



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

*Rules & Legislation Committee

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

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

Thursday, October 9, 2014

10:45 AM

City Council Chambers - 3rd Floor

*The Oakland City Council Rules & Legislation Committee convened at 10:51 a.m.,
with Council President Kernighan presiding as Chairperson.*

Roll Call / Call To Order

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

1 Determinations Of Closed Session

A Special Closed Session has been scheduled on October 21, 2014 at 3:30 p.m.

*Vice Mayor Reid made a motion, seconded by Councilmember Kalb, to approve
as submitted. The motion carried by the following vote: 4 Ayes.*

2 Approval Of The Draft Minutes From The Committee Meeting Of September 25, 2014

3 Determination Of Schedule Of Outstanding Committee Items

*Vice Mayor Reid made a motion, seconded by Councilmember Schaaf, to approve
as submitted. The motion carried by the following vote: 4 Ayes.*

[Rules100914Item3](#)

Attachments: [View Report.pdf](#)

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

*Vice Mayor Reid made a motion, seconded by Councilmember Kalb, to approve
as amended. The motion carried by the following vote: 4 Ayes.*

- 4.1 Subject: Honoring Ethel Molo
From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution Honoring Ethel Molo On Her 100th Birthday For Serving The Oakland Community

[14-0099](#)

Attachments: [View Report.pdf](#)

[85208 C.M.S.](#)

As A Consent Item

- 4.2 Subject: Workforce Investment Board Budget Issues
From: Economic And Workforce Development Department
Recommendation: Receive An Informational Report On Workforce Investment Funding Levels For One Stop Career Centers, City Support For Workforce Investment System Administration, Clarification On Application Of The Prompt Payment Ordinance To Workforce Grant Agreements, And Reporting By The City Council Representative On The Workforce Investment Board To Full Council

[14-0088](#)

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- 4.3 Subject: West Oakland Jobs Resource Center Fiscal Agent
From: Economic and Workforce Development Department
Recommendation: Adopt A Resolution Authorizing An Amendment To The Contract With Urban Strategies Council To Act As The Fiscal Agent For The West Oakland Job Resource Center To Increase The Contract Amount From \$50,000 To \$105,000, And To Extend The Termination Date From November 20, 2014 To June 30, 2015 And Waiving The Advertising, Competitive Bid, And Request For Proposals/ Qualifications Process

[14-0089](#)

Attachments: [View Report.pdf](#)

[85251 CMS.pdf](#)

4.4 Subject: Awarding A Contract To Staples Advantage
From: Finance Department
Recommendation: Adopt A Resolution Awarding A Contract To Staples Advantage, A Corporation, To Furnish General Office Supplies, In An Annual Amount Not To Exceed Three Hundred Fifty Thousand Dollars (\$350,000.00), And Give Something Back, A Corporation, To Furnish Copy Paper And Toner Cartridges, In An Annual Amount Not To Exceed Three Hundred Ninety-Nine Thousand Dollars (\$400,000.00), For The Period Of October 1, 2014 To September 30, 2017 For An Aggregate Contract Amount Of Two Million, Two Hundred Forty-Seven Thousand Dollars (\$2,247,000.00), In Accordance With Specification No. 13-615-00-01/Request For Quotation (RFQ) No. 4917 And The General Conditions Therfor On File In Purchasing According To Its Bid Filed With The City On January 27,2014
[14-0087](#)

Attachments: [View Report.pdf](#)
[85241 CMS.pdf](#)

4.5 Subject: Precautions At Airport To Prevent Ebola Outbreak
From: Vice Mayor Larry Reid
Recommendation: Receive An Informational Report Or Plan From The Director Of The Port Of Oakland/Oakland Airport Regarding The Recent Ebola Outbreak As It Pertains To What Precautions Are Being Taken At The Oakland International Airport For Screening Passengers Who Arrive In Oakland
[14-0096](#)

Attachments: [View Report](#)

As A Ceremonial Item

4.6 Subject: Report On Efforts To Trace Guns Used In Crimes
From: Councilmember Libby Schaaf
Recommendation: Receive An Informational Report From The Office Of The Chief Of Police On Efforts To Trace Guns Used In Crimes
[14-0050](#)

Attachments: [View Report.pdf](#)

4.7 Subject: Honoring Boys & Girls Clubs Of Oakland Alumni Association
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution Honoring Boys & Girls Clubs Of Oakland Alumni Association On Its 50th Anniversary
[14-0083](#)

