

**NOTICE OF PUBLIC MEETING
PHOENIX CITY COUNCIL
PUBLIC SAFETY AND VETERANS SUBCOMMITTEE**

Pursuant to A.R.S. Section 38-431.02, notice is hereby given to the members of the **PHOENIX CITY COUNCIL PUBLIC SAFETY AND VETERANS SUBCOMMITTEE** and to the general public, that the **PUBLIC SAFETY AND VETERANS SUBCOMMITTEE** will hold a meeting open to the public on **April 8, 2015 at 9:00 a.m. located in Phoenix City Hall, Assembly Rooms A, B, C, 200 West Washington Street, Phoenix, Arizona.**

One or more members may participate via teleconference. Agenda items may be taken out of order.

The agenda for the meeting is as follows:

1.	Call to Order	Chairman Nowakowski
2.	Approval of minutes for March 3, 2015 meetings	Subcommittee
3.	Call to the Public	Chairman Nowakowski
4.	MAYOR'S WATER SAFETY AD HOC COMMITTEE UPDATE This report requests the Public Safety and Veterans Subcommittee recommend City Council approval of the City of Phoenix Water Safety education curriculum and one-year pilot program developed by the Water Safety Ad Hoc Committee. This item is for Discussion and Action.	Kara Kalkbrenner, Fire Chief James Burke, Parks and Recreation Director Page 11
Items 5-9 are for Consent. No presentations are planned; however staff will be available to answer questions.		
5.	AMEND CITY CODE RELATING TO THE MEMBERSHIP OF THE BLOCK WATCH GRANT PROGRAM OVERSIGHT COMMITTEE This report provides information concerning membership of the Phoenix Neighborhood Block Watch Grant Program Oversight Committee and requests the Public Safety and Veterans Subcommittee recommend City Council approval of changes to the Phoenix City Code to clarify members appointed by a non-profit organization. This item is for Consent.	Joseph Yahner, Police Chief Page 13

6.	<p>AUTHORIZATION TO APPLY FOR AND ACCEPT FUNDS FROM THE NATIONAL INSTITUTE OF JUSTICE FOR THE FY 2015 DNA CAPACITY ENHANCEMENT AND BACKLOG REDUCTION PROGRAM GRANT</p> <p>This report requests the Public Safety and Veterans Subcommittee recommend City Council approval for the Police Department to apply for and accept funds from the U.S. Department of Justice, National Institute of Justice (NIJ) through the FY 2015 DNA Capacity Enhancement and Backlog Reduction Program grant.</p> <p>This item is for Consent.</p>	<p>Joseph Yahner, Police Chief</p> <p>Page 15</p>
7.	<p>AUTHORIZATION TO ENTER INTO A LETTER OF AGREEMENT WITH THE U.S. DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION</p> <p>This report requests the Public Safety and Veterans Subcommittee recommend City Council approval to enter into a Letter of Agreement (LOA) with the U.S. Department of Justice, Drug Enforcement Administration (DEA) for the Cannabis Eradication Project. The funding amount for this LOA is \$28,000.</p> <p>This item is for Consent.</p>	<p>Joseph Yahner, Police Chief</p> <p>Page 17</p>
8.	<p>REQUEST TO APPLY FOR ARIZONA CRIMINAL JUSTICE COMMISSION (ACJC) GRANT FUNDS</p> <p>This report request permission from the Public Safety and Veterans Subcommittee to apply for a total of \$33,262 in Arizona Criminal Justice Commission (ACJC) grant funds.</p> <p>This item is for Consent.</p>	<p>Vicki Hill, Acting City Prosecutor</p> <p>Page 19</p>
9.	<p>REQUEST TO APPLY FOR 2014 ASSISTANCE TO FIREFIGHTERS FIRE PREVENTION & SAFETY PROGRAM GRANT</p> <p>This report requests the Public Safety and Veterans Subcommittee recommend full Council authorization to apply for and accept, if awarded, \$32,000 through the Department of Homeland Security, Office of Domestic Preparedness, Assistance to Firefighters Grant (AFG) Program.</p> <p>This item is for Consent.</p>	<p>Kara Kalkbrenner, Fire Chief</p> <p>Page 21</p>
<p>Items 10-11 are for Information Only. No presentations are planned; however staff will be available to answer questions.</p>		

10.	<p>GRAFFITI FREE PHOENIX EFFORTS</p> <p>This report provides the Public Safety and Veterans Subcommittee with information on the outcome of February “Graffiti Free Phoenix” Awareness Month and the current status of Graffiti Free Phoenix efforts.</p> <p>This item is for Information Only.</p>	<p>Chris Hallett, Neighborhood Services Director</p> <p>Page 23</p>
11.	<p>PUBLIC SAFETY BUDGET UPDATE</p> <p>This verbal report provides and update to the Public Safety and Veterans Subcommittee on the budget status for Fire, Police and Municipal Court.</p> <p>This item is for Information Only</p>	<p>Joseph Yahner, Police Chief</p> <p>Kara Kalkbrenner, Fire Chief</p> <p>Honorable Judge Eric Jeffery, Acting Chief Presiding Judge</p>
12.	<p>REVISED ETHICS ORDINANCE AND INQUIRY AND PENALTY PROCESS</p> <p>This report provides information to the Public Safety and Veterans Subcommittee on the revised ethics ordinance and the inquiry and penalty process and requests the Subcommittee recommend Council approval for an ethics ordinance.</p> <p>This item is for Discussion and Action.</p>	<p>Paul Blue, Deputy City Manager</p> <p>Page 25</p>
13.	<p>UPDATE ON POLICE HIRING AND RECRUITMENT</p> <p>This report provides the Public Safety and Veterans Subcommittee with an update on the Police Department’s sworn hiring and recruitment efforts.</p> <p>This item is for Information and Discussion.</p>	<p>Joseph Yahner, Police Chief</p> <p>Page 31</p>
14.	<p>CRISIS INTERVENTION SQUAD</p> <p>This report provides the Public Safety and Veterans Subcommittee with information on the creation and implementation of the Police Department’s Crisis Intervention Squad.</p> <p>This item is for Information and Discussion.</p>	<p>Joseph Yahner, Police Chief</p> <p>Page 33</p>
15.	<p>Future Agenda Items</p>	<p>Subcommittee</p>
16.	<p>Adjournment</p>	<p>Councilman Nowakowski</p>

For further information, please call Corey Williams, Management Assistant, City Manager's Office at 602-261-8875.

