



Cheryl Davila  
Councilmember  
District 2

CONSENT CALENDAR  
June 30, 2020

To: Honorable Mayor and Members of the City Council

From: Councilmembers Cheryl Davila (Author), Ben Bartlett (Co-Sponsor), and Mayor Arreguin (Co-Sponsor)

Subject: Support United States Congresswoman Barbara Lee's legislation to establish a United States Commission on Truth, Racial Healing, and Transformation.

#### RECOMMENDATION

1. Adopt a resolution supporting United States Congresswoman Barbara Lee's legislation to establish a United States Commission on Truth, Racial Healing, and Transformation.
2. Send copies of this resolution to United States Congresswoman Barbara Lee.

#### BACKGROUND

In the wake of the COVID-19 public health crisis and killing of George Floyd in Minneapolis, Congresswoman Barbara Lee recently submitted legislation to establish a United States Commission on Truth, Racial Healing, and Transformation.

"The murder of George Floyd and the current COVID-19 crisis illustrates once again the painful and dangerous legacy that white supremacy has had in our country, and the desperate need to fully acknowledge and understand how our history of inequality continues today," Congresswoman Lee said. "This inequality is at the heart of every crisis we're dealing with right now – the crises of police brutality and mass incarceration, the COVID-19 public health crisis which is disproportionately affecting communities of color, and the crisis of poverty excluding so many minority families from the American Dream. This is a matter of survival for countless Americans. Only by understanding our past, and confronting the errors that still haunt us today, can we truly move forward as a people and a country."<sup>1</sup>

Congresswoman Lee's proposal to establish the Commission is to examine the effects of slavery, institutional racism, and discrimination against people of color, and how history impacts laws and policies today.

The purpose of the commission is to properly acknowledge, memorialize, and be a catalyst for progress toward jettisoning the belief in a hierarchy of human value based on race, embracing our common humanity, and permanently eliminating persistent racial inequities.

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<sup>1</sup> <https://lee.house.gov/news/press-releases/in-the-wake-of-covid-19-and-murder-of-george-floyd-congresswoman-barbara-lee-calls-for-formation-of-truth-racial-healing-and-transformation-commission>

The roots of racism, bias, and centuries of socioeconomic inequality are deep and require a thoughtful, inclusive, and comprehensive effort.

All levels of government play a critical role in establishing a model and process to explore, expose, confront, and reconcile the truths of our past to create a more just, equitable future for all, not just a select few.

We must recognize that together we wield tremendous power to specifically improve black lives and the lives of other communities of color.

The City Council as its elected representatives of the people and its management have a special responsibility not to stay silent in the face of hate, discrimination, and racism against any of our community members or employees.

#### FINANCIAL IMPLICATIONS

None.

#### ENVIRONMENTAL SUSTAINABILITY

Protecting our communities during this climate and health crisis is an act of environmental sustainability.

#### CONTACT PERSON

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#### ATTACHMENTS:

1. Resolution
2. Congresswoman Barbara Lee's legislation

#### LINKS TO LEGISLATION

1. Congresswoman Barbara Lee's legislation:  
<https://lee.house.gov/imo/media/doc/TRHT%20Resolution%20Final.pdf>

### RESOLUTION NO. XXXX

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF BERKELEY IN SUPPORT OF UNITED STATES CONGRESSWOMAN BARBARA LEE'S LEGISLATION TO ESTABLISH A UNITED STATES COMMISSION ON TRUTH, RACIAL HEALING AND TRANSFORMATION.

