

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

Thursday, June 28, 2012 10:45 AM City Council Chambers - 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:

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 June 14, 2012 3 Determination of Schedule of Outstanding Committee Items (rules062812) 4 Scheduling of Agenda Items and revisions to previously distributed Agendas(SUPPLEMENTAL) S-4 1 Port Security Grant Program Administration Agreement Subject: From: Oakland Fire Department Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her

Designee To: 1) Enter Into A Grant Administration Agreement With The Maritime

Exchange Of The San Francisco Bay Region For The Distribution Of Fiscal Year 2011 Port Security Grant Program (PSGP) Funds In An Amount Not To Exceed Four Hundred Thousand Nine Hundred Dollars (\$400,900), 2) Accept, Appropriate, And Administer The Fiscal Year 2011 Port Security Grant Program Allocation, 3) Approve The Preliminary Spending Plan For Fiscal Year 2011, And 4) Expend Funds In Accordance With The Preliminary Spending Plan Without Further Council Authorization, Including Purchases In Excess Of The City Administrator's Purchasing Authority For Equipment On The Federally Authorized Equipment List (AEL) And Services Required By The Grant, Provided City Bidding Requirements And Purchasing Programs/Policies Are Followed; On The July 10, 2012 Public Safety Committee Agenda (11-0609)

S-4.2 Subject: Lease Agreement - Western Door And Sash

From: Oakland Fire Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Enter Into A Three Year Lease Agreement Western Door & Sash For The Rental Of Its Warehouse Located At 4450 Tidewater Avenue, Oakland Ca, At A Rate Of Fourteen Thousand Dollars (\$14,000) Per Month For The Period October 1, 2012 Through September 30, 2015, With Two 1-Year Options To Extend, Using Funds Supported By The Federal Emergency Management Agency (FEMA) Urban Search And Rescue (USAR) Cooperative Agreement For The Purpose Of Providing An Emergency Response Facility For The Oakland FEMA USAR Task Force And Oakland Fire Department Emergency Equipment And Supplies; On The July 10, 2012 Public Safety Committee Agenda

(11-0610)

S-4.3 Subject: UASI Grant Administration

From: Oakland Fire Department

Recommendation: Adopt A Resolution Amending Resolution No. 82936 C.M.S. Which Authorized The City Administrator Or Her Designee Among Other Things, To Enter Into An Agreement To Accept, Appropriate And Administer Fiscal Year 2009 Urban Area Security Initiative (UASI) Grant Funds, To 1) Accept, Appropriate And Administer Supplemental Fiscal Year 2009 UASI Grant Funds In An Amount Not To Exceed One Hundred Thousand Dollars (\$100,000) For A Cumulative Fiscal Year 2009 UASI Grant Award Allocation An Amount Not To Exceed Five Million And Eight Hundred Thousand Dollars (\$5,800,000) And Appropriate Said Funds To The Oakland Fire Department's, Office Of Emergency Services (OES); On The July 10, 2012 Public Safety Committee Agenda

(11-0611)

S-4.4 Subject: San Mateo FD Professional Services Agreement

From: Oakland Fire Department

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator Or Her Designee To:1) Enter Into Two Professional Services Agreement With The County Of San Mateo For Fire Department Personnel Services That The City Of Oakland Will Provide In Connection With The Northern California Regional Intelligence Center (NCRIC) For Federal Fiscal Year 2011 Under The Auspices Of The Urban Area Security Initiative (UASI) Grant

Program; And 2) Accept, Appropriate And Administer The UASI Supplemental Grant Allocations Of Up To \$220,922 For Federal Fiscal Year 2011 For The Reimbursement Of Salaries And Benefits Paid To The Oakland Fire Department For Staff Assigned As Liaison Officer Per The NCRIC Professional Services Agreement; And 2) A Resolution Authorizing The City Administrator Or Her Designee To:1) Enter Into Two Professional Services Agreement With The County Of San Mateo For Fire Department Personnel Services That The City Of Oakland Will Provide In Connection With The Northern California Regional Intelligence Center (NCRIC) For Federal Fiscal Year 2012 Under The Auspices Of The Urban Area Security Initiative (UASI) Grant Program; And 2) Accept, Appropriate And Administer The UASI Supplemental Grant Allocations Of Up To \$220,922 For Federal Fiscal Year 2012 For The Reimbursement Of Salaries And Benefits Paid To The Oakland Fire Department For Staff Assigned As Liaison Officer Per The NCRIC Professional Services Agreement; On The July 17, 2012 City Council Agenda (11-0622)

