



# City of Oakland

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

## Meeting Minutes - FINAL

### \*Rules & Legislation Committee

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

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

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Thursday, September 18, 2014

10:45 AM

City Council Chambers - 3rd Floor

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#### Roll Call / Call To Order

*The Oakland City Council Rules & Legislation Committee convened at 11:00 a.m.,  
with Council President Schaaf presiding as Chairperson.*

**Present** 3 - Patricia Kernighan, Libby Schaaf, and Dan Kalb

**Absent** 1 - Laurence E. Reid

#### 1 Determinations Of Closed Session

*A motion was made By Member Schaaf, seconded by Member Kalb to approve  
the determinations of closed session. The motion carried the following vote: 4  
Ayes.*

**Present** 4 - Laurence E. Reid, Patricia Kernighan, Libby Schaaf, and Dan Kalb

#### 2 Approval Of The Draft Minutes From The Committee Meeting Of July 17, 2014 And July 24, 2014

*A motion was made By Member Kalb, seconded by Member Schaaf to approve  
the Draft Minutes. The motion carried the following vote: 4 Ayes.*

**Present** 4 - Laurence E. Reid, Patricia Kernighan, Libby Schaaf, and Dan Kalb

#### 3 Determination Of Schedule Of Outstanding Committee Items

[rlc091614](#)

**Attachments:** [View Report.pdf](#)

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

**4.1** Subject: Tenant Protection Ordinance  
From: Councilmember Dan Kalb  
Recommendation: Adopt An Ordinance Prohibiting Various Harassing Behaviors By Landlords Against Tenants And Providing Civil Remedies For Violations [TITLE CHANGE]  
[14-0043](#)

- Attachments:** [View Report.pdf](#)  
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**4.2** Subject: Establish 1% For Public Art In Private Development Projects  
From: Councilmember Libby Schaaf  
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To Adopt Chapter 15.70 Public Art Requirements, Which Establishes A New Requirement Of .5% For Residential Or 1% For Nonresidential Of Private Development Project Costs For Public Art And Codifies An Existing Requirement Of 1.5% Of The City's Capital Improvement Project Costs For Public Art, Adopted By The City Council Through Ordinance No. 11086 C.M.S.  
[14-0036](#)

- Attachments:** [View Report.pdf](#)

**4.3** Subject: State Grant For Peralta Hacienda Activities  
From: Oakland Parks And Recreation  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Apply For, Accept And Appropriate Grant Funds From The State Of California Department Of Parks And Recreation Habitat Conservation Fund Program For Youth Wildlife Activities At Peralta Hacienda Historical Park In The Amount Of Eighty Thousand Dollars (\$80,000) For The Four Year Grant Term With A Required Dollar For Dollar Match Of Eighty Thousand Dollars (\$80,000) To Be Matched By The Friends Of Peralta Hacienda Historical Park Annual Operating Funds  
[14-0038](#)

- Attachments:** [View Report.pdf](#)  
[85201 CMS.pdf](#)

**4.4** Subject: Maddie's Fund Donation of \$256,000 to Oakland Animal Services  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, On Behalf Of The City Of Oakland, To Accept A Donation In The Amount Of \$256,000 From Maddie's Fund And Appropriate Said Funds To The Oakland Police Department Animal Services Section To Help Fund Spay And Neuter Programs, Quality Of Life Projects For Animals, And For The Purchase Of Supplies And Equipment For The Volunteer Program And The Oakland Animal Shelter  
[14-0037](#)

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[85199 CMS.pdf](#)

**4.5** Subject: MOU Between Alameda County Health Care Services Agency & OPD  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Enter Into An Intergovernmental Memorandum Of Understanding (MOU) Between The Alameda County Health Care Services Agency, Behavioral Health Care Services (BHCS) And The Oakland Police Department (OPD) To Implement A Six Month Pilot Program Called The Mobile Evaluation Team (M.E.T.)  
[14-0040](#)

**Attachments:** [View Report.pdf](#)  
[85200 CMS.pdf](#)

**4.6** Subject: Lexipol Contract for Law Enforcement Policy Management Services  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Negotiate And Enter Into A One-Year Contract With Lexipol, LLC, In An Amount Not To Exceed \$219,950, With The Option To Renew The Subscription Services In The Amount Of \$47,450 Per Year For Up To Four Additional Years, For Law Enforcement Management Services For The Oakland Police Department (OPD), For A Total Contract Amount Not To Exceed \$409,750; On The September 30, 2014 Public Safety Committee Agenda  
[14-0041](#)

