

**CITY OF CLARKSTON
CITY COUNCIL AGENDA
829 5th Street
MONDAY, AUGUST 13, 2018**

- 1. CALL TO ORDER: 7:00 P.M.**
- 2. PLEDGE OF ALLEGIANCE:**
- 3. AGENDA CHANGES:**
- 4. APPROVAL OF MINUTES:
July 30, 2018 Special Meeting**

- 5. COMMUNICATIONS:**
 - A. From the Public:** (Please limit comments to 3 minutes)
 - B. From the Mayor:**
 - C. From Staff or Employees:**
 - D. Valley Vision Presentation: Karl Dye**

- 6. COMMITTEE REPORTS:**
 - A. Finance/Admin – Audit Report on Current Bills – August 13**
 - B. Public Safety – August 7**
 - C. Public Works – No Meeting**
 - D. Outside Organizations – Health District, EMS Council, Valley Vision, PTBA, SEWEDA, MPO, Regional Stormwater, Lodging Tax Advisory**

- 7. UNFINISHED BUSINESS:**
 - A. Ordinance 1604 – Amending 15.04 Building Permit Fees (Finance/Admin) 2nd Reading**

- 8. NEW BUSINESS:**
 - A. Unmanned Aerial System Draft Policy (Public Safety)**
 - B. 2018-2019 School Resource Officer Contract (Finance)**

- 9. COUNCIL COMMENTS:**

- 10. QUESTIONS FROM THE PRESS:**

- 11. EXECUTIVE SESSION: None**

- 12. ADJOURN:**

Time limits for addressing the council have been established by council direction. Presentations are limited to 15 minutes and public comments are limited to 3 minutes per person, per topic.

CLARKSTON CITY COUNCIL MINUTES
July 30, 2018

ROLL CALL: Russ Evans, Pat Holman Joel Profitt, Skate Pierce, Belinda Larsen, John Murray.
STAFF: Chief Hastings, Chief Cooper, PWD Poole, Clerk Austin, Attorney Richardson.

AGENDA CHANGES: Add 2nd Reading to item “A” under Unfinished Business. Change the second item “B” under New Business to “C” and add Item D: Consideration of Secretary of State Local Records Grant Application.

APPROVAL OF MINUTES: Minutes of the July 9, 2018 Regular Meeting were approved as corrected.

COMMUNICATIONS:

A. From the Public: Jeanine Joly, 719 Libby Street
Jenny Hawvermale, 1202 8th Street

B. From Mayor: Mayor Lawrence attended a presentation by Veterinary students from WSU regarding care and housing for animals during a disaster. The presenters discussed plans for both small animals and large farm animals being added to the master plan for Asotin County. The Mayor has copies of the handouts for review by request. Mayor Lawrence reminded Council that the last regular meeting for the Council is scheduled on December 24, which is Christmas Eve. If Council would like to reschedule the meeting, possible dates would be December 21, or the morning of December 24. The Mayor advised that four applications for the vacant Council position were received before the deadline at 5:00pm on July 27, 2018. Council was requested to determine if the deadline would be extended, to allow more to apply. The Council decided to have interviews for the position on September 10, and will accept applications until 5:00pm on August 7, 2018. The Mayor distributed a letter to the Council regarding the annual EMS levy.

C. From Staff or Employees: PWD Poole advised that both the sidewalk project and the Relight Washington project on 6th Street have been completed. Chief Hastings commented on the public communication regarding speeding in the area of 8th and Libby Streets. He will be contacting the citizens that spoke tonight. He mentioned that the department has received a grant that will help with traffic enforcement, and that the department is now fully staffed. Chief Hastings thanked PWD for assisting in traffic enforcement by providing traffic survey data to identify times that vehicles are speeding. He advised that he will request this information for the area of 8th and Libby Streets, and place the radar trailer in that area.

COMMITTEE REPORTS:

Finance/Admin: Councilmember Murray reported that the Committee reviewed Ordinances 1603 and 1604, and approved the bills for payment. Total expenditures for the July 30, 2018 period of \$200,711.63. MOTION BY HOLMAN/EVANS to approve the bills as read. Motion Carried

Public Safety: Mayor Lawrence advised that the meeting was cancelled.

