

Complaint for Damages

Ex. 8



Complaint for Damages

Ex. 9

Let's stay
KILL
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HERBERG

322

POLICE

POLICE

8:51 PM

Complaint for Damages

Ex. 10



Complaint for Damages

Ex. 11



Complaint for Damages

Ex. 12



Complaint for Damages

Ex. 13



Complaint for Damages

Ex. 14



Agenda

Public Safety and Veterans Subcommittee

Wednesday, June 13, 2018

9:00 AM

First Floor Assembly Rooms A, B

CALL TO ORDER

CALL TO THE PUBLIC

MINUTES OF MEETINGS

- 1 **For Approval or Correction, the Minutes of the Public Safety and Veterans Subcommittee Meeting on May 9, 2018.** **Page 8**

CONSENT ACTION (ITEMS 2-8)

- 2 **Authorization to Enter into an Agreement with the Arizona Peace Officer Standards and Training Board** **Page 15**

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval for the Police Department to enter into an agreement with the Arizona Peace Officer Standards and Training Board (AZPOST) for the reimbursement of basic training costs at the Phoenix Regional Police Academy.

THIS ITEM IS FOR CONSENT ACTION.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.

3 2018 Homeland Security Grant Program Funds

Page 16

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval to apply for, accept, disperse funds, and enter into an agreement for Department of Homeland Security (DHS) grant funds that include the Urban Area Security Initiative (UASI) and the State Homeland Security Grant Program (SHSGP) through the Arizona Department of Homeland Security (AZDOHS).

THIS ITEM IS FOR CONSENT ACTION.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr., the Office of Homeland Security & Emergency Management, Police and Fire Departments.

4 Authorization to Purchase a LRAD-500X Mass Communications System for the Police Department

Page 18

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval for the Police Department to purchase a Long Range Acoustic Device (LRAD) 500X Mass Communications System from the LRAD Corporation.

THIS ITEM IS FOR CONSENT ACTION.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.

5 Emergency Request to Enter into an Agreement with the National Police Foundation for an Officer-Involved Shooting Study

Page 19

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval for the Phoenix Police Department to enter into an agreement with the National Police Foundation to conduct an Officer-Involved Shooting (OIS) study.

THIS ITEM IS FOR CONSENT ACTION.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.

6 Request to Enter into an Agreement with the National Training Institute on Race and Equity to Provide Implicit Bias and Cultural Competence Training

Page 21

This report requests the Public Safety and Veterans Subcommittee recommend approval to City Council for the Police Department to enter into an agreement with the National Training Institute on Race and Equity (NTIRE) to conduct implicit bias and cultural competence training.

THIS ITEM IS FOR CONSENT ACTION.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.

7 Authorization to Apply for, Accept and Enter into an Agreement with the U.S. Department of Justice, via the Office of Community Oriented Policing Services, for the 2018 Community Policing Development Grant Program

Page 23

This report requests the Public Safety and Veterans Subcommittee recommend approval to City Council for the Police Department to apply for, accept and enter into an agreement to receive federal grant funds through the Office of Community Oriented Policing Services, 2018 Community Policing Development grant program.

THIS ITEM IS FOR CONSENT ACTION

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.

Page 25

8 Authorization to Enter into an Agreement with the Arizona Coliseum and Exposition Center for Increased Police Services during the Arizona State Fair 2018

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval for the Police Department to enter into an agreement with the Arizona Coliseum and Exposition Center to provide increased traffic enforcement, perimeter security, proactive police patrol and vending enforcement in the area surrounding the State Fairgrounds during the State Fair.

THIS ITEM IS FOR CONSENT ACTION.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.

INFORMATION ONLY (ITEM 9)

9 Police Department Public Records Requests - Process Improvement Update

Page 26

This report provides the Public Safety and Veterans Subcommittee with an update of the improvements to the Police Department's public records request process. Changes already implemented have helped to significantly reduce the backlog, decrease turnaround times and substantially improve customer service.

THIS ITEM IS FOR INFORMATION ONLY

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.

INFORMATION AND DISCUSSION (ITEMS 10-11)

10 Mine Blasting Levels

Page 28

This report provides the Public Safety and Veterans Subcommittee an update on the City Council-adopted Phoenix Fire Code which includes provisions for allowable levels of blasting in residential areas.

THIS ITEM IS FOR INFORMATION AND DISCUSSION.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Fire Department.

11 California Aluminum Can Recycling Laws & Scrap Metal Dealer Licensing

Page 30

This report provides the Public Safety and Veterans Subcommittee with a review of California's recycling laws related to aluminum cans and

responds to the question of whether Phoenix may regulate businesses that deal in aluminum cans through a Scrap Metal Dealer licensing program.

