



City of Oakland

Office of the City Clerk
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Oakland, California 94612
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Clerk

Meeting Minutes

*Rules & Legislation Committee

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

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

Thursday, January 7, 2016

10:45 AM

City Council Chamber, 3rd Floor

*The Oakland City Council Rules & Legislation Committee convened at 10:59 a.m.,
with Council President Gibson McElhaney presiding as Chairperson.*

Roll Call / Call To Order

Present 4 - Abel J. Guillén, Dan Kalb, Laurence E. Reid, and Lynette Gibson McElhaney

1 Determinations Of Closed Session

[15-0376](#)

Attachments: [View Report](#)

Closed Session has been scheduled for January 19, 2016 at 3:00 p.m.

This Informational Report was Received and Filed.

Aye: 4 - Guillén, Kalb, Reid, and Gibson McElhaney

2 Approval Of The Draft Minutes From The Committee Meeting Of December 3, 2015

[15-0397](#)

Attachments: [View Report](#)

A motion was made by Reid, seconded by Guillén, that this matter be Received and Filed. The motion carried by the following vote:

Aye: 4 - Guillén, Kalb, Reid, and Gibson McElhaney

3 Determination Of Schedule Of Outstanding Committee Items

[15-0378](#)

Attachments: [View Report](#)

[View Supplemental Report](#)

A motion was made by Guillén, seconded by Kalb, that this matter be Received and Filed. The motion carried by the following vote:

Aye: 4 - Guillén, Kalb, Reid, and Gibson McElhaney

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)
[15-0379](#)

Attachments: [View Report](#)

The Community & Economic Development Committee will be held in Hearing Room 1.

A motion was made by Kalb, seconded by Reid, that this matter be Received and Filed. The motion carried by the following vote:

Aye: 3 - Kalb, Reid, and Gibson McElhane

Absent: 1 - Guillén

4.1 Subject: Settlement Agreement - Zeremariam 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 Joan Zeremariam, Et Al. V. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG15767845, City Attorney's File No. 30286, In The Amount Of One Hundred Fifty Thousand Dollars (\$150,000.00) (Public Works - Dangerous Condition)
[15-0488](#)

Attachments: [View Report](#)

[85951 CMS](#)

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 1/19/2016

4.2 Subject: Partial Settlement - Claim Of St. John's Episcopal Church
From: Office Of City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle Part Of St. John's Episcopal Church's Claim Against The City Of Oakland, City Attorney's File No. 30323, In The Amount Of Ninety Thousand Five Hundred Sixty-Six Dollars And Thirty Cents (\$90,566.30) (Oakland Public Works -- Sewer)
[15-0487](#)

Attachments: [View Report](#)

[85952 CMS](#)

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 1/19/2016

4.3 Subject: Settlement Agreement - Christopher Berg 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 Christopher Berg V. City Of Oakland, Alameda County Superior Court Case No. RG14-733306, In The Amount Of Sixty-Five Thousand Dollars And No Cents (\$65,000.00) As A Result Of A Trip And Fall Accident On Or About July 15, 2013 (Public Works Agency - Dangerous Condition)
[15-0485](#)

Attachments: [View Report](#)
[85953 CMS](#)

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 1/19/2016

4.4 Subject: Proclaiming January As Human Trafficking Prevention Month
From: Councilmembers Gibson McElhane, Campbell Washington, Guillén And Office Of The Mayor
Recommendation: Adopt A Resolution Proclaiming January As National Slavery And Human Trafficking Prevention Month In The City Of Oakland And Urging All Oakland Residents To Actively Engage In The Elimination Of Slavery And Human Trafficking In The City
[15-0489](#)

Attachments: [View Report](#)
[85948 CMS](#)

The Office of the Mayor will be added as a sponsor.

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 1/19/2016

4.5 Subject: Extension Of Contracts With Independent Monitor And Compliance Director
From: Oakland Police Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Waiving The Advertising/ Bidding And Request For Proposals/ Qualifications Requirements And Authorizing A One-Year Extension (Through January 20, 2017) Of The Professional Services Agreement Between The City Of Oakland And Police Performance Solutions, LLC. For Monitoring And Technical Assistance Services In Delphine Allen V. City Of Oakland, For Six Hundred Fifty Thousand (\$650,000) And A Total Contract Amount Not To Exceed Five Million Eight Hundred Ninety-Four Thousand Three Hundred Twenty Dollars (\$5,894,320); And [15-0464](#)

Attachments: [View Report](#)
[View Supplemental Report](#)
[85968 CMS](#)

