



City of Cambridge

39.

IN CITY COUNCIL

June 8, 1998

MAYOR DUEHAY
COUNCILLOR BORN
COUNCILLOR DAVIS
VICE MAYOR GALLUCCIO
COUNCILLOR REEVES
COUNCILLOR SULLIVAN
COUNCILLOR TOOMEY
COUNCILLOR TRIANTAFILLOU

WHEREAS: The nation of Burma (also known as Myanmar) has institutionalized torture and rape as political instruments, has embarked upon campaigns of forcible relocation, forced labor and slavery, the persecution of ethnic minorities and other human rights violations, all designed to deny the majority of the population the right to life, liberty and equality, and has denied to the people of Burma the right to participate in the political process, the right to benefit from a fair and equitable system of justice and the right to exercise fairly their economic rights; and

WHEREAS: The military regime that controls Burma is attempting to enhance its standing in the international community and to increase the flow of foreign money and investment in Burma through the use of economic incentives that are based, in part, upon the forcible relocation, forced labor and slavery of its people; and

WHEREAS: The City of Cambridge declares the right to measure the moral character of its business partners in determining with whom it seeks to have business relationships; now therefore be it

RESOLVED: That as a matter of public policy the City of Cambridge declares that it will not purchase goods, services or commodities from any company or corporation that does business with the nation of Burma; and be it further

RESOLVED: That "Doing business with Burma (Myanmar) is defined as:

Having a principal place of business, place of incorporation or its corporate headquarters in Burma (Myanmar) or having any operations, leases, franchises, majority-owned subsidiaries, distribution agreements or any other similar agreements in Burma (Myanmar), or being the majority-owned subsidiary, licensee or franchise of such a person;

Providing financial services to the government of Burma (Myanmar), including providing direct loans, underwriting government securities, providing any consulting advice or assistance, providing brokerage services, acting as a trustee or escrow agent or otherwise as an agent pursuant to a contractual agreement;

Promoting the importation or sale of gems, timber, oil, gas or other related products, commerce in which is largely controlled by the government of Burma (Myanmar), from Burma (Myanmar);

Providing any goods or services to the government of Burma (Myanmar), or a person with operations in Burma (Myanmar) for the sole purpose of reporting the news or solely for the purpose of providing goods or services for the provision of international telecommunications shall not be subject to the provisions of this resolution; and be it further

RESOLVED: That the City Manager be and hereby is requested to confer with the Chief Procurement Officer for the City of Cambridge to inform all potential bidders with the City of this policy and resolution and is requested to enforce the policy stated herein with respect to the purchase of all goods, services, commodities and construction contracts by the City of Cambridge; and be it further

RESOLVED: That this resolution shall not apply if the Chief Procurement Officer makes a finding that:

The particular goods or services to be supplied are necessary to protect or preserve the health, safety or welfare of the public; and

No comparable product is available from another source without incurring substantial additional costs or suffering substantial decrease in quality;

That implementation of this policy would be inconsistent with the laws of the Commonwealth, including the competitive bidding statutes; or

That the implementation of this policy would be inconsistent with established guidelines for a particular product or class of products; and be it further

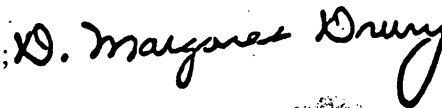
RESOLVED: That the City Council go on record as continuing its support of the Massachusetts Burma (Myanmar) Law, entitled "An Act Regulating State Contracts With Companies Doing Business With Or In Burma (Myanmar)" and urge vigorous defense of this law by the Attorney General's Office; and be it further

RESOLVED: That the City Clerk be and hereby is requested to forward a copy of this resolution to the Massachusetts Attorney General.

In City Council June 8, 1998.

Adopted by the affirmative vote of nine members.

Attest:- D. Margaret Drury, City Clerk.

A true copy; 

ATTEST:-

D. Margaret Drury
City Clerk



City of Cambridge

39.

