



City of Oakland Meeting Minutes

*Rules & Legislation Committee

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

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

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

Thursday, March 08, 2012

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

The Oakland City Council Rules and Legislation Committee convened at 10:55, with Council President Reid presiding as Chairperson.

COMMITTEE MEMBERSHIP:

Present: Member Brooks, Member Schaaf, Member Reid and President Pro Tempore De La Fuente

1 Determinations of Closed Session

A motion was made by President Pro Tempore De La Fuente, seconded by Member Schaaf, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Member Brooks, Member Reid and President Pro Tempore De La Fuente

At this time it was noted that a special Closed Session would take place at 3:00 p.m. on March 20, 2012.

2 Approval of the Draft Minutes from the Committee meeting of February 23, 2012

There were no minutes to approve.

3 Determination of Schedule of Outstanding Committee Items

A motion was made by President Pro Tempore De La Fuente, seconded by Member Brooks, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Member Brooks, Member Reid and President Pro Tempore De La Fuente

4 Scheduling of Agenda Items and revisions to the agendas for the Council Committee meetings of March 13, 2012 (SUPPLEMENTAL)

A motion was made by President Pro Tempore De La Fuente, seconded by Member Brooks, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Member Schaaf, Member Brooks, Member Reid and President Pro Tempore De La Fuente

S-4.1 Subject: COPS Technology Grant Program
From: Oakland Police Department
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator To Accept And Appropriate Grant Funds An Amount Not To Exceed One Million Three Hundred And Twenty-Five Thousand Dollars (\$1,325,000) From The U.S. Department Of Justice, Office Of Community Oriented Policing Services (USDOJ/COPS) Fiscal Year 2010-2011 COPS Technology Grant Program, To The Oakland Police Department, 2) Authorizing The City Administrator To Enter Into A Two-Year Contract With Forensic Logic, Inc. For The Purchase Of Their Law Enforcement Analysis Portal (LEAP) Crime Analysis System, Software Licensing, Support, And Consulting Services, In An Amount Not To Exceed One Hundred Ninety-Five Thousand Dollars (\$195,000), And 3) Waiving The Competitive Request For Proposal/Qualifications (RFP/Q) Process, The Advertising And Bidding Requirements, And Local And Small Local Business Enterprise Program (L/SLB) Provisions For The Proposed Contract With Forensic Logic
[11-0336](#)

Scheduled to *Public Safety Committee on 3/27/2012

[View Report.pdf](#)
[83819 CMS.pdf](#)

S-4.2 Subject: Amending Master Fee For Mobile Food Vending Parking Use
From: Office Of The City Administrator
Recommendation: A Request To Re-Title An Item Previously Rescheduled To The March 20, 2012 City Council Agenda As A Public Hearing

(NEW): Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Amending Ordinance No. 13078 C.M.S., The Master Fee Schedule, As Amended, To Establish Or Modify Fees Assessed By The Office Of The City Administrator To Establish An Interim Mobile Food Vending Parking Use Fee For Permits Issued Pursuant To Chapter 5.51

(OLD) An Ordinance Amending Ordinance No. 13078 C.M.S., The Master Fee Schedule, As Amended, To Establish Or Modify Fees Assessed By The Office Of The City Administrator To: 1) Businesses Conducting Secondhand Jewelry Dealers, Secondhand Dealers, And Pawnbrokers Activities Pursuant To Chapter 5.46; And 2) To Establish An Interim Mobile Food Vending Parking Use Fee For Permits Issued Pursuant To Chapter 5.51

[11-0292-1](#)

Scheduled to Meeting of the Oakland City Council on 3/20/2012

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[View Supplemental Report.pdf](#)
[13111 CMS.pdf](#)

S-4.3 Subject: Secondhand Jewelry Dealers Moratorium Extension
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt Extension Of Ordinance No. 13095 C.M.S., An Interim Ordinance, Adopted As An Urgency Measure Pursuant To California Government Code Section 65858, Establishing A Temporary Moratorium On The Establishment Or Expansion Of Businesses Engaged In And/Or Conducting Buying, Selling, And/Or Exchanging Old Gold, Old Silver, Platinum Or Articles Of Platinum, Silverware, Secondhand Jewelry Or Other Precious Metals Or Stones (Secondhand Jewelry Dealers), Through September 4, 2012 Or Whenever Permanent Regulations Are Adopted, Whichever Occurs First
[11-0337](#)

