



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

Wednesday, August 13, 2014

5:30 PM

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.

- 1 PLEDGE OF ALLEGIANCE
- 2 ROLL CALL / CITY COUNCIL
- 3 OPEN FORUM / CITIZEN COMMENTS (Time Available: 15 Minutes)
- 4 Subject: Settlement Agreement - Claim Of Gerald And Christina Gray
From: Office Of The City Attorney
Recommendation: Adopt A Motion To Reconsider The Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Gerald And Christina Gray, City Attorney's Claim No. C29678, In The Amount Of Three Hundred Seventy Two Thousand, Two Hundred Twenty-Two Dollars And Thirteen Cents (\$372,222.13) (Public Works Agency-Sewer Overflow) [TITLE CHANGE] OR (13-0710)

On July 29, 2014, the Council passed a motion to reconsider Resolution No. 85093 (8 ayes, moved by Brooks, seconded by McElhaney) . Pursuant to the Council's Rules of Procedure Resolution, Resolution No. 85093 was placed on this agenda for reconsideration.

- 4.1 Subject: Resoultion Rescinding Resolution 85093
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Rescinding Resolution No. 85093 And

Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Gerald And Christina Gray, City Attorney File No. C29678, In The Amount Of Three Hundred Eighty-Two Thousand Two Hundred Twenty-Two Dollars And Thirteen Cents (\$382,222.13) (Public Works - Sewer Overflow)
[\(13-0710-1\)](#)

- 5 Subject: Port Security Grant Program Funds
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To: (1) Enter Into An Agreement With The United States Department Of Homeland Security's Federal Emergency Management Agency (FEMA) To Accept Fiscal Year 2013 Port Security Grant Program (PSGP) Funds; And (2) Accept, Appropriate And Administer Fiscal Year 2013 PSGP Grant Funds In An Amount Up To One Hundred Sixty-Nine Thousand, Six Hundred And Seventy-Nine Dollars (\$169,679); And (3) Approve The Preliminary Spending Plan; And (4) Expend Funds In Accordance With The Preliminary Spending Plan Without Further Council Authorization, Including Purchases Of Equipment And Services Approved In The Federal Authorized Equipment List (AEL) And Required By The Grant, Provided The City's Competitive Solicitation And Purchasing Programs/Policies Are Followed; And (5) Allocate Thirty-Two Thousand Dollars (\$32,000) From The General Purpose Fund To Satisfy The In-Kind Or Cash Match Requirement.
[\(13-0723\)](#)

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

The July 22, 2014 Public Safety Committee approved recommendations as amended with a vote of 3 Ayes, 1 Absent - Gallo.

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

- 1) FURTHER RESOLVED: That the 2013 Port Security Grant Program (PSGP) grant allocation funds received by the City of Oakland may only be used expressly for the purchase of remotely operated underwater vehicles, waterside interoperable communication radios, and related training; and**
- 2) FURTHER RESOLVED: that 2013 Port Security Grant Program (PSGP) grant allocation funds received by the City of Oakland may not be used for the purchase of any aerial drones, stingray, or facial recognition technology.**

Additionally, the first Further Resolved will be modified to include a list with allowable purchases.

- 6 Subject: Town Skate Park Project At DeFremery Park In West Oakland
From: Office of the City Administrator
Recommendation: Adopt A Resolution Authorizing the City Administrator to 1) Accept

In-Kind Services From The California Skate Parks Contractor To Construct The Town Skate Park Project At DeFremery Park In West Oakland, Valued Up To Two Hundred Ninety Thousand Dollars (\$290,000); 2) Execute A Construction Contract With California Skate Parks For One Dollar (\$1.00) To Perform the Services And Authorize the Work On City Property, And 3) Waiving Advertising and Bidding Requirements For The Project

(13-0765)

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

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Subject: Adjustments To Public Works Department Budget

From: Oakland Public Works Department

Recommendation: Adopt A Resolution Of The City Council Of The City Of Oakland Authorizing The City Administrator Or His/Her Designee To: 1) Appropriate To The Adopted Fiscal Years 2014-2015 Operating Budget, Increasing Budgeted Revenue By One Million, Five Hundred Thousand (\$1,500,000) In Fiscal Year 2014-2015 In Fund 1710 (Recycling Program), For Reimbursement Of Expenditures Incurred During The City Of Oakland's Zero Waste Procurement Process, And 2) Authorize The City Administrator To Include In The Adopted Fiscal ' Years 2014-2015 Operating Budget Two (2) Exempt Limited Duration Employees Not To Exceed Five Hundred Thousand (\$500,000) To Support The Environmental Services Division With The Transition To California Waste Solutions; And 3) Allocate To Oakland Public Works Department Adopted Operating Budget For Fiscal Years 2014-2015, Fund 1710 (Recycling Program) In The Amount Of Seven Hundred And Fifty Thousand Dollars (\$750,000), For Contractual Services To Execute The Transition To California Waste Solutions By July 1, 2015; And 4) Award Professional Services Contracts With Various Vendors Within A Budget Amount Of Up To Seven Hundred And Fifty Thousand Dollars (\$750,000) For Professional And Legal Services Related To The Transition Of City Of Oakland's Zero Waste Collection Contracts With Waste Management Of Alameda County To California Waste Solutions, Provided That Prior To Expenditure Of Any Funds Staff Will Award Contracts And Establish Contract Amounts For The Controller's Bureau; And 5) Waive the city's Advertising, Bidding And Request For Proposals/Qualifications (RFP/Q) Requirement For Each Of Professional And Legal Service Contracts.

(13-0766)

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

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Subject: Award Of Zero Waste Franchise Agreements

From: Oakland Public Works Department

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Granting A Franchise For Mixed Materials And Organics Collection Services To California Waste Solutions, Inc., Contingent On Its Execution Of A Mixed Materials And Organics Collection Services Contract With The City And Authorizing The City Administrator To Negotiate And Execute Such A Contract, Regulating Maximum Service Rates For Mixed Materials And Organics Collection Services,

Residential Recycling Services, And Disposal Services, And Setting Forth Procedures To Allow For Adjustment Of Maximum Service Rates; And

[\(13-0750-3\)](#)

2) An Ordinance Granting A Franchise For Residential Recycling Collection Services To California Waste Solutions, Inc., Contingent On Its Execution Of A Residential Recycling Collection Services And Nonexclusive Commercial Recycling Collection Services Contract With The City, And Authorizing The City Administrator To Negotiate And Execute Such Contract; And

[\(13-0750-4\)](#)

3) An Ordinance Authorizing The City Administrator To Execute An Exclusive Contract For Landfill Disposal Services With California Waste Solutions, Inc.

[\(13-0750-5\)](#)

**ACTION ON THESE ITEMS WILL RESULT IN FINAL PASSAGE
(Second Reading) OF THE ORDINANCES.**

**INTRODUCTION (First Reading) WAS PASSED ON JULY 30, 2014; 8
AYES.**

- 9 Subject: Pay Go Funds To Galations Baptist Church
From: President Pro Tempore Kaplan
Recommendation: Adopt A Resolution Re-Allocating The Grant Of \$500.00 From Councilmember Kaplan's Pay-Go Funds From Good Hope Baptist Church To Galatians Baptist Church's Youth Group For Travel And Meal Expenses To Disneyland, Ca.
[\(13-0764\)](#)

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

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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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 8:30 A.M. TO 5:00 P.M.**

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