Persons paid to lobby on behalf of persons or organizations other than themselves shall 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.

**Phoenix City Council
Public Safety and Veterans Subcommittee
Summary Minutes
Wednesday, March 5, 2015**

1st Floor Atrium
Assembly Rooms A, B, and C
200 West Washington Street
Phoenix, Arizona

Subcommittee Members Present

Councilman Michael Nowakowski, Chair
Councilwoman Thelda Williams
Councilwoman Kate Gallego
Councilwoman Laura Pastor

Subcommittee Members Absent

None

Staff Present

Sandra Hunter
James Leonard
Tina Solomon
Samantha Tavares
John Tatz
Carrie Withey

Staff Present

Tracee Crockett
Penny Parrella
Milton Dohoney
Karen Peters
Corey Williams

Public Present

Jeff Weintraub
Tracy Van Buskirk
Melvin Morris
Karen Richman

Public Present

Jason Morris
John Phebus
Ana Sanchez
Jerry Keller
Mark Nermyr

1. Call to Order

Chairman Nowakowski called the meeting to order at 10:09 a.m. with Councilmembers Williams, Gallego, and Pastor present.

2. Call to the Public

Karen Richman expressed support for John Tatz. Ms. Richman stated Mr. Tatz was well respected in his field, was very effective in the courtroom, and had great devotion to his clients. Ms. Richman attested that Mr. Tatz was always helpful.

Melvin Morse expressed support for James Leonard. Mr. Morse expressed appreciation for the work Mr. Leonard had done in Veterans Court. Mr. Morse detailed the background of Mr. Leonard and stated he had a great work ethic and was compassionate.

Tracy Van Buskirk spoke in support of Tina Solomon. Ms. Van Buskirk stated she worked with Ms. Solomon and that she was a great mentor. Ms. Van Buskirk discussed Ms. Solomon's professional background. Ms. Van Buskirk described Ms. Solomon as thoughtful, fair, courteous, and respectful.

Jeff Weintraub expressed support for Mr. Tatz. Mr. Weintraub detailed Mr. Tatz's background and stated he had the qualities of a municipal court judge. Mr. Weintraub stated Mr. Tatz was always helpful.

Mark Nermyr spoke in support for Mr. Leonard. Mr. Nermyr discussed Mr. Leonard's background as a teacher and as a coach. He stated Mr. Leonard continues to interact with the community and takes the opportunity to be both a teacher and an attorney to his clients.

Jerry Keller spoke in support for Mr. Tatz, and stated Mr. Tatz impacted his life in a positive way. Mr. Keller stated Mr. Tatz was an ethical and respectful individual who was very successful in his professional career.

Ana Sanchez expressed support for Ms. Solomon and detailed their work experience together. Ms. Sanchez stated Ms. Solomon was her mentor and had great character in the courtroom. Ms. Sanchez provided an example of how Ms. Solomon helped organize a luncheon for an attorney who was ill and stated Ms. Solomon had empathy for others.

John Phebus expressed support for Mr. Leonard who was a personal friend and mentor to Mr. Phebus. He stated Mr. Leonard was ethical, compassionate, firm, and an outstanding person.

Jason Morris advocated for Carrie Withey and highly recommended her for the position because of her diverse experience. Mr. Morris discussed her background and provided examples of past work experiences. He stated Ms. Withey was currently filling the position and was doing well.

Chairman Nowakowski thanked the public for their comments.

3. Discussion and Consideration by the Subcommittee to Fill One Current Judicial Vacancy on the Phoenix Municipal Bench

Chairman Nowakowski introduced the first candidate, Ms. Hunter.

Ms. Hunter introduced herself and discussed her work experience from the past two years. Ms. Hunter stated she was the Section Chief in the Civil Division for the Law Department. She noted that she represented the public safety departments said she enjoys working with the law enforcement community. She added that she was looking forward to new opportunities and improvement.

Councilwoman Williams asked if Ms. Hunter had seen any budgetary impacts on the court system. Ms. Hunter responded that the hardest impact was the loss of staff and that the lack of funding also hurt the court's ability to purchase new technologies. Ms. Hunter spoke optimistically to rising above any issue from budgetary shortfalls.

Councilwoman Gallego expressed concern about fines in the judicial system impacting low-income residents and asked how the City of Phoenix was doing in this arena. Ms. Hunter responded that the City was doing a good job balancing competing concerns. Ms. Hunter explained that the low-income population is the most impacted by higher fines and that the City does a great job to offer options to assist, such as payment plans or community service.

Councilwoman Pastor asked what motivated Ms. Hunter. Ms. Hunter replied that she was stubborn and defiant and that those two qualities push her to find motivation and humor in situations.

Chairman Nowakowski noted that Ms. Hunter has provided presentations to the Police and Fire Departments on varying topics. He asked for an example of a presentation. Ms. Hunter highlighted that she discussed the balance of constitutional concerns and community perspective during use-of-force incidents. She provided an example of needing the officer to bring forward good facts during cross examination in domestic violence cases.

Ms. Hunter closed the interview by stating that one of her passions was baking and at a Law Department Christmas event, her cookies received favorable reviews. She stated she was a well-rounded individual and had diversity in her work experience. Ms. Hunter stated she was an excellent candidate that would bring diversity and positive energy to the position.

Chairman Nowakowski thanked Ms. Hunter for her time.

Chairman Nowakowski introduced the second candidate, Mr. Leonard.

