

City of Oakland

Meeting Agenda - SUPPLEMENTAL

*Rules & Legislation Committee

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

City of Oakland Website: http://www.oaklandnet.com			
Thursday, April 12, 2018	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:

Lynette McElhaney, District 3; President Pro Tempore Abel J. Guillén, District 2; Vice Mayor Campbell Washington, District 4; Chairperson: President Reid, District 7

1 Determinations Of Closed Session

<u>18-0316</u>

Attachments: View Report

Office of the City Clerk

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

LaTonda Simmons, City Clerk 2 Approval Of The Draft Minutes From The Committee Meeting Of March 15, and March 29, 2018

<u>18-0317</u>

Attachments: View Report 3/15/2018 View Report 3/29/2018

3 Determination Of Schedule Of Outstanding Committee Items

<u>18-0318</u>

 Attachments:
 View Report

 View Supplemental Report

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

<u>18-0319</u>

Attachments: View Report

4.1 Subject: Salary Ordinance Amendment To Add Assistant Human Resources Director From: Human Resources Management Department Recommendation: Adopt The Following Peceices Of Legislation:

1) A Resolution Recommending To The Civil Service Board The Exemption Of The Classification Of Assistant Human Resources Director From The Operation Of Civil Service; And

18-0365

2) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Title Of Assistant Human Resources Director; On The April 24, 2018 Finance And Management Committee Agenda
18-0366

4.2 Subject: Amending The City Of Oakland Consolidated Fiscal Policy From: Finance Department

Recommendation: Adopt An Ordinance Amending The City Of Oakland Consolidated Fiscal Policy; On The April 24, 2018 Finance And Management Committee Agenda **18-0281**

Sponsors: Finance Department

Legislative History

3/22/18 *Rules & Legislation Committee Scheduled to the *Finance & Management Committee

4.3 Subject : FY 2018-19 Landscaping and Lighting District (LLAD) - Initiation & Intention From : Finance Department Recommendation: Adopt The Following Pieces of Legislation:

1) A Resolution Initiating The Fiscal Year (FY) 2018-19 Assessment Process For The City Of Oakland Landscaping And Lighting Assessment District (LLAD) With The Intention To Levy Assessments For The City Of Oakland LLAD And Set June 5, 2018 At 6:30PM As The Date For A Public Hearing; And 18-0346

2) Recieve The FY 2018-19 Preliminary Engineer's Report For The City of Oakland LLAD (Exhibit A To The Resolution) Prepared By Francisco & Associates, Inc., The LLAD District Engineer, Pursuant To The California Streets And Highways Code; On The April 24, 2018 Finance And Management Committee Agenda
18-0348

4.4 Subject: ORSA Tax Allocation Refunding Bonds, Series 2018-TE/T From: Finance Department

Recommendation: Adopt A Successor Agency Resolution Confirming The Issuance Of The Oakland Redevelopment Successor Agency Subordinated Tax Allocation Refunding Bonds, Series 2018-TE And Oakland Redevelopment Successor Agency Subordinated Tax Allocation Refunding Bonds, Series 2018-T (Federally Taxable), Approving Preliminary And Final Official Statements And Providing For Other Matters Relating Thereto: On The April 24, 2018 Finance And Management Committee Agenda **18-0350**

4.5 Subject : Contract For Uniform And Laundry Services

From: Finance Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To Mission Linen Supply, A Corporation, The Lowest Responsive And Responsible Bidder, A Non-Local Business Enterprise, To Provide Uniform And Laundry Services In The Annual Amount Not-To-Exceed Five Hundred Four Thousand Two Hundred Thirty-Eight Dollars (\$504,238.00) Per Year For A Three Year (3) Term, June 1, 2018 To May 31, 2021, And Authorize Two (2) Additional One Year Agreement Extensions For An Amount Of Five Hundred Four Thousand Two Hundred Thirty-Eight Dollars (\$504,238.00) Per Year, For A Total Not-To-Exceed Amount Of Two Million Five Hundred Twenty-One Thousand One Hundred Ninety Dollars (\$2,521,190.00) For A Term Of Five (5) Years Without Returning to Council, In Accordance With The Terms And Conditions Of Specification No.18-954-00 / RFQ 64443; On The April 24, 2018 Finance And Management Committee Agenda **18-0352**