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 1/19/2016

2) A Resolution Waiving The Advertising/ Bidding And Request For Proposals/ Qualifications Requirements And Authorizing Up To A One-Year Extension (Through January 20, 2017) Of The Professional Services Agreement Between The City Of Oakland And Warshaw & Associates Inc., To Provide Compliance Director Services To The City In Delphine Allen V. City Of Oakland, In An Amount Not To Exceed One Hundred Sixty-Five Thousand Dollars (\$165,000) And For A Total Contract Amount Not To Exceed Four Hundred Ninety-Five Thousand Dollars (\$495,000) [15-0458](#)

Attachments: [85969 CMS](#)

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 1/19/2016

4.6 Subject: 6046 Colton Boulevard Utility Pole Telecommunications Project Appeal
From: Planning & Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Denying Appeal #PLN15071-A01 and Upholding the Decision of the City Planning Commission to Approve Regular Design Review to Install A Telecommunications Facility Onto a Replacement Utility Pole Located in the Public Right-of-Way Fronting the Lot Line At 6046 Colton Boulevard [15-0484](#)

Attachments: [View Report](#)
[85966 CMS](#)

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 1/19/2016 as a Public Hearing

4.7 Subject: New California State Laws
From: Councilmember Desley Brooks
Recommendation: Receive An Informational Report And Briefing From The City Attorney's Office On All New California State Laws Which Become Effective In 2016
[15-0430](#)

Attachments: [View Report](#)

This Informational Report was Scheduled.to the *Rules & Legislation Committee to be heard 2/4/2016

4.7 Subject: Amend Composition And Functions Of The Rent Board
From: Vice Mayor Rebecca Kaplan
Recommendation: Adopt An Ordinance Amending Chapter 8.22 (Rent Adjustment Program) Of The Oakland Municipal Code To: (1) Increase The Number Of Alternate Board Members; (2) Change The Length Of The Board Member Holdover Period; And (3) Authorize More Cases Be Heard By Board Appeals Panels [TITLE CHANGE]
[15-0434](#)

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The title was amended as follows: "An Ordinance Amending Chapter 8.22 (Rent Adjustment Program) of the Oakland Municipal Code to: (1) Increase the Number of Alternates; (2) Change the Length of the Holdover Period; and (3) Make it easier to hold Appeals Committees"

This Ordinance was Scheduled.to the *Community & Economic Development Committee to be heard 1/26/2016

4.9 Subject: State Racial And Identity Profiling Act Of 2015
From: Office Of The City Attorney
Recommendation: Receive A Report On California's New Racial and Identity Profiling Act of 2015 (AB 953)
[15-0429](#)

Attachments: [View Report](#)

This Informational Report was Scheduled.to the *Public Safety Committee to be heard 1/26/2016

4.10 Subject: Honoring The Oakland Women's Rowing Club
From: Councilmember Guillén And Council President Gibson McElhaney
Recommendation: Adopt A Resolution Honoring The Oakland Women's Rowing Club On The Occasion Of Its Centennial Resolution
[15-0483](#)

Attachments: [View Report](#)

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 2/2/2016

Items submitted on the Dais

Subject: Homeless Shelter Crisis in the City of Oakland
From: Office Of The city Administrator
Recommendation: Receive A Report And Recommendation Authorizing The City Administrator To Take Necessary Actions To Create Immediate Additional Shelter Capacity And Finalize A Proposal For Sanctioned Shelter
[15-0490](#)

Attachments: [View Report](#)

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 1/19/2016

- 5 A Review Of The Draft Agendas For The Oakland City Council Meeting Of January 19, 2016 And The Rules And Legislation Committee Of January 21, 2016
[15-0380](#)

Attachments: [View Report](#)

A motion was made by Kalb, seconded by Reid, that this matter be Received and Filed. The motion carried by the following vote:

Aye: 3 - Kalb, Reid, and Gibson McElhaney

Absent: 1 - Guillén

- 6 Subject: Golden Gate Renaming
From: Oakland Parks And Recreation Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution To Rename The Golden Gate Recreation Center The Charles Porter Golden Gate Recreation Center
[15-0408](#)

Attachments: [View Report](#)

[85964 CMS](#)

Public Hearing 1/19/16

This City Resolution was Approve the Recommendation of Staff, and Forward.to the Meeting of the Oakland City Council to be heard 1/19/2016

Aye: 4 - Guillén, Kalb, Reid, and Gibson McElhaney

7 Subject: State Legislative Activities & Proposed 2016 State Legislative Priorities
From: Office Of The Mayor
Recommendation: Receive A Report On 2015 State Legislative Activities And Accomplishments, And Take Possible Action On Proposed 2015-16 State Legislative Priorities
[15-0412](#)

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

A motion was made by Kalb, seconded by Reid, that this matter be Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, to be heard 2/4/2016. The motion carried by the following vote:

Aye: 4 - Guillén, Kalb, Reid, and Gibson McElhaney

Open Forum (Total Time Available: 15 Minutes)

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 12:19 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.