

"Wall-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 THE  
FEBRUARY 3, 2026 LEGISLATIVE POLICY DIVISION 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 Legislative Policy Division (LPD) entitled *Ice Operations and Local Policy*.

We have drafted the requested resolution below.

Rec'd @ the table 2-17-26 8-0 (SIB) not present) 4V

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**COUNCIL MEMBER GABRIELA SANTIAGO-ROMERO**

**RESOLUTION TO WAIVE ATTORNEY-CLIENT PRIVILEGE FOR FEBRUARY 3, 2026 LAW DEPARTMENT 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, the City of Detroit’s Law Department issued a privileged and confidential memorandum entitled *DPD Interaction with ICE and Law Department – Immigration and Customs Enforcement (ICE) Opinion*.

**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 Law Department memorandum dated February 3, 2026, entitled *DPD Interaction with ICE and Law Department – Immigration and Customs Enforcement (ICE) Opinion*.

perd @ the table 2-17-26 (8-6) SB-not Present