



City of Oakland Meeting Agenda

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, July 07, 2011

10:45 AM

City Council Chambers - 3rd Floor

DEFINITION OF TERMS:

Consent Item: any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee.

Non-Consent Item: any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee.

Action Item: any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

Informational Item: an item of the agenda consisting only of an informational report that does not require or permit Council action.

Roll Call / Call to Order

COMMITTEE MEMBERSHIP:

Vice Mayor Desley Brooks, District 6; President Pro Tempore Ignacio De La Fuente, District 5; Libby Schaaf, District 4; and Chairperson Council President Larry Reid, District 7

- 1 Closed Session
 - 2 Approval of the Draft Minutes from the Committee meeting of June 23, 2011
 - 3 Determination of Schedule of Outstanding Committee Items
 - 4 Scheduling of Agenda Items and revisions to the agendas for the Council Committee meetings July 12, 2011 (SUPPLEMENTAL)
- S-4.1 Subject: State Homeland Security Program Grant
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To: 1) Enter Into A State Homeland Security Program (SHSP) Grant

Agreement Or Memorandum Of Understanding (MOU) With The Alameda County Sheriff's Office (ACSO) For Distribution Of Fiscal Year 2010 State Homeland Security Program (SHSP) Grant Funds To The City Of Oakland In An Amount Up To Two Hundred And Fifty Thousand Dollars (\$250,000), 2) Accept, Appropriate And Administer The Fiscal Year 2010 SHSP Grant Allocations, And 3) Approve The Preliminary Spending Plan And Waive City Of Oakland Central Services Overhead (CSO) Fees Of Ten Thousand And Seven Hundred Forty Dollars (\$10,740), And 4) Expend Funds In Accord 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 And Services Required By The Grant, Provided The City's And The County's Bidding Requirements And Purchasing Programs And Policies Are Followed; On The July 26, 2011 Public Safety Committee Agenda

[\(10-0796\)](#)

S-4.2 Subject: Charter Amendment Returning City Attorney To Appointed Position
From: Councilmember Nancy Nadel
Recommendation: Adopt A Resolution Submitting, On The Council's Own Motion, To The Electors At The Next Special Or General Municipal Election, A Proposed Charter Amendment, Entitled, "Returning The Elected City Attorney Position To An Appointed Position" And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Next Election Date; On The July 19, 2011 City Council Agenda

[\(10-0778\)](#)

S-4.3 Subject: PFRS Ballot Measure
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution Submitting On The Council's Own Motion, A Proposed Charter Amendment, Entitled, "Measure Allowing the Police and Fire Retirement System Board and City Council to Set an Actuarially Sound Deadline For Fully Funding Its Retirement Plan", To Be Submitted To The Electors At The Next Special or General Municipal Election; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Next Election Date; On The July 19, 2011 City Council Agenda

[\(10-0786\)](#)

S-4.4 Subject: Rainy Day Fund Ballot Measure
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution Submitting On The Council's Own Motion, A Proposed Charter Amendment, Entitled, "Measure Establishing A 'Rainy Day' Fund For Money Collected When There Is An Unusually Large Surplus, Which May Be Used In Years When There Is A Revenue Shortfall", To Be Submitted To The Electors At The Next Special Or General Municipal Election; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Next Election Date; On The July 19, 2011 City Council Agenda

[\(10-0787\)](#)

S-4.5 Subject: Mayor's Summer Jobs Program
From: Councilmember Nadel

Recommendation: Receive An Informational Report On The Mayor's Summer Jobs Program Including The Process Of Selecting Service Providers, Community Outreach Conducted, Participant Eligibility Requirements, Participant Selection Process, And Program Outcomes; On The September 13, 2011 Community And Economic Development Committee
[\(10-0791\)](#)

S-4.6 Subject: Salary Schedule Amendment
From: Department Of Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 (The Salary Ordinance) To Increase The Salary For The Classifications Of City Administrator And Assistant City Administrator; On The July 19, 2011 City Council Agenda
[\(10-0798\)](#)

S-4.7 Subject: Assistant City Administrator Salary
From: Department Of Human Resources Management
Recommendation: Adopt A Resolution Authorizing the City Administrator to Approve an Initial Salary for the Position of Assistant City Administrator That Exceeds the Mid-Point of the Salary Range, As Required By Ordinance No. 12918; On The July 19, 2011 City Council Agenda
[\(10-0799\)](#)

S-4.8 Subject: Top Grade Construction Inc - Building 6 Contract Award
From: Community And Economic Development Agency
Recommendation: A Request To Re-Title And Reschedule An Item Previously Withdrawn From The July 12, 2011 Community And Economic Committee Agenda

