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City Attorney

## OAKLAND CITY COUNCIL

RESOLUTION No. 87473 C.M.S.

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**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR DESIGNEE TO NEGOTIATE AND ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE ALAMEDA COUNTY SEXUAL ASSAULT FELONY ENFORCEMENT (SAFE) TASK FORCE AND THE OAKLAND POLICE DEPARTMENT (OPD) TO ALLOW OPD PERSONNEL TO COLLABORATE IN CRIMINAL INVESTIGATIONS OF SEXUAL PREDATORS, BETWEEN JULY 1, 2018 AND JUNE 30, 2019**

**WHEREAS**, sexual assault is a crime of violence, and it is estimated that more than 80 percent of all sexual assaults involve the use of weapons, or the threat of violence or death; and

**WHEREAS**, anyone can be a victim of a sexual assault, regardless of behavior or appearance, and rape can happen to any person, anywhere or anytime, and in a significant number of cases, the rapist is known to the victim; and

**WHEREAS**, victims of rape and sexual assault usually experience serious trauma; and

**WHEREAS**, the mission of the SAFE Taskforce is to reduce violent sexual crimes in Alameda County through proactive enforcement focused on predatory sex offenders; and

**WHEREAS**, the SAFE Taskforce will focus on actively pursuing individual who are characterized as sexual predators through the California Department of Justice; and

**WHEREAS**, OPD officers assigned to the SAFE Task Force shall adhere to SAFE Taskforce policies and procedures, as well as OPD policies and procedures; failure to adhere to the most restrictive policies and procedures shall be grounds for dismissal from the Taskforce, and shall subject the OPD officers to administrative action by OPD; and

**WHEREAS**, the MOU between the SAFE Taskforce and OPD will be in force from July 1, 2018 through June 30, 2019; and

**WHEREAS**, Article V, Section 504(l) of the City Charter requires that the City Council authorize the City Administrator or designee to enter into an

agreement between the City and other agency or organization; therefore, be it;

**RESOLVED:** that the City Administrator or designee is authorized to negotiate and enter a into a MOU with SAFE Taskforce to support actively pursuing individuals who are characterized as sexual predators through the California Department of Justice from July 1, 2018 through June 30, 2019; and be it

**FURTHER RESOLVED:** That the City Administrator or designee is authorized to complete all required negotiations, certifications, assurances, and documentation required to execute, modify, extend and/or amend the MOU without returning to the City Council; and be it

**FURTHER RESOLVED:** That in accordance with Article IV, Section 401(6) of the City Charter, the MOU authorized by this resolution shall be approved by as to form and legality before execution, and a copy of the fully executed agreement shall be placed on file with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, DEC 11 2018

PASSED BY THE FOLLOWING VOTE:

AYES - ~~Simmons~~, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, GIBSON MCELHANEY AND PRESIDENT REID <sup>-7</sup>

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 1 Brooks

ATTEST:



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