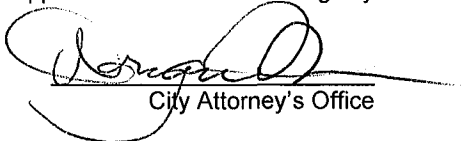


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Approved as to Form and Legality


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

INTRODUCED BY COUNCILMEMBERS DAN KALB AND REBECCA KAPLAN AND
COUNCIL PRESIDENT PRO TEMPORE LARRY REID AND CITY ATTORNEY
BARBARA PARKER

RESOLUTION IN SUPPORT OF CALIFORNIA PROPOSITION 62 THAT WOULD REPEAL THE DEATH PENALTY AND IN OPPOSITION TO PROPOSITION 66 THAT WOULD MAKE VARIOUS CHANGES TO PROCEDURES IN DEATH PENALTY CASES

WHEREAS, Since 1978, California has spent more than \$5 billion to carry out 13
executions at a cost of \$384 million per execution; and

WHEREAS, The death penalty creates an intolerable risk of carrying out a permanent,
irrevocable sentence on an innocent person who is wrongfully convicted; and

WHEREAS, Numerous jurisdictions around the world have repealed the death penalty;
and

WHEREAS, Proposition 62 would repeal the state death penalty and replace it with life
in prison without possibility of parole as the maximum punishment for murder and would require
all persons found guilty of murder to work while in state prison in order to pay debts to victims
of the crime committed; and

WHEREAS, Propostion 62 would reduce state and county costs related to murder trials,
legal challenges to death sentences, and prisons of around \$150 million annually within a few
years of passage; and

WHEREAS, Proposition 62 is supported by the California Democratic Party, California
NAACP, ACLU of Northern California, Ella Baker Center for Human Rights, and numerous
other organizations and individuals; and

WHEREAS, Proposition 66 would change procedures governing state court appeals and
petitions challenging death penalty convictions and sentences, designate the superior court for
initial petitions and limit successive petitions, establish a time frame for state court death penalty
review, require appointed attorneys who take noncapital appeals to accept death penalty appeals,
exempt prison officials from the existing regulation process for developing execution methods,
authorize death row inmate transfers among California prisons, increase the portion of

condemned inmates' wages that may be applied to victim restitution, and make Proposition 62 void if 66 receives more affirmative votes; and

WHEREAS, Proposition 66 would cost taxpayers millions of dollars due to increased spending on prisons, legal defense, and death row facility construction; would increase California's risk of executing an innocent person; and would remove important legal safeguards; and

WHEREAS, Proposition 66 is opposed by the California Democratic Party, California National Association for the Advancement of Colored People (NAACP), American Civil Liberties Union (ACLU) of California, Ella Baker Center for Human Rights, and numerous other organizations and individuals; and

WHEREAS, no public funds shall be used in the campaign for or against Proposition 62 and 66; now, therefore be it

RESOLVED: That the Oakland City Council hereby supports Proposition 62 and opposes Proposition 66.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID AND
PRESIDENT GIBSON MCELHANEY

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California