



**ROOM A | 130 6TH STREET WEST
COLUMBIA FALLS, MT 59912**

**PHONE (406) 892-4391
FAX (406) 892-4413**

**CITY COUNCIL REGULAR MEETING
AGENDA
MONDAY, JANUARY 04, 2021
COUNCIL CHAMBERS CITY HALL**

FINANCE COMMITTEE – 6:30 P.M

(Barnhart, Karper, Lovering)

NOTE: Regular Council Meeting will be held in the Council Chambers as well as by virtual meeting to provide for social distancing and public health and safety. Contact City Clerk Barb Staalnd to register for ZOOM meeting access information. Email: staalandb@cityofcolumbiafalls.com

REGULAR MEETING – 7:00 P.M.

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

CONSENT AGENDA:

1. Approval of Claims - January 4, 2021 - \$21,562.04
2. Approval of Payroll Claims - December 24, 2020 - \$119,767.03
3. Approval of Payroll Quarterlies - December 31, 2020 - \$23,385.96
4. Approval of December 21, 2020 Regular City Council Meeting Minutes

VISITORS/PUBLIC COMMENT (Items not on agenda)

NEW BUSINESS:

5. Authorize Letter of Support - Gateway to Glacier Trails MT Trail Stewardship Grant Program
6. Recommend Chief Clint Peters - Operations Board Representative

ORDINANCES / RESOLUTIONS:

7. Resolution No. 1840 - A Resolution of the City Council of the City of Columbia Falls Formally Adopting Use of Force Policy and Requesting POST Certification

REPORTS / BUSINESS FROM MAYOR & COUNCIL

CITY MANAGER REPORT

CITY ATTORNEY REPORT

MISCELLANEOUS

8. Correspondence

ADJOURN

Next Scheduled Meetings:

City Council – Regular Meeting, **Tuesday, January 19, 2021** – 7:00 PM

Planning Board – February 9, 2021 - 6:30 p.m.

12/31/20
15:16:21

CITY OF COLUMBIA FALLS
Claim Approval List
For the Accounting Period: 12/20

Page: 1 of 7
Report ID: AP100V

* ... Over spent expenditure

Claim/	Check	Vendor #/Name/	Document \$/	Disc \$						Cash
		Invoice #/Inv Date/Description	Line \$		PO #	Fund	Org	Acct	Object	Proj Account
41369		3112 406 CLEANING OF COLUMBIA FALLS	3,600.00							
	350	12/29/20 FAC-DECEMBER 2020 CLEANING	3,600.00			1000		411200	399	101000
		Total for Vendor:	3,600.00							
41358		3061 406 INNOVATIVE SOLUTIONS LLP	3,159.60							
		REPLACED UNIT HEATER IN THE DEWATERING PLANT AT THE COLUMBIA FALLS WASTE WATER PLANT								
	121920	12/19/20 SWR-REPLACE HEATER DEWTR PLNT	3,159.60			5310		430600	366	101000
		Total for Vendor:	3,159.60							
41357		3028 CENTURYLINK - BUSINESS SERVICES	1,144.13							
	181180291	12/20/20 ADMIN-11/20-12/19/20 VOIP P	39.78			1000		410400	345	101000
	181180291	12/20/20 FIN-11/20-12/19/20 VOIP PHO	125.95			1000		410500	345	101000
	181180291	12/20/20 COMP PORT-11/20-12/19/20	400.00			1000		410580	345	101000
	181180291	12/20/20 PD-11/20-12/19/20 VOIP PHON	198.90			1000		420100	345	101000
	181180291	12/20/20 FD-11/20-12/19/20 VOIP PHON	64.56			1000		420400	345	101000
	181180291	12/20/20 BLDG-11/20-12/19/20 VOIP PH	19.89			2394		420500	345	101000
	181180291	12/20/20 WTR-11/20-12/19/20 VOIP PHO	43.10			5210		430500	345	101000
	181180291	12/20/20 SWR-11/20-12/19/20 VOIP PHO	43.10			5310		430600	345	101000
	181180291	12/20/20 STRS-11/20-12/19/20 VOIP PH	9.95			2500		430200	345	101000
	181180291	12/20/20 CRTS-11/20-12/19/20 VOIP PH	198.90			1000		410360	345	101000
		Total for Vendor:	1,144.13							
41356	E	997 CENTURYLINK - ELECTRONIC PAY	846.49							
	121820	12/18/20 CRTS-DEC 18-JAN 17, 21 PHONES	32.29			1000		410360	345	101000
	121820	12/18/20 PD-DEC 18-JAN 17, 21 PHONES	128.92			1000		420100	345	101000
	121820	12/18/20 FD-DEC 18-JAN 17, 21 PHONES	60.75			1000		420400	345	101000
	121820	12/18/20 POOL-DEC 18-JAN 17, 21 PHONES	22.84			1000		460445	345	101000
	121820	12/18/20 STRS-DEC 18-JAN 17, 21 PHONES	133.33			2500		430200	345	101000
	121820	12/18/20 WTR-DEC 18-JAN 17, 21 PHONES	196.57			5210		430500	345	101000
	121820	12/18/20 SWR-DEC 18-JAN 17, 21 PHONES	271.79			5310		430600	345	101000
		Total for Vendor:	846.49							

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CITY OF COLUMBIA FALLS
Claim Approval List
For the Accounting Period: 12/20

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Report ID: AP100V

* ... Over spent expenditure

Claim/	Check	Vendor #/Name/ Invoice #/Inv Date/Description	Document \$/ Line \$	Disc \$	PO #	Fund Org Acct	Object Proj	Cash Account
41350		2872 CINTAS FIRST AID & SAFETY	90.81					
	5046373661	12/22/20 STRS-FIRST AID SUPPLIES	90.81			2500 430200	220	101000
		Total for Vendor:	90.81					
41360		14 CITY OF COLUMBIA FALLS	402.39					
	122420	12/24/20 FAC-11/17 -12/17/20 WATER	108.23			1000 411200	342	101000
	122420	12/24/20 FD-11/17-12/17/20 WATER	38.07			1000 420400	342	101000
	122420	12/24/20 PRKS-11/17-12/17/20 WATER	12.50			1000 460400	342	101000
	122420	12/24/20 STRS-11/17-12/17/20 WATER	99.49			2500 430200	342	101000
	122420	12/24/20 WTR-11/17-12/17/20 WATER	46.50			5210 430500	342	101000
	122420	12/24/20 SWR-11/17-12/17/20 WATER	97.60			5310 430600	342	101000
		Total for Vendor:	402.39					
41362		1711 COMFORT SYSTEMS USA	1,232.92					
	92002202	12/18/20 FAC-ANNUAL HEATING MAINT CON	260.90			1000 411200	366	101000
	92002202	12/18/20 SWR-ANNUAL MAINT LIFT STAT 3	22.06			5310 430600	366	101000
	92002202	12/18/20 SWR-ANNUAL MAINT LIFT STAT 4	22.06			5310 430600	366	101000
	92002202	12/18/20 STRS-ANNUAL MAINT STRT SHOP	34.06			2500 430200	366	101000
	92002201	12/18/20 FAC-CITY HALL ANNUAL MAINTEN	237.31			1000 411200	366	101000
	92002201	12/18/20 FAC-PD SHED ANNUAL MAINTENAN	22.06			1000 411200	366	101000
	92001193	10/31/20 SWR-2THERMOSTATS AND LABOR	463.16			5310 430600	366	101000
	121820	12/18/20 SWR-ANNUAL MAINT CONTRACT	171.31			5310 430600	366	101000
		Total for Vendor:	1,232.92					
41368		3104 FIRST CALL COMPUTER SOLUTIONS,	1,800.00					
	70724	01/01/21 COMP-JANUARY 2021 BILLING, SON	1,800.00			1000 410580	355	101000
		Total for Vendor:	1,800.00					
41348		2849 J2 BUSINESS PRODUCTS	480.85					
	853287-0	12/16/20 CRTS-COPY PAPER, COLOR PAPER	291.40			1000 410360	210	101000
	853159-0	12/15/20 FAC-PAPER TWLS, HAND SOAP	58.48			1000 411200	224	101000
	854094-0	12/28/20 FD-288 BK INJET CARTRIDGE	12.99			1000 420400	210	101000
	853999-0	12/23/20 FIN-201XTONER,DLY CALENDR RE	36.62			1000 410500	210	101000
	853999-0	12/23/20 WTR-201XTONER	27.12			5210 430500	210	101000
	853999-0	12/23/20 SWR-201XTONER	27.12			5310 430600	210	101000
	853999-0	12/23/20 PLNG-201XTONER	13.56			1000 411000	210	101000

