

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL


City Attorney

2013 JAN - 5 PM 3:23 **RESOLUTION NO. 84192 C.M.S.**

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HER DESIGNEE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE ALAMEDA COUNTY SHERIFF'S OFFICE (ACSO) FOR NINETY (90) DAYS OF CRIME SUPPRESSION ASSISTANCE WHEREBY ACSO WILL DEPLOY TEN DEPUTY SHERIFFS IN FIVE, DOUBLE UNIT PATROL VEHICLES AND ONE SERGEANT IN A SUPERVISOR VEHICLE, TWO DAYS PER WEEK, AT A COST NOT TO EXCEED TWO HUNDRED AND SIXTY-FIVE THOUSAND DOLLARS (\$265,000), WITH ONE OPTION TO RENEW FOR AN ADDITIONAL 90 DAYS IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THIRTY THOUSAND DOLLARS (\$530,000)

WHEREAS, for a period of ninety (90) days from the commencement date of Memorandum of Understanding (MOU), the Alameda County Sheriff's Office (ACSO) agrees to provide uniformed personnel with patrol vehicles and all necessary safety equipment, in order to assist the Oakland Police Department (OPD) with conducting high visibility law enforcement to help reduce gun and gang violence, as well as homicides, robberies, burglaries, assaults, traffic enforcement (excluding traffic accident investigations), and other law enforcement services as necessary within the City of Oakland (City); and

WHEREAS, OPD has had an increased amount of gun violence and street robberies that have resulted in citizens being severely injured or killed. Currently, OPD is at the minimal level for police staffing and are experiencing an increase in crime in all categories such as: homicides, robberies, burglaries and assaults. This shortage of staffing affects how OPD can effectively respond to in progress crimes;

WHEREAS, the primary purpose of the proposed MOU is to establish that OPD has primary jurisdiction throughout the City, has primary policing responsibilities in all instances, and that ACSO serves as a supplemental resource; and

WHEREAS, pursuant to the MOU, ACSO retains control over ACSO employees, and

WHEREAS, pursuant to the MOU, ACSO will deploy ten (10) deputy sheriffs in five (5) double unit patrol vehicles and one sergeant in a supervisor vehicle two days per week on varying days as requested in advance by OPD. Shifts will generally be 10 or 12 hours in duration as predetermined by ACSO and OPD; and

WHEREAS, pursuant to the MOU, OPD will provide each ACSO double unit patrol with one OPD hand-held radio for emergency communication with OPD Dispatch. ACSO teams will also be provided with OPD laptops which have been configured to receive the ShotSpotter alerts seconds after gunshot activation; and

WHEREAS, approval of this resolution will authorize OPD to enter into the MOU with ACSO for a 90-day period in an amount not to exceed \$530,000; and

WHEREAS, funding for this proposal has been identified with the General Purpose Fund unaudited fund balance. The funds shall be appropriated to the Oakland Police Department General Purpose Fund (#1010), Office of the Chief of Police (Organization #90591), Contract (Account #54919), Agency-wide Administration Program (#PS01) and project number to be determined; and

WHEREAS, Council approval will also authorize the City Administrator to amend and/or extend the MOU for an additional 90-day period in an amount not to exceed \$530,000 should the City's violent crime and OPD's capacity to effectively address such violent crime require additional assistance from ACSO; and

WHEREAS, Section 504(l) of the Oakland City Charter provides that, when directed by the Council, the City Administrator shall have the power and duty to represent the City in its intergovernmental relations and to negotiate contracts for joint government actions, subject to Council Approval; now, therefore, be it

RESOLVED: That the City Council (Council) authorizes the City Administrator, or her designee, to enter into a memorandum of understanding (MOU) with ACSO for ACSO to provide police services to the City at an amount not to exceed \$530,000; and be it

FURTHER RESOLVED: That Council also authorizes the City Administrator, or her designee to amend and/or extend the MOU with ACSO for an additional 90-day period in an amount not to exceed \$530,000 should the City's level of violent crime and OPD's capacity to effectively address such crime require additional assistance from ACSO; and be it

FURTHER RESOLVED: Funding for this proposal has been identified with the General Purpose Fund unaudited fund balance. The fund shall be appropriated to the Oakland Police Department General Purpose Fund (#1010), Office of the Chief of Police (Organization #90591), Contract (Account #54919), Agency-wide Administration Program (#PS01) and project number to be determined; and be it

FURTHER RESOLVED: That the City Administrator or her designee is authorized to complete all required negotiations, certifications, assurances, and documentation required to accept, modify, extend and/or amend the proposed MOU with ACSO; and be it

FURTHER RESOLVED: That the City Attorney shall review and approve said proposed MOU with ACSO, as to form and legality and a copy of the fully executed agreement shall be placed on file with the Office of the City Clerk.

JAN 22 2013

IN COUNCIL, OAKLAND, CALIFORNIA, _____

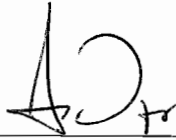
PASSED BY THE FOLLOWING VOTE:

A YES - BROOKS, KALB, GALLO, KAPLAN, KERNIGHAN, MCELHANEY, SCHAAF and ~~REID~~ REID - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:  1/30/13
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California