



City of Oakland Meeting Minutes

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

*Rules & Legislation Committee

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

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

Thursday, November 15, 2012

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

Excused: President Pro Tempore De La Fuente

Present: Member Brooks, Member Schaaf and Member Reid

The Oakland City Council Rules and Legislation Committee convened at 10:50 a.m., with Council President Reid presiding as Chairperson.

1 Determinations of Closed Session

No determinations were announced.

2 Approval of the Draft Minutes from the Committee meetings of October 18, and November 1, 2012

**A motion was made by Member Brooks, seconded by Member Schaaf, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Excused; 1 - President Pro Tempore De La Fuente

Aye; 3 - Member Schaaf, Member Brooks and Member Reid

3 Determination of Schedule of Outstanding Committee Items

**A motion was made by Member Schaaf, seconded by Member Brooks, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Excused; 1 - President Pro Tempore De La Fuente

Aye; 3 - Member Schaaf, Member Brooks and Member Reid

4 Scheduling of Agenda Items and revisions to previously distributed 10 Day Agendas(SUPPLEMENTAL)

**A motion was made by Member Schaaf, seconded by Member Brooks, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Excused; 1 - President Pro Tempore De La Fuente

Aye; 3 - Member Schaaf, Member Brooks and Member Reid

S-4.1 Subject: Cal Fire Grant Funds - US&R Training
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Apply For, Accept, And Appropriate Funds From The State Of California Fire And Rescue Training Authority (CFRTA) To The Oakland Fire Department In The Amount Of One-Hundred Thousand Dollars (\$100,000) For A Scheduled Mobilization Exercise To Meet Personnel And Supply Expenses For The Training Of The Oakland Fire Department's Urban Search And Rescue (US&R) Team
[12-0159](#)

Scheduled to *Public Safety Committee on 12/11/2012

[View Report.pdf](#)

S-4.2 Subject: Sobriety Checkpoint Program
From: Oakland Police Department
Recommendation: A Request To Re-Title An Item Previously Scheduled To The November 27, 2012 Public Safety Committee Agenda

OLD TITLE:

Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In The Amount Of Fifty Five Thousand Dollars (\$55,000.00) From The Regents Of The University Of California, Berkeley, School Of Public Health, Traffic Safety Center, Serving As The Fiscal Agent For The State Of California, Office Of Traffic Safety, For The 2011 Sobriety Checkpoint Program To Be Conducted By The Police Department

NEW TITLE:

Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In The Amount Of Fifty Five Thousand Dollars (\$55,000.00) From The Regents Of The University Of California, Berkeley, School Of Public Health, Traffic Safety Center, Serving As The Fiscal Agent For The State Of California, Office Of Traffic Safety, For The 2012-2013 Sobriety Checkpoint Program To Be Conducted By The Police Department And Waive The Central Overhead Charges

[12-0149](#)

Scheduled to *Public Safety Committee on 11/27/2012

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[84118 CMS.pdf](#)

S-4.3 Subject: Oakland Housing Authority MOU - Shotspotter
From: Oakland Police Department
Recommendation: Adopt A Resolution: Authorizing The City Administrator Or Her Designee To 1) Enter Into An MOU With The Oakland Housing Authority (OHA) To Establish And Define The Working Relationship And Shared Responsibilities Between The Oakland Police Department (OPD) And The Oakland Housing Authority Police Department (OHAPD). 2) Accept \$150,000 From OHAPD For The OPD For A Joint Planned Expansion Of Shotspotter (SST) And For OHAPD To Have Access To The System And Its Data
[12-0164](#)

Scheduled to *Public Safety Committee on 11/27/2012

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[84119 CMS.pdf](#)

S-4.4 Subject: Contract Award - Resource Development Associates
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Contract Between The City Of Oakland And Resource Development Associates In An Amount Not To Exceed Three Hundred And Five Thousand Dollars (\$305,000) Annually For Outcome And Process Evaluation Services For Measure Y Violence Prevention And Community Policing Programs With Two One-Year Options To Renew For The FY 2012-15 Funding Cycles
[12-0161](#)

Scheduled to *Public Safety Committee on 12/11/2012

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S-4.5 Subject: Settlement Agreement - Ancel
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Marilyn Ancel V. City Of Oakland, Alameda County Superior Court Case No. RG11-608657 In The Amount Of \$6750.00 As A Result Of A Trip And Fall Accident On College Avenue (OPW)
[12-0158](#)

Scheduled to Meeting of the Oakland City Council on 12/4/2012

[84102 CMS.pdf](#)

S-4.6 Subject: Settlement Agreement - Lake Royal Apartments
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Lake Royal Apartments In The Amount Of \$6,328.63, As A Result Of Property Damage Sustained Caused By Tree Roots (Oakland Public Works)
[12-0160](#)

Scheduled to Meeting of the Oakland City Council on 12/4/2012

As a consent calendar item.

[84103 CMS.pdf](#)

S-4.7 Subject: New Dog Play Area Appeal
From: Department Of Planning And Building
Recommendation: Conduct A Public Hearing And Upon Conclusion 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](#)

Scheduled to Meeting of the Oakland City Council on 12/4/2012

As a Public Hearing.

