

PUBLIC SAFETY AND CRIMINAL JUSTICE COMMITTEE
DALLAS CITY COUNCIL COMMITTEE AGENDA

RECEIVED

2019 JAN 10 AM 8:34

CITY SECRETARY
DALLAS, TEXAS

MONDAY, JANUARY 14, 2019
CITY HALL
COUNCIL BRIEFING ROOM, 6ES
1500 MARILLA STREET
DALLAS, TEXAS 75201
11:00 A.M. – 12:30 P.M.

Chair, Council Member B. Adam McGough
Vice Chair, Council Member Philip T. Kingston
Domestic Violence Task Force Chair, Council Member Jennifer S. Gates
Mayor Pro Tem Casey Thomas
Deputy Mayor Pro Tem Adam Medrano
Council Member Sandy Greyson
Council Member Kevin Felder
Council Member Carolyn King Arnold

Call to Order

1. December 10, 2018 PSCJ Committee Meeting Minutes
2. Staff Recognition
Jon Fortune, Assistant City Manager
City Manager's Office
3. Juvenile Curfew
Chief U. Renee Hall
Dallas Police Department
4. DFR Fire Watch
Chief Dominique Artis
Dallas Fire-Rescue
5. Committee Action Matrix
Jon Fortune, Assistant City Manager
City Manager's Office

Adjourn



B. Adam McGough, Chair
Public Safety and Criminal Justice Committee

A closed executive session may be held if the discussion of any of the above agenda items concerns one of the following:

1. seeking the advice of its attorney about pending or contemplated litigation, settlement offers, or any matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act. [Tex. Govt. Code §551.071]
2. deliberating the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person. [Tex. Govt. Code §551.072]
3. deliberating a negotiated contract for a prospective gift or donation to the city if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person. [Tex. Govt. Code §551.073]

4. deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee unless the officer or employee who is the subject of the deliberation or hearing requests a public hearing. [Tex. Govt. Code §551.074]
5. deliberating the deployment, or specific occasions for implementation, of security personnel or devices. [Tex. Govt. Code §551.076]
6. discussing or deliberating commercial or financial information that the city has received from a business prospect that the city seeks to have locate, stay or expand in or near the city and with which the city is conducting economic development negotiations; or deliberating the offer of a financial or other incentive to a business prospect. [Tex Govt. Code §551.087]
7. deliberating security assessments or deployments relating to information resources technology, network security information, or the deployment or specific occasions for implementations of security personnel, critical infrastructure, or security devices. [Tex. Govt. Code §551.089]

NOTICE: Handgun Prohibition Notice for Meetings of Governmental Entities

"Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun."

"De acuerdo con la sección 30.06 del código penal (ingreso sin autorización de un titular de una licencia con una pistola oculta), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola oculta."

"Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly."

"De acuerdo con la sección 30.07 del código penal (ingreso sin autorización de un titular de una licencia con una pistola a la vista), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola a la vista."

Public Safety and Criminal Justice Committee Meeting Minutes

Meeting Date: Monday, December 10, 2018

Convened: 11:04 A.M.

Adjourned: 12:11 P.M.

Committee Members Present:

Council Member B. Adam McGough, Chair
Council Member Philip T. Kingston, Vice Chair
Council Member Jennifer S. Gates
Mayor Pro Tem Casey Thomas
Deputy Mayor Pro Tem Adam Medrano
Council Member Sandy Greyson
Council Member Kevin Felder

Committee Members Absent:

Other Council Members Present:

AGENDA:

Call to Order

1. November 26, 2018 PSCJ Committee Meeting Minutes

Presenter(s): Council Member B. Adam McGough, Chair

Information Only:

Action Taken/Committee Recommendation(s):

A motion was made to approve the November 26, 2018 meeting minutes.

