

Resolution No. 31214

A RESOLUTION calling for federal-level immigration reform, denouncing Arizona State Senate Bill 1070 (SB1070) as a step in the wrong direction, and requesting that City Departments refrain from sending City employees to the State of Arizona and refrain from entering into new contracts with businesses headquartered in the State of Arizona

Related Legislation File: _____

Date Introduced and Referred: <u>May 17, 2010</u>	To: (committee): <u>Full Council</u>
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action: <u>5.17.10</u>	Date Presented to Mayor: <u>5.18.10</u>
Date Signed by Mayor: <u>May 24, 2010</u>	Date Returned to City Clerk: <u>May 24, 2010</u>
Published by Title Only <input checked="" type="checkbox"/>	Date Returned Without Concurrence:
Published in Full Text _____	

Legislative Department

The City of Seattle – Legislative Department

Resolution sponsored by: *Stacy L. Cook*

Committee Action:

Date	Recommendation	Vote
		<u><i>10-0</i></u>
		<u><i>Juan Golden</i></u>
		<u><i>SqBaphen</i></u>
		<u><i>W. H.</i></u>
		<u><i>Bruce Q. Howell</i></u>
		<u><i>Nick...</i></u>

This file is complete and ready for presentation to Full Council.

Full Council Action:

Date	Decision	Vote
<u>5.17.10</u>	<u>Adopted</u>	<u>7-0 Excused: Burgess Conlin</u>

RESOLUTION

31214

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2 A RESOLUTION calling for federal-level immigration reform, denouncing Arizona State Senate
3 Bill 1070 (Arizona SB1070) as a step in the wrong direction, and requesting that City
4 Departments refrain from sending City employees to the State of Arizona and refrain
5 from entering into new contracts with businesses headquartered in the State of Arizona.

6 WHEREAS, the Seattle City Council, the Mayor concurring, adopted Resolution 31193 on
7 March 15, 2010, declaring that the City of Seattle recognizes that the immigration system
8 is broken and supports comprehensive federal immigration reform that, among many
9 other values, respects the due process protections of all individuals in the United States;
10 and

11 WHEREAS, meaningful comprehensive immigration reform would improve enforcement, and
12 provide a path so people have the opportunity to become citizens, and;

13 WHEREAS, such reform would not criminalize individuals who provide healthcare, education,
14 food or shelter for immigrants; and

15 WHEREAS, our nation is in need of immigration reform that restores due process for all, and

16 WHEREAS, the City of Seattle in 2004 adopted Resolution 30672, opposing federal legislation
17 that encourages local enforcement of immigration laws; and

18 WHEREAS, the City of Seattle in 2003 adopted Ordinance no. 121063, in an effort to build trust
19 between immigrant communities and the Seattle Police Department by requiring that,
20 unless otherwise required by law, or by court order, no Seattle City officer or employee
21 shall inquire into the immigration status of any person, or engage in activities designed to
22 ascertain the immigration status of any person; and

23 WHEREAS, local governments should meet the health, safety and education needs of all citizens
24 without suspicion that communicating with local officials will lead to arrest; and

25 WHEREAS, frustration with the slow pace of federal reform has driven some heavily affected
26 communities to take action; and

27 WHEREAS, the Arizona State legislature passed Arizona SB1070, which Arizona Governor Jan
28 Brewer signed into law on April 23, 2010; and

WHEREAS, Arizona SB1070 requires 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



1 restricts immigration law enforcement; and makes it a crime to stop on a public street to
2 attempt to hire a temporary worker; and

3 WHEREAS, Arizona SB1070 will jeopardize public safety and drive a wedge between law
4 enforcement and ethnic communities; and

5 WHEREAS, President Barack Obama has stated that Arizona SB1070 threatens “to undermine
6 the basic notions of fairness that we cherish as Americans, as well as the trust between
7 police and their communities that is so crucial to keeping us safe”; and

8 WHEREAS, civil rights leaders, constitutional rights scholars, government officials, and police
9 chiefs across the county, have raised significant concerns with Arizona SB1070; and

10 WHEREAS, Arizona cities including Flagstaff, Phoenix, and Tucson are considering taking legal
11 action against Arizona SB1070; NOW, THEREFORE,

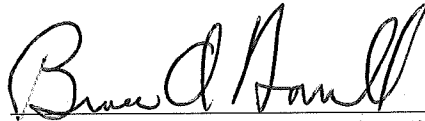
12 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE**
13 **MAYOR CONCURRING, THAT:**

14 Section 1. Unless and until Arizona rescinds or significantly amends Arizona SB1070,
15 City Departments should to the extent practicable, and in instances where there is no conflict
16 with law or prior contractual agreements, (1) refrain from entering into any new or amended
17 contracts to purchase goods or services from any company that is headquartered in Arizona, and
18 (2) avoid sending City officials or employees to conferences or events in Arizona.


19 Section 2. The Seattle City Council requests the National League of Cities to support
20 those Arizona cities opposing Arizona SB1070 in devising reasonable alternatives to Arizona
21 SB1070, alternatives that recognize the need for federal-level reform that assists struggling
22 border communities while respecting the humanity of all the people living and working in these
23 communities.
24 communities.