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Claim/	Check	Vendor #/Name/	Document \$/	Disc \$							Cash
		Invoice #/Inv Date/Description	Line \$		PO #	Fund	Org	Acct	Object	Proj	Account
	853999-0	12/23/20 BLDG-201XTONER	13.56			2394		420500	210		101000
		Total for Vendor:	480.85								
41353		3004 JIFFY LUBE	47.68								
	29157385	12/21/20 PD-OIL CHANGE 2013 FORD INTE	47.68			1000		420100	361		101000
		Total for Vendor:	47.68								
41352		2959 KALISPELL FORD	137.50								
2017		FORD EXPLORER									
	151413	12/18/20 PD-BRAKE LIGHT REPAIR	137.50			1000		420100	361		101000
		Total for Vendor:	137.50								
41355		3111 KAMINSKY, SULLENBERGER &	375.00								
	2021-04-02	12/18/20 PD-BASIC FTO, RICE.B TRAIN	375.00			1000		420100	380		101000
		Total for Vendor:	375.00								
41346		2707 KENCO SECURITY AND TECHNOLOGY	82.50								
	2289958	01/01/21 FAC-FD ALARM DEC 2020	44.00			1000		411200	366		101000
	2291337	01/01/21 FAC-CITY HALL DEC 2020	38.50			1000		411200	366		101000
		Total for Vendor:	82.50								
41347		2590 L.N. CURTIS & SONS	2,390.00								
	INV447105	12/11/20 FD-2 EA G-XTREME 3.0 JACKET	2,390.00*			1000		420400	226		101000
		Total for Vendor:	2,390.00								
41365		520 NORCO, INC.	168.95								
	30828558	12/03/20 STRS-PLASMA CUTTER SUPPLIES	156.47			2500		430200	240		101000
	30828701	12/03/20 SWR-CLEAR LENS SAFETY GLASSE	12.48			5310		430600	226		101000
		Total for Vendor:	168.95								
41363		56 NORTHWEST PIPE FITTINGS INC	1,017.67								
	4434960	12/18/20 SWR-12 EA 6" GASKETS, 1EA VAL	1,017.67			5310		430600	240		101000
		Total for Vendor:	1,017.67								

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CITY OF COLUMBIA FALLS
Claim Approval List
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* ... Over spent expenditure

Claim/	Check	Vendor #/Name/	Document \$/	Disc \$						Cash
		Invoice #/Inv Date/Description	Line \$		PO #	Fund Org Acct	Object Proj	Account		
41354		2816 O'REILLY AUTO PARTS	10.93							
	4774-33821	12/21/20 PD-AIR FILTER	10.93			1000 420100	232	101000		
		Total for Vendor:	10.93							
41366		999999 PAULIDES, DAVE	133.70							
	04525-04	12/29/20 WTR-OVERPAYMENT REFUND	133.70			5210 214010		101000		
		Total for Vendor:	133.70							
41361		1495 PLATT ELECTRIC SUPPLY	230.20							
	1C20996	12/14/20 STRS-5 EA 35W AREA LIGHTS	230.20			2500 430200	240	101000		
		Total for Vendor:	230.20							
41359	E	3008 REPUBLIC SERVICES	82.36							
	0872-00020	11/30/20 PRKS-MARANTETTE 11/01 TO 1	45.62			1000 460400	399	101000		
	0872-00020	11/30/20 PRKS-FENHOLDT 11/01 TO 11/	36.74			1000 460400	399	101000		
		Total for Vendor:	82.36							
41344		243 SAFEGUARD Q B S	124.77							
	034337421	12/08/20 FIN-W2,1099 TAX FORMS AND E	124.77			1000 410500	210	101000		
		Total for Vendor:	124.77							
41364		1042 SANDS SURVEYING, INC.	1,856.00							
	33735	12/19/20 11/24-12/18 ROUTINE PLAN&ZONIN	1,856.00			1000 411000	399	101000		
		Total for Vendor:	1,856.00							
41349		2908 STRATEGIC INSIGHTS, INC.	550.00							
	PLAN IT CAPITAL PLANNING SOFTWARE									
	20PLAN-IT-	12/21/20 1 YR RENEWAL EXP 03/01/22	550.00			1000 410500	355	101000		
		Total for Vendor:	550.00							
41351		2699 THE MAIL ROOM, INC	173.31							
	D103420	12/21/20 FIN-BAR CODED MAIL	33.59			1000 410500	310	101000		
	D103420	12/21/20 WTR-BAR CODED MAIL	37.47			5210 430500	310	101000		
	D103420	12/21/20 SWR-BAR CODED MAIL	37.47			5310 430600	310	101000		
	D103420	12/21/20 PLNG-BAR CODED MAIL	2.03			1000 411000	310	101000		
	D103420	12/21/20 PD-BAR CODED MAIL	2.30			1000 420100	310	101000		

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CITY OF COLUMBIA FALLS
Claim Approval List
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* ... Over spent expenditure