IN CITY COUNCIL

June 8, 1998

MAYOR DUEHAY

WHEREAS: The nation of Burma (also known as Myanmar) has institutionalized torture and rape as political instruments, has embarked upon campaigns of forcible relocation, forced labor and slavery, the persecution of ethnic minorities and other human rights violations, all designed to deny the majority of the population the right to life, liberty and equality, and has denied to the people of Burma the right to participate in the political process, the right to benefit from a fair and equitable system of justice and the right to exercise fairly their economic rights; and

WHEREAS: The military regime that controls Burma is attempting to enhance its standing in the international community and to increase the flow of foreign money and investment in Burma through the use of economic incentives that are based, in part, upon the forcible relocation, forced labor and slavery of its people; and

WHEREAS: The City of Cambridge declares the right to measure the moral character of its business partners in determining with whom it seeks to have business relationships; now therefore be it

RESOLVED: That as a matter of public policy the City of Cambridge declares that it will not purchase goods, services or commodities from any company or corporation that does business with the nation of Burma; and be it further

RESOLVED: That "Doing business with Burma (Myanmar) is defined as:

Having a principal place of business, place of incorporation or its corporate headquarters in Burma (Myanmar) or having any operations, leases, franchises, majority-owned subsidiaries, distribution agreements or any other similar agreements in Burma (Myanmar), or being the majority-owned subsidiary, licensee or franchise of such a person;

Providing financial services to the government of Burma (Myanmar), including providing direct loans, underwriting government securities, providing any consulting advice or assistance, providing brokerage services, acting as a trustee or escrow agent or otherwise as an agent pursuant to a contractual agreement;

Promoting the importation or sale of gems, timber, oil, gas or other related products, commerce in which is largely controlled by the government of Burma (Myanmar), from Burma (Myanmar);

Providing any goods or services to the government of Burma (Myanmar), or a person with operations in Burma (Myanmar) for the sole purpose of reporting the news or solely for the purpose of providing goods or services for the provision of international telecommunications shall not be subject to the provisions of this resolution; and be it further

RESOLVED: That the City Manager be and hereby is requested to confer with the Chief Procurement Officer for the City of Cambridge to inform all potential bidders with the City of this policy and resolution and is requested to enforce the policy stated herein with respect to the purchase of all goods, services, commodities and construction contracts by the City of Cambridge; and be it further

RESOLVED: That this resolution shall not apply if the Chief Procurement Officer makes a finding that:

The particular goods or services to be supplied are necessary to protect or preserve the health, safety or welfare of the public; and

No comparable product is available from another source without incurring substantial additional costs or suffering substantial decrease in quality;

That implementation of this policy would be inconsistent with the laws of the Commonwealth, including the competitive bidding statutes; or

That the implementation of this policy would be inconsistent with established guidelines for a particular product or class of products; and be it further

RESOLVED: That the City Council go on record as continuing its support of the Massachusetts Burma (Myanmar) Law, **entitled “An Act Regulating State Contracts With Companies Doing Business With Or In Burma (Myanmar)”** and urge vigorous defense of this law by the Attorney General’s Office; and be it further

RESOLVED: That the City Clerk be and hereby is requested to forward a copy of this resolution to the Massachusetts Attorney General.

June 5, 1998

MAYOR DUEHAY

Collections
made 6-8-98
me

WHEREAS: The nation of Burma (also known as Myanmar) has institutionalized torture and rape as political instruments, has embarked upon campaigns of forcible relocation, forced labor and slavery, the persecution of ethnic minorities and other human rights violations, all designed to deny the majority of the population the right to life, liberty and equality and has denied to the people of Burma (Myanmar) the right to participate in the political process, the right to benefit from a fair and equitable system of justice and the right to exercise fairly their economic rights; and

WHEREAS: The military regime that controls Burma (Myanmar) is attempting to enhance its standing in the international community and to increase the flow of foreign money and investment in Burma (Myanmar) through the use of economic incentives that are based, in part, upon the forcible relocation, forced labor and slavery of its people; and

WHEREAS: The City of Cambridge declares the right to measure the moral character of ~~it~~ its business partners in determining with whom it seeks to have business relationships; now therefore be it

RESOLVED: That as a matter of public policy the City of Cambridge declares that it will not purchase goods, services or commodities from ~~and~~ any company or corporation that does business ~~in~~ with the nation of Burma (Myanmar); and be it further

RESOLVED: That "Doing business with Burma (Myanmar)" is defined as:

