

**CITY OF OAKLAND**  
*AGENDA REPORT*

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2008 MAY 15 PM 1:45

**To:** Office of the City Administrator  
**Attn:** Deborah A. Edgerly  
**From:** Oakland Police Department  
**Date:** May 27, 2008

**Re: A Report And Proposed Resolution Authorizing The City Administrator, Or Her Designee To Accept And Appropriate Reimbursement Funds In An Amount Not-To-Exceed Twenty Thousand Dollars (\$20,000) in Federal Funds From The Department Of Justice, United States Drug Enforcement Administration (USDEA) To The Oakland Police Department (OPD) In Overtime Costs For Six (6) Police Officers and One (1) Sergeant, For The Period Of March 15, 2008 Through June 30, 2008 For Work Associated With The USDEA Greater East Bay Area Task Force (DEA Task Force)**

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**SUMMARY**

Staff has prepared a report and proposed resolution authorizing the City Administrator to accept and appropriate funds from the U.S. Department of Justice, Drug Enforcement Administration (USDEA) Greater East Bay Area Task Force (DEA Task Force) to the Oakland Police Department (OPD) in an amount not to exceed \$20,000 in overtime reimbursement funds for the participation of six police officers and one sergeant in task force operations related to the DEA Task Force for the period of March 15, 2008 through June 30, 2008.

**FISCAL IMPACT**

Approval of this resolution will authorize the City to accept reimbursement funds from the USDEA for overtime expenditures incurred by the Police Department as result of officers working with the DEA Task Force during the period of March 15, 2008 through June 30, 2008, and appropriate said funds to the Oakland Police Department. Officers working with the DEA Task Force are funded through the Police Department's baseline budget. Overtime reimbursement funds shall be deposited into the General Fund (1010), Bureau of Field Operations Organization Area 2 (107210), Sworn Overtime Account (51214), Program (PS11) and Project number to be determined.

**BACKGROUND**

The DEA Task Force Program coordinates drug enforcement efforts among the DEA, and state and local law enforcement agencies. In the program, local law enforcement officers are deputized as Federal Agents extending their jurisdiction and allowing for federal prosecution.

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The Greater East Bay Area Task Force was assembled in the late 1990s; currently, its members include representatives from the USDEA, the Concord Police Department and the Oakland Police Department. The Department has participated in the DEA Task Force program in previous years, and has received reimbursement through the approval of Resolution No. 79025 C.M.S., dated January 18, 2005, Resolution No. 79024 C.M.S. dated January 18, 2005, and Resolution No. 80953 C.M.S., dated December 4, 2007.

The DEA pays overtime for local law enforcement officers, and shares in asset forfeiture with participating agencies. Investigative expenses (undercover vehicles, cell phones, etc.) are paid through the High Intensity Drug Trafficking Areas (HIDTA) Program. High intensity, drug trafficking areas are designated areas within the United States which exhibit serious drug trafficking problems and harmfully impact other areas of the country.

**KEY ISSUES AND IMPACTS**

The DEA Greater Bay Area Task Force has been effective in eliminating drug gangs by using undercover officers, informants, surveillance and wire tap resources. Task force investigations have been effective in developing probable cause for arrests of known gang members and securing longer sentences by making federal cases in the City of Oakland and throughout the country. In 2006, the DEA Bay Area Task Force recovered the following contraband:

Contraband	Amount
Cocaine	8.2 pounds
Methamphetamines	58.5 pounds
Heroin	.25 pounds
Marijuana	23,140 pounds
Ecstasy	77,734 units
Hashish	1.5 pounds
Firearms	19

Asset Seizures	Amount	Value
Vehicles	14	\$456,990
Real Property	5	\$139,390,134
Other Property	294	\$855,939
U.S.Currency		\$3,708,942

**PROGRAM DESCRIPTION**

The DEA Task Force is designed to encourage cooperation and coordination of drug enforcement efforts among U.S. Drug Enforcement Agency field office personnel and state/local law enforcement agencies in the East Bay Area. It should be noted that operations carried out by

the USDEA Task Force are by no means affiliated or connected to operations known as “pot club raids.” Additionally, OPD does not participate in the sharing of information as it relates to medical marijuana dispensaries in Oakland. The local DEA Task Force provides several advantages to participating agencies which include:

- Sharing resources (equipment, technology, etc.) with state and local officers to combat drug trafficking;
- Increasing investigative strategies by deputizing state and local officers as federal drug agents, extending their jurisdiction;
- Providing state and local participating agencies with a share of forfeited drug proceeds; and
- Paying overtime and investigative expenses for state and local agency participation.

The USDEA has agreed to reimburse the Police Department for the direct overtime expenses of sworn officers related to a DEA project in Central Oakland. The maximum allowable amount of reimbursement for overtime based on the agreement between the Department and the United States Drug Enforcement Agency shall not exceed \$20,000 for the period of March 15, 2008 through June 30, 2008.

## **SUSTAINABLE OPPORTUNITIES**

**Economic:** Proactive crime prevention activities will enhance the City’s efforts to reduce crime, increase the quality of life, and provide a climate in which economic development can flourish.

