

Agenda

CITY CLERK'S OFFICE

DATE 6-26-12 TIME 4:47pm

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Immigration Committee

July 3, 2012 – 4:00 p.m.

Santa Fe Community Convention Center

Nambe Room, 2nd Floor

201 W. Marcy Street

- I. Roll Call
- II. Approval of Agenda
- III. Approval of Minutes
 - a. May 1, 2012
- IV. Announcements
- V. Community Comments
- VI. Old Business
 - a. Santa Fe County invitation to meetings of this Committee
 - b. SFCDC policies regarding ICE update
 - c. Immigrant families and CYFD
- VII. New Business
 - a. Bias based policing report card
 - b. State Police policies regarding immigrants
 - c. Education of young people on immigration issues
 - d. Presentation by Allegra Love, Immigration Attorney
- VIII. Communications from Staff
- IX. Communications from Committee
- X. Adjourn

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**INDEX SUMMARY OF MINUTES
IMMIGRATION COMMITTEE
July 3, 2012**

INDEX	ACTION TAKEN	PAGE(S)
Cover Page		1
Call to Order	Call to Order by Chair, Maria Cristina Lopez at 4:00 pm in the Nambe Room, Convention Center.	2
Roll Call	A quorum was declared.	2
Review and Approval of Agenda	Rev. Topple moved to approve the agenda as amended, second by Ms. Guerrero, motion carried by unanimous voice vote.	2
Approval of Minutes Page 5, 2 nd paragraph, 3 rd lines: illegally legally documented Page 5: Criminal Alien Programs and Secure Communities Page 6: Mareella Marcela Page 6B: under mind Page 7: to hold people for the justice system	Ms. Guerrero moved to approve the minutes of May 1, 2012 as amended, second by Rev. Topple, motion carried by unanimous voice vote.	2-3
Announcements	<i>Informational</i>	3
Community Comments	<i>Informational</i>	3
Old Business a. <u>Santa Fe County Invitation to Meetings of this Committee</u> b. <u>SFCDC Policies Regarding ICE Update</u> c. <u>Immigrant Families and CYFD</u>	<i>Informational</i> <i>Guest: Matt Esquibel, CYFD</i>	3-5
New Business a. <u>Bias Based policing report card</u> b. <u>State Police Policies regarding</u>	<i>Informational</i>	5-6



**INDEX SUMMARY OF MINUTES
IMMIGRATION COMMITTEE
July3, 2012**

<u>immigrants</u>		
c. <u>Education of young people on immigration issues</u>		
d. <u>Presentation by Allegra Love, Immigration Attorney</u>		
Communications from Staff	<i>Informational</i>	6
Communications from Committee		6
Adjournment	Meeting was adjourned at 6:10 pm	6
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Immigration Committee

Meeting Minutes

July 3, 2012

I. Call to order

Maria Cristina Lopez, Chair called to order the regular meeting of the Immigration Committee to order at **4:00 pm** on July 3, 2012 in the Nambe Room, Convention Center, Santa Fe, New Mexico.

II. Roll call

Fran Lucero, Secretary conducted a roll call. The following persons were present:

Present:

Maria Cristina Lopez, Chair
Amparo Guerrero
Alejandra Seluja
Jewel Cabeza de Vaca
Marcela Diaz
Rev Chester Topple

Absent:

Elizabeth Hemmer
Betty Shinas
Miguel Angel Acosta (moved from NM)

Others Present:

Fran Lucero, Stenographer
Carla Lopez, Staff Liaison
Cara Esquibel, Audience
Matt Esquibel, CYFD
Aric Wheeler, City of Santa Fe, Police Department
Victoria Ferrera, Immigration Attorney

III. Approval of Agenda

Rev. Topple moved to approve the agenda as amended, second by Ms. Guerrero, motion carried by unanimous voice vote.

IV. Approval of Minutes

Ms. Guerrero moved to approve the minutes of May 1, 2012 as amended, second by Rev. Topple, motion carried by unanimous voice vote.

Page 5, 2nd paragraph, 3rd lines: ~~illegally~~ legally documented

Page 5: Criminal Alien Programs and Secure Communities

Page 6: Marcella Marcela

Page 6B: under mind

Page 7: to hold people for the justice system

V. Announcements

Introductions:

Captain Wheeler introduced Matt Esquibel from CYFD

Cara Esquibel, prospective member for the Immigration Committee. Ms. Esquibel will write the Mayor and request consideration as a member.

