

# CITY OF OAKLAND

## AGENDA REPORT

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2009 JAN 29 PM 4:38

**To:** Office of the City Administrator  
**Attn:** Dan Lindheim  
**From:** Police Department  
**Date:** February 10, 2009

**Subj.:** **Public Hearing, Council Report, and Resolution Authorizing (1) the Acceptance and Appropriation of a State of California "Citizen's Options for Public Safety" (State COPS) Grant in an Amount Not to Exceed Six Hundred Sixty-Nine Thousand Nine Hundred and Eighty-Two Dollars (\$669,982); (2) Implementing California Government Code Sections 30061-30065, and (3) Approving the Oakland Police Department's Fiscal Years 2008-2010 State COPS Grant Spending Plan**

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### SUMMARY

A resolution has been prepared authorizing the City Administrator, on behalf of the City of Oakland, to accept and appropriate grant funds in an amount not to exceed \$669,982 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, 2008 through June 30, 2010.

### FISCAL IMPACT

It is anticipated that the Department shall receive State COPS grant funds in an amount not to exceed \$669,982 on a pass-through basis from the County of Alameda. The entire grant amount, plus accrued interest, is restricted by statute for use associated with front line law enforcement services. 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 \$669,982 (plus interest earned) in additional funding.

Approval of the proposed resolution will authorize the application, acceptance and appropriation of State of California, "Citizen's Options for Public Safety" (State COPS) grant for the thirteenth year program, beginning October 1, 2008, in an amount not to exceed \$669,982 (plus accrued interest). Funding will be appropriated in the State of California Grant Fund (2158), Bureau of Administration Org. (106110), Agency-Wide Administration Program (PS01), in a Project to be determined. There is no matching fund requirement.

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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:

Description and Use of Funds	Amount
Marked Vehicle Replacements	\$505,011
Ammunition	50,000
Management Training Sponsored by Police Executive Research Forum (PERF)	25,000
High Density Storage System	33,042
Leadership Development Training	14,430
Computer Hardware and Software	15,000
Transcription Services	10,000
Sworn Overtime for Participation in Leadership Development Training: (Lieutenant of Police: (\$62.94/hr x 1.5 x 60/hrs) (Sergeant of Police: (\$47.16/hr x 1.5 x 20/hrs x 2)	14,859
Central Services Overhead: (\$14,859 x 17.77%)	2,640
<b>Total:</b>	<b>\$669,982</b>

Operations and Maintenance (O&M) costs for the OPD's marked vehicles are included annually in the OPD's baseline budget. As these vehicles are replacement vehicles, no additional vehicle costs are anticipated. Further, although not anticipated at this time, any additional fees, such as contract assessment(s) shall be absorbed within the OPD's annual operating budget.

The anticipated hardware/software purchases are inclusive of such items as computers, printers, and scanners. There are no additional fees/costs anticipated relative to purchases of said equipment.

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## **BACKGROUND**

For the thirteenth 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, Assistant Chief of Police, Director of Administration, and Deputy Chiefs of Police for the State COPS XIII award in an amount not to exceed \$669,982 (plus earned interest) is outlined below:

### **Spending Plan**

#### **Marked Vehicle Replacements - \$505,011**

A vehicle replacement program is vitally important to maintaining a healthy fleet. The City will benefit from a vehicle replacement program by eliminating high-cost, maintenance intensive vehicles; thereby reducing vehicle “downtime”. Additionally, the elimination of unnecessary spare vehicles that are no longer needed to fill-in for vehicles undergoing recurring repairs will help the City achieve a more streamlined fleet.

Scheduled replacement of vehicles also allows management to plan for vehicle maintenance, which in turn provides the opportunity for the Public Works Agency to save in overtime costs. When vehicles are replaced too late, excessive funds are expended on maintenance and repairs, which in turn affects the services provided by the Oakland Police Department.

#### **Alignment with Justice Assistance Grant Funds Set-Aside for Marked Vehicle Replacements:**

At the Special Concurrent meeting of the Oakland Redevelopment Agency and City Council – Fiscal Year 2008-2009 Mid-Cycle Policy Budget Review of June 11, 2008, the Public Works Agency presented a report discussing public safety vehicle replacements. The fiscal impact of the report provided that \$.7 million of the \$3.3 million needed to partially fund the replacement of the public safety vehicles would be garnered through use of the Citizen’s Options for Public Safety (COPS) grant program and the Justice Assistance Grant (JAG) Program.

To date, a total of \$194,989.50 in Justice Assistance Grant funds has been earmarked by the Department and approved by Oakland’s City Council for vehicle replacements. (Reference

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Authorizing Resolution No. 81561 C.M.S., dated October 7, 2008.) Accordingly, with the proposed allocation of \$505,011 in State COPS XIII grant funds, the cumulative grant-funds set-aside for marked vehicle replacements achieves the \$.7 million request from the Public Works Agency.

