



City of Oakland

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Meeting Minutes

*Rules & Legislation Committee

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

City of Oakland Website: <http://www.oaklandnet.com>

Thursday, March 12, 2015

10:45 AM

City Council Chamber, 3rd Floor

*The Oakland City Council Rules & Legislation Committee convened at 10:58 a.m.,
with Councilmember Gibson McElhaney presiding as Chairperson.*

Roll Call / Call To Order

Present 4 - Abel J. Guillén, Dan Kalb, Laurence E. Reid, and Lynette Gibson McElhaney

1 Determinations Of Closed Session

[14-0590](#)

Attachments: [View Report.pdf](#)

A Special Closed Session has been scheduled for March 17, 2015 at 1:30 p.m.

A motion was made by Reid, seconded by Kalb, that this matter be Received and Filed. The motion carried by the following vote:

Aye: 4 - Guillén, Kalb, Reid, and Gibson McElhaney

2 Approval Of The Draft Minutes From The Committee Meeting Of February 26, 2015

[14-0591](#)

There were no minutes to approve as the February 26, 2015 Rules & Legislation Committee was cancelled.

3 Determination Of Schedule Of Outstanding Committee Items

[14-0589](#)

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A motion was made by Reid, seconded by Kalb, that this matter be Received and Filed. The motion carried by the following vote:

Aye: 4 - Guillén, Kalb, Reid, and Gibson McElhaney

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)
[14-0593](#)

Attachments: [View Report.pdf](#)

There were 2 speakers on this item.

A motion was made by Kalb, seconded by Guillén, that this matter be Received and Filed. The motion carried by the following vote:

Aye: 4 - Guillén, Kalb, Reid, and Gibson McElhaney

4.1 Subject: Labor Relations Consultant For 2015 Successor Labor Negotiations
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Execute A Professional Services Contract Between The City Of Oakland And Renne Sloan Holtzman Sakai LLP, Public Law Group To Provide Labor Relations Consulting And Negotiations Services For The City's 2015 Successor Labor Negotiations In An Amount Not To Exceed One Hundred Fifty Thousand Dollars (\$150,000) For A Term Of One Year Beginning March 1, 2015 And Ending February 28, 2016
[14-0656](#)

Attachments: [View Report.pdf](#)

This City Resolution was Scheduled.to the *Finance & Management Committee to be heard 3/24/2015

4.2 Subject: Contract Award And Spending Authority To IPT LLC "PayLock"
From: Finance Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Award A Professional Services Agreement To IPT LLC ("Paylock"), In An Amount Not To Exceed Six Hundred Ninety Thousand Dollars (\$690,000) For Three (3) Years (\$230,000 Per Year) With Two (2) One-Year Options To Renew, To Provide Vehicle Immobilization/Boot Release Services. For The City Of Oakland; And (2) Authorizing Collection And Appropriation Of Transaction Fees Imposed Upon Release Of The Vehicle Immobilizing Boot In Addition To The Motorist's Outstanding Citation In An Annual Amount Not To Exceed Two Hundred Thirty Thousand Dollars (\$230,000) For Payment To Paylock Under Such Professional Services Agreement
[14-0659](#)

Attachments: [View Report.pdf](#)

This City Resolution was Scheduled.to the *Finance & Management Committee to be heard 3/24/2015

4.3 Subject: Increase CPS HR Consulting Contract Amount
From: Human Resources Management Department
Recommendation: Adopt A Resolution Amending The Contract For Full Service Public Sector Human Resource Services With CPS HR Consulting To Increase The Contract Amount By \$200,000 (Two Hundred Thousand Dollars) To A New Cap Of \$400,000 (Four Hundred Thousand Dollars) For The Entire Two-Year Contract Term Of November 6, 2013 To November 5, 2015
[14-0665](#)

Attachments: [View Report.pdf](#)

This City Resolution was Scheduled.to the *Finance & Management Committee to be heard 3/24/2015

4.4 Subject: Rehab Of Sanitary Sewers
From: Oakland Public Works Department
Recommendation: Adopt The Following Peices Of Legislation:

1) A Resolution Awarding A Construction Contract To Pacific Trenchless, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Plans And Specifications For The On-Call Sanitary Sewers Emergency Projects Fiscal Year 2014-2015 (Project No. C455620) And With Contractor's Bid In The Amount Of One Million Two Hundred Eighty-Five Thousand Eight Hundred Twenty-Five Dollars (\$1,285,825.00); And
[14-0654](#)

Attachments: [View Report.pdf](#)

This City Resolution was Scheduled.to the *Public Works Committee to be heard 3/24/2015

