

CITY OF OAKLAND

AGENDA REPORT

OFFICE OF THE CITY CLERK
OAKLAND
2006 FEB -2 PM 6:00

To: Office of the City Administrator
Attn: Deborah Edgerly
From: Police Department
Date: February 14, 2006

Subj.: **A Report and Proposed Resolution Implementing California Government Code Sections 30061-30065 and Appropriating Five Hundred Ninety-Four Thousand Nine Hundred and Twenty-Six Dollars (\$594,926) in Tenth Year Funding for the State of California, "Citizen's Options for Public Safety" (State COPS) Grant to the Police Department, and Approving the Fiscal Year 2005-2007 Spending Plan**

SUMMARY

A resolution has been prepared authorizing the City Administrator, on behalf of the City of Oakland, to accept and appropriate grant funds in the amount of \$594,926 from the State of California, "Citizen's Options for Public Safety" (State COPS) grant program, to the Police Department. The resolution, prepared pursuant to California Government Code Sections 30061-30065, also seeks approval for the Department to allocate the State COPS funds pursuant to the spending plan referenced below. The proposed program period is October 1, 2005 through June 30, 2007.

FISCAL IMPACT

The Department received \$594,926 in State COPS grant funds on a pass-through from the County of Alameda. The entire grant amount, plus accrued interest, is restricted by statute for use associated with front line law enforcement. Under existing law, the Chief of Police is required to submit a spending plan and conduct a public hearing prior to the City Council's acceptance and appropriation of the \$594,926 (plus interest earned) in additional funding. Revenues and appropriations will be allocated in the State of California Grant Fund: 2158, Bureau of Administration Org.: 106110, Bureau of Administration Program: PS01, in a Project to be determined. There is no matching fund requirement.

The appropriation is wholly in addition to the General Fund budget and cannot be used to supplant City funding. Proposed expense allocations are as follows:

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Description and Use of Funds	Amount
Criminalist II (.5 FTE)	\$63,760
Surveillance Equipment	\$35,000
Office Furniture	\$15,000
Transcription Services	\$15,000
AR15 Rifle Racks	\$30,000
Shotguns and Ammunition	\$60,000
Travel and Training	\$30,000
TeleStaff Computer System	\$300,000
Computer Hardware, Software, and Training	\$43,192
Subtotal:	\$591,952
Central Services Overhead (Total Grant Amount of \$594,926 x 0.5%)	2,974
Total:	\$594,926

Based on a 17.77% calculation rate, Central Services Overhead (CSO) charges associated with the \$63,760 for salaries and wages equals \$11,330. The grant limits CSO to 0.5% of the total grant award, or \$2,974. The Department will expense the remaining \$8,356 in CSO charges to the administering Department’s general operating budget.

BACKGROUND

For the tenth consecutive year, the State Legislature has authorized supplemental funding for front-line law enforcement through the State COPS grant program. Funds are received by the Alameda County treasury and distributed to local jurisdictions through the Supplemental Law Enforcement Services Fund.

KEY ISSUES AND IMPACTS

In past years the Department has designated State COPS grant funds mostly for equipment, training, and contract services for front line law enforcement. The majority of the funding was appropriated to increase and enhance crime prevention services and to fund special crime suppression projects. A narrative overview of the spending plan proposed by the Chief of Police, Director of Administration, and Deputy Chiefs of Police for the State COPS X award of \$594,926 (plus earned interest) is outlined below:

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Spending Plan

Criminalist II (.5 FTE) - \$63,760

The advent of DNA technology has revolutionized law enforcement’s ability to analyze biological evidence at a genetic level, in particular, semen evidence collected from sexual assaults. Coinciding with this revolution in genetic analysis is the utilization of computer-based DNA databases. The usefulness of the databases rests on entering DNA profiles from probative evidence in all cases. Once entered into the database, the samples can be searched against profiles of convicted offenders and other evidence profiles locally, statewide, and nationally. A “hit” in such a search could link cases together and/or lead to the successful investigation and prosecution of a violent assailant. Based on past experience with DNA profiles obtained from suspectless cases, the Department’s Criminalistics Laboratory has a 25% “Hit-Rate”¹

The Department currently funds one Criminalist II (DNA Analyst) position through the 2004 Local Law Enforcement Block Grant (LLEBG) program. Funding for the program ended in December 2005. With approval of the proposed State COPS spending plan, employment of the Criminalist II position will continue through June 2006.

Surveillance Equipment - \$35,000

The Police Department has no baseline budget for surveillance equipment. State COPS funds will be used to purchase and replace a portion of the Department’s surveillance devices.

Office Furniture - \$15,000

The Police Department has no baseline budget for office furniture. State COPS funds will be used to purchase and replace a portion of the Department’s office furniture.

Transcription Services - \$15,000

The Police Department has no baseline budget for transcription services. State COPS funds will be used to acquire transcription services for use in the Department’s Internal Affairs Division.

AR15 Rifle Racks - \$30,000

The Police Department has no baseline budget for weapons storage equipment. State COPS funds will be used to purchase AR15 Rifle Racks for weapons storage in patrol vehicles.

