

CITY OF OAKLAND
AGENDA REPORT

FILED
OFFICE OF THE CITY CLERK
OAKLAND

10 APR 29 PM 3:06

TO: Office of the City Administrator
ATTN: Dan Lindheim
FROM: Council President Jane Brunner, Vice Mayor Jean Quan &
Councilmember Ignacio De La Fuente
DATE: May 4, 2010

RE: **RESOLUTION DENOUNCING SB 1070, A LAW THAT SEEKS TO IMPLEMENT ARIZONA'S OWN SCHEME OF IMMIGRATION REGULATION THAT WILL INEVITABLY LEAD TO RACIAL PROFILING OF PEOPLE OF COLOR AND LIMITED ENGLISH PROFICIENT PERSONS, AND CALLING FOR A BOYCOTT OF THE STATE OF ARIZONA AND ARIZONA-BASED BUSINESSES**

SUMMARY

This resolution denounces SB 1070, a law passed by the State of Arizona that seeks to implement a scheme of immigration regulation that will lead to racial profiling of people of color and limited English proficient persons. This resolution is made in solidarity with the City of San Francisco, which has introduced similar legislation, as well as other cities and states that are contemplating similar resolutions.

This resolution calls for a boycott of the State of Arizona and Arizona-based businesses, and encourages City departments to refrain from entering into any new or amended contracts to purchase goods or services from any company that is headquartered in Arizona. This boycott includes a restriction on sending City officials or employees to conferences in Arizona, and further asks the City Administrator to review existing contracts for the purchase of goods and services with companies headquartered in Arizona, and to explore opportunities to discontinue those contracts consistent with the terms of those contracts and principals of fiscal responsibility.

It also encourages Oakland citizens, businesses, churches, schools, organizations, associations, and others in the City, as well as other cities in the country to pass similar resolutions denouncing SB 1070 and calling for a boycott of the State of Arizona and Arizona-based businesses until SB 1070 is repealed.

FISCAL IMPACT

No fiscal impact.

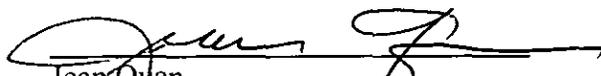
Item: _____
City Council
May 4, 2010

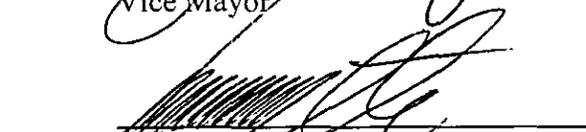
ACTION REQUESTED OF THE CITY COUNCIL

Adopt this resolution denouncing SB 1070 and calling for a boycott of the State of Arizona and Arizona-based businesses.

Respectfully submitted,


Jane Brunner
City Council President


Jean Quan
Vice Mayor


Ignacio De La Fuente
City Councilmember

Prepared by:
Margaret Fujioka
Policy Analyst for Council President Jane Brunner

APPROVED AND FORWARDED TO THE
RULES & LEGISLATION COMMITTEE:

Office of the City Administrator

Item: _____
City Council
May 4, 2010

FILED
OFFICE OF THE CITY CLERK
OAKLAND
2010 APR 29 PM 12:34

OAKLAND CITY COUNCIL

~~DRAFT~~
City Attorney

RESOLUTION No. _____ C.M.S.

RESOLUTION DENOUNCING SB 1070, A LAW THAT SEEKS TO IMPLEMENT ARIZONA'S OWN SCHEME OF IMMIGRATION REGULATION THAT WILL INEVITABLY LEAD TO RACIAL PROFILING OF PEOPLE OF COLOR AND LIMITED ENGLISH PROFICIENT PERSONS, AND CALLING FOR A BOYCOTT OF THE STATE OF ARIZONA AND ARIZONA-BASED BUSINESSES

WHEREAS, the City of San Francisco has introduced a resolution denouncing SB 1070, calling for a boycott of the State of Arizona and Arizona-based businesses, and the City of Oakland would like to pass a similar resolution; and

WHEREAS, Arizona's legislature passed SB 1070, which Arizona Governor Jan Brewer signed into law on April 23, 2010, and set the clock back on a generation of civil rights gains; and

WHEREAS, SB 1070 requires the police "when practicable" to detain people they "reasonably suspect" are in the country without authorization; allows the police to charge immigrants with a state crime for not carrying immigration documents; creates a private right of action to sue cities upon belief that the government has a policy or practice that restricts immigration law enforcement; and makes it a crime to stop on a public street to attempt to hire a temporary worker; and

WHEREAS, SB 1070 will inevitably lead to racial profiling, jeopardize public safety, and create a wedge between law enforcement and ethnic communities; and

WHEREAS, President Barack Obama has stated that SB 1070 threatens to "undermine basic notions of fairness that we cherish as Americans, as well as the trust between police and their communities that is so crucial to keeping us safe;" and

WHEREAS, the people targeted by SB 1070 are not strangers – our American lives are inextricably bound to theirs. SB 1070 will not only intimidate our nannies and our gardeners, but also our nurses and our home care workers. And it will not stop there. It will intimidate our college students, teachers, doctors, lawyers, and engineers. Everyone who looks Latino – citizens, legal permanent residents, temporary visa holders, and the undocumented – will be a primary targets under this law; now therefore be it

RESOLVED: That unless and until Arizona rescinds SB 1070, the City of Oakland urges City departments (1) to the extent practicable, and in instances where there is no significant additional cost to the City or conflict with law, to refrain from entering into any new or amended contracts to purchase goods or services from any company that is headquartered in Arizona, (2) to not send City officials or employees to conferences in Arizona, and (3) to review existing contracts for the purchase of goods and services with companies headquartered in Arizona and explore opportunities to discontinue those contracts consistent with the terms of those contracts and principles of fiscal responsibility, and

FURTHER RESOLVED: That the Oakland City Council encourages citizens, businesses, churches, schools, organizations, associations, and others in the City, to boycott the State of Arizona and Arizona-based businesses until Arizona repeals SB 1070, and

FURTHER RESOLVED: That the City of Oakland calls on cities throughout the country to pass a similar resolution denouncing SB 1070 and calling for a boycott of the State of Arizona, and Arizona-based businesses until it repeals SB 1070, and

FURTHER RESOLVED: That the Oakland City Council hereby directs the City Clerk to send a copy of this resolution to Arizona Governor Jan Brewer.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

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