2) A Resolution Awarding A Construction Contract To Andes Construction, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Plans And Specifications For The Rehabilitation Of Sanitary Sewers In West Grand Avenue Between Wood Street And San Pablo Avenue, And In 20th Street Between Broadway And Harrison Street (Project No. C329142) And With Contractor's Bid In The Amount Of Five Million Nine Hundred Twenty-Seven Thousand Five Hundred Seventy-Seven Dollars (\$5,927,577.00)
[14-0655](#)

This City Resolution was Scheduled.to the *Public Works Committee to be heard 3/24/2015

- 4.5** Subject: Golden State Fire Apparatus/Sole Source Maintenance Contract
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee To 1) Execute A One-Year Service Agreement For The Period Of May 1, 2015 Through April 30, 2016, With Golden State Fire Apparatus, Inc. In An Amount Not To Exceed Four Hundred Thousand Dollars (\$400,000.00) For Maintenance, Parts And Repair Of Oakland Fire Department Emergency Response Vehicles; 2) Authorize The Execution Of Two Additional One-Year Agreement Extensions With Golden State Fire Apparatus, Inc. In An Amount Not To Exceed Four Hundred Thousand Dollars (\$400,000.00) Per Year, For A Grand Total Contract Amount Of One Million Two Hundred Thousand Dollars (\$1,200,000.00), Without Returning To Council, And 3) Waive The Advertising, Competitive Bidding, Request For Proposal/Qualifications (RFP/Q) And The Local And Small Local Business Enterprise (L/SLBE) Program Requirements Associated With The Proposed Service Agreements [14-0664](#)

Attachments: [View Report.pdf](#)

This City Resolution was Scheduled.to the *Public Works Committee to be heard 3/24/2015

- 4.6** Subject: East Bay Corridor Initiative/Resolution Amendment
From: Planning & Building Department
Recommendation: Adopt A Resolution (1) Acknowledging The City Of Oakland's Participation In The East Bay Corridors Initiative, A Regional, Multi-Jurisdictional Collaboration Of Bay Area Cities, Counties And The Association Of Bay Area Governments Designed To Serve As A Platform For East Bay Jurisdictions To Prioritize And Fund Catalyst Projects That Support Housing, Infrastructure And Community Development Projects, (2) Authorizing The City Administrator To Execute A Memorandum Of Understanding (MOU) Between Oakland And Participants In The East Bay Corridors Initiative To Collaboratively Enhance The Livability, Mobility And Economic Prosperity For Areas Within The Corridors And To Establish The Administrative And Governance Structure For The Initiative, And (3) Amending Council Resolution 83714 C.M.S Which Accepted A State Strategic Growth Grant For International Boulevard Corridor Planning, To Waive Central Service Overhead In The Amount Of Approximately \$105,000 Pursuant To State Requirements [14-0668](#)

Attachments: [View Report.pdf](#)

This City Resolution was Scheduled.to the *Community & Economic Development Committee to be heard 3/24/2015

4.7 Subject: Coliseum Area Specific Plan And EIR
From: Planning And Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Peices Of Legislation:

1) A Resolution, As Recommended By The City Planning Commission, A) Certifying The Environmental Impact Report And Making Related CEQA Findings; And B) Adopting The Coliseum Area Specific Plan And Related General Plan Amendments; And
[14-0657](#)

Attachments: [View Report - Part A.pdf](#)
[View Report - Part B.pdf](#)
[View Report - Part C.pdf](#)
[View Report - Part D.pdf](#)
[View Report - Part E.pdf](#)

This City Resolution was Scheduled.to the *Community & Economic Development Committee to be heard 3/24/2015 And As Public Hearings On March 31, 2015 And April 21, 2015

2) An Ordinance, As Recommended By The City Planning Commission, Amending The Oakland Planning Code To (A) Create The D-Co Coliseum Area District Zones Regulations; (B) Make Conforming, But Non-Substantive Changes To Other Planning Code Sections In The Coliseum Specific Plan, Lake Merritt Station Area Plan And West Oakland Specific Plan Areas; And (C) Adopt Revised Zoning And Height Area Maps
[14-0658](#)

This Ordinance was Scheduled.to the *Community & Economic Development Committee to be heard 3/24/2015 And As Public Hearings On March 31, 2015 And April 21, 2015

