



# SUPPLEMENTAL

## 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>

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Thursday, June 30, 2011

10:45 AM

City Council Chambers - 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:**

Vice Mayor Desley Brooks, District 6; President Pro Tempore Ignacio De La Fuente, District 5; Libby Schaaf, District 4; and Chairperson Council President Larry Reid, District 7

- 1 Closed Session
- 2 Approval of the Draft Minutes from the Committee meeting of June 16, 2011  

**There are no minutes to approve as the June 16, 2011 Rules and Legislation Committee Meeting was cancelled.**
- 3 Determination of Schedule of Outstanding Committee Items  
[\(rules063011\)](#)
- 4 Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council Meeting of July 5, 2011 (SUPPLEMENTAL)

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[\(rules63011item4\)](#)

S-4.1 Subject: Professional Services Agreement - VBS Services  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With VBS Services, In Amount Not To Exceed One Hundred And Nineteen Thousand Nine Hundred And Ninety Nine Dollars (\$119,999) For The Period Of July 1, 2011 To June 30, 2013, With Two - One Year Options To Extend, To Continue Performing Sexual Assault Suspect Examinations And Blood Draws For The Oakland Police Department Investigations; On The July 26, 2011 Public Safety Committee Agenda  
[\(10-0774\)](#)

S-4.2 Subject: Summer Recess Grant And Contract Awards  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Make Grant Awards, Accept Grant Funds And Award Contracts For The Purchase Of Construction Labor And Materials Exceeding \$500,000.00, To Be Executed During The City Council Annual Recess Of 2011, As Follows:

1. A Resolution To Award A Construction Contract To The Lowest, Responsive, Responsible Bidder, For The Construction Of MacArthur Boulevard Improvement Project (Project No. C167640), Or To Reject All Bids If All Bids Are Deemed Non-Responsive Or Non-Responsible, And Award A Contract On The Open Market In Accord With The Project Plans And Specifications Up To The Amount Of \$5,075,351.00;
2. A Resolution Authorizing The Acceptance And Appropriation Of Up To \$827,900.00 Of Federal Funds From The Transportation, Housing And Urban Development And Related Agencies Appropriation Act Of 2010 For The Lake Merritt Improvement Project;
3. A Resolution Awarding A Construction Contract To The Lowest, Responsive, Responsible Bidder, For The Installation Of New And Modified Traffic Signals At Various Locations (Project Nos. C313710, C318210, C316210) Or To Negotiate With The Lowest Bidder If Bids Are Deemed Non-Responsive Or Non-Responsible, In Accord With The Project Plans And Specifications In An Amount Not To Exceed Eight-Hundred Thousand Dollars (\$800,000.00) Without Return To Council;
4. A Resolution Awarding A Construction Contract To The Lowest, Responsive, Responsible Bidder, For The Safe Routes To Schools, Cycle 7 Project (Project No. C357010) Or To Negotiate With The Lowest Bidder If Bids Are Deemed Non-Responsive Or Non-Responsible, In Accord With The Project Plans And Specifications In An Amount Not To Exceed Six-Hundred Thousand Dollars (\$600,000.00) Without Return To Council; And

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5. A Resolution Awarding A Construction Contract To The Lowest, Responsive, Responsible Bidder, For The Broadway Intelligent Transportation Systems (Its) (Project No. C270210) Or To Negotiate With The Lowest Bidder If Bids Are Deemed Non-Responsive Or Non-Responsible, In Accord With The Project Plans And Specifications In An Amount Not To Exceed Eight-Hundred Thousand Dollars (\$800,000.00) Without Return To Council; On The July 12, 2011 Finance And Management Committee Agenda  
[\(10-0773\)](#)

S-4.3      Subject:      Closed Captioning Professional Service Contract  
From:        Office Of The City Clerk  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Two (2) Year Professional Service Contract Between The City Of Oakland And Aegis Rapidtext, Inc. To Provide Stenography Services For Real-Time Off-Site Closed Captioning Of All Regularly Scheduled And Special Concurrent Oakland Redevelopment Agency / Oakland City Council, And City Council Committee Meetings In A Total Amount Not-To-Exceed Fifty Thousand Dollars (\$50,000) Per Year For The Period From September 1, 2011 Through August 31, 2013 And Authorizing The Extension Of The Contract For Up To Two (2) Years For An Additional Amount Not-To-Exceed Fifty Thousand Dollars (\$50,000) Per Year; On The July 12, 2011 Finance And Management Committee Agenda  
[\(10-0780\)](#)

S-4.4      Subject:      Top Grade Construction Inc - Building 6 Contract Award  
From:        Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Waiving the City's Advertising, Bidding and Award to the Lowest Responsible Bidder Process and Authorizing the City Administrator to Negotiate and Award A Construction Contract To Top Grade Construction, Inc. For the Building 6 Environmental Remediation Project Work At The Oakland Army Base In Accord With Plans And Specifications And Contractor's Bid, Therefore, In Up To or Less Than The Total Project Budget of Two Million Six Hundred Seventy-Six Thousand Seven Hundred Fifty Dollars (\$2,676,750)  
[\(10-0699\)](#)

S-4.5      Subject:      Community Development Block Grant Program  
From:        Community And Economic Development Agency  
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator To Prepare And Resubmit To The U.S. Department Of Housing And Urban Development The Consolidated Plan Annual Action Plan For Fiscal Year 2011-2012; 2) Accepting And Appropriating Revised Funds Totaling \$14,658,167.00 For The Home, Emergency Shelter Grant, Housing Opportunities For Persons With Aids, And The Community Development Block Grant Programs; 3) Appropriating \$670,480.00 In Program Income And Any Amounts In Excess Thereof For Housing Rehabilitation Loans; And 4) Authorizing The City Administrator To Negotiate And Execute Agreements With Subgrantees For Fiscal Years 2011-2013 For The Community Development Block Grant Program; On The July 12, 2011 Community And Economic Committee Agenda And As A Public Hearing On The July 19, 2011 City Council Agenda