THIS ITEM IS FOR INFORMATION AND DISCUSSION

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Law Department.

DISCUSSION AND POSSIBLE ACTION (ITEMS 12)

Page 32

The Subcommittee may vote to discuss item 12 in Executive Session pursuant to A.R.S. Section 38-431.03 (A)(1).

12 Reappointment of Phoenix Municipal Court Judges and Chief Presiding Judge and Salary Consideration for the Chief Presiding Judge

This item is for discussion and consideration of reappointment of Phoenix Municipal Court Judges for a four year term and Chief Presiding Judge for four year term and an annual presiding term.

THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.

Summary

The Judicial Selection Advisory Board is recommending reappointment of Judge Robert Doyle as a Judge of the Phoenix Municipal Court for a four year term that would end on Jan. 1, 2022. The Judicial Selection Advisory Board is also recommending reappointment of Judge Laura Lowery as a Judge of the Phoenix Municipal Court for a four year term that would end on Sep. 30, 2022. The Judicial Selection Advisory Board also recommends reappointment of Chief Presiding Judge B. Don Taylor III as a judge of the Phoenix Municipal Court for a four year term that would end Feb. 9, 2021 and an annual term as Chief Presiding Judge that will end on June 30, 2019.

Responsible Department

This item is submitted by Deputy City Manager Karen Peters and the Municipal Court.

CALL TO THE PUBLIC

FUTURE AGENDA ITEMS

ADJOURN

For further information or reasonable accommodations, please call Corey Williams, Management Assistant II, City Manager's Office at 602-261-8875. 7-11 Friendly.

Persons paid to lobby on behalf of persons or organizations other than themselves must register with the City Clerk prior to lobbying or within five business days thereafter, and must register annually to continue lobbying. If you have any questions about registration or whether or not you must register, please contact the City Clerk's Office at 602-262-6811.

Members:

Councilman Michael Nowakowski, Chair
Mayor Thelda Williams
Councilwoman Laura Pastor

Public Safety and Veterans Subcommittee



City of Phoenix

City Council Report

Agenda Date: 6/13/2018, **Item No.** 1

For Approval or Correction, the Minutes of the Public Safety and Veterans Subcommittee Meeting on May 9, 2018.

Summary

This item transmits the minutes of the Public Safety and Veterans Subcommittee Meeting on May 9, 2018.

The minutes are attached.

**Phoenix City Council
Public Safety and Veterans Subcommittee
Summary Minutes
Wednesday, May 9, 2018**

City Council Subcommittee Room
Phoenix City Hall, Assembly Rooms A, B and C
200 W. Washington St.
Phoenix, Ariz.

Subcommittee Members Present

Councilman Michael Nowakowski, Chair
Councilwoman Laura Pastor
Vice Mayor Thelda Williams

Subcommittee Members Absent

None

Call to Order

Vice Mayor Williams called the Public Safety and Veterans Subcommittee meeting to order at 9:07 a.m. with Chairman Nowakowski present telephonically.

Call to the Public

None.

1. For Approval or Correction, the Minutes of the Public Safety and Veterans Subcommittee Meeting on March 14, 2018.

Chairman Nowakowski made a motion to approve the minutes from the March 14, 2018 Public Safety and Veterans Subcommittee meeting. Vice Mayor Williams seconded the motion which passed 2:0.

3. Authorization to Enter into an Agreement with the Arizona Humane Society

Chairman Nowakowski made a motion to approve items 3-7. Vice Mayor Williams seconded the motion which passed 2:0.

4. Authorization to Extend the Agreement with Maricopa County for Jail Services and Facilities

5. Authorization to Pay the Public Safety Personnel Retirement System for FY 2018-19 Police Sworn Cancer Insurance Coverage

6. Authorization to Purchase Attic Cameras for the Police Department

7. Authorization to Enter into an Unlimited License Agreement with Oracle America Inc. to Support the Police Department's Records Management System

2. Approval of the Neighborhood Block Watch Oversight Committee's Recommendations for the 2018 Grant Program Awards

Jennifer Rouse spoke in support of approving the nine wake-up club applications and pointed out changes to the grant guide. She spoke about the support of the clubs and the high scores they had received. She discussed the impact the wake-up clubs had on the community and the graduates of the program. She wanted the program to begin in the fall and stated the children would be future leaders.

Vice Mayor Williams asked for Police Executive Assistant Chief Michael Kurtenbach to explain the situation. Chief Kurtenbach introduced Carmen Arias, Chair of the Neighborhood Block Watch Oversight Committee and Stacy Osborne-Fry from the Police Department Grant Unit. He explained the evaluation process stating 12 applicants were not being recommended due to not meeting certain elements of the guide.

