



City of Oakland

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

Meeting Minutes - FINAL *Rules & Legislation Committee

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

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

Thursday, April 19, 2018

10:45 AM

City Council Chamber, 3rd Floor

The Oakland City Council Rules And Legislation Committee convened at 11:06 a.m., with Council President Pro Tem Guillen presiding as Chairperson.

Roll Call / Call To Order

Excused 1 - Laurence E. Reid

Present 3 - Lynette McElhaney, Abel J. Guillén, and Annie Campbell Washington

1 Determinations Of Closed Session

[18-0328](#)

Attachments: [View Report](#)

There will be a Closed Session on May 1, 2018 at 3:30 p.m.

A motion was made by Lynette McElhaney, seconded by Annie Campbell Washington, that this matter be Accepted. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 3 - McElhaney, Guillén, and Campbell Washington

NO VOTE: 0

2 Approval Of The Draft Minutes From The Committee Meeting Of March 22, 2018

[18-0329](#)

Attachments: [View Report](#)

A motion was made by Lynette McElhaney, seconded by Annie Campbell Washington, that this matter be Accepted. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 3 - McElhaney, Guillén, and Campbell Washington

NO VOTE: 0

3 Determination Of Schedule Of Outstanding Committee Items

[18-0330](#)

Attachments: [View Report](#)

There were no changes to the pending list.

There was 1 speaker on this item.

A motion was made by Lynette McElhaney, seconded by Annie Campbell Washington, that this matter be Accepted. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 3 - McElhaney, Guillén, and Campbell Washington

NO VOTE: 0

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)

[18-0331](#)

Attachments: [View Report](#)

[View Report](#)

- 4.1 Subject: Extension Of Executive Recruitment Contracts
From: Human Resources Management Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Two Year Extension For Existing On-Call Professional Services Agreements With (1) The Hawkins Company And (2) Ralph Andersen & Associates To Provide Executive Recruitment Services At A Cost Not To Exceed \$350,000 Per Contract, Which Is An Increase Of \$200,000 Per Contract, For A Total Contracting Cost Not To Exceed \$1,000,000 Through March 1, 2021 And Waiving The Competitive Request For Proposals/Qualifications Process

[18-0404](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Finance & Management Committee to be heard 5/8/2018

4.2 Subject: Salary Ordinance Amendment To Add Various New Budget Classifications
From: Human Resources Management Department
Recommendation: Adopt The Following Pecies Of Legislation;

1) A Resolution Recommending To The Civil Service Board The Exemption Of The Classification Of Manager, Finance From The Operation Of Civil Service; And [18-0412](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Finance & Management Committee to be heard 5/8/2018

2) A Resolution Recommending To The Civil Service Board The Exemption Of The Classification Of Budget & Management Analyst, Principal From The Operation Of Civil Service; And [18-0413](#)

This City Resolution be Scheduled.to go before the *Finance & Management Committee to be heard 5/8/2018

3) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Title Of Manager, Finance; To Add The Title Of Budget & Management Analyst, Principal; To Add The Title Of Budget & Management Analyst, Senior; To Add The Title Of Budget & Management Analyst; And To Amend The Title Of Assistant Budget Analyst To Budget & Management Analyst, Assistant [18-0414](#)

This Ordinance be Scheduled.to go before the *Finance & Management Committee to be heard 5/8/2018

4.3 Subject: Construction Award For Sanitary Sewer Capacity Upgrades
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Rejecting All Bids, Waiving Further Advertising And Competitive Bidding, Authorizing The City Administrator, Or Designee, To Negotiate, Award And Execute A Construction Contract Without Return To Council For An Amount Not To Exceed Two Million Seven Hundred And Eighty Thousand Dollars (\$2,780,000.00) In The Open Market For The Construction Of Sanitary Sewer Capacity Upgrades In Park Boulevard & In Trestle Glen Road (Project No. 1001173 Task 2) In Accordance With The Project Plans And Specifications [18-0397](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 5/8/2018

