



Adopt a Resolution Affirming the City of Alameda's Commitment to the Values of Dignity, Inclusivity, and Respect for All Individuals, Regardless of Ethnic or National Origin, Gender, Race, Religious Affiliation, Sexual Orientation, or Immigration Status.

City of Alameda

January 17, 2017



Collaborative effort

- City Manager
 - City Attorney
 - Alameda Police Department
 - Finance
 - Base Reuse
 - City Staff
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Background

- On December 20, 2016 Council unanimously directed staff to prepare:
 - An analysis of the potential and realistic financial impacts of declaring Alameda a Sanctuary City, and draft legislation supporting such a declaration
 - A policy instructing the Alameda Police Department to refuse to honor any request by the incoming administration to use any of its resources to participate in any mass arrests or internments mandated by the incoming Administration
 - A policy instructing all city departments to refuse to honor any request by the incoming administration to register individuals based on their religious beliefs, and
 - A resolution, similar to the one recently passed by the San Francisco Board of Supervisors, reaffirming the City of Alameda's commitment to LGBTQ rights, religious freedoms, and racial, social, and economic justice, and our commitment to the values of inclusivity, respect, and dignity
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Why?

- Fear on Both Sides
 - Statements in the recent presidential campaign and social media
 - Internments and deportations
 - Bias-based decisions
 - Changes in public safety/undermining federal enforcement
 - Retaliation may impact federal funding
 - Use of limited City resources
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Federal Funding & Support

Federal Expenditures 2014-15 (last audited)	Amount
HUD (CDBG and HOME)	\$1,343,847
Transportation	\$614,374
Fire Grants (SAFER and other)	\$532,184
Police Grants	\$17,006
Total	\$2,507,411
Competitive Grants/Programs	
Jean Sweeney Park	\$2,000,000
Cross Alameda Trail	\$2,005,000
Central Avenue	\$7,300,000
Federal Leases/Partnerships	
MARAD	\$2,350,000
VA Clinic and Columbarium	N/A
Navy Cleanup and Conveyance	N/A



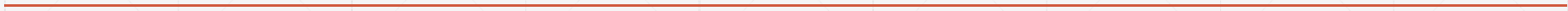
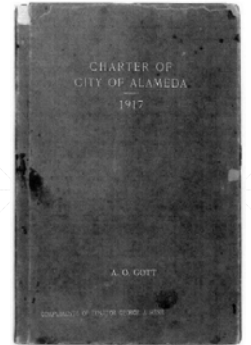
Draft Resolution:

- Does not attempt to define the legally undefined term “Sanctuary City”
 - Reconfirmation of existing policies specific to Alameda
 - Formal declaration that the City has and will continue to be inclusive to all individuals
 - Validation of previous City statements that the City will publicly and openly bring to Council any concerns it has that do not support Alameda’s values or the U.S. and California Constitutions
 - Focuses on treating all individuals equally
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City of Alameda Policy

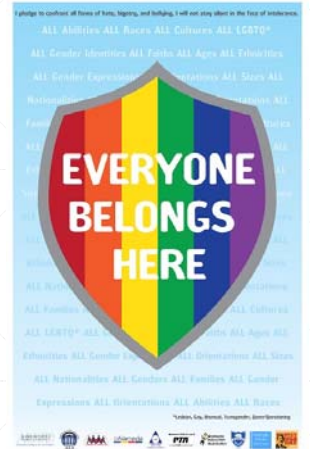
- 1917: Board of Social Services established to focus on the care and relief of the needy
- 1937: Current Charter was adopted, including Board of Social Services
- 1977: People vote to amend the City Charter, including changing name to “Social Service Human Relations Board (SSHRB)” Mission to encourage and bring about mutual understanding, respect, and good will among all groups of people
- 2002: City of Alameda co-sponsored with SSHRB “No Room for Hate in Alameda” campaign to challenge hate and prejudice in all its forms and to stand with others who are treated unfairly





