



City of Oakland Meeting Agenda

*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, February 21, 2013

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:

**Dan Kalb, District 1; Larry Reid, District 7; Libby Schaaf, District 4; and
Council President Patricia Kernighan; District 2**

- 1 Determinations of Closed Session
- 2 Approval Of The Draft Minutes From The Committee Meeting Of January 31, 2013 and February 7, 2013
- 3 Determination Of Outstanding Committee Items
([rules022113](#))
- 4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10 Day Agendas (SUPPLEMENTAL)
- S-4.1 Subject: Renne Sloan Holtzman Sakai, LLP Second Contract Amendment
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend

The Contract With Renne Sloan Holtzman Sakai, LLP To Complete Additional Investigation-Related Work On Police Misconduct Claims Resulting From Occupy Oakland Protest Incidents, Increasing The Budget By Twenty Five Thousand Dollars (\$25,000) For A Total Contract Amount Of One Hundred Forty-Five Thousand Dollars (\$145,000); On The March 12, 2013 Public Safety Committee Agenda
[\(12-0316\)](#)

S-4.2 Subject: Settlement Agreement - Allen
 From: Office Of The City Attorney
 Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Settle Attorney Fees And Costs Arising Out Of The Receivership Proceedings In The Case Of Delphine Allen, Et Al. V. City Of Oakland, Et Al., United States District Court Case No. C00-4599-Teh, City Attorney's File No: R20752, In The Total Amount Of Six Hundred Eighty-One Thousand Six Hundred Twenty-Eight Dollars And Forty Cents (\$681,628.40) Made Payable, In Separate Drafts, To Plaintiffs' Counsel As Follows: James B. Chanin, In The Amount Of Two Hundred Eighty-Five Thousand One Hundred Forty Dollars And Twenty Cents (\$285,140.20); Julie M. Houk, In The Amount Of Two Hundred Fifty-Two Thousand Six Hundred Three Dollars And No Cents (\$252,603.00); And John L. Burris, In The Amount Of One Hundred Forty-Three Thousand Eight Hundred Eighty-Five Dollars And Twenty Cents (\$143,885.20) (Police Services Agency)
[\(12-0321\)](#)

S-4.3 Subject: Settlement Agreement - PFRS
 From: Office Of The City Attorney
 Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Single Issue Raised In The Appeal By The Police And Fire Retirement System From Judgment In The Case Of City Of Oakland v. Oakland Police And Fire Retirement System, et al., Alameda County Superior Court Case No. RG 11580626 In Exchange For The Parties Mutual Agreement To Follow Procedural Notice Protocols Prior To Filing A Lawsuit
[\(12-0322\)](#)

S-4.4 Subject: City Audits Since November 2011
 From: Office Of The City Auditor
 Recommendation: Receive An Informational Report From The Office Of The City Auditor On All Audits Issued Since November 2011; On The March 12, 2013 Finance And Management Committee Agenda
[\(12-0315\)](#)

S-4.5 Subject: Modification of the Taxi Vehicle Permit (Medallion) Fee
 From: Vice Mayor Reid and Councilmember De La Fuente
 Recommendation: Request to Withdraw and Reschedule An Agenda Item From The March 19, 2013 City Council Agenda To The April 16, 2013 City Council Agenda

Adopt An Ordinance Amending Ordinance No. 13078 C.M.S., The Master Fee Schedule, As Amended, To Modify The Annual Fee Of The Taxi Vehicle Permit (Medallion) Assessed By The Office Of The City Administrator

Additional Time Is Needed For The Presenter To Work With The City Attorney's Office

After His Return From Vacation.

[\(12-0216\)](#)

S-4.6 Subject: MOU For 6701 San Pablo Avenue
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Authorizing A Memorandum Of Understanding
By And Among The City Of Oakland, The City Of Berkeley And The City Of
Emeryville For The Development Of 6701 San Pablo Avenue, A Property Located
Within Each Of The Three Jurisdictions; On The March 12, 2013 Community And
Economic Development Committee Agenda

[\(12-0313\)](#)

S-4.7 Subject: Delinquent Transient Occupancy Taxes
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent
Transient Occupancy Taxes; On The March 19, 2013 City Council Agenda

[\(12-0308\)](#)

S-4.8 Subject: Mandatory Garbage Fees
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing On Delinquent Mandatory Garbage Fees
For July/August/September 2012, Monthly Accounts And October/November/December
2012, Quarterly Accounts; On The March 19, 2013 City Council Agenda

