



# SUPPLEMENTAL

## City of Oakland

### Meeting Agenda

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

### Special Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board City Hall, 1 Frank H. Ogawa Plaza, Oakland, California 94612

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

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Tuesday, July 30, 2013

5:30 PM

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.

- 1 Pledge of Allegiance
- 2 Roll Call / City Council

**COUNCILMEMBERS:** Desley Brooks, District 6; Noel Gallo, District 5; Lynette Gibson McElhaney, District 3; Dan Kalb, District 1; President Pro Tempore Rebecca Kaplan, At-Large; Vice Mayor Larry Reid, District 7; Libby Schaaf, District 4; Council President Patricia Kernighan, District 2

- 3 Open Forum / Citizens Comments  
(Time Available: 15 minutes)

- 4 ACTIONS ON SPECIAL ORDERS OF THE DAY  
(Ceremonial Presentations, Reports/Presentations from the Mayor, Council Acknowledgements/Announcements):

- 4.1 Subject: Honoring Oakland PAL  
From: Councilmember Desley Brooks  
Recommendation: Adopt A Resolution Recognizing Oakland Police Activities League (PAL) For 30 Years Of Outstanding Service To Oakland's Children And Youth And

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Declaring July 30, 2013 As Oakland PAL Day  
(12-0687)

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF JUNE 27, 2013  
AND JULY 16, 2013

6 MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS  
(Requests to: Reschedule items from consent to Non-Consent to the next Council  
Agenda, Speak on Consent Calendar, Register Votes, Change order of Items,  
Reconsiderations, Pull Items held in Committee):

## **7. CONSENT CALENDAR (CC) ITEMS:**

### **AT THIS TIME, THE MEETING OF THE LEONA QUARRY GHAD SHALL BE CONVENED**

7.1 Subject: GHAD 2013/2014 Annual Budget Approval  
From: Geologic Hazard Abatement District Board  
Recommendation: Adopt A Resolution Approving The 2013/2014 Annual Budget For  
The GHAD  
(12-0656)

### **AT THIS TIME, THE MEETING OF THE LEONA QUARRY GHAD WAS ADJOURNED**

7.2-CC Subject: Declaration Of A Local Emergency Due To AIDS Epidemic  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's  
Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health  
Crisis With Regard To The Human Immunodeficiency Virus ("HIV")/Acquired  
Immunodeficiency Syndrome ("AIDS") Epidemic  
(12-0691)

7.3-CC Subject: Medical Cannabis Health Emergency  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A  
Local Public Health Emergency With Respect To Safe, Affordable Access To Medical  
Cannabis In The City Of Oakland  
(12-0692)

7.4-CC Subject: Honoring The Chinese American Citizens Alliance  
From: Council President Kernighan  
Recommendation: Adopt A Resolution Honoring The Oakland Lodge On The Occasion  
Of Its Hosting The Chinese American Citizens Alliance's 52nd Biennial Convention  
(12-0682)

7.5-CC Subject: Disposition Of City-Owned Property For Development  
From: Office Of Neighborhood Investment  
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To

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Add A New Chapter 2.41 Entitled "Disposition Of City-Owned Property For  
Development"  
(12-0652)

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second  
Reading) OF THIS ORDINANCE.**

**INTRODUCTION (First Reading) WAS PASSED ON JULY 16, 2013; 8  
AYES.**

7.6-CC Subject: Partial Abandonment And Renaming Of Apgar Street  
From: Department Of Planning And Building  
Recommendation: Adopt An Ordinance Vacating Without Cost To The Abutting  
Property Owner Horizon Services A Portion Of The Public Right-Of-Way Of Apgar  
Street From Its Intersection At Telegraph Avenue To Its Termination At The MacArthur  
Transit Village Project Boundary  
(12-0578-1)

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second  
Reading) OF THIS ORDINANCE.**

**INTRODUCTION (First Reading) WAS PASSED ON JULY 16, 2013; 8  
AYES.**

7.7-CC Subject: Lease Of City Owned Property At 8200 International Boulevard  
From: Office Of Neighborhood Investment  
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Execute  
A Lease For City Owned Property Located At 8200 International Blvd. With East  
Oakland Youth Development Center Qualified Active Low Income Community Business,  
Inc. (EOYDC QALICB, Inc.), A California Nonprofit Public Benefit Corporation, For A  
Term Of Sixty-Six (66) Years  
(12-0641)

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second  
Reading) OF THIS ORDINANCE.**

**INTRODUCTION (First Reading) WAS PASSED ON JULY 16, 2013; 7  
AYES, 1 ABSENT - GIBSON MCELHANEY.**

**The July 9, 2013 Community & Economic Development Committee  
approved recommendations with a vote of 3 Ayes, 1 Excused - Schaaf.**

