



**PUBLIC HEALTH & SAFETY COMMITTEE
MEETING AGENDA**

**Online via Zoom and In Person at
Tumwater City Hall, Council Conference
Room, 555 Israel Rd. SW, Tumwater, WA
98501**

**Tuesday, July 12, 2022
8:00 AM**

1. Call to Order
2. Roll Call
- [3.](#) Ordinance No. O2022-016, Repealing TMC 2.40 - Police Reserves (Jon Weiks)
- [4.](#) Active Violence Response (Jon Weiks)
- [5.](#) Regional Fire Authority Remnant Funding (John Doan)
6. Additional Items
7. Adjourn

Meeting Information

All committee members will be attending remotely. The public are welcome to attend in person, by telephone or online via Zoom.

Watch Online

<https://us02web.zoom.us/j/88967690805?pwd=SjNSUlkwQ0NrUVk5SGtteW9iUkhkQT09>

Listen by Telephone

Call (253) 215-8782, listen for the prompts and enter the Webinar ID 889 6769 0805 and Passcode 128150.

Public Comment

The public may submit comments by sending an email to council@ci.tumwater.wa.us, no later than 5:00 p.m. the day before the meeting. Comments are submitted directly to the Committee members and will not be read individually into the record of the meeting.

Post Meeting

Audio of the meeting will be recorded and later available by request, please email CityClerk@ci.tumwater.wa.us

Accommodations

The City of Tumwater takes pride in ensuring that people with disabilities are able to take part in, and benefit from, the range of public programs, services, and activities offered by the City. To request an accommodation or alternate format of communication, please contact the City Clerk by calling (360) 252-5488 or email CityClerk@ci.tumwater.wa.us. For vision or hearing impaired services, please

contact the Washington State Relay Services at 7-1-1 or 1-(800)-833-6384. To contact the City's ADA Coordinator directly, call (360) 754-4128 or email ADACoordinator@ci.tumwater.wa.us.

TO: Public Health & Safety Committee
FROM: Jon Weiks, Chief of Police
DATE: July 12, 2022
SUBJECT: Ordinance No. O2022-016, Repealing TMC 2.40 - Police Reserves

1) Recommended Action:

Authorization to move Ordinance No. 2022-016 forward to the City Council for approval.

2) Background:

TMC 2.40 – Police Reserve was enacted in 1970 and last updated in 1996. TMC 2.40 authorizes the police department to have a police reserve force of up to twenty volunteer members. Increasing risk management concerns the past several years surrounding law enforcement have resulted in police reserve programs being discontinued across the State of Washington. The Tumwater Police Department discontinued the program over 15 years ago. To maintain an up-to-date municipal code manual, we are recommending TMC 2.40 be repealed in its entirety.

3) Policy Support:

2021-2022 Strategic Priority: *“Provide and Sustain Quality Public Safety Services”*

4) Alternatives:

TMC 2.40 can remain a municipal code.

5) Fiscal Notes:

No fiscal notes.

6) Attachments:

A. Ordinance No. O2022-016, Repealing TMC 2.40 - Police Reserves

ORDINANCE NO. O2022-016

AN ORDINANCE of the City Council of the City of Tumwater, Washington, repealing Tumwater Municipal Code Chapter 2.40 (Ordinance 571 and Ordinance O96-030) relating to Police Reserve.

WHEREAS, the City Council approved Ordinance 571 on June 2, 1970, enacted as Chapter 2.40 of the Tumwater Municipal Code (TMC) on June 9, 1970, establishing a police reserve force of up to twenty members functioning as a unit of the police department and under the supervision of the chief of police.

WHEREAS, the City Council approved Ordinance O96-030 amending TMC 2.40 on October 15, 1996; and

WHEREAS, risk management concerns have resulted in the Police Reserve program not operating in over fifteen years; and

WHEREAS, the City Council finds it is in the best interest of its citizens to repeal Chapter 2.40.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF TUMWATER, STATE OF WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Repealer. Chapter 2.40 of the Tumwater Municipal Code is hereby repealed in its entirety.

~~Chapter 2.40~~ **POLICE RESERVE**

Sections:

~~2.40.010 Established.~~

~~2.40.020 Commanding officer Duties.~~

~~2.40.030 Police reserve Powers and duties.~~

~~2.40.040 Eligibility for membership.~~

~~2.40.050 Identification card and badge.~~

~~2.40.060 Membership revocation or separation.~~

~~2.40.070 Carrying firearms.~~

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~~2.40.080 — Reserve members not regarded as city employees.~~

~~2.40.090 — Compensation.~~

~~2.40.010 Established.~~

~~There is created and established a police reserve force of up to twenty members. Each member shall be appointed by the chief of police, with the approval of the mayor. The police reserve force shall function as a unit of the police department and under the supervision of the chief of police.~~

