



# 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>**

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**Thursday, May 22, 2008**

**10:30 AM**

**City Council Chambers - 3rd Floor**

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### ***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:**

**Jane Brunner, District 1 ; Vice Mayor Larry Reid, District 7; Henry Chang, At-Large; and Chairperson Ignacio De La Fuente, District 5**

- 1 Closed Session
- 2 Approval of the Draft Minutes from the Committee meeting of May 8, 2008
- 3 Determination of Schedule of Outstanding Committee Items
- 4 Scheduling of Agenda Items and revisions to the agenda(s) for the Council Committee meetings of May 27, 2008 (SUPPLEMENTAL)  
[\(05-22 Rules Item 4\)](#)

- S-4-1      Subject:    Surveillance Cameras  
From:       Police Department  
Recommendation: Recieve An Informational Report From The Office Of Chief Of Police Detailing The Department's Ability, Strategy, And Plan For The Use Of Surveillance Cameras Throughout The City Of Oakland, Including Partnerships With Merchants And Other Agencies; On The July 8, 2008 Public Safety Committee Agenda  
[\(07-1378\)](#)
- S-4-2      Subject:    Crime Fighting Strategic Plan  
From:       Police Department  
Recommendation: Receive A Follow-up Report From The Chief Of Police On The Department's Crime Fighting Strategic Plan, Including The Department's Top Priorities And Strategies To Address Them, The Proposed Timeline For Implementation Of The Top Priorities And Strategies, The Processes Used To Measure Effectiveness, And The Status Of Community Policing; On The July 22, 2008 Public Safety Committee Agenda  
[\(07-1380\)](#)
- S-4-3      Subject:    Analysis Of The Midcycle Buget Proposal  
From:       Budget Office  
Recommendation: Receive An Informational Report From The Budget Advisory Committee (BAC) On Its Analysis Of The Midcycle Budget Proposal; On The June 11, 2008 Special City Council Midcycle Budget Agenda  
[\(07-1382\)](#)
- S-4-4      Subject:    Agenda Confirmation  
From:       Office of the City Clerk  
Recommendation: A Request To Confirm The Agenda Items For The May 29, 2008 Mid-Cycle Budget Workshop (ATTACHMENT B)  
[\(07-1269-3\)](#)
- S-4-5      Subject:    May 15, 2008 - Rules Requests  
From:       Office of the City Clerk  
Recommendation: Action On A Request To Review And Approve The Rules Requests Submitted On May 15, 2008. No Action Was Taken At That Meeting Due To A Lack Of Quorum (See Attachment A)  
[\(07-1410\)](#)
- S-4-6      Subject:    Priority Project Funds - District Five  
From:       Council President De La Fuente  
Recommendation: Adopt A Resolution Authorizing A Grant From Councilmember De La Fuente's Priority Project Funds To Oakland Babe Ruth League In The Amount Of \$750.00 For Travel Expenses On Their Fall College Tour; On The June 17, 2008 City Council Agenda  
[\(07-1403\)](#)

- S-4-7            Subject:    Priority Project Funds - District Five  
From:        Council President De La Fuente  
Recommendation: Adopt A Resolution Authorizing A Grant From  
Councilmember De La Fuente's Priority Project Funds To The  
Lend-A-Hand Foundation In The Amount Of \$400.00 For Back-To-School  
Backpacks; On The June 17, 2008 City Council Agenda  
[\(07-1404\)](#)
- S-4-8            Subject:    Priority Project Funds - District Five  
From:        Council President De La Fuente  
Recommendation: Adopt A Resolution Authorizing A Grant From  
Councilmember De La Fuente's Priority Project Funds To Glenview  
Elementary School's Odyssey Of The Mind World Finals Tournament In  
The Amount Of \$1,000 For Travel Expenses; On The June 17, 2008 City  
Council Agenda  
[\(07-1405\)](#)
- S-4-9            Subject:    Dennis Richmond - Recognition  
From:        Council President De La Fuente  
Recommendation: Adopt A Resolution Honoring Dennis Richmond On His  
Retirement From KTVU Channel 2 After More Than 40 Years Of  
Broadcast Service; As A Ceremonial Item On The June 17, 2008 City  
Council Agenda  
[\(07-1409\)](#)
- S-4-10           Subject:    Business Services Contract  
From:        Community and Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing The Agency  
Administrator To Circulate A Request For Proposals (RFP) For Business  
Retention, Support And Expansion Services For Fiscal Year 2008-2009  
And Return To Council With Recommendations For Contract; On The June  
10, 2008 Community And Economic Development Committee Agenda  
  
