



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>

Thursday, April 23, 2015

10:45 AM

City Council Chamber, 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:

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

[14-0770](#)

Attachments: [View Report.pdf](#)

2 Approval Of The Draft Minutes From The Committee Meeting Of April 9, 2015

[14-0771](#)

There are no minutes to approve as the April 9, 2015 Rules & Legislation Committee meeting was cancelled.

3 Determination Of Schedule Of Outstanding Committee Items

[14-0772](#)

Attachments: [View Report.pdf](#)

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

[14-0773](#)

Attachments: [View Report.pdf](#)

4.1 Subject: Settlement Agreement - Cobbs And Lee V. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing and Directing The City Attorney To Compromise And Settle The Case of Yolanda Cobbs and Michelle Lee V. City Of Oakland, Alameda County Superior Court Case No. RG14720182, City Attorney's File No. 29719, In the Amount Of Fifty-Two Thousand Dollars (\$52,000.00) (Oakland Public Works - Trip and Fall); On The May 5, 2015 City Council Agenda As A Consent Item

[14-0876](#)

4.2 Subject: National Public Works Week
From: Vice Mayor Kaplan
Recommendation: Adopt A Resolution Celebrating The Week of May 17-23, 2015 As National Public Works Week In The City Of Oakland; On The May 19, 2015 City Council Agenda As A Ceremonial Item

[14-0875](#)

4.3 Subject: Report On Affordable Housing Development Projects
From: President Pro Tempore Reid
Recommendation: Receive An Informational Report On Affordable Housing Development Efforts/Projects Developed Throughout Bay Area Cities, According To The Association Of Bay Area Governments (ABAG), And Affordable Housing Development Projects Developed (Number Of Units) Over The Past 15 Years In The City By Council Districts; On The Community & Economic Development Committee Agenda (Date TBD)

[14-0822](#)

- 4.4** Subject: Graffiti Abatement Mural And Green Wall Funds To HOPE Collaborative
From: Vice Mayor Kaplan
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$3,000 From Vice Mayor Rebecca Kaplan's Graffiti Abatement Mural And Green Wall Funds To HOPE Collaborative For Mural On 1554 13th Avenue, Oakland California - Three Amigos Market; On The May 5, 2015 City Council Agenda As A Consent Item
[14-0873](#)
- 4.5** Subject: "Maker Week" In The City Of Oakland
From: Councilmember Campbell Washington
Recommendation: Adopt A Resolution To Declare The Week Of May 11th-17th, 2015 As "Maker's Week" In The City Of Oakland And Celebrate Oakland's And The Bay Areas Creativity, Ingenuity And The Do-It-Yourself Spirit; On The May 5, 2015 City Council Agenda As A Ceremonial Item
[14-0872](#)
- 4.6** Subject: Final Development Plan For MacArthur Station Phase 3 And 4
From: Planning & Building Department
Recommendation: Adopt A Resolution (A) Affirming the Planning Commission's Environmental Determination That No Additional Environmental Review Is Needed Pursuant To CEQA Guidelines Sections 15162-15164 And Adopting Related CEQA Findings; And (B) Adopting The Final Development Permit, Minor Variances, Design Review And Other Development-Related Land Use Permits For Parcel A/Phase 3 And Parcel C-1/Phase 4 Of The MacArthur Station (MS) Project, Located At 532 39th Street (Also Referenced As 585 40th Street); On The May 12, 2015 Community & Economic Development Committee Agenda And As A Public Hearing On May 19, 2015
[14-0871](#)
- 4.7** Subject: Lease Amendment With East Oakland Boxing Association
From: Economic & Workforce Development Department
Recommendation: Adopt An Ordinance Authorizing An Amendment To The Lease With East Oakland Boxing Association For The Property Located At 816-828 98th Avenue (APN: 045-5237-008-01,045-5237-0070-02 And 045-5237-001-01) To Extend The Term For An Additional Fifteen (15) Years Ending July 30, 2032; On The May 12, 2015 Community & Economic Development Committee Agenda And As A Public Hearing On May 19, 2015
[14-0870](#)
- 4.8** Subject: 4690 Tompkins Avenue Project Appeal
From: Economic & Workforce Development Department
Recommendation: Adopt A Resolution Denying Appeal # CMD13067-A01 And Upholding The Decision Of The City Planning Commission To Approve An Application To Convert A Vacant Senior Facility Into 40 Condominium Units At 4690 Tompkins Avenue, Subject To Revised Conditions Of Approval; On The May 5, 2015 City Council Agenda As A Public Hearing
[14-0869](#)