Claim/	Check	Vendor #/Name/	Document \$/	Disc \$						Cash	
		Invoice #/Inv Date/Description	Line \$		PO #	Fund	Org	Acct	Object	Proj	Account
	D103420	12/21/20 CRTS-BAR CODED MAIL	13.00			1000		410360	310		101000
	D103419	12/21/20 CRTS-BAR CODED MAIL	47.45			1000		410360	310		101000
		Total for Vendor:	173.31								
41345	E	1218 VERIZON WIRELESS	1,197.33								
	9869074013	12/12/20 ADMIN-NOV 13-DEC 12, 20 CE	22.46			1000		410400	345		101000
	9869074013	12/12/20 FIN-NOV 13-DEC 12,20 CELLP	22.46			1000		410500	345		101000
	9869074013	12/12/20 FD-NOV 13-DEC 12, 20 CELLP	60.47			1000		420400	345		101000
	9869074013	12/12/20 FAC-NOV 13-DEC 12, 20 CELL	12.45			1000		411200	345		101000
	9869074013	12/12/20 STRS-NOV 13-DEC 12, 20 CEL	78.86			2500		430200	345		101000
	9869074013	12/12/20 PD-NOV 13-DEC 12, 20 CELLP	748.18			1000		420100	345		101000
	9869074013	12/12/20 WTR-NOV 13-DEC 12, 20 CELL	151.13			5210		430500	345		101000
	9869074013	12/12/20 SWR-NOV 13-DEC 12, 20 CELL	101.32			5310		430600	345		101000
		Total for Vendor:	1,197.33								
41367		999999 WALKER, LAURENCE	226.95								
	09080-09	12/29/20 WTR-WATER DEPOSIT REFUND	226.95			5210		214010			101000
		Total for Vendor:	226.95								
		# of Claims	26	Total:							21,562.04
		Total Electronic Claims									2,126.18
		Total Non-Electronic Claims									19435.86

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CITY OF COLUMBIA FALLS
Fund Summary for Claims
For the Accounting Period: 12/20

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Fund/Account	Amount
1000 GENERAL FUND	
101000 CASH/CASH EQUIVALENTS	\$14,386.14
2394 BUILDING CODE ENFORCEMENT FUND	
101000 CASH/CASH EQUIVALENTS	\$33.45
2500 SPECIAL STREET MAINTENANCE DISTRICT FUND	
101000 CASH/CASH EQUIVALENTS	\$833.17
5210 WATER ENTERPRISE FUND	
101000 CASH/CASH EQUIVALENTS	\$862.54
5310 SEWER ENTERPRISE FUND	
101000 CASH/CASH EQUIVALENTS	\$5,446.74
Total:	\$21,562.04

12/31/20
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CITY OF COLUMBIA FALLS
Claim Approval Signature Page
For the Accounting Period: 12 / 20

Page: 7 of 7
Report ID: AP100A

Council Meeting Date: 01/04/2021

Claims Submitted to Council: \$ 21,562.04

Claims Denied/Withheld by Council Finance Committee: \$ _____ Claim #'s: _____

Prepared By: Shawn Bates, Finance Director

Shawn Bates

Approved by Susan M. Nicosia, City Manager

Susan Nicosia

City Council to Approve by motion on consent agenda

The claims submitted are routine. Please let me know if you have any questions.
Shawn

12/23/20
12:05:47

CITY OF COLUMBIA FALLS
Payroll Summary For Payrolls from 12/24/20 to 12/24/20

Page: 1 of 3
Report ID: P130

Total for Payroll Checks

	Employee	Employer	Amount
COMA HOURS (Comp Time Accumulated)	21.38		
COMP HOURS (Comp Time Used)	11.00		281.74
OVER HOURS (Overtime)	31.25		1,491.50
OVRTD HOURS (STEP overtime)	10.00		366.45
PERS HOURS (Personal Time Used)	10.75		334.76
REG HOURS (Regular Time)	2,332.76		63,244.71
SFTO HOURS (Shift Sup/FTO - \$1.5/hour)	160.00		240.00
SHFI HOURS (Step B)	10.00		15.00
SHFN HOURS (Shift B)	402.00		402.00
SHFQ HOURS (OVT B)	2.00		3.00
SICK HOURS (Sick Time)	20.50		402.97
VACA HOURS (Vacation Time Used)	84.00		1,922.21
VOLN HOURS (Not in use)	25.00		1,250.00
GROSS PAY	68,704.34	0.00	
NET PAY	46,255.64	0.00	
NET PAY (CHECKS)	330.80		
NET PAY (DIRECT DEPOSIT)	45,924.84		
AFLAC-POSTTAX	64.48	0.00	
AFLAC-PRETAX	111.99	0.00	
CHILD SUPPORT	88.61	0.00	
CHILD SUPPORT P	413.07	0.00	
CITY OF COLUMBI	25.00	0.00	
FIT	5,162.59	0.00	
FLEX ALLEGIANCE	707.17	32.50	
FOP	360.00	0.00	
HEALTHINS/PRE	2,823.57	17,037.37	
MEDICARE	966.02	966.02	
MT ST FIRE ASSO	27.73	0.00	
NATIONWIDE/CITY	0.00	1,561.83	
NATIONWIDE/EMP	360.62	0.00	
P.E.R.S.	3,116.30	3,459.50	
PERS/FURS	296.72	398.21	
PERS/POLICE	2,076.44	3,324.60	
SIT	2,905.00	0.00	
SOCIAL SECURITY	2,417.61	2,417.61	
TEAMSTERS DUES	266.58	0.00	
UNEMPL. INSUR.	0.00	301.95	
UNUM LIFE INS.	120.74	0.00	
WA CHILD SUPPOR	138.46	0.00	
WORKERS' COMP	0.00	2,890.80	
WELLS FARGO	928.11	0.00	
CHARLES SCHWAB	1,406.47	0.00	
FIRST INTERSTAT	4,136.49	0.00	
FREEDOM BANK	1,069.70	0.00	
GLACIER BANK KA	4,562.63	0.00	
GLACIER BANK/CF	13,075.64	0.00	
GLACIER BANK/WF	1,583.87	0.00	
PARKSIDE CR U	7,982.24	0.00	

Payroll
12-24-2020
\$119,767.03
Baus
Staaland

12/23/20
12:05:47

CITY OF COLUMBIA FALLS
Payroll Summary For Payrolls from 12/24/20 to 12/24/20

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THREE RIVERS	1,030.55	0.00
USAA FEDERAL	1,081.52	0.00
USBANK.	1,636.45	0.00
VALLEY BANK KAL	100.00	0.00
VERIDIAN CREDIT	325.00	0.00
WELLS FARGO	1,951.49	0.00
WELLS FARGO GA	1,218.12	0.00
WFISH CR UNION	3,836.56	0.00
FIT/SIT BASE	59,211.53	0.00
MEDICARE BASE	66,623.44	0.00
PERS BASE	65,291.49	0.00
SOC SEC BASE	38,993.88	0.00
UN BASE	67,104.34	0.00
WC BASE	69,335.02	0.00

Total 32,390.39
Total Payroll Expense (Gross Pay + Employer Contributions): 101,094.73
*** PAYROLL REGISTER + VOLUNTEER PAYROLL REGISTER = PAYROLL SUMMARY ***

Check Summary

Payroll Checks Prev. Out. \$57,729.77
Payroll Checks Issued \$45,235.90
Payroll Checks Redeemed \$57,016.67
Payroll Checks Outstanding \$45,949.00
Electronic Checks \$74,531.13

