



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, February 23, 2017

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:

Councilmember Lynette Gibson McElhaney, District 3; President Pro Tempore Abel J. Guillén, District 2; Vice Mayor Annie Campbell Washinton, District 4; Chairperson: President Larry Reid, District 7

1 Determinations Of Closed Session

[16-0701](#)

Attachments: [View Report](#)

- 2 Approval Of The Draft Minutes From The Committee Meeting Of February 9, 2017
[16-0702](#)
Attachments: [View Report](#)

- 3 Determination Of Schedule Of Outstanding Committee Items
[16-0703](#)
Attachments: [View Report](#)

- 4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)
[16-0704](#)
Attachments: [View Report](#)

- 4.1 Subject: Status Update On The Police Administration Building (PAB) Feasibility Study
From: Oakland Public Works
Recommendation: Receive An Informational Report On The Project Status Of The Police Administration Building Feasibility Study, Including The Research And Evaluation Of Existing Documents, Program And Space Needs Assessment, Building Site Layout And Site Considerations, Budget Cost Estimates, Timeline, Finance Strategy And Implementation Plan; On The March 14, 2017 Finance And Management
16-0771

- 4.2 Subject: Oakland Police And Fire Retirement System's
From: Finance Department
Recommendation: Receive An Informational Report On The Oakland Police And Fire Retirement System's Investment Portfolio As Of December 31, 2016; On The March 14, 2017 Finance And Management Committee Agenda
16-0772

- 4.3 Subject: Amending The Master Fee Schedule
From: Revenue Management Bureau
Recommendation: Adopt An Ordinance Amending Ordinance 13363 C.M.S. (The FY 2016-17 Master Fee Schedule, Or "MFS"), To Establish, Modify And Delete Fees And Penalties Assessed By Offices, Departments, Bureaus, And Agencies Of The City Of Oakland, Referenced Herein; On The March 14, 2017 Finance And Management Committee Agenda
16-0773

- 4.4** Subject: Sanitary Sewer Root Foaming
From: Oakland Public Works
Recommendation: Adopt A Resolution Rejecting All Bids, Waiving Further Advertising And Competitive Bidding, And Authorizing The City Administrator, Or Designee, To Negotiate With Duke's Root Control, Inc., The Lowest Bidder, And Execute A Construction Contract For The Sanitary Sewer Root Foaming Services FY 2016-19 (Project No. 1000922) In The Amount Of One Million Eight Hundred Twelve Thousand Four Hundred Twenty Dollars And Fifty Cents (\$1,812,420.50); On The March 14, 2017 Public Works Committee Agenda
16-0757
- 4.5** Subject: Draft San Leandro Creek Trail Master Plan
From: Economic And Workforce Development
Recommendation: Receive An Informational Report On The Draft San Leandro Creek Trail Masterplan; On The March 14, 2017 Public Works Committee Agenda
16-0767
- 4.6** Subject: Major Encroachment Permit at 1814 Franklin Street
From: Department Of Transportation
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To 1814 Franklin Investors, LLC To Allow Portions Of Existing Basement And Awning At 1814 Franklin Street To Encroach Into The Public Right-Of-Way Along Franklin Street And 19th Street, Major Encroachment Permit ENMJ16057; On The March 14, 2017 Public Works Committee Agenda
16-0768
- 4.7** Subject: High, Courtland, Ygnacio Intersection Improvement Project
From: Oakland Public Works
Recommendation: Adopt A Resolution Awarding A Construction Contract To Beliveau Engineering, The Lowest Responsive, Responsible Bidder, In Accordance With Plans And Specifications And Contractor's Bid For The High Street, Courtland Avenue, And Ygnacio Avenue Intersection Improvements Project (Project No. C490610) In The Amount Of One Million One Hundred Seventy-One Thousand One Hundred Sixty-One Dollars And Fifty Cents (\$1,171,161.50); On The March 14, 2017 Public Works Committee Agenda
16-0769
- 4.8** Subject: Certificate Of Completion For Public Improvements at 2847 Peralta Street
From: Department Of Transportation
Recommendation: Adopt A Resolution Accepting Completed Public Improvements In The Right-Of-Way At 2847 Peralta Street Per Subdivision Improvement Agreement Dated October 16, 2012 And Directing The Filing Of The Unconditional Certificate Of Completion For The Subdivision; On The March 14, 2017 Public Works Committee Agenda
16-0770

4.9 Subject: Housing Related Parks Program Grant 2016
From: Housing And Community Development
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Authorizing The City To Apply For, Accept And Appropriate Grant Funds From The California Department Of Housing And Community Development In An Amount Not To Exceed \$500,000 Under The Housing Related Parks Program For Improvements To The Tassafaronga Recreation Center Gymnasium; And

