

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, May 08, 2014

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call To Order

Excused: Vice Mayor Reid

Present: Council President Kernighan, Member Schaaf and Member Kalb

The Oakland City Council Rules And Legislation Committee convened at 10:58

a.m., with Councilmember Kernighan presiding as Chairperson.

COMMITTEE MEMBERSHIP:

1 Determinations Of Closed Session

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

Votes: Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan *There will be a special closed session on May 20, 2014 at 2:30 p.m.*

Approval Of The Draft Minutes From The Committee Meeting Of April 3, 2014 And April 24, 2014

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

Votes: Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

3 Determination Of Schedule Of Outstanding Committee Items

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

Votes: Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

Rules050814Item3

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

A motion was made by Member Kalb, seconded by Member Schaaf, to *Approve with the following amendments. The motion carried by the following vote:

Votes: Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

RulesItem4050815

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S-4.1 Subject: Linden Park Improvement Project
From: Oakland Public Works Department

Recommendation: Adopt A Resolution Awarding And Authorizing The City Administrator, Or Designee To Execute A Construction Contract To Beliveau Engineering Contractors, Inc., The Lowest Responsive And Responsible Bidder In Accordance With Project Plans And Specifications For Linden Park Improvement Project (B00560) And With Contractor's Bid In The Amount Of Two Hundred Seventy Three Thousand And Six Hundred Dollars (\$273,600.00)

13-0553

Scheduled to *Public Works Committee on 5/27/2014

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S-4.2 Subject: Senior Companion Program/Foster Grandparent Program (SCP/FGP)

From: Department Of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For And Accept Grant Funds For Fiscal Year 2014-2015 From The Corporation For National And Community Services (CNCS) In An Estimated Amount Of \$316,610 For The Senior Companion Program (SCP) And Foster Grandparent Program (FGP) From July 1, 2014 Through June 30, 2015

13-0568

Scheduled to *Life Enrichment Committee on 5/27/2014

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S-4.3 Subject: Opposing Transportation Of Hazardous Fuels

From: Councilmembers Kalb, Gibson-McElhaney And Kaplan

Recommendation: Adopt A Resolution To Oppose Transportation Of Hazardous Fossil Fuel Materials, Including Crude Oil, Coal, And Petroleum Coke, Along California Waterways, Through Densely Populated Areas, Through The City Of Oakland 13-0576

Scheduled to *Public Works Committee on 5/27/2014

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S-4.4 Subject: Lake Merritt Sail Boat House Shoreline Improvements

From: Oakland Public Works Department

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, Or His Designee To Award And Execute A Construction Contract To Gordon N. Ball, Inc., The Lowest Responsive And Responsible Bidder In Accordance With Project Plans And Specifications For The Lake Merritt Sail Boat House Shoreline Improvement (Project No. C393710) And With Contractor's Bid In The Amount Of Five Million Five Hundred Fifteen Thousand Dollars (\$5,515,000); And 13-0554

*Rescheduled to *Public Works Committee on 5/27/2014

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2) A Resolution To Authorize The City Administrator, Or His Designee To Apply For, Accept And Appropriate Grant Funds In An Amount Up To Five Hundred Thousand Dollars (\$500,000) From The State Of California Department Of Parks And Recreation, Division Of Boating And Waterways For The Lake Merritt Sail Boat House Shoreline Improvement Project 13-0554-1

Scheduled to *Public Works Committee on 5/27/2014

85022 C.M.S.pdf

S-4.5 Subject: Men Of Valor Contract Extension

From: Economic & Workforce Development Department Recommendation: Adopt The Following Pieces Of Legislation:

1) Resolution Amending Resolution No. 83370 C.M.S. Authorizing A Services Agreement With Men Of Valor Academy To Provide Grafitti Abatement In The Coliseum And Central City East Redevelopment Project Areas In The Amount Of \$165,050 To (1) Add The Oakland Redevelopment Successor Agency (ORSA) As Party, (2) Expand The Scope To Include Maintenance Of City And ORSA Properties, (3) Extend The Contract Period By Three Years, And (4) Increase The Contract Maximum Amount By \$240,000 To A New Cap Of \$405,050; And