4.4 Subject: Rehabilitation Of Sanitary Sewers
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Awarding A Construction Contract To Andes Construction, Inc., The Lowest Responsive, Responsible Bidder, For Sanitary Sewer Rehabilitation Sub-Basin 83-012 Rebid (Project No. 1000654) In Accordance With Plans And Specifications For The Project And With Contractor's Bid In The Amount Of Three Million Two Hundred Fifty-One Thousand Seven Hundred Forty-Two Dollars (\$3,251,742.00); And

[18-0401](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 5/8/2018

2) A Resolution Awarding A Construction Contract To Andes Construction, Inc., The Lowest Responsive, Responsible Bidder, For Sanitary Sewer Rehabilitation Phase III Sub-Basin 56-07 (Project No. 1001039) In Accordance With Plans And Specifications For The Project And With Contractor's Bid In The Amount Of Three Million Seven Hundred One Thousand Five Hundred Fifty-Five Dollars (\$3,701,555.00)

[18-0402](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 5/8/2018

4.5 Subject: Resolution To Establish Area "R" And Expand RPP Area "C", "D", And "N"
From: Transportation Department
Recommendation: Adopt A Resolution To Establish Residential Permit Parking (RPP) Area "R" And Expand RPP Areas "C", "D", And "N" At The Following Street Segments: A. Broadway Between Rockridge Boulevard And Ocean View Drive; B. Alcatraz Ave Between Dana Street And Colby Street, South Side; C. 42nd Street Between Webster Street And Shafter Avenue; D. 42nd Street Between Shafter Ave And Opal Street; E. Merrimac Street Between 28th Street And Telegraph Avenue; F. 28th Street Between Merrimac Street And Telegraph Avenue; And G. 29th Street Between Telegraph Avenue And 980 Overpass

[18-0419](#)

Attachments: [View Report](#)

There was a title change to the short title replacing "Q" with "R".

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 5/8/2018

- 4.6** Subject: TDA Article 3 FY18-19 Funds Approval
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Up To Four Hundred And Forty-Three Thousand Eight Hundred And Eleven Dollars (\$443,811.00) In Fiscal Year 2018-19 State Transportation Development Act Article 3 Funds As Follows: (1) Burr, Wilson, And Palmer Stairpath Rehabilitation, One Hundred And Thirty-Six Thousand Dollars (\$136,000.00); Peralta Streetscape, Two Hundred Thousand Dollars (\$200,000.00); (3) Chinatown Harrison Swift & Effective Project, One Hundred And Seven Thousand Eight Hundred And Eleven Dollars (\$107,811.00).

[18-0409](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 5/8/2018

- 4.7** Subject: Pedestrian Lighting and Sidewalk Improvement On International Blvd.
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Construction Contract To Ray's Electric, The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For The Pedestrian Lighting And Sidewalk Improvements On International Boulevard (SR 185) From 2nd Avenue To 107th Avenue Project (1000844) And With Contractor's Bid In An Amount Of Seven Million Three Hundred Eighty-Eight Thousand Nine Hundred Ninety-Three Dollars (\$7,388,993.00).

[18-0411](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 5/8/2018

- 4.8** Subject: Ordinance To Regulate Dockless Bike And Scooter Share
From: Councilmember Kaplan
Recommendation: Adopt An Ordinance To Establish Procedures And Regulations For The Operation Of Dockless Bike Share And Scooter Share Businesses Within The City Of Oakland; On The May 22, 2018, Public Works Committee Agenda

[18-0396](#)

This Ordinance be No Action Taken.

- 4.9** Subject: Economic Development Strategy 2018-2020 Implementation Report
From: Economic & Workforce Development Department
Recommendation: Receive An Informational Report On Progress Implementing Oakland's Economic Development Strategy For 2018-2020
[18-0405](#)

Attachments: [View Report](#)
[View Supplemental Report 5-4-2018](#)

This Informational Report be Scheduled.to go before the *Community & Economic Development Committee to be heard 5/8/2018

