



# City of Oakland Meeting Agenda

## \*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, November 08, 2012**

**10:45 AM**

**City Council Chambers - 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:**

**Desley Brooks, District 6; Pro Tempore Ignacio De La Fuente, District 5;  
Libby Schaaf, District 4; and Council President Larry Reid; District 7**

- 1 Determinations of Closed Session
  - 2 Approval of the Draft Minutes from the Committee meeting of October 11, 2012
  - 3 Determination of Schedule of Outstanding Committee Items
  - 4 Scheduling of Agenda Items and revisions to previously distributed 10 Day Agendas (SUPPLEMENTAL)
- S-4.1 Subject: Sobriety Checkpoint 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 The Amount Of Fifty Five Thousand Dollars (\$55,000.00) From The Regents Of The University Of

California, Berkeley, School Of Public Health, Traffic Safety Center, Serving As The Fiscal Agent For The State Of California, Office Of Traffic Safety, For The 2011 Sobriety Checkpoint Program To Be Conducted By The Police Department; On The November 27, 2012 Public Safety Committee Agenda  
[\(12-0149\)](#)

S-4.2 Subject: Oakland Youth Court Program Agreement  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Amending Resolution Number 83756 C.M.S., Which Accepted And Appropriated State Of California Corrections Standards Authority Title II Formula Grant Program Funds (Title II Grant Funds) In The Amount Of One Hundred Seventy Two Thousand One Hundred Forty One Dollars (\$172,141) For The Oakland Youth Court And Authorized A Professional Services Agreement With McCullum Youth Court Corporation To Administer And Operate The Program, To: 1) Authorize A Services Agreement With Centerforce Corporation (Centerforce), In An Amount Not To Exceed Eighty Three Thousand Six Hundred And Thirty Eight Dollars (\$83,638) For The Period July 20, 2012 Through December 31, 2012 For The Administration And Operation Of The Oakland Youth Court Program; And 2) Waive The Advertising And Request For Proposals/Qualifications (RFP/Q) Process For The Proposed 2012 Centerforce Agreement; On The November 27 Public Safety Committee Agenda  
[\(12-0150\)](#)

S-4.3 Subject: 2011 - 2012 Fourth Quarter Revenue Results  
From: Office Of The City Administrator  
Recommendation: Receive A Report On Fiscal Year 2011-2012 Fourth Quarter Revenue And Expenditure Results And Year-End Summaries For Four Selected Funds - General Purpose Fund (1010), Landscape & Lighting Assessment District Fund (2310), Equipment Fund (4100) And Facilities Fund (4400); And Overtime Analysis For The General Purpose Fund (1010) And All Funds; On The November 27, 2012 Finance and Management Committee Agenda  
[\(12-0077\)](#)

S-4.4 Subject: 2013 - 2018 Five-Year Forecast  
From: Office Of The City Administrator  
Recommendation: Receive An Informational Report Presenting The Five-Year Financial Plan For Fiscal Year 2013-2014 Through 2017-2018; On The Finance And Management Committee Agenda  
[\(12-0078\)](#)

S-4.5 Subject: Measure Y Status Report  
From: Office Of The City Administrator  
Recommendation: Receive A Quarterly Report To The Public Safety Committee On The Status Of Measure Y From The Measure Y Oversight Committee; On The December 11, 2012 Public Safety Committee Agenda  
[\(12-0129\)](#)

S-4.6 Subject: Civil Service Board Recommendations  
From: Department Of Human Resources Management  
Recommendation: Adopt A Resolution Recommending To The Civil Service Board That

The Classifications Of Engineer, Civil Principal; Performance Audit Manager; Manager, Crime Laboratory; And Controller Be Exempted From The Requirements Of Civil Service; On The December 11, 2012 Finance And Management Committee Agenda  
[\(12-0145\)](#)

S-4.7      Subject:      2011-2012 OFCY Evaluation  
From:          Department Of Human Services  
Recommendation: Receive An Informational Report On The Oakland Fund For Children And Youth Evaluation Findings For 2011-2012. The Reports Were Prepared By An Independent Evaluator And Submitted By The Planning And Oversight Committee Of The Oakland Fund For Children And Youth; On The November 27, 2012 Life Enrichment Committee Agenda  
[\(12-0137\)](#)

