



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>

Thursday, October 08, 2009

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

Excused: Member Quan

Present: Member Reid, Chair Brunner and Member De La Fuente

The Oakland City Council Rules and Legislation Committee convened at 10:45 AM with Council President Brunner presiding as Chairperson.

1 **Closed Session**

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A motion was made by Member Reid, seconded by Member De La Fuente, to *Approve as Submitted. The motion carried by the following vote:

Votes: Excused; 1 - Member Quan

Aye; 3 - Member Reid, Chair Brunner and Member De La Fuente

The office of the City Attorney scheduled a Closed Session for Tuesday, October 20, 2009 from 4 PM to 6 PM

2 **Approval of the Draft Minutes from the Committee meeting of September 24, 2009**

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There were no minutes to approve

3 **Determination of Schedule of Outstanding Committee Items**

A motion was made by Member Reid, seconded by Member De La Fuente, to *Approve as Submitted. The motion carried by the following vote:

Votes: Excused; 1 - Member Quan

Aye; 3 - Member Reid, Chair Brunner and Member De La Fuente

[10-08 Rules png](#)

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4 Scheduling of Agenda Items and revisions to the agenda for the Council Committees for meetings of October 13, 2009 (SUPPLEMENTAL)

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A motion was made by Member De La Fuente, seconded by Member Reid, to *Approve with the following amendments. The motion carried by the following vote:

Votes: Excused; 1 - Member Quan

Aye; 3 - Member Reid, Chair Brunner and Member De La Fuente

The October 13, 2009 Life Enrichment Committee Meeting has been cancelled.

The October 13, 2009 Public Safety Committee Meeting will begin at 4 PM.

[10-08 Rules Item 4](#)

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S-4-1 Subject: 2009 COPS Technology Grant - Data Driven Approaches
From: Oakland Police Department
Recommendation: A Request To Re-Title An Agenda Item Already Scheduled To
The October 27, 2009 Public Safety Committee Agenda

(OLD TITLE) Adopt A Resolution Authorizing The City Administrator To Accept Grant Funds In The Amount Of \$500,000 From The USDOJ/COPS Fiscal Year 2009 COPS Technology Grant Program, For Implementation Of The Data Driven Approaches To Crime And Traffic Safety Program, And Appropriate Said Funds To The Police Department

(NEW TITLE) Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To 1) Accept And Appropriate Grant Funds In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000) From The U.S. Department Of Justice, Office Of Community Oriented Policing Services (USDOJ/COPS), Fiscal Year 2009 Technology Program (COPS TECH) In Support Of The Data Driven Approaches To Crime And Traffic Safety (DDACTS) Program In The Police Department, And

2) A Resolution Authorizing The Acceptance And Appropriation Of Grant Funds In The Amount Of Sixty-Six Thousand Nine Hundred And Two Dollars (\$66,902) From The U.S. Department Of Transportation, National Highway Traffic Safety Administration, Also In Support Of The Data Driven Approaches To Crime And Traffic Safety (DDACTS) Program, And Appropriate Said Funds To The Police Department

09-0618

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Scheduled to *Public Safety Committee on 10/27/2009

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S-4-2 Subject: 2009 Sobriety Checkpoint Program
From: Oakland Police Department
Recommendation: A Request To Withdraw From The October 27, 2009 Public Safety Committee Agenda A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In The Amount Of Forty-One Thousand Sixty-One Dollars And Forty-Four Cents (\$41,061.44) From The Regents Of The University Of California, Berkeley, School Of Public Health, Traffic Safety Center, Serving As The Fiscal Agent For The State Of California, Office Of Traffic Safety, For The 2009 Sobriety Checkpoint Program To Be Conducted By The Police Department For The Project Term Of October 1, 2009 Through September 8, 2010; With No New Date

Reason: The Award Was Reduced By The Granting Agency From It's Original Amount Of \$74,679.12 To \$41,061.44 Which Is Within The City Administrator's Acceptance Authority Of \$50,000.

