

RESOLUTION NO.17-25

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEASIDE

DECLARING SEASIDE A SANCTUARY CITY

WHEREAS, The United States of America was founded to secure life, liberty and the pursuit of happiness; and

WHEREAS, Every signatory to the Declaration of Independence and United States Constitution was either foreign-born or descended from immigrants; and

WHEREAS, The United States of America's success has been founded on and sustained by successive waves of immigrants who leave all they and their families have ever known to secure the blessings of liberty and personal industriousness in a nation ever stronger for their contributions to it; and

WHEREAS, While immigration law and policy is a clearly federal responsibility which the City of Seaside has previously urged the President of the United States and Congress to comprehensively reform with Resolution 2013-31, the long march of liberty, begun at Lexington and Concord in 1775, has and will always be fought by citizens in our nation's cities, towns and villages; and

WHEREAS, Communities serving as waypoints on America's long march of liberty include human rights and consent of the governed at Gettysburg, worker's rights at Pullman in Chicago, civil rights in Selma, ag workers' rights in Delano, and gay rights at Stonewall in New York; and

WHEREAS, The City of Seaside has proudly served as a waypoint in America's long march of freedom as both a notably inclusive community, welcoming Rev. Martin Luther King Jr., and serving as home to Fort Ord, America's first integrated military base; and

WHEREAS, The 1.7 million soldiers trained at Fort Ord included immigrants, deployed to every corner of the globe over the life of the base, ably serving this nation and inspiring freedom seekers everywhere as a unifying force of personal liberty and constitutional democracy, without regard to race, ethnicity or nation of origin; and

WHEREAS, The City of Seaside's unique contributions to America's long march of freedom are such that is a wonderfully distinctive sanctuary of inclusion and diversity; a community with thirty percent of its citizenry foreign-born; a community pulsing with the hard

work and ambition of first and second generation Americans; a community blessed with veterans who've worn the flag of freedom on their uniforms; and

WHEREAS, While respecting the federal government's primary responsibility for immigration law, policy and enforcement, a fundamental precept of local public safety is a foundational sense of trust between local police forces and the citizens they serve; and

WHEREAS, While the Seaside Police Department specifically adheres to 8 U.S. Code 1373, it does not, nor is it prepared to, nor is it authorized to, serve as a federal police force for immigration purposes; and

WHEREAS, The Seaside Police Department's mission is "to provide quality police services, in partnership with our community, to enhance and maintain a safe environment"; and

WHEREAS, The maintenance of a safe environment is a primary City responsibility, and one that can only be secured with absolute trust between its Police Department and citizens including immigrant residents it serves and comes into contact with, and that trust is threatened when local agencies are involved in immigration enforcement; and

WHEREAS, As Executive Order 13768 has caused uncertainty, division and fear, all of which are counter-productive to the maintenance of a safe environment within the City of Seaside, and many Seaside residents have deep concerns about the potential policies and actions by the new federal administration, it is appropriate and necessary for the City Council of Seaside to affirmatively state the City's principles and direct the City's policies; and

WHEREAS, It is important to make clear that we are one community in Seaside, and all of our children, mothers, fathers, sisters and brothers, regardless of immigration status, contribute to the social and economic fabric of this city; and

WHEREAS, A strong community is one that includes people of all backgrounds and invests in all of its people; and

WHEREAS, It is self-evident that the politics of division and fear are themselves counter-productive to the long march of liberty and freedom on which the United States was founded and has long endured.

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Seaside does hereby proclaim Seaside to be a Sanctuary City; and

BE IT FURTHER RESOLVED, That Seaside is a sanctuary for inclusion, diversity, personal industry and the rule of law, consistent with the founding ideals and documents of this long great nation; and

BE IT FURTHER RESOLVED, That the City Council declares Seaside to be a Sanctuary City in honor of the nearly two million soldiers who trained at Fort Ord and went on to valiantly defend the blessings of liberty anywhere they were threatened; and

BE IT FURTHER RESOLVED, That Seaside Police Officers, sworn to uphold the U.S. Constitution against all enemies, foreign and domestic, continue to act in accordance with 8 U.S. Code 1373 as they continue to serve on the front lines of public safety; and

BE IT FURTHER RESOLVED, That the Seaside Police Department continue to build trust within the community by refraining from asking or recording information regarding immigration status or nation of origin in routine police interactions; and

BE IT FURTHER RESOLVED, That City staff review confidentiality policies to ensure that eligible individuals are not deterred from seeking services or otherwise engaging in the civic life of the community based on immigration status or nation of origin; and

BE IT FURTHER RESOLVED, That no agreement under Section 8(b) of Executive Order 13768, wherein City of Seaside personnel would contractually undertake immigration enforcement activities on behalf of the Department of Homeland Security, shall be entered into without the specific approval of the Seaside City Council; and

BE IT FURTHER RESOLVED, That, consistent with law and respecting federalism as a foundational matter, no City of Seaside funds, facilities, equipment or personnel shall be directed to federal immigration enforcement activities under Executive Order 13768; and

BE IT FURTHER RESOLVED, That, consistent with law, Seaside Police Officers shall require a judicial warrant prior to detaining an individual based solely on immigration status or in any manner prolonging the detention of an individual based solely on immigration status at the request of U.S. Immigration and Customs Enforcement (ICE) or Customs and Border Protection (CBP); and

BE IT FURTHER RESOLVED, That the Seaside City Council requests ICE and CBP personnel to be clearly identified while working within City limits and further requests ICE and CBP personnel refrain from any custodial actions within necessary and sensitive public areas of the community including, schools, parks, libraries, local public buildings or places of worship; and

BE IT FURTHER RESOLVED, That the Seaside City Council restates its request that the President of the United States and Congress undertake comprehensive immigration reform, consistent with the inclusive ideals of the nation, and honoring the commitment, hard work and bravery of all immigrants yearning to build bright and law-abiding futures for families under the blessings of American liberty.

PASSED AND ADOPTED at a Special City Council meeting duly held on the 29th of March, 2017, by the following vote:

AYES:	4	COUNCIL MEMBERS:	Alexander, Campbell, Jones, Rubio
NOES:	1	COUNCIL MEMBERS:	Pacheco
ABSENT:	0	COUNCIL MEMBERS:	None
ABSTAIN:	0	COUNCIL MEMBERS:	None

Ralph Rubio, Mayor
City of Seaside

ATTEST:

Leslie Milton-Rerig, City Clerk