



City of Oakland Meeting Agenda

*Rules & Legislation Committee

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

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

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

Thursday, October 10, 2013

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: Dan Kalb, District 1; Vice Mayor Larry Reid, District 7;
Libby Schaaf, District 4; Chairperson: Council President Patricia Kernighan, District 2**

- 1 Determinations Of Closed Session
- 2 Approval Of The Draft Minutes From The Committee Meeting Of September 26, 2013
- 3 Determination Of Schedule Of Outstanding Committee Items
([rules101013item3](#))
- 4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas
(SUPPLEMENTAL)
- S-4.1 Subject: Local Amendments to State Model Housing Code
From: Department Of Planning And Building
Recommendation: Request For Title Change To The Following Pieces Of Legislation:

NEW TITLE:

Adopt The Following Pieces Of Legislation:

- 1) An Ordinance Repealing The Oakland Amendments To The 2010 Edition Of The California Housing Law, Adopting Local Amendments To The 2013 Edition Of The State Housing Law Regulations, California Code Of Regulations, Title 25, Division 1, Chapter 1, Subchapter 1, Section 32, Amending Oakland Municipal Code Chapter 15.08 To Comply With Changes To State Law; And

- 2) A Resolution Of Findings Supporting Local Amendments To The 2013 Edition Of The State Housing Law Regulations, California Code Of Regulations, Title 25, Division 1, Chapter 1, Subchapter 1, Section 32, To Comply With Changes To State Law

EXPLANATION: The City Attorney Revised Ordinance Title To State That Action Includes Repeal Of Previous Triennial Action To Incorporate Local Housing Code Amendment.

OLD TITLE:

Adopt The Following Pieces Of Legislation:

- 1) An Ordinance Adopting Amendments To The 2013 Edition Of The California Housing Law, California Code Of Regulations, Title 25, Division 1, Chapter 1, Subchapter 1, Division 32, And Amending The Oakland Municipal Code, Chapter 15.08; And
[\(13-0094\)](#)

- 2) A Resolution Of Findings Made And Supporting Amendments To The 2013 Edition Of The California Housing Law, California Code Of Regulations, Title 25, Division 1, Chapter 1, Subchapter 1, Section 32; On The October 22, 2013 Community & Economic Development Committee Agenda
[\(13-0094-1\)](#)

S-4.2

Subject: Local Amendments to State Model Building Code

From: Department Of Planning And Building

Recommendation: Request For Title Change To The Following Pieces Of Legislation:

NEW TITLE:

Adopt The Following Pieces Of Legislation:

- 1) An Ordinance Repealing The Oakland Amendments To The 2010 Editions Of The California Model Building Codes And Adopting Local Amendments To The 2013 Editions Of The California Building Standards Code, California Code Of Regulations, Title 24, Parts 2 (Building), 2.5 (Residential), 3 (Electrical), 4 (Mechanical), 5 (Plumbing), 6 (Energy), And 11 (Green Building Standards), And Amending Oakland Municipal Code Chapter 15.04 To Comply With Changes To State Law; And

- 2) A Resolution Of Findings Supporting Non-Administrative Local Amendments To The

2013 Editions Of The California Building Standards Code, California Code Of Regulations, Title 24, Parts 2 (Building), 2.5 (Residential), 3 (Electrical), 4 (Mechanical), 5 (Plumbing), 6 (Energy), And 11 (Green Building Standards) To Comply With Changes To State Law

EXPLANATION: The City Attorney Revised Ordinance Title To State That Action Includes Repeal Of Previous Triennial Action To Incorporate Local Housing Code Amendment.

