



SUPPLEMENTAL

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

Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council/Joint Powers Financing Authority City Hall, 1 Frank H. Ogawa Plaza, Oakland, California 94612

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

Tuesday, July 17, 2012

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. These items are heard on the 5:30 P.M. portion of the agenda.

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. These items are heard on the 6:30 P.M. portion of the agenda.

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
COUNCIL MEMBERS:

Desley Brooks, Dist. 6; Jane Brunner, Dist. 1, Ignacio De La Fuente; Dist. 5; Rebecca Kaplan, At-Large; Pat Kernighan, Dist. 2; Nancy Nadel, Dist. 3; Libby Schaaf, Dist. 4; Council President Larry Reid, Dist. 7

3 Open Forum / Citizens Comments
(Time Available: 15 minutes)

4 ACTIONS ON SPECIAL ORDERS OF THE DAY
(Ceremonial Presentations, Reports/Presentations from the Mayor, Council Acknowledgements/Announcements):

4.1 Subject: Honoring Rev. Wortham Fears
From: President Pro Tem De La Fuente

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Recommendation: Adopt A Resolution Honoring Rev. Wortham Fears On His Receiving
The Congressional Medal Of Honor For His Service As A Montford Point United States
Marine
[\(11-0644\)](#)

**This item was added to this agenda pursuant to Rule 28b of Resolution
82580 C.M.S., Council's Rules of Procedures.**

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE SPECIAL AND REGULAR
MEETINGS OF June 4, 5, 18 and 19, 2012
- 6 MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS
(Requests to: Reschedule items from consent to Non-Consent to the next Council
Agenda, Speak on Consent Calendar, Register Votes, Change order of Items,
Reconsiderations, Pull Items held in Committee):

7. CONSENT CALENDAR (CC) ITEMS:

- 7.1-CC Subject: Medical Cannabis Health Emergency
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A
Local Public Health Emergency With Respect To Safe, Affordable Access To Medical
Cannabis In The City Of Oakland
[\(11-0635\)](#)
- 7.2-CC Subject: Declaration Of A Local Emergency Due To AIDS Epidemic
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's
Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health
Crisis With Regard To The Human Immunodeficiency Virus ("HIV")/Acquired
Immunodeficiency Syndrome ("AIDS") Epidemic
[\(11-0634\)](#)
- 7.3-CC Subject: Wildfire Preservation Board Appointments
From: Office of the Mayor
Recommendation: Adopt A Resolution Appointing Barry Pilger And Barbara G.
Goldenberg And Reappointing Robert Sieben, M.D., Diane Hill, Donald J. Mitchell And
Dinah Benson As Members Of The Wildfire Prevention And Assessment District
Advisory Board
[\(11-0627\)](#)
- This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**
- 7.4-CC Subject: Civil Service Board Appointment
From: Office of the Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Amy
V. Dunning To The Civil Service Board

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(11-0628)

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

7.5-CC Subject: Commission on Person With Disabilities Appointment
From: Office of the Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Leticia Escalera To The Commission On Persons With Disabilities
(11-0629)

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

7.6-CC Subject: Budget Advisory Committee Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Kim McCoy Wade To The Budget Advisory Committee
(11-0630)

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

~~7.7 Subject: Planning Commission Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Vien V. Troung And Appointment Of Michael B. Coleman And Jim Moore To The City Planning Commission
(11-0631)~~

This item can be found in the Non-Consent section of this agenda under item number 18.

7.8-CC Subject: Travel Authorization - Reid And Brooks
From: Council President Larry Reid
Recommendation: Adopt A Resolution Authorizing Council President Larry Reid And Councilmember Desley Brooks To Travel To San Diego California To Attend The League Of California Cities 2012 Annual Conference And Expo Sept. 5 - 7, 2012
(11-0615)

This item was added to this agenda by the June 28, 2012 Rules and Legislation Committee.

7.9-CC Subject: Settlement Agreement - Mellion
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Rose Mellion, Et Al. V. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG11-555270, In The Amount Of \$45,000.00 As A Result Of A Tree Limb Falling On Plaintiffs Adjacent To 1710 34th Avenue In

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Oakland On August 14, 2009 (Public Works Agency - Tree Division)
(11-0633)

This item was not discussed in closed session.

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.10-CC Subject: Safe Medication Disposal Support
From: Councilmembers Brunner And Brooks
Recommendation: Adopt A Resolution Of Support For Extended Producer
Responsibility And The Alameda County Safe Medication Disposal Ordinance, Which
Would Require Producers Selling Pharmaceutical Drugs In Alameda County To
Participate In A Drug Stewardship Program
(11-0490)

**The May 31, 2012 Rules and Legislation Committee approved
recommendations.**

**This item was withdrawn and rescheduled from the June 19, 2012 City
Council Agenda.**

7.11-CC Subject: Settlement Agreement - To
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Claim of Odelia To, In The Amount Of \$10,000.00, As A
Result Of An Automobile Collision Property Damage Sustained Caused By An
Obstructed City Sewer Main. (Oakland Police Department)
(11-0641)

This item was not discussed in closed session.

7.12-CC Subject: Settlement Agreement - Shields
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Claim Of Larry W. And Crystal Shields In The Amount Of
\$21,790.00, As A Result Of Property Damage Sustained Caused By An Obstructed City
Sewer Main. (Public Works Agency)
(11-0637)

This item was not discussed in closed session.

7.13-CC Subject: Settlement Agreement - Thomas
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Claud Thomas v. City Of Oakland, et al, Alameda
County Superior Court Case No. RG11-566927, In The Amount of \$8,000.00 As A
Result Of A Fall At The Arroyo Viejo Community Park In Oakland On April 5, 2010

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(Parks & Recreation - Dangerous Condition Of Public Property)
(11-0642)

This item was not discussed in closed session.

