



SEATTLE CITY COUNCIL

Legislative Summary

Res 31850

Record No.: Res 31850

Type: Resolution (Res)

Status: Adopted

Version: 2

Ord. no:

In Control: City Clerk

File Created: 10/25/2018

Final Action: 11/02/2018

Title: A RESOLUTION supporting Washington Initiative Measure 940 and urging Seattle voters to vote "Yes" on Initiative 940 on the November 6, 2018, general election ballot.

Notes:	Filed with City Clerk:	<u>Date</u> 11/2/2018
	Mayor's Signature:	11/2/2018
Sponsors: Harrell, González	Vetoed by Mayor:	
	Veto Overridden:	
	Veto Sustained:	

Attachments:

Drafter: Emilia.Sanchez@seattle.gov

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published: Yes No

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Clerk	10/25/2018	sent for review	Council President's Office			
	Action Text: The Resolution (Res) was sent for review. to the Council President's Office						
	Notes:						
1	Council President's Office	10/25/2018	sent for review	City Council			
	Action Text: The Resolution (Res) was sent for review. to the City Council						
	Notes:						
1	City Council	10/29/2018	referred	City Council			
	Action Text: The Resolution (Res) was referred. to the City Council						
	Notes:						
1	City Council	10/29/2018	adopted as amended				Pass
	Action Text: The Motion carried, the Resolution (Res) was adopted as amended by the following vote, and the President signed the Resolution:						
	Notes: <u>ACTION 1:</u>						

Motion was made and duly seconded to adopt Resolution 31850.

Councilmember Mosqueda left the Council Chamber at 3:03 p.m.

ACTION 2:

Motion was made by Councilmember Sawant, duly seconded and carried, to amend Resolution 31850, by removing the eighth and ninth recitals, as shown in the strike through language below:

~~WHEREAS, the Seattle Police Department has led the nation in implementing reforms on its use of force, particularly in the area of crisis intervention; and~~

~~WHEREAS, the Seattle Police Department has reached "full and effective compliance" under a consent decree with the Department of Justice and continues to seek best practices in the investigations and reviews of officer-involved shootings and other uses of force; and~~

ACTION 3:

PUBLIC COMMENT ON RESOLUTION 31850

In accordance with Revised Code of Washington 42.17A.555 and Seattle Municipal Code 2.04.300, Council President Harrell provided the public an opportunity to speak in favor of or in opposition to Resolution 31850.

Xochitl Maykovich addressed the Council in support of Resolution 31850.

Ali Lee addressed the Council in support of Resolution 31850.

Public Comment on Resolution 31850 was closed.

ACTION 4:

Motion was made and duly seconded to adopt Resolution 31850 as amended.

In Favor: 8 Councilmember Bagshaw, Councilmember González, Council President Harrell, Councilmember Herbold, Councilmember Johnson, Councilmember Juarez, Councilmember O'Brien, Councilmember Sawant

Opposed: 0

Absent(NV): 1 Councilmember Mosqueda

2	City Clerk	11/01/2018	submitted for Mayor's signature	Mayor
2	Mayor	11/02/2018	Signed	

Legislative Summary Continued (Res 31850)

2 Mayor 11/02/2018 returned City Clerk

2 City Clerk 11/02/2018 attested by City Clerk

Action Text: The Resolution (Res) was attested by City Clerk.

Notes:

CITY OF SEATTLE

RESOLUTION 31850

A RESOLUTION supporting Washington Initiative Measure 940 and urging Seattle voters to vote “Yes” on Initiative 940 on the November 6, 2018, general election ballot.

WHEREAS, the people have a strong interest in reducing police use of force; and

WHEREAS, de-escalation and crisis intervention training does reduce use of force; and

WHEREAS, the goal of Initiative 940 is to decrease the use of deadly force by police in Washington; and

WHEREAS, on March 8, 2018, the Washington State Legislature adopted this initiative as well as House Bill 3003, which modified the initiative, as a compromise between “De-Escalate Washington,” community leaders, and law enforcement organizations, but the Washington Supreme Court held that the initiative required a vote of the people; and

WHEREAS, The City of Seattle is committed to racial and social equity; and

WHEREAS, systemic racism implicates all facets of society, and history has shown deep racial disparities in policy and the criminal justice system; and

WHEREAS, numerous reports reflect that black men aged 15 to 34 are significantly overrepresented in police shootings relative to other demographic and age groups; and

WHEREAS, the current standard under Revised Code of Washington (RCW) 9A.16.040 to determine whether a law enforcement officer is criminally liable for using deadly force requires proof of “malice”; and

WHEREAS, Washington is the only state that requires the extremely high “malice” standard for criminal liability in use of deadly force; and

1 WHEREAS, constitutional, community-based policing should not be confined to Seattle or any
2 one area;

3 WHEREAS, Washington families deserve improvements to officer training and accountability
4 that will increase community safety;

5 WHEREAS, Initiative 940 would change the standard for when a law enforcement officer may
6 justifiably use deadly force to a “good faith” standard that has been adopted by other
7 states; and

8 WHEREAS, Initiative 940 would require completely independent investigations when an officer
9 uses deadly force, which is intended to improve credibility and transparency; and

10 WHEREAS, Initiative 940 would require investigations to include tribal governments where
11 their members are involved; and

12 WHEREAS, Initiative 940 would require law enforcement officers to provide first aid to save
13 lives; and

14 WHEREAS, Initiative 940 would require all law enforcement officers in Washington to take
15 violence de-escalation training, mental health training, and first aid training; and

16 WHEREAS, Initiative 940 provides modern training to help officers communicate with people
17 from all walks of life and to better understand the people they serve, thereby making
18 everyone safer; and

19 WHEREAS, should Initiative 940 be enacted, The City of Seattle will work to ensure consistent
20 training and requirements statewide; and

21 WHEREAS, after notice in accordance with RCW 42.17A.555 and Seattle Municipal Code
22 Section 2.04.300, persons in favor of Initiative 940 and those opposed to it have been

1 given an equal opportunity to share their views in an open public meeting; NOW,

2 THEREFORE,

3 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE**

4 **MAYOR CONCURRING, THAT:**

5 Section 1. The Mayor and Seattle City Council urge Seattle voters to vote “Yes” on

6 Initiative 940 in the November 6, 2018, general election.

1 Adopted by the City Council the 29th day of October, 2018,
2 and signed by me in open session in authentication of its adoption this 29th day of
3 October, 2018.

4 Bruce D. Harrell
5 President _____ of the City Council

6 The Mayor concurred the 2ND day of November, 2018.

7 Jenny A. Durkin
8 Jenny A. Durkin, Mayor

9 Filed by me this 2nd day of NOVEMBER, 2018.

10 Monica B. Simmons
11 Monica Martinez Simmons, City Clerk

12 (Seal)