



Memorandum

Date: 8/17/2021

Meeting of: Committee of the Whole - Public Safety

File No. CM 21-388

Type: Committee Memo

TO: Committee of the Whole - Public Safety

FROM: Mayor Angela Birney

DEPARTMENT DIRECTOR CONTACT(S):

Police	Chief Darrell Lowe	425-556-2529
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DEPARTMENT STAFF:

Police	Martin Fuller	Lieutenant
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TITLE:

First Modification to Interlocal Agreement to Provide Law Enforcement Mutual Aid for an Independent Force Investigation Team - King County (IFIT-KC)

OVERVIEW STATEMENT:

On April 3, 2021, Council approved the King County Independent Force Investigation Team Interlocal Agreement which authorized Mayor Birney to sign the ILA for the (IFIT-KC). All member agencies signed the ILA with the exception of the Washington State Patrol, who proposed a modification addressing a requirement from Governor Inslee's office that all state cabinet agencies include language in their agreements that support the Governor's Executive Order 17-01. This order prohibits other police agencies from using information obtained from the WSP to support or engage in civil immigration enforcement activities. This order is consistent with RCW 10.93.160 and the Redmond Police Department's policy on immigration.

☒ **Additional Background Information/Description of Proposal Attached**

REQUESTED ACTION:

☐ **Receive Information**

☒ **Provide Direction**

☐ **Approve**

REQUEST RATIONALE:

- **Relevant Plans/Policies:**
Initiative-940 and Washington Administrative Code (WAC) 139-11 and 12
- **Required:**
LETSCA requires that all police use of force that results in death, substantial bodily harm, or great bodily harm be investigated completely independent of the involved agency.
- **Council Request:**
N/A
- **Other Key Facts:**

N/A

OUTCOMES:

The IFIT-KC will conduct investigations into police use of force in the same manner a criminal investigation is conducted. The IFIT-KC will consist of qualified and certified law enforcement investigators and at least two non-law enforcement Community Representatives from within the community where the use of force occurred. The IFIT-KC will operate independently of any involved agency's administrative investigation of a police use of force.

The City of Redmond Police Department will participate by providing detective staff and technical assistance, supervisory oversight, command oversight and use of equipment from the Criminal Investigations Division (CID) and other Divisions/Units as able to assist with the independent investigation of the police use of force in East King County.

We are requesting the committee approve and place on the consent agenda for August 17, 2021.

COMMUNITY/STAKEHOLDER OUTREACH AND INVOLVEMENT:

- **Timeline (previous or planned):**
N/A
- **Outreach Methods and Results:**
N/A
- **Feedback Summary:**
N/A

BUDGET IMPACT:

Total Cost:

Current staff will be assigned as needed.

Approved in current biennial budget: ☐ Yes ☐ No ☒ N/A

Budget Offer Number:

228 Criminal Justice

Budget Priority:

Safe and Resilient

Other budget impacts or additional costs: ☐ Yes ☒ No ☐ N/A

If yes, explain:

N/A

Funding source(s):

General Fund

Budget/Funding Constraints:

N/A

☐ **Additional budget details attached**

COUNCIL REVIEW:

Previous Contact(s)

Date	Meeting	Requested Action
8/10/2021	Committee of the Whole - Planning and Public Works	Provide Direction

Proposed Upcoming Contact(s)

Date	Meeting	Requested Action
8/17/2021	Business Meeting	Approve

Time Constraints:

This update to the Interlocal Agreement takes effect once signed. The agreement will provide the Redmond Police Department the ability to participate as a member of the Independent Force Investigation Team - King County (IFIT-KC).

ANTICIPATED RESULT IF NOT APPROVED:

If the agreement is not approved, the City may not remain as an IFIT-KC member and would need to find an agency willing to conduct an independent investigation of a police use of force occurring in Redmond. Since the City would not be participating in a mutual aid agreement, the City might need to pay another agency for such an independent investigation.

ATTACHMENTS:

Attachment A: Independent Force Investigation Team - King County (IFIT-KC) Interlocal Agreement (ILA).

Attachment B: First Modification to IFIT-KC Agreement

Attachment C: Executive Order

Attachment D: RCW 10.93.160 Immigration and Citizenship Status - Law Enforcement Agency Restrictions