

AGENDA

DES MOINES CITY COUNCIL
PUBLIC SAFETY/EMERGENCY MANAGEMENT COMMITTEE
City Council Chambers
21630 11th Avenue S, Des Moines, Washington
Thursday, March 7, 2024 - 5:00 PM

Public Safety/Emergency Management Committee: Chair: Traci Buxton; Vice
Chair: Yoshiko Grace Matsui; Harry Steinmetz

CALL TO ORDER

AGENDA

- Item 1. APPROVAL OF FEBRUARY MEETING MINUTES
[PSEM Feb 1 Meeting Minutes](#)
- Item 2. 2024 LEADERSHIP RETREAT RECAP (PD)
- Item 3. FLOCK & SAFETY CAMS UPDATE (PD)
- Item 4. 2024 DEBRIS MANAGEMENT ANNEX (EM)
[Debris Management Annex Presentation March 7 2024](#)
- Item 5. 2024 EOC TTX – EXTREME WEATHER EVENT (EM)
- Item 6. FIREWORKS ON PREMISES ORDINANCE (PD)
[3-7 PSEM Committee Memo](#)
[Draft Ordinance No. 24-011](#)
- Item 7. PD GOALS & STRATEGIES (PD)
[2024 Goals and Strategies Web](#)

ADJOURNMENT



Public Safety/Emergency Management (PSEM)
Meeting Minutes
February 1, 2024
5:00-5:50pm

Council Members: Buxton, Steinmetz, Grace Matsui
Police Chief Tim Gately
Emergency Management Director Shannon Kirchberg

1. Call to Order, Clerk of the Board
 - Clerk calls for nominations for Committee Chair
 - Mayor Buxton is nominated/selected to be Committee Chair
 - Committee Chair calls for nominations for Vice Committee Chair
 - Council member Yoshiko Grace Matsui is nominated/selected to be Vice Committee Chair

2. Approval of November Meeting Minutes
 - Vice Chair Grace Matsui calls for approval of November meeting minutes

3. 2024 Proposed Work Plan
 - Chief Gately presents 2024 Proposed Work Plan
 - Committee Chair calls for a vote to approve 2024 Proposed Work Plan
 - 2024 Work Plan approved

4. Adjourn 5:13pm

City of Des Moines Debris Management Annex

Debris Management Plan

- Debris is scattered items or materials either broken or misplaced by a disaster
- King County Draft Debris Management Plan is complete
- Currently under review by King County Departments and Partners
- Cities and Special Purpose Districts are working on jurisdictional plans
- City Specific Plan Objectives
 - Assign roles and responsibilities to City departments
 - Identify available sites for debris storage and reduction activities
 - Identify existing contracts to augment the City's debris operation

Why Plan for Debris Management?

- Debris management costs accounts for about 27% of total disaster costs
- Every 1 million cubic yards of debris dumped at the landfill lessens the lifespan of the landfill by one year
- Often overwhelms local capacities; County and State assistance will be required
- Cost is less expense for local jurisdiction when they plan in advance
- Greater reimbursement if incident becomes a Stafford Act declaration

An aerial photograph of a river valley with a semi-transparent map overlay. The map shows a network of roads and colored dots (yellow, red, blue) indicating debris flow locations. The river is visible in the lower right, and the surrounding terrain is a mix of green and brown.

Debris Estimates: King County Natural Hazards

- **Historical Events and Debris Data**
- **Oso Landslide – 15 million cubic yards of debris, covering one square-mile**
- **2014 – Nisqually 7.2 HAZUS estimate – 1.43 million tons of debris**
- **2020 – Flooding, Severe Storms, Landslides – Labor, Equipment, Disposal –\$377,937**

Planning Components

1. Debris Management Overview
2. Incidents and Assumptions
3. Debris Collection and Removal
4. Temporary Debris Management Sites and Disposal Locations
5. Debris Removal from Private Property
6. Personnel
7. Monitoring of Debris Operations
8. Health and Safety Requirements
9. Other Regulatory Requirements and Environmental Considerations
10. Public Information

Public Information/Communication

Separating Your Debris

Debris should be placed curbside, without blocking the roadway or storm drains.

