



# 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

### \*Rules & Legislation Committee

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

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

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Thursday, January 14, 2016

10:45 AM

City Council Chamber, 3rd Floor

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*The Oakland City Council Rules & Legislation Committee convened at 11:02 a.m.,  
with Council President Gibson McElhanev presiding as Chairperson.*

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

#### Roll Call / Call To Order

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

#### 1 Determinations Of Closed Session

[15-0445](#)

*Closed Session has been scheduled for January 19, 2016 at 2:00 p.m.*

**A motion was made that this matter be Received and Filed. The motion carried by the following vote:**

**Aye:** 4 - Guillén, Kalb, Reid, and Gibson McElhanev

#### 2 Approval Of The Draft Minutes From The Committee Meeting Of December 31, 2015

[15-0446](#)

*There are no minutes to approve as the December 31, 2015 meeting was cancelled.*

#### 3 Determination Of Schedule Of Outstanding Committee Items

[15-0447](#)

**Attachments:** [View Report](#)

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

**Aye:** 4 - Guillén, Kalb, Reid, and Gibson McElhanev

**4** Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)  
[15-0448](#)

**Attachments:** [View Report](#)

*There was one speaker on this item*

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

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

**4.1** Subject: Amend FY 2015-16 GPF Appropriations  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Amending The City Of Oakland's FY 2015-17 Policy Budget Adopted Pursuant To Resolution No. 85672 C.M.S. On July 30, 2015 To 1) Appropriate FY 2015-16 General Purpose Fund Expenditures In An Amount Not To Exceed \$2,876,653 From Undesignated General Purpose Fund Balance For Execution Of The Revenue Share Payment And Other Provisions Per The Recently Negotiated Labor Agreements, And Community Education And Enforcement Of Minimum Wage And Tenants' Protection Ordinances; And 2) Increase The General Purpose Fund Reserve In An Amount Of \$495,817  
[15-0521](#)

**Attachments:** [View Report](#)

[View Supplemental Report](#)

[85983 CMS](#)

**This City Resolution was Scheduled.to the \*Finance & Management Committee to be heard 1/26/2016**

**4.2** Subject: PolicyLink Professional Services Agreement RFP/Q Waiver  
From: Housing & Community Development Department  
Recommendation: Adopt A Resolution Waiving The Formal Request For Proposal/Qualification Solicitation Requirement For A Professional Services Agreement In The Amount Of \$50,000 With Policylink For The Oakland Sustainable Neighborhood Initiative  
[15-0486](#)

**Attachments:** [View Report](#)

[85985 CMS](#)

**This City Resolution was Scheduled.to the \*Community & Economic Development Committee to be heard 1/26/2016**

- 4.3 Subject: OFCY Evaluation For Fiscal Year 2014-2015  
From: Human Services Department  
Recommendation: Adopt A Resolution Adopting The Oakland Fund For Children And Youth Final Evaluation Reports For Fiscal Year 2014-2015

[15-0513](#)

**Attachments:** [View Report](#)

[85987 CMS](#)

**This City Resolution was Scheduled.to the \*Life Enrichment Committee to be heard 1/26/2016**

- 4.4 Subject: OUSD MOU On Truancy & Attendance  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Memorandum Of Understanding Between The City Of Oakland And The Oakland Unified School District To Reduce Chronic Absenteeism And Increase Student Attendance For Fiscal Years 2015-2017

[15-0512](#)

**Attachments:** [View Report](#)

[85988 CMS](#)

