

PUBLIC SAFETY AND CRIMINAL JUSTICE COMMITTEE
DALLAS CITY COUNCIL COMMITTEE AGENDA

2019 APR 18 PM 4:26
CITY SECRETARY
DALLAS, TEXAS

MONDAY, APRIL 22, 2019
CITY HALL
COUNCIL CHAMBERS, 5ES
1500 MARILLA STREET
DALLAS, TEXAS 75201
11:00 A.M. – 12:00 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. April 8, 2019 PSCJ Committee Meeting Minutes
2. Public Safety Dashboards
Jon Fortune, Assistant City Manager
City Manager's Office
3. Dallas County District Attorney Conversation
John Creuzot, District Attorney
Dallas County
4. Committee Action Matrix
Jon Fortune, Assistant City Manager
City Manager's Office

BRIEFING MEMOS

5. National Police Week, May 13-16, 2019
6. Dallas Police Department Boat Donation
7. Dallas Fire-Rescue Blocker Program

Adjourn



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

Public Notice

19 04 14

POSTED CITY SECRETARY
DALLAS, TX

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, April 8, 2019

Convened: 11:04 A.M.

Adjourned: 12:22 P.M.

Committee Members Present:

Council Member B. Adam McGough, Chair
Council Member Philip T. Kingston, Vice
Chair Mayor Pro Tem Casey Thomas
Deputy Mayor Pro Tem Adam Medrano
Council Member Kevin Felder
Council Member Carolyn King Arnold

Committee Members Absent:

Council Member Jennifer S. Gates
Council Member Sandy Greyson

Other Council Members Present:

CM Rickey Callahan

AGENDA:

Call to Order

1. March 25, 2019 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 March 25, 2019 meeting minutes.

Motion made by: MPT Thomas

Item passed unanimously:

Item failed unanimously:

Motion Seconded by: CM Felder

Item passed on a divided vote:

Item failed on a divided vote:

2. Upcoming Agenda Item

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

Information Only:

Action Taken/Committee Recommendation(s):

A motion was made to approve Agenda Item #37 forward to full council.

Motion made by: MPT Thomas

Item passed unanimously:

Item failed unanimously:

Motion Seconded by: CM Felder

Item passed on a divided vote:

Item failed on a divided vote:

3. Staff Recognition

Presenter(s): Assistant City Manager Jon Fortune

Information Only:

Action Taken/Committee Recommendation(s): Assistant City Manager Jon Fortune verbally recognized several Dallas Police Officers and Dallas Fire-Rescue officers for their outstanding efforts and accomplishments on a unified response. Staff wanted to begin the committee meeting by increasing engagement, identifying excellence and showing staff our appreciation.

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

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

4. Community Prosecution Update

Presenter(s): Jon Fortune, Assistant City Manager, Chris Caso, Interim City Attorney, Jill Haning, Chief of Community Prosecution

Information Only:

Action Taken/Committee Recommendation(s): On April 8, 2019 staff briefed the committee on an overview of community prosecution, the purpose, mission, and history. Staff also provided a process overview, the process for individual cases and responsibilities of the team. Councilmembers expressed concern on the lack of communication on who their assigned prosecutors are and what their role and purpose is. Staff will be providing a more proactive approach to be more involved in the community and provide council with an updated listing of District Community Prosecutors.

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. Mobile Surveillance - BMV/UUMV Strategies using Technology

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

Information Only:

Action Taken/Committee Recommendation(s): Assistant Chief Angela Shaw briefed the committee on the current Mobile Surveillance program and discussed the standard vehicles that are equipped with cameras, sensors, activators and multiple live streaming cameras. These vehicles also contain various property items that are equipped with tracking devices. These vehicles are used to help combat Burglary of Motor Vehicle (BMV) offenses and Auto Thefts. Questions were raised regarding the placement on the vehicles. Staff stressed that these vehicles are in all divisions based on crime trends.

6. Overview of Dallas Police Department Gang Unit

Presenter(s): Chief U. Renee Hall, Chief David Pughes, Lieutenant David Davis, Dallas Police Department

Information Only:

Action Taken/Committee Recommendation(s): Lieutenant David Davis briefed the committee on an overview of the Dallas Police Department's Gang Unit. The Gang Unit is charged with the responsibility of identifying and tracking both juvenile and adult criminal street gangs, their members, and gang related crimes as they occur throughout the City of Dallas. In addition to tracking gang related activity, the Gang Unit participates in extensive community involvement, briefs patrol officers on gang related information, and collaborates with multiple local, state, and federal agencies.

8. Committee Action Matrix

Presenter(s): Jon Fortune, Assistant City Manager, City Manager's Office

Information Only:

Action Taken/Committee Recommendation(s): No questions/comments were raised about this item.

Adjourned: 12:22pm

APPROVED BY:

ATTEST:

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

Victoria Cruz, Coordinator
Public Safety and Criminal Justice Committee

DRAFT

Memorandum



DATE April 19, 2019

TO Honorable Members of the Public Safety and Criminal Justice Committee

SUBJECT **Public Safety Dashboards**

On Monday, April 22, 2019 you will be presented with the March 2019 Public Safety Dashboards for the Dallas Police, Fire-Rescue and the Court and Detention Services Departments.

The dashboards are intended to provide a comprehensive snap shot of performance measures, critical areas of concerns, and staffing levels each month. You will be able to use the dashboards to monitor trends and focus on areas that need immediate attention.

The Public Safety Dashboards are attached for your review.

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



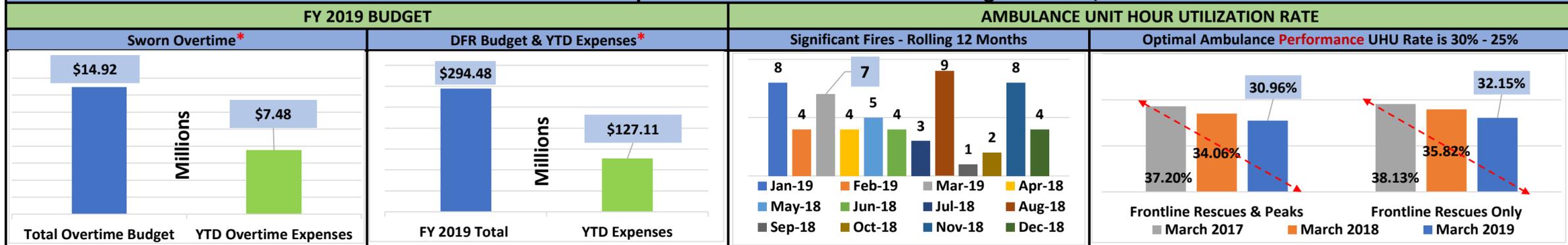
Jon Fortune
Assistant City Manager

[Attachment]

