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CITY ATTORNEY _____

OAKLAND CITY COUNCIL

DRAFT

ORDINANCE No. _____ C.M.S.

ORDINANCE AMENDING CHAPTER 2.29 OF THE OAKLAND MUNICIPAL CODE, ENTITLED, "CITY AGENCIES, DEPARTMENTS AND OFFICES", TO REVISE THE ORGANIZATIONAL STRUCTURE OF THE CITY UNDER THE CITY ADMINISTRATOR'S JURISDICTION IN ACCORDANCE WITH THE REQUIREMENTS OF CITY CHARTER SECTION 600, BY TRANSFERRING THE OFFICE OF PERSONNEL RESOURCE MANAGEMENT FROM THE FINANCE AND MANAGEMENT AGENCY TO BECOME THE DEPARTMENT OF HUMAN RESOURCES MANAGEMENT; RECONFIGURING THE NEIGHBORHOOD SERVICES COORDINATORS (NSCS), OAKLANDERS' ASSISTANCE CENTER, AND RE-ENTRY PROGRAM AS THE PUBLIC SAFETY SERVICES DIVISION IN THE CITY ADMINISTRATOR'S OFFICE; AND MOVING THE MARKETING DIVISION TO THE COMMUNITY AND ECONOMIC DEVELOPMENT AGENCY TO CLOSELY COORDINATE ITS ACTIVITIES WITH OTHER MARKETING AND SPECIAL EVENTS FUNCTIONS.

WHEREAS, Section 600 of the Charter of the City of Oakland provides that the City Council shall by ordinance provide the form of organization through which the functions of the City under the jurisdiction of the City Administrator are to be administered; and

WHEREAS, in 1999 the Council passed Ordinance No. 12186, C.M.S. which established in Chapter 2.29 of the municipal code the organizational structure of the City; and

WHEREAS, in 2007 the Council passed Ordinance No. 12815, C.M.S. which revised the organizational structure of the City as established in Chapter 2.29 of the municipal code; and

WHEREAS, the City Council wishes to further improve efficiencies and enhance accountability of City programs and services; and

WHEREAS, the recommended changes include: transferring the Office of Personnel Resource Management from the Finance and Management Agency to become the Department of Human Resources Management, reconfiguring the Neighborhood Services Coordinators (NSCs), Oaklanders Assistance Center, and Re-Entry Program as the Public Safety Services Division in the City Administrator's Office, and moving the Marketing Division to the Community and Economic Development Agency; now, therefore

THE COUNCIL OF THE CITY OF OAKLAND DOES ORDAIN AS FOLLOWS:

SECTION 1. The City Council finds and determines the foregoing recitals to be true and correct and hereby adopts and incorporates them into this Ordinance.

SECTION 2. The Municipal Code is hereby amended to add, delete, or modify sections as set forth below (section numbers and titles are indicated in **bold type**; additions are indicated by underscoring and deletions are indicated by ~~strike-through type~~); there are no changes in the portions of the sections that are not cited or shown in underscoring or strike-through type.

SECTION 3. Chapter 2.29 of the Municipal Code is hereby amended to read as follows:

Section 2.29.010 Purpose.

The rendition of efficient and effective services in the city is best accomplished through the establishment of departments and agencies, each of which shall function under the leadership of a single Director and shall consist of ~~departments or divisions~~. Said Director and any agency, department or division shall serve as "department head" within the meaning of Article IX of the City Charter.

Section 2.29.020 Police Services Agency.

There is established in the city government a Police Services Agency which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said agency shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Police Services Agency shall be the responsibility of the Chief of the Police Services Agency who shall serve as Director of said agency, subject to the direction of the City Administrator. In the Police Services Agency there shall be the following ~~bureaus~~ divisions: Field Operations, Investigations, Services and Administration.

Section 2.29.030 Fire Services Agency.

There is established in the city government a Fire Services Agency which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said agency shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Fire Services Agency shall be the responsibility of the Chief of the Fire Services Agency who shall serve as Director of said agency, subject to the direction of the City Administrator. In the Fire Services Agency there shall be the following divisions: Administration, Field Operations/Suppression, Fire Prevention and Communication, Special Operations, Budget and Planning, Personnel, Safety and Liability, Emergency Medical Services, Training, and Office of Emergency Services. (Ord. 12186 (part), 1999)

Section 2.29.040 Finance and Management Agency.

There is established in the city government a Finance and Management Agency which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said agency shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Finance and Management Agency shall be the responsibility of the Director of Finance and Management, subject to the direction

of the City Administrator [pursuant to the City Charter these positions are under the CAO's direction/control]. In the Finance and Management Agency there are the following divisions: Administration, Treasury, Accounting, Parking, ~~Human Resources~~, Risk Management and Revenue.

Section 2.29.050 Public Works Agency.

There is established in the city government a Public Works Agency which shall be under the supervision and administrative control of the City Administrator. The powers, functions, and duties of said agency shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Public Works Agency shall be the responsibility of the Director of Public Works, subject to the direction of the City Administrator. In the Public Works Agency there shall be the following divisions: Administration, Infrastructure and Operations, and Facilities and Environment.

Section 2.29.070 Community and Economic Development Agency.

There is established in the city government a Community and Economic Development Agency which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said agency shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Community and Economic Development Agency shall be the responsibility of the Director, subject to the direction of the City Administrator. In the Community and Economic Development Agency there shall be the following divisions: Administration, Planning and Zoning, Building Services, Economic Development, Redevelopment, Engineering, Planning and Design, Marketing, and Housing and Community Development.

Section 2.29.080 Administrative departments.

There is established in the city government several administrative departments which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said departments shall be those assigned, authorized and directed by the City Administrator subject to Article IX of the City Charter. The management and operation of the departments shall be the responsibility of the directors of said departments, subject to the direction of the City Administrator. The administrative departments shall be the following: Department of Information Technology, Department of Contracting and Purchasing, Department of Personnel, Department of Parks and Recreation, Department of Library Services, Department of Human Services, and Museum Department.

Section 2.29.090 Office of the City Administrator

There is established in the city government an Office of the City Administrator to assist in the operation and execution of functions as described in the City Charter under Articles IV, V, VI, VIII and IX. There shall be in the Office of the City Administrator. the following divisions: Administration, Budget, Research, and Analysis, Americans with Disabilities Act Programs, Citizens' Police Review Board, Equal Access, Equal Opportunity Programs, Marketing, and Public Ethics Commission, and Public Safety Programs which will include but not be limited to the Neighborhood Services Coordinators (NSCS), the Oaklanders' Assistance Center and the Re-Entry Program.

SECTION 4. This ordinance will take effect immediately if it is adopted by the Council with six affirmative votes; it will take effect seven days after final passage if it is adopted with five affirmative votes. The organizational structure established by this Ordinance will become effective on the effective date of the Ordinance.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2009

PASSED BY THE FOLLOWING VOTE:

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

NOES---

ABSENT---

ABSTENTION---

ATTEST: _____
LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California