Ms. Arias spoke about the recent process changes and HOA involvement. She stated a committee had been formed to revise the guidelines based on questions that arose and would come to the Council later for approval.

Vice Mayor Williams asked about the process for a new club. Ms. Arias stated there were currently no exceptions to the rules for new clubs or organizations. Vice Mayor Williams asked if there was still money available. Ms. Arias responded yes.

Vice Mayor Williams asked if a recommendation could be made by the Subcommittee for the wake-up clubs to be funded. Assistant City Manager Milton stated yes.

Chairman Nowakowski made a motion to approve funding for the wake-up clubs. Vice mayor Williams seconded the motion which passed 2:0.

Vice Mayor Pastor arrived at 9:15 a.m.

8. Transitioning the Reporting of Crime Statistics to the FBI's National Incident Based Reporting System (NIBRS)

Vice Mayor Williams asked if changing to the new FBI reporting system would change codes for officers and have any impact on the public's access to information.

Police Executive Assistant Chief Michael Kurtenbach stated the number of crimes that are tracked would change. He discussed how crimes were currently tracked and explained how in one incident there could be multiple crimes but only one would be counted. He stated with the new system every crime at an incident would be tracked. He explained how it would appear as though crime rates were increasing but the crime counts would be what increased.

Vice Mayor Williams asked if one person could have all the charges and codes associated with the multiple crimes in one incident. Chief Kurtenbach confirmed.

Chairman Nowakowski arrived at 9:17 a.m.

9. Update on the Phoenix Regional Police Academy Training

Information only. No Councilmember requested additional information.

10. Update on the Arizona Angel Initiative Program

Information only. No Councilmember requested additional information.

11. Prosecutor's Office Criminal Case Management System Replacement

Information only. No Councilmember requested additional information.

12. Phoenix Public Safety Facilities and Fleet Update

Director of Budget and Research Jeff Barton introduced the item and fellow presenters: Director of Public Works Ginger Spencer, Assistant Fire Chief Scott Walker, Police Chief Jeri Williams, and Special Project Administrator Art Fairbanks. He gave some background pointing out the negative impact of the recession and the general aging of the public safety facilities and fleet. He spoke about the maintenance and repair costs as well as the potential financing options which included a bond program. He discussed bond programs including the history and purpose of using bonds within the City of Phoenix.

Ms. Spencer spoke about the responsibility of the Public Works department to maintain the buildings and vehicles on behalf of the City. She discussed asset management which included funding, design, efficiency and maintenance. She outlined the stages of a building which were broken down by age and required varying levels of routine maintenance, capital renewals, adaptations and upgrades. She stated at year 50, or stage five, the options were to either rehabilitate or replace the building. She gave an example of old City Hall which was built in 1928, and the construction of the current City Hall which was built in 1994 and had reached its half-life. She explained how most buildings required major investments in the major building components such as plumbing, electrical, cooling, heating, safety systems and mechanical systems such as elevators. She discussed the life cycle and stages of vehicles. She went over the five stages which were broken down by age and had varying levels of preventative maintenance, warrant repairs, normal wear and tear, non-warranty failures, and major component failure. She stated the average life cycle was ten years, but between the different vehicle types there were some slight variations.

Chief Walker discussed the current state of the Fire department facilities and fleet. He stated the department had 78 buildings, 58 of which were fire stations. He discussed the breakdown of buildings by age stating 54% of the buildings were 30 years or older and many needed significant capital improvements. He discussed the maintenance budget for FY 17/18, went over the identified capital improvement projects, and stated the Fire department worked closely with the Public Works and Street Transportation departments on all facility projects. He discussed the Fire department vehicle fleet pointing out the FY 17-18 maintenance and replacement budgets. He broke down the fleet by age highlighting the high percentage of vehicles over ten years old. He discussed the overall fleet condition, and stated the overall replacement cost of the fleet would be \$59.8 million.

