**CITY OF ORTING**

**WASHINGTON**

**RESOLUTION NO. 2020-18**

**A RESOLUTION OF THE CITY OF ORTING, WASHINGTON, AUTHORIZING THE MAYOR OR CHIEF OF POLICE TO EXECUTE AN INTERAGENCY AGREEMENT TO ESTABLISH THE PIERCE COUNTY FORCE INVESTIGATION TEAM.**

**WHEREAS,** with the passage of I-940 in 2018, the Washington State Criminal Justice Training Commission (WSCJTC) was tasked with auditing and amending regulations for independent investigations of use of force incidents by Washington law enforcement agencies; and

**WHEREAS**, those efforts resulted in updates to WAC Chapter 139-12, Law Enforcement Training and Community Safety Act—Independent Investigations Criteria (LETCSA) to include

Independent Investigation Criteria; and

**WHEREAS**, these guidelines, among many updates, recommend the addition of non-law enforcement, local community members to the investigative team, establish a training certification process for Lead Investigators, provide guidance for information an agency can or can’t share with the public, and require that the law enforcement agency whose officer used force is not involved in the investigation; and

**WHEREAS**, in order to comply with these new regulations, Pierce County and municipalities throughout the County, including Orting, have negotiated a Memorandum of Understanding (MOU) which creates the Pierce County Force Investigation Team; and

**WHEREAS**, the MOU identifies the roles and responsibilities relative to the investigation of police use of force among the member agencies, by, among other things, ensuring departments do not investigate themselves, providing for regular communication to the public, and establishing roles for representatives of the public to an appropriate degree; and

**WHEREAS**, the MOU enables the City of Orting Police Department to comply with these amended regulations by partnering with neighboring agencies for this important purpose; and

**WHEREAS**, the City Council finds that entering into this MOU is in the best interests of the City and its residents, and desires to authorize the Mayor or Chief of Police to enter into this agreement pursuant to the Interlocal Cooperation Act, RCW 39.34.080; and

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ORTING, WASHINGTON, DOES RESOLVE AS FOLLOWS:**

**Section 1. Approval and Authorization**. The City Council approves of the Pierce County Force Investigation Team, Memorandum of Understanding, attached hereto as Exhibit A and incorporated herein by this reference, and authorizes the Mayor and/or Chief of Police to execute the Agreement.

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

**Section 3. Effective Date.** This Resolution shall take effect and be in full force upon passage and signatures hereon.

**PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 29TH DAY OF JULY, 2020.**

CITY OF ORTING

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Joshua Penner, Mayor

ATTEST/AUTHENTICATED:

Jane Montgomery, City Clerk, CMC

Approved as to form:

Charlotte A. Archer

Inslee Best

City Attorney