



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 - FINAL

*Rules & Legislation Committee

Oakland City Hall, 1 Frank H. Ogawa Plaza,
Oakland, California, 94612

City of Oakland Website: <http://www.oaklandnet.com>

Thursday, September 22, 2016

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 Determination Of Closed Session

[16-0092](#)

Attachments: [Review Report](#)

2 Approval Of The Draft Minutes From The Committee Meeting Of July 21, 2016

[16-0094](#)

3 Determination Of Scheduling Of Outstanding Committee Items

[16-0095](#)

Attachments: [View Report](#)

4 Scheduling Of Agenda Items And Revisions To Previously Distributed

[16-0098](#)

Attachments: [View Report](#)

4.1 Subject: Adopt A Proclamation
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Declaring The Month Of October Children With Incarcerated Parents Month And Raising Awareness; On The October 4, 2016 City Council Agenda As A Ceremonial Item

[16-0178](#)

4.2 Subject: Recognizing Oakland's Police Activity League
From: President Pro Tem Reid
Recommendation: Adopt A Resolution Recognizing Oakland's PAL (Police Activity League) For Their Achievements (Team And Individual Honors) During The 2016 Summer Olympic Games Held In Sacramento California In July Of 2016; On The October 4, 2016 City Council Agenda As A Ceremonial Item

[16-0179](#)

4.3 Subject: Lifelong Medical Care Fiscal Year 2016-2017
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Grant Agreement With Lifelong Medical Care In An Estimated Amount Of \$200,000 For The Provision Of Homeless Services At Several Permanent Supportive Housing Sites For The Period Of July 1, 2016 To June 30, 2017; On The October 11, 2016 Life Enrichment Committee Agenda

[16-0180](#)

4.4 Subject: Rehabilitation Of Sanitary Sewers
From: Oakland Public Works
Recommendation: Adopt A Resolution Awarding A Construction Contract To Pacific Trenchless, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For The Rehabilitation Of Sanitary Sewers In The Area Bounded By 39th Avenue, Mountain Boulevard, Reinhardt Drive, And Highway 13 (Project No. C329148) And With Contractor's Bid In The Amount Of Two Million Five Hundred Thirty-Nine Thousand Four Hundred Forty-Seven Dollars (\$2,539,447.00); On The October 11, 2016 Public Works Committee Agenda

[16-0181](#)

- 4.5** Subject: Mills Act Contracts
From: Planning And Building Department
Recommendation: Adopt A Resolution, As Recommended By The Landmarks Preservation Advisory Board, Approving Four (4) Mills Act Contracts Between The City Of Oakland And The Properties At 523 41st Street (Estimated \$4,589/Year Property Tax Reduction), 1824 Myrtle Street (Estimated \$3,045/Year Property Tax Reduction), 1733 10th Street (Estimated \$2,738/Year Property Tax Reduction), And 1506 Linden Street (Estimated \$4,482/Year Property Tax Reduction), Pursuant To Ordinance No. 12987 C.M.S., To Provide Property Tax Reductions In Exchange For Owners' Agreement To Repair And Maintain Historic Properties In Accordance With Submitted Work Programs; On The Ocober 11, 2016 Community And Economic Development Committee Agenda
[16-0182](#)
- 4.6** Subject: Oakland Public Works
From: Vacate A Portion Of Poplar Street.
Recommendation: Adopt A Resolution To Summarily Vacate A Portion Of Poplar Street, A Public Right-Of-Way, From Its Intersection At 5th Street To Its Intersection With 7th Street, To Facilitate Development Of A Mixed-Use Transit Oriented Development Project At 500 Kirkham Street, And Adopt CEQA Findings; On The October 11, 2016 Public Works Committee Agenda
[16-0183](#)
- 4.7** Subject: MLK Streetscape Project
From: Oakland Public Works
Recommendation: Adopt A Resolution Awarding A Construction Contract To Ray's Electric, The Lowest Responsive, Responsible Bidder, In Accordance With Plans And Specifications And Contractor's Bid For The Mlk Jr. Streetscape Improvements Project (Project No. P414230) In The Amount Of Two Million Three Hundred Sixty-Eight Thousand Nine Hundred Eighty-Seven Dollars And Fifty Cents (\$2,368,987.50); On The October 11, 2016 Public Works Committee Agenda
[16-0184](#)
- 4.8** Subject: 2015/16 Consolidated Annual Performance & Evaluation Report
From: Community And Economic Development Committee
Recommendation: Adopt A Resolution Authorizing The City Administrator To Prepare And Submit To The U.S. Department Of Housing And- Urban Development, The Consolidated Annual Performance And Evaluation Report For Fiscal Year 2015/2016 Community Development Block Grant, Home Investment Partnerships, Housing Opportunities For Persons With Aids, And Emergency Solutions Grant Programs; On The October 11, 2016 Community And Economic Development Committee
[16-0185](#)

