

CITY OF OAKLAND FILED
OFFICE OF THE CITY CLERK
OAKLAND
AGENDA REPORT

2004 SEP 29 PM 12: 08

TO: Office of the City Administrator
ATTN: Deborah Edgerly
FROM: Police Department
DATE: October 12, 2004

SUBJECT: A Report and Proposed Resolution Authorizing the Acceptance and Appropriation of Three Hundred Sixty-One Thousand, One Hundred Eighty-Five Dollars (\$361,185) in Federal Local Law Enforcement Block Grant (LLEBG) Funds to the Police Department Plus Forty Thousand, One Hundred Thirty-Two Dollars (\$40,132) in Matching Funds from the Unclaimed Monies Fund for a Total of Four Hundred One Thousand Three Hundred Seventeen Dollars (\$401,317) to Supplement Frontline Policing Efforts by Providing Additional Funding for DNA Analysts and Domestic Violence Prevention Services

SUMMARY

A resolution has been prepared authorizing the City Administrator to accept and appropriate \$361,185 in federal Local Law Enforcement Block Grant (LLEBG) funds to support front line law enforcement. The Police Department has identified \$40,132 in required matching funds from the Unclaimed Monies Fund. The grant plus the matching fund monies total \$401,317. The LLEBG grant award will be used to supplement front line policing efforts by providing additional support personnel for expanded DNA services in accordance with grant guidelines.

The full amount of the grant funding earmarked for the City of Oakland is \$419,985. However, the City of Oakland is part of a disparate jurisdiction, i.e., the City receives over 200% more funding than the County. Under the grantor's disparate jurisdiction provisions, the City is required to share a portion of the grant with the County. As in the past, 14% of the total grant, or \$58,800, is shared with Alameda County to provide continuing support to the Consolidated Drug Courts. Therefore the City's final award is \$361,185. Alameda County submitted a separate application for \$58,800 and will provide their own required matching funds.

FISCAL IMPACT

The Deputy Chief of the Bureau of Investigation will be responsible for the administration of this United States Department of Justice, Office of Justice Programs grant. The proposed resolution authorizes the appropriation of \$361,185 in federal grant funds and \$40,132 from the City's Unclaimed Monies Fund (7440) to establish the required match. There is sufficient fund balance

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in Fund 7440, Organization 103510, Account 54919, Project P33700, Program PS01 to support this appropriation.

The combined \$401,317 in grant and matching funds will cover the costs of sustaining four full-time Police Department civilian employees through the period beginning January 1, 2005 and ending June 30, 2005, and augment the funds required to contract with the Family Violence Law Center to provide domestic violence advocate services. The grant period is 24 months, beginning October 2004, and ending September 2006. All federal funds must be liquidated within 90 days following the grant ending date. The audit of the grant will be covered by the City's annual single audit. No funding is available in this grant to offset the cost of the audit.

Interest earned on the federal portion of the grant must be appropriated to the LLEBG Grant Project and expended in accordance with the approved spending plan. The proposed resolution includes a request for the City Council to appropriate the interest to a new Fund to be established by the Finance and Management Agency.

If approved, this spending plan would continue the employment of two DNA Analysts and one DNA Technician whose current funding under the Cold Hit Grant is scheduled to expire prior to the end of FY 2004-05. Specifically, this new appropriation would authorize the salary, fringe and retirement costs and central services overhead costs related to two DNA Analysts and one DNA Technician for six months from January 1, 2005 to June 30, 2005 and one DNA Analyst, currently funded under the Paul Coverdell Grant, for three months from April 1, 2005 to June 30, 2005.

Title	Annual Salary	Number of Months	Grant Funded Salary	Est. Fringe and Retirement	Est. CSO	Number of FTE	Est. Total Cost
DNA Analyst	\$70,337	6	35,169	13,178	6,250	.5	54,597
DNA Analyst	\$70,337	6	35,169	13,178	6,250	.5	54,597
DNA Analyst	\$70,337	3	17,585	6,590	3,125	.25	27,300
DNA Technician	\$56,550	6	28,276	10,595	5,024	.5	43,894
Total Positions						1.75	\$180,388

Note: Estimated fringe and retirement for FY 2004-05 costed at 37.47%, Central Service Overhead rate is estimated at 17.77%.

