



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>

Thursday, April 11, 2013

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

Absent: Vice Mayor Reid

Present: Council President Kernighan, Member Schaaf and Member Kalb
The Oakland City Council Rules & Legislation Committee convened at 10:55 a.m. with Council President Patricia Kernighan presiding as Chairperson.

1 Determinations of Closed Session

**A motion was made by Member Schaaf, seconded by Member Kalb, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Absent; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

2 Approval of the Draft Minutes from the Committee meeting of March 28, 2013

3 Determination of Schedule of Outstanding Committee Items

**A motion was made by Member Schaaf, seconded by Member Kalb, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Absent; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan
A Special Closed Session has been scheduled for April 17, 2013 from 3:00 p.m. to 5:00 p.m.

[rules041113item3](#)

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4 Scheduling of Agenda Items and revisions to previously distributed 10 Day Agendas(SUPPLEMENTAL)

**A motion was made by Member Schaaf, seconded by Member Kalb, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Absent; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

[rulesitem441113](#)

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S-4.1 Subject: HUD Annual Action Plan
From: Department Of Housing And Community Development
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution 1) Authorizing The City Administrator To Prepare And Submit To The U.S. Department Of Housing And Urban Development The Annual Action Plan For Fiscal Year 2013-2014; 2) Accepting And Appropriating Funds Totaling \$12,293,150 For The HOME, Emergency Solutions Grant (ESG), Housing Opportunities For Persons With AIDS (HOPWA), And The Community Development Block Grant (CDBG) Programs; 3) Appropriating \$1,556,393 In Program Income, Reprogrammed Funds And Any Amounts In Excess Thereof For Housing Rehabilitation Revolving Loan Fund; And 4) Authorizing The City Administrator To Negotiate And Execute Agreements With Subgrantees For Fiscal Year 2013-2014 For The Community Development Block Grant Program
[12-0419](#)

**Scheduled to *Community & Economic Development Committee on
4/23/2013**
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S-4.2 Subject: Purchase Affordable Housing Parcels At Oak To Ninth
From: Department Of Housing And Community Development
Recommendation: Adopt A Resolution (1) Authorizing Exercise Of The Early Purchase Option To Purchase Affordable Housing Parcels At The Oak To Ninth/Brooklyn Basin Development, And (2) Authorizing A Put Agreement Providing For The Resale Of The Parcels To Oakland Harbor Partners At The City's Option
[12-0420](#)

**Scheduled to *Community & Economic Development Committee on
4/23/2013**
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S-4.3 Subject: Fiscal Year 2011-2012 WIA Funds Reallocation
From: Office Of Economic And Workforce Development
Recommendation: Adopt A Resolution Authorizing The City Administrator 1) To Reallocate Fiscal Year 2011-2012 Workforce Investment Act Formula Funds That Are At Risk Of De-Obligation, With The Approval Of The Workforce Investment Board, Without Returning To City Council And 2) To Amend The Comprehensive One Stop Career Center Contract With The Oakland Private Industry Council, Inc. To Include An Additional \$200,000 In Fiscal Year 2011-2012 Workforce Investment Act Dislocated Worker Funds For Training Services For Dislocated Workers Effective April 1, 2013 To June 30,2013
[12-0422](#)

**Scheduled to *Community & Economic Development Committee on
4/23/2013**
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S-4.4 Subject: Army Base Purchase And Sale Agreement
From: Office Of Neighborhood Investment
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A Purchase And Sale Agreement(s) With The Port Of Oakland For The Purchase Of Up To Approximately 4 Acres Of Former Oakland Army Base Property And Authorizing Up To \$50,000 For Appraisal And Real Estate Closing Costs
[12-0425](#)

**Scheduled to *Community & Economic Development Committee on
4/23/2013**
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S-4.5 Subject: Extend ENA With Recyclers
From: Office Of Neighborhood Investment
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute An Amendment To The City's Exclusive Negotiating Agreement (ENA) With California Waste Solutions And Custom Alloy Scrap Sales, Inc. Regarding A Proposed Recycling Project On Up To Approximately 20 Acres In The North Gateway Area Of The Former Oakland Army Base Extending The ENA To December 15, 2013
[12-0426](#)

