

Pima County Community Law Enforcement Partnership Commission

August 15, 2018

Pima County Board of Supervisors
c/o Clerk of the Board
130 W. Congress Street, 5th Floor
Tucson, Arizona 85701

Re: August 13, 2018 Community Law Enforcement Partnership Commission

Honorable Chair and Members of the Board of Supervisors,

As Co-Chairs of the Community Law Enforcement Partnership Commission (CLEPC), we are writing to provide you with an update to the Board of Supervisors request at the August 7, 2018 meeting that our Commissioners consider recommendations whether to accept the grant funds for both Operation Stonegarden and HIDTA (High Intensity Drug Trafficking Area) program.

First, we would like to say that we consider it an honor to be appointed by our Supervisors to serve our Pima County community in this capacity and fully understand the seriousness of the roles and responsibilities in which we have been placed.

After receiving Sheriff Mark Napier's OPSG overview presentation at our July 9 meeting and receiving presentations by the Criminal Justice Reform Unit at our August 13 meeting about 1) OPSG's Daily Activity Reports, 2) County Administrator Chuck Huckelberry's August 7, 2018 OPSG update memorandum and recommendations, and 3) the ACLU of Arizona's response to the Sheriff's Department's newly created policy directing how sheriff deputies will interact with Federal Immigration Officials, Commissioners discussed the two action items requested of us by the Board of Supervisors.

About HIDTA.

Commissioners voted five to one to recommend approval to accept the HIDTA grant.

About OPSG.

After several attempts to arrive at a decision, Commissioners were unable to make a recommendation to the Board of Supervisors. It should be noted that Commissioners extended the meeting by 50 minutes and even tried to schedule another meeting prior to the Board's September 4 convening, but in the end, we felt we were not in a position – and more importantly, we did not have the votes – to make a decision for or against the acceptance of OPSG grant funds.

We do not come to this conclusion lightly as we are aware of the ramifications our decision may have.

We believe the Commission has brought together an opportunity for community advocates and stakeholders to have honest, candid, and difficult discussions with law enforcement agencies, most notably the Sheriff's Department and Sheriff Napier, about the impacts unfair and unjust immigration enforcement has on our Pima County residents and community.

We look forward to continued dialogue and further understanding of the impacts of implementing OPSG in Pima County and our collective work in addressing potential racial and ethnic disparities to vulnerable populations.

Respectfully,

Zaira Livier Serrato

Zaira Livier Serrato
CLEPC Chair

Kristen Landrum

Kristen Landrum
CLEPC Co-Chair

Enclosures: DRAFT August 13, 2018 CLEPC Meeting Minutes

cc: Community Law Enforcement Partnership Commission
County Administrator Chuck Huckelberry
Pima County Justice Reform Unit
Sheriff Mark Napier
ACLU of Arizona – Billy Peard

Attachment 1

COMMUNITY LAW ENFORCEMENT PARTNERSHIP COMMISSION

Monday, August 13, 2018
9 a.m. – 11 a.m.
Herbert Abrams Public Health Center
3950 S. Country Club Road
1st Floor Conference Rooms

SUMMARY OF MEETING

Commission Members Present

Cesar Aguirre – D2
Laura Conover – D3
Kristen Landrum – D2
Kevin McNichols – D4
Jessica Rodriguez – D5
Zaira Livier Serrato – D3

Sheriff Mark Napier – Ex-Officio, Non-Voting

Commission Members Absent

Anakarina Rodriguez – D5

Ex-Officio, Non-Voting Absent

Richard Saunders

Vacancies

D1 – 2 seats

D4 – 1 seat

MEETING SUMMARY

1. Welcome

The meeting began at 9:09 a.m. with a quorum.

2. Pledge of Allegiance

3. Introductions

Each of the commission members present introduced themselves. Pima County Director of Justice Reforms Initiatives Terrance Cheung introduced himself and other County Staff present. Around the room introductions were done as well.