S-7.14-CC Subject: Stop Signs And Metered Parking Installation
From: Public Works Agency
Recommendation: Adopt A Resolution Approving The Installation Of Stop Signs On
Both Approaches Of 38th Street At Manila Avenue And Metered Parking On Both Sides
Of Piedmont Avenue Between Broadway And West Macarthur Boulevard
(11-0575)

**The July 10, 2012 Public Works Committee approved recommendations; 4
Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.15-CC Subject: 510 16th St - Conditional And Revocable Permit
From: Department Of Planning, Building, And Neighborhood Preservation
Recommendation: Adopt A Resolution Granting 510 16th Street Inc. A Revocable And
Conditional Permit To Allow Existing Portions Of The Building Facade And
Below-Sidewalk Basement And Electrical Room And New Entrance Canopy For The
Morgan Office Building Located At 510 16th Street To Encroach Into The Public Right
Of Way
(11-0579)

**The July 10, 2012 Public Works Committee approved recommendations; 4
Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.16-CC Subject: 609 Oak St - Conditional And Revocable Permit
From: Department Of Planning, Building, And Neighborhood Preservation
Recommendation: Adopt A Resolution Granting 6th And Oak Associates LP A
Revocable And Conditional Permit To Allow A Below-Sidewalk Electrical Transformer
And Vault And A Rainwater Pipe For A New Senior Citizen Apartment Building Located
At 609 Oak Street To Encroach Into The Public Right Of Way
(11-0580)

**The July 10, 2012 Public Works Committee approved recommendations; 4
Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.17-CC Subject: Debt Management Policy

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From: Office Of The City Administrator
Recommendation: Adopt A Resolution Adopting The City Of Oakland's Debt
Management Policy And Swap Policy For Fiscal Year 2012-2013
(11-0583)

**The July 10, 2012 Finance and Management Committee approved
recommendations as amended;**

**The committee bifurcated this item and extended the existing Debt
Management Policy until the September 11, 2012 Finance and Management
Committee providing the City Administrator's office time to research and
provide additional options to the committee. The committee further
directed that the Swap Policy return to the September 11, 2012 Finance and
Management committee and include the following information:**

- 1. 1997 Report previously submitted to Council and any subsequent
amendments to Goldman Sachs.**
 - 2. Information regarding the Social Responsibility Component used
around the country associated with Debt Management and Swap Policy.**
 - 3. Whether the new proposed policy takes into consideration what was
approved at the July 3, 2012 City Council meeting related to Goldman
Sachs.**
 - 4. Specific criteria for entering into a swap policy in the future.**
- The red-lined version of the proposed policies; 4 Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.18-CC Subject: Code For America Labs - Professional Services Agreement
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Enter
Into An Agreement With Code For America For The Period Of January 1 Through
December 31, 2013, For The Payment Of Program Fees In The Amount Of \$180,000 To
Participate In The Code For America Labs, Inc. 2013 Fellowship Program If Selected,
And 2) Waive The Competitive Request For Proposals/Qualifications (RFP/Q) Process
(11-0572)

**The July 10, 2012 Finance and Management Committee approved
recommendations; 4 Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.19-CC Subject: Open Data System Implementation Report
From: Office Of The City Administrator
Recommendation: Receive An Informational Report From The Office Of The City
Administrator On The Cost And Benefits Of The Implementation Of An Open Data

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System And The Steps Necessary To Implement And Open Data System
(11-0573)

The July 10, 2012 Finance and Management Committee received and forwarded this item.

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

S-7.20-CC Subject: Toyota Prius Contract - One Toyota
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To One Toyota Of Oakland, A Corporation, To Provide Sixteen (16), 2012 Toyota Prius Hybrid Vehicles, In An Amount Not To Exceed Three Hundred Thirty-Nine Thousand, Forty-Four Dollars And Nine Cents (\$339,044.09) Per Request For Quotation (RFQ) 3571, Specification No. 12-070-06 And The General Conditions Therefor On File In The Purchasing Division According To Its Bid Filed With The City On May 14, 2012
(11-0578)

The July 10, 2012 Finance and Management Committee approved recommendations; 4 Ayes

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

S-7.21-CC Subject: Investment Policy Approval
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Adopting The City Of Oakland Investment Policy For Fiscal Year 2012-2013
(11-0584)

The July 10, 2012 Finance and Management Committee approved recommendations; 4 Ayes

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

S-7.22-CC Subject: Netfile Contract
From: Office Of The City Clerk
Recommendation: Adopt A Resolution Waiving Advertising And Competitive Bidding Requirements Of The Oakland Municipal Code And Authorizing The City Administrator To Contract With Netfile For Host-Site Software Filing System Service For A Three-Year Term In A Compensation Amount Of \$102,000.00 (One Hundred Two Thousand Dollars) Plus Two (2) One-Year Options To Renew The Contract At The City's Sole Discretion At An Annual Contract Compensation Rate Of \$34,000.00 With An Annual Increase Of Up To Five Percent (5%) Of The Annual Compensation Amount (Or \$71,400.00 Total For The Two Option Years If Exercised By The City) For A Grand Total Not-To-Exceed

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Contract Amount Of One Hundred Seventy-Three Thousand, Four Hundred Dollars
(\$173,400.00)
(11-0625)

**The July 10, 2012 Finance and Management Committee approved
recommendations; 4 Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.23-CC Subject: Ford Truck Purchase
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A
Contract To Albany Ford, A Corporation, To Provide Four (4) 2012 Ford F350 Trucks
With A Mounted Utility Body, In An Amount Not To Exceed One Hundred Fifty Nine
Thousand Six Hundred Twenty Nine Dollars And Seventy One Cents (\$159,629.71) Per
Request For Quotation (RFQ) 3536, Specification No. 12-863-10 And The General
Conditions Therefore On File In The Purchasing Division According To Its Bid Filed
With The City On April 23, 2012. These Vehicles Are For The Use Of The Public Works
Agency
(11-0600)