Public Works: Councilmember Pierce reported that the Committee discussed the City needs to set our stormwater rate by resolution. The alley vacation between Elm and Maple on 5th St has all adjacent property owners in agreement with the plan. The Mayor needs to assign an appraiser who will figure the costs for the property owner. The goal is to get this unused property on the tax rolls. The City will be sending out a notification to property owners and notify them when trees and shrubs from their property grow into the alley. There will also be a citizen survey sent out with this month's City bills. The survey is for input on our Comprehensive Plan update. The City is looking for a citizens group to help with a future skate park for Clarkston. There are grant opportunities available for a skate park.

Outside Organizations: Mayor Lawrence advised that the Health District met for a routine meeting, and there is nothing new to report. Councilmember Profitt reported that he had attended the SEWEDA meeting on July 10th, in Pomeroy. The organization is busy with many projects in the area. SEWEDA has the “Cup of Joe” project in Pullman that allows businesses to network and discuss common interests. There was information about a local individual purchasing land for a sustainable shrimp farm. The number of people that are reached and helped by SEWEDA is amazing.

UNFINISHED BUSINESS:

A. Ordinance 1603 – Amending 14.06 Sewer Collection and Disposal Charges (Finance/Admin)
2nd Reading. Amendment to correct clerical error on the Ordinance number. MOTION BY PIERCE/HOLMAN to approve the ordinance. Motion by PIERCE/HOLMAN to amend Ordinance 1604 to be 1603. MOTION BY PIERCE/PROFIT to

approve the amendment of the ordinance. Councilmember Larsen asked for the amended ordinance to be read by title. Councilmember Murray advised that the Council needed to decide if the new policy would be applied retroactively. Clerk Austin clarified the changes that this ordinance would enact regarding commercial properties and the study period for sewer calculation of charges. Attorney Richardson spoke to the Council about the fairness that the Council would want to charge retroactively regarding the account in question. Council determined that in regards to the business owner that brought this to the City's attention, that it would be applied retroactively. Motion Carried.

NEW BUSINESS:

A. Resolution 2018-07, Excess Property Tax Levy for EMS (Public Safety) Chief Cooper advised the Council on the \$635,766 levy for fiscal year 2019. MOTION BY LARSEN/EVANS to approve Resolution. Councilmember Murray asked if the amount was an increase over the current rate due to the increase of exempt properties. Chief Cooper advised that there has been an increase of tax exempt properties. Mayor Lawrence advised that in 2016 there were 275 exempt properties, the number of properties increased to 300 in 2017 and has increased to 318 this year. Motion carried.

B. Ordinance 1604 – Amending 15.04 Building Permit Fees (Finance/Admin) 1st Reading Vote will be held at the next meeting.

C. Announcement of 2018 Street Maintenance Project Bid Award (Public Works) PWD Poole advised that there were two bidders. The project was awarded to HERCO for \$210,265. Motion to Authorize the Mayor to sign the bid award by PIERCE/LARSEN. Murray asked when the work would be completed for the project. PWD Poole advised that it would be on or before September 7, 2018. Councilmember Profitt asked if residents could ask to be added to the project. PWD Poole that there would not be any citizen additions. The streets in the project were identified for repair by City. Councilmember Evans asked if the project was funded by a grant. PWD Poole advised that it was not a grant but would utilize TBD funds. Larsen asked if the project would include the 6th and Chestnut intersection. PWD Poole advised that was included as Alternate number one. Councilmember Pierce requested that there be no work signs placed on City sidewalks. He advised that it made the areas impassable for those with wheel chairs, and he helped move them last year. Motion Carried.

D. Consideration of Secretary of State Local Records Grant Application (Finance/Admin) Clerk Austin presented Council with a grant opportunity to organize the City's records. The grant request would be between \$10,000 and \$15,000. The grant has no matching funds required for application. MOTION BY LARSEN/MURRAY to authorize application. Motion carried.

