

WEDNESDAY SEPTEMBER 25

BOARD MEETING

Time 4:00 – 5:00 PM **Location:** Pavilion Room C

CONFERENCE REGISTRATION

Time 5:00 – 7:00 PM **Location:** Rotunda

WELCOME RECEPTION

Time 6:00 – 7:00 PM **Location:** Rotunda

THURSDAY SEPTEMBER 26

CONFERENCE REGISTRATION

Time 7:00 AM – 5:00 PM **Location:** Rotunda

BREAKFAST

Time 7:00 AM – 8:30 PM **Location:** Pavilion BC

JOINT SESSION - THURSDAY SEPTEMBER 26

Moderator: Kymm Cox, City of Tacoma

Welcome by WSAMA President Debra Casparian and Tacoma Mayor Victoria Woodards

Time 8:00 – 8:30 AM **Location:** Pavilion AGD

Speakers Debra Casparian, WSAMA President & Victoria Woodards, Mayor of Tacoma

Homelessness Update

Time 8:30 – 10:00 AM **Location:** Pavilion AGD **CLE Credits:** 1.5

Speakers Bob Sterbank, Foster Garvey, Heidi Wachter, City of Lakewood and Joseph Everett, City of Seattle

Description

BREAK

Time 10:00 – 10:15 AM **Location:** Rotunda

Ethics Gameshow: Witness Preparation and Client Communication

Time 10:15 – 11:15 AM **Location:** Pavilion AGD **CLE Credits:** 1.0

Speakers Joe Groshong and Ghazal Sharifi, City of Seattle

Description The ethics gameshow dynamic duo is back in action to present to you an array of ethical quagmires about witness preparation. We will explore ethical principles involved in witness preparation and the boundary between adequate preparation and improper coaching. The presentation will provide a broad overview and dive into specific witness preparation circumstances.

Criminal Law Update

Time 11:15 – 12:00 PM **Location:** Pavilion AGD **CLE Credits:** 0.75

Speakers Emily Tatum, City of Marysville

Description This session will discuss recent developments in the case law surrounding criminal prosecution.

LUNCH

Time 12:00 – 1:30 PM **Location:** Venice Ballroom

CIVIL SESSION – THURSDAY SEPTEMBER 26

Moderator: Robbie Sepler, City of Bellevue

Exactions Law: What We Know and the Fights Ahead

Time	1:30 – 2:15 PM	Location:	Pavilion AGD	CLE Credits:	0.75
Speakers	Roger Wynne, City of Seattle				
Description	What if your city conditions a land use permit in a way that costs the developer money? Can they claim that the condition effects an “exaction” that doesn’t meet the nexus and rough proportionality requirements of Nollan and Dolan? This presentation will review the basics of exactions law, explore the contentious issues we still need to resolve, share tips for defending against exactions claims, and discuss how this constitutional law interacts with statutory limitations on local power to condition land use permits.				

First Amendment & Social Media

Time	2:15 – 3:00 PM	Location:	Pavilion AGD	CLE Credits:	0.75
Speakers	Jessica Goldman, Summit Law Group				
Description	We will discuss how public officials and agencies navigate the First Amendment with respect to the use of social media.				

BREAK

Time	3:00 – 3:15 PM	Location:	Rotunda
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Intellectual Property Primer for Municipal Attorneys

Time	3:15 – 3:45 PM	Location:	Pavilion AGD	CLE Credits:	0.5
Speakers	Tricia Juettemeyer, City of Vancouver				
Description	Land Use. Litigation. Procurement. Records. Training. You might be saying to yourself, this is what I do every day, intellectual property doesn't even enter the equation. You might be surprised to learn that IP appears in these and other municipal practice areas. In this whirlwind 30-minute presentation, you'll learn about the four types of intellectual property, how IP might appear in the work of the municipal lawyer, and tips on addressing this very interesting area of the law when it arises in your municipal practice.				

Modern Franchising – Authority, Revenue, & Digital Equality

Time	3:45 – 4:15 PM	Location:	Pavilion AGD	CLE Credits:	0.5
Speakers	Mike Bradley, Lighthouse Law Group				
Description	Consumer demand for cable service is declining, while demand for broadband is soaring. Cable franchising is still very relevant, but the future is in broadband. This presentation will show how cable franchises remain important contracts for local governments, discuss the impact of streaming video on these contracts, and review recent litigation and legislation. Then we will turn to the future of franchising, which is broadband franchising. We will discuss how modern broadband franchising could be used to best ensure equal access to broadband and protect the federal BEAD investments in the state.				

Roundtable 1: Public Works

Time	4:20 – 5:00 PM	Location:	Pavilion BC	CLE Credits:	0.6
Facilitator	Athan Tramountanas, Ogden Murphy Wallace and Tom Brubaker, Lighthouse Law Group				
Description	Updates on public works law, focusing on notice of claims requirements.				