¹ “Hit Rate” is defined as that portion of all cases examined in which at least one suspect is identified. Multiple suspects may be identified in some portion of the cases examined. In “named” cases, investigators frequently request multiple suspects to be examined.

Shotguns and Ammunition - \$60,000

The Department will use State COPS funds to purchase shotguns and ammunition for Tactical Operations Teams (Entry Teams and Snipers).

Travel and Training - \$30,000

A portion of the grant funds will be used to ensure that sworn personnel meet education requirements associated with, and as an enhancement to, Peace Officer Standards and Training (P.O.S.T.).

TeleStaff Computer System - \$300,000

A portion of the grant funds will be used to purchase the TeleStaff technological system. TeleStaff is designed to manage staffing (e.g., deployment and overtime) tasks, which will reduce the amount of time sworn supervisory personnel need to devote to administrative paperwork.

Computer Hardware, Software, and Training - \$43,192

The Police Department has no baseline budget to replace aging computer and electronic systems, inclusive of hardware, software, and related training provisions. State COPS funds will be used to purchase, replace, update, and upgrade the Department's technological systems which can be utilized in direct relationship to front line law enforcement services.

SUSTAINABLE OPPORTUNITIES

Economic

Crime prevention activities funded by this spending plan will have a positive impact on property values and business opportunities. All equipment included in the spending plan will, whenever possible, be purchased locally.

Environmental

There are no environmental issues associated with this report.

Social Equity

The services provided through this initiative will assist the community through improved police services and enhanced police-community relations.

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DISABILITY AND SENIOR CITIZEN ACCESS

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

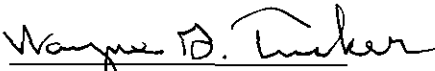
RECOMMENDATION

The Oakland Police Department recommends that the City Council authorize the City Administrator to accept State COPS X grant funds in the amount of \$594,926, approve the proposed spending plan, and appropriate said funds to the Police Department.

ACTION REQUESTED BY THE CITY COUNCIL

Staff requests that the City Council adopt the resolution.

Respectfully submitted,


Wayne G. Tucker
Chief of Police

Prepared by: Candice Jessie
Fiscal Services Division
Bureau of Administration

APPROVED AND FORWARDED TO
THE PUBLIC SAFETY COMMITTEE:

Office of the City Administrator

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OAKLAND CITY COUNCIL

Archie V. Diener
City Attorney
OFFICE OF THE CITY CLERK

RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

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RESOLUTION IMPLEMENTING CALIFORNIA GOVERNMENT CODE SECTIONS 30061-30065 AND APPROPRIATING FIVE HUNDRED NINETY-FOUR THOUSAND NINE HUNDRED AND TWENTY-SIX DOLLARS (\$594,926) IN TENTH YEAR FUNDING FOR THE STATE OF CALIFORNIA, "CITIZEN'S OPTIONS FOR PUBLIC SAFETY" (STATE COPS) GRANT TO THE POLICE DEPARTMENT, AND APPROVING THE FISCAL YEAR 2005-2007 SPENDING PLAN

WHEREAS, the State Legislature has allocated \$594,926 in pass through funding for the State of California "Citizen's Options for Public Safety " (State COPS) grant to be distributed through the Alameda County Supplemental Law Enforcement Services Fund to supplement, not supplant, existing local law enforcement funding; and

WHEREAS, the Government Code requires that the Chief of Police request the local jurisdiction's legislative body to appropriate said funds solely for front line law enforcement services in accordance with the Chief's spending plan; and

WHEREAS, Government Code Section 30062(d) defines front-line law enforcement services to include community crime prevention programs; and

WHEREAS, the sum of \$594,926 in FY 2005-2007 State COPS funds received must be allocated in accordance with the State COPS X spending plan; and

WHEREAS, State legislation limits administrative costs to one-half of one percent (0.5%) of the total award amount; and

WHEREAS, the aforementioned spending plan will incur Central Services Overhead charges of \$11,330, of which \$8,356 are in excess of the \$2,974 in administrative costs allowed under the Government Code; and

WHEREAS, the requested State COPS X spending plan was discussed and public comment was allowed at the public hearing conducted on December 20, 2005, prior to passage of this resolution; now, therefore be it

RESOLVED: That the City Council does hereby implement the provisions of the California Government Code by accepting and increasing estimated revenues and appropriations to the Police Department by \$594,926 in State COPS funds, plus accrued interest earnings, in accordance with the spending plan and discussed at a public hearing prior to passage of the enabling legislation; and be it

FURTHER RESOLVED: That revenues and appropriations will be allocated to the State of California Grant Fund: 2158, Bureau of Administration Org.: 106110, Bureau of Administration Program: PS01, in a Project Account to be determined; and be it

FURTHER RESOLVED: That the Central Services Overhead Charges in excess of the amount allowed by the granting agency, in the amount of \$8,356, will be expensed to the administering Department's general operating budget; and be it

FURTHER RESOLVED: That the Bureau of Administration shall provide all required reports regarding the State COPS funds, as specified in the California Government Code; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator as agent of the City, or her 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, _____, 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