

Out of committee on: _____ / _____ / _____ By: _____ Proposed Ordinance No. _____
 2nd By: _____ Ayes: _____ Nays: _____ Proposed Resolution No. 14
 Submitted to council by: _____ Approved by Department of: _____
 Funds are available account # _____ Date: _____ / _____ / _____

CITY OF UTICA
Department of Legislation
Common Council

Sponsored by: Councilmembers Bucciero, Kraus, Zecca, Giruzzi, and Scalisie

**RESOLUTION TO SUPPORT OUR FEDERAL REPRESENTATIVES IN PASSING
 LEGISLATION TO CLOSE THE GUN SHOW LOOPHOLE (H.R. 2324/S.843)**

WHEREAS: Leaders within the City of Utica, New York, have been aggressively and tactfully working to prevent the flow of illegal guns on city streets. While the city is having a strong impact on quelling illegal guns and the criminals who purchase them, federal action is needed to support our ongoing efforts to keep our city safe; and

WHEREAS: Under current federal law, licensed gun dealers are required to run criminal background checks on all buyers, but criminals can simply avoid these checks by buying from unlicensed gun sellers who congregate at gun shows. As a result of this loophole, gun shows are being exploited by criminals for illegal gun trafficking; and

WHEREAS: The Government Accountability Office (GAO) has released a report that identified unregulated sales at gun shows as a significant source of crime guns in cities around America; and

WHEREAS: The Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) has also identified gun shows as the second leading source of trafficked guns within America; and

WHEREAS: A report by the national and bipartisan coalition of Mayors Against Illegal Guns, which now includes over 90 mayors from New York alone, found that states that have not closed the Gun Show Loophole are often the sources of crime guns recovered in other states; and

WHEREAS: Although New York State has already closed the Gun Show Loophole, numerous illegal guns used in crimes in our state originate from other states. In 2007, at least 1,897 crime guns found in New York State cities, towns, and villages originated from other East Coast states; and

WHEREAS: Federal legislation to close the Gun Show Loophole (H.R. 2324/S.843) would protect law abiding gun owners and impede criminals from gaining easy access to illegal weapons; and

NOW THEREFORE BE IT RESOLVED, As legislative leaders in the City of Utica, New York, we stand in support of our federal representatives on this Seventh day of April in the year Two-Thousand-And-Ten. We hereby forward this resolution to them in hopes that they will continue to work aggressively in closing the dangerous public safety threat known as the Gun Show Loophole (H.R. 2324/S.843).

	MEMBERS	AYES	NAYS		MEMBERS	AYES	NAYS	ADOPTED OR DISAPPROVED BY THE FOLLOWING VOTE: AYES _____ NAYS _____ DATE ADOPTED _____ / _____ / 2010
1	R. Vaccaro			6	R. Lawler			
2	J. Zecca			7	J. Kraus			
3	R. Giruzzi			8	L. Arcuri			
4	J. Scalisie			9	E. Bucciero			
5	J. McKinsey			10	W. Morehouse			

Out of committee on: _____ By: _____ Proposed Ordinance No. _____
2nd By: _____ Ayes: _____ Nays: _____ Proposed Resolution No. 13
Submitted to council by: _____ Approved by Department of: _____
Funds are available account # _____ Date: _____

CITY OF UTICA
Department of Legislation
Common Council

Sponsored by: Councilmembers Bucciero, Kraus, Zecca, Giruzzi, and Scalise

**RESOLUTION TO SUPPORT OUR FEDERAL REPRESENTATIVES IN PASSING
LEGISLATION TO CLOSE THE TERROR GAP (H.R. 2159/S.1317)**

WHEREAS: After the tragedies of September 11, 2001, the Federal Bureau of Investigation (FBI) has worked diligently to ensure our national security both at home and abroad; and

WHEREAS: Unfortunately, because of a gap in the federal background check system, known as the Terror Gap, the FBI has no authority to block the sale of firearms or explosives to terror suspects, the same individuals it can and does prevent from getting on airplanes; and

WHEREAS: A 2009 report released by the Government and Accountability Office (GAO) found that individuals on the terror watch list tried to buy guns and explosives 963 times during a five-year period (February 2004- February 2009). On 865 occasions or 90% of the time, the FBI was unable to block gun and explosive sales to suspected terrorists; and

WHEREAS: Federal law currently prohibits nine categories of dangerous persons from purchasing or possessing firearms, including convicted felons, and persons with serious mental health problems. However, as a result of the Terror Gap, persons on the terrorist watch list are not currently prohibited from buying guns or explosives; and

WHEREAS: Despite several national tragedies like the Fort Hood Massacre, the July 1, 2009 killing at an Army Navy Recruiting Station in Little Rock, Arkansas, and the plot to attack Fort Dix in 2007, the Terror Gap remains open; and

WHEREAS: Here in New York, terrorism is a real threat. Aside from New York City, the Bush Administration deemed a 2002 sleeper cell near Buffalo, called the "Lackawanna Six" so dangerous, they arrested them. During the arrest, a firearm and a recording device decrying America were confiscated; and

WHEREAS: Over 500 Mayors from Around America, members of the bipartisan coalition Mayors Against Illegal Guns have voiced their concern over this dangerous gap in the law. Several mayors from around Upstate New York have written editorials and preached reform. Now, City Councils and Village boards are echoing these urgent calls for action too; and

NOW THEREFORE BE IT RESOLVED: Shielding New Yorkers from avoidable tragedies involving the Terror Gap is important. As legislative leaders in the City of Utica, New York, we stand in support of our federal representatives on this Seventh day of April in the year Two-Thousand-And-Ten. We hereby forward this resolution to them in hopes that they will continue to work aggressively to close the Terror Gap (H.R. 2159/S.1317) on behalf of all New Yorkers.

NOT IN N

	MEMBERS	AYES	NAYS		MEMBERS	AYES	NAYS	ADOPTED OR DISAPPROVED BY THE FOLLOWING VOTE: AYES _____ NAYS _____ DATE ADOPTED _____ /2010
1	F. Vescera			6	R. Lawler			
2	J. Zecca			7	J. Kraus			
3	R. Giruzzi			8	L. Arcuri			
4	J. Scalise			9	E. Bucciero			
5	J. McKinsey			10	W. Morehouse			