



# 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>**

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**Thursday, October 16, 2014**

**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:**

**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 October 2, 2014
  - 3 Determination Of Schedule Of Outstanding Committee Items  
([Rules101614Item3](#))
  - 4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)
- S-4.1 Subject: Contract To Provide Fire Fighter Physical Exams  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To Enter Into An Agreement With Emeryville Occupational Medical Center To

# SUPPLEMENTAL

Provide Annual Physical Examinations Of Sworn Oakland Fire Department Employees For The Period Of November 1, 2014 Through November 1, 2016 With An Optional Two-Year Extension, In An Amount Not-To-Exceed Six Hundred Thousand Dollars (\$600,000) For The Initial Two Year Term And Not-To-Exceed Six Hundred Thousand Dollars (\$600,000) For The Two-Year Extension For A Total Contract Amount Not To Exceed One Million Two Hundred Thousand Dollars (\$1,200,000) For The Period Of November 1, 2014 Through November 1, 2018; On The October 28, 2014 Public Safety Committee Agenda

[\(14-0119\)](#)

S-4.2 Subject: Cultural And Service Learning Trip To Ethiopia Report  
From: Councilmember Desley Brooks  
Recommendation: Receive An Informational Report On The Outstanding Work Of Edom Tadesse And 14 Students From The French American School Who Participated In The Cultural And Service Learning Trip To Ethiopia; On The October 28, 2014 Life Enrichment Committee Agenda

[\(14-0111\)](#)

S-4.3 Subject: Report On The Outstanding Work Of Hanna Legesse  
From: Councilmember Desley Brooks  
Recommendation: Receive An Informational Report On The Outstanding Work Of 16 Year Old Hanna Legesse In Organizing A Coat Drive For Deserving Individuals; On The October 28, 2014 Life Enrichment Committee Agenda

[\(14-0112\)](#)

S-4.4 Subject: Report On The Outstanding Work Of Salam Legesse  
From: Councilmember Desley Brooks  
Recommendation: Receive An Informational Report On The Outstanding Work Of 9 Year Old Salam Legesse In Organizing And Raising Funds For A Sleeping Bag Give-Away To Homeless Individuals; On The October 28, 2014 Life Enrichment Committee Agenda

[\(14-0113\)](#)

S-4.5 Subject: Privately Owned Camera Registry  
From: Councilmember Delsey Brooks  
Recommendation: Receive An Informational Report And Overview On The Steps Required To Implement A Voluntary Registry Of Privately Owned Security Cameras As A Means Of Assisting The Police Department In Its Investigations; On The December 2, 2014 Public Safety Committee Agenda

[\(14-0130\)](#)

S-4.6 Subject: Additional Audit Related Services  
From: Finance Department  
Recommendation: Adopt A Resolution Amending City Council Resolution No. 82682 C.M.S., Which Authorized A Contract With Macias Gini & O'Connell, LLP ("MGO") To Provide Audit Services To Increase The Contract For The City Audit Services For An Additional Amount Not To Exceed \$75,193. The Additional Services Requested Are To Cover Government Accounting Standard Board ("GASB") No. 67 Testing, Planning And

# SUPPLEMENTAL

\*Rules & Legislation Committee

Thursday, October 16, 2014

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Implementing GASB No. 68 And Agreed-Upon Procedures Testing The City Procurement Policies And Procedures For Fiscal Year Ending June 30, 2014 And A Waiver For Advertising And Request For Proposals For These Additional Audit Related Services; On The October 28, 2014 Finance & Management Committee Agenda  
[\(14-0117\)](#)

S-4.7 Subject: Extension Of Auditing Service Contract  
From: Finance Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A City Resolution Authorizing The City Administrator To Waive The Competitive Request For Proposals Process And Execute A One (1) Year Contract Extension With Macias Gini & O'Connell, LLP ("MGO") To Provide For Audit Services For Fiscal Year Ending June 30, 2015 In An Amount Not To Exceed \$674,560; And  
[\(14-0118\)](#)

2) A Redevelopment Successor Agency Resolution Authorizing The City Administrator To Waive The Competitive Request For Proposals Process And Execute A One (1) Year Contract Extension With Macias Gini & O'Connell, LLP ("MGO") To Provide For Audit Services For Fiscal Year Ending June 30, 2015 In An Amount Not To Exceed \$25,000; On The October 28, 2014 Finance & Management Committee Agenda  
[\(14-0118-1\)](#)

