



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 - SUPPLEMENTAL

*Rules & Legislation Committee

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

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

Thursday, May 9, 2019

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:

Council President Rebecca Kaplan, At-Large; President Pro Tempore Dan Kalb, District 1; Lynette McElhane, District 3; Chairperson: Sheng Thao, District 4

1 Determinations Of Closed Session

[18-1699](#)

Attachments: [View Report](#)

2 There Are No Draft Minutes For Approval

[18-1700](#)

3 Determination Of Schedule Of Outstanding Committee Items

[18-1701](#)

Attachments: [View Report](#)

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

[18-1702](#)

Attachments: [View Report](#)

4.1 Subject: Settlement Agreement In Chana Trahan 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: Chana Trahan V. City Of Oakland, Et Al., Alameda County Superior Court Case No. HG18918504 In The Amount Of One Hundred Fifty-Four Thousand Dollars And No Cents (\$154,000.00) Arising From A September 25, 2017 Auto Accident Involving An OPD Vehicle At The Intersection Of High Street And International Boulevard; On The May 21, 2019 City Council Agenda

18-1791

4.2 Subject: OPD EBRCSA Member MOU
From: Oakland Police Department
Recommendation: Adopt A Resolution Amending Resolution No. 87525 C.M.S. And Authorizing The City Administrator Or Designee To Enter Into A Memorandum Of Understanding (MOU) Between The Oakland Police Department (OPD) And The East Bay Regional Communications System Authority Members Establishing Clear Guidelines For Use Of OPD East Bay Regional Communications System Authority (EBRCSA) Frequencies To Facilitate Interagency Communication; On The May 21, 2019 City Council Agenda

18-1792

4.3 Subject: Settlement Agreement - Dawit Behre 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 Dawit Behre V. City Of Oakland, Et Al, Alameda County Superior Court Case No. RG17881593, In The Amount Of Fifty Thousand Dollars And No Cents (\$50,000.00) As A Result Of An Autocollision On December 27, 2016; On The May 21, 2019 City Council Agenda

18-1797

- 4.4** Subject: Presentation Of The Council President's FY 2019-21 Budget Amendments
From: Council President Kaplan
Recommendation: Receive A Special Presentation And Report Of The Council President's Proposed Budget Amendments For The Fiscal Year 2019-21 Proposed Policy Budget For The City Of Oakland; On The June 10, 2019 Special Budget City Council Agenda
18-1793
- 4.5** Subject: Report On Independent Budget And Finance Analysis
From: Council President Kaplan
Recommendation: Receive A Special Presentation And Report By Harvey M. Rose Associates, LLC On Their Independent Budget And Finance Analysis Of The Proposed Fiscal Year 2019-21 Budget For The City Of Oakland; On The June 10, 2019 Special City Council Agenda
18-1794
- 4.6** Subject: Courtland Creek Restoration Design And Construction Services
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Award And Execute A Professional Services Agreement With Flowwest, LLC For An Amount Not-To-Exceed Four Hundred Thousand Dollars (\$400,000.00) To Complete Initial Design Services (Phase I) For The Courtland Creek Restoration Project, With The Option To Complete Remaining Design, Construction, And Post-Construction Support Services (Phase II) Upon Identification And Receipt Of Additional Funding And Future Council Approval; On The May 28, 2019 Public Works Committee Agenda
18-1795
- 4.7** Subject: Pedestrian Lighting And Sidewalk Improvement On International Blvd
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Construction Contract To Ray's Electric, The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications, For The Pedestrian Lighting, Sidewalk Repair And Crosswalk Striping On International Boulevard From 1st Avenue To 5th Avenue, And 22nd Avenue To Fruitvale Avenue Project (Project No. 1004422) Including Base Bid And Bid Alternate For A Total Contract Amount Not-To-Exceed One Million, Two Hundred Thirty-Seven Thousand, Five Hundred Dollars (\$1,237,500.00) As Additional Funds Become Available; On The May 28, 2019 Public Works Committee Agenda
18-1798

