



# 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>

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Thursday, April 16, 2015

10:45 AM

City Council Chamber, 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:**

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

[14-0733](#)

**Attachments:** [View Report.pdf](#)

- 2 Approval Of The Draft Minutes From The Committee Meetings Of March 19, 2015, March 26, 2015 And April 2, 2015

[14-0734](#)

**Attachments:** [View Report.pdf](#)

[View Report.pdf](#)

*There are no minutes to approve for April 2, 2015 as the meeting was cancelled.*

- 3 Determination Of Schedule Of Outstanding Committee Items

[14-0735](#)

**Attachments:** [View Report.pdf](#)

[View Supplemental Report.pdf](#)

- 4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)

[14-0736](#)

**Attachments:** [View Report.pdf](#)

- 4.1 Subject: City Of Oakland 2015-2016 Tax And Revenue Anticipation Notes

From: Finance Department

Recommendation: Adopt An Ordinance Providing For The Borrowing Of Funds For Fiscal Year 2015-2016 In An Amount Not To Exceed One Hundred Seventy Million Dollars (\$170,000,000) And The Issuance And Sale Of 2015-2016 Tax And Revenue Anticipation Notes, Series A And Series B (Federally Taxable) Therefor, And Approving Certain Related Matters; On The April 28, 2015 Finance And Management Committee Agenda

[14-0791](#)

- 4.2 Subject: Procurement Of Street Lights And Traffic Signal Standards

From: Finance Department

Recommendation: Adopt A Resolution Awarding A Contract To Francisco Electric Supply, A Corporation, The Lowest Responsive And Responsible Bidder To Furnish Street Lights And Traffic Signal Standards In The Annual Amount Not To Exceed One Million, Three Hundred Thousand Dollars (\$1,300,000.00) For The Period Of April 1, 2015 To April 30, 2016, Per Request For Quotation 5387, Specification No 15-550-85 And The General Conditions Therefor On File In The Purchasing Section And According To The Contractor's Bid Submitted January 09, 2015; On The April 28, 2015 Finance And Management Committee Agenda

[14-0792](#)

**4.3** Subject: City Administrator's Contract Authority Report, FY 2012-13 & FY 2013-14  
From: Finance Department  
Recommendation: Receive An Informational Report From The Controller's Bureau Purchasing Section On All Purchases And Contracts Authorized By The City Administrator Or Designee, Within The City Administrator's Contract Authority During Fiscal Years 2012-2013 Through FY 2013-2014, In Accordance With The Oakland Municipal Code (OMC) Section 2.04.020.D; On The April 28, 2015 Finance And Management Committee Agenda

[14-0794](#)

**4.4** Subject: FY 2015-2016 Landscaping & Lighting Assessment District Intention  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Of Intention To Levy Assessments For The City Of Oakland Landscaping And Lighting Assessment District (LLAD) And Set June 2, 2015 At 6:30PM As The Date For A Public Hearing; And Acceptance Of The FY 2015-2016 Preliminary Engineer's Report For The City Of Oakland LLAD (Exhibit A To The Resolution) Prepared By Francisco & Associates, Inc., The LLAD District Engineer; On The April 28, 2015 Finance And Management Committee Agenda And As A Public Hearing On June 2, 2015

[14-0802](#)

**4.5** Subject: Single Audit Report Year Ended June 30, 2014  
From: Finance Department  
Recommendation: Receive The Single Audit Report For The Year Ended June 30, 2014, As Issued By Macias Gini & O'Connell LLP (MGO), The City's External Auditor; On The April 28, 2015 Finance And Management Committee Agenda

**14-0803**

**4.6** Subject: TDA Article 3 Funds Approval  
From: Oakland Public Works Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Up To Three Hundred Twenty-Five Thousand Dollars (\$325,000.00) In Fiscal Year 2015-2016 State Transportation Development Act Article 3 Funds As Follows: (1) Bicyclist Safety Education Classes, Twenty-Five Thousand Dollars (\$25,000.00); (2) Bicyclist Signage Program, One Hundred Thousand Dollars (\$100,000.00); (3) Bicyclist Safe Storm Drain Inlet Program, One Hundred Thousand Dollars (\$100,000.00); (4) East Oakland Bike Lane Implementation, One Hundred Thousand Dollars (\$100,000.00); And

[14-0795](#)

2) A Resolution Authorizing The City Administrator To Waive The Advertising And Bidding Requirements For Award Of A Professional Services Agreement To The East Bay Bicycle Coalition (DBA Bike East Bay) In An Amount Not-To-Exceed Twenty-Five Thousand Dollars (\$25,000.00) To Conduct Bicyclist Safety Education Classes; On The April 28, 2015 Public Works Committee Agenda

