

**CITY OF SAN MATEO
RESOLUTION NO. 24 (2017)**

**AFFIRMING THE CITY OF SAN MATEO'S COMMITMENT TO SUPPORT
AND INCLUDE ALL COMMUNITY MEMBERS, REGARDLESS OF ETHNIC
OR NATIONAL ORIGIN, GENDER, RACE, RELIGION, SEXUAL
ORIENTATION, OR IMMIGRATION STATUS**

WHEREAS, analysis of the U.S. Census Bureau's data performed by the Migration Policy Institute estimates that 57,000 residents of San Mateo County are undocumented; and

WHEREAS, the American Community Survey reports that 34% of the City of San Mateo's residents are foreign born and approximately half of the foreign-born residents are non-citizens; and

WHEREAS, an estimated 6,000 undocumented children are enrolled in schools throughout San Mateo County and there are an estimated 14,000 individuals living in our County who have qualified under the Deferred Action for Childhood Arrivals; and

WHEREAS, the City of San Mateo seeks to promote and enhance the health, safety and welfare of the community and provide and ensure access to quality services for all its residents on an equitable basis, irrespective of immigration status; and

WHEREAS, it is the policy of the City of San Mateo to respect and support every resident of the community in all matters related to civic life irrespective of ethnic or national origin, race, gender, religion, sexual orientation, economic or immigration status; and

WHEREAS, as a statement of policy the City Council wishes to express its repudiation of bigotry in all its forms, including, but not limited to Islamophobia, anti-Semitism, racism, nativism, misogyny, and homophobia; and

WHEREAS, the City Council and the City of San Mateo do not tolerate discrimination, hate crimes, harassment, or assault; and

WHEREAS, recent immigration-related actions and proposals by the federal government have created concerns and fears among residents of the City of San Mateo and San Mateo County regarding personal freedom, civil rights, and the treatment of immigrants; and

WHEREAS, the City Council is committed to upholding the Constitution and the traditions of law and due process embodied in it which allow all residents to live free of harassment, discrimination, persecution and assault; and

WHEREAS, in order for the City of San Mateo to effectively deliver essential services that promote a safe quality of life, it must be made clear to the community that the enforcement of federal immigration law is the responsibility of federal authorities; and

WHEREAS, the City of San Mateo will continue to serve as a model of inclusion and equity for all of its residents, including immigrants, refugees and other newcomers who choose to make this city their home.

NOW, THEREFORE, THE SAN MATEO CITY COUNCIL HEREBY RESOLVES that The City Council of San Mateo affirms its commitment to support and respect its diverse community and stands with the Board of Supervisors of San Mateo County in upholding the following principles in furtherance of this Resolution:

1. The City of San Mateo recognizes, values, and will continue to protect the rights of all residents, irrespective of their ethnic or national origin, gender, race, religion, sexual orientation, economic or immigration status.
2. Enforcement of federal immigration law is the responsibility of the federal government. Neither the City of San Mateo nor any employee of the City shall perform the functions of a federal immigration officer.
3. With respect to law enforcement activities, neither the City of San Mateo nor any employee of the City shall inquire about the immigration status of an individual, including but not limited to a crime victim, witness, or a person who calls or approaches law enforcement personnel seeking assistance, unless necessary to investigate criminal activity by such an individual.
4. The City of San Mateo recognizes the importance of public safety for its residents, and to that end, City employees, including law enforcement officers, will provide appropriate cooperation with Federal immigration agencies in matters involving criminal activity and the protection of public safety.
5. It must remain a clear statement of City policy that residents of San Mateo can access the full range of services to which they are entitled, including safety net services and law enforcement protection, without fear that the City will use information solicited in such encounters to support immigration enforcement activities. The City of San Mateo will only collect information from individuals regarding citizenship or immigration status to the extent necessary to perform City business activities or as otherwise required by law. It shall be the policy of the City of San Mateo to prohibit the use or disclosure of such information in any manner that violates federal, state or local laws. Further, the City shall disclose non-public information in its possession about individuals only to the extent required by law or for matters involving criminal activity or public safety.
6. No City resources will be expended to develop or to assist any other public agency in developing or implementing a program to establish a registry or database of personal information related to individual residents on the basis of race, gender, sexual orientation, religion, ethnicity, national origin, or immigration status.
7. The City of San Mateo and the City Council will, to the fullest extent possible under the law, oppose all attempts to undermine the safety, security, and rights of residents and the City Manager is hereby directed to work with staff to develop and provide for Council consideration and approval, as necessary, appropriate steps to implement the intent of this resolution.

8. Nothing in this Resolution shall be construed or implemented in such a manner as to conflict with any obligation imposed by federal law or the conditions of any federal funding.
9. The City Manager shall work with staff to monitor all efforts by the federal government to rescind, withhold or withdraw federal funding as a result of the measures set forth in this Resolution or other similar actions.

RESOLUTION NO. 24 (2017) adopted by the City Council of the City of San Mateo, California, at a regular meeting held on April 3, 2017, by the following vote of the City Council:

AYES: Council Members Bonilla, Freschet, Goethals and Papan
NOES: None
ABSENT: Lim

ATTEST:

/s/ Patrice M. Olds, City Clerk

/s/ Rick Bonilla, Deputy Mayor