

# CITY OF OAKLAND

## AGENDA REPORT

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

**To:** Office of the City Administrator  
**Attn:** Deborah Edgerly  
**From:** Police Department  
**Date:** December 14, 2004

2004 DEC - 1 PM 3: 04

**Re: A Report and Proposed Resolution Authorizing the City Administrator to Enter Into a Contract for Services with, and Receive Thirty Thousand Dollars (\$30,000) from, the California Highway Patrol for Increased Traffic Enforcement Operations Targeted at Preventing Reckless Driving and Exhibitions of Speed Commonly Referred to as Sideshows**

### SUMMARY

A resolution has been prepared authorizing the City Administrator, on behalf of the City of Oakland, to enter into a contract for services in the amount of \$30,000 with the California Highway Patrol (CHP) to facilitate the Police Department's increased efforts to curb reckless driving, exhibitions of speed, unlicensed driving, driving under the influence (DUI) and exhibitions of speed commonly referred to as Sideshows. The proposed project is part of a larger traffic enforcement initiative sponsored by the State of California, Office of Traffic Safety, administered through the CHP, and the contract term will be for the period January 1, 2005 through September 30, 2005.

### FISCAL IMPACT

The Police Department will enter into a Contract for Services and receive \$30,000 from the CHP for increased traffic enforcement operations targeted toward the prevention of reckless driving and exhibition of speed. Revenues and appropriations for overtime, including applicable City Central Services Overhead, will be allocated in the State of California Miscellaneous Grant Fund: 2999, Traffic Division Org.: 105647, Traffic Enforcement Program: PS14, in a Project to be determined. The program will be managed by the Traffic Operations Section Commander. The financial manager for the contract will be the Administrative and Technical Services Division Manager. There is no match requirement. Expense allocations are as follows:

Description and Use of Funds	Amount
Police Officer Overtime (10 Officers x 8/hr/ea x \$57.02/hr x 5 Operations)	\$22,805
Sergeant of Police Overtime (1 Sergeant x 8/hr x \$65.79 x 5 Operations)	2,630
Central Services Overhead (17.77%)	4,520
Miscellaneous Program Expenses (Supplies)	45
<b>Total Cost for 5 Operations</b>	<b>\$30,000</b>

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## **BACKGROUND**

Since 1988, certain Oakland neighborhoods have been plagued by late-night cruising activities broadly referred to as the “Sideshow.” Over the past few years the number of Sideshow participants has significantly decreased. However, reckless driving and exhibitions of speed that typify these events continue on a more random basis. Though these incidents do not have the large crowds of spectators nor occupy locations for extended periods of time, they continue to generate complaints to the Police Department. The incidents also result in collisions, often with serious injury.

The demographics of Sideshow participants have remained consistent:

- Men and women
- Average 26 years of age
- Employed
- 35% of the participants are non-Oakland residents

During recent operations the Police Department tracked the percentage of vehicles towed from unlicensed operators. *This particular demographic group is considered dangerous because of the increased likelihood of being involved in a vehicle collision, especially a hit-and-run.* Sixty-seven percent (67%) of the cars towed between May 2, 2004 and August 28, 2004 were taken from unlicensed drivers. Nineteen (19) of the 124 total arrests made were for driving under the influence of alcohol and/or other drugs.

The secondary problems associated with the Sideshow include noise, litter, defacement of city streets and off-street parking areas from black tire skid marks. Neighborhood residents also complain of disorderly conduct, vandalism, public intoxication, and public urination.

Stolen vehicles, firearms, and illegal drugs are routinely recovered during Sideshow activities and vehicle pursuits of serious offenders do occur. Since 1988, seven traffic fatalities have been linked to the illegal exhibitions of speed and racing that occur during Sideshows. *A key measure of the success of this program is that the major Sideshow gatherings of the past, attended by hundreds of spectators, are now rare.* However, a maintenance plan is needed to sustain and build upon the program’s success.

## **KEY ISSUES AND IMPACTS**

The CHP is a valuable partner in the City’s effort to abate the problems associated with Sideshows. Their expertise in DUI enforcement has resulted in the arrest of hundreds of impaired drivers during their 2004 Operation Impact Program in Oakland. The CHP was the lead agency in developing and applying for grant funds from the State of California, Office of

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lead agency in developing and applying for grant funds from the State of California, Office of Traffic Safety, which provides funding for this program. This contract between the Police Department and the CHP officers will cover five unique operations designed to prevent and address the problems associated with Sideshows and other forms of reckless driving.

