



*City of Oakland*  
*Office of the City Clerk*

Upcoming Council Dates:

1 Week Out	Winter Recess
3 Weeks Out	1-5-2016

**Rules Committee Assignment of the Consent Calendar and Non-Consent Items to the ORSA/City Council Agenda (Committee Matrix)**

**Committee Agenda Date: DECEMBER 15, 2015**

**RECOMMENDED**

Item No.	FINANCE AND MANAGEMENT COMMITTEE	COMMITTEE ACTION	RECOMMENDED	
			CONSENT	NON-CONSENT
3	Receive An Informational Report Regarding The Status Of The State And Federal Budget Development And Its Potential Impacts On The City Of Oakland [TITLE CHANGE] (15-0388)	Received & Filed 4 Ayes	No Council Action Necessary	
4	Receive An Informational Report On The Current Status Of The Police Administration Building, Including Scope Of Existing Health And Safety Issues, Cost Estimates, Financing Options, Timelines, And Plans To Abate All Public Health And Safety Issues As Soon As Possible (15-0231)  <b>The Committee requested that staff return to the Finance Committee with an action item to approve the scope, cost and timing of needs analysis for OPD in anticipation of relocation of the existing Police Administration Building to the 1st meeting in February.</b>	Received & Filed 4 Ayes	No Council Action Necessary	
5	Receive An Informational Report On Various Infrastructure And Community Development Financing Opportunities For The City Of Oakland Recently Adopted By The California State Legislature (15-0196)  <b>The Committee requested a follow up report on affordable housing in Coliseum City.</b>	Received & Filed 4 Ayes	No Council Action Necessary	
6	Receive An Informational Report On The Oakland Police And Fire Retirement System's Investment Portfolio As Of September 30, 2015 (15-0413)	Received & Filed 4 Ayes	No Council Action Necessary	
7	Adopt A Resolution Authorizing The City Administrator To Award A Contract To Mark Rite Lines Equipment Co., Inc, The Lowest Responsible, Responsive Bidder, A Corporation, To Provide Two (2) 2015 Model Trailer Mounted Thermoplastic Pre-Melting Kettles, In An Amount Not To Exceed One Hundred Six Thousand Seven Hundred Forty-Nine Dollars And Fifty-Five Cents (\$106,749.55) Per Request For Quotation (RFQ) No. 5485, Specification No. 15-070-59 And The General Conditions Therefor On File In The Purchasing Section According To Its Bid Filed With The City On April 20, 2015 (15-0414)	Approve Recommendations 4 Ayes	1-5-16	