**The Committee approved recommendations as amended to include the  
following amendments:**

**1) Add "Whereas the EYOD was founded in 1978, funded..."**

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**2) Add Section 6: New lease contingent upon new leasee obtaining financing."**

7.8-CC Subject: Settlement Agreement - Bruce Thrupp  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Bruce Thrupp v. City Of Oakland, Alameda County Superior Court Case No. RG12-626587, In The Amount Of Fifty-Seven Thousand Seven Hundred Dollars And No Cents (\$57,700.00) As A Result Of The Failure Of A City Storm Drain Pipe On Or About July 21, 2011 (Public Works Agency) [\(12-0679\)](#)

**This item was heard in Closed Session on July 2, 2013.**

7.9-CC Subject: Settlement Agreement - Isabelle Mayfield  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Isabelle Mayfield And Her Attorneys, The Wester Law Firm, City Attorney's Claim No. C29042, In The Amount Of Twelve Thousand And 00/100 Dollars (\$12,000.00) (Public Works Agency - Trip And Fall) [\(12-0695\)](#)

**This item was heard in Closed Session on July 30, 2013.**

7.10-CC Subject: Settlement Agreement - Estate Of Robert Lofgren  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of The Estate Of Robert Lofgren, City Attorney's Claim No. C29496, In The Amount Of Thirty-Two Thousand Nine Hundred Twenty-Nine Dollars And Eighty-Eight Cents (\$32,929.88) (Public Works Agency-Sewers) [\(12-0696\)](#)

**This item was heard in Closed Session on July 30, 2013.**

7.11-CC Subject: Settlement Agreement - Liberty Mutual/Laurence and Michelle Zak  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Liberty Mutual Insurance Company, City Attorney's Claim No. C29456, In The Amount Of Fourteen Thousand Eight Hundred Thirty-Nine Dollars And Seventy-Two Cents (\$14,839.72) (Public Works Agency-Sewers) [\(12-0697\)](#)

**This item was heard in Closed Session on July 30, 2013.**

7.12-CC Subject: Settlement Agreement - Audrey Montana  
From: Office Of The City Attorney

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Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Montana v. City Of Oakland, Et Al., United States District Court No. CV-11-04682 MEJ, City Attorney's File No. 28589, In The Amount Of Ninety-Six Thousand Dollars (\$96,000.00) (City Administrator - Employment Discrimination)  
[\(12-0698\)](#)

**This item was heard in Closed Session on July 2, 2013.**

7.13-CC Subject: Settlement Agreement - Oakland Unified School District  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Approving Settlement Of City Of Oakland v. Oakland Unified School District By Accepting Payment From The District Of \$102,232.64 In Wildfire Prevention Assessment District Assessments In Exchange For Waiving City's Claims  
[\(12-0707\)](#)

**This item was heard in Closed Session on July 16, 2013.**

7.14-CC Subject: Settlement Agreement - In Re Municipal Derivatives Antitrust Litigation  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Approving Partial Settlement Of In Re Municipal Derivatives Antitrust Litigation, United States District Court Southern District Of New York, MDL No. 1950, Authorizing Acceptance Of Payment From Wells Fargo Of \$200,000, In Exchange For The City's Dismissal Of Wells Fargo From The Lawsuit  
[\(12-0708\)](#)

**This item was heard in Closed Session on July 16, 2013.**

7.15-CC Subject: Settlement Agreement - County Of Alameda  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Approving Acceptance From The County Of Alameda Of \$2,167,355.00 In Full Satisfaction Of All City Of Oakland Claims Relating To Over-Collection Of Property Tax Administration Fees Between Fiscal Years 2006-2007 And 2011-2012  
[\(12-0713\)](#)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.**

**This item was heard in Closed Session on July 18, 2013.**

7.16-CC Subject: Library Advisory Commission Appointment - Sharon Cravanas  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Sharon Cravanas As A Member Of The Library Advisory Commission  
[\(12-0694\)](#)

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- 7.17-CC Subject: National League Of Cities' 2013 Delegate Appointments  
From: Council President Patricia Kernighan  
Recommendation: Adopt A Resolution Designating Vice Mayor Larry Reid As The City Of Oakland's Voting Delegate And Council Member Noel Gallo As The City Of Oakland's Alternate Voting Delegate To The National League Of Cities' Annual Business Meeting, Scheduled To Take Place In Seattle On November 16, 2013  
(12-0703)
- 7.18-CC Subject: Citizen's Police Review Board Appointment - Avalos-Leon  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Reyes Avalos-Leon To The Citizen's Police Review Board  
(12-0704)
- 7.19-CC Subject: Community Policing Advisory Board Appointment - Doris Brown  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Doris Brown As A Member Of The Community Policing Advisory Board  
(12-0705)
- 7.20-CC Subject: Budget Advisory Committee Appointment - Adam Stiles  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Adam Stiles to The Budget Advisory Committee  
(12-0706)
- S-7.21-CC Subject: Grant Agreement With Bay Area Community Services  
From: Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To The New Operator Of The Henry Robinson Multi Service Center (HRMSC), As The Successful Request For Qualifications (RFQ) Respondent, For An Amount Not To Exceed \$1,197,169 From August 1, 2013 Through February 28, 2014 And To Approve A Change In The Target Population Served, Adopt A Rapid Re-Housing And Interim Housing Model Without Returning To Council To Award Renewal Contract  
(12-0643)

