



# 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>**

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**Thursday, October 07, 2010**

**10:45 AM**

**City Council Chambers - 3rd Floor**

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### Roll Call / Call to Order

Present: Member Quan, Member Reid, Chair Brunner and Member De La Fuente

*The Oakland City Council Rules and Legislation Committee convened at 10:55a.m., with Councilmember presiding as Chairperson.*

### COMMITTEE MEMBERSHIP:

1 Closed Session

**A motion was made by Member De La Fuente, seconded by Member Reid, to \*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

2 Approval of the Draft Minutes from the Committee meeting of September 23, 2010.

**A motion was made by Member Reid, seconded by Member De La Fuente, to \*Approve the Minutes. The motion carried by the following vote:**

**Votes:** Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

3 Determination of Schedule of Outstanding Committee Items

**A motion was made by Member Quan, seconded by Member De La Fuente, to \*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

[rules107](#)

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- 4 Scheduling of Agenda Items and revisions to the agenda(s) for the Council Committee meeting(s) of October 12, 2010 (SUPPLEMENTAL)
- A motion was made by Member Reid, seconded by Member Quan, to \*Approve with the following amendments. The motion carried by the following vote:**
- Votes:** Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

[rules107item4](#)

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- S-4-1 Subject: California Model Fire Code  
From: Oakland Fire Department  
Recommendation: Adopt An Ordinance Adopting Local Amendments To The 2010 Edition Of The California Model Fire Code, California Code Of Regulation Title 24, Part 9, Making Express Findings For The Modification And Adoption Of The 2010 California Fire Code, Reference National Fire Protection Association Standards, Including Annual Supplements And State Amendments And Amending Oakland Municipal Code Chapter 15.12 To Establish The 2011 Oakland Fire Code [10-0104](#)

**Scheduled to \*Public Safety Committee on 11/9/2010**

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- S-4-2 Subject: Vegetation Management Program  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The Approval And Implementation Of 2011-2014 Vegetation Management Plan For The City Of Oakland Wildfire Prevention Assessment District And Authorizing The Use Of Assessment District Funds To Pay For Related Environmental Reviews [10-0117](#)

**Scheduled to \*Public Safety Committee on 10/26/2010**

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S-4-3      Subject:      East Bay Task Force On Human Trafficking  
From:          Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Grant Funding In The Amount Not To Exceed One Hundred Thousand Dollars (\$100,000) From The U.S. Department Of Justice, Office Of Justice Programs, Bureau Of Justice Assistance, Fiscal Year 2010 Law Enforcement Response To Human Trafficking Grant Program For Continued Implementation And Operation Of The East Bay Task Force On Human Trafficking In The Police Department

[10-0112](#)

**Scheduled to \*Public Safety Committee on 10/26/2010**

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S-4-4      Subject:      Access To Financial And Program Records - Various Departments  
From:          Office Of The City Administrator  
Recommendation: Receive A Request From The Violence Prevention And Public Safety Oversight Committee (VPPSOC) To The Oakland City Council To Adopt A Resolution To Authorize The City Administrator To Provide Administrative Staff Assistance To The VPPSOC; Provide Greater Access To Financial And Program Records From OPD, OFD And DHS; And Ensure VPPSOC Inclusion In The Budget Review Process For All Funds Expended From The Measure Y Fund Prior To Submittal Of Measure Y Budget And Programming Reports To The Oakland City Council For Consideration And Final Approval; On The October 26, 2010 Public Safety Committee Agenda

[10-0116](#)

**Scheduled to \*Public Safety Committee on 11/9/2010**

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S-4-5      Subject:      Quarterly Human Resources Vacancy Report  
From:          Department Of Human Resources Management  
Recommendation: Receive A Quarterly Report On All Appointments To The General Purpose Fund (GPF) During The Citywide Hiring Freeze And Status Update On The Employees Who Retired Under The CalPERS Two Years Additional Service Credit Retirement Incentive Program ("Golden Handshake")

[10-0073](#)

**\*Rescheduled to \*Finance & Management Committee on 11/9/2010**

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S-4-6      Subject:    Re-entry Case Management Services  
From:        Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate A Grant In An Amount Not To Exceed \$290,649.00 From Alameda County Probation Department To Provide Re-entry Coordination Through The Department Of Human Services (\$112,149.00) And To Provide The Project Choice Program To Oakland Residents In Santa Rita Jail And To Execute A Grant Agreement With Volunteers Of America Bay Area In An Estimated Amount Of \$178,500.00 To Provide Said Project Choice Re-entry Services From October 1, 2010 Through September 30, 2011