Deductions Accrued	Carried Forward From Previous Month	Deduction Checks Issued	Difference	Liab Account
Social Security 4835.22		4835.22		212260
Medicare 1932.04		1932.04		212260
P.E.R.S. 6575.80		6575.80		212270
Unempl. Insur. 301.95	2295.54		2597.49	212210
Workers' Comp 2890.80	21090.92		23981.72	212220
FIT 5162.59		5162.59		212260
SIT 2905.00		2905.00		212260
AFLAC-PRETAX 111.99	111.99	223.98		212230
NATIONWIDE/EMP 360.62		360.62		212280
Teamsters dues 266.58		266.58		212310
PERS/Police 5401.04		5401.04		212240
NATIONWIDE/CITY 1561.83		1561.83		212280
AFLAC-POSTTAX 64.48	64.48	128.96		212230
PERS/FURS 694.93		694.93		212275
MT ST FIRE ASSO 27.73		27.73		212315
HEALTHINS/PRE 19860.94	19037.44	41428.79	-2530.41	212400
CITY OF COLUMBI 25.00		25.00		212450
UNUM LIFE INS. 120.74	39.63	241.47	-81.10	212400
FLEX ALLEGIANCE 739.67		739.67		212285
CHILD SUPPORT 88.61		88.61		212330
CHILD SUPPORT P 413.07		413.07		212330
WA CHILD SUPPOR 138.46		138.46		212330
FOP 360.00		360.00		212335

12/23/20

CITY OF COLUMBIA FALLS

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12:05:47

Payroll Summary For Payrolls from 12/24/20 to 12/24/20

Report ID: P130

Total Ded.	54839.09	42640.00	73511.39	23967.70
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**** Carried Forward column only correct if report run for current period.

12/31/20
14:14:23

CITY OF COLUMBIA FALLS
Payroll Summary For Payrolls from 12/31/20 to 12/31/20

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Total for Payroll Checks

	Employee	Employer	Amount
Total			0.00
Total Payroll Expense (Gross Pay + Employer Contributions):			0.00
Total Discounts:	0.57		
Total Payroll Expense (Less Discounts):	-0.57		

Check Summary

Payroll Checks Prev. Out.	\$102,965.67
Payroll Checks Issued	\$21,090.35
Payroll Checks Redeemed	\$57,494.47
Payroll Checks Outstanding	\$66,561.55
Electronic Checks	\$2,295.61

	Carried Forward	Deduction	Difference	Liab Account
	From Previous Month	Checks Issued		
Deductions Accrued				
Total Ded.	0.00	0.00	0.00	0.00

**** Carried Forward column only correct if report run for current period.

12/31/2020
Payroll
Quarterly
\$ 2,3385.96
Bavo Staaland

**CITY OF COLUMBIA FALLS
CITY COUNCIL REGULAR MEETING MINUTES
HELD DECEMBER 21, 2020**

FINANCE COMMITTEE – 6:30 P.M

(Barnhart, Shepard, Fisher)

REGULAR MEETING – 7:00 P.M.

CALL TO ORDER – Mayor Barnhart called the meeting to order at 7:00 p.m.

ROLL CALL

Mayor Barnhart, Councilor Fisher, Councilor Karper, Councilor Piper, Councilor Robinson, Councilor Shepard and Councilor Lovering (via Zoom).

Also Present: City Manager Nicosia, City Clerk Staaland, City Attorney Breck and Detective Denham.

APPROVAL OF AGENDA

Councilor Shepard made motion to approve the Agenda, seconded by Councilor Robinson and the motion carried.

CONSENT AGENDA:

Councilor Fisher motioned to approve the Consent Agenda noting all claims appeared to be in order, seconded by Councilor Shepard with council voting as follows. Ayes: Piper, Robinson, Shepard, Fisher, Lovering, Karper and Barnhart.

Approval of Claims - December 21, 2020 - \$551,740.05

Approval of Payroll Claims - December 11, 2020 - \$83,985.66

Approval of December 7, 2020 Regular City Council Meeting Minutes

Approval of Swan Mountain Developer's Improvement Agreement

Approval of Task Order No. 5 - Liquid Polymer Unit Integration, HDR Engineering, Inc., \$18,977 and authorize City Manager to execute.

Conditional Use Permit Extension - Superior Land & Lawn Care, LLC and authorize City Manager to sign.

Employee Recognition:

Kelly King, Street Operator - 5 year pin

Mayor Barnhart presented a five year pin and thanked Kelly King for his five years of service in the City of Columbia Falls Street Department.

NEW BUSINESS:

Arbor Day Proclamation - May 7, 2021 - Mayor Barnhart proclaimed May 7, 2021 as Arbor Day in the City of Columbia Falls.

ORDINANCES / RESOLUTIONS:

Resolution # 1839 - A Resolution of the City Council of the City of Columbia Falls Authorizing Participation in the Board of Investments of the State of Montana Short Term Investment Pool (STIP) and Authorizing the Execution and Delivery of Documents Related Thereto

City Manager Nicosia said this Resolution is necessary to update Shawn Bates as Finance Director with the Montana Board of Investments. Per the state requirements, the City must update the resolution whenever there is a staff change.

Councilor Shepard motioned to approve Resolution # 1839, seconded by Councilor Karper with council voting as follows. Ayes: Robinson, Shepard, Fisher, Karper, Lovering, Piper and Barnhart.

REPORTS / BUSINESS FROM MAYOR & COUNCIL

Mayor Barnhart said at the last meeting he mentioned getting a road closed sign at 1st Ave. E. and 7th St. E. There is no sign at this time and Mayor Barnhart would like to see a sign at the bottom of the hill notifying citizens of the closed road.

Mayor Barnhart asked the City Manager to look into the City's water loss. City Manager Nicosia said the City has searched for water loss from the water tank all the way down. City staff has been out listening and we believe there are a lot of leaks in service lines. Nicosia said it remains a priority and we will continue to examine water loss.

CITY MANAGER REPORT

City Manager Nicosia said City Hall will close at 12:00 noon on December 24th, 2020 as we do not have citizen traffic or phone calls in the afternoon. Employees will use their vacation leave for the second half of the day. The City has been given the yellow light on EDA funding on 12th Ave. W. The next step is the City will get a conditional commitment letter. This is approximately a 1.2-million-dollar project with Glacier Medical and the City kicking in about \$633,000. The City's share was budgeted in the Tax Increment Fund. Nicosia noted that the City will want to start the permit process with BNSF as soon as possible.

The City will call for bids on the tennis court project at the second meeting in January. We will also call for bids on the 6th Ave W. overlay project, four blocks to 13th St. W., to have the work completed in June.

Nicosia reported that work was suspended on the well project at Horine Park until Jan 4th; the project is about 80% complete. The City Attorney's office will begin the process of contracting with a water rights attorney.

Nicosia also reported that Chris Petersen has agreed to work on a new city video.

Nicosia reported that the City had an application for an administrative conditional use permit for a short-term vacation rental in the Riverbend subdivision that generated negative feedback; the majority of the letters were unsigned and delivered all at once with similar talking points. Nicosia noted that the code was implemented in 2012 to control the rentals. Nicosia said the City has not had any problems with vacation rentals thus far and if there is a violation of the code requirements, the City can rescind the permit.

Detective Denham said the new officers are doing really well and Officer Smith will be going to the academy in January.

ADJOURN

Councilor Shepard motioned to adjourn at 7:25 pm, second by Councilor Robinson and the meeting was duly adjourned.