Motion made by: CM Greyson

Item passed unanimously:

Item failed unanimously:

Motion Seconded by: CM Kingston

Item passed on a divided vote:

Item failed on a divided vote:

2. Municipal Court Review of Non-Adjudicated Cases

Presenter(s): Daisy Fast, Interim Assistant Director of Court & Detention Services, Rodney Patten, Chief Prosecutor, Preston Robinson, Administrative Judge

Information Only:

Action Taken/Committee Recommendation(s):

Staff provided the committee with an overview of outstanding cases that have not yet resulted in adjudication. The process for non-adjudicated cases, tools and options to encourage defendants to respond to their citation(s), practices of other Texas Municipal Courts and a recommendation to review these outstanding cases was provided. Recommendations include Dallas Municipal Court to use a phased-in approach to administratively address cases that fall in the following categories:

- Inactive officers/deceased officers (traffic offenses only)
- Cases without a complaint (charging instrument)
- Cases that are aged (i.e. >10 years) (62% of cases)

Upcoming initiatives include increasing the focus on warrant round-ups and continuing collaboration with surrounding counties to expedite disposition of city cases while defendant is in county jail.

Motion made by:

Item passed unanimously:

Item failed unanimously:

Motion Seconded by:

Item passed on a divided vote:

Item failed on a divided vote:

3. Civil Service Rule XXIII Revision

Presenter(s): Angela Shaw, Assistant Chief, Dallas Police Department

Information Only:

Action Taken/Committee Recommendation(s):

The committee was briefed on Civil Service Rule XXIII Revision. An active, valid Texas Commission on Law Enforcement (TCOLE) license is proposed to be accepted in lieu of the current 45 required hours of college. Currently, 36 months of military service or law enforcement experience waives the college requirement. Staff recommends the Public Safety and Criminal Justice Committee forward the following to City Council for consideration and approval: Adoption of Revised Civil Service Rule XXIII.

Motion made by: CM Greyson
Item passed unanimously:
Item failed unanimously:

Motion Seconded by: CM Medrano
Item passed on a divided vote:
Item failed on a divided vote:

4. Dallas Fire-Rescue's (DFR) Wildland Team-California

Presenter(s): Special Operations-Deputy Chief, Charlie Salazar, Dallas Fire-Rescue

Information Only:

Action Taken/Committee Recommendation(s):

The Committee was briefed on Dallas Fire-Rescue's (DFR) Wildland Team and the significance of their two Wildland Urban Interface (WUI) fire assignments to California. An overview of the California Wildfires, Emergency Management Assistance Compact, Texas Intrastate Fire Mutual Aid System, and the DFR Wildland Team was presented. The purpose of the California assignment was to protect the City of Dallas's WUI community through a well-trained and tested DFR-Wildland Team. Training gaps include: more engine-bosses, more sawyers, and the need to work with the State to get task-books signed off. Resources gaps include: replacement designated strike team leader vehicle, Type III fire engines, Type VI fire engines, and crew bus.

Lessons learned:

- WUI mitigation is important
- Evacuation in large scale wind driven events is critical
- Training and experience gained is cost neutral (reimbursed)
- Unified Command and ICS is important

Council asks about reimbursements. The State of Texas reimbursed DFR first, then the State of California will reimburse the State of Texas. In the future, DFR will be coming to committee for a recommendation to receive updated/new equipment.

Motion made by:
Item passed unanimously:
Item failed unanimously:

Motion Seconded by:
Item passed on a divided vote:
Item failed on a divided vote:

5. High-Rise Mass Violence Full Scale Exercise

Presenter(s): Tiffany Reid, Training & Exercise Coordinator, Office of Emergency Management

Information Only:

Action Taken/Committee Recommendation(s):

The PSCJ Committee was briefed by Tiffany Reid, Training & Exercise Coordinator, from the Office of Emergency Management on an upcoming full-scale exercise at Renaissance Tower involving Dallas Fire-Rescue Department, Dallas Police Department, and the Office of Emergency Management. The purpose of the January 12, 2019, exercise is to test the capabilities of Dallas' public safety departments. Joint full scale and functional exercises that test the capabilities of each department will continue. The exercise will evaluate gaps in response capabilities and create trainings and exercises, implement joint training on high-rise tactics, floor plan applications, and more training on floor plan applications.

Next steps include:

- Conduct two dry-runs of the FSX
- Invite downtown partners and City Management to observe the exercise
- Develop an After-Action Report based on findings from the exercise
- Address areas for improvement through future trainings
- Prepare first responders for larger scale active shooter exercise in May

Motion made by:

Item passed unanimously:

Item failed unanimously:

Motion Seconded by:

Item passed on a divided vote:

Item failed on a divided vote:

6. Committee Action Matrix

Information Only:

Action Taken/Committee Recommendation(s):

No questions/comments were presented regarding the committee action matrix.

