



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, July 21, 2011

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

Present: Vice Mayor Brooks, Member Schaaf, Member Reid and President Pro Tempore De La Fuente

The Oakland City Council Rules and Legislation Committee convened at 10:45 a.m., with Council President Reid presiding as Chairperson.

1 **Closed Session**

A motion was made by President Pro Tempore De La Fuente, seconded by Member Schaaf, to *Approve as Submitted a Special Closed Session on July 26, 2011 at 3:30 p.m. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Vice Mayor Brooks, Member Reid and President Pro Tempore De La Fuente

2 **Approval of the Draft Minutes from the Committee meeting of July 7, 2011**

A motion was made by Vice Mayor Brooks, seconded by President Pro Tempore De La Fuente, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Vice Mayor Brooks, Member Reid and President Pro Tempore De La Fuente

3 **Determination of Schedule of Outstanding Committee Items**

A motion was made by President Pro Tempore De La Fuente, seconded by Member Schaaf, to *Approve with the following amendments. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Vice Mayor Brooks, Member Reid and President Pro Tempore De La Fuente

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- 4 Scheduling of Agenda Items and revisions to the agendas for the Council Committee meetings of July 26, 2011 (SUPPLEMENTAL)
A motion was made by President Pro Tempore De La Fuente, seconded by Vice Mayor Brooks, to *Approve with the following amendments. The motion carried by the following vote:
Votes: Aye; 4 - Member Schaaf, Vice Mayor Brooks, Member Reid and President Pro Tempore De La Fuente

[rules7211item4](#)
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- S-4.1 Subject: Shotspotter Contract Award
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A New Contract With Shotspotter, Inc. For The Implementation Of An Updated Gunshot Location System In The City Of Oakland In An Amount Not To Exceed Eighty-Four Thousand, One Hundred Fifty-One Dollars (\$84,151)
[10-0839](#)

Scheduled to *Special Concurrent Meeting of the Oakland Redevelopment Agency/City Council on 7/26/2011

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[83580 CMS.pdf](#)

- S-4.2 Subject: Animal Services Division - Contract Extension
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland To 1) Increase The Current Service Agreement With Butler Animal Health Holding Company LLC, Now DBA Butler Schein Animal Health LLC, From Forty-Eight Thousand Dollars (\$48,000) To Seventy Thousand Dollars (\$70,000) For The Period December 1, 2010 Through November 30, 2011, For Veterinary Medications And Lab Equipment, And 2) Amend The Current Agreement To Include Lab And Surgical Supplies And Vaccines, 3) Waive The Local And Small Local Business Enterprise Program Provisions (L/SLBE) And Conduct A Request For Proposals/Qualifications (RFP) Process To Enter Into A Two-Year Service Agreement With The Selected Vendor For The Period December 1, 2011 Through November 30, 2013, In An Amount Not To Exceed One Hundred And Fifty Thousand (\$150,000) To Provide Lab And Surgical Supplies, Vaccines, And Veterinary Medications And Lab Equipment For The Oakland Police Department Animal Services Division
[10-0840](#)

Scheduled to *Public Safety Committee on 9/13/2011

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S-4.3 Subject: Selective Traffic Enforcement Program - Grant Award
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In The Amount Of Two Hundred Thousand Dollars (\$200,000) From The State Of California, Office Of Traffic Safety, For The 2011-2012 Selective Traffic Enforcement Program (STEP) To Be Conducted By The Police Department For The Project Term Of October 1, 2011 Through September 30, 2012
[10-0841](#)

Scheduled to *Public Safety Committee on 9/13/2011

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S-4.4 Subject: USDA Cost Reimbursements
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Project Funds In An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000) Associated With The Ratification Of One Or More Cost Reimbursement Agreements With The U.S. Department Of Agriculture (USDA), Office Of The Inspector General (OIG), For The Period Of October 1, 2011 Through September 30, 2014, For Enactment Of Fraud Investigative And Abatement Programs In The Police Department
[10-0842](#)

