

# CITY OF OAKLAND

## AGENDA REPORT

2005 APR 28 PM 1:05

**TO:** Office of the City Administrator  
**ATTN:** Deborah Edgerly  
**FROM:** Police Department  
**DATE:** May 10, 2005

**RE: A Report and Proposed Resolution Authorizing the City Administrator to Accept and Appropriate an Amount Not to Exceed Fifteen Thousand Dollars (\$15,000) from the United States Department of Homeland Security (DHS), Immigration and Customs Enforcement (ICE), to the Oakland Police Department for Overtime Reimbursement Costs of One (1) Police Officer Assigned to the OPD-ICE Task Force for the Period January 22, 2005 through January 20, 2006**

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### SUMMARY

Adoption of the proposed resolution will authorize the acceptance and appropriation of an amount not to exceed \$15,000 in federal overtime reimbursement from the United States Department of Homeland Security (DHS), Immigration and Customs Enforcement (ICE), for the Police Department's participation in the OPD-ICE Task Force from January 22, 2005 through January 20, 2006.

### FISCAL IMPACT

The Officer assigned to the OPD-ICE Task Force is budgeted in the Police Department baseline. The proposed resolution authorizes the appropriation of federal reimbursement to cover overtime costs incurred in relation to Task Force investigation activities. The ICE will not reimburse for any indirect costs. Therefore the Department requests a waiver of Central Service Overhead costs (17.77%) of approximately \$2,665.50. The reimbursable amount for the period of January 22, 2005 through January 20, 2006 is not to exceed \$15,000. The commander of the Special Operations Division (SOD) is responsible for the administration of the grant. Said reimbursement funds shall be appropriated to Department of Homeland Security Fund (2123), Special Operations Section Administration organization (105620), Special Operations Program (PS13), in a Project number to be assigned.

### BACKGROUND

Established in 1927, the Port of Oakland is currently the fourth largest and busiest international cargo gateway in the United States and has the second fastest growing airport in the country.

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The Port generates a \$7 billion annual economic impact, employs 650 people and supports some 44,000 jobs.

U.S. Immigration and Customs Enforcement (ICE) is the largest investigative arm of the Department of Homeland Security (DHS) and seeks to prevent criminal activities and acts of terrorism by targeting the people, money, and materials that support such organizations. ICE focuses on combating smuggling and trafficking networks that covertly move undocumented peoples, drugs, weapons, and contraband into the United States.

### **KEY ISSUES AND IMPACTS**

The OPD-ICE Task Force will conduct investigative and enforcement in the following areas: Illegal export of weapons and sensitive technology, port security, illegal drug smuggling / trafficking, money laundering, importation fraud, child pornography and related offenses, importation / exportation of weapons and components, and the investigation and enforcement of other crimes involving importation or exportation.

### **PROGRAM DESCRIPTION**

The DHS has agreed to reimburse the Police Department up to a maximum of \$15,000 for overtime expenses incurred by the OPD officer assigned to the OPD-ICE Task Force, for the period beginning January 22, 2005 and ending January 20, 2006.

### **SUSTAINABLE OPPORTUNITIES**

#### *Economic -*

Proactive investigations of importation and exportation activities will enhance the City's efforts to reduce crime, enhance public safety and provide a climate in which economic development can flourish.

#### *Environmental -*

No environmental opportunities are anticipated.

#### *Social Equity -*

Successful smuggling interdiction will enhance overall crime reduction efforts and facilitate neighborhood improvement across the City.

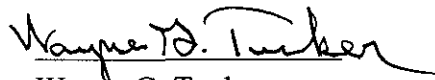
### **DISABILITY AND SENIOR CITIZEN ACCESS**

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

**RECOMMENDATION**

Recommend approval of the report and adoption of the resolution accepting and appropriating \$15,000 from the Department of Homeland Security (DHS), Immigration and Customs Enforcement (ICE), for overtime reimbursement of one officer assigned to the OPD-ICE Task Force, for the period January 22, 2005 through January 20, 2006.


Respectfully submitted,



Wayne G. Tucker  
Chief of Police

Prepared by: Captain Rod Yee  
Special Operations Division  
Bureau of Field Operations

APPROVED AND FORWARDED TO  
THE PUBLIC SAFETY COMMITTEE:

  
Office of the City Administrator

# OAKLAND CITY COUNCIL

*Lucia V. Dierra*  
City Attorney

OFFICE OF THE CITY CLERK  
OAKLAND  
**C.M.S.**  
2005 APR 28 PM 1:05

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

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT AND APPROPRIATE AN AMOUNT NOT TO EXCEED FIFTEEN THOUSAND DOLLARS (\$15,000) FROM THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS), IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE), TO THE OAKLAND POLICE DEPARTMENT FOR OVERTIME REIMBURSEMENT COSTS OF ONE (1) POLICE OFFICER ASSIGNED TO THE OPD-ICE TASK FORCE FOR THE PERIOD JANUARY 22, 2005 THROUGH JANUARY 20, 2006**

**WHEREAS**, the United States Department of Homeland Security (DHS), Immigration and Customs Enforcement (ICE) has formed a Task Force to combat smuggling through the Port of Oakland and the East Bay; and

**WHEREAS**, the Oakland Police Department has agreed to assign one officer to participate in the OPD-ICE Task Force for the period January 22, 2005 through January 20, 2006; and

**WHEREAS**, the DHS agrees to reimburse the City for the overtime costs of the officer assigned to the Task Force in an amount not to exceed \$15,000 for the period January 22, 2005 through January 20, 2006; and

**WHEREAS**, the DHS will not reimburse the City for any indirect costs related to the performance of overtime service; now, therefore be it

**RESOLVED:** That the City Administrator, or her designee, is authorized to accept funds from the United States Department of Homeland Security (DHS), Immigration and Customs Enforcement (ICE), in an amount not to exceed fifteen thousand dollars (\$15,000) and to increase revenues and appropriate said budget to the Police Department for the overtime costs of one police officer assigned to the OPD-ICE Task Force for the period January 22, 2005 through January 20, 2006; and be it

**FURTHER RESOLVED:** That Central Service Overhead charges (17.77%) of approximately \$2,665.50 are hereby waived; and be it

**FURTHER RESOLVED:** That grant funds shall be maintained in the DHS Fund (2123), in Special Operations Organization 105620, Special Operations Program PS13, in a Project number to be assigned; and be it

**FURTHER RESOLVED:** That the City Administrator or her designee is further authorized to execute all agreements and documents necessary in connection with the reimbursement and complete any negotiations, certifications, and documentation required to accept, modify, extend, or amend the reimbursement provided no additional funds will be allocated without prior Council approval.

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

**PASSED BY THE FOLLOWING VOTE:**

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

NOES-

ABSENT-

ABSTENTION-

ATTEST: \_\_\_\_\_  
LaTonda Simmons  
Interim City Clerk and Interim Clerk of the  
Council of the City of Oakland, California