



City of Oakland

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Meeting Minutes - FINAL *Rules & Legislation Committee

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

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

Thursday, October 26, 2017

10:45 AM

City Council Chamber, 3rd Floor

***The Oakland City Council Rules And Legislation Committee convened at 10:48 a.m.,
with Council President Reid presiding as Chairperson.***

Roll Call / Call To Order

Present 4 - Lynette McElhaney, Abel J. Guillén, Laurence E. Reid, and Annie Campbell
Washington

1 Determinations Of Closed Session

[17-0256](#)

Attachments: [View Report](#)

There will be a closed session on November 7, 2017 at 2 p.m.

There was 1 speaker on this item.

**A motion was made by Lynette McElhaney, seconded by Annie Campbell
Washington, that this matter be Accepted. The motion carried by the following
vote:**

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

NO VOTE: 0

2 Approval Of The Draft Minutes From The Committee Meeting Of October 12, 2017

[17-0255](#)

Attachments: [View Report](#)

**A motion was made by Abel J. Guillén, seconded by Lynette McElhaney, that this
matter be Accepted. The motion carried by the following vote:**

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

NO VOTE: 0

3 Determination Of Schedule Of Outstanding Committee Items
[17-0257](#)

Attachments: [View Report](#)

There were no changes to the pending list.

There was 1 speaker on this item.

This Report and Recommendation be Accepted.

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day
[17-0258](#)

Attachments: [View Report 10 Day Agendas](#)
[View Report Pending Lists](#)

There were 2 speakers on this item.

A motion was made by Annie Campbell Washington, seconded by Lynette McElhaney, that this matter be Accepted as Amended. The motion carried by the following vote:

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

NO VOTE: 0

4.1 Subject: Salary Ordinance Amendment
From: Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Classifications Of Head Start Coach Coordinator, Head Start Family And Community Engagement Coordinator, Head Start Mental Health And Disabilities Coordinator, And Head Start School Readiness Coordinator; And To Increase The Salary Rate Of Child Education Coordinator And Change The Title To Head Start Education Coordinator; And To Increase The Salary Rate For Head Start Facilities Coordinator
[17-0299](#)

Attachments: [View Report](#)

This Ordinance be Scheduled.to go before the *Finance & Management Committee to be heard 11/14/2017

- 4.2** Subject: CalPERS Pension Rates For FY 2018-19 And Forecast Through FY 2024-25
From: Finance Department
Recommendation: Receive An Informational Report On The June 30, 2016 CalPERS Actuarial Valuation Reports For Miscellaneous And Safety Plans That Establishes Employer Pension Contributions For Fiscal Year (FY) 2018-19 And Provides Forecast Employer Contribution Rates Through Fiscal Year 2024-25
[17-0283](#)

Attachments: [View Report](#)

This Informational Report be Scheduled.to go before the *Finance & Management Committee to be heard 11/14/2017

- 4.3** Subject: Semi-Annual Grants Report
From: Finance Department /Budget Bureau
Recommendation: Receive A Semi-Annual Informational Report From The Finance Department On City Efforts To Apply For, Accept And Appropriate Grants Over \$50,000 From Private, Local, State And Federal Sources, For The Period Beginning January 1, 2017 And Projected Through June 30, 2018
[17-0281](#)

Attachments: [View Report](#)

This Informational Report be Scheduled.to go before the *Finance & Management Committee to be heard 11/14/2017

- 4.4** Subject: City Auditor's Annual Update
From: Office Of The City Auditor
Recommendation: Receive An Informational Report From The City Auditor Regarding Projects And Activities From The Auditor's Office
[17-0272](#)

This Informational Report be No Action Taken.

- 4.5** Subject: LAMMPS Streetscape Project
From: Department of Transportation
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Construction Contract To Ray's Electric, The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For The Laurel Access To Mills, Maxwell Park & Seminary ("LAMMPS") Streetscape Project (Project Number 1000634) And With Contractor's Bid In The Amount Of Six Million Four Hundred Seventy-Six Thousand Nine Hundred Ninety Five Dollars And Fifty Cents (\$6,476,995.50)
[17-0297](#)

Attachments: [View Report](#)

[View Supplemental 11/22/17](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 11/14/2017

4.6 Subject: City And BART Cooperative Agreement
From: Department Of Transportation
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Cooperative Agreement With The San Francisco Bay Area Rapid Transit (BART) District For BART System Modernization Program For 34.5kv Cable Replacement A-Line Ana-Aco (19th Avenue To Coliseum Substations) And M03 (Surface And Tunnel Rail Tracks) Interlocking Projects
[17-0296](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 11/14/2017

4.7 Subject: Contract For Service: Alameda County Fire Department
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing (1) The City Administrator Or Designee To Enter Into A Three-Year Professional Services Agreement With The Alameda County Fire Department For An Amount Not To Exceed One Hundred Seventy Five Thousand Dollars (\$175,000.00) Annually For The Period Of March 1, 2017 Through February 29, 2020 For Maintenance And Repair Of Fire Department Emergency Response Vehicles And Related Equipment; With Two One-Year Options To Extend For A Grand Total Contract Amount Of Eight Hundred Seventy Five Thousand Dollars (\$875,000.00), Without Returning To Council, And (2) Waiving The Advertising, Competitive Bidding And Request For Proposal/Qualifications (RFP/Q) Requirements; On The November 14, 2017 Public Works Committee Agenda
[17-0293](#)

This City Resolution be Withdrawn with No New Date.