**Scheduled to *Community & Economic Development Committee on
4/23/2013**
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S-4.6 Subject: Oakland Ice Center Flooring Replacement
From: Office Of Neighborhood Investment
Recommendation: Adopt A Resolution Appropriating Funds In The Amount Of \$202,000 For The Replacement Of Rubber Flooring At The Oakland Ice Center
[12-0427](#)

**Scheduled to *Community & Economic Development Committee on
4/23/2013**
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S-4.7 Subject: Extend And Assign Sears LDDA
From: Office Of Neighborhood Investment
Recommendation: Adopt An Ordinance Authorizing: 1) An Amendment To A Lease Disposition And Development Agreement With Sears Development Company To Extend Development Deadlines For An Automotive Service Project Located At 2000-2016 Telegraph Avenue And 490 Thomas L. Berkeley Way; And 2) An Assignment Of The Lease Disposition And Development Agreement To The Strategic Urban Development Alliance, LLC, Or An Affiliated Entity
[12-0428](#)

**Scheduled to *Community & Economic Development Committee on
4/23/2013**
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S-4.8 Subject: Summer Food Service Program Grant
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator: 1) To Apply For, Accept, And Appropriate The Summer Food Service Program Grant From The California Department Of Education, Nutrition Services Division In An Estimated Amount Of Three Hundred Eighty Thousand, Seven Hundred Five Dollars (\$380,705); And 2) To Negotiate And Execute A Professional Service Agreement Between The City And The San Lorenzo Unified School District In An Amount Not To Exceed One Hundred Seventy-Five Thousand, Two Hundred Fifty-Six Dollars (\$175,256) To Provide Food Services For The 2013 Summer Food Service Program For Children; And 3) To Negotiate And Execute A Professional Service Agreement Between The City And Epicurean Group In An Amount Not To Exceed Ninety Eight Thousand, Twenty One Dollars (\$98,021) To Provide Food Services For The 2013 Summer Food Service Program For Children
[12-0429](#)

Scheduled to *Life Enrichment Committee on 4/23/2013
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S-4.9 Subject: Center For Employment Opportunity (CEO) Grant
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Grant Agreement With The Center For Employment Opportunities (CEO) To Provide Violence Prevention Services In Accordance With The Measure Y Violence Prevention & Public Safety Act (VPPSA), In The Amount Of One Hundred And Fifty Thousand Dollars (\$150,000) For The Period May 1, 2013 To June 30, 2014 With A One-Year Option To Renew For A Total Amount Not To Exceed \$300,000
[12-0431](#)

Scheduled to *Public Safety Committee on 4/23/2013
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S-4.10 Subject: 2013 Bike To Work Day and Month
From: Vice Mayor Larry Reid
Recommendation: Adopt A Resolution Proclaiming Thursday, May 9, 2013, As The City Of Oakland's 20th Annual Bike To Work Day, And The Month Of May, 2013, As City Of Oakland Bike Month
[12-0325](#)

**Scheduled to * Concurrent Meeting of the Oakland Redevelopment
Successor Agency and the City Council on 5/7/2013**
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S-4.11 Subject: Budget Adoption Transparency And Public Participation Policy
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution Establishing The City Of Oakland's Budget Process Transparency And Public Participation Policy
[12-0424](#)

Scheduled to *Finance & Management Committee on 4/23/2013
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S-4.12 Subject: Alameda County Abandoned Vehicle Abatement Authority (AVA)
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing: 1) The Extension Of The Alameda County Vehicle Abatement Authority (AVA) Until May 31, 2023; 2) The City Administrator Or Her Designee To Continue The Oakland Police Department's Participation In The AVA; And 3) Authorizing The City Administrator Or Her Designee To Accept The City Of Oakland's Share Of California State Vehicle Registration Service Fee Funds As Authorized By Vehicle Code Section 9250.7 And Distributed Through The AVA
[12-0421](#)

Scheduled to *Public Safety Committee on 4/23/2013

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S-4.13 Subject: Edward Byrne Memorial Justice Local Assistance Grant (JAG)
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To: 1) Enter Into A Grant Agreement With The U.S. Department Of Justice, Office Of Justice Programs, Bureau Of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant Local Program Funds For The Period Of July 1, 2012 Through June 30, 2013 (FY 2012-2013 JAG Funds); And 2) To Accept, Appropriate, And Administer FY 2012-2013 JAG Fund Allocations In An Amount Not To Exceed Five Hundred And Thirty Six Thousand, And Thirty Six Dollars (\$536,036) To Supplement Frontline Policing Services For The Oakland Police Department; And 3) Expend Funds In Accord With The JAG Fund Spending Plan
[12-0430](#)