**This City Resolution was Scheduled.to the \*Life Enrichment Committee to be heard 1/26/2016**

**4.5** Subject: PATH 2014-2017  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Amend The Permanent Access To Housing (PATH) Grant With Abode Services To Increase It By Up To \$47,948 For The Fiscal Year (FY) 2015-2016 Grant Year And, Contingent Upon Receipt Of FY 2016-2017 Grant Funds, To Increase It By Up To \$47,948 For The FY 2016-2017 Grant Year For Housing Retention Services For A Total Grant Amount Of \$637,809 Over The Three Year Term; And 2) Amend The PATH Grant With East Oakland Community Project (EOCP) To Increase It By Up To \$55,000 For The FY 2015- 2016 Grant Year And, Contingent Upon Receipt Of FY 2016-2017 Grant Funds, To Increase It By Up To \$55,000 For The FY 2016-2017 Grant Year For Housing Retention Services Including Case Management To Shelter Plus Care Families For A Total Grant Amount Of \$635,675 Over The Three Year Term; And 3) Accept And Appropriate Additional Funding From Housing And Urban Development (HUD) And Alameda County For Housing Retention Services And Amend The Above Referenced Grant Agreements With Abode Services And EOCP To Increase The Grant Amounts For The Same Purpose Within The Duration Of The Remaining Grant Term, July 1, 2015-June 30, 2017 Without Returning To Council [15-0514](#)

**Attachments:** [View Report](#)  
[85989 CMS](#)

**This City Resolution was Scheduled.to the \*Life Enrichment Committee to be heard 1/26/2016**

2) A Resolution Authorizing The City Administrator To Amend The PATH Grant With East Oakland Community Project (EOCP) To Increase It By Up To \$55,000 For The FY 2015-2016 Grant Year And, Contingent Upon Receipt Of FY 2016-2017 Grant Funds, To Increase It By Up To \$55,000 For The FY 2016-2017 Grant Year For Housing Retention Services Including Case Management To Shelter Plus Care Families For A Total Grant Amount Of \$635,675 Over The Three Year Term; And [15-0516](#)

**This City Resolution was Scheduled.to the \*Life Enrichment Committee to be heard 1/26/2016**

3) A Resolution Authorizing The City Administrator To Accept And Appropriate Additional Funding From Housing And Urban Development (HUD) And Alameda County For Housing Retention Services And Amend The Above Referenced Grant Agreements With Abode Services And EOCP To Increase The Grant Amounts For The Same Purpose Within The Duration Of The Remaining Grant Term, July 1, 2015 - June 30, 2017 Without Returning To Council [15-0519](#)

**This City Resolution was Scheduled.to the \*Life Enrichment Committee to be heard 1/26/2016**

**4.6** Subject: Towing Services Contract  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Negotiate And Enter Into A Towing Services Contract With Auto Plus Towing (APT) For The Period July 1, 2016 To June 30, 2021, With An Option To Extend The Contract For One Additional Five-Year Term, For Towing And Storage Of Vehicles, Collection And Administration Of Administrative Towing Fees, Lien Sale By Public Auction Of Abandoned Vehicles And Various Administrative Services Related To Towing Operations; 2) Accept And Appropriate An Annual Payment Estimated At One Hundred Seventy-Two Thousand Dollars (\$172,000), As Annually Adjusted Based On The Consumer Price Index (CPI), Plus A Referral Fee Of Fifty-Four Dollars (\$54) Per Towed Vehicle As Annually Adjusted By The CPI; And Plus A Percentage Of Gross Revenue Received By APT In Conducting Tow Services For The City Of Oakland/Oakland Police Department (OPD) From APT For Payment Of Administrative And Other Costs

[15-0518](#)

**Attachments:** [View Report](#)  
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[85990 CMS](#)

***The title was modified as follows: Approve A Resolution Authorizing The City Administrator To: 1) Negotiate And Enter Into A Towing Services Contract With Auto Plus Towing (APT) For The Period July 1, 2016 To June 30, 2021, With An Option To Extend The Contract For One Additional Five-Year Term, For Towing And Storage Of Vehicles, Collection And Administration Of Administrative Towing Fees, Lien Sale By Public Auction Of Abandoned Vehicles And Various Administrative Services Related To Towing Operations; 2) Accept And Appropriate An Annual Payment Estimated At One Hundred Seventy Two Thousand Dollars (\$172,000), As Annually Adjusted Based On The Consumer Price Index (CPI), Plus A Referral Fee Of Fifty-Four Dollars (\$54) Per Towed Vehicles Annually Adjusted By The CPI, And Plus A Percentage Of Gross Revenue Received By APT In Conducting Tow Services For The City Of Oakland/Oakland Police Department (OPD) From APT For Payment Of Administrative And Other Costs***