Attachments: [85209 C.M.S](#)

As A Consent Item

4.8 Subject: 20th Anniversary Of The Next Step Learning Center
From: Councilmember Lynette Gibson McElhaney
Recommendation: Adopt A Resolution Acknowledging The 20th Anniversary Of The Next Step Learning Center In West Oakland And Recognizing Their Tutoring And Mentoring Programs Which Have Strengthened Thousands Of Oakland Families Under The Leadership Of Sister Cynthia Canning And Sister Rosemary Delaney
[14-0107](#)

Attachments: [View Report.pdf](#)

[85210 C.M.S](#)

As A Consent Item

4.9 Subject: ShotSpotter Contract Extension and System Expansion
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into An Agreement With SST, Inc. To: 1) Expand The ShotSpotter Coverage Area (Phase III), In An Amount Not To Exceed \$146,600.00; 2) Extend Coverage For The Period Of October 21, 2014 To April 18, 2015 (Phase I), In A Pro-Rated Amount Not To Exceed \$41,425.00, With An Option To Renew For Two Additional One-Year Terms At A Cost Of \$84,000.00 Annually, For A Total Contract Amount Not To Exceed \$356,025.00; And 3) Waiving The Competitive Request For Proposal / Qualifications (RFP/Q) Process, The Advertising And Bidding Requirements, And Local And Small Local Business (L/SLB) Enterprise Program Provisions For The Contracts With SST, Inc.
[14-0090](#)

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[85254 CMS.pdf](#)

4.10 Subject: Repair Stair Paths At Locarno Way (Project No. C470710)
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Construction Contract With Mosto Construction To Repair Stair Paths At Locarno Way (Project No. C470710), In Accordance With The Project Plans And Specifications And With Contractor's Bid In The Amount Of One Hundred Eighty-Seven Thousand One Hundred Ten Dollars (\$187,110.00)
[14-0092](#)

Attachments: [View Report.pdf](#)

[85245 CMS.pdf](#)

4.11 Subject: Appropriation Of Funds For HSIP-6
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee, To Accept And Appropriate One Million One Hundred Eighty Nine Thousand And Five Hundred Dollars (\$1,189,500.00) In Highway Safety Improvement Program Cycle 6 (Hsip-6) Grant Funds For Transportation Safety Improvements At Selected Locations Along Grand Avenue From Park View Terrace To Euclid Avenue; And Madison Street From 7th Street To 9th Street, And 8th Street From Jackson Street To Oak Street

[14-0093](#)

Attachments: [View Report.pdf](#)
[85246 CMS.pdf](#)

4.12 Subject: Highway Safety Improvement Program (HSIP) Cycle 4
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Award A Construction Contract To W. Bradley Electric, Inc. For Highway Safety Improvement Program Cycle 4 (HSIP4): Traffic Signal Modifications On Hegenberger Road (Edes Avenue To International Boulevard), Project No. C452410, In Accordance With Project Plans, Specifications, State Requirements And With Contractor's Bid In The Amount Of Five Hundred Ten Thousand Eight Hundred Fifty-Four Dollars (\$510,854.00); And

[14-0094](#)

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[85247 CMS.pdf](#)

2) A Resolution Authorizing The City Administrator To Award A Construction Contract To Ray's Electric For Highway Safety Improvement Program Cycle 4 (HSIP4): Traffic Signal On Bancroft Avenue At 94th Avenue, Project No. C444110, In Accordance With Project Plans, Specifications, State Requirements And With Contractor's Bid In The Amount Of Three Hundred Forty-Eight Thousand One Hundred Fifty-Five Dollars (\$348,155.00); And

[14-0094-1](#)

Attachments: [85248 CMS.pdf](#)

3) A Resolution Authorizing The City Administrator To Award A Construction Contract To Bay Area Lightworks For Highway Safety Improvement Program Cycle 4 (HSIP4): Traffic Signal On San Pablo Avenue (West Grand Avenue To West Street), Project No. C444010, In Accordance With Project Plans, Specifications, State Requirements And With Contractor's Bid In The Amount Of Five Hundred Four Thousand Nine Dollars And Seventy-Five Cents (\$504,009.75)

[14-0094-2](#)

Attachments: [85249 CMS.pdf](#)

4.13 Subject: Safe Routes To School (SR2S) Cycle 10
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Construction Contract To Beliveau Engineering Contractors, Inc. For Safe Routes To School Cycle 10 (SR2S10) Project (Project No. C471910) In Accordance With Project Plans, Specifications, State Requirements And With Contractor's Bid In The Amount Of One Hundred Forty-Three Thousand One Hundred Sixty-Eight Dollars (\$143,168.00)