7. Upcoming Agenda Item(s)

Presenter(s): ACM Jon Fortune, CMO

Information Only:

Action Taken/Committee Recommendation(s):

No questions/comments were presented regarding the December 12, 2018 upcoming agenda items.

Motion made by: CM Gates

Item passed unanimously:

Item failed unanimously:

Motion Seconded by: CM Medrano

Item passed on a divided vote:

Item failed on a divided vote:

8. Installation of Crosswalks Memorandum

This memo was provided to the committee for review. No questions/comments were presented.

APPROVED BY:

ATTEST:

B. Adam McGough, Chair
Public Safety and Criminal Justice Committee

Victoria Cruz, Coordinator
Public Safety and Criminal Justice Committee

Memorandum



CITY OF DALLAS

DATE January 11, 2019

TO Honorable Members of the Public Safety and Criminal Justice Committee

SUBJECT **Staff Recognition**

On January 14, 2019, the Chair of the Public Safety and Criminal Justice Committee, Adam McGough, will verbally recognize an employee and police unit for their outstanding efforts and accomplishments. We wanted to begin committee meeting by increasing engagement, identifying excellence, and showing staff our appreciation.

A handwritten signature in cursive script that reads "Jon Fortune".

Jon Fortune
Assistant City Manager

cc: T.C. Broadnax, City Manager
Chris Caso, City Attorney (I)
Carol A. Smith, City Auditor (I)
Biliera Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizzor Tolbert, Chief of Staff to the City Manager

Majed A. Al-Ghafry, Assistant City Manager
Joey Zapata, Assistant City Manager
Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer
M. Elizabeth Reich, Chief Financial Officer
Directors and Assistant Directors

Memorandum



CITY OF DALLAS

DATE January 11, 2019

TO Honorable Members of the Public Safety and Criminal Justice Committee

SUBJECT **Juvenile Curfew Ordinance**

On Monday, January 14, 2019, you will be briefed on the expiration of the Juvenile Curfew Ordinance by the Dallas Police Department. The attached presentation outlines the requirements of the Texas Local Government Code that requires that the City of Dallas to conduct public hearings on the need to continue, abolish, or modify the juvenile curfew ordinance every three years. In order for the ordinance to be reinstated, the City Council must conduct to authorize two (2) public hearings prior to a final vote. If the council elects to vote on reinstating the curfew ordinance, the police department is making a recommendation to decriminalize the penalty. The decriminalization proposal is contained in the briefing.

The briefing materials are attached for your review.

Please contact me if you have any questions or need additional information.

A handwritten signature in cursive script that reads "Jon Fortune".

Jon Fortune
Assistant City Manager

c: T.C. Broadnax, City Manager
Chris Caso, City Attorney (I)
Carol A. Smith, City Auditor (I)
Biliera Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizer Tolbert, Chief of Staff to the City Manager

Majed A. Al-Ghafry, Assistant City Manager
Jon Fortune, Assistant City Manager
Joey Zapata, Assistant City Manager
Nadia Chandler Hardy, Assistant City Manager & Chief Resilience Officer
M. Elizabeth Reich, Chief Financial Officer
Directors and Assistant Directors

Juvenile Curfew Ordinance

Public Safety and Criminal Justice Committee
January 14, 2019

Reneé Hall, Chief of Police
Dallas Police Department
City of Dallas



Curfew Ordinance Renewal

- *The current ordinance expires on January 18, 2019.*
- If the City Council determines that a need exists to continue the juvenile curfew ordinance public hearings must be held.
- The Texas Local Government Code requires that the City of Dallas conduct two public hearings on the need to continue, abolish, or modify the juvenile curfew ordinance every three years.

Curfew Ordinance

- Upon expiration of the current ordinance, violations of both the daytime and nighttime curfew ordinance can no longer be enforced.
- If the City Council authorizes the public hearings a vote can take place at the conclusion of the second public hearing.



3

Curfew Ordinance

- If the City Council elects to abolish the curfew ordinance, the police department will engage the community and collaborate with other city departments to create a sustainable plan that creates a continuum of community-based alternatives for juveniles.