- 4.8** Subject: On-Call General Environmental Consulting Contracts
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Enter Into Eight Professional Service Agreements With 1) EKI Environment & Water, Inc., 2) Fugro USA Land, Inc, 3) GSI Environmental Inc, 4) Haley & Aldrich, Inc., 5) Northgate Environmental Management, Inc., 6) Terraphase Engineering, 7) TRC Companies, Inc., And 8) Weiss Associates For On-Call General Environmental Consulting Contracts In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000.00) Each For A Three-Year Period From July 1, 2019 Through June 30, 2022; On The May 28, 2019 Public Works Committee Agenda
18-1801
- 4.9** Subject: Civicorps School Contracts
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To 1) Enter Into A Three-Year Agreement With The Possibility Of Two (2) One Year Extensions At The City's Option With Civicorps Schools, 2) Appropriate The Amount Of Three Hundred Thousand Dollars (\$300,000.00) To Assist With Used Oil Recycling Activities, Perform Bicycle Locker And Sign Cleaning, And Provide Interns To Assist The City's Recycling Hotline And Community Outreach, And 3) Waive The Advertising And The Competitive Request For Proposal/Qualification Selection Requirements; On The May 28, 2019 Public Works Committee Agenda
18-1802

4.10 Subject: 2019/20 Consolidated Annual Action Plan
From: Housing And Community Development
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1. Prepare And Submit To The U.S. Department Of Housing And- Urban Development The Consolidated Annual Action Plan For Fiscal Year 2019/20; 2. Accept And Appropriate A Total Award Of \$13,964,586 To Be Allocated To The City Under The U.S. Department Of Housing & Urban Development's 2019/20 Community Development Block Grant, Home Investments Partnership, Emergency Solutions Grant, And Housing Opportunities For Persons With Aids Program; 3. Negotiate, Execute And/Or Continue Community Development Block Grant Agreements For 2019/20; 4. Appropriate \$850,000 In Revolving Fund Program Income And Any Amounts In Excess Thereof For Housing Rehabilitation Activities; 5. Authorize The Reprograming Of \$394,739 In Community Development Block Grant Funds For Activities To Be Carried Out In Fiscal Year 2019/20 And 2020/21; 6. Authorize The Extended Use Of Current And Prior Year Community Development Block Grant Funds And Revolving Loan Program Income (Approximately \$2,211,135) For Residential Lending/Rehabilitation Programs To Be Carried Out In Fiscal Year 2019/20 And 2020/21; 7. Amend An Existing 2018/19 Grant Agreement With Contra Costa County To Increase Total Allocated In The Agreement By \$57,193 With Available 2014 Housing Opportunities For Persons With Aids Grant Funds Approved By Hud For An Extended Use For Capital Improvement And Housing Advocacy; 8. Reinstate Community Development Block Grant Funds Previously Approved Under City Council Resolutions 85683 C.M.S. And 86188 C.M.S. For The 2015/16 And 2016/17 For The Bus Rapid Transit/Business Mitigations Assistance Program; And 9. Authorize A Waiver Of Central Service Overhead Charges Associated With The Emergency Solutions Grant And Housing Opportunities For Persons With Aids Program; On The May 28, 2019 Community And Economic Development Committee And As A Public Hearing On The June 4, 2019 City Council Agenda

18-1799

4.11 Subject: Grant Term Extension For Safe Parking Program
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend The Grant Agreement With Wehope To Extend The Grant Term Through April 30, 2020 To Continue The Operation Of A Safe Parking Program For Persons Living In Vehicles; On The May 28, 2019 Life Enrichment Committee Agenda

18-1789

4.12 Subject: Oakland Commission On Aging Annual Report Of 2019
From: Human Services Department
Recommendation Receive The Oakland Commission On Aging Annual Report For 2019; On The May 28, 2019 Life Enrichment Committee Agenda

