



# City of Oakland

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

## Meeting Agenda - SUPPLEMENTAL

### \*Rules & Legislation Committee

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

City of Oakland Website: <http://www.oaklandca.gov>

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Thursday, February 6, 2020

10:45 AM

City Council Chamber, 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.

Roll Call / Call To Order

#### **COMMITTEE MEMBERSHIP:**

Council President Rebecca Kaplan, At-Large; President Pro Tempore Dan Kalb, District 1; Lynette McElhaney, District 3; Chairperson: Sheng Thao, District 4

1 Determinations Of Closed Session

[20-0089](#)

Attachments: [View Report](#)

2 NO MINUTES FOR APPROVAL

3 Determination Of Schedule Of Outstanding Committee Items

[20-0090](#)

Attachments: [View Report](#)

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)

[20-0091](#)

Attachments: [View Report](#)

4.1 Subject: Round Two Of The 2018 Assistance To Firefighters Grant Program (AFG)

From: Oakland Fire Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee,

To: (1) Enter Into An Agreement With The Federal Emergency Management Agency

(FEMA) To Accept Assistance To Firefighter Grant (AFG) Funds In The Amount Of

Seventy Four Thousand Five Hundred Forty Six Dollars (\$74,546.00) To Purchase

Equipment And Other Necessary Resources; (2) Appropriate And Administer Said Funds;

And (3) Expend AFG Funds In Accordance With The City's Purchasing Requirements And

Programs/Policies; On The February 25, 2020 Finance And Management Committee

Agenda

[20-0150](#)

4.2 Subject: Quarterly Report On Public Safety Overtime (OPD)

From: Oakland Fire Department

Recommendation: Receive An Informational Report From The Oakland Police

Department On The Use Of Overtime During The Second Quarter Of Fiscal Year 2019-20;

On The February 25, 2020 Finance And Management Committee Agenda

[20-0153](#)

4.3 Subject: Quarterly Report On Public Safety Overtime (OFD)

From: Oakland Fire Department

Recommendation: Receive An Informational Report From The Oakland Fire Department

On The Use Of Overtime During The Second Quarter Of Fiscal Year 2019-20; On The

February 25, 2020 Finance And Management Committee Agenda

[20-0154](#)

- 4.4** Subject: Salary Ordinance Amendment For Various Classifications  
From: Human Resources Management Department  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Full-Time Classification Of Ethics Analyst III; To Add The Full-Time Classification Of Sign Shop Coordinator; To Amend The Title Of The Full-time Classification Of Fire Prevention Bureau Inspector (Civilian) To Fire Inspector; And To Amend The Salary Of The Part-Time Classification Of Senior Aide To Ensure Compliance With The City Of Oakland's Minimum Wage; On The February 25, 2020 Finance And Management Committee Agenda  
**20-0166**
- 4.5** Subject: Fiscal Year 2019-20 Second Quarter Revenue And Expenditure Report  
From: Finance Department  
Recommendation: Receive An Informational Report On Fiscal Year (FY) 2019-20 Second Quarter Revenue And Expenditure Results And Year-End Summaries For The General Purpose Fund (1010) And Selected Funds; On The February 25, 2020 Finance And Management Committee Agenda  
[20-0167](#)
- 4.6** Subject: Contract Award For Street Light Standards  
From: Transportation Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Award A Contract To J A Momaney Services, Inc. DBA JAM Services, Inc., A Non-Local Business Enterprise, The Lowest Responsive And Responsible Bidder To Furnish Electrical Equipment, Supplies, Streetlight And Traffic Signal Standards In The Annual Amount Not To Exceed One Million Three Hundred Thirty-Six Thousand Eight Hundred Ninety-Two Dollars And Twenty-Five Cents (\$1,336,892.25) For The Period Of March 01, 2020 To March 31, 2021 In Accord With Request For Quotation No. 175510, Specification No. 20-285-00 And The General Conditions Therefore On File In The Purchasing Section, And With Contractor's Bid; On The February 25, 2020 Finance And Management Committee Agenda  
**20-0173**
- 4.7** Subject: Broadway Shuttle Operation Agreement  
From: Transportation Department  
Recommendation: Adopt A Resolution Authorizing An Agreement With The Alameda-Contra Costa Transit District ("Ac Transit") To Continue Operating The City Of Oakland Broadway Shuttle Between January 1, 2020 And June 30, 2022, At An Initial Cost Not To Exceed \$2,367,885, And Authorizing The City Administrator To Increase This Agreement Amount For Expanded Shuttle Hours Or Frequency Of Service Using Any Additional Public And Private Grants And Financial Support Secured For The Shuttle Within The Term Of The Agreement; On The February 25, 2020 Public Works Committee Agenda  
**20-0168**

