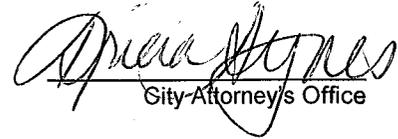


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2019 MAY 22 PM 12: 03

Approved as to Form and Legality


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. 87632 C.M.S.

RESOLUTION AMENDING RESOLUTION 87525 AND AUTHORIZING THE CITY ADMINISTRATOR OR DESIGNEE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE OAKLAND POLICE DEPARTMENT (OPD) AND THE EAST BAY REGIONAL COMMUNICATIONS SYSTEM AUTHORITY MEMBERS ESTABLISHING CLEAR GUIDELINES FOR ACSO USE OF OPD EAST BAY REGIONAL COMMUNICATIONS SYSTEM AUTHORITY (EBRCSA) FREQUENCIES TO FACILITATE INTERAGENCY COMMUNICATION

WHEREAS, OPD seeks Council approval to enter into an agreement with ACSO for the purpose of radio interoperability in the field between ACSO and OPD; and

WHEREAS, Enhanced interagency communications will strengthen joint OPD-ACSO operations; and

WHEREAS, Article V, Section 504(l) of the Oakland City Charter requires that the City Council approve all intergovernmental relationships and contracts; and

WHEREAS, on February 5, 2019, the City Council approved Resolution No. 87525 C.M.S. which authorized the City Administrator or designee to enter into an MOU with the Alameda County Sheriff's Office to establish the same clear guidelines for use of OPD EBRCSA frequencies to facilitate interagency communication; and

WHEREAS, the EBRCSA requires that each agency sign an MOU with the EBRCSA members and not solely with ACSO as each EBRCSA member agency will be part of the radio interoperability network, and an MOU between all the member agencies will allow for better radio frequency and resource coordination; and

WHEREAS, the EBRCSA member agencies are: Alameda county District Attorney, Alameda County Sheriff's Office, Alameda Police Department, Albany Police Department, Antioch Police Department, Benicia Police Department, Berkeley Police Department, Brentwood Police Department, CA Department of Corrections and Rehabilitation, CA Department of Developmental Services, California Maritime

Academy Police Services, Concord Police Department, Concordia University Department of Campus Safety and Security (not a POST participating agency), Contra Costa Community College District Police Department, Contra Costa County District Attorney, Contra Costa County Sheriff's Department/Coroner, CSU East Bay University Police Department, Danville Police Department (contract city, see Contra Costa County Sheriff's Department), East Bay Regional Parks District Department of Public Safety, Emeryville Police Department, Fremont Police Department, Hayward Police Department, Kensington Police Department, Livermore Police Department, Martinez Police Department, Moraga Police Department, Newark Police Department, Oakdale Police Department, Oakland City Housing Authority Police Department, Oakland Park Rangers (see Oakland Police Department), Oakland Police Department, Oakland Unified School District Police Department, Oakley Police Department, Ohlone Community College District Police Department, Piedmont Police Department, Pleasant Hill Police Department, Pleasanton Police Services, Richmond Police Department, San Leandro Police Department, San Ramon Police Department, UC Berkeley Police Department, Union City Police Department, and Walnut Creek Police Department; and

WHEREAS, Article V, Section 504(l) of the Oakland city Charter requires that the City Council approve all intergovernmental relationships and contracts; now, therefore be it

RESOLVED: ACSO personnel shall use the OPD EBRCSA system during:

- (1) Joint operations or when working with members of OPD,
- (2) Priority 1 circumstances as defined in the California Law Enforcement Mutual Aid Radio System Plan system priority guidelines – disaster and extreme emergency operations for mutual aid and interagency communications, or
- (3) Priority 2 circumstances – emergency or urgent operations involving imminent safety of life or protection of property; and be it

RESOLVED: That the City Administrator or designee is authorized to complete all required negotiations, certifications, assurances, and documentation required to execute, modify, extend and/or amend the agreements necessary for ACSO personnel to use the OPD EBRCSA channels to communicate with OPD; and be it

FURTHER RESOLVED: That in accordance with Article IV, Section 401(6) of the City Charter, the agreements authorized by this resolution shall be approved by the City

Attorney's Office as to form and legality before execution, and a copy of the fully executed agreements shall be placed on file with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

MAY 21 2019

PASSED BY THE FOLLOWING VOTE:

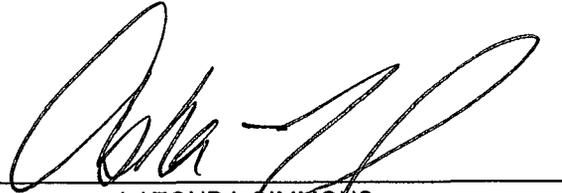
AYES – BAS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, TAYLOR, THAO, AND
PRESIDENT KAPLAN 

NOES – 

ABSENT – 

ABSTENTION – 

ATTEST:



LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California