S-4.8      Subject:      Oakland Fund For Children And Youth Investment Plan  
From:          Department Of Human Services  
Recommendation: Adopt A Resolution To Adopt The Oakland Fund For Children And Youth 2013-2016 Strategic Investment Plan; On The November 27, 2012 Life Enrichment Committee Agenda  
[\(12-0151\)](#)

S-4.9      Subject:      2nd Generation Early Warning System  
From:          Department Of Information Technology  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Negotiate And Enter Into An Agreement With Sierra Systems Inc. In An Amount Not To Exceed Nine Hundred Thousand Dollars (\$900,000) For Two Years For As-Needed Technical And Project Management Services In The Implementation Of A Second Generation Early Warning System (AKA: iPAS) For The Oakland Police Department; On The November 27, 2012 Public Safety Committee Agenda  
[\(12-0148\)](#)

S-4.10     Subject:      Oakland Army Base Environmental Review Services Agreement  
From:          Office Of Neighborhood Investment  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute An Amendment To The Professional Services Agreement With LSA Associates, Inc. To Increase The Contract By An Amount Not To Exceed \$66,606 For A Total Contract Amount Of \$426,606 For Additional Environmental Review Services For The 2012 Oakland Army Base Project; On The November 27, 2012 Community And Economic Development Committee Agenda  
[\(12-0132\)](#)

S-4.11     Subject:      Central District Redevelopment Five-Year Plan  
From:          Office Of Neighborhood Investment  
Recommendation: Recieve A Report Providing Mid-Term Review Of The Five-Year Implementation Plans (2009-2014) For The Broadway/Macarthur/San Pablo, Central District, Coliseum And Stanford/Adeline Redevelopment Project Areas; And Upon Conclusion Adopt the Following Pieces Of Legislation:  
[\(12-0135\)](#)

1) An Oakland Redevelopment and Successor Agency Resolution Adopting An

Amendment To The Five-Year Implementation Plan, 2009-2014, For The Central District Redevelopment Project To Add The Following Projects: 1800 San Pablo Avenue, 2330 Webster And 2315 Valdez Street, City Center T-5/6 (1114 Clay Street And 498 11th Street), Henry J. Kaiser Convention Center (1000 Oak Street), 12th Street Remainder Parcel, Uptown Parcel 4 (1901 Telegraph Avenue), And The Telegraph Plaza Garage (2100 Telegraph Avenue); And

[\(12-0135-1\)](#)

2) An Oakland Redevelopment Successor Agency Resolution Adopting An Amendment To The Five-Year Implementation Plan, 2009-2014, For The Central City East Redevelopment Project To Add The Following Projects: Seminary Point, 27th Avenue And Foothill Boulevard, 36th Avenue And Foothill Boulevard, Eastmont, Foothill Square, And Melrose Ford

[\(12-0135-2\)](#)

3) An Oakland Redevelopment Successor Agency Resolution Adopting An Amendment To The Five-Year Implementation Plan, 2009-2014, For The Coliseum Redevelopment Project To Add The Following Projects: Coliseum City, Fruitvale Transit Village Phase II, 66th Avenue And San Leandro Street, Hill-Elmhurst, Melrose Ford, And Clara Street And Edes Avenue; On The November 27, 2012 Community And Economic Development Committee Agenda And Conduct A Public Hearing On The December 4, 2012 City Council Agenda

[\(12-0135-3\)](#)

S-4.12

Subject: Mobile Food Vending Regulations Extensions

From: Department Of Planning And Building

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Extending Interim Regulations With Minor Amendments For Permitting Mobile Food Vending Group Sites Within The Limited Area Of The City Of Oakland Defined, In Part, By Council Districts 1, 2, 3, And 4. The Interim Regulations Contained Herein Shall Remain In Place And Be Effective Through July 1, 2013, Or Until The City Council Adopts New Permanent Mobile Food Vending Regulations, Whichever Comes First; And