S-4.5 Subject: UASI Grant Spending Plan Administration

From: Oakland Fire Department

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator Or Her Designee To: 1) Enter Into Two (2) Urban Area Security Initiative (UASI) Grant Administration Agreements To Accept And Appropriate Up To One Million Two Hundred Dollars (\$1,200,000) In Fiscal Year 2011; And 2) Administer The Fiscal Year 2011 Grants And All Programs Included As Part Of The Grant Performance And Requirements In Accordance To The Preliminary Spending Plan Including Purchases Of Equipment And Services In Excess Of Her Purchasing Authority Without Further Council Review And Action For Equipment That Is On The Federally Authorized Equipment List (AEL) And Services Required By The Grant Provided That The City Bidding Requirements, Contracts And Purchasing Programs/Policies Are Followed; And 3) Waive The City Of Oakland Central Services Overhead (CSO) Fees Of Twenty Nine Thousand Four Hundred And Forty Nine Dollars (\$29,449) Affiliated With The Fiscal Year 2011 UASI Grant; And 2) A Resolution Authorizing The City Administrator Or Her Designee To: 1) Enter Into Two (2) Urban Area Security Initiative (UASI) Grant Administration Agreements To Accept And Appropriate Up To One Million Two Hundred Dollars (\$1,200,000) In Fiscal Year 2012; And 2)Administer The Fiscal Year 2012 Grants And All Programs Included As Part Of The Grant Performance And Requirements In Accordance To The Preliminary Spending Plan Including Purchases Of Equipment And Services In Excess Of Her Purchasing Authority Without Further Council Review And Action For Equipment That Is On The Federally Authorized Equipment List (AEL) And Services Required By The Grant Provided That The City Bidding Requirements, Contracts And Purchasing Programs/Policies Are Followed; And 3) Waive The City Of Oakland Central Services Overhead (CSO) Fees Of Twenty Nine Thousand Four Hundred And Forty Nine Dollars (\$29,449) Affiliated With The Fiscal Year 2012 UASI Grant And Waive The City Of Oakland Central Services Overhead (CSO) Of An Estimated Twenty Nine Thousand Four Hundred And Forty Nine Dollars (\$29,449) Affiliated With The Fiscal Year 2012 UASI Grant; On The July 17, 2012 City Council Agenda (11-0623)

S-4.6 Subject: Major Crimes Cold Case Unit Agreement Extension

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee, On Behalf Of The City Of Oakland To 1) Waive The Competitive Request For Proposals (RFP) Process, And 2) Enter Into A Professional Services Agreement With Mr. Donald Williams For The Period Of June 1, 2012 Through March 31, 2013 With Two One-Year Options To Extend, In An Amount Not To Exceed Eighty Thousand, One Hundred Twelve Dollars (\$80,112) For Continued Investigative Assistance To The Oakland Police Department's Major Crimes Cold Case Unit; On The July 10, 2012 Public Safety Committee Agenda

(11-0603)

S-4.7 Subject: Ford Truck Purchase

From: Office Of The City Administrator

Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To Albany Ford, A Corporation, To Provide Four (4) 2012 Ford F350 Trucks With A Mounted Utility Body, In An Amount Not To Exceed One Hundred Fifty Nine Thousand Six Hundred Twenty Nine Dollars And Seventy One Cents (\$159,629.71) Per Request For Quotation (RFQ) 3536, Specification No. 12-863-10 And The General Conditions Therefore On File In The Purchasing Division According To Its Bid Filed With The City On April 23, 2012; On The July 10, 2012 Finance And Management Committee Agenda

(11-0600)

S-4.8 Subject: Contract Extension - Resource Development Associates

From: Office Of The City Administrator

Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Execute A Contract Extension Between The City Of Oakland And Resource Development Associates (RDA) In An Amount Not To Exceed Twenty-Six Thousand And Six Hundred Dollars (\$26,600) For Outcome And Process Evaluation Services Of The Measure Y Violence Prevention Programming From July 1, 2012 To October 31, 2012; And (2) Waiving The Request For Proposal/Qualification Process For The Proposed Contract Extension With RDA; On The July 10, 2012 Public Safety Committee Agenda