**The July 23, 2013 Life Enrichment Committee approved recommendations as amended with a vote of 4 Ayes.**

**The Committee approved recommendations as amended to revise the resolution to include contract start and end dates.**

**The Committee also directed staff to provide a detailed strategic report on homelessness in Oakland at the first committee meeting of October 2013.**

- S-7.22-CC Subject: CSUEB Nursing Clinical Program Agreement

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From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Student Placement Agreement With The California State University, East Bay Nursing Clinical Program (CSUEB) To Provide For Nursing Students To Complete Their Clinical Field Study Experience With The City Of Oakland, Department Of Human Services - Multipurpose Senior Services Program (MSSP) Effective Upon Execution Of Agreement Through December 31, 2018  
(12-0631)

**The July 23, 2013 Life Enrichment Committee approved recommendations with a vote of 4 Ayes.**

S-7.23-CC Subject: Grant Funds From The California Emergency Management Agency  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To 1) Accept And Appropriate Grant Funds In An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000) From The California Emergency Management Agency (Cal EMA Grant), Anti-Human Trafficking Task Force Program; And 2) Continue The Oakland Police Department's Participation In The East Bay Task Force On Human Trafficking; And 3) Enter Into A Professional Services Agreement With Bay Area Women Against Rape (BAWAR), In An Amount Not To Exceed Sixty Thousand Dollars (\$60,000) For The Period Of October 1, 2012 Through September 30, 2013 With One Option To Extend Through September 30, 2014 At An Additional Cost Not To Exceed Sixty Thousand Dollars (\$60,000), Bringing The Total Authorized Amount To One Hundred And Twenty Thousand Dollars (\$120,000), And Waiving The Competitive Request For Proposal/Qualifications (RFP/Q) Requirements For The Proposed Agreement And Option To Extend; And 4) Waive The City Of Oakland Central Services Overhead (CSO) Fees Of Seventeen Thousand Four Hundred And Ninety Two Dollars (\$17,492) Associated With The Cal EMA Grant  
(12-0667)

**The July 23, 2013 Public Safety Committee approved recommendations with a vote of 4 Ayes.**

S-7.24-CC Subject: CA Corrections Standards Authority Title II Formula Grant Funds  
From: Oakland Police Department  
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator To Accept And Appropriate State Of California Corrections Standards Authority Title II Formula Grant Program Funds In An Amount Not To Exceed One Hundred Seventy-Two Thousand One Hundred Forty One Dollars (\$172,141) Annually For The Period Of January 1, 2013 December 31, 2014 For Implementation Of The Oakland Youth Court Program; And 2) Authorizing The City Administrator To Amend And Extend The Professional Services Agreement With CenterForce Corporation (CenterForce) By Increasing The Amount To Be Paid At An Amount Not To Exceed Seventy-Six Thousand And Three Hundred Dollars (\$76,300) Per Year For Years 2013 And 2014, Bringing The Total Authorized To Be Paid Under This Contract To \$236,238 For The Administration



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Of The Oakland Youth Court Program; And 3) Waiving The Advertising And Bidding Requirements And Request For Proposals/Qualifications (RFP/Q) Process For The Proposed CenterForce Agreement Amendment And Extension; And 4) Waiving The City Of Oakland Central Services Overhead (CSO) Fees Of Approximately \$9,894 Annually For Years 2013 And 2014 Associated With The Title II Formula Grant Program Funds [\(12-0670\)](#)

**The July 23, 2013 Public Safety Committee approved recommendations with a vote of 4 Ayes.**

S-7.25-CC Subject: Support For SB 649: Possession Of Controlled Substances Penalties  
From: Councilmember Libby Schaaf  
Recommendation: Adopt A Resolution In Support Of Senate Bill 649 (Possession Of Controlled Substances: Penalties, Leno), Also Known As The Local Control In Sentencing Act, Which Would Make The Unlawful Possession Of Certain Controlled Substances Punishable As Either A Felony Punishable In County Jail Or As A Misdemeanor Punishable By County Jail For Not More Than One Year [\(12-0683\)](#)