Having a principal place of business, place of incorporation or its corporate headquarters in Burma (Myanmar) or having any operations, leases, franchises, majority-owned subsidiaries, distribution agreements or any other similar agreements in Burma (Myanmar), or being the majority-owned subsidiary, licensee or franchise of such a person;

Providing financial services to the government of Burma (Myanmar), including providing direct loans, underwriting government securities, providing any consulting advice or assistance, providing brokerage services, acting as a trustee or escrow agent, or otherwise acting as an agent pursuant to a contractual agreement;

Promoting the importation or sale of gems, timber, oil, gas or other related products, commerce in which is largely controlled by the government of Burma (Myanmar), from Burma (Myanmar);

Providing any goods or services to the government of Burma (Myanmar), or a person with operations in Burma (Myanmar) for the sole purpose of reporting the news or solely for the purpose of providing goods or services for the provision of international telecommunications shall not be subject to the provisions of this resolution; and be it further

RESOLVED: That the Chief Procurement Officer for the City of Cambridge is requested to inform all potential bidders with the City of this policy and resolution and is requested to enforce the policy stated herein with respect to the purchase of all goods, services, commodities and construction contracts by the City of Cambridge; and be it further

RESOLVED: That this resolution shall not apply if the Chief Procurement Officer makes a finding that:

The particular goods ~~of or~~ services to be supplied are necessary to protect or preserve the health, safety or welfare of the public; and

No comparable product is available from another source without incurring substantial additional costs or suffering substantial decrease in quality;

That implementation of this policy would be inconsistent with the laws of the Commonwealth, including the competitive bidding ~~statues~~ statutes; or

That the implementation of this policy would be inconsistent with established guidelines for a particular product or class of products; and be it further

RESOLVED: That the City Council go on record as continuing its support of the Massachusetts Burma (Myanmar) Law, entitled "An Act Regulating State Contracts With Companies Doing Business With Or In Burma (Myanmar)" and urge vigorous defense of this law by the Attorney General's Office; and be it further

RESOLVED: That the City Clerk be and hereby is requested to forward a copy of this resolution to the Massachusetts Attorney General.

June 8, 1998

MAYOR DUEHAY

WHEREAS: The nation of Burma (also known as Myanmar) has institutionalized torture and rape as political instruments, has embarked upon campaigns of forcible relocation, forced labor and slavery, the persecution of ethnic minorities and other human rights violations, all designed to deny the majority of the population the right to life, liberty and equality, and has denied to the people of Burma the right to participate in the political process, the right to benefit from a fair and equitable system of justice and the right to exercise fairly their economic rights; and

WHEREAS: The military regime that controls Burma is attempting to enhance its standing in the international community and to increase the flow of foreign money and investment in Burma through the use of economic incentives that are based, in part, upon the forcible relocation, forced labor and slavery of its people; and

WHEREAS: The City of Cambridge declares the right to measure the moral character of its business partners in determining with whom it seeks to have business relationships; now therefore be it

RESOLVED: That as a matter of public policy the City of Cambridge declares that it will not purchase goods, services or commodities from any company or corporation that does business in the nation of Burma; and be it further

RESOLVED: That "Doing business with Burma (Myanmar) is defined as:

Having a principal place of business, place of incorporation or its corporate headquarters in Burma (Myanmar) or having any operations, leases, franchises, majority-owned subsidiaries, distribution agreements or any other similar agreements in Burma (Myanmar), or being the majority-owned subsidiary, licensee or franchise of such a person;

Providing financial services to the government of Burma (Myanmar), including providing direct loans, underwriting government securities, providing any consulting advice or assistance, providing brokerage services, acting as a trustee or escrow agent or otherwise as an agent pursuant to a contractual agreement;

Promoting the importation or sale of gems, timber, oil, gas or other related products, commerce in which is largely controlled by the government of Burma (Myanmar), from Burma (Myanmar);

Providing any goods or services to the government of Burma (Myanmar), or a person with operations in Burma (Myanmar) for the sole purpose of reporting the news or solely for the purpose of providing goods or services for the provision of international telecommunications shall not be subject to the provisions of this resolution; and be it further

RESOLVED: That the City Manager be and hereby is requested to confer with the Chief Procurement Officer for the City of Cambridge to inform all potential bidders with the City of this policy and resolution and is requested to enforce the policy stated herein with respect to the purchase of all goods, services, commodities and construction contracts by the City of Cambridge; and be it further