COUNCIL COMMENTS: Councilmember Pierce spoke in reference to the EMS Levy. He advised that the levy isn't taking care of what it needs to take care of. At any time the City has two EMS and two fire personnel on a shift. He advised that there is about a ten to one ratio (10:1) of EMS calls to Fire calls per the numbers posted at the Fire Station. This means that the City is paying for two Fire staff to be EMS staff. The EMS levy should reflect that cost. The City costs will get out of control if this continues. If this is a service that the citizens want, then they should pay for it, because the City could have a less expensive alternative. The City needs to find a way to make the EMS levy pay for nine of the twelve employees if that can be done legally. Pierce advised that he was in favor of a levy that would cover the EMS costs completely, would vote for it, and would also pay the costs of the levy as a resident. He further advised that there needs to be a way to take the burden off the City.

PRESS QUESTIONS: None

ADJOURNMENT:

Meeting adjourned at 7:50p.m.

Steve Austin, City Clerk

Monika Lawrence, Mayor

Total Fund Expenditures, 07/30/18	Ck # 66669-66719	\$60,161.85
Payroll 07/20/18	Ck # 66656-66668	\$140,579.78

Public Safety Meeting – 08-07-2018

In attendance: Mayor Lawrence, Councilors Pat Holman, Russ Evans, Belinda Larsen, Chief Cooper, Chief Hastings

Chief Hastings stated that he had talked to one of the women who attended our last council meeting and spoke of traffic and speeding on her street. Since his meeting with the resident, a radar reader board has been put in place. A speed/traffic survey is set to be put into place to determine the amount of traffic in that specific area. Also, in the agenda packet, you will find information regarding the possible purchase of a drone. The Chief would like all Council members to have the opportunity to review the possibilities. Chief Hastings had to leave to attend National Night Out.

The Mayor and Chief Cooper discussed a request from the Clarkston Fire Department volunteers. The Volunteer force is comprised of 16 individuals. Some are more active than others. Eight maintain EMS certification; 1 as a Paramedic, 2 as Advanced EMT's and 5 as EMT's. The current compensation these volunteers receive is \$10 a point for their emergency responses, medical standby responses and training. If we were to increase compensation by \$1.00 per point, the total annual cost increase would be \$3,078.25 - \$1590.55 of which would be charged to the fire department and \$1487.70 would be charged to ambulance services. This will be up for discussion during our budget meetings.

Chief Cooper discussed our ambulance options. We are in desperate need to replace or rebuild our 2002 ambulance. Chief Cooper has done much research on this subject. There has been much discussion about rebuilding or replacing the chassis. What the Chief would like to recommend would be to purchase a demo unit. He would like to find a unit that is built to specifications that would meet our needs now and in the future. One that would possibly be more compatible with other fire departments that have purchased newer units. These units can run anywhere from \$130,000 to \$200,000. Fortunately, Chief Cooper has set aside money for this purpose. The Chief will remain in touch and we will be having more conversations.

ORDINANCE NO. 1604

AN ORDINANCE AMENDING CLARKSTON MUNICIPAL CODE CHAPTER 15.40 WHICH ESTABLISHES A BUILDINGS AND CONSTRUCTION PERMIT FEE MATRIX AND REPEALING ORDINANCE NO. ~~1511~~ 1580 OF THE CITY OF CLARKSTON AND ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH.

The City Council of the City of Clarkston does ordain as follows:

SECTION 1.0

Clarkston Municipal Code Chapter 15.40 is hereby amended as follows:

15.40 Buildings and Construction Permit Fee Matrix. The Buildings and Construction Permit Fee Matrix, attached as Exhibit A, is hereby adopted. The permit fee matrix shall establish the current permit fee rates for the permit fee types identified in the matrix.

SECTION 2.0

Ordinance No. ~~1511~~ 1580 of the City of Clarkston entitled "An Ordinance amending Clarkston Municipal Chapter 15.40 Which Establishes a Buildings and Construction Permit Fee Matrix" and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance.

This ordinance shall be in full force and effect upon the signing hereof by the Mayor, authentication by the City Clerk and publication as required by law.

DATED this _____ day of _____, 2018.

