

RESOLUTION NO. 14-03

**A RESOLUTION OF THE TOWN OF BERTHOUD AUTHORIZING THE
TOWN TO ENTER INTO THAT CERTAIN MEMORANDUM OF
UNDERSTANDING BETWEEN THE TOWN AND THE LARIMER
COUNTY SHERIFF'S DEPARTMENT AND RATIFYING THE TOWN
MANAGER'S APPOINTMENT OF SERGEANT JOHN FEYEN AS
INTERIM POLICE CHIEF**

WHEREAS On October 3, 2013 the Loveland Police Department executed a search warrant against certain property utilized by the Berthoud Police Chief; and

WHEREAS Despite a request from the Town, the Loveland Police Department has failed to disclose a copy of the Affidavit of Search Warrant in support of the aforementioned search warrant, and has informed the Town that such affidavit has been sealed by the court; and

WHEREAS The Town Manager and counsel for the Town met with the Larimer County District Attorney and a representative from the Larimer County Sheriff's Office to discuss the current investigation being performed by the Loveland Police Department on October 10 and 11; and

WHEREAS It was determined at the foregoing meetings that it would be in the best interest of the Town to place the Chief of Police on administrative leave, and to appoint an interim police chief during the pendency of the criminal investigation; and

WHEREAS It was also determined that it would be in the best interest of the Town to conduct an internal investigation of the police department to determine whether any police policies or practices have been violated and to recommend any corrective action if problems are found; and

WHEREAS The Town Manager has placed the Chief of Police on administrative leave, and on October 11, 2013 appointed Sergeant John Feyen to the position of Interim Chief of Police; and

WHEREAS The Larimer County Sheriff's Office has agreed to conduct the internal affairs investigation, as further described in the attached Memorandum of Understanding, and to provide Sergeant Feyen's services to the Town at no cost; and

WHEREAS It is in the best interest of the Town to enter into the Memorandum of Understanding in order ratify the appointment of an Interim Chief of Police, and to conduct an internal affairs investigation;

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF
THE TOWN OF BERTHOUD, COLORADO AS FOLLOWS:**

The Town is hereby authorized to enter into the Memorandum of Understanding For Police Mutual Aid Services Through the Larimer County Sheriff, and ratifies the Town Manager's appointment of Sergeant John Feyen as Interim Police Chief.

PASSED, ADOPTED AND APPROVED THIS 15th day of October, 2013.

TOWN OF BERTHOUD

BY: 

David Gregg, Mayor

ATTEST:


Mary K. Cowdin, Town Clerk