**The July 25, 2013 Rules & Legislation Committee approved recommendations with a vote of 3 Ayes, 1 Excused - Reid.**

S-7.26-CC Subject: Support For AB 210: Transactions And Use Taxes  
From: Council President Patricia Kernighan  
Recommendation: Adopt A Resolution In Support Of AB 210 (Wieckowski), Alameda County Transportation Sales Tax Measure [\(12-0674\)](#)

**The July 25, 2013 Rules & Legislation Committee approved recommendations with a vote of 3 Ayes, 1 Excused - Reid.**

S-7.27-CC Subject: Support For AB 174: Student Mental Health Services Pilot Program  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution In Support Of Assembly Bill (AB) 174 (Bonta) - State Legislation That Would Establish A Pilot Program In Alameda County To Provide Mental Health Services To Students Impacted By Trauma [\(12-0710\)](#)

**The July 25, 2013 Rules & Legislation Committee approved recommendations with a vote of 3 Ayes, 1 Excused - Reid.**

S-7.28-CC Subject: Support For AB 231: Criminal Penalty For Failure To Securely Store Firearm  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution In Support Of Assembly Bill (AB) 231 (Ting) - State Legislation That Would Establish Criminal Penalty For Failure To Securely Store Loaded Firearm In Location Where Child Could Gain Access [\(12-0711\)](#)



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**The July 25, 2013 Rules & Legislation Committee approved  
recommendations with a vote of 3 Ayes, 1 Excused - Reid.**

S-7.29-CC Subject: Settlement Agreement- Galen And Emily Davis  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To  
Compromise And Settle The Claim Galen Davis And Emily Davis, City Attorney's Claim  
No. C29461, In The Amount Of \$41,200 (Public Works Agency- Sewers)  
(12-0714)

**This item was placed on the agenda by the July 25, 2013 Rules &  
Legislation Committee.**

**This item was heard in Closed Session on July 30, 2013.**

8 Oral Report Of Final Decisions Made During Closed Session & Disclosure Of  
Non-Confidential Closed Session Discussions

**COMMENCING AT 6:30 P.M., OR AS SOON AS REASONABLY PRACTICABLE  
THEREAFTER, THE NON - CONSENT CALENDAR PORTION OF THE AGENDA:**

**9. CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING  
REQUIREMENTS:**

**ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

S-10 Subject: Hegenberger Bridge Preventative Maintenance Project  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her  
Designee To Accept And Appropriate Seven Hundred One Thousand One Hundred And  
Fifty-Eight Dollars (\$701,158.00) In Federal Highway Bridge Program (HBP) Grant  
Funds Under The Bridge Preventive Maintenance Program (BPMP) For Hegenberger  
Road Bridge Over San Leandro Street Preventive Maintenance Project (City Project No.  
C466710); And To Authorize A Local Match Of 18 Percent From Measure B Fund 2211  
In The Amount Of One Hundred Fifty-Three Thousand Eight Hundred Forty-Two  
Dollars (\$153,842.00)  
(12-0671)

**This item was placed on the agenda by the July 25, 2013 Rules &  
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11 Subject: New Dog Play Area Appeal  
From: Department Of Planning And Building  
Recommendation: ~~Adopt One Of The Following Pieces Of Legislation:~~

~~1) A Resolution Upholding The Appeal (A12-062), Of The Decision Of The Oakland-  
Planning Commission, And Granting Approval Of An Application For A Minor-  
Conditional Use Permit For The Creation Of A New Dog Play Area At Lakeview Park-  
(Planning Case File No. Cull-208); Or~~

~~(11-0624)~~

~~2) A Resolution Denying The Appeal (A12-062), Of The Decision Of The Oakland-  
Planning Commission And Denying The Application For A Minor Conditional Use-  
Permit For The Creation Of A New Dog Play Area At Lakeview Park (Planning Case-  
File No. Cull-208)~~

~~(11-0624-1)~~

**Pursuant to the Office of the City Attorney, the City Planning Code no longer requires placing this item on the agenda until the appeal is resolved. The item will be brought back at a future date if necessary.**

12 Subject: BRT Project Monitoring Report  
From: Department Of Public Works  
Recommendation: ~~Adopt The Following Pieces Of Legislation:-~~

~~1) A Resolution Authorizing The City Administrator To Enter Into A Master Cooperative-  
Agreement With The Alameda-Contra Costa Transit District (Ac Transit) For The Final-  
Design And Construction Phases Of The Downtown Oakland To San Leandro Bus Rapid-  
Transit Project; And~~

~~(12-0642)~~

~~2) A Resolution Authorizing The City Administrator To Enter Into A Operations And  
Maintenance Agreement With The Alameda-Contra Costa Transit District (AC Transit)  
For The Downtown Oakland To San Leandro Bus Rapid Transit Project~~

~~(12-0642-1)~~

**The July 9, 2013 Public Works Committee approved recommendations as amended with a vote of 4 Ayes.**

**The Committee approved recommendations as amended to include the following revisions:**

**Proposals raised by community/representatives (parking, business mitigations, traffic impacts) are reasonable and should be incorporated into the business and parking mitigation plan. In addition more detail is needed regarding business and community outreach, construction mitigation program and detailed budget information for each element and**

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traffic impacts for individual areas. Final document will have consolidated minimum design and performance standards for Oakland COA, 3-9 to the MCA, with emphasis on persons with disabilities, COA 4.

