

CITY COUNCIL REGULAR SESSION

Resolution authorizing execution of an amendment to the Independent Force Investigation Team (IFIT-KC) interlocal agreement between regional law enforcement agencies to provide independent investigation services in the event of an officer-involved use of deadly force in King County.

Wendell Shirley, Interim Chief, 452-2031

Patrick Arpin, Assistant Chief, 452-4333

Police Department

EXECUTIVE SUMMARY

This Resolution authorizes execution of an amendment to the IFIT-KC interlocal agreement between regional law enforcement agencies to provide independent investigation services in the event of an officer-involved use of deadly force in King County.

RECOMMENDATION

Move to adopt Resolution No. 10051.

BACKGROUND/ANALYSIS

The purpose of this Resolution is to authorize the City Manager to sign the First Modification to the Interlocal Agreement (ILA) between regional law enforcement agencies for the IFIT-KC. This modification is in response to a request by one of the member agencies, namely the Washington State Patrol (WSP), to include additional language in the ILA that prohibits member law enforcement agencies from using information obtained from the WSP to engage in civil immigration enforcement activities.

On February 8, 2021, the Council approved Resolution No. 9891 which authorized the City Manager to sign the ILA for Bellevue's membership in the IFIT-KC. All member agencies signed the ILA with the exception of the WSP, who proposed a modification addressing a requirement from Governor Inslee's office that all state cabinet agencies include language in their agreements that supports the Governor's Executive Order 17-01. This Governor's Order prohibits other police agencies from using information obtained from the WSP to support or engage in civil immigration enforcement activities.

POLICY & FISCAL IMPACTS

Policy Impact

Chapter 39.34 RCW and the Washington Mutual Peace Officers Powers Act, as codified in Chapter 10.93 RCW, authorizes the City to establish the terms and conditions pursuant to which the City will provide and receive mutual aid law enforcement services.

RCW 10.114.011, requires a completely independent investigation into the deadly use of force by a peace officer that results in death, great bodily harm, or substantial bodily harm to inform any determination of whether the use of deadly force met the good faith standard established in RCW 9A.16.040 and satisfied other applicable laws and policies.

This modification is consistent with RCW 10.93.160, which prohibits all local law enforcement agencies in the state from sharing information with federal immigration agencies for the purpose of civil immigration enforcement activities and the Bellevue Police Department's policy on immigration.

Fiscal Impact

There is no fiscal impact associated with implementing these changes.

OPTIONS

1. Adopt the Resolution authorizing execution of an amendment to the Independent Force Investigation Team (IFIT-KC) interlocal agreement between regional law enforcement agencies to provide independent investigation services in the event of an officer-involved use of deadly force in King County.
2. Do not adopt the Resolution and provide alternative direction to staff.

ATTACHMENTS

- A. First Modification to IFIT-KC Interlocal Agreement
Proposed Resolution No. 10051

AVAILABLE IN COUNCIL LIBRARY

Interlocal Agreement – Independent Force Investigation Team – King County