

CITY OF OAKLAND
Memorandum

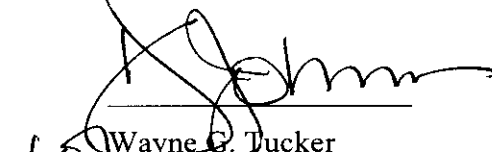
To: Office of the City Administrator
Attn: Deborah Edgerly
From: Office of the Chief of Police
Wayne G. Tucker, Chief
Date: April 19, 2007

A Supplemental Report and Proposed Resolution Waiving the Competitive Request for Proposal/Qualifications Process and Authorizing the City Administrator to Enter into Agreements with Law Enforcement Agencies for Allied Traffic Enforcement Operations and Other Law Enforcement Services in an Amount Within the City Administrator's Purchasing Authority on Behalf of the Police Department

The Police Department is scheduled to present a report and proposed resolution authorizing a waiver of the competitive request for proposal/qualifications process relative to entering into agreements associated with allied enforcement operations and other law enforcement services needed to support routine and emergency police functions and operations. Said legislation is scheduled to appear before the Public Safety Committee on April 24, 2007.

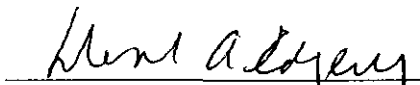
The authorizing resolution associated with this pending legislation has been revised to clarify the scope of the authority that the Police Department needs to carry out its routine and emergency functions and operations by obtaining back-up services from other law enforcement agencies without having to undertake the competitive contract process.

Respectfully submitted,


Wayne G. Tucker
Chief of Police

Prepared by: Candice Jessie
Budget and Grants Administrator
Fiscal Services Division
Bureau of Administration

APPROVED AND FORWARDED TO
THE PUBLIC SAFETY COMMITTEE:


Office of the City Administrator



City Attorney
OFFICE OF THE CITY CLERK
1500 17TH ST
OAKLAND, CA 94612**OAKLAND CITY COUNCIL**

2007 APR 19 PM 5:11

RESOLUTION No. _____ C.M.S.

RESOLUTION WAIVING THE COMPETITIVE REQUEST FOR PROPOSAL/QUALIFICATIONS PROCESS AND AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO AGREEMENTS WITH LAW ENFORCEMENT AGENCIES FOR ALLIED TRAFFIC ENFORCEMENT OPERATIONS AND OTHER LAW ENFORCEMENT SERVICES NEEDED TO SUPPORT ROUTINE AND EMERGENCY POLICE FUNCTIONS AND OPERATIONS IN AN AMOUNT WITHIN THE CITY ADMINISTRATOR'S PURCHASING AUTHORITY ON BEHALF OF THE POLICE DEPARTMENT

WHEREAS, the Police Department routinely conducts traffic enforcement operations which are designed to offset incidents of reckless driving and exhibitions of speed perpetrated by unlicensed and impaired drivers that plague the City of Oakland and the greater San Francisco Bay Area; and

WHEREAS, the Police Department also conducts sobriety checkpoint operations which are designed to reduce the number of persons injured or killed in alcohol-involved crashes; and

WHEREAS, traffic enforcement, sobriety checkpoint, and other law enforcement operations are often implemented on a collaborative basis between the Oakland Police Department, the California Highway Patrol, other regional law enforcement agencies, and the State of California; and

WHEREAS, the Police Department periodically requires assistance from other law enforcement agencies to conduct routine and emergency functions and operations necessary for police work such as forensic analysis, latent print comparisons, and other identification services; and

WHEREAS, the Police Department requests a waiver of the competitive request for proposal/ qualifications process to facilitate agreements with other regional law enforcement agencies for allied traffic enforcement operations and other law enforcement services needed to support routine and emergency functions and operations of the Oakland Police Department; and

WHEREAS, the City Council finds that the services provided pursuant to said agreements authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that said agreements shall not result in a loss of employment or salary by any person having permanent status in the competitive service; now, therefore be it

RESOLVED: That pursuant to Oakland Municipal Code section 2.04.051.B, the City Council hereby finds and determines that it is in the best interests of the City to waive the competitive request for proposal/ qualifications process for agreements with allied law enforcement agencies for periodic traffic enforcement and other law enforcement services, as needed, and authorizes the City Administrator, or her designee, to enter into agreements with law enforcement agencies for allied traffic enforcement operations and any other law enforcement services needed to support routine and emergency functions and operations of the Oakland Police Department in an amount within the City Administrator's purchasing authority; and, be it

FURTHER RESOLVED: That the City Administrator, or her designee, is further authorized to execute all agreements and other documents necessary in connection with said agreements and complete any negotiations, certifications and documentation required to accept, modify, extend, or amend the agreements provided no additional funds beyond the City Administrator's signing authority will be allocated without prior City Council approval; and be it

FURTHER RESOLVED: That the City Attorney shall review and approve said agreements as to form and legality and copies of said agreements shall be filed on the Office of the City Clerk..

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

REVISED
APR 19 2007

City Attorney

OAKLAND CITY COUNCIL

OFFICE OF THE CITY CLERK

RESOLUTION No. _____ C.M.S.

2007 APR 19 PM 5:44

Introduced by Councilmember _____

RESOLUTION WAIVING THE COMPETITIVE REQUEST FOR PROPOSAL/QUALIFICATIONS PROCESS AND AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO AGREEMENTS WITH LAW ENFORCEMENT AGENCIES FOR ALLIED TRAFFIC ENFORCEMENT OPERATIONS AND OTHER LAW ENFORCEMENT SERVICES NEEDED TO SUPPORT ROUTINE AND EMERGENCY POLICE FUNCTIONS AND OPERATIONS IN AN AMOUNT WITHIN THE CITY ADMINISTRATOR'S PURCHASING AUTHORITY ON BEHALF OF THE POLICE DEPARTMENT

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WHEREAS, the Police Department requests a waiver of the competitive request for proposal/qualifications process to facilitate agreements with other regional law enforcement agencies for allied traffic enforcement operations and other law enforcement services needed to support routine and emergency functions and operations of the Oakland Police Department; and

WHEREAS, the City Council finds that the services provided pursuant to said agreements authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that said agreements shall not result in a loss of employment or salary by any person having permanent status in the competitive service; now, therefore be it

RESOLVED: That pursuant to Oakland Municipal Code section 2.04.051.B, the City Council hereby finds and determines that it is in the best interests of the City to waive the competitive request for proposal/qualifications process for agreements with allied law enforcement agencies for periodic traffic enforcement and other law enforcement services, as needed, and authorizes the City Administrator, or her designee, to enter into agreements with law enforcement agencies for allied traffic enforcement operations and any other law enforcement services needed to support routine and emergency functions and operations of the Oakland Police Department in an amount within the City Administrator's purchasing authority; and, be it

FURTHER RESOLVED: That the City Administrator, or her designee, is further authorized to execute all agreements and other documents necessary in connection with said agreements and complete any negotiations, certifications and documentation required to accept, modify, extend, or amend the agreements provided no additional funds beyond the City Administrator's signing authority will be allocated without prior City Council approval; and be it

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NOES -

ABSENT -

ABSTENTION -

REVISED
APR 11 2007

ATTEST: _____

LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California