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RESOLUTION NO. 2020-100

A RESOLUTION OF THE ALBANY CITY COUNCIL CALLING ON THE FEDERAL GOVERNMENT TO EXTEND TEMPORARY PROTECTED STATUS (TPS) FOR ALL NATIONS CURRENTLY UNDER THE PROGRAM AND TO ESTABLISH A PATHWAY TO PERMANENT RESIDENCY FOR CURRENT BENEFICIARIES

WHEREAS, Temporary Protected Status, or TPS, is a temporary, renewable program that provides relief from deportation and access to a work permit for certain migrants in a small number of countries who may not meet the legal definition of refugee but who cannot safely return to their country of origin; and

WHEREAS, under current law, the Homeland Security Secretary may designate a country for TPS when one of three circumstances occurs: "ongoing armed conflict" that creates unsafe conditions for returning nationals; an earthquake, flood, drought, epidemic, or other natural disaster that makes the state temporarily unable to accept the return of its nationals, and the state has requested TPS designation; or "extraordinary and temporary" conditions in a state prevent its nationals from returning safely; and

WHEREAS, the TPS provision in the Immigration and Naturalization Act states that a bill or amendment that provides for the adjustment to lawful temporary or legal permanent resident (LPR) status for any migrant receiving TPS requires a supermajority vote in the Senate (i.e., three-fifths of all Senators) voting affirmatively. Provisions that would have allowed nationals from various countries that have had TPS to adjust to LPR status had been introduced in past Congresses, but not enacted; and

WHEREAS, On January 25, 2017 President Trump signed Executive Order 13768, Enhancing Public Safety in the Interior of the Tunited States, which was later implemented through a memorandum signed by the DHS Secretary on February 20, 2017. Consequently, more than three hundred thousand (300,000) TPS holders –El Salvador, Haiti and Honduras with the highest number of beneficiaries, all currently protected from the protected from th

because DHS has extensive and updated records on their place residence and work, due to the frequent re-registration requirements of the program; and

WHEREAS, TPS beneficiaries and their families have deep ties to the Bay Area where they have started businesses, built community, bought homes and positively contributed to the social, cultural and economic fabric of cities and this nation; and

WHEREAS, conditions in designated TPS countries remain dangerous and unsafe, such that deportation to these nations not only separate families, but place individuals and their families at grave risk.

NOW, THEREFORE BE IT RESOLVED, that the Albany City Council demands that the Federal Government extend TPS by no less than eighteen months (18 months) for all designated countries; and

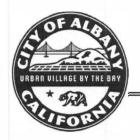
AND FURTHER BE IT RESOLVED, that the Albany City Council will urge our State Senators to champion the extension of TPS for no less than eighteen months (18 months) for all designated countries and introduce legislation that will result in a path to permanent residency; and

AND BE IT FURTHER RESOLVED, that Albany City Council demands that both the Executive Branch and Legislative Branch of the Federal Government work together to legislate a pathway to permanent residency for TPS beneficiaries, some of whom have been protected under the program for close to two decades; and

AND BE IT FURTHER RESOLVED, that the Albany City Council will continue to affirm our city values of inclusion, diversity and human rights; and

AND BE IT FURTHER RESOLVED, that the Albany City Council will direct the City Clerk to send a copy of this resolution to Representative Barbara Lee and Senators Kamala Harris and Dianne Feinstein.

NICK PILCH, MAYOR



City of Albany

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PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF

ALBANY, The 5th day of October, 2020, by the following votes:

AYES: Council Members Barnes, Maass, McQuaid, Nason and Mayor Pilch

NOES: none

ABSENT: none

ABSTAINED: none

RECUSED: none

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this

6th day of October, 2020.

Anne Hsu CITY CLERK