

# CITY OF OAKLAND

## AGENDA REPORT

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2003 SEP 11 PM 2:19

**To:** Office of the City Manager  
**Attn:** Deborah Edgerly  
**From:** Police Department  
**Date:** September 23, 2003

**Re:** A Report and Proposed Resolution Authorizing the City Manager or Her Designee to Enter into a Memorandum of Understanding (MOU) with the Oakland Unified School District (OUSD) and Accept and Appropriate Grant Funds in the Amount of Fifty Thousand Dollars (\$50,000) from OUSD for Appropriation to the Police Department to Support Fremont High School in the Implementation and Enforcement of a Truancy Reduction and Intervention Program (TRIP)

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### SUMMARY

A resolution has been prepared authorizing the City Manager or his designee to accept and appropriate grant funds in the amount of fifty thousand dollars (\$50,000) from the Oakland Unified School District for use by the Police Department and enter into a MOU with OUSD to sustain the Truancy Reduction and Intervention Program (TRIP) at Fremont High School for the one year period beginning October 1, 2003.

### FISCAL IMPACT

The proposed resolution authorizes the City Manager to accept and appropriate \$50,000 in State of California Juvenile Justice and Delinquency Prevention grant funds for perimeter surveillance and neighborhood truancy sweeps to address high truancy levels among Fremont High students. The funds were awarded to the Oakland Unified School District and will be transferred to the OPD in accordance with the attached MOU. The California Juvenile Justice and Delinquency Prevention program does not provide for reimbursement of the City's indirect costs related to the performance of overtime service; therefore OPD requests a waiver of \$5,805 (11.61%) in Central Services Overhead costs. The funds will be appropriated to the Truancy Reduction and Intervention Program (Fund: 1010, Org.: 102460, Account No.: 51214, and Project No.: P208810)

### BACKGROUND

The Oakland Police Department (OPD) determined that there is a direct relationship between the large number of truants from the Fremont site and the daytime crime rate in Beat 27X. In the Fremont attendance area, crimes involving youth suspects or victims soar in the afternoon

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(during school hours) and peak between 4 p.m. and 6 p.m. TRIP grant funds have been utilized at Fremont High School for the past two years, beginning in October 2001, but despite the program's successes truancy rates remain high.

During the 2001-2002 school year, officers picked up 1,411 truants. In the 2002-2003 school year, 1,209 truants were picked up by CLASS officers. Correspondingly, the number of calls for police services in the immediate Fremont High School area dropped over 60%. The number of reported Part 1 crimes committed in the area has steadily decreased during the past two school years.

### **KEY ISSUES AND IMPACTS**

The stated goals of the Truancy Reduction and Intervention Program(TRIP) are to:

1. Reduce incidents of truancy and daytime crime in the Fremont High School area.
2. Provide additional security in the area around the school site.
3. Support OUSD by enforcing truancy violations in the Fremont High School area

As part of the truancy program OUSD will provide a Community Truancy Assistant (CTA) to accept custody of truants who are returned to Fremont High School. Additional functions of the CTA are to:

- Regularly review attendance records of all Fremont students
- Contact and notify parents of students with poor or irregular attendance
- Make home visits to targeted students
- Refer students to appropriate community based organizations for support

### **SUSTAINABLE OPPORTUNITIES**

**Economic**- Violence prevention activities enhance the City's efforts to reduce crime and provide a climate in which economic development can flourish.

**Environmental**- No environmental opportunities are anticipated.

**Equity**- TRIP will enhance violence prevention and facilitate economic growth in the area of Fremont High School.

### **DISABILITY AND SENIOR CITIZEN ACCESS**

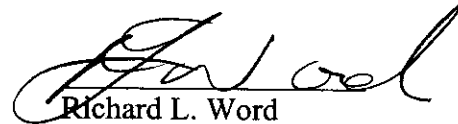
There are no Americans with Disabilities Act (ADA) or senior access issues contained in this report.

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**RECOMMENDATION**

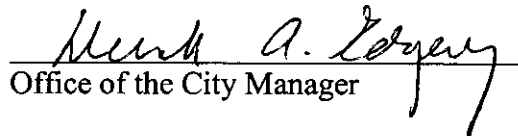
Accept this report and approve the proposed resolution.

Respectfully submitted,

  
Richard L. Word  
Chief of Police

Prepared by: Howard Jordan, Lieutenant  
Youth & Community Services Division  
Bureau of Investigations

APPROVED AND FORWARDED TO  
THE PUBLIC SAFETY COMMITTEE:

  
Office of the City Manager

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OFFICE OF THE CITY CLERK  
OAKLAND

# OAKLAND CITY COUNCIL

Approved as to Form and Legality

  
City Attorney

2003 SEP 11 11:14

RESOLUTION No. \_\_\_\_\_

C.M.S.

