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**(12/2022 DRAFT)**  
**A RESOLUTION OF THE CITY COUNCIL**  
**OF THE CITY OF MADISON**  
**TO ENDORSE THE PREVENTION OF NUCLEAR WAR and**  
**COMMIT TO NUCLEAR WEAPON FREE CONTRACTS AND INVESTMENTS**

**WHEREAS** since the height of the Cold War, the United States and Russia have dismantled more than 50,000 nuclear warheads, yet 15,000 of these weapons still exist and pose an intolerable risk to human survival. 95% of these weapons are in the hands of the United States and Russia; the rest are held by seven other countries, the United Kingdom, France, China, Israel, India, Pakistan and North Korea; and

**WHEREAS** the use of even a tiny fraction of these weapons pose an intolerable risk to human survival with the potential to cause worldwide climate disruption and global famine; and

**WHEREAS** a large-scale nuclear war would kill hundreds of millions of people directly and cause unimaginable environmental damage, producing conditions wherein the vast majority of the human race would starve and humans might become extinct as a species; and

**WHEREAS** there have been assurances that these arsenals exist solely to guarantee they are never used, yet there have been many occasions when nuclear armed countries have prepared to use these weapons, and war has been averted at the last minute. Nuclear weapons do not possess some magical quality that prevents their being used. As former Defense Secretary Robert McNamara said, speaking about the Cuban Missile Crisis, "In the end, we lucked out - it was luck that prevented nuclear war." Our current nuclear policy is essentially the hope that our good luck lasts; and

**WHEREAS** the danger of nuclear war is growing as climate change puts increased stress on communities around the world increasing the likelihood of conflict; and

**WHEREAS** the planned expenditure of more than \$1.7 trillion to enhance the US nuclear arsenal will exacerbate these dangers by fueling a new global arms race

**WHEREAS** a new nuclear arms race will divert the world's resources from urgent human needs; and

**WHEREAS** there is an alternative to this march to nuclear war.

In 1970, the US ratified the Nuclear Non-Proliferation Treaty (NPT), committing itself to work in cooperation with other nuclear states towards complete nuclear disarmament.

In July of 2017, 122 members of the United Nations called for the elimination of all nuclear weapons by adopting the Treaty on the Prohibition of Nuclear Weapons (TPNW). The Treaty entered into force on January 22, 2021, making nuclear weapons illegal under international law.

As of January 2022, the U.S. Conference of Mayors, sixty US cities and the legislative bodies of four states have passed resolutions calling for the US to step "back from the brink" of nuclear war. The United States and the residents of Madison, Wisconsin should embrace this call for nuclear disarmament as the centerpiece of our national security policy,

**NOW, THEREFORE, BE IT RESOLVED**, that City Council, on behalf of the residents of Madison, *call on the United States and our elected officials to lead a global effort to prevent nuclear war via the following actions:*

- *Actively pursue a verifiable agreement among nuclear armed states to eliminate their nuclear arsenals, as required by the Nuclear Non-Proliferation Treaty (NPT) of 1970 and specified in the Treaty on the Prohibition of Nuclear Weapons (TPNW) of 2017.*
- *Renounce the option of using nuclear weapons first.*
- *End the president's sole, unchecked authority to launch a nuclear attack.*
- *Take U.S. nuclear weapons off hair-trigger alert.*
- *Cancel the plan to replace the entire U.S. arsenal with enhanced weapons.*

**AND, THEREFORE, BE IT RESOLVED**, that the City Council, on behalf of the residents of Madison, **REAFFIRMS** that the City of Madison is a **Nuclear-Free Zone** as specified in Ordinance No.8169, File No. 5512-83, December 1983, and that “*no nuclear weapons, delivery systems for such weapons or components expressly intended to contribute to the operation, guidance or delivery of a nuclear weapon shall be produced within the city. No waste from production of nuclear weapons, their components or commercial nuclear power shall be stored or transported within the City*”.

In addition, the City Council specifies that no nuclear weapons, delivery systems for such weapons or components expressly intended to contribute to the operation, guidance or delivery of a nuclear weapon shall be stored within the city.

