



Office of the City Manager

CONSENT CALENDAR

October 15, 2019

To: Honorable Mayor and Members of the City Council

From: Berkeley Peace & Justice Commission

Submitted by: Igor Tregub, Chairperson

Subject: Resolution: Protect from deportation beneficiaries of DACA, TPS, and DED

RECOMMENDATION

Adopt a resolution in support of protections from deportation and a path to permanent residency for beneficiaries of DACA, TPS, and DED.

FISCAL IMPACTS OF RECOMMENDATION

None.

CURRENT SITUATION AND ITS EFFECTS

More than 1.1 million hardworking men and women stand to lose their work authorization and legal status in this country unless Congress takes steps to defend Deferred Action for Childhood Arrivals (DACA), Temporary Protected Status (TPS), and Deferred Enforced Departure (DED), whose protections have been canceled by the Trump Administration, although federal judges have issued temporary injunctions blocking the terminations.

At its regular meeting on July 15, 2019, the Peace and Justice Commission recommended that the Council of the City of Berkeley adopt a resolution in support of protections from deportation and a path to permanent residency for beneficiaries of DACA, TPS, and DED. The vote for the attached resolution was as follows:

M/S/C: Bohn/ al-Bazian

Ayes: al-Bazian, Bohn, Gussmann, Lippman, Meola, Morizawa, Tregub, Askary, Maran

Noes: None

Abstain: None

Absent: Rodriguez, Han

Excused: Pancoast, Pierce

ENVIRONMENTAL SUSTAINABILITY

There are no identifiable environmental impacts or opportunities associated with the subject of this report.

RATIONALE FOR RECOMMENDATION

Without legislative action for permanent solution, more than 300,000 TPS and DED holders could be uprooted this year, including those from Haiti in July and El Salvador in September. TPS is a successful program that serves important humanitarian purposes while helping to raise wages, support a stable workforce and reduce exploitation. Studies have shown that TPS holders have a workforce participation rate of 88.5 percent, with particular concentrations in construction and service industries.

ALTERNATIVE ACTIONS CONSIDERED

None

CITY MANAGER

City Manager takes no position.

CONTACT PERSON

Igor Tregub, Chairperson, Peace and Justice Commission  
Breanne Slimick, Commission Secretary, City Manager's Office (510) 981-7018  
Attachment:

1. Resolution in support of protections from deportation and a path to permanent residency for beneficiaries of DACA, TPS and DED

RESOLUTION NO. ##,###-N.S.  
PROTECT FROM DEPORTATION AND A PATH TO PERMANENT RESIDENCY FOR  
BENEFICIARIES OF DACA, TPS, AND DED

WHEREAS, the Peace and Justice Commission advises the City Council on all matters relating to the City of Berkeley's role in issues of peace and social justice (Berkeley Municipal Code Chapter 3.68.070); and

WHEREAS, more than 1.1 million hardworking men and women stand to lose their work authorization and legal status in this country unless Congress takes steps to defend Deferred Action for Childhood Arrivals (DACA), Temporary Protected Status (TPS), and Deferred Enforced Departure (DED), whose protections have been canceled by the Trump Administration, although federal judges have issued temporary injunctions blocking the terminations;<sup>i</sup> and

WHEREAS, our entire workforce benefits from these programs that allow people to live and work without fear in our country, and we will all be harmed if these workers lose their status;<sup>ii</sup> and

WHEREAS, there are more than 800,000 DACA recipients in this country who have grown up and gone to school here. There are more than 320,000 TPS holders who have been working, paying taxes, contributing to our economy and belong to our unions. Many have lived here for decades, purchased homes and raised families that include U.S.-born children; and

WHEREAS, without legislative action for permanent solutions, more than 300,000 TPS and DED holders could be uprooted this year;<sup>iii</sup> and

WHEREAS, TPS is a successful program that serves important humanitarian purposes while helping to raise wages, support a stable workforce and reduce exploitation. Studies have shown that TPS holders have a workforce participation rate of 88.5 percent, with particular concentrations in construction and service industries;<sup>iv</sup> and