[10-0113](#)

**Scheduled to \*Public Safety Committee on 11/9/2010**

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S-4-7      Subject:    Community-Based Violence Prevention  
From:        Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate A Grant For \$2,216,000 From The Department Of Justice, Office Of Juvenile Justice And Delinquency Prevention, For Community Based Violence Prevention For \$2,216,000 From October 1, 2010 Through September 30, 2013 And Authorizing Grant Agreements With Various Non-Profit Agencies Named In The Grant Proposal To Provide Violence Prevention Services From October 1, 2010 Through June 30, 2012

[10-0114](#)

**Scheduled to \*Public Safety Committee on 11/9/2010**

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S-4-8      Subject:    Juvenile Offender Reentry Grant  
From:        Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate A Second Chance Act Juvenile Offender Re-entry Grant In An Amount Not To Exceed \$750,000.00 From The U.S. Department Of Justice, Office Of Juvenile Justice And Delinquency Prevention And To Enter Into Various Grant Agreements For One Year With Various Public And Non-Profit Partners Named In The Grant For An Estimated Amount Not To Exceed \$660,595.00 From October 1, 2010 Through September 30, 2011

[10-0115](#)

**Scheduled to \*Public Safety Committee on 11/9/2010**

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S-4-9      Subject:     Rehabilitation of 8603 and 8701 Hillside Street  
From:        Community and Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing An Owner Participation Agreement With Alvernaz Partners, LLC, For The Rehabilitation Of 8603 And 8701 Hillside Street In The Central City East Redevelopment Project Area, Including Agency Funding In An Amount Not To Exceed \$275,000.00, And Rescinding Agency Resolution No. 2009-0091 C.M.S. Authorizing Previous Funding For The Project  
[10-0105](#)

**Scheduled to \*Community & Economic Development Committee on 10/26/2010**  
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[2010-0118 CMS.pdf](#)

S-4-10      Subject:     Rehabilitate And Stabilize Wallace Street Properties  
From:        Community And Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing An Owner Participation Agreement With Mr. James G. Gong And Mrs. Ying S. Gong To Provide A Grant Not To Exceed \$500,000 To Rehabilitate And Stabilize The Slope Property Located At 2621, 2631, And 2633 Wallace Street In The Central City East Redevelopment Project Area; On The October 26, 2010 Community And Economic Development Committee Agenda  
[10-0106](#)

**Scheduled to \*Community & Economic Development Committee on 10/26/2010**

*Revised title submitted on the floor to read as follows and to add Resolution number 2 thereafter:*

*1) Adopt An Agency Resolution Amending Resolution No. 2008-0087 C.M.S. To Rescind A Contribution Of Central City East Redevelopment Funds In The Amount Of \$500,000 To The City Of oakland Under The Cooperation Agreement For Engineering And Slope Stabilization Work At 2621, 2631, And 2633 Wallace Street; And Reallocatin Such Funds To A Grant To The Adjoining Property Owners, James G. Gong And Ying S. Gong, In An Amount Not Exceed \$500,000 Under An Owner Participation Agreement To Perform Such Work;*

*AND IN ADDITION*

*2) Resolution Amending Resolution Number 81550 C.M.S. To Return A Contribution Of Reminaing Redevelopment Funds In the Amount Of \$500,000 For Engineering And Slope Stabilization Of Properties Located At 2621, 2631, 2633 Wallace Street*

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[2010-0113 CMS.pdf](#)

S-4-11      Subject:      Façade And Tenant Improvement Programs  
From:            Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Amending Resolution No. 2009-0078 C.M.S. To Increase Third Party Design Contracts For The Façade And Tenant Improvement Programs By \$196,000 For A Total Of \$726,000 For Fiscal Year 2010-2011 Utilizing Funds Appropriated In The Fiscal Year 2009-2011 Redevelopment Agency Budget, And Authorizing The Agency Administrator To Negotiate, Execute And Amend All Third Party Design Contracts Without Returning To The Redevelopment Agency Board; On The November 9, 2010 Community And Economic Development Committee Agenda  
[10-0107](#)

**Scheduled to \*Community & Economic Development Committee on 11/9/2010**

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[2010-0120 CMS.pdf](#)