NO PICKUP ZONE

Any debris placed from the sidewalk toward your property will not be picked up.

DEBRIS SEPARATION

Separate debris into the six categories shown below.

DO NOT STACK OR LEAN

Placing debris near or on trees, poles, or other structures makes removal difficult. This includes fire hydrants and meters.

UNSURE WHERE TO PLACE DEBRIS?

If you don't have a sidewalk, ditch, or utility line in front of your house, place debris at the edge of your property before the curb.



Normal Household Trash
Normal household trash and bagged debris will not be picked up with disaster debris. You should continue to follow your normal garbage removal schedule.



VEGETATIVE DEBRIS
(do not put in bags)
• Leaves
• Logs
• Plants
• Tree branches



CONSTRUCTION & DEMOLITION DEBRIS
• Building materials
• Carpet
• Drywall
• Furniture
• Lumber
• Mattresses
• Plumbing



APPLIANCES & WHITE GOODS
• Air conditioners
• Dishwashers
• Freezers
• Refrigerators
• Stoves
• Washers, dryers
• Water heaters



ELECTRONICS
• Computers
• Radios
• Stereos
• Televisions
• Other devices with a cord



HOUSEHOLD HAZARDOUS WASTE
• Cleaning supplies
• Batteries
• Lawn chemicals
• Oils
• Oil-based paints and stains
• Pesticides

For more information, contact your local government.

Completed Plan

- Presented to the PSEM Committee and Council
- Sent to King County
- Full King County Plan will be reviewed by FEMA
- Required edits will be communicated to partners by King County

Questions?

EOC Tabletop Exercise

November 13, 2023

Why Exercise?

- Build preparedness of the team for threats and hazards
- Work realistic and likely situations in a low pressure open minded environment
- Test and validate plans, policies, procedures and capabilities
- Less expense for local jurisdiction compared to full scale exercise
- Identify resource requirements, capability gaps, strengths, areas for improvement, and potential best practices

Tabletop Exercise Overview

Threat/Hazard	Severe Weather – High Winds, Substantial Rain Accumulation, Minor Flooding, and Power Outages
Scenario	<p>A severe weather event moves through the Western Washington State region with high winds and substantial amounts of rain. The high winds have knocked out power lines within the region and heavy rain has caused minor flooding with the potential for further flooding along the coastlines due to the Kings Tide moving through the region.</p> <p>For the sake of this exercise, all preparation, response, and recovery events will take place at the same time. See Assumptions and Artificialities section for additional information.</p>

Summary

- All Departments were represented
- Staff discussed their role's position assignments in the EOC
- Department specific procedures during sever weather discussed
- Department communication plans were shared
- Cross department communication discussed

Lessons Learned

- Additional EOC Position specific training was requested
- EOC opening check list will be created
- Public Works has a strong response plan that is activated in advance of a forecasted event
- EOC activation would be requested by Public Works or Des Moines Police Department
- EOC could be opened in advance of the storm to ensure situational awareness and communication to staff and community

Questions?

Matthew Hutchins, Acting City Attorney
21630 11th Avenue So., Suite C
Des Moines, WA 98198

**OFFICE OF THE
DES MOINES
CITY ATTORNEY**

Memo

Date: March 7, 2024
To: Public Safety and Emergency Management Committee
From: Matt Hutchins, Acting City Attorney
Re: Permitting Fireworks on Premises Ordinance discussion

The purpose of this agenda item is to provide the Committee with a draft ordinance for consideration intended to provide more effective enforcement of the City's fireworks ban.

With the exception of properly licensed public displays, the sale and use of fireworks has been illegal in the City of Des Moines since 2006. As of 2024, personal fireworks are illegal in virtually every city in King County and the unincorporated areas of the County. Nevertheless, every year around the 4th of July holiday, the neighborhoods of Des Moines are filled with the sounds of illegal fireworks. These firework discharges are a well-known fire hazard and the loud noises can be very traumatic for people and pets alike.

Enforcement of firework bans have always been a challenge for law enforcement. In most cases, police are responding to complaints from neighbors, and by the time officers are out of their cars, violators have ceased lighting off fireworks and no one is willing to admit to being responsible and no one is willing to blame anyone else. The problem is particularly acute at large parties. The Council has previously tried to help with enforcement by reducing possession of a small amount of fireworks from a misdemeanor to a civil infraction, but this has proved insufficient.

