



SUPPLEMENTAL

City of Oakland

Meeting Agenda

*Rules & Legislation Committee

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

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

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

Thursday, September 12, 2013

10:45 AM

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.

Non-Consent Item: any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee.

Action Item: any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

Informational Item: an item of the agenda consisting only of an informational report that does not require or permit Council action.

Roll Call / Call To Order

COMMITTEE MEMBERSHIP: Dan Kalb, District 1; Vice Mayor Larry Reid, District 7; Libby Schaaf, District 4; Chairperson: Council President Patricia Kernighan, District 2

- 1 Determinations Of Closed Session
- 2 Approval Of The Draft Minutes From The Committee Meeting Of July 25, 2013
- 3 Determination Of Schedule Of Outstanding Committee Items
([RLC091213](#))
- 4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas
(SUPPLEMENTAL)
- S-4.1 Subject: Reimbursement For Hosting Command For Urban Shield 2013
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An Agreement With The Alameda County Sheriff's Office To Accept Reimbursement Funds In The Amount Of Two Hundred Thousand Dollars (\$200,000) For Expenses Incurred By The Oakland Fire Department To Host Red Area Command

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For Urban Shield 2013; On The September 24, 2013 Public Safety Committee Agenda
[\(13-0040\)](#)

S-4.2 Subject: Urban Search And Rescue Grant Funds
From: Oakland Fire Department
Recommendation: Adopt A Resolution To Accept And Appropriate Federal Emergency Management Agency (FEMA) Funds To The Oakland Fire Department For The Period October 1, 2013 To March 31, 2015, In The Amount Of One Million One Hundred Sixty-Seven Thousand, One Hundred Fifty-Four Dollars (\$1,167,154) To Meet Continuing Management, Training And Equipment Needs Of The Fire Department's Urban Search And Rescue (US&R) Task Force, And To Host The US&R National Work Group Meetings To Be In Oakland In June, 2014; On The September 24, 2013 Public Safety Committee Agenda
[\(13-0045\)](#)

S-4.3 Subject: Edward Byrne Memorial Justice Assistance Grant (JAG) Funds
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To: 1) Enter Into An Agreement With Alameda County To Apply For Office Of Justice Programs, Bureau Of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant (JAG) Local Program Funds; And 2) Accept And Appropriate JAG Grant Funds In An Amount Not To Exceed Five Hundred Thousand, Two Hundred Dollars (\$500,200) Annually For The 2013 Federal Fiscal Year (FFY) October 1, 2012 Through September 30, 2016; And 3) Accept And Appropriate JAG Grant Funds In Advance For The 2014 FFY October 1, 2013 Through September 30, 2017 To Supplement Frontline Policing Services; On The September 24, 2013 Public Safety Committee Agenda
[\(13-0050\)](#)

S-4.4 Subject: MOU With CHP For Two Years Of Crime Suppression Assistance
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Extend The Memorandum Of Understanding (MOU) With The California Highway Patrol (CHP) For Two Years Of Crime Suppression Assistance Whereby CHP Will Deploy 10 Officers In Five, Double Unit Patrol Vehicles And Two Sergeants In A Supervisor Vehicle, Up To Four Days Per Week, At A Cost Not To Exceed Two Million Six Hundred Thousand Dollars (\$2,600,000) And A MOU Extension Total Amount Not To Exceed Three Million Two Hundred Seventy Six Thousand Dollars (\$3,267,000), Subject To The Availability Of Funds As Appropriated By The Council; On The September 24, 2013 Public Safety Committee Agenda
[\(13-0052\)](#)

S-4.5 Subject: Juvenile Accountability Block Grant (JABG) Funds
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee, To: 1) Enter Into A Grant Program Administration Agreement With The State Of California, Corrections Standard Authority, For Juvenile Accountability Block Grant

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(JABG) Funds; 2) Accept, Appropriate, And Administer JABG Direct Allocation Funds For Fiscal Year (FY) 2013-2014 And FY 2014-2015 To The Oakland Police Department (OPD) In The Amount Not To Exceed Forty Thousand Dollars (\$40,000) For The School Safety Policing Project For The Period July 1, 2013 Through June 30, 2014 And July 1, 2014 Through June 30, 2015; And 3) Waive The Central Services Overhead (CSO) Charges Of One Thousand Six Hundred Sixty-Five Dollars (\$1,665); On The September 24, 2013 Public Safety Committee Agenda
[\(13-0053\)](#)