[\(12-0136\)](#)

2) An Ordinance Amending The Master Fee Schedule (Ordinance No. 13133 C.M.S. As Amended) To Reduce The Interim Food Vending Group Site Operation Date Fee; On The November 27, 2012 Community And Economic Development Committee And As A Public Hearing On The December 4, 2012 City Council Agenda

[\(12-0136-1\)](#)

S-4.13

Subject: 2013-2014 Montclair Business Improvement District Assessment

From: Office Of Economic And Workforce Development

Recommendation: Adopt A Resolution Of Intention To Levy An Annual Assessment For Fiscal Year 2013/2014 For The Montclair Business Improvement District, Approving The Annual Report Of The Montclair Business Improvement District Advisory Board, And Scheduling A Public Hearing For December 18, 2012; On The November 27, 2012 Community And Economic Development Committee Agenda And As A Public Hearing On The December 18, 2012 City Council Agenda

[\(12-0138\)](#)

- S-4.14      Subject:    2013-2014 Rockridge Business Improvement District Assessment  
From:        Office Of Economic And Workforce Development  
Recommendation: Adopt A Resolution Of Intention To Levy An Annual Assessment For Fiscal Year 2013/2014 For The Rockridge Business Improvement District, Approving The Annual Report Of The Rockridge Business Improvement District Advisory Board, And Scheduling A Public Hearing For December 18, 2012; On The November 27, 2012 Community And Economic Development Committee Agenda And As A Public Hearing On The December 18, 2012 City Council Agenda  
[\(12-0139\)](#)
- S-4.15      Subject:    2012-2013 Cultural Services Grants  
From:        Office Of Economic And Workforce Development  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into Seventy-Nine (79) Cultural Services Grants To Sixty-Nine (69) Oakland-Based Nonprofit Organizations And Individual Artists Providing Arts And Cultural Services In Oakland During Fiscal Year 2012-2013 In A Total Amount Not To Exceed \$950,001; On The November 27, 2012 Life Enrichment Committee Agenda  
[\(12-0140\)](#)
- S-4.16      Subject:    Professional Services Agreement - Roloff  
From:        Office Of Economic And Workforce Development  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend The Professional Services Agreement With Artist John Roloff For Public Art Design And Fabrication Services For The Lake Merritt - Oakland Estuary Channel Project To (1) Extend The Termination Date To December 31, 2016, And (2) Increase The Contract For A Total Amount Not To Exceed Three Hundred Twenty-Six Thousand Nine Hundred Forty Dollars (\$326,940) In Measure DD: Series B Bond Funds; On The November 27, 2012 Life Enrichment Committee Agenda  
[\(12-0141\)](#)
- S-4.17      Subject:    Professional Services Agreement - 12th Street Reconstruction Project  
From:        Office Of Economic And Workforce Development  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend The Professional Services Agreement With Artist John Colle Rogers For Public Art Design And Fabrication Services For The 12th Street Reconstruction Project To (1) Extend The Termination Date To December 31, 2013, And (2) Increase The Contract For A Total Amount Not To Exceed One Hundred Thirty Thousand Five Hundred Dollars (\$130,500) In Measure DD: Series B Bond Funds; On The November 27, 2012 Life Enrichment Committee Agenda  
[\(12-0142\)](#)
- S-4.18      Subject:    Army Base Interim Leasing Report  
From:        Office Of Neighborhood Investment  
Recommendation: Receive An Informational Report Regarding The Oakland Army Base Interim Leasing Program; On The November 27, 2012 Community And Economic Development Committee Agenda  
[\(12-0143\)](#)
- S-4.19      Subject:    Master Lease-Purchase Agreement

