



# 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 - DRAFT \*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 Waive The Competitive Request For Proposals/Qualifications (RPF/Q) Process

**18-0404**

**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**

**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 Of 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**

**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**

**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**

**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: Broadway Between Rockridge Boulevard And Ocean View Drive Alcatraz Avenue Between Dana Street And Colby Street, South Side 42nd Street Between Webster Street And Shafter Avenue 42nd Street Between Shafter Avenue And Opal Street Merrimac Street Between 28th Street And Telegraph Avenue 28th Street Between Merrimac Street And Telegraph Avenue 29th Street Between Telegraph Avenue And 980 Overpass

**18-0419**

*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**

**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 Improvements  
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**

**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**

**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**

**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 \$426,870; 2) Enter Into Professional Service Agreements With Uptions, 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; And 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  
**18-0410**

*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 The Community Policing Advisory Board 2018 Annual Report  
**18-0403**

**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 Law Enforcement Analysis Portal (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**

**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**

**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**

**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 McElhane  
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](#)

*Councilmember McElhane 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 DebGrant For 25  
Years And 8 Months Of Exemplary Service To The City Of Oakland; On The May 15,  
2018 City Council Agenda As A Ceremonial Item

**18-0390**

**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  
Recommendation: Adopt A Resolution Adding To The Ballot Of The Election To Be Held  
On June 5, 2018 The Question Of Whether The County Of Alameda Shall Impose A  
Transactions And Use Tax For The Purpose Of Providing Additional Support For High  
Quality Child Care And Early Education Services For Low- And Middle-Income Children  
And Families In The County And To Improve Wages For Child Care Providers And Early  
Educators Who Provide These Services

[18-0420](#)

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

*Councilmember McElhane 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](#)

**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: 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; 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](#)

**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 4-20-2018](#)

**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](#)

**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 Dan 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 Practices That Are Inconsistent With A Free And Fair Internet [18-0324](#)

Attachments: [View Report](#)

**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 Dan 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 Practices That Are Inconsistent With A Free And Fair Internet [18-0324](#)

Attachments: [View Report](#)

**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.*

**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 5 days 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) 238-6406**

**Fax: (510) 238-6699**

**Recorded Agenda: (510) 238-2386**

**Telecommunications Display Device: (510) 238-3254**

**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.**