[14-0796](#)

- 4.7** Subject: Broadway/MacArthur/San Pablo Bond Spending Plan Amendment & Grant  
From: Economic & Workforce Development Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To (1) Accept Excess Bond Proceeds In The Amount Of \$1,357,000 Received From The Oakland Redevelopment Successor Agency (“ORSA”) Under The Bond Expenditure Agreement Entered Into November 8, 2013, By And Between The City Of Oakland (The “City”) And ORSA; (2) Amend The Broadway/MacArthur/San Pablo Bond Spending Plan To (A) Appropriate And Allocate Such Bond Proceeds To Projects And/Or Programs And (B) Re-Appropriate And Reallocate Excess Bond Proceeds In The Amount Of \$100,000 Previously Listed And Committed In The Approved Bond Spending Plan To Other Bond-Eligible Projects And/Or Programs; (3) Enter Into A Grant Agreement With MacArthurTransit Community Partners, LLC (“MTCP”), To Provide A Grant In The Amount Of \$541,613.26 To Fund Additional Streetscape Improvements At West MacArthur Boulevard; And (4) Adopt Appropriate CEQA Findings; On The April 28, 2015 Community & Economic Development Committee Agenda

[14-0787](#)

- 4.8** Subject: Amendment To FY 2014-2015 Cultural Services Grants Resolution  
From: Economic & Workforce Development Department  
Recommendation: Adopt A Resolution Amending Resolution No. 85277 C.M.S. Which Authorized Fiscal Year 2014-2015 Cultural Services Grants To Correct The Name Of Individual Artist Grantee Ramon Ramos Alayo; On The April 28, 2015 Community And Economic Development Committee Agenda

[14-0797](#)

- 4.9** Subject: Contract With Keyser Marston & Associates  
From: Economic And Workforce Development Department  
Recommendation: Adopt A Resolution Waiving the City’s Advertising, Competitive Bid And Request For Proposal/Qualifications (RFP/RFQ) Process And Authorizing A Professional Services Contract With Keyser Marston And Associates, Inc., In An Amount Not To Exceed \$250,000 To Provide Economic Consulting Services To The City For The Coliseum City Project, With An Option To Add An Additional \$50,000; On The April 28, 2015 Community And Economic Development Committee Agenda

[14-0798](#)

**4.10** Subject: Laurel Business Improvement District 2016  
From: Economic & Workforce Development Department  
Recommendation: Adopt A Resolution Of Intention To Form The Laurel Business Improvement District 2016 ("Laurel Bid 2016"); Granting Preliminary Approval Of The Laurel Bid 2016 Management Plan 2016; Directing Filing Of The Proposed Laurel Bid 2016 Assessment District Boundary Description; Directing Distribution Of A Ballot To All Affected Property Owners Whereby They Can Vote "In Favor Of" Or "Against" The Proposed Laurel Bid 2016 And Assessment To Determine Whether A Majority Protest Exists; And Scheduling A Public Hearing For July 7, 2015; On The April 28, 2015 Community And Economic Development Committee Agenda And As A Public Hearing On July 7, 2015

[14-0799](#)

**4.11** Subject: Children's Hospital And Research Center Oakland's Master Plan Project  
From: Planning & Building Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Consider Adopting, As Recommended By The Oakland City Planning Commission, The Following Pieces Of Legislation:

1) A Resolution (A) Certifying The Environmental Impact Report And Adopting Related CEQA Findings; (B) Amending The General Plan For A Portion Of The Project Site From Mixed Housing Type Residential To Institutional; (C) Adopting Preliminary Planned Unit Development Permit, Final Planned Unit Development Permit For Phase 1, Conditional Use Permits, Variances, Phased Vesting Tentative Tract Map And Other Development Related Land Use Permits; (D) Approving A Helistop Permit As Recommended By The City Administrator's Office; And (E) Approving A Tree Removal Permit As Recommended By The Public Works Agency, For Children's Hospital And Research Center Oakland's Master Plan, Located At 747 52nd Street, Oakland; And

[14-0800](#)

2) An Ordinance (A) Adopting CEQA Findings, Including Certification Of Environmental Impact Report; And (B) Rezoning A Portion Of The Project Site From RM-2, Mixed Housing Type Residential Zone-2 To S-1 Medical Center Zone, For Children's Hospital And Research Center Oakland's Master Plan, Located At 747 52nd Street, Oakland; On The April 28, 2015 Community And Economic Development Committee Agenda And As A Public Hearing On May 5, 2015