Monika Lawrence, Mayor

Attest by:

Approved as to Form:

Steve Austin, City Clerk

Todd Richardson, City Attorney

Publish Date: _____

Exhibit "A"

Ordinance No. 1580 1604

TYPE OF PERMIT	Valuation Rate or Fee in Dollars
DWELLINGS: 1 & 2 FAMILY or TOWNHOUSES (IRC) (Per Sq. Ft.)	
Main Floor (Wood Frame)	94.00 Sq. Ft.
Upper Floor	68.00 Sq. Ft.
BASEMENT (Per Sq.Ft.)	
Finished	39.00 Sq. Ft.
Finish Existing Basement	28.00 Sq. Ft.
REMODEL (Assorted Work \$1,000.00)	Bid Value Based (use fee chart)
ADDITIONS	72.00 Sq. Ft.
GARAGES (Per Sq.Ft.)	
Attached (Wood Frame)	42.00 Sq. Ft.
Unattached (Wood Frame)	42.00 Sq. Ft.
Convert to habitable space	50.00 Sq. Ft.
Carport (Open, Stick Framed)	21.00 Sq. Ft.
APARTMENT HOUSES (IBC) (Per Sq. Ft.)	(Three or more units)
Wood Frame	99.00 Sq. Ft.
Upper Floor	83.00 Sq. Ft.
Basement	40.00 Sq. Ft.
COMMERCIAL BUILDINGS: (IBC)	(Main Level)
Includes: Retail	116.00 Sq. Ft.
Office	116.00 Sq. Ft.
Restaurant	116.00 Sq. Ft.
Medical	116.00 Sq. Ft.
Hotel / Motel	116.00 Sq. Ft.
Upper Floor	88.00 Sq. Ft.
Basement	46.00 Sq. Ft.
Commercial Warehouse	66.00 Sq. Ft.
STORAGE AND POLE BUILDINGS (Per Sq. Ft.)	
With Slab	18.00 Sq. Ft.
Without Slab	14.00 Sq. Ft.
Open on All Sides	12.00 Sq. Ft.
DECKS (Per Sq. Ft.)	
Covered	20.00 Sq. Ft.
Uncovered	13.00 Sq. ft.
REROOFING (Square = 100 Sq. Ft.) All Methods (excluding liquid application)	150.00 per Square (Use fee chart)

SIDING (Square = 100 Sq. Ft.)	250.00 per Square
MOBILE MANUFACTURED HOME PLACEMENT	
Private Lot	250.00 (each)
Park or Court	150.00 (each)
Temporary Mobile Home	120.00 (per year with annual review)
SEWER PERMIT	150.00 (each)
SEWER HOOKUP FEE (Per Dwelling Unit)	1,000.00 (each)
SPECIAL INSPECTION	50.00 Per Hour (1 hour minimum)
MISC. NON-STRUCTURE (Assorted Work \$1,000.00)	Value Based (use fee table)
DEMOLITION	50.00 (each)
WOOD STOVE	100.00 (each)
FENCES / RETAINING WALLS	50.00 (each)
STREET OR ALLEY CUT	\$50.00 Base + \$0.50 per ft.
SIDEWALK	\$50.00 Base + \$0.50 per ft.
PLUMBING PERMITS - COMMERCIAL	\$60.00 Base Plus 2 1/2% of valuation up to \$20,000, 1% over \$20,000
PLUMBING PERMITS – RESIDENTIAL	\$50.00 Base plus \$10.00 per fixture
MECHANICAL PERMITS - COMMERCIAL	\$60.00 Base Plus 2 1/2% of valuation up to \$20,000, 1% over \$20,000
MECHANICAL PERMITS - RESIDENTIAL	\$50.00 Base
Water Heater	Plus \$13.20 (each)
Furnace Under 100,000 BTU	Plus \$18.70 (each)
Furnace Over 100,000 BTU	Plus \$23.10 (each)
Gas Piping	Plus \$7.15 (each)
SIGN PERMIT (Assorted work \$1,000.00)	Bid Value Based (use fee chart)
MISC. ASSORTED WORK (\$1,000.00)	Bid Value Based (use fee chart)
PLAN CHECK FEE	65% of permit fee
State Building Code Surcharge <i>per IRC</i>	\$4.50- 6.50
State Building Code Surcharge <i>per IRC</i> (multi-unit dwellings)	\$2.00 per unit per each over one unit
State Building Code Surcharge <i>per IBC or IEBC</i>	\$25.00

The fee schedule to be applied shall be as set forth in ~~Table 1-A in the uniform Building code, 1997 Edition.~~ *the 2015 Editions of the International Residential Code, International Building Code and the International Existing Building Codes.*

Unmanned Aerial System (UAS) Operations Directive

??? PURPOSE AND SCOPE

The purpose of this policy is to establish guidelines for the use of an unmanned aerial system (UAS) and for storage, retrieval and dissemination of images and data captured by the UAS.