[09-0835](#)

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***Withdrawn with No New Date**

S-4-3 Subject: Red Light Camera Enforcement
From: Oakland Police Department
Recommendation: Receive An Informational Report From The Office Of Chief Of Police Detailing The Status Of Installing Red Light Camera Enforcement Systems In The City, Including Any Obstacles, Issues, Or Problems, And The Timeline For Implementation

[09-0876](#)

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Scheduled to *Public Safety Committee on 11/10/2009

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S-4-4 Subject: Police Department Travel Expenditures
From: Oakland Police Department
Recommendation: Receive A Follow-Up Report From The Oakland Police Department On City Funded Travel Expenditures Incurred During Fiscal Year 2008-2009

[09-0877](#)

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Scheduled to *Finance & Management Committee on 10/27/2009

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S-4-5 Subject: 2008-2009 City Funded Travel Expenditures
From: Budget Office
Recommendation: Discussion And Possible Action On A Follow-Up Report To An Informational Report On City-Funded Travel Expenditures Incurred During Fiscal Year 2008-2009 And A Revised Travel Policy That Sets Clear Guidelines For City Travel And Requires Accountability From City Officers And Employees (TITLE CHANGE)
[09-0712](#)

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Scheduled to *Finance & Management Committee on 10/27/2009

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S-4-6 Subject: City Administrator's Purchasing Authority
From: Council President Brunner
Recommendation: Adopt An Ordinance Amending Ordinance No. 7937 C.M.S., Adopted February 6, 1969, And Amendments Thereto, Codified At Oakland Municipal Code Title 2, Chapter 2.04, Purchasing System, Article I, Bidding, Contracting And Purchasing, To Decrease Amounts For Certain Purchases Requiring City Council Approval And Decrease The City Administrator's Authority For Certain Purchases
[09-0489](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/
City Council on 10/20/2009**

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S-4-7 Subject: Travel Authorization - Councilmember Brooks
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Authorizing Councilmember Desley Brooks To Travel To San Antonio, Texas To Attend The National League Of Cities Congress Of Cities And Exposition November 10 - 14, 2009
[09-0867](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/
City Council on 11/3/2009**

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S-4-8 Subject: Raul Godinez - Recognition
From: Councilmembers Nancy Nadel & Larry Reid
Recommendation: Adopt A Resolution Honoring Director Raul Godinez II For His Distinguished Leadership And Service To The City Of Oakland Public Works Agency And His Dedicated Stewardship Of Oakland's Physical And Environmental Infrastructure
[09-0868](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/
City Council on 10/20/2009**

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[82340 CMS.pdf](#)

S-4-9 Subject: Interoperabilty And P-25 Compliance Update
From: Councilmember Larry Reid
Recommendation: Receive An Informational Report From The Department Of Information Technology With An Update On Interoperability And P-25 Compliance For The City's Emergency Management System; On The December 1, 2009 Public Safety Committee Agenda
[09-0878](#)

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Scheduled to *Public Safety Committee on 12/1/2009

S-4-10 Subject: Bradley C. Walters - Recognition
From: Councilmember Jean Quan
Recommendation: Adopt A Resolution Honoring And Celebrating The Life Of Bradley C. Walters (July 1938 - August 2009)
[09-0886](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/
City Council on 10/20/2009**

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[82339 CMS.pdf](#)

S-4-11 Subject: CalPERS Contract Amendment - Firefighters
From: Department of Human Resources
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Of Intention To Approve An Amendment To Contract Between The Board Of Administration California Public Employees' Retirement System And The City Council City Of Oakland; And
[09-0880](#)

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Scheduled to *Finance & Management Committee on 10/27/2009

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S-4-12 Subject: World Cup Host City
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Of Oakland To Pursue
And Accept The Position Of Host City For The 2018/2022 Federation Internationale
De Football Association (FIFA) World Cup, And Authorizing The City Of Oakland
To Enter Into A Host City Agreement With FIFA And The USA Bid Committee Inc.
[09-0869](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/
City Council on 11/3/2009**

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S-4-13 Subject: Oakland Waterfront-Uptown Shuttle
From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution To Apply For, Accept And
Appropriate \$997,000 From The Bay Area Air Quality Management District Clean
Air Transportation Fund Program For The Implementation Of The Oakland
Waterfront-Uptown Shuttle, And Authorize The Appropriation Of \$80,000 In Fiscal
Year 2009/2010 and \$80,000 In Fiscal Year 2010/2011 For A Total Of \$160,000 In
Redevelopment Funds From The Central District Redevelopment Area For The
Shuttle Project
[09-0870](#)

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**Scheduled to *Community & Economic Development Committee on
11/10/2009**