Curfew Ordinance

- If the City Council elects to establish a new curfew ordinance the department recommends the new ordinance decriminalize curfew violations.



Proposed Curfew Ordinance

- The department recommends decriminalized penalties if a new ordinance is passed.
 - Warning for first offense
 - Enforcement through V Citations only

Penalties and services assigned through community court

- Community Service (In lieu of fine)

Access to services

- Counseling for Juvenile and Parents
- Referrals for parenting classes
- Mentoring

Proposed Curfew Ordinance

- Community courts will create a special curfew docket with evening hours so parents don't have to take off work
- Juveniles can complete supervised community service on Saturdays



Next Steps

- City Council makes a determination of need to continue with a curfew ordinance.
- If City Council elects to move forward, public hearings will be authorized.
- These hearings can take place in February.
- A council vote can take place at the conclusion of the second public hearing.

Community Engagement

- The police department puts a high priority on the safety and security of juveniles and preventing our youth from entering the juvenile justice system.
- The department will continue to actively engage the community through innovative youth programming and community policing.

Juvenile Curfew Ordinance

Public Safety and Criminal Justice Committee
January 14, 2019

Reneé Hall, Chief of Police
Dallas Police Department
City of Dallas



Memorandum



CITY OF DALLAS

DATE January 11, 2019

TO Honorable Members of the Public Safety and Criminal Justice Committee

SUBJECT **Fire Watch Procedures**

Dallas Fire-Rescue will be addressing the Public Safety and Criminal Justice Committee on January 14, 2019 to present an amendment change proposal for Fire Watch Procedures. This amendment change is being proposed to address concerns from fees incurred from fire watches with residential/multifamily properties. The amendment change will also give a structured approach towards fire watches going forward.

A proposal for a reduced hourly fee for Standby/Fire Watch personnel and an Alternative Personnel (non-DFR) option for residential/ multifamily Fire Watches will be presented. The presentation will also address the details of implementing this change with these properties and the subsequent impact. Deputy Chief and Fire Marshal Christopher Martinez will be presenting the proposal for Dallas Fire-Rescue.

A handwritten signature in black ink that reads "Jon Fortune".

Jon Fortune
Assistant City Manager

cc: T.C. Broadnax, City Manager
Chris Caso, City Attorney (I)
Carol A. Smith, City Auditor (I)
Biliera Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizer Tolbert, Chief of Staff to the City Manager

Majed A. Al-Ghafry, Assistant City Manager
Joey Zapata, Assistant City Manager
Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer
M. Elizabeth Reich, Chief Financial Officer
Directors and Assistant Directors

Fire Watch Procedures

Public Safety Committee

January 14, 2019

**Christopher Martinez, Fire Marshal
Dallas Fire-Rescue Department
Inspections and Life Safety
Education Division**



Presentation Overview

- Summary of PSC meeting from November, 2018
- Reduced Cost Recovery Fee Proposal
- Alternative Fire Watch Personnel Proposal
- Requirements
- Next Steps
- Impact to Dallas Fire-Rescue

Review of Public Safety Committee Meeting

- During the Public Safety Committee meeting on November 26, 2018, a request was brought forward to Dallas Fire-Rescue to explore options for conducting multifamily residential fire watches with alternative personnel (non-DFR).
- This option was requested as a result of concerns brought forward to the committee from private multifamily residential entities due to fees incurred from fire watches.

Reduced Cost Recovery Fee Proposal

- Reduce the hourly Fire Watch fee based on a reduced level of cost recovery.
- A 2015 Cost of Service Study determined that full cost recover is equal to \$222/hr.
- 50% of cost recovery recommended with a new fee proposed at \$110.00

Alternative Fire Watch Personnel Proposal

- Upon notification of an impaired life safety system, DFR personnel will arrive on scene to evaluate the need for a fire watch.
- DFR will make attempts to contact property management as soon as possible if a fire watch is warranted.
- DFR will provide a fire watch until such time as qualified alternative fire watch personnel can arrive on location.
- DFR will define the parameters of fire watch to include areas to be walked, frequency of rounds, and utilization of functioning life safety equipment to facilitate evacuation.