??? DEFINITIONS

Definitions related to this policy include:

Unmanned Aerial System (UAS)- An unmanned aircraft of any type that is capable of sustaining directed flight, whether preprogrammed or remotely controlled (commonly referred to as an unmanned aerial vehicle (UAV) and all of the supporting or attached systems designed for gathering information through imaging, recording or any other means.

???POLICY

Unmanned aerial systems may be utilized to enhance the department's mission of protecting lives and property when other means and resources are not available or less effective or when a UAS may help mitigate risk to officer safety. Any use of UAS will be in strict accordance with constitutional and privacy rights, State Law, and Federal Aviation Administration (FAA) regulations.

???PRIVACY

The use of the UAS potentially involves privacy considerations. Absent a warrant, exigent circumstances, or permission operations and observers shall adhere to FAA altitude regulations and shall not intentionally record or transmit images of any location where a person would have a reasonable expectation of privacy (e.g. residence, yard, enclosure). Operations and observers shall take reasonable precautions to avoid inadvertently recording or transmitting images of areas where there is a reasonable expectation of privacy. Reasonable precautions can include, for example, deactivating or turning imaging devices away from such areas or persons during UAS operations.

???PROGRAM COORDINATOR

The Chief of Police will appoint a program coordinator who will be responsible for the management of the UAS program. The UAS program coordinator shall be a police officer Step 1st or higher, and be a trained UAS operator. The program coordinator will ensure that policies and procedures conform to current laws, regulations and best practices and will have the following additional responsibilities:

- Coordinating the FAA Certificate of Waiver or Authorization (COA) application process and ensuring that the COA is current.
- Ensuring that all authorized operators and required observers have completed all required FAA and department approved training in the operation, applicable laws, policies and procedures regarding use of the UAS.
- Developing uniform protocol for submission and evaluation of requests to deploy a UAS, including urgent requests made during ongoing or emerging incidents. Deployment of a

UAS shall require authorization of the Chief of Police, Operations Commander, or on duty supervisor if the Chief and Commander are unreachable. The Program Coordinator cannot authorize UAS deployment

- Developing protocol for conducting criminal investigations involving a UAS , including documentation of time spent monitoring a subject.
- Developing an operational protocol governing the deployment and operations of a UAS including but not limited to; safety oversight, use of visual observers, establishment of lost link procedures and secure communications with air traffic control facilities.
- Developing a protocol for fully documenting all missions in each case investigation narrative.
- Developing a UAS inspection, maintenance and record-keeping protocol to ensure continuing airworthiness of a UAS, up to and including its overhaul or life limits.
- Developing protocols to ensure that all data intended to be used as evidence are accessed, maintained, stored and retrieved in a manner that ensures its integrity as evidence, including strict adherence to chain of custody requirements, electronic trails, including encryption, authenticity certificates and date and time stamping, shall be used as appropriate to preserve individual rights and to ensure the authenticity and maintenance of a secure evidentiary chain of custody.
- Developing protocols that ensure retention and purge periods are maintained in accordance with established records retention schedules.
- Facilitating law enforcement access to images and data captured by the UAS.
- Recommending program enhancements, particularly regarding safety and information security.
- Ensuring that established protocols are followed by monitoring and providing periodic reports on the program to the Chief of Police.
- Yearly audit of the use records, procedures, and policies.

??? USE OF UAS

Only authorized operators who have completed the required training shall be permitted to operate the UAS.

Use of vision enhancement technology (e.g. thermal and other imaging equipment not generally available to the public) is permissible in viewing areas only where there is no protectable privacy interest or when in compliance with a search warrant or court order. In all other instances, legal counsel should be consulted.

???PROHIBITED USE

The UAS video surveillance equipment shall not be used:

- To conduct random surveillance activities.
- To target a person based solely on individual characteristics such as, but not limited to race, ethnicity, national origin, religion, disability, gender or sexual orientation.
- To harass, intimidate or discriminate against any individual or group.
- To conduct personal business of any type
- The UAS shall not be weaponized.

