



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 26, 2014

10:45 AM

City Council Chambers - 3rd Floor

The Oakland City Council Rules & Legislation Committee convened at 10:57 A.M., with Council President Kernighan presiding as Chairperson.

Roll Call / Call To Order

Present: Vice Mayor Reid, Council President Kernighan, Member Schaaf and Member Kalb

The Roll Call was modified to note Vice Mayor Reid absent from 11:35 A.M. to 11:45 A.M. and 12:15 P.M. to the end of the meeting.

1 Determinations Of Closed Session

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

Votes: Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

A Special Closed Session has been scheduled for 2:30 P.M. on July 1, 2014.

2 Approval Of The Draft Minutes From The Committee Meeting Of June 12, 2014

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

Votes: Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

3 Determination Of Schedule Of Outstanding Committee Items

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

Votes: Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

[Rules062614Item3](#)

[View Report.pdf](#)

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: Absent; 1 - Vice Mayor Reid

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

S-4.1 Subject: Support For AB 2188 - Simplifying Solar Energy Permitting Process

From: Councilmember Dan Kalb

Recommendation: Request To Withdraw The Following Item From The July 17, 2014 Rules & Legislation Committee Agenda And Reschedule To The July 24, 2014 Rules & Legislation Committee Agenda:

Adopt A Resolution In Support Of Assembly Bill (AB) 2188 (Muratsuchi) - State Legislation That Would Make California Statewide Permitting Process For Rooftop Solar Systems Simpler And More Efficient And Help Advance Goals Outlined In Oakland Climate Action Plan
[13-0703](#)

Scheduled to *Rules & Legislation Committee on 7/17/2014

S-4.2 Subject: LDDA Terms And Conditions With OMSS

From: Economic And Workforce Development Department

Recommendation: Adopt An Ordinance Amending Ordinance No. 13201 C.M.S. (That Authorized The City Administrator, Without Returning To The City Council, To Negotiate And Execute A Lease Disposition And Development Agreement ("LDDA") And Ground Lease Between The City Of Oakland And Oakland Maritime Support Services, LLC, Or Its Affiliate ("OMSS"), For The Development Of Truck Parking And Truck-Related Services On Approximately 17 Acres Of The Former Oakland Army Base) To Amend The General Terms Of The LDDA As Follows: (1) Modify The Financial Requirements For The Project Guarantor; And (2) Grant OMSS An Exclusive Right To Sell Truck Fuel On The City-Owned Portions Of The Army Base For Ten (10) Years
[13-0693](#)

Scheduled to *Community & Economic Development Committee on 7/8/2014

[View Report.pdf](#)

S-4.3 Subject: Permanent Access To Housing (PATH) Strategy
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1. Enter Into Grant Agreements With Agencies Selected Under The City Of Oakland's 2014-2015 Request For Proposals (RFP) Process For The Permanent Access To Housing (Path) Strategy In An Amount Of \$1,101,022 With An Option To Extend For An Additional Two Years Without Returning To Council; 2. Allocate A General Purpose Fund Match Up To \$133,000 To East Oakland Community Project (EOCP) For The City's Families In Transition (FIT) Program, Funded By The U.S. Department Of Housing & Urban Development (HUD) Supportive Housing Program (SHP) Grant; 3. Allocate A General Purpose Fund Match Up To \$52,750 To EOCP For The City's Matilda Cleveland Transitional Housing Program (MCTHP), Funded Under HUD/SHP; 4. Allocate Community Development Block Grant (CDBG) Funds Up To \$23,064 To Cover Lease Costs At The Matilda Cleveland Transitional Housing Facility For The Fiscal Year (FY) 2014-2015; 5. Accept And Appropriate Funding Up To \$268,943 Awarded To The City Of Oakland By Alameda County And Enter Into A Grant Agreement With Bay Area Community Services, Inc., For Shelter Services From July 1, 2014 To June 30,2015; 6. Allocate Funds Up To \$91,000 To Cover Mortgage Costs At EOCP For The Crossroads Shelter For The FY 2014-2015 And Enter Into A Grant Agreement With EOCP In The Amount Of \$126,504 For The Operation Of The Shelter; 7. Allocate Funds Up To \$40,020 To Fulfill The City's Annual Obligation To The Alameda County Everyone Home Strategy And Alameda County Homeless Management Information System (HMIS); 8. Allocate Match Funds \$17,103 For The Abode Services Supportive Housing Program Grant To Increase Supportive Housing Services In Oakland Through The Oakland Path Rehousing Initiative (OPRI); 9. Enter Into A Grant Agreement With Alameda County Community Food Bank In The Amount Of \$100,000 For The City's Hunger Program From July 1 2014 To June 30, 2015, And Accept Any Additional Funds Up To \$50,000 Donated To The Hunger Program And Amend The Agreement With The Food Bank Without Returning To Council; And 10. Specify The Funding Sources Of Grant Funds For A Memorandum Of Understanding And Grant Agreement With Alameda County Behavioral Health Care Services (BHCS) Agency For Path Activities In The Amount Of \$200,000 As Authorized By Resolution No 84927 C.M.S.
[13-0697](#)