13-0557

Scheduled to *Community & Economic Development Committee on 5/27/2014

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2) A Resolution Authorizing The Oakland Redevelopment Successor Agency (ORSA) To Be Added As A Party To The Professional Services Agreement Between The City Of Oakland And Men Of Valor Academy, And Allocating ORSA Funds For The Portion Of The Contract Dealing With The Maintenance Of ORSA Properties 13-0557-1

Scheduled to *Community & Economic Development Committee on 5/27/2014

2014-006 C.M.Spdf

S-4.6 Subject: Plaza Tenants Accounts Receivable

From: Department Of Workforce And Economic Development

Recommendation: Adopt A Resolution Authorizing The City Administrator To Make

Adjustments To The City's Accounts Receivables By Writing Off Rent Due From Two Former

Frank Ogawa Plaza Tenants: Sankofa In The Approximate Amount Of \$30,200 And Rising

Loafer In The Approximate Amount Of \$13,700

13-0558

Scheduled to *Community & Economic Development Committee on 5/27/2014

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S-4.7 Subject: Rotunda Garage Status Report

From: Department Of Workforce And Economic Development

Recommendation: Receive An Oakland Redevelopment Successor Agency (ORSA) Status

Report On Efforts To Develop Parcels Associated With The Rotunda Garage

13-0559

Scheduled to *Community & Economic Development Committee on 5/27/2014

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S-4.8 Subject: Art And Soul Festival Status Report

From: Economic And Workforce Development

Recommendation: Receive An Informational Report Pertaining To Plans For The 2014 Art +

Soul Festival Scheduled For August 2-3, 2014 In Downtown Oakland

13-0569

Scheduled to *Life Enrichment Committee on 5/27/2014

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S-4.9 Subject: Oakland Unite Grant Renewal FY 2014-2015

From: Human Services Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Exercise The Option To Renew Oakland Unite Grant Agreements Between The City Of Oakland And Various Public And Non-Profit Agencies And Fund Direct City Services To Provide Violence Prevention Programs For An Estimated Amount Of \$6,167,823 For Fiscal Year 2014-2015 And To Execute A One-Year Grant Agreement Extension Through June 2015 With Alameda County Health Care Services Agency

13-0563

Scheduled to *Public Safety Committee on 5/27/2014

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From: Department Of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland To: 1) Apply For, Accept, And Amend The Appropriation Of The Head Start Basic, Head Start Training And Technical Assistance, Early Head Start Basic, Early Head Start Training And Technical Assistance Grants For Program Year 2014-2015 From U.S. Department Of Health And Human Services, Administration For Children And Families (DHHS/ACF), In An Estimated Amount Of \$18,587,933, And 2) Enter Into Grant Agreements To Fund Comprehensive Child Development Services In Accord With Said Grants With: Unity Council In An Estimated Amount Of \$4,836,570; Brighter Beginnings In An Estimated Amount Of \$564,510; St. Vincent's Day Home In An Estimated Amount Of \$139,840; And University Of California San Francisco (UCSF) Benioff Children's Hospital Oakland In An Estimated Amount Of \$45,000; And 3) Accept And Appropriate Additional Federal Grant Funding If It Becomes Available And To Amend The Existing Grant Agreements With Unity Council, Brighter Beginnings, St. Vincent's Day Home, And UCSF Benioff Children's Hospital Oakland, Without Returning To Council; And 4) Appropriate Additional General Purpose Funds In An Estimated Amount Up To \$752,634 As Needed To Support Full Implementation Of Head Start/Early Head Start For The Program Year 2014-2015; And 5) Review And Approve Oakland Head Start/Early Head Start Governance Procedures Developed In Accordance With Head Start Legislation And Updated Annually 13-0564

Scheduled to *Life Enrichment Committee on 5/27/2014

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S-4.11 Subject: Multipurpose Senior Services Program (MSSP) FY 2014-2015

From: Department Of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Accept State Of California Standard Agreement Funds In The Amount Of \$1,405,480 And Enter Into Agreement Number MS-1415-01 With The State Of California, Department Of Aging For The Multipurpose Senior Services Program (MSSP) For Fiscal Year 2014-2015, And 2) Exercise The Option To Renew Professional Service Agreements With Various Vendors To Provide In-Home Services To Frail Seniors For The Period July 1, 2014 Through June 30, 2015 13-0565