- 4.9** Subject: LDDA And New Market Tax Credits For Foothill And Seminary Project
From: Economic & Workforce Development Department
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) An Ordinance Amending Ordinance No. 13114 C.M.S. Authorizing The Disposition Of Property At Foothill Boulevard And Seminary Avenue To Sunfield Development, LLC, For Development As A Retail Shopping Center, To Change The Disposition From A Sale To A Lease With An Option To Purchase; And
[14-0867](#)
- 2) A Resolution Amending Resolution No. 84521 C.M.S. Approving An Allocation Of \$6 Million In New Market Tax Credits By Oakland Renaissance NMTC, Inc., To Sunfield Development, LLC, Or Its Affiliates For The Development Of A Retail Project At Foothill Boulevard And Seminary Avenue, To Allocate An Additional \$8 Million In New Market Tax Credits For A Total Allocation Of \$14 Million; On The May 12, 2015 Community & Economic Development Committee Agenda And As Public Hearings On May 19, 2015 And June 2, 2015
[14-0868](#)
- 4.10** Subject: Brownfield Loan Forgiveness
From: Economic & Workforce Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Grant Loan Forgiveness For The Brownfield Cleanup Loan At 785 Seventh Street, West Oakland; On The May 12, 2015 Community & Economic Development Committee Agenda
[14-0866](#)
- 4.11** Subject: 2014 Housing Element Annual Progress Report
From: Planning & Buiding Department
Recommendation: Conduct A Public Hearing To Receive Input From The City Council And The Public On The 2014 Housing Element Annual Progress Report; On The May 12, 2015 Public Works Committee Agenda And As A Public Hearing On June 2, 2015
[14-0865](#)
- 4.12** Subject: City Of Oakland 2015-2016 Tax And Revenue Anticipation Notes
From: Finance Department
Recommendation: Adopt A Resolution Authorizing The Sale Of 2015-2016 Tax And Revenue Anticipation Notes, Series A And Series B (Federally Taxable) In An Amount Not To Exceed One Hundred Seventy Million Dollars (\$170,000,000); And, Authorizing The Execution And Delivery Of Related Documents And Approving Certain Related Actions; On The May 12, 2015 Finance & Management Committee Agenda
[14-0864](#)

- 4.13** Subject: Cash Management Report
From: Finance Department
Recommendation: Receive The Cash Management Report For The Quarter Ended March 31, 2015; On The May 12, 2015 Finance & Management Committee Agenda [14-0863](#)
- 4.14** Subject: Downtown Oakland Specific Plan And EIR
From: Planning And Building Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Professional Services Contract With Dover, Kohl & Partners And Team Of Consultants, In An Amount Not To Exceed \$1,000,000, For Services Related To The Downtown Oakland Specific Plan And Environmental Impact Report Without Returning To Council; On The May 12, 2015 Community & Economic Development Committee Agenda And As A Public Hearing On May 19, 2015 [14-0862](#)
- 4.15** Subject: FY 2013-2014 Workers' Compensation Annual Report
From: Human Resources Management Department
Recommendation: Receive An Informational Report On The Workers' Compensation Program For Fiscal Year 2013-2014; On The May 12, 2015 Finance & Management Committee Agenda [14-0861](#)
- 4.16** Subject: Occupational Medical Services Contract
From: Human Resources Management Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute An Agreement With Emeryville Occupational Medical Center (EOMC) For The Provision Of Occupational Medical Services For A Contract Amount Not To Exceed \$600,000 For Contract Year 2015-2016 And \$600,000 For Contract Year 2016-2017, And With Acceptable Performance, Options To Extend The Agreement For Three Additional Two-Year Terms For A Total Not To Exceed Amount Of \$600,000 Per Contract Year For Contract Years 2017-2019, 2019-2021, And 2021-2023 For A Total Not To Exceed Amount Of \$4,800,000; On The May 12, 2015 Finance & Management Committee Agenda [14-0860](#)
- 4.17** Subject: OFCY Final Evaluation For FY 2013-2014
From: Human Services Department
Recommendation: Adopt A Resolution Adopting The Oakland Fund For Children And Youth Final Evaluation Reports For Fiscal Year 2013-2014; On The May 12, 2015 Life Enrichment Committee Agenda [14-0859](#)