**The July 10, 2012 Finance and Management Committee approved
recommendations; 4 Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.24-CC Subject: Alice Street Learning Center Lease Extension
From: Office Of Neighborhood Investment
Recommendation: Adopt A Resolution Authorizing The City To Extend The Lease Term
For The Alice Street Learning Center At 250-17th Street From The East Bay Municipal
Utility District For One Year With Two One Year Renewal Options For The Initial
Annual Rent Of \$102,296 Plus Estimated Cost Of Utilities, Services, And Assessments
And To Accept The \$111,600.40 Payment From The Oakland Unified School District To
Cover Such Costs
(11-0602)

**The July 10, 2012 Community and Economic Development Committee
approved recommendations; 4 Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.25-CC Subject: Broadway Shuttle Expansion Agreement
From: Office Of Economic And Workforce Development
Recommendation: Adopt A Resolution Authorizing An Agreement With Ac Transit To

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Continue Operating The City Of Oakland Broadway Shuttle For Two Additional Years, At An Initial Cost Of \$767,040 Each Year, And Authorizing The City Administrator To Increase This Contract Amount For Expanded Shuttle Hours Or Frequency Of Service Using Any Additional Public And Private Grants And Financial Support Secured Within The Two-Year Term Of The Contract Without Returning To Council

(11-0606)

The July 10, 2012 Community and Economic Development Committee approved recommendations; 4 Ayes

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

S-7.26-CC Subject: Temescal/Telegraph BID Annual Report
From: Office Of Economic And Workforce Development
Recommendation: Adopt A Resolution Approving The Annual Reports Of The Temescal Telegraph Avenue Property Business Improvement District Of 2005 And The Laurel Property Business Improvement District Of 2005 Advisory Boards; Confirming The Continuing Annual Assessment For Each Applicable District For Fiscal Year 2012/2013; And Authorizing Payment Of The City's Cumulative Fiscal Year 2012/2013 Fair Share Assessment In An Amount Not To Exceed \$2,218.03 For City-Owned Property In The Temescal/Telegraph Avenue District (APN 014 1219 003 00)

(11-0608)

The July 10, 2012 Community and Economic Development Committee approved recommendations; 4 Ayes

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

S-7.27-CC Subject: Changes To Linked Banking Survey
From: Councilmembers Brunner And Kaplan
Recommendation: Adopt A Resolution Directing The City Administrator To Include Specific Information In The Annual Linked Banking Survey, To Require Survey Completion To Determine "Eligible Depositories", To Provide A Transparent Comparative Analysis Of Bank Performance To Council By March 31, 2013, And To Return To Council With Recommendations For Possible Changes To Update The Linked Banking Ordinance

(11-0618)

The July 10, 2012 Community and Economic Development Committee approved recommendations; 4 Ayes

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

S-7.28-CC Subject: Entitlement Extensions

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From: Councilmember Brunner And Pro Tem De La Fuente
Recommendation: Adopt A Resolution Extending Until December 31, 2013 The Expiration Date Of Permits Issued Under The Authority Of Title 17 Of The Oakland Municipal Code (Planning Code) And Creek Protection Permits Issued Under The Authority Of Chapter 13.16 Of The Oakland Municipal Code That Otherwise Would Expire On Or Prior To January 1, 2013 Upon Request And Payment Of Administrative Fee
(11-0617)

The July 10, 2012 Community and Economic Development Committee approved recommendations; 4 Ayes

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

S-7.29-CC Subject: Code Enforcement Liens And Fees Refund - Steven Edrington
From: Department Of Planning, Building, And Neighborhood Preservation
Recommendation: Adopt A Resolution Approving A \$3,902.44 Refund To Steven Edrington Of Code Enforcement Liens And Fees Previously Assessed Against The Prior Owner For The Rehabilitation Of A Foreclosed And Public Nuisance Home Located At 7520 Circle Hill Drive
(11-0581)

The July 10, 2012 Community and Economic Development Committee approved recommendations; 4 Ayes

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

S-7.30-CC Subject: Lakeside Green Streets Project Agreement
From: Office Of Economic And Neighborhood Investment
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With Artist To Be Named By The Public Art Advisory Committee For Public Art Design, Fabrication And Installation Services For The Lakeside Green Streets Project In An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000) In Measure DD Series B Bond Funds, Without Returning To City Council
(11-0585)

The July 10, 2012 Life Enrichment Committee approved recommendations; 4 Ayes

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

The committee directed staff to return to the September 11, 2012 Life

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Enrichment Committee and provide a report on these contracts awarded to the selected artist.

S-7.31-CC Subject: West Oakland Public Art Services Agreement
From: Office Of Economic And Neighborhood Investment
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into Professional Services Agreements With Artists To Be Named By The Public Art Advisory Committee For Public Art Design, Fabrication And Installation Services For The New West Oakland Teen Center Public Art Project And The Cesar Chavez Park Improvement And Expansion Public Art Project In An Amount Not To Exceed One Hundred Thirty-Five Thousand Dollars (\$135,000) In Proposition 84 Grant Public Art Funds, Without Returning To City Council
(11-0586)

The July 10, 2012 Life Enrichment Committee approved recommendations; 4 Ayes

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

The committee directed staff to return to the September 11, 2012 Life Enrichment Committee and provide a report on these contracts awarded to the selected artist.

S-7.32-CC Subject: Public Art Professional Service Agreement - MacArthur Blvd
From: Office Of Economic And Workforce Development
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With Artist To Be Named By The Public Art Advisory Committee For Public Art Design, Fabrication And Installation Services For The MacArthur Boulevard Streetscape Improvement Project In An Amount Not To Exceed One Hundred Eighty-Five Thousand Dollars (\$185,000) Funded From Joint Powers Financial Authority Capital Projects: Series 2005 Fund, Without Returning To City Council
(11-0607)

The July 10, 2012 Life Enrichment Committee approved recommendations; 4 Ayes

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

The committee directed staff to return to the September 11, 2012 Life Enrichment Committee and provide a report on these contracts awarded to the selected artist.