- 4.8** Subject: DDA For 12th Street Remainder Parcel
From: Economic & Workforce Development Department
Recommendation: Adopt An Ordinance Authorizing: (1) The City Administrator, Without Returning To The City Council, To Negotiate And Execute A Disposition And Development Agreement And Related Documents Between The City Of Oakland, And A Development Entity Comprised Of Urbancore Development, LLC, And UDR, Inc., (Or Its Related Entities Or Affiliates) For Sale Of The 12th Street Remainder Parcel Located At E12th Street And 2nd Avenue For No Less Than \$5.1 Million And Development As A Residential Mixed-Use Project, All Of The Foregoing Documents To Be In A Form And Content Substantially In Conformance With The Term Sheet Attached As Exhibit A; (2) Set-Aside Of No More Than \$500,000 From Land Sales Proceeds For Remediation Of Property, And (3) Appropriation Of \$200,000 From Land Sales Proceeds To Fund An Asset Portfolio Management Plan; On The April 14, 2015 Community & Economic Development Committee Agenda
[14-0662](#)

This Ordinance was Scheduled.to the Meeting of the Oakland City Council to be heard 3/31/2015

- 4.9** Subject: Measure WW Public Art
From: Economic & Workforce Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Reallocate Grant Funds In An Amount Not To Exceed Two Hundred Four Thousand Sixty-Seven Dollars (\$204,067) From The East Bay Regional Park District Local Grant Program Under The Measure WW Park Bond Extension For Public Art At Three Designated Oakland Parks And Open Space Renovation Project Sites At Morcom Rose Garden, DeFremery Park, And Children's Fairyland [TITLE CHANGE]
[14-0496](#)

Attachments: [View Report.pdf](#)

This City Resolution was Scheduled.to the *Life Enrichment Committee to be heard 3/24/2015

- 4.10** Subject: Report On Career Pathways In Oakland And The Region Report
From: Councilmember Annie Campbell Washington
Recommendation: Receive An Informational Report On Career Pathways In Oakland And The Region
[14-0669](#)

Attachments: [View Report.pdf](#)

This City Resolution was Scheduled.to the *Life Enrichment Committee to be heard 3/24/2015

4.11 Subject: Santa Rita Jail Initiative
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Sign A Memorandum Of Understanding (MOU) With The Alameda County Sheriff's Office (ACSO) For Up To Two (2) Years, Financed By Fifty Thousand Dollars (\$50,000) Of Oakland's Previously Appropriated FFY 2014 U.S. Department Of Justice Byrne Justice Assistance Grant (Jag) Local Program Funds By Resolution No. 84641, For Operating The Santa Rita Jail Intelligence Initiative (SRJII), For The Purpose Of Assisting The Oakland Police Department (OPD) With Investigations And Crime Reduction In Oakland, For The Period Of April 1, 2015 To March 30, 2017
[14-0663](#)

Attachments: [View Report.pdf](#)
[View supplemental Report.pdf](#)

This City Resolution was Scheduled.to the *Public Safety Committee to be heard 3/24/2015

4.12 Subject: Our Kids Youth Mentoring Program Appropriation
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Accept And Appropriate The Alameda County District Attorney's Office Gang Diversion Distribution Funds In An Amount Not To Exceed One Hundred Sixty Thousand Dollars (\$160,000.00) To Support The Our Kids Youth Mentoring Program, And To Enter Into A Memorandum Of Agreement (MOA) For The Period Of March 1, 2015 To August 31, 2016 With Acts Full Gospel O.K. Program For An Amount Not To Exceed One-Hundred Sixty Thousand Dollars (\$160,000)
[14-0660](#)

Attachments: [View Report.pdf](#)

This City Resolution was Scheduled.to the *Public Safety Committee to be heard 3/24/2015

4.13 Subject: Workforce Investment Board Report
From: Council President Gibson McElhaney And President Pro Tempore Reid
Recommendation: Receive An Oral Report With Possible Action On The Oakland Workforce Investment Board (WIB) To Serve And Support The City's Unemployed Population And The Services Provided By The WIB Grantees, In An Effort To Ensure That, Per The Requirements Of The Workforce Investment Act Of 1998, That The City Is Adequately Funding Services For Our Low-Income And Re-Entry Populations As A Means To Grow Economic Development, Reduce Poverty, And Promote Safety
[14-0661](#)

This Report and Recommendation was Scheduled.to the *Community & Economic Development Committee to be heard 3/24/2015

- 4.14** Subject: Working Group On Police Recruitment
From: Council President Lynette Gibson McElhaney
Recommendation: Adopt A Resolution Calling For An Ad-Hoc Working Group On Police Recruitment In Which Each Council District Appoints 1 Or 2 Representatives To Brainstorm Ideas, Develop Strategies, And Address Gaps In The Oakland Police Department's Ability To Recruit And Retain Oakland Residents And Candidates Of Color, And Calling For Staff To Return To The Public Safety Committee Within 6 Months With Recommendations And Possible Action
[14-0670](#)

Attachments: [View Report.pdf](#)
[View Supplemental Report.pdf](#)

