

**PUBLIC SAFETY & COMMUNITY HEALTH COMMITTEE MEETING  
AGENDA FOR MONDAY, NOVEMBER 6, 2017**

**1:15 p.m. – City Council Briefing Center**

The Spokane City Council's Public Safety & Community Health Committee meeting will be held at **1:15 p.m. on November 6, 2017** in City Council Briefing Center –Lower Level City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington.

The meeting will be conducted in a standing committee format. Because a quorum of the City Council may be present, the standing committee meeting will be conducted as a committee of the whole council.

The meeting will be open to the public, with the possibility of moving or reconvening into executive session only with the members of the City Council and the appropriate staff. No legislative action will be taken. No public testimony will be taken and discussion will be limited to appropriate officials and staff.

**AGENDA**

**I. Call to Order at 1:15 p.m.**

**II. Approval of Minutes**

- A. [October 2, 2017 PSCHC Minutes](#)
- B. [August 14, 2017 CHE Minutes](#)

**III. Consent Items – Briefing Papers Only, No Discussion**

- A. [OPO Monthly Report – September 2017](#)
- B. [CHHS Board Update](#)
- C. [Commerce Office of Homeless Youth Young Adult Housing Program Grant](#)
- D. [Purchase of Three Fire Engines for SFD](#)
- E. [PhotoRed Report](#)
- F. [Sit and Lie Update](#)
- G. [SPD Strategic Initiatives Update](#)
- H. [WSPC Traffic Safety Equipment Grant 2018](#)
- I. [WTSC for Pedestrian Safety Zone \(PSZ\) Grant Funds](#)
- J. [SPD SMC Revisions](#)
  - a. [Sidewalk Café Permit Ordinance](#)
  - b. [Special Events Permit Ordinance](#)
  - c. [Itinerant Vendor Permit Ordinance](#)
- K. [Imprest Funds Ordinance Revisions](#)
- L. [Contract Amendment Outside Legal Services Regarding Water](#)

**IV. Discussion Items (as needed)**

- a. [SPD 3<sup>rd</sup> Quarter Performance Metrics](#) – Chief Meidl (10 min)
- b. Vehicle Theft Task Force Presentation – Captain Arleth (15 min)
- B. Council Requests
  - a. [Increase if SFD Overtime, Travel and Equipment Budgets for California Wildland Fire Assistance](#)
  - b. [Fair Chance Hiring Update – CM Beggs and CP Stuckart](#)

**V. Strategic Plan Session**

- A. SPD Officer Staffing Strategy
- B. 911 Integrated Response

**VI. Adjournment:**

**Next Committee meeting will be December 4, 2017**

***AMERICANS WITH DISABILITIES ACT (ADA) INFORMATION:*** *The City of Spokane is committed to providing equal access to its facilities, programs and services for persons with disabilities. The Spokane City Council Chamber in the lower level of Spokane City Hall, 808 W. Spokane Falls Blvd., is wheelchair accessible and also is equipped with an infrared assistive listening system for persons with hearing loss. Headsets may be checked out (upon presentation of picture I.D.) at the City Cable 5 Production Booth located on the First Floor of the Municipal Building, directly above the Chase Gallery or through the meeting organizer. Individuals requesting reasonable accommodations or further information may call, write, or email Human Resources at 509.625.6363, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or [msteinolfson@spokanecity.org](mailto:msteinolfson@spokanecity.org). Persons who are deaf or hard of hearing may contact Human Resources through the Washington Relay Service at 7-1-1. Please contact us forty-eight (48) hours before the meeting date.*

# **Public Safety & Community Health Committee**

## ***Meeting Minutes – October 02, 2017***

**Call to Order:** 1:16 P.M.

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### **Attendance:**

**PSCHC Members Present:** PSCHC Chair CM Kinnear, CM Fagan, CM Stratton, CM Waldref, CM Beggs,

**Staff/Others Present:** Police Chief Meidl, Asst. Police Chief Lundgren, Major King, Fire Chief Schaeffer, Assistant Fire Chief John, Mike Lopez, Theresa Sanders, Mayor Condon, Brian McClatchey, Mike Ormsby, Angie Napolitano, Patrick Striker, Adam McDaniel, Ed Lukas, Jonathan Mallahan, Dawn Kinder, Alecia Ayars, OPO Commissioner Deb Conklin, Luvimae Omana, Judge Mary Logan, Brianne Howe

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**Approval of September 18, 2017 minutes:** Motion to approve by CM Fagan; M/S by CM Waldref. The committee approved the minutes for September 18, 2017 unanimously.

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### **Consent Agenda:**

Safe, Healthy, Compassionate: Strategic Tactics – Briefing Paper Only

Safe, Healthy, Compassionate: Strategic Work Plan – Briefing Paper Only

Photo Red (SPD) – Briefing Paper Only

WASPC Funding for RSO Program (SPD) – Briefing Paper Only

Washington Traffic Survey Commission Funding (SPD) – Briefing Paper Only

2017 SPD Vehicle Purchases (SPD) – Briefing Paper Only

Strategic Initiatives Update (SPD) – Briefing Paper Only

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### **Council Requests:**

#### **Monroe St. Road Diet Resolution – CM Fagan**

CM Fagan's resolution would alter the planned Monroe St. Road Diet out of concerns that the diet, as currently planned, would pose a risk to the functionality of Spokane evacuation procedures regarding evacuations Northbound on Monroe St. CM Fagan claims that adoption of this resolution would end a pending \$15 million lawsuit against the City.

After CM Fagan briefed the resolution, discussion followed. CM Waldref asked to move this item to the next meeting of the Planning, Environment, & Sustainability Committee, to which CM Fagan stated his desire to drop the resolution as soon as possible, which was his reason for bringing it before the PSCHC. CM Waldref explained that she has multiple questions regarding the Resolution and, with changes expected to the draft of the resolution, she thought that waiting to discuss in the appropriate standing committee would be beneficial. CM Kinnear agreed. CM Stratton confirmed that she saw a complaint filed against the City, and she ceased communications with potential parties to a lawsuit. Ms. Sanders stated her desire for more discussion about evacuation routes with City staff and public safety professionals. CM Kinnear then asked Chiefs Schaeffer and Meidl about their thoughts on the use of Monroe St. as an evacuation route, as suggested by Sheriff Ozzie Knezovich in the *Spokesman Review*.

Chief Schaeffer stated that the City has seen arterials blocked by construction, but he thought that multiple other North/South evacuation routes are already available in Spokane. Chief Meidl supported Chief Schaeffer's analysis and added that, as Police Chief, his biggest concern is reducing the number of fatalities for evacuation routes.

#### **Homelessness Forum – Strategic Plan Action – CM Kinnear, Chair**

As part of the strategic focus for the new committee structure, CM Kinnear wanted to take the proposed solutions to homelessness issues given at Council's homelessness forum and discuss them. CM Kinnear first asked Jonathan Mallahan to identify easily obtainable solutions, and he listed three: a "Hope Works" program with the Downtown Spokane Partnership, which would require roughly \$37,000 in City funding; more affordable housing proposals; establishing accessible locker space for homeless individuals to store their belongings when needed (such lockers are planned to be installed in the House of Charity, but have not yet been installed).

Council members then weighed in with their own prospective homelessness solutions they were interested in from the forum. CM Stratton expressed her desire to see an LGBTQ-friendly homeless shelter established, and said she had meetings set up to discuss the matter. CM Mumm emphasized the need for more private-public partnerships targeted at addressing individual issues. Mr. Mallahan told CM Mumm that Dawn Kinder and Julie Happy would increase outreach to potential partners for this purpose, and Ms. Sanders advised that this outreach should follow the City's strategic plan. CM Kinnear proposed that shelters have medical care providers onsite so that SFD doesn't have to respond multiple times a day to a single location. Chief Schaeffer explained that SFD is working with a medical clinic and wants to send medical incidents at shelters to that clinic instead of constantly calling SFD to respond; further, he said that SFD has good data on this to advise on future steps. Chief Meidl said that SPD will attend a meeting with Human Services staff at House of Charity to address this issue. He added that police officers are expensive, so permanently posting one at a shelter might not be wise. CM Waldref explained that with increasing amount of homeless individuals using shelters, the City should look at diversifying locations of shelters and service providers to move away from downtown locations, but she acknowledged the need to address security needs immediately. Mr. Mallahan responded that talks remain ongoing regarding CPTED techniques around the House of Charity to improve safety. CM Mumm asked about current security measures at the House of Charity so as to identify improvements.

This is the kind of strategic discussions that new committee structure is built for. Ms. Sanders said that this preliminary strategic discussion will be followed up with more detailed solution proposals during the November PSCHC meeting.

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#### **Administration Requests:**

##### **Briefing Paper Template Development – Theresa Sanders**

Ms. Sanders passed out a draft template to use for all future briefing papers to all of Council's standing committees. These are the things that this template would address:

- Need to know the specific author of the briefing paper itself, even if that author doesn't give the presentation at the meeting
- Need for either a Council or Administration sponsor on each potential agenda item
- Need to have a specific strategic initiative that the item relates to
- Need for budget analysis statement for each item
- Need for impact statement that would result from item being briefed
- CM Kinnear called this template "helpful"

Discussion of this template followed. Ms. Sanders and CMs Mumm, Waldref, and Kinnear conversed about adding a space for both specific strategic initiatives and specific strategic leadership committees on briefing paper. CM Mumm explained the need to condense the contents of briefing papers into bullets of important information, instead of dense paragraphs of prose. She added that contact information for the point person on a briefing item be provided on the briefing paper. Ms. Sanders agreed, stating that briefing paper authors ought to be the point of contact for the item after committee meetings. Chief Schaeffer asked about details of how this template would be distributed and available to City Staff, to which Ms. Sanders explained that she wanted feedback from all four strategic committees before deciding those sorts of details.

#### **Location and Television Decision – Theresa Sanders**

If meetings were televised, then Council could vote items out of committee directly onto the City Council agenda, instead of briefing items in committee then briefing them again and voting them onto the agenda at 3:30 Council Briefing Sessions on Monday afternoons.

Discussion ensued. CMs Mumm and Beggs supported Ms. Sander’s idea of setting the Council agenda directly out of the committees, but were sure that the meetings need to be televised in order to fulfil that purpose, especially because dialogue in committee is part of open discussion, not final solutions, so if this discussion is televised, then changed later, that might raise an issue. CM Waldref explained that, since all Council committees are now committees of the whole Council, the 3:30 PM Monday briefings should be reevaluated. CM Stratton stated her desire to think more about the decision of whether to televise committee meetings, but she thought that television broadcasts are good from a public transparency standpoint.

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#### **Spokane Police Department:**

NONE

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#### **Spokane Fire Department:**

NONE

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#### **Community Health & Human Services:**

##### **ECCC Operations Contract with MLK – Alicia Ayers**

The City has made the decision to award the ECCC operations contract to MLK, so contract negotiations are now underway. Ms. Ayers explained the various elements of the contract, particularly its four-year length with the possibility for a three-year extension, before indicating that the contract would go to the consent agenda on October 9, with the Council vote scheduled for October 16. Ms. Ayers then described the budget impact of the contract. Jonathan Mallahan explained that MLK has discretion to modify the services provided at the ECCC as they see needed to fit the needs of the community. He added that MLK has committed to be proactive in outreach to surrounding neighborhoods and community members regarding needs of the community, and MLK has a strong plan to assess neighborhood needs and address them (inclusion of dental clinic in the future is a result of this).

After the overview from Ms. Ayers and Mr. Mallahan, council members began discussion. CM Stratton asked if there was any possibility for current ECCC staff to keep their jobs under MLK management. Mr. Mallahan responded that MMLK has been open to engaging with current ECCC staff members to explore those employees' future at the ECCC. CM Fagan then explained how the ECCC operations contract was initially awarded to ECCO, the current management entity, and then asked why the City altered course and decided to award the contract to MLK. A conflict of interest complaint raised against the first RFP review committee, which voted to award the contract to ECCO, forced the City to convene a new RFP review committee. The second committee decided in favor of awarding the contract to MLK, and the City has accepted that recommendation. Ms. Ayars will provide Council with all the details pertaining to the RFP process before Council votes to finalize the contract with MLK.

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**Staff Requests:**

NONE

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**Action Items:** NONE

CM Fagan pointed out that the Imprest Funds Ordinance Revision item was pulled from the meeting's agenda and asked if it will be addressed at a future meeting. He received assurance that it would be briefed at the November PSCHC meeting.

CM Waldref commended the committee for a successful meeting and pointed out that the meeting was a good start for the new strategic initiative committee structure under the City's new strategic plan.

**Adjournment:** The meeting was adjourned at 2:16 pm

**Attachments/Briefing Papers:**

PSC Minutes 9-18-17

Safe, Healthy, Compassionate – Strategic Tactics

Safe, Healthy, Compassionate – Strategic Work Plan

Photo Red Update (SPD)

WASPC Funding for RSO Program (SPD)

Washington Traffic Safety Commission Funding (SPD)

2017 SPD Vehicle Purchase (SPD)

Strategic Initiatives Update (SPD)

ECCC Operations Contract

**Respectfully submitted by:**

Jacob Fraley, Legislative Aide to Council Member Lori Kinnear (PSCHC Chair)

Hannahlee Allers, Legislative Aide to Council Member Breean Beggs (PSCHC Vice-Chair)

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**Committee Chair Approval**

# Community, Health, and Environment Committee

## August Meeting Minutes CHE:

***Call to Order: 10:34 AM***

### **AGENDA:**

- **Approval of June's Meeting Minutes**
  - o Motion to approve the minutes was moved by Council President and seconded by Councilmember Mumm. Motion approved unanimously.
- **Standing CHHS Board Briefing, Dr. Diane Zemke, CHHS Board Chair**
  - o Dr. Zemke briefed Council on the CHHS board activity, namely the board retreat in April. The CHHS board is not meeting over the summer, but will reconvene in September.
  - o Council President Stuckart asked after the new RFP evaluation process and wondered if clustering services in the downtown core as well as uniformed employee response times would be taken into account before the RFP is announced. Council President noted that because of the new five year RFPs this potential shift in policy would be decided in evaluating and constructing the scope of the RFP.
  - o Dawn Kinder agreed and noted that these concerns would be addressed in other briefings items later in the CHE agenda.
  - o Dr. Zemke also spoke to the close collaboration between the CoC and CHHS boards, namely in terms of food access.
  - o Council President asked if the Food Policy Council has been involved in discussions. Dr. Zemke said that the conversation has mostly been with the Spokane Regional Health District and food services providers. The scope of efforts has been to provide to low-income and ALICE identified populations. Ms. Kinder noted that they will be looped in in later discussions at subcommittee meetings which have the capacity to initiate conversations and tap into the expertise of the Food Policy Council. Dr. Zemke also noted that current focus is on looking at needs and gaps, strengths and weaknesses within the program. Transportation—both for providers and consumers of the program—is a universal issue already identified.
- **Main Street Visioning Plan, Council President Stuckart**
  - o Council President briefed Council on the Project. Years ago, the study was partly Council funded and signals the beginning of a longer protracted process. The plan would make its way to the Council, Planning Commission, and eventually integrated and implemented into the Downtown Plan. To illustrate the project scope, traffic studies would be on the to-do list for 2023 and 2024.

