

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

RESOLUTION APPROPRIATING \$358,000 FOR THE NUISANCE ENFORCEMENT UNIT IN THE OFFICE OF THE CITY MANAGER, INCLUDING ADDITIONAL CITY ATTORNEY SERVICES TO SUPPORT NUISANCE ENFORCEMENT

WHEREAS, on October 21, 2003, the City Council adopted the Public Nuisance Ordinance; and

WHEREAS, on January 27, 2004, the Public Safety Committee reviewed, accepted and forwarded to the City Council the Report and Recommendations on the Implementation of the "Public Nuisance Ordinance" and the "Nuisance Eviction Ordinance"; and

WHEREAS, on January 27, 2004, the Public Safety Committee recommended adoption of the Nuisance Eviction Ordinance by the City Council; and

WHEREAS, the Public Safety Committee directed staff to return to the City Council with the necessary amendments to the Master Fee Schedule, which is a companion Ordinance to this Resolution; and

WHEREAS, a new Nuisance Enforcement Unit in the City Manager's Office will handle the Public Nuisance and Nuisance Eviction cases; and

WHEREAS, the fees and penalties collected by the Nuisance Enforcement Unit will fund the Unit; and

WHEREAS, annual revenues from enforcing the PNO and NEO provisions will generate an estimated \$358,000, and any additional funds received are needed to supplement on-going City costs for this program, and

WHEREAS, the City Council finds and determines that the public safety, health, convenience, comfort, and general welfare will be furthered by enforcement of the Public Nuisance Ordinance and the Nuisance Eviction Ordinances; and

WHEREAS, the anticipated nuisance enforcement activities require the services of at least one additional full-time attorney for the City Attorney's Office; now therefore, be it

RESOLVED, that the City Council hereby appropriates \$358,000 for the Nuisance Enforcement Unit, which represents the first year Baseline Budget, and appropriates any additional revenues above the annual \$358,000 revenue estimate to supplement the NEU's budget; and the City Manager is hereby authorized to expend \$358,000, including \$152,000 for additional City Attorney services for nuisance enforcement, and any additional revenues collected, for the sole purpose of administering the Public Nuisance and Nuisance Eviction programs.

IN COUNCIL, OAKLAND, CALIFORNIA, _____ 2004

PASSED BY THE FOLLOWING VOTE:

AYES- BRUNNER, CHANG, BROOKS, NADEL, REID, QUAN, 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

Alternate "B"

Item: 19.4
City Council
February 17, 2004