Scheduled to *Life Enrichment Committee on 5/27/2014

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From: Department Of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Accept A Grant In An Estimated Amount Of \$42,019 Per Year Or \$84,038 For Two Years From Alameda County Social Services Agency, Area Agency On Aging For Continued Operation Of The Information And Assistance (I&A) Program For Oakland Seniors For The Period Of July 1, 2013 Through June 30, 2015; And 2) Accept, Appropriate, And Expend An Additional Award Of \$2,902 Of The Fiscal Year 2012-2013 I&A Grant (Fund 2160, Project G420410) Not Approved During The FY 2012-2013 Midcycle Budget 13-0566

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Scheduled to *Life Enrichment Committee on 5/27/2014

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S-4.13 Subject: Senior AIDES Program FY 2014-2015

From: Department Of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For And Accept Grant Funds In An Estimated Amount Of \$901,977 From Senior Services America, Inc., For The Oakland Senior AIDES Program From July 1, 2014 Through June 30, 2015 13-0567

Scheduled to *Life Enrichment Committee on 5/27/2014

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S-4.14 Subject: Oakland Paratransit for the Elderly & Disabled Program (OPED) 2014-2015

From: Department Of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For And Accept Measure B Direct Local Program Distribution Funds In The Amount Of \$942,497 And Measure B Gap Grant Funds Up To \$92,500 From The Alameda County Transportation Commission For Fiscal Year 2014-2015 To Provide Paratransit Services; And Authorizing The City Administrator To Execute Reimbursement Agreements In Amounts Of: 1) \$380,000 To Reliable Express Care, Inc., 2) \$200,000 To Friendly Transportation, Inc. DBA Friendly Transportation, Friendly Cab Company, Metro Yellow Cab Company And Yellow Cab Company, 3) \$200,000 To Veterans Transportation, Inc. DBA Veterans Transportation And Veterans Cab Company, And 4) \$28,000 To Wheelcare Express, Inc.; And Authorizing The City Administrator To Execute Any Necessary Amendments To The Agreements Without Returning To City Council 13-0575

Scheduled to *Life Enrichment Committee on 5/27/2014

View Report.pdf 85034 C.M.S.pdf S-4.15 Subject: Renewal And Extension Of Technical Assistance Contract For Ceasefire

From: Oakland Police Department

Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Extend The Professional Services Agreement With California Partnership For Safe Communities (CPSC) For The Period Of April 14, 2014 Through June 30, 2015, In An Amount Not To Exceed One Hundred Fifty Thousand Dollars (\$150,000), Bringing The Total Amount To Three Hundred Ninety-Six Thousand And Ninety-Five Dollars (\$396,095) For Technical Assistance In Implementing The City's Ceasefire Strategy For Reducing Violent Crime; (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 Extension Of The Professional Services Agreement With CPSC; And (3) With The Option To Renew And Extend For Up To Two (2) Additional Years As New And Additional Funding Sources Become Available 13-0560

Scheduled to *Public Safety Committee on 5/27/2014

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S-4.16 Subject: Professional Services Contract With Michael Palmertree, MFT

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Waive The Competitive Request For Proposals /Qualifications (RFP/Q) Process, The Advertising And Bidding Requirements, And Local And Small Local Business (L/SLB) Enterprise Program Provisions, And Enter Into A Professional Services Agreement With Michael Palmertree To Provide Behavioral Science Consultation And Training Services To The Oakland Police Department To Meet The Objectives Of The Personnel Assessment System (PAS) Policy, As Required By Tasks 40 And 41 Of The Memorandum Of Understanding (Formerly Negotiated Settlement Agreement) With The Oakland Police Officers' Association (OPOA) For The Period Of July 1, 2014 To June 30, 2017, With An Option To Extend For An Additional Two Years, In An Amount Of Seventy-Five Thousand Dollars (\$75,000) Per Year, With A Total Contract Amount Of Three Hundred Seventy-Five Thousand Dollars (\$375,000)