City of Alameda Policy, Continued

- 2015: City of Alameda co-sponsored “Everyone Belongs Here” campaign to promote inclusion and equity for all and confront all forms of hate, bigotry, and bullying
- 2016: “Love Our Island” campaign is launched to recognize the positive and inspiring things and further build community
- 2016: SSHRB hosts community discussion to develop recommendations in response to bias-motivated actions. One recommendation included consideration of designating Alameda a “Sanctuary City” via local ordinance





Alameda Police Department Policy



- The Alameda Police Department (APD) no longer operates a City jail
 - APD Policy 428 states:
 - It is not necessary to notify U.S. Immigration and Customs Enforcement (ICE) when booking arrestees at the county jail
 - No individual who is otherwise ready to be released should continue to be detained solely for the purpose of making notification to immigration authorities
 - An officer should not detain any individual, for any length of time, for a civil violation of federal immigration laws or a related civil warrant
 - If a person already lawfully detained has committed a criminal immigration offense, APD may continue to detain the person and/or notify authorities so they can take custody
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Alameda County Sheriff's Office



- The Alameda County Sheriff's Office General Order 1.24 states that the Sheriff's Office will equally enforce laws and serve the public without consideration of immigration status
 - While the Sheriff's Office does honor arrest warrants signed by a Judge, they do not accept and/or honor immigration detainers from ICE
 - Under no circumstances shall a person be detained or arrested by Sheriff's Office members based solely on his or her immigration status, whether known or unknown
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State of California Policy



- 2016: The Truth Act was signed into law and states that if Immigrations and Customs Enforcement (ICE) notifies a California jail that they plan to deport someone, they also have to serve a copy to the person in jail, giving them the “right to know” when ICE wants to deport them so they can seek counsel
 - In a joint statement on November 9, 2016, Senate President Pro Tem Kevin de Leon and Assembly Speaker Anthony Rendon confirmed that California is – and must always be – a refuge of justice and opportunity for people of all walks, talks, ages, and aspirations – regardless of how you look, where you live, what language you speak, or who you love
 - Proposed Senate Bill 54 would create safe zones for public schools, hospitals, and courthouses, limiting immigration enforcement to the fullest extent of the law
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Proposed Resolution

- The proposed resolution affirms the City of Alameda's commitment to the values of dignity, inclusivity, and respect for all individuals, regardless of ethnic or national origin, gender, race, religious affiliation, sexual orientation, or immigration status
 - In accordance with state and federal law, City of Alameda officials, including its law enforcement officers:
 - Shall not actively participate with federal agents seeking to enforce federal immigration law and shall not use city monies, resources, or personnel to investigate, question, detect, apprehend and/or register persons whose only violation is or may be a civil violation of federal immigration law
 - Will continue to cooperate with federal immigration agencies in matters involving criminal activity and the protection of public safety
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Proposed Resolution, Continued

- Shall not take any direct action against any individual based solely because of his or her immigration status whether known or unknown, nor held in custody solely for a civil immigration hold unless the individual has been convicted or charged of certain offences or is a sex or arson registrant
 - Will not use any public resources or honor any federal program requiring the registration of individuals on the basis of ethnic or national origin, gender, race, religious affiliation, sexual orientation, or immigration status
 - Nothing in this Resolution shall be construed or implemented to conflict with any obligation imposed by federal law. City staff shall monitor any efforts by the federal government to withhold or withdraw federal funding as a result of the City's policies to protect and defend its diverse community, and shall take all actions necessary to protect such funding
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Staff Recommendation

- Adopt a resolution affirming the City of Alameda's commitment to the values of dignity, inclusivity, and respect for all individuals, regardless of ethnic or national origin, gender, race, religious affiliation, sexual orientation, or immigration status
- Join the Alameda Unified School District in a Press Release on Friday, January 20, 2017 to reaffirm the City's commitment to these core values