Given these realities, it makes sense to put the responsibility for preventing party goers from illegally discharging fireworks on the person who is best positioned to prevent the activity before it happens – the person who has control of the property where the party is occurring. The draft ordinance contains the following provisions that staff hopes will provide Des Moines Police with better tools to combat illegal firework use:

- Prohibits a person who owns or is otherwise responsible for real property to allow fireworks to be discharged on their property.

- Prohibits a person in charge of real property to allow their guest to bring, possess, or place fireworks on their property.
- Requires a person in charge of real property to remove fireworks deposited on public streets or sidewalks by guests of the property.
- Creates a presumption that fireworks discharged on or near real property by guests of the property were discharged with the owner's permission
- Provides a defense for property owners who eject firework users from their property and providing their name to law enforcement.

The intent of the draft ordinance is to give a the property owner or renter liability for inviting individuals onto their property and failing to make sure their guests are not endangering or annoying their neighbors by lighting fireworks, which has not been legal in Des Moines for nearly twenty years. The City's enforcement priority should be focused on the individuals actually discharging the fireworks, but when no one is willing to take responsibility to admit or identify the perpetrator, DMPD would now have additional authority to cite the property owner allowing the behavior to occur.

A violation under this draft ordinance would be a class 1 civil infraction, with a maximum monetary penalty of \$513. This is the same for illegal possession or discharge of fireworks less than five pounds.

CITY ATTORNEY'S FIRST DRAFT 02/28/2024

DRAFT ORDINANCE NO. 24-011

AN ORDINANCE OF THE CITY OF DES MOINES, WASHINGTON relating to fireworks, regulating the use of real property for the discharge of illegal fireworks, adding a new section to chapter 9.42 DMMC, and amending DMMC 9.42.020.

WHEREAS, the City Council of the City of Des Moines has previously found that the use of personal fireworks create a risk of fire and a danger to public safety, and

WHEREAS, the Council recognizes that firework discharges also create environmental pollution and noise pollution that can cause great distress for both humans and animals, and

WHEREAS, the sale and use of fireworks in the City of Des Moines was prohibited by Ordinance no. 1362, adopted in 2005, and

WHEREAS, enforcement of the prohibition on fireworks has proven difficult, particularly for gatherings around the Fourth of July, because Des Moines Police Officers and willing witnesses rarely have the opportunity to identify which particular person discharged the fireworks, and

WHEREAS, the owner of property who allows their guests to use their real property to discharge fireworks or as a staging area for discharging fireworks in the street should bear some responsibility for enabling this illegal activity that disturbs and endangers their neighbors, and

WHEREAS, the City Council finds that it is appropriate to make permitting the use of one's own real property to discharge fireworks a civil infraction in order to combat the behavior, and

WHEREAS, DMMC 9.42.020 contains an out of date citation and should be updated to cite the correct section of the Washington Administrative Code, and

WHEREAS, the provisions of this Ordinance are necessary and proper to promote public safety, health, and welfare; now therefore,

THE CITY COUNCIL OF THE CITY OF DES MOINES ORDAINS AS FOLLOWS:

Sec. 1. New Section. A new section is added to chapter 9.42 DMMC to read as follows:

Permitting illegal firework discharge.

(1) It shall be unlawful for an owner of real property, or a person renting, leasing, or who has control over the use of real property, to:

(a) permit the property that he or she owns, rents, leases or has control over, to be utilized for the discharge of fireworks unless properly permitted pursuant to this chapter; or

(b) permit any person to bring, possess, or deposit any fireworks on the property that he or she owns, rents, leases or has control over unless properly permitted pursuant to this chapter; or

(c) fail to remove any fireworks or parts of fireworks, whether discharged or not, that have been deposited upon any street, sidewalk or other public place by a resident, guest, licensee, or invitee of the property that he or she owns, rents, leases or has control over.

(2) There shall be a rebuttable presumption that the owner of property, or a person renting, leasing, or who has control over the use of property hosting a gathering where multiple fireworks are discharged has permitted the use, possession, or deposit of fireworks on the property.