- 4.18** Subject: 2015-2016 California State Preschool Program (CSPP)
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate The California State Preschool Program Expansion Grant From The California Department Of Education In An Amount Not To Exceed \$959,105 Included In The Fiscal Year (FY) 2015-2017 Proposed Budget To Fund Prekindergarten And Family Literacy Services In Accord With Said Grant From July 1, 2015 To June 30, 2016; On The May 12, 2015 Life Enrichment Committee Agenda [14-0858](#)
- 4.19** Subject: 2015-2016 Child & Adult Care Food Program (CACFP)
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator to Apply For, Accept, And Appropriate The Child And Adult Care Food Program (CACFP) Grant From The California Department Of Education In An Estimated Amount Of \$545,000, Included In The Fiscal Year (FY) 2015-2017 Proposed Budget To Provide Funding For Nutritious Meals For The City Of Oakland's Head Start Program From September 1, 2015 Through August 31, 2016; On The May 12, 2015 Life Enrichment Committee Agenda [14-0857](#)
- 4.20** Subject: Expansion of Residential Permit Parking Area "D"
From: Oakland Public Works Department
Recommendation: Adopt A Resolution To Expand Residential Permit Parking Area "D" On 20 Blocks West Of Claremont Avenue, South Of Alcatraz Avenue, East Of Colby Street And North Of Highway 24; On The May 12, 2015 Public Works Committee Agenda [14-0856](#)
- 4.21** Subject: Clean Lake Contract
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Two-Year Agreement, From July 1, 2015 To June 30, 2017, With The Lake Merritt Institute For Professional Services To Provide Cleanup, Maintenance, Monitoring, Volunteer Coordination, Technical Assistance And Public Outreach Related To Lake Merritt, In An Amount Not To Exceed Three Hundred Fifty Thousand Dollars (\$350,000), With An Option To Extend The Initial Period An Additional Two Years Through June 30, 2019 In An Amount Not To Exceed Three Hundred Fifty Thousand Dollars (\$350,000), If The Tasks In The Scope Of Work Are Completed Satisfactorily; On The May 12, 2015 Public Works Committee Agenda [14-0855](#)

4.22 Subject: Head Start/Early Head Start Program Grant Application FY 2015-16
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland To 1) Apply For, Accept, And Appropriate Head Start Basic, Head Start Training And Technical Assistance, Early Head Start Basic, Early Head Start Training And Technical Assistance Grants For Program Year 2015-2016 From U.S. Department Of Health And Human Services, Administration For Children And Families (DHHS/ACF), In An Estimated Amount Of \$18,587,933, And 2) Enter Into Grant Agreements To Fund Comprehensive Child Development Services In Accord With Said Grants With: Unity Council In An Estimated Amount Of \$4,836,570; Brighter Beginnings In An Estimated Amount Of \$564,510; St. Vincent's Day Home In An Estimated Amount Of \$160,376; And UCSF Benioff Children's Hospital Oakland In An Estimated Amount Of \$45,000; And 3) Accept And Appropriate Additional Federal Grant Funding If It Becomes Available And To Amend The Existing Grant Agreements With Unity Council, Brighter Beginnings, St. Vincent's Day Home, UCSF Benioff Children's Hospital Oakland, And Without Returning To Council; And 4) Appropriate Additional General Purpose Funds In An Amount Of \$1,784,593 For Fiscal Year (FY) 2015-2016 Contingent Upon The Adoption Of The City's Proposed FY 2015-2017 Budget, To Support Continued Implementation Of Head Start/Early Head Start Services; And 5) Appropriate A General Purpose Fund Contribution In The Amount Of \$256,490 For FY 2015-2016 For Essential Program Operation Costs Not Allowed By The Federal Grant Funds; And 6) Review And Approve Oakland Head Start/Early Head Start Governance Procedures Developed In Accordance With Head Start Legislation And Updated Annually; On The May 12, 2015 Life Enrichment Committee Agenda
[14-0854](#)