(11-0604)

S-4.9 Subject: Moratorium On Secondhand Jewelers Extension

From: Office Of The City Attorney

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Extension Of Ordinance No. 13095 C.M.S., An Interim Ordinance, Adopted As An Urgency Measure Pursuant To California Government Code Section 65858, Establishing A Temporary Moratorium On The Establishment Or Expansion Of Businesses Engaged In And/Or Conducting Buying, Selling, And/Or Exchanging Old Gold, Old Silver, Platinum Or Articles Of Platinum, Silverware, Secondhand Jewelry Or Other Precious Metals Or Stones (Secondhand Jewelry Dealers), Through September 4, 2013 Or Whenever Permanent Regulations Are Adopted, Whichever Occurs First; On The July 17, 2012 City Council Agenda (11-0621)

S-4.10 Subject: Netfile Contract

From: Office Of The City Clerk

Recommendation: Adopt A Resolution Waiving Advertising And Competitive Bidding Requirements Of The Oakland Municipal Code And Authorizing The City Administrator To Contract With Netfile For Host-Site Software Filing System Service For A Three-Year Term In A Compensation Amount Of \$102,000.00 (One Hundred Two Thousand Dollars) Plus Two (2) One-Year Options To Renew The Contract At The City's Sole Discretion At An Annual Contract Compensation Rate Of \$34,000.00 With An Annual Increase Of Up To Five Percent (5%) Of The Annual Compensation Amount (Or \$71,400.00 Total For The Two Option Years If Exercised By The City) For A Grand Total Not-To-Exceed Contract Amount Of One Hundred Seventy-Three Thousand, Four Hundred Dollars (\$173,400.00); On The July 10, 2012 Finance And Management Committee Agenda (11-0625)

S-4.11 Subject: Entitlement Extensions

From: Councilmember Brunner And Pro Tem De La Fuente
Recommendation: Adopt A Resolution Extending Until December 31, 2013 The
Expiration Date Of Permits Issued Under The Authority Of Title 17 Of The Oakland
Municipal Code (Planning Code) And Creek Protection Permits Issued Under The
Authority Of Chapter 13.16 Of The Oakland Municipal Code That Otherwise Would
Expire Prior To January 1, 2013 Upon Request And Payment Of Administrative Fee; On
The July 10, 2012 Community And Economic Development Committee Agenda
(11-0617)

S-4.12 Subject: Changes To Linked Banking Survey

From: Councilmembers Brunner And Kaplan

Recommendation: Adopt A Resolution To Direct Staff To Include Specific Information In The Annual Linked Banking Survey, To Require Survey Completion To Determine A Current List Of "Eligible Depositories", To Provide A Transparent Comparative Analysis Of Bank Performance Prior To March 31, 2013, And To Return To Council With Recommendations For Possible Changes To Update The Linked Banking Ordinance; On The July 10, 2012 Community And Economic Development Committee Agenda (11-0618)

S-4.13 Subject: Board Of Port Commissioners Appointment

From: Council President Reid And Council President Pro Tem De Lafuente Recommendation: Adopt A Resolution Re-Appointing Margaret Gordon To The Board Of Port Commisioners Commencing Immediately Upon Adoption And Continuing For A Term Of 4 Years Thereafter; On The July 3, 2012 City Council Agenda (11-0619)

S-4.14 Subject: Cityspan Agreement - Contract Management System

From: Department Of Human Services

Recommendation: Adopt A Resolution 1) Waiving The Competitive Request For Proposals/Qualifications Process, 2) Authorizing The City Administrator To Execute An Agreement Between The City Of Oakland And Cityspan Technologies To Continue To Provide Licensing And Hosting, Project Management And Client Support Web-Based Contract Management Database Systems For Three Department Of Human Services

Programs: Measure Y In An Amount Not To Exceed Fifty Thousand Dollars (\$50,000), Oakland Fund For Children And Youth (OFCY) In An Amount Not To Exceed Fifty Five Thousand Dollars (\$55,000), And Alameda County-Oakland Community Action Partnership (AC-OCAP) In An Amount Not To Exceed Twenty Five Thousand Dollars (\$25,000) Resulting In A Total Contract Amount Not To Exceed One Hundred And Thirty Thousand Dollars (\$130,000) For The Period Of July 1, 2012 To June 30, 2013, And 3) Authorizing The City Administrator To Execute Agreements With Cityspan Technologies To Continue To Provide Said Services For Fiscal Years 2013-2014 And 2014-2015 In An Amount Not To Exceed One Hundred And Thirty Thousand Dollars (\$130,000) Each Year, Totaling Three Hundred And Ninety Thousand Dollars (\$390,000) For The Three Fiscal Years
; On The July 10, 2012 Life Enrichment Committee Agenda (11-0612)

S-4.15 Subject: OFCY Evaluation Services - Public Profit Inc.

