



City of Oakland Meeting Agenda

*Rules & Legislation Committee

Office of the City Clerk
Oakland City Hall
1 Frank H. Ogawa Plaza
Oakland, California 94612
LaTonda Simmons, City Clerk

Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California, 94612

City of Oakland Website: <http://www.oaklandnet.com>

Thursday, July 11, 2013

10:45 AM

City Council Chambers - 3rd Floor

DEFINITION OF TERMS:

Consent Item: any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee.

Non-Consent Item: any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee.

Action Item: any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

Informational Item: an item of the agenda consisting only of an informational report that does not require or permit Council action.

Roll Call / Call To Order

COMMITTEE MEMBERSHIP:

Dan Kalb, District 1; Vice Mayor Larry Reid, District 7; Libby Schaaf, District 4; Chairperson: Council President Patricia Kernighan, District 2

- 1 Determinations Of Closed Session
- 2 Approval Of The Draft Minutes From The Committee Meeting Of June 20, 2013 And June 27, 2013
- 3 Determination Of Schedule Of Outstanding Committee Items
([rlc071113](#))
- 4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)
- S-4.1 Subject: Grant Funds From The California Emergency Management Agency
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or

Designee To Accept And Appropriate Grant Funds In An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000) From The California Emergency Management Agency (Cal EMA, Anti-Human Trafficking Task Force Program): 1) To Authorize The Extension Implementation And Operation Of The East Bay Task Force On Human Trafficking In The Oakland Police Department (OPD); And 2) Waive The Competitive Request For Proposal/Qualifications (RFP/Q) For The Continued Services Agreement With Bay Area Women Against Rape (BAWAR), In An Amount Not To Exceed Fifty Thousand Dollars (\$50,000) For The Period Of October 1, 2012 Through September 30, 2013 With An Option To Extend Through September 30, 2014; On The July 23, 2013 Public Safety Committee Agenda

[\(12-0667\)](#)

S-4.2 Subject: CA Corrections Standards Authority Title II Formula Grant Funds
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Appropriate State Of California Corrections Standards Authority Title II Formula Grant Program Funds For Phases 2 And 3 Of The Oakland Youth Court Implementation In An Amount Not To Exceed One Hundred Seventy-Two Thousand One Hundred Forty-One Dollars (\$172,141) Annually For The Period Of January 1, 2013 - December 31, 2013 And January 1, 2014 - December 31, 2014; And 1) Authorize To Extend The Professional Services Agreement With Centerforce Corporation (Centerforce), In An Amount Not To Exceed Seventy-Six Thousand And Three Hundred Dollars (\$76,300) For The Period January 1, 2013 Through December 31, 2013 And January 1, 2014 Through December 31, 2014 For The Administration And Operation Of The Oakland Youth Court Program; And 2) Waive The Advertising And Request For Proposals/Qualifications (RFP/Q) Process For The Proposed Centerforce Agreement; On The July 23, 2013 Public Safety Committee Agenda

[\(12-0670\)](#)

S-4.3 Subject: Contracts For Banking And Custodial Services
From: Office Of The City Administrator
Recommendation: Request To Withdraw The Following Item From The July 23, 2013 Finance & Management Committee Agenda:

Adopt The Following Pieces of Legislation:

1) A Resolution Authorizing The City Administrator To: Negotiate And Execute An Agreement With J.P. Morgan Chase, N.A. To Provide Primary Depository Services For The City At An Estimated Annual Cost Amount Of \$275,000 For A Three-Year Period And To Renew With Two One-Year Options And (2) Negotiate With J.P. Morgan Chase, N.A. For Such Additional Banking Services As She May From Time To Time Deem Appropriate, At Costs She Deems Reasonable; And Waiving The Requirements Of The Living Wage Ordinance; And

[\(12-0657\)](#)

2) A Resolution Authorizing The City Administrator To: Negotiate And Execute An Agreement With Bank Of New York Mellon Trust Company, N.A. To Provide Primary Custodial Services For The City At An Estimated Annual Cost Amount Of \$25,000 For

A Three-Year Period With Two One-Year Options To Renew, And (2) Negotiate With Bank Of New York Mellon Trust Company, N.A. For Such Additional Banking Services As She May From Time To Time Deem Appropriate, At Costs She Deems Reasonable; And Waiving The Requirements Of The Living Wage Ordinance

REASON: Staff Will Return In The Fall.