Mr. Leonard discussed his 24-year legal career that included 15 years as a City of Phoenix Public Defender. Mr. Leonard stated he had experience in each assignment in the Public Defender's Office and since June 2013, he has been supervising in the Veterans Court.

Councilwoman Williams asked if Mr. Leonard had seen any budgetary impacts on the court system. Mr. Leonard responded that he was constantly aware of the budget and that despite the decrease in funding, the department still provided good services and had quality legal representatives.

Councilwoman Gallego expressed concern about fines in the judicial system impacting low-income residents and asked how the City of Phoenix was doing in this arena. Mr. Leonard replied that the department was doing well and there was always room for improvement. Mr. Leonard commented that judges need to be conscious of fines and the impacts they may have on the working-class.

Councilwoman Pastor asked what motivated Mr. Leonard. Mr. Leonard highlighted that his work experience played a huge role in self-satisfaction and commented on his former teaching career. He spoke to the impacts he had in his role as a Public Defender and detailed experiences he had with veterans and helping them in the courtroom.

Chairman Nowakowski asked Mr. Leonard to share his experience surrounding the court case of People versus Jose Contreras. Mr. Leonard explained that the case was his second death penalty case and dealt with a young gentleman part of a Los Angeles gang. Mr. Contreras was part of a series of robberies and Mr. Leonard stated he traveled to Honduras to visit Mr. Contreras' family to find additional

information to use in court. Mr. Leonard was able to bring his family to Los Angeles to testify and saved Mr. Contreras from the death penalty.

Chairman Nowakowski thanked Mr. Leonard for his time.

Chairman Nowakowski introduced the third candidate, Ms. Solomon.

Ms. Solomon thanked the Subcommittee for the opportunity to interview. Ms. Solomon stated she was an Assistant City Prosecutor in the Trial Group and recently graduated from the Management Academy. Ms. Solomon summarized that she was involved in mostly domestic violence cases and worked to increase awareness around the issue. She detailed her past experience as a bailiff for a judge.

Councilwoman Williams asked if Ms. Solomon had seen any budgetary impacts on the court system. Ms. Solomon replied that staffing had decreased and people had to assist in other work. Ms. Solomon explained that the budget issues affected both the public and the department.

Councilwoman Gallego expressed concern about fines in the judicial system impacting low-income residents and asked how the City of Phoenix was doing in this arena. Ms. Solomon stated the City had problem-solving courts that focused on individualized justice and that although fines were mandatory, many judges weighed options to determine the best remedy for each case.

Councilwoman Pastor asked what motivated Ms. Solomon. Ms. Solomon discussed her childhood and working hard through school with limited means. She stated working towards goals and being ethical motivated her.

Chairman Nowakowski asked Ms. Solomon to share her community involvement and volunteerism. Ms. Solomon stated she participated in an annual fundraiser for a domestic violence shelter and she worked towards raising awareness on the effects domestic violence has on children. Ms. Solomon stated she read to children in elementary schools and volunteered at her daughter's school. She also enjoyed being a mentor to high school girls.

Ms. Solomon thanked the Subcommittee for the opportunity to interview. She added that she had the ability to listen and relate to the community and has dedicated her career to the City of Phoenix. She closed that she was familiar with the City's courthouse and was a great candidate for the position.

Chairman Nowakowski introduced the fourth candidate, Mr. Tatz.

Mr. Tatz introduced himself as a family man and discussed his professional background, education, his work ethic, and his experience as a Public Defender in Flagstaff, Scottsdale, and Peoria. He added that he was a pro-tem judge for the Maricopa County Superior Court.

Councilwoman Williams asked if Mr. Tatz had seen any budgetary impacts on the court system. Mr. Tatz stated he had not seen impacts and attributed that to the staff

holding good standards. He explained that judges could lessen budgetary impacts by being proactive in imposing fees and fines.

Councilwoman Gallego expressed concern about fines in the judicial system impacting low-income residents and asked how the City of Phoenix was doing in this arena. Mr. Tatz stated judges take into account financial hardships and focus on rehabilitation and search for other options in such cases.

Councilwoman Pastor asked what motivated Mr. Tatz. Mr. Tatz stated his professional experience motivated him and he had a great balance with experience in different divisions.

Chairman Nowakowski asked Mr. Tatz to share his community service experience. Mr. Tatz summarized his work involved in community legal services, specifically in landlord tenant sections. He highlighted his time as a pro-tem judge, which was an unpaid position, and discussed his personal life as a father and volunteering at school and church activities.

Mr. Tatz thanked the Subcommittee for their time and stated his diverse work experience made him an excellent candidate to become a judge.

Chairman Nowakowski thanked Mr. Tatz for his time.

Chairman Nowakowski introduced the last candidate, Ms. Withey.

Ms. Withey discussed her background in private practice and in the public sector. Ms. Withey detailed her time working as pro-tem judge, the last eleven years exclusively in Phoenix municipal courts. Ms. Withey expressed the joy of being a pro-tem judge but that it had limitations such as lack of involvement in court committees. Ms. Withey stated she wanted to bring fresh, innovative ideas to the court system.

Councilwoman Williams asked Ms. Withey to share some of her ideas. Ms. Withey explained that with the budget cuts in the last few years, she has seen that improvement is possible in the Mental Health Court as there are now guidelines help and there are possibilities of using community partnerships to help with early screening and the integration of treatment programs. She also stated that the Sentence Monitoring Unit could be improved.

Councilwoman Gallego expressed concern about fines in the judicial system impacting low-income residents and asked how the City of Phoenix was doing in this arena. Ms. Withey graded Phoenix as doing very well and that judges were cognizant of the burden of fines and tried assisting those in need.

Councilwoman Pastor asked what motivated Ms. Withey. Ms. Withey stated her desire to continue to learn and be active in her job and family motivated her. She stated she strived for connections in the community as well.

Chairman Nowakowski asked Ms. Withey which committees should would like to serve on if she had the opportunity. Ms Withey admitted she was unfamiliar with the number of committees but stated she wanted involvement in the meetings to work on different issues, such as probation, and participate in innovative remedies.