A Resolution Authorizing The Agency Administrator To Circulate A  
Request For Proposals (RFP), And Subsequently Select, Negotiate And  
Execute A Contract For Business Retention, Expansion And Support  
Services For Fiscal Year 2008-2010 In An Amount Not To Exceed  
\$600,000; And To Extend A Professional Services Contract For Oakland  
Commerce Corporation For Six Months, Beginning July 1, 2008 And  
Ending No Later Than December 31, 2008, With A 120-Day Cancellation  
Clause, Pending Selection Of A Business Retention, Expansion And  
Support Service Contract For Fiscal Year 2008-2010 (TITLE CHANGE)  
[\(07-1237\)](#)

S-4-11            Subject:     Freeway Auto Mall Development  
From:           Community and Economic Development Agency  
Recommendation: A Request To Withdraw From The June 10, 2008  
Community and Economic Development Committee Agenda Adopt The  
Following Pieces Of Legislation:  
1) An Agency Resolution Authorizing The Agency Administrator To  
Negotiate And Execute A Disposition And Development Agreement With  
Legend Auto Group, LLC For: (1) The Sale Of Approximately 15 Acres  
Within The Former Oakland Army Base For \$17,470,000 For The  
Development Of General Motors, Nissan, And Chrysler-Jeep-Dodge Auto  
Dealerships; And (2) The Sale Of Up To An Additional 3.7 Acres For  
\$5,225,000 To Develop Additional Dealerships; And  
[\(07-1280\)](#)

2) A City Resolution Approving The Sale Of Up To Approximately 19 Acres Of Real  
Property Located Within The Former Oakland Army Base For The Appraised Fair  
Market Value To Legend Auto Group, LLC For Its Development Of General Motors,  
Nissan, And Chrysler-Jeep-Dodge Auto Dealerships And Up To Two Additional  
Dealerships; With No New Date

REASON: At the Rules Committee of May 15, in response to a Councilmember's request  
to address over-crowded CED Committee agendas, staff proposed and the chair accepted  
the withdrawal of this item, to be rescheduled after the Council Summer Recess. Lacking  
a quorum on May 15, staff asks that the Rules Committee reaffirm this request.  
[\(07-1280-1\)](#)

S-4-12            Subject:     Aaron Metals Scrap Metal Recycling Facility - Public Hearing  
From:           Community And Economic Development Agency  
Recommendation: A Request To Withdraw From The June 17, 2008 City  
Council Agenda A Public Hearing Regarding A Resolution Denying The  
Appeals And Upholding The Planning Commission Approval And  
Conditions Of Approval For The Expansion Of Aaron Metals Scrap Metal  
Recycling Facility At 750 105th Avenue; And Reschedule To The July 15,  
2008 City Council Agenda As A Public Hearing

REASON: To further review with the appellant the large submittal of  
material on their part to determine what is appropriate to include in the  
appeal.  
[\(07-1300\)](#)

S-4-13      Subject:      5805 Foothill Boulevard - Real Property Purchase  
From:          Community And Economic Development Agency  
Recommendation: A Request To Withdraw From The May 27, 2008  
Finance And Management Committee Agenda Adopt An Agency  
Resolution Authorizing The Purchase Of Real Property At 5805 Foothill  
Boulevard From Fame Faith Foundation, LLC, A California Limited  
Liability Company For \$90,000 Plus Real Estate Closing Costs, Granting  
Fame Foundation LLC A First Right To Repurchase The Property For A  
Redevelopment Project Within Eighteen Months, And Securing From Fame  
Faith Foundation LLC The First Right To Purchase Properties Surrounding  
And Adjacent To 5805 Foothill Boulevard Currently Owned By Fame Faith  
Foundation, LLC; With No New Date

REASON: Current owner has four adjacent parcels; staff propose to have  
all four parcels appraised together, and then to negotiate a purchase of the  
entire property as an opportunity site for future development.

