



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, February 5, 2015

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:

Abel J. Guillèn, District 2; Dan Kalb, District 1; President Pro Tempore Larry Reid, District 7; Chairperson: Council President Lynette Gibson McElhaney, District 3

1 Determinations Of Closed Session

14-0482

2 Approval Of The Draft Minutes From The Committee Meeting Of January 22, 2015

[14-0462](#)

3 Determination Of Schedule Of Outstanding Committee Items

[14-0347](#)

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

[14-0348](#)

4.1 Subject: Commending Oakland Public Works Department

From: Vice Mayor Rebecca Kaplan

Recommendation: Adopt A Resolution Commending Oakland Public Works Department For Achieving Re-Accreditation By The American Public Works Association On December 9, 2014; On The March 3, 2015 City Council Agenda As A Ceremonial Item

[14-0492](#)

4.2 Subject: Salary Ordinance Amendment - Treasurer and Treasurer, Assistant

From: Office Of The City Administrator

Recommendation: Request To Reschedule The Following Item From The March 10, 2015 Finance & Management Committee To The February 24, 2015 Finance & Management Committee And Change The Title:

OLD TITLE: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Amend The Title Of Treasury Manager To Treasurer, To Increase The Salary Range, And To Move The Classification Into The UK1 Bargaining Unit, And To Create The Classification Of Treasurer, Assistant

NEW TITLE: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Change The Title Of Treasury Manager To Treasurer, To Increase The Salary Range, And To Move The Classification Into The Uk1 Bargaining Unit; And To Create The Classification Of Treasurer, Assistant; And

[14-0430](#)

2) A Resolution Recommending To The Civil Service Board The Exemption Of The Following Classification From The Operation Of Civil Service: Treasurer, Assistant

[14-0508](#)

- 4.3** Subject: Amendments To The FY 2014-2015 Midcycle Budget
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Amending The City Of Oakland's Fiscal Year 2014-15 Midcycle Budget, Which Was Adopted Pursuant To Resolution No. 85085 C.M.S. On July 1, 2014 And Amended By Resolution 85281 C.M.S. On November 18, 2014 To Appropriate Fiscal Year 2014-15 General Purpose Fund Expenditures In An Amount Not To Exceed \$744,186 From Oakland Parks And Recreation Reserve For Youth Program; And Increase General Purpose Fund Reserve In An Amount Of \$55,914; On The February 24, 2015 Finance & Management Committee Agenda [14-0495](#)
- 4.4** Subject: Budget Priorities Poll
From: Office Of The City Administrator
Recommendation: Receive An Informational Report Presenting The Results Of The 2015 Budget Priorities Poll Of Oaklanders; Conducted In Accordance With The Consolidated Fiscal Policy (Ordinance 13279 C.M.S.) As Part Of The Fiscal Year 2015-2017 Budget Development; On The February 24, 2015 Finance & Management Committee Agenda [14-0493](#)
- 4.5** Subject: Fiscal Year 2014-2015 Second Quarter Revenue and Expenditure Report
From: Finance Department
Recommendation: Receive The Fiscal Year 2014-2015 Second Quarter Revenue and Expenditure Report; On The February 24, 2015 Finance and Management Committee Agenda **14-0494**
- 4.6** Subject: Oakland Parks Coalition's Community Report Card
From: Vice Mayor Kaplan
Recommendation: Request To Withdraw The Following Item From The February 10, 2015 Public Works Committee Agenda And Schedule To The February 24, 2015 Public Works Committee Agenda:

Receive An Informational Report From The Oakland Parks Coalition's Community Report Card On The State Of Oakland Parks
[14-0349](#)

- 4.7** Subject: Car Share Policy, Ordinance, Master Fee Changes & External Funding
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) A Resolution Approving A Car Sharing Policy; 2) Accept And Appropriate Three Hundred Twenty Thousand Five Hundred And Twenty-Six Dollars (\$320,526.00) In Cycle 2 Congestion Mitigation And Air Quality (CMAQ) Program Funds From The Metropolitan Transportation Commission; 3) Commit Matching Funds Of 20.00% Of The Grant Amount, Or Sixty-Four Thousand One Hundred Five Dollars (\$64,105.00); And
[14-0500](#)
- 2) A Resolution Authorizing The Filing Of An Application For Funding Assigned To MTC And Committing Any Necessary Matching Funds And Stating The Assurance To Complete The Project; And
[14-0501](#)
- 3) An Ordinance That Amends Title 10.44 And Title 10.71 Of The Oakland Municipal Code To Establish New Parking Permits To Eligible Car Sharing Organizations; And Amend Ordinance Number 13184 C.M.S. (The FY 2013-14 Master Fee Schedule, Or "MFS") To Establish Fees For The New Permits; On The February 24, 2015 Public Works Committee Agenda
[14-0502](#)
- 4.8** Subject: Rehabilitation Of Sanitary Sewers
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Construction Contract To Pacific Trenchless, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For The Rehabilitation Of Sanitary Sewers In The Easement Of Clarendon Crescent Avenue And Sunny Hills Road (Project No. C329135) And With Contractor's Bid In The Amount Of Four Hundred Forty-Five Thousand Eighty-One Dollars (\$445,081.00); On The February 24, 2015 Public Works Committee Agenda
[14-0504](#)
- 4.9** Subject: DeFremery Skate Park Phase II \$1 Gift In-Place Contract
From: Oakland Public Works Department
Recommendation: Adopt A Resolution To: 1) Authorize The City Administrator To Accept In-Kind Services From Levi Strauss & Co. Through Friends Of Oakland Parks & Recreation To Construct The DeFremery Skate Park Phase II Project In West Oakland, Valued Up To Three Hundred Thousand Dollars (\$300,000.00); 2) Authorize The City Administrator To Execute A Construction Contract With A Contractor To Be Determined For One Dollar (\$1.00) To Perform The Services And Authorize The Work On City Property; And 3) Waive Advertising And Bidding Requirements For The Project; On The February 24, 2015 Public Works Committee Agenda
[14-0505](#)