From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Execute A Master Lease-Purchase Agreement In The Amount Of \$11,860,000 To Replace Approximately 161 Vehicles And Equipment Items And (2) Enter Into Cooperative Purchase Agreements With Other Governmental Agencies To Purchase The Needed Vehicles And Equipment, And If Such Equipment Is Not Obtainable Through Cooperative Purchase Agreements, (3) Authorizing The Waiver Of The Oakland Purchasing Ordinance's Formal Advertising And Competitive Bidding Requirements And Allowing The City Administrator To Solicit Bids From Three Vendors And Award Contracts For The Purchase Of The Vehicles And Equipment, Without Returning To Council And (4) Authorizing The City Administrator To Hire A Contract Project Manager To Assist In Specifying, Ordering, And Placing Into Service The New Vehicles And Remarketing Of The Old Vehicles; On The November 27, 2012 Finance And Management Committee Agenda  
[\(12-0130\)](#)

S-4.20 Subject: Cityworks Contract Amendment  
From: Public Works Agency  
Recommendation: Adopt A Resolution: (1) Amending The Contract With Azteca Systems, Inc., For The Purchase Of Licensing, Software Maintenance Services And Software Upgrades For The City's Cityworks Computerized Maintenance Management System, (2) Increasing The Contract Amount By \$550,000.00 And Extending The Contract For An Additional Five-Year Term, And (3) Authorizing The City Administrator To Waive Advertising, Competitive Bidding And The Request For Proposals/Qualifications Requirements; On The December 11, 2012 Finance And Management Committee Agenda  
[\(12-0131\)](#)

S-4.21 Subject: Contract Award For LED Light Replacement  
From: Public Works Agency  
Recommendation: Adopt A Resolution : (1) Waiving Advertising And Bidding And Authorizing The City Administrator To Award Contracts To Suppliers And Contractors Through An Advertised Request For Proposals ("RFP") Selection Process For The Replacement Of Existing High Pressure Sodium (HPS) Cobra Head Street Lights With Light Emitting Diode (LED) Street Lights Citywide, Without Return To Council; (2) Awarding Contracts To: (A) Amland Corporation For Three Million, Nine Hundred, Ninety Thousand Dollars (\$3,990,000.00) For The Installation Of The LED Street Lights, For Lighting And Electrical Engineering Services And For Documentation Services For This Project, And (B) Graybar For Ten Million, Eight Hundred And Fifty Two Thousand, Six Hundred And Fifty Dollars (\$10,852,650.00) For The Supply Of LED Street Lights, And (C) Authorizing The City Administrator To Increase Said Contracts By Up To An Amount Not To Exceed Seven And One Half Percent (7.5%) Of The Original Contract Price, Without Returning To Council; And (3) Authorizing The City Administrator To Waive Advertising And Request For Proposal/Qualification Process Requirements And Award A Project Loan Contract For Financing, For An Amount Of \$16,000,000.00, At An Interest Rate Not-To-Exceed Four And One-Tenth Percent (4.10%) For A Term Of Not More Than Twelve (12) Years, To Be Repaid By Energy Savings From Landscape And Lighting Assessment District (LLAD) Funds, Without

Return To Council To Amland Corporation, Or To A Lender Selected By The City Administrator Through A Request For Proposal/Qualifications Process, Without Return To Council: And (4) Accepting, Appropriating And Directing Rebates From The Utility Company Estimated At Two Million, Nine Hundred And Twenty-Five Thousand Dollars (\$2,925,000.00) To Be Deposited In The Landscape And Lighting Assessment District Funds (LLAD); On The November 27, 2012 Public Works Committee Agenda  
[\(12-0146\)](#)

S-4.22      Subject:      Gallagher & Burke, Inc., Construction Contract  
From:          Public Works Agency  
Recommendation: Adopt A Resolution Awarding A Construction Contract For Various Street Resurfacing And Bikeway Facilities (Project No. G427410) Gallagher & Burk, Inc. For Six Million Two Hundred Seventy-Nine Three Hundred Sixty-One Dollars (\$6,279,361.00); On The November 27, 2012 Public Works Committee Agenda  
[\(12-0153\)](#)

S-4.23      Subject:      Bicycle Friendly Community Campaign  
From:          Public Works Agency  
Recommendation: Adopt A Resolution Certifying That The Bicycle Master Plan, Updated December 4, 2007 Is Current And In Compliance With The California Streets And Highways Code Section 891.2; Acknowledging Five Years Of Progress On Plan Implementation; Affirming The Current Priority Lane Conversion Projects; Identifying Barriers And Recommendations To Plan Implementation; And Establishing The City's 2014 Bicycle Friendly Community Campaign; On The November 27, 2012 Public Works Committee Agenda  
[\(12-0154\)](#)