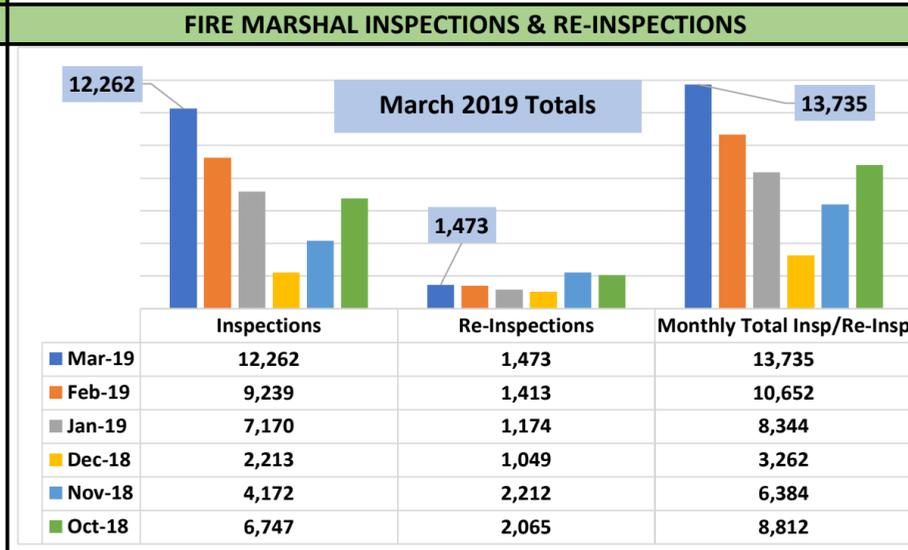
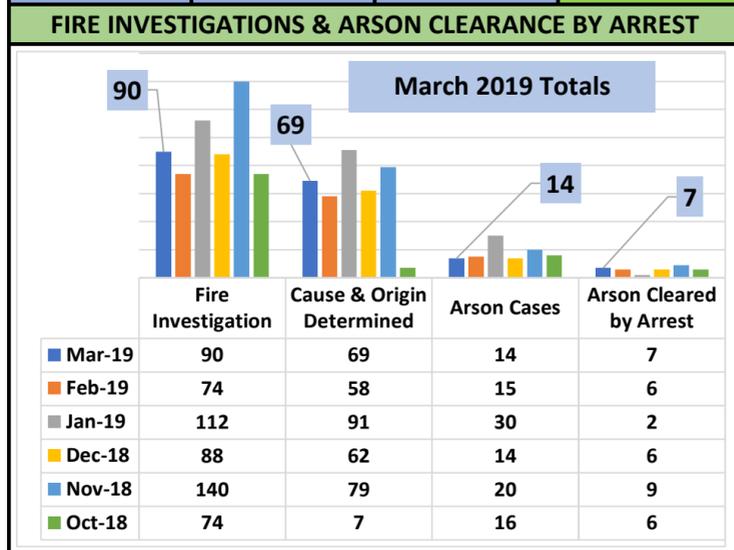
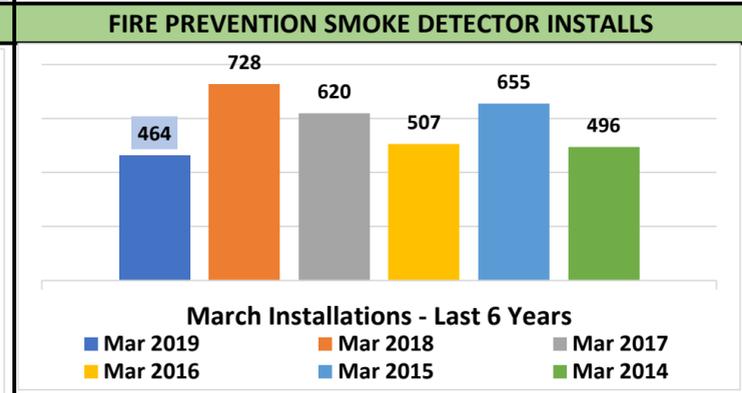
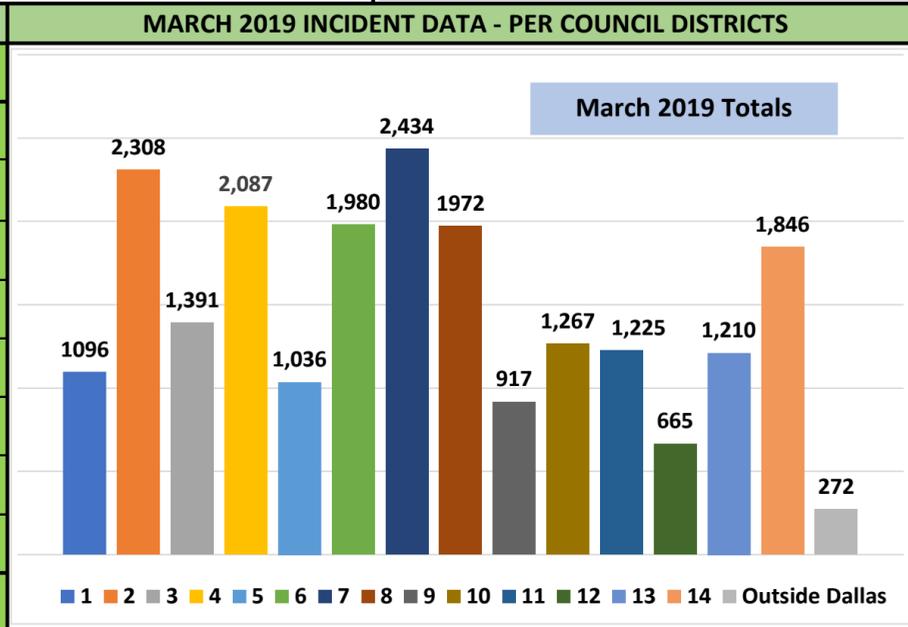
cc: T.C. Broadnax, City Manager
Chris Caso, City Attorney (I)
Biliera Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizer Tolbert, Chief of Staff to the City Manager
Majed A. Al-Ghafry, Assistant City Manager

Joey Zapata, Assistant City Manager
Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer
Michael Mendoza, Chief of Economic Development and Neighborhood Services
M. Elizabeth Reich, Chief Financial Officer
Laila Aleqresh, Chief Innovation Officer
Directors and Assistant Directors

Dallas Fire-Rescue Department Dashboard: Month Ending March 31, 2019



SWORN STAFFING AND HIRING			
Function	March 2017	March 2018	March 2019
EMS & Emergency Response	1596	1487	1,641
Dispatch Comms & GIS	50	59	61
Fire Prevention & Inspection	115	102	101
Arson Investigation EOD	19	16	21
Training & Recruitment	13	136	104
Aircraft Rescue Fire Fighting (ARFF)	31	33	36
Special Ops Administration	7	5	8
Human Resources & Wellness	4	4	4
Total Uniform	1,835	1,842	1,976



