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CITY OF OAKLAND



ONE FRANK H. OGAWA PLAZA • 6TH FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney
Barbara J. Parker
City Attorney

(510) 238-3601
FAX: (510) 238-6500
TTY/TDD: (510) 238-3254

June 13, 2019

HONORABLE CITY COUNCIL
City Hall, 2nd Floor
Oakland, California

Re: Proposed Ordinance Amending Oakland Municipal Code Chapter 2.45, The Enabling Ordinance For The Oakland Police Commission And Community Police Review Agency, To Establish Authorization And Compliance Requirements For The Police Commission To Purchase Professional Services Necessary To Fulfill Their Duties As Defined In Charter Section 604 In Compliance With The Provisions Of Oakland Municipal Code Section 2.04.022 And Other Purchasing Requirements As Specified Therein, scheduled for review at the June 25, 2019 Public Safety Committee Meeting.

Dear Council President Kaplan and Members of the City Council:

The proposed ordinance will amend the Police Commission enabling ordinance, Oakland Municipal Code Chapter 2.45, to add professional services contracting and contracting requirements to the duties and functions of the Commission. It is scheduled for review at the June 25, 2019 Public Safety Committee Meeting. The proposed ordinance was prepared as companion legislation to the recent ordinance amending the Purchasing Ordinance, codified at Oakland Municipal Code Chapter 2.04, to delegate contracting authority to the Police Commission to approve contacts for professional services necessary for the Commission to perform its Charter functions and duties.

The key elements of the revisions amend Section 2.45.070, *Functions and Duties of the Commission*, and Section 2.45.190, *Commissioner Training*:

- To add professional services contracting as needed to fulfill the Commission's Charter duties to the extent budgeted by the Council to the list of functions and duties; and

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- To add requirements for contract training prior to voting on contracts; and
- To add requirements to comply with the Purchasing Ordinance and the City's contracting requirements, policies and procedures; and
- To make failure to comply with the contracting requirements grounds for removal; and
- To make it a responsibility and duty of Commissioners to cooperate and provide assistance to the City to address contract disputes that arise in connection with contracts the Commission approves during his/her tenure as a regular or alternate member of the Commission.

We recommend that the Council adopt the proposed ordinance to duly establish professional services contracting as a duty and function of the Commission and the contracting requirements related to the Commission's new contracting authority.

Very truly yours,



BARBARA J. PARKER
City Attorney

Assigned Attorney:
Allison Dibley

cc: Mayor, Libby Schaaf
City Administrator, Sabrina Landreth
City Clerk, LaTonda Simmons

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