AC Transit will return in September with a 65% project development and will provide updates and progress reports plan

Staff will provide a Supplemental report on parking and business mitigation plans pursuant to Oakland Condition of Approval. The Committee of Economic Development will need to sign off on the mitigation plan.

- 13 Subject: Allocation Of Funds For The Affordable Housing Trust  
From: Councilmember Dan Kalb  
Recommendation: Adopt An Ordinance (1) Amending Oakland Municipal Code Section 15.68.100 That Established The Affordable Housing Trust Fund To Set Aside An Amount Equal To 25% Of Funds Distributed' To The City As A Taxing Entity Under The Redevelopment Dissolution Laws Into The Affordable Housing Trust Fund, (2) Amending Ordinance No. 12502 C.M.S. That Established A General Fund Reserve Policy To Exempt These Distributions From The Requirement To Use One Time Revenues To Pay For One Time Expenses Or Reduce Negative Fund Balances, And (3) Appropriating And Transferring Such Distributions From The General Purpose Fund To The Affordable Housing Trust Fund  
(12-0665)

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE.**

**FINAL PASSAGE (Second Reading) WILL OCCUR ON SEPTEMBER 17, 2013.**

**The July 9, 2013 Community & Economic Development Committee approved recommendations with a vote of 3 Ayes, 1 Excused - Schaaf.**

**The Committee directed staff to include a supplemental report addressing the following:**

- 1) Actual amounts of one-time expenses and on-going expenses;**
- 2) Breakdown of expenses re rehabilitation vs. new building, administrative costs, and on-going costs; and**
- 2) Leverage.**

**The Committee also directed staff to return in the fall and address the following:**

- 1) Policy decisions;**

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- 2) Applying more pressure to state and county to fund affordable housing;
- 3) The number of units have been built and where; and
- 3) How the units can be spread throughout Oakland more equally.

14 Subject: OFCY LGBTQ Grant Awards For FY 2013-2014  
From: Department Of Human Services  
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Negotiate And Execute A Grant Agreement For The Oakland Fund For Children (OFCY) And Youth Between The City Of Oakland And AIDS Project Of The East Bay In The Amount Not To Exceed \$150,000 And (2) To Increase The Grant Agreement Between The City Of Oakland And Youth Uprising By An Amount Not To Exceed \$83,192 For A Total Contract Not To Exceed \$146,500, With Both Programs To Provide Direct Services For Lesbian Gay Bisexual Transgender And Questioning (LGBTQ) Youth For Fiscal Year 2013-2014, Renewable For Two One-Year Periods With Council Approval In Fiscal Years 2014-2015 And 2015-2016  
(12-0699)

**This item was placed on the agenda by the July 18, 2013 Rules & Legislation Committee.**

15 Subject: EBRCSA Evaluation And Updated City Radio Report  
From: Department Of Information Technology  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To: 1) Negotiate And Execute An Agreement With RCC Consultants Inc. To Provide An Evaluation And Report On The East Bay Regional Communications System Authority (EBRCSA) P-25 Radio System And The Feasibility Of Relocating Microwave Paths, In An Amount Not To Exceed \$150,000; And, 2) Waive The Advertising And Request For Proposal Process For Award Of Said Contract To RCC Consultants Inc.  
(12-0654)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was withdrawn from the July 16, 2013 City Council agenda and added to this agenda.**

16 Subject: Extension Of Coliseum City ENA  
From: Office Of Neighborhood Investment  
Recommendation: Adopt A Resolution Amending Resolution No. 83746 C.M.S. To Authorize A 45-Day Extension To The Exclusive Negotiating Agreement With JRDV Urban International, HKS Sports And Entertainment, HKS Inc., And Forest City Real Estate Services LLC, Or Affiliated Entities, For Development Of The Coliseum City Project At The Oakland-Alameda County Coliseum Complex And Surrounding Area  
(12-0702)

**This item was placed on the agenda by the July 18, 2013 Rules & Legislation Committee.**

17 Subject: PEC Approved 2.4% Increase For Councilmember Salaries

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From: Council President Patricia Kernighan  
Recommendation: Adopt A Resolution Irrevocably Waiving Payment Of The Full Public Ethics Commission-Approved 2.4% Increase In The Salary For The Office Of Councilmember For Fiscal Year 2013-2014, Or, In The Alternative, Irrevocably Waiving A Part Of The Public Ethics Commission-Approved 2.4% Increase, \_\_%, For Fiscal Year 2013-2014  
(12-0681)