???RETENTION OF UAS DATE

Data collected by the UAS shall be retained as provided in the established records retention schedule.

SCHOOL RESOURCE OFFICER AGREEMENT

THIS AGREEMENT made and entered into on August 13, 2018, by and between **CLARKSTON SCHOOL DISTRICT NO. J250-185**, hereinafter referred to as the "School District" and **CLARKSTON POLICE DEPARTMENT**, hereinafter referred to as the "Police Department".

In consideration of the mutual promises and covenants herein contained, the School District and the Police Department hereby agree as follows:

ARTICLE I.

School Resource Office Program is hereby established in the Public School System of Clarkston, Washington, from August 1, 2018, to July 31, 2019.

ARTICLE II.

The Police Department shall provide a School Resource Officer, hereinafter referred to as the SRO, as follows:

A. Sites:

The Police Department shall assign one regularly employed Police Officer to provide SRO functions to the following schools:

Clarkston High School
Lincoln Middle School
Educational Opportunity Center
Grantham Elementary
Highland Elementary
Heights Elementary
Parkway Elementary

B. Schedule:

1. The SRO shall be assigned to the School District on a full-time, forty (40) hour workweek during the school year. Scheduling for the SRO while school is in session will be determined by mutual agreement of the School District administration, the SRO and the SRO's police supervisor. The SRO will not take vacation while school is in session unless specifically approved by the parties.

2. The office for the SRO will be located at CHS. The SRO will report to CHS at 7:30 a.m. and remain on duty and available to all district schools until 3:30 p.m.

3. The officer will take an hour lunch break during a time that is mutually agreed upon by the school district and the Police Chief. The lunch break will be determined as an hour when the SRO is least needed on school sites and may change as school needs change throughout the school year.

C. Duties of the School Resource Officer:

1. SRO responsibilities:
 - a. The SRO may act as an instructor for specialized, short-term programs at the school (when invited to do so by the principal or member of the faculty), if available, with School District approval;
 - b. The SRO may attend, when available, parent/staff meetings to solicit support and understanding of the program;
 - c. The SRO may make himself available for conferences with students, parents, and staff members in order to assist them with law enforcement or crime prevention related issues;
 - d. The SRO shall become familiar with all community agencies which offer assistance to the youth and their families;
 - e. When available, the SRO shall participate in monthly CORE Team and Elementary Support meetings;
 - f. The SRO shall assist the School District and/or principals in developing plans and strategies to prevent and/or minimize dangerous situations as well as review protocols with District Administration;
 - g. The SRO shall become familiar with the emergency plans of the school district and individual buildings;
 - h. The SRO shall maintain detailed and accurate records of the operation of this program as agreed upon by District Administration. This report will include:
 - i. A log describing professional development and training;
 - ii. A log describing classroom presentations:
date, school, grade, curriculum, number of students;
 - iii. A log describing presentation to district personnel:
date, audience, topic;
 - iv. A log describing student contact:
month, school, grade, situation;
 - v. A log describing participation in community and school district committees:
month, description
 - i. The SRO shall be familiar with the school district policies and school building procedures relating to discipline, however, the SRO shall NOT act as a school disciplinarian;

- j. Should it become necessary to conduct formal police interviews with the students, the SRO shall adhere to school district policy, police policy, and legal requirements with regard to such interviews;
- k. The SRO shall take law enforcement action as required. The SRO shall make the principal or his designee aware of such action as soon as possible. When it is appropriate, the SRO will inform the district Superintendent or designee of the action taken;
- l. The SRO is not to be used for regularly assigned lunchroom duties, hall monitoring or other monitoring;
- m. The SRO or other assigned officer shall conduct the School District's Annual Safety Audit, in collaboration with School District's Maintenance Department, will monitor the school safety requirements as outlined in SB 5097, in order to ensure all buildings are in compliance.

ARTICLE III.

A. Duties of the School District.

- 1. The School District shall provide to the full-time SRO the following materials and facilities which are deemed necessary to the performance of the SRO's duties:
 - a. Office space to include a desk and telephone;
 - b. A cell phone to conduct school business;
 - c. A file cabinet which can be properly locked and secured;
 - d. Office supplies as needed to perform SRO's duties;
 - e. Access to a computer for word processing, data collection and e-mail.

