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2014 JUL -2 AM 10: 22

SUPPLEMENTAL REPORT

TO: Henry L. Gardner
Interim City Administrator

FROM: Arturo Sanchez
Interim Assistant City Administrator

SUBJECT: Supplemental to Amendments to
Oakland Municipal Code Chapter 2.29

DATE: June 30, 2014

City Administrator
Approval

Date

6/30/14

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Staff recommends acceptance of this supplemental report to the amendment to the Oakland Municipal Code Chapter 2.29, "City Agencies, Departments and Offices."

REASON FOR SUPPLEMENTAL REPORT

The report submitted for the July 8, 2014 Finance & Management Committee meeting referred to an "Attachment B" which should be Ordinance No. 13218 CMS (adopted on March 18, 2014). Inadvertently, Ordinance No. 13219 CMS was erroneously referenced and attached. This supplemental report and attachment provide the correct information.

For questions regarding this report, please contact Chantal Cotton, Assistant to the City Administrator at (510) 238-7587 or ccotton@oaklandnet.com.

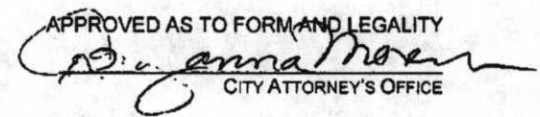
Respectfully submitted,

Arturo M. Sanchez
Interim Assistant City Administrator
City Administrator's Office

Item: 9

Finance & Management Committee
July 8, 2014

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OAKLAND
INTRODUCED BY COUNCILMEMBER _____
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APPROVED AS TO FORM AND LEGALITY

CITY ATTORNEY'S OFFICE

ORDINANCE NO. 13218 C.M.S.

ORDINANCE AMENDING OAKLAND MUNICIPAL CODE (OMC) CHAPTER 2.29 "CITY AGENCIES, DEPARTMENTS AND OFFICES" TO, AMONG OTHER CHANGES, ESTABLISH THE DEPARTMENTS OF POLICE, FIRE, FINANCE, PUBLIC WORKS, HUMAN SERVICES, HOUSING & COMMUNITY DEVELOPMENT, PARKS & RECREATION, PLANNING & BUILDING, LIBRARY, HUMAN RESOURCES MANAGEMENT, INFORMATION TECHNOLOGY, ECONOMIC & WORKFORCE DEVELOPMENT AND OFFICE OF THE CITY ADMINISTRATOR

WHEREAS, on June 30, 2011 the Oakland City Council adopted Resolution No. 83444 adopting the FY 2011-2013 biennial budget, appropriating certain funds to provide for expenditures by the said budget; and

WHEREAS, on January 31, 2012 the Oakland City Council adopted Resolution No. 83693 amending the City of Oakland's FY 2011-13 Biennial Budget, which was adopted pursuant to Resolution C.M.S. 83444 On June 30, 2011; and

WHEREAS, amending the FY 2011-2013 biennial budget was required in light of the action of the California State Supreme Court ruling in which the Court upheld ABx1 26 (the redevelopment elimination bill), but struck down ABx1 27, the bill that would have allowed agencies to remain in operation as long as they made a payment to the State; and

WHEREAS, as a result of the amended budget the Redevelopment Agency of the City of Oakland was dissolved on February 1, 2012; and

WHEREAS, the City Council adopted Resolution No. 83679 C.M.S. on January 10, 2012, electing to become the successor agency to the Redevelopment Agency of the City of Oakland pursuant to Health and Safety Code Sections 34171(j) and 34173 upon Redevelopment Agency dissolution; and

WHEREAS, as a result of the dissolution of the Redevelopment Agency, the City Administrator recommended and the City Council approved a reorganization of City departments and agencies; and

WHEREAS, the reorganization was affirmed in the mid-cycle budget in July 2012; and

WHEREAS, on June 27, 2013 the Oakland City Council adopted Resolution No. 84466 approving the City of Oakland FY 2013-2015 Adopted Policy Budget which further refined the organizational structure of the City organization; and