### **PROJECT DESCRIPTION**

The program will fund the overtime costs for one Sergeant of Police and ten police officers during five joint operations with the CHP. The purpose of the operations will be to prevent and address incidents of reckless driving, exhibitions of speed, unlicensed operation, DUI, and other problems associated with the Sideshow.

### **SUSTAINABLE OPPORTUNITIES**

#### **Economic**

Reckless driving, exhibitions of speed, unlicensed operation, DUI, and other problems associated with the Sideshow negatively impact property value and business opportunities.

#### **Environmental**

The toxic fumes produced by vehicles during “Sideshows” are a health hazard. Abating the problem will result in an improvement in air quality.

#### **Social Equity**

One third of Sideshow participants are not Oakland residents. Enforcement activity directed at these individuals is costly to Oakland taxpayers and a drain on the City’s resources.

### **DISABILITY AND SENIOR CITIZEN ACCESS**

There are no ADA or senior citizen access issues contained in this report.

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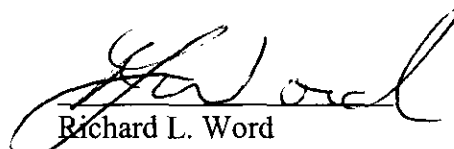
**RECOMMENDATION**

The Police Department recommends that the City Council authorize the City Administrator to enter into a contract for services with, and receive \$30,000 from the California Highway Patrol for increased traffic enforcement operations targeted at preventing reckless driving and exhibitions of speed.

**ACTION REQUESTED BY THE CITY COUNCIL**

Staff requests that the City Council adopt the resolution.

Respectfully submitted,



Richard L. Word  
Chief of Police

Prepared by: Lieutenant David Kozicki  
Traffic Section, Special Operations Division  
Bureau of Field Operations, and  
Candice Jessie  
Administrative and Technical Services Division  
Bureau of Services

APPROVED AND FORWARDED TO  
THE PUBLIC SAFETY COMMITTEE:



Office of the City Administrator

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# OAKLAND CITY COUNCIL

*Chhelli*  
City Attorney

OFFICE OF THE CITY CLERK  
OAKLAND

RESOLUTION No. \_\_\_\_\_

C.M.S.

2004 DEC -1 PM 3:05

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR ON BEHALF OF THE CITY OF OAKLAND TO ENTER INTO A CONTRACT FOR SERVICES WITH, AND RECEIVE THIRTY THOUSAND DOLLARS (\$30,000) FROM, WITH THE CALIFORNIA HIGHWAY PATROL FOR INCREASED TRAFFIC ENFORCEMENT OPERATIONS TARGETED AT PREVENTING RECKLESS DRIVING AND EXHIBITIONS OF SPEED COMMONLY REFERRED TO AS SIDESHOWS**

**WHEREAS**, the Police Department requests authorization to enter into a contract for services with, and receive \$30,000 from, the California Highway Patrol (CHP) to facilitate the Department's increased efforts to curb reckless driving and exhibitions of speed commonly referred to as Sideshows; and

**WHEREAS**, the proposed traffic enforcement project is part of a larger traffic enforcement initiative sponsored by the State of California, Office of Traffic Safety, administered through the CHP; and

**WHEREAS**, the five planned traffic enforcement operations associated with this initiative will take place during the period January 1, 2005 through September 30, 2005; now, therefore be it

**RESOLVED:** That the City Council does hereby authorize the City Administrator, or her designee, to enter into a contract for services with, and receive \$30,000 from, the California Highway Patrol to provide increased traffic enforcement operations, and to increase revenues and appropriate said budget to the Police Department; and be it

**FURTHER RESOLVED:** That revenues and appropriations shall be maintained in the State of California Miscellaneous Grant Fund: 2999, Traffic Division Org.: 105647; Traffic Enforcement Program: PS14, in a Project to be determined; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator as agent of the City to conduct all negotiations and related actions which may be necessary for the completion of the aforementioned contract for services; and be it

**FURTHER RESOLVED:** That the City Attorney shall review and approve said contract with the California Highway Patrol as to form and legality.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 20\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN and PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: \_\_\_\_\_

CEDA FLOYD  
City Clerk and Clerk of the Council  
of the City of Oakland, California