

City of Oakland Meeting Minutes

Office of the City Clerk Oakland City Hall 1 Frank H. Ogawa Plaza Oakland, California 94612 LaTonda Simmons, City Clerk

*Rules & Legislation Committee

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

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

Thursday, June 28, 2012

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

Present: Member Brooks, Member Schaaf, Member Reid and President Pro Tempore De La Fuente

COMMITTEE MEMBERSHIP:

1 Determinations of Closed Session

A motion was made by Member Schaaf, seconded by President Pro Tempore De La Fuente, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Member Brooks, Member Reid and President Pro Tempore De La Fuente

2 Approval of the Draft Minutes from the Committee meeting of June 14, 2012

A motion was made by President Pro Tempore De La Fuente, seconded by Member Brooks, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Member Brooks, Member Reid and President Pro Tempore De La Fuente

3 Determination of Schedule of Outstanding Committee Items

A motion was made by Member Schaaf, seconded by Member Brooks, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Member Brooks, Member Reid and President Pro Tempore De La Fuente

rules062812

4 Scheduling of Agenda Items and revisions to previously distributed Agendas(SUPPLEMENTAL)

A motion was made by President Pro Tempore De La Fuente, seconded by Member Brooks, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Member Brooks, Member Reid and President Pro Tempore De La Fuente

S-4.1 Subject: Port Security Grant Program Administration Agreement

From: Oakland Fire Department

Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To: 1) Enter Into A Grant Administration Agreement With The Maritime Exchange Of The San Francisco Bay Region For The Distribution Of Fiscal Year 2011 Port Security Grant Program (PSGP) Funds In An Amount Not To Exceed Four Hundred Thousand Nine Hundred Dollars (\$400,900), 2) Accept, Appropriate, And Administer The Fiscal Year 2011 Port Security Grant Program Allocation, 3) Approve The Preliminary Spending Plan For Fiscal Year 2011, And 4) Expend Funds In Accordance With The Preliminary Spending Plan Without Further Council Authorization, Including Purchases In Excess Of The City Administrator's Purchasing Authority For Equipment On The Federally Authorized Equipment List (AEL) And Services Required By The Grant, Provided City Bidding Requirements And Purchasing Programs/Policies Are Followed 11-0609

Scheduled to *Public Safety Committee on 7/10/2012

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S-4.2 Subject: Lease Agreement - Western Door And Sash

From: Oakland Fire Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Enter Into A Three Year Lease Agreement Western Door & Sash For The Rental Of Its Warehouse Located At 4450 Tidewater Avenue, Oakland Ca, At A Rate Of Fourteen Thousand Dollars (\$14,000) Per Month For The Period October 1, 2012 Through September 30, 2015, With Two 1-Year Options To Extend, Using Funds Supported By The Federal Emergency Management Agency (FEMA) Urban Search And Rescue (USAR) Cooperative Agreement For The Purpose Of Providing An Emergency Response Facility For The Oakland FEMA USAR Task Force And Oakland Fire Department Emergency Equipment And Supplies 11-0610

Scheduled to *Public Safety Committee on 7/10/2012

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Recommendation: Adopt A Resolution Amending Resolution No. 82936 CM.S. Which Authorized The City Administrator Or Her Designee Among Other Things, To Enter Into An Agreement To Accept, Appropriate And Administer Fiscal Year 2009 Urban Area Security Initiative (UASI) Grant Funds, To 1) Accept, Appropriate And Administer Supplemental Fiscal Year 2009 UASI Grant Funds In An Amount Not To Exceed One Hundred Thousand Dollars (\$100,000) For A Cumulative Fiscal Year 2009 UASI Grant Award Allocation An Amount Not To Exceed Five Million And Eight Hundred Thousand Dollars (\$5,800,000) And Appropriate Said Funds To The Oakland Fire Department's, Office Of Emergency Services (OES) 11-0611

Scheduled to *Public Safety Committee on 7/10/2012

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S-4.4 Subject: San Mateo FD Professional Services Agreement