From: Department Of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Professional Services Agreement With Public Profit, Inc., In An Amount Not To Exceed \$200,000 For The Term August 1, 2012 To October 31, 2013, To Provide Evaluation Services For The Oakland Fund For Children And Youth (OFCY), With The Option To Renew For One Additional Term Of August 1, 2013 To October 31, 2014, Up To The Same Maximum \$200,000 For The Additional Term, For A Total Contract Amount Not To Exceed \$400,000; On The July 10, 2012 Life Enrichment Committee Agenda (11-0613)

S-4.16 Subject: Matilda Cleveland Transitional Housing Facility - PATH

From: Department Of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into Grant Agreements With Agencies Selected Under The City Of Oakland's 2012-2014 Application Process For The Permanent Access To Housing (PATH) Strategy To Provide Housing And Homeless Services To The Homeless (For An Allocations Amount Of Not Less Than (\$1,547,576.67); To Allocate \$435,750 In Alameda County Grant Funds And City General Purpose Funds As Match Funding For The City's Supportive Housing Programs (\$2.331.862) Funded By The U.S. Department Of Housing & Urban Development (HUD); To Allocate Up To \$238,000 In Available Funds To Cover 2012-2013 Lease Costs At The Matilda Cleveland Transitional Housing Facility, The City's Annual Obligation To The Alameda County Everyone Home Strategy And Alameda County Homeless Management Information System, An Agreement With Alameda County Community Food Bank For Up To \$100,000 For The City's Food Distribution Program, And Other Costs Under The City's Hunger Program/Food Distribution; To Enter Into To An Agreement With Anka Behavioral Health For The 2012-2013 Oakland Temporary Winter Shelter For Up To \$315,243; And To Negotiate Funding Arrangements Between Alameda County Housing Authority And/Or Alameda County Behavioral Health Care Services, And/Or Social Services Agencies To Best Leverage Funds And Resources That Will Benefit City's 2012-2013 Permanent Access To Housing Strategy And Temporary Winter Shelter Program Participants; On The July 10, 2012 Life Enrichment Committee Agenda

(11-0614)

S-4.17 Subject: WestEd Professional Services Agreement

From: Department Of Human Services

Recommendation: Adopt A Resolution 1) Waiving The Competitive Request For Proposal/Qualifications Process, And 2) Authorizing The City Administrator To Execute A Professional Services Agreement With WestEd For Specialized Training & Technical Assistance For Head Start Staff On The Social And Emotional Foundations Of Early Learning In Amounts Not To Exceed Fifty Thousand Dollars (\$50,000) For Fiscal Year 2012-2013 And Fifty Thousand Dollars (\$50,000) For Fiscal Year 2013-2014 For A Total Amount Not To Exceed \$100,000, Contingent Upon Receipt Of Grant Funding; On The July 10, 2012 Life Enrichment Committee Agenda (11-0626)

S-4.18 Subject: Alice Street Learning Center Lease Extension

From: Office Of Neighborhood Investment

Recommendation: Adopt A Resolution Authorizing The City To Extend The Lease Term For The Alice Street Learning Center At 250 - 17th Street From The East Bay Municipal Utility District For One Year, With Two One Year Renewal Options, For The Initial Annual Rent Of \$102,296 Plus Estimated Cost Of Utilities, Services, And Assessments, And To Accept The \$111,600.40 Payment From The Oakland Unified School District To Cover Such Costs; On The July 10, 2012 Community And Economic Development Committee Agenda

(11-0602)

S-4.19 Subject: Project Labor Agreement - Oakland Army Base

From: Office Of Neighborhood Investment

Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Project Labor Agreement With The Building And Construction Trades Council Of Alameda County, AFL-CIO, And Specified Local Unions For The Construction Of Public Improvements At The Former Oakland Army Base, In A Form And Content Substantially In Conformance With The Attached Agreement, Without Returning To The City Council; On The July 10, 2012 Community And Economic Development Committee Agenda (11-0605)