- Subject: Single Audit Report From: Finance Department Recommendation: Receive The Single Audit Report For The Year Ended June 30, 2017; On The April 24, 2018 Finance And Management Committee Agenda 18-0374
- Subject: Semi-Annual Vacancy Report From: Human Resources Management Department Recommendation: Receive The Semi-Annual Vacancy Report On Budgeted Vacant Positions For The Period Of October 10, 2017 Through March 12, 2018; On The April 24, 2018 Finance And Management And Public Works Committee Agenda 18-0359
- **4.8** Subject: Progress Of Implementation Of Energy & Climate Action Plan (ECAP) From: Councilmember Kalb And Councilmember Kaplan Recommendation:

[OLD TITLE]

Receive An Informational Report On The Progress Of Implementing The Priority Actions In Oakland's Energy And Climate Action Plan, Including Level Of Progress, Metrics Used To Determine Progress/Completion, Next Steps On Actions Not Yet Completed, And Community Process Going Forward To Update And Expand Upon The ECAP To Achieve Its Adopted Goals

[NEW TITLE]

Receive An Informational Report On The Progress Of Implementing The Priority Actions In Oakland's Energy And Climate Action Plan (ECAP), Including Level Of Progress, Metrics Used To Determine Progress/Completion, And Process To Date; 2) Receive An Informational Report On The Progress Of Reducing Greenhouse Gas (GHG) Emissions; And 3) Adopt A Resolution Establishing A Greenhouse Gas Emissions Reduction Target Of 56 Percent Below 2005 Emissions By 2030; On The April 24, 2018 Public Works Committee Agenda

<u>17-0238</u>

Legislative History

10/10/17	*Public Works Committee	Scheduled to the *Public Works Committee	
	This item was moved from the October 10, 2017 Public Works pending list		
	under "October 2017 (No Specific Date)" to a Public Works Committee in		
	February 2017 (No Specific Date)		
2/13/18	*Public Works Committee	Scheduled to the *Public Works Committee	

 Subject: Pacific Gas & Electric On-Bill Financing And East Bay Energy Watch Programs From: Oakland Public Works
 Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1)
 Participate In Pacific Gas & Electric (PG&E) On-Bill Financing (OBF) Programs; And 2)
 Allow OBF Contractors To Accept Energy Rebates; On The April 24, 2018 Public Works Committee Agenda

18-0367

4.10 Subject: Construction Of Citywide Preventative Maintenance Resurfacing From: Department Of Transportation

Recommendation: Adopt Resolution To Reject All Bids, Waive Further Advertising And Competitive Bidding, And Authorize The City Administrator, Or Designee, To Negotiate And Execute A Construction Contract Up To The Amount Of Two Million Nine Hundred Seventy-Three Thousand Eighty Dollars (\$2,973,080.00) In The Open Market For The Construction Of Citywide Preventative Maintenance Resurfacing (Project No. 1004034) In Accordance With The Project Plans And Specifications Scheduling Recommendation; On The April 24, 2018 Public Works Committee Agenda **18-0368**

- 4.11 Subject: Major Encroachment Permit At 4700 Telegraph Avenue
 - From: Department Of Transportation

Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Telegraph 1 Neun Owner, LLC, A Delaware Limited Company, To Allow Awnings Of The New Building Above Grade At 4700 Telegraph Avenue To Encroach Into The Public Right-Of-Way On Telegraph Avenue and 48th Street, Major Encroachment Permit ENMJ18053; On The April 24, 2018 Public Works Committee Agenda

- 18-0369
- 4.12 Subject: Road Maintenance And Rehabilitation Account Annual Project List From: Department Of Transportation Recommendation: Adopt Resolution Adopting A List Of Projects To Be Implemented With Road Maintenance And Rehabilitation Account Funds In Fiscal Years 2018-19; On The April 24, 2018 Public Works Committee Agenda 18-0370

4.13 Subject: Contracts For Maintenance And Repair Of Emergency Response Vehicles From: Oakland Public Works

Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Authorizing: (1) A Three-Year Agreement With The Alameda County Fire Department For An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000.00) Annually For The Period Of May 1, 2018 Through April 30, 2019 For Maintenance And Repair Of Fire Department Emergency Response Vehicles And Related Equipment; With Two One-Year Options To Extend For A Grand Total Amount Of Six Hundred Thousand Dollars (\$600,000.00), Without Returning To Council, And (2) Waiving The Advertising, Competitive Bidding And Request For Proposal/Qualifications (RFP/Q) Requirements; And

