



City of Oakland Meeting Agenda

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

*Rules & Legislation Committee

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

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

Thursday, October 27, 2011

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:

Vice Mayor Brooks, District 6; Pro Tempore Ignacio De La Fuente, District 5; Libby Schaaf, District 4; and Council President Larry Reid; District 7

- 1 Determinations of Closed Session
- 2 Approval of the Draft Minutes from the Committee meeting of October 13, 2011
- 3 Determination of Schedule of Outstanding Committee Items
([rules102711](#))
- 4 Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting of November 1, 2011 (SUPPLEMENTAL)
- S-4.1 Subject: WIA Providers Performance Report And Funds Allocation
From: Community And Economic Development Agency
Recommendation: Receive A Report On The Performance Of Workforce Investment

Service Providers For Program Year 2010-2011, And Adopt The Following Legislation:

1. A Resolution Adopting The Fiscal Year 2011-2012 Workforce Investment Budget, And Accepting And Appropriating Workforce Investment Act (WIA) Title I Funds For Adult, Dislocated Worker, And Youth Programs In The Amount Of \$4,908,908 And Special Grant Funds In The Amount Of \$1,517,462.00, For A Total Of \$6,426,370; And
2. A Resolution (1) Authorizing Contracts Or Contract Amendments For Fiscal Year 2011-2012 Workforce Investment Act (WIA) Funds With The Following Service Providers To Provide Adult, Dislocated Worker, And Youth Employment And Training Services In Not-To-Exceed Amounts: (A) Oakland Private Industry Council, Inc. (OPIC), One Stop Operator, \$195,000; (B) OPIC, One Stop Comprehensive Career Center, \$550,000; (C) OPIC, Eastbay Works, \$137,303; (D) The English Center, \$115,000; (E) Lao Family Community Development, One Stop Affiliate, \$102,500; (F) Unity Council, Inc., \$157,500; (G) Assets, \$120,000; (H) Lao Family Community Development Inc., Youth Services, \$215,033.48; (I) Pivotal Point Youth Services, \$331,479.78; (J) East Bay Spanish Speaking Citizens Foundation, \$97,366.02; (K) Youth Employment Partnership, In School Youth, \$124,536.77; (L) Youth Employment Partnership, Out Of School Youth, \$229,295.80; And (M) Youth Uprising, \$139,189.81; (2) Authorizing Contracts Or Contract Amendments For Fiscal Year 2011-2012 Special Grant Funds To Service Providers As Specified In The Grant Agreements; And (3) Authorizing The City Administrator To Provide Additional Funding To Adult Service Providers For Supportive Services, Intensive Training Accounts, And On-The-Job-Training Within Budgeted Amounts Without Returning To Council; On The November 8, 2011 Community And Economic Development Agenda [\(11-0083\)](#)

S-4.2

Subject: Professional Services Agreement - Kennedy And Associates
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

- 1) An Agency Resolution Authorizing A Waiver Of The Advertising And Request For Proposal/Qualifications Process And A Request To Authorize The Agency Administrator To Negotiate And Execute An Amendment To The Professional Services Agreement With Kennedy And Associates To Increase The Contract By An Amount Not To Exceed Three Hundred Thousand Dollars (\$300,000) For A Total Contract Amount Of Four Hundred Fifty Thousand Dollars (\$450,000) For Additional Civil Engineering Services For The Former Oakland Army Base Project; And
- 2) A City Resolution Authorizing A Waiver Of The Advertising And Request For Proposal/Qualifications Process And A Request To Authorize The City Administrator To Negotiate And Execute An Amendment To The Professional Services Agreement With Kennedy And Associates To Increase The Contract By An Amount Not To Exceed Three Hundred Thousand Dollars (\$300,000) For A Total Contract Amount Of Four Hundred Fifty Thousand Dollars (\$450,000) For Additional Civil Engineering Services For The Former Oakland Army Base Project; On The November 8, 2011 Community And Economic Development Committee Agenda [\(11-0085\)](#)

S-4.3 Subject: Pulte Homes Contract Increase - Rainbow Teen Center
From: Community And Economic Development Agency
Recommendation: A Request To Withdraw An Item Previously Scheduled To The
November 8, 2011 Public Works Committee Agenda With No New Date

Adopt A Resolution Amending Resolution No. 83165 C.M.S. To Authorize An Increase
In The Contract With Pulte Homes For The Construction Of The Rainbow Teen Center
By \$30,699 From \$121,000 To \$151,699 To Pay For Prevailing Wage Costs

REASON: Staff need additional time to provide clarifications of payment strategy which
have been requested by the Office of the City Administrator.

[\(11-0090\)](#)

S-4.4 Subject: Change Order Limit Increase - 12th St Reconstruction Project
From: Public Works Agency
Recommendation: A Request To Withdraw An Item Previously Scheduled To The
November 8, 2011 Public Works Committee Agenda With No New Date

Adopt A Resolution Authorizing The City Administrator To Increase The Change Order
Limit For The Contract With McGuire & Hester For The 12th Street Reconstruction
Project (Project No. C241610) From Ten Percent To Fifteen Percent Of The Original
Contract Amount For A Total Contract Amount Not-To-Exceed Thirty Six Million Eight
Hundred Forty-One Thousand Eight Hundred Eighty Dollars And Eighty Six Cents
(\$36,841,880.86)

Reason: Staff requires additional time to reflect project's recent development/changes in
the report.

[\(11-0097\)](#)

S-4.5 Subject: Moratorium On Second Hand Dealers
From: President Pro Tempore De La Fuente
Recommendation: Adopt An Interim Ordinance, Adopted As An Urgency Measure
Pursuant To California Government Code Section 65858, Establishing A Temporary
Moratorium On The Establishment Or Expansion Of Businesses Engaged In And/ Or
Conducting Buying, Selling, And/Or Exchanging Old Gold, Old Silver, Platinum Or
Articles Of Platinum, Silverware, Secondhand Jewelry Or Other Precious Metals Or
Stones (Second Hand Jewelry Dealers), To Take Effect Immediately Upon Adoption; On
The November 15, 2011 City Council Agenda As A Public Hearing

[\(11-0124\)](#)

S-4.6 Subject: Restorative Justice Day And Week
From: Councilmember Nadel
Recommendation: Adopt A Resolution Declaring The Week Of November 14, 2011
Restorative Justice Week And November 15, 2011 Restorative Justice Day In The City
Of Oakland And Recognizing The Work Of Restorative Justice Leaders And
Practitioners Throughout The City Of Oakland On The November 15, 2011 City Council
Agenda As A Ceremonial Item

[\(11-0125\)](#)

[\(rules102711item4\)](#)

- 5 A review of the Council Committees' actions from October 25, 2011 and determination of scheduling to the ORA/City Council meeting of November 1, 2011 or future dates (MATRIX)

[\(rules102711item5\)](#)

- 6 A review of the Agendas for the Council Committees for the meetings of November 8, 2011 and the cancellation of the Rules and Legislation Committee Meeting of November 10, 2011

[\(rules102711item6\)](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

NOTE: Americans With Disabilities Act
If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 48 hours prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

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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
Agency Secretary/City Clerk
and Clerk of the Council**

ORA - Oakland Redevelopment Agency
S - Supplemental Item