



# City of Oakland

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

## Meeting Agenda - FINAL

### \*Rules & Legislation Committee

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

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

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Thursday, May 10, 2018

10:45 AM

City Council Chamber, 3rd Floor

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#### **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:**

Lynette McElhaney, District 3; President Pro Tempore Abel J. Guillén, District 2; Vice Mayor Campbell Washington, District 4; Chairperson: President Reid, District 7

#### **1 Determinations Of Closed Session**

[18-0421](#)

**Attachments:** [View Report](#)

#### **2 Approval Of The Draft Minutes From The Committee Meeting Of April 26, 2018**

[18-0422](#)

**Attachments:** [View Report](#)

3 Determination Of Schedule Of Outstanding Committee Items

[18-0423](#)

**Attachments:** [View Report](#)

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)

[18-0425](#)

**Attachments:** [View Report](#)

[View Report](#)

4.1 Subject: Contracts for Primary Depository and Custodial Banking Services  
From: Finance Department  
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Authorizing The City Administrator To: (1) Negotiate And Execute An Agreement With MUFG Union, Bank N.A. To Provide Primary Depository Services For The City At An Estimated Annual Cost Amount Of \$275,000 For A Five-Year Period With Two One-Year Options To Renew Commencing January 1, 2019; And (2) Negotiate With MUFG Union Bank, N.A. For Such Additional Banking Services As She May From Time To Time Deem Appropriate, At Costs She Deems Reasonable; And (3) Negotiate And Execute An Extension Through December 31, 2018 Of The Current Agreement With J.P. Morgan Chase, N.A. To Provide Primary Depository Services At An Estimated Annual Cost Amount Of \$275,000; And (4) Waiving The Requirements Of The Living Wage Ordinance And Of The Linked Banking Services Program Ordinance; And

**18-0512**

2) A Resolution Authorizing The City Administrator To: (1) Negotiate And Execute An Agreement With MUFG Union Bank, N.A. To Provide Primary Custodial Services For The City At An Estimated Annual Cost Amount Of \$25,000 For A Five-Year Period With Two One-Year Options To Renew Commencing January 1, 2019; And (2) Negotiate With MUFG Union Bank, N.A. For Such Additional Banking Services As She May From Time To Time Deem Appropriate, At Costs She Deems Reasonable; And (3) Negotiate And Execute An Extension Through December 31, 2018 Of The Current Agreement With BNY Mellon Trust, N.A. To Provide Primary Custodial Services At An Estimated Annual Cost Amount Of \$25,000 And; (4) Waiving The Requirements Of The Living Wage Ordinance And Of The Linked Banking Services Program Ordinance; On The May 22, 2018 Finance And Management Committee Agenda

**18-0513**

**4.2** Subject: City of Oakland 2018-2019 Tax and Revenue Anticipation Note  
From: Finance Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Providing For The Borrowing Of Funds And The Issuance And Sale of 2018-2019 Notes Payable From Revenues Received During The Fiscal Year 2018-2019 In An Amount Not to Exceed \$105,000,000 And Approving Certain Related Matters, And;  
**18-0509**

2) A Resolution Of The Council Of The City Of Oakland Providing For The Borrowing Of Funds For Fiscal Year 2018-19 And The Issuance And Sale Of The City Of Oakland 2018-2019 Tax And Revenue Anticipation Note In An Amount Not To Exceed \$105,000,000, And Approving The Execution Of A Note Purchase Agreement Relating To Such Note And Authorizing Other Actions In Connection Therewith; On The May 22, 2018 Finance And Management Committee Agenda  
**18-0510**

**4.3** Subject: Fund Three Full-Time Litter/Nuisance Enforcement Officers  
From: Office Of The Mayor

Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To 1) Appropriate Approximately \$36,780 In Fiscal Year 2017-18 From The Comprehensive Clean-Up Fund (1720) Fund Balance And Approximately \$452,420 In Fiscal Year 2018-19 To Fund Three Full-Time Litter/Nuisance Enforcement Officers To Help Enforce Regulations Pertaining To Litter And Nuisance Crimes 2) To Appropriate Revenues Received From Fines Issued By Litter/Nuisance Enforcement Officers And Rebates From Mattress Recycling Council Redemption Program To Be Used For Outreach And Education Programs And Materials; On The May 22, 2018 Finance And Management And Public Works Committee Agenda  
**18-0461**

