



City of Oakland Meeting Minutes

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

* Concurrent Meeting of the Oakland Redevelopment Successor Agency and Finance and Management Committee

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

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

Tuesday, December 11, 2012

12:00 PM

Sgt. Mark Dunakin Room - 1st Floor

Roll Call / Call to Order

Councilmember Present: 4 - President Pro Tempore De La Fuente, Member Brunner, Council President Kernighan and Member Brooks
The Oakland City Council Finance and Management Committee convened at 12:15 PM, with Council President Pro Tempore De La Fuente presiding as Chairperson.

1 Approval of the Draft Minutes from the Committee Meeting held on November 27, 2012.

A motion was made by Member Brunner, seconded by Member Kernighan, to *Approve as Submitted. The motion carried by the following vote:

Votes: Councilmember Aye: Member Brooks, Member Kernighan, Member Brunner and President Pro Tempore De La Fuente

2 Determination of Schedule of Outstanding Committee Items

A motion was made by Member Kernighan, seconded by Member Brunner, to *Approve as Submitted. The motion carried by the following vote:

Votes: Councilmember Aye: Member Brooks, Member Kernighan, Member Brunner and President Pro Tempore De La Fuente

[FMC 121112 PL](#)

[View Report.pdf](#)

[View Report.pdf](#)

3 Subject: Outside Counsel Contracts Report
 From: Councilmember Desley Brooks
 Recommendation: Receive An Informational Report And Possible Action On How The City Attorney's Office Awarded In Excess Of Eight Million Dollars (\$8,000,000) In Outside Counsel Contracts Without Council Approval And/Or A Competitive Bid Process In Violation Of The City Charter And The City Of Oakland Purchasing Ordinance; Whether The Lack Of A Competitive Bid Process Created A Pay To Play Scheme In The Award Of Outside Counsel Contracts; And Establishing Processes And Procedures To Ensure The City Attorney's Office Complies With The Requirements Of The City Charter And The Purchasing Ordinance
[12-0127](#)

A motion was made by Member Brooks, seconded by Member Brunner, that this matter be Continued to the *Finance & Management Committee, due back on February 12, 2013. The motion carried by the following vote:

Votes: Councilmember No: Member Kernighan

Councilmember Aye: Member Brooks, Member Brunner and President Pro Tempore De La Fuente

The Committee directed staff to return with a more detailed report that responds to the original request. The committee also requested any document(s) that provides the procedure for contracting with outside legal counsel and/or a the document(s) which outline where the City Council granted authority to the City Attorney to contract with outside special Counsel.

The committee further directed the City Administrator's office to provide a report on what internal controls will be implemented to ensure compliance with the Charter and the purchasing ordinance.

[View Report.pdf](#)

[View Report.pdf](#)

4 Subject: State and Federal Budget Status
 From: Office Of The City Administrator
 Recommendation: Receive An Informational Report Regarding The Status Of The State and Federal Budget Development And Its Potential Impacts On The City Of Oakland [TITLE CHANGE]
[09-0439-31](#)

A motion was made by Member Kernighan, seconded by Member Brunner, that this matter be *Received and Filed. The motion carried by the following vote:

Votes: Councilmember Aye: Member Brooks, Member Kernighan, Member Brunner and President Pro Tempore De La Fuente

[View Report.pdf](#)

5 Subject: Cityworks Contract Amendment
From: Public Works Agency
Recommendation: Adopt A Resolution: (1) Amending The Contract With Azteca Systems, Inc., For The Purchase Of Licensing, Software Maintenance Services And Software Upgrades For The City's Cityworks Computerized Maintenance Management System, (2) Increasing The Contract Amount By \$550,000.00 And Extending The Contract For An Additional Five-Year Term, And (3) Authorizing The City Administrator To Waive Advertising, Competitive Bidding And The Request For Proposals/Qualifications Requirements
[12-0131](#)

A motion was made by Member Brunner, seconded by Member Kernighan, that this matter be *Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on December 18, 2012. The motion carried by the following vote:

Votes: Councilmember Aye: Member Brooks, Member Kernighan, Member Brunner and President Pro Tempore De La Fuente
The committed directed staff to return to the 12-18-12 council meeting with two alternative resolutions. One that reflects the actual costs and the specific departments affected; and another that outlines the anticipated uses for the additional requested funds.