Item No.	<b>PUBLIC WORKS COMMITTEE</b>	COMMITTEE ACTION	CONSENT	NON-CONSENT
3	<p>Adopt A Resolution Authorizing The City Administrator Or Designee To File An Application For Funding Assigned To MTC And Committing Any Necessary Matching Funds And Stating Assurance To Complete The Project Known As The City Of Oakland Demand-Responsive Parking And Mobility Management Initiative And Authorizing An Appropriation Of \$75,000 From Undesignated General Purpose Fund 1010 To Non-Departmental Budget And Authorizing The City Administrator To Use Up To \$437,000.00 In Funds To Cover The Local Match Requirement (15-0353)</p> <p><b>The Committee also requested that staff report back on the strategy for obtaining funds to address parking needs in the Fruitvale area.</b></p>	<p><b>Approve Recommendations 4 Ayes</b></p>	<p><b>1-5-16</b></p>	
4	<p>1) Receive A Report Detailing Illegal Dumping And Enforcement; And (15-0415) 2) Adopt A Resolution Authorizing The City Administrator To Redirect Use Of One Hundred Thousand Dollars (\$100,000) Designated For Mattress Recycling Pilot Program In Recycling Program Fund (1710) For Use As Illegal Dumping Mitigation Funding (15-0416)</p> <p><b>The Committee approved staff recommendations as amended to redirect use of \$100,000 from Mattress Recycling Pilot Program for use as Illegal Dumping Mitigation Funds, requiring that no less than 75% of the \$100,000 be used for installation of cameras at hotspots and use of personnel to review camera footage for enforcement.</b></p>	<p><b>Approve Recommendations As Amended 4 Ayes</b></p>	<p><b>1-5-16</b></p>	
5	<p>Adopt A Resolution Authorizing The City Administrator To Enter Into A Memorandum Of Understanding Negotiated Between Pacific Gas And Electric (PG&amp;E) And The City Of Oakland And A Land Use Covenant Between The California Department Of Toxic Substances Control And The City Of Oakland Regarding Potential Contamination Beneath The Sidewalk Adjacent To PG&amp;E's Substation C Property (15-0417)</p>	<p><b>Approve Recommendations 4 Ayes</b></p>	<p><b>1-5-16</b></p>	
Item No.	<b>COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE</b>	COMMITTEE ACTION	CONSENT	NON-CONSENT
3	<p>Adopt An Ordinance Authorizing The City Administrator, Without Returning To The City Council, To Negotiate And Execute A Disposition And Development Agreement (DDA) And Related Documents Between The City Of Oakland And TDP Webster, LLC Or A Related Entity Or Affiliate That Provides For (1) The Sale Of Two Contiguous City-Owned Parcels Located At 2330 Webster Street And 2315 Valdez Street To Developer For Their Combined Appraised Market Value Of \$9,450,000; (2) TDP Webster's Construction On The Property Of A Residential Mixed-Use Project, Including Ground Floor Retail Space And A Public Parking Garage; (3) The City's Purchase From TDP Webster, LLC Of The Public Parking Garage For A Cost Not To Exceed \$13,468,780; (4) Negotiation And Execution Of Agreements Providing For Easements And Entry Rights And Other Matters Required For The Operation And Maintenance Of The Public Parking Garage; And (5) Negotiation And Execution Of Amendments To Existing Parking License Agreement With Third</p>	<p><b>Approve Recommendations 4 Ayes</b></p>		<p><b>Public Hearing 1-5-16</b></p>

	Parties To Facilitate Development Of The Project (15-0406)  <b>The Committee requested that preference be given to Oakland teachers in the workforce housing.</b>			
4	Adopt An Ordinance To Amend The Ellis Act Ordinance O.M.C. 12530 C.M.C. To (1) Extend Relocation Payments To All Households Regardless Of Income; (2) Set The Base Amount Of Relocation Payment At \$8,000 Per Unit; (3) Require An Additional Payment Of \$2,500 Per Unit For Units With Tenants Who Are Seniors, Disabled, Low-Income, Or Families With Minor Children; And (4) Require That Half Of The Payment Be Made When The Termination Notice Is Given And The Other Half Of The Payment Made Upon Tenant's Move Out (15-0407)  <b>The Committee requested language be included stating that the relocation will only be provided upon tenant sign off that they are waiving their right to contest the eviction.</b>  <b>The Committee also requested options regarding the difference in cost based on bedroom sizes.</b>	<b>Continued to 1-12-2016 4 Ayes</b>	<b>No Council Action Necessary</b>	
5	Adopt The Following Pieces Of Legislation:  1) A Resolution Authorizing The City Administrator Or Designee To Negotiate And Execute (1) An Owner Participation Agreement Among The City Of Oakland ("City"), The Oakland Economic Development Corporation ("OEDC") And Urban Core Partners, LLC ("Urban Core") Or The City And A Related Entity Of OEDC And Urban Core And (2) A Development Loan Agreement Among The City, OEDC And Urban Core Or The City And A Related Entity Of OEDC And Urban Core For A Loan Amount Not To Exceed Eleven Million Six Hundred Thousand Dollars (\$11,600,000) Comprised Of: (A) \$8,000,000 In Previously Approved Oakland City Council Resolution No. 84516 C.M.S. Redevelopment Project Area Excess Bond Spending Plan Uses: Coliseum Transit Village Phase I; (B) Re-Allocating \$3,200,000 In 2006 Coliseum Taxable Bond Funds From Coliseum BART Station Transit Village Infrastructure Project To The Coliseum Transit Village Phase I Project; And (C) Amending The Coliseum Redevelopment Project Area Excess Bond Spending Plan To Re-Appropriate And Re-Allocate Excess Bond Proceeds In The Amount Of \$400,000 Previously Listed And Committed In The Approved Bond Spending Plan To The Coliseum City Specific Plan All In Connection With The Coliseum Transit Village Phase I Project; And (15-0409)  2) A Resolution Authorizing The City Administrator Or Designee To Negotiate And Execute A Memorandum Of Understanding ("MOU") With The Bay Area Rapid Transit District ("BART") For Purposes Of Providing Additional Coliseum BART Station Surface Parking Between 69th And 75th Avenues On The City Owned Parking Lot Located On Snell Street (APN # 041-4170-005-04), And Along City Right Of Way On A Portion Of 71st Avenue And On Snell Street Between 69th And 75th Avenues (15-0410)  <b>The Committee approved recommendations as amended to create a preference for Oakland Teachers in the workforce housing.</b>	<b>Approve Recommendations 4 Ayes</b>	<b>1-5-16</b>	
		<b>Approve Recommendations As Amended 4 Ayes</b>	<b>1-5-16</b>	