WHEREAS, terminating these protections would separate families, force workers into the shadows, and cause far-reaching harm in worksites and industries across the country. Termination of TPS would lead to an estimated \$45 billion reduction in gross domestic product, an immediate \$69 billion reduction in tax contributions and an estimated \$1 billion in employer costs; and

WHEREAS, ending TPS protections will only serve to expand the pool of vulnerable workers in our labor market and force a growing number of immigrants and union members to work under a cloud of fear. Stripping status and work permits from long-term, taxpaying members of our society is not in the interests of working people; and

WHEREAS, on June 4, the House of Representatives passed the American Dream and Promise Act of 2019, H.R. 6, which would provide protections from deportation and offer a well-earned path to permanent residency to hardworking people who have played by the rules for decades.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City of Berkeley stands in solidarity with beneficiaries of DACA, TPS and DED by endorsing House Resolution (H.R. 6), "American Dream and Promise Act of 2019."<sup>v</sup>

BE IT FURTHER RESOLVED that the Council of the City of Berkeley urges United States Senators Diane Feinstein and Kamala Harris to do all that they can in the U.S. Senate to pass similar protections and a path to permanent residency for DACA, TPS and DED.

BE IT FURTHER RESOLVED, the Council of the City of Berkeley encourages all residents to contact their senators to urge them to take leadership in fighting for protections from deportation and a path to permanent residency for DACA, TPS, and DED.

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<sup>i</sup> <https://immigrationforum.org/article/fact-sheet-deferred-enforced-departure-ded/>

<sup>ii</sup> "Overcoming the Odds: The Contributions of DACA-Eligible Immigrants and TPS Holders to the U.S. Economy," June 3, 2019, <https://research.newamericaneconomy.org/report/overcoming-the-odds-the-contributions-of-daca-eligible-immigrants-and-tps-holders-to-the-u-s-economy/>

<sup>iii</sup> "Executive Order: Enhancing Public Safety in the Interior of the United States," January 25, 2017, <https://www.whitehouse.gov/presidential-actions/executive-order-enhancing-public-safety-interior-united-states/>

<sup>iv</sup> "Terminating TPS to affect a quarter million U.S. born children," Jaya Padmanabhan, Sep. 6, 2018, [www.sfoxaminer.com/terminating-tps-affect-quarter-million-u-s-born-children/](http://www.sfoxaminer.com/terminating-tps-affect-quarter-million-u-s-born-children/)

<sup>v</sup> "H.R.6, The American Dream and Promise Act of 2019," <https://www.congress.gov/bill/116th-congress/house-bill/6>

**BACKGROUND:**

Nor Cal TPS Coalition is endorsing the resolution. <https://www.facebook.com/NorCalTPS/>

Participants: African Advocacy Network, Arab Resource and Organizing Center, Asociación de Hondureños de Norte California (AHNCA), Bay Area Chapter of the Committee in Solidarity of People of El Salvador (CISPES), Bay Resistance, Central American Resource Center (CARECEN), Centro Latino Cuscatlan, East Bay Sanctuary Covenant, Faith In Action, Global Exchange, Haiti Action Committee, Immigrant Legal Resource Center, Interfaith Movement for Human Integrity, Jobs with Justice-SF, Labor Council for Latin American Advancement-SF, Nicaragua Center for Community Action, Oakland Catholic Worker, Red Nacional Salvadoreña en el Exterior (RENASE), San Francisco Labor Council, SF Living Wage Coalition, Services, Immigrant Rights and Education Network (SIREN), United Service Workers West-SEIU, TPS Committee Fighting for Our Rights, TPS Committee for Permanent Residency Now, Labor Center for Immigrant Justice/We Rise S.F.

Endorsers: Clínica Martín-Baró, Council on American-Islamic Relations, International ANSWER, International Action Center, Marin Task Force on the Americas, Network in Solidarity with the People of Guatemala (NISGUA), School of the Americas Watch West, SHARE Foundation, UNITE HERE Local 2