Roundtable 2: Labor & Employment

Time	4:20 – 5:00 PM	Location:	Torcello	CLE Credits:	0.6
Facilitator	Quinn Oppenheim, Summit Law Group				
Description	We will discuss selected recent statutory changes to WA employment laws, as well as some key recent federal and state employment law case decisions and will collectively brainstorm strategies to navigate the issues raised.				

Roundtable 3: OPMA & PRA

Time	4:20 – 5:00 PM	Location:	Burano	CLE Credits:	0.6
Facilitator	Sarah Doar, Municipal Research & Services Center				
Description	This roundtable will invite discussion on current issues in Public Records Act and Open Public Meetings Act compliance. Topics will include at least: Responding to AI-generated anonymous requests; Updating closing letters considering Cousins v. DOC; Implementing the domestic violence survivor’s exemption; Reviewing compliance with public comment requirements; Hot Topics in Executive Sessions (including attendance at meetings); and dealing with disturbances at meetings.				

Roundtable 4: Finance, Revenue & Tax

Time	4:20 – 5:00 PM	Location:	Economic Development	CLE Credits:	0.6
Facilitator	Deanna Gregory and Stacey Crawshaw-Lewis, Pacifica Law Group				
Description	The Finance, Revenue and Tax Roundtable will be a facilitated discussion of recent public finance, revenue and tax developments. Topics will include levy lid lifts (including to restore emergency medical services and other special purpose levies), transportation benefit district and public facilities district sales tax options, tax increment areas, and Inflation Reduction Act elective payments for clean infrastructure projects.				

Roundtable 5: Elected Officials: Roles & Relationships

Time	4:20 – 5:00 PM	Location:	Pavilion AGD	CLE Credits:	0.6
Facilitator	Kelly Konkright, City of Spokane Valley				
Description	A group discussion regarding the role of elected officials and how to address instances where an elected official infringes on the administrative authority of executive staff.				

Roundtable 6: Land Use

Time	4:20 – 5:00 PM	Location:	Cavallino	CLE Credits:	None
Facilitator	Jeff Taraday, Lighthouse Law Group				
Description					

RECEPTION

Time	5:30 – 7:00 PM	Location:	Rotunda
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CRIMINAL SESSION – THURSDAY SEPTEMBER 26

Moderator: Bradley Lane, City of Seattle

DV Topic

Time	1:30 – 2:45 PM	Location:	Pavilion EF	CLE Credits:	1.25
Speakers	Polly Peshtaz, City of Redmond and Dena Burke, City of Bonney Lake				
Description	From beginning stages to end of your DV trial preparation. This session will cover the following stages of trial: Motions in Limine, Voir Dire, Opening, Direct of Victim, Direct of Officer, Cross-examination of defendant and Closing Arguments. This will be an interactive discussion with your colleagues. This will be a great opportunity to build connections with other Prosecutor's facing similar issues.				

BREAK

Time	2:45 – 3:00 PM	Location:	Rotunda
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Charging/Negotiations and Ethics

Time	3:00 – 4:00 PM	Location:	Pavilion EF	CLE Credits:	1.0 Ethics
Speakers	Michelle Walker, City of Kent				
Description	This session will cover a review of the rule of professional conduct that are applicable to all attorneys and those specific to prosecutors. We will review the relevant RPCs as well as the standards put forth by the ABA and NDAA. Hypothetical				

situations will be discussed to garner audience participation and foster discussion on situations prosecutors encounter on a daily basis.

GR 37 Review and Caselaw Update

Time	4:00 – 5:00 PM	Location:	Pavilion EF	CLE Credits:	1.0
Speakers	Geoff McCann, City of Mount Vernon and Chad McClellan, City of Lacey				
Description	An overview of GR37 and how it contrasts with Batson v. Kentucky, followed by a caselaw update, and some best practice and considerations.				

RECEPTION

Time	5:30 – 7:00 PM	Location:	Rotunda
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FRIDAY – SEPTEMBER 27

CONFERENCE REGISTRATION

Time	7:00 AM – 12:00 PM	Location:	Rotunda
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BREAKFAST

Time	7:30 AM – 8:30 AM	Location:	Pavilion BC
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CIVIL SESSION – FRIDAY SEPTEMBER 27

Moderator: Tony Beattie, City of Spokane Valley

Building Performance Standards and Leases - Considerations and Opportunities for Public Entities

Time	8:30 – 9:00 AM	Location:	Pavilion AGD	CLE Credits:	0.5
Speakers	Erik Jennings, Pacifica Law Group and Nicole DeNamur, Sustainable Strategies and UW Department of Real Estate				
Description	Building Performance Standards are important climate action tools, and Washington's Clean Buildings Act imposes new obligations on thousands of existing buildings in Washington state. Public entities that own or lease space buildings need to understand the compliance issues and penalties and manage the associated risks and opportunities through updated lease language. This presentation will provide an overview of the Clean Buildings Act, its applicability, and the issues and opportunities germane to public entities that own or lease space. Attendees will leave with actionable recommendations and key resources for support and funding.				