- 4.9** Subject: Illegal Dumping And Graffiti Witness Rewards Fund
From: Office Of The City Administrator
Recommendation: Adopt A Resolution To Make Permanent And Retroactive To January 1, 2016, The Rewards Fund For Illegal Dumping And Graffiti Witnesses Who Provide Information That Leads To Successful Enforcement Actions; On The October 11, 2016 Public Works Committee Agenda
[16-0186](#)
- 4.10** Subject: Major Encroachment Permits At 2450 Valdez Street, 1502 8th Street, And 2302 Valdez Street
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To 2400 Valdez, LLC To Allow Portions Of The New Building Above Sidewalk At 2450 Valdez Street To Encroach Into The Public Right-Of-Way Along 27th Street, 24th Street, And Valdez Street, Major Encroachment Permit ENMJ16064 And;
[16-0188](#)
- 4.11** A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Bright Homes, LLC To Allow Portions Of The Existing Building At 1502 8th Street To Encroach Into The Public Right-Of-Way Along Chester Street And 8th Street, Major Encroachment Permit ENMJ16066 And;
[16-0189](#)
- 4.12** A Resolution Granting A Conditional And Revocable Major Encroachment Permit To CRP/WRP Alta Waverly Owner, LLC, To Allow Portions Of The New Building At 2302 Valdez Street To Encroach Into The Public Right-Of-Way Along Waverly Street, 23rd Street, And 24th Street, Major Encroachment Permit ENMJ16052; On The October 11, 2016 Public Works Committee Agenda
[16-0190](#)
- 4.13** Subject: Peralta Street Streetscape Project
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Construction Contract To Mcguire & Hester, The Lowest Responsive, Responsible Bidder, In Accordance With Plans And Specifications And Contractor's Bid For The Construction Of Peralta Street Streetscape Project (Project No. P414250) In The Amount Of Three Million Seven Hundred Twenty Three Thousand Dollars (\$3,723,000.00): On The October 11, 2016 Public Works Committee Agenda
[16-0191](#)

- 4.14** Subject: Oakland PATH Rehousing Initiative (OPRI)/Abode-First Place For Youth FY 2016-2017
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Amend The 2016-2017 Oakland PATH Rehousing Initiative (OPRI) Grant Agreement With Abode Services To Increase The Grant Amount By \$354,168 For The Provision Of Permanent Housing And Supportive Services, And 2) Amend The 2016-2017 Oakland PATH Rehousing Initiative Grant Agreement With First Place For Youth To Increase The Grant Amount By \$72,050 For The Provision Of Permanent Housing And Supportive Services; On The October 11, 2016 Life Enrichment Committee Agenda [16-0192](#)
- 4.15** Subject: Oakland Fund For Children And Youth (OFCY) School Base After School Learning For Life Transfer (2016-2017)
From: Human Services Department
Recommendation: Adopt A Resolution Amending Resolution No. 86226 C.M.S. Regarding Oakland Fund For Children And Youth (OFCY) Grants For Children And Youth Services To (1) Delete "San Francisco Bay Area Council, Learning For Life" As The Awardee Of Grants ID Numbers 72, 73, And 74 And (2) Add The Award Of Grants ID Numbers 72, 73, And 74 To YMCA Of The East Bay, Bay Area Community Resources, And Safe Passages Respectively, In The Same Amounts And Terms; On The October 11, 2016 Life Enrichment Committee Agenda [16-0193](#)
- 4.16** Subject: Operating Body Cameras For Oaklands Police Department/Video Tapes
From: Council Member Brooks
Recommendation: Receive An Informational Report And Possible Corrective Actions Of Body Worn Cameras For Oakland Police Officers/Video Tapes Captured/Software Upgrade Report And Reports Of Deleted Videos From 2 Years Ago (2014) As Soon As Possible On The Public Safety Agenda [16-0194](#)
- 4.17** Subject: Data Security With The Oakland Police Department
From: Gene Hazzard
Recommendation: Receive An Informational Report From The City Auditor Or City Administrator Related To The Security And Safe Guard Of Sensitive Data (Body Camera, Etc.) By The Oakland Police Department And Whether Or Not These Safe Guards Are Consistent With The Standards Used By FIPS (Federal Information Processing Systems) Required By The Federal Government And With Appropriate Recommendations For Corrections As Soon As Possible With A Public Hearing On October 18, 2016 [16-0195](#)