S-4.6 Subject: Timeline for the 2014 Art And Soul Festival
From: Office Of The City Administrator
Recommendation: Receive An Informational Report On The Draft General Timeline For The 2014 Art And Soul Festival; On The September 24, 2013 Life Enrichment Committee Agenda
[\(12-0621-1\)](#)

S-4.7 Subject: Cash Management Report
From: Office Of The City Administrator
Recommendation: Receive The Cash Management Report For the Quarter Ended June 30, 2013; On The September 24, 2013 Finance & Management Committee Meeting
[\(13-0037\)](#)

S-4.8 Subject: Establishing Permanent Crematorium Regulations
From: Department Of Planning And Building
Recommendation: Adopt An Ordinance, Recommended By The Planning Commission, And As Directed By City Council Under Emergency Ordinance No. 13158 C.M.S., To Amend The Planning Code To Establish Permanent Regulations Pertaining To Crematories Within The City Of Oakland; On The September 24, 2013 Community & Economic Development Committee Meeting And As A Public Hearing On October 1, 2013
[\(13-0043\)](#)

S-4.9 Subject: Enterprise Zone Report And TEA Resolution
From: Office Of The City Administrator
Recommendation: 1) Receive A Report On Oakland's Enterprise Zone, Analyzing The Effects From Statewide Reform Legislation; And
[\(13-0046\)](#)

2) Adopt A Resolution Designating A Targeted Employment Area In Accordance With Revised State Law For The Enterprise Zone Program; On The September 24, 2013 Community And Economic Development Committee Agenda
[\(13-0046-1\)](#)

S-4.10 Subject: Establishing New Definitions And Penalties For Illegal Dumping
From: Office Of The City Attorney And Councilmember Gibson McElhaney
Recommendation: Adopt The Following Pieces Of Legislation:

1) A New Oakland Municipal Code Chapter Pertaining To Illegal Dumping And Littering, Defining What Constitutes Illegal Dumping, And Setting Administrative, Civil

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And Criminal Penalties; And
(13-0041)

2) Amending And Restating Oakland Municipal Code Chapter 9.56 Pertaining To Seizure And Impoundment Of Vehicles Involved In Certain Nuisance Activities: Prostitution, Pandering, Pimping, And Illegal Dumping; On The September 24, 2013 Public Works Committee Agenda
(13-0041-1)

S-4.11 Subject: Immigration Reform Resolution
From: Councilmember Kalb and Councilmember Gallo
Recommendation: Adopt A Resolution In Support of Comprehensive Immigration Reform; On The September 26, 2013 Rules & Legislation Committee Agenda
(13-0055)

S-4.12 Subject: Equal Access Annual Compliance Report
From: Department Of Human Resources Management
Recommendation: Receive The Equal Access Annual Compliance Report; On The September 24, 2013 Finance & Management Committee Meeting
(13-0044)

S-4.13 Subject: Report On Educational Opportunities For City Employees
From: Councilmember Desley Brooks
Recommendation: Receive An Updated Informational Report And Possible Action On The City Of Oakland's Partnership With Patten University/UniversityNow's Educational Opportunities For City Employees; On The September 24, 2013 Life Enrichment Committee Agenda
(13-0033)

S-4.14 Subject: AC Transit MOU And Agreement
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Execute A Memorandum Of Understanding (MOU) And A Cooperative Agreement (Agreement) With The Alameda-Contra Costa Transit District (AC Transit) For The Line 51 Transit Performance Initiative Project; On The September 24, 2013 Public Works Committee Meeting
(13-0047)

S-4.15 Subject: Ordinance Supporting A Flexible Parking District Program
From: Public Works Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Of Parking Principles For Oakland's Commercial Districts; And
(13-0048)

2) An Ordinance Amending Title 10.36 (Parking Meter Zones) Of The Oakland Municipal Code To Establish "Flexible Parking Zones"; And Amending Ordinance Number 13184 C.M.S. (The FY 2013-2014 Master Fee Schedule, Or "MFS") To Establish And Modify Fees Assessed For On-Street And Off-Street Parking In Order To

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Facilitate A Flexible Parking Zone Program; And
[\(13-0048-1\)](#)

3) A Resolution Creating A Flexible Parking Zone For Montclair Village; On The
September 24, 2013 Public Works Committee Meeting
[\(13-0048-2\)](#)

