



City of Oakland

Office of the City Clerk
Oakland City Hall
1 Frank H. Ogawa Plaza
Oakland, California 94612
LaTonda Simmons, City
Clerk

Meeting Agenda - SUPPLEMENTAL

*Rules & Legislation Committee

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

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

Thursday, November 7, 2019

10:45 AM

City Council Chamber, 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:

Council President Rebecca Kaplan, At-Large; President Pro Tempore Dan Kalb, District 1; Lynette McElhaney, District 3; Chairperson: Sheng Thao, District 4

1 Determinations Of Closed Session

[18-2363](#)

Attachments: [View Report](#)

2 Approval Of The Draft Minutes From The Committee Meeting Of October 24, 2019

[18-2364](#)

Attachments: [View Report](#)

3 Determination Of Schedule Of Outstanding Committee Items

[18-2365](#)

Attachments: [View Report](#)

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

[18-2366](#)

Attachments: [View Report](#)

4.1 Subject: Rescind The "The Children's Initiative Of 2018"

From: Member Of The Public: Gene Hazzard

Recommendation: Rescind The Action Item Of December 14, 2018 Where Members Of The Oakland City Council Voted Approving "The Children's Initiative Of 2018" AKA Measure AA Which Appeared On The November 6, 2018 General Election Ballot. The Measure Was A \$198.00 Parcel Tax Measure Where The Certified Election Results Of The Alameda County Registrar Of Voters Said The Measure Failed Because It Did Not Receive The Supermajority Or 2/3 Voter Approval For Passage. The Council 'S Action On December 14, 2018 Was Contrary To The Certified Election Results, Therefore Must Be Rescinded!; On A City Council Agenda As Soon As Possible

18-2255

Legislative History

9/19/19

*Rules & Legislation
Committee

Withdrawn with No New Date

The Agenda was modified to show item 4.5 and 4.7 being heard together

DUE TO THE PRESENCE OF COUNCILMEMBER GALLO, A QUORUM OF THE CITY COUNCIL WAS NOTED, AND A MOTION WAS MADE AND SECONDED TO ADJOURN THE MEETING OF THE RULES & LEGISLATION COMMITTEE AND TO CONVENE AS A SPECIAL MEETING OF THE FULL COUNCIL AT 11:15 P.M.

4.2 Subject: Semi-Annual Grants Report

From: Finance Department

Recommendation: Receive A Semi-Annual Informational Report From The Finance Department On City Efforts To Apply For, Accept And Appropriate Grants Over \$50,000 From Private, Local, State And Federal Sources, For The Period Beginning January 1, 2019 And Projected Through June 30, 2020; On The December 3, 2019 Special Finance And Management Committee Agenda

18-2451

- 4.3** Subject: Update On The Next Generation 9-1-1 Public Safety Upgrade
From: Information Technology Department
Recommendation: Receive An Informational Report Which Provides An Update On The Next Generation 9-1-1 Public Safety Upgrade And The Court Mandated Performance, Reporting, Information And Metrics Environment System (Prime 2.0) Projects: On The December 3, 2019 Special Finance And Management And The Special Public Safety Committee Agenda's
18-2456
- 4.4** Subject: 2019 AMIP-SSMP Update
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Approving The Asset Management Implementation Plan And Sanitary Sewer Management Plan - December 2019 (AMIP/SSMP) As Required By The State Water Resources Control Board's Statewide General Wastewater Discharge Requirements For Sanitary Sewer Systems And The 2014 Final Consent Decree With The United States Environmental Protection Agency (US EPA); On The December 3, 2019 Special Public Works Committee Agenda
18-2446
- 4.5** Subject: Construction Award For Fire Station#12 Remodel
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Award And Execute A Construction Contract In The Amount Of Seven Hundred Ninety-Eight Thousand Six Hundred Dollars (\$798,600.00) To S& H Construction, Inc., The Lowest Responsive And Responsible Bidder, For The Construction Of The Fire Station #12 Remodel Project (Project No. 1003439A), In Accordance With The Project Plans And Specifications And Contractor's Bid; On The December 3, 2019 Special Public Works Committee Agenda
18-2447
- 4.6** Subject: Sanitary Sewer Master Plan
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Enter Into A Professional Services Agreement With V&A Consulting Engineers For Engineering Services For Sanitary Sewer Master Plan Project No. 1004788 In The Amount Not To Exceed Two Million Four Hundred Eighty-Six Thousand Six Hundred Sixty-Six Dollars (\$2,486,666); On The December 3, 2019 Special Public Works Committee Agenda
18-2442

