

*Barbara J. Parker*  
City Attorney

05 SEP 20 11:12:04

**OAKLAND CITY COUNCIL**

**79538**

**RESOLUTION NO. \_\_\_\_\_ C.M.S.**

**INTRODUCED BY COUNCIL PRESIDENT IGNACIO DE LA FUENTE**

**RESOLUTION DECLARING OPPOSITION TO STATE PROPOSITION 75  
TITLED "PUBLIC EMPLOYEE UNION DUES,  
RESTRICTIONS ON POLITICAL CONTRIBUTIONS,  
EMPLOYEE CONSENT REQUIREMENT.  
INITIATIVE STATUTE."**

**WHEREAS**, the November 8, 2005 statewide, special election ballot includes Proposition 75, which would prevent public employee labor organizations from using dues or fees to voice ideas, concerns, or positions as part of the democratic process unless the organization obtains written consent from each employee; and

**WHEREAS**, requiring an organization to obtain written permission from each employee for each public policy issue is a cumbersome, expensive, and time-consuming burden that effectively squelches an organization's ability to voice -- as part of the democratic process -- ideas, concerns, and positions regarding issues critical to that organization and to its members; and

**WHEREAS**, public employee organizations have used their resources to support initiatives that improve our schools, parks, and libraries, Proposition 75 will weaken or eliminate these positive efforts; and

**WHEREAS**, Proposition 75 appears to be an attempt by the current Governor to weaken the voice of unions that represent public employees including fire fighters, police officers, public school teachers, and nurses providing medical care at public facilities; and

**WHEREAS**, public employees are not required to join a labor organization; and

**WHEREAS**, public employee organizations are already required to distinguish between expenditures made to advocate for salaries and benefits and expenditures made to voice -- as part of the democratic process -- ideas, concerns, and positions regarding public policy issues critical to the organizations and to their members; and

**WHEREAS**, Proposition 75 unfairly targets public workers but fails to reign in excessive political lobbying by corporations; and

**WHEREAS**, special elections are expensive and the current Governor has not provided compelling reasons for this special election; and

**WHEREAS**, we should respect the deliberative legislative process and not circumvent our elected leaders with ballot propositions unless absolutely necessary; now, therefore, be it

**RESOLVED**, that the Oakland City Council hereby declares its opposition to State Proposition 75 titled "Public Employee Union Dues. Restrictions on Political Contributions. Employee Consent Requirement. Initiative Statute" which is on the special election ballot for Tuesday, November 8, 2005.

**OCT 18 2005**

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_.

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, ██████, KERNIGHAN, NADEL, REID, QUAN, AND PRESIDENT DE LA FUENTE →

NOES-  
ABSENT-  
ABSENTION-

**Excused - Chang - 1**

ATTEST: LaTonda Simmons  
LaTonda Simmons  
City Clerk and Clerk of the Council  
of the City of Oakland, California