**4.7** Subject: Ratifying Actions 2014 Summer Recess  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Ratifying Action Taken By The Mayor During The Oakland City Council 2014 Annual Recess In Conformance With The Council's Rules Of Procedure Codified In Resolution No. 82580 C.M.S., Passed March 9, 2010  
[14-0042](#)

**Attachments:** [View Report.pdf](#)  
[85202 CMS.pdf](#)

**4.8** Subject: 1701 Martin Luther King Jr. Way Major Encroachment  
From: Department Of Planning And Building  
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To 1701 MLK LP To Allow A Subsurface Electrical Transformer, Irrigation Pipes And Four New Tree Wells For The Building Located At 1701 Martin Luther King Jr. Way To Encroach Into The Public Right-Of-Way Along The Building's Frontage On 17th Street And Martin Luther King Jr. Way  
[14-0039](#)

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**4.9** Subject: Hiring Program Structure  
From: President Pro Tempore Rebecca Kaplan  
Recommendation: Receive An Information And Status Report Regarding The Request To Adopt A Resolution Directing The City Administrator To Develop A Hiring Program And Structure That Recognizes And Prioritizes Temporary Part-Time Workers For Full Time Positions Where Possible [NEW TITLE]  
[13-0679](#)

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**4.10** Subject: Acheiving 50% Local Hire Within OPD  
From: President Pro Tempore Kaplan  
Recommendation: Request To Reschedule The Following Item From The October 28, 2014 To The December 16, 2014 Finance and Management Committee Agenda

Adopt A Resolution Establishing A Policy Goal Of Achieving 50% Local Hire Within Oakland Police Department;

[14-0044](#)  
[rules091814ite](#)  
[m4](#)

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**items Submitted on The Dais**

#1 Subject: Legal Protection Of Unaccompanied Children  
From: Councilmembers Gallo, Reid And Mayor Quan  
Recommendation: Adopt A Resolution Authorizing A Grant In An Amount Up To \$577,231.00 To Centro Legal De La Raza To Be Used To Provide Legal Services To Central American Unaccompanied Children (UAC) In Oakland That Have Fled To The United States To Escape Violent And Other Oppressive Conditions In Their Countries, And Authorizing The City Administrator To Appropriate And/Or Identify Funds For The Grant  
[14-0045](#)

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**5 A Review Of The Council Committees' Actions From September 16, 2014 And Determination Of Scheduling To The City Council Meeting Of September 23, 2014 (MATRIX)**

[rules091814ite  
m5](#)

**Attachments:** [View Report.pdf](#)

**6 A Review Of The Draft Agendas For The Council Committee Meetings Of September 30, 2014 And The Rules And Legislation Committee Of October 2, 2014**

[rules091814ite  
m6](#)

**Attachments:** [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, Oakland Municipal Code Chapter 3.12, To Prohibit The Use Or Transfer Of Funds From Ballot Measure Committees Controlled By Candidates For City Office Or City Officeholders To Support The Candidate's Or Officeholder's Election To City Office  
[13-0633](#)

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**A motion was made by Member Kalb, seconded by Member Schaaf, that this matter be Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on October 1, 2014. The motion carried by the following vote:**

**Aye:** 3 - Kalb, Schaaf, and Kernighan

**Absent:** 1 - Reid

- 8 Subject: Accountability & Transparency In High-Stakes Negotiations Act  
From: Councilmember Libby Schaaf And The Office Of The City Attorney  
Recommendation: Adopt The Accountability And Transparency In High Stakes Negotiations Policy Resolution Amending Rule 25 Of The Council's Rules Of Procedure, Resolution No. 82580 C.M.S. And Resolution No. 84758 C.M.S., To Require City Councilmembers Appointed To Serve On Boards, Commissions, Agencies, Joint Powers Authorities, ("Representatives") To: (1) Notify The City Council As Soon As High-Stakes Negotiations Commence; (2) Provide Real-Time Reports On High-Stakes Negotiations And Annual Reports On General Business; And (3) Participate In Training Regarding Their Duties And Obligations Of Representation Within 30 Days Of Appointment

[13-0744](#)

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**Open Forum (Total Time Available: 15 Minutes)**

**Adjournment**

*There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 11:27a.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.

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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.