From: Oakland Fire Department

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator Or Her Designee To:1) Enter Into Two Professional Services Agreement With The County Of San Mateo For Fire Department Personnel Services That The City Of Oakland Will Provide In Connection With The Northern California Regional Intelligence Center (NCRIC) For Federal Fiscal Year 2011 Under The Auspices Of The Urban Area Security Initiative (UASI) Grant Program; And 2) Accept, Appropriate And Administer The UASI Supplemental Grant Allocations Of Up To \$220,922 For Federal Fiscal Year 2011 For The Reimbursement Of Salaries And Benefits Paid To The Oakland Fire Department For Staff Assigned As Liaison Officer Per The NCRIC Professional Services Agreement; And

2) A Resolution Authorizing The City Administrator Or Her Designee To:1) Enter Into Two Professional Services Agreement With The County Of San Mateo For Fire Department Personnel Services That The City Of Oakland Will Provide In Connection With The Northern California Regional Intelligence Center (NCRIC) For Federal Fiscal Year 2012 Under The Auspices Of The Urban Area Security Initiative (UASI) Grant Program; And 2) Accept, Appropriate And Administer The UASI Supplemental Grant Allocations Of Up To \$220,922 For Federal Fiscal Year 2012 For The Reimbursement Of Salaries And Benefits Paid To The Oakland Fire Department For Staff Assigned As Liaison Officer Per The NCRIC Professional Services Agreement

11-0622

Scheduled to * Meeting of the Oakland City Council on 7/17/2012

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From: Oakland Fire Department

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator Or Her Designee To: 1)Enter Into Two (2) Urban Area Security Initiative (UASI) Grant Administration Agreements To Accept And Appropriate Up To One Million Two Hundred Dollars (\$1,200,000) In Fiscal Year 2011; And 2)Administer The Fiscal Year 2011 Grants And All Programs Included As Part Of The Grant Performance And Requirements In Accordance To The Preliminary Spending Plan Including Purchases Of Equipment And Services In Excess Of Her Purchasing Authority Without Further Council Review And Action For Equipment That Is On The Federally Authorized Equipment List (AEL) And Services Required By The Grant Provided That The City Bidding Requirements, Contracts And Purchasing Programs/Policies Are Followed; And 3) Waive The City Of Oakland Central Services Overhead (CSO) Fees Of Twenty Nine Thousand Four Hundred And Forty Nine Dollars (\$29,449) Affiliated With The Fiscal Year 2011 UASI Grant; And

2) A Resolution Authorizing The City Administrator Or Her Designee To: 1)Enter Into Two (2) Urban Area Security Initiative (UASI) Grant Administration Agreements To Accept And Appropriate Up To One Million Two Hundred Dollars (\$1,200,000) In Fiscal Year 2012; And 2)Administer The Fiscal Year 2012 Grants And All Programs Included As Part Of The Grant Performance And Requirements In Accordance To The Preliminary Spending Plan Including Purchases Of Equipment And Services In Excess Of Her Purchasing Authority Without Further Council Review And Action For Equipment That Is On The Federally Authorized Equipment List (AEL) And Services Required By The Grant Provided That The City Bidding Requirements, Contracts And Purchasing Programs/Policies Are Followed; And 3) Waive The City Of Oakland Central Services Overhead (CSO) Fees Of Twenty Nine Thousand Four Hundred And Forty Nine Dollars (\$29,449) Affiliated With The Fiscal Year 2012 UASI Grant And Waive The City Of Oakland Central Services Overhead (CSO) Of An Estimated Twenty Nine Thousand Four Hundred And Forty Nine Dollars (\$29,449) Affiliated With The Fiscal Year 2012 UASI Grant

11-0623

Scheduled to * Meeting of the Oakland City Council on 7/17/2012

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S-4.6 Subject: Major Crimes Cold Case Unit Agreement Extension