This City Resolution was Scheduled.to the *Public Safety Committee to be heard 3/24/2015

- 4.15** Subject: Cesar Chavez Day As City Holiday
From: Councilmembers Lynette Gibson McElhaney & Abel Guillen
Recommendation: Adopt A Resolution To Authorize The City Administrator To Propose The Exchange Of September 9 (California Admissions Day) For March 31 (Cesar Chavez Day) As An Oakland City Holiday With All Oakland Labor Unions, And Should This Exchange Be Negotiated, The Item Shall Return To Council In Order To Revise Oakland Municipal Code 10.04.040 "Definition Of Holidays" And The New Holiday Schedule Would Commence In 2016
[14-0671](#)

This City Resolution was Withdrawn with No New Date.

- 4.16** Subject: Legal Precedence For Authorizing An Amendment To The 2004 DDA
From: Member Of The Public
Recommendation: Receive An Informational Report Providing The Legal Precedence For The Oakland City Council Authorizing Staff To Prepare An Amendment To The 2004 DDA In Order To Retroactively Change The Terms And Condition Of The Original DDA-That Clearly Establishes Phil Tagami Is In Default And The Fraudulent Transfer Of Ownership Of Parcel (2) Of The Rotunda Garage Which Is Prohibited Without Agency Approval; and Comment On The Illegal Transfer As Well As The \$6,750,000 Loan Taken Out; On The City Council Agenda
[14-0666](#)

Attachments: [View Report.pdf](#)

This Informational Report was No Action Taken.

4.17 Subject: Informational Report On \$12 Million Loan To Rotunda Partners
From: Member Of The Public
Recommendation: Receive An Informational Report Providing The Legal Precedence Whereby The Oakland City Council Authorized To Forgo 15 Years At 3% Increase Payment Resulting From A \$12,000,000.00 Balloon Payment Loan Given To Rotunda Partners I and II (AKA) Phil Tagami In 1998/1999 And Provide The Total Dollar Amount Of The Lease Payments That Phil Tagami Has Received From The Tenants That Occupy Lease Space At The Rotunda Building During This Period; On The City Council Agenda
[14-0667](#)

Attachments: [View Report.pdf](#)

This Informational Report was No Action Taken.

Items Submitted On The Dais

Subject: Education Partnership Meeting
From: Councilmember Campbell Washington
Recommendation: Cancel The April 14, 2015 Life Enrichment Committee Meeting And Schedule An Education Partnership Committee Meeting On April 14, 2015 At 4:00 P.M.
[14-0672](#)

***Education Partnership Committee meeting will be Scheduled for April 14, 2015**

Subject: Support For AB 700 - California Disclose Act
From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution In Support Of State Assembly Bill (AB) 700 (Gomez & Levine), The California Disclose Act, That Would Require Radio, Telephone, TV, And Video Ads Regarding Ballot Measures To State The Top Contributors To The Committee Paying For The Ad; On The April 16, 2015 Rules & Legislation Committee Agenda
[14-0673](#)

This was Scheduled.to the *Rules & Legislation Committee to be heard 4/2/2015

Subject: Execution Of Coliseum Complex Exclusive Negotiating Agreement
From: Economic & Workforce Development Department
Recommendation: Adopt A Resolution Authorizing An Exclusive Negotiating Agreement With The County Of Alameda And New City Development LLC For Development Of A Project At The Oakland-Alameda County Coliseum Complex And Adjacent City Property

[14-0674](#)

Attachments: [View Report.pdf](#)

[85464 CMS.pdf](#)

This was Scheduled to the *Community & Economic Development Committee to be heard 3/24/2015

- 5 A Review Of The Council Committees' Actions From March 10, 2015 And Determination Of Scheduling To The City Council Meeting Of March 17, 2015 (MATRIX)

[14-0594](#)

Attachments: [View Report.pdf](#)

A motion was made by Reid, seconded by Guillén, that this matter be Received and Filed. The motion carried by the following vote:

Aye: 4 - Guillén, Kalb, Reid, and Gibson McElhaney

- 6 A Review Of The Draft Agendas For The Council Committee Meetings Of March 24, 2015 And The Rules And Legislation Committee Of March 26, 2015

[14-0595](#)

Attachments: [View Report.pdf](#)

A motion was made by Reid, seconded by Kalb, that this matter be Received and Filed. The motion carried by the following vote:

Aye: 4 - Guillén, Kalb, Reid, and Gibson McElhaney

Open Forum (Total Time Available: 15 Minutes)

There were no Open Forum speakers.

Adjournment

There being no further business, and upon the motion duly made, the Committee adjourned the meeting at 11:57 a.m.

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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.