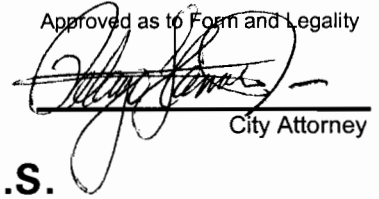


FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

2009 MAY 28 RESOLUTION No. 82080 C.M.S.

RESOLUTION IN SUPPORT OF CALIFORNIA STATE ASSEMBLY BILL #1498 (DELEON), WHICH EXPANDS THE LIST OF MISDEMEANOR OFFENSES FOR WHICH A PERSON MAY NOT POSSESS A FIREARM FOR TEN (10) YEARS, INCLUDING MISDEMEANORS COMMITTED IN THE FURTHERANCE OF CRIMINAL STREET GANG ACTIVITY, IN THE STATE OF CALIFORNIA

WHEREAS, it is the desire of the City of Oakland (hereinafter "City") to eliminate violence, especially violence perpetrated by the use of firearms; and

WHEREAS, the City wishes to enhance the Oakland Police Department's (hereinafter "OPD") ability to prosecute criminal gang members and those persons who perpetrate violence in our community; and

WHEREAS, existing law prohibits convicted felons from possessing firearms; and

WHEREAS, existing law prohibits persons convicted of specific violent misdemeanor offenses for possessing firearms for ten (10) years; and

WHEREAS, there are infirmities in the existing prohibited possessor law that fail to address prohibiting persons from possessing firearms for ten (10) years who are convicted of the crimes of carrying a concealed weapon in a vehicle; carrying a loaded firearm in public; possessing an assault weapon; or committing any misdemeanor for the benefit of a criminal street gang; and

WHEREAS, it is recognized that persons who commit these offenses have a high likelihood of being involved in future crimes of violence involving firearms; and

WHEREAS, Assembly Bill #1498 (De Leon) seeks to correct these infirmities in the law; and

WHEREAS, Assembly Bill #1498's statutory changes will prohibit gang members and other firearms related possessor offenders from possessing firearms; now, therefore, be it

RESOLVED: That the City Council expresses its strong support for the passage of Assembly Bill #1498; and be it

FURTHER RESOLVED: That the City Council hereby directs the City Administrator and the City's legislative lobbyist to advocate for the above positions in the California State Legislature.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 16 2009, 20

PASSED BY THE FOLLOWING VOTE:

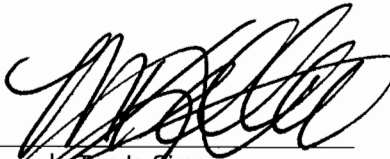
AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST



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