Ms. Withey closed by stating there was always room for improvement and that it was a pivotal time in the department with a budget cuts, a new presiding judge, and a loss of court staff due to retirements. She stated she wanted to serve the court full-time, and thanked the Subcommittee for the opportunity to interview.

Chairman Nowakowski thanked Ms. Withey for her time.

Councilwoman Williams moved to enter in Executive Session. Councilwoman Pastor seconded the motion, which passed 4-0.

4. Recommendation by the Subcommittee to Fill One Current Judicial Vacancy on the Phoenix Municipal Bench

Councilwoman Gallego thanked everyone for their time. Councilwoman Gallego moved to approve a term ending July 12, 2017 of Carrie Withey. Councilwoman Pastor seconded the motion, which passed 4-0.

5. Adjournment

Chairman Nowakowski adjourned the meeting at 12: 00 p.m.

Respectfully Submitted,
Samantha Tavares

CITY COUNCIL REPORT

TO: Milton Dohoney, Jr.
Assistant City Manager

THROUGH: Deanna Jonovich
Deputy City Manager

FROM: Kara Kalkbrenner
Fire Chief

James P. Burke
Parks and Recreation Director

SUBJECT: MAYOR'S WATER SAFETY AD HOC COMMITTEE UPDATE

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval of the City of Phoenix Water Safety education curriculum and one-year pilot program developed by the Water Safety Ad Hoc Committee.

THE ISSUE

Drowning is a serious problem in Phoenix, in part because of the large number of swimming pools in the area. Home pools are among the greatest hazards for young children. Other sites include bathtubs, canals, rivers, ponds and lakes. Last year in Phoenix, 39 children under the age of 18 were involved in water-related incidents. Sadly, five did not survive. On average, there have been about 72 drowning incidents per year in Phoenix in the last five years. Although the most common incidents involve toddlers in backyard pools where there was no fence or no supervision, the majority of fatalities involve adults.

OTHER INFORMATION

In July 2014, Mayor Stanton created the Water Safety Ad Hoc Committee, co-chaired by Vice Mayor Daniel Valenzuela and Councilman Michael Nowakowski, to address drowning incidents occurring at alarming rates in the City of Phoenix. The Ad Hoc Committee included representatives from Phoenix Fire Department, Phoenix Parks and Recreation Department, Phoenix Police Department, Neighborhood Services, Planning and Development and Public Information Office, as well as water safety advocate partners such as Phoenix Children's Hospital, Banner-University Medical Center Phoenix, Salt River Project, Safe Kids Maricopa County and Univision.

The Ad Hoc Committee divided into three work groups:

1. Outreach and Awareness
2. Education and Curriculum Development
3. Community Partnerships

The Outreach and Awareness work group has developed a strategic marketing plan to regularly provide information regarding the water safety campaign to the community beginning in April 2015 and running through July 2015. Evaluation of the program will be on-going throughout the initial year of the pilot program to gain feedback on components of the program that need improvement.

The Education and Curriculum Development work group developed a comprehensive water safety program, utilizing a consortium of resources. The curriculum for the program was improved based on feedback and recommendations from a community focus group. The curriculum will be implemented via a “train-the-trainer” model, utilizing highly-skilled drowning prevention advocates in each of the City’s Council districts. A comprehensive resource guide will provide information such as where training classes are offered, pool barrier information, and code enforcement regulations. The goal of this effort is to engage the community by educating 16 trainers that will serve as advocates on water safety by educating 150 others over the course of twelve months. The pilot will focus on zip codes with the highest rate of drowning and include culturally diverse groups.

In tandem with the train-the-trainer model, the Save Our Summer (S.O.S.) Initiative will roll out to the community. The program will incorporate all existing water safety programs offered by the City into a year-round campaign. This initiative will also provide the community with the “Five to Stay Alive;” important water safety information.

The Community Partnerships work group has cultivated relationships with Salt River Project, Banner University Medical Center, and Phoenix Children’s Hospital. Salt River Project is providing initial funding to cover training materials for the pilot program. Banner University Medical Center and Phoenix Children’s Hospital have provided insight and information and served valuable roles in creating the education curriculum. The work group will continue to build on these successful relationships when identifying private support to continue the program following its pilot year.

RECOMMENDATION

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval of the City of Phoenix Water Safety and education curriculum and one-year pilot program developed by the Water Safety Ad Hoc Committee.

CITY COUNCIL REPORT

TO: Milton Dohoney Jr.
Assistant City Manager

FROM: Joseph G. Yahner
Police Chief

SUBJECT: AMEND CITY CODE RELATING TO THE MEMBERSHIP OF THE BLOCK
WATCH GRANT PROGRAM OVERSIGHT COMMITTEE

This report provides information concerning membership of the Phoenix Neighborhood Block Watch Grant Program Oversight Committee and requests the Public Safety and Veterans Subcommittee recommend City Council approval of changes to the Phoenix City Code to clarify members appointed by a non-profit organization.

THE ISSUE

The Neighborhood Block Watch Grant Program (NBWGP) is funded through a sales tax increase approved by Phoenix voters in 1993 and known as the Neighborhood Protection Ordinance (Proposition 301). The Police Department has responsibility of grant program administration and support. The Neighborhood Block Watch Grant Oversight Committee was created by the City Council to recommend policy, review grant applications and to make funding recommendations. Each Council District and the Mayor's Office may appoint two members to the Oversight Committee. Also serving on the Oversight Committee, is the Police Chief, or their designee; and the President of the Phoenix Block Watch Advisory Board (a private non-profit corporation), or their designee.

The Phoenix Block Watch Advisory Board, through their Board of Directors, regularly applies for grant funds through the NBWGP. To avoid potential conflicts of interest issues, the Oversight Committee and the Police Department recommend adding the following language to Phoenix City Code, Chapter 2, Section 810:

Only the President of the Phoenix Block Watch Advisory Board or their designee shall be allowed to serve on both the Phoenix Block Watch Advisory Board, Board of Directors and the Neighborhood Block Watch Grant Oversight Committee.