S-7.33-CC Subject: WestEd Professional Services Agreement

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From: Department Of Human Services
Recommendation: Adopt A Resolution 1) Waiving The Competitive Request For Proposal/Qualifications Process, And 2) Authorizing The City Administrator To Execute A Professional Services Agreement With WestEd For Specialized Training & Technical Assistance For Head Start Staff On The Social And Emotional Foundations Of Early Learning In Amounts Not To Exceed Fifty Thousand Dollars (\$50,000) For Fiscal Year 2012-2013 And Fifty Thousand Dollars (\$50,000) For Fiscal Year 2013-2014 For A Total Amount Not To Exceed \$100,000, Contingent Upon Receipt Of Grant Funding
(11-0626)

**The July 10, 2012 Life Enrichment Committee approved
recommendations; 4 Ayes**

S-7.34-CC Subject: Matilda Cleveland Transitional Housing Facility - PATH
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator 1) To Enter Into Grant Agreements With Agencies Selected Under The City Of Oakland's 2012-2014 Application Process For The Permanent Access To Housing (Path) Strategy To Provide Housing And Homeless Services To The Homeless (For An Allocations Amount Of Not More Than \$1,560,944.67), Second Year Of Path Funding (2013/14) Contingent Upon Funding Available; 2) To Allocate \$818,750 In Alameda County Grant Funds And City General Purpose Funds As Match Funding For The City's Supportive Housing Programs (\$2,331,862) Funded By The U.S. Department Of Housing & Urban Development (HUD); 3) To Allocate Up To \$210,054.79 To Cover 2012-2013 Lease Costs At The Matilda Cleveland Transitional Housing Facility, The City's Annual Obligation To The Alameda County Everyone Home Strategy And Alameda County Homeless Management Information System, An Agreement With Alameda County Community Food Bank For Up To \$100,000 For The City's Food Distribution Program, And Other Costs Under The City's Hunger Program/Food Distribution; 4) To Enter Into A Grant Agreement With Anka Behavioral Health For The 2012-2013 Oakland Temporary Winter Shelter For Up To \$315,243; And 5) To Negotiate Funding Arrangements Between Alameda County Housing Authority And/Or Alameda County Behavioral Health Care Services, And/Or Social Services Agencies To Best Leverage Funds And Resources That Will Benefit City's 2012-2013 Permanent Access To Housing Strategy And Temporary Winter Shelter Program Participants
(11-0614)

**The July 10, 2012 Life Enrichment Committee approved
recommendations; 4 Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.35-CC Subject: OFCY Evaluation Services - Public Profit Inc.
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate

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And Execute A Professional Services Agreement With Public Profit, Inc., In An Amount Not To Exceed \$200,000 For The Term August 1, 2012 To October 31, 2013, To Provide Evaluation Services For The Oakland Fund For Children And Youth (OFCY), With The Option To Renew For One Additional Term Of August 1, 2013 To October 31, 2014, Up To The Same Maximum \$200,000 For The Additional Term, For A Total Contract Amount Not To Exceed \$400,000

(11-0613)

The July 10, 2012 Life Enrichment Committee approved recommendations; 4 Ayes

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

S-7.36-CC Subject: Repealing Of Ordinance No. 4718 - Marathons
From: Councilmember Kaplan And Oakland City Attorney Barbara Parker
Recommendation: Adopt An Ordinance Repealing Ordinance No. 4718 N.S. And Section 9.08.200 Of The Oakland Municipal Code Prohibiting Marathons

(11-0589)

The July 10, 2012 Public Safety Committee approved recommendations; 4 Ayes

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE

Final Passage (Second Reading) is scheduled for September 18, 2012.

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

S-7.37-CC Subject: Bauer Compressor Contract - Breathing Apparatus Equipment
From: Oakland Fire Department
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator Or Her Designee To Accept And Appropriate Grant Funds From The U.S. Department Of Homeland Security's Federal Emergency Management Agency (FEMA) Assistance To Firefighters Grant (AFG) Program To The Oakland Fire Department (OFD) For The Period Of January 27, 2012 Through January 26, 2013, In The Amount Of Two Hundred Ten Thousand Six Hundred And Forty Dollars (\$210,640) And To Match Funds In The Amount Of Fifty-Two Thousand Six Hundred And Sixty-Three Dollars (\$52,663) To Upgrade The Department's Self Contained Breathing Apparatus (SCBA) Equipment; 2) Authorizing The City Administrator To Award A Contract To Bauer Compressor In An Amount Not To Exceed Two Hundred Sixty Three Thousand And Three Hundred And Three Dollars (\$263,303) For The Purchase Of Parts Required For The Upgrade Of SCBA Equipment; And 3) Waiving The Advertising And Competitive Bidding Requirements.

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(11-0588)

**The July 10, 2012 Public Safety Committee approved recommendations; 4
Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.38-CC Subject: Port Security Grant Program Administration Agreement
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To: 1) Enter Into A Grant Administration Agreement With The Maritime Exchange Of The San Francisco Bay Region For The Distribution Of Fiscal Year 2011 Port Security Grant Program (PSGP) Funds In An Amount Not To Exceed Four Hundred Thousand Nine Hundred Dollars (\$400,900), 2) Accept, Appropriate, And Administer The Fiscal Year 2011 Port Security Grant Program Allocation, 3) Approve The Preliminary Spending Plan For Fiscal Year 2011, And 4) Expend Funds In Accordance With The Preliminary Spending Plan Without Further Council Authorization, Including Purchases In Excess Of The City Administrator's Purchasing Authority For Equipment On The Federally Authorized Equipment List (AEL) And Services Required By The Grant, Provided City Bidding Requirements And Purchasing Programs/Policies Are Followed

(11-0609)