WHEREAS, the City Council has established the City's form of organization in Oakland Municipal Code Chapter 2.29 pursuant to Oakland City Charter Section 600, which requires that the "Council shall by ordinance provide the form of organization through which the functions of the City under the jurisdiction of the City Administrator are to be administered"; and

WHEREAS, the City Council must amend Chapter 2.29 whenever City departments are newly established, eliminated or reorganized;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF OAKLAND DOES ORDAIN AS FOLLOWS:

SECTION 1. Oakland Municipal Code Chapter 2.29, which establishes the City of Oakland organizational structure, is hereby amended as follows. Additions are indicated by underscoring and deletions are indicated by ~~strike-through type~~; portions of Chapter not cited or not shown in underscoring or strike-through type are not changed:

2.29.010 Purpose.

The rendition of efficient and effective services in the City is best accomplished through the establishment of departments and agencies, each of which shall function under the leadership of a single Director or Chief and may consist of divisions and/or bureaus. The Director of any department shall serve as "department head" within the meaning of Article IX of the City Charter.

2.29.015 Definitions.

"Bureau(s)" as used in this Chapter 2.29 shall mean a combination of work units, comprised of several Divisions, clustered together to report to one Deputy Director/Chief or Assistant Director/Chief that reports to a Department Director or Chief.

"Division" as used in this Chapter 2.29 shall mean a combination of work units, comprised of like functions that are clustered together under one division manager that reports to a bureau deputy director/chief or assistant director/chief when the division is subordinate to a bureau, or reports directly to a department director or chief when the division is independent of a bureau.

2.29.020 Police Department.

There is established in the City government a Police Department which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said department shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Police Department shall be the responsibility of the Chief of Police who shall serve as Director of said

department, subject to the direction of the City Administrator. In the Police Department there shall be an Office of the Chief of Police and the following bureaus: Field Operations, Risk Management, and Services; and there shall be the following divisions: Field Operations, Administration, Support Operations, Internal Affairs, Office of the Inspector General, Criminalistics, Personnel & Training, Communications, Fiscal Services, Project Resource Management, Records, and Criminal Investigation.

2.29.030 Fire Department.

There is established in the City government a Fire Department which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said department shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Fire Department shall be the responsibility of the Chief of Fire who shall serve as Director of said department, subject to the direction of the City Administrator. In the Fire Department there shall be the following bureaus: Field Operations, Fire Prevention and Support Services; and there shall be the following divisions: Fiscal and Administration Services, Emergency Management Services, Medical Services, and Communications & Information Technology.

- A. The Bureau of Field Operations shall consist of the following subordinate divisions: Fire Suppression & Emergency Response, Special Operations, and Urban Search & Rescue Program.
- B. The Bureau of Fire Prevention & Support Services shall consist of the following subordinate divisions: Fire Prevention & Public Education Outreach, and Training & Support Services.

2.29.040 Finance Department.

There is established in the City government a Finance Department which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said department shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Finance Department shall be the responsibility of the Director of Finance, subject to the direction of the City Administrator. In the Finance Department there shall be the following bureaus: Treasury, Controller, and Revenue Management; and there shall be a Division of Administration.

2.29.050 Oakland Public Works Department.

There is established in the City government an Oakland Public Works Department which shall be under the supervision and administrative control of the City Administrator. The powers, functions, and duties of said department shall be those assigned, authorized and directed by the City Administrator. The management and

operation of the Oakland Public Works Department shall be the responsibility of the Director of Public Works, subject to the direction of the City Administrator. In the Oakland Public Works Department there shall be the following bureaus: Administration, Engineering & Construction, Infrastructure & Operations, and Facilities & Environment.