18-1787

- 4.13** Subject: Oakland Unite Violence Prevention Funding Recommendations
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Execute Grant Agreements With Non-Profits And Public Agencies To Provide Violence Intervention Services In Accordance With The 2014 Oakland Public Safety And Services Violence Prevention Act For The Period July 1, 2019 To June 30, 2020 In A Total Amount Not To Exceed \$8,355,000, With A One-Year Option To Renew Through June 30, 2021 Pending Council Approval; And (2) Enter Into An Agreement With Alameda County Probation Department To Accept And Appropriate Up To \$100,000 Annually From A Second Chance Act Grant To Pilot A Juvenile Gang Intervention Program From July 1, 2019 To October 31, 2022; On The May 28, 2019 Public Safety Committee Agenda
18-1788
- 4.14** Subject: Decriminalizing Entheogenic Plants
From: Councilmember Gallo
Recommendation: Adopt A Resolution Supporting Entheogenic Plant Practices And Declaring That The Investigation And Arrest Of Individuals Involved With The Adult Use Of Entheogenic Plants On The Federal Schedule 1 List Be Amongst The Lowest Priority For The City Of Oakland; On The May 28, 2019 Public Safety Committee Agenda
18-1790
- 4.15** Subject: Disclosure Of Principal Officers And Solicitation Of Contributions
From: Council President Kaplan
Recommendation: Adopt A Resolution Amending The "Oakland Campaign Reform Act" Ordinance By Amending Section 3.12.020 And Adding Sections 3.12.116 And 3.12.117 To Require Disclosure Of Principal Officers Of Non-Candidate Controlled Committees Required To File Campaign Statements In Oakland And Requiring That City Public Servants Also Disclose Solicitation Of Contributions From Any Person Or Entity Contracting Or Proposing To Contract With The City Of Oakland; On The May 30, 2019 Rules And Legislation Committee Agenda
18-1796
- 4.17** Subject: 2019 Council And Committee Calendar
From: Council President Kaplan
Recommendation: Accept A Report And Recommendation For The City Council To Amend The Proposed 2019 Schedule Of City Council And Council Committee Meetings For July 2019 And An Associated Agenda and Report Distribution Schedule; On The May 9, 2019 Rules And Legislation Committee Agenda
18-1800

4.18 Subject: Susan Jeffries 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 Susan Jeffries And George Fitzgerald V. City Of Oakland, Et Al., U.S. District Court Northern District Of California, Case No. 18-Cv-04498-Kaw , In The Amount Of Forty Thousand Dollars And No Cents (\$40,000.00); On The May 21, 2019 City Council
18-1803

5 A Review Of The Draft Agendas For The City Council Meeting Of May 21, 2019 And The Rules And Legislation Committee Of May 23, 2019
[18-1703](#)

Attachments: [View Report](#)

6 Subject Support Of AB 362 - Overdose Prevention Programs
 From: Mayor Schaaf And Councilmember Bas
 Recommendation: Adopt A Resolution In Support Of AB 362 - Overdose Prevention Programs (Eggman) And Request That, In Addition To The City And County Of San Francisco, The Bill Be Amended To Give The City Of Oakland Discretion To Authorize Qualified Entities To Operate Overdose Prevention Programs In The City Of Oakland; On The May 16, 2019 Rules And Legislation Committee Agenda
[18-1713](#)

Attachments: [View Report](#)

Pursuant to Rule 28 of Resolution 87044 C.M.S., this item was added to this agenda.

Legislative History

5/2/19	*Rules & Legislation Committee	No Action Taken
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This Item was Previously Scheduled

7 Subject: Supporting AB 646 & ACA 6
 From: Councilmember Taylor
 Recommendation: Adopt A Resolution Supporting California State Assembly Bill No. 646 And Assembly Constitutional Amendment 6, Authored By Assembly Member Kevin McCarty. The "Free The Vote Act," Would Restore Voting Rights To Every Person On Parole In California. This Will Require Passing An Assembly Constitutional Amendment (ACA 6), As Well As Assembly Bill 646 To Put Voting Rights On The 2020 Ballot
[18-1709](#)

Attachments: [View Report](#)

Pursuant to Rule 28 of Resolution 87044 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.**