1 Adopted by the City Council the 17th day of May, 2010, and
2 signed by me in open session in authentication of its adoption this 17th day
3 of May, 2010.

4 
5 President pro tem of the City Council

6 THE MAYOR CONCURRING:
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10 Michael McGinn, Mayor

11 Filed by me this 24th day of May, 2010.

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15 City Clerk

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FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Legislative Dept.	Dan Nolte or David Yeaworth	

Legislation Title:

A RESOLUTION calling for federal-level immigration reform, denouncing Arizona State Senate Bill 1070 (Arizona SB1070) as a step in the wrong direction, and requesting that City Departments refrain from sending City employees to the State of Arizona and refrain from entering into new contracts with businesses headquartered in the State of Arizona.

- **Summary of the Legislation:** The resolution urges city employees in their professional capacity and departments to refrain from visiting the State of Arizona or hiring businesses that are headquartered there, when legally appropriate, until Arizona Senate Bill 1070 has been recinded or significantly altered.
- **Background:** The State of Arizona recently put into law a policy intended to identify illegal immigrants. Many US citizens, constituent organizations, and municipalities feel that the law is too strident and that matters of immigration are best addressed by the federal government not state governments. The intent of the resolution is to encourage the federal government to address the immigration issue with new policy and to have the State of Arizona to recind or soften their law.
- *Please check one of the following:*

This legislation does not have any financial implications. (Stop here and delete the remainder of this document prior to saving and printing.)

This legislation has financial implications. (Please complete all relevant sections that follow.)

Appropriations: This table should reflect appropriations that are a direct result of this legislation. In the event that the project/programs associated with this ordinance had, or will have, appropriations in other legislation, please provide details in the Notes section below.

Fund Name and Number	Department	Budget Control Level*	2010 Appropriation	2011 Anticipated Appropriation
TOTAL				

*See budget book to obtain the appropriate Budget Control Level for your department.

Notes:



Anticipated Revenue/Reimbursement: Resulting From This Legislation: *This table should reflect revenues/reimbursements that are a direct result of this legislation. In the event that the issues/projects associated with this ordinance/resolution have revenues or reimbursements that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below the table.*

Fund Name and Number	Department	Revenue Source	2010 Revenue	2011 Revenue
TOTAL				

Notes:

Total Regular Positions Created, Modified, Or Abrogated Through This Legislation, Including FTE Impact: *This table should only reflect the actual number of positions affected by this legislation. In the event that positions have been, or will be, created as a result of other legislation, please provide details in the Notes section below the table.*

Position Title and Department	Position # for Existing Positions	Fund Name & #	PT/FT	2010 Positions	2010 FTE	2011 Positions*	2011 FTE*
TOTAL							

* 2010 positions and FTE are total 2010 position changes resulting from this legislation, not incremental changes. Therefore, under 2010, please be sure to include any continuing positions from 2009.

Notes:

- **Do positions sunset in the future?** (If yes, identify sunset date):

Spending/Cash Flow: *This table should be completed only in those cases where part or all of the funds authorized by this legislation will be spent in a different year than when they were appropriated (e.g., as in the case of certain grants and capital projects). Details surrounding spending that will occur in future years should be provided in the Notes section below the table.*

Fund Name & #	Department	Budget Control Level*	2010 Expenditures	2011 Anticipated Expenditures
TOTAL				

* See budget book to obtain the appropriate Budget Control Level for your department.

Notes:



- **What is the financial cost of not implementing the legislation?**

There is no apparent cost of not implementing the legislation.

- **Does this legislation affect any departments besides the originating department?**

All departments that hire contractors or make out of state visits to conferences or meetings could be affected.

- **What are the possible alternatives to the legislation that could achieve the same or similar objectives?**

Theoretically, another form of contact such as a letter could achieve the same objectives. However, the strength of the statement in a non-legislative form would likely not carry the same weight.

- **Is the legislation subject to public hearing requirements:**

The legislation is not subject to a public hearing.

- **Other Issues**

It is possible that an Arizona contractor could provide the lowest bid for work or product needed by the City. At that time, a decision will need to be made if the contractor should or should not be awarded the contract, based on the legal parameters of the legislation.

- **List attachments to the fiscal note below:** *(Please include headers with version numbers on all attachments, as well footers with the document's name (e.g., DOF Property Tax Fiscal Attachment A))*

STATE OF WASHINGTON – KING COUNTY

--SS.

255423
CITY OF SEATTLE, CLERKS OFFICE

No. RES 31214 ORD 123306

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

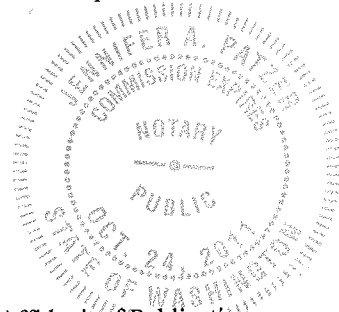
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:TITLE ONLY PUBL

was published on

05/28/10

The amount of the fee charged for the foregoing publication is the sum of \$ 40.95, which amount has been paid in full.



Affidavit of Publication

Subscribed and sworn to before me on

05/28/10

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