**The July 10, 2012 Public Safety Committee approved recommendations; 4
Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.39-CC Subject: UASI Grant Administration
From: Oakland Fire Department
Recommendation: Adopt A Resolution Amending Resolution No. 82936 CM.S. Which Authorized The City Administrator Or Her Designee Among Other Things, To Enter Into An Agreement To Accept, Appropriate And Administer Fiscal Year 2009 Urban Area Security Initiative (UASI) Grant Funds, To 1) Accept, Appropriate And Administer Supplemental Fiscal Year 2009 UASI Grant Funds In An Amount Not To Exceed One Hundred Thousand Dollars (\$100,000) For A Cumulative Fiscal Year 2009 UASI Grant Award Allocation An Amount Not To Exceed Five Million And Eight Hundred Thousand Dollars (\$5,800,000) And Appropriate Said Funds To The Oakland Fire Department's, Office Of Emergency Services (OES)

(11-0611)

**The July 10, 2012 Public Safety Committee approved recommendations; 4
Ayes**

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**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.40-CC Subject: Lease Agreement - Western Door And Sash
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Enter Into A Three Year Lease Agreement Western Door & Sash For The Rental Of Its Warehouse Located At 4450 Tidewater Avenue, Oakland Ca, At A Rate Of Fourteen Thousand Dollars (\$14,000) Per Month For The Period October 1, 2012 Through September 30, 2015, With Two 1-Year Options To Extend, Using Funds Supported By The Federal Emergency Management Agency (FEMA) Urban Search And Rescue (USAR) Cooperative Agreement For The Purpose Of Providing An Emergency Response Facility For The Oakland FEMA USAR Task Force And Oakland Fire Department Emergency Equipment And Supplies
(11-0610)

**The July 10, 2012 Public Safety Committee approved recommendations; 4
Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.41-CC Subject: Contract Extension - Resource Development Associates
From: Office Of The City Administrator
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Execute A Contract Extension Between The City Of Oakland And Resource Development Associates ("RDA") In An Amount Not To Exceed Twenty-Six Thousand Six Hundred Dollars (\$26,600) For Outcome And Process Evaluation Services Of The Measure Y Violence Prevention Programming From July 1, 2012 To October 31, 2012; And (2) Waiving The Request For Proposals/qualifications Process For The Proposed Contract Extension With RDA
(11-0604)

**The July 10, 2012 Public Safety Committee approved recommendations; 4
Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-7.42-CC Subject: Major Crimes Cold Case Unit Agreement Extension
From: Oakland Police Department
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator Or Her Designee To Enter Into A Professional Services Agreement With Mr. Donald Williams For The Period Of June 1, 2012 Through March 31, 2013 With Two One-Year Options To Extend, In An Amount Not To Exceed Eighty Thousand One Hundred Twelve Dollars (\$80,112) For Continued Investigative Assistance To The Oakland Police Department's

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Major Crimes Cold Case Unit; And 2) Waiving The Competitive Request For Proposals/Qualifications (RFP/Q) Process, The Advertising And Bidding Requirements, And Local And Small Business Enterprise Programs (L/SLB) Provisions For The Proposed Professional Services Agreement With Donald Williams.

[\(11-0603\)](#)

The July 10, 2012 Public Safety Committee approved recommendations; 4 Ayes

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

S-7.43-CC Subject: Cityspan Agreement - Contract Management System
From: Department Of Human Services
Recommendation: Adopt A Resolution 1) Waiving The Competitive Request For Proposals/Qualifications Process, 2) Authorizing The City Administrator To Execute An Agreement Between The City Of Oakland And Cityspan Technologies To Continue To Provide Licensing And Hosting, Project Management And Client Support Web-Based Contract Management Database Systems For Three Department Of Human Services Programs: Measure Y In An Amount Not To Exceed Fifty Thousand Dollars (\$50,000), Oakland Fund For Children And Youth (OFCY) In An Amount Not To Exceed Fifty Five Thousand Dollars (\$55,000), And Alameda County-Oakland Community Action Partnership (AC-OCAP) In An Amount Not To Exceed Twenty Five Thousand Dollars (\$25,000) Resulting In A Total Contract Amount Not To Exceed One Hundred And Thirty Thousand Dollars (\$130,000) For The Period Of July 1, 2012 To June 30, 2013, And 3) Authorizing The City Administrator To Execute Agreements With Cityspan Technologies To Continue To Provide Said Services For Fiscal Years 2013-2014 And 2014-2015 In An Amount Not To Exceed One Hundred And Thirty Thousand Dollars (\$130,000) Each Year, Totaling Three Hundred And Ninety Thousand Dollars (\$390,000) For The Three Fiscal Years
[\(11-0612\)](#)

The July 10, 2012 Public Safety Committee approved recommendations; 4 Ayes

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

8 Oral Report of Final Decisions Made During Closed Session & Disclosure of Non-Confidential closed session discussions

**COMMENCING AT 6:30 P.M., OR AS SOON AS REASONABLY PRACTICABLE
THEREAFTER, THE NON - CONSENT CALENDAR PORTION OF THE AGENDA:**

**9. CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING
REQUIREMENTS:**

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- 9.1 Subject: Moratorium On Secondhand Jewelers Extension
From: Office Of The City Attorney
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt Extension Of Ordinance No. 13095 C.M.S., An Interim Ordinance, Adopted As An Urgency Measure Pursuant To California Government Code Section 65858, Establishing A Temporary Moratorium On The Establishment Or Expansion Of Businesses Engaged In And/Or Conducting Buying, Selling, And/Or Exchanging Old Gold, Old Silver, Platinum Or Articles Of Platinum, Silverware, Secondhand Jewelry Or Other Precious Metals Or Stones (Secondhand Jewelry Dealers), Through November 10, 2012 Or Whenever Permanent Regulations Are Adopted, Whichever Occurs First
(11-0621)

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION AND
FINAL PASSAGE OF THIS ORDINANCE**

7 votes required for adoption

**This item was added to this agenda by the June 28, 2012 Rules and
Legislation Committee.**

- 9.2 Subject: Lakeshore/Lake Park Business Improvement Plan
From: Office Of Economic And Workforce Development
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Establishing The Lakeshore/Lake Park Business Improvement Management District Of 2012, Approving The Management Plan, Directing Filing Of The Proposed Assessment District Boundary Description, Making A Determination With Regard To The Majority Protest Procedure For Approval Of The Proposed Assessments; And Approving The Assessments For The District
(11-0414-1)