FIRE FATALITIES - National Benchmark is < 13			
January 1st through March 31st, 2019 City of Dallas Fire Fatalities = TWO (2)			
CURRENT RECRUITS IN DFR ACADEMY			
Class 350	Class 351	Class 352	Class ID
9	23	24	# of Trainees
Nov. 28 2018	Nov. 28 2018	Nov. 28 2018	Start Date
May 19 2019	June 19 2019	June 19 2019	End Date
June 2019	July 2019	July 2019	ERB Assigned

AVERAGE RESPONSE TIMES			
Percentage of EMS Response within Nine Minutes or Less (NFPA Standard #1710)	92.63%	Percentage of EMS Response within Five Minutes or Less, Includes ALL DFR Apparatus (NFPA Standard #1710)	54.26%
Percentage of First Heavy Apparatus On Location of Structure Fire Dispatches within 5:20 or Less (NFPA Standard #1710)		83.98%	

* YTD-Exp – Do Not Include Encumbrances

Dallas Police Department Dashboard 3/31/2019

FY18-19 BUDGET CRIME REPORTING *****

Sworn Overtime*

Total Budget

Total Arrests

Year to Date Crime (NIBRS) January 1, 2019 -March 31, 2019

Offense	2019	2018	Count DIFF	% Change	Clearance Rate
Assault Offenses	6,264	5,916	348	5.9%	29.6%
Agg Assault FV	446	423	23	5.4%	52.0%
Simple Assault FV	2,570	2,542	28	1.1%	43.6%
Homicide Offenses	37	41	-4	-9.8%	60.5%
Human Trafficking	20	6	14	233.3%	65.0%
Kidnapping / Abduction	13	21	-8	-38.1%	21.4%
Sex Offenses, Forcible	172	207	-35	-16.9%	17.3%
Sex Offenses, Nonforcible	2	1	1	-	0.0%
Sub-Total	6,508	6,192	316	5.1%	29.4%
Arson	37	35	2	5.7%	0.0%
Bribery	2	3	-1	-	100.0%
Burglary / Breaking & Entering	1,881	2,171	-290	-13.4%	2.8%
Counterfeiting / Forgery	161	167	-6	-3.6%	27.2%
Destruction / Vandalism	2,378	2,576	-198	-7.7%	2.4%
Embezzlement	72	107	-35	-32.7%	22.6%
Extortion / Blackmail	-	-	-	-	0.0%
Fraud	323	492	-169	-34.3%	35.3%
Larceny / Theft	6,268	5,565	703	12.6%	6.0%
Motor Vehicle Theft	2,635	2,145	490	22.8%	7.4%
Robbery	1,463	1,173	290	24.7%	10.1%
Sub-Total	15,220	14,434	786	5.4%	6.4%
Animal Cruelty	40	17	23	135.3%	7.7%
Drug / Narcotics	1,298	1,053	245	23.3%	104.0%
Gambling	12	3	9	300.0%	0.0%
Pornography / Obscene Material	22	22	0	0.0%	26.3%
Prostitution Offenses	84	5	79	1580.0%	92.7%
Weapon Law Violations	299	244	55	22.5%	99.6%
Sub-Total	1,755	1,344	411	30.6%	98.9%
Total	23,483	21,970	1,513	6.9%	19.7%

SWORN STAFFING AND HIRING PATROL PERFORMANCE YEAR TO DATE

Function	2019 Assigned	2018 Assigned	2017 Assigned	Crime Change by Division				Response time			
				Person	Property	MTD Total	YTD Total	Priority 1	Priority 2		
CBD	109	95	98								
Central	184	189	196	8.83%	9.62%	-10.10%	8.93%	6.33	15.20		
NE	321	309	315	13.71%	-0.31%	-5.34%	4.23%	8.86	20.16		
SE	296	307	310	-3.80%	3.29%	-0.91%	2.50%	7.85	16.71		
SW	284	286	277	0.10%	4.31%	-4.92%	4.69%	7.42	17.38		
NW	228	217	218	23.75%	9.66%	13.57%	16.74%	8.03	18.95		
NC	180	182	183	16.22%	-2.51%	-6.27%	2.52%	7.80	16.83		
SC	287	305	291	-1.51%	15.95%	0.79%	9.98%	7.82	17.95		
Nuisance Abatement	1	3	4	*CBD crime and response time data included in Central							
Patrol Total	1,890	1,893	1,892								
Administrative**	484	477	497								
Investigations & Tactical	626	644	669								
Total	3,000	3,014	3,058								

INTERNAL AFFAIRS

Complaint Type	2019 YTD	2018 YTD	% Change
Investigations Completed	71	56	26.8%
Use of Force Complaints Received	7	4	75.0%

Special Assignment			Task Force Staffing			911 Call Center Information				
Assigned	Temporary Special Assignment	Actual	Assigned	Task Force	Actual	911 Calls YTD	Mar. Avg Answer	Mar. Service Level		
Patrol	1,890	56	1,834	Investigations & Tactical	626	36	590	442,663	3.3 seconds	93.39%

FY 18-19 Hiring and Attrition FY18-19 Hiring Goal : 250

Top 911 Calls

Type	Calls YTD	Mar. 2019	Mar. 2018
Major Disturbance	25,861	9,378	9,441
Other Incidents	14,646	5,155	5,486
Other Escalated	12,538	4,614	4,708
Suspicious Person	7,598	2,745	2,559
Minor Accident	7,103	2,627	2,341
Business Alarm	5,168	1,850	1,662
Major Accident	4,333	1,567	1,629
Loud Music	4,347	1,889	2,301
Burg Motor Veh	3,241	1,159	1,137
Crisis Intervention	2,664	921	802
911 Hang-up	2,200	785	807

Dispatched Calls and Response Time

Date	Priority 1 Response Time	Priority 2 Response Time	Priority 3 Response Time	Priority 4 Response Time	Dispatched 911 Calls
Mar. 2019	7.48	17.76	49.94	70.03	51,863
YTD 2019	7.79	17.71	47.99	67.65	142,495
Mar. 2018	8.27	21.05	57.70	86.68	52,509
YTD 2018	8.88	22.75	64.47	91.61	139,169

Notes:

*Sworn overtime attributed to Late Relief, Court Overtime, Love Field Overtime, State/Federal Task Forces, Grants i.e. (STEP for Traffic), Special Task Force OT (Summer Crime Initiative). Savings offset from heightened attrition.