- 4.18** Subject: Appotintment Of Kevin Blackburn To Housing, Residential Rent And Relocation Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Kevin Blackburn To The Housing, Residential Rent And Relocation Board; On The October 5, 2016 Rules And Legislation Committee Agenda
[16-0196](#)
- 4.19** Subject: Local Hiring And Contracting
From: President Pro Tem Larry Reid
Recommendation: Informational Report On An Update On The Implementation Of A 2008 Report And 1) Resolution Amending: A) Resolution No. 69687 C.M.S. Passed February 2, 1993, Authorizing The Local Employment Program, And B) Resolution No. 74762 C.M.S., Passed January 29, 1999, Authorizing A Pilot Apprenticeship Program, Both Of Which Require Contractors To Hire Oakland Residents To Implement Program Revisions; And An 2) Ordinance Amending Number 12388 C.M.S., Adopted December 18, 2001, To Authorize Revision Of The Local Employment And Apprenticeship Programs By Resolution; As Soon As Possible On The Public Safety Committee Agenda
[16-0197](#)
- 4.20** Subject: Settlement Agreement Of Allene Hutchinson, Et Al., V. City Of Oakland

From: Office Of The City Attorney
Recommendation: Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Allene Hutchinson, Et Al., V. City Of Oakland, United States District Court Case No. 15-Cv-05011-Rs, City Attorney's File No. 30713 In The Amount Of One Million Two Hundred Thousand Dollars And Zero Cents (\$1,200,000.00) (Oakland Police Department) On The October 4, 2016 City Council Agenda On Consent
[16-0198](#)
- 4.21** Subject: Settlement Agreement - Soumpholthadky, Et Al. V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Vongviseth Soumpholthadky V. City Of Oakland, Alameda County Superior Court, Case No. Rg15760052 (Consolidate With California Charter Schools Joint Powers V. City Of Oakland, Alameda County Superior Court, Case No. Rg15764149) In The Amount Of Fifteen Thousand Dollars And No Cents (\$15,000) As A Result Of A Trip And Fall Accident On October 13, 2013. (Public Works - Dangerous Condition); On The October 4, 2016 City Council Agenda On Consent
[16-0199](#)

- 4.22** Subject: Update On State Of The City Report
From: Office Of the Mayor
Recommendation: Receive An Oral Update From Mayor Libby Schaaf Providing A Digest Of The Upcoming State of the City Address; On The October 4, 2016 City Council Agenda
[16-0200](#)
- 4.23** Subject: Claim Of Chris Latraille
From: Office Of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Chris Latraille In The Amount Of Fifteen Thousand Three Hundred Thirty Six Dollars And 38/100 Cents (\$15, 336.38) (Oakland Public Works-Hillside Washout) On The October 4, 2016 City Council Agenda On Consent
[16-0201](#)
- 4.24** Subject: Mauricio Calmo 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 Mauricio Calmo V. City Of Oakland, Et. Al., Alameda County Superior Court Case No. Rg15782631, City Attorney's File No. 30671, In The Amount Of Seventeen Thousand And Five Hundred Dollars And Zero Cents (\$17,500.00) (Oakland Police Department - Motor Vehicle Accident); On The October 4, 2016 City Council Agenda On Consent
[16-0202](#)
- 4.25** Subject: Settlement Of Christina Brennan V. City Of Oakland, Case No. Rg14743083 (Alameda)
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Christina Brennan V. City Of Oakland, Alameda County Superior Court Case No. RG14743083, City Attorney's File No. 29953, In The Amount Of Twenty-Five Thousand Dollars And Zero Cents (\$25,000.00) (Public Works - Dangerous Condition) On The October 4, 2016 City Council Agenda On Consent
[16-0204](#)
- 4.26** Subject: Michael Green,V. City Of Oakland
From: Office Of The City Attorney
Recommendation: Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Michael Green,V. City Of Oakland, Alameda County Superior Court Case No. RG15759494, City Attorney's File No. 30189 In The Amount Of Ten Thousand Dollars And Zero Cents (\$10,000.00) (Public Works-Dangerous Conditions); On The October City Council Agenda On Consent
[16-0205](#)