6	Adopt A Resolution Approving The Financing Plan For Developing Affordable Housing At The Brooklyn Basin Project, And Approving Submittal Of A Petition For A Final And Conclusive Determination By The California Department Of Finance (DOF) Of The Enforceable Obligation To Fund Such Development (15-0418)	Approve Recommendations 4 Ayes	1-5-16	
7	Receive An Informational Report To Further Explain, Clarify, And Examine Administrative And Program Support Costs In The Workforce Investment Board Budget And Evaluate Any Possible Reallocation Of Funds In Fiscal Year 2015-2016 (15-0419)	Continued To 1-12-2016 4 Ayes	No Council Action Necessary	
Item No.	<b>LIFE ENRICHMENT COMMITTEE</b>	COMMITTEE ACTION	CONSENT	NON-CONSENT
3	Receive A Report And Presentation Regarding The Castlemont High School Students' Quality Of Life Assessment And Action Project (15-0227)	Received & Filed 3 Ayes 1 Absent - Gallo	No Council Action Necessary	
4	1) Receive The Alameda County-Oakland Community Action Partnership (AC-OCAP) Annual Report; And (15-0347) 2) Adopt A Resolution: (1) Authorizing The City Administrator To Accept And Allocate A Renewal Grant In The Amount Of \$1,270,145 In Anti-Poverty Community Services Block Grant (CSBG) Funds For 2016 From The California Department Of Community Services And Development (CSD); (2) Authorizing The City Administrator To Accept And Appropriate Additional Grant Funds From CSD For The Same Purpose Without Returning To Council; (3) Authorizing A Contribution From The General Purpose Fund In An Amount Equivalent To The Department's Central Services Overhead Charges Estimated At \$86,789; And (4) Authorizing The City Administrator To Enter Into Grant Agreements, Professional Services Contracts, And Amendments With Alameda County - Oakland Community Action Partnership's Service Providers For The 2016 Program Year (15-0361)	Approve Recommendations 3 Ayes 1 Absent - Gallo	1-5-16	
5	Receive A Report And Recommendation To The City Council To Accept And Continue With The Current Criteria For Allocation Of Raider Ticket Surcharge Funds Used To Expose Oakland's Youth To Non-Traditional Sports (Tennis, Golf, Girls Sports), Aquatics (Swimming, Tallship Sailing, Sailing And Boating), Outdoor Recreation (Camping, Surfing, Rock Climbing) And Cultural Events (15-0420)	Continued To 1-12-2016 3 Ayes 1 Absent - Gallo	No Council Action Necessary	
Item No.	<b>PUBLIC SAFETY COMMITTEE</b>	COMMITTEE ACTION	CONSENT	NON-CONSENT
3	Receive The Following:  1) A Report And Recommendations Regarding Adopting Policies And Procedures Which Require OPD To Train Officers More Effectively In The Use Of Force, Especially Lethal Force; Such Training Should Not Only Define Conditions In Which Officers May Use Lethal Force But Also, More Broadly, Show Them How To Avoid It; And (14-0824)	Continued To 1-26-2016 4 Ayes	No Council Action Necessary	

2) A Report And Recommendations Regarding Adopting Officer Reporting And Disclosure Requirements For Both Responding And On-Scene Officers In All Use Of Force Cases; Mandatory Firing And Criminal Prosecution For Failure To Report And/OR Disclose Officer Misconduct And For Providing False Information (14-0826)

**The Committee continued the item and requested that staff provide a supplemental report which contains the following:**

1. Identify the policy which has been submitted to the Court,
2. How that policy will be implemented,
3. What policies are being discussed in the Meet & Confer, and
4. Provide information on whether a Board of Inquiry should be established for all officer-involved shootings as it was when four officers were killed in the line of duty.

