



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

*Rules & Legislation Committee

Oakland City Hall, 1 Frank H. Ogawa Plaza,
Oakland, California, 94612

City of Oakland Website: <http://www.oaklandnet.com>

Thursday, May 28, 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. 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

[14-0939](#)

Attachments: [View Report.pdf](#)

- 2 Approval Of The Draft Minutes From The Committee Meeting Of May 14, 2015
[14-0940](#)
Attachments: [View Report.pdf](#)

- 3 Determination Of Schedule Of Outstanding Committee Items
[14-0941](#)
Attachments: [View Report.pdf](#)

- 4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)
[14-0942](#)
Attachments: [View Report.pdf](#)

- 4.1 Subject: Special Budget Meeting
From: Council President Gibson McElhaney
Recommendation: Schedule A Special City Council Meeting On Monday, June 8, 2015, at 4:00 P.M.
[14-1013](#)

- 4.2 Subject: Departmental Budget Presentations
From: Council President Gibson McElhaney
Recommendation: Receive Presentations From Department Directors On The Following Departmental Budgets: Public Works, Economic & Workforce Development/ORSA, Planning & Building, Housing, General Government (Attorney/Auditor/Clerk/Council/Mayor), And City Administrator (Administration/Public Ethics/Animal Services/Contract & Compliance/Budget/Communications/Equal Opportunity/Employee Relations/Community Police Review Board); On The June 8, 2015 Special City Council Agenda
[14-0987](#)

- 4.3 Subject: City Of Oakland Budget Discussion
From: Council President Gibson McElhaney
Recommendation: Council Discussion On The 2015-2017 City Of Oakland Budget; On The June 8, 2015 Special City Council Meeting Agenda
[14-0949](#)

- 4.4 Subject: GHAD Annual Budget Approval
From: Geologic Hazard Abatement District (GHAD) Board
Recommendation: Adopt A Resolution Approving The 2015-2016 Annual Budget For The Geologic Hazard Abatement District (GHAD); On The June 16, 2015 City Council Agenda
[14-0840](#)

- 4.5** Subject: GHAD Treasurer Appointment
From: Geologic Hazard Abatement District (GHAD) Board
Recommendation: Adopt A Resolution Appointing A New Treasurer For The Leona Quarry And The Geologic Hazard Abatement District (GHAD); On The June 16, 2015
City Council Agenda
[14-0948](#)
- 4.6** Subject: Informational Report On Parklet Program
From: Council President Lynette Gibson Mcelhaney
Recommendation: Receive An Informational Report On The Planning And Building Department's Parklet Program, Including An Overview Of The Program, A List Of Approved Parklets, And An Update On The Status Of Existing Parklets; On The July 28, 2015 Community & Economic Development Agenda
[14-1002](#)
- 4.7** Subject: West Oakland Job Resource Center Fiscal Agent
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution Amending Resolution No. 85251 C.M.S., Which Authorized An Amendment To The Contract With Urban Strategies Council To Act As The Fiscal Agent For The West Oakland Job Resource Center Through June 30, 2015, For A Contract Amount Of \$105,000, To Increase The Contract Amount To \$155,000 And To Extend The Termination Date To June 30, 2016; On The June 9, 2015 Community & Economic Development Committee Agenda
[14-1003](#)
- 4.8** Subject: Priority Conservation And Development Areas
From: Planning And Building Department
Recommendation: Adopt A Resolution, As Recommended By The City Planning Commission, Adopting Appropriate California Environmental Quality Act (CEQA) Findings And New Priority Conservation Area And Priority Development Area Designations Within The City Of Oakland; On The June 9, 2015 Community & Economic Development Committee Agenda
[14-1004](#)

