



SUPPLEMENTAL

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, May 22, 2014

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 May 8, 2014
- 3 Determination Of Schedule Of Outstanding Committee Items
(rlc052214)
- 4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)
- S-4.1 Subject: First Amendment to the Agreement with Progressive Solutions, Inc.
From: Finance Department/Revenue Management Bureau
Recommendation: Adopt A Resolution Waiving The Request For Proposals ("RFP"), Competitive Selection Advertising And Competitive Bidding Requirements, And Authorizing The City Administrator To: (I) Amend The Agreement With Progressive Solutions, Inc., By Increasing The Agreement Compensation By One Million, Six

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Hundred Eleven Thousand, Ten Dollars (\$1,611,010) For A Total Amount Not To Exceed Two Million, Two Hundred Twenty-Eight Thousand, Ten Dollars (\$2,228,010); For System Maintenance And Support Services, Hardware (New And Replacement), Training/Payment Card Security Compliance Services ("PCI Compliance"), Certificates, Forms, Letters And Mailing, And Webhosting Services; And (ii) Executing One Optional Annual Extension For Fiscal Year 2014-15 With One Remaining Optional Annual Extension In An Amount Not To Exceed Three Hundred Thirty-Eight Thousand, Nine Hundred Sixty-Three Dollars (\$338,963) For Fiscal Year 2015-16.; On The June 10, 2014 Finance And Management Committee Agenda
[\(13-0592\)](#)

S-4.2 Subject: Nationwide Loan Status And Financial Information Of The Rotunda Building
From: Citizen Gene Hazard
Recommendation: Receive An Informational Report Regarding The Nationwide Loan Status And Financial Information Of The Rotunda Building Including 1) Status Of Nationwide Insurance Company \$20 Million Loan That Was Provided To Rotunda Partners In 2002; And 2) Total Dollar Amount Of Interest Payment Compounded At 3% On The \$12 Million Since 1999 That Should Have Been Paid To RDA By Rotunda Partners; And 3) Provide Total Dollar Amount Of Rent And Lease Payments That The Rotunda Partners Has Received Since 1999 From The Tenants Occupying Space In The Rotunda Building; On The June 10, 2014 Community And Economic Development Committee Agenda
[\(13-0601\)](#)

S-4.3 Subject: Measure WW Grant Project Reallocations
From: Department Of Public Works
Recommendation: Adopt The Following Pieces Of Legislation:
1) A Resolution Authorizing The Reallocations Of Fund Balance From Various Projects Funded By The East Bay Regional Park District Open Space, Wildlife, Shoreline, And Parks Bond (2008 Measure WW) Local Grant Program To Various Park Projects As Set Forth In The Resolution: 1) Amount Of One Hundred One Thousand Five Hundred Dollars (\$101,500.00) From Morcom Rose Garden Project (No. C377710), 2) Up To The Amount Of One Hundred Two Thousand Dollars (\$102,000.00) From Poplar Park Field Improvement Project (No. C376810), 3) Up To The Amount Of Thirty Thousand Dollars (\$30,000.00) From Owen Jones Field Improvement Project (No. C376710), 4) Three Hundred Thousand Dollars (\$300,000.00) From Madison Square Park Project (No. C376910) And 5) Up To Four Hundred Twenty-Five Thousand Dollars (\$425,000.00) From Lazear Field Project (No. C377410); And
[\(13-0589\)](#)

2) A Resolution Authorizing The City Administrator Or Designee To Apply For, Accept, And Reallocate Project Balances From The East Bay Regional Park District Open Space, Wildlife, Shoreline, And Parks Bond (2008 Measure WW) To Various Park Projects As Set Forth In The Resolution, Establish A New Project Number For Each Project And Reallocate Fund Balances Among The Approved Projects As Needed; On The June 10, 2014 Public Works Committee Agenda

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[\(13-0589-1\)](#)

S-4.4 Subject: Park Project Prioritization
From: Department Of Public Works
Recommendation: Adopt A Resolution To Adopt The Updated FY 2013-15 Park Project Prioritization List For City Of Oakland Park Capital Improvement Projects; On The June 10, 2014 Public Works Committee Agenda

[\(13-0591\)](#)

S-4.5 Subject: Cash Management Report March 2014
From: Finance Department/Treasury Bureau
Recommendation: Receive The Cash Management Report For the Quarter Ended March 31, 2014; On The June 10, 2014 Finance And Management Committee Agenda

[\(13-0610\)](#)

S-4.6 Subject: CalHome Grant Application
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 \$1 Million Under The CalHome Program For First-Time Homebuyer Mortgage Assistance Programs; On The June 10, 2014 Community And Economic Development Committee Agenda

[\(13-0600\)](#)

