

CITY OF LOS ANGELES

CALIFORNIA



JUNE LAGMAY
City Clerk

HOLLY L. WOLCOTT
Executive Officer

Office of the
CITY CLERK

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ANTONIO R. VILLARAIGOSA
MAYOR

May 25, 2010

To All Interested Parties:

City Attorney (w/ blue slip)

The City Council adopted the action(s), as attached, under Council file

No. 10-0002-S36, at its meeting held May 12, 2010.



City Clerk
OS

Mayor's Time Stamp
OFFICE OF THE MAYOR
RECEIVED
2010 MAY 13 AM 8:43
CITY OF LOS ANGELES

FORTHWITH

City Clerk's Time Stamp
CITY CLERK'S OFFICE
2010 MAY 13 AM 8:38
CITY CLERK
BY _____ DEPUTY

SUBJECT TO THE MAYOR'S APPROVAL

COUNCIL FILE NO. 10-0002-S36

COUNCIL DISTRICT _____

COUNCIL APPROVAL DATE MAY 12, 2010

RE: CITY'S POSITION IN CONNECTION WITH ARIZONA'S SB 1070 (SUPPORT OUR LAW ENFORCEMENT AND SAFE NEIGHBORHOODS ACT)

MAY 24 2010

LAST DAY FOR MAYOR TO ACT _____
[10 Day Charter requirement as per Charter Section 231(h)]

DO NOT WRITE BELOW THIS LINE - FOR MAYOR USE ONLY

APPROVED
✓

*DISAPPROVED

*Transmit objections in writing
pursuant to Charter Section 231 (h)

DATE OF MAYOR APPROVAL OR DISAPPROVAL MAY 21 2010



MAYOR

RECEIVED
CITY CLERK'S OFFICE
2010 MAY 21 PM 2:46
BY _____
CITY CLERK
DEPUTY

13

VERBAL MOTION

I HEREBY MOVE that Council ADOPT the following recommendations of the Chief Legislative Analyst (CLA) in connection with Resolution (Reyes - Hahn - Garcetti, et al.) opposing Arizona SB 1070, (Item No. 13, CF 10-0002-S36), **SUBJECT TO THE CONCURRENCE OF THE MAYOR:**

1. **ADOPT the accompanying Revised RESOLUTION which provides that the City include in its 2009-10 Federal Legislative Program OPPOSITION to federal funds that support the implementation of Arizona SB 1070 and HB 2162, which promote racial profiling, discrimination and harassment.**
2. **SUSPEND all City travel to the State of Arizona to conduct City business unless special circumstances can be demonstrated to the Council that the failure to authorize such travel would seriously harm City interests, with this ban lifted upon the repeal of SB 1070 and HB 2162 in the State of Arizona.**
3. **DIRECT all City Departments, to the extent practicable, and in instances where there is no significant additional cost to the City nor conflict with the law, to refrain from entering into any new or amended contracts to purchase goods or services from any company that is headquartered in Arizona.**
4. **INSTRUCT the City Administrative Officer (CAO) to review the terms of all contracts with Arizona-based companies and report to Council in one week on which of those contracts can be legally terminated immediately.**
5. **REQUEST the City Attorney to prepare and present an ordinance to accomplish the following purpose:**

The City of Los Angeles in exercising its power to make economic decisions as a participant in the market shall restrict, to the extent permissible and consistent with the City's interests, its contracting relative to goods and services to persons or entities which are not based in the State of Arizona, subject to review by the City Attorney and CAO.

6. **INSTRUCT the CLA to continue to monitor the status of SB 1070 and HB 2162 any court actions and report to Council in 60 days.**

PRESENTED BY _____
ED P. REYES
Councilmember, 1st District

SECONDED BY _____
JANICE HAHN
Councilmember, 15th District

ADOPTED

MAY 12 2010
As Amended
LOS ANGELES CITY COUNCIL
See Attached Motion

TO THE MAYOR FORTHWITH
May 12, 2010

CF 10-0002-S36

AMENDING
MOTION

As indicated in the Report by the Chief Legislative Analyst, "preliminary research shows that some organizations are concerned with the economic impact to the working people of Arizona."

The City of Los Angeles is in a strong position to voice its opposition to the recently signed SB 1070 (Support Our Law Enforcement and Safe Neighborhoods Act) by ceasing any City travel in the State of Arizona, entering into new contracts with companies headquartered in Arizona, and possibly terminating existing contracts for goods and services with entities based in Arizona.

As a tremendous economic engine in the State of California, and the nation, the City is also in a strong position to support companies currently in Arizona, who oppose racial profiling, discrimination, and harassment, and who are willing to relocate to Los Angeles.