This item was reviewed and approved by the Neighborhood Block Watch Grant Program Oversight Committee at the February 5, 2015 meeting.

RECOMMENDATION

The Neighborhood Block Watch Grant Program Oversight Committee and the Police Department request the Public Safety and Veterans Subcommittee recommend City Council approval of this amendment to Phoenix City Code.

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CITY COUNCIL REPORT

TO: Milton Dohoney Jr.
Assistant City Manager

FROM: Joseph G. Yahner
Police Chief

SUBJECT: AUTHORIZATION TO APPLY FOR AND ACCEPT FUNDS FROM THE
NATIONAL INSTITUTE OF JUSTICE FOR THE FY 2015 DNA CAPACITY
ENHANCEMENT AND BACKLOG REDUCTION PROGRAM GRANT

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval for the Police Department to apply for and accept funds from the U.S. Department of Justice, National Institute of Justice (NIJ) through the FY 2015 DNA Capacity Enhancement and Backlog Reduction Program grant. If awarded, the anticipated funding amount is \$600,000. The NIJ funding period is January 1, 2016 through December 31, 2017. The deadline to submit the application is May 18, 2015.

THE ISSUE

The Police Department's Laboratory Services Bureau (LSB) has applied for, and been awarded funds through this grant program continuously over the past several years. The LSB is committed to implementing innovative solutions to address the issues facing many crime laboratories nationwide. The LSB has made significant strides in remedying issues by utilizing these grant funds as part of a comprehensive approach to support and enhance the services provided to the community.

The focus of this grant is to provide for the processing, recording, screening, and analysis of forensic DNA and/or DNA database samples. The grant objective is to increase the capacity of public forensic DNA and DNA database laboratories to process more samples thereby reducing the backlog. All DNA profiles will be entered into the Combined DNA Index System (CODIS) and ultimately, where applicable, uploaded to the National DNA Index System (NDIS). Grant funding will be utilized for forensic scientist overtime, related fringe benefits, equipment, travel/training, consultants for outsourcing DNA testing, and other costs to improve the quality and timeliness of forensic DNA casework and to reduce backlogs in the analysis of DNA evidence.

RECOMMENDATION

This report requests Public Safety and Veterans Subcommittee recommend City Council approval for the Police Department to apply for and accept funds from the NIJ, through the FY 2015 DNA Capacity Enhancement and Backlog Reduction Program grant.

No matching funds are required; cost to the city is in-kind resources only.

Impact is citywide.

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CITY COUNCIL REPORT

TO: Milton Dohoney Jr.
Assistant City Manager

FROM: Joseph G. Yahner
Police Chief

SUBJECT: AUTHORIZATION TO ENTER INTO A LETTER OF AGREEMENT WITH
THE U.S. DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT
ADMINISTRATION

This report requests the Public Safety and Veterans Subcommittee recommend City Council approval to enter into a Letter of Agreement (LOA) with the U.S. Department of Justice, Drug Enforcement Administration (DEA) for the Cannabis Eradication Project. The funding amount for this LOA is \$28,000. This report also requests authorization to accept any additional DEA funds, should they become available during the funding period, not to exceed \$150,000. The funding period is January 1, 2015 through December 31, 2015.

THE ISSUE

This is an annual agreement that the Phoenix Police Department has entered into with DEA over the last several years. The LOA was received from DEA on March 19, 2015. Funding will continue to support and reimburse the Police Department for supplies and overtime incurred as a result of investigations specifically targeting marijuana eradication. The purpose of this program is to focus on disrupting the illicit drug traffic in the State of Arizona by gathering and reporting intelligence data relating to the illicit cultivation, possession and distribution of marijuana. The task force will investigate and report instances involving the trafficking of marijuana, and provide law enforcement personnel for the eradication of illicit cannabis.

This agreement does not include reimbursement for fringe benefits.

RECOMMENDATION

This report requests Public Safety and Veterans Subcommittee recommend City Council approval to enter into a Letter of Agreement with the U.S. Department of Justice, Drug Enforcement Administration for \$28,000, and accept additional funds, should they be made available during the funding period, not to exceed \$150,000.

Cost to the city is the fringe benefits associated with overtime expenditures.

Impact is citywide.

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CITY COUNCIL REPORT

TO: Ed Zuercher
City Manager

FROM: Vicki Hill
Acting City Prosecutor

SUBJECT: REQUEST TO APPLY FOR ARIZONA CRIMINAL JUSTICE COMMISSION
(ACJC) GRANT FUNDS

This report requests permission from the Public Safety and Veterans Subcommittee to apply for a total of \$33,262 in Arizona Criminal Justice Commission (ACJC) grant funds. These funds will be used to provide partial funding to employ a part-time Initial Appearance Victim Advocate in the City of Phoenix Prosecutor's Office Victim Services Unit.

THE ISSUE

The Arizona Criminal Justice Commission (ACJC) grant is a State funded grant administered by the Arizona Criminal Justice Commission. These grant funds will be used to continue the employment of a part-time Initial Appearance Victim Advocate.

OTHER INFORMATION

Over the past 11 plus years the Victim Services Unit has requested and received approval from the City Council to apply for ACJC grant funding to partially fund the Initial Appearance Victim Advocate position. The City is mandated by law to notify victims of crime of an arrested person's Initial Appearance in court. The ACJC grant provides for a part-time Initial Appearance Victim Advocate, the Advocate is responsible for contacting the victim and notifying them of the accused's court appearance. The Prosecutor's Office is requesting a total of \$33,262 to fund this part-time position.

The ACJC matching funds requirement will be met through currently funded positions. There is no additional impact on the City.

RECOMMENDATION

Staff requests approval to apply for ACJC grant funds in the amount of \$33,262 for one year to provide funding for the Initial Appearance Victim Advocate position in the City Prosecutor's Office Victim Services Unit.