Scheduled to *Life Enrichment Committee on 7/8/2014

[View Report.pdf](#)

S-4.4 Subject: Action Item For Default
From: Gene Hazzard (Citizen)
Recommendation: Request To Schedule An Item Regarding The \$5,7000,000.00 Nationwide Insurance Company Loan Issued To Rotunda Garage LP (Aka Phil Tagami) On Rotunda Garage [Parcel 2] On March 24, 2006. Stated Purpose Of The Loan Pursuant To City Council Resolution No. 78669 And Agency Resolution No. 8004-0036 On August 26, 2004. Default Action Is Required For Violation Of Article XVI(16) And The Following Sections: 16.01, 16.02, 16.04 And 16.05 For The 17th Street Garage Parcel 2; On The Community & Economic Development Committee Agenda
[13-0702](#)

Council President Kernighan moved, seconded by Councilmember Schaaf, to refer this item to the City Administrator for analysis and a written informational memo be provided to Mr. Hazzard, the City Council and the public.

S-4.5 Subject: Producers Associates Inc. Agreement
From: Oakland Parks And Recreation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To Execute An Agreement With Producers Associates, Inc. To Provide Summer Musical Theater At Woodminster Amphitheater For A Ten-Year Term From 2014 Through 2023 With One Three-Year Option To Renew
[13-0698](#)

Scheduled to *Life Enrichment Committee on 7/8/2014
[View Report.pdf](#)

S-4.6 Subject: Establishing A Minimum Wage
From: Office Of The City Clerk
Recommendation: Adopt A Resolution, Pursuant To An Initiative Petition, Submitting To The Electors At The November 4, 2014 Statewide General Election, A Proposed City Ordinance "Establishing A City Minimum Wage, Sick Leave, And Other Employee Rights"; Consolidating The Election With The Statewide General Election; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Law And Authorizing Certain Other Election Activities
[13-0692](#)

Scheduled to Meeting of the Oakland City Council on 7/15/2014

This item will be scheduled to the Non-Consent portion of the agenda.
[View Report.pdf](#)

S-4.7 Subject: Plan Amendments For Jack London Square And West Oakland
From: Planning & Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Approving The Environmental Determinations For, And Adopting, The Following Two Amendments To The City Of Oakland General Plan: (1) Approve Changes To The General Plan Designations In Support Of The West Oakland Specific Plan, As Delineated In Exhibit A; And (2) Approve Changes To The General Plan Designations Of (A) Assessor's Parcel Number 0018-0415-001-01 (Known As "Site D" Of The Jack London Square Development Project, And Generally Bounded By The Building Known As 70 Washington Street To The South And West, Embarcadero West To The North, And Broadway To The East) From RDE-1 (Retail, Dining, Entertainment Phase 1) To RDE-2 (Retail, Dining, Entertainment Phase 2), And (B) Assessor's Parcel Number 0018-0420-004-01 (Known As "Site F-2" Of The Jack London Square Development Project, And Generally Bounded By Harrison Street To The West, Embarcadero West To The North, Alice Street To The East, And Water Street To The South) From WCR-1 (Waterfront Commercial Recreation 1) To MUD (Mixed Use Development), As Delineated In Exhibit B
[13-0694](#)

