

CITY OF OAKLAND
AGENDA REPORT

2010 MAR 11 PM 4:02

To: Office of the City Administrator
Attn: Dan Lindheim
From: Police Department
Date: March 23, 2010

Subj.: A Report and Proposed Resolution Authorizing (1) the Acceptance and Appropriation of a State of California "Citizen's Options for Public Safety" (State COPS) Grant in an Amount Not to Exceed Six Hundred Fifty-Eight Thousand Five Hundred Dollars (\$658,500); (2) Implementing California Government Code Sections 30061-30065, and (3) Approving the Oakland Police Department's Fiscal Years 2009-2011 State COPS Grant Spending Plan

SUMMARY

A resolution has been prepared authorizing the City Administrator, on behalf of the City of Oakland, to accept and appropriate grant funds in an amount not to exceed \$658,500 from the State of California, "Citizen's Options for Public Safety" (State COPS) grant program, to the Police Department. The resolution, prepared pursuant to California Government Code Sections 30061-30065, also seeks approval for the Department to allocate the State COPS funds pursuant to the spending plan referenced below. The proposed program period is October 1, 2009 through June 30, 2011.

FISCAL IMPACT

It is anticipated that the Department shall receive State COPS grant funds in an amount not to exceed \$658,500 on a pass-through basis from the County of Alameda. The entire grant amount, plus accrued interest, is restricted by statute for use associated with front line law enforcement services. Under existing law, the Chief of Police is required to submit a spending plan and conduct a public hearing prior to the City Council's acceptance and appropriation of the \$658,500 (plus interest earned) in additional funding.

Approval of the proposed resolution will authorize the application, acceptance and appropriation of State of California, "Citizen's Options for Public Safety" (State COPS) grant for the fourteenth year program, beginning October 1, 2009, in an amount not to exceed \$658,500 (plus accrued interest). Funding will be appropriated in the State of California Grant Fund (2158), Office of the Chief of Police Division Org. (106110), Fiscal Services Division Program (PS01), in a Project to be determined. There is no matching fund requirement.

The appropriation is wholly in addition to the General Fund budget and cannot be used to supplant City funding. Proposed expense allocations are as follows:

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Description and Use of Funds	Amount
Police Overtime for Specialty Operations	\$413,075
Ammunition	\$80,000
Specialized Training/Travel	\$162,133
Central Services Overhead (Total Grant Amount of \$658,500 x 0.5%)	\$3,292
Total:	\$658,500

Based on a 13.64% calculation rate, Central Services Overhead (CSO) charges associated with the \$413,075 for salaries and wages equals \$56,343. The grant limits CSO to 0.5% of the total grant award (total direct costs), or \$3,292. The Department therefore requests a waiver of the remaining CSO charges totaling \$53,051 for salaries and wages.

BACKGROUND

For the fourteenth consecutive year, the State Legislature has authorized supplemental funding for front-line law enforcement through the State COPS grant program. Funds are received by the Alameda County treasury and distributed to local jurisdictions through the Supplemental Law Enforcement Services Fund.

KEY ISSUES AND IMPACTS

In past years the Department has designated State COPS grant funds mostly for equipment, training, and contract services for front line law enforcement. The majority of the funding was appropriated to increase and enhance crime prevention services and to fund special crime suppression projects. A narrative overview of the spending plan proposed by the Chief of Police, Assistant Chief of Police, and Deputy Chiefs of Police for the State COPS XIV award in an amount not to exceed \$658,500 (plus earned interest) is outlined below:

Spending Plan

Enhanced Law Enforcement Operations: \$413,075

A portion of the funding will be used to strengthen and enhance long-term law enforcement efforts throughout the City of Oakland (generally) and throughout the greater County of Alameda (specifically). Resources will be utilized to strengthen and expand existing enforcement operations; targeting violent crime throughout the jurisdiction, with emphasis

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placed on anti-gang violence, narcotics trafficking, gun violence abatement, as well as other violent crimes.

Some specific goals:

- Through enhanced long-term enforcement efforts, reduce the level of violent crime, gang activity and drug-related crimes throughout Oakland
- Through community policing efforts, reduce the number of locations considered “hot spot” for gang violence, drug sales and use and in turn reduce violence associated with turf battles.
- Through a joint federal/local law enforcement group/task force, develop a cohesive strategy to suppress gang activity and violence in our communities
- Through a joint federal/local law enforcement task force, decrease gun possession, gun crime and violent crime throughout Oakland and Alameda County

Ammunition: \$80,000

Ammunition will be purchased to facilitate Police Officer training and firearms proficiency qualifications throughout the year. These are perishable skills that frontline peace officers need to maintain in order to readily protect themselves and the lives of others.

Specialized Training/Travel: \$162,133

The funding will also provide law enforcement with training and travel needed to address gang activities and gun violence in Oakland; enabling law enforcement to focus more fully on crime hot spots and linkages to organized criminal activity.

SUSTAINABLE OPPORTUNITIES

Economic

Crime prevention activities funded by this spending plan will have a positive impact on property values and business opportunities.