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

- 11 Subject: San Mateo FD Professional Services Agreement
From: Oakland Fire Department
Recommendation: Adopt The Following Pieces Of Legislation:
1) A Resolution Authorizing The City Administrator Or Her Designee To: 1) Enter Into An Agreement With The County Of San Mateo Under Which The City Of Oakland Will Provide Its Fire Personnel During The Term July 1, 2013 Through June 30, 2014 In Exchange For UASI Supplemental Grant Funding In Connection With The Northern California Regional Intelligence Center (NCRIC) Operations, Which Is A Federal, State And Local Public Safety Effort That Involves The Intake, Analysis, Fusion, Synthesis, And Appropriate Dissemination Of Criminal And Homeland Security Intelligence In The Greater San Francisco Bay Area And The Northern Coastal Counties Of California; And 2) Accept And Appropriate Federal Fiscal Year 2012 UASI Supplemental Grant

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Allocations Through The San Mateo County Agreement From July 1, 2013 Through June 30, 2014 Period For An Amount Up To Two Hundred And Twenty Thousand Nine Hundred And Twenty Two Dollars (\$220,922) For The Reimbursement Of Oakland Fire Department Personnel Salaries And Benefits That Are Assigned As Liaison Officer Per The County Of San Mateo NCRIC Agreement; And
[\(11-0622\)](#)

2) A Resolution Authorizing The City Administrator Or Her Designee To: 1) Enter Into An Agreement With The County Of San Mateo Under Which The City Of Oakland Will Provide Its Fire Personnel During The Term July 1, 2012 Through June 30, 2013 In Exchange For UASI Supplemental Grant Funding In Connection With The Northern California Regional Intelligence Center (NCRIC) Operations, Which Is A Federal, State And Local Public Safety Effort That Involves The Intake, Analysis, Fusion, Synthesis, And Appropriate Dissemination Of Criminal And Homeland Security Intelligence In The Greater San Francisco Bay Area And The Northern Coastal Counties Of California; And 2) Accept And Appropriate Federal Fiscal Year 2011 UASI Supplemental Grant Allocations Through The San Mateo County Agreement From July 1, 2012 Through June 30, 2013 Period For An Amount Up To Two Hundred And Twenty Thousand Nine Hundred And Twenty Two Dollars (\$220,922) For The Reimbursement Of Oakland Fire Department Personnel Salaries And Benefits That Are Assigned As Liaison Officer Per The County Of San Mateo NCRIC Agreement
[\(11-0622-1\)](#)

**This item was added to this agenda by the June 28, 2012 Rules and
Legislation Committee.**

12

Subject: UASI Grant Spending Plan Administration
From: Oakland Fire Department

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator Or Her Designee To: 1) Enter Into Urban Area Security Initiative (UASI) Grant Administration Agreement With The City And County Of San Francisco To Accept And Appropriate Up To One Million Two Hundred Dollars (\$1,200,000) In Fiscal Year 2013 UASI Grant Funding; And 2) Administer The Fy 2011 UASI Grant And All Programs Included As Part Of The Grant Performance And Requirements In Accordance To The Preliminary Spending Plan Including Purchases Of Equipment And Services In Excess Of Her Purchasing Authority Without Further Council Review And Action For Equipment That Is On The Federally Authorized Equipment List (AEL) And Services Required By The Grant Provided That The City Bidding Requirements, Contracts And Purchasing Programs/Policies Are Followed; And 3) Waive The City Of Oakland Central Services Overhead (CSO) Fees Of Thirty Thousand Five Hundred And Fifty Dollars (\$30,550) Affiliated With The Fy2011 UASI Grant; And
[\(11-0623\)](#)

2) A Resolution Authorizing The City Administrator Or Her Designee To: 1) Enter Into Urban Area Security Initiative (UASI) Grant Administration Agreement With The City

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And County Of San Francisco To Accept And Appropriate Up To One Million Two Hundred Dollars (\$1,200,000) In Fiscal Year 2012 UASI Grant Funding; And 2) Administer The Fy 2012 UASI Grant And All Programs Included As Part Of The Grant Performance And Requirements In Accordance To The Preliminary Spending Plan Including Purchases Of Equipment And Services In Excess Of Her Purchasing Authority Without Further Council Review And Action For Equipment That Is On The Federally Authorized Equipment List (AEL) And Services Required By The Grant Provided That The City Bidding Requirements, Contracts And Purchasing Programs/Policies Are Followed; And 3) Waive The City Of Oakland Central Services Overhead (CSO) Fees Thirty Thousand Five Hundred And Fifty Dollars (\$30,550) Affiliated With The Fy2012 UASI Grant.

[\(11-0623-1\)](#)

This item was added to this agenda by the June 28, 2012 Rules and Legislation Committee.

- 13 Subject: Board Of Port Commissioners Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of James Head, Appointment Of Bryan R. Parker And Appointment Of Cestra 'Ces' Butner To The Board Of Port Commissioners
[\(11-0645\)](#)

This item was added to this section of the agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

- 14 Subject: ~~Charter Amendment – Repeal Of "Ranked Choice Voting"~~
From: ~~Pro Tem De La Fuente~~
Recommendation: ~~Adopt A Resolution Submitting On The Council's Own Motion, A Proposed Charter Amendment, Entitled, "Measure Repealing Ranked Choice Voting" Requiring The City To Eliminate Ranked Choice Voting For City Elections And To Establish A June Municipal Nominating Election And A November Run-Off Election, To Be Submitted To The Electors At The Next Special Or General Municipal Election: And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Next General Election Date~~
[\(11-0639\)](#)

- 15 Subject: Ordinance 13008 C.M.S Amendment - One Time Funds Use
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending Ordinance No. 13008 C.M.S., Which Amended Council's General Purpose Fund (GPF) Financial Policies To Require That Council Identify Funding Sources And Fully Approve Funding Prior To Any Council Action That Has A Fiscal/Cost Impact, Adjust The Budget As Necessary To Maintain A Balanced Budget And Otherwise Set Forth The GPF Policy In Full, To Revise Current Council Fiscal Policy Set Forth In Ordinance No. 13008 C.M.S. For Use Of One Time Revenues

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(11-0643)

This item was placed on this agenda by the June 28, 2012 Special City Council.

