

RESOLUTION NO. 15-R-20

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING THE ACCEPTANCE OF THE 2014 RACIAL PROFILING REPORT, AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, Article 2.134 of the Texas Code of Criminal Procedure, as amended, requires the chief administrator of a law enforcement agency to submit an annual report to the governing body of the municipality served that contains data obtained on traffic stops during the previous calendar year, including an analysis of both the number of motor vehicle stops and the disposition of such cases based on the race or ethnicity of the affected persons (the “2014 Racial Profiling Report”);

WHEREAS, the Chief of Police of the City of Schertz (the “City”) submitted the 2014 Racial Profiling Report to the City;

WHEREAS, the Chief of Police and City staff recommend that the City accept the 2014 Racial Profiling Report; and

WHEREAS, the City Council has determined that it is in the best interest of the City to accept the 2014 Racial Profiling Report.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby accepts the 2014 Racial Profiling Report.

Section 2. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 3. All resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

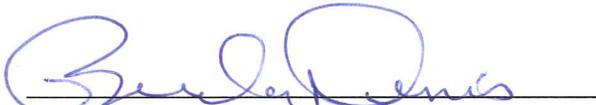
PASSED AND ADOPTED, this 10th day of March, 2015.

CITY OF SCHERTZ, TEXAS



Michael R. Carpenter, Mayor

ATTEST:



City Secretary, Brenda Dennis

(CITY SEAL)



SCHERTZ POLICE DEPARTMENT

MICHAEL R. HANSEN, CHIEF OF POLICE
1400 SCHERTZ PARKWAY BLDG 6 • SCHERTZ, TEXAS 78154
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February 26, 2015

City Council
City of Schertz

Re: Annual Racial Profiling Report

In accordance with the Texas Code of Criminal Procedure Article 2.134 the attached compilation of traffic stop information is submitted.

The required report must include the race or ethnicity of the individual detained, whether a search was conducted, if the individual detained consented to the search and if the officer was aware of the race or ethnicity of the individual before the stop was conducted.

In addition to the statistical report, it must also provide information relating to each complaint filed with the agency alleging that an officer engaged in racial profiling. There were no complaints alleging that a Schertz Police Officer engaged in racial profiling during this reporting period.

The law specifically states that data collected as a result of the reporting requirements shall not constitute prima facie evidence of racial profiling. In fact, I believe the data supports the recognition that the Schertz Police Department continues to ethically and impartially enforce the laws and ordinances for which we are responsible.

United in a spirit of teamwork, the Schertz Police Department, as a regional leader and in partnership with the Community, is devoted to excellence in innovative and proactive public service and safety while contributing to an exceptional quality of life.

Michael R. Hansen,
Chief of Police

Racial Profile Tier 1 HB3389

PLEASE NOTE: The official form does not allow for Other and Unknown in the Race or Ethnicity boxes on the TCLEOSE website. Please contact TCLEOSE for instructions on how to resolve these issues for 2012. This report only includes traffic stops resulting in a citation, traffic stops resulting in a citation with an arrest, traffic stops resulting in a warning with an arrest and field interviews that resulted in an arrest.

Number of Motor Vehicle Stops			
10710	Citations only		
34	Arrest only		
74	Citations and Arrests		
		4.	<u>10818</u> Total
Race or Ethnicity			
1204	African		
184	Asian		
6737	Caucasian		
2631	Hispanic		
50	Middle Eastern		
12	Native American		
0	Other		
0	Unknown		
		11.	<u>10818</u> Total
Race or Ethnicity known prior to stop?			
370	Yes		
10448	No		
		14.	<u>10818</u> Total
Search conducted?			
433	Yes		
10385	No		
		17.	<u>10818</u> Total
Was search consented?			
79	Yes		
354	No		
		20.	<u>433</u> Total