Mayor

Attest:

City Clerk

January 4, 2021

Montana Fish, Wildlife and Parks
Attn. Michelle McNamee
1420 East Sixth Avenue
PO Box 200701
Helena, MT 59620-0701

RE: Letter of Support – Gateway to Glacier Trails: 2021 MT Trail Stewardship Grant Program

Dear Ms. McNamee:

The City Council of the City of Columbia Falls continues to support the efforts of the Gateway to Glacier Trails non-profit organization to enhance the multi-user trail network surrounding Columbia Falls. Their proposal to improve the network of trails in the Crystal Cedar Project, in concert with the Flathead National Forest, will provide much-needed recreational opportunities for citizens and visitors.

The City has worked on expanding bike paths and recreational opportunities within the City. The development of the first phase of the Crystal Cedar Project will provide a wide variety of users with the opportunity to recreate minutes from the City. Improving and enhancing this trail network provides much need relief to over-recreated areas. Gateway to Glacier Trails' 2021 MT Trail Stewardship Grant application will support the first phase of the project which includes the 4th Ave WN Trailhead and build approximately 1-3 miles of trail.

We are encouraged by the master plan to improve about 24.5 miles of bicycle, pedestrian and horse trails in the Cedar Lake-Crystal Creek area north of Columbia Falls. Please fund the Gateway to Glacier Trails' application with the 2021 MT Trail Stewardship Grant funding made available by the 2019 Legislature with the adoption of Senate Bill 24. Gateway to Glacier Trails can successfully complete the proposed project.

Sincerely,

Mayor Donald Barnhart

January 4, 2021

Flathead County Board of Commissioners
County Courthouse
800 South Main
Room 302
Kalispell, MT 59901-5420

Dear Board of Commissioners:

The City Council of the City of Columbia Falls recommends the appointment of Police Chief Clint Peters to the FECC Operations Board. Chief Peters currently serves as the City's police department representative on the Operations Board. The Council recognizes that continuity in that position is a benefit to the City as well as the Operations Board. Further, Council recommends that Chief Peters be allowed to designate a delegate from the sworn officers in the Columbia Falls' Police Department to represent Columbia Falls if he must be absent from a meeting.

The Council was very pleased with the successful outcome of the ballot measure. We have all worked hard to get to this outcome.

Sincerely,

Mayor Donald Barnhart

RESOLUTION NO. 1840

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLUMBIA FALLS FORMALLY ADOPTING USE OF FORCE POLICY AND REQUESTING POST CERTIFICATION

WHEREAS, on June 16, 2020, the Presidential Executive Order on Safe Policing for Safe Communities (Executive Order No. 13929) was signed into law; and

WHEREAS, the Executive Order on Safe Policing, as it was commonly referred to as, required all local law enforcement agencies to adopt the requirements of the Executive Order to be eligible for U.S. Department of Justice's discretionary grant funding; and

WHEREAS, the Executive Order required an update to all law enforcement agency Use of Force Policies with specific language, particularly with respect to force including choke holds; and

WHEREAS, the Executive Order required certification by an independent body that the City's Use of Force Policy meets the conditions of eligibility for federal grants; and

WHEREAS, the State of Montana designated the Montana Public Safety Officer and Standards and Training Council (POST) to serve as the credentialing body for the law enforcement agencies within the State of Montana.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLUMBIA FALLS, AS FOLLOWS:

SECTION 1. The City Council of the City of Columbia Falls hereby adopt the attached Use of Force Policy.

SECTION 2. The City Council of the City of Columbia Falls hereby authorize the City Manager to request certification of the City's Police Department from POST.

PASSED AND ADOPTED BY THE CITY COUNCIL OF COLUMBIA FALLS THIS 4th DAY OF JANUARY, 2021. THE COUNCIL VOTING AS FOLLOWS:

AYES:

NOES:

ABSENT:

City Clerk

APPROVED BY THE MAYOR OF COLUMBIA FALLS, MONTANA THIS ____ DAY OF JANUARY, 2021.

Mayor

ATTEST:

City Clerk

Columbia Falls Police Department Use of Force Policy

I. PURPOSE

The purpose is to provide policy guidelines on the reasonable use of force by officers and to ensure that the City's use of force policies adhere to all existing applicable Constitutional Standards, federal, state and local laws.

II. POLICY

- A. Each use of force situation is unique and will be evaluated based on the circumstance faced by the officer at the time force is applied. Officers may use the amount of force which is objectively reasonable to make an arrest or gain control of a situation, but the person arrested may not be subjected to any greater restraint than is necessary to hold or detain that person. As the situation that necessitated the use of force de-escalates, so too shall the use of force. Officers should continually reassess all factors and conditions in use of force situations. Use of physical force should be re-evaluated and adjusted when resistance continues or ceases or when the incident is under control.
 1. When it is objectively reasonable that a subject is fully in the police officers' control, then the force must terminate.
 2. An officer shall use de-escalation techniques and other alternatives to higher levels of force consistent with his or her training whenever possible and appropriate before resorting to force and to reduce the need for force.
 3. Whenever possible and when such delay will not compromise the safety of the officer or another and will not result in the destruction of evidence, escape of a suspect, or commission of a crime, an officer shall allow an individual time and opportunity to submit to verbal commands before force is used.
- B. Many force and equipment options are available to the officer. The officer should choose the appropriate force option based on the threat, either actual or perceived, including but not limited to:
 1. Officer presence;
 2. Verbal direction;
 3. Physical control;
 4. Conducted electrical weapons;
 5. Chemical or inflammatory agents;
 6. Impact weapons;
 7. Firearms;
 8. Vehicles, and or weapons of necessity or opportunity.
- C. In order to meet the basic test of objective reasonableness for all force situations, careful attention must be paid to the facts and circumstances of each particular case including:
 1. Whether the suspect poses an immediate threat to the safety of officers or other, and;
 2. Whether the suspect is actively resisting arrest or attempting to evade or escape, and;
 3. The severity of the crime at issue.

D. Additional factors may include:

1. Availability of alternative methods of capturing, controlling, restraining, or subduing the suspect;
2. What officers knew about the suspect's health, mental condition or other relevant frailties.