S-4.20 Subject: Broadway Shuttle Expansion Agreement

From: Office Of Economic And Workforce Development

Recommendation: Adopt A Resolution Authorizing An Agreement With AC Transit To Continue Operating The City Of Oakland Broadway Shuttle For Two Additional Years, At An Initial Cost Of \$767,040 Each Year, And Authorizing The City Administrator To Increase This Contract Amount For Expanded Shuttle Hours Or Frequency Of Service Using Any Additional Public And Private Grants And Financial Support Secured Within The Two-Year Term Of The Contract Without Returning To Council; On The July 10, 2012 Community And Economic Development Committee Agenda (11-0606)

S-4.21 Subject: Public Art Professional Service Agreement - MacArthur Blvd

From: Office Of Economic And Workforce Development

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 MacArthur Boulevard Streetscape Improvement Project In An Amount Not To Exceed One Hundred Eighty-Five Thousand Dollars (\$185,000) In Joint Powers Financial Authority Capital Projects: Series 2005 Fund, Without Returning To City Council; On The July 10, 2012 Life Enrichment Committee Agenda (11-0607)

S-4.22 Subject: Temescal/Telegraph BID Annual Report

From: Office Of Economic And Workforce Development

Recommendation: Adopt A Resolution Approving The Annual Reports Of The Temescal/Telegraph Avenue Property Business Improvement District Of 2005, And The Laurel Property Business Improvement District Of 2005 Advisory Boards; Confirming The Continuing Annual Assessment For Each Applicable District For Fiscal Year 2012/13; And Authorizing Payment Of The City's Cumulative Fiscal Year 2012/13 Fair Share Assessment In An Amount Not To Exceed \$2,218.03 For City-Owned Property In The Temescal/Telegraph Avenue District (APN 014 1219 003 00); On The July 10, 2012 Community And Economic Development Committee Agenda (11-0608)

S-4.23 Subject: New Dog Play Area Appeal

From: Department Of Planning And Building

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

- 1) A Resolution Upholding The Appeal (A12-062) Of The Decision Of The Oakland Planning Commission, And Granting Approval Of An Application For A Minor Conditional Use Permit For The Creation Of A New Dog Play Area At Lakeview Park (Planning Case File No. CU11-208); Or
- 2) A Resolution Denying The Appeal (A12-062) Of The Decision Of The Oakland Planning Commission And Denying The Application For A Minor Conditional Use Permit For The Creation Of A New Dog Play Area At Lakeview Park (Planning Case File No. CU11-208); On The July 17, 2012 City Council Agenda (11-0624)
- S-4.24 Subject: OMC Amendment Clean Streets And Streets Design

From: Public Works Agency

Recommendation: Adopt An Ordinance Amending Title 16 Of The Oakland Municipal Code To 1) Adopt A Complete Streets Policy; 2), Designate The Public Works Director Or Designee Responsible For Establishing, Clarifying, And Updating Street Design And Construction Standards Consistent With The Complete Streets Approach; And 3), Require Acceptance Of Future City Streets For Maintenance By Council Resolution; On The July 10, 2012 Public Works Committee Agenda (11-0601)

S-4.25 Subject: West Oakland Jobs Center Funding

From: Councilmember Brunner

Recommendation: Receive An Informational Report On The Funding Sources For The West Oakland Jobs Center; On The July 10, 2012 Community And Economic Development Committee Agenda

(11-0616)

S-4.26 Subject: Travel Authorization - Reid

From: Council President Larry Reid

Recommendation: Adopt A Resolution Authorizing Council President Larry Reid To Travel To Attend The League Of California Cities 2012 Annual Conference & Expo

Sept. 5 - 7, 2012; On The July 17, 2012 City Council Agenda

(11-0615)

(rules062812item4)

A review of the Council Committees' actions from June 26, 2012 and determination of scheduling to the City Council meeting of July 3, 2012 or future dates (MATRIX)

A review of the Draft Agendas for the Council's Committees for meetings of July 10, 2012 and the July 12, 2012 Rules and Legislation Committee meeting

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

NOTE: Americans With Disabilities Act

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(TTD)

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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.

LaTonda Simmons
City Clerk and
Clerk of the Council