



City Attorney

OAKLAND CITY COUNCIL

07 JUN 2006
RESOLUTION NO. _____ **C.M.S.**

INTRODUCED BY COUNCILMEMBER

Resolution Establishing How the Oakland Police Services Agency's Salary Savings from the Agency's Budget May Be Used

WHEREAS, every two years, the City Council adopts a Policy Budget for the City, by resolution; and

WHEREAS, the Policy Budget appropriates funding for the Oakland Police Services Agency and for each of the City's other departments and agencies and offices; and

WHEREAS, among other things, the Policy Budget appropriates funding for salaries and benefits for City personnel; and

WHEREAS, due to retirements and attrition, the Oakland Police Services Agency had a number of vacancies in sworn personnel ranks that are funded by the Policy Budget for fiscal years 2005-06 and 2006-07, resulting in salary savings; and

WHEREAS, the vacancies ranged from 83 to 117 in the sworn ranks with an average of 58 General Fund vacancies during fiscal year 2006-07; and

WHEREAS, the Oakland Police Services Agency has utilized the salary savings (1) to backfill for vacancies, (2) to pay unfunded Police Officer Trainee salaries and salaries for retired officers ("Annuitants") who the City hired to mitigate staffing vacancies by assisting in background investigation and other work, and (3) for projects and programs that are needed to fulfill the requirements of the Negotiated Settlement Agreement related to the *Delphine Allen, et al. v. City of Oakland* litigation; and

WHEREAS, the City Council wishes to set parameters for the use of the Oakland Police Services Agency's salary savings; now therefore be it

RESOLVED: that the Oakland Police Services Agency's salary savings can be used for the funding of overtime, Annuitants' salaries and Academy training of Police officers; and be it

FURTHER RESOLVED: that Council approval is required before salary savings can be used for any purpose, other than the purposes set forth in the preceding "Resolved"; and be it

FURTHER RESOLVED: that new Oakland Police Services Agency programs that are not part of the Policy Budget must be presented to the City Council for approval and funding; and be it

FURTHER RESOLVED: that the Oakland Police Services Agency hereby is required to budget for compensatory time for its personnel.

IN COUNCIL, OAKLAND, CALIFORNIA, _____ 2007

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND
PRESIDENT DE LA FUENTE

NOTES-

ABSENT-

ABSTENTION-

Attest: _____

LATONDA SIMMONS
CITY CLERK AND CLERK OF THE COUNCIL
OF THE CITY OF OAKLAND, CALIFORNIA