Scheduled to Meeting of the Oakland City Council on 3/20/2012
As a Public Hearing

[View Report.pdf](#)
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S-4.4 Subject: Youth Commission Referral Report
From: Office of the City Administrator
Recommendation: Receive A Report And Recommendation(s) On The Implementation The 2011-2012 Amended Policy Budget And Directing Staff To Continue To Explore Combining The Required Work Of The Youth Commission With Other Youth Groups, Which May Include But Not Be Limited To The Oakland Fund For Children, And Youth's (OFCY) Planning Commission Or The All City Council Of The Oakland Unified School District
[11-0338](#)

Scheduled to *Life Enrichment Committee on 4/24/2012

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

S-4.5 Subject: April Meeting Schedule
From: Office Of The City Clerk
Recommendation: A Review Of The Schedule Of Meetings For The Month Of April
[11-0339](#)

No Action Taken

At this time the April 17, 2012 City Council meeting was cancelled.

S-4.6 Subject: Late Night Live In The Parks Project
From: Department Of Human Services
Recommendation: A Request To Re-Title An Item Previously Scheduled To The March 27, 2012 Public Safety Committee

Old Title:

Receive An Informational Report And Action On A Recommendation Regarding Late Night Live In The Park Program To Be Funded By Measure Y For The Fiscal Year 2012-2015 Funding Cycle

New Title:

Receive An Informational Report And A Recommendation Regarding Measure Y Community Engagement Programs Including The Late Night Live In The Parks Project With Two Hundred Fifty Thousand Dollars (\$250,000) In Measure Y, The Violence Prevention And Public Safety Act Of 2004 Funds From July 1, 2012 - June 30, 2015

[11-0242-1](#)

***Withdrawn with No New Date**

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[View Supplemental Report.pdf](#)

[83929 CMS.pdf](#)

S-4.7 Subject: Marcel Uzegbu Retirement
From: Council Member Brooks, Council President Reid, and Pro Tem De La Fuente
Recommendation: Adopt A Resolution Acknowledging The Retirement Of Marcel Uzegbu After Twenty-Six Years Of Dedicated Service To The City Of Oakland

[11-0323](#)

Scheduled to Meeting of the Oakland City Council on 3/20/2012

As a ceremonial item.

At this time Council President Reid joined the acknowledgement of Mr. Uzegbu's retirement.

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[83830 CMS.pdf](#)

S-4.8 Subject: Goldman Sachs Bond Measure
From: Member Of The Public - Myron Waters
Recommendation: Recieve An Informational Report From The Coalition For Economic And Social Justice On Goldman Sachs-City Of Oakland Bond Measure; On The April 17, 2012 City Council Agenda

[11-0334](#)

No Action Taken

S-4.9 Subject: Central District Urban Renewal Plan
From: Office Of Neighborhood Investment
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Adopting The Seventeenth Amendment To The Central District Urban Renewal Plan To (1) Extend The Time Limits On Plan Effectiveness And The Receipt Of Tax Increment Revenues By Ten Years, (2) Increase The Cap On Tax Increment Revenues, (3) Extend The Time Limit For Use Of Eminent Domain And Restrict Eminent Domain To Nonresidential Properties, (4) Amend Affordable Housing Provisions, And (5) Make Other Required Changes; And

2) An Ordinance Adopting The Eighteenth Amendment To The Central District Urban Renewal Plan To Extend The Time Limits On Plan Effectiveness And The Receipt Of Tax Increment Revenues By One Year; And

3) An Resolution Certifying And Making Findings As To The Final Environmental Impact Report On Proposed Amendments To The Central District Urban Renewal Plan, And Adopting Mitigation Measures And A Mitigation Monitoring And Reporting Program; On The March 20, 2012 City Council Agenda As A Non-Consent Item

DIRECT-TO-COUNCIL JUSTIFICATION: A Public Hearing Was Convened And Closed By The City Council And Its Former Redevelopment Agency On Sept. 20, 2011 Regarding This Item. No Council Action Was Taken At That Time Pending Resolution Of The Redevelopment Litigation Issues. Staff Now Proposes To Return The Item To Council For Final Approval.