Environmental

There are no environmental issues associated with this report.

Social Equity

The services provided through this initiative will assist the community through improved police services and enhanced police-community relations.

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DISABILITY AND SENIOR CITIZEN ACCESS

There are no ADA or senior citizen access issues contained in this report.

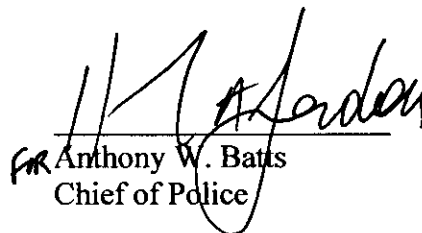
RECOMMENDATION

The Oakland Police Department recommends that the City Council authorize the City Administrator to accept State COPS XIV grant funds in an amount not to exceed \$658,500, approve the proposed spending plan, and appropriate said funds to the Police Department.

ACTION REQUESTED BY THE CITY COUNCIL

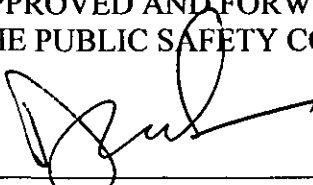
Staff requests that the City Council adopt the resolution.

Respectfully submitted,


for Anthony W. Batts
Chief of Police

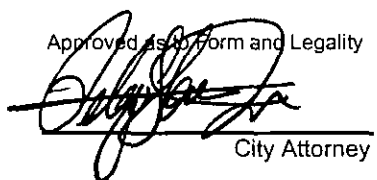
Candice Jessie
Budget and Grants Administrator
Fiscal Services Division
Office of the Chief of Police

APPROVED AND FORWARDED TO
THE PUBLIC SAFETY COMMITTEE:



Office of the City Administrator

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City Attorney

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

2010 MAR 11 PM 4:02 RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING (1) THE ACCEPTANCE AND APPROPRIATION OF A STATE OF CALIFORNIA "CITIZEN'S OPTIONS FOR PUBLIC SAFETY" (STATE COPS) GRANT IN AN AMOUNT NOT TO EXCEED SIX HUNDRED FIFTY-EIGHT THOUSAND FIVE HUNDRED DOLLARS (\$658,500); (2) IMPLEMENTING CALIFORNIA GOVERNMENT CODE SECTIONS 30061-30065, AND (3) APPROVING THE OAKLAND POLICE DEPARTMENT'S FISCAL YEARS 2009-2011 STATE COPS GRANT SPENDING PLAN

WHEREAS, it is anticipated that the State Legislature shall allocate grant funds in an amount not to exceed \$658,500 in pass through funding for the State of California "Citizen's Options for Public Safety " (State COPS) grant to be distributed through the Alameda County Supplemental Law Enforcement Services Fund to supplement, not supplant, existing local law enforcement funding; and

WHEREAS, the Government Code requires that the Chief of Police request the local jurisdiction's legislative body to appropriate said funds solely for front line law enforcement services in accordance with the Chief's spending plan; and

WHEREAS, Government Code Section 30062(d) defines front-line law enforcement services to include community crime prevention programs; and

WHEREAS, the sum of \$658,500 in FY 2009-2011 State COPS funds received must be allocated in accordance with the State COPS XIV spending plan; and

WHEREAS, Central Services Overhead charges associated with the \$413,075 for salaries and wages aligned with the initiative equals \$56,343; and

WHEREAS, State legislation limits administrative costs (Central Services Overhead) to one-half of one percent (0.5%) of the total grant award; and

WHEREAS, the Department has requested a waiver of the remaining Central Services Overhead charges (beyond the 0.5% provision) in the amount of \$53,051; and

WHEREAS, the requested State COPS XIV spending plan was discussed and public comment was allowed at the public hearing conducted on March 23, 2010, prior to passage of this resolution; now, therefore be it

RESOLVED: That the City Council does hereby implement the provisions of the California Government Code by accepting and increasing estimated revenues and appropriations to the Police Department by \$658,500 in State COPS grant funds, plus accrued interest earnings, in accordance with the spending plan and discussed at a public hearing prior to passage of the enabling legislation; and be it

FURTHER RESOLVED: That revenues and appropriations will be allocated to the State of California Grant Fund: 2158, Office of the Chief of Police Division Org.: 106110, Fiscal Services Division Program: PS01, in a Project Account to be determined; and be it

FURTHER RESOLVED: That Central Services Overhead charges in excess of the 0.5% of the total award as allowed by State legislation is hereby waived; and be it

FURTHER RESOLVED: That the Office of the Chief of Police shall provide all required reports regarding the State COPS funds, as specified in the California Government Code; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator as agent of the City, or his designee, to execute all agreements and other documents necessary in connection with the grant and complete any negotiations, certifications, and documentation required to accept, modify, extend, or amend the grant award provided no additional funds will be allocated without prior City Council approval.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, -20_____

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

LaTonda Simmons
City Clerk and Clerk of the
Council of the City of Oakland, California