



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

*Rules & Legislation Committee

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

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

Thursday, April 21, 2011

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:

Vice Mayor Desley Brooks, District 6; President Pro Tempore Ignacio De La Fuente, District 5; Libby Schaaf, District 4; and Chairperson Council President Larry Reid, District 7

- 1 Closed Session
- 2 Approval of the Draft Minutes from the Committee meeting of April 7, 2011
- 3 Determination of Schedule of Outstanding Committee Items
([rules042111](#))
- 4 Scheduling of Agenda Items and revisions to the agendas for the Council Committee meetings of April 26, 2011 (SUPPLEMENTAL)
([rules42111item4](#))

- S-4-1 Subject: Managed Health Network (MHN) Contract
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Exercise The Option To Extend For An Additional Term, The Contract With Managed Health Network (MHN) To Continue Providing Psychological Counseling Services For Sworn Members Of The Police Department And Their Dependents, In The Amount Of One Hundred Five Thousand (\$105,000), For The Period Of May 1, 2011 Through November 30, 2012, And Increase The Total Contract Amount From Two Hundred Ten Thousand (\$210,000) To Three Hundred Fifteen Thousand (\$315,000); On The May 10, 2011 Public Safety Committee Agenda
[\(10-0589\)](#)
- S-4-2 Subject: Project 25 (P25) Radio System
From: Office Of The City Administrator
Recommendation: Receive An Informational Report Regarding The Status Of The City Of Oakland's Existing Radio System And The Implementation Of The New Project 25 (P25) Standards Based Radio System For Public Safety; On The May 24, 2011 Public Safety Committee Agenda
[\(10-0588\)](#)
- S-4-3 Subject: Preliminary Engineer's Report - LLAD
From: Office Of Budget
Recommendation: Adopt A Resolution Of Intention To Levy Assessments, Acceptance Of The Fiscal Year 2011-2012 Preliminary Engineer's Report For The City Of Oakland Landscaping And Lighting Assessment District, And Setting June 7, 2011 As The Date For A Public Hearing; On The May 10, 2011 Finance And Management Committee Agenda And As A Public Hearing On The June 7, 2011 City Council Agenda
[\(10-0592\)](#)
- S-4-4 Subject: Preliminary Wildfire Prevention Assessment District Report
From: Office Of Budget
Recommendation: Adopt A Resolution Of Intention To Levy Assessments, Acceptance Of The Fiscal Year 2011-2012 Preliminary Annual Report For The City Of Oakland Wildfire Prevention Assessment District, And Setting June 7, 2011 As The Date For A Public Hearing; On The May 10, 2011 Finance And Management Committee Agenda And As A Public Hearing On The June 7th, 2011 City Council Agenda
[\(10-0593\)](#)

- S-4-5 Subject: Installation Of Art At Hardy Park
From: Councilmember De La Fuente
Recommendation: Adopt A Resolution Waiving Advertising, Bidding And Request For Proposal Requirements For The Purchase Of Materials And Public Art From The Rockridge Community Planning Council In The Amount Of \$22,021.70 Used To Build And Install A Kiosk And Benches And To Fabricate And Install Art By Mark Brest Van Kempen At Hardy Park; On The May 3, 2011 City Council Agenda
[\(10-0583\)](#)
- S-4-6 Subject: OFCY Grant Renewal
From: Department Of Human Services
Recommendation: Adopt A Resolution Appropriating And Allocating \$7,000 In Interest Income Earned To The Oakland Fund For Children And Youth, And Authorizing The City Administrator To Negotiate And Execute Grant Renewal Agreements Between The City Of Oakland And Various Non-Profit And Public Agencies To Provide Direct Services For Children And Youth For Fiscal Year 2011-2012 In An Amount Not To Exceed \$9,772,400; On The May 24, 2011 Life Enrichment Committee Agenda
[\(10-0585\)](#)
- S-4-7 Subject: OFCY Interim Report
From: Department Of Human Services
Recommendation: Receive An Informational Report On The Oakland Fund For Children And Youth "2010-2011 Evaluation Interim Report" From The Firm See Change And On The "Out-Of-School Time Program Evaluation Interim Findings Report" From The Firm Public Profit; On The May 24, 2011 Life Enrichment Committee Agenda
[\(10-0586\)](#)
- S-4-8 Subject: Central District Basement Backfill And Repair Program Ammendment
From: Community And Economic Development Agency
Recommendation: Adopt An Agency Resolution Amending Resolution No. 2008-0069 C.M.S. To Revise The Central District Basement Backfill And Repair Program To Increase The Maximum Grant Amount For Small Projects From \$4,000 Per Linear Foot To The Greater Of \$200,000 Or \$4,000 Per Linear Foot; On The May 10, 2011 Community And Economic Development Committee Agenda
[\(10-0587\)](#)

S-4-9 Subject: BE Fitzpatrick Development Inc. Incentive Agreement
From: Community And Economic Development Agency
Recommendation: Adopt A City Resolution Authorizing The City Administrator To Execute A Certificate Of Completion And Other Release Of Obligations By BE Fitzpatrick Development Inc., Owner Of The Coliseum Lexus Dealership Project (“Project”) Under A Business Incentive Agreement Regarding The Project; On The May 24, 2011 Community And Economic Development Committee Agenda