This City Resolution was Scheduled.to the \*Public Safety Committee to be heard 1/26/2016

- 4.7 Subject: Forensic 3-D Laser Scanner Purchase  
From: Oakland Police Department  
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator, Or Designee, To Purchase Two Scanstation Forensic 3-D Laser Scanner Systems Manufactured By Leica Geosystems From Precision Survey Supply For Three Hundred Seventeen Thousand Five Hundred Two Dollars (\$317,502); And 2) Waiving The City's Competitive Advertising/Bidding Requirements  
[15-0515](#)

**Attachments:** [View Report](#)  
[85991 CMS](#)

**This City Resolution was Scheduled.to the \*Public Safety Committee to be heard 1/26/2016**

- 4.8 Subject: Purchase Of Additional Body Worn Cameras  
From: Oakland Police Department  
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator, Or Designee, To Purchase: (A) Body Worn Cameras For Forty-Five Thousand Dollars (\$45,000) And Hardware For Eighteen Thousand Five-Hundred Dollars (\$18,500), For A Total Cost Not To Exceed Sixty-Three Thousand Five Hundred Dollars (\$63,500) From Adamson Police Products; And (B) Technical Support For Two Hundred Thousand Dollars (\$200,000) from VIEVU; And 2) Waiving The City's Advertising/ Bidding Requirements And Request For Proposal For The Proposed Purchases; On The March 22, 2016 Public Safety Committee Agenda  
[15-0517](#)

**This City Resolution was Scheduled.to the \*Public Safety Committee to be heard 2/9/2016**

- 4.9 Subject: Polygraph Professional Services Agreement  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (A) Increase The Budget For The Current Contract With Get Polygraphed! From \$95,000 To \$195,000 For The Period January 1, 2015 To October 31, 2016, For Additional Polygraph Tests Needed To Meet Hiring Demands; (B) Extend The Contract For Two Additional Years Plus Two One-Year Extension Options, From October 31, 2016 Through October 31, 2020, For A Total Of \$595,000 For Five Years; And (C) Waiving The City's Request For Proposal/Qualifications Requirements [TITLE CHANGE]  
[15-0520](#)

**Attachments:** [View Report](#)  
[86005 CMS](#)

**This City Resolution was Scheduled.to the \*Public Safety Committee to be heard 2/9/2016**

**Items submitted on the Dais**

Subject: Transient Occupancy Tax Revenue Allocation To The Affordable Housing Trust Fund

From: Councilmembers Annie Campbell Washington And Abel J. Guillen

Recommendation: Adopt A Resolution Allocating From The General Purpose Fund To The Affordable Housing Trust Fund, \$350,000 Of The Transient Occupancy Tax Revenue Received From Transient Residential Hosting Platforms Over And Above The Amount Budgeted In The Fiscal Year 2015-17 Adopted Budget, Annually In Each Year Of The Fiscal Year 2015-17 Adopted Budget

[15-0528](#)

**Attachments:** [View Report](#)

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[85984 CMS](#)

**This City Resolution was Scheduled.to the \*Finance & Management Committee to be heard 1/26/2016**

Subject: Creating Of New Department Of Transportation & Infrastructure

From: Office Of The City Administrator

Recommendation: Adopt The Following Pieces Of Legislation:

(1) An Ordinance Amending Chapter 2.29 Of The Oakland Municipal Code Entitled "City Agencies, Departments And Offices" To Revise The Oakland Public Works Department And Rename The Department Of Transportation To The Department Of Transportation And Infrastructure; And

[15-0525](#)

**Attachments:** [View Report](#)

**This Ordinance was Scheduled.to the \*Public Works Committee to be heard 1/26/2016**

Subject: Add The Classification Of Director Of Transportation

From: Office Of The City Administrator

Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Classification Of Director Of Transportation [TITLE CHANGE]

[15-0526](#)

**Attachments:** [View Report](#)

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[13356 CMS](#)

