

OAKLAND CITY COUNCIL

City Attorney

RESOLUTION No. _____ C.M.S.

INTRODUCED BY COUNCIL MEMBER DESLEY BROOKS

TITLE: ADOPT A RESOLUTION SUPPORTING ASSEMBLY CONCURRENT RESOLUTION 11 (ACR 11) INTRODUCED BY ASSEMBLY MEMBER MERVIN DYMALLY URGING THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM (PERS) TO ENSURE THAT NO PUBLIC EMPLOYEE RETIREMENT FUNDS ARE INVESTED IN COMPANIES DOING BUSINESS IN SUDAN, AS LONG AS THE GENOCIDE AND FIGHTING CONTINUES IN DARFUR.

WHEREAS, Assembly Member Dymally introduced ACR 11, Public Employees' Retirement System: Sudan.

WHEREAS, this measure would urge the Public Employees' Retirement System to ensure that no public employee retirement funds are invested in companies doing business in Sudan.

WHEREAS, the government of Sudan and the southern opposition signed a peace agreement on Sunday, January 9, 2005, in Kenya, Africa; and

WHEREAS, The peace agreement is expected to put a stop to Sudan's cruel treatment of southerners; and

WHEREAS, The rebel south will not have to redeploy an army consisting of children; and

WHEREAS, Secretary of State Colin Powell, on behalf of the United States, with Ambassador John C. Danforth, U.S. Representative to the United Nations, assisted in negotiating the peace agreement; and

WHEREAS, Stopping the conflict in western Darfur is not part of the peace agreement, however; and

WHEREAS, The Sudan government is suspected of a policy of genocide in western Darfur; and

WHEREAS, There is a need for the United States and the United Nations to continue to put pressure on the Sudanese government to stop supplying arms to the Janjaweed; and

WHEREAS, The City of Oakland is deeply concerned over the poor human rights situation in Sudan; and

WHEREAS, The City of Oakland calls for stepped-up international efforts to end the crisis in Sudan's Darfur region, and concurs with United States policy, which has officially declared that genocide is ongoing in the Darfur region of Sudan; and

WHEREAS, Despite significant pressure from the United States government, the government of Sudan has not taken all the necessary actions to disassociate itself fully from the fighting in Darfur; and

WHEREAS, The 2002 Machakos Protocol, signed by both sides in the civil war in Sudan, has recognized that "Sudan is a multi-cultural, multi-racial, multi-ethnic, multi-religious, and multi-lingual country," and that there "shall be freedom of belief, worship and conscience for followers of all religions or beliefs or customs and no one shall be discriminated against on such grounds" once a peace agreement is signed; now, therefore, be it

Resolved by the City of Oakland, hereby declares its support for ACR 11 urging the Public Employees' Retirement System (PERS) to give notice to United States' companies doing business in Sudan that PERS will withdraw employee retirement funds that are invested in those companies as long as the conflict continues in Darfur, and that failure to comply with this warning shall result in that withdrawal; now, therefore, be it further

Resolved, that the City of Oakland urges PERS to ensure that no public employee retirement funds are invested in companies doing business in Sudan, as long as the genocide and fighting continues in Darfur; now, therefore, be it further

Resolved, that the City Administrator is directed to forward a copy of this resolution along with a cover letter to the appropriate State Officials and Agencies advising them of the City's position.

IN COUNCIL, OAKLAND, CALIFORNIA, March 15, 2005

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID and PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

LA TONDA SIMMONS
Interim City Clerk and Clerk of the Council
of the City of Oakland, California

Assembly Concurrent Resolution

No. 11

Introduced by Assembly Member Dymally

January 31, 2005

Assembly Concurrent Resolution No. 11— Relative to the Public Employees' Retirement System.

LEGISLATIVE COUNSEL'S DIGEST

ACR 11, as introduced, Dymally. Public Employees' Retirement System: Sudan.

This measure would urge the Public Employees' Retirement System to ensure that no public employee retirement funds are invested in companies doing business in Sudan, as specified.

Fiscal committee: yes.

1 WHEREAS, The government of Sudan and the southern
2 opposition signed a peace agreement on Sunday, January 9,
3 2005, in Kenya, Africa; and

4 WHEREAS, The peace agreement is expected to put a stop to
5 Sudan's cruel treatment of southerners; and

6 WHEREAS, The rebel south will not have to redeploy an army
7 consisting of children; and

8 WHEREAS, Secretary of State Colin Powell, on behalf of the
9 United States, with Ambassador John C. Danforth, U.S.
10 Representative to the United Nations, assisted in negotiating the
11 peace agreement; and

12 WHEREAS, Stopping the conflict in western Darfur is not part
13 of the peace agreement, however; and

14 WHEREAS, The Sudan government is suspected of a policy
15 of genocide in western Darfur; and

1 WHEREAS, There is a need for the United States and the
2 United Nations to continue to put pressure on the Sudanese
3 government to stop supplying arms to the Janjaweed; and

4 WHEREAS, The State of California is deeply concerned over
5 the poor human rights situation in Sudan; and

6 WHEREAS, The State of California calls for stepped-up
7 international efforts to end the crisis in Sudan's Darfur region,
8 and concurs with United States policy, which has officially
9 declared that genocide is ongoing in the Darfur region of Sudan;
10 and

11 WHEREAS, Despite significant pressure from the United
12 States government, the government of Sudan has not taken all the
13 necessary actions to disassociate itself fully from the fighting in
14 Darfur; and

15 WHEREAS, The 2002 Machakos Protocol, signed by both
16 sides in the civil war in Sudan, has recognized that "Sudan is a
17 multi-cultural, multi-racial, multi-ethnic, multi-religious, and
18 multi-lingual country," and that there "shall be freedom of belief,
19 worship and conscience for followers of all religions or beliefs or
20 customs and no one shall be discriminated against on such
21 grounds" once a peace agreement is signed; now, therefore, be it

22 *Resolved by the Assembly of the State of California, the Senate*
23 *thereof concurring,* That the Legislature urges the Public
24 Employees' Retirement System (PERS) to give notice to United
25 States' companies doing business in Sudan that PERS will
26 withdraw employee retirement funds that are invested in those
27 companies as long as the conflict continues in Darfur, and that
28 failure to comply with this warning shall result in that
29 withdrawal; now, therefore, be it further

30 *Resolved,* That the Legislature urges PERS to ensure that no
31 public employee retirement funds are invested in companies
32 doing business in Sudan, as long as the genocide and fighting
33 continues in Darfur.