VI. Community Comments

- SOLACE will conduct parenting classes free of charge beginning on July 10, 2012 at the SOLACE Treatment Center. For more information contact Amparo Guerrero.
- Marcela Diaz: Complaint from Squeaky Clean employees for not being paid minimum wage for their services.
- Marcela Diaz: United Worker's Center of New Mexico will open next week.
- Update on Squeaky Clean worker's committee. They filed a complaint with the City and with Workforce Solutions. The hearing has been delayed. Two days ago they were given a form to complete saying that they are a day labor which means that they only work when there is work. They refused to sign the forms because they are no day labor as they report every day and expected to clock in and out. They were officially fired by their employer. Updated information to follow.

VII. Old Business

a. Santa Fe County Invitation to Meetings of this Committee: Chair Lopez

The Chair explained that the County Commissioners had asked if they could participate as members on the Immigration Committee. A formal letter was sent to Commissioner Stefanics to encourage a designated County Commissioner or County Manager attend our meetings as a guest. Update from the Mayor was that through a conversation with Commissioner Stefanics was that Mr. Pablo Sedillo would attend the meeting on behalf of the county. Staff Liaison will follow up with Commissioner Stefanics on who will attend our meetings in the future as Mr. Sedillo was not present tonight.

b. **SFCDC Policies Regarding ICE Update: Marcela Diaz**

No written policies exist at this time. SOMOS does have a working group of Attorney's and Advocates and Ms. Guerrero and Rev Topple are participants in this group. Ms. Diaz reported that they will be meeting with the Administrative Director of the Administrative Office of the Courts regarding the ICE detainer issue and bonds. Ms. Diaz said that SOMOS believes that not all of the Magistrate Judges have the information that they need in relation to bond issues. In addition to that, often times the court administrators or staff will say that even though there is a bond they will not get out because they have an ICE hold. Victoria Ferrera is a participant of this group. The Chair asked if the jail is calling ICE and Ms. Diaz said that from the last meeting minutes she noted that the only change she was aware of by Mr. Sedillo was that now there was no practical change, so there would be a policy change at the county level but there would be no practical change except for one which is a very significant one. That is that now people who have ICE holds when they are released by a Judge, they will use County resources to call ICE and let them know that they are going to be released. That is one practical change. Ms. Diaz stated that we have not heard any major complaints from the jail. Captain Wheeler stated that we do have a new State Warden and he will be meeting with the law enforcement officials in Santa Fe. Captain Wheeler suggested that the Warden be invited to a future meeting. Mr. Pablo Sedillo from Santa Fe County knows the Warden from previous work relationship in Colorado.

c. **Immigrant families and CYFD**

Is there a policy at CYFD on ICE? Mr. Esquibel: CYFD Protective Services does not have a policy and cannot speak for Juvenile Probation and Parole. CYFD does not contact ICE. (Exhibit A – Information requests by CYFD worker). We work hand in hand with Probation and Parole and work to help parents. Families in Santa Fe have the fear when speaking to investigators for CYFD. The liaison at CYFD is Arlene Lucero and she works with the Consulates from the countries regarding deportation. Mr. Esquibel has worked for CYFD for 16 years and they have never contacted ICE or law enforcement to arrest parents from other countries.

Victoria Ferrera: “With regard to services for the children, is there an attorney present to help them with issues related to immigration protection for the undocumented children?”

Mr. Esquibel stated that they have caseworkers who work with the families on matters related to their situations. We work closely with SOLACE. Victoria Ferrera asked if there is an attorney that works with SJIS and if this person is an attorney. Mr. Esquibel stated that Arlene Lucero works with these concerns and she is not an attorney. Ms. Diaz stated that there are many updates on Immigration Law and it would benefit CYFD if they could get help from an attorney. Victoria who is an Immigration Lawyer offered to come to CYFD and make a presentation to them. Ms. Guerrero stated that CYFD needs more education on how to deal with the population who has fear of the work of CYFD. Ms. Diaz asked, “Why would a

person go to CYFD?" Captain Wheeler said one critical service is called FINS, Family In Need of Services. Mr. Esquibel said that they always show the courts how they provided reasonable service with the family to help them. It was noted that a child can only be placed with a family that has residency.

