

1 RESOLUTION NO. 2017-R 025

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY
3 OF CULVER CITY, CALIFORNIA, DECLARING CULVER
4 CITY TO BE A SANCTUARY CITY FOR ALL ITS
5 RESIDENTS REGARDLESS OF IMMIGRATION STATUS.

6 WHEREAS, the City Council's 2016 Legislative and Policy Platform states
7 that the City of Culver City "commits to pursuing a policy agenda that affirms civil and
8 human rights, and ensures that those targeted on the basis of race, religion, sexual
9 orientation, or immigration status can turn to government without fear of recrimination;" and

10 WHEREAS, on October 12, 2016, the City Council reaffirmed its policy goals,
11 and adopted Resolution No. 2016-R099, condemning violence and hate speech, and
12 expressing solidarity with those targeted for their ethnicity, race, religion or sexual
13 orientation; and

14 WHEREAS, on November 22, 2016, the Culver City Unified School District
15 (CCUSD) declared that every CCUSD campus is a safe zone where students and their
16 families may seek assistance, information and sanctuary if faced with fear and anxiety
17 about immigration enforcement efforts or any efforts to curtail or deny civil or human rights;
18 and

19 and
20 WHEREAS, on November 22, 2016, Culver City Chief of Police Bixby issued
21 a letter to the community, expressing the Police Department's commitment to protecting
22 everyone's rights, regardless of immigration status; and

23 WHEREAS, in further affirmation of its policy goals, on February 27, 2017,
24 the City Council adopted Resolution 2017-R014, supporting state Senate Bill 54, the
25 California Values Act, which among other things, if passed, would prohibit state and local
26 law enforcement agencies and school police from using resources to investigate,
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1 interrogate, detain, detect or arrest persons for immigration enforcement purposes,
2 including but not limited to inquiring into or collecting information about an individual's
3 immigration status, detaining an individual on the basis of a hold request, and responding
4 to requests for notification or transfer requests; and

5 **WHEREAS**, many cities and towns throughout the United States have
6 adopted resolutions, ordinances, policies and practices to demonstrate their commitment to
7 equal, respectful, dignified treatment of all people regardless of their immigration status,
8 and as a result may be referred to as "sanctuary cities;" and

9 **WHEREAS**, the City of Culver City desires to demonstrate its commitment to
10 fostering trust between City officials and the public, to protecting the safety, well-being and
11 constitutional rights of its residents and the people of the State of California, and to
12 directing the City's resources to matters of greatest concern to local government.

13 **NOW, THEREFORE**, the City Council of the City of Culver City, California, **DOES**
14 **HEREBY RESOLVE** as follows:

15 **SECTION 1.** The City of Culver City is a sanctuary city for all of its residents, and the
16 City stands in solidarity with other sanctuary jurisdictions. The City reaffirms its
17 commitment to welcome individuals with diverse backgrounds, and will uphold and protect
18 the human and civil rights of all individuals under the State and Federal Constitutions,
19 including the First Amendment rights of free speech and assembly, regardless of
20 immigration status.
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22 **SECTION 2.** In furtherance of its policy agenda, the City of Culver City will act in a
23 manner consistent with the American Civil Liberties Union 9 Model State and Local Law
24 Enforcement Policies and Rules, as follows:
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1 1. Judicial Warrant. City officials will require a judicial warrant before
2 detaining an individual or prolonging a detention in any manner at the request of federal
3 immigration authorities;

4 2. No Facilitation. City officials will require a judicial warrant before
5 arresting, detaining or transporting an individual solely on the basis of an immigration
6 detainer or other administrative document;

7 3. Defined Access. Unless pursuant to a court order or a legitimate law
8 enforcement purpose unrelated to civil immigration law, City officials will not permit federal
9 immigration authorities access to City facilities or to any person in City custody, subject to the
10 California Truth Act;

11 4. Clear Identification. Requiring federal immigration authorities to wear
12 jackets and badges when given access to City facilities, so that they are clearly identified as
13 federal agents;

14 5. Don't Ask. City officials will not inquire into the immigration status of any
15 individual, unless there is a legitimate law enforcement purpose unrelated to civil immigration
16 law, or where required by law to verify eligibility for a benefit or service;

17 6. Privacy Protection. City officials will not voluntarily release personally
18 identifiable information to federal immigration authorities, or information that may be used to
19 ascertain an individual's race, religion or ethnicity, unless for a law enforcement purpose
20 unrelated to the enforcement of civil immigration law;

21 7. Discriminatory Surveillance Prohibition. City officials will not engage in
22 surveillance of any person or group based solely on their actual or perceived religion,
23 ethnicity, race or immigration status;

1 8. Redress. Any person who alleges a violation of the above policies may
2 file a written complaint with the City.

3 9. Fair and Impartial Policing. City officials will not detain, interrogate, or
4 arrest an individual based on their perceived race, national origin, religion, language or
5 immigration status.

6 **SECTION 3:** The City also adopts the following in furtherance of its policy goals:

7 1. No City agency, department, officer, employee, or agent shall use City
8 funds, resources, facilities, property, equipment, or personnel to assist in the enforcement of
9 federal immigration law, unless such assistance is required by any valid and enforceable
10 federal or state law or is contractually obligated. This prohibition shall include, but not be
11 limited to, assisting with or participating in any immigration enforcement operation or joint
12 operation or patrol that involves, in whole or in part, the enforcement of federal immigration
13 law, except for purposes of protecting the public safety.

14 2. No City agency, department, officer, employee, or agent shall use City
15 funds, resources, facilities, property, equipment, or personnel to assist any federal program
16 requiring the registration of individuals on the basis of race, religion, or ethnicity, including
17 those persons of the Muslim faith or those perceived to be of the Muslim faith, and/or of
18 Middle Eastern descent.
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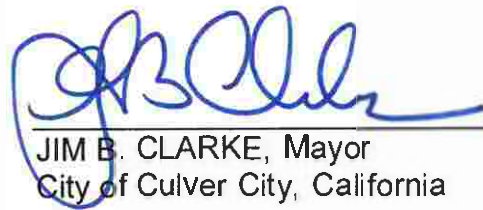
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2 3. The City shall continue to follow its policies to prevent bias-based
3 policing and law enforcement personnel will continue to exercise discretion to favor citing
4 and releasing individuals in lieu of arrest or continued detention, where consistent with
5 protecting public safety.
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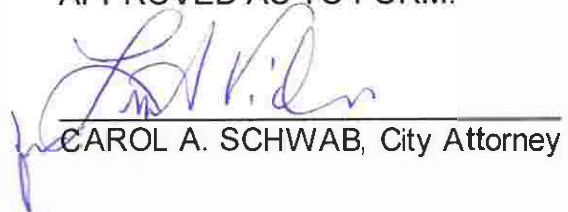
7 APPROVED AND ADOPTED on the 27 day of March, 2017.
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10 _____
11 JIM B. CLARKE, Mayor
12 City of Culver City, California

13 ATTEST:

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15 _____
16 JEREMY GREEN, City Clerk

APPROVED AS TO FORM:

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19 CAROL A. SCHWAB, City Attorney

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