



AGENDA REPORT

TO: Honorable City Council

FROM: Ed Reiskin
City Administrator

SUBJECT: Implementation Of OPD-Related
Budget Actions

DATE: January 19, 2021

RECOMMENDATION

Staff Recommends That The City Council Receive An Informational Report From The City Administrator, Mayor And Police Chief Regarding:

1. What Steps Have Been Taken To Implement The Council's June 2020 Budget Policy Directive On OPD Overtime Controls?
2. What Steps Have Been Taken To Implement A Corrective Action Plan For OPD's Prior Excess Over-Expenditure, As Required By Oakland Law?
3. Who Specifically Authorizes Extra Police Deployment Not Related To Public Requests For Response To Crime, Including: Who Authorized Deployments For 2020 Anti-Curfew Rally And On Election Night?
4. What Factors And Which Persons Are Involved In Making Decisions To Deploy Officers To "Demonstrations," Rather Than Armed Robberies?
5. Who Authorized OPD To Assist The Alameda County Sheriff In Conducting Evictions? Who Pays For That OPD Time?
6. Status Of Implementation Of Council Directive To Have OPD Prioritize Gun Violence, Including Hiring Of Gun Tracing Staff?
7. Status Of Implementation Of (Resolution 88236) Council Action Removing Special Events From OPD, Including Providing An Update On Directives/ Letters Sent To Implement It.

EXECUTIVE SUMMARY

This report responds to Vice Mayor Kaplan's request for this information.

BACKGROUND / LEGISLATIVE HISTORY

The Rules Committee on January 7, 2021 approved the scheduling request for this report.

ANALYSIS AND POLICY ALTERNATIVES

Answers to the questions provide follow.

1. What Steps Have Been Taken To Implement The Council's June 2020 Budget Policy Directive On OPD Overtime Controls?

This information was provided in a [memo](#) sent to the City Council on December 20, 2020.

2. What Steps Have Been Taken To Implement A Corrective Action Plan For OPD's Prior Excess Over-Expenditure, As Required By Oakland Law?

Assuming the Oakland Law requirement is a reference to the City's [Consolidated Fiscal Policy](#) (Ordinance No. 13487 C.M.S.), the applicable section is found in Part I.

The Finance Department will include departmental expenditure projections for the General Purpose Fund in the Second Quarter Revenue & Expenditure Report. In the event that a department is projected to overspend in the General Purpose Fund by more than one percent (1%), the City Administrator shall bring an informational report to the City Council within 60 days following acceptance of the Revenue & Expenditure report by the City Council. The report shall list the actions the Administration is taking to bring the expenditures into alignment with the budget.

The Administration brought the Fiscal Year 2019-20 Second Quarter Revenue And Expenditure Report to the February 25, 2020 Finance & Management Committee meeting, however that meeting, according to the meeting minutes, was cancelled due to a lack of quorum, and subsequent meetings were cancelled due to the COVID shelter-in-place order. The report never subsequently went to City Council to be accepted.

The Administration plans to bring the Fiscal Year 2020-2021 Second Quarter Revenue And Expenditure Report to a February 2021 Finance & Management Committee meeting.

In the meantime, the Administration initiated expenditure reductions in OPD last month as outlined in the December 20, 2020 [memo](#).

3. Who Specifically Authorizes Extra Police Deployment Not Related To Public Requests For Response To Crime, Including: Who Authorized Deployments For 2020 Anti-Curfew Rally And On Election Night?

Emergency Operations Deployments are determined by the Department in association with the City Administration.

4. What Factors And Which Persons Are Involved In Making Decisions To Deploy Officers To "Demonstrations," Rather Than Armed Robberies?

Officers are deployed during emergency operational periods to address all public safety needs to include crowd and traffic management, rioting and looting, all of which were encountered during the demonstration periods. It has been determined that criminal looters have coincided with the emergency operational periods.

5. Who Authorized OPD To Assist The Alameda County Sheriff In Conducting Evictions? Who Pays For That OPD Time?

The OPD does not assist with evictions. OPD may be called in to provide traffic or crowd management during any law enforcement operations when requested for back-up safety, not to assist with evictions.

6. Status Of Implementation Of Council Directive To Have OPD Prioritize Gun Violence, Including Hiring Of Gun Tracing Staff?

The civilian positions have been “frozen” as part of the midcycle budget adjustment process until April 1, 2021. The Department will soon begin the recruitment process to fill two Criminalist II, Firearms Examiner positions in the Crime Lab. Additionally, the OPD Human Resources Section is currently working with the Department of Human Resources Management to fill a Forensic Technician position that will be responsible for test-firing guns, analyzing cartridge cases in the Integrated Ballistic Identification System (IBIS) and collating gun tracing through the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) Electronic Tracing System (eTrace).

7. Status Of Implementation Of (Resolution 88236) Council Action Removing Special Events From OPD, Including Providing An Update On Directives/ Letters Sent To Implement It

This information was provided in a [memo](#) sent to the City Council on December 20, 2020.

FISCAL IMPACT

There are no fiscal impacts associated with this report.

PUBLIC OUTREACH / INTEREST

No public outreach was deemed necessary for this report.

COORDINATION

Staff coordinated with the Oakland Police Department in preparation of this report.

SUSTAINABLE OPPORTUNITIES

Economic: No economic opportunities are identified in this report

Environmental: No environmental opportunities have been identified.

Race & Equity: No race and equity opportunities are associated with this report.

ACTION REQUESTED OF THE CITY COUNCIL

Staff Recommends That The City Council Receive this Informational Report.

Respectfully submitted,



Edward D. Reiskin
City Administrator






21-0125 OPD budget info report (002)

Final Audit Report

2021-01-20

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