- A. The Bureau of Infrastructure & Operations shall consist of the following subordinate divisions: Electrical Services & Traffic Maintenance, Equipment Services, and Infrastructure Maintenance.
- B. The Bureau of Engineering & Construction shall consist of the following subordinate divisions; ADA Programs, Engineering Design & Right of Way Management, Project Delivery, Transportation Planning & Funding, and Transportation Services.
- C. The Bureau of Facilities & Environment shall consist of the following subordinate divisions: Environmental Services, Facilities Services, Keep Oakland Clean & Beautiful, and Parks & Tree Services.
- D. The Bureau of Administration shall consist of the following subordinate divisions: Business & Information Analysis, Fiscal Services, Human Resources, Public Works Call Center, and Safety & Training Program Administration.

2.29.060 Human Services Department.

There is established in the City government a Human Services Department which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said department shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Human Services Department shall be the responsibility of the Director of Human Services, subject to the direction of the City Administrator. In the Human Services Department there shall be the following divisions: Administration, Policy & Planning, Early Childhood & Family Services, Children & Youth Services, Aging & Adult Services, and Community Housing Services.

2.29.070 Housing & Community Development Department.

There is established in the City government a Housing & Community Development Department which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said department shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Housing & Community Development Department shall be the responsibility of the Director of Housing & Community Development, subject to the direction of the City Administrator.

2.29.080 Oakland Parks & Recreation Department.

There is established in the City government an Oakland Parks & Recreation Department, which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said department shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Oakland Parks & Recreation Department shall be the responsibility of the Director of Parks & Recreation, subject to the direction of the City Administrator. In the Oakland Parks & Recreation Department there are the following divisions: Administration, Aquatics (East Oakland Sports Center, Pools/Boating), City Wide Cultural Arts, City Wide Sports (Adult & Youth), Citywide Reservations/Activities, Recreation Centers, and Ball Fields.

2.29.090 Planning & Building Department.

There is established in the City government a Planning & Building Department, which shall be under the supervision and administrative control of the City Administrator. The powers, functions, and duties of said department shall be those assigned, authorized, and directed by the City Administrator. The management and operation of the Planning and Building Department shall be the responsibility of the Director of Planning & Building, subject to the direction of the City Administrator. In the Planning & Building there are two bureaus; Planning and Building.

- A. The Bureau of Planning shall consist of the following subordinate divisions: Administration, Development/Zoning Review, Development/Zoning Permits, Oakland Municipal Code (OMC) Zoning Revisions, Historic Preservation, General Plan Oversight, and Strategic Planning.
- B. The Bureau of Building shall consist of the following subordinate divisions: Inspections, Engineering & Architectural Plan Approval, Building Permits, and Code Enforcement Services.

2.29.100 Oakland Public Library Department.

There is established in the City government an Oakland Public Library Department, which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said department shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Oakland Public Library Department shall be the responsibility of the Director of Library Services, subject to the direction of the City Administrator. In the Oakland Public Library Department there are the following divisions: African American Museum & Library at Oakland, Branch Services, Library System Wide Support, Literacy Programs, and Main Library Services.

2.29.110 Human Resources Management Department.

There is established in the City government a Human Resources Management Department, which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said department shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Human Resources Management Department shall be the responsibility of the Director of Human Resources Management, subject to the direction of the City Administrator. The Director of Human Resources Management shall also serve as the City's Director of Personnel, subject to the direction of the City Administrator. In the Human Resources Management Department there are the following divisions: Recruitment & Classification, and Risk and Benefits.

2.29.120 Information Technology Department.

There is established in the City government an Information Technology Department, which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said department shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Information Technology Department shall be the responsibility of the Director of Information Technology, subject to the direction of the City Administrator. In the Information Technology Department there are the following divisions: Administration, Customer Support, Application Services, Infrastructure Systems, and Public Safety Systems.

