

[Signature]
City Attorney

OFFICE OF THE CITY CLERK
DEPARTMENT OF PUBLIC WORKS

OAKLAND CITY COUNCIL

2004 MAR 11 PM 2:58 RESOLUTION No. 78468 = C.M.S.

FILED
OFFICE OF THE CITY CLERK
OAKLAND
2004 MAR 11 PM 2:58

RESOLUTION IMPLEMENTING CALIFORNIA GOVERNMENT CODE SECTIONS 30061-30065, ESTABLISHING IN EACH COUNTY TREASURY A SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND (SLESF) TO DISTRIBUTE "CITIZEN'S OPTION FOR PUBLIC SAFETY" FUNDS TO LOCAL JURISDICTIONS, AND APPROPRIATING SIX HUNDRED FOURTEEN THOUSAND TWENTY-SEVEN DOLLARS (\$614,027) IN EIGHTH YEAR FUNDING FOR THE "CITIZEN'S OPTION FOR PUBLIC SAFETY" (COPS) GRANT TO THE POLICE DEPARTMENT AND APPROVING THE FY 2003 - 2005 SPENDING PLAN SUBMITTED BY THE CHIEF OF POLICE

WHEREAS, the State legislature has allocated \$614,027 in pass through funding for the "Citizen's Option for Public Safety" (COPS) to be distributed through the Alameda County Supplemental Law Enforcement Services Fund (SLESF) 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 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 Government Code requires, and the City has established, a separate Fund Number 2158 to account for all COPS funds and corresponding appropriations, expenditures, and interest earnings; and

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

WHEREAS, the sum of \$614,027 in FY 2003-2005 COPS funds received must be allocated in accordance with the spending plan of the Chief of Police; and

WHEREAS, the aforementioned spending plan will incur Central Service Overhead Charges of approximately \$108,567, of which \$105,497 are in excess of the administrative costs allowed under the Government Code; and

WHEREAS, the requested spending plan of the Chief of Police was discussed and public comment was allowed at the public hearing conducted on March 23, 2004, prior to passage of this resolution; now therefore be it

RESOLVED: That the Council hereby implements the provisions of the California Government Code by accepting and increasing estimated revenues and appropriations to the Police Department by \$614,027 in COPS funds, plus corresponding interest earnings, in accordance with the spending plan submitted by the Chief of Police and discussed at a public hearing prior to passage of the enabling legislation; and be it

FURTHER RESOLVED: That the \$614,027 shall be added to Fund Number 2158, to account for the revenues, budget allocations, expenditures, and interest earnings; and be it

FURTHER RESOLVED: That the Central Service Overhead Charges in excess of the amount allowed by the granting agency, of approximately \$105,497, are hereby waived; and be it

FURTHER RESOLVED: That the City Council authorizes the salary and fringe benefit costs for 12 months for one Accounting Technician; and be it

FURTHER RESOLVED: That the Oakland Police Department Administrative and Technical Services Division shall provide all required reports regarding the COPS funds, as specified in the California Government Code; and be it

FURTHER RESOLVED: That the City Manager or her designee is further authorized 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 Council approval.

IN COUNCIL, OAKLAND, CALIFORNIA, APR 6 2004, 20


PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, NADEL, ~~QUAN~~, ~~REID~~, WAN and PRESIDENT DE LA FUENTE - 6

NOES- 0

ABSENT- REID-1

ABSTENTION- QUAN-1

ATTEST 
CEDRA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California