



# City of Oakland Meeting Minutes

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

## \*Rules & Legislation Committee

**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 21, 2012**

**10:45 AM**

**City Council Chambers - 3rd Floor**

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### Roll Call / Call to Order

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

### COMMITTEE MEMBERSHIP:

1 Determinations of Closed Session

**A motion was made by President Pro Tempore De La Fuente, 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

2 Approval of the Draft Minutes from the Committee meeting of June 7, 2012

**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

3 Determination of Schedule of Outstanding Committee Items

**A motion was made by Member Schaaf, 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

[rules062112](#)

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4 Scheduling of Agenda Items and revisions to previously distributed Agendas(SUPPLEMENTAL)

S-4.1      Subject:    Bauer Compressor Contract - Breathing Apparatus Equipment  
From:        Oakland Fire Department  
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator Or Her Designee To Accept And Appropriate Grant Funds From The U.S. Department Of Homeland Security's Federal Emergency Management Agency (FEMA) Assistance To Firefighters Grant (AFG) Program To The Oakland Fire Department (OFD) For The Period Of January 27, 2012 Through January 26, 2013, In The Amount Of Two Hundred Ten Thousand Six Hundred And Forty Dollars (\$210,640) And To Match Funds In The Amount Of Fifty-Two Thousand Six Hundred And Sixty-Three Dollars (\$52,663) To Upgrade The Department's Self Contained Breathing Apparatus (SCBA) Equipment; 2) Authorizing The City Administrator To Award A Contract To Bauer Compressor In An Amount Not To Exceed Two Hundred Sixty Three Thousand And Three Hundred And Three Dollars (\$263,303) For The Purchase Of Parts Required For The Upgrade Of SCBA Equipment; And 3) Waiving The Advertising And Competitive Bidding Requirements.

[11-0588](#)

**Scheduled to \*Public Safety Committee on 7/10/2012**

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S-4.2      Subject:    90 Day Violence Suppression Plan  
From:        Oakland Police Department  
Recommendation: Receive An Informational Report From The Office Of Chief Of Police Detailing The Results Of The 90-Day Violence Suppression Plan Including Crimes Statistics By Patrol Area (BFO1 And II) For Homicides, Shootings, Robberies, And Burglaries

[11-0582](#)

**Scheduled to \*Public Safety Committee on 7/10/2012**

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S-4.3      Subject:    Code For America Labs - Professional Services Agreement  
From:        Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Enter Into An Agreement With Code For America For The Period Of January 1 Through December 31, 2013, For The Payment Of Program Fees In The Amount Of \$180,000 To Participate In The Code For America Labs, Inc. 2013 Fellowship Program If Selected, And 2) Waive The Competitive Request For Proposals/Qualifications (RFP/Q) Process

[11-0572](#)

**Scheduled to \*Finance & Management Committee on 7/10/2012**

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S-4.4      Subject:    Open Data System Implementation Report  
From:        Office Of The City Administrator  
Recommendation: Receive An Informational Report From The Office Of The City Administrator On The Cost And Benefits Of The Implementation Of An Open Data System And The Steps Necessary To Implement And Open Data System

[11-0573](#)

**Scheduled to \*Finance & Management Committee on 7/10/2012**

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S-4.5      Subject:    Toyota Prius Contract - One Toyota  
From:        Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To One Toyota Of Oakland, A Corporation, To Provide Sixteen (16), 2012 Toyota Prius Hybrid Vehicles, In An Amount Not To Exceed Three Hundred Thirty-Nine Thousand, Forty-Four Dollars And Nine Cents (\$339,044.09) Per Request For Quotation (RFQ) 3571, Specification No. 12-070-06 And The General Conditions Therefor On File In The Purchasing Division According To Its Bid Filed With The City On May 14, 2012  
[11-0578](#)

**Scheduled to \*Finance & Management Committee on 7/10/2012**

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S-4.6      Subject:    Investment Policy Approval  
From:        Office Of The City Administrator  
Recommendation: Adopt A Resolution Adopting The City Of Oakland Investment Policy For Fiscal Year 2012-2013  
[11-0584](#)

**Scheduled to \*Finance & Management Committee on 7/10/2012**

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S-4.7      Subject:    Repealing Of Ordinance No. 4718 - Marathons  
From:        Councilmember Kaplan And Oakland City Attorney Barbara Parker  
Recommendation: Adopt An Ordinance Repealing Ordinance No. 4718 N.S. And Section 9.08.200 Of The Oakland Municipal Code Prohibiting Marathons  
[11-0589](#)