- 4.4** Subject: Oakland Fire Department Goat Grazing Contract  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Waive The Fixed, Sealed Bid, Price-Based Bid Process; 2) Use The Request For Proposal/Qualifications Process To Select The Vendor For The Work; And 3) Enter Into A Professional Services Agreement With Ecosystems Concepts, Inc. (ECI), For The Purpose Of Providing Fire Prevention Services In The Matter Of Goat Grazing Within The Designated Wildland Urban Interface Area Known As The Very High Fire Severity Zone, In The City Of Oakland For A Three (3) Year Six (6) Month Period Beginning May 1, 2018 Through December 31, 2021, For A Total Contract Amount Not To Exceed One Million Six Hundred Twenty-Four Thousand Three Hundred And Thirty-Three Dollars (\$1,624,333.00), With An Optional Eighteen (18) Month Extension For An Additional Seven Hundred And Twenty Seven Thousand Five Hundred Dollars (\$727,500.00) For A Total Amount Not To Exceed Of Two Million Three Hundred And Fifty-One Thousand Eight Hundred And Thirty-Three Dollars (\$2,351,833.00) Over The Possible Five (5) Year Term; On The May 22, 2018 Public Works And Public Safety Committee Agenda  
**18-0464**

- 4.5** Subject: Acceptance Of Transformative Climate Communities Grant  
From: Planning And Building Department  
Recommendation; Adopt A Resolution: 1) Authorizing The City Administrator Or Designee To Accept And Appropriate One Hundred And Seventy Thousand Dollars (\$170,000) In Transformative Climate Communities (TCC) Planning Grant Funds From Proposition 84, Administered By The California Strategic Growth Council (SGC) And Department Of Conservation For The East Oakland Neighborhoods Initiative To The Planning And Building Department (PBD); And 2) Enter Into Grant Agreements In An Amount Not To Exceed One Hundred And Seventy Thousand Dollars (\$170,000) In Total With The Following Co-Applicants And Partners: East Oakland Building Healthy Communities, Hope Collaborative, Oakland Climate Action Coalition, Communities For A Better Environment, Acta Non Verba, East Oakland Collective, Local Clean Energy Alliance, Merritt College Institute For Sustainable Policy Studies And Action, Repaired Nations, Scraper Bike Team, Sobrante Park Resident Action Council, Urban Releaf, East Oakland Boxing Association, Higher Ground Neighborhood Development Corp, Planting Justice, Sogorea Te Land Trust, And Other Organizations If Needed For Additional Technical Support Or Expertise; On The May 22, 2018 Community And Economic Development Committee Agenda  
**18-0463**

- 4.6** Subject: Changes To Measure KK Acquisition, Rehabilitation And Preservation Program  
From: Housing And Community Development  
Recommendation: Adopt A Resolution Amending Resolution No. 86814 C.M.S., Which Allocated Measure KK General Obligation Bond Funds For Affordable Housing Programs Including Short-Term Loans Under The Site Acquisition, Rehabilitation And Preservation Program, To Allow The Program To Make Long-Term Loans; On The May 22, 2018 Community And Economic Development Committee Agenda And On The June 5, 2018 City Council Agenda As A Public Hearing  
**18-0514**
- 4.7** Subject: Anti-Displacement Services Funding  
From: Housing And Community Development Department  
Recommendation: Receive An Oral Report On The Status Of Funds Allocated To Anti-Displacement Services During The Fiscal Year 2017-19 Budget Process; On The May 22, 2018 Community And Economic Development Committee Agenda  
**18-0511**
- 4.8** Subject: Receive A Report On The Public Lands Policy Process And Analysis  
From: Councilmember Guillén  
Recommendation: Receive A Report On The Public Lands Policy Process And Analysis To Inform Council Direction To Prepare Legislation To Implement A City Public Lands Policy And/Or Strategy; On The June 26, 2018 Community And Economic Development Committee Agenda  
**18-0522**
- 4.9** Subject: OFCY FY 2018-2019 Program Grant Renewals  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Renew The Oakland Fund For Children And Youth Grant Agreements Between The City Of Oakland And Various Public And Non-Profit Agencies To Provide Direct Services For Children And Youth In Fiscal Year (FY) 2018-2019 In An Amount Not To Exceed \$15,210,316; Which Includes The Award Of One Grant To Covenant House California In An Amount Not To Exceed \$51,500; On The May 22, 2018 Life Enrichment Committee Agenda  
**18-0467**
- 4.10** Subject: Rainbow Recreation Center Exterior Basketball Courts Gift-In-Place  
From: Oakland Parks & Recreation Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept A Gift Of In-Kind Services From Project Backboard For The Rainbow Recreation Center Exterior Basketball Court Renovation Valued In An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000) And Authorize The City Administrator To Execute A Contract For One Dollar (\$1.00) With A Construction Firm To Be Determined By Project Backboard To Perform The Services And Authorize The Work On City Property; On The May 22, 2018 Life Enrichment Committee Agenda  
**18-0465**