Municipalities in Court - Notes from the Bench and the Bar

Time	9:00 – 10:00 AM	Location:	Pavilion AGD	CLE Credits:	1.0
Speakers	Matt Segal, Pacifica Law Group				
Description	Judge Matthew Segal (ret.) recently retired from serving on the King County Superior Court. Before his appointment to the court, he practiced municipal law for over 20 years (and was a frequent presenter at WSAMA). In this presentation, Matt will share observations about best practices for municipal entities that end up in court, with the perspective of both a litigant and a judge. What are the do's, the don't's, and the definite don't's? What should you do before a suit or claim is filed including to avoid litigation if possible? If you do end up in court, how do you get your story across to the court or a jury? What are the advantages and pitfalls of Zoom? Should you move for summary judgment, move to compel, settle, try the case? Should you affidavt a judge? How do you address other practical considerations such as scheduling, resource imbalances, and variable trial calendars?				

BREAK

Time	10:00 – 10:15 AM	Location:	Rotunda
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Appellate Practice for Municipal Attorneys: Insights and Practice Tips

Time	10:15 – 11:00 AM	Location:	Pavilion AGD	CLE Credits:	0.75
Speakers	Charlene Koski, Van Ness Feldman and Megan Clark, Etter McMahon				

Description Panelists will offer appellate practice tips for municipal attorneys and review applicable rules, special considerations, and strategies.

Public Defense Contracting

Time 11:00 – 11:30 AM **Location:** Pavilion AGD **CLE Credits:** 0.5

Speakers Oskar Rey and Drew Pollom, Ogden Murphy Wallace

Description In March 2024, the Washington State Bar Association adopted Standards for Indigent Defense Services that dramatically reduce public defender caseloads and provide new guidance on other aspects of public defense services. We will take a closer look at selected aspects of the Standards and how they impact cities. We will also explore the history and backdrop against which the new standards were adopted and provide thoughts on the legal and policy implications.

PFAS New Water Quality Rules

Time 11:30 – 12:00 PM **Location:** Pavilion AGD **CLE Credits:** 0.5

Speakers Brianna Morin, AWC

Description This year, the Environmental Protection Agency released the first-ever National Primary Drinking Water Regulation for certain Per- and polyfluoroalkyl substances (PFAS). The new rule establishes legally enforceable maximum contaminant levels for six PFAS, which are more rigorous than the allowable levels in Washington State. Water systems have until 2029 to monitor and implement solutions. Learn about the new standards and requirements, available resources to comply, and what your city water systems should be doing now.

CRIMINAL SESSION – FRIDAY SEPTEMBER 27

Moderator: Steve Penner, City of Bellevue

Confrontation Clause with DUI Focus

Time 8:30 – 9:30 AM **Location:** Pavilion EF **CLE Credits:** 1.0

Speakers Bradley Lane, City of Seattle

Description The confrontation clause and how it applies to your blood DUI case: A case analysis on both US Supreme Court law and Washington law on the confrontation clause as it applies to our forensic toxicologists. And an overview of Smith v. Arizona and State v. Lui.

BREAK

Time 9:30 – 9:45 AM **Location:** Rotunda

DUI Prosecution Hot Topics

Time 9:45 – 12:00 PM **Location:** Pavilion EF **CLE Credits:** 2.25

Speakers Justin Rumsey and Christopher Hooper, Washington State Patrol Troopers

Description **Field Sobriety Testing and its importance in impairment detection:** SFST's: What are they, how are they used. Learn about the case studies, what are validated tests vs. non validated tests, and what does that mean in practice? Learn how the SFST's are administered, what instructions are given (and why), what the SFST clues are and what they predict. You will also hear about common challenges from defense regarding the administration of the SFST's and whether the tests are relevant in an impaired driving case.

Draeger Alcotest for Legal Professionals: This session will give you an overview of the DUI packet, arrest procedures at the station; review of the Draeger instrument, what it is, how it works; and a review of both the Widmarks and Retrograde formulas-what they are, how they are used, what facts you need to effectively use them in your case, and what evidence they may provide.

Understanding Ignition Interlock Devices: How does the IID work, when is it required, what are the settings, how do they function, and what you need to know about IID compliance from an IID expert.