MISSOURI, AS FOLLOWS:**

**THAT THE MAYOR BE AUTHORIZED TO EXECUTE THE ATTACHED
MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE
RAY COUNTY CYBER CRIMES TASK FORCE.**

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Smithville, Missouri, the 6th day of November 2023.

Damien Boley, Mayor

ATTEST:

Linda Drummond, City Clerk



Scott Childers, Sheriff RAY COUNTY

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PHONE (816) 290-5323 • FAX (816) 290-5548 • www.raycountysheriff.com



Memorandum of Understanding

THIS RAY COUNTY CYBER CRIME TASK FORCE MEMORANDUM OF UNDERSTANDING is made and entered into as of the Effective Date, as defined herein, by Ray County, Missouri ("County") and the Ray County Cyber Crime Unit ("RCCCU"), and the Smithville Police Department Office ("Agency").

WITNESSETH:

WHEREAS, the Ray County Cyber Crime Task Force has been fully operational since 2023. The unit serves Ray, Clay, Carroll, Caldwell, Lafayette, Livingston and Pettis counties including the municipalities within each county; and

WHEREAS, Chapter 70, Sections 220 through 325 of the Revised Statutes of Missouri, as amended, permit political subdivisions to enter into joint agreements for a public purpose; and

WHEREAS, this Memorandum of Understanding establishes the services that are provided by the Ray County Cyber Crime Task Force to the political subdivisions located within the unit; and

WHEREAS, the Chief Executive Officer and Chief Law Enforcement Officer of each of the undersigned Political Subdivisions and the County Executive and Chief of Police of the City have each been authorized through order or ordinance of their respective governing bodies to enter into this Memorandum of Understanding under the terms more specifically set forth herein.

NOW THEREFORE, for and in consideration of the mutual covenants herein contained, the receipt and sufficiency of which are hereby acknowledged, the parties hereto do hereby agree as follows:

1. Parties

This agreement and its contents are entered into between RCCCU and Agency, a law enforcement agency participating in or submitting cases to the regional multi-jurisdictional Ray County Cyber Crime Task Force.

2. Overview / Mission Statement

The goal of RCCCU is to provide assistance to any agency within the criminal justice field with investigative and/or forensic assistance in the areas of computer, mobile devices and other Internet - related incidents. RCCCU and the members assigned to the Task Force shall render this assistance, be it investigative, informational, or testimony/prosecution, when requested in a timely and professional manner.



Scott Childers, Sheriff RAY COUNTY

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The RCCCU is affiliated with the Missouri Internet Crimes Against Children Task Force ("MOICAC") which has a mission to apprehend and prosecute Internet sexual predators who exploit children through the use of computer technology.

3. Purpose

The purpose of this Memorandum is to define the responsibilities of RCCCU and any participating law enforcement agency.

4. Services to Be Provided

The RCCCU was created with the purpose of providing assistance to any requesting law enforcement agency in the fields of digital forensic and Internet investigations. The assigned members shall provide assistance not only with forensic analysis, but investigative assistance and, if needed, assistance in the creation of subpoenas and search warrants.

5. Operations

The RCCCU Lab shall accept cases or provide assistance to agencies in the Missouri counties of Ray, Clay, Carroll, Caldwell, Lafayette, Livingston and Pettis, unless the situation necessitates otherwise, or the Unit director requests that a case or request be forwarded to another lab.

Agencies submitting cases for examination shall provide the RCCCU with the following items:

1. Request for Service Form
2. Consent to Search Form or Search Warrant
3. Copy of the Incident Report or a Summary Report
4. Contact Information for the Assigned Case Agent

All items are to be submitted through the evidence custodian for the Ray County Sheriff's Office

6. Records Retention and Confidentiality

Members of RCCCU will create records and reports for services provided under this Agreement pursuant to Ray County Sheriff's Office Policy for criminal investigations. It is understood that any information pertaining to investigations and forensics analysis conducted by RCCCU will be held in the strictest confidence. The information will only be shared with the requesting agency, local and federal prosecution, other participating forensic units and the ICAC Task Force, of which RCCCU is a participating agency.

7. Financial Agreements

No payment shall be required from the Agency for the services provided by the RCCCU under this Agreement.



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8. Media requests

Any information regarding actions of RCCCU shall be disseminated through the RCCCU Command personnel or the designated law enforcement agency.

9. Legal Contingencies

It is understood and agreed that this agreement is entered into solely for the benefit of the parties hereto and gives no right to any other party. Each party agrees to be responsible and assumes liability for its own actions and omissions and those of its officers and employees for any incident arising out of or in connection with this agreement, to the fullest extent required by the law.

10. Control of Employees

No employment relationship is created by this Agreement, and the County, RCCCU, and Agency agree to maintain control over its own personnel.

11. Use of Equipment and Facilities

RCCCU agrees to use its equipment and facilities in the performance of its duties under this Agreement, and Agency may request from the County or RCCCU use or benefit of additional equipment or facilities.

12. Review and Revision of the Agreement, If Needed

This agreement is subject to review and revision at the request of either party, if such party gives advance written notice to the other party. Upon receipt of the written notice, both parties agree to endeavor towards a mutually beneficial agreement.

13. Duration, Modification, and Termination

This agreement shall be binding, and all previous versions shall become ineffective, on date that the last authorized signature is affixed. This agreement may be terminated by either party in writing by providing written notice of the intent to terminate, and such termination is effective upon receipt of the notice. The Agreement may be modified in writing with the approval of both parties. The Agreement shall continue until such time the Agreement is terminated by either party as provided herein.



Scott Childers, Sheriff

RAY COUNTY

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RAY COUNTY Sheriff's Office:

Scott Childers
Sheriff
Ray County Sheriff's Office
Date:

RAY COUNTY

Billy Gaines
Presiding Commissioner, Ray County
Date:

Attest:

PARTICIPATING AGENCY:

Smithville Police Department
Agency Name

Signature

Jason Lockridge, Chief of Police
Printed Name, Title

Date: 08/30/2023

Attest:



Scott Childers, Sheriff

RAY COUNTY

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Damien Boley, Mayor

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