


DATE SUBMITTED 7/13/2018
 SUBMITTED BY CITY MANAGER'S OFFICE
 DATE ACTION REQUIRED 7/18/2018

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION (X)
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 DEPUTY CITY CLERK'S INITIALS al

**IMPERIAL CITY COUNCIL
 AGENDA ITEM**

SUBJECT: DISCUSSION/ACTION: RESOLUTION OF THE CITY COUNCIL TO OPPOSE SB 54, THE CALIFORNIA VALUES ACT; I. APPROVAL OF RESOLUTION NO. 2018-50 OPPOSING SB 54, THE CALIFORNIA VALUES ACT.	
DEPARTMENT INVOLVED:	
BACKGROUND/SUMMARY: Per direction of the City Council staff has put together a resolution that opposes SB 54, the California Values Act. Attached for your review and consideration is said Resolution.	
FISCAL IMPACT: N/A	FINANCE INITIALS _____
STAFF RECOMMENDATION: N/A	DEPT. INITIALS _____
MANAGER'S RECOMMENDATION: N/A	CITY MANAGER'S INITIALS <u></u>
MOTION: SECONDED: APPROVED () REJECTED () AYES: DISAPPROVED () DEFERRED () NAYES: ABSENT: REFERRED TO:	

RESOLUTION NO. 2018-50

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL OPPOSING SB 54, THE CALIFORNIA VALUES ACT, THAT RESTRICTS LAW ENFORCEMENT AND ENDANGERS PUBLIC SAFETY

WHEREAS, the United States government has plenary authority over foreign policy and immigration laws which are enforced by and through federal executive agencies; and

WHEREAS, on October 5, 2017, Governor Brown signed SB 54, the California Values Act, which became effective January 1, 2018; and

WHEREAS, the California Values Act impacts Federal immigration law and enforcement by (1) precluding state and local law enforcement agencies from voluntarily providing to the United States information about the release date from state or local criminal custody of criminal aliens who may be subject to removal and are subject to detention by the United States, (2) precluding state and local officials from voluntarily providing to the United States other information relevant to the alien's immigration status, and (3) prohibiting state and local officials from transferring aliens to the United States when they are scheduled to be released from state or local custody; and

WHEREAS, the United States has filed a lawsuit against the State of California claiming the California Values Act is unconstitutional in whole or in part and seeking an injunction against the enforcement of the California Values Act to stop the interference and crippling effect on law enforcement and consequential threat to public safety; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF IMPERIAL, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. The Recitals set forth above are true and correct and incorporated herein by reference.

SECTION 2. The City Council opposes SB 54 as conflicting with the plenary authority of the federal government over immigration laws, restricting local law enforcement, and endangering public safety.

SECTION 3. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution which can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable. The City Council hereby declares that it

would have adopted this Resolution irrespective of the invalidity of any particular portion thereof.

SECTION 4. The City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original resolutions.

SECTION 5. This Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED this _____ day of July 2018.

Geoff Dale, Mayor

ATTEST:

Debra Jackson, City Clerk