- 4.27** Subject: Settlement Agreement Of Nigar Raza 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 Nigar Raza V. City Of Oakland, Alameda County Superior Court Case No. Rg15790241, City Attorney's File No. 30042, In The Amount Of Twenty-Five Thousand Dollars And Zero Cents (\$25,000.00) (Public Works - Dangerous Condition) On The October 4, 2016 City Council Meeting On Consent
[16-0206](#)
- 4.28** Subject: Philip Onwuatogwu 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 Philip Onwuatogwu V. City Of Oakland, Alameda County Superior Court Case No. Rg13700368, City Attorney's File No. 29286, In The Amount Of Thirty Thousand Dollars And Zero Cents (\$30,000.00) (Oakland Police Department - Swat); On The October 4, 2016 City Council Agenda On Consent
[16-0207](#)
- 4.29** Subject: Green Wall Funds To Golden Gate Community Association
From: Dan Kalb
Recommendation: Resolution Authorizing A Grant Not To Exceed \$9,000 From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To Golden Gate Community Association For A Mural On The Property At 950 57th Street (The Warehouse Wall Of Glow Glass Art Studio) In Oakland; TBD
[16-0113](#)
- 4.30** Subject: Graffiti Abatement Mural And Green Wall Funds To North Oakland Community Charter School (NOCCS) For A Mural On The Property At 1000 42nd Street
From: Councilmember Kalb
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$8,000 From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To North Oakland Community Charter School (NOCCS) For A Mural On The Property At 1000 42nd Street (Wall Facing Linden Park) In Oakland; TBD
[16-0107](#)
- 4.31** Subject: Graffiti Abatement Mural And Green Wall Funds To Artist Caroline Stern For A Mural On The Outside Of The Arlington Medical Center Bldg. At 5709 Market Street
From: Councilmember Kalb
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$6,000 From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To Artist Caroline Stern For A Mural On The Outside Of The Arlington Medical Center Bldg. At 5709 Market Street In Oakland In Cooperation With Ms. Caroline Watson; TBD
[16-0112](#)

4.32 Subject: Graffiti Abatement Mural And Green Wall Funds To Artist Caroline Stern For A Mural On The Property At 6200 Shattuck In Oakland
From: Councilmember Kalb
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$9,500 From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To Artist Caroline Stern For A Mural On The Property At 6200 Shattuck In Oakland In Collaboration With Claremont Middle School
[16-0114](#)

4.33 Subject: Abatement Mural And Green Wall Funds To The Temescal Bid For A Mural By Artist Lori Anne Fischer On The Property At 4685 Telegraph Avenue In Oakland
From: Councilmember Kalb
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$9,450 From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To The Temescal Bid For A Mural By Artist Lori Anne Fischer On The Property At 4685 Telegraph Avenue In Oakland; TBD
[16-0115](#)

5 A Review Of The Council Committees's Actions From July 21, 2016
[16-0101](#)

Attachments: [View Report](#)

6 Subject: Citizens' Police Review Board.
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jose A. Dorado To The Citizen's Police Review Board
[16-0091](#)

Attachments: [View Report](#)

7 Subject: Housing, Residential Rent And Relocation Board
From: Office of the Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Debrenia Madison To The Housing, Residential Rent And Relocation Board
[16-0104](#)

Attachments: [View Report](#)

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.**