[14-0098](#)

Attachments: [View Report.pdf](#)
[85250 CMS.pdf](#)

4.14 Subject: PayLock, Inc. Contract Extension
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Third Amendment To The Agreement Between The City Of Oakland ("City") And IPT LLC ("Paylock"), Extending At No Cost To The City The Term Of The Agreement For A Period Not To Exceed 6 Months, Starting October 15, 2014 And Terminating April 14, 2015 To Provide Self-Release Smartboot Vehicle Immobilization Program Services; And Waiving The Request For Proposal/Qualifications Process

[14-0084](#)

Attachments: [View Report.pdf](#)
[85240 CMS.pdf](#)

4.15 Subject: CPRB 2014 Semi-Annual Report
From: Office Of The City Administrator
Recommendation: Receive The Citizens' Police Review Board 2014 Semi-Annual Report

[14-0086](#)

Attachments: [View Report.pdf](#)

4.16 Subject: Settlement Agreement - Claim Of Antoinette D. Bailey
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Antoinette D. Bailey, In The Amount Of Six Thousand Eight Hundred Dollars And No Cents (\$6,800.00), Payable To Antoinette D. Bailey (Oakland Police Department - Auto Collision)
[14-0100](#)

Attachments: [View Report.pdf](#)
[85211C.M.S](#)

As A Consent Item

4.17 Subject: Settlement Agreement - CA State Auto Association/Sharon Collier
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of California State Automobile Association, City Attorney's Claim No. C30078, In The Amount Of Seven Thousand Nine Hundred Twenty Dollars And Sixty Cents (\$7,920.60), Payable To California State Automobile Association As Subrogee For Sharon Collier (Public Works Department - Auto Collision)
[14-0101](#)

Attachments: [View Report.pdf](#)
[85212 C.M.S](#)

As A Consent Item

4.18 Subject: Settlement Agreement - Claim Of Bryan Hesterman
From: Office Of The City Attorney
Recommendation: Adopt A To Compromise And Settle The Claim Of Bryan Hesterman, City Attorney's Claim No. C30095, In The Amount Of Twenty-Two Thousand Five Hundred Dollars And No Cents (\$22,500.00) (Public Works Department - Tree Division)
[14-0102](#)

Attachments: [View Report.pdf](#)
[85213 C.M.S](#)

As A Consent Item

4.19 Subject: Settlement Agreement - Laurie Krane v. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Laurie Krane v. City Of Oakland, Alameda County Superior Court Case No. RG13698248, City Attorney's File No. 29557, In The Amount Of Forty-Five Thousand Dollars (\$45,000.00) (Public Works Department - Dangerous Condition
[14-0103](#)

Attachments: [View Report.pdf](#)

[85214 C.M.S.](#)

As A Consent Item

4.20 Subject: Settlement Agreement-Espinoza v. Community Bank Of The Bay/City
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Ramona Espinoza v. Community Bank Of The Bay, City Of Oakland, Alameda County Superior Court Case No. RG13-672502, In The Amount Of Twenty-One Thousand Dollars And No Cents (\$21,000.00) As A Result Of A Trip And Fall Accident On Or About March 22, 2012 (Public Works Agency - Dangerous Condition/Trip & Fall)
[14-0104](#)

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[85215 C.M.S](#)

As A Consent Item

4.21 Subject: Settlement Agreement - Lavetta Pettway v. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Lavetta Pettway v. City Of Oakland, Alameda County Superior Court Case No. RG14726940, City Attorney's File No. X04027, In The Amount Of Seventy Thousand Dollars (\$70,000.00) (Public Works Department - Employment Discrimination)
[14-0105](#)

Attachments: [View Report.pdf](#)

[85216 C.M.S](#)

As A Consent Item

4.22 Subject: Settlement Agreement - Jack Johnny Williams, Jr. v. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Jack Johnny Williams, Jr. v. City Of Oakland, Alameda County Superior Court Case No. RG13708445, City Attorney's File No. 29698, In The Amount Of Two Hundred Ninety-Five Thousand Dollars (\$295,000.00) (Public Works Department - Dangerous Condition)
[14-0106](#)

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[85217 C.M.S](#)