** Administrative includes Office of the Chief of Police

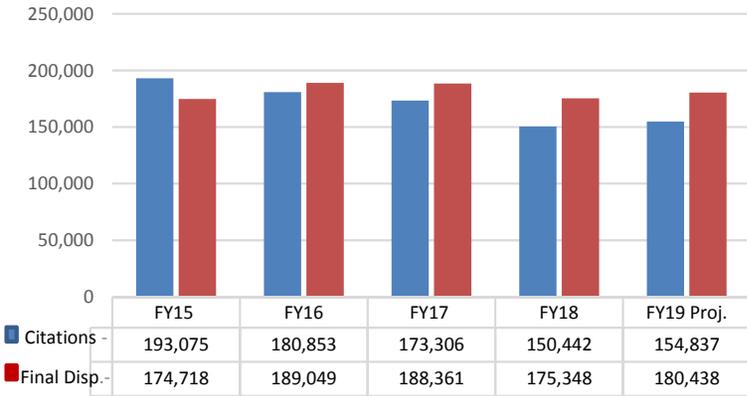
*** Other Incident Calls - used when a call is received but does not fit into any other category of signals. Ex. harassing phone calls, criminal trespass, death notifications

**** Other Escalated Calls - used when a call is received but does not fit into any other category of signals and is a priority in nature. Ex. person walking on the shoulder of freeway, suspicious activity that could lead up to an offense

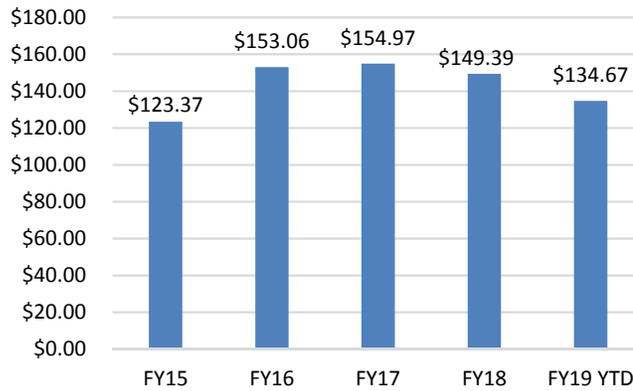
***** Crime reporting now includes NIBRS data. Clearance rate data is preliminary.

Municipal Court Dashboard: Month Ending March 31, 2019

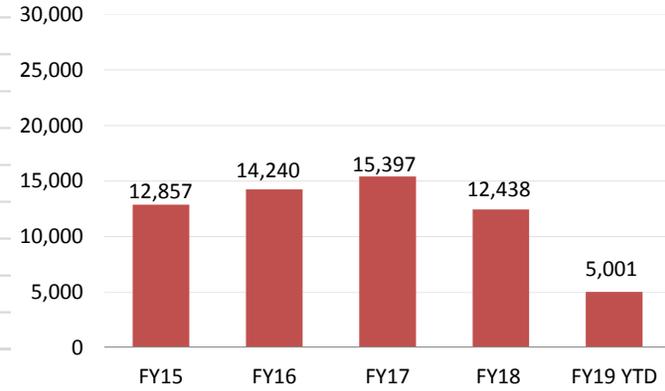
Citation Count & Final Dispositions



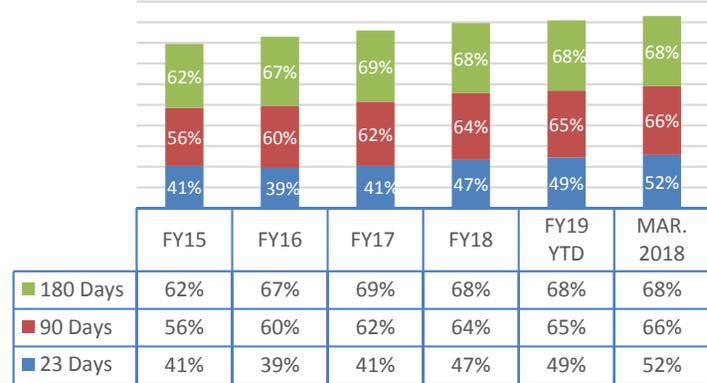
Average Collection Per Citation



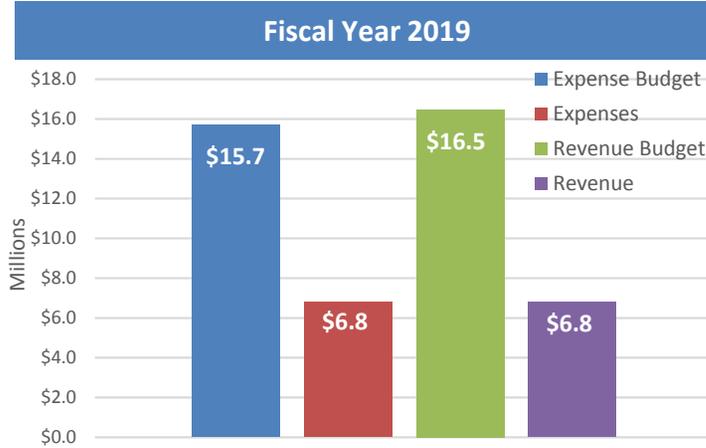
City Detention Center Book-Ins



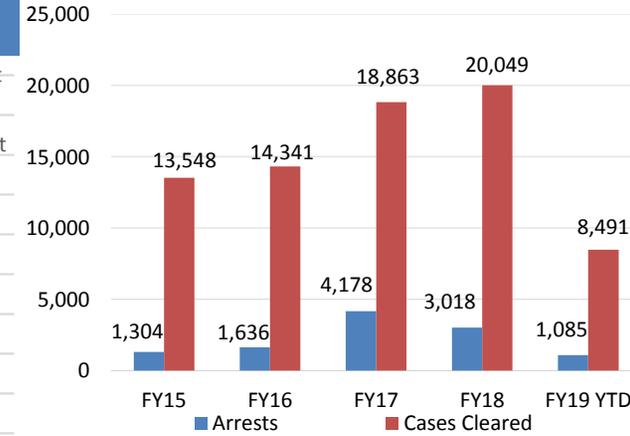
Defendant's Cumulative Response Rate Looking Back 23, 90 & 180 Days



