



# 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>**

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**Thursday, June 05, 2014**

**10:45 AM**

**City Council Chambers - 3rd Floor**

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*The Oakland City Council Rules & Legislation Committee convened at 10:54 a.m., with Councilmember Schaaf presiding as Chairperson.*

### **Roll Call / Call To Order**

Excused: Council President Kernighan

Present: Vice Mayor Reid, Member Schaaf and Member Kalb

#### 1 Determinations Of Closed Session

**A motion was made by Vice Mayor Reid, seconded by Member Kalb, to  
\*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Excused; 1 - Council President Kernighan

Aye; 3 - Vice Mayor Reid, Member Kalb and Member Schaaf

*A Special Closed Session has been scheduled for June 17, 2014 at 3:30 p.m.*

#### 2 Approval Of The Draft Minutes From The Committee Meeting Of May 22, 2014

**A motion was made by Vice Mayor Reid, seconded by Member Kalb, to  
\*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Excused; 1 - Council President Kernighan

Aye; 3 - Vice Mayor Reid, Member Kalb and Member Schaaf

#### 3 Determination Of Schedule Of Outstanding Committee Items

**A motion was made by Vice Mayor Reid, seconded by Member Kalb, to  
\*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Excused; 1 - Council President Kernighan

Aye; 3 - Vice Mayor Reid, Member Kalb and Member Schaaf

[Rules060514Item3](#)

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

**A motion was made by Vice Mayor Reid, seconded by Member Kalb, to \*Approve with the following amendments. The motion carried by the following vote:**

**Votes:** Excused; 1 - Council President Kernighan  
Aye; 3 - Vice Mayor Reid, Member Kalb and Member Schaaf

S-4.1 Subject: Honoring Norma Jean Tucker  
From: Vice Mayor Reid  
Recommendation: Adopt A Resolution Honoring Norma Jean Tucker For Her Outstanding Community Service  
[13-0646](#)

**Scheduled to Meeting of the Oakland City Council on 6/17/2014**  
*As A Ceremonial Item*

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S-4.2 Subject: Recognizing Civicorps School And Teachers  
From: Councilmembers Schaaf And Gibson McElhaney  
Recommendation: Adopt A Resolution Recognizing Civicorps School And Teacher's Caitlin Cruz Who Was Awarded The 2014 STEM (Science, Technology, Engineering And Math) Women Of The Year, And Rachel Friedman On Her Robert F. Kenenedy Award  
[13-0636](#)

**Scheduled to Meeting of the Oakland City Council on 6/17/2014**  
*As A Ceremonial Item*

S-4.3 Subject: Creation Of An Independent Redistricting Commission  
From: Councilmembers Libby Schaaf And Dan Kalb  
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The November 4, 2014 Statewide General Election, A Proposed Ordinance To Amend The City Charter To Create The City Of Oakland Independent Redistricting Commission; Consolidating The Election With The Statewide General Election; And Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The Election  
[13-0643](#)

**Scheduled to \*Rules & Legislation Committee on 6/19/2014**  
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S-4.4      Subject:    Establishing The Public Safety Oversight Commission  
From:        Councilmember Noel Gallo  
Recommendation: Receive An Informational Report Regarding A Charter Amendment To Establish The Public Safety Oversight Commission [TITLE CHANGE]  
[13-0647](#)

**Scheduled to \*Public Safety Committee on 6/24/2014**

*At this time, an informational report only will be scheduled. Councilmember Gallo will work with the City Attorney to develop an appropriate title to establish a commission via Charter Amendment.*

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S-4.5      Subject:    Contract Extension With Forensic Logic For Crime Analysis Software  
From:        Oakland Police Department  
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator To Enter Into A Two-Year Contract Extension With Forensic Logic, Inc., For The Period Of July 1, 2014 Through June 30, 2016, In An Amount Not To Exceed One Hundred Fourteen Thousand Six Hundred Five Dollars (\$114,605), For A Total Contract Amount Not To Exceed Three Hundred Nine Thousand Six Hundred Five Dollars (\$309,605), For Their Law Enforcement Analysis Portal (LEAP) Crime Analysis Software Application, Licensing, Technical Support, And Consulting Services; And 2) Waiving The Competitive Request For Proposals/Qualifications (RFP/Q) Process, The Advertising And Bidding Requirements, And Local And Small Business Enterprise Programs (L/SLB) Provisions For The Proposed Contract With Forensic Logic, Inc.  
[13-0638](#)

**Scheduled to \*Public Safety Committee on 6/24/2014**

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S-4.6      Subject:    Grant Funds For Alcohol Control Enforcement Program  
From:        Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In An Amount Not To Exceed Ninety Thousand Dollars (\$90,000) From The State Of California, Department Of Alcoholic Beverage Control (ABC), Grant Assistance Program (GAP), For The Federal Fiscal Year 2014-2015 Implementation Of The Alcohol Control Enforcement Program Within The Police Department  
[13-0642](#)