(3) It shall be a defense to a violation of this section that following the discharge or deposit of fireworks, the defendant did not permit the person or persons responsible for depositing or discharging fireworks to return or remain on their property and provided the name of the person or persons responsible to law enforcement.

Sec. 2. DMMC 9.42.020 and section 2 of Ordinance No. 1362 as amended by section 3 of Ordinance No. 1684 are each amended to read as follows:

Definitions. As used in this chapter, unless the context or subject matter clearly requires otherwise, the words or phrases defined in this chapter shall have the indicated meanings.

(1) The definitions of chapter 70.77 RCW as presently constituted or as may be subsequently amended are adopted by reference and shall govern the construction of this chapter when applicable.

(2) "Fire Marshal" means the Fire Marshal of South King Fire and Rescue.

(3) "Trick and novelty devices" means a device defined in WAC ~~212-17-030~~212-17-030, as presently constituted or as may be subsequently amended.

Sec. 3. Codification. Section 1 of this Ordinance shall be codified as DMMC 9.42.035, entitled *Permitting illegal firework discharge*.

Sec. 4. Severability - Construction.

(1) If a section, subsection, paragraph, sentence, clause, or phrase of this Ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

(2) If the provisions of this Ordinance are found to be inconsistent with other provisions of the Des Moines Municipal Code, this Ordinance is deemed to control.

Sec. 5. Effective date. This Ordinance shall take effect and be in full force thirty (30) days after its passage and approval in accordance with law.

PASSED BY the City Council of the City of Des Moines this ____ day of _____, 2024 and signed in authentication thereof this ____ day of _____, 2024.

M A Y O R

Ordinance No. ____
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APPROVED AS TO FORM:

City Attorney

ATTEST:

City Clerk

Published:

Effective Date:



DES MOINES POLICE DEPARTMENT

"Committed to relentlessly fighting crime with trust and care"

2024 GOALS AND STRATEGIES

Retention, Recruiting, Succession:

Goal: Enhance Recruitment Strategies

- Develop targeted recruitment campaigns highlighting the department's strengths.
- Establish partnerships with local educational institutions to attract and train future officers.
- Utilize online platforms and social media for recruitment, showcasing the department's positive impact on the community.

Goal: Foster Professional Development

- Implement mentorship programs to support new recruits and staff at various career stages.
- Provide ongoing training opportunities for skill development and career advancement.
- Create a clear career progression path with opportunities for specialization and leadership roles.

Goal: Strengthen Succession Planning

- Identify and mentor potential future leaders within the department.
- Establish cross-training programs to ensure staff are versatile in various roles.
- Conduct promotion and specialty assignment processes based on merit, skills, and leadership capabilities.

Safety and Wellness:

Goal: Enhance Officer Well-Being and Mental Health

- Institute Active Bystandership for Law Enforcement (ABLE) training and ideals.
- Establish wellness programs promoting physical fitness, nutrition, and stress management.
- Collaborate with mental health professionals to develop training on de-escalation techniques and crisis intervention.

Goal: Strengthen Community Safety

- Continue community policing initiatives to build trust and partnerships with residents.
- Enhance training to meet or exceed all WASPC Accreditation Standards.
- Develop proactive crime prevention/response in collaboration with community stakeholders.

Goal: Improve Officer Safety

- Provide ongoing training in the latest safety protocols and technology for officers.
- Improve state-of-the-art protective equipment and technology and systems.
- Establish regular reviews of critical incidents to identify areas for safety improvement.

Technology and Equipment:

Goal: Implement Technology

- Collaborate with tech experts to assess and implement the latest crime-fighting technologies.
- Integrate data analytics for predictive policing and resource allocation.
- Adopt communication tools to enhance coordination among officers and agencies.

Goal: Ensure Excellent Equipment

- Regularly assess and update the department's equipment inventory.
- Provide officers with modern and reliable tools, vehicles, and communication devices.
- Establish maintenance protocols to ensure equipment functionality and longevity.

Goal: Enhance Technology & Cybersecurity

- Invest in measures to protect sensitive information and digital infrastructure.
- Provide ongoing training on cybersecurity best practices for officers and staff.
- Collaborate with technology experts to stay ahead of emerging cyber threats.