



City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT AND APPROPRIATE A GRANT AWARD IN THE AMOUNT OF ONE HUNDRED SEVENTEEN THOUSAND FOUR HUNDRED SEVENTY-THREE (\$117,473) FROM THE STATE OF CALIFORNIA HIGHWAY PATROL (CHP) FOR THE CANNABIS TAX FUND LAW ENFORCEMENT GRANT FOR THE FISCAL YEAR 2021-2023, TO BE ADMINISTERED BY THE OAKLAND POLICE DEPARTMENT (OPD) ALCOHOL BEVERAGE ACTION TEAM (ABAT) AND TRAFFIC OPERATIONS SECTIONS (TOS).

WHEREAS, in November 2016, California voters approved, the “Control, Regulate, and Tax Adult Use of Marijuana Act (AUMA), also known as Proposition 64, which legalized the recreational use of cannabis in California for people 21 years old and older and mandated that the state set aside funding for the CHP to distribute funds for education, prevention, and enforcement programs related to impaired driving; and

WHEREAS, grant funds totaling one hundred seventeen thousand four hundred seventy-three dollars (\$117,473) have been awarded to OPD by CHP to reduce and mitigate the impacts of impaired driving through enforcement, research, training and the development of new strategies and technologies; and

WHEREAS, OPD cannot currently ascertain whether a driver pulled over for impaired driving is under the influence of drugs using the County of Alameda’s well-established driving under the influence of alcohol (DUI) breath testing program; and

WHEREAS, the grant funds will be used to develop and attend specialized training and conduct DUI enforcement efforts using instruments that will indicate a presence of multiple drug types, including but not limited to cannabis and cannabis products; and

WHEREAS, investments in technologies and related training will specifically focus on helping to identify drugged and poly-drug impaired drivers (drivers under the influence of drugs or multiple drugs in addition to alcohol); and

WHEREAS, the grant award period of performance is July 1, 2021 through June 30, 2023; and

WHEREAS, this grant-funded training and overtime funding will help OPD to better understand how cannabis usage overlaps with DUIs, and to develop statistical data regarding the number of impaired drivers who have alcohol and drugs in their system while driving; therefore be it

RESOLVED: That the City Council does hereby authorize the City Administrator to accept and appropriate a grant award in the amount of one hundred seventeen thousand four hundred seventy-three dollars (\$117,473) from CHP; and be it

FURTHER RESOLVED: That the grant funds shall be maintained in the State of California Grant Fund: 2159, Special Operations Division: 107710; ABAT: PS13, in a Project to be determined; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator or designee to act as an agent to conduct all negotiations and related actions and to sign all applications and agreements that may be necessary for the completion of the aforementioned grant; and be it

FURTHER RESOLVED: That the City Administrator or designee is authorized to extend the active grant period beyond the original end date if allowed by the grantor without returning to Council.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, KALB, GALLO, KAPLAN, REID, TAYLOR, THAO AND PRESIDENT BAS

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

ASHA REED

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