



# City of Oakland Meeting Minutes

## \*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>**

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**Thursday, May 02, 2013**

**10:45 AM**

**City Council Chambers - 3rd Floor**

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### Roll Call / Call to Order

Present: Vice Mayor Reid, Council President Kernighan, Member Schaaf and Councilmember Kalb

*The Oakland City Council Rules & Legislation Committee convened at 10:57 a.m., with Council President Kernighan presiding as Chairperson.*

1 Determinations of Closed Session

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

**Votes:** Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

*A Special Closed Session has been scheduled for May 7, 2013 from 2:30 p.m. to 5:30 p.m.*

2 Approval of the Draft Minutes from the Committee meeting of April 18, 2013

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

**Votes:** Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

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:** Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

[rules050213item3](#)

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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:** Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

S-4.1 Subject: Jack London Improvement District 2013  
From: Office Of Economic And Workforce Development  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) A Resolution Of Intention To Form The Jack London Improvement District 2013, Granting Preliminary Approval Of The Management Plan, Directing Filing Of The Proposed Assessment District Boundary Description, Submitting A Proposed Assessment To The Affected Property Owners For Majority Protest Procedure Approval; And Scheduling A Public Hearing For July 16, 2013; And  
[12-0480](#)

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2) A City Resolution Authorizing The City Administrator To Sign The Ballot And To Pay The FY 13/14 Assessment For One (1) City-Owned Property On Which Assessments Are To Be Levied (APN 018 04250 0401) To Support The Formation Of The Jack London Improvement District  
[12-0480-1](#)

**Scheduled to \*Community & Economic Development Committee on  
5/14/2013**

S-4.2      Subject:    Head Start- Early Head Start Grant Renewal 2013-2014  
From:        Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To 1) Apply For, Accept, And Appropriate Head Start (HS) Basic, Head Start Training And Technical Assistance, Early Head Start (EHS) Basic, And Early Head Start Training And Technical Assistance Grants For Program Year 2013-2014 In The Estimated Amount Of \$17,434,862 From The U.S. Department Of Health And Human Services, Administration For Children And Families (DHHS/ACF); And 2) Enter Into Grant Agreements To Fund Comprehensive Child Development Services With: Unity Council In An Estimated Amount Of \$4,734,529; The Salvation Army In An Estimated Amount Of \$219,357; Brighter Beginnings In An Estimated Amount Of \$464,326; And Children's Hospital-Oakland In An Estimated Amount Of \$22,000; And 3) Accept And Appropriate Additional Federal Grant Funding If It Becomes Available And Amend The Existing Grant Agreements With Unity Council, The Salvation Army, Brighter Beginnings, And Children's Hospital-Oakland, Without Returning To Council; And 4) To Review And Approve Oakland Head Start-Early Head Start Governance Procedures Developed In Accordance With Head Start Legislation And Updated Annually  
[12-0477](#)

**Scheduled to \*Life Enrichment Committee on 5/14/2013**

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S-4.3      Subject:    California State Preschool Program (CSPP) 2013-2014  
From:        Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, 1) To Apply For, Accept And Appropriate The California State Preschool Program (CSPP) Expansion Grant From The California Department Of Education In An Estimated Amount Of \$937,485 From July 1, 2013 To June 30, 2014, And 2) To Enter Into A Grant Agreement With The Unity Council For The Estimated Amount Of \$98,170 To Fund Prekindergarten And Family Literacy Services In Accord With Said Grant  
[12-0478](#)

**Scheduled to \*Life Enrichment Committee on 5/14/2013**

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S-4.4      Subject:    Child & Adult Care Food Program (CACFP) 2013-2014  
From:        Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For, Accept And Appropriate The Child And Adult Care Food Program (CACFP) Grant From The California Department Of Education, Nutrition Services Division (NSD) In An Estimated Amount Of \$545,000 To Provide Funding For Nutritious Meals To Children Enrolled In The City Of Oakland's Head Start Program From September 1, 2013 Through August 31, 2014  
[12-0479](#)

**Scheduled to \*Life Enrichment Committee on 5/14/2013**

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S-4.5      Subject:    Big Valley Aviation Maintenance Contract  
From:        Oakland Police Department  
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator Or Her Designee To Enter Into A Professional Services Agreement With Big Valley Aviation, Inc., (Big Valley) In An Amount Not To Exceed Two Hundred Twenty Thousand, Two Hundred Fourteen Dollars (\$220,214.00) For The Period Of May 14, 2013 To June 30, 2014 For Helicopter Maintenance Services; And 2) Waiving The Competitive Request For Proposal/Qualification (RFP/Q) Process, The Advertising And Bidding Requirements, And Local And Small Business Enterprise Program (L/SBE) Provisions For The Proposed Professional Services Agreement  
[12-0475](#)

**Scheduled to \*Public Safety Committee on 5/14/2013**

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[Rules050213Item4](#)