Scheduled to *Community & Economic Development Committee on 7/8/2014

This item will also be scheduled as a Public Hearing on July 15, 2014.
[View Report.pdf](#)

S-4.8 Subject: Jack London Square Redevelopment Project Revision #1
From: Planning & Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Approving The Jack London Square Redevelopment Project Revision #1, Including: A) Adopting Addendum #1 To The Jack London Square Redevelopment Project Environmental Impact Report; B) Adopting Revisions To The Jack London Redevelopment Project Planned Unit Development And Design Review Subject To Conditions Of Approval; And C) Approving A Minor Variance From Loading Requirements
[13-0695](#)

Scheduled to *Community & Economic Development Committee on 7/8/2014

This item will also be scheduled as a Public Hearing on July 15, 2014.
[View Report Part1.pdf](#)
[View Report Part2.pdf](#)
[View Report Part3.pdf](#)

S-4.9 Subject: West Oakland Specific Plan And Related Actions
From: Planning & Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) A Resolution, As Recommended By The City Planning Commission, (A) Certifying The Environmental Impact Report And Making Related CEQA Findings; And (B) Adopting The West Oakland Specific Plan And Design Guidelines; And (C) Authorizing The Installation Of Bicycle Lanes On Adeline Street From Seventh (7th) Street To Thirty-Sixth (36th) Street, And On West Grand Avenue From Mandela Parkway To Market Street; And
[13-0696](#)

Scheduled to *Community & Economic Development Committee on 7/8/2014

This item will also be scheduled as a Public Hearing on July 15, 2014.

- [View Report Part1.pdf](#)
- [View Report Part2.pdf](#)
- [View Report Part3.pdf](#)
- [View Report Part4.pdf](#)
- [View Report Part5.pdf](#)

2) An Ordinance, As Recommended By The City Planning Commission, Amending The Oakland Planning Code To Create The Commercial Industrial Mix CIX-1A Business Enhancement Zone, Commercial Industrial Mix CIX-1B Low Intensity Business Zone, Commercial Industrial Mix CIX-1C High Intensity Business Zone, Commercial Industrial Mix CIX-1D Retail Commercial Mix Zone, Housing And Business Mix HBX-4 Zone, And The "T" Combining Overlay Zone Regulations And Make Conforming Changes To Other Planning Code Sections, As Well As Mapping Of A 'C' (Commercial) Overlay For The RM-2 Zoned Properties Near The West Oakland BART Station Along The 5th Street And Chester Street Frontage Area, And Adopting Zoning And Height Area Maps
[13-0696-1](#)

Scheduled to *Community & Economic Development Committee on 7/8/2014

This item will also be scheduled as a Public Hearing on July 15, 2014.

S-4.10 Subject: 5816-5826 Mendoza Drive Utility Pole Telecomm. Project Appeal
From: Planning & Building Department
Recommendation: Adopt A Resolution Denying Appeal #A13115 And Upholding The Decision Of The City Planning Commission To Approve Regular Design Review To Attach A Telecommunications Facility To A Utility Pole Located In The Public Right-Of-Way Fronting The Lot Line Between 5816 And 5826 Mendoza Drive
[13-0699](#)

Scheduled to Meeting of the Oakland City Council on 7/15/2014

This item will be scheduled as a Public Hearing.

S-4.11 Subject: 6239 Elderberry Drive Utility Pole Telecommunications Project Appeal
From: Planning & Building Department
Recommendation: Adopt A Resolution Denying The Appeal Of Manuel Perez And Dr. Christy Hiebert (Case File #A13-233) And Upholding The Planning Commission's Decision Of Approval Of A Major Conditional Use Permit To Install A New Wireless Telecommunication Facility (At&T Wireless) On A New 47'-6" High Pg&E Utility Pole Located In The Public Right-Of-Way (Case File#Dr13-055) At The Intersection Of Elderberry Drive And Girvin Drive (Adjacent To 6239 Elederberry Drive)
[13-0700](#)

Scheduled to Meeting of the Oakland City Council on 7/15/2014

This item will be scheduled as a Public Hearing.