[\(12-0657-1\)](#)

- S-4.4 Subject: IT Financing Infrastructure, Operations, Maintenance and Licensing Agreements
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Execute A Master Lease Agreement, Municipal Payment Plan, And All Related Documents With IBM Credit LLC and Oracle Credit Corporation, For Financing In An Amount Not To Exceed \$19,250,000 For A Term Of Not More Than 7 Years And An Interest Rate Not To Exceed 3.5% On A Tax-Exempt And/Or 4.8% Taxable, To Provide Funding To Enter: (1) Renewal of On-Going Operations And Maintenance Agreements; And (2) Hardware, Software, Professional Services And Maintenance Agreements To Upgrade And Enhance Oracle, Microsoft and Public Safety Systems; In Addition, The City Council Authorizes Entry Into Information Technology Agreement(s) For Upgrades To Existing Systems Without Returning To Council And Waives Competitive Bidding, Advertising And Request For Proposals/Qualification Process Requirements For Financing And Information Technology Agreement(s); On The July 23, 2013 Finance & Management Committee Agenda
[\(12-0675\)](#)

- S-4.5 Subject: City-Port Agreement On The Use Of Funds
From: Department Of Economic And Workforce Development
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute An Agreement With The Port Of Oakland And State Lands Commission Ensuring That Assessments Paid By The Port For The Proposed Jack London Improvement District Are Used Consistent With The Trust For Commerce, Navigation, And Fisheries; On The July 16, 2013 City Council Agenda

EXPLANATION: Staff request a finding of urgency to add this item, the adoption of which will provide assurances which the Port of Oakland requires in order for it to cast its ballots in support of the creation of the Jack Londer Business Improvement District.

The Port's position on the assurances it requires was not finalized until after the 10-day publication of the July 16 Council agenda, making earlier scheduling impossible.

This item is separate from but related to the Public Hearing already scheduled July 16 to create the Jack London BID, and staff requests action on this item prior to the closing of the JLBID Public Hearing.

[\(12-0678\)](#)

- S-4.6 Subject: Upgrade The City's Integrated Public Safety System (IPSS) Network
From: Office Of The City Administrator

Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To Bear Data Solutions Technology, A Corporation, To Upgrade The City's Integrated Public Safety System (IPSS) Network For The Oakland Police Department In The Not To Exceed Amount Of Five Hundred Fourteen Thousand, Four Hundred Forty-Three Dollars And Ninety-Four Cents (\$514,443.94) Per Request For Quotation 4492, Specification No. 13-204-91 And The General Conditions Therefore On File In Purchasing According To Its Bid Files With The City Clerk On March 28, 2013; On The July 23, Finance And Management Committee Agenda
[\(12-0680\)](#)

S-4.7 Subject: Upgrade Of The IT Project Manager III Position
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Upgrade The Project Manager III Position Responsible For Oversight Of The City's Information Technology Function To A Director Of Information Technology Position And Authorizing The City Administrator To Approve An Initial Salary For The Position Of Director Of Information Technology That Exceeds The Mid-Point, And Not To Exceed The Top Of The Salary Range Of \$182,274 Annually, In Conformance With The Requirements Of Ordinance No. 12918 C.M.S.; On The July 23, 2013 Finance And Management Committee Agenda
[\(12-0684\)](#)

S-4.8 Subject: Settlement Agreement - Bruce Thrupp
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Bruce Thrupp v. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG12-626587, In The Amount Of Fifty-Seven Thousand Seven Hundreds Dollars And No Cents (\$57,700.00) As A Result Of The Failure Of A City Storm Drain Pipe On Or About July 21, 2011 (Public Works Agency); On The July 30, 2013 City Council Agenda
[\(12-0679\)](#)

S-4.9 Subject: Add Employee Relations Analyst Classification To Salary Ordinance
From: Department Of Human Resources Management
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Classification Of Employee Relations Analyst, Principal; And
[\(12-0672\)](#)

2) A Resolution To Exempt From Civil Service The Classification Of Employee Relations Analyst, Principal; On The July 23, 2013 Finance & Management Committee Agenda
[\(12-0672-1\)](#)

S-4.10 Subject: Contract With Alliant Insurance Services For ROCIP Administration
From: Department Of Human Resources Management
Recommendation: Adopt A Resolution Awarding A Four-Year Contract To Alliant Insurance Services, Inc. For The Provision Of Rolling Owner Controlled Insurance

Program (ROCIP) Brokerage And Administration Services For An Annual Contract Amount Of \$308,253.83 For Each Contract Year Covering Fiscal Years 2013-2014, 2014-2015, 2015-2016 And 2016-2017; And, Authorizing The City Administrator To Execute All Necessary Documents To Enter Such Contract. The Four (4) Year Contract Amount Will Not Exceed \$1,233,015.31; On The July 23, 2013 Finance & Management Committee Agenda

[\(12-0676\)](#)