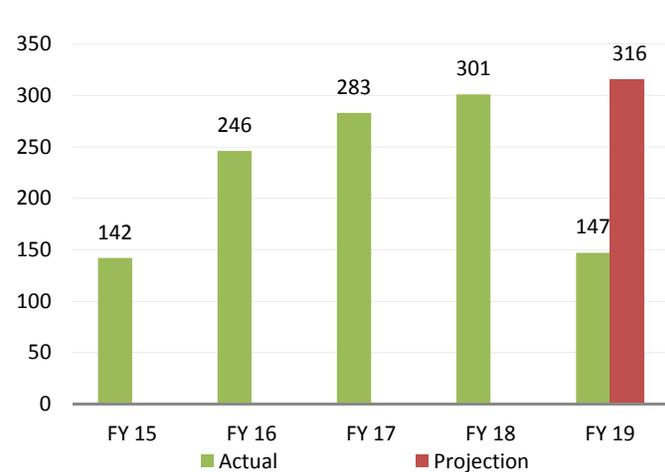
Municipal Court Budget



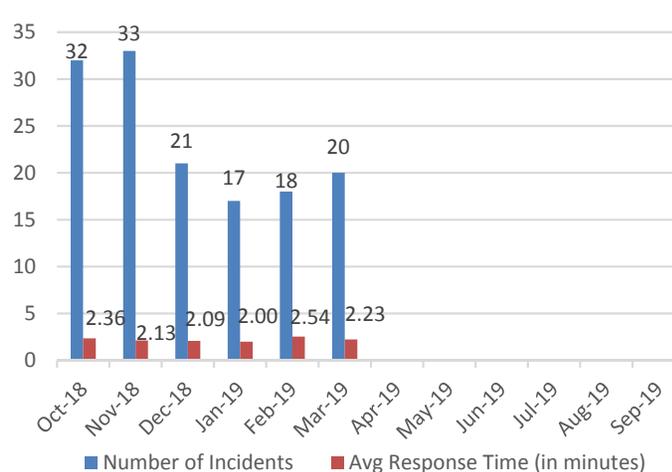
Warrant Enforcement



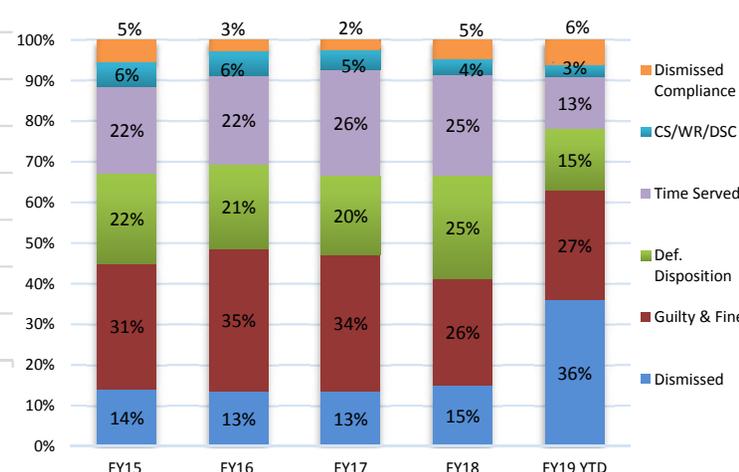
Environmental Crime Arrests



Security Incidents and Response Time



Courthouse Dispositions



Memorandum



CITY OF DALLAS

DATE April 18, 2019

TO Honorable Mayor and Members of the City Council

SUBJECT **Dallas County District Attorney Conversation**

Dallas County District Attorney John Creuzot will brief the Public Safety and Criminal Justice Committee on Monday, April 22, 2019. Chair McGough extended an invitation to DA Creuzot earlier in the year, but due to scheduling conflicts this meeting was pushed to the Monday meeting.

On April 11, 2019, DA Creuzot sent out the attached memorandum outlining his 2019 proposed reforms to the County's criminal justice system. Councilmember McGough is inviting all councilmembers to attend this conversation.

This meeting will be held in the Council Chambers at 11:00am on Monday.

Please let me know if you have any questions.

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

Jon Fortune
Assistant City Manager

- c:
- | | |
|--|---|
| T.C. Broadnax, City Manager | Joey Zapata, Assistant City Manager |
| Chris Caso, City Attorney (Interim) | Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer |
| Biliera Johnson, City Secretary | Michael Mendoza, Chief of Economic Development and Neighborhood Services |
| Preston Robinson, Administrative Judge | M. Elizabeth Reich, Chief Financial Officer |
| Kimberly Bizer Tolbert, Chief of Staff to the City Manager | Laila Aleqresh, Chief Innovation Officer |
| Majed A. Al-Ghafry, Assistant City Manager | Directors and Assistant Directors |



JOHN CREUZOT
CRIMINAL DISTRICT ATTORNEY
DALLAS COUNTY, TEXAS

April 11, 2019

To the People of Dallas County,

When I ran to become your District Attorney, I promised you that I would bring changes to our criminal justice system. The changes that I promised will be a step forward in ending mass incarceration in Dallas County, and will make our community safer by ensuring that our limited resources are spent where they can do the most good. My office has made tremendous strides in these last 90 days, and I am proud to announce the following reforms:

First-Offense Marijuana

Although African Americans and people of other races use marijuana at similar rates, in Dallas County African Americans are three times more likely to be prosecuted for misdemeanor marijuana possession than are people of other races. After arrest, African Americans are assessed money bond at a higher rate for marijuana possession, and are assessed higher bond amounts than other races. African Americans are more likely to be convicted of marijuana possession once charged and are more likely to serve a jail sentence.¹

The District Attorney must take action to end that disparity. To that end, I have declined prosecution on misdemeanor possession of marijuana cases for first-time offenders whose offenses do not occur in a drug-free zone, involve the use or exhibition of a deadly weapon, or involve evidence of delivery. After the first offense, people will be offered a program that, if successfully completed, will keep their record clear. I am also in the process of dismissing all pending misdemeanor marijuana cases filed before I took office, according to the new policy stated above. To date, I have dismissed over a thousand misdemeanor marijuana cases.

THC Possession

Prosecution will be declined on State Jail Felony and 3rd Degree Felony Possession of Tetrahydrocannabinol (THC) cases for first time THC offenders whose offenses do not occur in a drug-free zone, involve the use or exhibition of a deadly weapon, or involve evidence of delivery.

Trace Amount Drug Possession

No person will be prosecuted in Dallas County for possessing less than .01 grams of drug "trace" evidence.

Drug Possession Cases without Laboratory Reports

Historically, when an individual is arrested for State Jail and Third Degree Felony drug cases they are taken to jail. The accused may sit in jail for an extended period of time awaiting the

¹ Dallas County Misdemeanor Filing Data, 2015-2018



JOHN CREUZOT
CRIMINAL DISTRICT ATTORNEY
DALLAS COUNTY, TEXAS

testing of the alleged contraband. My office is returning these cases until the laboratory report is completed. If, in fact, the substance is a controlled substance, we will be requesting that the District Clerk issue a summons instead of a warrant.

Criminal Trespass

Right now, our county jail is the largest mental health provider in the county. However, the jail is not a suitable place for the mentally ill and homeless -- those most often charged with misdemeanor criminal trespass -- whose only crime is not having a place to go. Around 90 percent of homeless individuals charged with trespass will receive an average jail sentence of 33 days. These prosecutions are an ineffective and inhumane approach to dealing with homelessness or mental illness, and yet since 2015, Dallas County has spent nearly \$11 million just to incarcerate those charged with trespass, not including the costs and resources required to arrest and prosecute their cases. To that end, I have instructed my intake prosecutors to dismiss all misdemeanor criminal trespass cases that do not involve a residence or physical intrusion into property. All pending criminal trespass cases meeting these guidelines will be dismissed, and where appropriate will be referred for outpatient mental health services. I urge Dallas County and its municipalities to use the savings to provide affordable housing and mental health services to this vulnerable population.

