



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 02, 2014

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 18, 2014.
 - 3 Determination Of Schedule Of Outstanding Committee Items
([Rules100214Item3](#))
 - 4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas
(SUPPLEMENTAL)
- S-4.1 Subject: Amending Medical Cannabis Dispensary Permit Regulations
From: Councilmember Dan Kalb And President Pro Tempore Rebecca Kaplan
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Oakland Municipal Code Chapter 5.80 "Medical Cannabis Dispensary Permits" To (A) Increase The Total Number Of Dispensary Permits From Eight (8) To Twelve (12); And (B) To Make Changes To The Distance Requirements; And

[\(14-0079\)](#)

2) A Resolution (A) Authorizing The Creation Of A Non-Smoking On-Site Consumption Permit System; And (B) Directing City Administrator Or His/Her Designees To Create An Administrative Process To Approve Ancillary Non-Retail Sites For Dispensaries; On The October 28, 2014 Finance & Management Committee Agenda

[\(14-0079-1\)](#)

S-4.2 Subject: Exclusive Negotiating Agreement For 2101 Telegraph Avenue
From: Economic & Workforce Development Department
Recommendation: Adopt A Resolution Authorizing An Exclusive Negotiating Agreement With TB2 Retail Complex LLC Or A Related Entity, For Development Of A Mixed-Use Project On City-Owned Property Located At 2101 Telegraph Avenue; And Authorizing An Exclusive Negotiating Period Of Two Years And One Optional Six-Month Administrative Extension; On The October 14, 2014 Community & Economic Development Committee Agenda

[\(14-0070\)](#)

S-4.3 Subject: Semi-Annual Vacancy Report
From: Human Resources Management Department
Recommendation: Receive An Informational Report On Budgeted Vacant Positions As Of April 28, 2014; On The October 14, 2014 Finance & Management Committee Agenda

[\(14-0065\)](#)

S-4.4 Subject: Amending Salary Ordinance To Create Fleet Compliance Coordinator
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Create The Classification Of Fleet Compliance Coordinator; On The October 14, 2014 Finance & Management Committee Agenda

[\(14-0066\)](#)

S-4.5 Subject: Amending Salary Ordinance To Create Fire Fighter Paramedic Trainee
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Create The Classification Of Fire Fighter Paramedic Trainee; On The October 14, 2014 Finance & Management Committee Agenda

[\(14-0067\)](#)

S-4.6 Subject: Oakland Head Start WestEd Training & Technical Assistance
From: Human Services Department
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator To Execute A Professional Services Agreement With WestEd For Specialized Training & Technical Assistance For Head Start Staff On The Social And Emotional Foundations Of

Early Learning In An Amount Not To Exceed \$7,500 For Program Year 2014-2015, And
2) Waiving The Competitive Request For Proposal/Qualifications Process; On The
October 14, 2014 Life Enrichment Committee Agenda
[\(14-0071\)](#)

S-4.7 Subject: Oakland Head Start Raising A Reader Program
From: Human Services Department
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator To
Execute A Professional Services Agreement With Raising A Reader To Provide Ongoing
Training & Technical Support For Head Start Program, In An Amount Not To Exceed
\$15,000 For The Program Year 2014-2015, And 2) Waiving The Competitive Request
For Proposal/Qualifications Process; On The October 14, 2014 Life Enrichment
Committee Agenda
[\(14-0072\)](#)

S-4.8 Subject: OPD Implementation Of OPD IPAS2
From: Information Technology Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Enter Into An Agreement With
Sierra-Cedar, Inc. (Formerly Sierra Systems, Inc.) In The Amount Of Five Hundred Forty
Thousand Dollars (\$540,000) For Phase 2 As-Needed Technical And Project
Management Services For A Second Generation Early Warning System For The Oakland
Police Department (The "IPAS2 Project"); And
[\(14-0064\)](#)