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE

Final Passage (Second Reading) has been scheduled for September 18, 2012

- 16 Subject: Master Fee Amendment
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending Ordinance Number 13111 C.M.S. (Master Fee Schedule), As Amended, To Establish, Modify And Delete Fees Assessed By The Office Of The City Administrator, The Department Of Administrative Services, The Oakland Fire Department, The Department Of Community Services, The Public Works Agency, And The Department Of Planning, Building And Neighborhood Preservation
(11-0496)

ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF THIS ORDINANCE

Introduction (First Reading) was passed as amended on July 3, 2012; 7 Ayes, 1 Excused - Kernighan

- 17 Subject: Councilmember Salary Increase
From: Councilmember Schaaf
Recommendation: Adopt A Resolution Irrevocably Waiving Payment Of The PublicEthics Commission-Approved 2.1% Increase In The SalaryFor The Office Of Councilmember For Fiscal Year 2012-2013
(11-0587)

This item was rescheduled from the July 3, 2012 City Council Agenda.

- S-18 Subject: Planning Commission Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Vien V. Troung And Appointment Of Michael B. Coleman And Jim Moore To The City Planning Commission
(11-0631)

This item was moved from the Consent calendar on this agenda and bears the footer 7.7.

This item was added to this section of the agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

- 19 Subject: Limited Obligation Refunding Improvement Bonds

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From: Office Of The City Administrator

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Of Intention To Levy Reassessments And To Issue Refunding Bonds
Upon The Security Thereof

(11-0647)

**This item was added to this section of the agenda pursuant to Rule 28a of
Resolution 82580 C.M.S., Council's Rules of Procedures.**

2) A Resolution Adopting Reassessment Report, Confirming And Ordering The
Reassessment Pursuant To Summary Proceedings And Directing Actions With Respect
Thereto

(11-0647-1)

3) A Resolution Authorizing The Issuance Of Refunding Bonds, Approving And
Directing The Execution Of A Fiscal Agent Agreement, A Bond Purchase Agreement
And An Escrow Deposit And Trust Agreement, Authorizing Sale Of Bonds, Approving
And Authorizing Distribution Of An Official Statement, And Authorizing Other Related
Documents And Actions With Respect Thereto

(11-0647-2)

4) A Joint Powers Financing Authority Resolution Authorizing Execution And Delivery
Of An Escrow Deposit And Trust Agreement, And Approving Related Agreements And
Actions

(11-0647-3)

S-20

Subject: Construction Contract - Flatiron West

From: Public Works Agency

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Award A Construction Contract
For The Seismic Retrofit Of Hegenberger Road Overhead (Project No. C347110) To
Flatiron West, Inc., The Lowest Responsive And Responsible Bidder, In The Amount Of
Four Million Five Hundred Sixty-Nine Thousand Nine Hundred Sixty-Three Dollars
(\$4,569,963.00) In Accord With The Project Plans And Specifications And The
Contractor's Bid

(11-0577)

2) A Resolution Authorizing The City Administrator To Accept And Appropriate Up To
Five Million Seven Hundred Twelve Thousand Four Hundred Fifty-Three Dollars
(\$5,712,453.00) Of Federal Highway Administration And State Proposition 1B Funds
For The Seismic Retrofit Of Hegenberger Road Overhead (Project No. C347110)

(11-0577-1)

**The July 10, 2012 Public Works Committee approved recommendations; 4
Ayes**

This item was added to this agenda pursuant to Rule 28a of Resolution

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82580 C.M.S., Council's Rules of Procedures.

S-21 Subject: BRT Project
 From: Public Works Agency
 Recommendation: Adopt A Resolution To Adopt The Downtown Oakland - San Leandro
Alternative (DOSL) As The Locally Preferred Alternative For The AC Transit District's
East Bay Bus Rapid Transit Project (BRT Project); Adopt Conditions Of Approval For
The DOSL BRT Project; And, As A CEQA Responsible Agency, Adopt As Its Own
Independent Findings And Conclusions To The Attached CEQA-Related Findings
Adopted By AC Transit For The DOSL BRT Project, Including Rejections Of
Alternatives As Being Infeasible, The Findings Of Fact, Statement Of Overriding
Considerations (Finding That The Benefits Of The Project Outweigh Its Environmental
Impacts), And The Mitigation Monitoring And Reporting Program
[\(11-0574\)](#)

The July 10, 2012 Public Works Committee approved recommendations as amended to include the language “AC Transit will continue to identify and resolve business owner issues, related to the impact of the BRT on parking and business operations. Where possible, AC Transit will physically configure parking spaces in ways that are mutually agreeable to business owners, AC Transit, and the City of Oakland. Where that is not possible AC Transit will work with business owners to identify appropriate ways to compensate business owners for the financial impacts on their businesses caused by the loss of parking, up to and including possible relocation to comparable sites, within the financial constraints of the project” under Section 1 of the DOSL BRT project conditions of approval subheader “Requirement;”.

The Committee further directed staff to work with AC Transit to create an impact mitigation fund so that should there be a disruption of business or organizational functioning due to either the construction phase, or in an ongoing manner, that action be taken to mitigate or eliminate the disruption, or to compensate the person/business/organization involved for that disruption. Mitigations may be short-term (e.g. if needed, for example, only during construction), or may be permanent to accommodate a long-term need.