S-4.12 Subject: Tract 8138 Subdivision Map - The Hive
From: Planning & Building Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Conditionally Approving A Final Map For Tract No. 8138 Located At 2301-2345 Broadway, 421 24th Street, 2300-2350 Valley Street And 2380-2396 Valley Street For A Seven Lot Subdivision For The Hive Development Group, LLC; And
[13-0701](#)

Scheduled to Meeting of the Oakland City Council on 7/15/2014

[View Report.pdf](#)

2) A Resolution Authorizing The City Administrator Or His Designee To Enter Into (1) A Subdivision Improvement Agreement With The Hive Development Group, LLC For Deferred Construction Of Public Infrastructure Improvements As A Condition To Final Map Approval For Tract 8138 Located At 2301-2345 Broadway, 421 24th Street, 2300-2350 Valley Street And 2380-2396 Valley Street, And (2) A Deferred Improvement Agreement With The Hive Development Group, LLC To Satisfy Mitigation Measures Trans-1, Trans-2, And Trans-5 Of The Standard Conditions Of Approval And Mitigation Monitoring And Reporting Program
[13-0701-1](#)

Scheduled to Meeting of the Oakland City Council on 7/15/2014

This item will be scheduled to the Consent portion of the agenda.

[Rules062614Item4](#)

[View Report.pdf](#)

Items Submitted on the Dais

#1 Subject: Fiscal Year 2014-2015 Midcycle Budget Amendments
 From: Office Of The City Administrator
 Recommendation: Adopt A Resolution Amending The City Of Oakland's Fiscal Year 2013-2015 Biennial Budget, Which Was Adopted Pursuant To Resolution No. 84466 C.M.S. On June 27, 2013 And Amended By Resolution No. 84897 C.M.S. On March 18, 2014; To: (1) Increase The Fiscal Year 2014-2015 Revenue Projection In The General Purpose Fund (GPF) By \$29,877,358; (2) Appropriate Additional Fiscal Year 2014-2015 GPF Expenditures In An Amount Not To Exceed \$29,877,358; (3) Increase The Fiscal Year 2014-2015 GPF Reserve In An Amount Of \$1,567,653, Plus An Additional Appropriation To The Reserve Of \$663,075; (4) Increase Fiscal Year 2014-2015 Appropriations In Other (Non- GPF) Funds By \$24,466,381 [TITLE CHANGE]
[13-0540-1](#)

Scheduled to * Special Meeting of the Oakland City Council on 7/1/2014

The item was further revised on the dais to read as follows: "Resolution Amending The City Of Oakland's Fiscal Year 2013-2015 Biennial Budget, Which Was Adopted Pursuant To Resolution No. 84466 C.M.S. On June 27, 2013 And Amended By Resolution No. 84897 C.M.S. On March 18, 2014; To: (1) Increase The Fiscal Year 2014-2015 Revenue Projection In The General Purpose Fund (GPF) By \$29,877,358; (2) Appropriate Additional Fiscal Year 2014-2015 GPF Expenditures In An Amount Not To Exceed \$29,877,358; And (3) Increase Fiscal Year 2014-2015 Appropriations In Other (Non- GPF) Funds By \$24,466,381"

- [View Report.pdf](#)
- [View Supplemental Report.pdf](#)
- [View Suipplemental Report.pdf](#)
- [View Supplemental Report.pdf](#)
- [View Supplemental Report.pdf](#)

Subject: Amendments To Use One-Time Or Real Estate Transfer Tax Revenues
 From: Office Of The City Administrator
 Recommendation: Adopt An Ordinance Amending Ordinance No. 13170 C.M.S. Which Sets Forth The Council's General Purpose Fund (GPF) Financial Policies To Amend The Requirements For Authorization To Use One-Time Or Excess Real Estate Transfer Tax Revenues For Purposes Other Than Established Through This Ordinance, To Allow Authorization Of Such Uses By Resolution Approved By A Super Majority Vote Of The City Council [TITLE CHANGE]
[13-0689](#)

Scheduled to * Special Meeting of the Oakland City Council on 7/1/2014

- [View Report.pdf](#)
- [View Supplemental Report.pdf](#)

