



City of Oakland Meeting Minutes

*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>

Thursday, December 01, 2011

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

The Oakland City Council Rules and Legislation Committee convened at 10:48a.m., with Council President Reid presiding as Chairperson.

COMMITTEE MEMBERSHIP:

Present: Member Brooks, Member Schaaf, Member Reid and President Pro Tempore De La Fuente

1 Determinations of Closed Session

A motion was made by President Pro Tempore De La Fuente, seconded by Member Brooks, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Member Brooks, Member Reid and President Pro Tempore De La Fuente

2 Approval of the Draft Minutes from the Committee meeting of November 10, 2011

There were no minutes to approve.

3 Determination of Schedule of Outstanding Committee Items

A motion was made by Member Brooks, seconded by Member Schaaf, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Member Brooks, Member Reid and President Pro Tempore De La Fuente

[rules120111](#)

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4 Scheduling of Agenda Items and revisions to the agendas for the ORA/City Council Meeting of December 6, 2011 (SUPPLEMENTAL)

[rules120111item4](#)

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S-4.1 Subject: Urban Area Security Initiative (UASI) Expansion
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Enter Into The Governance Memorandum Of Understanding To Expand The Urban Area Security Initiative (UASI) Approval Authority To Include The Following Jurisdictions: City Of Oakland, City Of San Jose, City And County Of San Francisco, And Counties Of Alameda, Contra Costa, Marin, Monterey, San Mateo, Santa Clara And Sonoma, Which Will Provide Overall Governance Of The UASI Grant Program, As Well As Other Grant Programs Under The Jurisdiction Of The Approval Authority, Across The Bay Area Region Effective December 1, 2011 Through December 1, 2013
[11-0158](#)

Scheduled to *Public Safety Committee on 12/13/2011

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[83674 CMS.pdf](#)

S-4.2 Subject: Forensic Training Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To 1) Accept And Appropriate Grant Funds In An Amount Not To Exceed Five Hundred Fourteen Thousand Four Hundred Forty- Four Dollars (\$514,444) From The U.S. Department Of Justice, Office Of Justice Programs, National Institute Of Justice To The Oakland Police Department For The Delivery Of Training On DNA Evidence For Investigators, 2) Waive The Competitive Request For Proposal/Qualifications Process For The Services Provided By The Regional Training Center (RTC) In An Amount Not To Exceed Three Hundred Sixteen Thousand Fifty-Eight Dollars (\$316,058), And 3) Waive The Advertising And Bidding Requirements For The Purchase Of Crime Scene Equipment And Supplies From SIRCHIE In An Amount Not To Exceed Forty Five Thousand Dollars (\$45,000), Foster And Freeman In An Amount Not To Exceed Twenty Six Thousand Dollars (\$26,000), And Safariland Forensic Source In An Amount Not To Exceed Fifteen Thousand Dollars (\$15,000), For The Program Period October 1, 2011 Through June 30, 2014
[11-0165](#)

Scheduled to *Public Safety Committee on 12/13/2011

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[83673 CMS.pdf](#)

S-4.3 Subject: First Quarter Revenue Results and Expenditure Results
From: Office Of Budget
Recommendation: Receive An Informational Report On Fiscal Year 2011-2012 First Quarter Revenue & Expenditure Results & Year-End Projections For General Purpose Fund (1010), Landscaping And Lighting Assessment District Fund (2310), Equipment Fund (4100) And City Facilities Fund (4400)
[11-0168](#)

Scheduled to *Finance & Management Committee on 12/13/2011

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S-4.4 Subject: Measure Y Community Policing Efforts
From: Office Of The City Administrator
Recommendation: Receive A Report On Measure Y Community Policing Efforts For The
Second Quarter Submitted On July 15, 2011 From Resource Development Associates
[11-0176](#)

Scheduled to *Public Safety Committee on 12/13/2011

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S-4.5 Subject: Preliminary 2012 Calendar
From: Office Of The City Clerk
Recommendation: Request To Review The Preliminary Calendar For 2012
[11-0183](#)

***Received and Filed**

S-4.6 Subject: Measure Y Wraparound Strategy Report
From: Department Of Human Services
Recommendation: A Request To Re-Title An Item Previously Scheduled To The December 13,
2011 Public Safety Committee Agenda

NEW TITLE: A Report And Request For The City Council To Approve Recommendations For
Funding Measure Y Violence Prevention Program Strategies And The Request For Proposal
Process For The Funding Cycle For Fiscal Years 2012-2015

OLD TITLE: An Informational Report On The Measure Y Juvenile Justice/Oakland Unified
School District (OUSD) Wraparound Strategy And An Update On The Measure Y Fiscal Year
2012-15 Request For Proposals

[11-0075](#)

Scheduled to *Public Safety Committee on 12/13/2011

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S-4.7 Subject: Authorizing Sale Of 319 Chester Street
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Authorizing The Sale Of A City-Owned Parcel At 319 Chester Street To The Alliance For West Oakland Development For The Purchase Price Of \$94,000.00, Authorizing Seller Financing For The Purchase Price, Authorizing A \$400,000.00 Construction Loan, And Authorizing A Disposition And Development Agreement With The Developer To Develop The Parcel With A Two-Family Home

[10-0096](#)

**Scheduled to *Community & Economic Development Committee on
12/13/2011**

And as a Public Hearing on the December 20, 2011 City Council Agenda.