4.8 Subject: Construction Of Citywide Pavement Rehabilitation Program
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Construction Contract To Gallagher And Burk, Inc. The Lowest Responsive And Responsible Bidder For The Construction Of Citywide Pavement Rehabilitation Program (Project No. 1003298 Rebid) In Accordance With Plans And Specifications For The Project And With Contractor's Bid In The Amount Of Eight Million Four Hundred Seventy-Six Thousand Two Hundred Ninety-Three Dollars (\$8,476,293.00)
[17-0295](#)

Attachments: [View Report](#)
[View Report Color Map](#)
[View Supplemental 11/22/17](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 11/14/2017

4.9 Subject: Construction Award For Rainbow Recreation Center Renovation & Expansion
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Rejecting All Bids, Waiving Further Advertising And Competitive Bidding, Authorizing The City Administrator, Or Designee, To Negotiate, Award And Execute A Construction Contract Without Return To Council For An Amount Not To Exceed Eight Million Seven Hundred Thousand Dollars (\$8,700,000.00) In The Open Market For The Construction Of The Rainbow Recreation Center Renovation And Expansion Project (No. 1000854) In Accordance With The Project Plans And Specifications

[17-0294](#)

Attachments: [View Report](#)
[Supplemental 11-21-2017](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 11/14/2017

4.10 Subject: Acceptance Of California Active Transportation Program Grant
From: Department Of Transportation
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate One Million Eight Hundred Ninety-Five Thousand Dollars (\$1,895,000) In Active Transportation Funds Assigned To The Metropolitan Transportation Commission; Commit Matching Funds Of Up To Two Hundred Twenty-Two Thousand Dollars (\$222,000), And; Assure Completion Of The Oakland Safe Routes To School: Crossing To Safety Project

[17-0288](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 11/14/2017

4.11 Subject: Detailing The Bike Sharing Company "Ford Go Bike" Contract
From: Gene Hazzard
Recommendation: Receive An Informational Report From The Department Of Transportation Detailing The Contract With The Bike Sharing Company "Ford Go Bike"., Include The Amount Of The Contract, What Revenues Does The City Receive, Also Include The Loss Of Revenues For The City In As Much As That Some Of The Bike Locations Occupy Space Where Parking Meters Or Parking Kiosk Are Located; On The Public Works Committee Agenda As Soon As Possible

[17-0282](#)

This Informational Report be No Action Taken.

- 4.12** Subject: Status Update Clay Street Garage
From: Council President Reid
Title: Receive An Informational Report On The Status Of The Clay Street Garage; On The Public Works Committee Agenda As Soon As Possible
[17-0300](#)

This item was scheduled to a committee meeting in February 2018.

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 2/13/2018

- 4.13** Subject: Resolution Of Intention: Montclair Business Improvement District
From: Economic Workforce Development
Recommendation: Adopt A Resolution Of Intention To Levy An Annual Assessment For Fiscal Year 2018-2019 For The Montclair Business Improvement District, Approving The Annual Report Of The Montclair Business Improvement District Advisory Board, And Scheduling A Public Hearing For December 12, 2017
[17-0287](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 11/14/2017

- 4.14** Subject: Resolution of Intention: Rockridge Business Improvement District
From: Economic Workforce Development Department
Recommendation: Adopt A Resolution Of Intention To Levy An Annual Assessment For Fiscal Year 2018-2019 For The Rockridge Business Improvement District, Approving The Annual Report Of The Rockridge Business Improvement District Advisory Board, And Scheduling A Public Hearing For December 12, 2017
[17-0286](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 11/14/2017

4.15 Subject: Interim Development Controls For Area Surrounding Proposed Location Of A New Ballpark
From: President Pro Tem Guillén
Recommendation: Adopt An Ordinance As Recommended By The City Planning Commission, Amending The Oakland Planning And Subdivision Codes To Include Special Regulations For Public Notification; Building Demolitions; Building Conversions; And New Development In The Area Defined By Franklin Street To The West; 14th Street, Lake Merritt, And Foothill Boulevard To The North; 14th Avenue To The East; And Interstate 880 To The South; And Make Appropriate California Environmental Quality Act Determinations
[17-0219](#)

Attachments: [View Report](#)

This Ordinance be Scheduled.to go before the *Community & Economic Development Committee to be heard 11/14/2017

4.16 Subject: AC-OCAP Annual Report And 2018 CSBG Resolution
From: Human Services Department
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator To Accept And Allocate A Renewal Grant In The Amount Of \$1,335,822 In Anti-Poverty Community Services Block Grant (CSBG) Funds For 2018 From The California Department Of Community Services And Development (CSD); 2) Authorizing The City Administrator To Accept Additional CSBG Grant Funds From CSD For The Same Purpose Within The 2018 Term, Without Returning To Council; And 3) Authorizing A Contribution From The General Purpose Fund In An Amount Equivalent To The Department's Central Services Overhead Charges Estimated At \$94,699
[17-0285](#)

Attachments: [View Report](#)

There was a title change read into record.