#2 Subject: Resolution Authorizing The Use Of One Time Funds And RETT
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The Use Of One-Time Revenues And Excess Real Estate Transfer Tax Revenues For Purposes Other Than Those Denoted In Section C And Section D Of Ordinance No. 13170 C.M.S., As Amended, Based On A Finding Of Necessity, And Describing Prospective Steps To Be Taken To Return To The Prescribed Uses Of One-Time Revenues And Excess Real Estate Transfer Tax Revenues
[13-0705](#)

Scheduled to * Special Meeting of the Oakland City Council on 7/1/2014
[View Report.pdf](#)

#3 Subject: Rainy Day Fund & Excess RETT Policy
From: Office Of The City Administrator
Recommendation: Receive A Report And Adopt Recommendations On Establishing A Rainy Day Fund And Changing The Definition Of Excess Real Estate Transfer Tax, And Related Amendments To The City's Financial Policies
[13-0614-1](#)

Scheduled to *Finance & Management Committee on 7/8/2014
[View Report.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)

#4 Subject: Support For The Policy Direction Of The Rohrabacher Amendment
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution To Support The Policy Direction Of The Rohrabacher Amendment Included In The Commerce And Justice Departments' Appropriation Bill To Prohibit The Use Of Funds To Prevent Certain States From Implementing Their Own State Laws That Authorize The Use, Distribution, Possession, Or Cultivation Of Medical Marijuana
[13-0668](#)

***Withdrawn and Rescheduled to *Rules & Legislation Committee on 7/10/2014**
[View Report.pdf](#)

#5 Subject: Declaring Properties As Severely Blighted
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution To Declare 3255 San Leandro Street And 1449 Miller Avenue As Severely Blighted Properties Which Should Be Demolished Due To Their Overall Substandard Conditions That Are Creating Significant Threats To Life, Health And Safety For The Surrounding Neighborhoods As Well As The General Public
[13-0704](#)

No Action Taken

#6 Subject: Support Of AB 300 - Glenview Elementary School Seismically Unsafe
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution In Support Of AB 300 - Section 17317 To The California Education Code Which Has Designated Glenview Elementary School As A Seismically Unsafe Property; Allow The Facilities To Be Removed And Fully Replaced By The Construction Of Modern School Facilities That Can Be Serve The Children Of Oakland [13-0706](#)

No Action Taken

5 A Review Of The Council Committees' Actions From June 24, 2014 And Determination Of Scheduling To The City Council Meeting Of July 1, 2014 (MATRIX)

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

Votes: Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

Councilmember Kalb moved, seconded by Councilmember Schaaf, to cancel the Regular Meeting of the Oakland City Council on July 1, 2014 at 5:30 P.M. and reschedule all items to the Special Meeting of the Oakland City Council on July 1, 2014 at 5:45 P.M.

[Rules062614Item5](#)

[View Report.pdf](#)

6 A Review Of The Draft Agendas For The Council Committee Meetings Of July 8, 2014 And The Rules And Legislation Committee Of July 10, 2014

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

Votes: Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

Subject: P25 Network Selection Project
 From: Information Technology Department
 Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee
 To: 1) Negotiate And Enter Into A Two-Year Agreement With Harris Public Safety Communications And Other Related Vendors, In An Amount Not To Exceed Five Million Nine Hundred Ninety Thousand Dollars (\$5,990,000) For The Purchase Of Equipment, Hardware, Software And Other Professional Services For The Proposed Oakland P25 Network Selection Project And Other Technological Upgrades Within The Department Of Information Technology; And 2) Negotiate And Enter Into A Two-Year Agreement With Aviat Networks In An Amount Not To Exceed One Million Six Hundred Thirty-Three Thousand Dollars (\$1,633,000) For The Purchase Of Network Equipment, Hardware, Software And Other Professional Services Needed To Enhance Microwave Backbone Resiliency; And 3) Negotiate And Enter Into One Or More Additional Contracts And/Or Service Agreements In An Amount Not To Exceed Nine Hundred Twenty Thousand Dollars (\$920,000) For The Purchase Of Mobile Radios For Use Within Non-Public Safety City Departments And For Additional Upgrades Aligned With The City's Outdoor Public Siren System Project; And 4) Waive Oakland Municipal Code (OMC) Section 2.04.050 Pertaining To Advertising And Competitive Bidding Associated With The City's Competitive Request For Proposals/Qualifications (RFP/Q) Process, As Well As Section 2.04.010 Of The OMC Pertaining To The Oakland Local And Small Local Business Enterprise Program Requirements For The Purchase Of Equipment, Hardware, Software And Other Professional Services For The Above-Referenced Contracts And Service Agreements; And 5) Authorize Adjustments And Additional Appropriations To The Fiscal Year 2014-2015 Operating Budget For The Information Technology Department In An Amount Not To Exceed One Million Three Hundred Twenty-Five Thousand Dollars (\$1,325,000) For One-Time Professional Service Contracts And Other Related Service Agreements Associated With Implementation Of The Proposed Oakland P25 Network Selection Project