Chief Williams discussed the Police department fleet, hangers and facilities. She stated the fleet included 2,338 vehicles of which 1,155 were marked patrol vehicles. She went over the FY 2017-18 maintenance and replacement budget and stated the fleet was funded through general funds and public safety specialty funds. She stated the average fleet vehicle age was nine years and the average patrol vehicle age was 7.8 years. She discussed the condition of the fleet stating 58% of vehicles were in fair or poor condition and the estimated fleet replacement cost for those vehicles was \$50.4 million. She discussed the aircraft fleet and cost as well as lease-purchase options and spoke about the important role the air fleet served in keeping officers and residents safe. She discussed the aircraft hangar which was aged at 39 years. She spoke about the building and fire code issues with the hangar and immediate actions taken to mitigate risks. She stated they were currently exploring long-term solutions with the Aviation department. She discussed Police facilities stating the department had 30 buildings citywide with the average age being 24 years. She discussed the maintenance budget for FY 17/18 and the identified capital improvement projects and stated coordination was done closely with the Public Works and Street Transportation departments on all facility projects. She reviewed the breakdown of buildings by age and pointed out specific buildings and issues. She spoke about the Police Headquarters building and the various issues it had as the building continued to age including dated technology. She discussed the changes in the Police Headquarters over time including sworn totals, population served, city size, building occupants, and internal growth.

Mr. Fairbanks discussed maintaining existing facilities in the short-term using a risk evaluation exercise. He stated the exercise examined building systems by rating each building by likelihood and impact of failure. He stated the goal was to identify projects that would have the most impact and would best utilize city funds. He pointed out the City Manager's trial budget had set aside an additional \$7 million to fund ongoing repairs and listed some projects in the Police and Fire department that were identified through the process. He stated the evaluation exercise and building improvements were important for continued operation of buildings but did not address the need of building replacement. He explained the long-term approach of facility assessments which were typically conducted by third party engineers who provided objective input on the condition of the building, a recommended system replacement scheduled, and a facility condition index. He stated the goal would be to do assessments in all major buildings which would likely be a multiple year effort. He emphasized the importance of having good data in order to maximize the impact of dollars used for maintenance.

Vice Mayor Williams stated the list was long and the priorities were high, she asked how best to identify which projects to choose. Mr. Fairbanks stated the risk management exercise would help identify which items would have the greatest impact.

Vice Mayor Williams spoke about the library incident and asked if any new internal procedures had been created in response. Mr. Fairbanks stated the facility assessments as well as efforts by the Public Works department helped identify those issues. Ms. Spencer added that A.R.'s had been developed and regular meetings established once a quarter to review the issues, review information in detail, and deal with things on a priority

basis. Mr. Dohoney stated in addition, departments were asked to manage and rearrange their budget to cover unexpected costs for maintenance. Mr. Barton added the facility assessments would help determine the best allocation of dollars for maintenance stating some re-shifting of funds may need to be done after the assessments were completed.

Councilwoman Pastor asked what was being recommended given a bond program was mentioned. Mr. Barton responded a bond program was not currently recommended but options needed to be discussed which could include a bond program. Councilwoman Pastor asked for a timeline. Mr. Barton stated it would take at least 18 months to do the capital needs study. Mr. Dohoney added the important take away was to bring awareness of the current condition and to start thinking of how to begin addressing the issues.

Councilwoman Pastor stated every department was currently asking for maintenance upgrades and replacements. She stated she would like to see a broad high level approach done on all the maintenance costs at a Policy session so they could then determine how best to combat the overall maintenance issues. She asked what the plans were for the Police headquarters.

Chairman Nowakowski stated the City owned the property across the street which would allow them to build there and possibly do something with the old building. Vice Mayor Williams stated the old building would need to come down. Councilwoman Pastor stated with the number of aging buildings she wanted to know if the plan would be to bring down each one.

Ms. Spencer stated there were different options on the table and assessment had to be completed to determine whether to replace or rehabilitate the building. Chief Williams added there was an accident in the Police headquarters building that caused structural damage, she explained the building was technologically obsolete and although it would be ideal to remain downtown, a cost-risk analysis would need to be considered.

Councilwoman Pastor asked about the timeline for the analysis. Mr. Fairbanks stated some were complete and some still needed to be done. He spoke about being smart about the order the assessments were done and expected the entire process to be a multiyear project.

Councilwoman Pastor spoke about planning for the future and considering property values and space limitations, she asked what the plan would be. Mr. Dohoney stated the strategy would vary by department and gave the example of the Burton Barr building and the ability to use other facilities in the meantime. He stated the same could not be done for the Police headquarter as it would need to operate from the building while a new building was built. Mr. Barton spoke about being strategic and learning from the past and using a multifaceted approach. He stated it would not be wise to invest in one sole bond option having construction and aging of buildings occurring at the same time, leaving them in the same position in the future.

Chairman Nowakowski spoke about not wanting another Burton Barr incident. He asked if there was a way to get the information and options by the fall. He stated it was important to get the story out and bring awareness to the issue so if a bond program was needed, people would understand why it's necessary. Mr. Dohoney stated they would expedite as quickly as possible.