18-0371

2) A Resolution Authorizing: (1) A Three-Year Agreement With Golden State Fire Apparatus, Inc. For An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000.00) Annually For The Period Of May 1, 2018 Through April 30, 2019 For Maintenance, Parts and Repair Of Fire Department Emergency Response Vehicles And Related Equipment; With Two One-Year Options To Extend For A Grand Total Amount Of Six Hundred Thousand Dollars (\$600,000.00), Without Returning To Council, And (2) Waiving The Advertising, Competitive Bidding And Request For Proposal/Qualifications (RFP/Q) Requirements; On The April 24, 2018 Public Works Committee Agenda 18-0372

4.14 Subject: Bay Area Air Quality Management District Report And Resolution On Heavily Impacted Communities

From: Councilmember Kaplan Recommendation: Adopt The Following Pieces Of Legislation;

1) Receive An Informational Report From Councilmember Kaplan On Recent Bay Area Air Quality Management District Board Actions; And **18-0383**

 2) Adopt A Resolution To Urge The Bay Area Air Quality Management District To Include For Prioritization Oakland Communities Most Heavily Impacted By Air Polution; On The May 8, 2018 Public Works Committee Agenda
 18-0384 **4.15** Subject: Property Assessed Clean Energy (PACE) Provider Authorizations From: Oakland Public Works

Recommendation: Adopt A Resolution Authorizing: 1) The California Municipal Finance Authority (CMFA) Open PACE Program To Operate In Oakland; (2) PACE Providers Within The CMFA PACE Program To Accept Applications From Property Owners, Conduct Contractual Assessment Proceedings And Levy Contractual Assessments Within The City, And Perform Related Actions; And (3) The City Administrator Or Designee Thereof, To Execute All Documents And Take Any Actions Necessary And Appropriate To Carry Out The Intent Of This Resolution; On The April 24, 2018 Public Works Committee Agenda **18-0373**

 4.16 Subject: Informational Report on Local Construction Projects' Employment From: Council President Reid Recommendation: Receive An Informational Report On The Total Number of Locally Employed For Construction Projects in Oakland Since 2015, Included But Not Limited To, The Total Amount Of Hours Logged; On The May 22, 2018 Community And Economic Committee Agenda 18-0376

4.17 Subject: Training And Job Center Program And Disbursement Process From: **Councilmembers Brooks And Gallo** Recommendation: Adopt An Ordinance Establishing The Cypress Mandela Training Program. Men Of Valor And Laborers Community Training Foundation, And The City Sponsored Job Centers Account; Authorizing The Allocation Of 5% Of The City's Capital Improvement Projects Costs, And 5% Of The Parking Fund Gross Revenues; And Allocating 5% Of Development Services Fun Gross Revenues; And \$0.30 Cents Per Work Hour Contractor Contribution To The Cypress Mandela Training Program, Men Of Valor And Laborers Community Training Foundation, And The City Sponsored Job Centers Fund; Establishing A Method For Calculating Cypress Mandela Training Program, Men Of Valor And Laborers Community Training Foundation, And The City Sponsored Job Centers Appropriations Of Capital Projects And Contractor Contribution; Establishing Method Of Administering Cypress Mandela Training Program, Men Of Valor And Laborers Community Training Foundation, And The City Sponsored Job Centers; And Establishing General Guidelines For The Administration Of The Cypress Mandela Training Program, Men Of Valor And Laborers Community Training Foundation, And The

City Sponsored Job Centers Whereas, The Oakland City Council, In Accordance With The Provisions Of The Charter Of The City Of Oakland, The State Law, And Applicable Ordinances Of The City, Have Reviewed And Recommended This Ordinance; On The April 24, 2018 Community And Economic Development Committee Agenda 18-0298

 Sponsors:
 Gallo

 Attachments:
 View Report

 View BAC Report

 Legislative History

3/22/18	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
4/10/18	*Community & Economic Development Committee There were 48 speakers on this ite	Withdrawn with No New Date

4.18 Subject: Amendments To Public Art Fee Ordinance From: Councilmember McElhaney Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code Chapter 15.78 To (A) Create An Application Process To Evaluate Alternative Proposals To Satisfy The Public Art Requirement And (B) Permit In-Lieu Contributions To Nearby City Owned Art And/Or Cultural Facilities Contingent On Council Approval To Satisfy The Public Art Requirement; On The April 24, 2018 Community And Economic Development Committee Agenda

