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2008 SEP -4 PM 5:06

CITY OF OAKLAND



ONE FRANK OGAWA PLAZA • 2ND FLOOR • OAKLAND, CALIFORNIA 94612

September 16, 2008

HONORABLE CITY COUNCIL
CITY OF OAKLAND

RE: A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, ON BEHALF OF THE CITY OF OAKLAND, TO APPROPRIATE TO THE OFFICE OF THE CITY AUDITOR \$330,000 IN FISCAL YEAR 2008-2009 AND \$330,000 IN FISCAL YEAR 2009-2010 IN GENERAL PURPOSE FUNDS FOR THE PURPOSE OF FUNDING ADMINISTRATION OF THE CITY AUDITOR'S WHISTLEBLOWER PROGRAM

Dear Members of the Council:

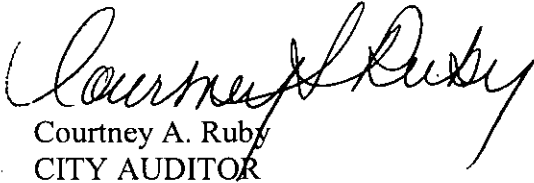
On July 15, 2008 the City Council passed a Whistleblower Protection Ordinance, which protects City officers and employees against retaliation for whistleblowing and defines a process whereby complaints of fraud, waste, or abuse, and complaints of retaliation will be investigated by the Office of the City Auditor.

This resolution would authorize the City Administrator to appropriate to the Office of the City Auditor \$330,000 in fiscal year 2008-2009 and \$330,000 in fiscal year 2009-2010 in general purpose funds for the purpose of funding the administration of the City Auditor's Whistleblower Program.

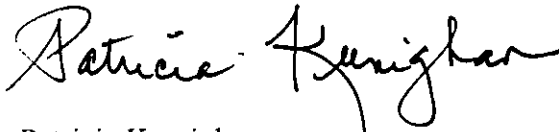
The \$330,000 per year would fund the cost of investigations, the creation of a confidential whistleblower hotline, and an outreach campaign. We anticipate the activity in the program to be high in the first two years of operations based on similar municipal programs, therefore funds for investigations have been budgeted accordingly. If, however, activity is below our expectations, all unused funds will be returned to the General Fund.

At this time it is critical that we invest in the City Auditor's Whistleblower Program as a tool to regain the public's confidence in the integrity of City government. Moreover, given the City's current budget short fall, we must invest in a program that will combat fraud, waste and abuse, and bring increased efficiency to our government. We ask you to join with us in funding the Whistleblower Program and holding government accountable at the highest level.

Respectfully submitted,



Courtney A. Ruby
CITY AUDITOR



Patricia Kernighan
COUNCILMEMBER, DISTRICT 2



Ignacio De La Fuente
COUNCIL PRESIDENT

FILED
OFFICE OF THE CITY CLERK
OAKLAND
2008 SEP -4 PM 5:07

Approved as to Form and Legality
Gracy
Oakland City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

INTRODUCED BY City Auditor Courtney Ruby, Council President Ignacio De La Fuente,
and Councilmember Pat Kernighan

**A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR,
ON BEHALF OF THE CITY OF OAKLAND, TO APPROPRIATE
TO THE OFFICE OF THE CITY AUDITOR \$330,000 IN FISCAL
YEAR 2008-2009 AND \$330,000 IN FISCAL YEAR 2009-2010
IN GENERAL PURPOSE FUNDS FOR THE PURPOSE OF
FUNDING ADMINISTRATION OF THE CITY AUDITOR'S
WHISTLEBLOWER PROGRAM**

Whereas, the City Auditor maintains a Whistleblower Program for the purpose of receiving individual complaints concerning the quality and delivery of government services, wasteful and inefficient City government practices, misuse of City funds, and improper activities by City officers and employees; and

Whereas, the City of Oakland has an interest in protecting the integrity of the City Auditor's Whistleblower Program; and

Whereas, the Office of the City Auditor presently lacks sufficient resources to administer the Whistleblower Program; and

Whereas, the Office of the City Auditor desires additional funding in the amount of \$330,000 in fiscal year 2008-2009 and \$330,000 in fiscal year 2009-2010 to establish a whistleblower hotline, investigate whistleblower tips and to process complaints of retaliation; now, therefore, be it

RESOLVED: that the City Administrator, on behalf of the City of Oakland, is hereby authorized to appropriate to the Office of the City Auditor \$330,000 in fiscal year 2008-2009 and \$330,000 in fiscal year 2009-2010 in general purpose funds for the purpose of funding the administration of the City Auditor's Whistleblower Program.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND
PRESIDENT DE LA FUENTE

NOES -

ABSENT -

ABSTENTION -

ATTEST:

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