Councilwoman Pastor asked about the community's desire for more public safety officers and how that would impact the situation. Mr. Barton spoke about the 2006 bond program and the need to defer projects. He spoke about how they looked at projects that did not require additional operating expenses such as building a new facility and moving existing officers there. He stated if a new station were also to require a new compliment of officers the funding would be more complicated. Councilwoman Pastor stated a discussion needed to be had with the community.

Chairman Nowakowski stated perhaps the first public safety meeting in the fall could discuss the topic. Vice Mayor Williams suggested the Council have a work-study session to bring everyone up to date on the current conditions and needs. Mr. Dohoney stated they would be prepared to have the discussion by the fall. He mentioned needing to be prepared as once that occurred it would trigger the rest of the organization.

Vice Mayor Williams discussed the top priority being Public Safety. She spoke about the importance of the structures to maintain the people and ensure they are kept safe.

Call to the Public

None.

Future Agenda Items

Chairman Nowakowski mentioned the return of the Public Safety Facility and Fleet topic in the Fall.

Adjournment

Chairman Nowakowski adjourned the meeting at 10:09 a.m.

Respectfully submitted,
Sarah Moratto
Management Intern



Authorization to Enter into an Agreement with the Arizona Peace Officer Standards and Training Board

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval for the Police Department to enter into an agreement with the Arizona Peace Officer Standards and Training Board (AZPOST) for the reimbursement of basic training costs at the Phoenix Regional Police Academy.

THIS ITEM IS FOR CONSENT ACTION.

Summary

The Phoenix Regional Police Academy is managed by the Phoenix Police Department Training Bureau and trains recruits from multiple Arizona law enforcement agencies. The Phoenix Regional Academy holds approximately 12 classes per fiscal year. In FY 2018-2019, AZPOST shall pay \$2,500.00 per recruit who graduates and \$900.00 per recruit who completes at least 50% of the academy but does not graduate.

Contract Term

This agreement is effective when ratified by all signatories, and terminates June 30, 2023, with annual options to amend for the per recruit amount.

Financial Impact

Funds will be used for training supplies, equipment, vehicle maintenance, fuel, and capital improvements.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.



2018 Homeland Security Grant Program Funds

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval to apply for, accept, disperse funds, and enter into an agreement for Department of Homeland Security (DHS) grant funds that include the Urban Area Security Initiative (UASI) and the State Homeland Security Grant Program (SHSGP) through the Arizona Department of Homeland Security (AZDOHS).

THIS ITEM IS FOR CONSENT ACTION.

Summary

The responsibilities of Fire, Police, and the Office of Homeland Security & Emergency Management (OHSEM) are to enhance regional capabilities to detect and prevent terrorist attacks, reduce the vulnerability to all critical hazards, minimize damages and expedite recovery that affect the safety, well-being, and economic security of Phoenix residents and the surrounding area.

Grant awards for 2018 include: Urban Area Security Initiative \$4,000,000 and the State Homeland Security Grant Program \$1,000,000.

Grant funds are used to purchase equipment and vehicles, conduct training and exercises, perform assessments of critical infrastructure sites, and implement target-hardening measures to protect critical infrastructure. The following programs are also funded with HSGP: Terrorism Liaison Officer program, Community Emergency Response Teams, and the Metropolitan Medical Response System. The grant program focus on regionalization has forged jurisdictional and multi-discipline collaboration through strong partnerships.

Contract Term

The grant period of performance begins October 1, 2018 and ends June 30, 2021.

Financial Impact

No matching funds are required. Grant funds will be managed through the Office of Homeland Security & Emergency Management, Police, and Fire Departments.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr., the Office of Homeland Security & Emergency Management, Police and Fire Departments.



Authorization to Purchase a LRAD-500X Mass Communications System for the Police Department

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval for the Police Department to purchase a Long Range Acoustic Device (LRAD) 500X Mass Communications System from the LRAD Corporation.

THIS ITEM IS FOR CONSENT ACTION.

Summary

Several large protests and demonstrations have confirmed the need to upgrade the Police Department's communication capabilities for safety and legal requirements. The current communication equipment, LRAD-100X, is a backpack system that was purchased in 2010. The system was completely inadequate for the recent Red for Ed March of over 50,000 participants. The upgraded system is a vehicle-mounted platform that is specifically designed to address large crowds. The LRAD-500X system meets and exceeds all upgrading needs.

Procurement Information

This procurement will be a non-competitive process. The equipment is purchased directly from the manufacturer. No other vendor makes this product. The department conducted tests with the manufacturer and had Chiefs, Commanders, and other Police personnel present. The product test was highly successful.