~~(Ord. 571, Added, 06/02/1970)~~

~~2.40.020 Commanding officer — Duties.~~

~~The chief of police is the commanding officer of the police reserve force. The police chief shall be responsible for establishing a training program, promulgating rules and regulations for their conduct, prescribing their uniform, and supervising their performance of duty. The police chief selects and appoints the applicant to the police force in accordance with TMC 2.40.010, and may appoint subordinate officers as is deemed suitable or necessary.~~

~~(Ord. 096-030, Amended, 10/15/1996; Ord. 571, Added, 06/02/1970)~~

~~2.40.030 Police reserve — Powers and duties.~~

~~A. — Members of the police reserve force shall have all those powers vested in them by the chief of police while in the performance of officially authorized duties, but under no circumstances shall reserve police officers exercise any power while not in the performance of duties ordered by the chief of police, or the authorized representative.~~

~~B. — The duties of the police reserve force are to supplement the regular police force in event of a major disaster affecting citizens of the city, to aid in the control of traffic and maintenance of order, and general policing of large assemblies of people, and in case of a declared emergency to assist the regular police in the protection of life, property, and preservation of peace and order.~~

~~(Ord. 096-030, Amended, 10/15/1996; Ord. 571, Amended, 06/02/1970; Ord. 564, Added, 02/17/1970)~~

~~2.40.040 Eligibility for membership.~~

~~A. — To be eligible for membership in the police reserve force, each applicant must file application with the chief of police, indicating willingness to serve an average minimum of twenty hours per month in the public service, meet the qualifications~~

~~and requirements prescribed for membership in the reserve police force, complete the training program, be appointed by the chief of police, take an oath of office and be sworn in.~~

~~B. Members of the police reserve force shall:~~

- ~~1. Be a citizen of the United States;~~
- ~~2. Meet the minimum established physical requirements;~~
- ~~3. Be trustworthy and of good moral character;~~
- ~~4. Not have been convicted of a felony or any offense involving moral turpitude.~~

~~(Ord. 096-030, Amended, 10/15/1996; Ord. 571, Added, 06/02/1970)~~

~~2.40.050 Identification card and badge.~~

~~The chief of police is authorized to furnish each member of the police reserve force with a membership identification card and police badge. The membership identification card is to be carried by such member at all times, and the police badge is to be worn only when the reserve police officer is authorized to wear the prescribed uniform.~~

~~(Ord. 096-030, Amended, 10/15/1996; Ord. 571, Added, 06/02/1970)~~

~~2.40.060 Membership revocation or separation.~~

~~Membership of any person in the reserve police may be revoked at any time by the chief of police. Any member of the reserve police may resign upon written notification to the chief of police. Upon separation from the organization, all equipment, clothing, badges and identification issued to the officer by the city must be turned in within five days.~~

~~(Ord. 096-030, Amended, 10/15/1996; Ord. 571, Added, 06/02/1970)~~

~~2.40.070 Carrying firearms.~~

~~No member of the police reserve force shall carry a firearm until receiving from the chief of police a certificate showing qualifications in the use of such firearms and unless the officer is on an assignment of duty in which the chief of police considers a firearm necessary.~~

~~(Ord. 096-030, Amended, 10/15/1996; Ord. 575, Added, 07/21/1970)~~

~~2.40.080 Reserve members not regarded as city employees.~~

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~~No member of the police reserve force shall be regarded as a city employee for any purpose, subject to civil service rules and regulations, nor entitled to the benefits of the Police Pension Fund Act.~~

~~(Ord. 571, Added, 06/02/1970)~~

~~2.40.090 Compensation.~~

~~Members of the police reserve force serve without compensation, but the city council may, in its discretion, pay all or part of the cost of furnishing uniforms and equipment and false arrest insurance when the appropriation therefor has been indicated as an item in the city budget for the police department.~~

~~(Ord. 571, Added, 06/02/1970)~~

Section 2. Corrections. The City Clerk and codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

Section 3. Ratification. Any act consistent with the authority and prior to the effective date of this ordinance is hereby ratified and affirmed.

Section 4. Severability. The provisions of this ordinance are declared separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this ordinance or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of the ordinance, or the validity of its application to other persons or circumstances.

Section 5. Effective Date. This ordinance shall become effective thirty (30) days after passage, approval and publication as provided by law.

ADOPTED this _____ day of _____, 20__.

CITY OF TUMWATER

Debbie Sullivan, Mayor

ATTEST:

Melody Valiant, City Clerk

APPROVED AS TO FORM:

Karen Kirkpatrick, City Attorney

Published:_____

Effective Date:_____

TO: Public Health & Safety Committee
FROM: Jon Weiks, Chief of Police
DATE: July 12, 2022
SUBJECT: Active Violence Response

1) Recommended Action:

No action is requested. This is for discussion only.