- 4.11** Subject: Paratransit Measure B & BB Funds For Fiscal Year 2018-2019  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Direct Local Program Distribution Funds In The Amount Of \$1,141,917 Measure B And \$1,176,036 Measure BB For Fiscal Year (FY) 2018-2019 From The Alameda County Transportation Commission To Provide Paratransit Services; And Authorizing The City Administrator To Execute Reimbursement Agreements For Fiscal Year 2018-2019 In Amounts Of: \$600,000 To Friendly Transportation, Inc., \$100,000 To St. Mini Cab Corporation, \$325,000 To Quality Transit, LLC, \$200,000 To Bell Transit Corporation, \$50,000 To One Access Medical Transportation, LLC And \$175,000 To Bay Area Charters, Inc.; And Authorizing The City Administrator To Accept And Appropriate Any Additional Grant Funds That May Become Available For FY 2018-2019 And Amend The Fiscal Year 2018-2019 Agreements Without Returning To City Council; On The May 22, 2018 Life Enrichment Committee Agenda  
**18-0466**
- 4.12** Subject: Multipurpose Senior Service Program (MSSP) FY 2018-2019  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Apply For, Accept And Appropriate State Of California Standard Agreement Funds In The Amount Of \$1,405,480 And Enter Into Agreement Number MS-1819-01 With The State Of California Department Of Aging For The Multipurpose Senior Services Program (MSSP) For Fiscal Year 2018-2019; And (2) Enter Into 3-Year Professional Service Agreements With Two One Year Options To Renew With Various Vendors To Provide In-Home Services To Frail Seniors For The Period July 1, 2018 Through June 30, 2021 In A Total Amount Not To Exceed \$140,548 Per Year; And Waiving The Request For Proposal/Qualifications Requirement For The Agreements; And Authorizing A Contribution From The General Purpose Fund In The Amount Equivalent To The Departmental Overhead Charges Estimated At \$62,111 And Central Services Overhead Charges Estimated At \$226,361; On The May 22, 2018 Life Enrichment Committee Agenda  
**18-0471**
- 4.13** Subject: Senior Companion Program/Foster Grandparent Program Grant Renewal  
From: Human Services Department  
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Apply For And Accept Grant Funds For Fiscal Year 2018-2019 From The Corporation For National And Community Services (CNCS) In An Estimated Amount Of \$316,610 For The Senior Companion Program (SCP) And Foster Grandparent Program (FGP) From July 1, 2017 Through June 30, 2018; (2) Authorizing The City Administrator To Accept And Appropriate Additional Grant Funds From CNCS Within The Grant Term Without Returning To Council; And (3) Authorizing A Contribution From The General Purpose Fund In The Amount Equivalent To The Department Central Services Overhead Charges In An Estimated Amount Of \$28,165; On The May 22, 2018 Life Enrichment Committee Agenda  
**18-0469**