**A REPORT AND PROPOSED RESOLUTION AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE OAKLAND UNIFIED SCHOOL DISTRICT (OUSD) AND ACCEPT AND APPROPRIATE GRANT FUNDS IN THE AMOUNT OF FIFTY THOUSAND DOLLARS (\$50,000) FROM OUSD FOR APPROPRIATION TO THE POLICE DEPARTMENT TO SUPPORT FREMONT HIGH SCHOOL IN THE IMPLEMENTATION AND ENFORCEMENT OF A TRUANCY REDUCTION AND INTERVENTION PROGRAM (TRIP)**

**WHEREAS**, since October 2001, the Police Department has partnered with the Oakland Unified School District to address escalating truancy problems around Fremont High School area; and

**WHEREAS**, the OUSD received \$50,000 in grant funds from the State of California Juvenile Justice and Delinquency Prevention program; and

**WHEREAS**, the State of California Juvenile Justice and Delinquency Prevention program will not reimburse the City for any indirect costs related to the performance of overtime service, and

**WHEREAS**, the OUSD has offered to transfer said grant funds to the Police Department (Fund 1010, Org. 102460, Account No. 51214, in Project: P208810); and

**WHEREAS**, the \$50,000 will enhance and increase the Police Department's efforts to address student truancy and the correlating increase in the daytime crime rate in Community Policing Beat 27X, therefore benefiting the City; and

**WHEREAS**, the Police Department and the OUSD desire to conduct perimeter surveillance and neighborhood truancy sweeps in the areas surrounding the Fremont High School site for the one year period beginning October 1, 2003; now, therefore, be it

**RESOLVED:** That the City Council hereby authorizes the City Manager or her designee to accept the sum of \$50,000 from the Oakland Unified School District and appropriate said funds to the Oakland Police Department to conduct truancy sweeps, perimeter surveillance and gang prevention around the Fremont High School area; and be it

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**FURTHER RESOLVED:** That the City Central Overhead costs of approximately \$5,805 (11.61%) are hereby waived; and be it

**FURTHER RESOLVED:** That the City Council of the City of Oakland hereby acknowledges and thanks the Oakland Unified School District for its generous support of the Truancy Reduction and Intervention Program (TRIP).

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 20\_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN and PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

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ATTEST: \_\_\_\_\_

**CEDA FLOYD**  
City Clerk and Clerk of the Council  
of the City of Oakland, California

**MEMORANDUM OF UNDERSTANDING  
BETWEEN THE  
OAKLAND UNIFIED SCHOOL DISTRICT  
AND THE  
OAKLAND POLICE DEPARTMENT,  
CITY OF OAKLAND**

Whereas, the truancy rates at Fremont High School in the Oakland Unified School District (hereinafter "OUSD") have reached intolerably high levels.

Whereas, the City of Oakland, Oakland Police Department (hereinafter "OPD") has determined that there is a direct correlation between the large number of truants from the Fremont site and the high daytime crime rate in policing Beat 27X.

Whereas, in the Fremont attendance area, crimes involving youth suspects and/or victims dramatically increases in the afternoon (during school hours) and peaks in the hours immediately following the end of the school day (between 4 p.m. and 6 p.m.).

Whereas, the goal of this Memorandum of Understanding (hereinafter "MOU") is to establish a close working relationship between the OPD and the OUSD to support Fremont High School in the continued enforcement of a Truancy Reduction and Prevention Program (hereinafter "TRIP").

Whereas, this understanding, which is authorized by the legislative bodies of both entities, is intended to ensure a safe and secure school and community environment.

The parties to this Memorandum of Understanding hereby agree to the following terms, conditions, and operating instructions:

**Oakland Unified School District**

1. **Payment.** The OUSD shall reimburse the City of Oakland for the actual cost of its police officer services, on an overtime basis, *six (6) hours per day, one (1) day per week*, at the hourly rate(s) set forth in the most current City of Oakland/Oakland Police Officers' Association (OPOA) collective bargaining agreement for the officers assigned. Compensation for the police services shall be due and paid by the OUSD upon submission and approval of a monthly billing invoice, the total of which shall not exceed fifty thousand dollars (\$50,000) during the one year term of this MOU.
2. **School Safety Program Funds.** OUSD will pay the police service overtime reimbursements to the City of Oakland out of funds made available for school safety programs, administered by the State of California Office of Criminal Justice Planning, Juvenile Justice and Delinquency Prevention program.

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3. Police Reporting. All Fremont High School personnel shall be required to report criminal activity, including, but not limited to, known or suspected illegal activities involving drugs, weapons or acts of violence, to the Principal and to the Oakland Police Department.

### **City of Oakland, Oakland Police Department**

1. Officer Allocation. OPD will assign two (2) police officers to provide six (6) hours of additional police services, one (1) day a week, not to exceed *four hundred and eight-six (486)* hours, to assist in enforcement of the TRIP at Fremont High School.
2. Hours. The officers will work between the hours of 0900 and 1500, unless other hours are coordinated with the school principal.
3. Area. Police officers will provide perimeter surveillance and neighborhood truancy sweeps in the area bounded by Brookdale Avenue to the north, to the south by International Boulevard, between the east/west boundaries of 35<sup>th</sup> Avenue and 55<sup>th</sup> Avenue.
4. Duties. Two (2) officers will provide increased security at Fremont High School by patrolling the area in and around the school to identify trouble spots and responding to school site emergencies. In addition to conducting truancy sweeps, the officers will counsel students regarding appropriate school behavior, make incident reports, combat vandalism, and provide training to School Security Officers.
5. Return of Students. Police officers performing under this MOU shall return any Fremont students found to be truant to the Fremont High School attendance office. Students found truant from schools other than Fremont shall be taken to their respective schools. Notwithstanding the above, Fremont students or students from other schools identified as truant but also suspected of criminal activity may be held in police custody and not returned to Fremont or taken to the respective schools.

### **TERM**

This MOU will be in effect for a period of one (1) year, beginning October 1, 2003. Within 60 days of the signing of this agreement, the parties shall develop a plan of evaluation which is mutually acceptable and agreed to by both parties.

### **COLLECTIVE BARGAINING AGREEMENTS**

Nothing in this understanding shall supersede or contravene any administrative procedures or any collective bargaining agreements of the parties.