III. PROCEDURE

- A. The following procedures supplement and provide guidance in application of force.
- B. Officers should use tactics and or weapons as necessitated by the situation.
- C. When deploying any force, for any reason, officers shall exercise reasonable caution in order to avoid unnecessarily endangering the lives of bystanders. When possible, officers should give consideration to background, bystanders, and location.
- D. A supervisor will be notified and respond to all cases where the use of force resulted in any known injury or death.
- E. An officer is justified in the use of force likely to cause death or serious bodily harm only if the officer reasonably believes that such force is necessary to prevent imminent death or serious bodily harm to the officer or another or to prevent the commission of a forcible felony. A forcible felony is any felony involving the use of physical force or violence against any individual. (MCA 45-3-101)
- F. Officers may use deadly force to affect the capture or prevent the escape of a felony suspect whose flight is reasonably believed to represent an imminent threat of serious bodily harm or death to the officers or other person(s).
- G. Officers may discharge a firearm at a moving vehicle or from a moving vehicle if the officer reasonably believes it is necessary to protect against an imminent threat of serious bodily harm or death to the officers or others.
- H. Warning shots are inherently dangerous. Therefore, a warning shot must have a defined target and shall not be fired unless:
 1. The use of deadly force is justified;
 2. The warning shot will not pose a substantial risk of injury or death to the officer or others; and
 3. The officer reasonably believes that the warning shot will reduce the possibility that deadly force will have to be used.
- I. Whenever the use of force results in an injury, officers should institute appropriate first aid procedures for anyone taken into custody or who needs medical treatment. In the event that chemical agents are dispensed, officers should follow established procedures for treatment and decontamination.
- J. A vehicle is a law enforcement tool which is capable of inflicting serious injury or death when used as an offensive weapon. Therefore, its use should be considered in the same manner as any use of deadly force.
- K. Officers have the duty to intervene where excessive force is being utilized to protect the individuals involved and report the excessive force to their supervisor as soon as possible.

- L. The use of a choke hold, which is a physical maneuver or technique that restricts an individual's ability to breathe for the purpose of incapacitation, is prohibited unless deadly use of force is authorized.
- M. If a decision has been made to employ deadly force, if feasible, the officer shall warn the subject of his or her intent to use deadly force.

IV. USE OF DEADLY FORCE WHETHER OR NOT INJURIES OR DEATH RESULT

- A. Any officer involved in the use of deadly force shall be allowed to consult with a representative or other person of the officer's choosing prior to being required to give an oral or written statement about the use of deadly force. Such right to consult with a representative or other person shall not unduly delay the giving of the statement. The officer involved should be allowed two full sleep cycles prior to being interviewed. This does not preclude initial inquiries by the responding supervisor.
- B. The officer(s) shall be afforded the opportunity to consult with a mental health provider at the City's expense. If the use of force results in death, the officers involved shall be required to consult with a mental health provider at the City's expense, prior to return to duty.
- C. Any officer who is witness to or has information as to the use of force occurrence will prepare an appropriate report.
- D. The officer's immediate supervisor shall respond to the scene and shall determine which support services, including but not limited to investigative and identification personnel, would be beneficial to the reporting and evaluation of the occurrence and should request the response of these units as appropriate. In addition, a supervisor's report will be prepared detailing the activity regarding the incident. The Police Chief shall be notified as soon as practical.
- E. When a death has occurred as the result of the use of force, the City shall notify the county coroner's office as soon as practical.

V. DESTRUCTION OF INJURED OR DANGEROUS ANIMALS

- A. The destruction of an animal is justified for:
 - 1. Self-defense;
 - 2. To prevent substantial harm to the officer or another; or
 - 3. When the animal is believed to be so badly injured that humanity requires its relief from further suffering.
- B. Supervisory approval should be obtained when time and circumstances permit.
- C. Officers using such force against animals will prepare an appropriate report detailing the incident, paying particular attention to the circumstances requiring the immediacy of the situation.

VI. REPORTING USE OF FORCE

- A. A report should be made in all occasions where use of force was utilized in excess of verbal directions where risk of injury exists regardless of whether or not injuries occurred. If officer-involved deadly force was utilized or a death resulted from an in-custody situation, officers may not be compelled to write and initial incident report in lieu of an investigative interview.

- B. Officers using force will document the use of such force in the official reports of the incident and will, in addition, notify their immediate supervisor of such use of force as soon as practical after the occurrence. Reports will be written, documenting the use of force whether or not an arrest is made. Reports will be disseminated as required by state and federal law.
- C. Whenever possible, photographs of any injury should be taken to be included with the report.
- D. In instances where the use of force resulted in an injury, a supervisor should respond to the scene and/or hospital and will document the findings on a supplemental report.
- E. Attached to this policy is a Columbia Falls Police Department Use of Force Fact Sheet which shall be utilized in any use of force incident as described above.

VII. USE OF FORCE TRAINING

- A. All officers shall receive regular and reoccurring training on the City's use of force policy and related legal updates. The City shall maintain training protocols that adhere to, or exceed, any applicable state laws to become and remain in good standing as law enforcement officers.
- B. In addition, training shall be provided on a regular and periodic basis designed to:
 - 1. Provide techniques for the use of and reinforce the importance of de-escalation;
 - 2. Simulate actual shooting situations and conditions; and
 - 3. Enhance the officers' discretion and judgement in using less-lethal and deadly force in accordance with this policy.
- C. All use-of-force training shall be documented.

Columbia Falls Police Department
Use of Force Fact Sheet

Incident Information

Date _____ Time _____ Approx. Outside Temp. _____ Case # _____
Suspect Name _____ Address _____
Phone # _____ DOB _____ SS# _____ Sex _____
Physical Description: Ht. _____ Wt. _____ Eyes _____ Hair _____ Race _____
Nature of Call _____ Location _____
Officer(s) Involved _____ Supervisor on Scene _____

Suspect Level of Resistance (check appropriate levels)

☐ Dead Weight ☐ Pulling Away ☐ Pushing ☐ Wrestling ☐ Credible Threats
☐ Punching/Kicking ☐ Weapon Display ☐ Other _____
☐ Psychological Intimidation (describe) _____

Category and Type of Force Used (check appropriate levels and complete the sections below pertaining to the type of force)

☐ Category 1--Escape/Loss of Control--Verbal persuasion, commands, hands-on physical control
☐ Category 2--First-aid Level Injuries--Verbal persuasion and commands, chemical spray, come along holds and tactics
☐ Category 3--Loss of Work/Restricted Work--Chemical sprays, pain compliance control tactics/devices, electro-muscular disruption devices (EMDD)
☐ Category 4--Loss of Consciousness--Strikes, blows, kicks, impact devices (ASP's, bean bags, EMDD, K9 bites) directed at non-life threatening body areas
☐ Category 5--Death/Serious Disability Injuries--Any tactic or device readily available (firearms, EMDD, batons, flashlights, strikes&/or blows to any area of the body (center of mass, throat, head, eyes, groin) that will likely stop the threat
☐ Chemical Agent ☐ Taser X2/X26 ☐ ASP ☐ Firearm ☐ Less Than Lethal Munitions
☐ Other (describe) _____

Chemical Agent

Approx. Distance from Suspect _____ ☐ Indoors ☐ Outdoors Approx. Time Discharged _____
1st Spray Duration _____ 2nd Spray Duration _____ 3rd Spray Duration _____
Effectiveness of Spray ☐ Extremely ☐ Moderately ☐ Slightly ☐ Not Effective
Subject informed of flushing techniques? ☐ Yes ☐ No
Subject offered water to flush with? ☐ Yes ☐ No
Did subject accept flushing agent? ☐ Yes ☐ No

Taser 2X/26X

Taser Model ☐ 2X ☐ 26X Taser SN _____ Cartridge SN _____
Subject ☐ Human ☐ Animal Location ☐ Indoors ☐ Outdoors
Approx. subject distance at time of dart launch _____ Did both darts make contact? ☐ Yes ☐ No
Number of deployments Distance between probes in inches _____ Duration of deployment _____
Did probes penetrate skin? ☐ Yes ☐ No Were probes removed at scene by EMS/ Fire Dept.? ☐ Yes ☐ No
Did deployment cause injury? ☐ Yes ☐ No if yes, describe _____
Was subject transported to the hospital? ☐ Yes ☐ No
Subject's demeanor after device Taser was used or displayed? _____

