



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, December 05, 2013

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:

Dan Kalb, District 1; Vice Mayor Larry Reid, District 7; Libby Schaaf, District 4; Chairperson: Council President Patricia Kernighan, District 2

- 1 Determinations Of Closed Session
 - 2 Approval Of The Draft Minutes From The Committee Meeting Of November 21, 2013
 - 3 Determination Of Schedule Of Outstanding Committee Items
([rlc120513](#))
 - 4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)
- S-4.1 Subject: MOU With DOJ DNA Laboratory For Continued Use Of CODIS
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, On Behalf Of The City Of Oakland (City) Police Department (OPD)

Criminalistics Division Combined DNA Index System (CODIS) Administrator, To Enter Into A Memorandum Of Understanding (MOU) With The California Of Department Of Justice (DOJ) Deoxyribonucleic Acid (DNA) Laboratory For The Continued Use Of CODIS And Its Administration Within The State Of California; On The December 17, 2013 Public Safety Committee Agenda
[\(13-0223\)](#)

S-4.2 Subject: Spending Authority For ACS/Xerox Parking Citation Management
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Of The City Council Of The City Of Oakland Establishing Spending Authority On The Existing Contract With ACS State And Local Solutions Inc., In An Annual Amount Not To Exceed Nine Hundred Thousand Dollars (\$900,000) For Parking Citation Administration And Revenue Collection Services, And Authorizing An Appropriation Upon Receipt Of Collection Fee Revenues In An Annual Amount Not To Exceed Two Million Eight Hundred Thousand Dollars (\$2,800,000), As Required And Equal To The Thirty Percent (30%) Special Collection Fee On All Assigned Citations, Which Is Imposed By The Contractor In Addition To The Motorist's Outstanding Citation; On The December 17, 2013 Finance And Management Committee Agenda
[\(13-0220\)](#)

S-4.3 Subject: Proposed Parking Scofflaw Program Report
From: Office Of The City Administrator
Recommendation: Receive An Informational Report Regarding The Proposed Parking Scofflaw Program; On The December 17, 2013 Finance And Management Committee Agenda
[\(13-0221\)](#)

S-4.4 Subject: Elsie Giani's 100th Birthday
From: City Administrator's Office
Recommendation: Adopt A Resolution Celebrating Elsie Giani On The Occasion Of Her 100th Birthday; On The January 7, 2014 City Council Agenda As A Ceremonial Item
[\(13-0227\)](#)

S-4.5 Subject: Annual CAPER
From: Department Of Housing And Community Development
Recommendation: Conduct A Public Hearing And Review The Consolidated Annual Performance And Evaluation Report (CAPER) Submitted To The U.S. Department Of Housing And Urban Development (HUD) For Fiscal Year 2012-2013, And Upon Conclusion Adopt A Resolution Amending Resolution No. 84344 C.M.S., Accepting And Appropriating Funds Totaling \$12,299,836 For The HOME, Emergency Solutions Grant, Housing Opportunities For Persons With AIDS, And Community Development Block Grant (CDBG) Programs, To Accept Additional CDBG Funds In The Amount Of \$536,162 For A Total Revised Grant Amount Of \$7,427,578, And Appropriate And Allocate The Additional CDBG Funds As Follows: (A) \$195,000 For City Of Oakland Housing Assistance Center Services, (B) \$25,000 For Hello Housing's Administration Of A Community Buying Program, (C) \$25,000 For Urban Strategies Council's Data Analysis To Assist With International Boulevard Corridor Community Development

Efforts, (D) \$30,000 For City Staff Support With International Boulevard Corridor Community Development Efforts, And (E) \$261,162 For CDBG Administration; On The December 17, 2013 Community & Economic Development Committee Agenda And As A Public Hearing On January 7, 2014

[\(13-0228\)](#)

S-4.6 Subject: Encroachment At 1065 3rd Ave
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Permit To Oakland Unified School District To Allow The Encroachment Of A Roof Overhang Of A Cooling Tower For The Building Located At 1065 3rd Avenue Into The Public Right-Of-Way Along The Building's Frontage On 10th Street; On The December 17, 2013 Public Works Committee Agenda