[\(07-1309\)](#)

S-4-14      Subject:      East Gateway Development Area  
From:          Community and Economic Development  
Recommendation: Adopt The Following Pieces Of Legislation:  
(1) Recieve An Agency Resolution Authorizing The Agency Administrator  
To Negotiate And Execute A Fair Share Memorandum Of Agreement With  
The Port Of Oakland For The Deconstruction Of Buildings 804, 805, 806,  
807, And 808 In The East Gateway Development Area Of The Former  
Oakland Army Base; And

[\(07-1383\)](#)

(2) Recieve An Agency Resolution Authorizing The Allocation Of \$1,505,838 From The  
OBRA Operations Fund (9570), West Oakland Base Reuse Organization (88679), Bay  
Bridge Gateway Project (S235320), Demolition Costs Account (57115) For The Fair  
Share Cost Of Deconstructing Buildings 804, 805, 806, 807 And 808 Within The East  
Gateway Development Area Of The Former Oakland Army Base; And

[\(07-1383-1\)](#)

(3) A City Resolution Authorizing The City Administrator To Negotiate And Execute A  
Fair Share Memorandum Of Agreement With The Port Of Oakland For The  
Deconstruction Of Buildings 804, 805, 806, 807, And 808 In The East Gateway  
Development Area Of The Former Oakland Army Base; And

[\(07-1383-2\)](#)

(4) Recieve A City Resolution Accepting And Allocating A Contribution Of  
Redevelopment Agency Funds Under The Cooperation Agreement In An Amount  
Not-To-Exceed \$1,505,838 To Project P235310 From OBRA Operations Fund (9570),  
West Oakland Base Reuse Organization (88679), BayBridge Gateway Project (S235320),  
Demolition Costs Account (57115) For The Fair Share Cost Of Deconstructing Buildings  
804, 805, 806, 807 And 808 Within The East Gateway Development Area Of The Former  
Oakland Army Base; On The July 8, 2008 Community and Economic Development  
Agenda

[\(07-1383-3\)](#)

S-4-15      Subject:      Quarterly Newsletter For Redevelopment Agency  
From:          Community and Economic Development Agency  
Recommendation: Receive An Agency Resolution Authorizing The Agency Administrator To Negotiate, Execute And Amend Professional Services Contracts Without Returning To The Agency As Needed For The Design, Development And Production Of A Quarterly Newsletter For The Redevelopment Agency In An Amount Not To Exceed \$80,000 For Fiscal Year 2008-2009; On The July 8, 2008 Community Economic Development Agenda

[\(07-1385\)](#)

S-4-16      Subject:      St. Mary's Contract  
From:          Community and Economic Development  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Negotiate And Enter Into A Contract With St. Mary's For The Acquisition Of Properties For St. Mary's Center Village In An Amount Not To Exceed \$350,000 For The Period Of July 1, 2008 To June 30, 2009; On The July 8, 2008 Community and Economic Development Agenda

[\(07-1386\)](#)

S-4-17      Subject:      Habitat For Humanity - Final Tract Map  
From:          Community and Economic Development  
Recommendation: Adopt Resolutions Approving The Following:(1) Final Map For Tract No. 7904, And A Subdivision Improvement Agreement For Deferred; (2)Construction Of Public Infrastructure Improvements With Habitat For Humanity Of The East Bay For Phase II Of An Affordable Housing Project At 10800 Edes Avenue; On The June 17, 2008 City Council Agenda

[\(07-1387\)](#)

S-4-18      Subject:      Mortgage Lending Bills Analyses  
From:          Community And Economic Development  
Recommendation: Adopt Six (6) Resolutions And Bill Analysis To Support Assembly Bill 69, Assembly Bill 1830, Assembly Bill 2880, Assembly Bill 2359, Assembly Bill 2740 And Senate Bill 1137 To Reform Mortgage Lending Practices And Address The Foreclosure Crisis; On The June 12, 2008 Rules and Legislation Committee Agenda

[\(07-1388\)](#)