- Councilmember Mumm noted that while her comment is tangential to the topic, wondered if there had been any discussion on phased plan for addressing vaulted sidewalks. Council President said that it would be included in the Downtown Plan.
  - Councilmember Mumm asked about the impact of Main Street as a One Way Main, noted the idea of connectivity between the University District and retail core. Council President said that working with stakeholders on the project, the consensus seems to be that keeping Main Street a one way can still achieve all goals envisioned for connectivity.
  - Councilmember Waldref asked about bike lanes on a one-way street and also asked if the Envisioned Project has been in conjunction with Central City Line. Council President noted best practices including bike lanes on one-way streets in Salt Lake City and Washington, DC, and said that Carl Otterstrom from STA has been involved in the project and has ensured the Central City Line has been taken into account.
  - Council President noted that the surface parking lots inhibit connectivity and sentiments regarding safety. Meeting with the Mayor, Council President shared that the City is working with owners and investors to develop downtown core.
  - Councilmember Stratton asked for clarity on the process, precisely what are the steps after Council accepts the study. Council President outlined the process, noting that the study would go through a process to be added into the Downtown Plan, through which it will be refined. The Downtown Plan would be updated taking the study into account. Council's action would be to accept the study.
- **Title 18: Human Rights Ordinance Update, Councilmember Stratton**
- Councilmember Stratton briefed Council on the ordinance, ahead of the implementation scheduled to go into effect on September 1<sup>st</sup>.
  - Councilmember Waldref: noted the briefing paper and materials are clear and well-written.
  - Councilmember Stratton announced that more public outreach will be done in coming weeks, with two more forums slated designed for landlords and tenants.
  - Dawn Kinder explained the forums will be next week, and both will go over the complaint process and feature a panel discussion. Ms... Kinder also shared that the City will also hold a brownbag roundtable session in September.
  - Councilmember Waldref asked how outreach and education for landlords—both local and out of state. Ms. Kinder answered that there will be website with an educational component.
  - Councilmember Stratton also shared that the City was also contemplating sending out an educational insert that could be sent-out with utility bills—one side would highlight Title 118 for landlords, the other for tenants.
  - Councilmember Mumm noted the simplicity and brilliance of the utility bill insert idea.
  - Ms. Kinder noted that the City will bring before Council a white paper outlining the need for a FTE position to monitor the process and staff the Human Rights Commission.
  - Councilmember Mumm asked after the staff time put into the tracking of the project.



- **CHHS 2017 Action Plan, Keenan Kelly**
  - o Mr. Kelly briefed Council on the 2017 CHHS Action Plan.
  - o Councilmember Waldref asked if the allocations accepted were in line with expectations. Mr. Kelly answered yes.
  - o No further discussion.
- **Pilot Parking Project, Heather Trautman**
  - o Heather Trautman briefed Council, noting the request for a briefing came after recent conversations regarding residential parking enforcement and patrolling. The goal is to study for a year, which began in July.
  - o Councilmember Fagan asked to be kept in the discussion, noting the constituent concerns brought to his office in regards to RVs and trailers. Current ordinance allows only four hour parking. Consider parking permit program, or alternative. Discussion with Heather.
  - o Abandoned vehicles, those who live in RVs.
  - o Councilmember Stratton pointed out that the 24-hour vehicle parking standard in the city is difficult for residents in lower-income neighborhoods. Councilmember Fagan agreed. Councilmember Stratton also noted that the complaint-driven process can be problematic because a conflict between neighbors could result in difficulties.
  - o Councilmember Fagan asked if there was any concern over investigating a complaint.
  - o Ms. Trautman answered that staff don't have access to DMV information—information that is reserved for state safety officers.
- **NOFA/Continuum of Care Funding, Rebekah Hollwedel**
  - o Ms. Hollwedel briefs Council.
  - o Submission must be submitted on 28 September.
  - o Councilmember Mumm asked to clarify the acronym PSH. Ms. Hollwedel said it stands for "Permanent Supportive Housing".
- **Ecology Study on Becks Radiator Site, Terri Stripes**
  - o Ms. Stripes briefs Council.
  - o Councilmember Mumm asked if the property was owned by County. Ms. Stripes answered that the property is owned by the Becks family.
  - o There is a demolition order on the structures, and subsequently, studies are needed to move forward.
- **24/7 Shelter Program Update, Dawn Kinder**
  - o Ms. Kinder briefed the Council.
  - o Councilmember Stratton asked about the smoke from wildfires and how it has affected the shelters over the summer. Ms. Kinder said that there is no data yet, but will be in the fall.
  - o Council President Stuckcart noted that the function of the 24/7 shelter program was specifically for that reason.

- Ms. Kinder noted the increased respite beds. An action component is the next step. The City will develop a five-year RFP and seek applicants for families and children and without. The City is anticipating the shelter program will look different and address homelessness in the community in a more proactive way. There is a secondary impact on neighborhood by Catholic Charities. The decentralizing model could diminish the impacts on the neighborhood.
  - Councilmember Mumm asked if the City is working with the City of Spokane Valley. Ms. Kinder said that the City is in conversation with the Valley. The City is making funds available for CC in Spokane operations not to have them open a shelter in the Valley.
  - Councilmember Kinnear asked if the DSP is involved. Ms. Kinder said that the DSP has committed \$5,000 for the year.
  - Council President noted that the DSP should consider contributing more, since the organization represents businesses who complain about homelessness. Ms. Kinder said that the situation is complicated and that she plans to conduct site visits, specifically a navigation model site in San Francisco. Seattle also has one. The model shift and decentralization are appealing to the Spokane community.
  - Council President Stuckart mentioned that he would like to see no new homeless camps spring up as a result of the new model. Council President Stuckart also added concerns over signage, suggesting that the City post signs that point homeless individuals to services and to the shelters, maybe suggesting they call 211 or point them to the shelters.
- **Invest Health Grant, Dawn Kinder**
    - Ms. Kinder briefed Council on the grant.
    - No Council Discussion.
  - **SNAP's Essential Home Repair Program, Paul Trautman**
    - Mr. Trautman Briefed Council.
    - No Council Discussion.
  - **CHHS Property Disposition, Paul Trautman**
    - Councilmembers unanimously offered kudos to Mr. Trautman for his efforts.
    - Councilmember Stratton asked how Council could get the word out on this program.
    - Mr. Trautman said that giving low income buyers first opportunities, SNAP programs, etc. was an important factor.
    - Councilmember Mumm asked how a realtor is chosen. Mr. Trautman said that an RFP process is in place.
    - Council President Stuckart suggested this program be shared before Council as an administrative report for the community to see.

- **Planning Threshold Docketing Process, Tirrell Black & Lisa Key**

\*\*\*Council President Stuckart pulled this item off consent agenda for discussion\*\*\*

- Councilmember Stratton asked if Council funded more planners, would it change the approach to this issue, given the reports from the Planning Department for more planners over the last few years. Ms. Key answered not necessarily, because there is no way to know the amount of applicants in a given year. The process allows for applications that are inconsistent with comp plans.
- Council President Stuckart asked if this agenda item came forward because of a specific project, and if so, would the review of that project with the proposed process change. Ms. Key answered that they met with neighborhood councils and documented results and concerns. This approach would clean up some of the threshold review criteria, and demonstrates the need for the improvement.
- Council President asked for examples of other municipalities that have similar processes, as well as a report of staffing hours spent on the North Indian Trail application.

Adjourn: 12:06 PM

Present: Councilmembers Stratton, Fagan and Council President Stuckart

Late Arrivals: Councilmembers Mumm and Waldref

Absent: Councilmembers Beggs and Kinnear

Staff/Visitors: Anna Everano, Kandace Watkins, Adam McDaniel, Skyler Oberst, Jake Fraley, Brian McClatchey, Dawn Kinder, Whitten, Suzi Scheidegger, Rebekah Hollwedel, Keenan Kelly, Betsy Cowles, Alicia Ayars, Fran Papenleur, Mike Ormsby, Diane Zemke, Keenan Kelly, Hillary Hibbeln, Tirrell Black, Lisa Key, Terri Stripes, Paul Trautman, Jacqui Halverson, Paul Kropp, John Lemus, Terri Anderson, Blaine Stum, Sally Stopher, Luis Garcia

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Councilmember Karen Stratton  
Chair, CHE Committee



## Office of the Police Ombudsman

808 W. Spokane Falls Blvd.  
Spokane, WA 99201  
509.625.6742 / spdombudsman.org

October 11, 2017

### Public Safety & Community Health Committee Report

Reporting Period: September 1-30, 2017

Snapshot of Activities		Monthly	Year to Date
<b>Community Outreach</b>			
OPO	Community Events	12	100
	Other	7	65
OPOC	Community Outreach / Activities	8	59
<b>Commendations</b>		0	2
<b>Complaints</b>			
	Received Complaints	3	25
	Referred Complaints	3	43
<b>Contacts</b>		118	726
<b>Case Review</b>			
	Request for Further Investigation	0	18
	Investigations Certified / Concurred	4	62
	Declined Certifications	0	18
	Special Cases Reviewed	10	127
<b>Interviews</b>			
	OPO Interviews	4	18
	IA Interviews	6	49
<b>Training</b>		3	15
<b>Critical Incidents</b>		1	3
<b>Mediation</b>		1	2
<b>Recommendations</b>		3	8
<b>Other Activities</b>			
SPD Related	Meetings / Contact	16	172
	Review Boards	0	15

## 1. Community Outreach

### a. Community Events

- i. OPO Commission meeting (9/5)
- ii. Gonzaga Career Fair (9/6)
- iii. Chief Garry Park Neighborhood Day (9/9)
- iv. K-9 Day at SPD Police Academy (9/9)
- v. Panel member at the National Association of Civilian Oversight on Law Enforcement Conference ("NACOLE") (9/11)
- vi. Attended NACOLE (9/10-14)
- vii. Public Safety Committee ("PAC") meeting (9/18)
- viii. COPS MAT meeting presentation (9/19)
- ix. PAC Quarterly Public Meeting (9/21)
- x. City Council meeting (9/25)
- xi. Spokane's Modern Architecture Legacy event (9/26)
- xii. Leadership Spokane tour of SPD Forensics Unit (9/27)

### b. Other

- i. Mayor's Leadership Retreat (9/7)
- ii. Leadership Spokane Orientation (9/7)
- iii. Met with Patrick Striker re: COPS (9/11)
- iv. Met with Professor Holland from Gonzaga Law (9/11)
- v. Leadership Spokane Retreat (9/14 & 15)
- vi. COPS board of directors meeting (9/27)
- vii. Met with Nicole Bishop & Aaron Tilbury from Spokane Human Rights Commission and Jonah Project on proposal to SPD on human trafficking (9/27)

## 2. OPOC Actions

- a. Homeless Coalition (9/7)
- b. Panel member at NACOLE (9/11)
- c. Attended NACOLE (9/10-14)
- d. East Central Neighborhood Council meeting (9/19)
- e. Public forum on Youth Incarceration at Northeast Community Center (9/22)
- f. PAC Quarterly Public Meeting (9/25)
- g. West Central Coalition meeting (9/26)
- h. New commissioner public records law training (9/30)

## 3. Complaints

### a. Complaints Received

- i. OPO #17-23 (District #3) – Excessive force
- ii. OPO #17-24 (District #2) – Unlawful / Improper Search / Seizure
- iii. OPO #17-25 (District #2) – Inadequate Response

### b. Referred Complaints - Classified according to whether the complaint was to an internal department (IR #) or an external agency (ER #)

- i. Internal

1. IR#17-43 – Recover lost license after arrest
2. IR#17-44 – Inquiry on SPD employee harassment policy
- ii. External
  1. ER#17-42 – Spokane County Sheriff's Office

#### 4. Case Review

- a. Investigations Certified / Concurred
  - i. **C17-041** – Conduct Unbecoming(9/7)
  - ii. **C17-046 / OPO #17-22** – Harassment and Unlawful Detention, concur as Administratively Suspended pending contact with complainant (9/19)
  - iii. **C17-036** – Sexual Assault and Unlawful / Improper Search / Seizure (9/19)
  - iv. **C17-042** – Inadequate Response (9/28)
- b. Special Cases Reviewed
  - i. 7 Use of force
  - ii. 0 Pursuit review
  - iii. 3 Collision report

#### 5. Training

- a. NACOLE at the Grand Hotel (9/10-14)
- b. Excel training (9/14 & 15)
- c. WSBA Justice Lunchbox (9/26)

#### 6. Critical Incidents

- a. 9/18 – The incident occurred on Sinto and Monroe. Officers initiated a traffic stop of the suspect for having two outstanding felony warrants. One for Felon in Possession of a Firearm and for Discharging a Firearm into a Vehicle. After initiating the stop, a brief pursuit ensued before the suspect crashed his vehicle. One officer fired his service weapon striking the suspect in the arm. Emergency aid was rendered and the suspect was transported to a hospital. The suspect is currently in stable condition. A passenger fled the vehicle and is outstanding.

#### 7. Mediations

- a. 9/27 – Methadone as prescribed treatment for pain management training bulletin

#### 8. Recommendations

- a. **R#17-06** – Create a uniform policy on public release of community impact cases
- b. **R#17-07** – Amend Personnel Complaints Policy to respond to second hand complaints received from Public Records Requests
- c. **R#17-08** – Reestablish a practice of posting IA cases online. Also, include relevant body worn camera footage to complaints, use of force, pursuits, and collisions on IA's web page.

## 9. Other Activities

- a. OPO staff members participated/engaged in the following other activities:
  - i. 7 meetings/contacts with IA
  - ii. 9 meetings/contacts with SPD
- b. Met/had contact with City Council members:
  - i. CP Stuckart on 9/19
  - ii. Fagan on 9/28, 9/28, and 9/27
  - iii. Stratton on 9/27
- c. Met with/had contact with OPO Commissioners:
  - i. Gardner on 9/6, 9/11, 9/14, 9/20, 9/21, 9/25, and 9/28
  - ii. Rose on 9/11 and 9/20
  - iii. Smith on 9/25, 9/25, and 9/26
  - iv. Wilburn on 9/5, 9/12, 9/26, and 9/26
- d. Met with HR re: concerns brought up by City Administrator (9/5)
- e. Forwarded information on threat made in the OPO to HR and Asset Management (9/5)
- f. City employee BBQ lunch (9/6)
- g. Picked up Ombudsman's City cell phone (9/11)
- h. Met with Nicole Goes on project position conversion (9/19)

## 10. Next Steps

- a. **Training / Conference**
  - i. USOA on 10/2-5/17
  - ii. LAPD Audit Training on 10/17-19/17

Public Safety and Community Health Committee

Community, Housing and Human Services Board Update

Diane Zemke, Chair, CHHS Board

509-327-7145

[dianezemke@gmail.com](mailto:dianezemke@gmail.com)

The CHHS Department and Board are converting to a 5-year RFP process, beginning fall of 2018. As a result of this change, no RFP will be released this fall. Instead, current City Human Services Grant (HSG) projects and federal CDBG projects will be renewed, based on project performance.

HSG projects have been reviewed with some projects slated for renewal and others potentially not. The CHHS Board will meet Wed., Nov. 1 and will recommend renewals at that meeting. These recommendations will be forwarded to Council.

In addition to the renewal process the Board and Dept. continue to hold workgroup meetings to gather data and perspectives on potential funding directions for the 5-year RFP. Those workgroups are slated to finish in early 2018.

In January, the CHHS Board will convert to meeting every other month, with the executive team meeting monthly.