ASP

Area(s) struck on subject _____ # of Strikes _____
Effectiveness ☐ Extremely ☐ Moderately ☐ Slightly ☐ Not Effective

Firearm

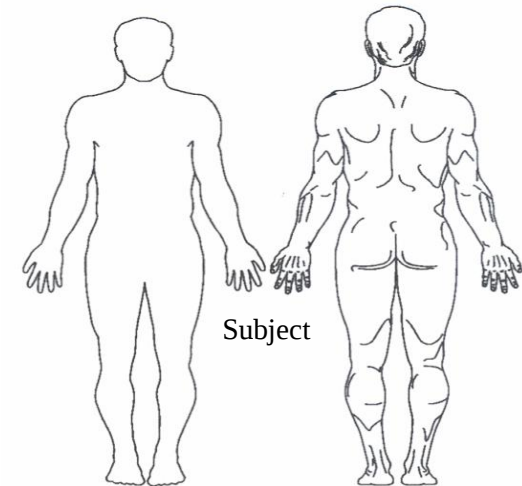
Weapon Used ☐ Duty Sidearm ☐ Duty Shotgun ☐ Duty Rifle ☐ Backup/Off Duty Weapon
Make _____ Model _____ Serial # _____ Caliber _____
of Rounds Fired _____ Type of ammo _____
Subject ☐ Human ☐ Animal Where was subject hit? _____
Effectiveness ☐ Extremely ☐ Moderately ☐ Slightly ☐ Not Effective

Less Lethal Munitions

Approx. distance from subject _____ # of shots fired _____ Was compliance gained? ☐ Yes ☐ No
Point of aim _____ Point of impact _____

Injury Locations & Information –

For Taser--indicate with X's where probes hit
indicate with O's where stunned
For ASP, Firearm, & Less Lethal--indicate
where subject was injured



Does subject have visible injuries? ☐ Yes ☐ No
Describe injuries_____

Medical attention needed/requested? ☐ Yes ☐ No
Time medical attention requested? _____
☐ Treated on Scene ☐ Transported
Transported to _____
Photos Taken ☐ Yes ☐ No Camera # _____
Completed by Officer _____ Signature _____ Date _____
Officers are to complete the following documents with this form and turn in all video devices:
☐ Case Report/Narrative ☐ Digital Media Form

Administration

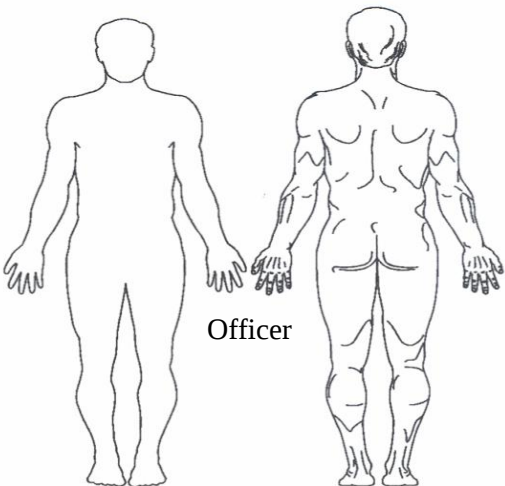
Reviewing Official
Sergeant
Chief

In Policy
☐ Yes ☐ No
☐ Yes ☐ No

Signature

Date

For Taser--indicate with X's where probes hit
indicate with O's where stunned
Indicate where officer was injured



Does officer have visible injuries? ☐ Yes ☐ No
Describe injuries_____

Medical attention needed/requested? ☐ Yes ☐ No
Time medical attention requested? _____
☐ Treated on Scene ☐ Transported
Transported to _____
Photos Taken ☐ Yes ☐ No Camera # _____
Completed by Officer _____ Signature _____ Date _____
Officers are to complete the following documents with this form and turn in all video devices:
☐ Case Report/Narrative ☐ Digital Media Form



130 6TH STREET WEST
ROOM A
COLUMBIA FALLS, MT 59912

Item No.7.

PHONE (406) 892-4391

FAX (406) 892-4413

January 4, 2021

Perry Johnson, Executive Director
Montana Public Safety Officer Standards and Training Council
2260 Sierra Road East
Helena, Montana 59602

Dear Mr. Johnson:

This letter confirms that, to the best of my knowledge, the City of Columbia Falls meets certain use-of-force eligibility requirements, set forth by the U.S. Department of Justice, for discretionary federal grants. With this confirmation letter, the City of Columbia Falls is likewise respectfully requesting credentials from the Montana Public Safety Officer Standards and Training Council (POST), certifying compliance with the U.S. Department of Justice's Standards for Certification on Use of Force and Safe Policing for Communities.

I have reviewed the Presidential Executive Order on Safe Policing for Safe Communities, dated June 16, 2020, Executive Order No. 13929 (the "Executive Order on Safe Policing"). I understand that, based on the Executive Order on Safe Policing, the U.S. Department of Justice's discretionary grant funding is only available to state, local, and university or college law enforcement agencies that have obtained (or are in the process of seeking) credentials certifying that they meet certain standards on use of force. I further understand that the Executive Order on Safe Policing empowers the U.S. Attorney General to designate independent credentialing bodies such as POST to certify that a law enforcement agency meets the conditions of eligibility for federal grants.

After reviewing the U.S. Department of Justice's Standards for Certification on Safe Policing for Communities and the City's policies, we have determined that our City Police Department meets the following mandatory conditions for certification:

1. Our City's use-of-force policies adhere to all applicable federal, state, and local laws; and
2. Our City maintains use-of-force policies that prohibit the use of choke holds, except in

those situations where the use of deadly force is allowed by law.

Because we believe that we meet the criteria above, we respectfully request that POST please include the City of Columbia Falls within its database of certified law enforcement agencies. Please provide the City of Columbia Falls Police Department's name to the U.S. Department of Justice with other eligible agencies.

If you would like to discuss further, please do not hesitate to contact me either by email at nicosias@cityofcolumbiafalls.com or by phone at (406) 892-4391. Thank you for consideration our request for certification.

Sincerely,

Susan M. Nicosia
City Manager



EXECUTIVE ORDERS

Executive Order on Safe Policing for Safe Communities

LAW & JUSTICE

Issued on: June 16, 2020



By the authority vested in me as President by the Constitution and the laws of the United States of America, it is hereby ordered as follows:

Section 1. Purpose. As Americans, we believe that all persons are created equal and endowed with the inalienable rights to life and liberty. A fundamental purpose of government is to secure these inalienable rights. Federal, State, local, tribal, and territorial law enforcement officers place their lives at risk every day to ensure that these rights are preserved.

Law enforcement officers provide the essential protection that all Americans require to raise their families and lead productive lives. The relationship between our fellow citizens and law enforcement officers is an important element in their ability to provide that protection. By working directly with their communities, law enforcement officers can help foster a safe environment where we all can prosper.

