



URGENT ITEM AGENDA MATERIAL

Government Code Section 54954.2(b)
Rules of Procedure Chapter III.C.5

THIS ITEM IS NOT YET AGENDIZED AND MAY OR MAY NOT BE ACCEPTED FOR THE AGENDA AS A LATE ITEM, SUBJECT TO THE CITY COUNCIL'S DISCRETION ACCORDING TO BROWN ACT RULES

Meeting Date: Jan 27, 2026

Item Description: Decrying violent actions by ICE and calling on Congress to ensure guardrails

This item is submitted pursuant to the provision checked below:

- Emergency Situation (54954.2(b)(1) - majority vote required)**
Determination by a majority vote of the legislative body that an emergency situation exists, as defined in Section 54956.5.
- Immediate Action Required (54954.2(b)(2) - two-thirds vote required)**
There is a need to take immediate action and the need for action came to the attention of the local agency subsequent to the agenda for this meeting being posted.

Once the item is added to the agenda (Consent or Action) it must be passed by the standard required vote threshold (majority, two-thirds, or 7/9).

Facts supporting the addition of the item to the agenda under Section 54954.2(b) and Chapter III.C.5 of the Rules of Procedure:

Two citizens were killed by Federal Department of Homeland Security (DHS) agents this month, Renee Good on January 7, 2026, and Alex Pretti on January 24, 2026. Both murders took place after the submission deadline for Council reports.

Violence from ICE (Immigration and Customs Enforcement) and CBP (Customs and Border Protection) has been escalating, and Congress is scheduled to vote on increased ICE funding this week.

This item calls on Congress to not provide additional funding for the U.S. Department of Homeland Security ("DHS") without including meaningful and significant guardrails to rein in the agency and how it operates in communities. It also calls on Congress to end Border Patrol deployments and end ICE and CBP's lawless surges in cities across the country.



Brent Blackaby
Councilmember District 6

CONSENT CALENDAR
January 27, 2025

To: Honorable Mayor and Members of the City Council
From: Councilmember Blackaby (Author), Mayor Ishii (Co-Author), Councilmember Lunaparra (Co-Sponsor)
Subject: Decrying violent actions by ICE and calling on Congress to ensure guardrails

RECOMMENDATION

Adopt a Resolution decrying the recent violent actions of DHS, CBP and ICE in Minneapolis calling on Congress to ensure any funding bill for the U.S. Department of Homeland Security includes meaningful and significant guardrails and expressing support for specific guardrails. Send copies to Senator Alex Padilla, Senator Adam Schiff, Congresswoman Lateefah Simon, and the rest of the California Congressional Delegation, Governor Gavin Newsom, Attorney General Rob Bonta, MN Governor Tim Walz, MN Lt. Governor Peggy Flanagan, MN Attorney General Keith Ellison, Minneapolis Mayor Jacob Frey, St. Paul Mayor Kaohly Her, the Minneapolis and St. Paul City Councils, Senator Jesse Arreguín, and Assemblymember Buffy Wicks.

FINANCIAL IMPLICATIONS

None

CURRENT SITUATION AND ITS EFFECTS

The Trump Administration's assault on communities in the name of immigration enforcement is eroding our constitutional rights and endangering residents. Immigration authorities are using increasingly dangerous tactics, such as engaging in unprovoked violence, pointing guns at civilians, and deploying chemical weapons.

In multiple cities, agents from ICE (Immigration and Customs Enforcement) and CBP (Customs and Border Protection) have violently arrested civilians, including U.S. citizens, and deployed chemical weapons without warning in residential areas, harming school children and even local law enforcement. From September 2025 through January 2026, immigration agents have shot at least nine individuals, including four who died as a result: Renee Good, a mother of three in Minneapolis; Alex Pretti, a VA ICU nurse in Minneapolis; Keith Porter, Jr., a father of two in Los Angeles; and Silverio Villegas González, a father of two, in Chicago.

This item calls on Congress to not provide funding for the U.S. Department of Homeland Security ("DHS") without meaningful and significant guardrails to rein in the agency and

how it operates in communities in order to end Border Patrol deployments and end ICE and CBP lawless surges in cities across the country.

The Council calls on Congress to implement a plan to restructure DHS to bring more accountability to this sprawling agency, to ensure that the Department's essential national security and public safety functions, including cyber security and emergency management, can be separated from immigration enforcement, to abolish ICE, and to completely rebuild immigration enforcement agencies from the ground up to stop the culture of lawlessness and ensure guardrails and accountability.

The item calls on DHS Secretary Kristi Noem to resign, and failing that, for Congress to initiate immediate impeachment proceedings; calls for the immediate firing of US Customs & Border Control Commander-At-Large Gregory Bovino; and calls for the immediate firing of Homeland Security Advisor Stephen Miller.

The Council calls on the officers responsible for the deaths of Renee Good, Alex Pretti, Keith Porter, Jr., and Silverio Villegas González, as well as the kidnappings of at least 9 children, to be held fully responsible for their actions by the judicial system in Minnesota, California, and Illinois and by the U.S. Department of Justice.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

No environmental impacts from this specific resolution.

CONTACT PERSON

Councilmember Brent Blackaby Council District 6 510-981-7160

Attachments:

1: Resolution

RESOLUTION NO. ##,###-N.S.