4. Approval of Minutes

MOTION:

Kevin McNichols moved, seconded by Laura Conover, to approve the July 9, 2018 minutes. The motion passed.

5. Presentations

- Mr. Cheung reviewed the Commission responsibilities that was created on February 20, 2018 as one of five conditions to accept Operation Stonegarden funds for Federal Fiscal Year 2017.
- Pima County Program Manager Spencer Graves provided a presentation regarding the Operation Stonegarden (OPSG) Daily Activities Report presentation by the Criminal Justice Reform Unit.

6. **MOTION:**

Kevin McNichols moved, seconded by Laura Conover, to approve moving agenda item Call to The Public up before the HIDTA presentation. The motion passed.

7. Call to The Public

Billie Peard, ACLU: Mr. Peard made comments to the Community Law Enforcement Partnership Commission stating that he feels conflicted since the numbers are from federal fiscal year 2016. However, he feels that he and Sheriff Napier have made good dialogue and that it may not be the same Stonegarden that it once was, nor as it is in other counties.

8. Presentations Continued

- Arizona HIDTA Director Dawn Mertz presented a program overview of the High Intensity Drug Trafficking Areas (HIDTA) Program.

MOTION:

Kevin McNichols moved, seconded by Laura Conover, to approve the High Intensity Drug Trafficking Areas (HIDTA) grants previously continued by the Board of Supervisors. The motion passed.

**Yes: Cesar Aguirre, Laura Conover, Kristen Landrum, Kevin McNichols,
Zaira Livier Serrato**

No: Jessica Rodriguez

Abstain: None

The Commission discussed OPSG recommendation to Board of Supervisor's September 4, 2018 meeting.

MOTION:

Kevin McNichols moved, seconded by Laura Conover to accept Operation Stonegarden for current fiscal year, with Ms. Conover making a discussion that the Commission be able to provide preliminary approval to the Board of Supervisors with future opportunities to offer more bullet points. The motion failed to pass.

Yes: Kevin McNichols

**No: Laura Conover, Kristen Landrum, Jessica Rodriguez,
Zaira Livier Serrato**

Abstain: Cesar Aguirre

MOTION:

Jessica Rodriguez moved, seconded by Cesar Aguirre for the Commission to continue the discussion for additional 30 minutes, (to 11:30 a.m.). The motion passed unanimously.

MOTION:

Laura Conover moved, seconded by Cesar Aguirre for the Commission to move to have the Board of Supervisors approve Operation Stonegarden and attach with County Administrator Chuck Huckelberry and ACLU Billy Peard's recommendations and with the opportunity for the Commission to continue as oversight. The motion failed to pass.

Yes: Laura Conover

No: Kevin McNichols, Jessica Rodriguez, Zaira Livier Serrato,

Abstain: Cesare Aguirre, Kristen Landrum

MOTION:

Kevin McNichols moved, seconded by Laura Conover to accept Operation Stonegarden for current fiscal year and to inform the Board of Supervisors that they want to continue to monitor and discuss the attachments from ACLU Billy Peard's recommendation and from County Administrator Chuck Huckelberry.

Yes: Laura Conover, Kevin McNichols

No: None

Abstain: Cesare Aguirre, Kristen Landrum, Jessica Rodriguez,
Zaira Livier Serrato

MOTION:

Jessica Rodriguez moved, seconded by Kristen Landrum for the Commission to continue the discussion for additional 15 minutes, (to 11:45 a.m.). The motion unanimously.

Discussion

The Commission explored opportunities to schedule an additional meeting in August but due to conflicting schedules, was not able to identify a date.

The Commission was unable to make a recommendation at this time to the Board of Supervisors on Operation Stonegarden.

9. Adjournment

MOTION: Jessica Rodriguez moved, second by Cesar Aguirre, to adjourn the meeting at 11:54 a.m. Motion approved.