S-4.24      Subject:      Curb and Sidewalk Repair Project  
From:          Public Works Agency  
Recommendation: Adopt A Resolution: Authorizing The City Administrator, Or Her Designee To Award A Construction Contract To Rosas Brother Construction, Inc. The Lowest Responsible, Responsive Bidder, In Accord With Plans And Specifications For Citywide Curb Ramps And Sidewalk Repair Project No. C428011 And Contractor's Bid Therefore, In The Amount Of One Million Seven Hundred Thirty-Three Thousand Two Hundred Sixty-Four Dollars And Sixty Cents (\$1,733,264.60); on the November 27, 2012 Public Works Committee Agenda  
[\(12-0155\)](#)

S-4.25      Subject:      Metropolitan Transportation Commission Agreement  
From:          Public Works Agency  
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator Or Designee To Apply For \$60,000.00 In Pavement Management Technical Assistance Program Grant Funds From The Metropolitan Transportation Commission; 2) Appropriate \$50,780.00 From Measure B Funds In Local Match; And 3) Enter Into An Agreement With Metropolitan Transportation Commission To Provide Consulting Services For An Amount Not To Exceed \$50,780.00; On The November 27, 2012 Public Works Committee Agenda  
[\(12-0156\)](#)

- S-4.26      Subject:    Architectural Services Agreements  
From:        Public Works Agency  
Recommendation: Adopt Resolutions Authorizing The City Administrator, Or Her Designee, To Enter Into Thirteen Professional Services Agreements For On-Call Architectural Services With 1) Four Tier I Agreements To Architecture Dimensions, Devi Dutta-Choudhury, Hibser Yamauchi Architects, And Vargas Greenan Architecture, Each For An Amount Not To Exceed One Hundred Fifty Thousand Dollars (150,000.00), And 2) Nine Tier II Agreements To Byrens Kim Design Works, Dougherty & Dougherty Architects, Group 4 Architects Research, MVE Institutional, Inc., Muller Caulfield Architects, Murakami & Nelson, Noll & Tam Architects, RPR Architects, And Shah Kawasaki Architects, Each For An Amount Not To Exceed Seven Hundred Fifty Thousand Dollars(\$750,000.00); On The November 27, 2012 Public Works Committee Agenda  
[\(12-0157\)](#)
- S-4.27      Subject:    Goldman Sachs Interest Rate Swap Amendment  
From:        Finance And Management Agency  
Recommendation: Adopt An Ordinance Authorizing The Execution And Delivery And Approving The Forms Of Amendment To Swap Agreement And Promissory Notes And Approving Certain Related Matters; On The November 27, 2012 Finance And Management Committee Agenda  
[\(12-0133\)](#)
- S-4.28      Subject:    Wells Fargo Custodial Banking Services Agreement  
From:        Finance And Management Agency  
Recommendation: Adopt A Resolution Authorizing [One-Year Or Two-Year] Extension To The Current Agreements With Wells Fargo Bank To Provide Primary Depository Services For The City At Costs Not To Exceed \$275,000 Annually And Primary Custodial Banking Services At A Cost Not To Exceed \$25,000 Annually; On The November 27, 2012 Finance And Management Committee Agenda  
[\(12-0134\)](#)
- S-4.29      Subject:    Cash Management Report  
From:        Finance And Management Agency  
Recommendation: Receive The Cash Management Report For The Quarter Ended September 30, 2012; On The November 27, 2012 Finance And Management Committee Agenda  
[\(12-0144\)](#)  
[\(rules110812item4\)](#)
- 5            A review of the Cancellations for the Council's Committee Meetings of November 20, 2012 and the November 22, 2012 Rules and Legislation Committee Meeting  
[\(rules110812item4\)](#)

**OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)**

**Adjournment**

NOTE:        Americans With Disabilities Act



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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.

**LaTonda Simmons  
City Clerk and  
Clerk of the Council**