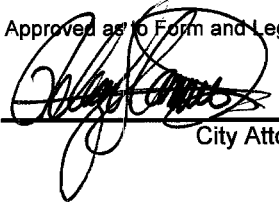


FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality

City Attorney

2009 MAR 26 PM 6:57 RESOLUTION NO. 81894 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, ON BEHALF OF THE CITY OF OAKLAND, TO APPLY FOR, ACCEPT, AND APPROPRIATE GRANT FUNDS FROM THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (USDOJ/COPS), COPS HIRING RECOVERY PROGRAM (CHRP), TO FUND THE ENTRY-LEVEL SALARY AND FRINGE BENEFIT COSTS OF POLICE OFFICERS FOR A THIRTY-SIX (36) MONTH PERIOD, AND APPROPRIATE SAID FUNDS TO THE POLICE DEPARTMENT

WHEREAS, it is anticipated that the U.S. Department of Justice, Office of Community Oriented Policing Services (USDOJ/COPS) will award grant funds in the amount of approximately one billion dollars from the COPS Hiring Recovery Program (CHRP) to supplement the salary and fringe benefit costs of newly hired and/or unbudgeted Police Officers for a thirty-six month period; and

WHEREAS, the City of Oakland may be eligible to receive a portion of the grant funds; and

WHEREAS, the application deadline is April 14, 2009; and

WHEREAS, the grant funds may be used to 1) create new officer positions (including filling existing officer vacancies that are no longer funded in an agency's budget); 2) rehire officers who have been laid off as a result of budget cuts unrelated to the receipt of grant funding; or 3) rehire officers who are scheduled to be laid off on a specific future date as a result of budget cuts unrelated to the receipt of grant funding.

WHEREAS, the COPS legislation (1) mandates that the City use the grant funds only to (i) supplement local funds that would have been dedicated toward sworn officer positions if federal funding had not been awarded and (ii) hire or rehire officers that are in addition to, and not in lieu of, officers who otherwise would have been hired or rehired with local funds; and (2) prohibits use of the funds to supplant (replace) local funds that agencies otherwise would have devoted to sworn officer salaries; and

WHEREAS, the grant funds cover entry level salary and benefits of full-time police officers for three years and the City will be responsible for covering any increases in salaries and benefits during the second and third years of the grant as well as any higher salary that the City pays to lateral or other hires and the recruitment, police academy and other training costs for such officers; and

WHEREAS, the grant agreement will require that the City at its sole expense retain officers funded with the grant funds for not less than 12 additional months after the expiration of the three year grant term; and

WHEREAS, the U.S. Department of Community Oriented Policing Services' COPS Hiring Recovery Program funds were issued as part of our nation's American Recovery and Reinvestment Act ("Stimulus Package"), as a means of providing funding directly to law enforcement agencies having primary law enforcement authority to create and preserve jobs and to increase community policing capacity and crime prevention efforts; and

WHEREAS, the City Council previously authorized acceptance of similar grant funds by Resolution No. 76856 C.M.S., dated November 27, 2001, and Resolution No. 77034 C.M.S., dated March 26, 2002; and

WHEREAS, the proposed grant term for the Police Department’s enactment of the CHRP initiative is October 1, 2009 to September 30, 2012; and

WHEREAS, the Department’s anticipated receipt of grant will cover the entry-level salary and fringe benefit costs of Police Officers for a three- year grant term; and

WHEREAS, the COPS CHRP program mandates that grantees must retain the sworn officer positions funded by the grant program for one local budget cycle after the expiration of the grant term; and

WHEREAS, the City of Oakland, through acceptance of the COPS CHRP grant funds, must agree to retain grant-funded Police Officers for one local budget cycle subsequent to the end of the grant term; now, therefore be it

RESOLVED: That the City Council hereby authorizes the City Administrator or his designee to apply for, accept, and appropriate grant funds from the U.S. Department of Justice, Office of Community Oriented Policing Services, COPS Hiring Recovery Program, and to increase revenues and appropriate said amended budget to the Police Department; and be it

FURTHER RESOLVED: That said grant funds shall be maintained in the Federal Grant Fund: 2112; Bureau of Field Operations Division Org.: 107010; Bureau of Field Operations Division Program: PS01; in a Project Number to be established; and be it

FURTHER RESOLVED: That the City Council hereby agrees that through acceptance of the COPS CHRP grant funds, the City shall retain grant-funded Police Officers for one local budget cycle subsequent to the end of the grant term; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator as agent of the City, or his designee, to execute all agreements and other documents necessary in connection with the grant and complete any negotiations, certifications, and documentation required to accept, modify, extend, or amend the grant award provided no additional funds will be allocated without prior City Council approval.

IN COUNCIL, OAKLAND, CALIFORNIA, MAR 31 2009, 20_____

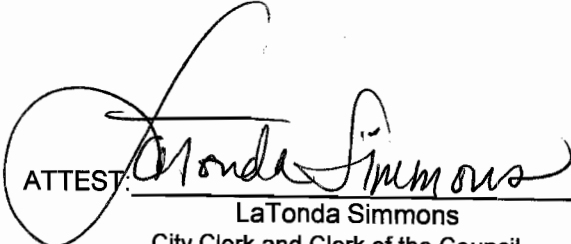
PASSED BY THE FOLLOWING VOTE:

AYES – BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER – 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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