- 4.10** Subject: Sanitary Sewer Management Plan
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Approving The Sanitary Sewer Management Plan As Required By The State Water Resources Control Board's Statewide General Discharge Requirements For Sanitary Sewer Systems; On The February 24, 2015 Public Works Committee Agenda
[14-0506](#)
- 4.11** Subject: Workforce Investment Board Budget
From: Economic & Workforce Development Department
Recommendation: Receive An Informational Report On The Oakland Workforce Investment Board's Budget; On The February 24, 2015 Community & Economic Development Committee Agenda
[14-0497](#)
- 4.12** Subject: 10451 MacArthur Boulevard ENA
From: Economic & Workforce Development Department
Recommendation: Adopt A Resolution Authorizing An Exclusive Negotiating Agreement With AMG & Associates Or Related Affiliate For The Sale And Development Of The Property Located At 10451 Macarthur Boulevard; And Authorizing An Exclusive Negotiating Period Of One Year And One Optional Six Month Administrative Extension; On The February 24, 2015 Community & Economic Development Committee Agenda
[14-0498](#)
- 4.13** Subject: 2015-2017 Permanent Access To Housing (PATH) Strategy
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Amend The 2014-2017 Permanent Access To Housing (PATH) Grant Agreement With Abode Services To Add \$47,948 For Housing Retention Services; 2) Amend The 2014-2017 Path Grant Agreement With East Oakland Community Project (EOCP) To Add \$55,163 For Housing Retention Services; 3) Enter Into A Grant Agreement In An Amount Not To Exceed \$27,980 With Alameda County As Fiscal Agent For Everyone Home (EOH) For The Alameda Countywide EOH Plan; 4) Enter Into A Grant Agreement With The Society Of St. Vincent De Paul (SVDP) For The Provision Of Warming Center Services For The Period Of November 17, 2014 Through April 15, 2015; And 5) Authorizing A Contribution From The General Purpose Fund In An Amount Equivalent To The Department's Central Services Overhead For Fiscal Years 2014-2015, 2015-2016 And 2016-2017 In An Estimated Total Amount Of \$421,564; On The February 24, 2015 Life Enrichment Committee Agenda
[14-0424](#)

- 4.14** Subject: Measure WW Public Art
From: Economic & Workforce Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Grant Funds In An Amount Not To Exceed Two Hundred Four Thousand Sixty-Seven Dollars (\$204,067) From The East Bay Regional Park District Local Grant Program Under The Measure WW Park Bond Extension To Be Allocated For Public Art At Two Designated Oakland Parks And Open Space Renovation Project Sites At Morcom Rose Garden And Children's Fairyland; On The February 24, 2015 Life Enrichment Committee Agenda
[14-0496](#)
- 4.15** Subject: Federal Fiscal Year 2014 Port Security Grant Program (PSGP)
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Do The Following: 1) Enter Into A Grant Agreement With The U.S. Department Of Homeland Security For Fiscal Year 2014/15 Port Security Grant Program (PSGP) Funds In An Amount Up To Five Hundred Seventy-Eight Thousand, Five Hundred And Twenty-Seven Dollars (\$578,527); 2) Accept, Appropriate, And Administer Said Funds; 3) Approve The Preliminary Spending Plan; 4) Expend Funds In Accordance With The Preliminary Spending Plan Without Further Council Review Or Action, Including Purchases Of Equipment And Services In Excess Of The City Administrator's Purchasing Authority, Provided Federal And City Advertising, Bidding And Request For Proposal/Qualifications And Oakland's Purchasing Programs And Policies Are Followed, As Required By The Grant; And 5) Authorize Use Of Existing (Budgeted) Funding In The Amount Of One Hundred Ninety-Two Thousand, Eight Hundred And Forty Two Dollars (\$192,842) From General Purpose Fund For Personnel And Other Administrative Resources, To Satisfy The In-Kind Match Requirement; On The February 24, 2015 Public Safety Committee Agenda
14-0499
- 4.16** Subject: Aviat Renewal
From: Information Technology Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee, To: 1) Negotiate And Enter Into A Renewal Of The Existing Maintenance Agreement With Aviat U.S., Inc. In An Amount Not To Exceed \$100,000 Per Year For A Period Of Five Years For A Total Expenditure Not To Exceed \$500,000 For The Purchase Of An Extended Warranty And Maintenance Contract With Related Professional Services; And 2) Waive The City's Advertising, Competitive Bid And Request For Proposals (RFP) Process For Equipment, Products And Professional Service For The Above Described Maintenance Agreements; On The February 24, 2015 Public Safety Committee Agenda
[14-0507](#)