[14-0801](#)

- 4.12** Subject: 2015-2017 Alameda County SSA Match Funding  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Accept And Appropriate An Alameda County Social Service Agency (SSA) Grant In The Amount Of \$286,110 Each Year For Fiscal Years 2015-2016 And 2016-2017 For The Henry J. Robinson Multi Service Center; 2) Enter Into Grant Agreements With Bay Area Community Services In The Amount Of \$268,943 For The Provision Of Transitional Housing And Support Services At The Henry J. Robinson Multi Service Center Each Year For Fiscal Years 2015-2016 And 2016-2017, If City Receives SSA Funding; And 3) Authorizing A Contribution From The General Purpose Fund In The Amount Equivalent To The Department's Central Services Overhead In An Estimated Amount Of \$759 Each Year For Fiscal Years 2015-2016 And 2016-2017; On The April 28, 2015 Life Enrichment Committee Agenda  
[14-0786](#)
- 4.13** Subject: 2015 Summer Food Service Program (SFSP)  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Accept And Appropriate The Summer Food Service Program (SFSP) Grant From The California Department Of Education, Nutrition Services Division In An Estimated Amount Of \$345,200; And 2) Enter Into Professional Service Agreements With The San Lorenzo Unified School District In An Amount Not To Exceed \$124,250 And Revolution Foods In An Amount Not To Exceed \$126,600 To Provide Food Services For The Period June 15, 2015 Through August 14, 2015; On The April 28, 2015 Life Enrichment Committee Agenda  
[14-0788](#)
- 4.14** Subject: Recommendations To PATH Funding For 2015-2016  
From: Human Services Department  
Recommendation: Receive An Informational Report On The City's Permanent Access To Housing (PATH) Plan Including Key Programs And Outcomes, And Including Staff Recommendations Regarding Strategic Investments To Address Chronically Homeless Singles That Are Unsheltered, Living On The Street Or Other Locations Not Meant For Human Habitation; On The April 28, 2015 Life Enrichment Committee Agenda  
[14-0793](#)
- 4.15** Subject: License Agreement With Metropolitan Horsemen's Association  
From: Oakland Parks & Recreation Department  
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Execute A License Agreement With Metropolitan Horsemen's Association To Manage Sequoia Arena And Clubhouse And Provide Equestrian And Related Activities For A Five-Year Term With Two Five-Year Options To Renew; On The April 28, 2015 Life Enrichment Committee Agenda  
[14-0790](#)

- 4.16** Subject: Amendmentt To CDCR/GSW Reentry Employment Program Agreement  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Amend The Agreement Between The City Of Oakland And The California Department Of Corrections And Rehabilitation (CDCR), And Accept and Appropriate Additional Funding In An Amount Up To \$435,387 To Provide Golden State Works (GSW) Transitional Employment, Job Placement, And Job Retention Services To Oakland Residents On Parole From July 1, 2014 Through June 30, 2016, And (2) Amend The Grant Agreement With Center For Employment Opportunities To Increase The Funding In An Amount Up To \$435,387 To Continue To Provide Transitional Employment, Job Placement, And Job Retention Services; On The April 28, 2015 Public Safety Committee  
[14-0789](#)
- 4.17** Subject: CPRB Report January 2013 Through December 2014  
From: Office Of The City Administrator  
Recommendation: Receive An Informational Report From The Citizens Police Review Board For the Period of January 1, 2013 Through December 31, 2014; On The April 28, 2015 Public Safety Committee Agenda  
[14-0804](#)
- 4.18** Subject: Wildfire Prevention Assessment District Audit Report  
From: Finance Department  
Recommendation: Receive The Oakland Wildfire Prevention Assessment District Audit Report For The Year Ended June 30, 2014; On The April 28, 2015 Public Safety Committee Agenda  
[14-0805](#)
- 4.19** Subject: EPAC OIG Audit Contract  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Professional Services Contract With Elite Performance Assessment Consultants, LLC, To Provide As-Needed Law Enforcement Audit Services For A One Year Period Beginning May 8, 2015 And Ending May 7, 2016 In An Amount Not To Exceed Fifty Thousand Dollars (\$50,000), With Two (2) One-Year Options To Extend The Contract For A Total Amount Not To Exceed One Hundred Fifty Thousand Dollars (\$150,000); On The April 28, 2015 Public Safety Committee Agenda  
[14-0806](#)
- 4.20** Subject: Measure Y Audit Report Fiscal Year 2013-2014  
From: Finance Department  
Recommendation: Receive The Measure Y Violence Prevention And Public Safety Act Of 2004 Independent Auditor's Report For The Year Ended June 30, 2014; On The April 28, 2015 Public Safety Committee Agenda  
[14-0819](#)