[11-0341](#)

Scheduled to Meeting of the Oakland City Council on 3/20/2012

As a non-consent item.

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S-4.10 Subject: Master Programs Funding Agreement
From: Public Works Agency
Recommendation: Adopt A Resolution Approving The 2012-2022 Master Programs Funding Agreement Between The Alameda County Transportation Commission And The City Of Oakland Governing Measure B Transportation Sales Tax And Measure F Vehicle Registration Fee Funds

[11-0330](#)

Scheduled to *Public Works Committee on 3/27/2012

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S-4.11 Subject: Illegal Dumping Report
From: Public Works Agency
Recommendation: Receive An Informational Report On Efforts To Reduce Illegal Dumping

[11-0332](#)

Scheduled to *Public Works Committee on 3/27/2012

[View Report.pdf](#)

S-4.12 Subject: Zero Waste System Request For Proposals
From: Public Works Agency
Recommendation: Adopt A Resolution Adopting Zero Waste System Request For Proposals:
Proposal Evaluation Criteria And Weighting, Waiver Of Arizona Policy, Method For Adjusting
Customer Rates, Diversion Performance Measurement, And Continued Participation In
Alameda County Measure D
[11-0331](#)

Scheduled to *Public Works Committee on 3/27/2012

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- [View Supplemental Report.pdf](#)
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S-4.13 3) A Resolution Authorizing The City Administrator To Award A Construction Contract For
The Peralta Hacienda Historical Park De Anza Trail Project (No. C284540) To Beliveau
Engineering, Inc., The Lowest Responsive And Responsible Bidder, For An Amount
Not-To-Exceed Eight Hundred Fourteen Thousand Dollars (\$814,000.00)
[11-0333-2](#)

Scheduled to *Public Works Committee on 3/27/2012

S-4.14 Subject: Sustainable Lighting Enhancement Efforts
From: Public Works Agency
Recommendation: Adopt A Resolution Waiving Advertising And Competitive Bidding And
Authorizing A Contract With Pacific Gas And Electric Company (PG & E) Not To Exceed
Two Hundred Fifty Thousand Dollars (\$250,000) For A Turnkey Project To Replace Existing
High Pressure Sodium (HPS) Cobra Style Street Lighting In East Oakland Along Designated
Portions Of Macarthur Blvd., Seminary Ave. And International Blvd. With Light Emitting
Diode (LED) Street Lights Using The PG & E "On Bill Financing" Option And Accepting All
Energy Rebates Associated With Upgrade Projects For Appropriation And Expenditure By The
Electrical Services Division As Needed To Support Sustainable Lighting Enhancement Efforts;
On The March 27, 2012 Public Safety Committee Agenda
[11-0335](#)

***Withdrawn with No New Date**

S-4.15 Subject: Delinquent Mandatory Garbage Fees
 From: Finance And Management Agency
 Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The
 Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

3) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Garbage Service Fees And The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code; On The March 20, 2012 City Council Agenda

[11-0321](#)

Scheduled to Meeting of the Oakland City Council on 3/20/2012

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S-4.16 Subject: Delinquent Real Property Transfer Taxes
From: Finance And Management Agency
Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent Real Property Transfer Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary -Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

3) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Real Property Transfer Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary-Pursuant To Chapter 4.20 Of The Oakland Municipal Code; On The March 20, 2012 City Council Agenda
[11-0322](#)

Scheduled to Meeting of the Oakland City Council on 3/20/2012

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[83760 CMS.pdf](#)

S-4.17 Subject: Support Of Senate Bill 1545
From: Council President Reid And Councilmember Kaplan
Recommendation: Adopt A Resolution In Support Of Senate Bill 1545 (DeSaulnier) That Would Prohibit Public Money From Being Used On The Development Or Improvement Of An Office Building At 390 Main Street, San Francisco, Until After The State Auditor Has Completed A Specified Audit Relating To The Move Of The Headquarters Of The Metropolitan Transportation Commission
[11-0324](#)