- 4.17** Subject: Violence Prevention Relocation Program MOU
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Memorandum Of Understanding With Alameda County Probation Department Establishing A Pilot Violence Prevention Relocation Program, To Facilitate Coordinated Implementation Of Emergency Relocation Services For Witnesses And Victims Of Violent Crime; On The February 24, 2015 Public Safety Committee Agenda [14-0509](#)
- 4.18** Subject: Alameda County Transportation Commission Appointments
From: Councilmember Lynette Gibson McElhaney
Recommendation: Adopt A Resolution Appointing Dan Kalb To The Alameda County Transportation Commission, Fulfilling The Seat Held By Larry Reid, And Appointing Abel Guillen To Serve As Alternate To The Alameda County Transportation Commission; On The February 17, 2015 City Council Agenda **14-0511**
- 4.19** Subject: Workforce Investment Board Appointment
From: Councilmember Lynette Gibson McElhaney
Recommendation: Adopt A Resolution Nominating Councilmember Anne Campbell Washington To Be The City Council Representative To The Oakland Workforce Investment Board; On The February 17, 2015 City Council Agenda **14-0512**
- 4.20** Subject: Report Regarding \$12 Million Dollar Loan To Rotunda Partners
From: Member Of The Public
Recommendation: Receive An Informational Report Regarding The \$12 Million Dollar Loan Provided To Rotunda Partners I/II (AKA: Phil Tagami) On The Rotunda Building In 1998/1999 Where The First 15 Years Was A No Interest Loan Of 3% Which Deprived The City Of Nearly \$6.5 Million Dollars. This Information Has Been Verified By City Staff Person Patrick Lane; On The February 24, 2015 Community And Economic Development Committee Agenda [14-0503](#)
- 4.21** Subject: Settlement Agreement - Socorro Guzman 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 Socorro Guzman v. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG13663115, City Attorney's File No. 29290, For A Sum Not To Exceed Five Hundred Thousand Dollars And No Cents (\$500,000.00) (Public Works (OPW) -- Personal Injury Lawsuit); On The February 17, 2015 City Council Agenda [14-0513](#)

- 4.22** Subject: Ordinance Extending The Moratorium On Unattended Donation Boxes
From: Planning & Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Consider Extending Ordinance No. 13232 C.M.S., An Interim Ordinance, Adopted As An Urgency Measure Pursuant To California Government Code Section 65858, Continuing A Temporary Moratorium On The Establishment, Installation, Placement, Construction, And/Or Expansion Of Unattended Donation/Collection Boxes, To Take Immediate Effect, Through December 31, 2015 Or Whenever Permanent Regulations Are Adopted, Whichever Occurs First (7 VOTES REQUIRED FOR PASSAGE); On The February 17, 2015 City Council Agenda As A Public Hearing
[14-0514](#)
- 4.23** Subject: Special Budget Meeting
From: Council President Gibson McElhaney
Recommendation: Request To Schedule A Special Budget Meeting Of The Oakland City Council With An Informational Report And Discussion About The Five Year Forecast And Debt Obligations On Monday, March 2, 2015 At 10:00 A.M - 1:00 P.M.
[14-0515](#)
- 4.24** Subject: League Of California Cities Board Of Directors Appointment
From: Council President Gibson McElhaney
Recommendation: Adopt A Resolution Appointing Dan Kalb To The League Of California Cities Board Of Directors; On The February 17, 2015 City Council Agenda
[14-0516](#)
- 5** Review Of The Draft Agendas For The City Council Meeting Of February 17, 2015 And The Rules & Legislation Committee Meeting Of February 19, 2015
[14-0350](#)

6 Subject: Support For Senate Act 140

**THIS ITEM WAS RESCHEDULED TO THE FEBRUARY 19, 2015
RULES & LEGISLATION COMMITTEE AGENDA.**

Open Forum (Total Time Available: 15 Minutes)

Adjournment

Americans With Disabilities Act

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Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

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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.