[\(12-0309\)](#)

S-4.9 Subject: Delinquent Real Property Transfer Taxes
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing On The Assessment Of Liens For
Delinquent Real Property Transfer Taxes; On The March 19, 2013 City Council Agenda

[\(12-0310\)](#)

S-4.10 Subject: Debarment Process For Goldman Sachs
From: Finance And Management Agency
Recommendation: Receive An Informational Report With Possible Action Updating
And Explaining The Process Of Debarring Goldman Sachs From Doing Any Future
Business With The City; On The March 12, 2013 Finance And Management Committee
Agenda

[\(12-0314\)](#)

S-4.11 Subject: First Friday Security Report
From: Vice Mayor Larry Reid
Recommendation: Receive An Informational Report On The Costs Of Providing
Security For The First Friday Events In Downtown Oakland And An Informational
Report On The Existing Contract Agreement For The Private Security Company
Providing Services For The Frank Ogawa Plaza And/Or For First Friday Events; On The
March 12, 2013 Public Safety Committee Agenda

[\(12-0323\)](#)

S-4.12 Subject: ARRA National Emergency Grant Report
From: Council President Kernighan
Recommendation: Receive An Informational Report On The Circumstances

Surrounding The ARRA National Emergency Grant To The City, With An Explanation Of Why Most Of The Grant Money Could Not Be Used And Had To Be Returned To The Federal Government; On The March 12, 2013 Community & Economic Development Committee Agenda

[\(12-0307\)](#)

S-4.13 Subject: ABAG Appointments
From: Council President Kernighan
Recommendation: Adopt A Resolution Appointing The Following To Positions To The Executive Board And General Assembly Of The Association Of Bay Area Governments: Oakland Mayor Jean Quan And Councilmember Libby Schaaf To The Executive Board, Councilmembers Lynette Gibson McElhaney And Dan Kalb As Alternate Members Of The Executive Board, To Complete The Two-Year Terms That Commenced On July 1, 2012 And End On June 30, 2014, And Councilmember Libby Schaaf As An Alternate Member To The General Assembly

[\(12-0317\)](#)

S-4.14 Subject: ACTC Alternate Appointment
From: Council President Kernighan
Recommendation: Adopt A Resolution Appointing Councilmember Dan Kalb As An Alternate To The Alameda County Transportation Commission

[\(12-0318\)](#)

S-4.15 Subject: ACWMA Appointment
From: Council President Kernighan
Recommendation: Adopt A Resolution Appointing Councilmember Dan Kalb As A Member Of The Alameda County Waste Management Authority (ACWMA) And Appointing President Pro Tem Rebecca Kaplan As An Alternate Member Of The ACWMA

[\(12-0319\)](#)

S-4.16 Subject: BRT Policy Steering Committee Appointment
From: Council President Kernighan
Recommendation: Adopt A Resolution Appointing Councilmember Noel Gallo As A Member And Councilmember Dan Kalb As An Alternate Member To The Alameda-Contra Costa Transit District's Bus Rapid Transit (BRT) Policy Steering Committee

[\(12-0320\)](#)

S-4.17 Subject: Youth Ventures JPA Appointment
From: Council President Kernighan
Recommendation: Adopt A Resolution Appointing Council President Patricia Kernighan And Councilmember Lynette Gibson McElhaney To The Youth Ventures Joint Powers Authority; On The March 5, 2013 City Council Agenda

[\(12-0324\)](#)

[\(rules022113item4\)](#)

5 A Review Of The Draft Agendas For The Council's Committees For The Meetings on February 26, 2013 and the February 28, 2013 Rules and Legislation Committee Meeting

[\(rules022113item5\)](#)

- 6 Subject: Electronic Filing Of Campaign Statements
From: Offices Of Councilmember Schaaf, The City Attorney, And The City Clerk
Recommendation: Adopt An Ordinance Amending Title Three Chapter 3.12 Articles I, II, VI And VII Of The Oakland Municipal Code And Adding Article IX Requiring Electronic Filing Of Campaign Statements For (1) Candidates Seeking Election In The City Of Oakland, (2) Committees Formed Or Existing Primarily To Support Or Oppose An Oakland Candidate(s) Or To Support Or Oppose The Qualification Of Or Passage Of, An Oakland Ballot Measure, And (3) General Purpose Committees Active Only In Oakland
[\(12-0258\)](#)

This item was placed on this agenda by the January 17, 2013 Rules and Legislation Committee.

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
City Clerk and
Clerk of the Council**