OLD TITLE:

Adopt The Following Pieces Of Legislation:

1) An Ordinance Adopting Amendments To The 2013 Editions Of The California Model Building Construction Codes, California Code Of Regulations, Title 24, Part 2 (Building), Part 2.5 (Residential), Part 3 (Electrical), Part 4 (Mechanical), Part 5 (Plumbing), Part 6 (Energy), And Part 11 (Green Building Standards), And Amending Oakland Municipal Code Chapter 15.04; And
[\(13-0095\)](#)

2) A Resolution Of Findings Made And Supporting Non-Administrative Amendments To The 2013 Editions Of The California Model Building Construction Codes, California Code Of Regulations, Title 24, Part 2 (Building), Part 2.5 (Residential), Part 3 (Electrical), Part 4 (Mechanical), Part 5 (Plumbing), Part 6 (Energy), And Part 11 (Green Building Standards); On The October 22, 2013 Community & Economic Development Committee Agenda
[\(13-0095-1\)](#)

S-4.3 Subject: Chief Of Police Recruitment Report
From: Office Of The City Administrator
Recommendation: Receive An Informational Report On The Chief of Police Recruitment; On The October 22, 2013 Public Safety Committee Agenda
[\(13-0106\)](#)

S-4.4 Subject: Encroachment For Kaiser Hospital Project
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Amending And Restating A Previously Approved Conditional And Revocable Major Encroachment Permit To Kaiser Foundation Hospitals To Allow 1) Telecommunications Conduits, Electrical Transformers And Vaults, A Portion Of A Building Foundation And Sewage Storage Vault For Phase II Buildings At 275 West Macarthur Boulevard To Encroach Under The Public Right-Of-Way Along Broadway, West Macarthur Boulevard, And Piedmont Avenue, And 2) Soil Nailing, A Planter Box, Rectangular Curb Drains, The Foundation For A Gate Post, Six Benches, Four Trash Cans, Four Sanitary Sewer Manholes And A Concrete Driveway Approach With Non-Standard Color At 3600 Broadway To Encroach Into The Public Right-Of-Way Along Broadway, Macarthur Boulevard, And Piedmont Avenue; On The October 22, 2013 Public Works Committee Agenda
[\(13-0109\)](#)

- S-4.5 Subject: Encroachment At 251 28th Street
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To The Christian Church Homes Of Northern California To Allow A Surface Mounted Electrical Transformer And Retaining Wall At 251 28th Street To Encroach Into The Public Right-Of-Way Along 28th Street; On The October 22, 2013 Public Works Committee Agenda
[\(13-0110\)](#)
- S-4.6 Subject: CPS HR Consulting Contract For Human Resources Services
From: Department Of Human Resources
Recommendation: Adopt A Resolution Waiving Advertisement, The Competitive Request For Proposal/Qualifications (RFP/Q) Process And Local/Small Local Business Enterprise (L/SLBE) Participation To Award A Contract To CPS HR Consulting, A Public Sector Human Resources Services Firm, To Satisfy The Human Resources Needs Of The Oakland Police Department And All Other City-Wide Human Resource Needs Within The City Of Oakland; On The October 22, 2013 Finance & Management Committee Agenda
[\(13-0111\)](#)
- S-4.7 Subject: Rescheduling Of October 22, 2013 Public Safety Committee Meeting
From: Office Of The City Administrator
Recommendation: Adopt A Request to Hold the October 22, 2013 Public Safety Committee at McClymonds High School, 2607 Myrtle Street, Oakland, CA 94607 at 6:00 p.m.
[\(13-0114\)](#)
- S-4.8 Subject: Ending Of The Hiring Freeze
From: Department Of Human Resources Management
Recommendation: Adopt A Resolution Rescinding Resolution No. 82502 C.M.S., Passed In January 2010, Which Imposed A Hiring Freeze On All Positions Funded By The General Fund, And Rescinding Resolution No. 82532, Passed In February 2010, Which Established Criteria For Exempting Positions And Exempted Certain Critical Positions From The Hiring Freeze; On The October 22, 2013 Finance & Management Committee Agenda
[\(13-0112\)](#)
- S-4.9 Subject: Senior Center Trust Funds
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept, Appropriate, And Expend Revenue Received For Senior Center Events, Activities And Donations; On The October 22, 2013 Life Enrichment Committee Agenda
[\(13-0087\)](#)
- S-4.10 Subject: Information And Assistance Program For Seniors
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Accept And Appropriate A Grant In An Estimated Amount Of \$42,019 Per Year Or \$84,038 For Two Years From Alameda County Social Services Agency, Area Agency

