



AGENDA REPORT

TO: Jestin D. Johnson
City Administrator

FROM: Darren Allison
Interim Chief of Police, OPD

SUBJECT: Alameda County OPD Narcotics
Taskforce MOU

DATE: April 16, 2024

City Administrator 
Approval Jestin Johnson (Apr 18, 2024 16:09 PDT)

Date **Apr 18, 2024**

RECOMMENDATION

Staff Recommends That The City Council Adopt A Resolution Authorizing The City Administrator To Enter Into A Memorandum Of Understanding (MOU) With Alameda County, The City Of Alameda, The City Of Hayward, East Bay Regional Parks, Oakland Housing Authority, Bay Area Rapid Transit, And California Highway Patrol To Participate In The Alameda County Narcotics Taskforce (ACNTF), From July 1, 2024 Through June 30, 2029.

EXECUTIVE SUMMARY

The Alameda County Narcotics Taskforce (ACNTF) is composed of personnel from Oakland Police Department (OPD) as well as personnel from two Alameda County cities who partner with the Alameda County Sheriff's Office (ACSO), Alameda County District Attorney's Office (ACDA), and Alameda County Probation Department. The task force includes East Bay Regional Parks, Oakland Housing Authority, Bay Area Rapid Transit, and California Highway Patrol. Through this MOU, one or more OPD officers can be assigned to work with ACNTF partners on narcotics operations. The City Charter requires Council approval for all agreements with other government agencies. OPD cannot formally participate in ACNTF meetings and investigations unless the City Council adopts the proposed resolution to allow the City Administrator to sign the ACNTF MOU.

BACKGROUND AND LEGISLATIVE HISTORY

ACNTF member cities have been partnering since 1990 to stem the flow of illegal drugs into Alameda County, and to support the disruption of locally operating major drug distribution networks. OPD personnel see the value in this partnership because of 1) the proven dangers of illegal narcotics abuse and 2) the proven nexus between illegal narcotics distribution and violent crime. The Analysis and Policy Alternatives Section below highlights several criminal investigations involving dangerous firearms. The ACNTF is directed by a county-led Executive Policy Committee.

Public Safety Committee
May 14, 2024

ANALYSIS AND POLICY ALTERNATIVES

This policy advances the **Citywide Priority of responsive, trustworthy government**. OPD's collaboration with the ACNTF helps OPD to target not only illegal drug and narcotics trafficking but violent crime connected to illegal drug trafficking and associated networks through investigation via intel led policing.

Purposes of the Alameda County Narcotics Taskforce are to:

1. The interdiction of ***illegal*** drugs into Alameda County.
2. The disruption of major drug distribution networks operating within Alameda County.
3. The targeting, investigating, and prosecuting individuals who organize, direct, finance, or otherwise engage in high-level drug trafficking enterprises or money laundering.
4. The seizure of assets derived through drug trafficking, in accordance with California law.
5. The promotion of coordinated drug enforcement efforts throughout the County with maximum cooperation between all law enforcement and prosecutorial agencies.
6. Protect Drug Endangered Children through full enforcement of child protection laws and services.
7. The seizure of illegal or prohibited firearms being used to further criminal activity.

Additional Information Concerning Narcotics Related Crimes that Impact the Oakland Community

While it's difficult to quantify the absence of crime, operations that remove firearms and illegal narcotics from the Oakland community may lead to less criminal activity. The evaluation of ACNTF's impact should consider this effect. **Table 1** (below) illustrates the ACNTF Seizures as a result of 2023 operations:

Table 1: ACNTF 2023 Seizures

<u>Month</u>	<u>Oakland Cases (% of Total)</u>	<u>Narcotics Seized**</u>	<u>Currency Seized</u>	<u>Weapons Seized</u>
January	60%	236 oz. (Cocaine) 21 oz. (Fentanyl) 25 oz. (Methamphetamine) 10 oz. (MDMA)	\$21,171	<u>5 Pistols, 1 Rifle</u>
February	50%	5 oz. (Cocaine) 78 oz. (Fentanyl) 8 oz. (Marijuana) 12 oz. (Methamphetamine)	\$3,788	<u>4 Pistols, 3 Rifles</u> (50% of all firearms recovered were in Oakland)
March	56%	218 oz. (Cocaine) 2,135 oz. (Fentanyl) 104 oz. (Methamphetamine) 1,785 (Fentanyl Pills)	\$3,520	<u>1 Rifle</u>
April	80%	85 oz. (Cocaine) 113 oz. (Fentanyl) 10.5 oz. (Methamphetamine) 195 oz. (Heroin)	\$35,352	<u>1 Pistol</u>
May	78%	274 oz. (Fentanyl) 103 oz. (Methamphetamine) 43 oz. (Heroin) 67 oz. (Marijuana)	\$154,361	<u>4 Pistols</u> (80% of all firearms recovered were in Oakland)