[\(13-0232\)](#)

S-4.7 Subject: Encroachment At 409 13th Street
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Permit To Callsocket Holding Company, LLC, A California Limited Liability Company, To Allow A Sidewalk Café On A Raised Sidewalk With A 6-Inch Curb And A Fixed Railing, Seven Tables, Chairs, Awnings And Heaters To Encroach Into The Public Right-Of-Way At 409 13th Street; On The December 17, 2013 Public Works Committee Agenda

[\(13-0233\)](#)

S-4.8 Subject: Encroachment to Native American Health Center
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To The Native American Health Center, Inc. To Allow An Existing Basement To Encroach Below The Sidewalk Adjacent To International Boulevard; On The December 17, 2013 Public Works Committee Agenda

[\(13-0234\)](#)

S-4.9 Subject: Amend ENA With Strada Investment Group
From: Office Of Neighborhood Investment
Recommendation: Adopt A Resolution Amending Resolution No. 84514 C.M.S. To Extend The Negotiating Period Under An Exclusive Negotiating Agreement With Strada Investment Group For Development Of The City Center T-5/6 Site Bounded By 11th Street, Clay Street, And 12th Street, To 18 Months With A Six Month Administrative Extension; On The December 17, 2013 Community & Economic Development Committee Agenda

[\(13-0236\)](#)

S-4.10 Subject: Former Oakland Army Base Street Reservations And Easements
From: Office Of Neighborhood Investment
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Acknowledging And Confirming The City's Reservation, Acceptance And Establishment Of Parcels A, B, C And D At Gateway Industrial Park As Public Streets And Public Rights-Of-Way Within The City Of Oakland; And

[\(13-0238\)](#)

S-4.11 2) An Ordinance Authorizing The City Administrator To Negotiate And Execute Public Utility Easements And Utility Easements With Comcast, East Bay Municipal Utility District, U.S. Department Of The Navy, San Francisco Public Utilities Commission (Or Related Entity), Port Of Oakland, CalTrans And To-Be-Determined Telecommunications Providers To Facilitate The Public Infrastructure Project On The Former Oakland Army Base; On The December 17, 2013 Community & Economic Development Committee Agenda

[\(13-0238-1\)](#)

S-4.12 Subject: Settlement Agreement - State Farm v. Carden And City
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of State Farm Mutual Automobile Insurance Company v. Monique Nicole Carden; City Of Oakland, Alameda County Superior Court Case No. RG13-664366, In The Amount Of Seven Thousand Five Hundred Dollars And No Cents (\$7,500.00) As A Result Of A Motor Vehicle Collision On Or About June 23, 2011 (Oakland Parking Division); On The December 10, 2013 City Council Agenda As A Consent Item

[\(13-0219\)](#)

S-4.13 Subject: November 13, 2013 Special Mail Ballot Election Results
From: Office Of The City Clerk
Recommendation: Adopt A Resolution Declaring The Results Of The City Of Oakland's Special Municipal Mail Ballot Election Held On Wednesday, November 13, 2013; On The December 10, 2013 City Council Agenda

[\(13-0229\)](#)

S-4.14 Subject: Annual Rent Adjustment Report
From: Department Of Housing And Community Development
Recommendation: Receive The Annual Report Of The Rent Adjustment Program For Fiscal Year 2012-2013; On The December 17, 2013 Community & Economic Development Committee Agenda

[\(13-0235\)](#)

S-4.15 Subject: Housing-Related Parks Program Grant
From: Department Of Housing And Community Development
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Grant Funds From The California Department Of Housing And Community Development In An Amount Not To Exceed \$2,250,000 For The Housing Related Parks Program (Program Year 2013); On The December 17, 2013 Community & Economic Development Committee Agenda

[\(13-0237\)](#)

S-4.16 Subject: RCC's Analysis Of EBRCS's P25 Radio Systems
From: Department Of Information And Technology
Recommendation: Receive (A) An Informational Report On RCC Consultant's (RCC) Side-By-Side Analysis Of Oakland And East Bay Regional Communications System Authority's (EBRCS) P25 Radio Systems; And (B) Authorize The City Administrator