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- [View Supplemental Report.pdf](#)
- [13104 CMS.pdf](#)

S-4.8 Subject: Annual Property Assessment
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces of Legislation:

1) A Resolution Approving The Annual Reports Of The Lakeshore/Lake Park Business Improvement Management District, The Koreatown/Northgate Community Benefit District Of 2007, The Downtown Oakland Community Benefit District Of 2008, And The Lake Merritt/Uptown Community Benefit District Of 2008 Advisory Boards; Confirming The Continuing Annual Assessment For Each Applicable District For Fiscal Year 2012/2013; And Authorizing Payment Of The City's Cumulative Fiscal Year 2012/2013 Fair Share Assessment In An Amount Not To Exceed \$132,553.06 For City-Owned Properties In The Koreatown/Northgate District, The Downtown Oakland District, And The Lake Merritt/Uptown District; And

2) An Agency Resolution Authorizing Payment Of The Redevelopment Agency's Cumulative Fiscal Year 2012/2013 Fair Share Assessment In An Amount Not To Exceed \$48,588.09 For Agency-Owned Properties In The Koreatown/Northgate Community Benefit District Of 2007, The Downtown Oakland Community Benefit District Of 2008, And The Lake Merritt/Uptown Community Benefit District Of 2008

[11-0159](#)

**Scheduled to *Community & Economic Development Committee on
12/13/2011**

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S-4.9 Subject: Projects Concepts, Inc., Professional Services Agreement
From: Community And Economic Development
Recommendation: Adopt A Resolution Authorizing A Professional Services Agreement With
Projects Concepts Inc., DBA Business Value Alliance, In An Amount Not To Exceed \$50,000
To Provide Specialized Assistance To Oakland Businesses To Advance Business Growth, And
Waiving The Competitive Request For Proposal/Qualification Process For This Contract
[11-0161](#)

**Scheduled to *Community & Economic Development Committee on
12/13/2011**

S-4.10 Subject: Neighborhood Stabilization 1 Grant
From: Community And Economic Development Agency
Recommendation: Receive An Informational Report On The Status Of The Projects Funded
Under The Neighborhood Stabilization Program 1 Grant
[11-0166](#)

**Scheduled to *Community & Economic Development Committee on
12/13/2011**

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S-4.11 Subject: Army Base Development and Operations
From: Community and Economic Development Agency
Recommendation: Action On A Report And Recommendation On Community Benefits Policy
Framework Associated With The Development And Operations At The Former Oakland Army
Base
[11-0177](#)

**Scheduled to *Community & Economic Development Committee on
12/13/2011**

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S-4.12 Subject: Henry J. Kaiser Convention Center Improvements
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:
1) An Oakland Joint Powers Financing Authority Resolution Authorizing The Sale Of The
Henry J. Kaiser Convention Center Improvements To The City Of Oakland For One Dollar;
And
[11-0178](#)

Scheduled to *Finance & Management Committee on 12/13/2011

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[2011-0002 JPFA.pdf](#)

S-4.13 Subject: Redevelopment Agency Annual Report
From: Community And Economic Development Agency
Recommendation: Receive An Informational Report Presenting The Redevelopment Agency's Fiscal Year 2010-11 Annual Reports On Blight, Housing Activity, Loans, Property, And Time Limits In Accordance With The Reporting Requirements Of The California Community Redevelopment Law
[11-0181](#)

Scheduled to *Community & Economic Development Committee on 12/13/2011

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S-4.14 Subject: Recycling Facilities At Oakland Army Base
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:
1) An Agency Resolution Authorizing The Agency Administrator To Negotiate And Enter Into A 360-Day Exclusive Negotiating Agreement With California Waste Solutions And Custom Alloy Scrap Sales, Inc. For The Development Of Two Recycling Facilities On Approximately 20 Acres Of The North Gateway Area Of The Former Oakland Army Base; And
[11-0182](#)

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[2011-0071 CMS.pdf](#)

2) A City Resolution Authorizing The City Administrator To Negotiate And Enter Into A 360-Day Exclusive Negotiating Agreement With California Waste Solutions And Custom Alloy Scrap Sales, Inc. For The Development Of Two Recycling Facilities On Approximately 20 Acres Of The North Gateway Area Of The Former Oakland Army Base
[11-0182-1](#)