Scheduled to Meeting of the Oakland City Council on 3/20/2012

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S-4.18 Subject: Support Of Assembly Bill 1831
From: Council Member Nancy Nadel
Recommendation: Adopt A Resolution In Support Of AB 1831 (Dickinson/Swanson), Which Expands California's "Ban The Box" Policy For State Public Employees To City And County Workers Across The State
[11-0327](#)

Scheduled to Meeting of the Oakland City Council on 3/20/2012

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[83766 CMS.pdf](#)

S-4.19 Subject: Oakland Walk Of Fame
From: Council Member Nancy Nadel
Recommendation: Adopt A Ceremonial Resolution Commending And Recognizing The "Music They Played On 7th Street, Oakland Walk Of Fame" As A Permanent Historical Piece Of 7th Street In The City Of Oakland
[11-0328](#)

Scheduled to Meeting of the Oakland City Council on 3/20/2012

As a ceremonial item.

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S-4.20 Subject: "Cabaret" Hours Pilot Program Extension
From: Councilmember Kaplan
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 5.12 "Cabarets" To Extend The Pilot Extended Hours Permit Program That Is Due To Sunset Date On April 2012, To Sunset In May 2014
[11-0342](#)

Scheduled to *Public Safety Committee on 3/27/2012

And as a Public Hearing on the April 3, 2012 City Council Agenda.

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[rules030812item4](#)

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Requests Submitted on the Dais

#1 Subject: Supporting Assembly Bill 828
From: Councilmember Nadel
Recommendation: Adopt A Resolution In Support Of AB 828 (Swanson), Which Would End The Lifetime Ban On Benefits And Services Provided Through The CalFresh Program, Formerly Known As Food Stamps, For People Who Have A Prior Drug-Related Felony Conviction
[11-0344](#)

Scheduled to Meeting of the Oakland City Council on 3/20/2012

As a Non-Consent item.

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[83763 CMS.pdf](#)

#2 Subject: Supporting Senate Bill 1060
 From: Councilmember Nadel
 Recommendation: Adopt A Resolution In Support Of SB 1060 (Hancock), Which Would End
 The Lifetime Ban On Benefits And Services Provided Through The California Work
 Opportunity And Responsibility To Kids (CalWORKS) Program For People Who Have A Prior
 Drug-Related Felony Conviction As Long As They Are Participating In Or Have Successfully
 Completed A Government Recognized Treatment Program
[11-0345](#)

Scheduled to Meeting of the Oakland City Council on 3/20/2012

As a Non-Consent item.

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#3 Subject: Oakland High School Career Pathway And Community Collaborative
 From: Office Of The Mayor
 Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The
 City Of Oakland, To Execute Grant Agreements With The Spanish Speaking Citizens
 Foundation In An Amount Not To Exceed \$226,241, Oakland Unified School District In An
 Amount Not To Exceed \$8,000, Laney College In An Amount Not To Exceed \$10,000 And
 Private Industry Council In An Amount Not To Exceed \$26,000, And To Appropriate \$19,639
 For Fiscal Management Costs To The City Of Oakland To Administer The Grant, Provide
 Project Oversight, Management And Liaison Work With State Grant Administrators, From The
 California Emergency Management Agency (Cal-EMA) Grant Funds For The Oakland High
 School Career Pathway And Community Collaborative At Fremont High School And
 Castlemont High School
[11-0343](#)

Scheduled to Meeting of the Oakland City Council on 3/20/2012

As A Non-Consent item.

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[83761 CMS.pdf](#)

5 A review of the Agendas for the City Council Meeting of March 20, 2012 and the Rules and
 Legislation Committee meeting of March 22, 2012

**A motion was made by President Pro Tempore De La Fuente, seconded by
Member Schaaf, to *Approve as Submitted. The motion carried by the
following vote:**

Votes: Aye; 4 - Member Schaaf, Member Brooks, Member Reid and President Pro
Tempore De La Fuente

[rules030812item5](#)
[View Report.pdf](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules and Legislation Committee adjourned the meeting at 11:40 a.m.

NOTE:

Americans With Disabilities Act

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