- 4.10** Subject: Lease Agreement For City Property Through July 31, 2020
From: Human Services Department
Recommendation: Adopt An Ordinance Authorizing A Lease Agreement With East Oakland Community Project For Lease Of The City-Owned Property At 3824 West Street Oakland For A Term Of Five Years For Zero Rent In Exchange For In-Kind Services To Provide Housing And Supportive Services To Homeless Youth
[18-0406](#)

Sponsors: Human Services Department

Attachments: [View Report](#)

This Ordinance be Scheduled.to go before the *Life Enrichment Committee to be heard 5/8/2018

4.11 Subject: 2018 Summer Food Service Program
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Accept The Summer Food Service Program (SFSP) Grant From The California Department Of Education, Nutrition Services Division In An Amount Not To Exceed \$381,400; 2) Enter Into Professional Service Agreements With Uptons, Inc. DBA School Foodies In An Amount Not To Exceed \$148,544 And With Revolution Foods In An Amount Not To Exceed \$208,768 To Provide Food Services For The Period June 11, 2018 Through August 18, 2018; 3) Accept And Appropriate Additional SFSP Grant Money That Becomes Available And Amend The Agreements To Increase The Grant Amount Within The Grant Term Of June 11, 2018 Through August 18, 2018; 4) Adjust The FY 2017-2018 Adopted Budget To Transfer Salary Savings In The Amount Of Approximately \$103,268 To Fund Operations And Maintenance; And 5) Authorize A Contribution From The General Purpose Fund In An Estimated Amount Of \$19,548 For FY 2018- 2019 Central Services Overhead Charges
[18-0410](#)

Sponsors: Human Services Department

Attachments: [View Report](#)

A Title Change was read into record.

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 5/8/2018

4.12 Subject: Community Policing Advisory Board 2018 Annual Report
From : Office Of The City Administrator
Recommendation: Receive An Informational Report From The Community Policing Advisory Board
[18-0403](#)

Attachments: [View Report](#)

This Informational Report be Scheduled.to go before the *Public Safety Committee to be heard 5/8/2018

4.13 Subject: Forensic Logic LEAP Search Contract
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Enter Into A Two Year Contract With Forensic Logic, Inc., From July 1, 2018 Through June 30, 2020, For One Hundred And Fifty Eight Thousand Dollars (\$158,000) For The First Year, And One Hundred Sixty Eight Thousand Dollars (\$168,000) For The Second Year, For A Total Of Three Hundred Twenty Six Thousand Dollars (\$326,000) For This Contract, For Access To The Leap Search Network Suite Of Crime Analysis Applications, Licensing, Technical Support, And Consulting Services; And 2) Waiving The City's Advertising/ Bidding And Request For Proposal Requirements For The Proposed Purchase
[18-0407](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Safety Committee to be heard 5/8/2018

4.14 Subject: HSD Violence Intervention Renewals Fiscal Year 2018-2019
From: Human Services Department
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Amend Grant Agreements And Fund Direct City Services For Violence Intervention Programs For A Total Estimated Amount Of \$8,563,005 For Fiscal Year 2018-2019; And Enter Into Grant Agreements To Support Violence Prevention Network Capacity-Building Efforts For Fiscal Year 2018-2019 In A Total Amount Not To Exceed \$380,000; And (2) Waiving The Competitive Solicitation Process Requirements And Authorizing The City Administrator To Execute An Agreement With Cityspan Technologies, Inc. For Licensing And Hosting Of A Web-Based, Client-Level Tracking And Contract Management Database System From July 1, 2018 Through June 30, 2019, And Amend The Agreement To Renew For Two Additional Years In A Total Three-Year Contract Amount Not To Exceed \$200,000
[18-0415](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Safety Committee to be heard 5/8/2018

- 4.15** Subject: Glenview Elementary Reconstruction Crossing Guard Funding Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Receive And Appropriate A Grant From The Oakland Unified School District (OUSD), In The Amount Of One Hundred Twenty-Two Thousand Four Hundred Eighty-Four Dollars (\$122,484), To Fund Four Oakland Police Department Crossing Guards, To Support Pedestrian Safety At Glenview Elementary School And Edna Brewer Middle School, From September 1, 2018 To December 29, 2019 During The Reconstruction Project [18-0408](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Safety Committee to be heard 5/8/2018

- 4.16** Subject: Shelter Housing Crisis Amendment
From: Councilmember Brooks
Recommendation: Adopt An Ordinance Amending The Shelter Housing Emergency Ordinance No. 13456 And Expanding The Entities Who Can Offer Shelter Facilities During This Crisis; On The May 1, 2018, City Council Agenda [18-0416](#)

This City Resolution be No Action Taken.