## Briefing Paper

### Public Safety & Community Health

<b>Division &amp; Department:</b>	CHHS
<b>Subject:</b>	Commerce Office of Homeless Youth (OHY) Young Adult Housing program (YAHP) Grant
<b>Date:</b>	11/6/2017
<b>Author (email &amp; phone):</b>	<a href="mailto:dkinder@spokanecity.org">dkinder@spokanecity.org</a> 625-6055
<b>City Council Sponsor:</b>	
<b>Executive Sponsor:</b>	
<b>Committee(s) Impacted:</b>	Public Safety and Community Health
<b>Type of Agenda item:</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
<b>Alignment:</b> (link agenda item to guiding document – i.e., Master Plan, Budget, Comp Plan, Policy, Charter, Strategic Plan)	Strategic Plan - - reducing young adult homelessness and providing access to diverse housing options.
<b>Strategic Initiative:</b>	Reduce Homelessness & Protect Vulnerable Populations Quality and Diverse Housing Options
<b>Deadline:</b>	
<b>Outcome:</b> (deliverables, delivery duties, milestones to meet)	Acceptance 2018 Commerce YAHP funds totaling \$366,844
<b>Background/History:</b> <p>The City of Spokane worked with community partners to reapply for this grant in a very short period of time to meet an emergent gap in services for youth. These funds have served as the foundation of a more robust continuum of services for youth experiencing homeless in our community and have contributed substantially to City of Spokane youth initiatives such as the 100 Day Challenge to End Youth Homelessness.</p> <p>Spokane has a gap in emergency crisis housing for young adults, aged 18-24. For this reason, the scope for the Young Adult Housing Program has been altered to include a bridge housing component whereby young adults with the highest barriers to housing who qualify for rental assistance may enroll in a temporary housing program where they'll receive stabilization services on their path to permanent housing.</p>	
<b>Executive Summary:</b> <p>CHHS will contract with SNAP and VOA to provide the following services to eligible 18-24 year olds:</p> <ul style="list-style-type: none"> <li>• bridge housing</li> <li>• rental assistance</li> <li>• housing search assistance</li> <li>• case management</li> </ul> <p>Both agencies bring different strengths to the table and work together to ensure that youth obtain and maintain stable housing and are connected to needed services.</p> <p>The YAHP program supports the CHHS Department in meeting each of its 5 Consolidated Plan goals by supporting eligible youth with rent assistance and case management services leading toward:</p> <ul style="list-style-type: none"> <li>• reduced homelessness</li> <li>• increased economic opportunity</li> </ul>	

- vibrant neighborhoods
- access to affordable housing
- improved quality of life

To date, the YAHP program has housed 37 unduplicated young adults with an additional 10 currently receiving housing search assistance.

Budget Impact:

Approved in current year budget? ☒ Yes ☐ No

Annual/Reoccurring expenditure? ☒ Yes ☐ No

If new, specify funding source:

Other budget impacts: these funds are for the 2018 calendar year and are including the CHHS budget projections. Annual/reoccurring expenditures are dependent on grant renewal and contract terms.

Operations Impact

Consistent with current operations/policy? ☒ Yes ☐ No

Requires change in current operations/policy? ☐ Yes ☒ No

Specify changes required:

Known challenges/barriers:

## Briefing Paper (Public Safety and Community Health)

<b>Division &amp; Department:</b>	Fire
<b>Subject:</b>	Purchase of (3) Fire Engines for SFD
<b>Date:</b>	25 October 2017
<b>Author (email &amp; phone):</b>	<a href="mailto:dstockdill@spokanecity.org">dstockdill@spokanecity.org</a> 435-7080
<b>City Council Sponsor:</b>	CM Kinnear
<b>Executive Sponsor:</b>	Schaeffer
<b>Committee(s) Impacted:</b>	Public Safety and Community Health
<b>Type of Agenda item:</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
<b>Alignment:</b> (link agenda item to guiding document – i.e., Master Plan, Budget, Comp Plan, Policy, Charter, Strategic Plan)	Capital Improvement Plan, FD Strategic Plan Goal #7 <i>Provide a high state of readiness of apparatus and equipment to ensure response to the needs of our customers in a safe and efficient manner</i>
<b>Strategic Initiative:</b>	Public Safety and Community Health
<b>Deadline:</b>	30 November 2017 due to planned price increase
<b>Outcome:</b> (deliverables, delivery duties, milestones to meet)	Incorporating (3) new Fire Engines into the SFD Fleet will result in the retirement of (3) 1992 era Fire Engines that have greatly exceeded their planned service life.
<b>Background/History:</b> SFD is systematically purchasing new fire apparatus to provide more reliable vehicles for emergency response and achieve the goal of removing fire engines from front line service and placing them in reserve status after 12 years of service. The new trucks meet current NFPA safety standards which provides a greater margin of safety for firefighters and citizens. Additionally, the new trucks have significantly cleaner exhaust emissions which contributes to better air quality.	
<b>Executive Summary:</b> <ul style="list-style-type: none"> <li><b>Fleet standardization</b>--these (3) Fire Engines are the same as the (3) Pierce PUC Pumpers purchased in 2016 which allows for efficiencies in operations and maintenance.</li> <li><b>Group Purchase Savings</b>-- Purchase will be made via HGAC (Houston Galveston Area Council) pricing through Hughes Fire Equipment, the regional dealer for Pierce Manufacturing.</li> <li><b>Fair and Competitive</b>-- HGAC pricing is competitively bid/pre-negotiated and was successfully used for the recent purchase of Tower 2.</li> <li>Total price, including \$77,244.00 in prepayment discounts is: \$2,063,543.31 including tax.</li> <li>100% Prepayment discount not taken: \$40,968.00</li> <li>Anticipated delivery date will be December 2018.</li> </ul>	
<b>Budget Impact:</b> Approved in current year budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Annual/Reoccurring expenditure? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If new, specify funding source: <b>SIP</b> Other budget impacts: (revenue generating, match requirements, etc.)	
<b>Operations Impact:</b> Consistent with current operations/policy? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Requires change in current operations/policy? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Specify changes required: N/A Known challenges/barriers: N/A	



## **Briefing Paper City of Spokane Public Safety Committee November 6, 2017**

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### **Subject**

This will be an update on the status of the Intersection Safety Program School Speed Zone Program and Photo Red programs. This report is for the period of September 15 thru October 15, 2017.

### **Update Intersection Safety Program**

From September 15<sup>th</sup> thru October 15<sup>th</sup> there were 1,532 tickets issued. Last year for this time period there were 1,069 tickets issued. There were 463 more tickets issued for this time period this year than in 2016.

For September 15<sup>th</sup> thru October 15<sup>th</sup> of this year the top four intersections with violations are:

- Freya and Third 274
  - Thor and Second 181
  - Hamilton and Mission 156
  - Second and Walnut 147
  - Maple and Second 123
- 

### **Update School Speed Zone Program**

This report will also cover the time period of September 15<sup>th</sup> thru October 15<sup>th</sup>, 2017.

There were a total of 1,131 violations issued this year. Last year for this time period there were 957 tickets issued. For this year Longfellow Elementary (Nevada) had 840 violations while Finch Elementary (N.W. BLVD) had 291 violations.

PFC. Craig Bulkley  
Traffic Unit  
509-835-4565 [cbulkley@spokanepolice.org](mailto:cbulkley@spokanepolice.org)

# Sit and Lie Arrests (Redacted)

Name	DOB	Date of Offense	Time of Offense	Cite/Released or Booked
[REDACTED]	[REDACTED]	3/11/2014	18:17	Booked
[REDACTED]	[REDACTED]	4/30/2014	12:24	Cite/Release
[REDACTED]	[REDACTED]	4/30/2014	12:24	Cite/Release
[REDACTED]	[REDACTED]	4/30/2014	12:24	Cite/Release
[REDACTED]	[REDACTED]	5/1/2014	11:47	Cite/Release
[REDACTED]	[REDACTED]	5/7/2014	12:49	Cite/Release
[REDACTED]	[REDACTED]	5/16/2014	13:25	Booked
[REDACTED]	[REDACTED]	5/16/2014	19:20	Booked
[REDACTED]	[REDACTED]	5/18/2014	22:22	Cite/Release
[REDACTED]	[REDACTED]	5/22/2014	14:31	Cite/Release
[REDACTED]	[REDACTED]	5/22/2014	14:31	Cite/Release
[REDACTED]	[REDACTED]	5/26/2014	11:29	Cite/Release
[REDACTED]	[REDACTED]	5/27/2014	10:39	Cite/Release
[REDACTED]	[REDACTED]	5/28/2014	11:05	Cite/Release
[REDACTED]	[REDACTED]	5/30/2014	21:42	Cite/Release
[REDACTED]	[REDACTED]	6/1/2014	18:13	Cite/Release
[REDACTED]	[REDACTED]	6/1/2014	20:04	Booked
[REDACTED]	[REDACTED]	6/1/2014	16:44	Cite/Release
[REDACTED]	[REDACTED]	6/1/2014	20:07	Booked
[REDACTED]	[REDACTED]	6/2/2014	19:00	Cite/Release
[REDACTED]	[REDACTED]	6/3/2014	14:30	Cite/Release
[REDACTED]	[REDACTED]	6/4/2014	19:27	Booked
[REDACTED]	[REDACTED]	6/6/2014	20:45	Cite/Release
[REDACTED]	[REDACTED]	6/6/2014	20:49	Cite/Release
[REDACTED]	[REDACTED]	6/8/2014	15:20	Cite/Release
[REDACTED]	[REDACTED]	6/13/2014	19:43	Booked
[REDACTED]	[REDACTED]	6/15/2014	20:01	Booked
[REDACTED]	[REDACTED]	6/20/2014	10:32	Cite/Release
[REDACTED]	[REDACTED]	6/23/2014	16:19	Booked
[REDACTED]	[REDACTED]	6/24/2014	11:30	Booked
[REDACTED]	[REDACTED]	6/25/2014	11:24	Cite/Release
[REDACTED]	[REDACTED]	7/1/2014	12:50	Cite/Release
[REDACTED]	[REDACTED]	7/2/2014	8:45	Cite/Release
[REDACTED]	[REDACTED]	7/6/2014	16:40	Cite/Release
[REDACTED]	[REDACTED]	7/6/2014	15:00	Cite/Release
[REDACTED]	[REDACTED]	7/8/2014	19:17	Booked
[REDACTED]	[REDACTED]	7/8/2014	16:50	Cite/Release

[REDACTED]	[REDACTED]	7/13/2014	15:20	Cite/Release
[REDACTED]	[REDACTED]	7/26/2014	22:56	Cite/Release
[REDACTED]	[REDACTED]	8/22/2014	18:36	Cite/Release
[REDACTED]	[REDACTED]	8/29/2014	18:51	Cite/Release
[REDACTED]	[REDACTED]	9/2/2014	16:30	Cite/Release
[REDACTED]	[REDACTED]	9/8/2014	12:30	Cite/Release
[REDACTED]	[REDACTED]	9/9/2014	17:15	Cite/Release
[REDACTED]	[REDACTED]	9/9/2014	17:10	Cite/Release
[REDACTED]	[REDACTED]	9/9/2014	17:10	Booked
[REDACTED]	[REDACTED]	9/16/2014	21:02	Cite/Release
[REDACTED]	[REDACTED]	9/29/2014	19:39	Cite/Release
[REDACTED]	[REDACTED]	10/28/2014	11:04	Cite/Release
[REDACTED]	[REDACTED]	2/11/2015	12:16	Booked
[REDACTED]	[REDACTED]	3/2/2015	16:10	Cite/Release
[REDACTED]	[REDACTED]	3/2/2015	16:10	Cite/Release
[REDACTED]	[REDACTED]	3/7/2015	14:25	Booked
[REDACTED]	[REDACTED]	3/22/2015	12:48	Cite/Release
[REDACTED]	[REDACTED]	5/19/2015	9:00	Booked
[REDACTED]	[REDACTED]	5/19/2015	9:00	Booked
[REDACTED]	[REDACTED]	5/31/2015	13:21	Cite/Release
[REDACTED]	[REDACTED]	6/1/2015	15:18	Cite/Release
[REDACTED]	[REDACTED]	6/7/2015	15:52	Cite/Release
[REDACTED]	[REDACTED]	6/10/2015	11:38	Cite/Release
[REDACTED]	[REDACTED]	6/17/2015	12:04	Booked
[REDACTED]	[REDACTED]	6/18/2015	15:15	Cite/Release
[REDACTED]	[REDACTED]	6/25/2015	17:18	Booked
[REDACTED]	[REDACTED]	8/1/2015	15:42	Cite/Release
[REDACTED]	[REDACTED]	8/17/2015	12:46	Booked
[REDACTED]	[REDACTED]	8/22/2015	17:54	Cite/Release
[REDACTED]	[REDACTED]	8/25/2015	14:16	Cite/Release
[REDACTED]	[REDACTED]	9/20/2015	18:54	Cite/Release
[REDACTED]	[REDACTED]	9/21/2015	15:21	Cite/Release
[REDACTED]	[REDACTED]	9/21/2015	15:21	Cite/Release
[REDACTED]	[REDACTED]	9/22/2015	10:51	Cite/Release
[REDACTED]	[REDACTED]	10/3/2015	16:45	Cite/Release
[REDACTED]	[REDACTED]	10/11/2015	13:21	Cite/Release
[REDACTED]	[REDACTED]	10/18/2015	8:28	Cite/Release
[REDACTED]	[REDACTED]	1/1/2016	11:25	Cite/Release
[REDACTED]	[REDACTED]	2/16/2016	12:43	Cite/Release
[REDACTED]	[REDACTED]	3/2/2016	16:20	Cite/Release
[REDACTED]	[REDACTED]	3/11/2016	13:17	Cite/Release

[REDACTED]	[REDACTED]	4/18/2016	13:03	Cite/Release
[REDACTED]	[REDACTED]	5/18/2016	12:38	Cite/Release
[REDACTED]	[REDACTED]	5/18/2016	12:30	Cite/Release
[REDACTED]	[REDACTED]	6/25/2016	7:44	Cite/Release
[REDACTED]	[REDACTED]	7/11/2016	14:15	Cite/Release
[REDACTED]	[REDACTED]	7/23/2016	12:33	Cite/Release
[REDACTED]	[REDACTED]	8/1/2016	14:00	Cite/Release
[REDACTED]	[REDACTED]	8/19/2016	7:15	Cite/Release
[REDACTED]	[REDACTED]	8/23/2016	17:36	Cite/Release
[REDACTED]	[REDACTED]	8/28/2016	16:15	Cite/Release
[REDACTED]	[REDACTED]	8/28/2016	16:15	Cite/Release
[REDACTED]	[REDACTED]	9/26/2016	11:11	Cite/Release
[REDACTED]	[REDACTED]	10/21/2016	13:33	Cite/Release
[REDACTED]	[REDACTED]	10/24/2016	7:45	Cite/Release
[REDACTED]	[REDACTED]	11/21/2016	9:54	Cite/Release
[REDACTED]	[REDACTED]	12/10/2016	13:15	Booked
[REDACTED]	[REDACTED]	12/28/2016	9:13	Cite/Release
[REDACTED]	[REDACTED]	12/28/2016	9:13	Cite/Release
[REDACTED]	[REDACTED]	12/28/2016	14:33	Cite/Release
[REDACTED]	[REDACTED]	12/29/2016	8:58	Cite/Release
[REDACTED]	[REDACTED]	2/2/2017	7:42	Booked
[REDACTED]	[REDACTED]	4/9/17	7:59	Cite/Release
[REDACTED]	[REDACTED]	7-8-17	1144	Cite/Release
[REDACTED]	[REDACTED]	8-1-17	1508	Cite/Release
[REDACTED]	[REDACTED]	8-16-17	0944	Booked
[REDACTED]	[REDACTED]	8-22-17	1247	Booked
[REDACTED]	[REDACTED]	8-29-17	0739	Booked
[REDACTED]	[REDACTED]	9-24-17	1535	Booked
[REDACTED]	[REDACTED]	9-27-17	0911	Cite/Release
[REDACTED]	[REDACTED]	9-29-17	1743	Booked
[REDACTED]	[REDACTED]	9-30-17	0930	Booked
[REDACTED]	[REDACTED]	10-12-17	1435	Cite/Release
[REDACTED]	[REDACTED]	10-12-17	1438	Cite/Release
[REDACTED]	[REDACTED]	10-16-27	1142	Booked
[REDACTED]	[REDACTED]	10-9-17	1139	Cite/Release
[REDACTED]	[REDACTED]	10/7/17	1532	Cite/Release
[REDACTED]	[REDACTED]	10/18/17	0914	Booked
[REDACTED]	[REDACTED]	10/17/17	0904	Cite/Release
[REDACTED]	[REDACTED]	10/18/17	1232	Booked
[REDACTED]	[REDACTED]	10/20/17	0703	Cite/Release
[REDACTED]	[REDACTED]	10/3/17	0748	Booked

			10/21/17	0742	Booked
			10/23/17	0812	Booked





**SPOKANE POLICE DIVISION**  
**CHIEF OF POLICE**  
**CRAIG N. MEIDL**

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**Strategic Initiatives Division**  
**November 2017 Report**

**Public Safety Committee Briefing**  
**November 6, 2017**





# SPOKANE POLICE DIVISION

## CHIEF OF POLICE

### CRAIG N. MEIDL

#### Selected Excerpts of Officer Commendation Letters

I'm contacting you in regard to a recent ride along with **SPD Officer John Yen**. Officer Yen has been a mentor to the students of the Criminal Justice Club at Eastern Washington University since 2016. As a club, we would like to thank both Officer Yen, and the Spokane Police Department, for allowing us the opportunity to participate in such training experiences. Officer Yen provided me with an opportunity to ride along in his traffic patrol unit. The experience in itself is beneficial to anyone interested in a law enforcement career. Officer Yen is knowledgeable and provides practical use of protocols and practices, in a real life situation. He demonstrates vast understanding of the laws and rights of citizens, both traffic and personal, that allows an observer to gain proper insight of police functions. On the night of the ride along, Officer Yen showed both integrity and empathy for the general public. Many stops were made, but of those encounters one arrest occurred. Once apprehended, the suspect, arrested for suspicion of DUI, was experiencing emotional turmoil. Instead of alienating this individual, Officer Yen took the time to investigate what was going on in his life that caused his behavior that evening. Upon that investigation, Officer Yen uncovered the man was going through a divorce, had been drinking often, and had never been arrested prior. Yen used the opportunity to tell him this was just a "speed bump" and that there was opportunity to recover and learn from his mistakes. The individual seemed relieved and remained cooperative when handed over to jail staff. His continuation of calm demeanor and candor seemed to permeate itself into every situation and citizen that Officer Yen was in contact with that evening. I'd like to thank the Spokane Police Department for allowing me the opportunity to see the justices in which the department lends itself to the city of Spokane.

