

CITY OF SANDY OAKS, TEXAS

RESOLUTION NO. 2026 - 249

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANDY OAKS AUTHORIZING THE EXECUTION OF A MEMORANDUM OF AGREEMENT BETWEEN THE SANDY OAKS POLICE DEPARTMENT AND THE UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT, A COMPONENT OF THE DEPARTMENT OF HOMELAND SECURITY.

WHEREAS, Section 287(g) of the Immigration and Nationality Act (INA), codified at 8 U.S.C. § 1357(g), authorizes the Secretary of the Department of Homeland Security, through the U.S. Immigration and Customs Enforcement (ICE), to enter into written agreements with state and local law enforcement agencies for the delegation of certain federal immigration enforcement functions; and

WHEREAS, the Sandy Oaks Police Department has been offered the opportunity to enter into a Memorandum of Agreement (MOA) with ICE, attached hereto as Exhibit A and incorporated herein for all purposes, under the 287(g) Task Force Model, allowing designated and properly trained law enforcement personnel to perform limited immigration enforcement functions under the supervision and direction of ICE; and

WHEREAS, the purpose of the MOA is to enhance cooperation between federal and local law enforcement agencies in enforcing immigration laws, while maintaining compliance with federal civil rights laws, due process standards, and applicable policies and procedures; and

WHEREAS, under the terms of the MOA, participating Sandy Oaks Police Department personnel must be nominated, trained, certified, and authorized by ICE prior to exercising any immigration enforcement authority, and such authority is subject to ICE supervision and revocation; and

WHEREAS, the MOA clearly outlines the scope of authority, training requirements, supervision, reporting obligations, complaint procedures, liability provisions, cost responsibilities, and termination conditions governing participation in the 287(g) Program; and

WHEREAS, participation in the 287(g) Program does not diminish the Sandy Oaks Police Department's existing law enforcement authority, nor does it require the violation of state or local laws, policies, or standards; and

WHEREAS, the City Council of the City of Sandy Oaks finds that entering into this MOA serves the public interest by promoting intergovernmental cooperation, enhancing public safety, and ensuring lawful and orderly enforcement of immigration laws within the jurisdiction;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY COUNCIL OF THE CITY OF SANDY OAKS TEXAS, TEXAS THAT:

SECTION 1. FINDINGS OF FACT. The above recitals contained in the preamble herein are hereby found to be true and correct legislative and factual findings of the City Council of the City of Sandy Oaks for all purposes, are adopted as a part of the judgement and findings of the City Council, and are hereby incorporated into the body of this Resolution as if copied in their entirety.

SECTION 2. MEMORANDUM OF AGREEMENT AND AUTHORIZATION. The City Council of the City of Sandy Oaks hereby authorizes the Sandy Oaks Police Department to enter into the MOA with ICE, attached hereto as Exhibit A, for participation in the 287(g) Task Force Model and authorizes the City Administrator to execute the MOA on behalf of the Sandy Oaks Police Department and/or the City of Sandy Oaks.

SECTION 3. REPEALER. 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. INTERPRETING LAW. 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. SEVERABILITY CLAUSE. 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. OPEN MEETINGS. 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. EFFECTIVE DATE. This Resolution takes effect upon final passage and approval by the City Council of the City of Sandy Oaks.

PASSED AND APPROVED on this 23rd day of April, 2026.

CITY OF SANDY OAKS, TEXAS


Michael Martinez, Jr., Mayor

ATTEST:


Delma Doyal, City Clerk