**Scheduled to \*Public Safety Committee on 7/10/2012**

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S-4.8      Subject:    510 16th St - Conditional And Revocable Permit  
From:        Department Of Planning, Building, And Neighborhood Preservation  
Recommendation: Adopt A Resolution Granting 510 16th Street Inc. A Revocable And Conditional Permit To Allow Existing Portions Of The Building Facade And Below-Sidewalk Basement And Electrical Room And New Entrance Canopy For The Morgan Office Building Located At 510 16th Street To Encroach Into The Public Right Of Way  
[11-0579](#)

**Scheduled to \*Public Works Committee on 7/10/2012**

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S-4.9      Subject:    609 Oak St - Conditional And Revocable Permit  
From:        Department Of Planning, Building, And Neighborhood Preservation  
Recommendation: Adopt A Resolution Granting 6th And Oak Associates LP A Revocable And Conditional Permit To Allow A Below-Sidewalk Electrical Transformer And Vault And A Rainwater Pipe For A New Senior Citizen Apartment Building Located At 609 Oak Street To Encroach Into The Public Right Of Way  
[11-0580](#)

**Scheduled to \*Public Works Committee on 7/10/2012**

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S-4.10      Subject:      Code Enforcement Liens And Fees Refund - Steven Edrington  
From:            Department Of Planning, Building, And Neighborhood Preservation  
Recommendation: Adopt A Resolution Approving A \$3,902.44 Refund To Steven Edrington  
Of Code Enforcement Liens And Fees Previously Assessed Against The Prior Owner For The  
Rehabilitation Of A Foreclosed And Public Nuisance Home Located At 7520 Circle Hill Drive  
[11-0581](#)

**Scheduled to \*Community & Economic Development Committee on  
7/10/2012**  
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S-4.11      Subject:      Lakeside Green Streets Project Agreement  
From:            Office Of Economic And Neighborhood Investment  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A  
Professional Services Agreement With Artist To Be Named By The Public Art Advisory  
Committee For Public Art Design, Fabrication And Installation Services For The Lakeside  
Green Streets Project In An Amount Not To Exceed Two Hundred Thousand Dollars  
(\$200,000) In Measure DD Series B Bond Funds, Without Returning To City Council  
[11-0585](#)

**Scheduled to \*Life Enrichment Committee on 7/10/2012**  
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S-4.12      Subject:      West Oakland Public Art Services Agreement  
From:            Office Of Economic And Neighborhood Investment  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into  
Professional Services Agreements With Artists To Be Named By The Public Art Advisory  
Committee For Public Art Design, Fabrication And Installation Services For The New West  
Oakland Teen Center Public Art Project And The Cesar Chavez Park Improvement And  
Expansion Public Art Project In An Amount Not To Exceed One Hundred Thirty-Five  
Thousand Dollars (\$135,000) In Proposition 84 Grant Public Art Funds, Without Returning To  
City Council  
[11-0586](#)

**Scheduled to \*Life Enrichment Committee on 7/10/2012**  
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S-4.13      Subject:      BRT Project  
From:            Public Works Agency  
Recommendation: Adopt A Resolution Confirming The Selection Of The Downtown Oakland  
- San Leandro Alternative (DOSL) As The Locally Preferred Alternative For AC Transit's East  
Bay Bus Rapid Transit Project (BRT Project); Adopting Conditions Of Approval For The BRT  
Project; And, As CEQA Responsible Agency Adopting Findings And Statement Of Overriding  
Considerations; On The July 10, 2012 Public Works Committee Agenda.  
[11-0574](#)

**Scheduled to \*Public Works Committee on 7/10/2012**  
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S-4.14      Subject:    Stop Signs And Metered Parking Installation  
From:        Public Works Agency  
Recommendation: Adopt A Resolution Approving The Installation Of Stop Signs On Both Approaches Of 38th Street At Manila Avenue And Metered Parking On Both Sides Of Piedmont Avenue Between Broadway And West Macarthur Boulevard  
[11-0575](#)

**Scheduled to \*Public Works Committee on 7/10/2012**

*And as a public hearing on the July 17, 2012 City Council agenda.*

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S-4.15      Subject:    Coliseum Way Bridge Construction Contract  
From:        Public Works Agency  
Recommendation: Adopt The Following Pieces Of Legislation:  
1) A Resolution Authorizing The City Administrator To Award A Construction Contract To Proven Management, Inc. For The Seismic Retrofit Of Coliseum Way Bridge (Project No. C346810), In The Amount Of Two Million Eight Hundred Eighty Thousand Eight Hundred Forty-Seven Dollars (\$2,880,847.00) In Accord With The Project Plans And Specifications And The Contractor's Bid; And  
2) A Resolution Authorizing The City Administrator To Accept And Appropriate Up To Three Million Six Hundred One Thousand Fifty-Nine Dollars (\$3,601,059.00) Of Federal Highway Administration And State Proposition 1B Funds For The Seismic Retrofit Of Coliseum Way Bridge (Project No. C346810)  
[11-0576](#)