From: Oakland Police Department

Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator Or Her Designee To Enter Into A Professional Services Agreement With Mr. Donald Williams For The Period Of June 1, 2012 Through March 31, 2013 With Two One-Year Options To Extend, In An Amount Not To Exceed Eighty Thousand One Hundred Twelve Dollars (\$80,112) For Continued Investigative Assistance To The Oakland Police Department's Major Crimes Cold Case Unit; And 2) Waiving The Competitive Request For Proposals/Qualifications (RFP/Q) Process, The Advertising And Bidding Requirements, And Local And Small Business Enterprise Programs (L/SLB) Provisions For The Proposed Professional Services Agreement With Donald Williams.

11-0603

Scheduled to *Public Safety Committee on 7/10/2012

S-4.7 Subject: Ford Truck Purchase

From: Office Of The City Administrator

Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To Albany Ford, A Corporation, To Provide Four (4) 2012 Ford F350 Trucks With A Mounted Utility Body, In An Amount Not To Exceed One Hundred Fifty Nine Thousand Six Hundred Twenty Nine Dollars And Seventy One Cents (\$159,629.71) Per Request For Quotation (RFQ) 3536, Specification No. 12-863-10 And The General Conditions Therefore On File In The Purchasing Division According To Its Bid Filed With The City On April 23, 2012. These Vehicles Are For The Use Of The Public Works Agency 11-0600

Scheduled to *Finance & Management Committee on 7/10/2012

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S-4.8 Subject: Contract Extension - Resource Development Associates

From: Office Of The City Administrator

Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Execute A Contract Extension Between The City Of Oakland And Resource Development Associates ("RDA") In An Amount Not To Exceed Twenty-Six Thousand Six Hundred Dollars (\$26,600) For Outcome And Process Evaluation Services Of The Measure Y Violence Prevention Programming From July 1, 2012 To October 31, 2012; And (2) Waiving The Request For Proposals/qualifications Process For The Proposed Contract Extension With RDA 11-0604

Scheduled to *Public Safety Committee on 7/10/2012

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S-4.9 Subject: Moratorium On Secondhand Jewelers Extension

From: Office Of The City Attorney

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt Extension Of Ordinance No. 13095 C.M.S., An Interim Ordinance, Adopted As An Urgency Measure Pursuant To California Government Code Section 65858, Establishing A Temporary Moratorium On The Establishment Or Expansion Of Businesses Engaged In And/Or Conducting Buying, Selling, And/Or Exchanging Old Gold, Old Silver, Platinum Or Articles Of Platinum, Silverware, Secondhand Jewelry Or Other Precious Metals Or Stones (Secondhand Jewelry Dealers), Through November 10, 2012 Or Whenever Permanent Regulations Are Adopted, Whichever Occurs First 11-0621

Scheduled to * Meeting of the Oakland City Council on 7/17/2012 View Report.pdf S-4.10 Subject: Netfile Contract

From: Office Of The City Clerk

Recommendation: Adopt A Resolution Waiving Advertising And Competitive Bidding Requirements Of The Oakland Municipal Code And Authorizing The City Administrator To Contract With Netfile For Host-Site Software Filing System Service For A Three-Year Term In A Compensation Amount Of \$102,000.00 (One Hundred Two Thousand Dollars) Plus Two (2) One-Year Options To Renew The Contract At The City's Sole Discretion At An Annual Contract Compensation Rate Of \$34,000.00 With An Annual Increase Of Up To Five Percent (5%) Of The Annual Compensation Amount (Or \$71,400.00 Total For The Two Option Years If Exercised By The City) For A Grand Total Not-To-Exceed Contract Amount Of One Hundred Seventy-Three Thousand, Four Hundred Dollars (\$173,400.00) 11-0625

Scheduled to *Finance & Management Committee on 7/10/2012

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S-4.11 Subject: Entitlement Extensions