Ammunition - \$50,000

Ammunition will be purchased to facilitate Police Officer training and firearms proficiency qualifications throughout the year. These are perishable skills that frontline peace officers need to maintain in order to readily protect themselves and the lives of others.

Management Training Sponsored by Police Executive Research Forum - \$25,000

Funds shall be used to provide front-line commanding officers with advanced training and continuing education on contemporary police management and practices. The proposed management training sessions bring together leading thinkers in corporate and public management to provide intensive training in the best available management theories and practices, innovative solutions to organizational problems, and discussion of the importance of effectively managing public service organizations.

High Density Storage System - \$39,971

Spacesaver Storage System will be used to process and store evidence collected at crime scenes, including homicides, sexual assaults, and robberies. This will enhance front-line law enforcement's abilities to analyze evidence collected at crime scenes and increase the department's efforts to prosecute violent crimes in Oakland.

Leadership Development Training - \$25,000

Funds shall be used to provide training to law enforcement personnel on leadership practices in contemporary police settings as described by the Sonoma Learning Institute. This in turn shall assist in the leadership and organizational development of the Department's supervisors, managers, and commanders.

Computer Hardware and Software - \$15,000

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.

Transcription Services - \$10,000

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.

**SUSTAINABLE OPPORTUNITIES**

**Economic**

Crime prevention activities funded by this spending plan will have a positive impact on property values and business opportunities.

**Environmental**

Newer vehicles place less of a burden on the environment by being more fuel efficient and expelling reduced exhaust emissions.

**Social Equity**

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

**DISABILITY AND SENIOR CITIZEN ACCESS**

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

**RECOMMENDATION**

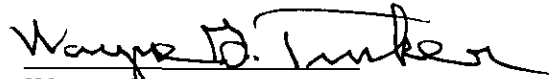
The Oakland Police Department recommends that the City Council authorize the City Administrator to accept State COPS XIII grant funds in an amount not to exceed \$669,982, approve the proposed spending plan, and appropriate said funds to the Police Department.

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**ACTION REQUESTED BY THE CITY COUNCIL**

Staff requests that the City Council adopt the resolution.

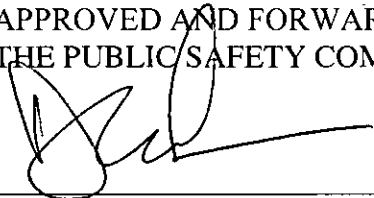
Respectfully submitted,



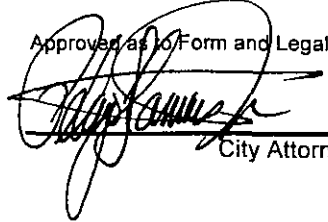
Wayne O. Tucker  
Chief of Police

Prepared by:  
Howard A. Jordan  
Assistant Chief of Police  
And  
Candice Jessie  
Budget and Grants Administrator  
Bureau of Administration

APPROVED AND FORWARDED TO  
THE PUBLIC SAFETY COMMITTEE:



Office of the City Administrator


  
City Attorney

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 OAKLAND

**OAKLAND CITY COUNCIL**

2009 JAN 29 PM 4:38 RESOLUTION No. \_\_\_\_\_ C.M.S.

Introduced by Councilmember \_\_\_\_\_

**RESOLUTION AUTHORIZING (1) THE ACCEPTANCE AND APPROPRIATION OF A STATE OF CALIFORNIA "CITIZEN'S OPTIONS FOR PUBLIC SAFETY" (STATE COPS) GRANT IN AN AMOUNT NOT TO EXCEED SIX HUNDRED SIXTY-NINE THOUSAND NINE HUNDRED AND EIGHTY-TWO DOLLARS (\$669,982); (2) IMPLEMENTING CALIFORNIA GOVERNMENT CODE SECTIONS 30061-30065, AND (3) APPROVING THE OAKLAND POLICE DEPARTMENT'S FISCAL YEARS 2008-2010 STATE COPS GRANT SPENDING PLAN**

**WHEREAS**, it is anticipated that the State Legislature shall allocate grant funds in an amount not to exceed \$669,982 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 \$669,982 in FY 2008-2010 State COPS funds received must be allocated in accordance with the State COPS XIII spending plan and there is no match requirement; and

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

**WHEREAS**, the requested State COPS XIII spending plan was discussed and public comment was allowed at the public hearing conducted on February 17, 2009, 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 \$669,982 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, Agency-Wide Administration Program: PS01, in a Project Account to be determined; 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 his 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, 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