

OAKLAND CITY COUNCIL

City Attorney

03/13/06 10:04:04

RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

DRAFT

RESOLUTION DECLARING AN EMERGENCY PURSUANT TO THE MEYERS-MILIAS BROWN ACT (CALIFORNIA GOVERNMENT CODE SECTION 3504.5) TO PERMIT THE CHIEF OF POLICE TO REDEPLOY POLICE OFFICERS TO ADDRESS THE RECENT SURGE IN CRIME

WHEREAS, crime in Oakland for the first two months of 2006 continues to increase dramatically, with no sign of abating; and

WHEREAS, Oakland had more than two times the number of **homicides** this year (from 11 to 24) compared to the same period last year; and

WHEREAS, Oakland had more than two and one-half times the number of **aggravated assaults with a firearm** this year (from 50 to 130) compared to the same period last year; and

WHEREAS, the number of **attempted and forcible rape** in Oakland this year is 135% higher than the number during the same period last year (from 37 to 50); and

WHEREAS, Oakland had more than two times the number of **armed robberies** this year (from 321 to 647) compared to the same period last year; and

WHEREAS, the Oakland Police Department's response time to Priority 1 calls involving serious crimes in progress such as assaults with a deadly weapon, robberies, burglaries in progress is 17 minutes, more than 5 times the accepted response time in the law enforcement community of 3 minutes; and

WHEREAS, the average number of calls for service received by the Oakland Police Department and put on "waiting status" at any given time during the critical hours of 6 PM to 3 AM, Thursday through Sunday, averages 40 to 60 calls and increased to approximately 93 calls on March 13, 2006 at 10:00 p.m., more than doubling; and

WHEREAS, the Mayor and the City Administrator have directed the Chief of Police to respond to the increase in crime and the Chief of Police has responded by proposing a redeployment plan that will allow the City to address the current wave of crime in Oakland by proposing staffing and scheduling changes that would reassign more officers to patrol in neighborhoods and establish shifts and schedules that would permit the Department to effectively respond to the crime wave and increased demand for service; and

S-15.1

ORA/COUNCIL

MAR 21 2006

WHEREAS, the Council seeks to avert additional deaths and injuries that might be prevented by providing the Chief the ability to implement a plan to deploy officers to most effectively combat the surge in homicides, assaults, rapes and robberies; and

WHEREAS, on March 7, 2006, the Oakland City Council heard Council Agenda Item No. S-25 titled, "The Oakland Police Department Staffing" and, during the hearing, the Council heard testimony from Oakland residents about murders, shootings, assaults, burglaries and other crime that has dramatically increased in their neighborhoods, causing death, injury and anguish, and, furthermore, the Council having reviewed a 47-page petition titled, "Enough Is Enough!" which was signed by over 1000 people and provided significant evidence about the impact of witnessing or being victimized by such crime; and

WHEREAS, the Council by this reference incorporates into the Council's record on this matter, the March 7, 2006 Oakland City Council hearing and documentary evidence submitted on Agenda Item No. S-25 and the Council; and

WHEREAS, the Council called a special meeting to consider declaring an emergency to permit the Police Chief to implement the proposed redeployment plan to address the surge in crime and protect the health and safety; and

WHEREAS, the Council finds that conditions of extreme peril to the safety and health of persons and property have arisen within the City, caused by the serious and violent crime that has dramatically increased in Oakland from January 1 to March 9, 2006; and

WHEREAS, the increase in serious and violent crime in Oakland creates an imminent harm and substantial threat to the health and safety of persons and property and the City Council, as the governing body of the City, must act to protect public health and safety by authorizing the Chief of Police to immediately implement such staffing and scheduling changes as are urgently needed to protect citizens; now therefore be it

RESOLVED: That the City Council hereby declares a local emergency for the limited purpose of permitting the Chief of Police to redeploy officers in a manner intended to address the surge in crime that has resulted in death, injury and suffering.

FURTHER RESOLVED: That the City and the Chief shall continue to redouble their efforts to reach agreement with the Oakland Police Officers' Association on the redeployment of officers.

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 -

S-15.1
OIRA/COUNCIL

ATTEST: _____
LaTonda Simmons **MAR 21 2006**
City Clerk and Clerk of the Council
of the City of Oakland, California

OAKLAND CITY COUNCIL

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WHEREAS, crime in Oakland for the first two months of 2006 continues to increase dramatically, with no sign of abating; and

WHEREAS, Oakland had more than two times the number of homicides this year in Oakland for the period January 1 through March 9, 2006 have increased 118%, (from 11 to 24) compared to the same period last year; and

WHEREAS, Oakland had more than two and one-half times the number of aggravated assaults with a firearm this year in Oakland have increased 162%, (from 50 to 130) compared to the same period last year; and

WHEREAS, the number of attempted and forcible rape in Oakland this year for the period January 1 through March 9, 2006 was 135% higher than the number during have increased 35%, (from 37 to 50) compared to the same period last year (from 37 to 50); and

WHEREAS, Oakland had more than two times the number of armed robberies this year in Oakland for the period January 1 through March 9, 2006 have increased 102%, (from 321 to 647) compared to the same period last year; and

WHEREAS, the Oakland Police Department's response time to Priority 1 calls involving serious crimes in progress such as assaults with a deadly weapon, robberies, burglaries in progress is 17 minutes, more than 5 times the accepted response time in the law enforcement community of 3 minutes; and

WHEREAS, the average number of calls for service received by the Oakland Police Department and put on "waiting status" at any given time during the critical hours of 6 PM to 3 AM, Thursday through Sunday, averages 40 to 60 calls and increased to approximately 93 calls on March 13, 2006 at 10:00 p.m., more than doubling; and

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