NEW TITLE: Adopt An Agency Resolution Authorizing The Agency Administrator To Award A Construction Contract To The Lowest Responsible, Responsive Bidder For The Building 6 Environmental Remediation Project At The Former Oakland Army Base In Accord With The Project's Plans And Specifications In An Amount Not-To-Exceed Two Million Two Hundred Seventy-One Thousand Dollars (\$2,271,000), Without Return To The Agency Board Provided Contractor Is Selected Through A Formal Advertising And Bidding Process

OLD TITLE: Agency Resolution Waiving The City's Advertising, Bidding And Award To The Lowest Responsible Bidder Process And Authorizing The City Administrator To Negotiate And Award A Construction Contract To Top Grade Construction, Inc. For The Building 6 Environmental Remediation Project Work At The Oakland Army Base In Accord With The Plans And Specifications And Contractor's Bid, Therefore, In Up To Or Less Than The Total Project Budget Of Two Million Six Hundred Seventy-Six Thousand Seven Hundred Fifty Dollars (\$2,676,750)
[\(10-0699\)](#)

S-4.9 Subject: Planning Code Amendments
From: Community And Economic Development Agency
Recommendation: Adopt An Ordinance Authorizing Text And Map Amendments To The Planning Code, Including: 1) Updating References, Reducing Redundancy, And

Clarifying Language In Various Chapters Of The Planning Code; 2) Conditionally Permitting Mini- And Micro-Telecommunications Facilities In Residential Areas Of The Central Business District; 3) Amending Chapter 17.112 Of The Planning Code To Allow Crop Growing As A Home Occupation; 4) Adjusting The Sign Regulations In The RU-4 And RU-5 Zones To Be Consistent With Other Zones On The City's Major Transportation Corridors; 5) Creating An Interim Combining Zone For The Core Of The Chinatown Commercial Area That Would Broaden The Range Of Allowed Ground Floor Uses; And 6) Improving Consistency Among Chapters And The Maps, Including Making The Adopted Height Map For The Area Near Valdez, Harrison And 27th Streets Consistent With The Zoning Ordinance Text; On The September 13, 2011 Community And Economic Committee Agenda And As A Public Hearing On The September 20, 2011 City Council Agenda

[\(10-0794\)](#)

S-4.10 Subject: Rent Adjustment Annual Report
From: Community And Economic Development Agency
Recommendation: Receive An Annual Report Of The Rent Adjustment Program For Fiscal Year 2010-2011; On The September 27, 2011 Community And Economic Committee Agenda

[\(10-0795\)](#)

S-4.11 Subject: Building Services Division - Grand Jury Recommendations
From: Councilmember Brunner
Recommendation: Discussion And Action On How City Staff Are Implementing Recommendations Of The Alameda County Grand Jury Final Report On The City Of Oakland's Building Services Division; On The July 26, 2011 Community And Economic Development Committee

[\(10-0792\)](#)

S-4.12 Subject: Scheduling A Special City Council Meeting July 26, 2011
From: Council President Larry Reid
Recommendation: A Request To Cancel The Committee Meetings Of July 26, 2011 And Schedule A Special City Council Meeting On July 26, 2011 At A Time Yet To Be Determined

[\(10-0797\)](#)

S-4.13 Subject: Five - Year Temporary Fiscal Emergency Parcel Tax
From: Office Of The Mayor
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The November 15, 2011 Special Election A Proposed Ordinance Creating A Five-Year Temporary Fiscal Emergency Special Parcel Tax; Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The Special Election; On The July 19, 2011 City Council Agenda

[\(10-0779\)](#)

S-4.14 Subject: City Attorney Election
From: Office Of The Mayor
Recommendation: Adopt A Resolution On The City Council's Own Motion Waiving The Council's Authority To Fill The Vacancy In The Office Of City Attorney And Submitting To The Voters At The November 15, 2011 Special Election The Filling Of

The Vacancy In The Office Of City Attorney; Directing The City Clerk And City Administrator To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The Special Election; On The July 19, 2011 City Council Agenda
[\(10-0793\)](#)

[\(rules070711item4\)](#)

- 5 A review of the Agendas for the Concurrent Meeting of ORA/City Council of July 19, 2011 and the Rules and Legislation Committee Meeting of July 21, 2011

[\(rules070711item5\)](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

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.

LATONDA SIMMONS
Agency Secretary/City Clerk
and Clerk of the Council

ORA - Oakland Redevelopment Agency

S - Supplemental Item