- 4.17** Subject: Municipal Clerk's Week
From: Council President Reid, Pro Tempore Guillen And Councilmember McElhaney
Recommendation: Adopt A Resolution Declaring May 6, 2018 Through May 12, 2018 As Municipal Clerk's Week In The City Of Oakland [18-0417](#)

Attachments: [View Report](#)

[View Supplemental Report 4/27/2018](#)

[CMS 87150](#)

Councilmember McElhaney request to be added to this legislation.

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/1/2018

- 4.18** Subject: Commending And Honoring Deborah Grant
From: Council President Reid
Recommendation: Adopt A Resolution Commending And Honoring Deborah Grant For 25 Years And 8 Months Of Exemplary Service To The City Of Oakland
[18-0390](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/15/2018

- 4.19** Subject: Support Of Alameda County Ballot Measure Measure A
From: Vice Mayor Campbell Washington And Councilmember McElhaney
Recommendation: Adopt A Resolution In Support Of Measure A, The Alameda County Ballot Measure For Child Care And Early Education On The June 5, 2018 Ballot To Provide Additional Support For High Quality Child Care And Early Education Services For Low- And Middle-Income Children And Families In Alameda County And To Improve Wages For Child Care Providers And Early Educators Who Provide These Services
[TITLE CHANGE]
[18-0420](#)

Sponsors: Campbell Washington

Attachments: [View Report](#)

[View Supplemental Report 5-3-18](#)

Councilmember McElhaney request to be added to this legislation.

This City Resolution be Scheduled.to go before the *Rules & Legislation Committee to be heard 5/3/2018

- 4.20** Subject: Support For Assembly Bills Addressing Oakland's Shelter Crisis
From: Councilmember McElhaney And President Pro Tempore Guillén
Recommendation: Adopt A Resolution In Support Of Assembly Bills 3139 (Bonta) And 3171 (Ting) That Would Provide The Resources And The Ability To Lease Caltrans Property Needed To Begin Addressing The Needs Of Oakland's Unsheltered Residents
[18-0418](#)

Sponsors: Guillén

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Rules & Legislation Committee to be heard 5/3/2018

CHANGES MADE TO THE APRIL 24, 2018 COMMITTEE MEETING AGENDA

Subject: Progress Of Implementation Of Energy & Climate Action Plan (ECAP)
From: Councilmember Kalb And Councilmember Kaplan
Recommendation: Adopt The Following Pieces Of Legislation:

- 1) Receive Information On The Progress Of Implementing The Priority Actions In Oakland's Energy And Climate Action Plan, Including Level Of Progress, Metrics Used To Determine Progress/Completion, And Process To Date; And

- 2) Receive Information On The Progress Of Reducing Greenhouse Gas Emissions; And [17-0238](#)

Attachments: [View Report](#)

This Report and Recommendation be Rescheduled.to go before the *Public Works Committee to be heard 5/8/2018

Subject: Pacific Gas & Electric On-Bill Financing And East Bay Energy Watch Programs
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Participate In Pacific Gas & Electric (PG&E) On-Bill Financing (OBF) Programs; And 2) Allow OBF Contractors To Accept Energy Rebates
[18-0367](#)

Attachments: [View Report](#)

This City Resolution be Rescheduled.to go before the *Public Works Committee to be heard 5/8/2018

Subject: Property Assessed Clean Energy (PACE) Provider Authorizations
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing: 1) The California Municipal Finance Authority (CMFA) Open PACE Program To Operate In Oakland; 2) Pace Providers Within The CMFA Pace Program To Accept Applications From Property Owners, Conduct Contractual Assessment Proceedings And Levy Contractual Assessments Within The City, And Perform Related Actions; And 3) The City Administrator Or Designee Thereof, To Execute All Documents And Take Any Actions Necessary And Appropriate To Carry Out The Intent Of This Resolution
[18-0373](#)