*-Katherine Kelly, Eastern Washington University, Criminal Justice Club President*

The EHM department in Municipal Probation would like to say "Thank You!" to **Officers Chan Erdman and Aaron Ames** who helped facilitate the arrest of an individual who was in warrant on an Assault 4 DV and a Malicious Mischief DV. Using the GPS unit in conjunction with Officer Erdman's quick response worked out fabulously. Again, thank you so much and we look forward to working with you more in the future.

*-Greg Lewis, Spokane Municipal Court Probation*

A Spokane City Police officer met with me today to purchase a walker I had posted on Craigslist. He has seen a man struggling to walk with two canes and was purchasing the walker for him. I told him, please do not pay me, just take the walker, and he refused. Told me I was doing my part by charging half of what everyone else was. I am so thankful for our police department that each and every day continue to serve our communities day in and day out with constant crime and illegal activity. To this officer and every officer doing their part to make a positive difference, my family appreciates you.

*-Heather Stokes Photography*





# SPOKANE POLICE DIVISION

## CHIEF OF POLICE

CRAIG N. MEIDL

Spokane Police Department has demonstrated progress with a continual decline in complaints and use of force over the past few years. Please note the chart below and the timing of the various initiatives.





# SPOKANE POLICE DIVISION

## CHIEF OF POLICE

### CRAIG N. MEIDL

#### Internal Affairs Unit Update

#### January 1 through September 30, 2017 Complaints

##### Complaints Received:

**Total: 52**

**Closed Out as Inquiries: 9 (As of September 30, 2017)**

*An inquiry is an initial complaint about employee conduct which, even if true, would not qualify as a personnel complaint and may be handled informally by a department supervisor and shall not be considered complaints.*

##### Prior Year Complaint Totals, 2013-2016

- 2013: 204 Complaints (87 were inquiries)
- 2014: 169 Complaints (101 were inquiries)
- 2015: 109 Complaints (72 were inquiries)
- 2016: 78 Complaints (20 inquiries)

##### Source of 2017 Complaints\*

\*Note: Sometimes a citizen will report a complaint in multiple places; in those cases, the place where the complaint was first reported is noted.

Received by the Office of Police Ombudsman	<b>Total: 25</b>
Received by the Spokane Police Department	<b>Total: 27</b>
Internally Generated by the SPD	<b>Total: 4</b>
Generated by the Community	<b>Total: 49</b>





# SPOKANE POLICE DIVISION

## CHIEF OF POLICE

### CRAIG N. MEIDL

#### Categories of Complaints\*\*

Allegations associated with **Citizen Complaints** received between January 1 and September 30, 2017.

\*\*Note: Some investigations involve multiple allegations. Allegations may be for commissioned or civilian employees.

Allegation	Number
Abuse of Authority	1
Assault	1
Biased Policing	2
Conduct Unbecoming	3
Conflict of Interest	1
Demeanor	6
Disclosure of Confidential Information	1
Excessive Force	4
False Arrest	1
False Reporting	1
Harassment	4
Improper Driving	1
Inadequate Response	14
Misleading Statements	1
Misuse of Department Property	1
Racial Profiling	1
Reckless Driving	2
Sexual Assault	2
Unauthorized Use of Database	1
Unlawful/Improper Arrest	2
Unlawful Search/Seizure	1
Untruthfulness	1

#### Disposition of Allegations (as of September 30, 2017)

Nine cases were determined to be an Inquiry. Eleven were Administratively Suspended. Two cases were Exonerated, three were Unfounded, one was Not Sustained, two cases contained Exonerated and Unfounded findings, and one case was resolved through Mediation.





# SPOKANE POLICE DIVISION

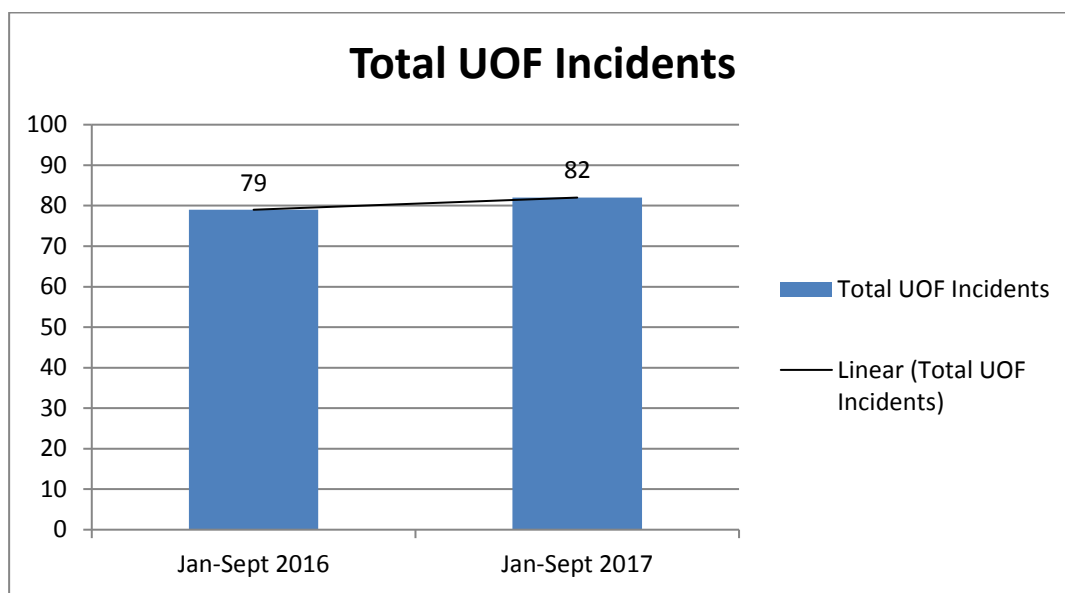
## CHIEF OF POLICE

### CRAIG N. MEIDL

#### Use of Force Update

##### 2017 Non-Deadly Reportable Use of Force Incidents

From January 1-September 30 2017, there were 82 non-deadly use of force incidents. During that same timeframe in 2016, there were 79 non-deadly force incidents.



##### 2017 Deadly Use of Force Incidents

From January 1-October 15, 2017, there were five deadly force incidents. During that same timeframe in 2016, there were three deadly force incidents. Deadly force rates have stayed constant; deadly force was used an average of four each year.

##### Deadly Force Annual Totals, 2013-2017

- 2013: 3 incidents
- 2014: 4 incidents
- 2015: 5 incidents
- 2016: 3 incidents
- 2017: 5 incidents as of October 15, 2017





# SPOKANE POLICE DIVISION

## CHIEF OF POLICE

### CRAIG N. MEIDL

#### Officer-Involved Shooting Incidents Update (through October 15, 2017)

##### 2016 Case Status

###### **F16-040 (Under Administrative Investigation)**

Incident 16-154017 took place May 1, 2016 at the intersection of Division and Main. The Prosecutor ruled the shooting was justified. The SPD internal investigation is ongoing.

##### 2017 Case Status

###### **F17-004 (Under Administrative Investigation)**

Incident 2017-20008511 took place January 16, 2017 in the area of 5<sup>th</sup> and Maple. Spokane Investigative Regional Response Team (SIRR) completed the criminal investigation. The Prosecutor ruled the shooting was justified. The SPD internal investigation is ongoing.

###### **F17-034 (Under Administrative Investigation)**

Incident 2017-20084382 took place May 7, 2017 in the 1300 block of East Dalton. Spokane Investigative Regional Response Team (SIRR) completed the criminal investigation. The Prosecutor ruled the shooting was justified. The SPD internal investigation is ongoing.

###### **F17-053 (Under SIRR investigation)**

Incident 2017-10085419 took place July 3, 2017, in the 5900 block of North Mount Vernon Street. Spokane Investigative Regional Response Team (SIRR) completed the criminal investigation. The Prosecutor ruled the shooting was justified. The SPD internal investigation is ongoing.

###### **F17-079 (Under SIRR investigation)**

Incident 2017-20185893 took place on 9/18/2017, in the area of Monroe/Sinto. The Spokane Investigative Regional Response Team (SIRR) is currently investigating.

###### **F17-086 (Under SIRR investigation)**

Incident 2017-20197756 took place on 10/4/2017, in the 2300 block of West Wellesley. The Spokane Investigative Regional Response Team (SIRR) is currently investigating.





# SPOKANE POLICE DIVISION

## CHIEF OF POLICE

### CRAIG N. MEIDL

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#### Items of Interest

##### Procedural Justice Training

SPD recently provided "Procedural Justice for Law Enforcement" training to all officers. The Center for Public Safety and Justice created the class in 2016 for the DOJ COPS Office. SPD also held a class for community members on Saturday, October 14 at the SPD Academy to share the class and ask for community input.

Representatives attended from the following organizations:

- Lutheran Community Services Northwest
- Police Ombudsman Commission
- Police Advisory Committee (PAC)
- Spokane County Disability Resource Team
- I Did the Time
- Spokane Fire Department
- Spokane Police Accountability Reform Coalition (SPARC)
- Spokane Police Faith Alliance
- Peace and Justice Action League of Spokane (PJALS)
- Salish School of Spokane
- Parents and Friends of Lesbians and Gays (PFLAG)
- NAACP Spokane
- Spokane City Human Rights Commission
- Spokane Police Mental Health Steering Committee
- Smart Justice Spokane
- Spokane Regional Law and Justice Council
- Fuse
- Hispanic Business and Professional Association
- World Relief
- Eastern State Hospital
- Worksource
- Eastern Washington University
- Spokane County Juvenile Court

Survey results were very positive, with a large majority agreeing that the training was effective, instructors answered their questions, and that the training furthered the goal of building trust and legitimacy between police and community. Ombudsman Gardner commented, "The training was a real eye opener and wish every citizen would go through this. The information received will come in handy with my new role as a member of the OPOC."







# **SPOKANE POLICE DIVISION**

## **CHIEF OF POLICE**

### **CRAIG N. MEIDL**

SPD also hosted a class for officers from other law enforcement agencies on Saturday, October 21, from 8 am to 5 pm, at the SPD Academy. SPD invited area law enforcement agencies, and the following agencies participated: Spokane County Sheriff's Office, Kalispel Tribal Police, and Spokane Public Schools (Resource Officers).

#### SPD Hiring Workshops

In addition to the Hiring Workshops held in various community centers and libraries over the past few months, SPD held more workshops during September and October, at the Cheney Library, Airway Heights Community Center, Southside Senior Center, Whitworth University, and Gonzaga University. The purpose of the hiring workshops is to go into the Spokane community and reach people who were not already committed to a career in law enforcement. This includes people with various interest levels in the profession, those that have never considered it and have questions, and those that do not understand the process. SPD chooses welcoming community specific locations that are easily accessible to the public. Candidates who attend the workshops will learn about the extensive hiring process, the public safety test and the minimum requirements to be a police officer, along with the benefits and compensation package that the City of Spokane provides. Representatives from the Spokane Police Department, Human Resources and Civil service are all at the workshops and are available to answer questions, provide information, and follow up with the candidates as needed.

The workshops put all of the decision makers in the hiring process in the same room so that the candidate can get an immediate answer to any questions or concerns that they may have. With several officers in attendance as well, candidates get to interact with officers from a variety of backgrounds and experience levels. We have found that almost all of the candidates want that interaction before and after the presentation and the interaction helps solidify their interest and desire to work for the Spokane Police Department. Each candidate who attends a hiring workshop is given a folder containing all of the necessary paperwork and information about the hiring process, how to sign up for the test and the compensation packages. The candidates can take this folder with them to review at their convenience. Candidates can sign up for ride alongs with SPD to get a firsthand look at the job.

#### SPD Internal Promotions Workshops

In partnership with Civil Service, we held three Promotions Workshops prior to the Sergeant test. The workshops included information about what to expect with the testing instruments, explaining how things are weighted, and how positions are decided (e.g., rule of the list, rule of three). While SPD posts the information, it is especially helpful to employees to be able to get the information directly from Civil Service and SPD leadership and to be able to ask questions. The Promotions Workshops are another way SPD is addressing concerns from the Culture Audit, that SPD should look at promotion processes and communicate the process to employees.





# SPOKANE POLICE DIVISION

## CHIEF OF POLICE

### CRAIG N. MEIDL

#### #End the Silence Campaign

Chief Meidl wrote SPD employees, "As we all know domestic violence calls are one of the most dangerous calls for service we respond to. From our patrol officers to our DV Unit, each day our officers are doing an exceptional job protecting victims from dangerous abusers and helping victims get the resources they need to heal and move out of the cycle of violence. This month we are encouraging our officers to wear a purple wrist band (see attached photos) to help engage in the national domestic violence prevention and awareness campaign. You will notice the purple wrist bands have #SpokanePoliceDepartment and #EndTheSilence. The End The Silence campaign's goal is to encourage the community to stand alongside victims and survivors of domestic violence as safe allies and remind them that they are not alone. We are encouraging everyone within SPD to help join in this effort and wear a band. A donation is suggested for the bands. All funds received will be donated to the YWCA. This is one more effort our agency is initiating to connect with the community and show that behind our badges are staff that live in the community and care for the community."

#### Precinct Highlights

##### South Precinct Team Photo





# **SPOKANE POLICE DIVISION**

## **CHIEF OF POLICE**

### **CRAIG N. MEIDL**

#### **Downtown Precinct Highlights**

The Downtown Precinct and WSU Spokane recently teamed up to hold a Coffee with a Cop event. Pictured below are Officer Ken Applewhaite and Sergeant Glenn Bartlett. The next Coffee with a Cop event will be November 9 from 11 am to 1 pm, at Northtown Mall, in partnership with Fourth Memorial Church Outreach Program and the North Precinct.