Theft of Necessary Items

Study after study shows that when we arrest, jail, and convict people for non-violent crimes committed out of necessity, we only prevent that person from gaining the stability necessary to lead a law-abiding life. Criminalizing poverty is counter-productive for our community's health and safety. For that reason, this office will not prosecute theft of personal items less than \$750 unless the evidence shows that the alleged theft was for economic gain.

Driving While License Suspended (DWLI)

Prosecuting a person for driving while their license is suspended is often just prosecuting a person for being too poor to pay off their fines and fees. I have developed a diversion program that will result in charges being dismissed for defendants who clear their drivers' licenses.

Misdemeanor Pre-Trial Diversion Expunctions

For those people who have successfully completed our pre-trial diversion program, a conditional dismissal or memo agreement, we will now be proactively expunging the arrest instead of the previous policy of waiting two years for the statute of limitations to run.

Probation

While probation was originally intended to be an alternative to incarceration, it is often a lengthy and burdensome process that can actually increase recidivism. When people are kept on probation much longer than they should be, the system is overtaxed with supervision, and true rehabilitation becomes almost impossible. Our community is not made safer by long probation periods: research shows that probation terms should be only as long as needed to



JOHN CREUZOT
CRIMINAL DISTRICT ATTORNEY
DALLAS COUNTY, TEXAS

achieve its goal. Accordingly, I have instructed all prosecutors to presumptively ask for the following recommendations in cases where appropriate:

Misdemeanor: Six months presumptive term

State jail felonies: 180 days presumptive term

Second and Third-Degree Felonies: Two years presumptive term

First Degree Felonies: Five years presumptive term

I have also instructed prosecutors not to ask for jail, state jail, or prison time for “technical” violations such as failing to pay fines or fees and other acts that do not threaten public safety.

Bail

This county’s money bail system must be reformed. Our current system is uncoupled from physical safety and fairness, as people sit in jail not because they pose an identifiable danger to the community, but because they cannot pay their fee to go home. When low-income people are held in jail simply because they cannot afford a few hundred dollars, they lose their jobs, housing, stability, and cannot take care of their children: this makes our communities less safe.

My own moral compass does not allow me to sit and wait for others to decide to act when I also have the power to do so. I am proposing an approach that makes public safety, not wealth, the determining factor in bail decisions. The policy articulated below ensures that those who pose no safety risk can return to their communities, while those who do are either kept in jail or released with conditions. Keeping safety, not wealth, at the centerpiece of policy is sensible and fair. Our system of justice cannot depend on whether individuals can afford to buy their freedom.

Accordingly, my office will adopt the following guidelines when recommending bail amounts:

- **Misdemeanors:** There shall be a presumption of release without pre-trial conditions subject to the below exceptions.
- **State Jail Felonies:** There shall be a presumption of release without pre-trial conditions for all people charged with a state jail felony who have no criminal convictions within the last five years.
- **Exceptions to misdemeanor and state jail felony presumption:** If a prosecutor believes by clear and convincing evidence that the accused will fail to appear and/or is



JOHN CREUZOT
CRIMINAL DISTRICT ATTORNEY
DALLAS COUNTY, TEXAS

a danger to the community or victim, then a risk assessment shall be requested to determine what, if any, conditions of release are appropriate to ensure return to court and community safety. The risk assessment shall be used to determine specific conditions that will aid return and protect community safety, not as a determinant of release.

Valid reasons for believing someone is a flight risk or danger:

1. Direct threats to victim during or after arrest, or;
 2. Prior convictions for violence committed against same complainant or victim; or
 3. More than two failures to appear within the last two years and proof that the failures to appear were an attempt to evade prosecution. Evidence of evasion may include incidents such as evading the police upon arrest on the warrant or using an alias upon police encounter that was used in an intent to evade prosecution.²
- **All other cases:** The prosecutor's recommendation is based on an assessment of risk. While a tool will be used, it is not dispositive, rather, it will be used as a guide for developing appropriate conditions of release. The prosecutor's presumption should be that, unless individuals pose a serious safety risk or flight risk, release remains appropriate, but with the least restrictive conditions imposed to ensure community safety and return to court.

Monetary conditions should never be requested by a prosecutor unless there has first been an ability to pay determination, and then the amount requested should be based on what a person can afford. High bonds should not be used as a form of preventive detention. Instead, people should only be preventively detained if they meet the statutory guidelines for preventive detention,³ and there is an articulated reason that the person poses a specific danger to the community.

Magistration

As soon as construction permits, I will be assigning prosecutors to magistration so that they can screen cases and decline to prosecute those cases that fall within the above policy recommendations. My hope is that soon there will also be defense lawyers in magistration, and

²Alias' means more than a misspelling of a name, the use of a maternal or paternal last name, or the use of a nickname. These factors are based on both pretrial studies for FTA and interests of the Stakeholders.

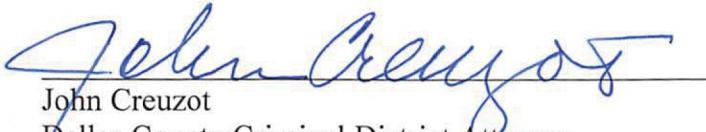
³ See [here](#) (conditions relating to victim safety) and [here](#) (denial of bail for violation of bond where victim is a child).



JOHN CREUZOT
CRIMINAL DISTRICT ATTORNEY
DALLAS COUNTY, TEXAS

recommendations. My hope is that soon there will also be defense lawyers in magistration, and that at that point in time prosecutors can take an active role in making the above bail policy into a reality.

Sincerely,


John Creuzot
Dallas County Criminal District Attorney

Reform Policy Initiatives

Dallas County Criminal District Attorney's
Office

John Creuzot
Dallas County Criminal District
Attorney



Sweeping Reform Changes

- Introduce new reform initiatives & policies
- Reduce recidivism/save taxpayer money and reduce mass incarceration
- Fix a broken criminal justice system
- Create a criminal justice system that's fair and equitable for all
- Put new reform policies in place including working with state legislators on new senate and house bills



Background/History

Experience

- Decades of advocating for criminal justice reform; as DA, I am continuing my mission to make a positive impact on the criminal justice system
- Use data-driven reform policies to make the system fair and just for all without regard to race or socioeconomic status



Key Initiative & Policy Changes

First-Offense Marijuana

- Decline prosecution on misdemeanor possession of marijuana cases for first-time offenders whose offenses do not occur in a drug-free zone, involve the use or exhibition of a deadly weapon, or involve evidence of delivery.



