

James Chan
OAKLAND CITY ATTORNEY'S OFFICE

OFFICE OF THE CITY CLERK

2007 FEB -8 PM 1:04

OAKLAND CITY COUNCIL

Resolution No. 80420 C.M.S.

RESOLUTION DENYING THE APPEAL FILED BY THE OAKLAND POLICE OFFICERS' ASSOCIATION ("OPOA") AND UPHOLDING THE CITY ADMINISTRATOR'S DECISION TO PLACE THE DEPUTY CHIEFS OF POLICE AND CAPTAINS OF POLICE IN A SWORN MANAGEMENT EMPLOYEE BARGAINING UNIT IN ACCORDANCE WITH EMPLOYER-EMPLOYEE RELATIONS RESOLUTION NO. 80211 C.M.S.

WHEREAS, on October 17, 2006, Resolution No. 80211 C. M. S. adopted rules and regulations governing Employer-Employee Relations in City Government Applicable to Sworn Police Officers; and

WHEREAS, rules and regulations are necessary to promote improved employer-employee relations with sworn members of the Police Department; and

WHEREAS, the establishment of a sworn management unit is an essential step toward creating an appropriate management ethos in the Department, and toward the achievement of the goals of the Negotiated Settlement Agreement (NSA) in *Allen, et al. v. City of Oakland, et al.*, United States District Court Case No. C-00-4599-TEH, now therefore be it

RESOLVED: It is the public policy of Municipal government to maintain good relations between that government and those employed by it, and to protect the public by assuring the orderly and uninterrupted operation and services provide by the City. To that end and pursuant to EERR No. 80211, the appeal of the Oakland Police Officers' Association is denied and the City Administrator's designation of a sworn management unit is upheld.

IN COUNCIL, OAKLAND, CALIFORNIA, FEB 20 2007, 2007

PASSED BY THE FOLLOWING VOTE:

AYES-BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, ~~REID~~, AND PRESIDENT DE LA FUENTE -7

NOES- 0

ABSENT- 0

ABSTENTION- 0

Excused- Reid - 1

ATTEST:

Latonda Simmons
LATONDA SIMMONS

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