Attachments: [View Report](#)

[View Supplemental Report 5-11-18](#)

This City Resolution be Rescheduled.to go before the *Public Works Committee to be heard 5/8/2018

Subject: Status Update Clay Street Garage
From: Council President Reid
Recommendation: Approve A Report And Recommendation Directing the City Administrator On The Development Of The Clay Street Garage Site With A Feasibility Analysis Detailing Several Development Alternatives
[TITLE CHANGE]
[17-0300](#)

Attachments: [View Report](#)
[View Supplemental Report 4-20-18](#)

This Report and Recommendation be Rescheduled to go before the *Public Works Committee to be heard 5/8/2018

CHANGES MADE TO THE APRIL 24, 2018 COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE MEETING AGENDA

Subject: Proposed Ballot Measure To Tax Vacant Properties
From: Councilmember Kaplan And Kalb
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Proposed Ordinance To Authorize The City Of Oakland To Collect A Tax On Vacant Properties; And
[17-0453](#)

Attachments: [View Report](#)
[View Report](#)
[View Kaplan Report 3/29/18](#)
[View Kaplan Report 4/13/18](#)
[View Supplemental Report 5-11-218](#)

Councilmember Kalb request to be added as a Co Sponsor

CHANGES MADE TO THE APRIL 26, 2018 RULES AND LEGISLATION COMMITTEE AGENDA

Subject: Resolution In Support Of SB 822 - Restoring Net Neutrality In California
From: Councilmember Kalb
Recommendation: Adopt A Resolution In Support Of Senate Bill 822 (Wiener) That Would Reinstate Net Neutrality Protections In California And Prohibit Internet Service Providers From Engaging In Practices That Are Inconsistent With A Free And Fair Internet
[18-0324](#)

Attachments: [View Report](#)
[View Report 4-26-18](#)

This City Resolution be Rescheduled.to go before the *Rules & Legislation Committee to be heard 5/3/2018

CHANGES MADE TO THE APRIL 19, 2018 RULES AND LEGISLATION COMMITTEE PENDING LIST

Subject: Resolution In Support Of SB 822 - Restoring Net Neutrality In California
From: Councilmember Kalb
Recommendation: Adopt A Resolution In Support Of Senate Bill 822 (Wiener) That Would Reinstate Net Neutrality Protections In California And Prohibit Internet Service Providers From Engaging In Practices That Are Inconsistent With A Free And Fair Internet
[18-0324](#)

Attachments: [View Report](#)
[View Report 4-26-18](#)

Councilmember Kaplan request to be added as a co author.

- 5 A Review Of The Draft Agendas For The City Council Meeting Of May 1, 2018 And The Rules And Legislation Committee Of May 3, 2018
[18-0332](#)

Attachments: [View Report](#)

A motion was made by Lynette McElhaney, seconded by Annie Campbell Washington, that this matter be Accepted. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 3 - McElhaney, Guillén, and Campbell Washington

NO VOTE: 0

6 Subject: Oakland Children's Initiative Of 2018
From: Office Of The Mayor
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The November 6, 2018 Statewide Election, A Proposed Ordinance To Adopt A Special Parcel Tax To Improve Preschool, Elementary, High School, And College Success And Career Readiness By Expanding Access To And Quality Of Preschool As Well As Increase High School And College Graduation Rates; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 6, 2018 Statewide Election

[18-0303](#)

- Attachments:** [View Report](#)
[View Report 4/5/2018](#)
[View Report-Color Attachment 4/5/2018](#)
[View Supplemental Report 4-12-2018](#)

There were 3 speakers on this item.

This City Resolution be No Action Taken.

Open Forum (Total Time Available: 15 Minutes)

1 speaker spoke during Open Forum.

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules And Legislation Committee adjourned the meeting at 11:46 p.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.**