



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, March 08, 2012

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

- 1 Determinations of Closed Session
 - 2 Approval of the Draft Minutes from the Committee meeting of February 23, 2012
 - 3 Determination of Schedule of Outstanding Committee Items
 - 4 Scheduling of Agenda Items and revisions to the agendas for the Council Committee meetings of March 13, 2012 (SUPPLEMENTAL)
- 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)

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)

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)

S-4.4 Subject: Youth Commission Referral Report
From: City Administrators Office
Recommendation: Receive An Informational Report On The Status Of Implementing Fiscal Year 2011-2013 Policy Budget Regarding The Youth Commission Referral; On The April 24, 2012 Life Enrichment Committee Agenda

(11-0338)

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)

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)

S-4.7 Subject: Marcel Uzegbu Retirement
From: Vice Mayor 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)

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)

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.

[\(11-0341\)](#)

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

[\(11-0330\)](#)

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

[\(11-0332\)](#)

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 County Measure D

[\(11-0331\)](#)

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 Believeau Engineering, Inc., The Lowest Responsive And Responsible Bidder, For An Amount Not-To-Exceed Eight Hundred Fourteen Thousand Dollars (\$814,000.00)

[\(11-0333-2\)](#)

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
[\(11-0335\)](#)

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
[\(11-0321\)](#)

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
[\(11-0322\)](#)

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
[\(11-0324\)](#)

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
[\(11-0327\)](#)

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
[\(11-0328\)](#)

S-4.20 Subject: "Caberet" 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
[\(11-0342\)](#)
[\(rules030812item4\)](#)

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
[\(rules030812item5\)](#)

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.

Office of the City Clerk - Agenda Management Unit

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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
City Clerk and
Clerk of the Council**