From: Councilmember Brunner And Pro Tem De La Fuente

Recommendation: Adopt A Resolution Extending Until December 31, 2013 The Expiration Date Of Permits Issued Under The Authority Of Title 17 Of The Oakland Municipal Code (Planning Code) And Creek Protection Permits Issued Under The Authority Of Chapter 13.16 Of The Oakland Municipal Code That Otherwise Would Expire On Or Prior To January 1, 2013 Upon Request And Payment Of Administrative Fee 11-0617

Scheduled to *Community & Economic Development Committee on 7/10/2012

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S-4.12 Subject: Changes To Linked Banking Survey

From: Councilmembers Brunner And Kaplan

Recommendation: Adopt A Resolution Directing The City Administrator To Include Specific Information In The Annual Linked Banking Survey, To Require Survey Completion To Determine "Eligible Depositories", To Provide A Transparent Comparative Analysis Of Bank Performance To Council By March 31, 2013, And To Return To Council With Recommendations For Possible Changes To Update The Linked Banking Ordinance 11-0618

Scheduled to *Community & Economic Development Committee on 7/10/2012

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S-4.13 Subject: Board Of Port Commissioners Appointment

From: Council President Reid And Council President Pro Tem De Lafuente Recommendation: Adopt A Resolution Re-Appointing Margaret Gordon To The Board Of Port Commissioners Commencing Immediately Upon Adoption And Continuing For A Term Of 4 Years Thereafter; On The July 3, 2012 City Council Agenda

11-0619

*Withdrawn with No New Date

At this time the item was withdrawn with no new date.

S-4.14 Subject: Cityspan Agreement - Contract Management System

From: Department Of Human Services

Recommendation: Adopt A Resolution 1) Waiving The Competitive Request For Proposals/Qualifications Process, 2) Authorizing The City Administrator To Execute An Agreement Between The City Of Oakland And Cityspan Technologies To Continue To Provide Licensing And Hosting, Project Management And Client Support Web-Based Contract Management Database Systems For Three Department Of Human Services Programs: Measure Y In An Amount Not To Exceed Fifty Thousand Dollars (\$50,000), Oakland Fund For Children And Youth (OFCY) In An Amount Not To Exceed Fifty Five Thousand Dollars (\$55,000), And Alameda County-Oakland Community Action Partnership (AC-OCAP) In An Amount Not To Exceed Twenty Five Thousand Dollars (\$25,000) Resulting In A Total Contract Amount Not To Exceed One Hundred And Thirty Thousand Dollars (\$130,000) For The Period Of July 1, 2012 To June 30, 2013, And 3) Authorizing The City Administrator To Execute Agreements With Cityspan Technologies To Continue To Provide Said Services For Fiscal Years 2013-2014 And 2014-2015 In An Amount Not To Exceed One Hundred And Thirty Thousand Dollars (\$130,000) Each Year, Totaling Three Hundred And Ninety Thousand Dollars (\$390,000) For The Three Fiscal Years 11-0612

Scheduled to *Life Enrichment Committee on 7/10/2012

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S-4.15 Subject: OFCY Evaluation Services - Public Profit Inc.

From: Department Of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Professional Services Agreement With Public Profit, Inc., In An Amount Not To Exceed \$200,000 For The Term August 1, 2012 To October 31, 2013, To Provide Evaluation Services For The Oakland Fund For Children And Youth (OFCY), With The Option To Renew For One Additional Term Of August 1, 2013 To October 31, 2014, Up To The Same Maximum \$200,000 For The Additional Term, For A Total Contract Amount Not To Exceed \$400,000 11-0613