On Aging For Continued Operation Of The Information And Assistance (I&A) Program For Oakland Seniors For The Period Of July 1, 2013 Through June 30, 2015; And 2) Accept, Appropriate, And Expend An Additional Award Of \$2,902 Of The Fiscal Year 2012-2013 I&A Grant (Fund 2160, Project G420410) Not Yet Approved During The FY 2012-2013 Midcycle Budget; And 3) Waive All Central Services Overhead Charges For Two Years In An Estimated Amount Of \$20,472; On the October 22, 2013 Life Enrichment Committee Agenda
[\(13-0088\)](#)

S-4.11 Subject: Winter Shelter Contracts
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Accept And Appropriate Estimated Amount Of \$62,500 From Alameda County For Winter Shelter Beds; And (2) Waive The Competitive Bid Process And Enter Into Several Agreements For The Provision Of Emergency Winter Shelter Beds For The Period Of November 1, 2013 Through May 15, 2014 In An Aggregate Estimated Amount Of \$168,161 With The Following Homeless Services Providers: Bay Area Community Services (BACS); St. Mary's Center; And With CityTeam Ministries For As Needed Overflow Beds; And (3) Authorize The Acceptance And Appropriation Of Any Additional Funds From Other Sources For The Same Purpose, And Apply Said Funds To The Amount Available For The Contracting Of Additional Shelter Beds Without Returning To Council; And (4) Authorize The Reprogramming Of \$17,103 In Carry Forward Funds And Allocation Of Said Funds To Provide Match Funding For The Abode Oakland Path Re-Housing Initiative (OPRI) - Supportive Housing Program (SHP) Federal Grant Through Their Existing Permanent Access To Housing (PATH) Contract; On The October 22, 2013 Life Enrichment Committee Agenda
[\(13-0090\)](#)

S-4.12 Subject: Eden Information & Referral Contract For 2-1-1 Services
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Professional Services Contract With Eden Information & Referral Inc., For The Provision Of 2-1-1 Telephone Line Services For Information And Referral Services For Social Services, Bank On Oakland (BOO), And The Earned Income Tax Credit Campaign (EITC) From July 1, 2013 - December 31, 2014 In An Estimated Amount Of \$125,000; On the October 22, 2013 Life Enrichment Committee Agenda
[\(13-0093\)](#)

S-4.13 Subject: List Of General Fund Set-Aside Funds
From: Councilmember Libby Schaaf
Recommendation: Receive A Report On The List Of All Set-Aside Funds Within The General Fund Of The City Of Oakland; On The November 12, 2013 Finance & Management Committee Agenda
[\(13-0113\)](#)

S-4.14 Subject: United Nations Flag Parade And Flag Raising Day
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution Designating October 19-27, 2013 As United Nations Week And October 26, 2013 As United Nations Flag Parade And Flag Raising

Day At The United Nations Pole In Jack London Square; On The October 15, 2013 City Council Agenda As A Ceremonial Item

[\(13-0115\)](#)

[\(rules101013item4\)](#)

- 5 A Review Of The Council Committees' Actions From October 8, 2013 And Determination Of Scheduling To The City Council Meeting Of October 15, 2013 (MATRIX)
[\(rules101013item5\)](#)

- 6 A Review Of The Draft Agendas For The City Council Committee Meetings Of October 22, 2013 and The Rules & Legislation Committee Meeting Of October 24, 2013
[\(rules101013item6\)](#)

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.

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