[View Report.pdf](#)
[View Supplemental Report.pdf](#)
[84161 CMS.pdf](#)

6 Subject: Civil Service Board Recommendations
From: Department Of Human Resources Management
Recommendation: Adopt A Resolution Recommending To The Civil Service Board The Exemption Of The Following Classifications From The Operation Of The Civil Service: Engineer, Civil Principal; Performance Audit Manager; Manager, Crime Laboratory; And Controller
[12-0145](#)

A motion was made by Member Brunner, seconded by Member Kernighan, that this matter be *Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on December 18, 2012. The motion carried by the following vote:

Votes: Councilmember Aye: Member Brooks, Member Kernighan, Member Brunner and President Pro Tempore De La Fuente

[View Report.pdf](#)
[84146 CMS.pdf](#)

7 Subject: PERS Investment Portfolio
 From: Office Of The City Administrator
 Recommendation: Receive An Informational Report On The Oakland Police And Fire
 Retirement System (PFRS) Investment Portfolio As Of September 30, 2012
 [12-0194](#)

A motion was made by Member Kernighan, seconded by Member Brunner, that this matter be *Received and Filed. The motion carried by the following vote:

Votes: Councilmember Aye: Member Brooks, Member Kernighan, Member Brunner and President Pro Tempore De La Fuente
[View Report.pdf](#)

8 Subject: Salary Schedule Amendment -Mayor's Office Classifications
 From: Department Of Human Resources Management
 Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Change The Title Of Administrative Assistant To The Mayor To Special Assistant To The Mayor I; And To Change The Title Of Special Assistant To The Mayor To Special Assistant To The Mayor II; And To Add Permanent Part Time And Part Time Designations For The Classifications Of Special Assistant To The Mayor I And Special Assistant To The Mayor II; And To Add The Classification Of Special Assistant To The Mayor III; And To Remove The Classifications Of Mayor's Public Service Employee 14 (CONF), Mayor's Public Service Employee 51, Mayor's Public Service Employee 51 PPT, Mayor's Public Service Employee 51 Pt, Public Service Employee 14, Public Service Employee 14 Pt, Public Service Employee 51, Public Service Employee 51 PPT, Public Service Employee 51 PT, Public Service Employee 51 (CONF), And Public Service Employee 51 PPT (CONF)
 [12-0178](#)

A motion was made by Member Kernighan, seconded by Member Brunner, that this matter be *Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on December 18, 2012. The motion carried by the following vote:

Votes: Councilmember Aye: Member Brooks, Member Kernighan, Member Brunner and President Pro Tempore De La Fuente
[View Report.pdf](#)

9 Subject: Ordinance Nos. 13125 And 13130 C.M.S. Correction
 From: Department Of Human Resources Management
 Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No.
 12187 C.M.S. ("Salary Ordinance") To Make Corrections To Ordinance No. 13125 C.M.S.
 And Ordinance No. 13130 C.M.S.
 [12-0179](#)

A motion was made by Member Brunner, seconded by Member Kernighan, that this matter be *Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on December 18, 2012. The motion carried by the following vote:

Votes: Councilmember Aye: Member Brooks, Member Kernighan, Member Brunner and President Pro Tempore De La Fuente
[View Report.pdf](#)
[View Supplemental.pdf](#)

10 Subject: Equal Access Ordinance Annual Report
 From: Department Of Human Services
 Recommendation: Receive The Annual Equal Access To Services Ordinance (Ordinance No.
 12324 CMS) Compliance Report
 [12-0191](#)

A motion was made by Member Kernighan, seconded by Member Brooks, that this matter be *Received and Filed. The motion carried by the following vote:

Votes: Councilmember Aye: Member Brooks, Member Kernighan, Member Brunner and President Pro Tempore De La Fuente
There were two speakers on this item.
[View Report.pdf](#)

11 Subject: 2011 - 2012 ORSA Annual Report
 From: Office Of Neighborhood Investment
 Recommendation: Receive An Informational Report Presenting The Oakland Redevelopment
 Successor Agency (Agency) Fiscal Year 2011-2012 Annual Reports On Blight, Housing
 Activity, Loans, Property, And Time Limits In Accordance With The Reporting Requirements
 Of The California Community Redevelopment Law
 [12-0188](#)

A motion was made by Member Brooks, seconded by Member Brunner, that this matter be *Received and Forwarded to the Meeting of the Oakland City Council, due back on December 18, 2012. The motion carried by the following vote:

Votes: Councilmember Aye: Member Brooks, Member Kernighan, Member Brunner and President Pro Tempore De La Fuente
[View Report.pdf](#)

Open Forum (TOTAL TIME AVAILABLE:15 MINUTES)

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Finance and Management Committee adjourned the meeting at 2:05 p.m.

* In the event of 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.

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.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-3226

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 839-6451

[TTD](#)

City Clerk and Clerk of the Council