4.7 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 Pacific Trenchless, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Project Specifications For Sanitary Sewer Rehabilitation Sub-Basin 84-003 (Project No. 1003202) And With Contractor's Bid In The Amount Of Three Million Five Hundred Seventy-One Thousand Five Hundred One Dollars (\$3,571,501.00); And

18-2443

2) A Resolution Awarding A Construction Contract To Andes Constructions, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Project Specifications For The On-Call Sanitary Sewers Emergency Projects FY 2019-21 (Project No. 1000720-2.0) And With Contractor's Bid In The Amount Of One Million Eight Hundred Seventeen Thousand Seven Hundred Fourteen Dollars (\$1,817,714.00); On December 3, 2019 Special Public Works Committee Agenda

18-2444

4.8 Subject: Willie Electric Supply Co., DBA San Leandro Electric Supply
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To Willie Electric Supply Co., DBA San Leandro Electric Supply, The Lowest Responsive And Responsible Bidder, And Non-Local Business Enterprise For Electrical Supplies In The Amount Not-To-Exceed \$150,000 Per Year For A Three (3) One-Year Term, October 1, 2019 To September 30, 2022, And Authorizing The City Administrator To Extend The Agreement Annually, Up To Two (2) One-Year Periods In An Amount Not-To-Exceed \$150,000 Per Year For A Total Contract Amount Of \$750,000 Over A Five-Year Term, Without Returning To City Council; On The December 3, 2019 Special Public Works Committee Agenda

18-2448

- 4.9** Subject: R&S Overhead Garage Door, Inc. Contract Approval
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Enter Into A Professional Services Agreement With R&S Overhead Garage Door, Inc., The Lowest Responsive And Responsible Bidder, A Non-Local Business Enterprise For Overhead Garage Doors And Rolling Gates Installation, Maintenance, And Repair Services For 148 Roll-Up Doors And 37 Rolling Gates At 36 Locations In An Amount Not-To-Exceed \$375,000 Per Year For A Two-Year Term, November 1, 2019 To October 31, 2021; 2) And Authorizing The City Administrator To Extend The Agreement, Annually, Up To Two (2) One-Year Periods (FY 2021-22 And FY 2022-23) In An Amount Not-To-Exceed \$375,000 Per Year, For A Total Not-To-Exceed Contract Amount Of \$1,500,000 Over A Four-Year Term, Without Returning To City Council; On The December 3, 2019 Special Public Works Committee Agenda
18-2445
- 4.10** Subject: Major Encroachment Permit At 325 7th Street.
From: Transportation Department
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To 325 - 7th Street LLC, To Allow Portions Of The New Building Above Grade And New Metal Awnings At 325 7th Street To Encroach Into The Public Right-Of-Way On 6th Street, 7th Street and Harrison Street, Major Encroachment Permit ENMJ19057; On The December 3, 2019 Special Public Works Committee Agenda
18-2449
- 4.11** Subject: Major Encroachment Permit At 75 Vernon Street.
From: Transportation Department
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Barbara S. Leicht, Trustee Of The Pacific Landing Trust, The Milton Lieberman Irrevocable Trust, And Daniel Lieberman And Miran Choi, Trustees Under The Daniel Lieberman And Miran Choi Living Trust, L.P., To Allow Portions Of The Existing Building Above Grade At 75 Vernon Street To Encroach Into The Public Right-Of-Way Vernon Street, Major Encroachment Permit ENMJ19051; On The December 3, 2019 Special Public Works Committee Agenda
18-2450
- 4.12** Subject: ACTC Comprehensive Investment Plan Grant Acceptance
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee, The Director of Transportation or Assistant Director of Transportation, To Accept And Appropriate Grants From The Alameda County Transportation Commission In An Amount Of \$12.059 Million for Three Projects Including The MacArthur Smart City Corridor Project, Broadway Shuttle Operations, And The Fruitvale Avenue Gap Closure Project And Commit Matching Funds Of \$1.231 Million; On The December 3, 2019 Special Public Works Committee Agenda
18-2452