#### **North Precinct Highlights**

##### **Spokane C.O.P.S. 25<sup>th</sup> Anniversary Volunteer Awards**

Lieutenant J.D. Anderson, NRO Ponto, NRO Strosahl, NRO Wells, NRO Hice, NRO Redmon and North Precinct Desk Officer McIntyre attended the C.O.P.S. Annual Awards and Dinner. The event celebrated the 25th year for Spokane Community Oriented Policing Services, which started in 1992 with just one COPS Substation in West Central. The program has expanded and contracted over the years and is a large part of policing in Spokane. The volunteers are what make community oriented policing work because without the community, SPD would not be what it is today.



# SPOKANE POLICE DIVISION

## CHIEF OF POLICE

### CRAIG N. MEIDL

The event's theme was Roaring Twenties and several attendees, including Chief Meidl and Captain Meidl, enjoyed dressing up in 1920s apparel. Master of Ceremonies NRO Traci Ponto led the event. NRO Hice displayed his terrific acting skills while impersonating NRO Ponto and Captain Torok responding to a call, giving everyone a chance to laugh and have a great time.



#### North Precinct Parking Lot Expansion and Repairs

The City Council recently authorized a contract to fix several City-owned parking lots to include the North Precinct. The precinct parking lots suffered from large cracks in the front, gravel, and improper grading to keep water out of the building. The recent repairs and expansion not only made the parking lot look much better but also made the parking lot much safer for all users.





# **SPOKANE POLICE DIVISION**

## **CHIEF OF POLICE**

### **CRAIG N. MEIDL**

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#### **Outreach Update**

##### **Community Outreach Unit Summary**

- Mayor's Advisory Committee on Multi-Cultural Affairs (October 3)
- Homeless Coalition meeting (October 5)
- Women's Luncheon (October 7)
- Vietnamese Association (October 8)
- Enhanced CIT training (October 10)
- Procedural Justice for Community class (October 14)
- Coordination of Services (October 16)
- School Community Partnership Committee meeting (October 17)
- TEAM Conference for First Responders and Mental Health Professionals (October 24-25)





**Briefing Paper**  
**Public Safety/City Council/SPD/City of Spokane**  
**WSPC Traffic Safety Equipment Grant Application**  
**State & Community Highway Safety 2018**  
**November 2017**

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**Subject**

Approval to apply for and purchase radar/lidar if grant funds are awarded under the WSPC Traffic Safety Equipment 2018 grant under the State & Community Highway Safety 2018.

**Background**

The Spokane Police Department would like to apply for the 2018 WSPC Traffic Safety Equipment grant. WSPC meets annual to determine funding priorities under this grant and awards are given for Traffic Safety equipment requests where traffic safety enforcement is a high priority. The Spokane Police Department has been awarded grant funds the past five-years under this grant and was able to purchase sector scanner and printer equipment, sector paper, and radar/lidar.

**Impact**

The goal of the grant is to continue to make traffic safety enforcement a high priority in the City of Spokane. The Spokane Police Department, Traffic Unit and Patrol Division utilize radar/lidar on a daily basis in school zones, hot spot zones, traffic hotline requests, speeding emphasis locations and more. This additional equipment is necessary to continue to support the mission of continuing to keep traffic safety enforcement a high priority in the City of Spokane.

**Action**

Approval to apply for WSPC Traffic Safety Equipment Grant 2018 & purchase equipment

**Funding**

Unknown at this time as the application and details to apply should be available at the end of October 2017 with a deadline to apply by mid-December 2017.

Seeking approval to apply for the WASPC grant FY18 grant and if approved the funds would be awarded in 2018, so this grant purchase would be included in the 2018 SPD budget.

**Below are the items awarded and purchased within the WASPC FY17 grant:**

- (2) Lidar - price per unit (\$3,000.00 max per unit) reimbursement requested
- (2) Radar - price per unit (\$1,000.00 max per unit) reimbursement requested
- (2) Rear-Antenna – price per unit (\$400.00 max per unit) reimbursement requested
- (3) Hand-Held Radar - price per unit (\$799.00 max per unit) reimbursement requested

**Briefing Paper**  
**Public Safety/City Council/SPD/City of Spokane**  
**WTSC – Pedestrian Safety Zone (PSZ) Patrols 2017-2018**  
**November 2017**

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**Subject**

To accept MOU grant funding from WTSC for Pedestrian Safety Zone (PSZ) Patrols for 2017-2018.

**Background**

SPD has received WTSC Pedestrian Safety Zone (PSZ) Patrol funds in past years from WTSC. The interagency agreement between the WTSC scope of work supports traffic patrols in the City of Spokane. The precise locations of the PSZs will be identified through data analyses of pedestrian fatal and serious injury crashes, selecting locations with the highest number of incidents in recent years. Traffic patrols will additionally enforce pedestrian laws regarding both drivers and pedestrians, using mutually agreed upon pedestrian enforcement protocols.

**Impact**

The goal of the grant is to continue to reduce pedestrian deaths and serious injuries.

**Action**

The approval to accept the grant funding from WTSC for Pedestrian Safety Zone (PSZ).

**Funding**

The amount of \$13,000.00 for the period 2017-2018 to be used for overtime and benefits.

## Briefing Paper (PSCHC)

<b>Division &amp; Department:</b>	City of Spokane / Spokane Police Department
<b>Subject:</b>	SMC Revisions to 10.40, 10.28, 10.39
<b>Date:</b>	11/6/17
<b>Author (email &amp; phone):</b>	Devin Curda <a href="mailto:dcurda@spokanecity.org">dcurda@spokanecity.org</a> 509-835-4518
<b>City Council Sponsor:</b>	
<b>Executive Sponsor:</b>	
<b>Committee(s) Impacted:</b>	
<b>Alignment:</b> (link agenda item to guiding document – i.e., Master Plan, Budget, Comp Plan, Policy, Charter, Strategic Plan)	
<b>Strategic Initiative:</b>	
<b>Deadline:</b>	
<b>Outcome:</b> (deliverables, delivery duties, milestones to meet)	Spokane Police Officers lack the necessary enforcement mechanisms to ensure compliance with existing codes. By adding the penalty of a class 1 civil infraction, Officers will be able to more effectively administer the laws regarding itinerant vendors, sidewalk cafes, and special events.

Background/History:  
 Three sections of the SMC lack any means of enforcing the code. 10.40 regards itinerant vendors – unsolicited door to door sales are a continuous complaint for Spokane residents. 10.28 regards sidewalk cafes – the City has no way in the summer months to ensure compliance of café owners who fail to safely set up a sidewalk seating area. 10.39 regards permitting for special events – while the code requires a permit, there is no language to allow the City to penalize those who fail to register.

Executive Summary:

- A penalty provision will be added to each code section.
- The penalty will be a class 1 civil infraction

Budget Impact:  
 Approved in current year budget? ☐ Yes ☐ No  
 Annual/Reoccurring expenditure? ☐ Yes ☒ No  
 If new, specify funding source:  
 Other budget impacts: (revenue generating, match requirements, etc.)

Operations Impact:  
 Consistent with current operations/policy? ☒ Yes ☐ No  
 Requires change in current operations/policy? ☐ Yes ☒ No  
 Specify changes required:  
 Known challenges/barriers:



**ORDINANCE NO. C- \_\_\_\_\_**

An ordinance relating to sidewalk café permits; adopting a new section 10.28.025 to chapter 10.28 of the Spokane Municipal Code.

The City of Spokane does ordain:

Section 1. That there is adopted a new section 10.28.025 to chapter 10.28 of the Spokane Municipal Code to read as follows:

**10.28.025 Violation**

A. If a person engages in activities defined in SMC 10.28.010 and SMC 8.02.0220 without a current sidewalk cafe permit issued by the city engineer, they are subject to a penalty.

B. A violation of this chapter is a class 1 civil infraction. Each day upon which a violation occurs or is knowingly continued constitutes a separate violation.

C. Sidewalk cafe permit holders must comply with all state and local laws.

PASSED by the City Council on \_\_\_\_\_.

\_\_\_\_\_  
Council President

Attest:

Approved as to form:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Effective Date

**ORDINANCE NO. C- \_\_\_\_\_**

An ordinance relating to special event permits; adopting a new section 10.39.055 to chapter 10.39 of the Spokane Municipal Code.

The City of Spokane does ordain:

Section 1. That there is adopted a new section 10.39.055 to chapter 10.39 of the Spokane Municipal Code to read as follows:

**10.39.055 Violation**

- A. If a person engages in activities defined in SMC 10.39.010 without a current special event permit issued by the City of Spokane Police or Fire Department, they are subject to a penalty.
- B. A violation of this chapter is a class 1 civil infraction. Each day upon which a violation occurs or is knowingly continued constitutes a separate violation.
- C. Special Event Permit holders must comply with all state and local laws.

PASSED by the City Council on \_\_\_\_\_.

\_\_\_\_\_  
Council President

Attest:

Approved as to form:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Effective Date

**ORDINANCE NO. C- \_\_\_\_\_**

An ordinance relating to itinerant vendor permits; adopting a new section 10.40.025 to chapter 10.40 of the Spokane Municipal Code.

The City of Spokane does ordain:

Section 1. That there is adopted a new section 10.40.025 to chapter 10.40 of the Spokane Municipal Code to read as follows:

**10.40.025 Violation**

- A. If a person engages in activities defined in SMC 10.40.010 without a current itinerant vendor permit issued by the City of Spokane taxes and licenses division, they are subject to a penalty.
- B. A violation of this chapter is a class 1 civil infraction. Each day upon which a violation occurs or is knowingly continued constitutes a separate violation.
- C. Itinerant vendors must comply with all state and local laws.

PASSED by the City Council on \_\_\_\_\_.

\_\_\_\_\_  
Council President

Attest:

Approved as to form:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Effective Date

# Briefing Paper

## Public Safety & Community Health Committee

<b>Division &amp; Department:</b>	Police & Investigations
<b>Subject:</b>	Modify SMC 07.03.151
<b>Date:</b>	November 6, 2017
<b>Author (email &amp; phone):</b>	Major Eric Olsen eolsen@spokanepolice.org / 835-4505
<b>City Council Sponsor:</b>	
<b>Executive Sponsor:</b>	Major Eric Olsen
<b>Committee(s) Impacted:</b>	Public Safety & Community Health Committee
<b>Alignment:</b> (link agenda item to guiding document – i.e., Master Plan, Budget, Comp Plan, Policy, Charter, Strategic Plan)	Spokane Municipal Code referenced above
<b>Strategic Initiative:</b>	Reduce Crime
<b>Deadline:</b>	
<b>Outcome:</b> (deliverables, delivery duties, milestones to meet)	Increase investigative / enforcement capabilities
<p><b>Background/History:</b> Currently the Imprest Funds of Police Department Investigations is split between three separate units and one internal bank totaling \$25,000; SIU - \$10,000, TCU - \$1,500, Patrol - \$500, and internal bank - \$13,000. This amount pays for informants, information sources, as well as the purchase of illegal narcotics, firearms, and other stolen property. While the existing amount is significant, it is no longer adequate to meet the needs of the units utilizing these imprest funds.</p>	
<p><b>Executive Summary:</b></p> <ul style="list-style-type: none"> <li>The Police Department would like to amend the Municipal Code to allow for a total of \$50,000 between the three units and internal bank that replenishes them. For the level of work they perform, they require a larger sum of money to use for enforcement purposes to continue their efforts in putting dangerous criminals in jail. This proposed amendment will allow the above listed investigative units to effectively conduct their investigations.</li> <li>The Special Investigations Unit (SIU), which primarily focuses on drug investigations, has the largest portion of the imprest funds at \$10,000. This money pays for informants and other information sources critical to identifying the sales of controlled substances, as well as funds the controlled purchases of those narcotics in order to build cases against subjects engaged in the sales of these drugs. Due to the number of active cases, there are many times the cases developed by the investigators reach a point where \$10,000 is no longer adequate to meet the needs of purchasing controlled substances. SIU's reimbursement requests range between \$4,000 and \$8,000 on a monthly basis (sometimes more often) with the remainder of their fund often already spent, needing the reimbursement to be completed quickly in order to continue their investigation.</li> <li>The second largest portion fund is with the Targeted Crimes Unit (TCU), totaling \$1,500. This unit focuses on the sale of illegal and stolen firearms as well as illegal narcotics and stolen property. The imprest funds are needed to pay for informants and other information sources critical to identifying information related to these cases as well as to purchase the illegal items. The average gun purchase ranges from \$300-\$500, allowing for three to four purchases a week before their fund is exhausted. This alone excludes any payments to confidential sources or any level of purchase of controlled substances. These types of investigations are constantly changing and new information could become available to the investigator without advanced notice. The detectives must act on this information, which often times requires additional funds in order to take advantage of a situation that has presented itself.</li> <li>Passage of this ordinance is expected to not only increase the number of operations that can be completed, the Units will be able to target higher level dealers which in turn hinders additional illegal narcotics and firearms, stolen property, and dangerous criminals from being on the streets of Spokane.</li> </ul>	
<p><b>Budget Impact:</b></p> <p>Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Annual/Reoccurring expenditure? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If new, specify funding source:</p> <p>Other budget impacts: (revenue generating, match requirements, etc.)</p>	
<p><b>Operations Impact:</b></p> <p>Consistent with current operations/policy? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Requires change in current operations/policy? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Specify changes required:</p> <p>Known challenges/barriers:</p>	

ORDINANCE NO. C - \_\_\_\_\_

AN ORDINANCE relating to Imprest Funds for the Police Department's Investigations; amending SMC section 07.03.151 of the Spokane Municipal Code.

The City of Spokane does ordain:

Section 1. That SMC section 07.03.151 is amended to read as follows:

**07.03.151 Police Department – Investigations**

There is established in the police department an Investigations imprest fund in an amount not to exceed ~~twenty five thousand dollars~~ fifty thousand dollars.

PASSED by the City Council on \_\_\_\_\_.

\_\_\_\_\_  
Council President

Attest:

Approved as to form:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Effective Date

**BRIEFING PAPER**  
**City of Spokane**  
**Public Infrastructure, Environment and Sustainability Committee**  
**Legal**  
**DATE: November 6, 2017**

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**Subject**

Contract Amendment for outside Legal Services with Adam Gravley, of Van Ness Feldman, L.L.P. regarding water issues.

**Background**

Since 2010 Mr. Gravley has advised and assisted the City on complex water issues, including preparing and strategizing wholesale water sale agreements, evaluating City water rights, providing advice on water strategy and policies, preparing for upcoming water rights adjudication, in-stream flow considerations discussions with Department of Ecology on water issues. It is expected that Mr. Gravley will continue to assist the City, as necessary, in responding to water issues and/or claims against and of intent to the City.

Adam Gravley, has statewide expertise in all spheres of water law, and has an extensive history with the City. His services provide a streamlined and efficient representation of the City's interests on complex issues that frequently span years before final resolution.

Mr. Gravley would continue billing the City at a 15% discounted-hourly rate.

**Impact**

Adam Gravley, of VanNess Feldman, L.L.P., is proposed to continue to provide the Water & Hydroelectric Department and the Legal Department with Special Water Counsel legal services regarding the City's ongoing water strategy and policy, including wholesale water supply agreements, preparing claims for upcoming water rights adjudication, in-stream flow issues and strategies, flow regulation and strategic analysis. The attached contract requests \$25,000 to fund additional services.

**Action**

Recommend Approval.

**Funding**

Funds for this contract are available in the 2017 Water & Hydroelectric Departments budget.