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**Items Submitted On The Dais**

#1            Subject:    Addition Of Classification Of Inspector General To Salary Ordinance  
From:        Department Of Human Resources Management  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Classification Of Inspector General  
[12-0482](#)

**Scheduled to \*Finance & Management Committee on 5/28/2013**

*DUE TO THE PRESENCE OF COUNCILMEMBER GALLO, A QUORUM OF THE CITY COUNCIL WAS NOTED, AND A MOTION WAS MADE AND SECONDED TO ADJOURN THE MEETING OF THE RULES & LEGISLATION COMMITTEE AND TO CONVENE AS A SPECIAL MEETING OF THE FULL COUNCIL AT 11:03 A.M.*

#2            Subject:    Honoring American Indian Public High School  
                 From:           Councilmember Noel Gallo  
                 Recommendation: Adopt A Resolution Acknowledging Students, Teachers, And Parents Of  
                 American Indian Public High School (AIPHS) For Their Academic Achievements And For  
                 Their Contributions To American Indian Public High School's Recognition As The Nation's  
                 Best High School In 2013  
                 [12-0471](#)

**No Action Taken**

*There was a request to withdraw this item from the May 7, 2013 City Council Agenda and reschedule to a different date. The Committed approved allowing the item to remain on the May 7, 2013 agenda with an amended title.*

*DUE TO THE PRESENCE OF COUNCILMEMBER GALLO, A QUORUM OF THE CITY COUNCIL WAS NOTED, AND A MOTION WAS MADE AND SECONDED TO ADJOURN THE MEETING OF THE RULES AND LEGISLATION COMMITTEE, AND TO CONVENE AS A SPECIAL MEETING OF THE FULL COUNCIL AT 11:03 A.M.*

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*THE SPECIAL MEETING OF THE CITY COUNCIL ADJOURNED AT THIS TIME AND RECONVENED AS THE RULES & LEGISLATION COMMITTEE AT 11:31 A.M.*

#3            Subject:    Support For HR 1579: The Inclusive Prosperity Act  
                 From:           President Pro Tempore Rebecca Kaplan  
                 Recommendation: Adopt A Resolution Expressing Support For The Inclusive Prosperity Act  
                 (HR 1579) To Impose A Tax On Certain Trading Transactions To Strengthen Our Financial  
                 Security, Reduce Market Volatility, Expand Opportunity, And Stop Shrinking The Middle  
                 Class  
                 [12-0483](#)

**Scheduled to \*Rules & Legislation Committee on 5/16/2013**

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*The Roll Call was modified to note Vice Mayor Larry Reid absent at 11:31 p.m.*

5            A review of the Draft Agendas for the City Council Committees for May 14, 2013 and for  
                 the Rules & Legislation Committee meeting for May 16, 2013

**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

[Rules050213Item5](#)

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**From the May 14, 2013 Community & Economic Development Committee Agenda**

Subject: Port Of Oakland OHIT Railyard Project - Phase 1  
From: Port Of Oakland  
Recommendation: Receive An Informational Report From The Port Of Oakland On The Status Of The Port's Outer Harbor Intermodal Terminal (OHIT) Railyard Project - Phase 1 Of The Oakland Army Base Redevelopment Plan  
[12-0363](#)

**\*Withdrawn and Rescheduled to \*Community & Economic Development Committee on 5/28/2013**

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Subject: Report On The Oakland Army Base Development Project  
From: Councilmember Lynette Gibson McElhaney  
Recommendation: Receive An Informational Report On The Progress Of The Oakland Army Base Development Project  
[12-0387](#)

**\*Withdrawn and Rescheduled to \*Community & Economic Development Committee on 5/28/2013**

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6 Subject: Support Of AB 711: Prohibiting Lead Ammunition For Hunting Wildlife  
From: Office Of The City Attorney and Council President Patricia Kernighan  
Recommendation: Adopt A Resolution Of The Oakland City Council (1) Expressing Support Of California Assembly Bill No. 711 ("AB 711"), Introduced By Assemblymember Anthony Rendon On February 21, 2013, Which Prohibits The Use Of Lead Projectile Firearms Ammunition When Hunting Wildlife, Including Mammals And Birds, Which Will Reduce The Negative Health Effects Of Lead On Endangered Species And Reduce The Potential For Lead To Be Introduced Into The Human Food Chain And (2) Authorizing The City Administrator, Or Her Designee, To Instruct The City's Legislative Lobbyist To Support Passage Of California Assembly Bill No. 711  
[12-0436](#)

**A motion was made by Member Kalb, seconded by Member Schaaf, that this matter be \*Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on May 7, 2013 as a Consent item. The motion carried by the following vote:**

**Votes:** Absent; 1 - Vice Mayor Reid  
Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan  
*There was one speaker for this item.*

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

*There was one speaker 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 11:41 a.m. p.m.*

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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.

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*City Clerk and Clerk of the Council*