- 4.13** Subject: Oakland Vegetation Management Plan
From : Oakland Fire Department
Recommendation: Receive An Informational Report On The Status, Goals And Potential Impacts Of The Proposed Oakland Vegetation Management Plan Including But Not Limited To The Environmental Impact Report (EIR) Review Process, Including Scoping, Designation Of Lead Agency, Project Objectives And Description, And Timeline; On The December 3, 2019 Special Public Safety Committee Agenda
18-2453
- 4.14** Subject: 2019 Legislative Activities & 2020 Legislative Priorities
From: Office Of The Mayor
Recommendation: Receive An Informational Report Regarding 2019 State And Federal Legislative Activities And Proposed Legislative Priorities For 2020; On The December 5, 2019 Rules And Legislation Committee Agenda
18-2454
- 4.15** Subject: Cesar Chavez National Historic Park
From: Councilmember Gallo
Recommendation: Adopt A Resolution In Support Of The National Park Service And The Wilderness Society In The Establishment Of The Cesar Chavez Historic Park; On The November 21, 2019 Rules And Legislation Committee Agenda
18-2457
- 4.16** Subject: Resolution Calling Special Election For March 3, 2020
From: Office Of The City Clerk
Recommendation: Adopt A Resolution: 1) Calling And Giving Notice For The Holding Of A Special Municipal Election On Tuesday March 3, 2020 For The Purpose Of Submitting To The Electors Of The City Of Oakland Proposed Measures; 2) Requesting Consolidation Of The City Of Oakland Special Municipal Election With The Statewide Primary Election To Be Held On March 3, 2020; And 3) Authorizing And Directing The City Clerk To Take All Actions Necessary For The Special Municipal Election In Accordance With Applicable Legal Requirements; On The November 19, 2019 City Council Agenda
18-2458
- 5** A Review Of The Draft Agendas For The Meetings Of November 18 And 19, 2019 And The Rules And Legislation Committee Of November 21, 2019
[18-2367](#)

Attachments: [View Report](#)

S6 Subject: Parcel Tax For Parks Maintenance And To Address Homelessness
 From: Oakland Public Works Department
 Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The March 3, 2020 Statewide Primary Election, A Proposed Ordinance To Adopt A Special Parcel Tax To Maintain And Improve City Of Oakland Parks And Recreational Facilities, Provide Services To Unhoused/ Unsheltered Persons, And To Provide, Maintain, And Improve Other Municipal Services As The City Council May Deem Appropriate; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The March 3, 2020 Statewide General Election
[18-2332](#)

- Attachments:** [View Report 10/29/2019](#)
[View Kalb Report 10/28/2019](#)
[View Supplemental Request From Rules 10.31.2019](#)
[View Supplemental Report - Kalb 11/4/2019](#)

Legislative History

10/24/19	*Rules & Legislation Committee	Scheduled to the *Special Rules and Legislation Committee
10/31/19	*Special Rules and Legislation Committee	Continued to the *Rules & Legislation Committee

There were 15 speakers on this item

The Committee continued this item and requested staff return with a Supplemental report that includes the legal corrections to the title and the details listed on the handout attached from Rules October 31, 2019

Councilmember President Kaplan made a motion seconded by Councilmember President Pro Tempore Kalb to approve the urgency finding on item S9 for the following reasons: That there is a need to take immediate action which came to the attention of the local body after the agenda was posted, and that the need to take immediate action is required to avoid a substantial adverse impact that would occur if the action were deferred to a subsequent special or regular meeting

Open Forum (Total Time Available: 15 Minutes)

Adjournment

Americans With Disabilities Act

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Office of the City Clerk - Agenda Management Unit

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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.**