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

**Social Equity:** A large percentage of crime in the City is related to illegal narcotic activity. Enforcement efforts that address narcotics traffickers can increase public safety, improving the quality of life of the citizens of Oakland.

## **DISABILITY AND SENIOR CITIZEN ACCESS**

There are no ADA or senior citizen issues associated with this report.

## **RECOMMENDATION / RATIONALE**

The narcotic activity in the East Bay contributes to the violent crime in Oakland; the DEA Task Force targets Drug Trafficking Organizations (DTOs) and individuals responsible for importing, manufacturing, and distributing narcotics in the East Bay. The DEA Task Force strives to reduce the supply of illicit narcotics to the East Bay through its enforcement efforts. By coordinating with local law enforcement and using federal assets, the DEA Task Force can disrupt narcotic trafficking and thereby impact violent crime in Oakland. In addition to crime reduction, the Department’s participation in the DEA Task Force allows the City to share in the forfeiture of drug proceeds including U.S. currency, vehicles, and property.

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Staff recommends acceptance of this report and approval of the proposed resolution authorizing the City Administrator, or her designee to accept and appropriate reimbursement funds in an amount not-to-exceed \$20,000 in federal funds from the Department of Justice, United States Drug Enforcement Administration (USDA) to the Oakland Police Department (OPD) in overtime costs for six police officers and one sergeant, for the period of March 15, 2008 through June 30, 2008 for work associated with the USDA Greater East Bay area Task Force.

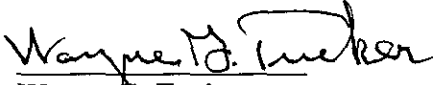
**ACTION REQUESTED OF THE COUNCIL**

Staff requests acceptance of this report and approval of this resolution.

APPROVED AND FORWARDED TO  
THE PUBLIC SAFETY COMMITTEE:

  
Office of the City Administrator

Respectfully submitted,

  
Wayne G. Tucker  
Chief of Police

Prepared by:  
Lieutenant Lawrence Green  
Special Resources, Area 2

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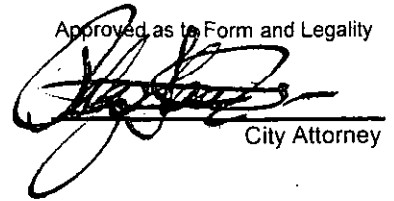
FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2008 MAY 15 PM 1:46

OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

Approved as to Form and Legality



City Attorney

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO ACCEPT AND APPROPRIATE REIMBURSEMENT FUNDS IN AN AMOUNT NOT-TO-EXCEED TWENTY THOUSAND DOLLARS (\$20,000) IN FEDERAL FUNDS FROM THE DEPARTMENT OF JUSTICE, UNITED STATES DRUG ENFORCEMENT ADMINISTRATION (USDEA) TO THE OAKLAND POLICE DEPARTMENT (OPD) IN OVERTIME COSTS FOR SIX (6) POLICE OFFICERS AND ONE (1) SERGEANT, FOR THE PERIOD OF MARCH 15, 2008 THROUGH JUNE 30, 2008 FOR WORK ASSOCIATED WITH THE USDEA GREATER EAST BAY AREA TASK FORCE (DEA TASK FORCE)**

**WHEREAS**, the Department of Justice, United States Drug Enforcement Administration (hereinafter "USDEA") has formed a Greater East Bay Area Task Force (DEA Task Force) to provide coordinated USDEA field office and local/state law enforcement agency crime fighting efforts tasked with investigating, locating, arresting, and prosecuting drug gangs; and

**WHEREAS**, the Oakland Police Department has participated in DEA Task Force operations in previous years in order to improve its crime fighting efforts involving drug gangs; and

**WHEREAS**, the Oakland Police Department has designated six police officers and one sergeant to participate in DEA Task Force funded projects for the period of March 15, 2008 through June 30, 2008; and

**WHEREAS**, the USDEA agrees to reimburse the City for the overtime costs incurred by the officers assigned to DEA Task Force projects, in an amount not-to-exceed \$20,000 for the period March 15, 2008 through June 30, 2008; and

**WHEREAS**, the USDEA will not reimburse the City for any indirect costs related to the performance of overtime service; now, therefore be it

**RESOLVED**: That the City Council hereby authorizes the City Administrator to accept and appropriate reimbursement funds in an amount not-to-exceed \$20,000 from the United States Drug Enforcement Administration to the Oakland Police Department for overtime costs of six police officers and one sergeant to the DEA Task Force project for the period March 15, 2008 through June 30, 2008; and be it

**FURTHER RESOLVED**: That overtime reimbursement funds shall be deposited into the General Fund (1010), Bureau of Field Operations Organization Area 2 (107210), Sworn Overtime Account (51214), Program (PS11) and Project number to be determined; and be it

**FURTHER RESOLVED:** That the City Administrator is hereby authorized to execute any further documents, contracts and agreements in order to implement the appropriation and allocation of these funds to the City.

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

**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,  
City of Oakland, California