2) Background:

Incidents involving active violence resulting in death and/or serious injuries are plaguing communities across the nation. At the request of the committee, members of the police department will lead a discussion focused singularly on active violence incidents in schools. We will discuss preventative measures, response protocols, and the different training provided for officers and school staff.

3) Policy Support:

2021-2022 Strategic Priority: *"Provide and Sustain Quality Public Safety Services"*

4) Alternatives:

This is for discussion only.

5) Fiscal Notes:

There are no fiscal notes.

6) Attachments:

There are no attachments.

TO: Public Health & Safety Committee
FROM: John Doan, City Administrator
DATE: July 12, 2022
SUBJECT: Regional Fire Authority Remnant Funding

1) Recommended Action:

Review the topic and make a recommendation for direction to the City Council at the Worksession on July 12, 2022.

2) Background:

See the attached memo.

3) Policy Support:

Strategic Priority: Provide and Sustain Quality Public Safety Services

- Explore regional fire and emergency medical services
 - Maintain public safety staffing for police and the two fire stations
 - Implement the Emergency Management Plan for City operations and the community
-

4) Alternatives:

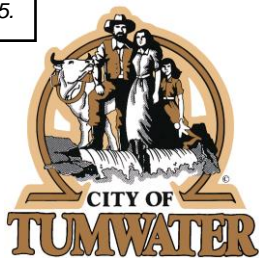
- ☐ Modify the list of funded programs
 - ☐ Do not take the \$0.13/\$1,000
 - ☐ Reduce the \$0.13/\$1,000
 - ☐ Bank some or all of the \$0.13/\$1,000
-

5) Fiscal Notes:

The memo describes the fiscal implications and recommendation for action. \$0.13/\$1,000 amounts to \$52/year.

6) Attachments:

- A. Memo: Remnant Property Tax Investment Resulting from the Regional Fire Authority (RFA) Formation



City Hall
555 Israel Road SW
Tumwater, WA 98501-6515
Phone: 360-754-5855
Fax: 360-754-4138

MEMORANDUM

Date: July 12, 2022

To: Mayor Debbie Sullivan
Tumwater City Council

From: John Doan, City Administrator

Subject: Remnant Property Tax Investment Resulting from the Regional Fire Authority (RFA) Formation

The Regional Fire Authority Planning Committee is developing a proposal for the potential formation of a Regional Fire Authority (RFA) to provide fire and emergency medical services in Tumwater and Olympia. The current proposal is to fund the RFA with three primary revenue sources: a \$1.00/\$1,000 property tax, a Fire Benefit Charge, and the Medic One services contract. The operating assumption is that the City would lower its property tax by the corresponding \$1.00/\$1,000. With this change, the City's property tax rate for General Government would be approximately \$1.26/\$1,000 in 2022.

Although that \$1.00 would be reduced, the City currently spends approximately \$1.13 in general property tax revenue on the Fire Department. This excludes the revenue from Medic One. The result is that there is an approximate \$0.13/\$1,000 "savings" to the City from the transfer of fire and emergency medical responsibilities to the RFA. The decision of how to invest these remnant funds is a decision of the City Council, not the RFA. There are some options:

1. Reduce the property tax by the 13 cents. This enhances the fiscal appearance of the RFA to the public, but puts a burden on the City's General Fund to provide services, including some remnant fire-related services.
2. Bank some or all of the property tax. This would require the City to take an action to bank the 13 cents of taxing capacity and the City could go back and pursue it at a future time. The City could do this in part or in total.
3. Immediately utilize the 13 cents for any General Fund purpose.
4. Immediately utilize the 13 cents but limit the uses to public safety purposes. See the detail below.

Public Safety Funding Proposal (12 years starting 2024)

Revenue: \$660,000/year

Expenditures: (showing 12-year total)

LEOFF 1 – Fire Obligations	\$3,185,000
Police Radio Replacement	\$1,526,000
Sustainable Police Vehicle Upgrades	\$785,000
Emergency Management Staffing w/Olympia	\$412,000
Emergency Management Supplies/Training	\$177,000
Fire Engine #2 Payments	\$408,000
Police Officer and Equipment	\$3,365,000
Additional Police Personnel (after 2031)	\$1,313,000

Staff's recommendation is Option #4 because it provides for the remnant fire costs that the City is obligated to pay (LEOFF, Emergency Management, and the Fire Engine). It also invests additional funding in improvements to public safety through the Police Department.

Later in this timeframe, the City will need to determine how to invest the LEOFF costs which eventually go to zero. The City will also have to determine how to best use the additional police personnel funds. Those could be used in the future to pay for body cameras or other major expenditures.

However the Council decides to proceed with these funds, the Council would be asked to adopt a resolution indicating the intent of how to address the City property tax following adoption of the RFA. Should the RFA be approved by voters, there would be a budget amendment to implement this additional revenue.