

Executive Order – Limiting the Use of City Property to Uses that Serve City Purposes

This Executive Order directs City Departments to prohibit uses of City Property that do not further City purposes or programs.

WHEREAS, the City of Oakland is a municipal corporation organized under the Constitution and laws of the State of California, and is vested with the authority and responsibility to govern local affairs, maintain public safety, and safeguard the civil rights of the people of Oakland;

WHEREAS, the principles of federalism enshrined in the U.S. Constitution require respect for state and local authority, and federal encroachment into local policing or governance undermines constitutional balance and threatens civil liberties;

WHEREAS, the City of Oakland has long been a City of Refuge for its immigrant residents and our laws and values reflect that;

WHEREAS, the City of Oakland is a welcoming city for and of immigrants and our laws and values reflect that, and the City is committed to serving all residents with respect and dignity;

WHEREAS, the City of Oakland has limited resources and is committed to using those resources to further the City's own purposes and goals, including fostering an environment of inclusiveness and trust between the City government and all City residents;

WHEREAS, civil immigration enforcement does not further City purposes and erodes the trust between our community and its government;

WHEREAS, President Trump has engaged in unprecedented and unwarranted actions deploying, or threatening to deploy, the National Guard, U.S. military troops, and federal personnel focused on immigration enforcement to American cities, including to the City of Oakland;

WHEREAS, the City of Oakland wishes to preserve its resources and institutions for use to further City purposes and goals;

WHEREAS, the deployment of federal tactical units for civil immigration enforcement in Oakland exacerbates existing harms facing the City's historically underserved residents and vulnerable populations, and immigrant communities;

WHEREAS, the City of Oakland has a strong interest in ensuring its policies concerning the use of City-owned and City-controlled property are clear and unambiguous, including to prevent uses of such property for federal civil immigration enforcement activity or for any other purpose not expressly authorized by the City;

WHEREAS, the unauthorized use of City property to facilitate civil immigration enforcement activities interferes with the City's authority over, and use of, its own property, undermines the City's longstanding policy of non-cooperation with civil immigration enforcement, and risks eroding trust between City personnel and the community.

NOW, THEREFORE, I, Barbara Lee, Mayor of Oakland, order that the City of Oakland shall take the following actions to respond to any unilateral deployment of the National Guard, U.S. military personnel, or other increased federal enforcement presence in the City of Oakland:

Section 1: Prohibition on Use of City Property

(a) No real property owned or controlled by the City of Oakland shall be used for any purpose not expressly authorized by the City, including, for example, criminal activities, or as a staging area, processing location, or operations base for federal civil immigration enforcement activities.

(b) No City department, agency, officer, or employee shall give consent for federal officials to use a City-owned or City-controlled real property as a staging area, processing location, or operations base for federal civil immigration enforcement activities, and no such purported consent by a City department, agency, officer, or employee shall be deemed consent by the City for any such use.

(c) For the purposes of this order, "staging area" means an area that is used to assemble, mobilize, and deploy vehicles, equipment, or materials, and related personnel, for the purposes of carrying out civil immigration enforcement operations.

(d) This order shall not impair any lease, license, or other agreement related to City real property or contractual restriction in existence prior to January 29, 2026.

(e) Nothing in this policy shall be construed as restricting or interfering with the execution of valid judicial warrants or court orders from federal or state judicial officers or with the enforcement of criminal law, nor as limiting the rights of any person or entity under state or federal law. Nothing in this policy shall be interpreted or applied to create any requirement, power, or duty in conflict with any federal or state law.

Section 2: Implementation and Enforcement

(a) The Office of the Mayor and all City Agencies shall coordinate to identify real property owned or controlled by the City of Oakland that either have been used, or are likely to be used in the future, as a staging area, processing location, or operations base for the purpose of federal civil immigration enforcement.

(b) City Agencies shall ensure that, to the extent practicable, all such properties have clear signage stating:

"This property is owned or controlled by the City of Oakland. It may not be used for any purpose that does not further the purposes and operations of the City of

Oakland, including but not limited to civil immigration enforcement or illegal activity.”

(c) City Agencies shall further ensure that, wherever appropriate, physical barriers such as locked gates are used to limit access to real property owned or controlled by the City of Oakland consistent with this order.

(d) Within [5] days of the execution of this order, City Agencies shall develop the procedures necessary to implement this order. Those implementing procedures shall provide that any City employee who becomes aware of the attempted or actual use of real property owned or controlled by the City of Oakland as a staging area, processing location, or operations base shall immediately report to their supervisor, who will communicate with the Office of the Mayor.

Section 3: Scope

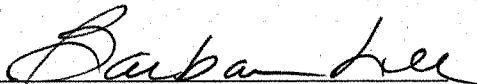
(a) This order is applicable in the City of Oakland to the fullest extent permitted by federal, state, and local law.

(b) This order does not apply to property that is subject to an existing lease, easement, license, permit, or concession agreement to which the City of Oakland entered into prior to the effective date of this order, unless the agreement reserves sufficient rights for the City to implement this order on the subject property. This order is not intended to, and shall not be interpreted to, interfere with any such lease or agreement.

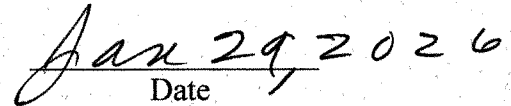
(c) Nothing in this order shall be construed as restricting or interfering with the execution of lawful judicial warrants or the enforcement of criminal law, nor as limiting the rights of any person or entity under state or federal law.

Section 4: Effective Date

This order will take effect upon its execution.



Barbara Lee
Mayor, City of Oakland



Date