S-4.8 Subject: FY 2013-14 Q4 Revenue & Expenditure Report And Resolution  
From: Finance Department  
Recommendation: Adopt A Resolution Accepting The Unaudited FY 2013-14 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; And Authorizing The City Administrator To Adjust The General Purpose Fund Expenditure Appropriations In The Amount Of \$0.50 Million Over Budget By Departments Listed In Exhibit A Attached Herein ; On The October 28, 2014 finance And Mangement Committee Agenda  
[\(14-0127\)](#)

S-4.9 Subject: Winter Shelters 2014-2015  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator: 1) To Accept And Appropriate An Estimated Amount Of \$15,000 From The City Of Emeryville For Winter Shelter And Warming Centers; 2) To Enter Into Grant Agreements For The Provision Of Emergency Winter Shelter Beds In An Aggregate Amount Of \$53,000 With St. Mary's Center And East Oakland Community Project; 3) To Enter Into Grant Agreements For The Provision Of Warming Centers In An Aggregate Amount Of \$54,000 With Dignity Housing West And Bay Area Community Services; And 4) To Allocate Up To \$15,115 In Existing Funds And Accept, Appropriate And Allocate Any Additional Funds From Other Sources To Amend The Grant Agreements For Additional Shelter Beds And/Or Warming Center Accommodations,

# SUPPLEMENTAL

\*Rules & Legislation Committee

Thursday, October 16, 2014

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And Purchase Miscellaneous Supplies For The Operation Of The Winter Shelters For The Period Beginning November 15, 2014 Through April 15, 2015 Without Returning To Council; On The October 28, 2014 Life Enrichment Committee Agenda  
[\(14-0125\)](#)

S-4.10 Subject: Establishing Vital Services Stabilization Reserve Fund  
From: Office Of The City Administrator  
Recommendation: Adopt An Ordinance Amending Financial Policies And Establishing The City Of Oakland's Consolidated Fiscal Policy; On The October 28, 2014 Finance & Management Committee Agenda  
[\(14-0120\)](#)

S-4.11 Subject: Oakland Unite Violence Prevention Programs Evaluation  
From: Office Of The City Administrator  
Recommendation: Receive An Informational Report From Resource Development Associates (RDA) On The Oakland Unite Violence Prevention Programs Retrospective Evaluation 2005-2013; On The October 28, 2014 Public Safety Committee Agenda  
[\(14-0122\)](#)

S-4.12 Subject: Enforcement Efforts Related To Cannabis Dispensaries  
From: Office Of The City Administrator  
Recommendation: Receive An Informational Report On Enforcement Efforts Related To "Measure Z Clubs" And Unpermitted Cannabis Dispensaries; On The October 28, 2014 Public Safety Committee Agenda  
[\(14-0123\)](#)

S-4.13 Subject: EBRCSA Transition Status Report  
From: Office Of The City Administrator  
Recommendation: Receive An Informational Report On Outstanding Issues Pertaining To The City's Transition To The East Bay Regional Communication Systems Authority (EBRCSA); On The October 28, 2014 Finance & Management Committee Agenda  
[\(14-0124\)](#)

S-4.14 Subject: Oakland Animal Shelter Update  
From: Office of the City Administrator  
Recommendation: Receive An Informational Report Providing An Update On The Status Of: 1) The Transition Of Oakland Animal Services (OAS) From The Oakland Police Department To A Standalone Department; 2) The Hiring Of A Permanent OAS Director And Other Key Staff Positions; 3) The Work To Date Performed By The Short-Term Community Advisory Committee; And 4) Implementation Of Suggestions For Improved Operations.; On The October 28, 2014 Public Safety Committee Agenda  
[\(14-0126\)](#)

S-4.15 Subject: Amendments to the FY 2014-15 Midcycle Budget  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Amending The City Of Oakland's Fiscal Year 2013-15 Biennial Budget, Which Was Adopted Pursuant To Resolution No. 84466 C.M.S. On June 27, 2013 And Amended By Resolution No. 84897 C.M.S. On March 18, 2014; And Further Amended By Resolution No. 85085 C.M.S. On July 1, 2014 To: (1)

# SUPPLEMENTAL

\*Rules & Legislation Committee

Thursday, October 16, 2014

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Appropriate Additional Fiscal Year 2014-15 GPF Expenditures In An Amount Not To Exceed \$6,865,699; (2) Increase General Purpose Fund Reserve In An Amount Of \$384,301; On The October 28, 2014 Finance And Management Committee Agenda  
[\(14-0128\)](#)