DEMANDING AN END TO ICE AND CBP SURGES IN MINNEAPOLIS AND ACROSS THE COUNTRY, IMMEDIATE DHS LEADERSHIP CHANGES, AND NECESSARY GUARDRAILS FOR ANY FUTURE FUNDING BILL FOR DHS

WHEREAS, the Trump Administration's assault on communities in the name of immigration enforcement is eroding our constitutional rights and endangering residents; and

WHEREAS, immigration authorities are using increasingly dangerous tactics, such as engaging in unprovoked violence, pointing guns at civilians, and deploying chemical weapons; and

WHEREAS, in multiple cities, agents from ICE (Immigration and Customs Enforcement) and CBP (Customs and Border Protection) have violently arrested civilians, including U.S. citizens, and deployed chemical weapons without warning in residential areas, harming school children and even local law enforcement; and

WHEREAS, from September 2025 through January 2026, immigration agents have shot at least ten individuals, including four who died as a result: Renee Good, a mother of three in Minneapolis; Alex Pretti, a VA ICU nurse in Minneapolis; Keith Porter, Jr., a father of two in Los Angeles; and Silverio Villegas González, a father of two, in Chicago; and

WHEREAS, ICE and immigration agents have detained at least nine children in Minnesota this month, including at least one toddler, a cruel and inhumane misuse of force; and

WHEREAS, conditions in immigration detention facilities are rapidly deteriorating with facilities dangerously overcrowded and detained individuals and advocates reporting medical neglect, substandard food, inadequate access to clean water, and overuse of solitary confinement; and

WHEREAS, about ninety percent of people being detained are in for-profit facilities, which have a long record of cutting corners on essential services to reap profits; and

WHEREAS, since President Trump took office on January 20, 2025, an unprecedented thirty-seven people have died in the custody of U.S. Immigration and Customs Enforcement, which is also known as ICE, including several deaths that may have been preventable; and

WHEREAS, the immigration system is a civil system not a criminal system and immigration detention is intended to be a non-punitive system, as stated on ICE's own website.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that:

A. The Council stands with Minnesota Governor Tim Walz, Lt. Governor Peggy Flanagan, Attorney General Keith Ellison, Minneapolis Mayor Jacob Frey, St. Paul Mayor Kaohly Her, and all the people of Minnesota who are peacefully protesting the lawless surge of ICE and CBP agents in their state, which is undermining public safety, harming and killing local residents, and taking an immense economic and psychological toll on residents.

B. The Council calls for an immediate end to ICE and CBP's lawless Operation Metro Surge in Minneapolis, and demands that no future ICE or CBP surges be initiated in any city across the country, as these surges are undermining public safety.

C. The Council calls on DHS Secretary Kristi Noem to resign, and failing that, for Congress to initiate immediate impeachment proceedings; calls for the immediate firing of US Customs & Border Control Commander-At-Large Gregory Bovino; and calls for the immediate firing of Homeland Security Advisor Stephen Miller.

D. The Council calls on the officers responsible for the deaths of Renee Good, Alex Pretti, Keith Porter, Jr., and Silverio Villegas González, as well as the kidnappings of at least 9 children, to be held fully responsible for their actions by the judicial system in Minnesota, California, and Illinois and by the U.S. Department of Justice.

E. The Council expresses support for guardrails to be included in any funding bill for DHS that would:

1. End lawlessness enforcement including by requiring DHS to get a warrant, to stop using masked agents for immigration enforcement actions, and prohibiting enforcement at sensitive locations.
2. End detention abuses by ending the use of private, for-profit detention prisons, prohibiting funding for facilities that threaten the health, safety, or due process rights of detained people, and restoring access to bond hearings.
3. Rein in DHS by ensuring independent investigations into lawlessness and violence perpetrated by immigration agents and meaningful consequences for agents engaging in unprovoked violence and violations of individual's Constitutional rights.

F. The Council calls on the United States Congress not to provide any funding for the U.S. Department of Homeland Security ("DHS") without these guardrails to rein in the agency and how it operates in local communities, and not before Secretary Kristi Noem, Commander Gregory Bovino, and Homeland Security Advisor Stephen Miller leave office.

G. The Council calls on Congress to implement a plan to restructure DHS to bring more accountability to this sprawling agency, to ensure that the Department's essential national security and public safety functions, including cyber security and emergency management, can be separated from immigration enforcement, to abolish ICE, and to completely rebuild immigration enforcement agencies from the ground up to stop the culture of lawlessness and ensure guardrails and accountability.

H. The Council also calls on Governor Gavin Newsom and Attorney General Rob Bonta to prepare for any future ICE or CBP action in California, including additional training for CHP and National Guard troops to protect peaceful protestors, or to prepare legal action to halt any future threatened federal funding cuts to Sanctuary City jurisdictions including Berkeley.

BE IT FURTHER RESOLVED that the City Clerk will send copies of this resolution to Senator Alex Padilla, Senator Adam Schiff, Congresswoman Lateefah Simon, and the rest of the California Congressional Delegation, Governor Gavin Newsom, Attorney General Rob Bonta, MN Governor Tim Walz, MN Lt. Governor Peggy Flanagan, MN Attorney General Keith Ellison, Minneapolis Mayor Jacob Frey, St. Paul Mayor Kaohly Her, the Minneapolis and St. Paul City Councils, Senator Jesse Arreguín, and Assemblymember Buffy Wicks.