I THEREFORE MOVE that the Council instruct the Chief Legislative Analyst and the Chief Administrative Officer, in cooperation with the City's economic development departments, agencies, and other entities, to develop and present a plan, within thirty days, to the Jobs and Business Development Committee to offer a package of incentives to firms domiciled in Arizona that wish to relocate to Los Angeles. The plan shall include at least the following:

- o Reduced city gross receipts tax for a limited period
- o Relocation assistance
- o Tax credits and other benefits
- o Employee training programs
- o Reduced utility rates
- o Reduced land use, and other city permits fees
- o Expedited permits process
- o City of Los Angeles outreach plan to identify and assist Arizona businesses interested in re-locating to Los Angeles

ADOPTED
MAY 12 2010
LOS ANGELES CITY COUNCIL

PRESENTED BY: *Richard Alarcón*
RICHARD ALARCÓN
Councilmember, 7th District

SECONDED BY: *Bernard C. Parks*

ORIGINAL

MAY 12 2010

VERBAL MOTION

I HEREBY MOVE that Council AMEND the recommendations of the Chief Legislative Analyst (CLA) in connection with Resolution (Reyes - Hahn - Garcetti, et al.) opposing Arizona SB 1070, (Item No. 13, CF 10-0002-S36) to add the following:

REQUEST the Boards of Commissioners of Airports, Harbor and Water and Power, as well as the Board of Commissioners of the Community Redevelopment Agency to place on their respective agendas for consideration the matter pertaining to contracts to purchase goods or services from firms, business and other entities headquartered in Arizona; and to review existing contracts with such firms for the feasibility of legally terminating such contracts.

PRESENTED BY _____
ED P. REYES
Councilmember, 1st District

SECONDED BY _____
JANICE HAHN
Councilmember, 15th District

May 12, 2010

CF 10-0002-S36

ADOPTED

MAY 12 2010

LOS ANGELES CITY COUNCIL

VERBAL MOTION

I HEREBY MOVE that Council AMEND the recommendations of the Chief Legislative Analyst (CLA) in connection with Resolution (Reyes - Hahn - Garcetti, et al.) opposing Arizona SB 1070, (Item No. 13, CF 10-0002-S36) to add the following:

REQUEST LA Inc. and the Convention Bureau to contact firms, organizations or other entities with conventions slated for Arizona to encourage them and to offer incentives to move those conventions to the City of Los Angeles.

PRESENTED BY _____
DENNIS P. ZINE
Councilmember, 3rd District

SECONDED BY _____
ERIC GARCETTI
Councilmember, 13th District

May 12, 2010

CF 10-0002-S36

ADOPTED

MAY 12 2010

LOS ANGELES CITY COUNCIL

VERBAL MOTION

I HEREBY MOVE that Council AMEND the recommendations of the Chief Legislative Analyst (CLA) in connection with Resolution (Reyes - Hahn - Garcetti, et al.) opposing Arizona SB 1070, (Item No. 13, CF 10-0002-S36) to add the following:

INCLUDE opposition to two additional recently enacted Arizona legislation or policy as part of the City's stated legislative position: HB 2281 Ethnic Studies Law, which prohibits separate offering separate ethnic studies courses in schools and the Arizona Board of Education's policy regarding stringent English language proficiency standards for teachers of English as a Second Language.

PRESENTED BY _____
PAUL KORETZ
Councilmember, 5th District

SECONDED BY _____
JOSE HUIZAR
Councilmember, 14th District

May 12, 2010

CF 10-0002-S36

ADOPTED

MAY 12 2010

LOS ANGELES CITY COUNCIL

RESOLUTION

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations or policies to or pending before a local, state or federal government body or agency must have first been adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

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

WHEREAS, in 1992, Colorado voters passed a statewide initiative known as Amend 2 to repeal local ordinances that prohibited discrimination based on sexual orientation, thereby allowing overt discrimination against the LGBT community; and

WHEREAS, in that instance, the Los Angeles City Council resolved that City funds would not be used, actively or passively, to condone Amend 2 in Colorado; and

WHEREAS, similarly, 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 suspicion 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 who 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, SB 1070 seriously undermines the U.S. Constitution which grants Congress the exclusive power over immigration matters; 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 therefore, an economic boycott, will strongly convey that the City disagrees with the provisions of SB 1070; and

WHEREAS, the City is contemplating suspending all City travel to Arizona and terminating all current and future contracts with Arizona-based companies, unless SB 1070 is repealed;

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, that by adoption of this Resolution, the City of Los Angeles City include in its 2009-10 Federal Legislative Program, OPPOSITION to any legislation or administrative action which will provide federal funds that support the implementation of Arizona SB 1070 and HB 2162, which promote racial profiling, discrimination and harassment.

CERTIFY THAT THE FOREGOING
RESOLUTION WAS ADOPTED BY THE
COUNCIL OF THE CITY OF LOS ANGELES
AT ITS MEETING OF MAY 12 2010
BY A MAJORITY OF ALL ITS MEMBERS.



JUNE LAGMAY
CITY CLERK

BY 
DEPUTY