Scheduled to *Public Safety Committee on 9/13/2011

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S-4.5 Subject: Annual Compliance Plan - Equal Access
From: Office Of The City Administrator
Recommendation: A Request To Withdraw An Item Previously Scheduled To The July 26, 2011 Special City Council Agenda And Reschedule To The September 13, 2011 Finance And Management Committee Agenda

Receive An Informational Report On Annual Compliance Plan Of The Equal Access To Services Ordinance And Settlement Agreement

[10-0752](#)

***Withdrawn and Rescheduled to *Finance & Management Committee on 9/13/2011**

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S-4.6 Subject: Deputy City Attorney V And Special Counsel MOU
From: Department Of Human Resources Management
Recommendation: Adopt A Resolution Approving Memorandum Of Understanding Between The City Of Oakland And The Deputy City Attorney V And Special Counsel Association, Representing Employees In Representation Unit U41 Covering The Period From July 1, 2011, Through June 30, 2013; On The July 26, 2011 Special City Council Meeting Agenda
[10-0820](#)

No Action Taken

S-4.7 Subject: Confidential Management Employees Association - MOU
 From: Department of Human Resources Management
 Recommendation: Adopt A Resolution Approving the Memorandum of Understanding between
 the City of Oakland and the Confidential Management Employees Association Representing
 Employees in Representation Unit U31 for the Period of July 1, 2011 through June 30, 2013
 [10-0826](#)

**Scheduled to *Special Concurrent Meeting of the Oakland Redevelopment
Agency/City Council on 7/26/2011**

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S-4.8 Subject: Central District Urban Renewal Plan
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

- 1) An Agency Resolution Certifying And Making Findings As To The Final Environmental Impact Report On Proposed Amendments To The Central District Urban Renewal Plan, And Adopting Mitigation Measures And A Mitigation Monitoring And Reporting Program;
- 2) A City Resolution Certifying And Making Findings As To The Final Environmental Impact Report On Proposed Amendments To The Central District Urban Renewal Plan, And Adopting Mitigation Measures And A Mitigation Monitoring And Reporting Program;
- 3) An Agency Resolution Approving And Recommending Adoption Of The Seventeenth Amendment To The Central District Urban Renewal Plan To (1) Extend The Time Limits On Plan Effectiveness And The Receipt Of Tax Increment Revenues By Ten Years, (2) Increase The Cap On Tax Increment Revenues, (3) Extend The Time Limit For Use Of Eminent Domain And Restrict Eminent Domain To Nonresidential Properties, (4) Amend Affordable Housing Provisions, And (5) Make Other Required Changes;
- 4) An Ordinance Adopting The Seventeenth Amendment To The Central District Urban Renewal Plan To (1) Extend The Time Limits On Plan Effectiveness And The Receipt Of Tax Increment Revenues By Ten Years, (2) Increase The Cap On Tax Increment Revenues, (3) Extend The Time Limit For Use Of Eminent Domain And Restrict Eminent Domain To Nonresidential Properties, (4) Amend Affordable Housing Provisions, And (5) Make Other Required Changes;
- 5) An Agency Resolution Approving And Recommending Adoption Of The Eighteenth Amendment To The Central District Urban Renewal Plan To Extend The Time Limits On Plan Effectiveness And The Receipt Of Tax Increment Revenues By One Year; and
- 6) An Ordinance Adopting The Eighteenth Amendment To The Central District Urban Renewal Plan To Extend The Time Limits On Plan Effectiveness And The Receipt Of Tax Increment Revenues By One Year; On The September 13, 2011 Community And Economic Development Committee Agenda And As A Public Hearing On The September 20, 2011 City Council Agenda

For The October 4 Meeting For Second Reading Of The Ordinances, Add The Following:

- 7) A City Resolution Adopting Findings In Response To Written Objections To The Adoption Of The Seventeenth Amendment To The Central District Urban Renewal Plan; On The October 4, 2011 City Council Agenda
[10-0852](#)

**Scheduled to *Community & Economic Development Committee on
9/13/2011**

and as a Public Hearing on the September 20, 2011 City Council Agenda.