WHEREAS, in the wake of the COVID-19 public health crisis and killing of George Floyd in Minneapolis, Congresswoman Barbara Lee recently submitted legislation to establish a United States Commission on Truth, Racial Healing, and Transformation; and

WHEREAS, Congresswoman Lee's proposal to establish the Commission is to examine the effects of slavery, institutional racism, and discrimination against people of color, and how history impacts laws and policies today; and

WHEREAS, The purpose of the commission is to properly acknowledge, memorialize, and be a catalyst for progress toward jettisoning the belief in a hierarchy of human value based on race, embracing our common humanity, and permanently eliminating persistent racial inequities; and

WHEREAS, The roots of racism, bias, and centuries of Socioeconomic inequality are deep and require a thoughtful, inclusive, and comprehensive effort; and

WHEREAS, All levels of government play a critical role in establishing a model and process to explore, expose, confront, and reconcile the truths of our past to create a more just, equitable future for all, not just a select few; and

WHEREAS, We must recognize that together we wield tremendous power to specifically improve black lives and the lives of other communities of color; and

WHEREAS, The City Council as its elected representatives of the people and its management have a special responsibility not to stay silent in the face of hate, discrimination, and racism against any of our community members or employees; and

NOW, THEREFORE, BE IT RESOLVED that the City Council for the City of Berkeley Support United States Congresswoman Barbara Lee's legislation to establish a United States Commission on Truth, Racial Healing, and Transformation; and

BE, IT FURTHER RESOLVED, that copies of this resolution be sent to United States Congresswoman Barbara Lee.

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(Original Signature of Member)

116TH CONGRESS  
2D SESSION

# H. CON. RES. \_\_\_\_\_

Urging the establishment of a United States Commission on Truth, Racial Healing, and Transformation.

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## IN THE HOUSE OF REPRESENTATIVES

Ms. LEE of California submitted the following concurrent resolution; which was referred to the Committee on \_\_\_\_\_

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# CONCURRENT RESOLUTION

Urging the establishment of a United States Commission on Truth, Racial Healing, and Transformation.

Whereas the first ship carrying enslaved Africans to what is now known as the United States of America arrived in 1619;

Whereas this event 400 years ago was significant not only because it ushered in the institution of chattel slavery of African Americans, but also because it facilitated the systematic oppression of all people of color that has been a devastating and insufficiently understood and acknowledged aspect of our history over these past 400 years, and that has left a legacy of this oppression that haunts us to this day;

Whereas the institution of American chattel slavery subjugated African Americans for nearly 250 years, fractured our Nation, and made a mockery of its founding principle that “all men are created equal”;

Whereas our Constitution failed to end slavery and oppressions against African Americans and other people of color, thus embedding in our society the belief in the myth of a hierarchy of human value based on superficial physical characteristics such as skin color and facial features, and resulting in purposeful and persistent racial and gender inequities in education, health care, employment, Social Security and veteran benefits, land ownership, financial assistance, food security, wages, voting rights, and the justice system;

Whereas these oppressions denied opportunity and mobility to African Americans and other people of color within the United States, resulting in stolen labor worth billions of dollars while ultimately forestalling landmark contributions that African Americans and other people of color would make in science, arts, commerce, and public service;

Whereas Reconstruction represented a significant but constrained moment of advances for Black rights as epitomized by the Freedman’s Bureau, which negotiated labor contracts for ex-enslaved people but failed to secure them their own land;

Whereas the brutal overthrow of Reconstruction failed all Americans by failing to ensure the safety and security of African Americans and by emboldening States and municipalities in both the North and South to enact numerous laws and policies to stymie the socioeconomic mobility

and political voice of freed Blacks, thus maintaining their subservience to Whites;

Whereas Reconstruction, the civil rights movement, and other efforts to redress the grievances of marginalized people were sabotaged, both intentionally and unintentionally, by those in power, thus rendering the accomplishments of these efforts transitory and unsustainable, and further embedding the racial hierarchy in our society;

Whereas examples of government actions directed against populations of color include—

(1) the creation of the Federal Housing Administration, which adopted specific policies designed to incentivize residential segregation;

(2) the enactment of legislation creating the Social Security program, for which most African Americans were purposely rendered ineligible during its first two decades;

(3) the GI bill, which left administration of its programs to the States, thus enabling blatant discrimination against African American GIs;

(4) the Fair Labor Standards Act of 1938, which allowed labor unions to discriminate based on race;

(5) subprime lending aimed purposefully at families of color;

(6) disenfranchisement of Native Americans, who, until 1924, were denied citizenship on land they had occupied for millennia;