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CITY COUNCIL REPORT

TO: Milton Dohoney
Assistant City Manager

FROM: Kara Kalkbrenner
Fire Chief

SUBJECT: REQUEST TO APPLY FOR 2014 ASSISTANCE TO FIREFIGHTERS FIRE PREVENTION & SAFETY PROGRAM GRANT

This report requests the Public Safety and Veterans Subcommittee recommend full Council authorization to apply for and accept, if awarded, \$32,000 through the Department of Homeland Security, Office of Domestic Preparedness, Assistance to Firefighters Grant (AFG) Program. The application period will close on April 17, 2015.

THE ISSUE

This grant program is intended to help the nation's fire service by providing vital funds to local fire departments across the country. The primary goal of the Assistance to Firefighters Grants (AFG) is to meet the fire fighting and emergency response needs of fire departments. Since 2001, AFG has helped firefighters and other first responders to obtain critically needed equipment, protective gear, emergency vehicles, training, and other resources needed to protect the public and emergency personnel from fire and related hazards. The Fire Department has received AFG funding in previous program years for portable radios, thermal imaging cameras, and incident safety officer training.

This year the Fire Department would like to apply for computer equipment needed for electronic plan review. Using this technology would increase the efficiency of plan review, as well as make the review process more convenient for architects and land developers. The technology would also allow Fire Prevention staff more time in the field to ensure compliance with the Fire Code, which would result in more life safety efforts for Phoenix residents. These grants require a 5% match. The Fire Department will use funds already included in its FY 2014-2015 budget to meet matching requirements.

Grant awards are anticipated to be made beginning June 1, 2015 and ending on September 30, 2015.

RECOMMENDATION

The Fire Department requests the Public Safety and Veterans Subcommittee recommend Council authorization to apply for and accept, if awarded, \$32,000 from the 2014 Assistance to Firefighters Grant Program for electronic plan review equipment.

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CITY COUNCIL REPORT

TO: Deanna Jonovich
Deputy City Manager

FROM: Chris Hallett
Neighborhood Services Department
Director

SUBJECT: GRAFFITI FREE PHOENIX EFFORTS

This report provides the Public Safety and Veterans Subcommittee with information on the outcome of February “Graffiti Free Phoenix” Awareness Month and the current status of Graffiti Free Phoenix efforts.

THE ISSUE

As part of the Anti-Graffiti Task Force’s “Graffiti Free Phoenix” strategic education and outreach campaign, Mayor Stanton issued a proclamation declaring February as ‘Graffiti Free Phoenix’ Awareness Month, encouraging residents to keep neighborhoods free of blight by reporting graffiti and helping to clean up the community.

OTHER INFORMATION

In conjunction with the City’s Anti-Graffiti Task Force and Blight Buster Volunteer program, staff worked to effectively communicate messages about “Graffiti Free Phoenix” Awareness Month to residents, City staff and the media with the use of #GraffitiFreePHX during the month of February. Information was shared with local media; added to city on hold messages; featured in the Neighborhood Service Department (NSD) quarterly newsletter, City Connection, City website and Phoenix@Your Service; highlighted at a news conference; and shared through media coverage in English and Spanish as well as on social media. During February, NSD staff conducted anti-graffiti education and outreach to two city departments, more than eight schools, and 28 organizations and groups reaching more than 1,100 students. Throughout February, NSD received 1,508 graffiti complaints, assisted 43 groups with supplies, and donated 402 gallons of paint.

Staff has also been working with the Anti-Graffiti Task Force to develop a renewable annual action plan to establish, track and measure key deliverables. The action plan includes components in the areas of enforcement, education and abatement. The Anti-Graffiti Task Force will meet in April to continue work on the action plan with expected adoption in May. The final plan will be presented for review to the Neighborhoods, Housing and Development Subcommittee in June.

RECOMMENDATION

This report is for information and discussion.

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CITY COUNCIL REPORT

TO: Milton Dohoney, Jr.
Assistant City Manager

FROM: Paul Blue
Deputy City Manager

SUBJECT: REVISED ETHICS ORDINANCE AND INQUIRY / PENALTY PROCESS

This report provides information to the Public Safety and Veterans Subcommittee on the revised ethics ordinance and the inquiry / penalty process and requests the Subcommittee recommend Council approval for an ethics ordinance.

THE ISSUE

At the January 14, 2015 Public Safety and Veterans Subcommittee meeting, the Subcommittee gave staff Policy direction on the ethics policy, including requiring the disclosure of tickets to community events. The Subcommittee requested staff bring draft ordinance language to the Subcommittee.

The proposed ordinance language (**Attachment A**) incorporates all of the direction given by the Subcommittee up to this point. Staff requests the Subcommittee provide direction on this language and refer a revised ordinance language to the City Council for approval.

In addition, the Chair of the Subcommittee has proposed a process for receiving, hearing, investigating and concluding inquiries, including a process for recommending penalties. The proposed process is included as **Attachment B**. Staff requests the Subcommittee provide direction on this proposed process.

RECOMMENDATION

Staff requests the Subcommittee provide direction on the proposed ordinance language and the proposed inquiry process.

Attachment A
Proposed Ordinance Language for Gift Policy

To: Public Safety and Veterans Subcommittee Members
From: Daniel L. Brown, Acting City Attorney
Date: March 30, 2015
Re: Draft Proposed Amendments to City of Phoenix Ethics Policies Related to Gifts

I relay proposed amendments to the City of Phoenix Ethics Policy, codified in Phoenix City Code Section 2-54. These proposed amendments establish a new gifts policy. If adopted by Council, the proposed amendments will be added to PCC Sec. 2-54 and the City of Phoenix Ethics Handbook.

I. Gift Policy.

A. Definitions. The following definitions apply to this section. The plural of the word or phrase includes the singular, and the singular includes the plural.