Such mitigations may include:

- **Substitute parking**
- **Entranceway realignment or other changes to layout or facade to improve Interaction between the site and the BRT system and pedestrian access.**
- **Compensation for lost business and/or lost functionality**
- **Relocation**
- **Transportation Demand Management**

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Prior to completion of the Preliminary Engineering Phase, details shall be agreed to between City of Oakland and AC Transit to create an, impact mitigation fund and disbursement procedures, which may be used for such, needed" mitigations as are identified during the upcoming phases of the project. Authorization of the Mitigation Fund/Plan shall be by: Oakland City Administrator (or designee) and AC Transit General Manager (or designee); 3 Ayes, 1 Abstain - Reid

This item was added to this agenda pursuant to Rule 28a of Resolution 82580 C.M.S., Council's Rules of Procedures.

S-22

Subject: OAB Jobs Policy Compliance And Enforcement

From: Councilmember Brooks

Recommendation: Adopt A Resolution Amending The Oakland Army Base Construction Jobs Policies For Public Improvements And Vertical Construction; Establishing Weekly Reporting Requirements For Contractors And Sub-Contractors; Authorizing The Establishment Of A Website Which Will Post Compliance Information In Real Time; Mandate Use Of The City's LCP Tracker Program; And Establishing Sanctions On Contractors And Sub-Contractors For Noncompliance With Oakland's Jobs Policy (11-0620)

The July 10, 2012 Community and Economic Development Committee directed staff to amend the resolution to include the following language: "On page 4. Section D. DAMAGES. Delete the existing language and in its place insert the following:

1. Require all contractors and subcontractors to submit weekly workforce charts listing workers by name, residential address, craft, job category, hours worked, sex, race. These charts will be public records. The weekly workforce charts shall be submitted in the formate of the attached template; the workforce information shall be posted, in real time, on a website which the public may view.

On page 5. Section H Employment Projections add the following to subsection 1:

PRIME CONTRACTOR: Within one month after being awarded a prime contract the prime contractor shall:

- 1. identify the estimated number of job positions to be created by the contract;**
- 2. developer shall work with the unions to specify training needed for entry level and semi skilled positions by title;**
- 3. identify the estimated number of apprentices jobs to be created by the contract;**
- 4. identify the estimated Project Hours needed by trade at each stage of the contract.**
- 5. Information contained in 1 through 5 above shall be forwarded to the**

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Job Center and the City Contract Compliance Office.

6. said prime contractor shall be required to submit to the Jobs Center and City Contract Compliance Office weekly workforce -charts listing workers by name, residential address, craft, job category, hours worked, sex and race.

7. The weekly workforce chart shall be submitted in the format on the attached template; the workforce information shall be posted in real time on a website which the public may view.

Subsection 2: SUBCONTRACTOR: Each Contractor shall at least one month before commencing performance of any project work:

1. identify the estimated number of job positions to be created by the contract;

2. developer shall work with the unions to specify training needed for entry level and semi skilled positions by title;

3. identify the estimated number of apprentices jobs to be created by the contract;

4. identify the estimated Project Hours needed by trade at each stage of the contract.

5. Information contained in 1 through 5 above shall be forwarded to the Job Center and the City Contract Compliance Office.

6. said prime contractor shall be required to submit to the Jobs Center and City Contract Compliance Office weekly workforce -charts listing workers by name, residential address, craft, job category, hours worked, sex and race.

7. The weekly workforce chart shall be submitted in the format on the attached template; the workforce information shall be posted in real time on a website which the public may view"; 3 Ayes, 1 No - De La Fuente

S-23

Subject: Establishing The Oakland Redevelopment Successor Agency

From: Office Of Neighborhood Investment

Recommendation: Adopt The Following Pieces Of Legislation:

1. A Resolution Establishing The Oakland Redevelopment Successor Agency As The Successor Agency To The Redevelopment Agency Of The City Of Oakland And Providing For Its Governance; And

[\(11-0640\)](#)

2. A Successor Agency Resolution Establishing The Oakland Redevelopment Successor Agency, Designating Officers, And Adopting Administrative, Governance, And Operating Rules

[\(11-0640-1\)](#)

The July 10, 2012 Community and Economic Development Committee approved recommendations; 3 Ayes, 1 No - Brunner

This item was added to this agenda pursuant to Rule 28a of Resolution

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82580 C.M.S., Council's Rules of Procedures.

S-24 Subject: Approving Submission Of The ROPS To Oversight Board
 From: Office Of Neighborhood Investment
 Recommendation: Adopt A Successor Agency Resolution Approving The Submission
 Of A Recognized Obligation Payment Schedule And Successor Agency Administrative
 Budget For January Through June 2013 To The Oakland Oversight Board, The County,
 And The State
[\(11-0636\)](#)

**The July 10, 2012 Community and Economic Development committee
approved recommendations; 4 Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-25 Subject: Sunfield Development DDA
 From: Office Of Neighborhood Investment
 Recommendation: Adopt A Successor Agency Resolution Authorizing The Oakland
 Redevelopment Successor Agency To Enter Into A Disposition And Development
 Agreement With The City Of Oakland And Sunfield Development, LLC. For The Sale Of
 Property At Foothill Boulevard And Seminary Avenue For No Less Than \$6,000 For
 Development As A Retail Shopping Center. And Authorizing An Agreement With The
 City Of Oakland To Provide \$150,000 For Remediation Of The Site
[\(11-0638\)](#)

**The July 10, 2012 Community and Economic Development committee
approved recommendations; 4 Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

S-26 Subject: Central District Pass Through Payment
 From: Office Of Neighborhood Investment
 Recommendation: Adopt A Resolution Ratifying Receipt And Electing To Receive A
 Portion Of The Tax Increments From The Central District Redevelopment Project Area
[\(11-0648\)](#)

**The July 10, 2012 Community and Economic Development committee
approved recommendations; 4 Ayes**

**This item was added to this agenda pursuant to Rule 28a of Resolution
82580 C.M.S., Council's Rules of Procedures.**

Continuation of Open Forum

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