ARTICLE IV.

A. Financing of the SRO:

The School District shall pay to the Police Department \$77,631.76 for 180 eight (8) hour days worked between August 1, 2018 and July 31, 2019. This will be paid to the Police Department in eleven (11) monthly payments, the first being paid on October 31, 2018, and the last being paid on September 30, 2019. The Police Department will submit monthly invoices to the School District. Upon receipt of the monthly invoice and the SRO's monthly time sheet, informational logs and any other grant data, payment will be issued. The payment will be pro-rated to the number of eight (8) hour days worked in the month.

All liabilities for salaries, wages and any other compensation, work related injury or sickness of the SRO shall be that of the Clarkston Police Department.

ARTICLE V.

A. Employment status of the SRO:

The SRO shall remain an employee of the Clarkston Police Department, and shall not be an employee of the School District. The School District and the Police Department acknowledge that the SRO shall remain within the chain of command of the Clarkston Police Department.

ARTICLE VI.

A. Dispute Resolution--Dismissal of SRO—Replacement:

1. In the event that a principal of a school in which the SRO is working feels that the SRO is not effectively performing his duties and responsibilities, the principal or representative will provide the School District Superintendent with written notification of the complaint, including specific reasons for the complaint or dissatisfaction. The Superintendent will determine if the concern needs to be taken to the Police Chief. If the Superintendent deems that the concern needs to be taken to the Police Chief, a written notification will be sent to the Police Chief. Within a reasonable time after receiving said written notification, the Police Chief will investigate the complaint or dissatisfaction and provide feedback to the Superintendent. If the problem is not resolved to both parties satisfaction, the SRO shall be removed from the program and a replacement shall be obtained.

2. In the event that the SRO feels that the School District is not abiding by its agreement or a situation exists that is not resolved by communicating with building principals, the SRO will notify the Police Chief. If the Police Chief deems necessary, a written notification will be sent to the Superintendent of the School District. Within a reasonable time after receiving said written notification, the Superintendent will investigate the complaint or dissatisfaction and work with the Police Chief to achieve a mutually agreed upon solution.

3. The Police Department may dismiss or reassign the SRO based upon Department Policies or need. In the event that the Police Department does not have an officer available for the School Resource position, the Police Department may subcontract with another agency to provide an officer for the school district by mutual consent with the School District.

4. In the event of resignation, dismissal, reassignment, or long-term absence of the SRO, the Police Department shall provide a temporary replacement for the SRO within 15 days of receiving notice of such action. The school district must be notified immediately upon receiving that notice.

5. This agreement may be terminated by either party upon sixty (60) days written notice that any other party has failed to substantially perform in accordance with the terms and conditions of this Agreement. The Agreement may be terminated without cause by either party upon 180 days written notice.

B. Good Faith:

1. The School District, the Police Department, their agents and employees agree to cooperate in good faith in fulfilling the term of this Agreement. Unforeseen difficulties or questions will be resolved by negotiation between the Superintendent and the Chief of Police or their designees.

2. This document constitutes the full understanding of the parties and no terms, conditions, understandings, or agreement purporting to modify or vary the terms of this document shall be binding unless hereafter made in writing and signed by both parties.

3. This Agreement and each and every covenant herein shall not be capable of assignment unless the express written consent of the School District and the Police Department is obtained.

4. This Agreement constitutes a final written expression of all the terms of the Agreement and is a complete and exclusive statement of those terms.

5. The District and Clarkston Police Department agree that exchange of information shall comply with RCW 28A.600.475 regarding student information.

6. Each party will protect, defend, indemnify, and save harmless the other party, its officers, employees and agents from any and all costs, claims, judgments or awards of damages arising out of or in any way resulting from negligent acts or omissions of that party, its officers, employees or agents related to the performance of the party's duties under this Agreement. However, nothing in this agreement shall be construed to benefit third parties or to imply a special relationship between the Department and any students or employees to impose any duty other than that of a law enforcement officer serving the general public.

IN WITNESS WHEREOF, the parties have caused this Agreement to be signed by their duly authorized officers.

CLARKSTON SCHOOL DISTRICT CLARKSTON POLICE DEPARTMENT

By: _____
 Superintendent

By: _____
 Mayor

Dated signed: _____

Date signed: _____