

FILED
OFFICE OF THE CITY CLERK
OAKLAND

CITY OF OAKLAND

AGENDA REPORT

2010 JAN -7 PM 5:05
Office of the City Administrator
Attn: Dan Lindheim
From: Police Department
Date: January 19, 2009

Re: A Report And Proposed Resolution Amending Resolution No. 82448 C.M.S. (1) to Reflect the Name Change of the Alexandria Group Of MPRI, the Contractor that the Council Authorized to Perform Independent Monitoring Services in an Amount Not to Exceed \$1,500,000, to Assure Compliance with a Court Order in *Delphine Allen, et al v. City of Oakland*, USDC Case No. C00-4599 THE, a Lawsuit Alleging that Certain Oakland Police Officers Violated Plaintiffs' Civil Rights, and (2) to Authorize the City Administrator to Execute the Agreement with the Contractor Under the Contractor's New Name, Police Performance Solutions, LLC

SUMMARY

On December 8, 2009, the City Council approved a Resolution No. 82448 C.M.S., which authorized the City Administrator to enter into a two-year contract with the police monitors of the Alexandria Group of MPRI to provide monitoring services associated with the terms and conditions of the Memorandum of Understanding entered into in the case of *Delphine Allen, et al v. City of Oakland*, USDC Case No. C00-4599 THE. The police monitors now wish to provide their services under the name of Police Performance Solutions, LLC. Under the new name the same monitoring team will provide the services promised to the City, and the contract terms, scope of work and other provisions of the contract will remain the same.

FISCAL IMPACT

There is no fiscal impact resulting from the name change of Alexandria Group of MPRI to Police Performance Solutions, LLC.

BACKGROUND

On January 22, 2003, the City of Oakland and the Oakland Police Department entered into a five-year Negotiated Settlement Agreement to resolve the allegations of police misconduct raised in the civil case of *Delphine Allen, et. al., v. City of Oakland, et. al.* The City entered into the NSA with the intent of promoting sound police practices, police integrity and professionalism within the Department. On March 19, 2007, the Court extended the NSA for an additional two years.

Item: _____
City Council
January 19, 2010

The Oakland Police Department is still working to achieve substantial compliance with all NSA requirements and will not be in full substantial compliance by the end of the two-year extension. As a result, the City of Oakland and Plaintiff's Counsel mutually agreed to a Memorandum of Understanding addressing post Settlement Agreement terms and conditions. The MOU requires the selection of an independent monitor to provide oversight of the Department's continued efforts in achieving substantial compliance with all MOU requirements. To fulfill this requirement, the Police Department conducted a selection process to identify an independent monitor who best met the needs of the City in implementing and complying with the terms of the MOU.

The Alexandria Group of MPRI was mutually chosen by the City and the Plaintiff's Counsel. On December 8, 2009, the City Council approved Resolution No. 82448 C.M.S., which approved the new monitors' contract.

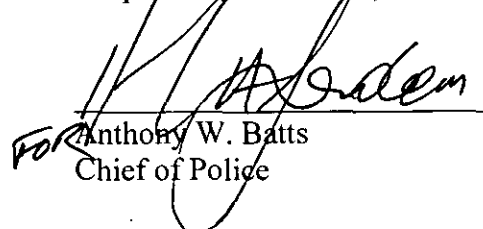
KEY ISSUES AND IMPACTS

There are no issues or impacts resulting from the name change of Alexandria Group of MPRI to Police Performance Solutions, LLC.


RECOMMENDATION / ACTION REQUESTED OF COUNCIL

Staff recommends approval of this Resolution Amending Resolution No. 82448 C.M.S. (1) to Reflect the Name Change of the Alexandria Group Of MPRI, the Contractor that the Council Authorized to Perform Independent Monitoring Services in an Amount Not to Exceed \$1,500,000, to Assure Compliance with a Court Order in *Delphine Allen, et al v. City of Oakland*, USDC Case No. C00-4599 THE, a Lawsuit Alleging that Certain Oakland Police Officers Violated Plaintiffs' Civil Rights, and (2) to Authorize the City Administrator to Execute the Agreement with the Contractor Under the Contractor's New Name, Police Performance Solutions, LLC

Respectfully submitted,


FOR Anthony W. Batts
Chief of Police

APPROVED AND FORWARDED TO
THE CITY COUNCIL:


Office of the City Administrator

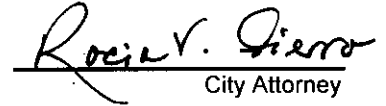
Prepared by:
Ms. Kristin Burgess
Police Program and Performance Auditor
Office of Inspector General

Item: _____
City Council
January 19, 2010

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality


City Attorney

2010 JAN -7 PM RESOLUTION No. _____ C.M.S.

Resolution Amending Resolution No. 82448 C.M.S. (1) to Reflect the Name Change of the Alexandria Group Of MPRI, the Contractor that the Council Authorized to Perform Independent Monitoring Services in an Amount Not to Exceed \$1,500,000, to Assure Compliance with a Court Order in *Delphine Allen, et al v. City of Oakland*, USDC Case No. C00-4599 THE, a Lawsuit Alleging that Certain Oakland Police Officers Violated Plaintiffs' Civil Rights, and (2) to Authorize the City Administrator to Execute the Agreement with the Contractor Under the Contractor's New Name, Police Performance Solutions, LLC

WHEREAS, on December 8, 2009, the City Council approved Resolution No. 82448 C.M.S., which authorized the City to enter into a two-year contract with the independent monitoring team of Alexandria Group of MPRI to provide monitoring services associated with the terms and conditions of the Memorandum of Understanding entered into in the above-referenced case; and

WHEREAS, the independent monitoring team of the Alexandria Group of MPRI now seeks to provide their services under the new name of Police Performance Solutions, LLC; and

WHEREAS, under the new name the independent monitoring team will remain the same and will provide the same services under the City's contract provisions, scope of work and all other applicable requirements; now therefore be it

RESOLVED: That Resolution No. 82448 C.M.S., authorizing the City Administrator to enter to a two year contract with the Alexandria Group of MPRI to provide independent monitoring services to the Oakland Police Department is hereby amended to authorize the execution of an Agreement with the Contractor under the Contractor's new name, Police Performance Solutions, LLC; and be it

FURTHER RESOLVED: That the same monitoring team will provide its services under the name Police Performance Solutions, LLC and the members of the monitoring team will remain the same, as will all other provisions of the contract, scope of work and all other requirements; and be it

FURTHER RESOLVED: That all other provisions of Resolution No. 82448 C.M.S. not amended by this Resolution shall remain unchanged.

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