16-0762

2) A Resolution Amending Resolution Nos. 85407 and 86029 C.M.S, Which Authorized The City To Apply For, Accept And Appropriate Grant Funds From The California Department Of Housing And Community Development Under The Housing Related Parks Program, To Change One Of The Funded Projects From Curt Flood Field to Rainbow Recreation Center Expansion Project (No. 1000854); On The March 14, 2017 Community And Economic Development Committee Agenda

16-0763

4.10 Subject: MacArthur BART Transit Village - Consent to Property Conveyance
From: Economic And Workforce Development
Recommendation: Adopt The Following Pieces Of Legislation;

1) A City Resolution Amending Resolution No. 86266 C.M.S. Which Authorized The Assignment Of A Development Agreement Between The City Of Oakland And MacArthur Transit Community Partners, LLC To A Joint Venture Between McGrath Properties, Inc., Or Related Entity, And Boston Properties LP, Or Related Entity, And Instead Authorize Assignment Of The Development Agreement To Boston Properties LP, Or A Related Entity, Pursuant To A Long-Term Ground Lease With An Option To Purchase Between MPI MacArthur, LLC, Or Related Entity, And Boston Properties LP, Or A Related Entity, For The Development Of Parcels B-1 And B-2 Of The MacArthur Station Project (Formerly Known As The MacArthur Transit Village), And

16-0764

2) An Oakland Redevelopment Successor Agency (ORSA) Resolution Amending Resolution No. 2016-005 C.M.S., Which Authorized Assignment Of An Owner Participation Agreement (OPA) Between ORSA And MacArthur Transit Community Partners, LLC To A Joint Venture Between McGrath Properties, Inc., Or Related Entity, And Boston Properties LP, Or Related Entity, And Instead Authorize Assignment Of The OPA To Boston Properties LP, Or Related Entity, Pursuant To A Long-Term Ground Lease With An Option To Purchase Between MPI MacArthur, LLC, Or A Related Entity, And Boston Properties LP, Or A Related Entity, For The Development Of Parcels B-1 And B-2 Of The MacArthur Station Project; On The March 14, 2017 Community And Economic Development Committee Agenda

16-0765

- 4.11** Subject: 500 Kirkham DDA Assignment
From: Economic And Workforce Development
Recommendation: Adopt An Ordinance Amending Ordinance No. 13368 C.M.S., Which Authorized A Disposition And Development Agreement (DDA) With TL Partners V, L.P., For Disposition And Development Of 500 Kirkham Street As A Mixed-Use Project, To Assign The DDA To Panoramic Interests, LLC, Or An Affiliate; On The March 14, 2017 Community And Economic Development Committee Agenda
16-0766
- 4.12** Subject: Displacement Of Oakland's Non-Profit Organizations Due To Dramatic Increases In Rental Costs
From: Councilmember Brooks
Recommendation: Receive An Informational Report From The City Administrator And Possible Action On The Impact Of The High Costs Of The Current Commercial Rental Market On Nonprofit And Community Based Organizations; An Analysis Of The Displacement Of Nonprofits From The City Of Oakland Between 2012 To The Present (Analysis To Include The Impact On The Delivery Of Services); And Recommendations On How To Retain A Vibrant Non-Profit Community In Oakland Through City Support To Ameliorate The Impact Of Rising Rental Costs; On The April 11, 2017 Community And Economic Development Committee Agenda
16-0778
Sponsors: Ms. Brooks
- 4.13** Subject: Gift-In-Place: Lincoln Square Basketball Courts
From: Parks And Recreation
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept A Gift Of In-Kind Services From The Warriors Community Foundation For The Lincoln Square Basketball Court Renovation Project Valued At Ninety Five Thousand Dollars (\$95,000.00); On The March 14, 2017 Life Enrichment Committee Agenda
16-0759
- 4.14** Subject: Contract Award To Motiv Power Systems
From: Oakland Public Library
Recommendation: Adopt A Resolution Waiving The Advertising And Competitive Bidding Requirements And The Local And Small Local Business Enterprise (L/SLBE) Program Requirements And Awarding A Contract To Motiv Power Systems In An Amount Not To Exceed One Hundred Ten Thousand Dollars (\$110,000) For The Purchase Of An Electric Vehicle To Be Used As The Oakland Public Library's Mobile Library Vehicle; On The March 14, 2017 Life Enrichment Committee Agenda
16-0760