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[\(10-0775\)](#)

S-4.6 Subject: Oakland Economic Development Corporation - ENA  
From: Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing An Exclusive Negotiating Agreement With The Oakland Economic Development Corporation For Development Of Phase I Of The Transit Village At The Coliseum BART Station, And Authorizing A Predevelopment Loan For The Project In An Amount Not To Exceed \$400,000; On The July 12, 2011 Community And Economic Committee Agenda

[\(10-0776\)](#)

S-4.7 Subject: MacArthur Transit Village Phase I  
From: Community And Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Approving A Final Map For Tract No. 8047, The Vacation (Abandonment) Of Apgar Street, And The Dedications Of Public Easements And Right Of Way; And

[\(10-0782\)](#)

2) A Resolution Approving A Subdivision Improvement Agreement With MacArthur Transit Community Partners For Deferred Construction Of Public Infrastructure Improvements For Phase I Development Of The MacArthur Transit Village Project To Construct A Parking Garage For The San Francisco Bay Area Rapid Transit District (BART) And An Affordable Housing Apartment Building For MacArthur Transit Community Partners; On The July 19, 2011 City Council Agenda

[\(10-0782-1\)](#)

S-4.8 Subject: Leveling The Playing Field Phase II Project  
From: Public Works Agency  
Recommendation: Adopt A Resolution: 1) Rejecting All Bids, Waiving Any Further Advertising And Bidding And Authorizing The City Administrator To Negotiate And Award A Construction Contract On The Open Market For The Leveling The Playing Field Phase II Project In An Amount Not To Exceed Two Million One Hundred Fifty One Thousand Dollars (\$2,151,000.00) Without Return To Council, And 2) Appropriate Up To Two Hundred Thousand Dollars (\$200,000.00) Of The Remaining Measure WW Funds From Poplar Field (No. C376810), Central Reservoir Field (No. C377010), And Owen Jones Field (No. C376710) To The Brookdale Park Field (No. C290810) For The Project; On The July 12, 2011 Public Works Committee Agenda

[\(10-0754\)](#)

S-4.9 Subject: Henry J. Kaiser - Lease Revenue Bonds  
From: Finance And Management Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Authorizing The Substitution Of City Hall For The Henry J. Kaiser Convention Center As Part Of The Leased Property In Connection With The Oakland Joint Powers Financing Authority Lease Revenue Refunding Bonds (Oakland

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Convention Centers), Series 2001; Approving The Execution And Delivery Of Amendments To Leases To Substitute Such Property And Authorizing The Taking Of All Necessary Actions Relating Thereto; And  
[\(10-0684\)](#)

S-4.10 Subject: PFRS Funding Options And Swap Termination  
From: Finance And Management Agency  
Recommendation: Adopt A Resolution Of The City Council Of The City Of Oakland Authorizing And Approving The Option To Fund The Police And Fire Retirement System Unfunded Accrued Actuarial Liability Through A Combination Of The Pay-As-You-Go Method And Use Of Pension Obligation Bonds; Directing The City Administrator To Negotiate The Terms And Conditions Of The Funding Option(s) Approved By City Council For The System And Enter Into An Agreement With The Police And Fire Retirement Board; And Approving The Termination Of The Swap Agreement Related To The Oakland Joint Powers Financing Authority, Lease Revenue Bonds, 1998 Series A1/A2; On The July 12, 2011 Finance And Management Committee Agenda  
[\(10-0777\)](#)

S-4.11 Subject: Five - Year Temporary Fiscal Emergency Parcel Tax  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The November 15, 2011 Special Election A Proposed Ordinance Creating A Five-Year Temporary Fiscal Emergency Special Parcel Tax; Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The Special Election; On The July 19, 2011 City Council Agenda  
[\(10-0779\)](#)

S-4.12 Subject: City Administrator Employment Agreement - Deanna Santana  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Authorizing The Mayor To Execute An Employment Agreement On Behalf Of The City With Deanna Santana, City Administrator, Effective August 1, 2011; On The July 19, 2011 City Council Agenda  
[\(10-0781\)](#)

S-4.13 Subject: Charter Amendment Returning City Attorney To Appointed Position  
From: Councilmember Nancy Nadel  
Recommendation: Adopt A Resolution Submitting, On The Council's Own Motion, To The Electors At The Next Special Or General Municipal Election, A Proposed Charter Amendment, Entitled, "Returning The Elected City Attorney Position To An Appointed Position" And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Next Election Date; On The July 14, 2011 Rules And Legislation Committee Agenda  
[\(10-0778\)](#)

5 A review of the Council Committees' actions from June 28, 2011 and determination of scheduling to the ORA/City Council meeting of July 5, 2011 or future dates (MATRIX)

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[\(rules63011item5\)](#)

- 6 A review of the Agendas for the Council Committees for the meetings of July 12, 2011 and the Rules and Legislation Committee Meeting of July 14, 2011  
[\(rules63011item6\)](#)

**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  
Phone: (510) 238-3226  
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Telecommunications Display Device: (510) 839-6451  
[\(TTD\)](#)

**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**  
**Agency Secretary/City Clerk**  
**and Clerk of the Council**

ORA - Oakland Redevelopment Agency  
S - Supplemental Item