2) A Resolution Awarding 1) A Contract To Microsoft Corporation In An Amount Of
Two Million Two Hundred Thousand Dollars (\$2,200,000) For The Design,
Development, And Implementation Of The Oakland Police Department's Second
Generation Early Warning System And Technology Platform ("IPAS2") Project; And 2)
Authorizing: (A) The City Administrator To Award Contracts Up To A Total Amount Of
One Million, Forty-Five Thousand Dollars (\$1,045,000) To Purchase Hardware,
Software And Professional Services To Build The IPAS2 Project Infrastructure Without
Return To Council, Contingent On Council Authorization Of The Appropriation
Described Below; And (B) The Appropriation Of An Additional Amount Of Eight
Hundred And Eighty Seven Thousand Five Hundred Dollars (\$887,500) To Be Used To
Purchase Hardware, Software And Professional Services For The IPAS2 Project; And
(C) Waiving The City's Advertising, Bid And Request For Proposal (RFP) Requirements
For The Above Purchases, Provided That Prior To Expenditure Of Any Funds Staff Will
Award Contracts And Establish Contract Amounts For The Controller's Bureau; On The
October 14, 2014 Public Safety Committee Agenda
[\(14-0064-1\)](#)

S-4.9 Subject: Recognizing Samee Roberts
From: Vice Mayor Larry Reid
Recommendation: Adopt A Resolution Honoring And Recognizing Samee Roberts,
Marketing Manager, Cultural Arts And Marketing, For Her Accomplishments Upon Her
Retirement From The City Of Oakland After 28 Years Of Dedicated Service To The
Residents Of Oakland; On The November 18, 2014 City Council Agenda As A

Ceremonial Item

[\(14-0048\)](#)

- S-4.10 Subject: Accountability & Transparency In High-Stakes Negotiations Act
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution To Establish The Accountability And
Transparency In High-Stakes Negotiations Act To (1) Require City Representatives On
External Bodies To Notify The City Council As Soon As high-Stakes Negotiations
Commence; (2) Provide Real-Time Reports On High-Stake Negotiations And Annual
Reports On General Business; (3) Require Within 30 Days Of Appointment To
Represent The City On External Bodies Training On Duties And Obligations Of
Representation; (4) Require The City Administrator And City Attorney To Assign Or
Secure Appropriate Professionals Experts To Support City Representatives In
High-Stakes Negotiations; And (5) Require Full Fiscal Impact Reports On High-Stakes
Negotiations Prior To Voting To Authorize Representatives To Approve Deals; And
Amending Rule 25 Of The City Council Rules Of Procedure Accordingly.
[\(13-0744\)](#)
- S-4.11 Subject: Establish 1% For Public Art In Private Development Projects
From: Councilmember Libby Schaaf
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To
Establish 1% For Public Art In Private Development Projects
[\(14-0036\)](#)
- S-4.12 Subject: Report On Efforts To Trace Guns Used In Crimes
From: Councilmember Libby Schaaf
Recommendation: Receive An Informational Report From The Office Of The Chief Of
Police On Efforts To Trace Guns Used In Crimes; On The October 28, 2014 Public
Safety Committee Agenda
[\(14-0050\)](#)
- S-4.13 Subject: Recognizing Garfield Neurobehavioral Center
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution Recognizing Garfield Neurobehavioral Center
For Exemplary Services Provided To Oakland Residents And For Being A Continuous
Community Clean Up Partner; On The October 21, 2014 City Council Agenda As A
Ceremonial Item
[\(14-0075\)](#)
- S-4.14 Subject: OPD 2014 DNA Backlog Reduction Program
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
\$491,034 From The U.S. Department Of Justice, National Institute Of Justice
(USDOJ/NIJ) For Implementation Of The Fiscal Year 2014 Forensic Casework
Deoxyribonucleic Acid (DNA) Backlog Reduction Grant Program In The Oakland Police
Department; And 2) Waive The Advertising And Competitive Bidding Requirements For
The Purchases Of DNA Training, DNA Typing Supplies And Evidence Temperature
Monitored Freezers In The Amount Of \$42,402 From VWR / Fisher / USA Scientific /
Aurora Biomed, The Amount Of \$40,600 From Life Technologies (A.K.A. Thermo