Key Initiative & Policy Changes

THC Possession

- Decline prosecution on State Jail Felony and 3rd Degree Felony Possession of Tetrahydrocannabinol (THC) cases for first time THC offenders whose offenses do not occur in a drug-free zone, involve the use or exhibition of a deadly weapon, or involve evidence of delivery.



Key Initiative & Policy Changes

Trace Amount Drug Possession

- No person will be prosecuted Dallas County for possessing less than .01 grams of drug “trace” evidence

Drug Possession Cases w/out Lab Reports

- Historically, when an individual is arrested for State Jail and Third Degree Felony drug cases they wait in jail, often for an extended time, awaiting testing of contraband. We will return these cases until the lab report is completed.



Key Initiative & Policy Changes

Criminal Trespass

- I have instructed my intake prosecutors to dismiss all misdemeanor criminal trespass cases that do not involve a residence or physical intrusion into property.
- All pending criminal trespass cases meeting these guidelines will be dismissed, and where appropriate will be referred for outpatient mental health services. I urge Dallas County and its municipalities to use the savings to provide affordable housing and mental health services to this vulnerable population.



Key Initiative & Policy Changes

Theft of Necessary Items

- Study after study shows that when we arrest, jail, and convict people for non-violent crimes committed out of necessity, we only prevent that person from gaining the stability necessary to lead a law-abiding life.
- Criminalizing poverty is counter-productive for our community's health and safety. For that reason, this office will not prosecute theft of **necessity items** less than \$750 unless the evidence shows that the alleged theft was for economic gain.



Key Initiative & Policy Changes

Driving While License Suspended (DWLI)

- Prosecuting a person for driving while their license is suspended is often just prosecuting a person for being too poor to pay off their fines and fees. I have developed a diversion program that will result in charges being dismissed for defendants who clear their drivers' licenses.



Key Initiative & Policy Changes

Misdemeanor Pre-Trial Diversion Expunctions

- For those people who have successfully completed our pre-trial diversion program, a conditional dismissal, or memo agreement, we will now be proactively expunging the arrest instead of the previous policy of waiting two years for the statute of limitations to run.



Key Initiative & Policy Changes

Probation

- While probation was originally intended to be an alternative to incarceration, it is often a lengthy and burdensome process that can actually increase recidivism.
- The system is overtaxed with supervision, and true rehabilitation becomes almost impossible.
- The community is not made safer by long probation periods: research shows that probation terms should be only as long as needed to achieve its goal.



Key Initiative & Policy Changes

(Probation Continued)

- Accordingly, I have instructed all prosecutors to presumptively ask for the following recommendations in cases where appropriate:
 - **Misdemeanor:** Six months presumptive term
 - **State Jail Felonies:** Two years presumptive term
 - **Second and Third-Degree Felonies:** Two years presumptive term
 - **First Degree Felonies:** Five years presumptive term



Key Initiative & Policy Changes

Bail

- This county's money bail system must be reformed. Our current system is uncoupled from physical safety and fairness, as people sit in jail not because they pose an identifiable danger to the community, but because they cannot pay their fee to go home.
- When low-income people are held in jail simply because they cannot afford a few hundred dollars, they lose their jobs, housing, stability, and cannot take care of their children: this makes our communities less safe.



Key Initiative & Policy Changes

(Bail Continued)

Accordingly, my office will adopt the following guidelines when recommending bail amounts:

- **Misdemeanors:** There shall be a presumption of release without pre-trial conditions subject to the below exceptions.
- **State Jail Felonies:** There shall be a presumption of release without pre-trial conditions for all people charged with a state jail felony who have no criminal convictions within the last five years.



Key Initiatives & Policy Changes

(Bail Continued)

Exceptions to Misdemeanor and State Jail Felony Presumption

- If a prosecutor believes by clear and convincing evidence that the accused will fail to appear and/or is a danger to the community or victim, then a risk assessment shall be requested to determine what, if any, conditions of release are appropriate to ensure return to court and community safety.



Key Initiative & Policy Changes

(Bail Continued)

Risk Assessment

- Valid reasons person is a flight risk or danger:
 - Direct threats to victim during or after arrest
 - Prior convictions for violence committed against same complainant or victim
 - More than two failures to appear within the last two years, and proof that the failures to appear were an attempt to evade prosecution.



Key Initiative & Policy Changes

Magistration

- As soon as construction permits, I will be assigning prosecutors to magistration so that they can screen cases and decline to prosecute those cases that fall within the above policy recommendation. My hope is that soon there will also be defense lawyers in magistration, and that at that point in time prosecutors can take an active role in making the above bail policy into a reality.



Questions & Answers



Memorandum



DATE April 19, 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 (Interim)
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 & Chief Resilience Officer
Michael Mendoza, Chief of Economic Development and Neighborhood Services
M. Elizabeth Reich, Chief Financial Officer
Laila Aleqresh, Chief Innovation Officer
Directors and Assistant Directors

Public Safety and Criminal Justice Committee Action Matrix					
	Requestor	Request	Request Date	Staff/Dept Responsible	Status
1	Greyson	Hold a press conference to push the "End Panhandling Now Campaign" and what to do when approached by a panhandler.	3/25/2019	ACM Fortune/Chandler-Hardy	Pending
2	Felder	Councilmember expressed concern about a Buckner Terrace constituent who calls DPD and is routed to the Mesquite Police Department. Please work with cell phone companies and towers to ensure his call goes to DPD. Staff will provide a follow-up once conversations with cell phone providers have been completed.	3/25/2019	Major Israel Herrera	Complete (answer attached)
3	McGough	Request separate analysis between uniformed and non-uniformed personnel regarding survivor benefits.	3/25/2019	Human Resources	Pending
4	Thomas	Please provide committee members with a list of community prosecutors for each council district.	4/8/2019	Jill Haning	Pending
5	Arnold	Please provide a list of apartments/multifamily units in District 4 in the last 5 years and the top slum lords, their properties, and litigation status.	4/8/2019	Jill Haning	Meetings are in the process of being scheduled with D4
6	Arnold	What budget resources do you need for Community Prosecution to be successful?	4/8/2019	Jill Haning	Meetings are in the process of being scheduled with D4
7	Felder	How many gangs are in District 7 and what are their names? Also please provide a map with of District 7 with an overlay of where the gangs are located.	4/8/2019	Lt. Davis	Pending
8	Thomas	Please provide district maps with an overlay of where the gang units are located	4/8/2019	Lt. Davis	Pending
9	Kingston	What is the right number of officers to be in the gang unit? How many gangs are operating in public schools?	4/8/2019	Chief Hall	Pending
10	Callahan	Please provide metrics on gang members who have died from violence, those that are in the penal system and those that are no longer involved with the gang. Also please provide gang unit metrics for District 5.	4/8/2019	Lt. Davis	Pending

Attachment

Committee Action Matrix

April 8, 2019 Responses

- 2) **Councilmember Felder expressed concern about a Bucker Terrace constituent who calls the Dallas Police Department (DPD) and is routed to the Mesquite Police Department. Please work with cell phone companies and towers to ensure his call goes to DPD. Staff will provide a follow-up once conversations with cell pone companies have been completed.**

In reference to the issue raised by Councilmember Felder at the Public Safety Committee regarding Buckner Terrace and cell phone calls to 911, Major Israel Herrera has reached out to our CIS Telephone Team and they have not had any issues or complaints regarding cell phone coverage from that area from any of the providers. At times, cell phones can respond to the nearest tower (depending on the provider) and be received by another agency/jurisdiction that may border each other. When this happens to callers from other jurisdictions who have reached the City of Dallas in lieu of their city, our operators will stay on the line with the caller and transfer them to the correct jurisdiction. Once the correct jurisdiction is on the line, we provide the Automatic Location Information (ALI) and Automatic Number Information (ANI) in the event the call is dropped. This practice is a standard in the industry.