4.9 Subject: Professional Service Agreements For The Real Estate Division
From: Planning And Building Department
Recommendation: Adopt A Resolution Authorizing (1) The City Administrator Or Designee, To Negotiate And Execute Professional Service Agreements Between The City Of Oakland And Multiple Vendors Selected Through The Competitive Bid Process To Provide Real Estate Appraisal, Title And Escrow Services For A Five Year Period From July 1, 2015 Through June 30, 2020, (2) An Amount Paid For Services Rendered Not To Exceed Seven Hundred Fifty Thousand Dollars (\$750,000.00) Per Vendor/Professional Service Agreement, And (3) A Total Allocation For All Vendors In An Amount Not To Exceed Three Million Seven Hundred Fifty-Thousand Dollars (\$3,750,000.00), Provided That, In Each Contract For Service, The City's Contracting Requirements Are Followed, Without Returning To City Council; On The June 9, 2015 Community & Economic Development Committee Agenda

[14-1005](#)

4.10 Subject: California Board Of State & Community Corrections (CBSCC)
From: Human Services Department
Recommendation: Adopt A Resolution Approving The Carry Forward Of General Purpose Funds Awarded To The Human Services Department In The 2014-2015 Mid-Year Budget Modification In An Estimated Amount Of \$127,584; And Authorizing The City Administrator To: 1) Amend Existing Oakland Unite Grant Agreements With Various Non-Profit And Public Agencies And Offer No-Cost Extensions Of A Recidivism Reduction Funds Grant From The California Board Of State And Community Corrections Through December 31, 2015; And 2) Amend Grant Agreements To Extend The Grant Term Through June 30, 2016 And Increase Grant Funds To Healthy Communities, Inc., In The Amount Of \$37,500, And Catholic Charities Of The East Bay In The Amount Of \$90,084; On The June 9, 2015 Public Safety Committee Agenda

[14-1006](#)

4.11 Subject: Gateway Industrial District (Army Base) Community Facilities District
From: Office Of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Approving Amended And Restated Local Goals And Policies For Special Assessment And Mello-Roos Community Facilities District Financing; And [14-1007](#)

2) A Resolution Of Intention Of The City Of Oakland To Establish City Of Oakland Community Facilities District No. 2015-1 (Gateway Industrial District); Schedule A Public Hearing; Levy A Special Tax To Finance The Maintenance Of Certain Public Improvements; And Approve A Proposed Boundary Map For Community Facilities District No. 2015-1 Pursuant To The Mello-Roos Community Facilities Act Of 1982; On The June 9, 2015 Community And Economic Development Committee Agenda And As Public Hearings On June 16, 2015 And July 21, 2015

[14-1031](#)

- 4.12** Subject: Investment Policy For Fiscal Year 2015-2016
From: Treasury Bureau
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) A Resolution For The City Of Oakland Investment Policy For Fiscal Year 2015-2016;
And
[14-1008](#)
- 2) A Resolution Pursuant To Government Code Section 53607 Delegating Investment Authority Of The Oakland Redevelopment Successor Agency To The Agency Treasurer For Fiscal Year 2015-2016; On The June 9, 2015 Finance And Management Committee Agenda
[14-1032](#)
- 4.13** Subject: Amendment To Mayor's Commission On Persons With Disabilities
From: ADA Programs Division
Recommendation: Adopt An Ordinance Amending And Restating Ordinance No. 9968 C.M.S. And Ordinance No. 11864 C.M.S. To Change The Name Of The Commission On Disabled Persons To The Commission On Persons With Disabilities, And To Modify The Commission's Membership Terms, Quorum Requirement, And Meeting Frequency; On The June 9, 2015 Life Enrichment Committee Agenda
[14-1009](#)
- 4.14** Subject: San Pablo Avenue Streetscape Project, From 17th Street To Castro Street
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee To Award A Construction Contract To McGuire And Hester, The Lowest Responsive, Responsible Bidder, In Accordance With Plans And Specifications For The San Pablo Avenue Streetscape Project, From 17th Street To Castro Street (Project No. C464570) And With Contractor's Bid In The Amount Of One Million Two Hundred Three Thousand Six Hundred Sixty Dollars (\$1,203,660.00); On The June 9, 2015 Public Works Committee Agenda
[14-1010](#)
- 4.15** Subject: Installation of Steel Barrier Rail At San Leandro St./105th Ave. Underpass
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Construction Contract To Mosto Construction, The Lowest Responsive, Responsible Bidder, In Accordance With Plans And Specifications For The Installation Of Steel Barrier Rail Around The San Leandro St./105th Ave. Underpass (Project No. C321730), And With Contractor's Bid In The Amount Of One Hundred Twenty-Six Thousand Two Hundred Twenty Dollars (\$126,220.00); On The June 9, 2015 Public Works Committee Agenda
[14-1011](#)