Qualified Alternative Fire Watch Personnel Criteria

- Must be at least 21 years of age.
- Must be an existing employee of the property who is familiar with the layout of the facility.
- Must be physically capable of performing the fire watch duties, to include walking and climbing stairs.
- Must be capable of performing continuous intervals of monitoring.
- Must be equipped with at least two means of notifying 911.
- Must be familiar with functionality of the life safety systems onsite, both operational and non-operational.
- Must be familiar with and trained in the use of portable fire extinguishers.

Alternative Fire Watch Personnel Duties

- Shall have the sole duty of providing a Fire Watch and capable of performing such duties;
- Shall provide a schedule of personnel shifts to the fire official 24-hours in advance for each day of Fire Watch operations.
- DFR to give final approval onsite of the functionality of life safety systems repaired or replaced before a Fire Watch can be terminated.

Alternative Fire Watch Personnel

- Dallas Fire-Rescue will provide a letter of responsibility for person in control, to include applicable fire code sections, specific fire watch duties to be followed, responsibilities of ownership/management, as well as penalties and consequences of failure to comply with the fire code.
- Letter must be signed by person in control before transfer of fire watch personnel occurs.

Alternative Fire Watch Personnel

- Dallas Fire-Rescue will provide oversight for fire watches by providing random, unannounced monitoring to ensure fire code requirements are being followed.
- DFR will issue citations upon discovery of fire watch procedures not being followed.
- Subsequent occurrence will result in DFR taking over the fire watch until systems are restored.

Alternative Fire Watch Personnel

- Dallas Fire-Rescue reserves the right to staff DFR Fire Inspection personnel at any event / system impairment where a higher degree of risk is present in the opinion of the Fire Chief or Fire Code Official, to include, but not limited to, large public assemblies or venues.

Alternative Fire Watch Personnel: Next Steps

- With acceptance and approval of a reduced hourly standby personnel fee of \$110 and the Alternative Fire Watch personnel proposal from the Public Safety Committee, DFR will craft a formal amendment modification to the existing Dallas Fire Code with the assistance of the Dallas City Attorney's Office.
- Upon completion of the ordinance modification, the amendment will be presented to the Dallas City Council for formal approval.

Alternative Fire Watch Personnel: Timeline

- January 14, 2019
 - Presentation to the Public Safety Committee
- March, 2019
 - Amendment language completed and presented to PSC
- April/June, 2019
 - Placed on agenda for Dallas City Council approval

Tentative Dates

Impact to Dallas Fire-Rescue

- The change in policy will translate to fewer hours assigned to fire watch activities by Dallas Fire-Rescue's Fire Inspection personnel.
- DFR will capitalize on this change in policy by placing a more concentrated effort towards increased annual inspections of high risk properties, to include multifamily residential properties. This will specifically enhance the Home Fire Safety Inspection program and benefit the citizens of Dallas.

Fire Watch Procedures

Public Safety Committee

January 14, 2019

**Christopher Martinez, Fire Marshal
Inspections and Life Safety
Education Division
Dallas Fire-Rescue Department**



Memorandum



DATE January 11, 2019

TO Honorable Members of the Public Safety and Criminal Justice Committee

SUBJECT **Committee Action Matrix**

Attached is the Public Safety and Criminal Justice Committee Action Matrix.

Please contact me if you have any questions or need additional information.



Jon Fortune
Assistant City Manager

[Attachment]

cc: T.C. Broadnax, City Manager
Chris Caso, City Attorney (I)
Carol A. Smith, City Auditor (I)
Billierae Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizzor Tolbert, Chief of Staff to the City Manager

Majed A. Al-Ghafry, Assistant City Manager
Joey Zapata, Assistant City Manager
M. Elizabeth Reich, Chief Financial Officer
Nadia Chandler Hardy, Assistant City Manager & Chief Resilience Officer
Directors and Assistant Directors

Public Safety and Criminal Justice Committee Action Matrix					
	Requestor	Request	Request Date	Staff/Dept Responsible	Status
1	Kingston	Provide sample of body camera footage of a juvenile citation to committee	6/25/2018	Chief Hall	Pending
2	Kingston	Would like to see committee briefed further on implicit bias as we have significant disparate results of arrests and we can show that with data as a next step	9/24/2018	Chief Hall	Pending
3	Kingston	What metrics should this committee be looking for to see if the Vice Unit is working?	11/26/2018	Chief Hall	Pending