



FILED
OFFICE OF THE CITY CLERK
OAKLAND
2012 NOV 15 AM 10:01

AGENDA REPORT

TO: DEANNA J. SANTANA
CITY ADMINISTRATOR

FROM: Howard A. Jordan
CHIEF OF POLICE

SUBJECT: Oakland Housing Authority (OHA)
Memorandum of Understanding (MOU) DATE: October 26, 2012

City Administrator Approval	<i>Deanna J. Santana</i>	Date	11/12/12
-----------------------------	--------------------------	------	----------

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Staff requests that the City Council approve the resolution authorizing the City Administrator or her designee to 1) Enter into a MOU with the Oakland Housing Authority (OHA) to establish and define the working relationship and shared responsibilities between the Oakland Police Department (OPD) and the Oakland Housing Authority Police Department (OHAPD). 2) Accept \$150,000 from OHAPD for the OPD for a joint planned expansion of ShotSpotter (SST) and for OHAPD to have access to the system and its data.

EXECUTIVE SUMMARY

This report outlines the current status of shared policing responsibilities in the City of Oakland by the OPD and the OHAPD as it pertains to ensuring safe community environments on or near Authority owned/controlled properties through an agreed MOU. This MOU is forthcoming and will define the collaborative relationship between these two police departments while clarifying each of their roles as they pertain to providing police services, responses to crime, and shared technology. This MOU will also define OHAPD's willingness to engage in strategic crime fighting efforts by employing the use of SST for their officers, while contributing \$150,000 to the expansion and maintenance of the system.

In August of 2012, staff was asked to prepare a report and resolution authorizing the City Administrator to enter into an agreement with ShotSpotter Inc., for implementation of a gunshot location system in the City of Oakland and an expansion of the system. This report was submitted, approved and implemented. The City of Oakland is currently in contract with ShotSpotter, Inc., and actively using the system at a cost of \$348,000 annually.

Item: 6
Public Safety Committee
November 27, 2012

OUTCOME

Many cities in the United States (including Oakland) have shared policing responsibilities by local police departments and Federal Housing police departments. In these cities the two departments enter into a voluntary agreement that clearly defines each others roles, obligations, and policing methods. Entering into this agreement with the OHAPD will increase the identification of current policing problems, increase information sharing, establish plans and objectives for problem solving plans of action, improve response times for calls for service, lend much needed resources from the OHAPD to assist the OPD in various capacities for emergencies such as: traffic control, crowd control, handling calls for service during emergency situations, disasters, major crime scenes, and protest to name a few.

While the success of partnerships can be relegated to focus merely on personnel resources, the intangible gains are what remains to be the strength of collaborations and the yield from this will be marked by sharing of data, technology, and training opportunities with both agencies. Each agency will become an immediate force multiplier in providing competent, ethical, and Constitutional policing to our citizens.

BACKGROUND/LEGISLATIVE HISTORY

Founded in 1972, the OHAPD was originally titled the "Security and Safety Services Department." The Department had an authorized strength of 23 sworn employees, including the Director of Security, 1 administrative assistant, 3 sergeants, 15 officers, and 3 dispatchers. This Department was created to supplement the efforts of the OPD in combating criminal activities, including narcotics trafficking, theft, sex crimes, and crimes impacting the quality of life occurring on and/or about Authority owned/controlled properties.

In 1981, OHA officers obtained peace officer status, allowing OHAPD to better supplement the OPD. The relationship was further strengthened in 1991 when a contractual agreement between the two agencies allowed for an OPD command officer to act as the Director of the agency. Currently, the OHAPD has its own Chief of Police, 2 lieutenants, 6 sergeants, 25 police officers, 8 police service aides, and a communications/records supervisor. In addition to the 34 sworn staff members the Department has 10 reserve police officers.

Even with the acquisition of peace officer status the mission and the role of the OHAPD has not changed. The OPD remains the primary law enforcement agency in the City of Oakland, including Authority owned properties.

Although the contractual agreement between the two agencies no longer exists, the intention of this MOU is to preserve the close working relationship built between the two agencies. As such, the OHAPD and the OPD shall grant one another access to their agencies' respective resources,

Item: _____
Public Safety Committee
November 27, 2012

both current and future, upon request, taking into consideration the availability of resources and workload demands.

ANALYSIS

The primary purpose of the MOU is to establish that the OPD has concurrent jurisdiction with that of the OHAPD and that OPD has primary jurisdiction throughout the City of Oakland with OHAPD serving as a supplemental resource. It is understood that the OPD is the primary law enforcement agency in the City of Oakland and has primary policing responsibilities in all instances.

The OHAPD's physical jurisdiction encompasses a combination of real properties owned, or under the control of the Oakland Housing Authority (OHA) contained in the City of Oakland. This includes 7 family residential developments, 5 senior citizen developments, and 267 scattered sites. In addition, OHA owns a number of administrative and maintenance facilities throughout the City of Oakland.

In an effort to improve public safety and partner in innovative ways to address gun violence, the OHAPD has agreed to share the cost of the SST system and the fees associated with the expansion of the system and ongoing maintenance. The OHAPD will have access to the data and alerts generated by SST in the City of Oakland for its partnership and financial support of \$150,000.

PUBLIC OUTREACH/INTEREST

Entering into an MOU agreement with the OHAPD and allowing them to off-set the cost of the SST expansion program will result in having a personnel and technology force multiplier and increase the likeliness of an officer apprehending a subject involved in a violent crime as well as improve community awareness. With concerted efforts such as this, it will undoubtedly restore peace, belief, and an environment in the community that is conducive for families to thrive and be free of crime and the fear of crime. The data collected by ShotSpotter as well as the community policing efforts will be accessible to the community to inform them of what is taking place in our City.