- S-4-19      Subject:      Support Of Assembly Bill 31  
From:        Community And Economic Development  
Recommendation: Adopt A Resolution Declaring Council Support For  
Assembly Bill No. 31, Which Would Establish Legislative Intent To Make  
\$400 Million Available For The Acquisition And Development Of Urban  
Parks, Recreational Areas And Facilities Through Competitive Grants  
Under The Urban Parks Act Of 2006, Changes The Target Community  
Definition From "Heavily Urbanized County" To "Critically Underserved  
Community" And Establishes Priority Grant Award Criteria; On The June  
12, 2008 Rules and Legislation Committee Agenda  
[\(07-1389\)](#)
- S-4-20      Subject:      Oakland Waterfront Trail  
From:        Community And Economic Development  
Recommendation: Adopt A Resolution Authorizing The City Administrator,  
Or Her Designee, To Award A Construction Contract For The Derby  
Avenue To Lancaster Street Segment Of The Oakland Waterfront Trail To  
The Lowest Responsible Bidder/Contractor To Be Named Upon Successful  
Bidding Of The Project For An Amount Not To Exceed One Million Nine  
Hundred Thousand Dollars (\$1,900,000.00); On The July 8, 2008 Public  
Works Committee Agenda  
[\(07-1390\)](#)
- S-4-21      Subject:      City Stables Paddocks Project  
From:        Community and Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator,  
Or Her Designee, To Award A Construction Contract For The City Stables  
Paddocks Project To The Lowest Responsible Bidder/Contractor To Be  
Named Upon Successful Bidding Of The Project For An Amount Not To  
Exceed Three Hundred Fifty Thousand Dollars (\$350,000.00), Or If All  
Bids Submitted Are Non-Responsive, To Reject All Bids, Waive Further  
Competitive Bidding Requirements, And Negotiate a Contract Within  
Budget, For An Amount Not To Exceed Three Hundred Fifty Thousand  
Dollars (\$350,000.00) Without Return To Council; On The July 8, 2008  
Public Works Committee Agenda  
[\(07-1391\)](#)

- S-4-22      Subject:      Municipal Boathouse: Park & Street Improvements  
From:          Community and Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Award A Construction Contract For The Park And Street Improvements For The Municipal Boathouse And Lakeside Drive Project To The Lowest Responsible Bidder/Contractor To Be Named Upon Successful Bidding Of The Project For An Amount Not To Exceed Three Million Six Hundred Ninety Thousand Dollars (\$3,690,000.00), Or If All Bids Submitted Are Non-Responsive, To Reject All Bids, Waive Further Competitive Bidding Requirements, And Negotiate A Contract Within Budget, For An Amount Not To Exceed Three Million Six Hundred Ninety Thousand Dollars (\$3,690,000.00) Without Return To Council; On The July 8, 2008 Public Works Committee Agenda  
[\(07-1392\)](#)
- S-4-23      Subject:      Stop Sign Installation  
From:          Community and Economic Development Agency  
Recommendation: Adopt A Resolution Approving The Installation Of Stop Signs On 4th Street At Webster Street; On The June 24, 2008 Public Works Committee Agenda  
[\(07-1394\)](#)
- S-4-24      Subject:      Purchase Of Real Property - 73rd Avenue And Foothill Boulevard  
From:          Community and Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of A 1.22 Acre Parcel Of Real Property Located At The Southwest Corner Of 73rd Avenue And Foothill Boulevard, Adjacent To Eastmont Town Center, From East Oak Land Associates, LLC. For \$2,340,000 And Authorizing Up To \$150,000 For Demolition And Real Estate Closing Costs; On The June 24, 2008 Finance And Management Committee Agenda  
[\(07-1402\)](#)
- S-4-25      Subject:      Municipal Code Amendments - Sewer Design  
From:          Community and Economic Development Agency  
Recommendation: Adopt An Ordinance Amending Chapter 13 Of The Oakland Municipal Code Adding Section 13.02 To Establish Sewer Design Standards; On The June 24, 2008 Public Works Committee Agenda  
[\(07-1406\)](#)
- S-4-26      Subject:      East Oakland Sports Center Project  
From:          Community and Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Award A Construction Manager At Risk Contract To Turner Construction Company For An Amount Not To Exceed Eleven Million Nine Hundred Thousand Dollars (\$11,900,000.00) For The East Oakland Sports Center Project; On The June 24, 2008 Public Works



