



City of Chula Vista

Staff Report

File#: 17-0443, **Item#:** 5.

RESOLUTION NO. 2017-191 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE IMPLEMENTATION AGREEMENT BETWEEN THE CITY AND THE ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCE TO SUPPORT THE SAN DIEGO REGION STRIKE FORCE AND APPROVING THE THIRD AMENDMENT TO THE BUILDING LEASE

RECOMMENDED ACTION

Council adopt the resolution.

SUMMARY

On July 30, 2010, the Police Department entered into a lease agreement relating to the Federal Bureau of Investigation's Organized Crime Drug Enforcement Task Force (OCDETF) for the task force to occupy office space at a covert location. The City is fully reimbursed by OCDETF for all lease costs and receives a 3% fee for administering the expenses associated with the rental and operation of the office space. The current lease expires on October 31, 2017. Staff is requesting approval of an implementation agreement to extend the existing lease until October 31, 2019 and approval of the third amendment to the building lease.

ENVIRONMENTAL REVIEW

Environmental Notice

The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

BOARD/COMMISSION RECOMMENDATION

Not Applicable

DISCUSSION

The Organized Crime Drug Enforcement Task Force (OCDETF) Program was established in 1982 to mount a comprehensive attack against organized drug traffickers. This program is the centerpiece of the United States Attorney General's drug strategy to reduce the availability of drugs by disrupting and dismantling major drug trafficking organizations, money laundering organizations and related criminal enterprises. Similar to other regional task forces, the purpose of OCDETF is to combine the efforts of federal, state, and local law enforcement agencies to collaborate in high profile investigations.

On July 30, 2010, the Police Department entered into a lease agreement for OCDETF to occupy office space in San Diego to support operations of the San Diego Region Strike Force.

As the tenant under the lease, the City is fully reimbursed by OCDETF for all costs associated to the

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lease. The Police Department currently receives a 3% administrative fee for administering the expenses associated with the rental/operation/maintenance/ renovation of the office space as well as operational expenses in support of OCDETF investigations.

The current lease for the OCDETF office space expires on October 31, 2017. Staff is requesting approval of an implementation agreement to extend the existing lease until October 31, 2019. Staff also is requesting approval of the third amendment of the building lease, titled Third Amendment to Standard Industrial Net Lease. Along with the two-year extension of the lease, OCDETF agrees to increase the City's administrative fee from 3% to 4%.

DECISION-MAKER CONFLICT

Staff has reviewed the property holdings of the City Council members and has found no property holdings within 500 feet of the boundaries of the property which is the subject of this action. Consequently, this item does not present a disqualifying real property-related financial conflict of interest under California Code of Regulations Title 2, section 18702.2(a)(11), for purposes of the Political Reform Act (Cal. Gov't Code §87100, et seq.).

Staff is not independently aware, and has not been informed by any City Council member, of any other fact that may constitute a basis for a decision maker conflict of interest in this matter.

LINK TO STRATEGIC GOALS

The City's Strategic Plan has five major goals: Operational Excellence, Economic Vitality, Healthy Community, Strong and Secure Neighborhoods and a Connected Community. The partnership with Organized Crime Drug Enforcement Task Force supports the goal of Strong and Secure Neighborhoods by allowing to Police Department to collaborate with other law enforcement agencies to solve investigations.

CURRENT YEAR FISCAL IMPACT

Approval of this resolution will approve the implementation agreement with OCDETF and allow the City to continue administering the rental and operations of the task force office space. The City is fully reimbursed for all OCDETF operational expenses and will receive a 4% administrative fee as a tenant of the office space, instead of 3% previously. Because of the 1% increase effective 10/1/2017, there is a positive impact of \$7,000 to the General Fund in the current fiscal year.

ONGOING FISCAL IMPACT

The ongoing annual cost of OCDETF operations at the office space is approximately \$950,000. These operational costs are fully reimbursed by OCDETF funds, and the City will receive a 4% administrative fee instead of 3% previously. Because of the 1% increase, there will be a positive impact of approximately \$9,500 to the General Fund each fiscal year.

ATTACHMENTS

Attachment 1: Implementation Agreement with OCDETF

Attachment 2: Third Amendment to Standard Industrial Net Lease

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