



# 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 - FINAL

### \*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 2, 2016

10:45 AM

City Council Chamber, 3rd Floor

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#### **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. Guillén, 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

[15-1038](#)

**Attachments:** [View Report](#)

2 Approval Of The Draft Minutes From The Committee Meeting Of May 19, 2016

[15-1039](#)

**Attachments:** [View Report](#)

3 Determination Of Schedule Of Outstanding Committee Items

[15-1040](#)

**Attachments:** [View Report](#)

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

[15-1041](#)

**Attachments:** [View Report - MATRIX](#)

[View Report](#)

4.1 Subject: ShoreTel Telephone System Upgrade

From: Information Technology Department

Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To: (1) Procure Hardware, Software, And Professional Services To Replace Existing Shoretel Handsets And Install Shoretel Telephone Systems In The Oakland Main Library And Police Administration Building For An Amount Not To Exceed One Million Three Hundred Twenty-Five Thousand Dollars (\$1,325,000) From The Telephone Equipment And Software Internal Service Fund Balance; (2) Annually/Biennially Appropriate From The Telephone Equipment Internal Service Fund Balance Through The Budget Process, For The Purchase Of Equipment, Maintenance, Professional Services, And Costs Associated With The City's Telephone, Network And Telecommunication Services; And (3) Waive The Competitive Bidding, Advertising And Request For Proposals/Qualification Process And Local Small Local (L/SLBE) Enterprise Program Requirements, And Negotiate Agreement(S) With Authorized Vendors For The Above Products And Services For A Period Not To Exceed 5 Years; On June 14, 2016 Finance And Management Committee Agenda

[15-1149](#)

4.2 Subject: West Oakland Job Resource Center Fiscal Contract

From: Economic And Workforce Development Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Waive The Advertising, Competitive Bid, And Request For Proposals/Qualifications Process; And 2) Amend The Contract With Urban Strategies Council To Act As The Fiscal Agent For The West Oakland Job Resource Center To Increase The Contract Amount From \$155,000 To \$212,936 (Previously Amended By Resolutions 85251 C.M.S. And 85661c.M.S.) And To Extend The Termination Date From July 1, 2016 To June 30, 2017; On The June 14, 2016 Community And Economic Development Committee Agenda

[15-1144](#)

**4.3** Subject: Workforce Development Board FY 2016-17 Budget And Contracts  
From: Economic And Workforce Development Department  
Recommendation: Adopt A Resolution (1) Adopting The Fiscal Year 2016-2017 Workforce Investment Budget; (2) Accepting And Appropriating Workforce Innovation And Opportunity Act (WIOA) Title I Formula Funds For Adult, Dislocated Worker, Youth And Rapid Response Services; (3) Authorizing Contracts With Service Providers Competitively Selected By The Oakland Workforce Development Board To Provide Comprehensive, Sector Access, Business Engagement And Youth Services From WIOA Title I Formula Funds For Fiscal Year 2016-2017; (4) Accepting Grant Funds From The Bay Area Rapid Transit District For Workforce Development Services In The Amount \$43,500; (5) Authorizing The City To Apply For, Accept And Appropriate Grants And Contributions For Workforce Development Services Beyond The WIOA Title I Formula Funding Up To \$200,000 With The Approval Of The Oakland Workforce Development Board Without Returning To Council; And (6) Authorizing A Contract With Civicorps To Provide Youth Services Using Unencumbered Funds From Fiscal Year 2015-16 In The Amount Of \$106,864; On June 14, 2016 Community And Economic Development Committee Agenda  
[15-1145](#)

**4.4** Subject: Recyclers ENA Extension And Anticipated Land Sales Proceeds Revenue Bridge Funding  
From: Office Of City Administrator  
Recommendation: Adopt The Following Pieces Of Legislation:  
(1) A Resolution Authorizing the City Administrator To Negotiate And Execute A Fourth Amendment To The Exclusive Negotiating Agreement (ENA) By And Between The CITY OF OAKLAND, A Municipal Corporation ("City"), CALIFORNIA WASTE SOLUTIONS, INC. ("CWS") And CASS, INC ("CASS"), Two California Corporations For A Term Of 90 Days To Undertake Due Diligence And Negotiate The Terms Of A Disposition And Development Agreement ("DDA") For Proposed Recycling Facilities On The North Gateway Development Area ("Property") Of The Former Oakland Army Base; And  
[15-1147](#)

(2) A Resolution Authorizing Land Sales Proceeds Revenue Bridge Funding Not To Exceed \$12.2 Million Dollars To Be Secured And Refunded From The Sale Of City Owned Property Located On The North Gateway Development Area ("Property") At The Former Oakland Army Base For The Purpose Of Meeting The Timing Of Cash Flow Needs For Construction Of The City's Public Improvement Obligations At The Former Oakland Army Base Previously Committed To By The City And Acceptance And Appropriation Of An Alameda County Transportation Commission Measure BB Grant In An Amount Not To Exceed \$46 Million Of ("Additional Funding") For Related Roadway Infrastructure And Truck Parking Improvements; On June 14, 2016 Community And Economic Development Committee Agenda  
[15-1148](#)