(7) Federal Indian Boarding School policy during the 19th and 20th centuries, the purpose of which was to “civilize” Native children through methods intended to eradicate Native cultures, traditions, and languages;

(8) land policies toward Indian Tribes, such as the allotment policy, which caused the loss of over 90 million acres of Tribal lands, two-thirds of which were guaranteed to Tribes by treaties and other Federal laws, and similar unjustified land grabs from Tribes that occurred regionally throughout the late 1800s and into the Termination Era in the 1950s and 1960s;

(9) the involuntary removal of Mexicans and United States citizens of Mexican descent through large-scale discriminatory deportation programs in the 1930s and 1950s;

(10) the United States annexation of Puerto Rico, which made Puerto Ricans citizens of the United States without affording them voting rights;

(11) racial discrimination against Latino Americans, which has forced them to fight continuously for equal access to employment, housing, health, financial services, and education;

(12) the Chinese Exclusion Act of 1882, which effectively halted immigration from China and barred Chinese immigrants from becoming citizens of the United States, and which was the first instance of xenophobic legislation signed into law specifically targeting a specific group of people based on ethnicity;

(13) the treatment of Japanese Americans, despite no evidence of disloyalty, as suspect and traitorous in the very country they helped to build, leading most notably to the mass internment of Japanese Americans beginning in 1942;

(14) the conspiracy to overthrow the Kingdom of Hawaii and annex the land of the Kingdom of Hawaii, without the consent of or compensation to the Native Hawaiian people of Hawaii; and

(15) the United States history of colonialism in the Pacific, which has resulted in economic, health, and educational disparities among other inequities, for people in United States territories, as well as independent nations with which it has treaty obligations;

Whereas these governmental actions, among other government policies that have had racially disparate impacts, have disproportionately barred African Americans and other people of color from building wealth, thus limiting potential capital and exacerbating the racial wealth gap;

Whereas research has shown that this persistent wealth gap has had a significant negative impact on other racial disparities, such as the achievement gap, school dropout rates, income gaps, home ownership rates, health outcome disparities, and incarceration rates;

Whereas American civic leaders and foundations have spearheaded critical efforts to advance racial healing, understanding, and transformation within the United States, recognizing that it is in our collective national interest to urgently address the unhealed, entrenched divisions that will severely undermine our democracy if they are allowed to continue to exist;

Whereas many of the most far-reaching victories for racial healing in the United States have been greatly enhanced by the involvement, support, and dedication of individuals from any and all racial groups;

Whereas at the same time, much of the progress toward racial healing and racial equity in the United States has been limited or reversed by our failure to address the root cause of racism, the belief in the myth of a hierarchy



of human value based on superficial physical characteristics such as skin color and facial features;

Whereas the American institution of slavery, as well as other examples enumerated in this resolution, represents intentional and blatant violations of every American's most basic right to a free and decent life;

Whereas the consequences of these oppressions have cascaded for centuries, across generations, beyond the era of active enslavement, imperiling for descendants of slaves and other targets of oppression what should have otherwise been every American's right to life, liberty, and the pursuit of happiness;

Whereas more than 40 countries have reckoned with historical injustice and its aftermath through forming Truth and Reconciliation Commissions to move toward restorative justice and to return dignity to its citizens; and

Whereas contemporary social science, medical science, and the rapidly expanding use of artificial intelligence and social media reveal the costs and potential threats to our democracy if we continue to allow unhealed, entrenched divisions to be ignored and exploited: Now, therefore, be it

1        *Resolved by the House of Representatives (the Senate*  
2 *concurring)*, That the Congress—

3            (1) affirms on the 400th anniversary of the ar-  
4            rival of the first slave ship, the United States long-  
5            overdue debt of remembrance to not only those who  
6            lived through the egregious injustices enumerated  
7            above, but also to their descendants; and

1           (2) proposes a United States Commission on  
2           Truth, Racial Healing, and Transformation to prop-  
3           erly acknowledge, memorialize, and be a catalyst for  
4           progress toward jettisoning the belief in a hierarchy  
5           of human value, embracing our common humanity,  
6           and permanently eliminating persistent racial inequi-  
7           ties.