4.16 Subject: Amendments To Truck Routes And Prohibitions In East Oakland
From: Oakland Public Works Department
Recommendation: Adopt An Ordinance Amending Sections 10.52.060, 10.52.070, 10.52.080, And 10.52.120 Of The Oakland Municipal Code (O.M.C.) To Modify The Existing Truck-Prohibited Streets, Through Truck Routes, And Local Truck Routes In East Oakland; On The June 9, 2015 Public Works Committee Agenda
[14-1012](#)

4.17 Subject: Highway Safety Improvement Program (HSIP) Cycle 4 Contract Awards
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Execute A Construction Contract With Ray's Electric, The Lowest Responsive, Responsible Bidder For Highway Safety Improvement Program Cycle 4 (HSIP4): Traffic Signal Modifications On Hegenberger Road (Edes Avenue To International Boulevard), Project No. C452410, In Accordance With Project Plans, Specifications, State Requirements And With Contractor's Bid In The Amount Of Four Hundred Seventy-Two Thousand One Hundred Forty-Seven Dollars And Fifty Cents (\$472,147.50); And
[14-1014](#)

2) A Resolution Authorizing The City Administrator To Execute A Construction Contract With Ray's Electric, The Lowest Responsive, Responsible Bidder For Highway Safety Improvement Program Cycle 4 (HSIP4): Traffic Signal On Bancroft Avenue At 94th Avenue, Project No. C444110, In Accordance With Project Plans, Specifications, State Requirements And With Contractor's Bid In The Amount Of Three Hundred Fifty Thousand Six Hundred Fifty Dollars (\$350,650.00); And
[14-1015](#)

3) A Resolution Authorizing The City Administrator To Execute A Construction Contract With Ray's Electric, The Lowest Responsive, Responsible Bidder For Highway Safety Improvement Program Cycle 4 (HSIP4): Traffic Signal On San Pablo Avenue (West Grand Avenue To West Street), Project No. C444010, In Accordance With Project Plans, Specifications, State Requirements And With Contractor's Bid In The Amount Of Four Hundred Ninety-Four Thousand One Hundred Eighty-Four Dollars And Fifty Cents (\$494,184.50); On The June 9, 2015 Public Works Committee Agenda
[14-1016](#)

4.18 Subject: ADA Transition Plan Update And Implementation FY 2015-17
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Professional Services Contract In The Amount Of One Hundred Thousand Dollars (\$100,000) To RBF Consulting For A Needs Assessment and Americans With Disabilities Act Transition Plan Update (Project Number P444960), With The Option Of Increasing The Contract To An Amount Not To Exceed Six Hundred Thousand Dollars (\$600,000) In Fiscal Year 2015-2016 To Update The Citywide Asset Inventory And Provide A Cost Estimate And Priorities For Barrier Removal (Project Number C483110); On The June 9, 2015 Public Works Committee Agenda

[14-1017](#)