- (1.)“Board Member” means a member of a City of Phoenix board, committee, or commission.
- (2.)“Compensation” means money, a tangible thing of value, or a financial benefit.
- (3.)“Elected Official” means a person elected or appointed mayor or council member of the City of Phoenix.
- (4.)“Employee” means a person who is not an elected official, board member, volunteer, or City of Phoenix municipal court judge, and who is employed full-time or part-time by the City of Phoenix.
- (5.) “Gift” means the direct or indirect receipt by an elected official, employee, board member, volunteer, or the person’s relative or partner, of compensation, other than as provided by law, for services, duties, or responsibilities rendered or to be rendered by a person in their capacity as an elected official, employee, board member, or volunteer. This definition should be construed consistent with Arizona Revised Statutes Section 41-1231(9); however, this definition shall prevail and control over any conflict of terms. Gift does not mean:
 - (a.) compensation received by an elected official, board member, or volunteer as part of the person’s employment outside of the City of Phoenix or as part of the person’s service as a member of a board of directors for a corporation or other elective office, and which compensation is unrelated to the person’s position or office as an elected official, board member, or volunteer; or
 - (b.) a political campaign contribution as permitted by law; or

- (c.) compensation received by an elected official, employee, board member, or volunteer from the person's relative or partner; or
 - (d.) a personalized plaque or similar personalized award to an elected official, employee, board member, or volunteer for the person's service to the City of Phoenix consistent with the duties and responsibilities of the person's position or office; or
 - (e.) compensation for admission, food, beverages, accommodations, or transportation received by an elected official or employee in their official capacity as representative of the City of Phoenix related to City business and which does not create a conflict of interest; or
 - (f.) compensation associated with a relative's or partner's elective office.
- (6.) "Partner" means a person in a domestic partnership as defined in Phoenix City Code Section 18-401.
- (7.) "Relative" means the spouse, child, child's child, parent, grandparent, brother or sister of the whole or half blood and their spouse, and the parent, brother, sister, or child of a spouse.
- (8.) "Volunteer" means a person who provides their services to the City of Phoenix without any express or implied promise of compensation, and serves as a hearing officer, intern, extern, contractor, vendor, or otherwise serves in the administrative offices of an elected official, the City Manager, or a City of Phoenix department or function head. A block watch captain is not a volunteer for purposes of this gift policy.

B. Prohibited and Permissible Gifts.

- (1.) A gift in any amount received by an elected official, employee, board member, or volunteer is prohibited if the gift creates the appearance of undue influence, or if the gift creates a conflict of interest as defined in Phoenix City Charter Chapter XI, Sec. 1 (Title 38, Article 8, Arizona Revised Statutes). Gifts of entertainment to elected officials may be prohibited as provided in Title 41, Chapter 7, Article 8.1, Arizona Revised Statutes, as amended from time to time (A.R.S. Sec. 41-1232.08 (Feb. 2015)).
- (2.) A gift with a known or reasonably estimated fair market value of \$50.00 or less received by an elected official, employee, board member, or volunteer is permissible if the gift is not otherwise prohibited by law. The gift disclosure requirements provided in this section do not apply.
- (3.) A gift with a known or reasonably estimated fair market value of more than \$50.00 received by an elected official, employee, board member or volunteer is permissible if the gift is not otherwise prohibited by law, and if the gift is disclosed by an elected official, employee, board member, or

volunteer as provided in this section. If the amount of the gift is unknown, the gift should be disclosed as provided in this section with the amount of the gift declared as "unknown".

C. Gift Disclosure Requirements.

- (1.) If a gift must be disclosed by an elected official, employee, board member, or volunteer as provided in this section, an elected official, employee, board member, or volunteer must file a form with the City Clerk within thirty (30) calendar days of receipt.
- (2.) The form must include the following information related to the gift:
 - a. recipient,
 - b. amount, or if the amount is unknown, "unknown"
 - c. type,
 - d. date, and
 - e. donor of the gift.
- (3.) The City Clerk shall post the gift disclosure form and maintain the posting of each disclosure form on the City of Phoenix website, and in a searchable database as technology permits, for:
 - a. the period of the elected official's public service plus three years from the date of the elected official's departure, or
 - b. for three years from the date the disclosure is filed by an employee, board member, or volunteer.

Attachment B
Ethics Inquiry Process and Penalties

1. Inquiry Filed

- City Clerk takes ethics inquiry about Elected Officials and Board or Commission Members
- Inquiry is forwarded to the full City Council once received

2. Inquiry is placed as an item on the next regularly scheduled meeting of the Public Safety and Veterans Subcommittee

*If the inquiry is regarding a member of the PSV subcommittee, the inquiry should be heard by another subcommittee which does not include the individual.

3. Subcommittee discusses the inquiry:

By 3 yes votes/three quarter vote:

- Can vote to review the inquiry
- Can vote to dismiss the inquiry.

*If there are less than 3 votes for any option, then the inquiry is closed.

If Subcommittee votes to review the ethics inquiry:

- Review is conducted by fact finder
- City Attorney hires an outside law firm to act as the fact finder. The law firm options would be generated from a Qualified Vendor List of law firms.

4. Fact finder reviews inquiry as determined by the Subcommittee

5. Fact finder reports findings to the Subcommittee

6. Subcommittee evaluates the information:

By 3 yes votes/three quarter vote:

- Can vote to recommend upholding some or all of the inquiry and advance a recommendation for penalties to the City Council.
- Can vote to dismiss the inquiry.

*If there are less than 3 votes for any option, then the inquiry is closed.

If Subcommittee makes recommendation:

7. Recommendation from the subcommittee is placed on the next regularly scheduled City Council meeting:

By 7 yes votes/three-quarters vote:

- Can vote to accept the recommendation of the Subcommittee and impose penalties.

- Can vote to change the recommendation of the Subcommittee and impose a different penalty
- Can vote to dismiss the inquiry.

*If there are less than 7 votes for any option, then the item is considered closed.

Potential Penalties:

- Censure, or
- Up to \$500 fine, or
- Censure and up to \$500 fine.