Fisher), \$24,225 From QIAGEN, \$4,950 From University Of Florida / McCrone, And \$68,001 From Promega; On The October 14, 2014 Public Safety Committee Agenda
[\(14-0063\)](#)

S-4.15 Subject: Street Pavement Prioritization Plan
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Establishing A Prioritization Plan For The City Of Oakland's Street Pavement Rehabilitation Program; On The October 14, 2014 Public Works Committee Agenda
[\(14-0069\)](#)

S-4.16 Subject: FY 2013-2014 Annual Report On Grants Up To \$50,000
From: Office Of The City Administrator
Recommendation: Receive The Annual Informational Report From The City Administrator On The Acceptance And Appropriation Of Restricted Grant Funds, Gifts And Donations Of \$50,000 Or Less For The Period July 1, 2013 Through June 30, 2014; On The October 14, 2014 Finance & Management Committee Agenda
[\(14-0068\)](#)

S-4.17 Subject: 25th Anniversary Of The Loma Prieta Earthquake
From: Office Of The Mayor
Recommendation: Adopt A Resolution Recognizing The 25th Anniversary Of The Loma Prieta Earthquake; On The October 7, 2014 City Council Agenda As A Ceremonial Item
[\(14-0077\)](#)

S-4.18 Subject: Recognizing The 9th Graduating Class Of The Oakland City Academy
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution Recognizing The Ninth Graduating Class Of The Oakland City Academy; On The November 18, 2014 City Council Agenda As A Ceremonial Item
[\(14-0049\)](#)

S-4.19 Subject: United Nations Flag Parade And Flag Day Resolution
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution Designating October 18-25, 2014 As United Nations Peace Week And October 18, 2014 As United Nations Flag Parade And Flag Raising Day At The United Nations Pole In Jack London Square; On The October 7, 2014 City Council Agenda
[\(14-0073\)](#)

S-4.20 Subject: Appointments To National League Of Cities' 2013 Annual Business Meeting
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution Appointing Council President Patricia Kernighan As The City Of Oakland's Voting Delegate And Councilmember Noel Gallo As The City Of Oakland's Alternate Voting Delegate To The National League Of Cities' 2014 Annual Business Meeting, Taking Place In Austin On November 22, 2014; On The October 21, 2014 City Council Agenda As A Consent Item
[\(14-0074\)](#)

- S-4.21 Subject: Graffiti Task Force Report
From: Council President Patricia Kernighan
Recommendation: Receive An Informational Report On Progress Of The Administration's Graffiti Task Force; On The November 12, 2014 Community & Economic Development Committee Agenda
[\(14-0076\)](#)
- S-4.22 Subject: Update Zoning Regulations For Crop Cultivation
From: Councilmembers Kaplan, Kalb And Gibson McElhaney
Recommendation: Adopt Updated Zoning Regulations For Crop Cultivation Under Urban Agriculture
[\(13-0328\)](#)
- S-4.23 Subject: Amending The Prompt Payment Ordinance
From: President Pro Tempore Kaplan And Councilmember Brooks
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 2.06 To Clarify And Add Language Specifically Identifying Requirements For Prompt Disbursements Of Grant Funds To Grant Recipients; On The October 28, 2014 Finance & Management Committee Agenda
[\(14-0051\)](#)
[\(Rules100214Item4\)](#)
- 5 A Review Of The Council Committees' Actions From September 30, 2014 And Determination Of Scheduling To The City Council Meeting Of October 7, 2014 (MATRIX)
[\(Rules100214Item5\)](#)
- 6 A Review Of The Draft Agendas For The City Council Meeting Of October 14, 2014 And The Rules And Legislation Committee Of October 16, 2014.
[\(Rules100214Item6\)](#)

Open Forum (Total Time Available: 15 Minutes)

Adjournment

NOTE: Americans With Disabilities Act
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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**