S-4.11 Subject: 911/CAD/RMS RFP
From: Department Of Information Technology
Recommendation: Adopt A Resolution Authorizing The City Administrator To Expend (\$1,400,000) One Million Four Hundred Thousand Dollars Each Year Beginning 2013-2018 From The Fiscal Year 2013-2015 General Fund To: 1) Renew A Five (5) Year Maintenance And Support Agreement With Motorola For Fiscal Year 2013-2014 Through Fiscal Year 2017-2018 For An Amount Not To Exceed \$700,000 Per Year, Which Includes Software Installation Services For An Amount Not To Exceed Cost Of \$100,000 Per Year; 2) Negotiate And Execute Separate Additional Vendor Agreements For Equipment And Services In An Amount Not To Exceed \$600,000 Per Year, Without Returning To Council; And, 3) Waive The Competitive Bidding, Advertising, And The Request For Proposal Process And Delegate Authority To The City Administrator To Award Contracts Related To Maintenance And Support Of Public Safety IT Systems; On The July 23, 2013 Public Safety Committee Agenda

[\(12-0673\)](#)

S-4.12 Subject: Hegenberger Bridge Preventative Maintenance Project
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Accept And Appropriate Seven Hundred One Thousand One Hundred And Fifty Eight Dollars (\$701,158.00) In Federal Highway Bridge Program (HBP) Grant Funds Under The Bridge Preventive Maintenance Program (BPMP) For Hegenberger Road Bridge Over San Leandro Street Preventive Maintenance Project (City Project No. C466710); And To Authorize A Local Match Of 18 Percent From Measure B Fund 2211 In The Amount Of One Hundred Fifty-Three Thousand Eight Hundred Forty-Two Dollars (\$153,842.00); On The July 23, 2013 Public Works Committee Agenda

[\(12-0671\)](#)

S-4.13 Subject: Upgrade To The City's Agenda Management System Status Report
From: Councilmember Libby Schaaf
Recommendation: Receive An Informational Report On The Status Of The Upgrade To The City's Agenda Management System; On The July 25, 2013 Rules & Legislation Committee Agenda

[\(12-0677\)](#)

S-4.14 Subject: Support For SB 649: Possession Of Controlled Substances Penalties
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution In Support Of Senate Bill 649 (Possession Of Controlled Substances: Penalties, Leno), Which Would Make The Unlawful Possession Of Certain Controlled Substances Punishable As Either A Felony In County Jail Or As A Misdemeanor By Imprisonment In A County Jail For Not More Than One Year; On The

July 25, 2013 Rules & Legislation Committee Agenda

[\(12-0683\)](#)

- S-4.15 Subject: City Council Retreat
 From: Council President Patricia Kernighan
 Recommendation: Request To Postpone The Following:

A Facilitated Retreat On Thursday, July 25 And Friday, July 26, 2013 For City Council Members

[\(12-0640\)](#)

- S-4.16 Subject: Support For AB 210:Transactions And Use Taxes
 From: Council President Patricia Kernighan
 Recommendation: Adopt A Resolution In Support Of AB 210 (Wieckowski D) Transactions And Use Taxes: County Of Alameda And The County Of Contra Costa; On The July 25, 2013 Rules And Legislation Committee Agenda

[\(12-0674\)](#)

- S-4.17 Subject: PEC Approved 2.4% Increase For Councilmember Salaries
 From: Council President Patricia Kernighan
 Recommendation: Adopt A Resolution Irrevocably Waiving Payment Of The Full Public Ethics Commission-Approved 2.4% Increase In The Salary For The Office Of Councilmember For Fiscal Year 2013-2014, Or, In The Alternative, Irrevocably Waiving A Part Of The Public Ethics Commission-Approved 2.4% Increase, _____%, For Fiscal Year 2013-2014; On The July 30, 2013 City Council Agenda

[\(12-0681\)](#)

- S-4.18 Subject: Honoring The Chinese American Citizens Alliance
 From: Council President Kernighan
 Recommendation: Adopt A Resolution Honoring The Chinese American Citizens Alliance On The Occasion Of Its 52nd Biennial Convention To Be Hosted By The Oakland Lodge August 7-11, 2013; On The June 30, 2013 City Council Agenda As A Ceremonial Item

[\(12-0682\)](#)

[\(rules071113item4\)](#)

- 5 A Review Of The Council Committees' Actions From July 9, 2013 And Determination Of Scheduling To The City Council Meeting Of July 16, 2013 (MATRIX)

[\(rules071113item5\)](#)

- 6 A Review Of The Draft Agendas For The City Council Committee Meetings Of July 23, 2013 And The Rules & Legislation Committee Meeting Of July 25, 2013

[\(rules071113item6\)](#)

- 7 Subject: Support For SB 7: Promoting Prevailing Wage In Charter Cities
 From: Councilmember Dan Kalb
 Recommendation: Adopt A Resolution In Support Of Senate Bill (SB) 7 (Steinberg) - State Legislation That Will Promote Prevailing Wage Standards In Charter Cities In California.

[\(12-0664\)](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

NOTE: Americans With Disabilities Act
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Office of the City Clerk - Agenda Management Unit
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[\(TTD\)](#)

MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM 8:30AM TO 5:00PM

* In the event a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however, no final City Council action can be taken.

**LaTonda Simmons
City Clerk and
Clerk of the Council**