***Note: In all instances, the person subject to an inquiry is conflicted from any/all votes associated with this process.**

CITY COUNCIL REPORT

TO: Milton Dohoney Jr.
Assistant City Manager

FROM: Joseph G. Yahner
Police Chief

SUBJECT: UPDATE ON POLICE HIRING AND RECRUITMENT

This report provides the Public Safety and Veterans Subcommittee with an update on the Police Department's sworn hiring and recruitment efforts.

THE ISSUE

On November 12, 2014, the Police Department presented an overview of its 2014-15 recruitment plan to the Public Safety and Veterans Subcommittee. During the last few months of 2014, the City's Human Resources Department, in partnership with the Police Department held four testing sessions for both the police recruit written exam and physical agility assessment. Collectively, nearly 1,300 applicants registered to take the written exam; approximately half of them (641) actually total took the exam; and more than 565 applicants took the physical agility assessment. Those who successfully passed both tests were given background packets to complete.

On February 21, 2015 Lateral Police Officer applicants were administered a physical agility assessment. Laterals hired from within Arizona do not have to attend the police academy since they have already been certified as peace officers through the Arizona Police Officer Standards and Training (AZPOST) Board. Seventy three (73) lateral applicants passed and earned a background packet. Combined with the Recruit testing, a total of 434 background packets have been handed out since testing resumed. As of early March, approximately 320 completed background packets have been returned and are being processed by the Personnel and Employee Development Bureau.

On March 2, 2015 fifteen (15) employees were hired by the Police Department. Of these employees, ten (10) candidates were hired as Police Recruits, and five (5) were Reserve Officers who transitioned to full-time status. The Recruits were assigned to Arizona Law Enforcement Academy (ALEA) Class #478, and the transitioning employees were assigned to patrol precincts.

OTHER INFORMATION

The Police Department will resume the administration of the Police Recruit written exam and physical agility assessments on April 18th and June 5, 2015. Periodic testing will continue throughout the year and will be posted on <https://www.phoenix.gov/police/joinphxpd>.

Once fully staffed in April, the Police Department's recruitment team will consist of a sergeant and six officers. In the past few months, the team has made more than thirty (30) presentations at local high schools, colleges and the Department's community advisory boards. They have attended eight (8) job fairs, and other events, many of which were hosted by our diverse communities. Examples include:

- A public event with a moderated discussion on law enforcement issues hosted by First Institutional Baptist Church on February 28, 2015.
- Four (4) different recruitment presentations held at South Mountain Community College.
- Fall Advisory Board Summit at Steele Indian School Park on October 30, 2014.
- Meetings with five (5) different senior government classes at Cesar Chavez High School.

Additionally, recruitment efforts have included social, digital and print media to advertise the Department's hiring opportunities to our diverse communities. This has included print ads in La Voz, the Arizona Informant, the Asian Sun and the Al-Mashreq Newspapers. The recruitment team will continue to meet with stakeholders from throughout the City to develop relationships that advance outreach and recruitment opportunities.

The aforementioned efforts will allow the Police Department to continue to maintain the high service standards that residents expect, while being reflective of the community it serves.

RECOMMENDATION

This report is for information and discussion.

CITY COUNCIL REPORT

TO: Milton Dohoney Jr.
Assistant City Manager

FROM: Joseph G. Yahner
Police Chief

SUBJECT: CRISIS INTERVENTION SQUAD

This report provides the Public Safety and Veterans Subcommittee with information on the creation and implementation of the Police Department's Crisis Intervention Squad.

THE ISSUE

The Phoenix Police Department (PPD) serves approximately 4,000 court ordered mental health pick-ups annually. Ninety (90) percent of these pick-ups are classified as emergency or 'emergent' orders. The current process for the contact and transport of these individuals in crisis involves a patrol sergeant and at least two patrol officers. One of the responding officers is required to be a Crisis Intervention Trained (C.I.T) officer. Emergent mental health orders are treated like an arrest warrant, so officers are required to take custody of the individual and transport them to the Urgent Psychiatric Care Center in central Phoenix. If the individual refuses entry to officers, the pick-ups are treated the same as a barricade situation, and the Department's procedures for a barricaded subject are followed.

Patrol officers and supervisors can spend anywhere from 20 minutes to several hours on these types of calls for service and transports. The requirement for crisis intervention training at a high level is becoming the standard for law enforcement agencies across the nation. The PPD maintains a 21-24% level of trained first responders who have completed the standard 40-hour course required to be C.I.T. certified. The time requirements for training coupled with time on call for patrol presents a significant demand on first responders.

OTHER INFORMATION

To improve the Department's response to these emergent orders, a specialized squad has been created which will handle a majority of the pick-ups. The Crisis Intervention Squad will consist of a sergeant and six (6) highly trained C.I.T. certified officers. This team will provide the Department and the community with a focused response model for mental-health pick-ups. In situations where this squad is unable to respond, the Department's current policy for emergent mental health orders by patrol first responders will remain in effect. The Crisis Intervention Squad will work directly with our behavioral health partners listed below to increase the safety and effectiveness in serving these emergent orders.

- Connections AZ
- Crisis Response Network, Inc.
- Community Bridges
- Mercy Maricopa Integrated Care
- National Alliance on Mental Illness of Arizona
- Arizona Department of Health Services
- AZ Behavioral Health Corporation
- Arizona Foundation for Behavioral Health
- Crisis and Trauma Healing Services at LaFrontera, EMPACT-Suicide Prevention Center
- Medical Facilities/Hospitals

The creation and implementation of this specialized squad is supported by the Police Chief's Mental Health Executive Advisory Board, which reviews the Department's response and handling of citizens who are dealing with mental health issues. The Crisis Intervention Squad will be housed with the Department's community outreach programs in the new Community Services Division and is expected to be operational in the coming months once the selection process for the seven positions has been completed and they receive the requisite training.

RECOMMENDATION

This item is for information only.