2.29.130 Economic & Workforce Development Department.

There is established in the City government an Economic & Workforce Development Department, which shall be under the supervision and administrative control of the City Administrator. The powers, functions and duties of said department shall be those assigned, authorized and directed by the City Administrator. The management and operation of the Economic & Workforce Development Department shall be the responsibility of the Director of Economic & Workforce Development, subject to the direction of the City Administrator. The Economic and Workforce Development Department shall consist of the following divisions: Economic Development, Workforce Development, Marketing, and Project Implementation.

2.29.140 Office of the City Administrator.

There is established in the City government an Office of the City Administrator to assist in the operation and execution of functions as described in the City Charter under Articles IV, V, VI, VIII and IX. There shall be in the Office of the City Administrator the following departments which shall be under the supervision and administrative control of the City Administrator: Budget, Citizens' Police Review Board/Complaint Intake, Employee Relations, and the Public Ethics Commission; there shall also be the following

divisions which shall be under the supervision and administrative control of the City Administrator: Administration, Contracts & Compliance, Neighborhood Services, and Equal Opportunity Programs.

Pursuant to City of Oakland Charter Section 402, the City Clerk shall be appointed or discharged by the City Administrator subject to confirmation by the Council.

2.29.150 Preservation of City Charter Offices.

Consistent with the Oakland City Charter and to assist in the operation and execution of functions described therein, there shall be an Office of the Mayor, Office of the City Council, Office of the City Attorney, Office of the City Auditor, and Office of the City Clerk.

SECTION 2. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council declares that it would have adopted this Ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more section, subsection, sentence, clause, or phrase be declared invalid.

SECTION 3. Pursuant to Article II, Section 216 of the Oakland City Charter, this ordinance shall become effective immediately on final adoption if it receives six or more affirmative votes; otherwise it shall become effective upon the seventh day after final adoption.

IN COUNCIL, OAKLAND, CALIFORNIA, **MAR 18 2014**

PASSED BY THE FOLLOWING VOTE:

AYES- ~~XXXXXXXXXX~~ GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF
AND PRESIDENT KERNIGHAN -7

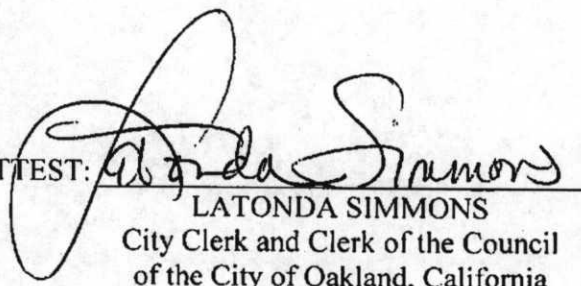
NOES- 0

ABSENT- 0

ABSTENTION- 0

Excused- Brooks-1

ATTEST:


LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California

Date of Attestation:

3/19/14

Introduction Date
MAR 04 2014

NOTICE AND DIGEST

ORDINANCE AMENDING OAKLAND MUNICIPAL CODE (OMC) CHAPTER 2.29 "CITY AGENCIES, DEPARTMENTS AND OFFICES" TO, AMONG OTHER CHANGES, ESTABLISH THE DEPARTMENTS OF POLICE, FIRE, FINANCE, PUBLIC WORKS, HUMAN SERVICES, HOUSING & COMMUNITY DEVELOPMENT, PARKS & RECREATION, PLANNING & BUILDING, LIBRARY, HUMAN RESOURCES MANAGEMENT, INFORMATION TECHNOLOGY, ECONOMIC & WORKFORCE DEVELOPMENT AND OFFICE OF THE CITY ADMINISTRATOR

This Ordinance would amend Oakland Municipal Code Chapter 2.29, which established the organizational structure of the City of Oakland per Oakland Charter section 600, to among other changes Establish the Departments of Police, Fire, Finance, Public Works, Human Services, Housing & Community Development, Parks & Recreation, Planning & Building, Library, Human Resources Management, Information Technology, Economic & Workforce Development and Office of the City Administrator.

Upon final adoption on second reading this ordinance will become effective immediately if it receives six or more affirmative votes; otherwise it shall become effective upon the seventh day after final adoption.

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