## **NUCLEAR WEAPON FREE CONTRACTS AND INVESTMENT POLICY**

### **A. CONTRACTS**

The City of Madison shall adopt a nuclear weapon free contracts policy and grant no contract to any person or business which knowingly engages in work related to the development, production, transportation, storage, processing, use, or disposal of nuclear weapons, their delivery systems and components thereof, *unless the City Council makes a specific determination that no reasonable alternative exists, taking into consideration the following factors:*

1. *The intent and purpose of this resolution;*
2. *The availability of alternative services, goods and equipment, or other supplies substantially meeting required specifications of the proposed contract; and,*
3. *Quantifiable additional costs resulting from use of available alternatives.*

The City Council directs the City Staff to develop a certification form by which potential City contractors may certify that they are in compliance with this policy, because they do not engage in work related to the development, production, transportation, storage, processing, use, or disposal of nuclear weapons, their delivery systems and components thereof.

*Contracts with another government entity, including the federal, state government and all of their related entities, are exempt from this prohibition.*

### **B. INVESTMENT**

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The City Council shall adopt a nuclear weapon free investment policy which prohibits the City from direct or indirect investment (via bonds, investment funds and financial services institutions) in businesses which knowingly engage in the development, production, transportation, storage, processing, use, or disposal of nuclear weapons, their delivery systems and components thereof,

- This policy shall be communicated to all businesses and financial institutions with which the City does business.
- Said businesses and financial institutions will be required to notify the City of any activities or investments which do not comply with the City's nuclear weapon free investment policy.
- Said businesses and financial institutions will be required to provide the City with all available options for withdrawing funds under its control, should their practices conflict with the City's nuclear weapon free investment policy.
- From the date of adoption of this Resolution, the City shall refrain from any new investments in businesses, bonds, investment funds, cash management funds or financial services institutions that are not in compliance with the nuclear weapon free investment policy.
- The City Council hereby directs the City Treasurer and City Finance Director to prepare a nuclear weapon free investment policy, in line with these requirements, which includes a plan for the City to divest itself of all existing nuclear weapon and weapon delivery system investments under its control within two years, for consideration and adoption by the City Council.
- The City Treasurer and Finance director shall review the implementation of this investment policy and report back annually to the City Council at a public meeting.

*In cases where the City Council makes a specific determination that no reasonable alternative business, investment, investment fund, cash management fund or financial service institution exists, an exemption from this provision can be made, taking into consideration the following factors:*

1. *The intent and purpose of this resolution;*
2. *The availability of alternative businesses, investments, cash management funds and financial services meeting required specifications of this resolution, and,*
3. *Quantifiable additional costs resulting from use of available alternatives.*

*Contracts with another government entity, including the federal government and all of its related entities, are exempt from this prohibition.*

## **OVERSIGHT**

The City shall appoint a committee to oversee implementation of this Policy. The committee would be chaired by the head of a Mayoral Office or Agency. The remaining four members of the committee would be representatives with a demonstrated knowledge or experience of nuclear policy, advocacy or activism. The committee will serve in an advisory role, particularly when the City requests an exemption from the nuclear weapon free investments and contracts policy.

## **SIGNAGE**

The City shall work with necessary agencies and make best efforts to place and maintain signage reading,

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"Nuclear-Free Zone" at all City-limit signpost locations. The sign shall be clearly visible and its letters at least equal in size to those on the nearest City limit sign.

### **PUBLIC ANNOUNCEMENT**

Conscious of the magnitude of destructive capacity of modern nuclear weapons, we recognize that our proposal would have little meaning on its own. Therefore, the policy shall be made publicly available on the city website on adoption.

The City Council will inform the cities of Milwaukee, Green Bay, Kenosha, Racine, Appleton, Waukesha, Oshkosh, Eau Claire, Janesville as well the neighboring counties of Columbia, Dodge, Jefferson, Rock, Green, Lafayette, Iowa and Sauk, the Wisconsin legislature, the US Representative for District 2 and Wisconsin's two Senators of this resolution and encourage them to make similar statements on behalf of the citizens they represent.

### **EDUCATION**

The City Council hereby agrees to co-sponsor with community groups an annual August Hiroshima/Nagasaki commemorative event, the purpose of which is to educate the public about the dangers of nuclear war and the ways to prevent it. Co-sponsorship by the City involves waiving the reservation fees of a city park shelter, if chosen for the event, and posting a notice of the event each year in the City of Madison Community Event Calendar.

**PASSED, APPROVED, AND ADOPTED** this day of \_\_\_\_\_, 2022 by the following vote:

**Ayes:**

**Abstain:**

**Absent:**