Scheduled to *Public Safety Committee on 5/27/2014

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S-4.17 Subject: Teen Mental Health Library Grant & BRL Agreement

From: Oakland Public Library Department

Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator To Apply For, Accept And Appropriate A Library Services And Technology Act (LSTA) Grant From The California State Library In The Amount Of \$90,000; 2) Authorizing The City Administrator To Enter Into A One-Year Professional Services Agreement With Beats Rhymes And Life, Inc. For An Amount Not To Exceed Ninety-Thousand (\$90,000) Beginning July 1, 2014; And 3) Waiving The Advertising And Request For Proposal/Qualifications (RFP/Q) Process For The Proposed Agreement With Beats Rhymes And Life, Inc. 13-0555

Scheduled to *Life Enrichment Committee on 5/27/2014

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Alameda County Coliseum Authority

From: Oakland Coliseum Authority

Recommendation: Adopt A Resolution Approving And Authorizing The Execution Of A First Amendment To License Agreement Between New Cingular Wireless PCS And The Oakland Alameda County Coliseum Authority And Certain Related Matters 13-0548

Scheduled to Meeting of the Oakland City Council on 5/20/2014

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S-4.19 Subject: Budget Process Improvement Recommendations

From: Office Of The City Administrator

Recommendation: Receive An Informational Report From The Goldman School Of Public Policy At UC Berkeley On Recommended Improvements To The Biennial Budget Process 13-0549

Scheduled to *Finance & Management Committee on 5/27/2014

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S-4.20 Subject: California Employer's Retiree Benefit Trust (CERBT)

From: Office Of The City Administrator

Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To Allocate Payments To The City Received Pursuant To The Recognized Obligation Payment Schedule ("ROPS") As Follows: (1) To Allocate All ROPS Payments Received By The City To Address Pension Obligations To The California Public Employees Retirement System (CalPers) To CalPers; And (2) To Allocate All ROPS Payments Received By The City To Address Other Post Employment Benefits (OPEB) Unfunded Obligations To The City's CalPers California Employers' Retiree Benefit Trust (CERBT) Fund, And Authorizing The City Administrator Or His Designee To Execute The Required Delegation Of Authority To Request Disbursement Form; And (3) To Allocate \$534,500 Set Aside Funds For Payment Of Long-Term Unfunded Liabilities To City's CERBT Fund 13-0550

Scheduled to *Finance & Management Committee on 5/27/2014

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S-4.21 Subject: Rental Of Convenience Copiers

From: Office Of The Controller, Purchasing Section

Recommendation: Adopt A Resolution Awarding A Contract To Toshiba Business Solutions, A Corporation, In An Annual Amount Not To Exceed Three Hundred Fifty-Seven Thousand, Nine Hundred Sixty-Five Dollars (\$357,965), To Provide Rental Of Convenience Copiers For A Three-Year Term, July 1, 2014 To June 30, 2017 For A Total Not-To-Exceed Contract Amount Of One Million Seventy three Thousand, Eight Hundred Ninety- Five Dollars (\$1,073,895), In Accordance With Specification No. 13-985-26/Request For Quotation (RFQ) No. 4898, The General Conditions Therefor On File In Purchasing And Contractor's Bid Filed With The City On December 16, 2013

Scheduled to *Finance & Management Committee on 5/27/2014

View Report.pdf 85017 C.M.S.pdf S-4.22 Subject: Reallocate Redevelopment Bond Funds

From: Economic And Workforce Development Department

Recommendation: Adopt An Oakland Redevelopment Successor Agency Resolution Rescinding Redevelopment Agency Resolution No. 2011-0028 C.M.S. And Transferring \$10,000,000 From The Low And Moderate Income Housing Fund For The Lion Creek Crossing V Project To The City For The Coliseum Transit Village Phase I Housing Development At The Coliseum Bart Station And For Additional Coliseum Redevelopment Projects As Identified In The Bond Spending Plan 13-0552

Scheduled to *Community & Economic Development Committee on 5/27/2014

View Report.pdf 2014-005 C.M.S.pdf

S-4.23 Subject: Settlement Agreement- Claim Of Edward Rinne

From: Office Of The City Attorney

Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Edward Rinne City Attorney's Claim No. C29970, In The Amount Of Fourteen Thousand Five Hundred Twenty Dollars And No Cents (\$14,520.00) (Public Works Agency-Sewer Overflow) 13-0572