KEY ISSUES AND IMPACTS

For the ninth year the City of Oakland has been awarded funding from the U.S. Department of Justice, Bureau of Justice Assistance under the Local Law Enforcement Block Grant (LLEBG) program. The \$361,185 award will be matched by Police Department funds of \$40,132 from the Unclaimed Monies Fund. The total program funding of \$401,317 must be spent in accordance with grant guidelines to support frontline law enforcement.

The Police Department proposes to use the LLEBG 2004 funds and matching Unclaimed Monies to supplement the Department's efforts to address the analysis of evidence in homicide and sexual assault cases and to maintain domestic violence prevention efforts.

LLEBG YEAR 2004 SPENDING PLAN	
TECHNICAL SUPPORT PERSONNEL	
Two DNA Analysts (6 months)	\$109,194
One DNA Analyst (3 months)	27,300
One DNA Technician (6 months)	43,894
SUBTOTAL	\$ 180,388
STRENGTHENING COMMUNITY TIES	
Domestic Violence Prevention Program (Contract with Family Violence Law Center, including the 3% contract assessment fee)	\$220,929
TOTAL	\$401,317

Personnel

For the past three years, the Laboratory has participated in a state funded grant known as The Cold Hit Program. The aim of the program was to analyze biological evidence in backlogged, unsolved sexual assault and homicides cases, develop DNA profiles of the perpetrators, and search those profiles in state and national databases in order to identify the persons responsible for these crimes. To date, the lab has had considerable success: the Cold Hit Program has achieved 88 "hits" in state and national databases on unsolved cases. Approximately 55 of the hits are of offenders in the database; the remaining associations are hits between cases showing the same perpetrator is involved, thus establishing serial crimes. The largest series involves 9 sexual assaults. These assaults were eventually tied to one offender. Another series, still unsolved, involves 8 sexual assaults over a nine-year period. In this series, one victim was raped on two separate occasions by the same man. Funding for this program ends December 2004.

We propose to continue this successful effort to examine biological evidence in unsolved sexual assaults and homicides and make such analyses a routine, efficient and effective part of laboratory services. Approximately 230 sexual assault evidence kits and Coroner samples from homicide victims are collected annually by the Department, but most are not analyzed. Based on OPD's experience with the Cold Hit Program, staff expects future analyses will lead to approximately 42 perpetrator identifications and case-to-case associations. Without such an effort, the backlog of unanalyzed cases will continue to accumulate, the serial nature of certain sexual assaults will continue to go undetected, and sexual assaults and homicides will not be solved. The DNA staff noted in the Spending Plan will also enable OPD to provide better overall turnaround of all DNA case requests.

Strengthening Community Ties

To strengthen ties to the community the Department proposes to use funding from LLEBG 2004 to continue the Domestic Violence Prevention Program funding for the Family Violence Law Center (FVLC) contract. The FVLC is a private, nonprofit, domestic violence service organization whose mission is to end family violence and domestic abuse within our community by providing legal assistance, prevention and counseling services primarily to women and children.

SUSTAINABLE OPPORTUNITIES

Economic - Maintenance of the Crime Laboratory's ability to analyze DNA evidence will increase efficiencies in solving homicide and rape cases. Civilian support for this project allows trained police officers to continue their community policing activities.

Environmental - None noted.

Social Equity - The support personnel funded by this grant will enhance the Department's ability to analyze DNA evidence in homicide and sexual assault cases. The Domestic Violence Prevention Program will serve to enhance crime prevention and facilitate economic growth in Oakland through domestic violence prevention.

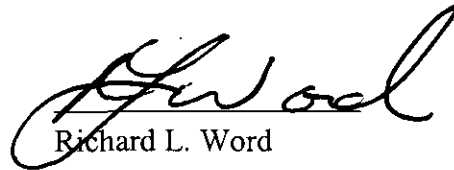
DISABILITY AND SENIOR CITIZEN ACCESS

There are no Americans with Disabilities Act (ADA) or senior access issues contained in this report.

RECOMMENDATION

Recommend approval of the proposed spending plan and resolution to accept and appropriate \$361,185 in LLEBG 2004 funds to the Police Department and provide \$40,132 in required matching funds from the Unclaimed Monies Fund, for a total of \$401,317 to supplement front line policing efforts by providing additional DNA analysis support personnel and support services for domestic violence prevention.