- 4.15** Subject: Sub-Contract With Oakland Unified School District
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Enter Into A Sub-Contract With Oakland Unified School District To Receive State Funding In An Amount Not To Exceed \$200,000 To Provide California General Child Care And Development Services To Eligible Participants, Ages Birth To Three Years Old, Effective February 1, 2017 Through June 30, 2017; And 2) Accept And Appropriate Said Funding; On The March 14, 2017 Life Enrichment Committee Agenda
16-0761
- 4.16** Subject: Annual Community Impact Report For Oakland Children’s Fairyland
From: Vice Mayor Campbell Washington
Recommendation: Receive An Informational Report On The Annual Community Impact Report For Oakland Children’s Fairyland; On The March 14, 2017 Life Enrichment Committee Agenda
16-0775
Sponsors: Campbell Washington
- 4.17** Subject: Community Impact Report For Paramount Theatre
From: Vice Mayor Campbell Washington
Recommendation: Receive An Informational Report On The Community Impact For Paramount Theatre; On The March 14, 2017 Life Enrichment Committee Agenda
16-0776
Sponsors: Campbell Washington
- 4.18** Subject: CA DOJ Stop Data MOU
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Memorandum Of Understanding (MOU) With The California Department Of Justice (CA DOJ), To Assist In The Development Of Preliminary Guidelines And Best Practices For Law Enforcement Data Collection, Analysis, And Reporting, From January 3, 2017 To September 30, 2018; On The March 14, 2017 Public Safety Committee Agenda
16-0758
- 4.19** Subject: Travel Authorization
From: President Pro Tempore Guillén
Recommendation: Adopt A Resolution Authorizing Councilmember Abel Guillen To Travel To Yosemite, Ca To Attend The Annual Local Government Commission Policymakers Conference From March 16-19, 2017; On The March 7, 2017 City Council Agenda
16-0774

4.20 Subject: Settle The Claim Of George Zviagin
From: The Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of George Zviagin, In The Amount Of Seventy Nine Thousand Five Hundred Eighty-Eight Dollars And 29/100 Cents (\$79,588.29) (Public Works-Failed Sewer Main); On The March 7, 2017 City Council Agenda
16-0777

Sponsors: Office Of The City Attorney

4.21 Subject: Appointments To The National League Of Cities' 2017 Congressional City Conference
From: Council President Reid
Recommendation: Adopt A Resolution Appointing Councilmember Lynette Gibson McElhaney As Delegate And Appointing Councilmember Desley Brooks As Alternate Delegate To Represent The City Of Oakland At The National League Of Cities' 2017 Congressional City Conference Scheduled To Be Held In Washington, DC Beginning March 11; On The March 7, 2017 City Council Agenda
16-0779

Sponsors: Gibson McElhaney

4.22 Subject: Resolution In Support Of Assembly Bill 1506
From: Councilmember Kaplan
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1506 (Bonta, Bloom and Chiu) That Would Repeal The Costa-Hawkins Rental Housing Act, Which Prescribes Statewide Limits On The Application Of Local Rent Control With Regard To Certain Properties; On The March 9, 2017 Rules And Legislation Committee Agenda
16-0780

4.23 Subject: Honoring Mrs. Willie Jernigan On Her 105th Birthday
From: Councilmember Kalb
Recommendation: Adopt A Resolution Honoring Mrs. Willie Jernigan On Her 105th Birthday; On The March 7, 2017 City Council Agenda
16-0781

Sponsors: Kalb

5 A Review Of The Draft Agendas For The City Council Meeting Of March 7, 2017 And The Rules And Legislation Committee Of March 9, 2017
[16-0705](#)

Attachments: [View Report](#)

7 Subject: Support Of Senate Bill 54 - California Values Act
 From: Pro Tem Guillen, Council President Reid, & Councilmember Gallo
 Recommendation: Adopt A Resolution In Support Of Senate Bill 54 (De Leon) That
 Woud Prevent The Use Of State And Local Resources For Federal Immigration
 Enforcement Actions That Will Separate Families And Hurt The Sate's Economy
[16-0696](#)

Sponsors: Guillén, Mr. Reid and Gallo

Attachments: [View Report](#)

Legislative History

2/2/17	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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8 Subject: New California State Laws
 From: Office Of The City Attorney's
 Recommendation: Receive An Informational Report And Briefing From The City
 Attorney's Office On All New California State Laws Which Became Effective In 2017
[16-0596](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)

Open Forum (Total Time Available: 15 Minutes)

Adjournment

Americans With Disabilities Act

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Office of the City Clerk - Agenda Management Unit

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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.