Financial Impact

The total cost of the system is \$43,134.17. Funds are available in the Police Department's budget.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.



Emergency Request to Enter into an Agreement with the National Police Foundation for an Officer-Involved Shooting Study

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval for the Phoenix Police Department to enter into an agreement with the National Police Foundation to conduct an Officer-Involved Shooting (OIS) study.

THIS ITEM IS FOR CONSENT ACTION.

Summary

The Phoenix Police Department (PPD) has an immediate and critical operational need to address the number of OIS incidents that have occurred since the beginning of the year. Between Jan. 1 and May 29, 2018, there have been 23 OIS incidents in Phoenix. Historically, this is the number of OIS incidents that occur on an annual basis. To illustrate, the annual number of OIS incidents for the most recent three-year period totaled: 21 in 2017, 25 in 2016 and 17 in 2015. The PPD has already exceeded the annual OIS incident totals for 2015 and 2017 in the first five months of the current year.

The PPD's top priority is ensuring the safety of both the community and our officers. An in-depth analysis of OIS incidents in Phoenix will provide the Department with a deeper understanding of these events to gain a full picture of each incident to determine not only what occurred, but how, and why, from the point of initiation to conclusion. This insight, coupled with the study recommendations will improve the chances of reducing the frequency of these deadly force encounters.

Procurement Information

Due to the urgency of the issue, the department would like to conduct an emergency procurement with the National Police Foundation for the study. The National Police Foundation has been developing an extensive, multi-agency, OIS dataset as part of a groundbreaking collaborative with the Major Cities Chiefs Association. The dataset currently contains detailed information on more than 1,200 OIS encounters as reported by more than 50 of the largest law enforcement agencies across the United States and Canada. This will allow regional and national comparisons between OIS incidents in Phoenix to those in other agencies. Also, due to the urgency of the study, the National Police Foundation can complete the analysis and provide a final report with

recommendations in six months.

Contract Term

This agreement shall commence on or about July 5, 2018, the term shall be for six months.

Financial Impact

The cost of the study is \$149,000.00. Funds are available in the Police Department's budget.

Emergency Clause

The high number of officer-involved shootings are a threat to public safety and expose the City to serious liability.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.



Request to Enter into an Agreement with the National Training Institute on Race and Equity to Provide Implicit Bias and Cultural Competence Training

This report requests the Public Safety and Veterans Subcommittee recommend approval to City Council for the Police Department to enter into an agreement with the National Training Institute on Race and Equity (NTIRE) to conduct implicit bias and cultural competence training.

THIS ITEM IS FOR CONSENT ACTION.

Summary

The Phoenix Police Department (PPD) has an immediate and critical operational need to provide implicit bias and cultural competence training to police officers. Police officers have daily contact with the community. Being aware of implicit bias and having the tools will strengthen the relationship between the Police Department and the community. A vendor with experience in training law enforcement is preferred to provide an understanding of implicit bias, what causes this bias, how it impacts service to the community, how it can be managed and reduced in the workplace, and how one can self-recognize their implicit bias and use the training to overcome it.

Procurement Information

The PPD is requesting a non competitive procurement process to utilize the services of the NTIRE to begin training. The NTIRE is an experienced training institute that can meet the law enforcement training needs required by the PPD.

Contract Term

This agreement will begin on or about July 1, 2018, and the term shall be for two years with one option to extend to a third year.

Financial Impact

The annual cost of the agreement will not exceed \$150,000.00 per year, aggregate \$450,000.00. Funds are available in the Police Department's budget.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police

Department.



Authorization to Apply for, Accept and Enter into an Agreement with the U.S. Department of Justice, via the Office of Community Oriented Policing Services, for the 2018 Community Policing Development Grant Program

This report requests the Public Safety and Veterans Subcommittee recommend approval to City Council for the Police Department to apply for, accept and enter into an agreement to receive federal grant funds through the Office of Community Oriented Policing Services, 2018 Community Policing Development grant program.

THIS ITEM IS FOR CONSENT ACTION

Summary

The Police Department is seeking federal funding to implement the Virtual Community Crime Prevention program. This innovative new program would combine the Virtual Block Watch program with the Crime Free Multi-Housing program to enhance community safety through a projected reduction in calls for service and violent crimes. The program goals and objectives are to develop an innovative policing strategy to address and respond to gangs, violent crimes, and the opioid crisis. The Virtual Community program would identify 60 multi-housing properties within the City of Phoenix with the highest number of calls for service. These properties would be invited to participate in the program where they would purchase and install a surveillance camera system and signage promoting their participation in the Virtual Community program. The Police Department would inspect the cameras, ensure access to the video footage, and then reimburse the property management company for the purchase of the surveillance camera system. Access to this camera footage could then be accessed by Police Department personnel during an investigation of a crime. The program goal is to reduce calls for service and violent crimes, while enhancing the quality of life for residents and the community. If awarded, grant funding will be utilized to reimburse Crime Free Multi-Housing complexes for the purchase of a monitored camera security system. The grant application was due June 7, 2018. If this request is denied, the grant application will be rescinded.