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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](#)

S-4.8 Subject: Mills Act Contracts
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Approving Four (4) Mills Act Contracts Between The City Of Oakland And The Properties At 818 Trestle Glen Road (Estimated - \$2,036/Year Property Tax Reduction), 1550 5th Avenue (Estimated - \$747/Year Property Tax Reduction), 3627 Majestic Avenue (Estimated - \$935/Year Property Tax Reduction), And 3635 Majestic Avenue (Estimated - \$709/year Property Tax Reduction) Pursuant To Ordinance No. 12987 C.M.S., To Provide These Owners With Property Tax Reductions In Exchange For Their Agreement To Repair And Maintain Their Historic Property In Accordance With Submitted Work Programs.
[12-0165](#)

Scheduled to *Community & Economic Development Committee on 11/27/2012
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[84113 CMS.pdf](#)

S-4.9 Subject: 1-C Grant Pass Through - Streetscape And Infrastructure Improvements
From: Office Of Neighborhood Investment
Recommendation: Adopt The Following Pieces Of Legislation:
1) A Oakland Redevelopment Successor Agency Resolution (1) Authorizing A Passthrough Grant To The City In An Amount Up To \$9,403,000 From The Uptown Proposition 1-C Grant Under The California Department Of Housing And Community Development's Infill Infrastructure Grant Program For Streetscape And Infrastructure Improvements In The Central Business District, And (2) Authorizing A Grant In The Amount Of \$500,000 To Harrison Street Senior Housing Corporation Or Affiliated Entity From The Uptown Proposition 1-C Grant For The Development Of Parking At The Harrison Senior Housing Project At 1633 Harrison Street; And
[12-0166](#)

Scheduled to *Community & Economic Development Committee on 11/27/2012
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[2012-008 ORSA.pdf](#)

2) A Resolution (1) Accepting A Pass-Through Grant From The Oakland Redevelopment Successor Agency In An Amount Up To \$9,403,000 From The Uptown Proposition 1-C Grant Under The California Department Of Housing And Community Development's Infill Infrastructure Grant Program, And Appropriating The Funds For Streetscape And Infrastructure Improvements In The Central Business District, And (2) Rescinding Resolution No. 83855 C.M.S. Granting \$500,000 To Oakland Housing Initiatives And Christian Church Homes Of Northern California For The Harrison Senior Housing Project At 1633 Harrison Street
[12-0166-1](#)

[84112 CMS.pdf](#)

S-4.10 Subject: Master Lease-Purchase Agreement
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Execute A Master Lease-Purchase Agreement In The Amount Of \$11,860,000 To Replace Approximately 161 Vehicles And Equipment Items And (2) Enter Into Cooperative Purchase Agreements With Other Governmental Agencies To Purchase The Needed Vehicles And Equipment, And If Such Equipment Is Not Obtainable Through Cooperative Purchase Agreements, (3) Authorizing The Waiver Of The Oakland Purchasing Ordinance's Formal Advertising And Competitive Bidding Requirements And Allowing The City Administrator To Solicit Bids From Three Vendors And Award Contracts For The Purchase Of The Vehicles And Equipment, Without Returning To Council And (4) Authorizing The City Administrator To Hire A Contract Project Manager To Assist In Specifying, Ordering, And Placing Into Service The New Vehicles And Remarketing Of The Old Vehicles; On The November 27, 2012 Finance And Management Committee Agenda
[12-0130](#)

***Withdrawn with No New Date**

S-4.11 Subject: Oakland Energy And Climate Action Plan
From: Public Works Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Adopting The Oakland Energy And Climate Action Plan And Authorizing The City Administrator Or His Or Her Designee To Administratively Update The Energy And Climate Action Plan Appendix Consistent With The Energy And Climate Action Plan Without Returning To The City Council
[12-0162](#)

Scheduled to Meeting of the Oakland City Council on 12/4/2012

As a Public Hearing.

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[84126 CMS.pdf](#)

S-4.12 Subject: Congratulating Carmen Martinez
From: Council President Larry Reid
Recommendation: Adopt A Resolution Commending Carmen Martínez, Director Of The Oakland Public Library, For Twelve Years Of Outstanding Service And Congratulating Her On The Occasion Of Her Retirement
[12-0163](#)

Scheduled to Meeting of the Oakland City Council on 12/4/2012

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[rules111512item4](#)

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Items Submitted on the Dais

#1 Subject: California Environmental Protection Agency Grant Funds
 From: Oakland Fire Department
 Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Grant Funds From The California Environmental Protection Agency (CalEPA) To The Oakland Fire Department (OFD) In The Amount Of Seventy-Eight Thousand Seven Hundred And Fifty-Six Dollars (\$78,756) To Purchase California Electronic Reporting System (CERS) Compatible Software and Computers To Provide A Means For Business Workshops For Oakland Companies To Submit Hazardous Materials Reporting Information To The Certified Unified Program Agency (CUPA) As Required By AB 2286
[12-0170](#)

Scheduled to *Public Safety Committee on 12/11/2012

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#2 Subject: Recognizing Ise Lyfe
 From: Councilmember Desley Brooks
 Recommendation: Adopt A Resolution Recognizing Ise Lyfe For His Works And Significant Contributions To The City Of Oakland Through Spoken Word And Social Marketing Outreach
[12-0169](#)

Scheduled to Meeting of the Oakland City Council on 12/4/2012

5 A review of the Draft Agendas for the Council's Committees for the meetings of November 27, 2012 and the November 29, 2012 Rules and Legislation Committee

**A motion was made by Member Brooks, seconded by Member Schaaf, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Excused; 1 - President Pro Tempore De La Fuente
Aye; 3 - Member Schaaf, Member Brooks and Member Reid

[rules111512item5](#)

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OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules and Legislation Committee adjourned the meeting at 11:21 a.m.

NOTE: Americans With Disabilities Act
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* 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.

City Clerk and Clerk of the Council