Adopt An Ordinance Establishing The Privacy Advisory Commission, Providing For The Appointment Of Members Thereof, And Defining The Duties And Functions Of Said Commission (15-0294)

**The Committee approved the ordinance as amended to read as follows:**

1. **Section 3. Membership & Quorum. (a) The Commission shall consist of nine (9) members, at least six (6) of whom are Oakland residents. Pursuant to Section 601 of the Charter, members of the Commission shall be appointed by the Mayor subject to confirmation by the affirmative vote of five members of the Council. Each Councilperson shall nominate for the Mayor's consideration his/her own recommendation for Commission member. Notwithstanding such recommendation, the Mayor retains full appointment authority pursuant to the Charter.**
2. **Section 3. Membership & Quorum. (g) All members of the Privacy Commission shall be persons who have an interest in privacy rights as demonstrated by work experience, civic participation, and/or political advocacy. No member may be an elected official. Members of the Privacy Commission may represent the following criteria to the extent possible: (1) an attorney, legal scholar, or activist with expertise in privacy, civil rights, or a**

**Approve  
Recommendations  
As Amended  
4 Ayes**

1-5-2016

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	<p><b>representative of an organization with expertise in the same; (5) a member of an organization which focuses on government transparency and openness or an individual, such as a former government employee, with experience working on government transparency and openness.</b></p>			
5	<p>Adopt A Resolution: 1) Waiving The Advertising And The Fixed, Sealed Bid, Price-Based Bid Process; And 2) Authorizing The City Administrator Or Her Designee To Enter Into A Professional Services Contract With Ecosystems Concepts, Inc. (ECI), To Provide Goat Grazing Services In The City Of Oakland For A Two (2) Year And Six (6) Month Period Beginning July 1, 2015 Through December 31, 2017, For A Total Contract Amount Not To Exceed Six Hundred Seventy-Five Thousand, Five Hundred Seventy-Five Dollars (\$675,575.00) For The Entire Two Year (2) And Six Month (6) Period <b>(15-0402)</b></p>	<p><b>Approve Recommendations 4 Ayes</b></p>	<p><b>1-5-16</b></p>	
6	<p>Adopt A Resolution: (1) Authorizing The City Administrator Or Her Designee To (A) Enter Into A Grant Cooperative Agreement With The Federal Emergency Management Agency (FEMA) To Accept And Appropriate Federal FEMA Funds For The Period September 30, 2015 To September 30, 2018, In The Amount Of One Million Two Hundred Twenty Nine Thousand Five Hundred Eighty Two Dollars (\$1,229,582) To Meet Continuing Management, Training And Equipment Needs Of The Fire Department's Urban Search And Rescue (US&amp;R) Task Force (US&amp;R Task Force) And (B) To Expend The FEMA Funds In Accordance With The Preliminary Spending Plan Without Further Council Approval, Including Funding For Training And The Purchase Of Equipment From The General Services Administration (GSA) And Other Government Pricing Schedules; (2) Waiving The City's Advertising, Competitive Bidding And Purchasing Requirements For The Procurement Of Equipment When Required By The Grant Terms; And (3) Approving Travel For City Personnel That Provide Services Under The FEMA Cooperative Agreement On Short Notice Without Further Council Authorization <b>(15-0403)</b></p>	<p><b>Approve Recommendations 4 Ayes</b></p>	<p><b>1-5-16</b></p>	
7	<p>Adopt A Resolution Authorizing The City Administrator, Or Designee, To Accept On Behalf Of The City Of Oakland Six Used Motorcycles Valued At \$64,000 (Sixty Four Thousand Dollars), One Used Vehicle Trailer Valued At \$5,000 (Five Thousand Dollars), And One Used Panel Van Valued At \$7,500 (Seven Thousand Five Hundred Dollars), From The Oakland Unified School District Police Department (OSPD) To Be Used For Official Oakland Police Department (OPD) Purposes [TITLE CHANGE] <b>(15-0404)</b></p> <p><b>The Committee requested that staff provide the following supplemental reports:</b></p>	<p><b>Approve Recommendations 4 Ayes</b></p>	<p><b>1-5-16</b></p>	