Scheduled to *Life Enrichment Committee on 7/10/2012

S-4.16 Subject: Matilda Cleveland Transitional Housing Facility - PATH

From: Department Of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator 1) To Enter Into Grant Agreements With Agencies Selected Under The City Of Oakland's 2012-2014 Application Process For The Permanent Access To Housing (Path) Strategy To Provide Housing And Homeless Services To The Homeless (For An Allocations Amount Of Not More Than \$1,560,944.67), Second Year Of Path Funding (2013/14) Contingent Upon Funding Available; 2) To Allocate \$818,750 In Alameda County Grant Funds And City General Purpose Funds As Match Funding For The City's Supportive Housing Programs (\$2,331,862) Funded By The U.S. Department Of Housing & Urban Development (HUD); 3) To Allocate Up To \$210,054.79 To Cover 2012-2013 Lease Costs At The Matilda Cleveland Transitional Housing Facility, The City's Annual Obligation To The Alameda County Everyone Home Strategy And Alameda County Homeless Management Information System, An Agreement With Alameda County Community Food Bank For Up To \$100,000 For The City's Food Distribution Program, And Other Costs Under The City's Hunger Program/Food Distribution; 4) To Enter Into A Grant Agreement With Anka Behavioral Health For The 2012-2013 Oakland Temporary Winter Shelter For Up To \$315,243; And 5) To Negotiate Funding Arrangements Between Alameda County Housing Authority And/Or Alameda County Behavioral Health Care Services, And/Or Social Services Agencies To Best Leverage Funds And Resources That Will Benefit City's 2012-2013 Permanent Access To Housing Strategy And Temporary Winter **Shelter Program Participants**

11-0614

Scheduled to *Life Enrichment Committee on 7/10/2012

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S-4.17 Subject: WestEd Professional Services Agreement

From: Department Of Human Services

Recommendation: Adopt A Resolution 1) Waiving The Competitive Request For Proposal/Qualifications Process, And 2) Authorizing The City Administrator To Execute A Professional Services Agreement With WestEd For Specialized Training & Technical Assistance For Head Start Staff On The Social And Emotional Foundations Of Early Learning In Amounts Not To Exceed Fifty Thousand Dollars (\$50,000) For Fiscal Year 2012-2013 And Fifty Thousand Dollars (\$50,000) For Fiscal Year 2013-2014 For A Total Amount Not To Exceed \$100,000, Contingent Upon Receipt Of Grant Funding 11-0626

Scheduled to *Life Enrichment Committee on 7/10/2012

S-4.18 Subject: Alice Street Learning Center Lease Extension

From: Office Of Neighborhood Investment

Recommendation: Adopt A Resolution Authorizing The City To Extend The Lease Term For The Alice Street Learning Center At 250-17th Street From The East Bay Municipal Utility District For One Year With Two One Year Renewal Options For The Initial Annual Rent Of \$102,296 Plus Estimated Cost Of Utilities, Services, And Assessments And To Accept The \$111,600.40 Payment From The Oakland Unified School District To Cover Such Costs 11-0602

Scheduled to *Community & Economic Development Committee on 7/10/2012

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S-4.19 Subject: Project Labor Agreement - Oakland Army Base

From: Office Of Neighborhood Investment

Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Project Labor Agreement With The Building And Construction Trades Council Of Alameda County, AFL-CIO, And Specified Local Unions For The Construction Of Public Improvements At The Former Oakland Army Base, In A Form And Content Substantially In Conformance With The Attached Agreement, Without Returning To The City Council; On The July 10, 2012 Community And Economic Development Committee Agenda 11-0605

*Withdrawn with No New Date

S-4.20 Subject: Broadway Shuttle Expansion Agreement

From: Office Of Economic And Workforce Development

Recommendation: Adopt A Resolution Authorizing An Agreement With Ac Transit To Continue Operating The City Of Oakland Broadway Shuttle For Two Additional Years, At An Initial Cost Of \$767,040 Each Year, And Authorizing The City Administrator To Increase This Contract Amount For Expanded Shuttle Hours Or Frequency Of Service Using Any Additional Public And Private Grants And Financial Support Secured Within The Two-Year Term Of The Contract Without Returning To Council

11-0606

Scheduled to *Community & Economic Development Committee on 7/10/2012

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S-4.21 Subject: Public Art Professional Service Agreement - MacArthur Blvd