Scheduled to *Public Safety Committee on 4/23/2013

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S-4.14 Subject: 2013 East Bay Affordable Housing Week
From: President Pro Tempore Rebecca Kaplan
Recommendation: Adopt A Resolution Proclaiming May 10 To May 19, 2013 As The 17th Annual East Bay Affordable Housing Week "Affordable Housing: Empowering People, Strengthening Communities"
[12-0423](#)

**Scheduled to * Concurrent Meeting of the Oakland Redevelopment
Successor Agency and the City Council on 5/7/2013**

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Items Submitted On The Dias

Subject: Fiscal Year 2013-2015 Budget Workshops
From: Council President Patricia Kernighan
Recommendation: Schedule Special City Council Meetings On The Following Dates:

1) May 23, 2013 At 6:30 P.M; And
[12-0433](#)

Scheduled to Meeting of the Oakland City Council on 5/23/2013

Subject: Fiscal Year 2013-2015 Budget Workshops
From: Council President Patricia Kernighan
Recommendation: Schedule Special City Council Meetings On The Following Dates:

2) June 6, 2013 At 6:30 P.M.; And

Council President Patricia Kernighan Is Requesting This Item Be Withdrawn And Rescheduled To June 13, 2013 At 6:30 P.M. To Correspond With Budget Information Released By The City Administrator's Office.

[12-0433-1](#)

Scheduled to Meeting of the Oakland City Council on 6/6/2013

3) June 27, 2013 At 6:30 P.M. In Order To Consider And Adopt A Budget For The Fiscal Year 2013-2015

[12-0433-2](#)

Scheduled to Meeting of the Oakland City Council on 6/27/2013

5 A review of the Council Committees' actions from April 9, 2013 and determination of scheduling to the City Council meeting of April 16, 2013(MATRIX)

**A motion was made by Member Schaaf, seconded by Member Kalb, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Absent; 1 - Vice Mayor Reid
Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

[rulesitem541113](#)

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6 A review of the Draft Agendas for the Council's Committees for the meetings of April 23, 2013 and the Rules & Legislation Committee meeting of April 25, 2013

**A motion was made by Member Schaaf, seconded by Member Kalb, to
*Approve with the following amendments. The motion carried by the
following vote:**

Votes: Absent; 1 - Vice Mayor Reid
Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan
*The April 23, 2013 Community & Economic Development Committee meeting
has been rescheduled to begin at 1:30 p.m. The April 23, 2013 Life Enrichment
Committee meeting has been rescheduled to begin at 4:30 p.m.*

[rulesitem641113](#)

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S-7 Subject: Pending State Legislation Report
 From: Council President Kernighan
 Recommendation: Receive An Update On Pending State Legislation And Provide Council
 Direction On Legislative Priorities
 [12-0349](#)

A motion was made by Member Kalb, seconded by Member Schaaf, that this matter be Continued to the *Rules & Legislation Committee, due back on April 18, 2013. The motion carried by the following vote:

Votes: Absent; 1 - Vice Mayor Reid
 Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan
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S-8 Subject: Support For AB 229: Infrastructure And Revitalization Financing District
 From: Vice Mayor Larry Reid
 Recommendation: Adopt A Resolution In Support Of Assembly Bill 229 (Perez, Atkins,
 Bonilla, Bonta, Cooley, Dickinson, Gordon And Torres) Authorizing The Creation Of
 Infrastructure And Revitalization Financing Districts To Finance Projects In Redevelopment
 Project Areas And Former Military Bases
 [12-0336](#)

A motion was made by Member Kalb, seconded by Member Schaaf, that this matter be Continued to the *Rules & Legislation Committee, due back on April 18, 2013. The motion carried by the following vote:

Votes: Absent; 1 - Vice Mayor Reid
 Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan
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OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

There were no speakers on Open Forum.

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 11:23 a.m.

NOTE: Americans With Disabilities Act
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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.

City Clerk and Clerk of the Council