

D R A F T
June 22, 2020

ORDINANCE NO. 20-_____

AN ORDINANCE CREATING AN ADVISORY LAW
ENFORCEMENT TRANSPARENCY AND ACCOUNTABILITY
COMMISSION TO THE CITY COUNCIL OF THE CITY OF
COLORADO SPRINGS

WHEREAS, the Colorado Springs Police Department ("Police Department") is a department of the City of Colorado Springs, subject to the supervision and oversight of the Mayor (City Charter §§ 4-10, and 4-40(c) and (f)(4)); and

WHEREAS, police operations and best practices are essential to protecting the health, safety, and welfare of the citizens of Colorado Springs; and

WHEREAS, open communication and collaboration between the citizens, the Police Department, the Mayor and City Council will foster transparency, accountability, and trust; and

WHEREAS, City Council intends to create an advisory Commission to advise and recommend areas and topics of study related to police operations, best practices, and resource allocation, solicit public input, and promote improved relationships between the citizens and the Police Department.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. There is hereby created an advisory Law Enforcement Transparency and Accountability Commission (the "Commission") for the purposes of:

- A. Assisting City Council with budget, appropriation, and resource allocation recommendations utilizing data-driven audits of law enforcement performance;
- B. Providing a conduit to share the concerns and needs of both citizens and the Police Department;
- C. Analyzing and providing feedback to Council with policy recommendations;

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D. Promoting improved understanding and relationships between the Police Department and the public.

The Council may suggest, and the Commission may determine its areas of inquiry and topics of study including, but not limited to hiring, training, retention, general orders, and law enforcement best practices. The Commission may engage in ride-alongs, Citizens Academy, and other training opportunities to gain insight into Police operations.

Section 2. The Commission shall consist of eleven (11) members. It is City Council's express intent that the members of the Commission represent a cross-section of the racial, geographic, and economic diversity of the City, and be committed to making recommendations based on an empirical understanding of Police operations and best practices. Each member of the Commission must reside in the City of Colorado Springs during their service on the Commission, and each Council District shall be represented by at least one member of the Commission.

Section 3. Members shall serve a maximum of two (2), three (3) year terms. Upon the appointment of the initial members of the Commission, lots shall be drawn to stagger the terms of office: four (4) members shall serve an initial term of three (3) years and may be appointed to serve one (1) additional three (3) year term; four (4) members shall serve an initial term of two (2) years, and may be appointed to serve one (1) additional three (3) year term; and three (3) members shall serve an initial term of one (1) year, and may be appointed to serve two (2) additional three (3) year terms. All appointments made after the establishment of the Commission shall be for three (3) year terms; except in the

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event of a vacancy, in which case the appointment shall be made to the unexpired term.

Section 4. Commission members, when acting within the scope of their appointments, shall comply with the provisions of City Charter §§ 3-60(d) and 9-10; the Code of the City of Colorado Springs 2001, as amended ("City Code"), including but not limited to City Code §§ 1.3.101 *et seq.* (the "Code of Ethics") and 1.2.901 *et seq.* ("Boards and Commissions"); the City of Colorado Springs Rules and Procedures of City Council; C.R.S. § 24-72-201 *et seq.*, and C.R.S. § 24-72-301 *et seq.*

Section 5. The Commission shall meet at times and locations convenient to the Commission and to the public and shall comply with City Charter § 3-60(d).

Section 6. A simple majority of appointed members shall constitute a quorum.

Section 7. The Commission, with the assistance of City staff, shall be permitted to conduct an election of a chair and vice-chair; call special meetings; and prepare, approve, and distribute agendas and minutes. The Commission shall employ no staff, and shall not have authority to enter into contracts, to obligate the City financially or otherwise, or to make public statements on behalf of the City.

Section 8. This ordinance shall be in full force and effect from and after its passage and publication as provided by Charter.

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Section 9. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance shall be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this ____ day of _____, 2020.

Finally passed: _____
_____ Council President

Mayor's Action:

- Approved on _____.
- Disapproved on _____, based on the following objections:

Mayor

Council Action After Disapproval:

- Council did not act to override the Mayor's veto.
- Finally adopted on a vote of _____, on _____.
- Council action on _____ failed to override the Mayor's veto.

Council President

ATTEST:

DRAFT
June 22, 2020

Sarah B. Johnson, City Clerk

CAO: _____
COS: _____