With the last Resolution scheduled to the October 4, 2011 City Council Agenda.

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S-4.9 Subject: Broadway Intelligent Transportation Systems Contract Award
From: Public Works Agency
Recommendation: Adopt A Resolution: 1) Rejecting The One Bid Submitted On The 2011 Notice Inviting Bids For The Broadway Signal Interconnect And Integration With Transportation Management Center (Intelligent Transportation Systems) Project (City Project Nos. C270210, C313910, C316110); 2) Waiving Further Advertising And Bidding; And 3) Authorizing The City Administrator, Or Her Designee, To Negotiate And Purchase The Necessary Construction Services And Material In Accordance With The Plans And Specifications For The Project On The Open Market In An Amount Not To Exceed Eight Hundred Thousand Dollars (\$800,000.00) From _____ [Contractor To Be Identified]
[10-0832](#)

Scheduled to *Public Works Committee on 9/13/2011

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S-4.10 Subject: Rehabilitation Of Sanitary Sewers - Contract Award
From: Public Works Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To Mosto Construction, The Lowest Responsive And Responsible Bidder, For The Rehabilitation Of Sanitary Sewers In The Easement Behind 99th Avenue And Stearns Avenue, Easement Behind 2525 Cherokee Avenue And By 9530 Lawlor Street (Project No. C329121), In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of One Hundred Sixty-Four Thousand One Hundred Eleven Dollars (\$164,111.00)
[10-0833](#)

Scheduled to *Public Works Committee on 9/13/2011

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S-4.11 Subject: Support ACA4 - General Obligation Bonds
From: Public Works Agency
Recommendation: Adopt A Resolution To Support ACA4, State Assembly Constitutional Amendment No. 4, To Allow A City, County, Or Special District, As Defined, To Incur Bonded Indebtedness In The Form Of General Obligation (GO) Bonds In Order To Fund Specified Public Improvements Or Facilities, With 55% Voter Approval Of That City, County, Or Special District
[10-0834](#)

Scheduled to *Rules & Legislation Committee on 9/15/2011

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S-4.12 Subject: 12th Street Reconstruction Project - Contract Award
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend The Contract With Rajappan & Meyer Consulting Engineers, Inc. To Add Additional Design And Engineering Services For The 12th Street Reconstruction Project And To Increase The Contract From Five Million Eight Hundred Thousand Dollars (\$5,800,000.00) To A Total Contract Amount Not-To-Exceed Six Million Dollars (\$6,000,000.00), And Waive The RFP Requirement For The New Work
[10-0835](#)

Scheduled to *Public Works Committee on 9/13/2011

S-4.13 Subject: 10th Street Bridge Project - Contract Award
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend The Contract With Rajappan & Meyer Consulting Engineers, Inc. To Add Additional Design And Engineering Services For The 10th Street Bridge Project And To Increase The Contract From One Million Two Hundred Thousand Dollars (\$1,200,000.00) To A Total Contract Amount Not-To-Exceed One Million Six Hundred Thousand Dollars (\$1,600,000.00), And Waive The RFP Requirement For The New Work
[10-0836](#)

Scheduled to *Public Works Committee on 9/13/2011

S-4.14 Subject: Sanitary Sewers Rehabilitation - Contract Award
From: Public Works Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To Mosto Construction, The Lowest Responsive And Responsible Bidder, For The Rehabilitation Of Sanitary Sewers In The Easement Between Sayre Drive And Paso Robles Drive And The Easement Between Chambers Drive And Saroni Drive (Project No. C329123) In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of One Hundred Sixty-Five Thousand One Hundred Ninety-Eight Dollars (\$165,198.00)
[10-0837](#)