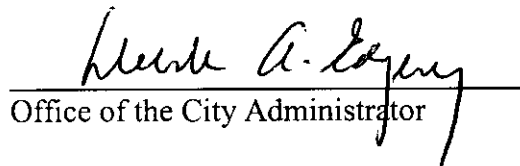
Respectfully submitted,



Richard L. Word
Chief of Police

Prepared by: Catherine McMahon, Manager
Administrative & Technical Services Division
Bureau of Services

APPROVED AND FORWARDED TO
THE PUBLIC SAFETY COMMITTEE:



Office of the City Administrator

Item: _____
Public Safety Committee
October 12, 2004

Approved as to Form and Legality
Charles E. ...
OFFICE OF THE City Attorney
OAKLAND

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S. 2004 SEP 30 AM 8:17

RESOLUTION AUTHORIZING THE ACCEPTANCE AND APPROPRIATION OF THREE HUNDRED SIXTY ONE THOUSAND, ONE HUNDRED EIGHTY-FIVE DOLLARS (\$361,185) IN FEDERAL LOCAL LAW ENFORCEMENT BLOCK GRANT (LLEBG) FUNDS TO THE POLICE DEPARTMENT AND FORTY THOUSAND, ONE HUNDRED THIRTY-TWO DOLLARS (\$40,132) IN MATCHING FUNDS FROM THE UNCLAIMED MONIES FUND FOR A TOTAL OF FOUR HUNDRED ONE THOUSAND THREE HUNDRED SEVENTEEN DOLLARS (\$401,317) TO SUPPLEMENT FRONT LINE POLICING EFFORTS BY PROVIDING ADDITIONAL FUNDING FOR DNA ANALYST AND DOMESTIC VIOLENCE PREVENTION SERVICES

WHEREAS, the United States Department of Justice, Bureau of Justice Assistance, is providing funding through the Local Law Enforcement Block Grant (LLEBG) program to units of local government for the purpose of reducing crime and improving public safety; and

WHEREAS, the federal funds earmarked for the City of Oakland amount to \$419,985; and

WHEREAS, under the provisions of the grant the City is required to share a portion of the grant with the County of Alameda; and

WHEREAS, it has been determined that \$58,800 is Alameda County's share and will be used to support the Consolidated Drug Courts; and

WHEREAS, the City's final award of the federal funds will be \$361,185; and

WHEREAS, the funds provided under the LLEBG grant may not exceed 90 percent of the total costs of the program; and

WHEREAS, the applicant's matching share must be in the form of cash; and

WHEREAS, the Police Department has identified sufficient funds in the Unclaimed Monies Fund balance (Fund No. 7440) to satisfy the \$40,132 required match; and

WHEREAS, interest earned on the federal portion of the grant must be appropriated to the LLEBG Grant Project funds and expended in accordance with the approved spending plan; and

WHEREAS, a new City Fund is needed to account for the federal grant and interest accrued over the 24-month grant period; and

WHEREAS, the LLEBG funds will be used to continue the employment of DNA analyst support staff; and

WHEREAS, the LLEBG funds will be used to continue Family Violence Prevention advocate services; and

WHEREAS, the proposed spending plan will facilitate the City Council’s goal of crime reduction through City-wide community policing and other strategies; now therefore be it

RESOLVED: That the City Council hereby authorizes the City Administrator or her designee to accept the award of \$361,185 in federal Local Law Enforcement Block Grant (LLEBG) funds for the Police Department and to complete any negotiations, certifications and documentation required to accept, modify, extend, or amend the grant award; and be it

FURTHER RESOLVED: That the City Council authorizes the salary, fringe benefit costs, and central services overhead costs for 6 months for two DNA analysts, 3 months for one DNA analyst, and 6 months for one DNA technician; and be it

FURTHER RESOLVED: That the City Council approves the proposed spending plan; and be it

FURTHER RESOLVED: That the City Council authorizes an increase to the estimated revenue and appropriation to the Police Department by \$361,185 in a Fund and Project to be assigned, with grant expenses charged to the same fund and project; and be it

FURTHER RESOLVED: That the City of Oakland matching fund share of \$40,132 shall be appropriated from Unclaimed Monies Fund: 7440, Organization 103510, Account 54919, Project P33700, Program PS01; and be it

FURTHER RESOLVED: That the City Council accepts and authorizes the appropriation of the interest earned on the federal portion of the grant funds to the new 2004 LLEBG Grant Fund to augment the approved spending plan.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California