	<p>1. <b>Provide greater explanation as to why the cost for operation and maintenance of motorcycles is so high; and</b></p> <p>2. <b>Provide OUSD's Declaration of Surplus Property, if available.</b></p>			
8	Adopt A Resolution Authorizing The City Administrator, Or Designee, To 1) Waive The Advertising/Bidding And Request For Proposal/Qualifications Requirements, And 2) Purchase Frozen Evidence Storage Services From Schaefer's Cold Storage For Two Years With Two Discretionary One-Year Extensions For One Hundred Twenty Five Thousand Dollars (\$125,000 Per Year And A Total Not To Exceed Five Hundred Thousand Dollars (\$500,000) <b>(15-0356)</b>	<b>Approve Recommendations 4 Ayes</b>	<b>1-5-16</b>	
9	Adopt A Resolution Authorizing The City Administrator, Or Designee, To: 1) Waive The City's Competitive Advertising And Bidding Requirements And Purchase DNA Analysis Supplies, Instrumentation, Instrument Services, And DNA Interpretation Software From Applied Biosystems (A.K.A. Thermofisher), Qiagen, Aurora Biomed, Niche Vision, VWR/Fisher/ USA Scientific And Promega; And Sexual Assault Evidence Collection Kits From Trittech, Inc., For A Total Cost Not To Exceed Four Hundred Sixty Five Thousand Dollars (\$465,000); And 2) Extend The Purchasing Agreement With Each Vendor Without Returning To City Council Through June 30, 2020, For A Total Cost Not To Exceed Three Hundred Thirty Thousand Dollars (\$330,000) Per Fiscal Year, For A Total Purchase Agreement Not To Exceed One Million Seven Hundred Eighty Five Thousand Dollars (\$1,785,000) <b>(15-0405)</b>	<b>Approve Recommendations 4 Ayes</b>	<b>1-5-16</b>	
10	Adopt An Ordinance Banning Unsecured Firearms And Ammunition Located In Unattended Vehicles In The Public Right Of Way And "Public Places" As Defined In The Ordinance [TITLE CHANGE] <b>(15-0422)</b>	<b>Approve Recommendations 4 Ayes</b>		<b>1-5-2016</b>
11	Adopt An Ordinance Requiring That City-Issued Firearms In Unattended Vehicles Be Secured [TITLE CHANGE] <b>(15-0423)</b>  <b>The Committee approved recommendations and requested the item be scheduled for Meet &amp; Confer with applicable employee unions. Once the Meet &amp; Confer process has been completed, the City Administrator or City Attorney shall schedule the item to the City Council for consideration.</b>	<b>Approve Recommendations 4 Ayes</b>		<b>TBD</b>
12	Adopt The Following Pieces Of Legislation:	<b>Approve Recommendations 4 Ayes</b>		<b>1-5-2016</b>
	1) An Ordinance Prohibiting Possession Of Large-Capacity Magazines; And <b>(15-0424)</b> 2) An Ordinance Requiring The Safe Storage Of A Firearm In A Residence <b>(15-0426)</b>	<b>Approve Recommendations As Amended</b>		<b>1-5-2016</b>

	<p>The Committee approved recommendations as amended to add the following:</p> <p>1. Section 1. Chapter. (C) Definitions. "Locked Container" means a secure container that is fully enclosed and locked by a padlock, key lock, combination lock, or similar locking device as defined by California Penal Code Section 16850. It includes a lock box that is listed on the California Department of Justice Bureau of Firearms roster of approved firearm safety devices. For purposes of this Chapter, it does not include a bag or other container made of fabric or other penetrable material, such as a regular purse, backpack, or gym bag.</p>	4 Ayes		
Item No.	<b>RULES AND LEGISLATION COMMITTEE</b>	<b>COMMITTEE ACTION</b>	<b>CONSENT</b>	<b>NON-CONSENT</b>
7	Adopt A Resolution To Rename The Golden Gate Recreation Center The Charles Porter Golden Gate Recreation Center (15-0408)			
8	Receive A Report On 2015 State Legislative Activities And Accomplishments, And Take Possible Action On Proposed 2015-16 State Legislative Priorities (15-0412)			

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