

ORDINANCE NO. 2024-3

AN ORDINANCE OF THE SOUTH SALT LAKE CITY COUNCIL AMENDING SOUTH SALT LAKE MUNICIPAL CODE SECTIONS 2.70.060 AND 2.70.090 TO UPDATE BOARD MEMBER REQUIREMENTS AND THE BOARD'S QUARTERLY AND ANNUAL REPORTING REQUIREMENTS FOR THE CITY'S CIVILIAN REVIEW BOARD.

WHEREAS, the South Salt Lake City Council (the "Council") is authorized to enact and amend ordinances governing the City of South Salt Lake, including passing resolutions and ordinances concerning the health welfare of the residents of South Salt Lake (the "City"); and

WHEREAS, in June 2021, the Council enacted legislation enabling the creation of the South Salt Lake Civilian Review Board ("CRB") acknowledging that citizen participation and engagement will help further the efforts of the City to promote transparency and accountability in the City's policing efforts; and

WHEREAS, the CRB is designed to improve communication between the City's Police Department and the community, to help ensure police accountability and credibility with the public, and to create a review process that is free from bias and informed of actual police practice to provide independent civilian oversight of the City's Police Department; and

WHEREAS, the CRB has implemented as a standing rule of procedure for its board members that each board member shall participate in trainings, which may include two or more ride-alongs per year, in order to meet the goals of the CRB in promoting transparency, accountability, and improving communications between the Police Department and the community; and

WHEREAS, South Salt Lake Municipal Code 2.70.060 states in relevant part the CRB is required to review all use of force and vehicle pursuits received; and

WHEREAS, in order to more fully and efficiently meet this statutory obligation all board members should come to each board meeting prepared by reviewing all reports and items received pursuant to subsection 2.70.050(C) prior to each board meeting; and

WHEREAS, South Salt Lake Municipal Code 2.70.090 details certain reporting requirements the CRB must report the City Council on a quarterly and annual basis; and

WHEREAS, on March 27, the Council met in work and regular session to discuss, among other things, the reporting requirements of the CRB; and

WHEREAS, the CRB, in conjunction with the Mayor and the Council chair recommend inclusion of the number of ride-alongs in which CRB board members participate as a reporting requirement of the CRB to the Council on a quarterly and annual basis as outlined in South Salt Lake Municipal Code 2.70.090 and as shown in the attached language; and

WHEREAS, the Council reviewed the recommendation of the proposed changes and determined the changes were in the best interest of the City;

NOW THEREFORE, BE IT ORDAINED, by the City Council of the City of South Salt Lake as follows:

SECTION I: The proposed amendments attached hereto as “Exhibit A,” and incorporated herein by this reference, are hereby adopted and incorporated into Section 2.70.060 of the South Salt Lake City Municipal Code.

SECTION II: The proposed amendments attached hereto as “Exhibit B,” and incorporated herein by this reference, are hereby adopted and incorporated into Section 2.70.090 of the South Salt Lake City Municipal Code.

SECTION III: If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such provision shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

SECTION IV: This ordinance shall become effective upon Mayor’s signature and publication, or after fifteen days of transmission to the office of the Mayor if neither approved nor disapproved by the Mayor, and thereafter, publication.


(signatures on following page)

Adopted this 27th day of March, 2024.

BY THE CITY COUNCIL:


Sharla Bynum, Council Chair

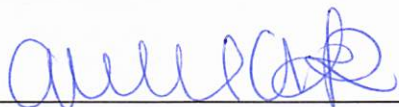
ATTEST:


Ariel Andrus, City Recorder

City Council Vote as Recorded:

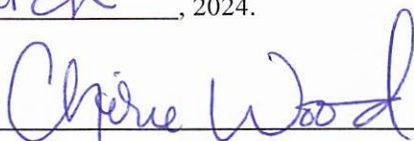
Huff	<u>yes</u>
Thomas	<u>yes</u>
Bynum	<u>yes</u>
Mitchell	<u>ABSENT</u>
Pinkney	<u>ABSENT</u>
Sanchez	<u>ABSENT</u>
Williams	<u>yes</u>

Transmitted to the Mayor's office on this 28 day of march, 2024.


Ariel Andrus, City Recorder

MAYOR'S ACTION: Approve

Dated this 28th day of March, 2024.


Cherie Wood, Mayor

ATTEST:



Ariel Andrus, City Recorder

Exhibit A:

2.70.060 Review by the board.

- A. The board shall review all use of force and vehicle pursuits received pursuant to subsection 2.70.050(C) prior to the next regularly scheduled board meeting.
 - 1. In addition to reviewing the records received pursuant to subsection 2.70.050(C), the board may discuss or ask questions regarding the use of force or vehicle pursuit with one or more members of the police department as designated by the chief.
 - a. Special requests regarding the attendance of a particular member of the police department shall be made by the chairperson to the chief of police no less than fourteen (14) days in advance of a board meeting and notice shall be given regarding the topics of discussion.
- B. Upon review, which shall be conducted in accordance with UCA Chapter 52-4 or its successor provisions, the board shall discuss and render a written advisory opinion, signed by the chairperson, of whether or not an applicable law, policy, or procedure was violated.
- C. All written advisory opinions shall be forwarded to the mayor and the city council.

Exhibit B:

2.70.090 Quarterly and annual reports.

- A. The board chairperson shall provide quarterly and annual reports concerning the operations of the board. These reports shall be presented to the city council and shall be made public.
- B. Quarterly reports shall include the following information for reviews conducted during the quarter:
 - 1. The total number of use of force incidents given to the chairperson in accordance with 2.70.050(B).
 - 2. The total number of use of force incidents given to all members of the board in accordance with 2.70.050(C)
 - 3. The total number of use of force incidents where the board issued an advisory opinion finding a violation of a law, policy, or procedure.
 - 4. The total number of vehicle pursuit incidents given to the chairperson in accordance with 2.70.050(B).
 - 5. The total number of vehicle pursuit incidents given to all members of the board in accordance with 2.70.050(C)
 - 6. **The total number of all law enforcement ride-alongs in which Board members participated.**
 - 67.** The total number of vehicle pursuit incidents where the board issued an advisory opinion finding a violation of a law, policy, or procedure.
- C. Annual reports shall include a compilation of the data from the quarterly reports required in subsection B and any other suggestions made by the board to the mayor or the city council concerning police department policies.