(07-1407)

S-4-27      Subject:    Parking Zones  
From:        Community and Economic Development Agency  
Recommendation: Adopt A Resolution Approving: 1) The Removal Of A Parking Zone On The East Side Of Mandela Parkway Between 26th And 28th Streets; 2) The Establishment Of A No Parking Anytime/Tow-Away Zone On International Boulevard Between 54th And 57th Avenues; 3) The Establishment Of A No Parking Any Time Zone On The North Side Of La Salle Avenue Between Liggett Drive And Moraga Avenue; 4) The Establishment Of No Parking Between 3:00 A.M. And 6:00 A.M. Zone On Both Sides Of 56th Street Between Carberry And Telegraph Avenues; And 5) The Establishment Of A No Parking Anytime Zone On The East Side Of Tunnel Road From Hiller Drive To A Point 500 Feet North Thereof; On The June 24, 2008 Public Works Committee Agenda

(07-1408)

S-4-28      Subject:    Team Oakland Program  
From:        Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter A One Year Agreement With An Optional One Year Renewal With Youth Employment Partnership Inc (YEP) To Implement The Team Oakland Program In An Amount Not To Exceed \$249,000 Each Year; On The June 10, 2008 Public Works Committee Agenda

(07-1395)

S-4-29      Subject:    Graffiti Abatement Programs  
From:        Public Works Agency  
Recommendation: Receive An Informational Report From The Public Works Agency Regarding Citywide Graffiti Abatement Programs; On The June 24, 2008 Public Works Committee Agenda

(07-1396)

S-4-30      Subject:    Mandela Parkway Maintenance  
From:        Public Works Agency  
Recommendation: Action On A Report And Options From The Public Works Agency On The Costs Of Assuming Maintenance From Caltrans For The Mandela Parkway Landscaped Area; On The June 10, 2008 Public Works Committee Agenda

(07-1397)

S-4-31      Subject:      Salary Ordinance Amendment - Classifications  
From:          Finance and Management Agency  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 (The Salary Ordinance) To: Add The Permanent Full Time Equivalent Classifications Of: Director Of Information Technology, Director Of Contracting And Purchasing, Associate Director, Library Services, Budget Director, Assistant, Chief Of Police, Assistant, Police Services Manager II, Police Services Manager I, And Archivist; And To Add The Permanent Part Time Equivalent Classifications: Case Manager, PPT, Animal Control Officer, PPT And Recreation Attendant II, PPT; And To Re-Title: Youth Sports Program Coordinator To Sports Program Coordinator, Chief Deputy City Auditor To City Auditor, Assistant; Deputy City Auditor III To Performance Audit Manager; Deputy City Auditor II To Performance Auditor, Senior And Deputy City Auditor I To Performance Auditor; On The June 10, 2008 Finance And Management Committee Agenda  
[\(07-1414\)](#)

5            A review of the Agendas for the Concurrent Meeting of ORA/City Council for the meeting of June 3, 2008 - CANCELLATION NOTICE and the Rules and Legislation Committee for the meeting of June 5, 2008  
[\(05-22 Rules Item 5\)](#)

6            Action On The City Council's State Legislative Proposals And Agenda

Subject:      Assembly Bill 218  
From:          Councilmember Quan  
Recommendation: Action On A Report Providing An Analysis Of Assembly Bill 218 (Saldana) An Act To Add Sections 25214.10.3 And 25214.10.4 To The Health And Safety Code, Relating To Hazardous Waste: Electronic Waste  
[\(07-1316\)](#)

Subject:      Assembly Bill 822  
From:          Councilmember Quan  
Recommendation: Action On A Report Providing An Analysis Of Assembly Bill 822 (Levine) An Act To Add Section 42913 To The Public Resources Code, Relating To Recycling: Multi-Family Dwellings  
[\(07-1318\)](#)

**OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)**

**Adjournment**

NOTE:        Americans With Disabilities Act  
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strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit

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[\(TDD\)](#)

- \* 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