It was suggested that the Immigration Committee obtain the policy and procedures from the Probation and Parole Department by contacting Tommy Rodriguez who is the Director. It was suggested that the Cabinet Secretary be invited to speak to the Immigration Committee. Thank you.

VIII. New Business

a. Bias based policing report card

Ms. Diaz provided an update on the report that SOMOS, NAACP, ACLU and other groups who worked with Berkley on measures for compliance. It has been three years and all of the law enforcement agencies should have been in compliance at the end of 2009 and should have policies. They should have been trained on these policies and they should be forwarding complaints to the Attorney General's Office. Statistics and more information to be available on July 19, 2012.

b. State Police Policies regarding immigrants (to attend next meeting)

Captain Wheeler spoke to Deputy Chief State Police and asked for more specifics on the encounter so they can go back and review the case. Ms. Diaz said that a formal complaint was filed with the State Police but they did not know the name of the officer. The Chair expressed her thanks for the update and asked that Ms. Diaz and Captain Wheeler should communicate to get more detailed information on this case.

c. Education of young people on immigration issues

Rev. Topple said that he will keep the committee informed of possibilities to cohesively gather and educate young people on immigration issues. There is such a need to help those who are here in our own city before travelling out of the city or state. Captain Wheeler suggested that this topic be discussed with the Mayor's Youth Advisory Committee. A local field trip would be a great suggestion.

d. Presentation by Allegra Love, Immigration Attorney

(Ms. Love not present.) Victoria reported that President Obama signed the new policy that gives some relief to children for those who came to this country before they were age 16 and resided in the United States July 15, 2007-July 15, 2012 and show proof of residency for those 5 years. They will need to show proof that they are in school. The children cannot be convicted of any serious crime. Serious crimes do include; theft, DWI or anything related to drugs. It applied to people anywhere up to the age of 30. You have to be 15 years or older to apply. Because of the age and date requirements, each case will be different. One example is say,

you have been here for 5 years and you are only 11, you could age in to this qualification. This policy will allow children to get work permits for two years. They are advising children to not travel outside of the United States. Children are attempting to get their transcripts and crime record. Ms. Victoria and Allegra have made a presentation to the Santa Fe Dreamers here in Santa Fe at the Community College. We are using this as an opportunity to educate them and assure that they don't get scanned. Catholic Charities does not have any legal support at this time. There is a fear that this will affect their parents or that President Obama may not be re-elected. The policies are not coming out until August 15th.

Additional meeting on deferred action on July 9, 2012 with the Immigration Attorney's and the USCID, ICE and.....

Ms. Diaz asked if there is a cutoff date like an amnesty date. Victoria said that there is no sunset date by the cutoff date is June 15, 2007 and June 15, 2012.

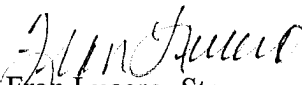
IX. Communications from Staff

Memorandum: Each member of the Immigration Committee will be contacted to assure that unanimously they support that the Chair recommend Ms. Seluja to fill the position of Chair as she has decided to step down.

X. Communications from Committee and Adjournment

Meeting adjourned at 6:10 pm.

Signature Page:

Minutes submitted by:  Fran Lucero, Stenographer

Minutes approved by: Maria Cristina Lopez, Chair

*List created by
CYFD*

Information requests by CYFD worker:

1. First and Last Name
2. Gender
3. Citizenship
4. Social Security Number
5. Birthdate
6. Birth Place
7. Death Date
8. NM Resident
9. Primary Language
10. Translator required
11. Race
12. Ethnicity
13. Native America / Census # / does ICWA apply
14. Marital Status
15. Height, Weight, skin complexion, physical marks.
16. AKA: Also Known As
17. Previous addresses
18. Photo

SOLACE
Centro de Tratamiento por Crisis
Invita

ESCUELA DE PADRES



Las Inscripciones para el próximo ciclo del programa
Escuela para Padres en Español
Están abiertas!

Inicia: Martes 10 de Julio, 2012 de 9:00 a 10:30 am,
Donde: SOLACE CRISIS TREATMENT CENTER –
6601 Valentine Way

Qué: Responsabilidad, disciplina, opciones, límites, toma de decisiones,
comunicación...

Para mayor información:
AMPARO GUERRERO (505) 988-1951

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