<u>Month</u>	<u>Oakland Cases (% of Total)</u>	<u>Narcotics Seized**</u>	<u>Currency Seized</u>	<u>Weapons Seized</u>
June	50%	10,720.89 gr. (Fentanyl) 85.9 gr. (Cocaine) 319.9 gr. (Methamphetamine) 8.5 gr. (Heroin)	\$49,447	<u>2 Pistols, 1 Rifle</u>
July	67%	2542 gr. (Fentanyl) 37.9 gr. (Cocaine) 1073 gr. (Methamphetamine) 39.7 gr. (Heroin) 44,248 (Fentanyl Pills)	\$6,636	<u>2 Pistols, 3 Rifles</u>
August	40%	200.3 gr. (Cocaine) 291.5 gr. (Heroin) 4455 gr. (Marijuana)	\$66,158	<u>5 Pistols</u>
September	63%	257.8 (Fentanyl) 730.6 gr. (Methamphetamine) 1,279.6 gr. (Marijuana) 12.2 (Heroin)	\$11,297	<u>6 Pistols, 2 Rifles</u>
October	66%	4,854.7 gr. (Fentanyl) 14,963.2 gr. (Cocaine) 1,030.8 gr. (Methamphetamine) 8.7 gr. (Heroin)	\$176,532	<u>4 Pistols, 3 Rifles</u>
November	66%	3620.7 gr. (Fentanyl) 941.1 gr. (Cocaine) 890 gr. (Methamphetamine) 112 gr. (Heroin)	\$15,453	<u>11 Pistols, 1 Rifle</u>

OPD staff believes that some of these firearms and illegal narcotics, seized through the above operations, may have otherwise entered Oakland communities that already face high levels of violent crime and illegal narcotics trafficking.

In 2023, OPD's Criminal Investigations Division (CID) was composed of the following sections and units:

- Homicide;
- Felony Assault;
- Robbery;
- Burglary;
- General Crimes ;
- Special Victim Units;
- Domestic Violence; and
- Violent Crime Operations Center (VCOC)

These units worked collaboratively with OPD commanders to investigate crimes occurring in Oakland. Police captains for the six Oakland Police Area Divisions had officers deployed in VCOC units. Captains used VCOC units, when appropriate, to investigate illegal narcotics trafficking and its connections to individuals and groups connected to violent crime and illegal narcotics trafficking. However, in January 2024, the VCOC was separated into two units, one serving Policing Areas 1/2/3 Bureau of Field Operations 1 (BFO1) and the other serving 4/5/6 Bureau of Field Operations 2 (BFO2). The BFO1 team was renamed to Special Resources Section (SRS) West, while the BFO2 team was renamed Special Resources Section (SRS) East. Both teams would partner with their respective Community Resource Officer teams already established within BFO1 and BFO2. This reorganization of the SRS West and SRS East models provides more consistent and broader coverage of these proactive teams throughout the city.

OPD does not currently have enough budgeted positions to dedicate to an independent unit strictly for enforcing and investigating illegal narcotics crimes. For this reason, staff believes in the importance of regional collaborations such as the ACTNF, which provide opportunities for resource and information sharing.

The ACNTF allows OPD's CID to leverage the resources of other ACNTF partners. There is one officer deployed full-time to the taskforce, and this position can achieve more through ACNTF collaboration than if the position could not work as part of a regional investigative team.

Illegal Narcotics Trafficking Enforcement Priorities

The interdiction of ***illegal*** drugs into Alameda County.

2. The disruption of major drug distribution networks operating within Alameda County.
3. The targeting, investigating, and prosecuting individuals who organize, direct, finance, or otherwise engage in high-level drug trafficking enterprises or money laundering.
4. The seizure of assets derived through drug trafficking, in accordance with California law.