- 4.5** Subject: 2400 Valdez Street Appeal  
From: Planning And Building Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Denying An Appeal By Oakland Residents For Responsible Development And Thus Upholding The Planning Commission's Approval Of A Proposal To Construct 225 Dwelling Units Over Approximately 23,000 Square Feet Of Retail Located At 2400 Valdez Street, Oakland CA (Project Case No. PLN 15-336), Including Adopting CEQA Exemptions And An Addendum (Relying On The Previously Certified 2014 Broadway Valdez District Specific Plan EIR); On June 21, 2016 As A Public Hearing  
[15-1146](#)
- 4.6** Subject: Adoption Of Legislation To Place An Infrastructure Bond On The November 2016 Ballot  
From: Office of City Administrator  
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The November 8, 2016  
Statewide General Election, A Proposed Ordinance To Authorize Issuance Of \$600,000,000 General Obligation Bonds To Fund Various City Infrastructure Projects And Affordable Housing; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 8, 2016 Statewide General Election; On June 14, 2016 Finance and Management Committee Agenda and Public Works Committee Agenda  
[15-1174](#)
- 4.7** Subject: Receive An Informational Report On The Status Of Measure "B", Measure "BB" And "Vehicle Registration Fees"  
From: Councilmember Rebecca Kaplan  
Recommendation: Receive An Informational Report From Staff/Administration On The Budget Status Of The Funds In Measure "B", Measure "BB" And "Vehicle Registration Fees," Including Specifically: (1) The June 2016 Fund Balance For Each Of These Three Funds (2) Actual Expenditures And Revenues For The Year '15-'16 For Each, (3) Budgeted Expenditure And Revenue For The Years 15'-16' And '16-'17 For Each, (4) The Remaining Unexpended Fund Balance Now Projected In The Revised Budget For June 2017 And (5) If Any Of The Fund Balance Is Allocated But Not Yet Spent, A List Of Specific Projects To Which The Funds Are Allocated, With Amounts; On June 28, 2016 Public Works Agenda  
[15-1176](#)

**4.8** Subject: Police Commission Charter Amendment Measure  
 From: Councilmembers Noel Gallo And Dan Kalb  
 Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The November 8, 2016 Statewide General Election A Proposed Amendment To The City Charter To Create The Oakland Police Commission, The Community Police Review Agency, And A Process For Police Discipline, And Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The Election [OLD TITLE]

Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The November 8, 2016 Statewide General Election 1) A Proposed Amendment To The City Charter To Create The Oakland Police Commission, The Community Police Review Agency, And A Process For Police Discipline And 2) A Proposed Enabling Ordinance Relating To The Oakland Police Commission And The Community Police Review Agency, And Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The Election [NEW TITLE]; On June 14, 2016 Public Safety Committee Agenda  
[15-1035](#)

Legislative History

5/12/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
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**4.9** Subject: Renter Protection Act Of 2016 (Rent And Eviction Ordinance Amendments Ballot Measure)  
 From: Councilmember Rebecca Kaplan  
 Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The November 8, 2016 Statewide General Election, A Proposed Ordinance To Strengthen Protections For Oakland Renters By: (1) Amending The Just Cause For Eviction Ordinance (O.M.C. 8.22.300 Et. Seq.) To Remove The Permanent New Construction Exemption And Replace It With An Exemption That Is Limited To The First Ten Years, (2) Amending The Rent Adjustment Ordinance (O.M.C. 8.22.010 Et Seq) To Require That Landlords Must Petition For Rent Increases In Excess Of The CPI-Based Formula Prior To Issuing Notices Of Such Increases, And (3) Amending O.M.C. Chapter 8.22 (Rent And Evictions) To Increase Transparency, Regular Reports From The Rent Program To The City Council; Increasing Duties And Powers Of The Rent Board; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 8, 2016 Statewide General Election; On June 20, 2016 or June 21, 2016 City Council Meeting Agenda  
[15-1177](#)

**4.10** Subject: A Resolution Urging The Overturning Of The "Costa Hawkins" Law By The State Of California.

From: Councilmember Rebecca Kaplan

Recommendation: Adopt A Resolution To Protect Tenants Who Are Currently Excluded From Protections Against Excessive Rent Increases By California Law. Urging The California State Legislature To Remove California Civil Code 1954.50 Et Seq. "Costa Hawkins Rental Housing Act" Which Exempts Units In Oakland Built After 1983 From Protections From Large Rent Increases; On June 16, 2016 Rules And Legislation Committee Agenda

[15-1178](#)

**4.11** Subject: Amy Base Real Estate Actions

From: Office of City Administrator

Recommendation: Adopt The Following Pieces of Legislation:

(1) A Resolution Authorizing The City Administrator To Negotiate And Execute A Second Amendment To An Under-Freeway Easement Agreement With Caltrans To Facilitate Potential Development By The Recyclers At The Former Army Base; And

[15-1179](#)

(2) A Resolution Authorizing The City Administrator To Negotiate And Execute An Easement Agreement With East Bay Municipal Utility District (Ebmud) For A Roadway; And

[15-1180](#)

(3) A Resolution Authorizing The City Administrator To Negotiate And Execute An Amendment To The OMSS, LLC Lease Disposition And Development Agreement; And

[15-1181](#)

(4) A Resolution Authorizing The City Administrator To Negotiate And Execute A Utility Services Agreement With Port Of Oakland In Amount Not To Exceed \$200,000; On The June 28, 2016 Community and Economic Development Committee Agenda

[15-1182](#)

**5** A Review Of The Draft Agendas For The Council Committee Meetings Of June 14, 2016 And The Rules And Legislation Committee Of June 16, 2016

[15-1042](#)

**Attachments:** [View Report](#)

**6** Subject: Support For AB 2707 - Stop Consumer Racial Profiling Act  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 2707 (Ridley-Thomas) That Would Prohibit Businesses From Profiling Or Targeting A Person That Results In Differential Treatment Based On Race Or Ethnicity And A Denial Or Degredation Of The Product Or Service Offered To Customers  
[15-1046](#)

**Attachments:** [View Report](#)  
[View Supplemental Report](#)

**Legislative History**

5/19/16	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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**Open Forum (Total Time Available: 15 Minutes)**

**Adjournment**

**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 5 days 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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**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.**