S-4.16 Subject: MOU With Friends Of Sausal Creek
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her
Designee To Enter Into A Memorandum Of Understanding With The Friends Of Sausal
Creek To Implement The Sausal Creek Erosion Control And Restoration Project Funded
By A \$540,000.00 Grant From The Department Of Water Resources Jointly Awarded To
The City Of Oakland And The Friends Of Sausal Creek, And To Appropriate The Grant
Funding For Which The City Was Authorized To Apply And Accept Per Council
Resolution No. 81697 C.M.S.; On The September 24, 2013 Public Works Committee
Agenda
[\(13-0049\)](#)

S-4.17 Subject: Electric Vehicle Memorandum Of Understanding
From: Department Of Public Works
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her
Designee To: 1) Accept And Appropriate Grant Funds In An Amount Not To Exceed
Eighty-Seven Thousand Dollars (\$87,000.00) From The Surface Transportation Program
(STP) And/Or Congestion Mitigation And Air Quality Improvement (CMAQ) Through
The Metropolitan Transportation Commission (MTC), For The Purchase Of Three (3)
Electric Vehicles And Charging Stations For The Direct Benefit Of The City Of
Oakland; 2) Authorize The Execution Of A Memorandum Of Understanding (MOU)
With The County Of Alameda And Other Collaborative Bay Area Jurisdictions Which
Comprise The Bay Area Climate Collaborative (BACC) For Continued Participation In
A Federally-Funded Grant Initiative Designed To Facilitate Each Jurisdiction's Purchase
Of Electric Vehicles And Charging Stations; 3) Enter Into One Or More Purchase
Agreement(s) With One Or More Select Vendors Identified In Direct Relationship To
The Execution Of The Aforementioned MOU As A Means By Which To Purchase Said
Vehicles, Charging Equipment And Installation Of Charging Equipment; And 4) Waive
The Competitive Request For Proposals/Qualifications (RFP/Q) Process, The
Advertising And Bidding Requirements, And Local And Small Business Enterprise
Program (L/SLBE) Provisions Associated With The Proposed MOU And The Purchase
And Placement Of Electric Vehicles, Charging Stations And Related Equipment And
Services; On The September 24, 2013 Finance And Management Committee Agenda
[\(13-0051\)](#)

S-4.18 Subject: Maintenance And Services Agreement With Scheidt & Bachmann
From: Public Works Agency
Recommendation: Adopt A Resolution Waiving The Competitive Request For
Proposals/Qualifications (RFP/Q) Process, The Advertising And Bidding Requirements
And Authorizing The City Administrator Or Designee To Enter Into A Maintenance And

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Service Agreement With Scheidt And Bachmann USA, Inc. In Support Of The Parking Access And Revenue Control System Used At Seven City Parking Garages For A Period Of Three Years At A Total Contract Cost Of \$240,000 (\$80,000.00 Per Year For 3 Years); On The September 24, 2013 Public Works Committee Agenda
[\(13-0054\)](#)

S-4.19 Subject: Oakland Airport Connector Update Report
From: Vice Mayor Larry Reid
Recommendation: Receive An Informational Update And Presentation From BART Regarding The Status Of The Oakland Airport Connector; On The October 1, 2013 City Council Agenda
[\(13-0036\)](#)

S-4.20 Subject: Honoring Martin Matarrese
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution Honoring Martin Matarrese On His Retirement; On The September 17, 2013 City Council Agenda As A Ceremonial Item
[\(13-0042\)](#)
[\(rules091213item4\)](#)

5 A Review Of The Council Committees' Actions From September 10, 2013 And Determination Of Scheduling To The City Council Meeting Of September 17, 2013 (MATRIX)
[\(rules091213item5\)](#)

6 A Review Of The Draft Agendas For The Committee Meetings Of September 24, 2013
[\(rules091213item6\)](#)

S-7 Subject: Taking A Position On League Of California Cities' Resolutions
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution Taking A Position On Two League Of California Cities' Proposed Resolutions To Be Considered At The League's September 20, 2013 Annual Business Meeting: 1) Resolution Calling Upon The Governor And The Legislature To Work With The League Of California Cities In Providing Adequate Funding And To Prioritize Water Bonds To Assist Local Government In Water Conservation, Ground Water Recharge And Reuse Of Stormwater And Urban Runoff Programs; And 2) Resolution Calling Upon The Governor And Legislature To Enter Into Discussions With The League And California Police Chiefs' Association Representatives To Identify And Enact Strategies That Will Ensure The Success Of Public Safety Realignment From A Local Municipal Law Enforcement Perspective
[\(13-0038\)](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

NOTE: Americans With Disabilities Act
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City Clerk 48 hours prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit
Phone: (510) 238-3226
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(TTD)

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.

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