

CITY OF SEATTLE
RESOLUTION _____

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A RESOLUTION selecting a Monitor pursuant to the Consent Decree entered by the United States District Court in *United States v. City of Seattle*, United States District Court, Western District of Washington, Case No. 2:12-cv-01282-JLR.

WHEREAS, the City of Seattle is a defendant in the lawsuit filed by plaintiff United States of America, entitled *United States v. City of Seattle*, United States District Court, Western District of Washington, Case No. 2:12-cv-01282-JLR; and

WHEREAS, the United States District Court approved of and entered a Consent Decree, agreed upon by the parties, with the goal of ensuring that police services are delivered to the people of Seattle in a manner that fully complies with the Constitution and laws of the United States, effectively ensures public and officer safety, and promotes public confidence in the Seattle Police Department (“SPD”) and its officers; and

WHEREAS, the Consent Decree consists of the Settlement Agreement and Stipulated Order of Resolution executed by the parties on July 27, 2012 as modified by the Stipulation and Order for Modification and for Entry of Preliminary Approval of the Parties’ Settlement Agreement and Stipulated Order of Resolution executed by the parties and entered by the Court on September 21, 2012; and

WHEREAS, the Consent Decree provides that the parties may jointly agree on a Monitor, who the Court may appoint as its agent to oversee the implementation of the Consent Decree; and

WHEREAS, the Consent Decree provides that if the parties agree on a Monitor, they must file a stipulated motion for approval of that monitor on or before October 26, 2012; and

WHEREAS, the City and the United States jointly solicited letters of interest from individuals and groups interested in acting as Monitor, and twenty-three applicants responded to the solicitation; and

WHEREAS, the City appointed a screening committee, comprised of representatives of the Mayor, City Attorney, the Budget Office and the Seattle Police Department, which selected nine first-round finalists from the original twenty-three applicants, who were requested to provide follow-up materials and to interview with the screening committee; and

1 WHEREAS, the City's screening committee recommended that five of the nine finalists be
2 interviewed by the Mayor's Office, interested Councilmembers, the City Attorney's
Office, and the Seattle Police Department; and

3 WHEREAS, of the five finalists recommended for further interviews, one voluntarily withdrew;
4 and

5 WHEREAS, the four remaining finalists were interviewed by the Mayor, the City Attorney, the
6 Chief of Police, Council President Clark, and Councilmembers Harrell, Burgess, and
Licata;

7
8 NOW, THEREFORE,

9 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE THAT:**

10 **Section 1.** The City Council affirms and supports the work our police officers do to
11 protect the people of Seattle, prevent crime, and hold accountable those who engage in criminal
12 behavior. We recognize the dangers our police officers face and we pledge our continued
13 support and to provide them with the resources they need to be effective in their work. We
14 believe strongly in Constitutional and effective policing and hope for an expeditious resolution
15 of the Consent Decree. We believe that a monitor who focuses on the outcomes desired by the
16 parties to the Consent Decree, including better community-police relations, will facilitate
17 compliance with the terms of the Decree.

18 **Section 2.** The City Council places high importance on the Monitor's ability to develop
19 and understand police use of force policies; early warning tracking systems to identify officers
20 with risk indicators; risk management of police misconduct; community and problem-oriented
21 policing models; and meaningful and successful monitoring plans.

22 **Section 3.** The City Council finds that Merrick Bobb has been monitoring and reviewing
23 law enforcement agencies for more than 20 years and has developed substantial expertise in
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1 police use of force policies and practices, community and problem-oriented policing, and biased
2 policing.

3 Section 4. The City Council finds that Merrick Bobb has authored numerous publications
4 related to police accountability, effective policing practices, the development of effective
5 community relations, and community and problem-oriented policing and has also led the
6 development of the *National Guidelines for Police Monitors* (2008).

7 Section 5. The City Council has reviewed Merrick Bobb's experience and commitment
8 to police reform based on his work across the nation, including his review of the King County
9 Sheriff's Office, and finds that he possesses the qualifications and expertise necessary to serve as
10 the Court's Monitor and move the City toward rapid and effective compliance with the Decree.

11 Section 6. Attorneys for the United States have stated that they would agree with the
12 City to Merrick Bobb as the Monitor of the consent decree and, if the City agreed, would join in
13 a stipulation to the Court naming him as the Monitor.

14 Section 7. The City Council requests that the City Attorney advise and represent to the
15 Court and to the plaintiff, United States of America, in *United States v. City of Seattle*, United
16 States District Court, Western District of Washington, Case No. 2:12-cv-01282-JLR, that
17 pursuant to the Stipulation and Order for Modification and for Entry of Preliminary Approval of
18 the Parties' Settlement Agreement and Stipulated Order of Resolution, entered on September 21,
19 2012, the City agrees to the selection of Merrick Bobb as Monitor.

20 Section 8. The City Council further requests that Joe Brann be named as a member of the
21 Monitoring Team. Joe Brann is a nationally recognized police expert and the first Director of the
22 Office of Community Oriented Policing Services (COPS Office) in the Department of Justice
23 who served as a Special Master to the Court for the Cincinnati consent decree. He has been
24 advising the City and SPD since February 2012 on the City's response to the Department of
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1 Justice's findings. His participation on the monitoring team would provide continuity as well as
2 outstanding subject matter expertise and monitoring experience.

3 Adopted by the City Council the ____ day of _____, 2012, and
4 signed by me in open session in authentication of its adoption this _____ day
5 of _____, 2012.

6 _____
7 President _____ of the City Council

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10 Filed by me this ____ day of _____, 2012.

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12 _____
13 Monica Martinez Simmons, City Clerk

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15 (Seal)

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