COORDINATION

Staff has worked with the Budget and City Attorney's Offices in the preparation of this report. This project will be a joint partnership of OPD, OHAPD and various City stakeholders.

Item: _____
Public Safety Committee
November 27, 2012

COST SUMMARY/IMPLICATIONS

There are positive cost implications for the City of Oakland. The purpose of the MOU is to ensure that the OPD and the OHAPD continue to make every effort to reduce drugs, guns, gangs, alcohol, and violent behavior in the City of Oakland. This can be achieved through responsible and reciprocal information sharing, as well as the sharing of resources, thereby creating efficiencies and increased capacity. Further, the Oakland Housing Authority will contribute \$150,000 in FY 2012-13 and \$75,000 in FY 2013-14 to offset the City's cost of ShotSpotter.

FISCAL/POLICY ALIGNMENT

On August 28, 2012, the Oakland Housing Authority Board of Commissioners authorized the Oakland Housing Authority to enter into an agreement with the Oakland Police Department to contribute funding in the amount of \$225,000 over the next two years to offset the cost of the ShotSpotter expansion. Council approved funding for ShotSpotter in the FY 2012-13 mid-cycle budget and authorized OPD to enter into a contract with ShotSpotter with resolution 84058 C.M.S on October 2, 2012. Upon a signed agreement between the Oakland Police Department and Oakland Housing Authority, it is anticipated that the Oakland Housing Authority will contribute \$150,000 in FY 2012-13 and \$75,000 in FY 2013-14.

SUSTAINABLE OPPORTUNITIES

Economic: Partnering with a pre-existing law enforcement agency already policing our city and having clearly defined roles while doing so helps the City become more efficient and responsive to our citizens needs all while saving money in the process. Responding to crime scenes in a timelier manner and having an increased capacity to analyze crime results in a more efficient use of resources, focused efforts on crime trends and patterns, and enhanced police services to respond to emerging crime trends; all improve public safety, thereby providing a safer environment for residents and local commerce to flourish.

Environmental: There are no environmental issues associated with this report.

Social Equity: The OPD and the OHAPD will continue to provide competent, professional, and strategic police services to the citizens of Oakland all while being transparent and available to ensure that all its staff members are providing these services with respect and integrity.

For questions regarding this report, please contact Captain Ersie M. Joyner III, at (510) 773-0411.

Respectfully submitted,



Howard A. Jordan
Chief of Police
Oakland Police Department

Prepared by:
Captain Ersie M. Joyner III
Bureau of Field Operations
Oakland Police Department

Item: 6
Public Safety Committee
November 27, 2012

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

[Signature]
City Attorney

2012 NOV 15 RESOLUTION No. _____ C.M.S.

RESOLUTION:

AUTHORIZING THE CITY ADMINISTRATOR OR HER DESIGNEE TO 1) ENTER INTO AN MOU WITH THE OAKLAND HOUSING AUTHORITY (OHA) TO ESTABLISH AND DEFINE THE WORKING RELATIONSHIP AND SHARED RESPONSIBILITIES BETWEEN THE OAKLAND POLICE DEPARTMENT (OPD) AND THE OAKLAND HOUSING AUTHORITY POLICE DEPARTMENT (OHAPD). 2) ACCEPT \$150,000 FROM OHAPD FOR THE OPD FOR A JOINT PLANNED EXPANSION OF SHOTSPOTTER (SST) AND FOR OHAPD TO HAVE ACCESS TO THE SYSTEM AND ITS DATA

WHEREAS, in November 2002, OHA ended its contractual agreement with the OPD, appointing from within the department an OHAPD Chief of Police. Currently, the OHAPD has its own Chief of Police, 2 lieutenants, 6 sergeants, 25 police officers, 8 police service aides, and a communications/records supervisor. In addition to the 34 sworn staff members the Department has 10 reserve police officers; and

WHEREAS, the primary purpose of the MOU is to establish that the OPD has concurrent jurisdiction with that of the OHAPD, that OPD has primary jurisdiction throughout the City of Oakland, and that OHAPD serves as a supplemental resource. It is understood that the OPD is the primary law enforcement agency in the City of Oakland and has primary policing responsibilities in all instances; and

WHEREAS, the OHAPD's physical jurisdiction encompasses a combination of real properties owned, or under the control of the Oakland Housing Authority (OHA) contained in the City of Oakland. This includes 7 family residential developments, 5 senior citizen developments, and 267 scattered sites. In addition, OHA owns a number of administrative and maintenance facilities throughout the City of Oakland.

WHEREAS, in an effort to improve public safety and partner in innovative ways to address gun violence, the OHAPD has agreed to share the cost of the SST system and the fees associated with the expansion of the system and ongoing maintenance. The OHAPD will have access to the data and alerts generated by SST in the City of Oakland for its partnership and financial support of \$150,000 now, therefore be it

RESOLVED: That the City Council hereby authorizes the City Administrator, or her designee, to enter into a MOU with the OHAPD that outlines the responsibilities of policing in the City of Oakland and to accept \$150,000 from OHAPD to offset cost of the expansion of the ShotSpotter system and continued maintenance of the system; and be it

6
PUBLIC SAFETY CMTE.

NOV 27 2012

FURTHER RESOLVED: That the City Administrator or her designee is hereby authorized to complete all required negotiations, certifications, assurances, and documentation required to accept, modify, extend and/or amend the proposed MOU with OHAPD and a copy of the fully executed agreement shall be placed on file with the Office of the City Clerk; and be it

FINALLY RESOLVED: That the City Attorney shall review and approve said proposed MOU with OHAPD, as to form and legality.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

6

PUBLIC SAFETY CMTE.

NOV 27 2012