13-0546

Scheduled to *Finance & Management Committee on 7/8/2014

The title was revised on the dais to read as follows: "STAFF RECOMMENDS THAT THE CITY COUNCIL AUTHORIZE THE CITY ADMINISTRATOR OR HIS DESIGNEE TO: (A) CONTINUE USING THE OAKLAND'S P25 NETWORK BY ADOPTING RESOLUTION #1 BELOW; OR ALTERNATIVELY, (B) JOIN THE EAST BAY REGIONAL COMMUNICATION SYSTEMS AUTHORITY ("EBRSCA") NETWORK BY ADOPTING RESOLUTION # 2 BELOW:

1) A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HIS DESIGNEE TO:

1) NEGOTIATE AND AWARD A TWO-YEAR CONTRACT TO HARRIS PUBLIC SAFETY COMMUNICATIONS AND OTHER RELATED VENDORS, IN AN AMOUNT NOT TO EXCEED FIVE-MILLION NINE HUNDRED NINETY-THOUSAND DOLLARS (\$5,990,000) FOR THE PURCHASE OF EQUIPMENT, HARDWARE, SOFTWARE AND OTHER PROFESSIONAL SERVICES FOR THE PROPOSED OAKLAND P25 NETWORK AND OTHER

TECHNOLOGICAL UPGRADES ; AND

- 2) NEGOTIATE AND AWARD A TWO-YEAR AGREEMENT TO AVIAT NETWORKS IN AN AMOUNT NOT TO EXCEED ONE MILLION SIX HUNDRED THIRTY-THREE THOUSAND DOLLARS (\$1,633,000) FOR THE PURCHASE OF NETWORK EQUIPMENT, HARDWARE, SOFTWARE AND OTHER PROFESSIONAL SERVICES TO ENHANCE MICROWAVE BACKBONE RESILIENCY FOR THE P25 NETWORK; AND*
- 3) WAIVE ADVERTISING, COMPETITIVE BIDDING, AND THE REQUEST FOR PROPOSALS/QUALIFICATIONS (RFP/RFO) REQUIREMENTS FOR THE PURCHASE OF EQUIPMENT, HARDWARE, SOFTWARE AND OTHER PROFESSIONAL SERVICES FOR THE ABOVE-REFERENCED CONTRACTS AND SERVICE AGREEMENTS; AND,*
- 4) AWARD CONTRACTS UTILIZING THE CITY'S COMPETITIVE BIDDING REQUIREMENTS WITHIN THE BUDGET AMOUNT OF NINE HUNDRED TWENTY THOUSAND DOLLARS (\$920,000) TO PURCHASE MOBILE RADIOS FOR THE CITY'S NON-PUBLIC SAFETY DEPARTMENTS AND FOR ADDITIONAL UPGRADES TO THE CITY'S OUTDOOR PUBLIC SIREN SYSTEM PROJECT WITHOUT RETURN TO COUNCIL, PROVIDED THAT PRIOR TO EXPENDITURE OF ANY FUNDS STAFF WILL AWARD CONTRACTS AND ESTABLISH CONTRACT AMOUNTS FOR THE CONTROLLER'S BUREAU; AND*
- 5) AUTHORIZE ADDITIONAL APPROPRIATIONS TO THE FISCAL YEAR 2014-2015 OPERATING BUDGET FOR THE INFORMATION TECHNOLOGY DEPARTMENT IN AN AMOUNT OF THREE HUNDRED SEVENTY FOUR THOUSAND FOUR HUNDRED DOLLARS (\$374,400) FOR PROFESSIONAL SERVICE CONTRACTS AND OTHER RELATED SERVICE AGREEMENTS TO IMPLEMENT THE PROPOSED P25 NETWORK; Or*

2) RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HIS DESIGNEE TO:

- 1) ENTER INTO AN AGREEMENT WITH EAST BAY REGIONAL COMMUNICATION SYSTEMS AUTHORITY (EBRCSA) TO JOIN THE EBRCSA P25 NETWORK WITHIN THREE MONTHS AND MIGRATE ALL OF THE OAKLAND ESTIMATED 2,900 USERS TO THE EBRCSA NETWORK WITHIN TWENTY FOUR MONTHS, IN AN AMOUNT NOT TO EXCEED \$200 PER RADIO AS A ONE-TIME SYSTEM ACCESS FEE, FOR A TOTAL OF \$580,000 AND \$35 PER RADIO ON A MONTHLY BASIS AS A USAGE FEES FOR A TOTAL ANNUAL ESTIMATED AMOUNT OF \$1,218,000; AND*
- 2) NEGOTIATE AND AWARD A CONTRACT TO MOTOROLA SOLUTIONS INC. IN AN AMOUNT NOT TO EXCEED \$6,130,950 FOR THE PURCHASE OF MOBILE RADIOS AND THE PROFESSIONAL SERVICES, AND*
- 3) AWARD CONTRACTS IN AN AMOUNT NOT TO EXCEED \$1,708,800 TO PURCHASE EQUIPMENT AND PROFESSIONAL SERVICES WITHOUT RETURN TO COUNCIL, PROVIDED THAT PRIOR TO EXPENDITURE OF*

ANY FUNDS STAFF WILL AWARD CONTRACTS AND ESTABLISH CONTRACT AMOUNTS FOR THE CONTROLLER'S BUREAU; AND

4) NEGOTIATE AND AWARD A TWO-YEAR AGREEMENT WITH AVIAT NETWORKS IN AN AMOUNT NOT TO EXCEED \$1,633,000 FOR THE PURCHASE OF NETWORK EQUIPMENT, HARDWARE, SOFTWARE AND OTHER PROFESSIONAL SERVICES TO ENHANCE MICROWAVE BACKBONE RESILIENCY FOR THE P25 NETWORK; AND

5) WAIVE THE CITY'S ADVERTISING, BID AND REQUEST FOR PROPOSAL (RFP) PROCESS FOR EQUIPMENT, PRODUCTS AND PROFESSIONAL SERVICES FOR THE ABOVE DESCRIBED CONTRACTS; AND

6) AWARD AGREEMENTS UTILIZING THE CITY'S COMPETITIVE CONTRACTING REQUIREMENTS WITHIN A BUDGET AMOUNT OF \$4,416,300 FOR PUBLIC WORKS PORTABLE AND MOBILE RADIOS AND PUBLIC SIREN SYSTEM REPLACEMENT PROJECT PROVIDED THAT PRIOR TO EXPENDITURE OF ANY FUNDS STAFF WILL AWARD CONTRACTS AND ESTABLISH CONTRACT AMOUNTS FOR THE CONTROLLER'S BUREAU.

[View Report Part1.pdf](#)

[View Report Part2.pdf](#)

[View Report Part3.pdf](#)

[View Report Part4.pdf](#)