4.19 Subject: Sierra Club Tree Team Presentation On Oakland's Tree Canopy
From: Members Of The Public
Recommendation: Receive A Presentation From The Sierra Club Tree Team Which Will Include Information On The Work Of Our Volunteer, Community Based Public Tree Planting And Maintenance Group, Including Suggestions For How The City Can Improve The Provision Of This Vital Public Infrastructure; On The June 9. 2015 Public Works Committee Agenda

[14-1018](#)

4.20 Subject: Assessment Of Liens For Delinquent Real Property Transfer Taxes
From: Finance Department
Recommendation: Conduct A Public Hearing On The Assessment Of Liens For Delinquent Real Property Transfer Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

[14-1019](#)

2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Real Property Transfer Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 4.20 Of The Oakland Municipal Code; Or

[14-1020](#)

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; On The June 16, 2015 City Council Agenda

[14-1021](#)

4.21 Subject: Assessment Of Liens For Delinquent Garbage Fees

From: Finance Department

Recommendation: Conduct A Public Hearing On Delinquent Garbage Fees For July/August/September 2014 Monthly Accounts And October -December 2014 Quarterly Accounts And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

[14-1022](#)

2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Garbage Service Fees And The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code; Or

[14-1023](#)

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; On The June 16, 2015 City Council Agenda As A Public Hearing

[14-1024](#)

4.22 Subject: Assessment Of Liens For Delinquent Business Taxes
From: Finance Department
Recommendation: Conduct A Public Hearing On The Assessment Of Liens For Delinquent Business Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Confirming The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges To Be Turned Over To The County Tax Collector For Collection; Or

[14-1025](#)

2) A Resolution Continuing Hearing On Reports Of The City Administrator On The Delinquent Business Taxes And The Confirming Of The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code; Or

[14-1026](#)

3) A Resolution Overruling Protests And Accepting And Confirming Reports Of The City Administrator On The Delinquent Business Taxes And Confirming The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges To Be Turned Over To The County Tax Collector For Collection; On The June 16, 2015 City Council Agenda As A Public Hearing

[14-1027](#)

4.23 Subject: Assessment Of Liens For Delinquent Transient Occupancy Taxes
From: Finance Department
Recommendation: Conduct A Public Hearing On The Assessment Of Liens For Delinquent Transient Occupancy Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Transient Occupancy Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.24 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

[14-1028](#)

2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Transient Occupancy Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.24 Of The Oakland Municipal Code; Or

[14-1029](#)

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Transient Occupancy Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.24 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; On The June 16, 2015 City Council Agenda As A Public Hearing

[14-1030](#)

5 A Review Of The Council Committees' Actions From May 26, 2015 And Determination Of Scheduling To The City Council Meeting Of June 2, 2015 (MATRIX)

[14-0943](#)

Attachments: [View Report.pdf](#)

6 A Review Of The Draft Agendas For The Council Committee Meetings Of June 9, 2015 And The Rules And Legislation Committee Of June 11, 2015

[14-0944](#)

Attachments: [View Report.pdf](#)

7 Subject: Support For SB 548: Raising Child Care Quality
From: Councilmember Guillen
Recommendation: Adopt A Resolution In Support Of California Senate Bill (58) 548 Raising Child Care Quality & Accessibility Act (De Leon And Atkins), Which Would Expand Access To Quality Child Care That Supports The Development Of Very Low Income Children

[14-0967](#)

Attachments: [View Report.pdf](#)

[View Supplemental Report.pdf](#)

8 Subject: Support For SB 420
From: Councilmembers Gibson McElhaney And Guillen
Recommendation: Adopt A Resolution In Support Of California Senate Bill 420 (Huff) Which Would Clearly Distinguish The "Seller" From The "Purchaser" Of Sex With Minors In The State Penalty Code, In Order To Enable Better Data Collection And Tracking, And Thus Better Shape Policies To Reduce The Demand For Sex

[14-0976](#)

Attachments: [View Report.pdf](#)

Open Forum (Total Time Available: 15 Minutes)

Adjournment

Americans With Disabilities Act

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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.**