S-4-12      Subject:      MacArthur Transit Village Stage One  
From:            Community And Economic Development Agency  
Recommendation: Adopt A Resolution Approving The MacArthur Transit Village (A) Stage One (1) Final Development Plan Permit, Which Would Allow For Development Of A New BART Parking Garage And Site Infrastructure, As Part Of The MacArthur Transit Village Planned Unit Development (PUD060058), Pursuant To City Council Resolution No. 81422 C.M.S. Condition Of Approval No. 27, And (B) Vesting Tentative Tract Map 8047, As Recommended By The Planning Commission  
[10-0108](#)

**Scheduled to \*Community & Economic Development Committee on 11/9/2010**

*As A Public Hearing on November 16, 2010*  
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S-4-13      Subject:      Mills Act Contracts  
From:            Community And Economic Development Agency  
Recommendation: Adopt A Resolution Approving Five (5) Mills Act Contracts Between The City Of Oakland And The Properties At 2801 Harrison Street (Estimated - \$665/Year Property Tax Reduction), 1081 53rd Street (Estimated - \$644/Year Property Tax Reduction ), 1926 Martin Luther King Jr. Way (Estimated - \$448/Year Property Tax Reduction), 2651 22nd Avenue (Estimated - \$1,502/Year Property Tax Reduction), And 1615 Broadway (Estimated - \$21,762/Year Property Tax Reduction), Pursuant To Ordinance No. 12987 C.M.S., To Provide These Owners With Property Tax Reductions In Exchange For Their Agreement To Repair And Maintain Their Historic Property In Accordance With Submitted Work Programs.

[10-0109](#)

**Scheduled to \*Community & Economic Development Committee on 11/9/2010**

*as a Public Hearing on November 16, 2010*

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S-4-14      Subject:      Annual Assessment - Rockridge Improvement District  
From:            Community And Economic Development Agency  
Recommendation: Adopt A Resolution Of Intention To Levy An Annual Assessment For Fiscal Year 2011-2012 For The Rockridge Business Improvement District, Approving The Annual Report Of The Rockridge Business Improvement District Advisory Board, And Scheduling A Public Hearing For December 7, 2010

[10-0110](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 11/16/2010**

*As a Public Hearing on December 7, 2010*

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S-4-15      Subject:      Annual Assessment - Montclair Business Improvement District  
From:            Community And Economic Development Agency  
Recommendation: Adopt A Resolution Of Intention To Levy An Annual Assessment For Fiscal Year 2011-2012 For The Montclair Business Improvement District, Approving The Annual Report Of The Montclair Business Improvement District Advisory Board, And Scheduling A Public Hearing For December 7, 2010

[10-0111](#)

**Scheduled to \*Community & Economic Development Committee on 11/9/2010**

*As A Public Hearing on December 7, 2010*

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**Request submitted on the Dias**

#2            Subject:    Violation Of Sunshine Ordinance - Parking Ticket Enforcement  
From:        Office Of the City Attorney  
Recommendation: Action and Discussion, Pursuant To Oakland Municipal Code Section 2.20.270 (D), To (a) Consider whether to "Cure and Correct" An Alleged Violation Of The Sunshine Ordinance Resulting From Approximately 26 Minutes Of Comments And Discussion Of Parking Ticket Enforcement Issues During The Open Forum Portion Of The March 2, 2010 City Council Meeting In Response To Public Speakers' Comments About The Issuance Of Parking Tickets; And; (b) If So, Whether To Affirm Or Supersede The Challenged Action After First Taking Public Testimony  
[10-0118](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 10/19/2010**  
*as a Non-Consent item*

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5            A review of the Agendas for the Concurrent Meeting of ORA/City Council for the meeting(s) of October 19, 2010 and Rules and Legislation Committee for October 21, 2010  
*The following individual spoke on this item:*  
*- Sanjiv Handa*

[rules107item5](#)

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6            Subject:    Tracking Of Council Items  
From:        Office Of The City Administrator  
Recommendation: Receive A Monthly Report Tracking Significant Items Passed by Council As Identified By The Council President  
[09-0488-12](#)

*The following individual spoke on this item:*  
*- Sanjiv Handa*  
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**OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)**

*The following individual spoke under Open Forum:*  
*- Sanjiv Handa*

**Adjournment**

*There being no further business, and upon the motion duly made, the Oakland City Council Rules and Legislation Committee adjourned the meeting at 11:30 a.m.*



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*City Clerk and Clerk of the Council*