**Scheduled to \*Public Safety Committee on 6/24/2014**

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S-4.7      Subject:    Mayor's Commission On Persons With Disabilities Annual Report  
From:        Oakland Public Works Department  
Recommendation: Receive The Mayor's Commission On Persons With Disabilities Annual Report For Calendar Year 2013  
[13-0639](#)

**Scheduled to \*Life Enrichment Committee on 6/24/2014**

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S-4.8      Subject:      Street Rehabilitation At 17th Street And At Jackson Street  
From:          Oakland Public Works Department  
Recommendation: Adopt 1) Resolution Authorizing The City Administrator, Or His Designee To Award A Construction Contract To Gallagher & Burk, Inc., The Lowest Responsive, Responsible Bidder, In Accordance With Plans And Specifications For Street Rehabilitation At 17th Street Between Castro Street And Lakeside Drive, And At Jackson Street Between 11th St And Lakeside Drive (Project No. C464540) And With Contractor's Bid In The Amount Of Seven Hundred Ninety-One Thousand Seven Hundred Dollars (\$791,700.00), And 2) Waiving Advertising And Bidding Requirements And Authorizing The City Administrator Or His Designee To Award Up To One Hundred Sixty Thousand Dollars (\$160,000.00) To The Contract For Resurfacing Work On Jackson Street, For A Total Contract Authorization Of Nine Hundred Fifty-One Thousand Seven Hundred Dollars (\$951,700.00)  
[13-0645](#)

**Scheduled to \*Public Works Committee on 6/24/2014**

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S-4.9      Subject:      Improving Public Engagement In The Budget Process  
From:          Office Of The City Administrator  
Recommendation: Receive A Report From The City's Budget Advisory Committee ("BAC") On Recommendations To Improve Public Engagement In The Budget Process  
[13-0640](#)

**Scheduled to \*Finance & Management Committee on 6/24/2014**

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S-4.10     Subject:      Ordinance Amending Oakland Municipal Code 9.24 "Gambling"  
From:          Office Of The City Administrator  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code (OMC) Chapter 9.24 "Gambling" To Clarify Prohibited Gambling Activities And To Delete Outdated Provisions Related To Pinball Machines  
[13-0641](#)

**Scheduled to \*Public Safety Committee on 6/24/2014**

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S-4.11     Subject:      Settlement Agreement Between The City And IFPTE, Local 21  
From:          Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Settlement Agreement Between The City Of Oakland And International Federation Of Professional And Technical Engineers, Local 21, Resolving Damages Pertaining To The Arbitrator's Ruling Upholding Local 21's Grievance Of The City Of Oakland's Decision To Contract With The Oakland Museum Foundation To Operate The Museum, In The Amount Of Three Million One Hundred Forty-Six Thousand Five Hundred Seventy-One Dollars And Forty-Three Cents (\$3,146,571.43)  
[13-0644](#)

**Scheduled to Meeting of the Oakland City Council on 6/17/2014**

*As A Consent Item*

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S-4.12      Subject:      Consolidation Of The City Of Oakland General Municipal Election  
From:          Office Of The City Clerk  
Recommendation: Adopt An Ordinance Requesting Consolidation Of The City Of Oakland  
General Municipal Election With The Statewide General Election To Be Held In The City Of  
Oakland On Tuesday, November 4, 2014  
[13-0637](#)

**Scheduled to Meeting of the Oakland City Council on 6/17/2014**

*As A Consent Item*

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[Rules060514Item4](#)

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**Items Submitted on the Dais**

#1            Subject:      Settlement Agreement- Blueford v. City Of Oakland  
From:          Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To  
Compromise And Settle The Case Of Blueford, Et Al. v. City Of Oakland, Et Al., United States  
District Court, Northern District Of California No. C12-03791 WHO, City Attorney's File No.  
X03845 In The Amount Of One Hundred Ten Thousand Dollars (\$110,000.00) (Oakland Police  
Department - Excessive Force)  
[13-0648](#)

**Scheduled to Meeting of the Oakland City Council on 6/17/2014**

*As A Consent Item*

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#2            Subject:      Geologic Hazard Abatement District (GHAD) Annual Budget Approval  
From:          Geologic Hazard Abatement District (GHAD) Board  
Recommendation: Adopt A Resolution Approving The 2014/2015 Annual Budget For The  
GHAD  
[13-0649](#)

