

Late Backup

CM Martinez

November 6, 2014

Item #35 Interlocal with Travis County for Booking Services: Adopt the item with modifications as follows (additions underlined):

Add the following provision to the contract language:

"Individuals arrested by Austin Police Department shall only be detained on behalf of federal immigration authorities and/or Secure Communities detainer requests will only be honored where probable cause is established or an arrest warrant signed by a judge is issued for a specific individual indicating that person committed a crime."

Amend the responsibilities of the Coordinating Committee as follows:

12.0 Coordinating Committee.

City and County shall each appoint representatives to serve on a Coordinating Committee. The committee will include the following membership:

Assistant City Manager for Public Safety
Presiding Judge of the City of Austin Municipal Court
Clerk of the Municipal Court
City of Austin Municipal Court Magistrate representative
Austin Police Department designates
Travis County Executive for Justice and Public Safety
Travis County Sheriff's Office - Major of the Corrections Bureau
Travis County Sheriff's Office – Captain of Central Booking Facility
Travis County Sheriff's Office, Lieutenant of Central Booking Facility
Other Travis County Sheriff's Office designates
Travis County Pretrial Services Division Director
Travis County Attorney's Office designate
Representative Defense Attorney

The Coordinating Committee will have an assigned coordinator from the Travis County Sheriff's Office to take meeting minutes, develop meeting agendas, and manage its meetings calendar. The committee shall:

12.01 meet at least quarterly to review Central Booking Facility operations and issues;

12.02 review and recommend any revisions to City and County procedures related to the operation of the central booking facility;

12.03 monitor performance measures and periodically provide status reports to the Commissioners Court and to the City Council;

12.04 recommend interlocal revisions to Commissioners Court and City Council, if necessary.

12.05 review the use of Secure Communities and offer concrete alternatives to current screening and detention practices, and incorporate input from stakeholder groups including the Austin Immigrant Rights Coalition, Grassroots Leadership, Texas Civil Rights Project, the American Civil Liberties Union of Texas and other interested parties.

Amend the Data Collection/Reporting Requirements and Performance Data as follows:

11.0 Data Collection/Reporting Requirements and Performance Data.

County agrees to provide to City a quarterly accounting to personnel listed in Section 17.03 of this Agreement:

1) the number of persons presented by the City for booking that the Sheriff refuses to accept for medical reasons. The report will contain information on the reasons for refusal, such as an injury or medical reason, without identifying the individual;

2) the length of time spent by City officers from the time of arrival at the Central Booking Facility with a City Prisoner until the prisoner is accepted for booking by the County. The reporting will identify the dates and times on which the arrivals and bookings occurred;

3) the total number of bookings processed through the Central Booking Facility, detailing those booked by APD, and including charge offense levels and warrants; and

4) the total actual cost incurred for booking services during the quarter and fiscal year to date, citing any areas that are exceeding budget and expected to cause the City share to exceed estimated reimbursement.

5) the number of City Prisoners held, and the duration of each such hold, as a result of a detainer request from the Department of Homeland Security, Immigration and Customs Enforcement (ICE).