S-4-14 Subject: 66th Avenue Street Improvement Project
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A City Resolution Awarding A Construction Contract To Bay Cities Paving And
Grading, Inc. For Construction Of 66th Avenue Street Improvement Project From
San Leandro Street To International Boulevard (Project No. P318410) In Accord
With The Project Plans And Specifications And The Contractor's Bid In The Amount
Not-To-Exceed One Million Six Hundred One Thousand Twenty-Three Dollars And
Fifty-Five Cents (\$1,601,023.55);

[09-0871](#)

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2) An Agency Resolution Amending Resolution 2004-03 C.M.S. To Decrease The Amount Of The \$4 Million Grant To The Oakland Housing Authority For Infrastructure Improvements Related To The Coliseum Gardens Hope VI Housing Project By \$100,000.00, And Reallocating Such Funds As A Contribution To The City Of Oakland Under The Cooperation Agreement For Construction Of 66th Avenue Street Improvement Project From San Leandro Street To International Boulevard; And

[09-0871-1](#)

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Scheduled to *Public Works Committee on 11/10/2009

3) A City Resolution Accepting And Appropriating A Contribution Of Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed \$100,000.00 For The Construction Of 66th Avenue Street Improvement Project From San Leandro Street To International Boulevard

[09-0871-2](#)

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Scheduled to *Public Safety Committee on 11/10/2009

S-4-15 Subject: Mills Act Contracts - Various Properties
From: Community and Economic Development Agency
Recommendation: Adopt A City Resolution To Approve Eleven Mills Act Contracts Between The City Of Oakland And The Following Properties: 1782 8th Street, 227 John Street, 1225 12th Street, 2429 13th Street, 1024 Adeline Street, 614 Haddon Road, 712-716 Peralta Street, 1676 12th Street, 3415-3417 Martin Luther King Jr. Way, 1717 16th Avenue, And 460 W. MacArthur Boulevard, Pursuant To Ordinance No. 12784 C.M.S. [Two-Year Pilot Mills Act Program], To Provide These Owners With Property Tax Reductions In Exchange For Their Agreement To Repair And Maintain Their Historic Property In Accordance With Submitted Work Program; On The December 1, 2009 Community And Economic Development Committee Agenda; And As A Public Hearing On The December 8, 2009 City Council Agenda

[09-0872](#)

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Scheduled to *Community & Economic Development Committee on 12/1/2009

S-4-16 Subject: Real Property Purchase - 2759 Foothill Boulevard
From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real Property At 2759 Foothill Boulevard, In The Central City East Redevelopment Project Area, From Christian Evangelical Churches Of America Inc., For \$240,000, Less The Cost Of Any Environmental Site Remediation, And Authorizing Up To \$85,000 For Demolition And Real Estate Closing Costs
[09-0873](#)

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Scheduled to *Community & Economic Development Committee on 10/27/2009

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S-4-17 Subject: 2009-2011 Park Projects
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Adopting The Updated Fiscal Year 2009-2011 Park Project Prioritization List For City Of Oakland Park Capital Improvement Projects And Authorizing The City Administrator, Or His/Her Designee, To Apply For Grants Without Further Council Action For Projects On The Park Project Prioritization List;
[09-0874](#)

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Continued to *Rules & Legislation Committee on 10/15/2009

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2) A Resolution To Authorize A One-Time Re-Appropriation And Allocation Of Two Hundred Fifty Thousand Dollars (\$250,000.00) For Capital Improvement Park Project Prioritization Design And Grant Application Development From The Telecommunication Land Use Fund (1770) To A New Project Number To Be Established;

[09-0874-1](#)

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Scheduled to *Public Works Committee on 10/27/2009

3) A Resolution Authorizing The City Administrator To Waive The Competitive Request For Proposal Process To Add Work To And Increase The Contract With Wallace, Roberts And Todd For Additional Planning And Design Services By Two Hundred Fifty Thousand Dollars (\$250,000.00), From Four Hundred Thousand Dollars (\$400,000.00) To An Amount Not-To-Exceed Six Hundred Fifty Thousand Dollars (\$650,000.00), And Extend The Contract From February 1, 2010 To December 31, 2010; And

[09-0874-2](#)

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Scheduled to *Public Works Committee on 10/27/2009

4) A Resolution Adopting The Updated Fiscal Year 2009-2011 Park Project Prioritization List For City Of Oakland Park Capital Improvement Projects

[09-0874-3](#)

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Scheduled to *Public Works Committee on 10/27/2009

S-4-18 Subject: Plan To Mitigate Traffic Congestion
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Adopting The City Of Oakland's Deficiency Plan To Mitigate Traffic Congestion For State Route (SR) 185 On International Boulevard Between 46th Avenue And 42nd Avenue