Scheduled to *Public Works Committee on 9/27/2011

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S-4.15 Subject: Sanitary Sewers Rehabilitation - Contract Award
From: Public Works Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To Mosto Construction, The Lowest Responsive And Responsible Bidder, For The Rehabilitation Of Sanitary Sewers In The Easement By Lincoln Avenue And By Melvin Road (Project No. C329122) In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of One Hundred Seventy- Seven Thousand Four Hundred Forty-Nine Dollars (\$177,449.00)
[10-0838](#)

Scheduled to *Public Works Committee on 9/13/2011

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S-4.16 Subject: Honoring Oakland Technical High School Baseball Team
From: Councilmember Jane Brunner
Recommendation: Adopt A Resolution Honoring The Oakland Technical High School Varsity Baseball Team For Winning The Transbay Series Against The Top San Francisco High School Boy Varsity Baseball Team For 2 Consecutive Years (2010 And 2011)
[10-0845](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 9/20/2011**

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S-4.17 Subject: Women's Suffrage 100 Year Anniversary
From: Councilmember Jane Brunner
Recommendation: Adopt A Resolution Recognizing October 10, 2011 As The 100th Anniversary Of Women's Suffrage In California
[10-0846](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 9/20/2011**

There was one speaker on this item.

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S-4.18 Subject: Support SB 14 - Performance Based Budget Process
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution To Support SB 14 (Wolk, Desaulnier, And Huff) Which Would Create A Performance- Based Budget Process And A Program Evaluation Legislative Process For The State Of California
[10-0843](#)

**Scheduled to *Special Concurrent Meeting of the Oakland Redevelopment
Agency/City Council on 7/26/2011**

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S-4.19 Subject: Support SB 15 - Changes To California Budget Process
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution To Support SB 15 (Desaulnier And Wolk) Which Would Require The Annual Submission Of A Two-Year Budget And Makes Various Changes To The Information That Is Required To Be Submitted By The Governor To The Legislature As Part Of The Budget Process For The State Of California
[10-0844](#)

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Agency/City Council on 7/26/2011**

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S-4.20 Subject: Support SB 490 - Abolishing Death Penalty
From: Councilmembers Nadel and Schaaf
Recommendation: Adopt A Resolution In Support Of Senate Bill 490 (Hancock), Which Abolishes The Death Penalty In California If Passed By The California Legislature And Approved By The Voters
[10-0847](#)

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S-4.22 Subject: Low Impact Development Street Design
From: Councilmember Nancy Nadel
Recommendation: Receive An Informational Report On Options For Low Impact Development Street Design, Including Permeable Paving And Other Stormwater Runoff Mitigation Strategies In The City's Long-Term Paving And Streetscape Plans, To Include Analysis Of Regulatory Guidelines, Costs And Benefits, And Potential Funding Opportunities; And Receive A Presentation From The California Environmental Protection Agency, Regional Water Quality Control Board
[10-0848](#)

Scheduled to *Public Works Committee on 10/25/2011

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S-4.22 Subject: Commending Ray Oducayen For 36 Years Of Service
From: Councilmember Nancy Nadel
Recommendation: Adopt A Resolution Commending Ray A. Oducayen For Thirty Six Years Of Outstanding And Distinguished Service To The City Of Oakland
[10-0849](#)

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S-4.23 Subject: Commending John Hill For 24 Years Of Service
From: Councilmember Nancy Nadel
Recommendation: Adopt A Resolution Commending John Hill For Twenty Four Years Of Outstanding And Distinguished Service To The City Of Oakland
[10-0850](#)

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S-4.24 Subject: Commending Kevin McTighe For 24 Years Of Service
From: Councilmember Nancy Nadel
Recommendation: Adopt A Resolution Commending Kevin McTighe For Twenty Four Years
Of Outstanding And Distinguished Service To The City Of Oakland
[10-0851](#)

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Requests Submitted On The Dias:

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 11:04
a.m.*

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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