

CITY OF OAKLAND

AGENDA REPORT

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2004 DEC -1 PM 3: 03

To: Office of the City Administrator
Attn: Deborah Edgerly
From: Police Department
Date: December, 2004

Re: Follow Up Report from the Chief of Police on the Collection of Annual Fees from Deemed Approved Program Participants by the Alcoholic Beverage Action Team (ABAT)

SUMMARY

This report responds to the Committee's request for information on those Deemed Approved Program participants who are delinquent in paying their fiscal year 2004 annual fees.

FISCAL IMPACT

Four hundred and sixteen (416) of the 466 registered participants in the Deemed Approved Program paid their FY 2004 annual fee of \$600, for a total collected amount of \$249,600. Small claims court actions are pending against the 50 delinquent establishments. The court has set hearing dates for January 2005. The outstanding revenue amount is \$30,000. The Revenue Division's Central Collections Section has petitioned for an additional \$100 per location (\$5,000 total) to cover additional administrative costs.

BACKGROUND

Since its inception in 1997, licensed California Alcohol Beverage Control (ABC) establishments enrolled in Oakland's Deemed Approved Program paid an annual fee of \$600. The funds received were used to cover some staff and operating costs. The Police Department General Fund budget assumed all other charges.

During the FY 2003 - 05 mid-cycle budget deliberations, City Council approved increasing the annual fee to \$1,500 per location in order to make the Deemed Approved Program cost neutral. ABAT will assess Deemed Approved participants at the new rate during the next billing cycle. Estimated revenues (with 100% payment compliance) are \$699,000, which is comparable to estimated program costs for vehicles, O&M, special operations, and personnel.

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KEY ISSUES AND IMPACTS

FY 2004 Delinquent Accounts - Deemed Approved Participants

<u>Premise Address</u>	<u>Doing Business As (DBA)</u>	<u>Registered Owner</u>
10729 MacArthur Blvd	Bruce Liquors	Chon, James
10808 Bancroft Avenue	Leon's Market	Pollayil, Das Leon
1450 Eighth Street	Cooper Bros Mkt	Cooper, Freddie L
1466 High Street	Clem Daniels End Zone	Clem Daniels Inc
1624 Peralta Street	Danny's Liquors	Hussein, Adnan
201 Washington Street	The Fat Lady	Rossi, Gerald
2286 - 35th Avenue	Queen of Sheba	Ahmed, Ahmed H
3015 - 38th Avenue	Tea Cakes & Janet	Ezell, Janet
3015 - 38th Avenue	Tea Cakes & Janet	Ezell, Janet
320-334 Broadway	On Broadway	Clewis, Charles F
355 - 19th Street	C & I Cocktail Lounge	Jackson, Ivy M
363 Grand Avenue	Grand Express Mkt	Bali, Ram Prakash
375 Ninth Street	New Dick's Super Mkt	Lam, Nam
3820 Telegraph Avenue	Choice Liquors	Mohamed, Abraham
3828 Foothill Blvd	Foothill Discount	Mohamed, Moufeed
3917 Telegraph Avenue	Dori's 21	Blackmon, Doris
401 Second Street	Merchant's Saloon	Jackson, Patricia
428 Third Street	Phoenix Bar	McDermott, Phuong
4301 Telegraph Avenue	Connolly's	Heier Pickel Inc
4318 Martin Luther King Jr Wy	Tea Cakes	Jackson, Willie
441 - 443 Ninth Street	New Saigon Super Mkt	To, Hue
5001 Bancroft Avenue	Bancroft Liquors	Saeed, Mohsen
5352 College Avenue	McNally's Irish Pub	Cahill, Sean
5921 Foothill Blvd	Rumors	Butler, Freddie
5947 MacArthur Blvd	MacArthur's Liquor	Alghazali, Adel
6310 Market Street	M & B Market	Mohamed, Naser
6363 Telegraph Avenue	Alcatel Bottle Shop	TK Lanacorp
6600 Foothill Blvd	Sekhon Gas Station	Sekhon, Mandeep
6651 Bancroft Avenue	United Market	Alharbi, Nasser
7210 Bancroft Avenue	Eastmont 76	Singh, Rajinder K
8138 MacArthur Blvd	Joseph's Liquor	Alabi, Joseph
8144 MacArthur Blvd	Oak Knoll Club	Alabi, Esther
8433 International Blvd	Oakland Super Mkt	Harbi, Abdo
874 - 85th Avenue	Taiz Market	Saeh, Fadhl
2808 International Blvd	El Gato Negro	Carrasco, Sinifred

<u>Premise Address</u>	<u>Doing Business As (DBA)</u>	<u>Registered Owner</u>
900 Market Street	GateWay Foods	GateWay Food Co
1000 - 18th Street	Oakland Mkt	Saleh, Mosaed
131 Broadway	Bluesville	Lau, Garry
1501 - 34th Street	Yemen Mkt	Binali, Mohamed
1950 San Pablo Avenue	A & C Club	Dean, Nur Ali
2201 - 14th Avenue	JLJ Market	Graham, Jerlean
259 - 10th Street	Good Luck Super Mkt	Chuong, Muoi
3420 Fruitvale Avenue	Albertson's	Albertson's Inc
3827 E. 12th Street	Apple Market	Cockrell, Evelyn F
4005 MacArthur Blvd	SeaGull Mkt	Tran, Thu B
5316 College Avenue	Rockridge Liquors	Slameh, Reyad
619 - 98th Avenue	Greer's Liquor	Murched, Ahmed
6400 Shattuck Avenue	Nic Nak Liquors	Pannell, A.
893 Willow Street	United Market	Saleh, Maeen H
9786 Edes Street	Brookfield Discount	Murched, Ahmed

Deemed Approved Participants

All of Oakland's bars (70) and liquor stores (368) participate in the Deemed Approved program. In addition, 28 full-service restaurants located on certain restricted streets are also part of the program. There are 466 establishments enrolled.

SUSTAINABLE OPPORTUNITIES

Economic

When performing site visits, ABAT personnel check to ensure that participating establishments possess current business licenses. As retail establishments, they contribute to the City's tax revenue base.

Environmental

No environmental opportunities were identified.

Social Equity

One of ABAT's main functions is to work with alcohol beverage establishments to ensure that they do not negatively impact the quality of life in local neighborhoods.

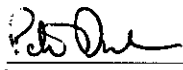
DISABILITY AND SENIOR CITIZEN ACCESS

There are no ADA or senior citizen access issues contained in this report.

RECOMMENDATION

Staff recommends acceptance of this follow up report on the ABAT Unit's Deemed Approved Program collection efforts.

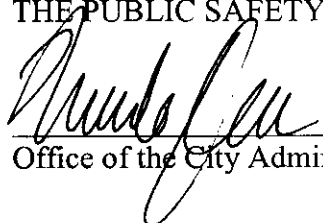
Respectfully submitted,



Richard L. Word
Chief of Police

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Admin. Analyst II/Planner II
ABAT Unit, Vice/Narcotic Section
Bureau of Field Operations

APPROVED AND FORWARDED TO
THE PUBLIC SAFETY COMMITTEE:



Office of the City Administrator

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