

RESOLUTION NO. 25-162

**A RESOLUTION OF THE CITY COMMISSION
AUTHORIZING AND DIRECTING THE CITY MANAGER TO
ENTER INTO THE 287(G) ~~VOLUNTARY~~ MEMORANDUM OF
AGREEMENT WITH UNITED STATES IMMIGRATION AND
CUSTOMS ENFORCEMENT; PROVIDING FOR AN
EFFECTIVE DATE**

WHEREAS, the City of Key West recognizes the importance of maintaining public safety and the enforcement of federal immigration laws; and

WHEREAS, the Chief of Police for the Key West Police Department previously entered into a 287(g) agreement with the United States Immigration and Customs Enforcement (ICE), which allowed the Key West Police Department to receive federal training and participate in federal immigration operations; and

WHEREAS, on June 30, 2025, the Key West City Commission voted to void the existing 287(g) agreement, ~~which has been identified as a violation of Florida law, specifically Section 908.103, Florida Statutes, which prohibits sanctuary policies and requires local governments to support federal immigration enforcement efforts~~ that was improperly executed without the legal authority required under the City Charter; and

WHEREAS, the Attorney General of Florida has communicated that the voiding of the 287(g) agreement has rendered Key West a

sanctuary city, thereby impeding the enforcement of federal immigration laws and exposing the city to potential civil and criminal penalties; and

WHEREAS, the City Commission acknowledges the significant danger posed by illegal aliens with criminal records, as evidenced by recent arrests in the Florida Keys, including individuals with convictions for serious offenses such as sexual battery, homicide, and drug trafficking; and

WHEREAS, it is in the best interest of the City of Key West to comply with state and federal laws and to ensure the safety and security of its residents by reinstating the 287(g) agreement;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA:

Section 1: The City Manager is hereby authorized and directed to enter into a 287(g) agreement with the United States Immigration and Customs Enforcement (ICE) to allow the Key West Police Department to receive necessary federal training and participate in federal immigration operations.

Section 2: The City of Key West shall comply with all applicable state and federal laws regarding immigration enforcement and shall not adopt or maintain any sanctuary policies as defined by Section 908.102(6), Florida Statutes.

Section 3: This Resolution shall take effect immediately upon its adoption.

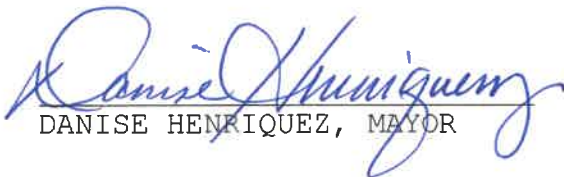
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AS FOLLOWS:

Passed and adopted by the City Commission at a meeting held this 8th day of July, 2025.

Authenticated by the Presiding Officer and Clerk of the Commission on this 9th day of July, 2025.

Filed with the Clerk on July 9, 2025

Mayor Danise Henriquez	<u>Yes</u>
Vice Mayor Lissette Carey	<u>Yes</u>
Commissioner Aaron Castillo	<u>Yes</u>
Commissioner Monica Haskell	<u>No</u>
Commissioner Mary Lou Hoover	<u>No</u>
Commissioner Sam Kaufman	<u>Absent</u>
Commissioner Donald "Donie" Lee	<u>Yes</u>


DANISE HENRIQUEZ, MAYOR

ATTEST:


KERI O'BRIEN, CITY CLERK