4.23 Subject: Team Oakland Youth Employment Contract
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Two-Year Agreement With Youth Employment Partnership (YEP) To Implement The Team Oakland Program, In An Amount Not To Exceed Two Hundred Forty-Nine Thousand Dollars (\$249,000.00) Per Year, With An Option To Extend The Contract For Two Additional Years, In An Amount Not To Exceed Two Hundred Forty-Nine Thousand Dollars (\$249,000.00) Per Year, Based On Satisfactory Contractor Performance And Available Budget In Fiscal Cycle 2017-2019; On The May 12, 2015 Public Works Committee Agenda
[14-0852](#)

- 4.24** Subject: Urban Design Consulting Engineers Contract Amendment
From: Oakland Public Works Department
Recommendation: Adopt A Resolution (1) Waiving The Request For Proposal (“RFP”) Competitive Selection Requirement; (2) Authorizing The City Administrator, Or Designee, To Amend The Professional Services Agreement With Urban Design Consulting Engineers To Increase The Contract Amount From One Hundred Fifty Thousand Dollars (\$150,000.00) To A Total Not-To-Exceed Two Hundred Fifty Thousand Dollars (\$250,000.00); And (3) Extending The Time Of Performance Of The Contract Work From April 30, 2015 To December 31, 2016, To Perform Design Services For The Antioch Court Pedestrian Improvement Project; On The May 12, 2015 Public Works Committee Agenda
[14-0853](#)
- 4.25** Subject: Tassafaronga Recreation Center Interior Remodel Construction Award
From: Oakland Public Works Department
Recommendation: Adopt A Resolution To Award A Construction Contract To Bay Construction Co., The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans and Specifications For The Tassafaronga Recreation Center Interior Remodel (Project No. C464610) And With Contractor’s Bid In The Amount Of Four Hundred Twenty-Three Thousand Dollars (\$423,000.00); On The May 12, 2015 Public Works Committee Agenda
[14-0851](#)
- 4.26** Subject: Head Start/Early Head Start Program Grant Application FY 2015-16
From: Human Services Department
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator To Execute A Professional Services Agreement With Raising A Reader (RAR) To Provide Ongoing Training And Technical Support For The Head Start Program/Early Head Start Program, In An Amount Not To Exceed \$15,000 For Program Year 2015-2016, And 2) Waiving The Competitive Request For Proposals/Qualifications Process; On The May 12, 2015 Life Enrichment Committee Agenda
[14-0850](#)
- 4.27** Subject: Expansion Of Residential Permit Parking Area “C” and “I”
From: Oakland Public Works Department
Recommendation: Adopt A Resolution To Expand Residential Permit Parking Area “C” On Miles Avenue And Hardy Street Near College Avenue And Area “I” On Shattuck Avenue Near 65th Street; On The May 12, 2015 Public Works Committee Agenda
[14-0849](#)

- 4.28** Subject: 2015-2016 HS/EHS Teaching Strategies
From: Human Services Department
Recommendation: Adopt A Resolution 1) Waiving The Competitive Request For Proposals/Qualifications Process, And 2) Authorizing The City Administrator To Execute A Professional Services Agreement With Teaching Strategies, LLC For Specialized Training & Technical Assistance On A Specialized Form Of Practice-Based Coaching For Early Childhood Education Instructors Called Coaching To Fidelity, In An Amount Not To Exceed \$17,007 For Fiscal Year 2015-2016, Contingent Upon Receipt Of Grant Funding; On The May 12, 2015 Life Enrichment Committee Agenda
[14-0848](#)
- 4.29** Subject: West Oakland Greening Initiative
From: Council President Gibson McElhaney
Recommendation: Receive An Informational Report From The West Oakland Greening Initiative On Their Projects In West Oakland, Including Plantings And Maintenance Programs; On The May 12, 2015 Public Works Committee Agenda
[14-0846](#)
- 4.30** Subject: National Salvation Army Week
From: Council President Gibson McElhaney
Recommendation: Adopt A Resolution Proclaiming May 11-16 As National Salvation Army Week In Recognition Of 150 Years Of Service To Vulnerable Families In Need; On The May 5, 2015 City Council Agenda As A Ceremonial Item
[14-0845](#)
- 4.31** Subject: FY 2015-2017 Proposed Policy Budget Presentation
From: Office Of The City Administrator
Recommendation: Schedule A Special City Council Meeting On May 5, 2015 At 5:00 P.M. And Receive A Report Presenting The Fiscal Year 2015-2017 Proposed Policy Budget In Accordance With The Consolidated Fiscal Policy
[14-0844](#)