Updated ACNTF Fentanyl and Arrest/Search Warrant/Probation Search Data



OAKLAND
POLICE DEPARTMENT

Crime Gun Intelligence Center

Alameda County Narcotics Task Force (ACNTF)
 (2020 to 2023 Data)

Arrests, Search Warrants & Probation Searches

Mo./Yr.	Arrests	Search Warrants	Probation Searches
July 22	15	14	6
August 22	5	14	1
Sept 22	11	16	18
Oct 22	7	18	0
Nov 22	3	11	0
Dec 22	6	6	2
Jan 23	13	10	5
Feb 23	11	14	6
Mar 23	12	20	10
Apr 23	7	13	3
May 23	14	20	7
June 23	12	27	9
July 23	12	17	5
August 23	12	24	7
Sept 23	10	9	6
Oct 23	6	14	4
Nov 23	11	23	7
Totals	167	270	96

Source: ACNTF Executive Policy Committee (EPC)

Fentanyl Deaths in Alameda County

Quarter/Year	2020	2021	2022	2023
Q1	27	38	56	87
Q2	21	33	54	78
Q3	28	43	67	89
Q4	34	46	*54	*31
Totals	110	160	*231	*286

(*Incomplete Data)

Source: CA Comprehensive Death File & ACSO Coroner's Bureau

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Asset Forfeiture Rules Related To ANCTF

ACNTF recognizes that the principal objective of forfeiture is law enforcement and will use civil and criminal asset forfeiture laws to de-incentivize the pursuit of ill-gotten gains from the sale of narcotics. The ACNTF shall identify, and where appropriate, lawfully seize assets for forfeiture.

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- B. It is agreed that assets seized will be shared based on the participating agencies respective contribution to the ACNTF. The following formula, determined by mutual consent, will be utilized.
1. Seventy-five percent (75%) of all assets forfeited will be divided and returned to the ACNTF member agencies. The percentage distributed to each agency will be based on that agency's level of operational participation and will be determined as a percentage of personnel assigned to ACNTF when such assets are seized.
 2. Twenty-five percent (25%) of all assets forfeited will be returned to the ACNTF Trust Fund for operating costs; expenditures from this Fund require approval of the Executive Policy Committee.
 3. All distributions of asset forfeiture funds will be made after the deduction of administrative costs and apportionment as prescribed by California law and/or by the Executive Policy Committee.
 4. If the program ceases operation, unexpended forfeiture funds will be returned to the participating agencies using the above formula. Federal and State agencies will be excluded from such distribution.
 5. Seized assets will be reported at the monthly EPC meeting. Distribution of adjudicated assets to participating agencies will be based on authorization from the Project Director.
 6. All asset forfeiture funds pending adjudication or awaiting distribution are stored with the Alameda County District Attorney's Office. These funds are audited per policy by the Alameda County Auditor's Office. Any funds seized pursuant to search warrants in other Counties shall be managed by those County District Attorneys' Offices. The Alameda County District Attorney's Office will receive and manage the funds during the court process for any assets seized in this County. Any funds deemed by the applicable District Attorney's Office as ready for equitable sharing, shall be forwarded to ACNTF for distribution amongst the participating agencies.

PUBLIC OUTREACH / INTEREST

No outreach was deemed necessary for this report beyond the standard City Council agenda noticing procedures.

COORDINATION

OPD consulted with the budget bureau and the Office of the City Attorney in the development of this report and accompanying resolution.

FISCAL IMPACT

There are no personnel or other costs to OPD associated with membership in the ACNTF; OPD will designate one or more officers already employed through OPD's operating budget. Any distributions of forfeited assets from ACNTF to OPD shall be deposited into Fund 2160, Org 102310, Account 46319, Project TBD, and Program TBD.

SUSTAINABLE OPPORTUNITIES

Economic: There are no economic opportunities associated with this report.

Environmental: There are no environmental opportunities associated with this report.


Race and Equity: OPD's collaboration with the ACNTF helps OPD to target not only illegal drug and narcotics trafficking but violent crime connected to illegal drug trafficking and associated networks through investigation via intel led policing. All residents and visitors benefit from these efforts to investigate and prosecute individuals involved in this illegal and dangerous activity.

ACTION REQUESTED OF THE PUBLIC SAFETY COMMITTEE

Staff Recommends That The City Council Adopt A Resolution Authorizing The City Administrator To Enter Into A Memorandum Of Understanding (MOU) With Alameda County, The City Of Alameda, The City Of Hayward, East Bay Regional Parks, Oakland Housing Authority, Bay Area Rapid Transit, And California Highway Patrol To Participate In The Alameda County Narcotics Taskforce (ACNTF), From July 1, 2024 Through June 30, 2029.

For questions regarding this report, please contact Steve Valle, Acting Captain, at svalle@oaklandca.gov.

Respectfully submitted,



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Attachment (1)
A: Alameda OPD Narcotics Taskforce MOU

Public Safety Committee
May 14, 2024