

1 **RESOLUTION NO.**

2 **WHEREAS, Black Lives Matter; NOW, THEREFORE,**

3 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

4 The Council directs the City Manager to ensure the City’s policies and
5 policing policies conform to the policy directives and goals of the Council as stated
6 in this Resolution, with an acknowledgement that this is not an exhaustive list and
7 will require future additions:

8 1. Use of Tear Gas and Impact Munitions: It is the stated policy of the City
9 that use of tear gas or impact munitions against persons exercising their
10 First Amendment rights is strictly prohibited.

11 2. Use of Deadly Force: It is the stated policy of the City that:

- 12 • Use of deadly force against individuals, including persons fleeing (in
13 vehicle or on foot), shall be limited to situations where necessary for
14 self-defense or defense of others against an imminent deadly threat,
15 or threat of serious bodily injury;
- 16 • Deadly force shall not be used unless all reasonable alternatives have
17 been exhausted; and
- 18 • Use of force by APD shall incorporate de-escalation tactics in all
19 circumstances.

20 Review and revision to the General Orders to implement this policy
21 directive shall be conducted in an open process that includes community
22 groups and the Office of Police Oversight, and the City Manager shall

23 ensure that revisions to such General Orders incorporate comprehensive
24 reporting of uses of force and use of force threats.

25 3. Chokehold Use: It is the stated policy of the City that the use of
26 chokeholds and strangleholds is strictly prohibited as a policing tactic.

27 4. Military-grade Equipment: It is the stated policy of the City that the use,
28 stockpile, and purchase of military-grade equipment shall be reduced to
29 the greatest extent possible. Munitions and weaponry described by their
30 manufacturer or owner as “military-grade” shall not be purchased or
31 accepted by the City without prior approval of the Council. This policy
32 applies to any and all equipment acquired by APD through the U.S.
33 Department of Defense’s Law Enforcement Support Office (known as
34 the 1033 Program), or any similar program.

35 5. No-Knock Warrants: It is the stated policy of the City that the use of no-
36 knock warrants should be restricted, that a sufficient deadly threat or
37 threat of serious bodily injury must exist and no reasonable alternatives
38 exist to justify any such warrant being sought and executed, and that a
39 process be in place for the reporting of the execution of such warrants. In
40 reviewing the General Orders relevant to no-knock warrants, the City
41 Manager is directed to evaluate policies restricting no-knock warrants
42 that have been adopted by other large cities, such as Cincinnati and
43 Houston, that exemplify the City’s policy as stated in this Resolution, and
44 any City policy should include comprehensive reporting on any and all
45 raids including the reasoning for and result of each.

46 6. Facial Recognition: It is the stated policy of the City that neither facial
47 recognition technology designed or used to identify members of the

48 public, nor information obtained from such facial recognition technology,
49 shall be used by the City for criminal investigation purposes, law
50 enforcement, or surveillance purposes—such a policy applies citywide
51 including at the Austin Airport. If such information is obtained by the
52 City inadvertently, or if APD determines that the gathering of such
53 information or use of such technology is necessary due to imminent
54 threat or danger, it must be approved by the City Manager and promptly
55 reported to the City Council and public with full details about the purpose
56 of such use, how long information will be retained, who information is
57 shared with, and protections for the public. Purchases of such technology
58 must be approved by City Council.

59 All changes to the General Orders made pursuant to this Resolution must be
60 reported back to the Council and relevant Council committees as they are
61 implemented.

62 **BE IT FURTHER RESOLVED:**

63 The City Manager is directed to delay the cadet class for APD currently
64 scheduled to start in July 2020 until the majority of the community members
65 assigned to the ongoing training review process established in Resolution No.
66 20191205-066 agree that their work has been fairly considered and appropriately
67 incorporated into the curriculum for future cadet classes.

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69 **ADOPTED:** _____, 2020 **ATTEST:** _____

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Jannette S. Goodall
City Clerk