- 4.8** Subject: Car Sharing Update And Recommendations  
From: Transportation Department  
Recommendation: Adopt The Following Pieces Of Legislation;
- 1) A Resolution Authorizing The City Administrator Or Designee To Permanently Extend The Car Sharing Program; And  
**20-0169**
- 2) An Ordinance Amending Ordinance No. 13301 C.M.S To Explicitly Include Electric Mopeds As Eligible Vehicles Under The Car Sharing Program; On The February 25, 2020 Public Works Committee Agenda And On The March 3, 2020 City Council Agenda As Public Hearing  
**20-0171**
- 4.9** Subject: Construction Service Contract With Beliveau Engineering Contractors, Inc.  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To 1) Waive Advertising And Competitive Bidding And Increase The On-Call Construction Service Contract With Beliveau Engineering Contractors, Inc. By An Amount Of Seven Hundred Thirty Thousand Dollars (\$730,000.00) From Two Hundred Fifty Thousand Dollars (\$250,000.00) To A Total Contract Amount Of Nine Hundred Eighty Thousand Dollars (\$980,000.00); And 2) Reallocate Additional Funds Of Six Hundred Thousand Dollars (\$600,000.00) Aggregated From Measure KK Bond Project Funds - Fire Station Roof Replacement Project (No. 1003437) In The Amount Of One Hundred Seventy Thousand Dollars (\$170,000.00) And Fire Station Feasibility Study Project (No. 1003435) In The Amount Of Four Hundred Thirty Thousand Dollars (\$430,000) To The Citywide Fire Stations Aprons And Hardscape Project (No. 1003436) For Construction And Project Contingency; On The February 25, 2020 Public Works Committee Agenda  
**20-0170**
- 4.10** Subject: Caltrans Local Roadway Safety Plan Funding Approval  
From: Transportation Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate A Grant From The California Department Of Transportation (Caltrans), In An Amount Of Seventy Two Thousand Dollars (\$72,000.00) To Develop A Local Roadway Safety Plan; And To Commit A Local Match Of Eight Thousand Dollars (\$8,000.00); On The February 25, 2020 Public Works Committee Agenda  
**20-0172**

- 4.11** Subject: Fiscal Year 2019 Urban Area Security Initiative Program Grant Agreement  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee To: Accept And Appropriate Federal Fiscal Year 2019 Urban Area Security Initiative (FY 2019 UASI) Grant Funds From The City And County Of San Francisco In An Amount Of Up To One Million Fifty Thousand Dollars (\$1,050,000.00); (2) Approving The FY 2019 UASI Recommended Grant Spending Plan; (3) Waiving The City's Advertising And Competitive Bidding And Purchasing Requirements For Procurement Of Equipment When Required By The FY 2019 UASI Grant; (4) Authorizing The City Administrator Or Designee To Expend Said Grant Funds In Accordance With The Recommended Spending Plan Provided The City's Hiring And Contracting Requirements And Programs / Policies Are Followed; And (5) Accepting And Appropriating Additional FY 2019 UASI Grant Funds In An Amount Not To Exceed Fifty Percent (50%) Of The Original Grant Award; On The February 25, 2020 Public Safety Committee Agenda  
[20-0151](#)
- 4.12** Subject: Fiscal Year 2018 Urban Area Security Initiative (UASI) Grant  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Amending Resolution No. 87526 C.M.S. By: (1) Accepting And Appropriating Fiscal Year 2018 Urban Area Security Initiative (FY 2018 UASI) Grant Funds In The Amount Of One Hundred Thirty-Three Thousand Dollars (\$133,000) For A Cumulative FY 2018 UASI Grant Award Of One Million One Hundred Eighty-Three Thousand Dollars (\$1,183,000); (2) Authorizing The City Administrator Or Designee To Expend The Additional Grant Funds In Accordance With The FY 2018 UASI Spending Plan To Increase Funding For Equipment And Staffing; And (3) Authorizing Use Of The General Purpose Fund To Cover The Cost Of Central Service Overhead Charges Affiliated With Said Grant; On The February 25, 2020 Public Safety Committee Agenda  
**20-0164**
- 4.13** Subject: Privacy Advisory Commission 2018-19 Annual Report  
From: Office Of The City Administrator  
Recommendation: Receive The 2018-19 Annual Informational Report From The Privacy Advisory Commission; On The February 25, 2020 Public Safety Committee Agenda  
[20-0152](#)
- 4.14** Subject: OPD Bi-Annual Crime Data Report  
From: Oakland Police Department  
Recommendation: Receive A Bi-Annual Informational Report From The Oakland Police Department (OPD) On Crime Data In The City Of Oakland; On The February 25, 2020 Public Safety Committee Agenda  
[20-0163](#)