18-0382

4.19 Subject: Extention Of Winter Shelter Beds

From: Human Services Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Allocate Up To \$50,000 In Previously Appropriated General Purpose Funds To Extend Winter Shelter Efforts Through June 30, 2018 And To Amend The Grant Agreement With The Society Of Saint Vincent De Paul Of Alameda County In An Amount Not To Exceed \$90,000 (Including County Funding); On The April 24, 2018 Life Enrichment Committee Agenda **18-0381**

4.20 Subject: Sugar Sweetened Beverage Tax Board Recommendations From: Human Services Department Recommendation: Adopt A Resolution Authorizing The City Administrator To Allocate Funds From FY2017- 2018 Sugar-Sweetened Beverage Distribution Tax Revenues To: 1) The Oakland Unified School District Through A Grant Agreement In The Amount Of \$371,000 For Water Hydration Stations, 2) The Human Services Department And The Office Of Parks, Recreation, And Youth Development, And/Or Oakland Public Library In The Amount Of \$140,000 For Water Hydration Stations, And 3) The Human Services Department In The Amount Of \$750,000 For Communication And Evaluation Strategies; On The April 24, 2018 Life Enrichment Committee Agenda 18-0351 **4.21** Subject: Head Start/Early Head Start Program FY 2018-2019 Grant Application From: Human Services Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Apply For, Accept And Appropriate The Head Start Grants For Fiscal Year (FY) 2018-2019 From The U.S. Department Of Health And Human Services, Administration For Children And Families, Office Of Head Start In An Amount Not To Exceed \$16,389,847; And 2) Enter Into Grant Agreements To Fund Comprehensive Early Care, Education And Family Services For The Head Start Program From July 1, 2018 To June 30, 2019; And 3) Allow For Staff Position Realignments or Changes Needed; And 4) Accept And Appropriate Additional Federal Grant Funding That Becomes Available For The Same Purposes During The Same Grant Term And Amend The Grant Agreements Without Returning To Council; And 5) Appropriate General Purpose Fund Contributions For FY 2018-2019 In An Estimated Amount Of \$2,854,360 To Support Continued Implementation Of Head Start/Early Head Start Services; And Approximately \$258,695 For Essential Program Operations And Personnel Costs Not Allowed By The Federal Grant Award; And Approximately \$715,084 To Support Internal Service Charges, Contingent Upon The Adoption Of The City's Proposed 2017-2019 Budget; And 6) Authorize A Contribution From The General Purpose Fund In An Estimated Amount Of \$2,097,956 For FY 2018-2019 Central Services Overhead Charges; On The April 24, 2018 Life Enrichment Committee Agenda

18-0364

4.22 Subject: ShotSpotter Contract Amendment

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To: 1) Increase The Contract With SST, Inc. For Phase I To \$88,200 From April 19, 2018 To April 18, 2019; 2) Allow An Additional Two-Year Extension For Phase I, With A Five Percent Increase Each Year, At An Amount Not To Exceed \$278,051; 3) Amend The Agreement With SST, Inc. For Phases II And III To April 19, 2018 Through June 30, 2018 At No Additional Cost; 4) Allow Three Additional One-Year Extensions For Phases II And III With A Five Percent Increase Each Year At An Amount Not To Exceed \$1,359,137, Subject To The Availability Of Funds; And 5) Waive The Competitive Request For Proposal/ Qualifications (Rfp/Q) Process, The Advertising And Bidding Requirements, And Local And Small Local Business (L/SLB) Enterprise Program Provisions For The Contracts With SST, Inc.; On The April 24, 2018 Public Safety Committee Agenda **18-0360** **4.23** Subject: Extension of Fiscal Year 2016 Urban Area Security Initiative Grant Agreement From: Oakland Fire Department

Recommendation: Adopt A Resolution: 1) Amending Resolution 86492 No. C.M.S., Which Authorized The City Administrator, Or Her Designee, Among Other Things, To Enter Into An Agreement With The City And County Of San Francisco To Accept, Appropriate And Administer Fiscal Year (FY) 2016-18 Urban Area Security Initiative (UASI) Grant Funds In The Amount Of One Million Sixty-Three Thousand Six Hundred And Twenty-Nine Dollars (\$1,063,629); And 2) Authorizing The City Administrator, Or Designee, To A) Sign An Agreement Extending The Grant Period To May 31, 2018; And B) Expend UASI Grant Funds In Accordance With The Revised Spending Plan, Without Further Council, Approval Provided The City's Hiring And Contracting Requirements Are Followed; On The April 24, 2018 Public Safety Committee Agenda **18-0361**