S-4.16 Subject: Community Policing Advisory Board Appointments - Leonard & Bulls  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Cathy Leonard And Derrick C. Bulls As Members Of The Community Policing Advisory Board; On The November 5, 2014 Special City Council Meeting Agenda  
[\(14-0114\)](#)

S-4.17 Subject: State Legislative Activities & Accomplishments & Proposed 2014 State Legislative Priorities  
From: Council President Kernighan  
Recommendation: Receive A Report On 2014 State Legislative Activities And Accomplishments, And Proposed 2014-15 State Legislative Priorities; On The December 4, 2014 Rules & Legislation Committee Agenda  
[\(14-0129\)](#)

S-4.18 Subject: Lake Merritt Station Area Plan And Related Actions  
From: Planning And Building Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution (A) Certifying The Environmental Impact Report And Making Related CEQA Findings And Adopting The Lake Merritt Station Area Plan And Related General Plan Amendments And Design Guidelines; (B) Authorizing The Installation Of Bicycle Lanes On Eighth (8th) Street From Harrison Street To Fallon Street, On Tenth (10th) Street From Madison Street To Oak Street, On Madison Street From Fifth (5th) Street To Nineteenth (19th) Street, And On Oak Street From Fifth (5th) Street To Thirteenth (13th) Street; And (C) Adopting A General Plan Amendment To The Community Commercial Land Use Classification Text For The Broadway Valdez District Specific Plan (BV DSP) Area To Allow Maximum Density Of 250 Units Per Gross Acre And Making Related CEQA Findings; And  
[\(14-0121\)](#)

2) An Ordinance Amending The Oakland Planning Code To Create The D-LM Lake Merritt Station Area District Zone Regulations And Make Conforming Changes To Other Planning Code Sections, As Well As Adopting Zoning And Height Area Maps; On The October 28, 2014 Community & Economic Development Committee Agenda  
[\(14-0121-1\)](#)  
[\(rules101614item4\)](#)

5 A Review Of The Council Committees' Actions From October 14, 2014 And Determination Of Scheduling To The City Council Meeting Of October 21, 2014 (MATRIX)  
[\(Rules101614Item5\)](#)

# SUPPLEMENTAL

- 6 A Review Of The Draft Agendas For The Council Committee Meetings Of October 28, 2014 And The Rules And Legislation Committee Of October 30, 2014  
([Rules101614Item6](#))
- 7 Subject: Accountability & Transparency In High-Stakes Negotiations Act  
From: Councilmember Libby Schaaf And The Office Of The City Attorney  
Recommendation: Adopt The Accountability And Transparency In High Stakes Negotiations Policy Resolution Amending Rule 25 Of The Council's Rules Of Procedure, Resolution No. 82580 C.M.S. And Resolution No. 84758 C.M.S., To Require City Councilmembers Appointed To Serve On Boards, Commissions, Agencies, Joint Powers Authorities, ("Representatives") To: (1) Notify The City Council As Soon As High-Stakes Negotiations Commence; (2) Provide Real-Time Reports On High-Stakes Negotiations And Annual Reports On General Business; And (3) Participate In Training Regarding Their Duties And Obligations Of Representation Within 30 Days Of Appointment  
([13-0744](#))
- 8 Subject: Government Ethics Act  
From: Councilmember Dan Kalb And The Office Of The City Attorney  
Recommendation: Adopt A "Government Ethics Act" Ordinance (A) Adopting And Expanding Local Oversight Over Ethical Requirements Regarding Conflicts Of Interest, Revolving Door, Use Of City Resources For Private Gain, Gifts, City Officers Contracting With The City, And Other Ethics Issues; (B) Adopting And Expanding State Governmental Ethics Laws Applicable To Local Government Officials And Public Servants; (C) Granting The Public Ethics Commission Authority To Impose Penalties For Violations Of Certain Charter Provisions Including Sections 218 (Noninterference In Administrative Affairs) And 907 (Nepotism); (D) Requiring That The Public Ethics Commission Provide Training, Advice And Assistance Regarding Compliance With The Act; And (E) Authorizing The Commission To Impose Penalties And Fines For Violations [TITLE CHANGE]  
([14-0078](#))

## **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) 238-6406  
Fax: (510) 238-6699

# SUPPLEMENTAL

\*Rules & Legislation Committee

Thursday, October 16, 2014

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Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 238-3254

(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**