S-4.7 Subject: Modify MAP Loans With Resale Restrictions
From: Department Of Housing And Community Development
Recommendation: Adopt A Resolution Authorizing Modification To The Repayment Terms For First-Time Homebuyer Mortgage Assistance Program (MAP) Loans Funded After April 2001 On Resale Restricted Properties, To Allow Loan Assumption And Limit Recapture To A Share Of Appreciation, And Amending The Consolidated Plan For Housing And Community Development To Provide For These Modifications; On The June 10, 2014 Community and Economic Development Committee Agenda

[\(13-0607\)](#)

S-4.8 Subject: Head Start/Early Head Start (HS/EHS) Teaching Strategies 2014-2015
From: Department Of Human Services
Recommendation: Adopt A Resolution 1) Waiving The Competitive Request For Proposals/Qualifications Process, And 2) Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A Professional Services Agreement With Teaching Strategies For Specialized Training & Technical Assistance On Creative Curriculum And A Specialized Form Of Practice-Based Coaching For Early Childhood Education Instructors Called Coaching To Fidelity, In Estimated Amounts Of \$17,617.47 For Fiscal Year 2013-2014 And \$15,816.14 For Fiscal Year 2014-2015, For A Total Amount Not To Exceed \$33,433.61 Contingent Upon Receipt Of Grant Funding; On The June 10, 2014 Life Enrichment Committee Agenda

[\(13-0590\)](#)

S-4.9 Subject: California Egg Producers
From: Councilmember Schaaf

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Recommendation: Adopt A Resolution Urging California Egg Producers And Retailers To Come Into Compliance With Upcoming Anti-Cruelty Law By Becoming Cage-Free; On The June 3, 2014 City Council Agenda As A Consent Item
[\(13-0588\)](#)

S-4.10 Subject: Honoring Oakland Tales
From: Councilmember Lynette McElhane and Vice Mayor Larry Reid
Recommendation: Adopt A Resolution Honoring Oakland Tales, A Book Written About Life In Oakland Through The Lens Of Two Youth Who Travel Back In Time Through Oakland's History, And Recognizing Author Summer Brenner And Illustrator Miguel Perez; On the June 3, 2014 City Council Agenda as a Ceremonial Item
[\(13-0586\)](#)

S-4.11 Subject: Measure M: FY 2014-15 Tax Adjustment
From: Office of the City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Authorizing A Fiscal Year 2014-15 Increase To A Special Tax Imposed For Emergency Medical Services, In Accordance With The Consumer Price Index, And Pursuant To The 1997 Emergency Medical Services Retention Act (Measure M); On The June 2, 2014 Special City Council Meeting Agenda
[\(13-0594\)](#)

S-4.12 Subject: Measure N: FY 2014-15 Tax Adjustment
From: Office of the City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Authorizing A Fiscal Year 2014-15 Increase To A Special Tax Imposed For Paramedic Emergency Services, In Accordance With The Consumer Price Index, And Pursuant To The 1997 Paramedic Services Act (Measure N); On The June 2, 2014 Special City Council Agenda
[\(13-0595\)](#)

S-4.13 Subject: Measure Q: FY 2014-15 Tax Adjustment
From: Office of the City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Authorizing A Fiscal Year 2014-15 Increase To A Special Tax Imposed For Library Services, In Accordance With The Consumer Price Index, And Pursuant To The Library Services Retention And Enhancement Act Of 2004 (Measure Q); On The June 2, 2014 Special City Council Meeting Agenda
[\(13-0597\)](#)

S-4.14 Subject: Measure Y: FY 2014-15 Tax Adjustment
From: Office of the City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt Ordinance Authorizing A Fiscal Year 2014-15 Increase To A Special Tax Imposed For Violence Prevention And Public Safety Services, In Accordance With The Consumer Price Index, And Pursuant To The Violence Prevention And Public Safety Act Of 2004 (Measure Y); On The June 2, 2014 Special City Council Meeting Agenda
[\(13-0598\)](#)

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- S-4.15 Subject: Caltrans Letter Of Understanding Annual Report
From: Office Of The City Administrator
Recommendation: Receive An Informational Report On The Annual Progress Of
Caltrans Maintenance Activities In The City Of Oakland; On The June 10, 2014 Public
Works Committee Agenda
[\(13-0611\)](#)
- S-4.16 Subject: Settlement Agreement-Joyce Ogden
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney
To Compromise And Settle The Claim Of Joyce Ogden And Her Attorney Joseph Jung,
City Attorney's Claim No. C29538, In The Amount Of Seven Thousand Five Hundred
Dollars And No Cents (\$7,500.00) (Police Department- Auto Collision); On The June 3,
2014 City Council Agenda
[\(13-0608\)](#)
- S-4.17 Subject: Settlement Agreement - Devan Murphy
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney
To Compromise And Settle The Claim Of Devan Murphy City Attorney's Claim No.
C29898, In The Amount Of Fifteen Thousand Three Hundred Twenty Five Dollars And
Six Cents (\$15,325.06) Payable To Devan Murphy And Capital One Auto Financing.
(Police Department - Auto Collision); On The June 3, City Council Agenda
[\(13-0609\)](#)
- S-4.18 Subject: Broadway Valdez District Specific Plan
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The
Following Pieces Of Legislation:
- 1) A Resolution, As Recommended By The City Planning Commission, (A) Certifying
The Environmental Impact Report And Making Related CEQA Findings; And (B)
Adopting The Broadway Valdez District Specific Plan And Related General Plan
Amendments And Design Guidelines; And
[\(13-0593\)](#)
 - 2) An Ordinance, As Recommended By The City Planning Commission, Amending The
(A) Oakland Planning Code To Create The D-BV Broadway Valdez District Commercial
Zone Regulations And Make Conforming Changes To Other Planning Code Sections, As
Well As Adopting Zoning And Height Area Maps; And (B) Oakland Master Fee
Schedule (Ordinance No. 13184, C.M.S., As Amended) To Establish A Parking In-Lieu
Fee And Open Space In-Lieu Fee; On The June 10, 2014 Community and Economic
Development Committee Agenda And As A Public Hearing on the June 17, 2014 City
Council Agenda
[\(13-0593-1\)](#)
- S-4.19 Subject: Draft 2015-2023 Housing Element
From: Office Of Planning And Building