Unfortunately, there have been instances in which some officers have misused their authority, challenging the trust of the American people, with tragic consequences for individual victims, their communities, and our Nation. All Americans are entitled to live with the confidence that the law enforcement officers and agencies in their communities will live up to our Nation's founding ideals and will protect the rights of all persons. Particularly in African-American communities, we must redouble our efforts as a Nation to swiftly address instances of misconduct.

The Constitution declares in its preamble that one of its primary purposes was to establish Justice for all. Generations of Americans have marched, fought, bled, and died to safeguard the promise of our founding document and protect our shared inalienable rights. Federal, State, local, tribal, and territorial leaders must act in furtherance of that legacy.

Sec. 2. Certification and Credentialing. (a) State and local law enforcement agencies must constantly assess and improve their practices and policies to ensure transparent, safe, and accountable delivery of law enforcement services to their communities. Independent credentialing bodies can accelerate these assessments, enhance citizen confidence in law enforcement practices, and allow for the identification and correction of internal deficiencies before those deficiencies result in injury to the public or to law enforcement officers.

(b) The Attorney General shall, as appropriate and consistent with applicable law, allocate Department of Justice discretionary grant funding only to those State and local law enforcement agencies that have sought or are in the process of seeking appropriate credentials from a reputable independent credentialing body certified by the Attorney General.

(c) The Attorney General shall certify independent credentialing bodies that meet standards to be set by the Attorney General. Reputable, independent credentialing bodies, eligible for certification by the Attorney General, should address certain topics in their reviews, such as policies and training regarding use-of-force and de-escalation techniques; performance management tools, such as early warning systems that help to identify officers who may require intervention; and best practices regarding community engagement. The Attorney General's standards for certification shall require independent credentialing bodies to, at a minimum, confirm that:

(i) the State or local law enforcement agency's use-of-force policies adhere to all applicable Federal, State, and local laws; and

(ii) the State or local law enforcement agency's use-of-force policies prohibit the use of chokeholds — a physical maneuver that restricts an individual's ability to breathe for the purposes of incapacitation — except in those situations where the use of deadly force is allowed by law.

(d) The Attorney General shall engage with existing and prospective independent credentialing bodies to encourage them to offer a cost-effective, targeted credentialing process regarding

appropriate use-of-force policies that law enforcement agencies of all sizes in urban and rural jurisdictions may access.

Sec. 3. Information Sharing. (a) The Attorney General shall create a database to coordinate the sharing of information between and among Federal, State, local, tribal, and territorial law enforcement agencies concerning instances of excessive use of force related to law enforcement matters, accounting for applicable privacy and due process rights.

(b) The database described in subsection (a) of this section shall include a mechanism to track, as permissible, terminations or de-certifications of law enforcement officers, criminal convictions of law enforcement officers for on-duty conduct, and civil judgments against law enforcement officers for improper use of force. The database described in subsection (a) of this section shall account for instances where a law enforcement officer resigns or retires while under active investigation related to the use of force. The Attorney General shall take appropriate steps to ensure that the information in the database consists only of instances in which law enforcement officers were afforded fair process.

(c) The Attorney General shall regularly and periodically make available to the public aggregated and anonymized data from the database described in subsection (a) of this section, as consistent with applicable law.

(d) The Attorney General shall, as appropriate and consistent with applicable law, allocate Department of Justice discretionary grant funding only to those law enforcement agencies that submit the information described in subsection (b) of this section.

Sec. 4. Mental Health, Homelessness, and Addiction. (a) Since the mid-twentieth century, America has witnessed a reduction in targeted mental health treatment. Ineffective policies have left more individuals with mental health needs on our Nation's streets, which has expanded the responsibilities of law enforcement officers. As a society, we must take steps to safely and humanely care for those who suffer from mental illness and substance abuse in a manner that addresses such individuals' needs and the needs of their communities. It is the policy of the United States to promote the use of appropriate social services as the primary response to individuals who suffer from impaired mental health, homelessness, and addiction, recognizing that, because law enforcement officers often encounter such individuals suffering from these conditions in the course of their duties, all officers should be properly trained for such encounters.

(b) The Attorney General shall, in consultation with the Secretary of Health and Human Services appropriate, identify and develop opportunities to train law enforcement officers with respect to encounters with individuals suffering from impaired mental health, homelessness, and addiction; to increase the capacity of social workers working directly with law enforcement agencies; and to provide guidance regarding the development and implementation of co-responder programs, which involve social workers or other mental health professionals working alongside law enforcement officers so that they arrive and address situations together. The Attorney General and the Secretary of Health and Human Services shall prioritize resources, as appropriate and consistent with applicable law, to support such opportunities.

(c) The Secretary of Health and Human Services shall survey community-support models addressing mental health, homelessness, and addiction. Within 90 days of the date of this order, the Secretary of Health and Human Services shall summarize the results of this survey in a report to the President, through the Assistant to the President for Domestic Policy and the Director of the Office of Management and Budget, which shall include specific recommendations regarding how appropriated funds can be reallocated to support widespread adoption of successful models and recommendations for additional funding, if needed.

(d) The Secretary of Health and Human Services shall, in coordination with the Attorney General and the Director of the Office of Management and Budget, prioritize resources, as appropriate and consistent with applicable law, to implement community-support models as recommended in the report described in subsection (c) of this section.

Sec. 5. Legislation and Grant Programs. (a) The Attorney General, in consultation with the Assistant to the President for Domestic Policy and the Director of the Office of Management and Budget, shall develop and propose new legislation to the Congress that could be enacted to enhance the tools and resources available to improve law enforcement practices and build community engagement.

(b) The legislation described in subsection (a) of this section shall include recommendations to enhance current grant programs to improve law enforcement practices and build community engagement, including through:

(i) assisting State and local law enforcement agencies with implementing the credentialing process described in section 2 of this order, the reporting described in section 3 of this order, and

the co responder and community-support models described in section 4 of this order;

- (ii) training and technical assistance required to adopt and implement improved use-of-force policies and procedures, including scenario-driven de-escalation techniques;
- (iii) retention of high-performing law enforcement officers and recruitment of law enforcement officers who are likely to be high-performing;
- (iv) confidential access to mental health services for law enforcement officers; and
- (v) programs aimed at developing or improving relationships between law enforcement and the communities they serve, including through community outreach and listening sessions, and supporting non profit organizations that focus on improving stressed relationships between law enforcement officers and the communities they serve.

Sec. 6. General Provisions. (a) Nothing in this order shall be construed to impair or otherwise affect:

- (i) the authority granted by law to an executive department or agency, or the head thereof; or
- (ii) the functions of the Director of the Office of Management and Budget relating to budgetary, administrative, or legislative proposals.

(b) This order shall be implemented consistent with applicable law and subject to the availability of appropriations.

(c) This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

DONALD J. TRUMP

THE WHITE HOUSE,
June 16, 2020.

**CITY OF COLUMBIA FALLS
CORRESPONDENCE LIST
COUNCIL MEETING
January 04, 2021**

12/28/20 Letter of interest from Clay Lundgren-Planning/Zoning Board