



# 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>**

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**Thursday, June 27, 2013**

**10:45 AM**

**City Council Chambers - 3rd Floor**

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### ***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 June 13, 2013

**There are no minutes to approve as the June 13, 2013 meeting was cancelled.**

3 Determination Of Schedule Of Outstanding Committee Items  
([rules062713item3](#))

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

S-4.1 Subject: Lease Of City Owned Property At 8200 International Boulevard  
From: Office Of Neighborhood Investment

Recommendation: Adopt An Ordinance Authorizing The City Administrator To Execute A Lease For City Owned Property Located At 8200 International Boulevard With East Oakland Youth Development Center Qualified Active Low Income Community Business, Inc. (EOYDC QALICB, Inc.), A California Nonprofit Public Benefit Corporation, For A Term Of Sixty-Six (66) Years; On The July 9, 2013 Finance And Management Committee Agenda

[\(12-0641\)](#)

S-4.2

Subject: ORSA Bond Spending Plan  
From: Office Of The City Administrator

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Oakland Redevelopment Successor Agency (ORSA) Resolution Authorizing A Bond Expenditure Agreement With The City Of Oakland To Transfer Excess Tax Allocation Bond Proceeds, Not Previously Obligated, To The City For Bond-Eligible Purposes; And

[\(12-0644\)](#)

2) An Oakland Redevelopment Successor Agency (ORSA) Resolution Establishing A Schedule For Repayment Of ORSA Loan Indebtedness To The City For The West Oakland Redevelopment Projects Financed By The City; And

[\(12-0644-1\)](#)

3) A City Of Oakland Resolution: 1. Approving A Plan For Spending Excess Tax Allocation Bond Proceeds; 2. Authorizing A Bond Expenditure Agreement With ORSA To Transfer Such Funds To The City For Bond-Eligible Purposes; 3. Accepting Excess Bond Proceeds; 4. Appropriating And Allocating Such Funds To Projects And Programs Consistent With The Bond Expenditure Agreement And The Spending Plan; And 5. Approving ORSA's Schedule For Repayment Of Loan Indebtedness To The City For West Oakland Redevelopment Projects Financed By The City; On The July 9, 2013 Community And Economic Development Committee Agenda

[\(12-0644-2\)](#)

S-4.3

Subject: FY 2013-2014 WIA Budget And Contracts

From: Department Of Economic And Workforce Development

Recommendation: Adopt A Resolution (1) Adopting The Fiscal Year 2013-2014 Workforce Investment Budget; (2) Accepting And Appropriating Workforce Investment Act (WIA) Title I Funds For Adult, Dislocated Worker, And Youth Programs In The Amount Of \$4,854,996; And (3) Authorizing Contracts With Service Providers Competitively Selected By The Oakland Workforce Investment Board To Provide Adult, Dislocated Worker, And Youth Services Through June 2016; On The July 9, 2013 Community & Economic Development Committee Agenda

[\(12-0648\)](#)

S-4.4

Subject: Amendments To The FY 2011-2013 Successor Agency Budget

From: Office Of The City Administrator

Recommendation: Adopt A Resolution Amending The City Of Oakland's Fiscal Year 2011-2013 Biennial Budget, Which Was Adopted Pursuant To Resolution No. 83444 C.M.S. On June 30, 2011 And Amended By Resolution 83943 C.M.S. On June 28, 2012, And Appropriating An Amount Not To Exceed \$2.1 Million, From General Purpose

Fund Undesignated Fund Balance To Cover General Oakland Redevelopment Successor Agency Staff And Operating Costs; On The July 9, 2013 Finance & Management Committee Agenda  
[\(12-0649\)](#)

S-4.5 Subject: Settlement Agreement - Timothy Scott Campbell  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Timothy Scott Campbell, Et Al. V. City Of Oakland Et Al., United States District Court Case No. CV-11-5498-RS, City Attorney's File No. X03740, In The Amount Of One Million One Hundred Seventy Thousand Dollars And No Cents (\$1,170,000.00) Payable To Rachel Lederman Attorney Trust Account (Oakland Police Department - Civil Rights Violation); On The July 16, 2013 City Council Agenda  
[\(12-0645\)](#)

S-4.6 Subject: Settlement Agreement - Dennis Abbott  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Dennis Abbott V. U.S. Bank; City Of Oakland, Alameda County Superior Court Case No. RG12-613796, In The Amount Of One Hundred Thousand Dollars And No Cents (\$100,000.00) As A Result Of A Trip And Fall Accident On Or About September 19, 2011 (Public Works Agency-Trip And Fall); On The July 16, 2013 City Council Agenda  
[\(12-0646\)](#)

S-4.7 Subject: Settlement Agreement - Rolls-Royce  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Approving Settlement Of Rolls-Royce Engine Services-Oakland Inc. V. City Of Oakland (Alameda Superior Court Case No. RG13671409), By Accepting Payment From Rolls-Royce Of \$223,084 In Business Taxes And Interest And Waiving City's Claim To Payment Of Penalties Of \$34,817, In Exchange For Dismissal Of Lawsuit By Rolls-Royce (Finance And Management Agency; Business Taxes Per O.M.C. Ch. 5.04); On The July 16, 2013 City Council Agenda  
[\(12-0647\)](#)