Contract Term

The term is two years, with an anticipated start date of Oct. 1, 2018 through Sept. 30, 2020.

Financial Impact

The grant amount requested is \$300,000.00. No matching funds are required. Cost to the City would be in-kind resources only.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.



Authorization to Enter into an Agreement with the Arizona Coliseum and Exposition Center for Increased Police Services during the Arizona State Fair 2018

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval for the Police Department to enter into an agreement with the Arizona Coliseum and Exposition Center to provide increased traffic enforcement, perimeter security, proactive police patrol and vending enforcement in the area surrounding the State Fairgrounds during the State Fair.

THIS ITEM IS FOR CONSENT ACTION.

Summary

The intent of this agreement is to recover costs associated with providing increased Police services.

Contract Term

Increased services will take place from Oct. 5, 2018 through Oct. 28, 2018.

Financial Impact

The amount to be recovered by the Police Department is \$31,500.00.

Location

The area surrounding the Arizona State Fairgrounds located at 1826 W. McDowell Road.

Council District: 4

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.



Police Department Public Records Requests - Process Improvement Update

This report provides the Public Safety and Veterans Subcommittee with an update of the improvements to the Police Department's public records request process. Changes already implemented have helped to significantly reduce the backlog, decrease turnaround times and substantially improve customer service.

THIS ITEM IS FOR INFORMATION ONLY

Summary

The Police Department's response to public records requests has been a lengthy and frustrating process for both customers and staff. The process improvement review, or "Kaizen," identified several improvement opportunities and methods to substantially improve customer service and streamline processes by implementing new technology, and adjusting/reorganizing staffing levels and responsibilities.

The peak of the Police public records processing backlog was January 2017, with a backlog to September 2015. Today, the backlog team is processing public records requests for April 2018. The Public-Traffic Records Detail has experienced staffing challenges considering the number of requests processed annually. For FY 2016-17, the total number of records requests was 72,700, handled by a staff of 22. The next closest comparable city is the Los Angeles Police Department, which receives about 60,000 annual requests with a staff of 60. The FY 2018-19 Trial Budget includes a proposal to utilize existing reallocated funds in the Police Department for 13 positions to assist with the immediate backlog, and to maintain acceptable turnaround times for ongoing public records requests.

In order to continue to improve turnaround times and customer service, the Police Department has secured funding to purchase forensic photo equipment that will allow a more efficient way to redact video and photographs and has finalized the Technology Project Charter to develop a web-based tracking system to create a central entry point for customers that will provide them with an on-line option to submit public records requests.

Effective June 4, 2018, the Public-Traffic Records Detail implemented a change in the

check-in procedures for all customers. Previously customers were served on a first come first served basis and were allowed a maximum of five requests per person. This resulted in customers with single requests waiting for hours. A triage method was implemented, assisting customers with more than one request at a designated window and four windows used to serve customers with single requests.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.



Mine Blasting Levels

This report provides the Public Safety and Veterans Subcommittee an update on the City Council-adopted Phoenix Fire Code which includes provisions for allowable levels of blasting in residential areas.

THIS ITEM IS FOR INFORMATION AND DISCUSSION.

Summary

Blasting, such as that which occurs in mining operations or during heavy construction, is governed by Chapter 56 of the International Fire Code adopted by the City of Phoenix on April 18, 2014 (Ordinance G-5898).

The principle Fire Code provisions for blasting levels are ground vibration (i.e., seismic) and air blast monitoring. When buildings or structures are located within a 500-foot radius of a blast site, monitoring of these levels is required by the Phoenix Fire Code. The maximum allowable value within the City of Phoenix for ground vibration is 1.0 inch per second peak particle velocity and 129 decibels for air blast. Of note, the adopted Phoenix Fire Code blasting regulations are twice as restrictive as the Federal Standard.

Phoenix Fire Code Blasting in the City of Phoenix

The following provides a summary of the Fire Code requirements for blasting within the City of Phoenix:

Permit Requirements

To obtain a permit for blasting, the applicant must have the following:

- Valid federal explosives user's permit or federal explosives license.
- Blasting contractor's license issued by the Arizona Registrar of Contractors.
- Knowledge of safety precautions related to storing, handling, and use of explosives.
- Certificate of Fitness Card (background check, verification of associated licensing, written test, insurance certificate).