RESOLVED: That this resolution shall not apply if the Chief Procurement Officer makes a finding that:

The particular goods or services to be supplied are necessary to protect or preserve the health, safety or welfare of the public; and

No comparable product is available from another source without incurring substantial additional costs or suffering substantial decrease in quality;

That implementation of this policy would be inconsistent with the laws of the Commonwealth, including the competitive bidding statutes; or

That the implementation of this policy would be inconsistent with established guidelines for a particular product or class of products; and be it further

RESOLVED: That the City Council go on record as continuing its support of the Massachusetts Burma Law and urge vigorous defense of this law by the Attorney General's Office; and be it further

RESOLVED: That the City Clerk be and hereby is requested to forward a copy of this resolution to the Massachusetts Attorney General.

Promoting the importation or sale of gems, timber, oil, gas or other related products, commerce in which is largely controlled by the government of Burma (Myanmar), from Burma (Myanmar);

Providing any goods or services to the government of Burma (Myanmar), or a person with operations in Burma (Myanmar) for the sole purpose of reporting the news or solely for the purpose of providing goods or services for the provision of international telecommunications shall not be subject to the provisions of this resolution; and be it further

RESOLVED: That the City Manager be and hereby is requested to confer with the Chief Procurement Officer for the City of Cambridge to inform all potential bidders with the City of this policy and resolution and is requested to enforce the policy stated herein with respect to the purchase of all goods, services, commodities and construction contracts by the City of Cambridge; and be it further

RESOLVED: That this resolution shall not apply if the Chief Procurement Officer makes a finding that:

The particular goods or services to be supplied are necessary to protect or preserve the health, safety or welfare of the public; and

No comparable product is available from another source without incurring substantial additional costs or suffering substantial decrease in quality;

That implementation of this policy would be inconsistent with the laws of the Commonwealth, including the competitive bidding statutes; or

That the implementation of this policy would be inconsistent with established guidelines for a particular product or class of products; and be it further

RESOLVED: That the City Council go on record as continuing its support of the Massachusetts Burma Law and urge vigorous defense of this law by the Attorney General's Office; and be it further

RESOLVED: That the City Clerk be and hereby is requested to forward a copy of this resolution to the Massachusetts Attorney General.



City of Cambridge

39.

IN CITY COUNCIL

June 8, 1998

MAYOR DUEHAY

WHEREAS: The nation of Burma (also known as Myanmar) has institutionalized torture and rape as political instruments, has embarked upon campaigns of forcible relocation, forced labor and slavery, the persecution of ethnic minorities and other human rights violations, all designed to deny the majority of the population the right to life, liberty and equality, and has denied to the people of Burma the right to participate in the political process, the right to benefit from a fair and equitable system of justice and the right to exercise fairly their economic rights; and

WHEREAS: The military regime that controls Burma is attempting to enhance its standing in the international community and to increase the flow of foreign money and investment in Burma through the use of economic incentives that are based, in part, upon the forcible relocation, forced labor and slavery of its people; and

WHEREAS: The City of Cambridge declares the right to measure the moral character of its business partners in determining with whom it seeks to have business relationships; now therefore be it

RESOLVED: That as a matter of public policy the City of Cambridge declares that it will not purchase goods, services or commodities from any company or corporation that does business in the nation of Burma; and be it further

RESOLVED: That "Doing business with Burma (Myanmar) is defined as:

Having a principal place of business, place of incorporation or its corporate headquarters in Burma (Myanmar) or having any operations, leases, franchises, majority-owned subsidiaries, distribution agreements or any other similar agreements in Burma (Myanmar), or being the majority-owned subsidiary, licensee or franchise of such a person;

Providing financial services to the government of Burma (Myanmar), including providing direct loans, underwriting government securities, providing any consulting advice or assistance, providing brokerage services, acting as a trustee or escrow agent or otherwise as an agent pursuant to a contractual agreement;

R- 760

Consent Order #39

**Mayor Duehay re: City Council support the
Massachusetts Burma Law and urge vigorous
defense of this law.**

In City Council June 8, 1998

ORDER ADOPTED