- 4.32** Subject: Professional Service Agreement With Priority Dispatch
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) To Waive The Competitive Request For Proposals (RFP) Process, And 2) To Enter In To A Three (3) Year Professional Services Agreement With Priority Dispatch To Continue To Use Its Medical Priority Dispatch System (MPDS) Software Licenses Triage Cards, And External Auditing Of The City Of Oakland's 911 Medical Dispatch Services In An Amount Not To Exceed One Hundred Fifty-Seven Thousand Nine Hundred Ninety-Seven Dollars And Eighty Cents (\$157,997) For The Period July 1, 2015 Through June 30, 2018 With Two One-Year Options To Extend In An Amount Not To Exceed Fifty-Two Thousand Six Hundred Sixty-Six Dollars (\$52,666) Each Year, For A Total Contract Amount Not To Exceed Two Hundred Sixty-Three Thousand Three Hundred Twenty Nine Dollars (\$263,329); On The May 12, 2015 Public Safety Committee Agenda
[14-0843](#)
- 4.33** Subject: Oakland Private Industry Council Grant
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing A \$250,000 Administrative Support Grant To The Oakland Private Industry Council, Inc.; On The May 5, 2015 City Council Agenda
[14-0842](#)
- 4.34** Subject: Municipal Clerk's Week
From: Office Of The City Clerk
Recommendation: Adopt A Resolution Declaring May 3, 2015 Through May 9, 2015 Municipal Clerk's Week In The City Of Oakland; On The May 5, 2015 City Council Agenda As A Consent Item
[14-0839](#)
- 4.35** Subject: GHAD Annual Budget Approval
From: Geologic Hazard Abatement District (GHAD) Board
Recommendation: Schedule A Meeting Of The Geological Hazard Abatement District Concurrent With The City Council Meeting Of May 19, 2015 And Adopt A Resolution Approving The 2015-2016 Annual Budget For The Geologic Hazard Abatement District (GHAD); On The May 19, 2015 City Council Agenda
[14-0840](#)
- 4.36** Subject: Tract No. 8232 Subdivision Map (Phase 2) MacArthur Transit Village
From: Planning & Building Department
Recommendation: Adopt A Resolution Approving A Final Map (Phase 2) For Tract No. 8232 For The MacArthur Transit Village; On The May 5, 2015 City Council Agenda
[14-0841](#)

4.37 Subject: Settlement Agreement - L.W., Etc. V. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of L.W., Etc. V. City Of Oakland, Et Al., United States District Court, Northern District Of California No. 3:14-CV-01877 LB, City Attorney's File No. 29763 In The Amount Of Forty-Five Thousand Dollars (\$45,000.00) (Oakland Police Department - Excessive Force); On The May 5, 2015 City Council Agenda As A Consent Item
[14-0874](#)

4.38 Subject: Settlement Agreement - F.R., Etc. V. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of F.R., Etc. V. City Of Oakland, Et Al., United States District Court, Northern District Of California No. 3:14-CV-01876 LB, City Attorney's File No. 29754 In The Amount Of Two Hundred Thirty Thousand Dollars (\$230,000.00) (Oakland Police Department - Excessive Force); On The May 5, 2015 City Council Agenda As A Consent Item
[14-0877](#)

5 A Review Of The Draft Agendas For The City Council Meeting Of May 5, 2015 And The Rules And Legislation Committee Of May 7, 2015
[14-0774](#)

Attachments: [View Report.pdf](#)

6 Subject: Resolution In Support Of AB 1335 -Building Homes & Jobs Act
From: Council President Gibson McElhaney And Councilmember Kalb
Recommendation: Adopt A Resolution To Support California State Assembly Bill (AB) 1335 (Atkins) That Would Establish A Permanent Funding Source For Affordable Housing Through A Small Fee On Real Estate Transaction Documents, Excluding Home Sales
[14-0749](#)

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.

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.