- 4.14** Subject: African American Museum And Library Procedure For Discarding Books  
From: Councilmember Kaplan  
Recommendation: Receive An Informational Report From City Administration On: 1) Status Of Hiring And Programming At The African American Museum And Library At Oakland; And 2) Procedure For Discarding Books, Including Responding To Recent Issue Regarding Numerous Rare African American-Oriented Books Being Discarded; On The June 12, 2018 Life Enrichment Committee Agenda  
**18-0478**
- 4.15** Subject: Youth Leadership Council Recommendations.  
From: Councilmember Brooks  
Recommendation: Receive An Informational Report And Possible Action On The 2018 Best Practices Recommendations Related To 21st Century Community Policing From The Oakland Police Department - Community Youth Leadership Council (YLC); On The June 12, 2018 Public Safety Committee Agenda  
**18-0515**
- 4.16** Subject: Demand For Fire Service Along The Oakland Waterfront  
From: President Pro Tempore Guillén  
Recommendation: Receive A Report From The City Administrator, Based On Relevant Data And Information From The Department Of Planning And Building And The Oakland Fire Department, That Provides: (1) An Analysis Of The Projected Increase In Demand For Fire Service Along The Oakland Waterfront Through 2030 And What Resources Are Needed To Meet This Demand, Including Brooklyn Basin And Howard Terminal, (2) An Analysis That Compares Oakland's Waterfront Fire Response Resources To Other Port/Waterfront Cities Of Similar Population Size, And (3) Recommendations For Further Study And How To Fund The Resources Needed To Meet The Projected Increase In Demand For Fire Services Throughout The City Of Oakland; On The July 10, 2018 Public Safety Committee Agenda  
**18-0508**
- 4.17** Subject: Cellular Site Simulator Annual Usage Report  
From: Oakland Police Department  
Recommendation: Receive An Informational Report From The Oakland Police Department Regarding Usage Of Cellular Site Simulator (CSS) Technology For 2017; On The May 22, 2018 Public Safety Committee Agenda  
**18-0470**
- 4.18** Subject: Informational Report On "Square One Villages"  
From: Member Of The Public  
Recommendation: Receive An Informational Report From The City Administrator On "Square One Villages" Square One Villages Builds "Tiny Houses" At An Economical Rate That Could Be Beneficial In Addressing The Emergency In The Tent Encampments In The City Of Oakland; On The City Council Agenda As Soon As Possible  
**18-0519**

**4.19** Subject: Moratorium On The Sale Of Public Lands  
From: Member Of The Public  
Recommendation: Adopt A Resolution Approving A 90 Day Moratorium On Sale Of Public Lands Until The Council Has Adopted Its New Policy On Sale Of Public Lands. The Only Exception Would Be A Lease Solely For The Creation Of Affordable Housing; On The City Council Agenda As Soon As Possible  
**18-0520**

**4.20** Subject: Settlement Agreement - State Farm Insurance Company V. City Of Oakland  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of State Farm Insurance Company V. City Of Oakland, Et Al, Alameda County Superior Court Case No. Rg17869113, In The Amount Of Sixty Two Thousand Dollars And No Cents (\$62,000.00) As A Result Of A Blockage In The City's Main Sewer On August 12, 2015 (Public Works-Dangerous Condition); On The June 5, 2018 City Council Agenda  
**18-0523**

**4.21** Subject: FY 2018-19 Appropriations Limit  
From: Finance Department  
Recommendation: Adopt A Resolution Establishing The City Of Oakland's Appropriations Limit For Fiscal Years 2018-19 Pursuant To Article XIIB Of The California Constitution; On The May 29, 2018 Special City Council Agenda  
**18-0521**

**4.22** Subject: FY 2018-19 Midcycle Budget Amendments  
From: Finance Department  
Recommendation: Adopt A Resolution Amending The City Of Oakland's Fiscal Year 2017-19 Biennial Budget, Which Was Adopted Pursuant To Resolution No. 86821 C.M.S., To Make Adjustments: (1) Changing The Fiscal Year 2018-19 Revenue Projection In The General Purpose Fund (GPF); (2) Changing Fiscal Year 2018-19 GPF Expenditure Appropriations; And (3) Changing Fiscal Year 2018-19 Revenues And Expenditure Appropriations In Other Non-GPF Funds; On The May 29, 2018 Special City Council Agenda  
**18-0518**

**4.23** Subject: Measure LL Enabling Legislation  
From: Office Of The City Administrator  
Recommendation: Adopt The Following Pieces Of Legislation;

1) Receive An Informational Report From The Police Commission On Its Comments To The City Council Regarding The Measure LL - Police Commission Enabling Ordinance;  
And