Note: An insurance certificate is required for every blasting permit issued.

Pre-blast Survey Requirements

When a new blasting company is contracted to conduct blasting operations, a survey of all structures or buildings within a 500-ft radius of the blast site shall be conducted to document the existing conditions.

Monitoring Requirements

Seismic (ground vibration) and air blast monitoring is required when buildings or structures are located within a 500-ft radius of the blast site. Again, the maximum allowable values are 1.0 inch per second peak particle velocity (i.e. seismic) and 129 decibels (i.e. air blast). Further, anytime a complaint is received regarding blasting operations, the Fire Department offers to coordinate a maximum allowable values assessment at the specific location due to the possibility of complex geological variances. In other words, if a complaint is received, a blasting assessment will be conducted to determine Fire Code compliance at that specific location.

Notification Requirements

Prior to the commencement of any blasting operations, written notification by the blasting contractor is required to all occupied structures within a 500-ft radius of the blast site.

Post-Blast Survey Requirements

When a blasting company stops operating at a site, a post-blast survey is required of all structures within a 500-ft radius of the blast site to compare the conditions found in the pre-blast survey. Additionally, if complaints are received from any property within the 500-ft radius relating to allegations of structural or cosmetic damage, a post-blast survey is required.

Blasting in Residential Areas

There are two locations in the City of Phoenix that currently have a blasting permit and are conducting blasting operations within a 500-ft radius of a residential structure: the Cave Creek & Beardsley Quarry, and the 202 Expansion Project. Fire Department records indicate that the blasting operations at these locations have been conducted in compliance with the City Council-adopted Fire Code.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Fire Department.



California Aluminum Can Recycling Laws & Scrap Metal Dealer Licensing

This report provides the Public Safety and Veterans Subcommittee with a review of California's recycling laws related to aluminum cans and responds to the question of whether Phoenix may regulate businesses that deal in aluminum cans through a Scrap Metal Dealer licensing program.

THIS ITEM IS FOR INFORMATION AND DISCUSSION

Summary

California has a cash redemption program that provides payment to persons recycling aluminum cans. Arizona scrap metal businesses have reported that persons are collecting cans in Arizona and transporting them to California for payment under that program, negatively impacting the industry. Questions have been raised about whether the City of Phoenix can regulate the practice of aluminum cans being collected in Arizona and transported to California for payment under California's cash redemption program. California has, and can enforce, laws that make it unlawful to seek recycling redemption payments for recyclable beverage containers brought in from out-of-state (see CA Public Resources Code section 14591, 14595.5). Arizona does not have laws regulating the transport of aluminum cans out-of-state. Pursuant to Arizona Revised Statutes (ARS) section 9-500.38. regulating the sale, use, and disposition of "auxiliary containers" (which includes aluminum beverage cans) is a matter of "statewide concern." Therefore, only the State can regulate the transport of aluminum cans from Arizona to California.

ARS section 44 - 1648 (B) does allow cities to regulate businesses that deal in aluminum cans through scrap metal dealer licensing programs, if the programs include background checks. The City of Phoenix currently has a scrap metal dealer licensing program that includes background checks and regulates scrap metal dealers that deal in scrap metal (including aluminum), but it exempts businesses that exclusively deal in aluminum cans. Expansion of the City's current scrap metal dealer licensing to include business that exclusively deal in aluminum cans would require a change to the Phoenix City Code, stakeholder notification and input, and posting of any new fees on phoenix.gov as required by State Law.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Law Department.



Reappointment of Phoenix Municipal Court Judges and Chief Presiding Judge and Salary Consideration for the Chief Presiding Judge

This item is for discussion and consideration of reappointment of Phoenix Municipal Court Judges for a four year term and Chief Presiding Judge for four year term and an annual presiding term.

THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.

Summary

The Judicial Selection Advisory Board is recommending reappointment of Judge Robert Doyle as a Judge of the Phoenix Municipal Court for a four year term that would end on Jan. 1, 2022. The Judicial Selection Advisory Board is also recommending reappointment of Judge Laura Lowery as a Judge of the Phoenix Municipal Court for a four year term that would end on Sep. 30, 2022. The Judicial Selection Advisory Board also recommends reappointment of Chief Presiding Judge B. Don Taylor III as a judge of the Phoenix Municipal Court for a four year term that would end Feb. 9, 2021 and an annual term as Chief Presiding Judge that will end on June 30, 2019.

Responsible Department

This item is submitted by Deputy City Manager Karen Peters and the Municipal Court.