**This item was placed on the agenda by the July 11, 2013 Rules & Legislation Committee.**

S-18 Subject: Fiber Optics Network Master Plan And Pilot Project Area Deployment  
From: Department Of Information Technology  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To: 1) Negotiate And Execute A Professional Services Agreement With Kimley-Horn Associates For Engineering Services In An Amount Not To Exceed \$50,000; And, 2) Waive The Competitive Bidding, Advertising, And The Request For Proposal Process And Delegate Authority To The City Administrator To Award Contract Related To Engineering Services; And  
(12-0655)

2) A Resolution Authorizing The City Administrator To: 1) Negotiate And Execute A Professional Services Agreement With Tellus Venture For Professional Services In An Amount Not To Exceed \$25,000; And, 2) Waive The Competitive Bidding, Advertising, And The Request For Proposal Process And Delegate Authority To The City Administrator To Award Contracts Related To Professional Services; And  
(12-0655-1)

3) A Resolution Authorizing The City Administrator To: 1) Enter Into A Twelve Month Non-Exclusive Negotiating Rights Agreement With LightUP Oakland For Developing A Comprehensive Broadband Implementation Strategy; And 2) A Twelve Month Non-Exclusive Negotiating Rights Agreement With LightUP Oakland To Lease City Of Oakland Conduit To Install Fiber Optic Including The Proposed Pilot Project Area; And Return To The Council For Authorization  
(12-0655-2)

**The July 23, 2013 Finance & Management Committee approved recommendations as amended with a vote of 4 Ayes.**

**The Committee approved recommendations as amended to include connectivity to the Oakland Airport and Eastmont Station.**

S-19 Subject: IT Financing Infrastructure, Operations, Maintenance and Licensing Agreements  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee

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To Execute A Master Lease Agreement, Municipal Payment Plan And All Related Documents With IBM Credit LLC And Oracle Credit Corporation, For Financing In An Amount Not To Exceed \$19,250,000 For A Term Of Not More Than 7 Years And An Interest Rate Not To Exceed 3.5% Tax Exempt And/Or 4.8% Taxable, To Provide Funding To Enter: (1) Renewal Of On-Going Information Technology Operations And Maintenance Agreements And (2) Hardware, Software, Professional Services And Maintenance Agreements To Upgrade And Enhance Oracle, Microsoft And Public Safety Systems; In Addition, The City Council Authorizes Entry Into Information Technology Agreement(s) For Upgrades To Existing Systems Without Returning To Council And Waives Competitive Bidding, Advertising And Request For Proposals/Qualification Process Requirements For Financing And Information Technology Agreement(s)  
(12-0675)

**The July 23, 2013 Finance & Management Committee approved recommendations with a vote of 3 Ayes, 1 Abstention - Brooks.**

S-20 Subject: Upgrade The City's Integrated Public Safety System (IPSS) Network  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Awarding A Contract To Bear Data Solutions Technology, A Corporation, In An Amount Not To Exceed Five Hundred Fourteen Thousand, Four Hundred Forty-Three Dollars And Ninety-Four Cents (\$514,443.94) To Upgrade The City's Integrated Public Safety System (IPSS) Network In Accordance With Specification No. 13-204-91/Request For Quote (RFQ) No. 4492 And The General Conditions Therefor On File In Purchasing According To Its Bid Filed With The City Clerk On March 28, 2013  
(12-0680)

**The July 23, 2013 Finance & Management Committee approved recommendations with a vote of 4 Ayes.**

S-21 Subject: Upgrade Of The IT Project Manager III Position  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Upgrade The Project Manager III Position Responsible For Oversight Of The City's Information Technology Function To A Director Of Information Technology Position And Authorizing The City Administrator To Approve An Initial Salary For The Position Of Director Of Information Technology That Exceeds The Mid-Point, And Not To Exceed The Top Of The Salary Range Of \$182,274 Annually, In Conformance With The Requirements Of Ordinance No. 12918 C.M.S.  
(12-0684)

**The July 23, 2013 Finance & Management Committee approved recommendations with a vote of 3 Ayes, 1 Abstention - Brooks.**

S-22 Subject: Add Employee Relations Analyst Classification To Salary Ordinance  
From: Department Of Human Resources Management  
Recommendation: Adopt The Following Pieces Of Legislation:

# SUPPLEMENTAL

1) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S.  
("Salary Ordinance") To Add The Classification Employee Relations Analyst, Principal;  
And  
(12-0672)

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE.**

**FINAL PASSAGE (Second Reading) WILL OCCUR ON SEPTEMBER 17, 2013.**

2) A Resolution Recommending To The Civil Service Board The Exemption Of The  
Following Classification From The Operation Of The Civil Service: Employee Relations  
Analyst, Principal  
(12-0672-1)