Subject: Radio Fleet Replacement
From: Information Technology Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee
To: 1) Appropriate And Allocate In The Amount Not To Exceed Eight Million Dollars (\$8,000,000) Through Radio Financing As Approved By Council Resolution No. 84840 C.M.S. Dated February 18, 2014 To Pay For The Radio Fleet Replacement; And 2) Negotiate And Enter Into An Agreement With Motorola Solutions Inc. In An Amount Not To Exceed Six Million Five Hundred Thousand Dollars (\$6,500,000) For The Purchase Or Lease Of Portable Radios And Associated Equipment, Software And The Purchase Of Professional Services; And 3) Award Contracts In An Amount Not To Exceed One Million Five Hundred Thousand Dollars (\$1,500,000) For Equipment And Professional Services In Support Of The Portable Radio Replacement Project; And 4) Negotiate A Contract With Another Vendor In An Amount Not To Exceed Six Million Five Hundred Thousand Dollars (\$6,500,000) For The Purchase Or Lease Of Portable Radios And Associated Equipment, Software And The Purchase Of Professional Services In Case Of Negotiations Failure With Motorol Solutions Inc.; And 5) Adjustments To The Information Technology Department's Adopted Fiscal Year 2014-2015 Operating Budget In The Amount Of Approximately Two Million Four Hundred Twenty-Six Thousand Eight Hundred Ninety-Four Dollars (\$2, 426,894) For Fiscal Year 2014-2015 For The Purchase Or Lease Of Protoble Motorola Radios And Associated Equipment And Professional Services To Transition And Implement The Radio Migration; And 6) Waive The City's Advertising, Competitive Bid And Request For Proposal (RFP) Process For Equipment, Products And Professional Services For The Above-Described Contracts
[13-0650](#)

Scheduled to *Finance & Management Committee on 7/8/2014

The title was revised on the dais to read as follows: "Resolution Authorizing The City Administrator Or His Designee To: 1) Appropriate And Allocate \$7,950,600 Of Radio Financing Funds To Pay For Public Safety Radio Fleet Replacement; And 2) Award Contracts To Motorola Solutions Inc. And Other Vendors For The Purchase Of Portable Radios And Associated Equipment, Products, Professional And Technical Services Within The Budget Of \$7,950,600 Without Return To Council, Provided That Prior To Expenditure Of Any Funds Staff Will Award All Contracts And Establish All Contract Amounts For The Controller's Bureau; And 3) Waive Advertising And Competitive Bidding And Request For Proposals/Qualifications (RFP/Q) Requirements, For Said Purchases"

[View Report.pdf](#)

[Rules062614Item6](#)

[View Report.pdf](#)

7 Subject: Amendments To The Oakland Campaign Reform Act
 From: Council President Patricia Kernighan
 Recommendation: Adopt An Ordinance Amending The Oakland Campaign Reform Act To
 Prohibit The Use Or Transfer Of Money From Ballot Measure Committees Controlled By
 Candidates For City Office Or City Officeholders
 [13-0633](#)

A motion was made by Vice Mayor Reid, seconded by Member Kalb, that this matter be Continued to the *Rules & Legislation Committee, due back on July 10, 2014. The motion carried by the following vote:

Votes: Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

There was one speaker on this item.

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

8 Subject: Creation Of An Independent Redistricting Commission
From: Councilmembers Libby Schaaf And Dan Kalb
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The November 4, 2014 Statewide General Election, A Proposed Ordinance To Amend The City Charter To Create The City Of Oakland Independent Redistricting Commission; Consolidating The Election With The Statewide General Election; And Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The Election
[13-0643](#)

A motion was made by Member Schaaf, seconded by Member Kalb, that this matter be *Approve as Amended the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council, due back on July 1, 2014 as a Non-Consent Item. The motion carried by the following vote:

Votes: Abstained; 1 - Council President Kernighan
Absent; 1 - Vice Mayor Reid
Aye; 2 - Member Kalb and Member Schaaf

The Committee approved recommendations as amended to include the following revisions to Section J, Commission Selection Process, to read as follows: “(1) No later than July 1, 2019 and in each year ending in the number zero (0) thereafter, the City Attorney shall draft regulations, subject to the City Council's approval, that establish minimum standards for outreach efforts to recruit a robust pool of applicants, and to establish criteria for the selection of a screening panel, composed of one retired judge who resides in Oakland, one volunteer who shall be a student at a law school accredited by the Committee of Bar Examiners of the State Bar of California or graduated public policy student, and one representative of a local 501(c)(3) nonprofit good government organization. Members of the screening panel shall be subject to the same Qualifications as the Commissioners.

There were 4 speakers on this item.

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

[View Supplemental Report.pdf](#)

[View Supplemental Report.pdf](#)

Open Forum (Total Time Available: 15 Minutes)

There were 3 Open Forum speakers.

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 12:50 P.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
Phone: (510) 238-6406
Fax: (510) 238-6699
Recorded Agenda: (510) 238-2386
Telecommunications Display Device: (510) 238-3254
[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