S-4.8 Subject: CSUEB Nursing Clinical Program Agreement  
From: Dept Of Human Services  
Recommendation: Adopt Resolution Authorizing The City Administrator To Enter Into A Student Placement Agreement With The California State University, East Bay Nursing Clinical Program (CSUEB) To Provide For Nursing Students To Complete Their Clinical Field Study Experience With The City Of Oakland, Department Of Human Services - Multipurpose Senior Services Program (MSSP) Effective Upon Execution Of Agreement Through December 31, 2018; On The July 9, 2013 Life Enrichment Committee Agenda  
[\(12-0631\)](#)

S-4.10 Subject: Art And Soul Festival Report  
From: Councilmember Desley Brooks

Recommendation: Request To Reschedule This Item To The July 23, 2013 Life Enrichment Committee Agenda:

Receive An Informational Report And Possible Action On The Art And Soul Festival; For The Last 4 Years Provide: Attendance; Revenues Generated; Expenditures; Corporate Participation/Satisfaction; Artist Outreach/ Participation/Satisfaction; Grants; 2013 Festival Plan; On The July 23, 2013 Life Enrichment Committee Agenda

REASON: Councilmember Brooks Is Requesting This Report Come To The Committee On July 23, 2013 In Order To Discuss The Upcoming Festival.

[\(12-0621\)](#)

S-4.11 Subject: BRT Project Monitoring Report  
From: Department Of Public Works  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution authorizing the City Administrator to enter into a Master Cooperative Agreement with the Alameda-Contra Costa Transit District (AC Transit) for the Final Design and Construction Phases of the Downtown Oakland to San Leandro Bus Rapid Transit Project; And

[\(12-0642\)](#)

2) A Resolution authorizing the City Administrator to enter into an Operations and Maintenance Agreement with the Alameda-Contra Costa Transit District (AC Transit) for the Downtown Oakland to San Leandro Bus Rapid Transit Project; On The July 9, 2013 Public Works Committee Agenda

[\(12-0642-1\)](#)

S-4.12 Subject: Travel Authorization - Reid  
From: Vice Mayor Larry Reid  
Recommendation: Adopt A Resolution Authorizing Vice Mayor Larry Reid To Travel To Sacramento, California To Attend The 2013 League Of California Cities Annual Conference And Expo From September 18 - 20, 2013; On The July 16, 2013 City Council Agenda

[\(12-0637\)](#)

5 A Review Of The Council Committees' Actions From June 25, 2013 And Determination Of Scheduling To The City Council Meeting Of July 2, 2013(MATRIX)

[\(rules062713item5\)](#)

6 A Review Of The Draft Agendas For The City Council Committee Meetings Of July 9, 2013 And For The Rules & Legislation Committee Meeting Of July 11, 2013

[\(rules062713item6\)](#)

7 Subject: Establishing Community Facilities Districts For Expiring Wildfire Prevention Assessment District

From: Office Of The City Administrator

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Of The City Council Of The City Of Oakland Approving Amended And

Restated Local Goals And Policies And Appraisal Standards For Community Facilities Districts; And  
(12-0611)

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

2) A Resolution Of Intention Of The City Of Oakland To Establish City Of Oakland Community Facilities District No. 2013-1 (Wildfire Prevention District) In The Current Wildfire Prevention Assessment District Area, Schedule A Public Hearing, Levy A Special Tax To Finance Certain Public Services And Approving A Proposed Boundary Map For Community Facilities District No. 2013-1 Pursuant To The Mello-Roos Community Facilities Act Of 1982; And  
(12-0593)

**This item is also scheduled as a Public Hearing on August 2, 2013.**

3) A Resolution Authorizing The City Administrator 1) To Amend The Contract With Francisco & Associates, Inc., In An Amount Not-To-Exceed Twenty-Four Thousand Nine Hundred Dollars (\$24,900), For Work Related To The Establishment Of Community Facilities District (CFD) No. 2013-1 (Wildfire Prevention District), The Rate And Method To Levy A Special Tax, And The Establishment Of Proposed Boundaries And Map Of The CFD, For A Total Contract Amount Not To Exceed Three-Hundred Eighty-Two Thousand Four Hundred Dollars (\$382,400) And Waiving The Advertising And Competitive Request For Proposal / Qualification Requirements 2) To Appropriate Two Hundred Thirteen Thousand One Hundred Dollars (\$213,100) For The Costs Of Establishment Of The Community Facilities District In FY 2013-15  
(12-0594)

8 Subject: Support Of AB 1229 Affirming Local Control Of Inclusionary Zoning For Affordable Housing  
From: Offices Of Councilmembers Kalb And Gibson McElhaney  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1229 (Atkins) - State Legislation That Would Re-Authorize Cities And Counties To Adopt Ordinances With Inclusionary Rental Housing Requirements For Lower Income Households  
(12-0608)

**Pursuant to Rule 28(b) 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  
City Clerk and  
Clerk of the Council**