As A Consent Item

4.23 Subject: Travel Authorization
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution Authorizing Council President Patricia Kernighan As Delegate Or In The Alternative Councilmember Noel Gallo As Alternate Delegate To Travel To Austin, Texas To Attend The 2014 National League Of Cities Annual Conference And Expo From November 19-22, 2014
[14-0095](#)

Attachments: [View Report.pdf](#)

[85207 C.M.S.](#)

As A Consent Item

4.24 Subject: Approving Four (4) Mills Act Contracts
From: Planning And Building Department
Recommendation: Adopt A Resolution, As Recommended By The Landmarks Preservation Advisory Board, Approving Four (4) Mills Act Contracts Between The City Of Oakland And The Properties At 851 Trestle Glen Road (Estimated \$11,865/Year Property Tax Reduction), 80-82/88-90 9th Street (Estimated \$1275/Year Property Tax Reduction), 619 15th Street (Estimated \$949/Year Property Tax Reduction), And 918 18th Street (Estimated \$3078/Year Property Tax Reduction) Pursuant To Ordinance 12987 C.M.S., To Provide Property Tax Reductions In Exchange For Owners' Agreement To Repair And Maintain Historic Properties In Accordance With Submitted Work Programs
[14-0085](#)

Attachments: [View Report.pdf](#)

[85252 CMS.pdf](#)

4.25 Subject: 4901 Telegraph Ave. Major Encroachment Permit
From: Planning And Building Department
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Vocam Telegraph, LLC, A California Limited Liability Company, To Allow Encroachment Of An Existing Building's Overhanging Bay Windows, Eaves And Access Stairs Adjacent To 4901 Telegraph Avenue
[14-0091](#)

Attachments: [View Report.pdf](#)
[85244 CMS.pdf](#)

4.26 Subject: Acheiving 50% Local Hire Within OPD
From: President Pro Tempore Kaplan
Recommendation: Request To Withdraw The Following Item From The December 16, 2014 Public Safety Committee Agenda:

Adopt A Resolution Establishing A Policy Goal Of Achieving 50% Local Hire Within Oakland Police Department
[14-0044](#)
[Rules100914Ite](#)
[m4](#)

Items Submitted On The Dais

#1 Subject: Amend CalPERS Contract To Increase Fire Safety Employees Contribution
From: Finance Department
Recommendation: Adopt An Ordinance Of The City Of Oakland To Approve An Amendment To The Contract Between The City Of Oakland And The Board Of Administration Of The California Public Employees' Retirement System (CALPERS) To Include A 1 % Employees Cost Sharing Of Additional Benefits For Tier Three City Of Oakland Sworn Fire Department Employees Pursuant To California Government Code Section 20516, As Approved By The City Council In The July 1, 2014 Memorandum Of Understanding With The International Association Of Fire Fighters (IAFF) Local 55
[14-0108](#)

Attachments: [View Report.pdf](#)
[View Supplemental Report.pdf](#)
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[13268 CMS](#)

2) A Resolution Of Intention To Amend The Contract Between The City Of Oakland And The Board Of Administration Of The California Public Employees' Retirement System (CalPERS) To Include A 1% Employees Cost Sharing Of Additional Benefits For Tier Three Local Fire Members (California Government Code Section 20516) As Approved In The 2014 Memorandum Of Understanding Between International Association Of Fire Fighters (IAFF) Local 55 And The City Of Oakland
[14-0108-1](#)

#2 Subject: Honoring The Unity Council
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution Honoring The Unity Council For 50 Years Of Service And Community Impact In The City Of Oakland
[14-0109](#)

Attachments: [View Report.pdf](#)
[View Supplemental Report.pdf](#)
[85228 CMS.pdf](#)

As A Ceremonial Item

#3 Subject: National Native American Heritage Month
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution Recognizing The Month Of November 2014 As "National Native American Heritage Month" Celebrating The Heritage And Culture Of Native Americans And The Contributions Of Native Americans To The United States
[14-0110](#)

Attachments: [View Report.pdf](#)
[85229 CMS.pdf](#)

As A Ceremonial Item

5 A Review Of The Draft Agendas For The City Council Meeting Of October 21, 2014 And The Rules And Legislation Committee Of October 23, 2014

Vice Mayor Reid made a motion, seconded by Councilmember Schaaf, to approve as submitted. The motion carried by the following vote: 4 Ayes.

[Rules100914Item5](#)

Open Forum (Total Time Available: 15 Minutes)

There were no 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 11:18 a.m.

NOTE: Americans With Disabilities Act

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[ITD](#)

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.**