**18-0516**



2) Adopt An Ordinance (1) Enabling Implementation Of The City Charter Amendment Creating The Oakland Police Commission And The Community Police Review Agency, (2) Establishing A Civilian Inspector General, And (3) Requiring An Annual Report And Presentation By The Community Policing Advisory Board To The Commission; On The June 5, 2018 City Council Agenda As A Non Consent Item

**18-0517**

**4.24** Subject: Amendment To Eliminate The Maximum Fine For Violations Of Ordinances From: Councilmember Kaplan  
Recommendation Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The Statewide General Election On November 6, 2018, A Proposed Amendment To The City Charter Eliminating The Maximum Fine Of One Thousand Dollars (\$1,000) For Violations Of Ordinances; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 6, 2018 Statewide General Election; On The June 14, 2018 Rules And Legislation Committee Agenda

**18-0479**

**5** A Review Of The Council Committees' Actions From May 8, 2018 And Determination Of Scheduling To The City Council Meeting Of May 15, 2018 (MATRIX)

[18-0426](#)

**Attachments:** [View Report](#)

**6** A Review Of The Draft Agendas For The Council Committee Meetings Of May 22, 2018 And The Rules And Legislation Committee Of May 24, 2018

[18-0428](#)

**Attachments:** [View Report](#)

**7** Subject: Resolution Urging Kaiser Permanente To Protect Its Pharmacy Warehouse Employees  
From: Councilmember Kaplan  
Recommendation: Adopt A Resolution Urging Kaiser Permanente To Protect Its Pharmacy Warehouse Employees In Oakland From Being Laid Off, Relocated To Areas With Lower Wages, Or Outsourced To Companies That Pay Workers Less And Offer Fewer Benefits

[18-0379](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 5-4-18](#)

**Legislative History**

4/12/18	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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**8** Subject: Support Of Alameda County Ballot Measure Measure A  
 From: Vice Mayor Campbell Washington And Councilmember McElhaney  
 Recommendation: Adopt A Resolution In Support Of Measure A, The Alameda County Ballot Measure For Child Care And Early Education On The June 5, 2018 Ballot To Provide Additional Support For High Quality Child Care And Early Education Services For Low- And Middle-Income Children And Families In Alameda County And To Improve Wages For Child Care Providers And Early Educators Who Provide These Services  
 [TITLE CHANGE]  
[18-0420](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 5-3-18](#)

**Legislative History**

4/19/18	*Rules & Legislation Committee <i>Councilmember McElhaney request to be added to this legislation.</i>	Scheduled to the *Rules & Legislation Committee
4/26/18	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee

**9** Subject: Resolution In Support Of AB 1771 - Regional Housing Needs  
 From: Councilmember Kalb  
 Recommendation: Adopt A Resolution In Support Of Assembly Bill 1771 (Bloom) That Would Amend The Council Of Governments Methodology For Distributing Regional Housing Need, Including Requiring Furtherance Of Existing Statutory Goals, Such As Promoting Socioeconomic Equity And Addressing Jobs-Housing Imbalances  
[18-0449](#)

**Attachments:** [View Report](#)

**Legislative History**

4/26/18	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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**10** Subject: Resolution In Support Of SB 918 - Homeless Youth Act Of 2018  
 From: Councilmember Dan Kalb  
 Recommendation: Adopt A Resolution In Support Of Senate Bill 918 (Wiener) That Would Create The Office Of Homeless Youth, Set Its Goals To Prevent And End Youth Homelessness In California, And Establish \$60 Million In Grants Administered By The Office  
[18-0450](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 5-4-2018](#)

**Legislative History**

4/26/18	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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**11** Subject: Resolution in Support of SB 1227 - Housing Our Students  
 From: Councilmember Dan Kalb  
 Recommendation: Adopt A Resolution In Support Of Senate Bill 1227 (Skinner) That Would Establish A 35% Density Bonus For Housing Development Projects Exclusively For Use By Students  
[18-0451](#)

Attachments: [View Report](#)

Legislative History

4/26/18	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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**Open Forum (Total Time Available: 15 Minutes)**

**Adjournment**

**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 5 days 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.

**Office of the City Clerk - Agenda Management Unit**

Phone: (510) 238-6406  
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**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.