From: Office Of Economic And Workforce Development

Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With Artist To Be Named By The Public Art Advisory Committee For Public Art Design, Fabrication And Installation Services For The MacArthur Boulevard Streetscape Improvement Project In An Amount Not To Exceed One Hundred Eighty-Five Thousand Dollars (\$185,000) Funded From Joint Powers Financial Authority Capital Projects: Series 2005 Fund, Without Returning To City Council 11-0607

Scheduled to *Life Enrichment Committee on 7/10/2012

S-4.22 Subject: Temescal/Telegraph BID Annual Report

From: Office Of Economic And Workforce Development

Recommendation: Adopt A Resolution Approving The Annual Reports Of The Temescal Telegraph Avenue Property Business Improvement District Of 2005 And The Laurel Property Business Improvement District Of 2005 Advisory Boards; Confirming The Continuing Annual Assessment For Each Applicable District For Fiscal Year 2012/2013; And Authorizing Payment Of The City's Cumulative Fiscal Year 2012/2013 Fair Share Assessment In An Amount Not To Exceed \$2,218.03 For City-Owned Property In The Temescal/Telegraph Avenue District (APN 014 1219 003 00)

Scheduled to *Community & Economic Development Committee on 7/10/2012

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S-4.23 Subject: New Dog Play Area Appeal

From: Department Of Planning And Building

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

- 1) A Resolution Upholding The Appeal (A12-062) Of The Decision Of The Oakland Planning Commission, And Granting Approval Of An Application For A Minor Conditional Use Permit For The Creation Of A New Dog Play Area At Lakeview Park (Planning Case File No. CU11-208); Or
- 2) A Resolution Denying The Appeal (A12-062) Of The Decision Of The Oakland Planning Commission And Denying The Application For A Minor Conditional Use Permit For The Creation Of A New Dog Play Area At Lakeview Park (Planning Case File No. CU11-208) 11-0624

Scheduled to * Meeting of the Oakland City Council on 7/17/2012

S-4.24 Subject: OMC Amendment - Complete Streets And Streets Design

From: Public Works Agency

Recommendation: Adopt An Ordinance Amending Title 16 Of The Oakland Municipal Code 1) Adopting A Complete Streets Policy; 2) Designating The Public Works Director Or Designee Responsible For Establishing, Clarifying, And Updating Street Design And Construction Standards Consistent With The Complete Streets Approach; And 3), Requiring Acceptance Of Future City Streets For Maintenance By Council 11-0601

Scheduled to *Public Works Committee on 7/10/2012

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S-4.25 Subject: West Oakland Jobs Center Funding

From: Councilmember Brunner

Recommendation: Receive An Informational Report On The Funding Sources For The West Oakland Jobs Center

11-0616

Scheduled to *Community & Economic Development Committee on 7/10/2012

S-4.26 Subject: Travel Authorization - Reid And Brooks

From: Council President Larry Reid

Recommendation: Adopt A Resolution Authorizing Council President Larry Reid And Councilmember Desley Brooks To Travel To San Diego California To Attend The League Of California Cities 2012 Annual Conference And Expo Sept. 5 - 7, 2012

11-0615

Scheduled to * Meeting of the Oakland City Council on 7/17/2012

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A review of the Council Committees' actions from June 26, 2012 and determination of scheduling to the City Council meeting of July 3, 2012 or future dates (MATRIX)

A motion was made by Member Schaaf, seconded by President Pro Tempore De La Fuente, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Member Brooks, Member Reid and President Pro Tempore De La Fuente

A review of the Draft Agendas for the Council's Committees for meetings of July 10, 2012 and the July 12, 2012 Rules and Legislation Committee meeting

A motion was made by President Pro Tempore De La Fuente, seconded by Member Brooks, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Member Brooks, Member Reid and President Pro Tempore De La Fuente

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

NOTE: Americans With Disabilities Act

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* 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.

City Clerk and Clerk of the Council