To Enter Into Negotiations With EBRCS And Return To Council In 90-120 Days With Proposed Negotiations Terms And A Funding And Transition Plan; On The December 17, 2013 Finance And Management Committee Agenda
[\(13-0226\)](#)

S-4.17 Subject: Acceptance Of TFCA Bicycle Grants
From: Public Works Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate A Transportation Fund For Clean Air (TFCA) County Program Manger Fund Award In The Amount Of Fifty-One Thousand Dollars (\$51,000) For The Adeline Street Bikeway Gap Closure Project And Eighty-Eight Thousand Dollars (\$88,000) For The CityRacks Bicycle Parking Program; And
[\(13-0222\)](#)

2) A Resolution Authorizing The Installation Of Class II Bicycle Lanes On Adeline Street From 47th Street To 61st Street By Reducing Travel Lanes From Four Through Lanes To Two Through Lanes; And
[\(13-0222-1\)](#)

3) A Resolution Authorizing The City Administrator To Waive The Advertising And Bidding Requirements For Award Of A Purchase Order To eLock Technologies, LLC, In An Amount Not To Exceed Fifteen Thousand Dollars (\$15,000) For The Purchase Of Four Electronic Bicycle Lockers; On The December 17, 2013 Public Works Committee Agenda
[\(13-0222-2\)](#)

S-4.18 Subject: Railroad Crossing Improvements Construction Contract Award
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Execute A Construction Contract With Ray's Electric, The Lowest Responsive And Responsible Bidder, For The Construction Of The Railroad Grade Crossing Improvements At The Intersections Of Broadway/Embarcadero And Fruitvale Avenue Near San Leandro Street (Project Nos. C459010, C458910) In Accordance With Plans And Specifications For The Project And With Contractor's Bid In The Amount Of Three-Hundred Thirty-Seven Thousand, Seven Hundred Ninety Dollars, And Twenty-Five Cents (\$337,790.25) And Reject All Other Bids; On The December 17, 2013 Public Works Committee Agenda
[\(13-0224\)](#)

S-4.19 Subject: Latham Square Plaza Redesign
From: Public Works Agency
Recommendation: Adopt A Resolution Approving A Permanently Expanded And Redesigned Latham Square Plaza; That The 1500 Block Of Telegraph Avenue Be Redesigned To Reduce The Travel Lanes From Three To Two, With One Travel Lane Northbound And One Travel Lane Southbound; On The December 17, 2013 Public Works Committee Agenda
[\(13-0230\)](#)

- S-4.20 Subject: Service Contract Award For New Models Of Library Service
From: Oakland Public Library
Recommendation: Adopt A Resolution Awarding a Professional Services Contract In
The Amount Not To Exceed \$150,000 (One Hundred Fifty Thousand Dollars) To Group
4 Architecture Research & Planning To Assist With The Development Of New Models
Of Service For The Oakland Public Library; On The December 17, 2013 Life
Enrichment Committee Agenda
[\(13-0225\)](#)
[\(rlc120513item4\)](#)
- 5 A Review Of The Council Committees' Actions From December 3, 2013 And
Determination Of Scheduling To The City Council Meeting Of December 10, 2013
(MATRIX)
[\(rlc120513item5\)](#)
- 6 A Review Of The Draft Agendas For The City Council Committee Meetings Of
December 17, 2013 And The Rules And Legislation Committee Of December 19, 2013
[\(rlc120513item6\)](#)
- 7 Subject: Report On State Legislative Activities And Priorities
From: Council President Patricia Kernighan
Recommendation: Receive An Informational Report On 2013 State Legislative
Activities And Proposed 2014 State Legislative Priorities
[\(13-0159\)](#)
- 8 Subject: Approval Of City Council 2014 Meeting Schedule
From: Office Of The City Clerk
Recommendation: Adopt The Preliminary Calendar For January 2014 - December 2014
Council/Committee Meeting, Report & Distribution Schedule
[\(13-0206\)](#)

Open Forum (Total Time Available: 15 Minutes)

Adjournment

NOTE: 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 48 hours 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
Phone: (510) 238-3226
Fax: (510) 238-6699
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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**