



# CITY OF POMONA COUNCIL REPORT

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January 28, 2019

To: Honorable Mayor and Members of the City Council

From: Linda Lowry, City Manager

Submitted by: Linda Matthews, Human Resources/ Risk Management Director

Subject: **Receive and File Report Required by City Ordinance No. 4244 Relative to California Values Act (SB54)**

## OVERVIEW

**Recommendation** – It is recommended that the City Council receive a status report of the implementation of and compliance with City of Pomona Ordinance No. 4244 and the State of California Values Act (SB 54).

**Fiscal Impact** – None.

**Previous Council Action** – On December 18, 2017 the City Council adopted Ordinance No. 4244 to comply with the requirements of SB 54 in order to preserve public safety.

## EXECUTIVE SUMMARY

On December 18, 2017 the City Council adopted Ordinance No. 4244 to ensure compliance with the requirements of the California Values Act and preserve public safety. Ordinance No. 4244 requires that the City Manager develop and implement training materials for relevant City personnel regarding the scope and the requirements of SB 54 and the ordinance. It further states that annually, or as otherwise requested by City Council, the City Manager will report to the City Council the status of training and compliance with SB 54. This status report includes a staff training update, procedures for ensuring new employees receive training and the provisions for ongoing training, and compliance with SB 54 California Department of Justice (DOJ) reporting requirements.

## DISCUSSION

On October 5, 2017, the State of California enacted “The California Values Act”, Senate Bill 54 (SB 54), which sets parameters for cooperation of local law enforcement officials with federal

immigration enforcement agencies and mandates local law enforcement carry out its legislative intent. On December 18, 2017 the City Council adopted Ordinance No. 4244 to ensure compliance with the requirements of the California Values Act (SB 54). Ordinance No. 4244, Section 5. Training Materials Development states; in part, “The City Manager shall be responsible for development and implementation of training materials for relevant City personnel regarding the scope and the requirements of SB 54 and this ordinance. Annually, or as otherwise requested by City Council, the City Manager shall report to the City Council the status of training and compliance with SB 54.”

### **Pomona Police Department Staff Training**

Under the direction of the City Manager, the Police Department developed Lexipol Policy 426 and an accompanying staff Training Bulletin: Policy 426- Immigration Violations and SB 54 California Values Act. All Police Department personnel have been trained on Lexipol Policy 426, which has been included in the Department’s critical policies. Police Department personnel receive annual training on critical policies and sign an annual acknowledgement of receiving the training. All new employees are introduced to the critical policies upon hire. These procedures ensure ongoing staff training on SB 54 and Ordinance No. 4244. Lexipol Policy 426 is available on the City’s website at <http://www.ci.pomona.ca.us/index.php/police-department-home/81-government/city-departments/police/1723-california-values-act-compliance>.

### **Staff Training in All Other City Departments**

Training materials have also been developed for City of Pomona personnel who do not work in the Police Department. All full time and part time City personnel have received training on SB 54 and Ordinance No. 4244, with the exception of part-time staff who are not currently scheduled to work (eleven individuals) or staff who are currently on extended leave from work (five individuals). These staff members will receive the training when they return to work. The staff training has been incorporated into the new employee onboarding procedures, ensuring that all City staff are trained in SB54 and Ordinance No. 4244. The staff guidelines are available on the City’s website at <http://www.ci.pomona.ca.us/index.php/police-department-home/81-government/city-departments/police/1723-california-values-act-compliance>.

On October 29, 2018 City Manager Linda Lowry and Mayor Sandoval met with representatives of United Voices of Pomona to provide a status update on staff training, compliance with SB 54, and compliance with Ordinance No. 4244.

### **California DOJ California Values Act Task Force Participation Report**

The Pomona Police Department participates on a single federal FBI Task Force that focuses on Gang and Drug Trafficking. SB 54 requires that participation in any federal task force be reported annually to California DOJ. The City of Pomona Ordinance No. 4244 states; in part, “All reports regarding any ongoing law enforcement task force required to be issued by the Police Department pursuant to SB 54 shall be submitted to the City Council via the City Manager concurrent with the submission to the California Department of Justice.”

The California DOJ California Values Act Task Force Participation Report for reporting year 2018 was submitted to the DOJ prior to the January 15, 2019 reporting deadline. The Pomona Police Department reported that the FBI San Gabriel Valley Safe Streets Task Force made a total of eighty

five (85) arrests in 2018 and further reported the total number of people arrested for immigration enforcement purposes by the Task Force was zero (0). The Pomona Police Department did not request any exclusions from disclosure to the DOJ. As required by Ordinance No. 4244, the report is attached as Attachment 1.

Prepared by: Kim Crews, Human Resources Manager

Attachment

1. California DOJ California Values Act Task Force Participation Report