**City of Spokane**

**CONTRACT AMENDMENT**

Title: **Special Counsel**

This Contract Amendment is made and entered into by and between the **CITY OF SPOKANE** as ("City"), a Washington municipal corporation, and **VAN NESS FELDMAN, LLP.**, whose address is Millennium Tower, 719 Second Avenue, Suite 1150, Seattle, Washington 98104-1728 as ("**Firm**"). Individually hereafter referenced as a "party", and together as the "parties".

*WHEREAS, the parties entered into a Contract wherein the **Firm** agreed to provide for the City specialized advice and counsel in its preparation of the City's wholesale water sale agreements with local communities, along with anticipatorily evaluate City water rights, strategic advice on water strategy and policy and prepare claims for upcoming water rights adjudication by the Department of Ecology including the in-stream flow rule planning, flow regulation and strategic analysis; and*

*WHEREAS, additional funds are required as advice and counsel are still ongoing regarding anticipatorily evaluate City water rights, strategic advice on water strategy and policy, and prepare claims for upcoming water rights adjudication by the Department of Ecology; including the in-stream flow rule planning, flow regulation and strategic analysis, thus the original Contract needs to be formally Amended by this written document; and*

*-- NOW, THEREFORE, in consideration of these terms, the parties mutually agree as follows:*

**1. CONTRACT DOCUMENTS.**

The Contract, dated July 14, 2010, any previous amendments, addendums and / or extensions / renewals thereto, are incorporated by reference into this document as though written in full and shall remain in full force and effect except as provided herein.

**2. EFFECTIVE DATE.**

This Contract Amendment shall become effective on October 1, 2017.

**3. AMENDMENT.**

Section 3 of the contract documents is amended to read as follows:

The City shall pay the Firm in accordance with the Firm's normal fee schedule in the attached exhibit (subject to change), plus approved itemized reimbursable expenses, ~~not to exceed a total of SEVENTY-SEVEN THOUSAND SIXTY THREE DOLLARS AND NO/100 (\$77,063.00)~~

not to exceed a total of ONE HUNDRED TWO THOUSAND SIXTY THREE DOLLARS AND NO/100 (\$102,063.00) as full compensation for everything furnished and done under this contract that may not be exceeded without approval of the City Attorney or city council, where appropriate. The hourly fees charged reflect the Firm's current fees discounted at 15%.

#### **4. COMPENSATION.**

The City shall pay an additional amount not to exceed **TWENTY FIVE THOUSAND AND NO/100 DOLLARS (\$25,000.00)** for everything furnished and done under this Contract Amendment. This is the maximum amount to be paid under this Amendment, and shall not be exceeded without the prior written authorization of the City, memorialized with the same formality as the original Contract and this document.

IN WITNESS WHEREOF, in consideration of the terms, conditions and covenants contained, or attached and incorporated and made a part, the parties have executed this Contract Amendment by having legally-binding representatives affix their signatures below.

#### **VAN NESS FELDMAN LLP**

#### **CITY OF SPOKANE**

By \_\_\_\_\_  
Signature Date

By \_\_\_\_\_  
Signature Date

\_\_\_\_\_  
Type or Print Name

\_\_\_\_\_  
Type or Print Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Title

Attest:

Approved as to form:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Assistant City Attorney

**Attachments that are part of this Agreement:**

N/A



# Police Department

Note: In October '16 SPD switched to from the UCR to NIBRS reporting system. Prior quarters' data are not comparable.

## Measure Selection:

Violent Crime ▾

## Metric Selection:

- ☒ None
- ☐ Linear Trend

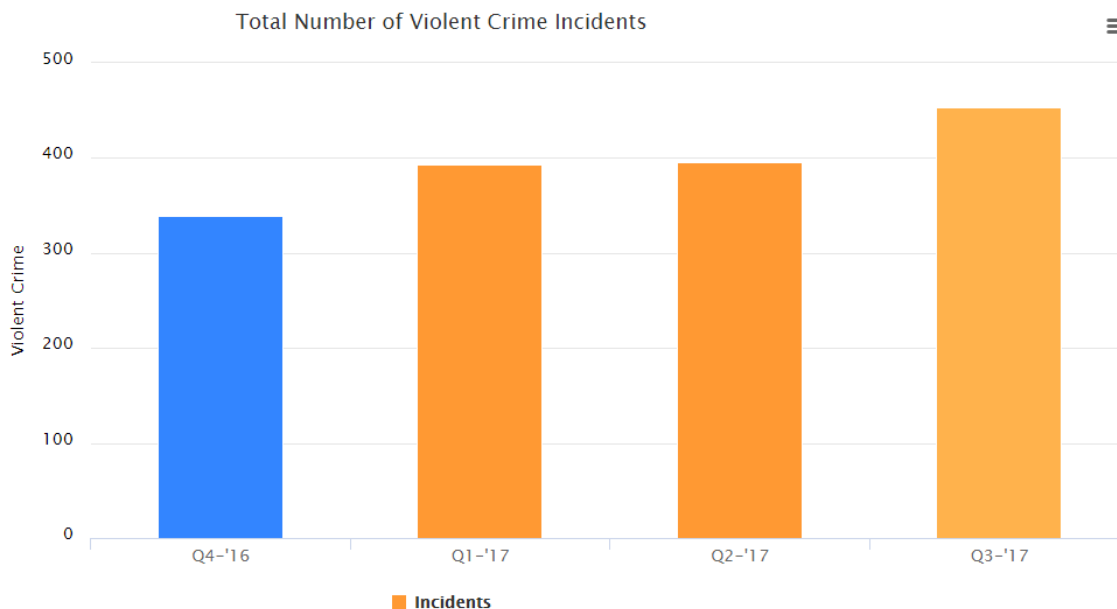
## Time View Selection:

- ☒ Chronological
- ☐ Comparison

Q3-'17

Measure

Incidents: 453



## Quarter Incidents

Q4-'16	339
Q1-'17	393
Q2-'17	395
Q3-'17	453

Violent crime includes homicide, rape, robbery and aggravated assault. 2013 & 2014 values are final Uniform Crime Reporting (UCR) data that is submitted to and finalized by the Washington Association of Sheriffs & Police Chiefs (WASPC). 2016 data is preliminary UCR data provided to WASPC that will be finalized in 2017.

## Measure Selection:

Robbery ▾

## Metric Selection:

- ☒ None
- ☐ Linear Trend

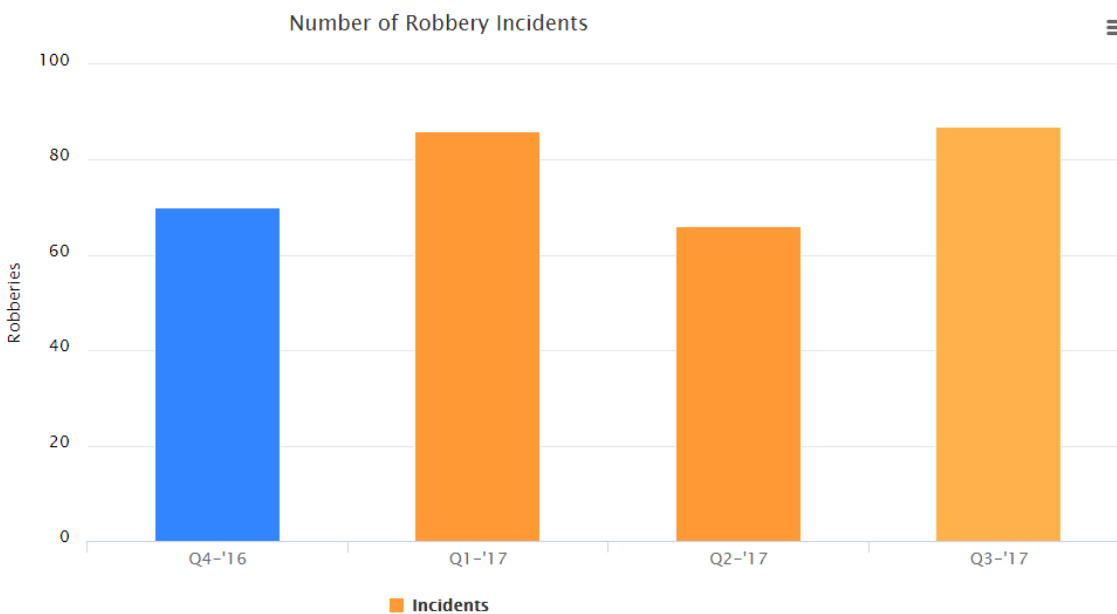
## Time View Selection:

- ☒ Chronological
- ☐ Comparison

Q3-'17

Measure

Incidents: 87



## Quarter Incidents

Q4-'16	70
Q1-'17	86
Q2-'17	66
Q3-'17	87

Robbery is defined as taking or attempting to take anything of value under confrontational circumstances by force or threat of force. 2013 & 2014 numbers are final UCR data that is submitted to and finalized by WASPC. 2016 data is preliminary UCR data provided to WASPC that will be finalized in 2017.

# Police Department

Note: In October '16 SPD switched to from the UCR to NIBRS reporting system. Prior quarters' data are not comparable.

## Measure Selection:

Vehicle Theft

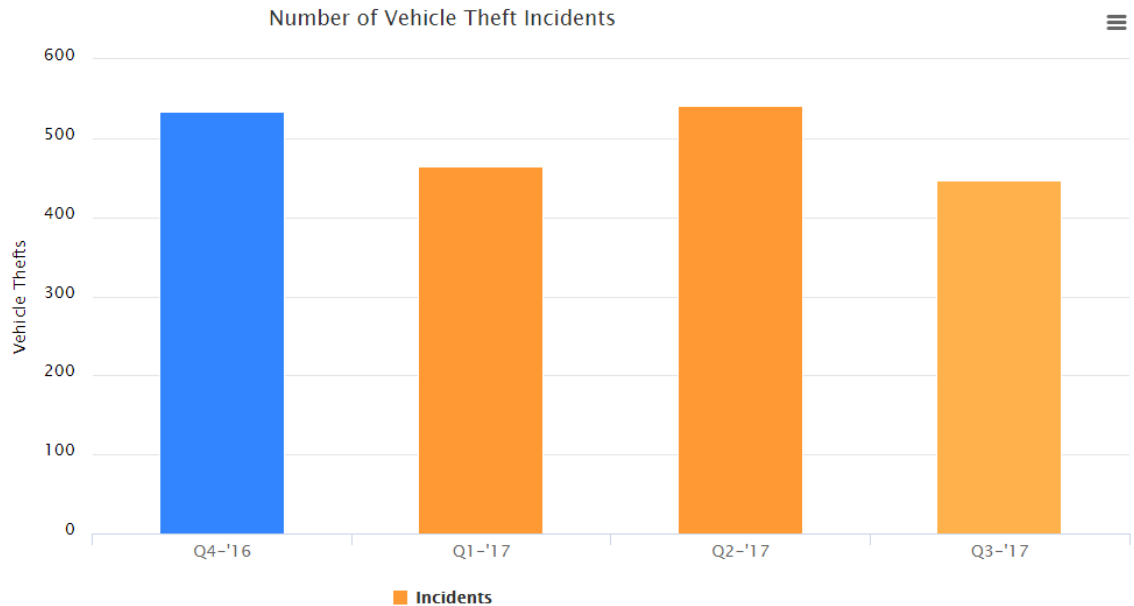
## Metric Selection:

- ☒ None
- ☐ Linear Trend

## Time View Selection:

- ☒ Chronological
- ☐ Comparison

Q3-'17  
Measure  
Incidents: 446



## Quarter Incidents

Q4-'16	533
Q1-'17	464
Q2-'17	541
Q3-'17	446

Motor vehicle theft is defined as the theft of a self-propelled vehicle that runs on the surface of land and not on rails. 2013 & 2014 numbers are final UCR data that is submitted to and finalized by WASPC. 2016 data is preliminary UCR data provided to WASPC that will be finalized in 2017.

## Measure Selection:

Burglary

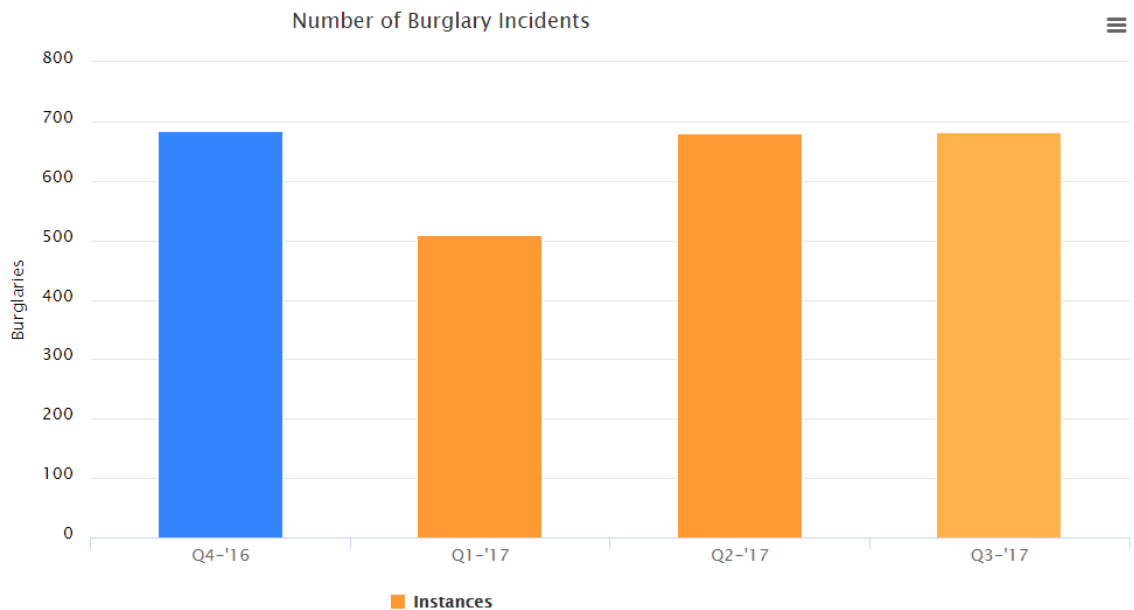
## Metric Selection:

- ☒ None
- ☐ Linear Trend

## Time View Selection:

- ☒ Chronological
- ☐ Comparison

Q3-'17  
Measure  
Instances: 683



## Quarter Instances

Q4-'16	684
Q1-'17	509
Q2-'17	681
Q3-'17	683

Burglary is defined as the unlawful entry into a building or other structure with the intent to commit a felony or theft. In October 2016 SPD moved to a new reporting methodology that is not comparable with historic data.

# Police Department

Note: In October SPD switched to from the UCR to NIBRS reporting system. Prior quarters' data are not comparable.