**4.15** Subject: Adoption Of Citywide Privacy Principles  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Establishing As City Policy Seven Principals To Assist City Departments Develop And Implement Internal Policies That Protect The Privacy Of All Oakland Residents, Visitors, And The Public As Follows: (1) To Design And Use Equitable Privacy Practices; (2) To Limit Collection And Retention Of Personal Information; (3) To Manage Personal Information With Diligence; (4) To Distribute Personal Information With Third Parties Only When Necessary And Consistent With These Principals; (5) To Safeguard Individual Privacy In Public Record Disclosures; (6) To Be Transparent And Open; And (7) And To Be Accountable To Oakland Residents, Visitors, And The Public; On The February 25, 2020 Public Safety Committee Agenda

**20-0165**

**4.16** Subject: City Attorney Informational Report  
From: Council President Kaplan  
Recommendation: Receive An Informational Report From The Office Of The City Attorney, Including The Following Information: 1) When A Member Of A City Commission Has A Complaint Of Misconduct By City Personnel, To Whom Should Such A Complaint Be Submitted? Who Will Investigate Such Allegations? To Whom Will Any Result Be Provided For Resolution? 2) When A Member Of The Public Has A Complaint About Alleged Misconduct By The Mayor And/Or Administrator, What Are The Options For The City Council To Take When We Receive Such A Complaint? By Whom Are Such Complaints To Be Investigated And Responded? What Is The Appropriate Method For A Member Of The Public To Submit Such Complaints And To Whom? 3) Does The City Attorneys Office Have A Responsibility To Admonish Other City Elected Officials When There Is A Concern About Violation Of The City Charter? If This Duty Or Power Of The City Attorney Exists - Does This Apply To All City Officers Or Only Specific Ones? 4) Do City Council Members Have An Attorney-Client Relationship With The City Attorney? 5) What Are The Requirements For The "State Of The City Address" Per The City Charter? What Is The Method For Noticing And Posting For Such A Meeting? What Is The Public Comment Method And Rules? Who Is Responsible For Ensuring Compliance With The Section Of The Charter Requiring The Mayor To Deliver A Specified State Of The City Address? When We Receive Complaints About Non-Compliance With This Section, What Powers And Authorities Does The Council Have To Remedy And Respond? To Whom Should Such Issues Be Referred For Investigation And Potential Remedy?; On The February 27, 2020 Rules And Legislation Committee Agenda

**20-0177**

- 4.17** Subject: Appointment Of Interim City Administrator  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution (1) Confirming The Mayor's Appointment Of Steven Falk As Interim City Administrator For The Period Commencing On March 12, 2020 And Ending At Midnight On July 10, 2020 Or Such Earlier Date As The Council Confirms Appointment Of A City Administrator Or The Mayor Terminates The Appointment; And (2) Authorizing The Mayor To Execute An Employment Agreement On Behalf Of The City With Mr. Falk; On The February 18, 2020 City Council Agenda As A Consent Item  
**20-0178**
- 4.18** Subject: Private Eminent Domain  
From: Member Of The Public  
Recommendation: Adopt A Resolution For Private Eminent Domain; On The March 3, 2020 City Council Agenda  
**20-0174**
- 4.19** Subject: Councilmember Loren Taylor NLC Travel Reimbursement  
From: Councilmember Taylor  
Recommendation: Adopt A Resolution Authorizing Reimbursement For Councilmember Loren Taylor's Costs Of Approximately \$2,800 From The Council Contingency Fund For Travel To Washington, DC For Attendance At The National League of Cities' Congressional City Conference From March 8-11, 2020; On The March 3, 2020 City Council Agenda As A Consent Item  
**20-0175**
- 4.20** Subject: League Of California Cities Travel Reimbursement  
From: Councilmember Gallo  
Recommendation: Adopt A Resolution Authorizing The Reimbursement For Councilmember Noel Gallo's Costs Of Approximately \$2,887 From The Council Contingency Fund For Travel To Washington, Dc For Attendance At The National League Of Cities' Congressional City Conference From March 7 - 11, 2020; On The March 3, 2020 City Council Agenda  
**20-0176**
- 5** A Review Of The Draft Agendas For The City Council Meeting Of February 18, 2020 And The Rules And Legislation Committee Of February 20, 2020  
[20-0092](#)

Attachments: [View Report](#)

**6** Subject: Resolution In Support Of SB 795 (Beall)  
 From: President Pro Tem Kalb  
 Recommendation: Adopt A Resolution In Support Of Senate Bill 795 (Beall) That Would Establish The Affordable Housing And Community Development Investment Program In Order To Facilitate Collaboration On State-Approved Redevelopment Plans For Purposes Including Building More Affordable Housing  
[20-0079](#)

Attachments: [View Report](#)

Legislative History

1/16/20	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
1/30/20	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the *Rules & Legislation Committee

**Open Forum (Total Time Available: 15 Minutes)**

**Adjournment**

**Americans With Disabilities Act**

**If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 5 days prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.**

**Office of the City Clerk - Agenda Management Unit**

**Phone: (510) 238-6406**

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**Telecommunications Relay Service:711**

**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.**