**This Ordinance was Scheduled.to the Meeting of the Oakland City Council to be heard 1/26/2016**

(3) Adopt A Motion To Defer The Allocation Of Additional Resources To Support The Department Restructuring To The Upcoming FY 2016-2017 Mid-Cycle Budget Development

[15-0527](#)

**This City Resolution was Scheduled.to the \*Public Safety Committee to be heard 1/26/2016**

Subject: Presentation On Survey Results Of 500 Asian Youth In Oakland  
From: Councilmember Abel Guillén  
Recommendation: Receive An Informational Presentation On The Survey Results Of 500 Asian Youth In Oakland Related To Youth Safety, Economics, School Environment, And Health, Presented By Asian Pacific Islander Youth Promoting Advocacy And Leadership (AYPAL), Banteay Srei, And The Spot Youth Center

[15-0524](#)

**Attachments:** [View Report](#)

**This Informational Report was Scheduled.to the \*Life Enrichment Committee to be heard 3/22/2016**

Subject: Electing Vice Mayor Of The City Of Oakland  
From: Council President Lynette Gibson McElhaney  
Recommendation: Adopt A Resolution Electing The Vice Mayor Of The City Of Oakland To Serve A One-Year Term Which, Pursuant To City Charter Section 208, Began On The Date Of The Council's First Meeting In January 2016 (January 5) And Will End On The Date Of The Council's First Meeting In January 2017

[15-0522](#)

**Attachments:** [View Report](#)

[85992 CMS](#)

**This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 2/2/2016**

Subject: Progress Of Implementation Of Energy & Climate Action Plan (ECAP)  
From: Councilmembers Kalb & Kaplan  
Recommendation: Receive An Informational Report 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, Next Steps On Actions Not Yet Completed, And Community Process Going Forward To Update And Expand Upon The ECAP To Achieve Its Adopted Goals

[15-0523](#)

**Attachments:** [View Report](#)

**This Informational Report was Scheduled.to the \*Public Works Committee to be heard 3/22/2016**



Subject: Recognizing Lieutenant Kevin N. Wiley  
From: Councilmember Noel Gallo  
Recommendation: Adopt A Resolution Recognizing And Honoring Lieutenant Kevin Wiley For 30 Years Of Dedicated Service To The Residents Of Oakland And The Oakland Police Department  
[15-0529](#)

**Attachments:** [View Report](#)

**This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 2/16/2016**

- 5** A Review Of The Council Committees' Actions From January 12, 2016 And Determination Of Scheduling To The City Council Meeting Of Januray 19, 2016 (MATRIX)  
[15-0449](#)

**Attachments:** [View Report](#)

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

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

- 6** A Review Of The Draft Agendas For The Council Committee Meetings Of January 26, 2016 And The Rules And Legislation Committee Of January 28, 2016.  
[15-0450](#)

**Attachments:** [View Report](#)

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

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

7 Subject: Amending The City Council Rules Of Procedures  
From: Council President Gibson McElhaney And Councilmember Kalb  
Recommendation: Adopt A Resolution (1) Amending And Superseding The Council's Rules Of Procedure Currently Set Forth In Resolution Nos. 82580 C.M.S., 84758 (Censure Policy And Procedures) C.M.S. And 85256 C.M.S (Amendments To Rule 25, High Stakes Negotiation Policy) To Make Such Changes To The Rules Of Procedure As May Be Directed By The Council; And (2) Consolidating And Setting Forth The Council's Rules Of Procedure, As Amended, And The Council's Censure Policy And Procedures In Their Entirety [TITLE CHANGE]  
[15-0475](#)

- Attachments:** [View Report](#)  
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[View Supplemental Report](#)  
[86034 CMS](#)

A motion was made that this matter be Continued to the \*Rules & Legislation Committee, to be heard 1/28/2016. The motion carried by the following vote:

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

**Open Forum (Total Time Available: 15 Minutes)**

*There was 1 open forum speaker*

**Adjournment**

*There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 11:34 a.m.*

**Americans With Disabilities Act**

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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.**