**Scheduled to \*Public Works Committee on 7/10/2012**

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S-4.16      Subject:    Construction Contract - Flatiron West  
From:        Public Works Agency  
Recommendation: Adopt The Following Pieces Of Legislation:  
1) A Resolution Authorizing The City Administrator To Award A Construction Contract To Flatiron West, Inc. For The Seismic Retrofit Of Hegenberger Road Overhead (Project No. C347110), In The Amount Of Four Million Five Hundred Sixty-Nine Thousand Nine Hundred Sixty-Three Dollars (\$4,569,963.00) In Accord With The Project Plans And Specifications And The Contractor's Bid.  
2) A Resolution Authorizing The City Administrator To Accept And Appropriate Up To Five Million Seven Hundred Twelve Thousand Four Hundred Fifty-Three Dollars (\$5,712,453.00) Of Federal Highway Administration And State Proposition 1B Funds For The Seismic Retrofit Of Hegenberger Road Overhead (Project No. C347110)  
[11-0577](#)

**Scheduled to \*Public Works Committee on 7/10/2012**

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S-4.17      Subject:    Debt Management Policy  
From:        Office Of The City Administrator  
Recommendation: Adopt A Resolution Adopting The City Of Oakland's Debt Management Policy And Swap Policy For Fiscal Year 2012-2013  
[11-0583](#)

**Scheduled to \*Finance & Management Committee on 7/10/2012**

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S-4.18      Subject:    GHAD Annual Budget Approval  
From:        Geologic Hazard Abatement District  
Recommendation: Adopt A Resolution Approving The 2012/2013 Annual Budget For The GHAD  
[11-0590](#)

**Scheduled to \* Meeting of the Oakland City Council on 7/3/2012**

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[rules062012item4](#)

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**Items Submitted on the Dais**

#1            Subject:    Amending Oakland Municipal Code Chapter 2.29  
From:        Office Of The City Administrator  
Recommendation: Adopt The Following Pieces Of Legislation:  
1) An Ordinance Amending Oakland Municipal Code (Omc) Chapter 2.29 "City Agencies, Departments And Offices" To, Among Other Changes, Establish The Departments And Divisions Of Housing And Community Development, Economic & Workforce Development, Neighborhood Investment, And Department Planning And Building And A Resolution Recommending That The Classification Of Assistant Director, Deputy Director, And Division Manager Be Exempted From Civil Service  
2) A Resolution Recommending That The Classification Of Assistant Director, Deputy Director, And Division Manager Be Exempted From Civil Service  
[11-0596](#)

**Scheduled to \* Special Meeting of the Oakland City Council on 6/28/2012**

#2            Subject:    Urban Strategies Council Report  
From:        Councilmember Desley Brooks  
Recommendation: Receive An Informational Report And Presentation By The Urban Strategies Council On The Newly Released Report: "Who Owns Your Neighborhood - The Role Of Investors In Post Foreclosures - Oakland"  
[11-0594](#)

**Scheduled to \*Life Enrichment Committee on 7/10/2012**

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#3            Subject:    Prevailing Wages  
                 From:            Office Of The City Administrator  
                 Recommendation: Receive An Informational Report Describing The City's Real Time Reporting Of Prevailing Wages And Workforce Characteristic Data Through The Current Labor Compliance Program Tracker (LCPtracker)  
[11-0597](#)

**Scheduled to \*Community & Economic Development Committee on 7/10/2012**  
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#4            Subject:    Report On City Audits  
                 From:            Councilmember Ignacio De La Fuente  
                 Recommendation: Action On A Report On All Audits Performed By The City Auditor Including Those Required By Ordinance, Required By Ballot Measure, Required By The City Charter, And Other Required Audits, Additionally, Include Audits And Programs Conducted And/Or Initiated By The City Auditor's Office Including Hours And Costs (In-House And Contracted Out) Associated With The Audits And Programs  
[11-0592](#)

**Scheduled to \*Finance & Management Committee on 7/10/2012**

5             A review of the Draft Agendas for the July 3, 2012 Meeting of the Oakland City Council and the Rules and Legislation Committee meeting of July 5, 2012

[rules062012item5](#)  
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**OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)**

**Adjournment**

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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.

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*City Clerk and Clerk of the Council*