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Recommendation: Receive An Informational Report On The Draft 2015-2023 Housing Element Of The Oakland General Plan; On The June 10, 2014 Community and Economic Development Committee Agenda
[\(13-0596\)](#)

S-4.20 Subject: Reasonable Accommodations Ordinance
From: Office Of Planning And Building
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance, As Recommended By The City Planning Commission, Amending The Oakland Planning Code To Create Chapter 17.131, Reasonable Accommodations Policy And Procedures; On The June 10, 2014 Community And Economic Development Committee Agenda And As A Public Hearing On The June 17, 2014 City Council Agenda
[\(13-0599\)](#)

S-4.21 Subject: Amend Planning Code Regarding Emergency Shelters
From: Department Of Planning And Building
Recommendation: Adopt An Ordinance, As Recommended By The City Planning Commission, Amending The Oakland Planning Code To (1) Permit Emergency Shelters By-Right In Limited Segments Of The Following Residential, Commercial, Civic And Industrial Zones: Residential Mixed Use, Urban Residential, Neighborhood Center, Community Commercial, Broadway Retail Frontage District Interim Combining Zone, Medical Center, Housing And Business Mix, And The CIX-1, CIX-2, IG, And IO Industrial Zones, And (2) Modify The Definitions For Transitional And Supportive Housing, To Comply With California State Law; On The June 10, 2014 Community And Economic Development Committee Agenda And As A Public Hearing On The June 17, 2014 City Council Agenda
[\(13-0602\)](#)

S-4.22 Subject: Tract 8124 Subdivision Map, 486 - 496 60th Street
From: Department Of Planning And Building
Recommendation: Adopt the following pieces of legislation:
A Resolution Conditionally Approving A Final Map For Tract No. 8124 Located At 486-496 60TH Street For A Six Lot Residential Subdivision For Telegraph Green LLC;
And
[\(13-0603\)](#)

2) A Resolution Approving A Subdivision Improvement Agreement With Telegraph Green LLC For Deferred Construction Of Public Infrastructure Improvements For The Final Map For Tract No. 8124 Located At 486-496 60TH Street; On The June 3, 2014 City Council Agenda
[\(13-0603-1\)](#)

S-4.23 Subject: Extension Of Unattended Donation Boxes Moratorium
From: Department Of Planning And Building
Recommendation: Conduct A Public Hearing And Upon Conclusion Consider Extension Of Ordinance No. 13225 C.M.S., An Interim Ordinance, Adopted As An Urgency Measure Pursuant To California Government Code Section 65858, Establishing

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A Temporary Moratorium On The Establishment, Installation, Placement, Construction, And/Or Expansion Of Unattended Donation Boxes To Take Immediate Effect, Through March 3, 2015 Or Whenever Permanent Regulations Are Adopted, Whichever Occurs First; On The June 3, 2014 City Council Agenda
(7 VOTES REQUIRED FOR PASSAGE)

[\(13-0604\)](#)

[\(Rules052214Item4\)](#)

5 A Review Of The Draft Agendas For The City Council Meeting June 3, 2014 And The Rules And Legislation Committee Of June 5, 2014

[\(Rules052214Item5\)](#)

S-6 Subject: Opposition To AB 2145 - Community Choice Electricity

From: Councilmember Dan Kalb

Recommendation: Adopt A Resolution In Opposition To Assembly Bill (AB) 2145

(Bradford) - State Legislation That Would Effectively Impede Local Jurisdictions'

Ability To Create Workable Electricity Community Choice Aggregation Programs By Replacing The Current Opt-Out Structure With An Opt-In Structure

[\(13-0529\)](#)

Open Forum (Total Time Available: 15 Minutes)

Adjournment

S-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

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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.

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LaTonda Simmons
City Clerk and
Clerk of the Council