

"Walk-on"

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TO: The Honorable Detroit City Council

FROM: David Whitaker, Director
Legislative Policy Division Staff

DATE: February 17, 2026

RE: **RESOLUTION TO WAIVE ATTORNEY-CLIENT PRIVILEGE FOR FEBRUARY 3, 2026 LAW DEPARTMENT MEMO REGARDING CITY INTERACTION WITH IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE)**

Council Member Gabriela Santiago-Romero has requested that the Legislative Policy Division (LPD) draft a resolution waiving the attorney-client privilege for February 3, 2026 memorandum from the Law Department entitled *DPD Interaction with ICE and Law Department – Immigration and Customs Enforcement (ICE) Opinion*.

We have drafted the requested resolution below.

Res'd @ the table 2-17-26 (8-0) (SR) not present -W

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COUNCIL MEMBER GABRIELA SANTIAGO-ROMERO

**RESOLUTION TO WAIVE ATTORNEY-CLIENT PRIVILEGE FOR THE FEBRUARY 3, 2026
LEGISLATIVE POLICY DIVISION MEMO REGARDING CITY INTERACTION WITH
IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE)**

WHEREAS On February 3, 2026, in response to a request by Council Member Santiago-Romero, LPD issued a privileged and confidential memorandum entitled *Ice Operations and Local Policy*.

WHEREAS The Detroit City Council believes that it would be in the public interest to waive the attorney-client privilege and make this report public, and that the interest in public understanding of the legal opinion in the report substantially outweighs any confidentiality interests supporting the privilege; NOW, THEREFORE BE IT

RESOLVED That the Detroit City Council hereby waives the attorney-client privilege regarding the LPD memorandum dated February 3, 2026, entitled *Ice Operations and Local Policy*.

Rec'd @ the table 2-17-26 (8-0) SB - NOT present