

Offered by:

COUNCILORS FELIX G. ARROYO AND MICHAEL P. ROSS

Yancey, Connolly

**CITY OF BOSTON
IN CITY COUNCIL**



**RESOLUTION IN SUPPORT OF DIVESTMENT IN THE
STATE OF ARIZONA AND ANY BUSINESS ENTITIES
SUBSTANTIALLY LOCATED OR ENGAGED IN BUSINESS PRACTICES IN
ARIZONA**

WHEREAS: Arizona Senate Bill 1070 specifically allows for the Arizona's local and state police to enforce federal immigration laws, which are, by definition, under the jurisdiction of federal law enforcement agencies; and

WHEREAS: Arizona Senate Bill 1070 allows for police officers to specifically profile Arizona residents and request proof of residency whether or not a suspect is accused of committing any crime; and

WHEREAS: It is the fundamental responsibility of the City of Boston to decide where, how and by whom financial resources in its control should be invested, taking into account numerous pertinent factors; and

WHEREAS: It is the prerogative of the City of Boston, in respect to investment resources in its control, not to participate in an ownership or capital-providing capacity with entities that provide significant practical support for racial profiling and institutionalized racial discrimination, such as the state of Arizona through its action in adopting Arizona Senate Bill 1070; and

WHEREAS: The City of Boston may engage in business practices with Arizona directly or indirectly through activities such as investment in Arizona state or municipal bonds and travel to Arizona for conferences and other events. **BE IT**

RESOLVED: The Boston City Council, hereby assembled, resolves that the City of Boston should do a thorough review of all investments and business practices engaged in by the City to determine what activities, if any, it conducts with the state of Arizona, and municipalities in Arizona; and **BE IT FURTHER**

RESOLVED: That the Boston City Council resolves that the City of Boston should, to the extent reasonable, with due consideration for, among other things, return on investment, on behalf of itself and its investment beneficiaries, not to participate in any business activities substantially connected with the State of Arizona and municipalities in Arizona.

Filed: May 4, 2010

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO URGING REPEAL OF ARIZONA SENATE
BILL 1070, "SUPPORT OUR LAW ENFORCEMENT
AND SAFE NEIGHBORHOODS ACT."

WHEREAS, the City of San Diego has historically supported policies that prohibit discrimination based on race, ethnicity, sex, age, national origin, religion, sexual orientation, and disability; and

WHEREAS, on April 23, 2010, Arizona Governor Jan Brewer signed Senate Bill 1070 (Support Our Law Enforcement and Safe Neighborhoods Act), requiring all local law enforcement to investigate a person's immigration status when there is a reasonable suspicion that the person is in the Country unlawfully, regardless of whether that person is suspected of a crime; and

WHEREAS, SB 1070 permits the arrest of a person, without a warrant, if there is probable cause to believe that the person has committed a public offense; and

WHEREAS, SB 1070 does not prohibit law enforcement officers from relying on race, ethnicity, national origin or language to determine whom to investigate; and

WHEREAS, SB 1070 encourages racial profiling and violates Fourteenth Amendment guarantees of due process and equal protection for U.S. citizens, legal residents and visitors who are detained for suspicion of being in the Country unlawfully; and

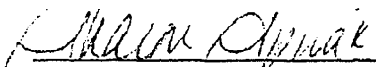
WHEREAS, federal funds should not be used to support immigration programs that promote racial profiling and discrimination based on race, ethnicity or national origin or any other form of discrimination; and

WHEREAS, SB 1070 seriously undermines the U.S. Constitution, which grants Congress exclusive power over immigration legislation; NOW, THEREFORE,

BE IT RESOLVED, by the Mayor and Council of the City of San Diego, for and on behalf of the people of San Diego, that this Council urges the State of Arizona to repeal SB 1070, the "Support Our Law Enforcement and Safe Neighborhoods Act," and directs the City Clerk to send a copy of this resolution to Arizona Governor Jan Brewer.

BE IT FURTHER RESOLVED, that by adoption of this Resolution, the City of San Diego hereby includes in its Federal Legislative Program opposition to any budgetary action or legislation, including immigration policy, that promotes racial profiling or discrimination based, on race, ethnicity or national origin.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Sharon B. Spivak
Deputy City Attorney

SBS:jdf
04/28/10
Or.Dept:Council President Hueso

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _____.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

CITY OF OAKLAND
AGENDA REPORT

ATTACHMENT 6

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.

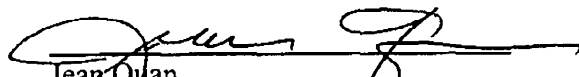
Item: _____
City Council
May 4, 2010


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