**The July 23, 2013 Finance & Management Committee approved recommendations with a vote of 4 Ayes.**

S-23

Subject: Workers Compensation TPA Contract Extension  
From: Department of Human Resources Management  
Recommendation: Adopt A Resolution Waiving The Advertising And Request For  
Proposal Process And Authorizing The City Administrator To Extend The Current  
Agreement With The City's Workers' Compensation Third Party Administrator, JT2  
Integrated Resources, For The Provision Of Workers' Compensation Administration  
Services, Bill Review Services And Miscellaneous Services, Including Disability  
Management And Safety/Loss Control, For A Period Of Six Months With An Option To  
Extend For An Additional Six Months, For A Total Extended Contract Amount Not To  
Exceed \$2,955,039.12 For The 12 Month Period  
(12-0686)

**The July 23, 2013 Finance & Management Committee approved recommendations with a vote of 4 Ayes.**

S-24

Subject: Contract With Alliant Insurance Services For ROCIP Administration  
From: Department Of Human Resources Management  
Recommendation: Adopt A Resolution Awarding A Four (4) Year Contract To Alliant  
Insurance Services, Inc. For The Provision Of Rolling Owner Controlled Insurance  
Program (ROCIP) Brokerage And Administration Services For An Annual Contract  
Amount Of \$308,253.83 For Each Contract Year Covering Fiscal Years 2013-14,  
2014-15, 2015-16 And 2016-17 For A Total Contract Amount Not Exceed 1,233,015.31  
(12-0676)

**The July 23, 2013 Community & Economic Development Committee approved recommendations with a vote of 3 Ayes, 1 Excused - Gibson McElhaney.**



# SUPPLEMENTAL

**Special Concurrent Meeting of the Oakland  
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**Tuesday, July 30, 2013**

S-25      Subject:     911/CAD/RMS RFP  
From:        Department Of Information Technology  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Expend (\$1,400,000) One Million Four Hundred Thousand Dollars Each Year For Five (5) Years Beginning Fiscal Year 2013 Through 2018 From The FY 2013-15 Budget And To: (1) Renew A Five (5) Year Maintenance And Support Agreement With Motorola For FY 2013-14 Through FY 2017-18 For An Amount Not To Exceed \$800,000.00 Per Year x Five (5) Years, (Which Includes Software Installation Services Cost Of \$100,000 Per Year) For A Grand Contract Total Amount Of \$4,000,000.00; (2) Negotiate And Execute Separate Additional Vendor Agreements For Related Software, Equipment And Installation And Maintenance Services In An Amount Not To Exceed \$600,000.00 Per Year For Five (5) Years For A Grand Total Amount Of \$3,000,000.00, Without Returning To Council; And, (3) Waive The Competitive Bidding, Advertising, And The Request For Proposal Requirements For The Motorola And The Related Maintenance And Support Vendor Contracts  
(12-0673)

**The July 23, 2013 Public Safety Committee approved recommendations with a vote of 4 Ayes.**

S-26      Subject:     Investigative Services For Debarment Of Goldman Sachs  
From:        Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Professional Services Agreement With Spinnaker Consulting, Inc. And Allocate Funding In An Amount Not To Exceed Seventy-One Thousand Seven Hundred Sixty Dollars (\$71,760) For Phase I.A., Seventy-Two Thousand Six Hundred Eighty Dollars (\$72,680) For Phase I.B., And Eighty-One Thousand Nine Hundred Thirty-Eight Dollars (\$81,938) For Phase II For A Total Of Two Hundred Twenty-Six Thousand Three Hundred Seventy-Eight Dollars (\$226,378) To Provide Investigative Services Including Investigation, Analysis And Reporting Relating To Potential Debarment Proceedings Against Goldman Sachs Mitsui Marine Derivative Products, U.S., L.P. ("Goldman Sachs")  
(12-0716)

**This item was placed on the agenda by the July 25, 2013 Rules & Legislation Committee.**

S-27      Subject:     Approving MOU Between The City And The IBEW  
From:        Office Of The City Administrator  
Recommendation: Adopt A Resolution Approving Memorandum Of Understanding Between The City Of Oakland And The International Brotherhood Of Electrical Workers, Representing Employees In Representation Unit IE1 And TV1, For The Period Of July 1, 2013 Through June 30, 2015  
(12-0722)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to**

# SUPPLEMENTAL

**Special Concurrent Meeting of the Oakland  
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**Tuesday, July 30, 2013**

**this agenda.**

S-28        Subject:     Approving MOU Between The City And The SEUI 1021  
              From:        Office Of The City Administrator  
              Recommendation: Adopt A Resolution Approving Memorandum Of Understanding  
                         Between The City Of Oakland And The Service Employees International Union, Local  
                         1021, Representing Employees In Representation Units SB1, SC1 And SD1, Covering  
                         The Period From Of July 1, 2013 Through June 30, 2015  
[\(12-0723\)](#)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to  
this agenda.**