Scheduled to Meeting of the Oakland City Council on 5/20/2014

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S-4.24 Subject: Settlement Agreement- John Wendt 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 John Wendt V. City Of Oakland, Et Al., Alameda County Superior Court Case No. Rg13666136, City Attorney's File No. 28906, For A Sum Not To Exceed Sixty-Nine Thousand Seven Hundred Fifty Dollars And No Cents (\$69,750.00) (Oakland Police Department (Vehicle Abatement Unit)-Civil Rights) 13-0573

Scheduled to Meeting of the Oakland City Council on 5/20/2014

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S-4.25 Subject: Resolution Honoring OPD Dispatchers

From: Council President Kernighan

Recommendation: Adopt A Resolution Honoring the Dispatch Unit of the Oakland Police Department; On The June 3, 2014 City Council Agenda As A Ceremonial Item 13-0574

Scheduled to Meeting of the Oakland City Council on 5/20/2014

S-4.26 Subject: Downtown Development Feasibility Study

From: Planning And Building Department

Recommendation: Receive An Informational Report Regarding The November 25, 2013

"Downtown Oakland Development Feasibility Study"

13-0556

Scheduled to *Community & Economic Development Committee on 6/10/2014

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Items Submitted on the Dais

#1 Subject: Appointment Of Henry Gardner

From: Office Of The City Administrator

Recommendation: Adopt The Following Pieces Of Legislation:

 A Resolution Confirming The Mayor's Appointment Of Henry Gardner As Interim City Administrator For The Period June 16, 2014 Through January 20, 2015 13-0577

Scheduled to *Finance & Management Committee on 5/27/2014

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2) A Resolution Authorizing The Mayor To Execute An Employment Agreement On Behalf Of The City With Henry Gardner, Interim City Administrator, Effective June 16, 2014 Through January 20, 2015

13-0577-1

85019 C.M.S.pdf

#2 Subject: Abduction Of Female Students- Nigeria

From: Councilmember Brooks

Recommendation: Adopt A Resolution Condemning The Abduction Of Female Students By Armedmilitants From The Government Girls Secondary School In The Northeastern Province Of Borno In The Federal Republic Of Nigeria

13-0583

Scheduled to Meeting of the Oakland City Council on 5/20/2014

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#3 Subject: Distinguished And National Blue Ribbon Schools Recognition

From: Councilmembers Gallo and Schaaf

Recommendation: Adopt A Resolution Recognizing The 2014 California Distringuished Schools And National Blue Ribbon Schools In The City Of Oakland 13-0578

Scheduled to Meeting of the Oakland City Council on 6/3/2014

View Report.pdf 85005 C.M.S.pdf A Review Of The Draft Agendas For The City Council Meeting Of May 20, 2014 And The Rules And Legislation Committee Of May 22, 2014

A motion was made by Member Schaaf, seconded by Member Kalb, to *Approve with the following amendments. The motion carried by the following vote:

Votes: Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

Subject: Support For Measure AA: Extending Tax For Health Care Services
From: Council President Kernighan And Councilmember Gibson McElhaney

Recommendation: Adopt A Resolution In Support Of The Alameda County Measure AA, The Essential Healthcare Services Measure, On The June 3, 2014 Ballot, Which Will Extend The Half Cent Sales Tax Increase That Was Passed By Voters In 2004 For The Purposes Of Providing Emergency And Preventative Health Care Services For All Alameda County Residents

13-0501

A motion was made by Member Schaaf, seconded by Member Kalb, that this matter be *Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on May 20, 2014 Non-Consent The motion carried by the following vote:

Votes: Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan View Report.pdf 84996 C.M.S.pdf

Open Forum (Total Time Available: 15 Minutes)

One speaker spoke during Open Forum.

Adjournment

6

There being no further business, and upon the motion duly made, the Oakland City Council Rules And Legislation Committee adjourned the meeting at 11: a.m.

NOTE: 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 48 hours 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

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TTD

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.

City Clerk and Clerk of the Council