**Scheduled to Meeting of the Oakland City Council on 6/17/2014**

*As A Consent Item*

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#3            Subject:     Radio Fleet Replacement  
From:        Information Technology Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To: 1) Appropriate And Allocate In The Amount Not To Exceed Eight Million Dollars (\$8,000,000) Through Radio Financing As Approved By Council Resolution No. 84840 C.M.S. Dated February 18, 2014 To Pay For The Radio Fleet Replacement; And 2) Negotiate And Enter Into An Agreement With Motorola Solutions Inc. In An Amount Not To Exceed Six Million Five Hundred Thousand Dollars (\$6,500,000) For The Purchase Or Lease Of Portable Radios And Associated Equipment, Software And The Purchase Of Professional Services; And 3) Award Contracts In An Amount Not To Exceed One Million Five Hundred Thousand Dollars (\$1,500,000) For Equipment And Professional Services In Support Of The Portable Radio Replacement Project; And 4) Negotiate A Contract With Another Vendor In An Amount Not To Exceed Six Million Five Hundred Thousand Dollars (\$6,500,000) For The Purchase Or Lease Of Portable Radios And Associated Equipment, Software And The Purchase Of Professional Services In Case Of Negotiations Failure With Motorol Solutions Inc.; And 5) Adjustments To The Information Technology Department's Adopted Fiscal Year 2014-2015 Operating Budget In The Amount Of Approximately Two Million Four Hundred Twenty-Six Thousand Eight Hundred Ninety-Four Dollars (\$2, 426,894) For Fiscal Year 2014-2015 For The Purchase Or Lease Of Protbale Motorola Radios And Associated Equipment And Professional Services To Transition And Implement The Radio Migration; And 6) Waive The City's Advertising, Competitive Bid And Request For Proposal (RFP) Process For Equipment, Products And Professional Services For The Above-Described Contracts  
[13-0650](#)

**Scheduled to \*Finance & Management Committee on 7/8/2014**

#4            Subject:     Short Term Encroachment Permit For Certified Farmers Market  
From:        President Pro Tempore Kaplan And Councilmember Kalb  
Recommendation: Adopt A Resolution Authorizing The Chief Of Police To Issue A Short Term Encroachment Permit For A Certified Farmers Market (CFM) On Grace Street Between Lowell And Los Angeles Streets, Every Saturday 8:00 A.M. - 4:00 P.M.  
[13-0655](#)

**Scheduled to \*Public Works Committee on 7/8/2014**

#5            Subject:     Continue The Pilot Extended Hours Permits Program For Cabarets  
From:        President Pro Tempore Kaplan  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 5.12, Cabarets, To Continue The Pilot Extended Hours Permits Program For An Additional Two Years  
[13-0656](#)

**Scheduled to \*Community & Economic Development Committee on 6/24/2014**  
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#6            Subject:    Special Finance & Management Committee Meeting  
From:        Councilmember Libby Schaaf  
Recommendation: Schedule A Special Finance & Management Committee Meeting For June 10, 2014 At 9:15 A.M.  
[13-0651](#)

**Scheduled to \*Special Finance & Management Committee on 6/10/2014**

#7            Subject:    Use Of Excess Real Transfer Tax Revenues & Establishing Rainy Day Fund  
From:        Councilmember Libby Schaaf  
Recommendation: Receive A Report And Adopt Recommendations To Amend Ordinance No. 13170 The Council's General Purpose Fund (GPF) Financial Policies Regarding Use Of Excess Real Transfer Tax Revenues And Establishing A Rainy Day Fund And Policy For Funding Debt And Unfunded Liabilities  
[13-0614](#)

**Scheduled to \*Special Finance & Management Committee on 6/10/2014**

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#8            Subject:    Public Ethics Commission Charter Amendment Reform  
From:        Councilmember Dan Kalb  
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The November 4, 2014 Statewide General Election A Proposed Amendment To The City Charter Regarding The Public Ethics Commission To Provide The Commission With Greater Independence And Minimum Staffing, Change Two Of The Mayoral Appointments To One Appointment Each By The City Attorney And City Auditor, Expand Restrictions On Its Commissioners And Staff, Add Additional Enforcement Authority And Requirements, Clarify Its Duties Including Enabling Compliance, Make It The Filing Officer For Disclosure Reports, And Provide Findings & Submission Requirements Regarding Amendments To Laws Under Its Jurisdiction, And Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The Election  
[13-0653](#)

**Scheduled to \*Rules & Legislation Committee on 6/19/2014**

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#9 Subject: "ASK Day" (Asking Saves Kids)  
 From: Councilmember Dan Kalb  
 Recommendation: Adopt A Resolution Proclaiming June 21, 2014 As "ASK Day" (Asking Saves Kids) Urging Parents To ASK Their Neighbors, Friends, And Relatives If There Is An Unlocked Gun In Their Home Before Sending A Child Over To Play And Calling Upon The People Of Oakland To Recognize This Special Observance With The Appropriate Diligence And Activities  
[13-0654](#)

**Scheduled to Meeting of the Oakland City Council on 6/17/2014**

*As A Consent Item*

*There were 9 speakers on Item #4.*

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5 A Review Of The Draft Agendas For The City Council Meeting Of June 17, 2014 And The Rules And Legislation Committee Of June 19, 2014

**A motion was made by Vice Mayor Reid, seconded by Member Kalb, to \*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Excused; 1 - Council President Kernighan

Aye; 3 - Vice Mayor Reid, Member Kalb and Member Schaaf

[Rules060514Item5](#)

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**Open Forum (Total Time Available: 15 Minutes)**

*There was one Open Forum speakers.*

**Adjournment**

*There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 11:52 a.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.

Office of the City Clerk - Agenda Management Unit

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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.

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*City Clerk and Clerk of the Council*