[\(10-0591\)](#)

S-4-10 Subject: Sale Of City Property And Purchase Of Materials
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A City Resolution Authorizing: 1) Waiving Advertising, Competitive Bid And Request For Proposals/Qualifications Requirements; And, 2) Authorizing The City Administrator, Or His Designee, To Purchase Necessary Design And Other Licensed Professional Services, Construction Labor And Materials, Design-Build Services And Construction-Manager At Risk Services On The Open Market For The Design And Construction Of The Redevelopment Agency Funded Projects Listed In Exhibit "A" Within The Project Budgets Indicated Therein, Without Return To The City Council;

[\(10-0596\)](#)

2) A City Ordinance Amending Ordinance Nos. 13061 And 13062 C.M.S. Authorizing The Sale Of Various City-Owned Properties To The Redevelopment Agency, To Remove 250 Fallon Street And 600-620 Washington Street, And To Add The 12th Street Remainder Parcel; And

[\(10-0596-1\)](#)

3) An Agency Resolution Amending Resolution Nos. 2011-0023 C.M.S. And 2011-0024 C.M.S. Authorizing The Purchase Of Various Properties From The City, To Remove 250 Fallon Street And 600-620 Washington Street, And To Add The 12th Street Remainder Parcel; On The May 10, 2011 Community And Economic Development Committee Agenda

[\(10-0596-2\)](#)

S-4-11 Subject: Shepherd Canyon Storm Drain Rehabilitation
From: Public Works Agency
Recommendation: Adopt A Resolution Increasing The Construction Contract To J & M, Inc. For Rehabilitation Of Storm Drain Line Along Shepherd Canyon Road Between Gunn Drive And Paso Robles Drive (Project Number C336020) In The Amount Of Two Hundred Thousand Dollars (\$200,000.00) For A Total Contract Amount Of Seven Hundred Twenty Four Thousand Eight Hundred Fifty-Three Dollars (\$724,853.00); On The May 24, 2011 Public Works Committee Agenda

[\(10-0590\)](#)

S-4-12 Subject: Proposition 84 Grant Funds
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City
Administrator To Apply For, Accept, And Appropriate Proposition 84:
Safe Drinking Water, Water Quality And Supply, Flood Control, River And
Coastal Protection Bond Act - 2008 Statewide Park Development And
Community Revitalization Program Grant Funds In An Amount
Not-To-Exceed Five Million Dollars (\$5,000,000.00) For Each Of Six
Proposed Projects:

- Brookdale Park Improvement & Teen Center Expansion,
- Durant Mini-Park Improvement,
- Golden Gate Recreation Center Renovation & Expansion,
- Lincoln Square Park Improvement & Recreation Center Expansion,
- Rainbow Recreation Center Expansion & Teen Center, And
- Tassafaronga Recreation Center Expansion;

On The May 10, 2011 Public Works Committee Agenda
[\(10-0594\)](#)

S-4-13 Subject: On-Call Citywide Emergency Roadway Repairs
From: Public Works Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract
To Beliveau Engineering Contractors, Inc. For On-Call Citywide
Emergency Roadway Repairs (Project Number C369911) In The Amount
Of Seven Hundred Eighty-Five Thousand Three Hundred Dollars
(\$785,300.00) Over A Twelve-Month Term; On The May 10, 2011 Public
Works Committee Agenda
[\(10-0595\)](#)

S-4-14 Subject: Proposed 2011-2013 Budget Meetings
From: Office Of The Council President
Recommendation: Request To Approve The Preliminary Schedule Of
Budget Meetings
[\(10-0574\)](#)

5 A review of the Agendas for the Concurrent Meeting of ORA/City Council for the
meeting of May 3, 2011 and the Rules and Legislation Committee meeting of May 5,
2011
[\(rules4211item5\)](#)

S-6 Subject: City Of Oakland Lobbyist Registration Act - Amendments
From: Public Ethics Commission
Recommendation: Adopt An Ordinance Establishing Regulation Of Lobbyists In
Oakland Municipal Code Chapter 3.20
[\(10-0342\)](#)

**This item was continued from the March 3, 2011 Rules and Legislation
Committee agenda**

7 Subject: Enterprise Zone Program
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution In Support Of AB 231, AB 232, And ABX 11;
Proposed Amendments To Reform The California Enterprise Zone Program
(10-0497)

Pursuant to Rule 28b of Resolution 82580 C.M.S., this item was added to this agenda.

8 Subject: Seismic Safety Finance Act
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Supporting Assembly Bill 184 (Swanson) Which Will Add A New Section 5899, Entitled The Seismic Safety Finance Act, To The California Streets And Highways Code To Allow The Voluntary Creation Of Contractual Assessment Programs For Property Owners To Seismically Retrofit Residential, Commercial, Industrial, And Agricultural Buildings
(10-0492)

Pursuant to Rule 28b of Resolution 82580 C.M.S., this item was added to this agenda.

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

NOTE: Americans With Disabilities Act
If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the 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.

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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
Agency Secretary/City Clerk
and Clerk of the Council

ORA - Oakland Redevelopment Agency
S - Supplemental Item