Scheduled to *Community & Economic Development Committee on 12/13/2011

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S-4.15 Subject: Change Order Limit Increase - 12th St Reconstruction Project
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Increase The Change Order Limit For The Contract With McGuire & Hester For The 12th Street Reconstruction Project (Project No. C241610) From Ten Percent To Fifteen Percent Of The Original Contract Amount For A Total Contract Amount Not-To-Exceed Thirty Six Million Eight Hundred Forty-One Thousand Eight Hundred Eighty Dollars And Eighty Six Cents (\$36,841,880.86)
[11-0097](#)

Scheduled to *Public Works Committee on 12/13/2011

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S-4.16 Subject: Installation of Stop Signs
From: Public Works Agency
Recommendation: Adopt A Resolution Approving The Installation Of Stop Signs Pursuant To California Vehicle Code Sections 21351 And 21355 And Oakland Municipal Code Sections 10.12.010 And 10.12.110 On The Following Streets: A. 8th Street, Both Approaches, At Filbert Street B. 13th Street, Both Approaches, At Willow Street C. 3rd Street, Both Approaches, At Madison Street D. 3rd Street, Both Approaches, At Jefferson Street E. 4th Street, Both Approaches, At Alice Street F. Forest Street, Both Approaches, At Miles Avenue
[11-0167](#)

Scheduled to *Public Works Committee on 12/13/2011

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S-4.17 Subject: Traffic Signals Along Martin Luther King Junior Way
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate One Hundred And Twenty-Five Thousand Dollars (\$125,000.00) In Transportation Fund For Clean Air (TFCA) County Program Manager Fund To Synchronize Four Traffic Signals Along Martin Luther King Junior Way
[11-0169](#)

Scheduled to *Public Works Committee on 12/13/2011

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S-4.18 Subject: Traffic Signal Installations
From: Public Works Agency
Recommendation: Adopt A Resolution: 1) Rejecting All Bids; 2) Waiving Further Advertising And Bidding; And 3) Authorizing The City Administrator, Or Her Designee, To Negotiate And Purchase The Necessary Construction Services And Material On The Open Market, In Accordance With The Plans And Specifications, For The Traffic Signal Installations And Modifications Project (City Project No. C313710), In An Amount Not To Exceed Eight-Hundred And Fifty-Five Thousand Dollars (\$855,000.00)
[11-0170](#)

Scheduled to *Public Works Committee on 12/13/2011

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S-4.19 Subject: Agreement With Biggs Cardosa Associates, Inc.
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Enter Into A Professional Services Agreement In An Amount Not To Exceed Six Hundred Twenty-Five Thousand Dollars (\$625,000.00) With Biggs Cardosa Associates, Inc. To Provide Professional Engineering Services For Bridge Seismic Retrofit Projects
[11-0172](#)

Scheduled to *Public Works Committee on 12/13/2011

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[83666 CMS.pdf](#)

S-4.20 Subject: Regional Private Sewer Lateral Program
From: Public Works Agency
Recommendation: Information And Action On A Presentation About The US EPA Mandated
East Bay Regional Private Sewer Lateral Program
[11-0173](#)

Scheduled to *Public Works Committee on 12/13/2011

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S-4.21 Subject: Landscape Architectural Services
From: Public Works Agency
Recommendation: Adopt A Resolution Waiving The Competitive Request For
Proposal/Qualification Process And Authorizing An Amendment To Increase The Agreement
With Design Community And Environment For As-Needed Landscape Architectural Services
For An Amount Not-To-Exceed Three Hundred Fifty Thousand Dollars (\$350,000.00),
Bringing The Total Contract Amount To Nine Hundred Thousand Dollars (\$850,000.00)
[11-0174](#)

Scheduled to *Public Works Committee on 12/13/2011

S-4.22 Subject: Street Sweeper Purchase
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Appropriate
Two Million Four Hundred Thousand Dollars (\$2,400,000) Of Savings From The 2009-2011
Operating Budget In The Comprehensive Cleanup Fund 1720 To Replace Six Street Sweepers,
One Twenty-Five (25) Cubic Yard Packer Truck, One Leaf Sweeper, And One Aerial Lift
Truck With Thirty-Seven Feet (37') Boom And Purchase Three New Mini Packer Trucks, One
Green Machine Sweeper, One Aerial Lift Truck With Thirty-Seven Feet (37') Boom, One Leaf
Machine And One Tow Behind Packer For The Public Works Agency, Department Of
Facilities And Environment, Keep Oakland Clean And Beautiful Division And Park Services
Division; On The December 13, 2011 Finance And Management Committee Agenda
[11-0179](#)