**4.21** Subject: Honoring Bishop O'Dowd High School Basketball Teams  
From: President Pro Tempore Larry Reid  
Recommendation: Adopt A Resolution Honoring The Boys And Girls Basketball Teams Of Bishop O'Dowd High School And Their Coaches For Capturing The Open Division State Championships For 2015; On The May 5, 2015 City Council Agenda As A Ceremonial Item  
[14-0741](#)

**4.22** Subject: Report On Budgeted Vacant Positions And Hiring  
From: Office Of The City Administrator  
Recommendation: Receive The Semi-Annual Informational Report On Budgeted Vacant Positions And Hiring For The Period Of August 19, 2014 Through March 16, 2015; On The April 28, 2015 Finance & Management Committee Agenda  
[14-0820](#)

**4.23** Subject: Support For AB 35: Provide A State Housing Tax Credit  
From: Council President Gibson McElhaney And Councilmember Guillen  
Recommendation: Adopt A Resolution In Support Of California Assembly Bill 35 (Chiu) Which Would Provide A State Housing Tax Credit Of \$300 Million Dollars; On The April 30, 2015 Rules & Legislation Committee Agenda  
[14-0821](#)

**5** A Review Of The Council Committees' Actions From April 14, 2015 And Determination Of Scheduling To The City Council Meeting Of April 21, 2015 (MATRIX)  
[14-0737](#)

**Attachments:** [View Report.pdf](#)

**6** A Review Of The Draft Agendas For The Council Committee Meetings Of April 28, 2015 And The Rules And Legislation Committee Of April 30, 2015  
[14-0738](#)

**Attachments:** [View Report.pdf](#)

**7** Subject: Support For AB 700: California Disclose Act  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution In Support Of State Assembly Bill (AB) 700 (Gomez & Levine), The California Disclose Act, That Would Require Radio, Telephone, TV, And Video Ads Regarding Ballot Measures To State The Top Contributors To The Committee Paying For The Ad  
[14-0673](#)

**Attachments:** [View Report.pdf](#)  
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- 8 Subject: Support For SB 379: Update Safety Element To Address Climate Adaptation  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution In Support Of Senate Bill (SB) 379 (Hannah-Beth Jackson), Which Would, Upon The Next Revision Of The Housing Element On Or After January 1, 2017, Require The Safety Element To Be Updated To Address Climate Adaptation And Resiliency Strategies  
[14-0726](#)

**Attachments:** [View Report.pdf](#)  
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[View Supplemental Report.pdf](#)

- 9 Subject: Support For AB 865 - Establish The Empower California Act  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution In Support Of State Assembly Bill (AB) 865 (Alejo) That Would Establish The Empower California Act, Which Would Require Recipients Of California Energy Resources Conservation And Development Commission (CA Energy Commission) Funding To Report Annually On And Develop A Plan For Boosting Their Women-, Minority-, Disabled Veteran- And Lgbt-Owned Business Procurement Efforts And Require The Ca Energy Commission To Establish A Diversity Task Force And Guidelines For Fund Recipients  
[14-0743](#)

**Attachments:** [View Report.pdf](#)  
[View Supplemental Report.pdf](#)

*Pursuant to Rule 28(b) of Resolution 82580 C.M.S., this item was added to this agenda.*

- 10 Subject: Opposing SB 101: Religious Freedom Restoration Act  
From: President Pro Tempore Reid And Vice Mayor Kaplan  
Recommendation: Adopt A Resolution Opposing Senate Bill 101 (Kruse, Schneider, Steele) Religious Freedom Restoration Act In The State Of Indiana As Approved By Governor Mike Pence (Indiana)  
[14-0742](#)

**Attachments:** [View Report.pdf](#)

*Pursuant to Rule 28(b) of Resolution 82580 C.M.S., this item was added to this agenda.*

- 11 Subject: Opposition To HB 1228: Religious Freedom Restoration Act  
From: President Pro Tempore Reid And Vice Mayor Kaplan  
Recommendation: Adopt A Resolution Opposing HB 1228 (Rep. Ballinger-Arkansas) Religious Freedom Restoration Act In The State of Arkansas  
[14-0747](#)

**Attachments:** [View Report.pdf](#)

*Pursuant to Rule 28(b) of Resolution 82580 C.M.S., this item was added to this agenda.*

**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.**