

RESOLUTION NO. 2017-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREMONT REAFFIRMING AND PROCLAIMING THE CITY OF FREMONT AS A COMPASSIONATE SANCTUARY CITY

WHEREAS, the City Council of the City of Fremont respects the United States Constitution, the California Constitution and the rights they mutually uphold; and

WHEREAS, the City of Fremont is one of the most diverse mid-size American cities and works to promote the successful integration, health and prosperity of all people for both their well-being and that of the City which only benefits from a cosmopolitan composition and the assets that immigrants and refugees bring to the City; and

WHEREAS, the City of Fremont adopted a Compassionate City Charter in 2016 in a commitment to treat all people with justice, equity and respect in an effort to break down political, dogmatic, ideological and religious boundaries; and

WHEREAS, the City of Fremont maintains a Human Relations Commission with a declared mission of promoting a community environment in which all men, women and children, regardless of race, religion, national origin, gender, disability or sexual orientation, may live, learn, work and play in harmony; and

WHEREAS, the City of Fremont has made a commitment of planning resources and funds to address poverty and economic inequity with affordable housing, healthcare, jobs and accessible transit services by setting aside General Funds for dispersal through social service grants, and the maintenance of the Department of Human Services and the Family Resource Center which does not collect, record, store or deny services based upon immigration status; and

WHEREAS, the Fremont Police Department works to enforce State, County and municipal laws and seeks to provide a safe and secure environment for all members of our community regardless of their immigration status. The Fremont Police Department is committed to protecting and serving the entire community and recognizing the dignity of all persons regardless of their immigration status. The Police Department treats all individuals equally and without regard to race, color or national origin in a manner that is fully and wholly consistent with the United States and California Constitutions; and

WHEREAS, the Alameda County Board of Supervisors passed a resolution in September 2016 that declares Alameda County to be a “Welcoming County” and formed, in December 2016, an Ad Hoc Committee of the Board of Supervisors for the purposes of supporting immigrant and refugee communities; and

WHEREAS, the State of California has made a declaration of intent to protect law-abiding residents, to assure universal healthcare services for all people in California, and to protect Californians from unconstitutional federal discriminatory measures.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FREMONT
RESOLVES AS FOLLOWS:

1. The City of Fremont reaffirms a zero tolerance policy on discrimination or harassment, as required by the United States and California Constitutions, and will pursue and investigate all incidents of hate crimes, personal violence, and offenses motivated through bias.
2. The City of Fremont reaffirms a commitment to the Human Relations Commission mission of fostering equitable and just environments for all persons in our diverse community and also to the Compassionate Fremont Charter to treat all persons with informed empathy and positive appreciation of our cultural, religious and ethnic diversity.
3. The City of Fremont reaffirms current policies on the protection of healthcare access for all currently allowed under California law, including access to women's services, LGBTQ services, undocumented immigrant children's services, and safety net services for poor and indigent persons or families subsidized by social service grants from the City's General Fund, regardless of immigration status, and without collecting immigration data, as administered by the Division of Human Services and overseen by the Human Relations Commission.
4. The Fremont Police Department will only maintain records associated with immigration status to the extent made necessary by specific criminal investigations and will act as required only when necessary and in the best interest of the public safety to assure that serious offenders who both pose a threat to the people and who are also unlawfully in the United States do not receive criminal amnesty.
5. The City of Fremont opposes any unconstitutional religious tests for immigration and any unconstitutional action of the Federal Government in registration, internment or detention of Muslims, or persons of any other faith and affirms the right of all persons to practice, preach and propagate their religion, spirituality, philosophy or non-faith as defined by the First Amendment of the United States Constitution.
6. The City of Fremont opposes the banning of United States re-entry, or early termination of valid United States passports, green cards, Deferred Action for Childhood Arrivals (DACA) permit holders or visas legally granted to City of Fremont residents.
7. The City of Fremont opposes any unconstitutional ethnicity tests for immigration and any unconstitutional action of the Federal Government in the detention, or deportation of valid visa, DACA permit, green card or citizenship holders of any ethnic origin including and especially of Latino origin or ancestry, who are Latino immigrants

from Mexico, Central and South America, and who make up a vibrant part of the diversity of Fremont.

8. The City of Fremont reaffirms a commitment to continuing efforts to foster the best interests of Fremont residents and will work to produce and inform the public of an accessible document that outlines relevant policies in clear language during these uncertain times.
9. The City of Fremont reaffirms and proclaims our status as a Compassionate Sanctuary City (which does not provide criminal amnesty) and intends to protect the rights of people that live, work, study or play here in peace and harmony, regardless of race, religion, national origin, gender, disability or sexual orientation, according to the rights and privileges that should be accorded to all persons in the name of human dignity.

ADOPTED March 7, 2017 by the City Council of the City of Fremont by the following vote:

AYES:	Mayor Mei; Vice Mayor Jones; Councilmembers Bacon, Salwan and Bonaccorsi
NOES:	None
ABSENT:	None
ABSTAIN:	None

Mayor

ATTEST:

APPROVED AS TO FORM:

City Clerk

Assistant City Attorney