S-29        Subject:     Approving MOU For Deputy City Attorney V And Special Counsel  
              From:        Office Of The City Administrator  
              Recommendation: Adopt A Resolution Approving Memorandum Of Understanding  
                         Between The City Of Oakland And The Deputy City Attorney V And Special Counsel,  
                         Representing Employees In Representation Unit U41, For The Period Of July 1, 2013  
                         Through June 30, 2015  
[\(12-0724\)](#)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to  
this agenda.**

S-30        Subject:     Approving MOU For The Confidential Management Employee Association  
              From:        Office Of The City Administrator  
              Recommendation: Adopt A Resolution Approving Memorandum Of Understanding  
                         Between The City Of Oakland And The Confidential Management Employee  
                         Association, Representing Employees In Representation Unit U31, For The Period Of  
                         July 1, 2013 Through June 30, 2015  
[\(12-0725\)](#)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to  
this agenda.**

S-31        Subject:     Approving MOU For The Local 21 Deputy City Attorneys I-IV  
              From:        Office Of The City Administrator  
              Recommendation: Adopt A Resolution Approving Memorandum Of Understanding  
                         Between The City Of Oakland And The Deputy City Attorney I-IV, Representing  
                         Employees In Representation Unit TM1, For The Period Of July 1, 2013 Through June  
                         30, 2015  
[\(12-0726\)](#)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to  
this agenda.**

S-32        Subject:     Approving MOU Between The City And IFPTE Local 21  
              From:        Office Of The City Administrator  
              Recommendation: Adopt A Resolution Approving Memorandum Of Understanding

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Between The City Of Oakland And The International Federation Of Professional And Technical Engineers (IFPTE) Union, Local 21, Representing Employees In Representation Units TA1, TF1, TM2, TW1, UH1, UMI And UM2, For The Period Of July 1, 2013 Through June 30, 2015

(12-0727)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.**

33 - 34 THESE ITEMS INTENTIONALLY NOT USED

35 Subject: 2010 PSGP Funding For Phase 2 Of The Domain Awareness Center  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Accept, Appropriate, And Administer Up To Two Million Dollars (\$2,000,000) Of American Recovery And Reinvestment Act (ARRA) Supplemental Port Security Grant Funds For (PSGP) Fiscal Years 2009 And 2010 Supplemental For Phase 2 Of The Joint Port Of Oakland/City Domain Awareness Center (DAC) Project; And 2) Enter Into A Memorandum Of Understanding And Grant Administration Agreement With The Port Of Oakland To Distribute And Expend Said Funds For Phase 2 Of The System Enhancements And Integration Of The DAC Project; And 3) Approve The City Of Oakland's Preliminary Spending Plan For Fiscal Years 2009 And 2010 PSGP Grant Funds And To Administer And Expend The Supplemental PSGP Funds In Accordance With The Preliminary Spending Plan And The Proposed Grant Administration Agreement; And 4) Amend The City's 2013 Contract With Science Applications International Corporation (SAIC) By Increasing The Amount To Be Paid Up To Two Million Dollars For Completion Of Phase 2 Of The DAC Project Work, Bringing The Total Contract Amount Authorized To Four Million Nine Hundred Thousand Dollars (\$4,900,000); And Waiving The Competitive Request For Proposal/Qualifications (RFP/Q) And The Advertising And Bidding Requirements, For The Proposed Contract Amendment With Science Applications International Corporation (SAIC)

(12-0630)

**At the July 16, 2013 City Council meeting, Vice Mayor Reid made a motion, seconded by Councilmember Gibson McElhaney, to withdraw this item and reschedule it to this agenda as a Non-Consent item.**

**The July 9, 2013 Public Safety Committee approved recommendations with a vote of 3 Ayes, 1 Excused - Schaaf.**

36 Subject: Prohibiting Tools Of Violence During Demonstrations  
From: Councilmember Noel Gallo  
Recommendation: Adopt An Ordinance Prohibiting The Possession Of The Tools Of Violence And Vandalism During A Demonstration

(12-0709)

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**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE.**

**FINAL PASSAGE (Second Reading) WILL OCCUR ON SEPTEMBER 17, 2013.**

**This item was placed on the agenda by the July 18, 2013 Rules & Legislation Committee.**

## **Continuation Of Open Forum**

### **ADJOURNMENT OF COUNCIL SESSION**

**(Meeting shall conclude no later than 12:00 a.m., unless extended by Majority Vote of the Council)**

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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**

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**Tuesday, July 30, 2013**

**LaTonda Simmons  
City Clerk and  
Clerk of the Council**