



DATE: July 23, 2019

CATEGORY: Consent

DEPT.: Police Department

TITLE: **Indemnity Agreement to Allow Mountain View Peace Officers to Serve as Santa Clara Per Diem Police Officers for Special Events**

RECOMMENDATION

Authorize the City Manager or his designee to execute a second amendment to an indemnity agreement under which Mountain View Peace Officers serve as per diem Police Officers for the City of Santa Clara and the Santa Clara Stadium Authority for events at Levi's Stadium and surrounding areas.

BACKGROUND

In 2014, the City of Mountain View and other cities in Santa Clara County entered into an agreement with the City of Santa Clara and the Santa Clara Stadium Authority to provide law enforcement services for events taking place at Levi's Stadium in Santa Clara. Through this agreement, the Santa Clara Police Department hires off-duty Mountain View Police Officers and Level 1 Reserve Officers to serve as per diem Police Officers. The Santa Clara Police Department needs these additional officers to properly staff events for the Santa Clara Stadium Authority at the stadium. The agreement has been extended once, and the City of Santa Clara and the Santa Clara Stadium Authority are requesting a second extension of the agreement and the continued participation of the City of Mountain View.

The Police Department is recommending continued participation as a cooperative measure to support an allied agency in providing adequate public safety resources for a significant regional venue and to continue to provide an outside employment opportunity for Mountain View officers who choose to participate.

ANALYSIS

The proposed amendment would modify the term provision in the current agreement. Unlike the previous agreements, no end date is provided for this agreement. However,

the City can terminate the agreement by providing sixty (60) days' advance written notice.

The rest of the agreement's language remains unchanged from the previous agreements.

Police Department staff will continue to monitor its officers' participation for any negative impacts. If necessary, individual outside work authorizations can be rescinded, or the City's participation can be terminated in its entirety.

The attached agreement minimizes the risk to the participating agencies in terms of liability and also explicitly affirms the City's authority and discretion to limit officer employment with Santa Clara to ensure the City's needs are met. The proposed agreement is intended for planned policing events at Levi's Stadium and does not supersede mutual aid agreements for unusual occurrences or other significant events.

FISCAL IMPACT – None.

ALTERNATIVE

Direct the City Manager to decline participation.

PUBLIC NOTICING – Agenda posting.

Prepared by:

Frank St. Clair
Police Lieutenant

Approved by:

Audrey Seymour Ramberg
Assistant City Manager/
Chief Operating Officer

Max Bosel
Police Chief

Jannie L. Quinn
City Attorney

FSC/JC/6/CAM
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- Attachments: 1. Santa Clara Stadium Authority Indemnity Agreement
2. Amendment No. 1 to the Agreement
3. Amendment No. 2 to the Agreement