## Measure Selection:

Use of Force

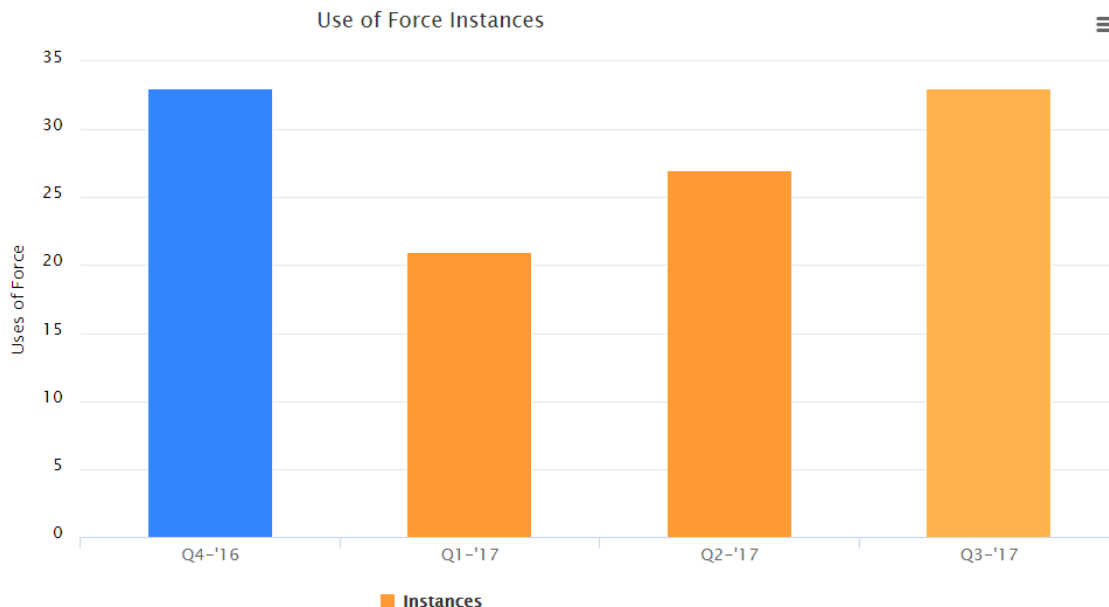
## Metric Selection:

- ☒ None
- ☐ Linear Trend

## Time View Selection:

- ☒ Chronological
- ☐ Comparison

Q3-'17  
Measure  
Instances: 33



## Quarter Instances

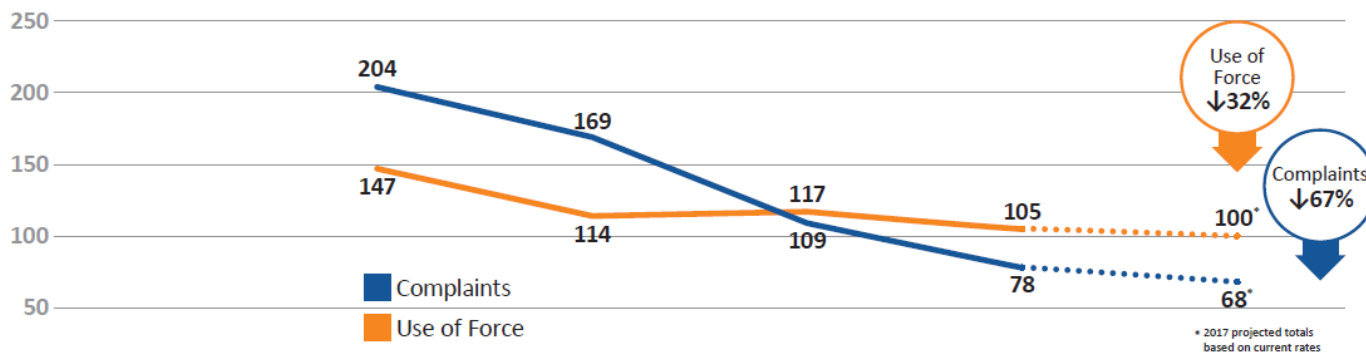
Quarter	Instances
Q4-'16	33
Q1-'17	21
Q2-'17	27
Q3-'17	33

The SPD is committed to protecting people, their property and their rights. Daily, officers are involved in numerous and varied interactions and, when warranted, may use reasonable force in carrying out their duties. Force is defined as any effort towards detention or control; reportable Use of Force incidents involve control techniques and devices for which officers have successfully completed training. Vesting officers with the authority to use objectively reasonable force requires continual monitoring and thorough evaluation. Incidents are reviewed by the chain of command and the Use of Force Review Board (UOFRB) to ensure that all force is reasonably objective and within policy / law. The UOFRB is comprised of SPD's Training Unit, Internal Affairs personnel, and the Police Ombudsman.



# Resolving Conflict

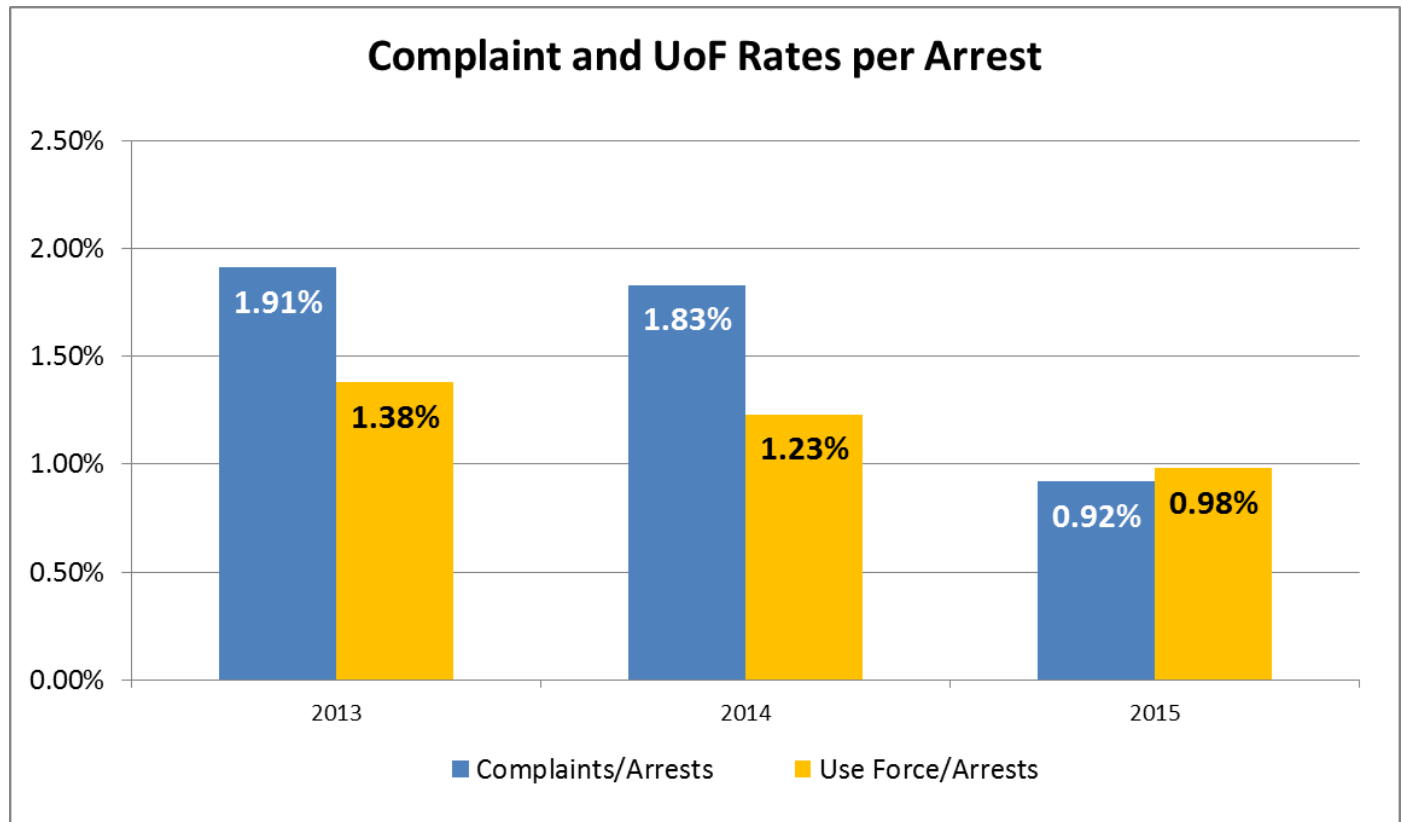
## Measuring Our Progress



2012	2013	2014	2015	2016	2017
Collaborative Reform Begins with US DOJ and C.O.P.S.	Use of Force Commission 6-month Progress Report Department-wide Crisis Intervention Training Begins	Use of Force Commission 12-month Progress Report Bodyworn Cameras – First Deployment Verbal Defense & Influence Department-wide Crisis Intervention Training Ends	Use of Force Commission 24-month Progress Report Bodyworn Cameras – All Patrol Broadened Use of Force Definition	Use of Force Review Board Established Procedural Justice Training for Supervisors	Procedural Justice Training for Full Department

# Police Department

Note: In October SPD switched to from the UCR to NIBRS reporting system. Prior quarters' data are not comparable.



## Briefing Paper (Public Safety and Community Health)

<b>Division &amp; Department:</b>	Fire
<b>Subject:</b>	Special Budget Ordinance
<b>Date:</b>	10/26/17
<b>Author (email &amp; phone):</b>	<a href="mailto:korlob@spokanecity.org">korlob@spokanecity.org</a> 625-6265
<b>/City Council Sponsor:</b>	
<b>Executive Sponsor:</b>	Schaeffer
<b>Committee(s) Impacted:</b>	Public Safety and Community Health
<b>Type of Agenda item:</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
<b>Alignment:</b> (link agenda item to guiding document – i.e., Master Plan, Budget, Comp Plan, Policy, Charter, Strategic Plan)	Budget
<b>Strategic Initiative:</b>	Public Safety and Community Health
<b>Deadline:</b>	12/31/17
<b>Outcome:</b> (deliverables, delivery duties, milestones to meet)	Amend Ordinance C-35457, passed by the City Council November 28, 2016, and entitled “An ordinance adopting the Annual Budget of the City of Spokane for 2017....”
<b>Background/History:</b>  <p>SFD personnel assist every summer during Wildland Fire Season on numerous fires. In 2017, SFD utilized approximately \$490,000 in additional resources. This includes recently sending nine (9) of our firefighters to California to assist with those Fires for a total of \$380,000. We are requesting to increase our Overtime, Travel, and apparatus/Equipment budgets to cover these additional reimbursable costs.</p>	
<b>Executive Summary:</b>  <ul style="list-style-type: none"> <li>• Overtime Budget \$375,000</li> <li>• Travel \$23,000</li> <li>• Equipment Costs/Fuel \$92,000</li> <li>• Additional Revenue \$490,000</li> </ul>	
<b>Budget Impact:</b> Approved in current year budget? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Annual/Reoccurring expenditure? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If new, specify funding source: Other budget impacts: Revenue generating to cover costs	
<b>Operations Impact:</b> Consistent with current operations/policy? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Requires change in current operations/policy? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Specify changes required: Known challenges/barriers:	

## Briefing Paper

### Public Safety & Community Health

<b>Division &amp; Department:</b>	City Council
<b>Subject:</b>	Fair Chance Hiring Update
<b>Date:</b>	November 6, 2017
<b>Author (email &amp; phone):</b>	Breean Beggs – <a href="mailto:bbeggs@spokanecity.org">bbeggs@spokanecity.org</a>
<b>City Council Sponsor:</b>	Breean Beggs/Ben Stuckart
<b>Executive Sponsor:</b>	None
<b>Committee(s) Impacted:</b>	Public Safety & Community Health
<b>Type of Agenda item:</b>	<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Discussion <input type="checkbox"/> Strategic Initiative
<b>Alignment:</b> (link agenda item to guiding document – i.e., Master Plan, Budget, Comp Plan, Policy, Charter, Strategic Plan)	Strategic Plan – Safe & Healthy Comprehensive Plan – SH 7
<b>Strategic Initiative:</b>	Criminal Justice Reform; Safer Community;
<b>Deadline:</b>	N/A
<b>Outcome:</b> (deliverables, delivery duties, milestones to meet)	Safest City of Washington Like Cities Increased Social Capital
<p><b><u>Timeline of Fair Chance Hiring Outreach in Spokane:</u></b></p> <p><b>July 7, 2014:</b> Council President Ben Stuckart and Councilmember Jon Snyder send letter to Civil Service Director requesting Civil Service remove the criminal history check box from City of Spokane applications.</p> <p><b>August 2014:</b> Mayor David Condon announces City’s new policy to remove the criminal history checkbox.</p> <p><b>January 2015:</b> City of Spokane’s Human Rights Commission lists citywide Fair Chance Hiring Policy as a 2015 Legislative Priority.</p> <p><b>March 6, 2015:</b> City of Spokane’s Fair Chance Hiring Policy becomes effective. (Admin 0620-15-65)</p> <p><b>April 13, 2015:</b> Spokane City Council adopts resolution supporting the City of Spokane Fair Chance Hiring Policy; Request data tracking</p> <p><b>January 2016:</b> Smart Justice Spokane adds Fair Chance Hiring to their organization’s 2016-2017 goals.</p> <p><b>January 2016:</b> Inland Northwest Business Alliance adds Fair Chance Hiring to their Local Legislative Agenda.</p> <p><b>January 2016:</b> City of Spokane’s Human Rights Commission lists citywide Fair Chance Hiring Policy as a 2016 Legislative Priority.</p> <p><b>March 8, 2016:</b> The City of Spokane hosts Fair Chance Hiring Forum; Moderated by Judge Richard Leland and attended by GSI, employment agencies, criminal justice experts, social service agencies, &amp; individuals previously incarcerated looking for employment.</p> <p><b>January 24-25, 2017:</b> GSI Holds Breakfast and Forum with Roderick Ustanik of the EEOC to discuss federal fair chance hiring requirements.</p> <p><b>September 14, 2017:</b> Councilmember Breean Beggs and Council President Ben Stuckart present to the GSI Public Policy Committee</p>	
<b><u>Executive Summary:</u></b>	

- This ordinance would prohibit employers from using criminal conviction or arrest records to make employment decisions prior to an in-person or Skype interview.
- This ordinance would prohibit employers from advertising a restriction on job applicants based on criminal conviction or arrest records unless the restriction was a bona fide condition of employment.
- This ordinance allows employers to use criminal arrest or conviction records after the interview. Employers may also consider criminal records if the conviction is related to significant job duties or otherwise allowed by law.
- The ordinance formally adopts into the municipal code the City's existing administrative policy on fair chance hiring, also including exceptions for public safety, serving vulnerable populations and confidential positions.
- Violations of this ordinance if a Class 1 Civil Infraction and can result in a \$261 fine for each occurrence.
- This ordinance assumes city staff who are currently assigned to enforcement of earned sick and safe leave will be assigned compliance functions for fair chance hiring. (the City's earned sick and safe leave ordinance will sunset on December 31, 2017, due to the upcoming implementation of the state-wide sick leave law).

Budget Impact:

Approved in current year budget? ☐ Yes ☐ No  
 Annual/Reoccurring expenditure? ☐ Yes ☐ No

If new, specify funding source:

Other budget impacts: (revenue generating, match requirements, etc.)

Operations Impact:

Consistent with current operations/policy? ☐ Yes ☐ No  
 Requires change in current operations/policy? ☐ Yes ☐ No

Specify changes required:

Known challenges/barriers:

**ORDINANCE NO. C-\_\_\_\_\_**

An ordinance establishing fair chance hiring requirements; prohibiting employers from advertising restrictions on job applicants based on arrest or conviction records or inquiring into arrest or conviction records until after interview; providing for limited exceptions; establishing penalties; and enacting new chapters 09.02 and 09.03 of the Spokane Municipal Code.