Memorandum



CITY OF DALLAS

DATE April 19, 2019

TO Honorable Members of the Public Safety and Criminal Justice Committee

SUBJECT **National Police Week, May 13-16, 2019**

The Dallas Police Department lost two police officers in 2018. Both Officer Rogelio Santander and Senior Corporal Jamie Givens were killed in the line of duty. Their service and sacrifice are being honored this year during National Police Week activities in Washington DC. The National Peace Officers Memorial Service, which is sponsored by the Grand Lodge of the Fraternal Order of Police, is one in a series of events which includes a Candlelight Vigil, sponsored by the National Law Enforcement Officers Memorial Fund (NLEOMF), and seminars sponsored by Concerns of Police Survivors (C.O.P.S.).

The Dallas Police Department is planning to help honor Officer Santander and Senior Corporal Givens during National Police Week and will be sending a contingent of officers to the ceremonies in Washington DC including:

- The Honor Guard, which participates in official ceremonies
- Cyclists and Runners who raise money for charities of Fallen Officers
- Escorts who have been requested by the families of Fallen Officers

Historically, the Dallas Police Department Police Memorial Ceremony is scheduled during National Police Week, however, this year's ceremony is scheduled for Wednesday, May 8, at 11:45am. This will allow members to travel to Washington, DC during National Police Week to participate in honoring our fallen heroes.

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 (Interim)
Billerae Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizor 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
Michael Mendoza, Chief of Economic Development and Neighborhood Services
M. Elizabeth Reich, Chief Financial Officer
Laila Aleqresh, Chief Innovation Officer
Directors and Assistant Directors

Memorandum



DATE April 19, 2019

CITY OF DALLAS

TO Honorable Members of the Public Safety and Criminal Justice Committee

SUBJECT **Dallas Police Department Boat Donation**

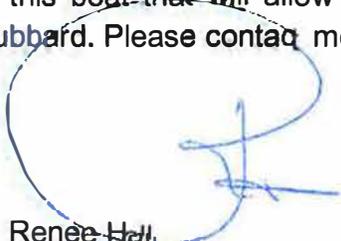
The Dallas Police Department has provided continuous police protection of Lake Ray Hubbard since 1972. The area above and below the water surface of the lake is in the jurisdiction of the City of Dallas. Dallas Police enforce all laws and city ordinances in on the lake and up to the shoreline.

The lake is patrolled by officers from the Northeast Division. The Lake Ray Hubbard Unit consists of two watches which operate from 7:00 AM until 11:00 PM. The unit consists of one sergeant and four primary officers. The primary officers are supported by secondary or auxiliary officers who are also specially trained and certified. These officers are required to be Marine Safety Enforcement Officers in order to enforce the Texas Water Safety Act. All officers currently at Lake Ray Hubbard are certified Marine Safety Enforcement Officers.

The boats utilized currently are old and in a state of disrepair. The Bayside Boat Club, located at 600 Cooke Drive, Rowlett, TX 75088, has offered to donate the following boat to the Northeast Patrol Division's Marine Unit:

- 2006 Sea Doo Islandia boat with towing trailer – valued at \$23,000.00

The police department wanted to advise you that they have accepted the generous donation of this boat that will allow the Marine Unit to perform their expected duties at Lake Ray Hubbard. Please contact me if you have any questions.


U. Renee Hall
Police Chief

cc: T.C. Broadnax, City Manager
Chris Caso, City Attorney (Interim)
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
Jon Fortune, Assistant City Manager

Joey Zapata, Assistant City Manager
Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer
Michael Mendoza, Chief of Economic Development and Neighborhood Services
M. Elizabeth Reich, Chief Financial Officer
Laila Alequresh, Chief Innovation Officer
Directors and Assistant Directors

Memorandum



CITY OF DALLAS

DATE April 19, 2019

TO Honorable Members of the Public Safety and Criminal Justice Committee

SUBJECT **Dallas Fire-Rescue Blocker Program**

The pilot program to utilize “Blocker” apparatus on freeway incidents was instituted by Dallas Fire-Rescue on April 1, 2019. The 3-month trial is designed to mitigate the danger to personnel and equipment in areas identified as high-risk locations for fire apparatus being struck. Blocker 1, running out of Station 43, responds to incidents on I-35, north and south bound, from West Mockingbird Lane up to I-635. Blocker 2, currently running out of Station 6 (moving to Station 19 after station renovations), will respond to incidents on I-30, east and west bound, from 1st Avenue to Jim Miller Road.

Since the program’s inception, Blocker 1 has responded to 56 incidents and Blocker 2 has responded to 62 incidents. On April 2, 2019, brand new Truck 19 (at an equipment cost of \$1.3 million) went into service. Six days later, on April 8, 2019, Blocker 2 was hit while providing protection at an incident where Truck 19 was on scene. The blocker did its intended duty in protecting our first responders, our emergency equipment, and any residents on scene.

The pilot program has already been viewed as a successful initiative within the department. Expectations have been exceeded, with members reporting feeling safer on scene, while DFR apparatus receive better protection. In just over 2 weeks, the blockers have provided safety at 118 incidents, reducing risks considerably. We look forward to much more anticipated success with the DFR Blocker Program, and appreciate our city officials working with us to provide Dallas with the kind of service and safety it deserves.

A handwritten signature in black ink, appearing to read 'D. Artis'.

Dominique Artis, Fire Chief
Dallas Fire-Rescue Department

- c:
- | | |
|--|---|
| T.C Broadnax, City Manager | Joey Zapata, Assistant City Manager |
| Chris Caso, City Attorney (Interim) | Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer |
| Billierae Johnson, City Secretary | Michael Mendoza, Chief of Economic Development and Neighborhood Services |
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| Majed A. Al-Ghafry, Assistant City Manager | Directors and Assistant Directors |
| Jon Fortune, Assistant City Manager | |