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 11/14/2017

4.17 Subject: State Boating And Waterways Grant
From: Oakland Parks And Recreation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Grant Funds From The State Of California Department Of Parks And Recreation Division Of Boating And Waterways Aquatic Center Grant Program In The Amount Not To Exceed Ninety Five Thousand Dollars (\$95,000) For The FY2017/2018-2018/2019 Grant Cycle And Ninety Five Thousand Dollars (\$95,000) For The FY2019/2020-2020/2021 Grant Cycle For Funding For Oakland Parks And Recreation Boating Program Equipment, Financial Assistance For Boating Program Participants, Staff Training, And Event Support
[17-0284](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 11/14/2017

4.18 Subject: Arbor Day 2017
From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution Proclaiming Thursday November 9, 2017, To Be Arbor Day 2017 In Oakland
[17-0302](#)

Attachments: [View Report](#)

[86952 CMS](#)

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/7/2017

4.19 Subject: Graffiti Abatement Grant Authorization For DreamCatcher Youth Services
From: Councilmember McElhaney
Recommendation: Adopt A Resolution Authorizing A Grant Of \$4,680 From Councilmember Mcelhaney's Anti-Graffiti Mural And Green Wall Funds To Dreamcatcher Youth Services For Installation Of A Mural In The Cul-De-Sac On Jefferson Street South Of 5th Street Including The Associated Costs Of Youth Engagement; On The November 7, 2017 City Council Agenda
[17-0298](#)

This City Resolution be Withdrawn with No New Date.

4.20 Subject: Graffiti Abatement Grant Authorization For Attitudinal Healing Connection
From: Councilmember McElhaney
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$11,000 From Councilmember McElhaney's Graffiti Abatement Mural And Green Wall Funds To Attitudinal Healing Connection For The Fourth Mural In Their Oakland Superheroes Mural Project On The West Street Freeway Underpass Between 35th And 36th Street ;
November 11, 2017 City Council Agenda
[17-0292](#)

Attachments: [View Report](#)

This City Resolution be No Action Taken.

4.21 Subject: Agreements With Caltrans And Attitudinal Healing
From: Councilmember McElhaney
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Submit An Application And Enter Into An Agreement With The State Of California Department Of Transportation For The Sponsorship And Maintenance Of The "Oakland Super Heroes Mural No. 4," Project For West Street Under Interstate 580 - East Wall, As Proposed By Attitudinal Healing Connection; And 2) Enter Into An Agreement With Attitudinal Healing Connection For Installation Of The Mural Project And Ongoing Maintenance
[17-0291](#)

Attachments: [View Report](#)

[View Supplemental 11-07-2017](#)

[86953 CMS](#)

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/7/2017

4.22 Subject: Graffiti Abatement Grant Authorization For Adams Point Neighborhood Group
From: Councilmember McElhaney
Recommendation: Adopt A Resolution Authorizing A Grant Of \$1,000 From Councilmember McElhaney's Anti-Graffiti Mural And Green Wall Funds To The Adams Point Neighborhood Group For Upkeep Of Their Mosaic Trash Container Project; On The November 7, 2017 City Council Agenda
[17-0290](#)

This City Resolution be Withdrawn with No New Date.

- 5 A Review Of The Council Committees' Actions From October 24, 2017 And Determination Of Scheduling To The City Council Meeting Of November 7, 2017 (MATRIX)
[17-0259](#)

Attachments: [View Report](#)

A motion was made by Abel J. Guillén, seconded by Annie Campbell Washington, that this matter be Accepted. The motion carried by the following vote:

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

NO VOTE: 0

- 6 A Review Of The Draft Agendas For The Council Committee Meetings Of November 14, 2017 And The Rules And Legislation Committee Of November 16, 2017
[17-0260](#)

Attachments: [View Report](#)

There was 1 speaker on this item.

A motion was made by Abel J. Guillén, seconded by Annie Campbell Washington, that this matter be Accepted as Amended. The motion carried by the following vote:

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

NO VOTE: 0

Changes Made to the November 7, 2017 City Council Agenda

A title change was read into record for the Public Hearing Item 9.1 regarding " Brooklyn Basin Community Facilities

Open Forum (Total Time Available: 15 Minutes)

3 speakers spoke during Open Forum.

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules And Legislation Committee adjourned the meeting at 11:31 a.m.

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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.