 4.24 Subject: Supplemental Inspection And Plan Review Services Agreement From: Oakland Fire Department Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee To Enter Into A Professional Services Agreement With West Coast Code Consultants For Supplemental Fire Code Inspection And Engineering Plan Review Services, As Needed, For The Period Of July 1, 2018 Through June 30, 2019, In An Amount Not To Exceed Two Hundred Fifty Thousand Dollars (\$250,000.00); On The April 24, 2018 Public Safety Committee Agenda 18-0362

 4.25 Subject: Follow Up To RDA Evaluators Report-Supplemental From: Oakland Police Department Recommendation: Receive A Supplemental Report From The Oakland Police Department (OPD) Regarding The Implementation Of Policing Services Funded Through The Safety And Services Act Of 2014 (Measure Z); On The April 24, 2018 Public Safety Committee Agenda 18-0385

 4.26 Subject: Annual Affordable Housing Week From: Council President Reid Recommendation: Adopt A Resolution Declaring May 10th - May 20th, 2018 As The 22nd Annual Affordable Housing Week; On The May 1, 2018 City Council Agenda As A Ceremonial Item 18-0363

- 4.27 Subject: Settlement Agreement Courtney Jones 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 Courtney Jones V. City Of Oakland, Alameda County Superior Court Case No. RG16825542, In The Amount Of Fifty-Five Thousand Dollars And No Cents (\$55,000.00) As A Result Of A Motorcycle Accident On August 26, 2015 (Oakland Public Works - Dangerous Condition); On The May 1, 2018 City Council Agenda 18-0375
- 4.28 Subject: Lupus Awareness Month & Day From: Council President Reid Recommendation: Adopt A Resolution Declaring The Month Of May As Lupus Awareness Month And May 10th, 2018 As Lupus Awareness Day; On The May 1, 2018 City Council Agenda As A Ceremonial Item 18-0378
- **4.29** Subject: Recognizing Liisa Hale

From: Councilmember Noel Gallo

Recommendation: Adopt A Resolution Recognizing The Retirement Of Liisa Hale, Blueskies For Children Co-Director, And Honoring Her For 27 Years Of Outstanding Service To The Early Childhood Education Field; On The May 15, 2018 City Council Agenda As A Ceremonial Item **18-0380**

4.30Subject:Resolution In Support Of Sb 1421- Police Disciplinary Record Bill
From:From:Councilmember Dan Kalb

Recommendation: Adopt Resolution In Support Of Senate Bill 1421 (Senator Skinner) That Would Require Certain Records Of Peace Officer Or Custodial Officer Personnel And Records Relating To Specified Incidents, Complaints, And Investigations Involving Peace Officers And Custodial Officers To Be Made Available For Public Inspection Pursuant To The California Public Records Act; On The May 3, 2018 Rules And Legislation Committee Agenda

18-0377

<u>Sponsors:</u> Kalb

4.31 Subject: Resolution Urging Kaiser Permanente To Protect Its Pharmacy Warehouse Employees

From: Councilmember Kaplan

Recommendation: Adopt A Resolution Urging Kaiser Permanente To Protect Its Pharmacy Warehouse Employees In Oakland From Being Laid Off, Relocated To Areas With Lower Wages, Or Outsourced To Companies That Pay Workers Less And Offer Fewer Benefits; On The May 10, 2018 Rules And Legislation Committee Agenda **18-0379** A Review Of The Council Committees' Actions From April 10, 2018 And Determination Of Scheduling To The City Council Meeting Of April 17, 2018
 <u>18-0320</u>

Attachments: View Report

6 A Review Of The Draft Agendas For The Committee Meetings Of April 24, 2018 And The Rules And Legislation Committee Of April 26, 2018 18-0321

Attachments: View Report

Subject: Resolution In Support Of Assembly Bill 2020
 From: Councilmember Kaplan
 Recommendation: Adopt A Resolution In Support Of Assembly Bill 2020 (Quirk), Which
 Would Allow Local Governments To Decide Where And How To Authorize Cannabis
 Sales And Consumption At Temporary Events
 <u>18-0244</u>

Attachments: View Report

Legislative History

3/8/18 *Rules & Legislation Committee Scheduled to the *Rules & Legislation Committee

Open Forum (Total Time Available: 15 Minutes)

Adjournment

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 5 days 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 Recorded Agenda: (510) 238-2386 Telecommunications Display Device: (510) 238-3254 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.