***Withdrawn with No New Date**

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S-4.23 Subject: Parking Enforcement Vehicle Purchase
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Appropriate
Four Hundred Thousand Dollars (\$400,000) Of Savings From The 2009-2011 Operating
Budget In The Internal Equipment Service Fund 4100 To Purchase Ten Energy Efficient
Vehicles For The Finance Management Agency, Parking Enforcement Division; On The
December 13, 2011 Finance And Management Committee Agenda
[11-0180](#)

***Withdrawn with No New Date**

S-4.24 Subject: Salary Ordinance Amendment - PT And PPT Classifications
From: Department Of Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 (The Salary Ordinance) To Amend Existing Full Time Classifications By Adding The Part Time (PT) Equivalent Classifications Of: Emergency Planning Coordinator, PT; Food Service Worker, PT; Head Start Program Coordinator, PT; Hearing Officer, PT; Senior Services Program Assistant, PT; Special Events Coordinator, PT; Veterinarian, PT; And To Amend Existing Full Time Classifications By Adding The Permanent Part Time (PPT) Equivalent Classifications Of: Food Service Worker, PPT; Head Start Program Coordinator, PPT; And Special Events Coordinator, PPT; To Add The Newly Created Permanent Part Time And Part Time Classifications Of Recreation Specialist III, PPT And Recreation Specialist III, PT; And To Correct The Salary Pay Grade For Public Service Representative, PT To Make It Consistent With The Pay Grades For The Full Time And Permanent Part Time Equivalents Of The Same Classification

[11-0163](#)

Scheduled to *Finance & Management Committee on 12/13/2011

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S-4.25 Subject: Audit Services Contract
From: Finance And Management Agency
Recommendation: Adopt An Agency Resolution Amending Agency Resolution No. 2010-0048 C.M.S., Which Authorized A Contract With Macias Gini, & O'Connell, LLP To Provide Audit Services, To Increase The Contract For Oakland Army Base Report By Seventeen Thousand Nine Hundred Sixty Two Dollars (\$17,962), From Six Thousand Three Hundred Ninety Eight Dollars (\$6,398) To An Amount Not-To-Exceed Twenty Four Thousand Three Hundred Sixty Dollars (\$24,360) To Provide Comprehensive Financial Statements For The Years Ended June 30, 2011 And June 30, 2012 And The Close-Out Period Ending August 7, 2012, As Required By The U.S. Department Of The Army, And Waiver Of Request For Proposals

[11-0164](#)

Scheduled to *Finance & Management Committee on 12/13/2011

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[2011-0069 CMS.pdf](#)

S-4.26 Subject: Firefighter And Paramedics Staffing Plan
From: Councilmember Brunner
Recommendation: A Request To Re-Title An Item Previously Scheduled To The December 13, 2011 Finance And Management Committee Agenda

NEW TITLE: Receive An Informational Report And Action On The Staffing Plan For Firefighters And Paramedics For Fiscal Year 2011-2012 And Information On The Candidate Physical Ability Test To Be Used For Those And Future Recruitments

OLD TITLE: Informational Report And Action On The Staffing Plan For Firefighters And Paramedics For Fiscal Year 2011-2012

[11-0115](#)

Scheduled to *Public Safety Committee on 12/13/2011

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S-4.27 Subject: Citizen's Police Review Board Report
 From: Citizens Police Review Board
 Recommendation: Receive An Annual Report From The Citizens' Police Review Board (CPRB)
[10-0853-1](#)

Scheduled to *Public Safety Committee on 12/13/2011

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Requests Submitted on the Dais:

#1 Subject: Moratorium Ordinance Extension
 From: President Pro Tempore De La Fuente
 Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Extension Of Ordinance No. 13095 C.M.S., An Interim Ordinance, Adopted As An Urgency Measure Pursuant To California Government Code Section 65858, Establishing A Temporary Moratorium On The Establishment Or Expansion Of Businesses Engaged In And/ Or Conducting Buying, Selling, And/Or Exchanging Old Gold, Old Silver, Platinum Or Articles Of Platinum, Silverware, Secondhand Jewelry Or Other Precious Metals Or Stones (Secondhand Jewelry Dealers) Through March 20, 2012 Or Whenever Permanent Regulations Are Adopted, Whichever Occurs First
[11-0124-1](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 12/20/2011

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[13103 CMS.pdf](#)

5 A review of the Agendas for the Council Committees for the meetings of December 13, 2011 and the Rules and Legislation Committee Meeting of December 15, 2011
A motion was made by Member Brooks, seconded by President Pro Tempore De La Fuente, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Member Brooks, Member Reid and President Pro Tempore De La Fuente

[rules12011item6](#)

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OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules and Legislation Committee adjourned the meeting at 11:51a.m.

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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* 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.

City Clerk and Clerk of the Council