**WHEREAS**, the use of arrest and conviction records can help ensure public safety, as long as that use is clearly defined and balances the need for equal opportunity and personal privacy; and

**WHEREAS**, criminal background checks are, however, often over-broadly and indiscriminately used to determine the risk of hiring an employee; and

**WHEREAS**, African Americans are 3.6% of Washington's population, but account for nearly 19% of the state's prison population; and

**WHEREAS**, Native Americans are 1.5% of the state population, but account for 4.3% of the state's prison population; and

**WHEREAS**, economists estimate that by denying fair employment opportunities to people with criminal records, our nation's gross domestic product lost \$57 to \$65 billion in 2008; and

**WHEREAS**, in August 2014, the Mayor publicly asked the Civil Service Commission and the Human Resources Department to remove the box on City employment applications that asks about criminal history and to adopt hiring policies that consider applicants first based on qualification, not criminal history, and that provide an individual assessment of whether a particular criminal record is sufficiently related to the job sought to justify disqualification from employment; and

**WHEREAS**, during the 2017 legislative session, Sen. Baumgartner sponsored a state-wide "ban the box" proposal, which passed the Senate, but which was not enacted into law; and

**WHEREAS**, in October, 2017, Spokane County placed its own "ban the box" policy into effect for applicants for County employment; and



**WHEREAS**, when qualified job seekers with criminal records are given the opportunity to work, they add to the tax base and local economy, and will therefore be less reliant on public benefits and social services; and

**WHEREAS**, the U.S. Equal Employment Opportunity Commission (“EEOC”), to maximize compliance with federal anti-discrimination law, issued a guidance document in 2012 which found that blanket bans on job applicants based on criminal backgrounds have a disparate impact based on race and national origin, therefore potentially violating Title VII of the Civil Rights Act of 1964, and recommended delaying inquiry of a job applicant’s conviction history until after the conclusion of a job interview, considering the job-relatedness of the conviction, taking into account length of time since conviction, and providing an individualized assessment affording the opportunity to correct any inaccuracies and to submit evidence of mitigation or rehabilitation; and

**WHEREAS**, the 2012 EEOC guidance currently applies to all employers within the City of Spokane with fifteen or more employees and the City desires to apply application of the EEOC guidance to all private employers within the City in order to level the playing field for all employers and job applicants; and

**WHEREAS**, “banning the box,” and providing the opportunity for employment to those with criminal backgrounds who have paid their debt to society and are seeking re-entry to the work force will reduce recidivism and reduce the overall reliance on public assistance, as well as reducing the crime rate in Spokane and increasing the overall productivity of our workforce; and

**WHEREAS**, implementing this fair chance hiring ordinance will advance the City’s strategic goal of “creat[ing] a compassionate community so that all people can feel safe, empowered, and welcome”; and

**WHEREAS**, one way the City can meet its goal of increasing the median household income is to help more people get back to work, and this is a goal shared by the fair chance hiring ordinance; and

**WHEREAS**, fair chance hiring practices also help reduce recidivism, which will assist in the accomplishment of the City’s goal of reducing property crime and making Spokane the safest Washington city of its size; and

**WHEREAS**, finally, giving people the chance to get back to work after they have paid their debt to society increases our social capital, because it increases the productive capability, social responsibility, cohesion and trust across our community.

**NOW, THEREFORE**, the City of Spokane does ordain:

Section 1. That there is enacted a new chapter 09.02 of the Spokane Municipal Code to read as follows:

## **Chapter 09.02 Fair Chance Hiring**

### **Section 09.02.010 Findings**

The City of Spokane finds that many qualified job applicants who have some kind of criminal record simply cannot obtain employment due to early screening or advertising which excludes them from the applicant pool. Many individuals who have criminal records could show themselves to be both highly-qualified and well-suited for employment in an interview, yet many do not even reach that stage due to screening criteria which make those with criminal records immediately disqualified for work. People with criminal records who cannot find work are forced to rely on public assistance and may be more likely than those who can secure work to re-offend.

### **Section 09.02.020 Purpose**

- A. The City of Spokane intends to ensure that people who have completed a sentence for a past criminal conviction are not forever branded as unworthy or unable to participate in the life of the community, a central part of which is the ability to compete for employment in Spokane.
  - B. The City intends to ensure that all employers have clear guidance on when they can inquire about criminal records of job applicants, in an effort to provide predictability, certainty, and fairness to both employers and job applicants.
  - C. The City intends to assure employers that they may still conduct criminal background checks necessary for their specific employment purposes, and sets certain minimum and non-intrusive standards for doing so.
  - D. Nothing contained in this chapter is intended to be nor shall be construed to create or form the basis for any liability on the part of the City, or its officers, employees or agents for any injury or damage resulting from or by reason of any act or omission in connection with the implementation or enforcement of this chapter on the part of the City by its officers, employees or agents.
  - E. Nothing in this chapter shall constitute or be construed to create a private right of action under state law or form a basis for relief in the state courts. It is the intent of this chapter that all causes of action for violations of the chapter shall lie with the City of Spokane municipal court.
  - F. Nothing in this chapter shall be deemed to deny any person the right to institute any action or to pursue any civil or criminal remedy for the violation of such person's civil rights.
- A. **Section 09.02.030 Definitions** "Arrest or Conviction Record" means any record or information about a citation or arrest for criminal conduct, including records relating to probable cause to arrest, and includes any record about a criminal or juvenile case filed with any court, whether or not such a case resulted in a finding of guilt, has been vacated, or overturned on appeal.

- B. "Employment" means any occupation, vocation, job, or work for pay, including temporary or seasonal work, contracted work, contingent work and work through the services of a temporary or other employment agency; or any form of vocational or educational training, whether offered with or without pay.
- C. "Employer" means any individual, partnership, association, corporation, business trust, contractor, temporary staffing agency, training and apprenticeship program, job placement, referral and employment agency, or any person or group of persons acting directly or indirectly and within the city limits of Spokane, in the interest of an employer in relation to an employee; provided, however, that the term "employer" does not include: (i) the City of Spokane (which is covered under chapter 09.03, SMC); (ii) the United States, any agency or instrumentality of the United States, or any corporation wholly owned by the government of the United States; (iii) the State of Washington; (iv) Spokane County; or (v) any federally-recognized Indian tribe.
- D. "Otherwise qualified" means that the applicant meets the basic criteria for the position as set out in the advertisement or job description without taking into account the existence or absence of a criminal conviction or arrest record.

#### **Section 09.02.040 Applicability**

- A. This chapter does not apply:
  - 1. to any employer hiring an employee who will have unsupervised access to children under the age of eighteen, a vulnerable adult as defined in RCW 74.34.020(21), or a vulnerable person as defined in RCW 9.96A.060;
  - 2. to employers who are expressly permitted or required under any federal or Washington state law to inquire into, consider, or rely on information about an applicant's arrest or conviction record for employment purposes;
  - 3. to any General Authority Washington law enforcement agency as defined in RCW 10.93.020(1); or
  - 4. where criminal background checks are specifically permitted or required under state or federal law.
- B. Nothing in this chapter shall be construed to protect criminal conduct or interpreted or applied as imposing an obligation on the part of an employer to provide accommodations or job modifications in order to facilitate the employment or continued employment of an applicant with an arrest or conviction record or who is facing pending criminal charges.
- C. Nothing in this chapter prohibits an employer from declining to hire an applicant with a criminal record or from terminating the employment of an employee with a criminal record.

#### **Section 09.02.050 Prohibition**

- A. No employer shall:
  - A. advertise applicable employment openings in a way that excludes people with arrest or conviction records from applying, such as using

- advertisements which state “no felons,” “no criminal background,” or which otherwise convey similar messages;
- B. include any question in an application for applicable employment, inquire orally or in writing, receive information through a criminal history background check, or otherwise obtain information about an employee’s arrest or conviction record until after the employee has participated in an in-person or video interview or received a conditional offer of employment;
  - C. use, distribute, or disseminate an employee’s arrest or conviction record except as required by law;
  - D. disqualify an employee from applicable employment solely because of a prior arrest or conviction unless the conviction is related to significant duties of the job or disqualification is otherwise allowed by this chapter; or
  - E. reject or disqualify an applicant for failure to disclose a criminal record prior to initially determining the applicant is otherwise qualified for the position.
- B. Nothing in this chapter prohibits an employer from inquiring into or obtaining information about a job applicant’s criminal conviction or arrest record or background, and considering the information received regarding such record after the conclusion of a job interview, and using such information in a hiring decision.

#### **Section 09.02.060 More Protective Employer Policies Unaffected**

Nothing in this chapter shall be construed or interpreted to prohibit or discourage an employer from adopting employment policies that are more protective to job applicants than the requirements of this chapter.

#### **Section 09.02.070 Penalty**

Violation of this chapter is a class 1 civil infraction.

#### **Section 09.02.080 Severability**

If any court of law determines that any particular provision of this chapter is void or of no legal effect, the offending provision shall be deemed struck from this chapter and the remainder of the chapter shall continue unaffected.

#### **Section 09.02.090 Effect on other laws**

Nothing in this chapter shall be interpreted or applied to diminish or conflict with any requirements of state or federal law, including Title VII of the Civil Rights Act of 1964; the federal Fair Credit Reporting Act, 15 U.S.C. 1681, as amended; the Washington State Fair Credit Reporting Act, chapter 19.182 RCW, as amended; the Washington State Criminal Records Privacy Act, chapter 10.97 RCW, as amended; and state laws regarding criminal background checks, including those relating to individuals with

access to children or vulnerable persons, such as RCW 43.43.830, *et seq*, as amended. In the event of any conflict between this chapter and a requirement of state or federal law, the state or federal requirement shall supersede the requirements of this chapter.

Section 2. That there is enacted a new chapter 09.03 to the Spokane Municipal Code to read as follows:

**Chapter 09.03 Fair Chance Hiring Practices of the City of Spokane**  
**Section 09.03.010 Purpose and Intent**

The City of Spokane intends to ensure that its hiring practices for City employment provide applicants who have criminal arrest or conviction records an equal opportunity to obtain employment with the City. This chapter is intended to implement guidance first published by the Equal Employment Opportunity Commission (“EEOC”) over two decades ago and last updated in 2012, to ensure that the City of Spokane fully complies with federal law.

**Section 09.03.020 Statement of Policy**

- A. No person may be disqualified from employment with the City due solely, or in part, to the existence of a prior criminal arrest or conviction, or prior felony conviction that occurred within the past ten (10) years, unless the crime for which the individual was convicted directly relates to the job position sought.
- B. The City of Spokane’s use of applicant criminal arrest and conviction information will be based solely on the relationship between the past felony conviction and the potential risk to the City and its employees, residents, customers, and contractors.
- C. The City of Spokane will at all times comply with any federal or state law or regulation pertaining to background checks.

**Section 09.03.030 Applicability**

- A. This chapter does not apply to hiring practices conducted concerning the following City departments and job positions:
  - 1. The Spokane Police Department;
  - 2. Job positions requiring a limited police commission;
  - 3. Sworn positions in the Spokane Fire Department;
  - 4. Employees in job positions who have physical access to Criminal Justice Information Systems (“CJIS”) equipment, terminals, screens, interfaces, circuits, programs, manuals, codes, and/or data contained within CJIS;
  - 5. Job positions governed by the Washington Child Protection Act;
  - 6. Positions involving the practice of law governed by the Washington Supreme Court or positions subject to federal or state background requirements; or
  - 7. Elected judges.

- B. Offers of employment for the following job positions shall be made contingent upon the completion of a criminal background check as mandated by state and/or federal law, the extent of which is to be determined by applicable law:
  - 1. Positions with access to CJIS;
  - 2. Positions at City Water and Hydroelectric with unsupervised access to electric generating facilities;
  - 3. Positions that require a special police commission;
  - 4. Positions in a licensed day-care facility; and
  - 5. Positions that will have unsupervised access to (i) children under the age of sixteen, (ii) developmentally disabled persons, or (iii) vulnerable adults in facilities or operations that are licensed, relicensed, or contracted by the state of Washington.
- C. Offers of employment in the following job positions may, at the discretion of the applicable department head or the Mayor, be conditioned upon a criminal background check due to the City's interest in protecting City operations, residents, employees, contractors, and customers:
  - 1. Senior leadership positions;
  - 2. Jobs requiring the handling of significant amounts of cash, generally, \$500 or more per week;
  - 3. Positions having access to confidential identity information which includes a name associated with a Social Security number, bank account information, credit card information, or other combination of information that could be used for identity theft or related criminal activity;
  - 4. Positions with unsupervised access to homes of residents;
  - 5. Positions with major fiduciary responsibilities; and
  - 6. Positions having broad, unsupervised access to City facilities after normal working hours.
- D. Each department shall be responsible for the cost of conducting criminal background checks for applicants for employment within that department.

#### **Section 09.03.040 Administrative Procedures**

The Human Resources Director shall promulgate any further administrative procedures consistent with, and required for the implementation of, this chapter. In the event of any conflict between this chapter and administrative procedures promulgated under the authority of this section, this chapter shall control.

Section 3. That section 01.05.170 of the Spokane Municipal Code is amended to read as follows:

#### **Section 01.05.170 Penalty Schedule – Business Regulations**

- A. For each subsequent violation by a person, the classification of infraction advances by one class. For each subsequent class 1 violation of the same prohibited activity after the first violation, the code enforcement officer and court

(in the case of contested case hearings) are authorized to double the penalty imposed.

B. Infraction/Violation Class.

<b>SMC 1.05.170 PENALTY SCHEDULE – BUSINESS REGULATIONS</b>		
<b>Infraction</b>		<b>Violation Class</b>
<b>General</b>		
SMC 4.04.020	Engaging in licensed activity without license	2
SMC 4.04.060	Failure to display license or insignia	3
SMC 8.01.070 SMC 10.40.020	Engaging in business without registration or itinerant vendor license or permit	1
SMC 8.12.020	No amusement device license, no amusement device operators or owners license	3
SMC 8.12.060	No current list of amusement device locations	3
SMC 10.23A.030(G)	Entertainment facility establishment operator/owner	1
SMC 10.25.010	Pruning, planting, or removing a public tree without a license	1
SMC 10.29.010(A)	Conducting an improper blasting operation	1
SMC 10.29.030	Heating mechanic	1
SMC 10.29.060(A)	Providing fire equipment service without Spokane Fire Department registration	1
SMC 10.34.020	Own, operate for-hire vehicle	2
SMC 10.34.110(D)	Owner of for-hire vehicle, allowing a non-licensed for-hire driver to operate his or her vehicle	1
SMC 10.49.040	Owning, operating or maintaining a medical cannabis collective garden	1
SMC 10.41A.040	Special police officer	2
SMC 10.45.040	Deal in used goods	2
SMC 10.48.050	Failure to register alarm system	2
SMC 10.48.170	Unlawful use of a security alarm system	3
SMC 13.02.0204	Solid waste collection or disposal	2
SMC 17G.010.100(C)(3)	Sewer installation	1
Chapter 09.01 SMC	Violation of the earned sick and safe leave ordinance	1
<u>Chapter 09.02 SMC</u>	<u>Violation of the fair chance hiring ordinance</u>	<u>1</u>

<b>Fireworks</b>		
SMC 10.33A.020(A)(2)	Conducting public display without a permit	Up to \$1,000
SMC 10.41A.040	Employ non-commissioned special police officer	3
SMC 10.41A.090	Violation of code by special police officer	1
<b>Fire Code</b>		
IFC 105.6.14 Chapter 33 IFC Chapter 10.33A SMC SMC 17F.080.060	Manufacture, storage, use, sale, handling of blasting agents, explosives without proper permit	1
IFC 105.6 IFC 105.7 SMC 17F.080.060	Conducting regulated code activities, operations, functions without permit	2
IFC 105.6.41	Conducting spraying or dipping application of flammable or combustible finishes (liquids or powders) for floor finishing or surfacing operations without a permit	2
IFC 2703.3	Unauthorized release, discharge of flammable, combustible liquids, petroleum waste products	1
SMC 15.01.500	Fail to comply with notice and order under Commute Trip Reduction Program	2
SMC 15.03.030	Fail to comply with requirement of posting restaurant's smoking designation	2

Section 4. That sections 1 and 3 of this ordinance shall be effective six months from the date of enactment and that section 2 shall be effective thirty days from enactment as stated in section 19(B) of the City Charter. Notwithstanding the foregoing, nothing in this ordinance prohibits an employer from voluntarily complying with sections 1 and 3 of this ordinance at any point in time earlier than the effective date stated in this section.

PASSED by the City Council on \_\_\_\_\_.

\_\_\_\_\_  
Council President

Attest:

\_\_\_\_\_  
Approved as to form:



\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Effective Date

DRAFT