[09-0875](#)

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Scheduled to *Public Works Committee on 10/27/2009

and as a Public Hearing on the November 3, 2009 City Council agenda

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S-4-19 Subject: San Pablo Pedestrian Streetlights
From: Public Works Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Allocating Up To An Additional \$350,000 From The Broadway/MacArthur/San Pablo Tax Allocation Bond Series 2006C-TE To The City Of Oakland Under The Cooperation Agreement For The San Pablo Golden Gate District Pedestrian Streetlights Project, Increasing The Total Project Budget From \$1,500,000 To \$1,850,000; And

[09-0833](#)

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Scheduled to *Public Works Committee on 10/27/2009

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2) A Resolution Accepting An Additional \$350,000 Contribution From The Redevelopment Agency Under The Cooperation Agreement For The San Pablo Pedestrian Streetlights Project, For A Total Project Budget Of \$1,850,000, And Waiving The City's Competitive Bidding Requirement And Increasing The Contract With Ray's Electric In The Amount Of \$218,000, For A Total Contract Amount Of \$835,000 For The Project

[09-0833-1](#)

Scheduled to *Public Works Committee on 10/27/2009

S-4-20 Subject: Barbara Holmes - Retirement
 From: Public Works Agency
 Recommendation: A Request To Withdraw From The October 20, 2009 City Council Agenda A Resolution Honoring Barbara Holmes For Nearly 30 Years Of Service To The City Of Oakland And Congratulating Her On Her Recent Retirement; And Reschedule To The November 3, 2009 City Council Agenda [09-0859](#)

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Withdrawn and Rescheduled to Concurrent Meeting of the Oakland Redevelopment Agency/ City Council on 11/3/2009

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S-4-21 Subject: Rhonda Stuart - Retirement
 From: Public Works Agency
 Recommendation: A Request To Withdraw From The October 20, 2009 City Council Agenda A Resolution Honoring Rhonda Stuart For Over 27 Years Of Service To The City Of Oakland And Congratulating Her On Her Recent Retirement; And Reschedule To The November 3, 2009 City Council Agenda [09-0861](#)

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***Withdrawn and Rescheduled to Concurrent Meeting of the Oakland Redevelopment Agency/ City Council on 11/3/2009**

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S-4-22 Subject: Parking Citation Management Contract
 From: Finance and Management Agency
 Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Contract Between The City Of Oakland And ACS State And Local Solutions, Inc., To Provide A Parking Citation Administration And Revenue Reconciliation System (CARRS) At An Estimated Cost Of Nine Hundred Thousand Dollars (\$900,000) Per Year For A Term Of Three Years Beginning November 20, 2009 With Two One-Year Options To Renew [09-0881](#)

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Scheduled to *Finance & Management Committee on 11/10/2009

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ADDITIONAL ITEMS SUBMITTED ON THE DAIS

Subject: Condominium Conversion - Municipal Code Amendment
 From: Councilmember Patricia Kernighan
 Recommendation: A Request To Withdraw From The October 27, 2009 Community And Economic Development Committee Agenda The Discussion And Possible Action On A Report And Recommendation To Adopt An Ordinance Amending OMC Chapter 16.36, Condominium Conversion, A) To Establish A Pilot Program Creating An Alternate Way For A Limited Number Of High Rent Apartments In The Impact Zone To Convert To Condominiums, B) To Allow A Limited Number Of Qualified Residential Buildings Owned By Tenants In Common To Convert To Condominiums, And C) To Amend The Master Fee Schedule To Increase Fees Relating To The Processing And Approval Of Condominium Conversions; And Reschedule To The November 10, 2009 Community And Economic Development Committee Agenda
[09-0823](#)

***Withdrawn and Rescheduled to *Community & Economic Development Committee on 11/10/2009**

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FROM THE OCTOBER 20, 2009 CITY COUNCIL AGENDA

Subject: Fairness In Purchasing And Contracting
 From: Contracting and Purchasing
 Recommendation: Discussion And Possible Action On A Report On The Findings And Recommendations Of The Fairness In Purchasing And Contracting Disparity Study
[09-0594](#)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 11/3/2009**

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5 A review of the Agendas for the Concurrent Meeting of ORS/City Council for the meeting of October 20, 2009 and the Rules and Legislation Committee for the meeting of October 22, 2009

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A motion was made by Member De La Fuente, seconded by Member Reid, to *Approve with the following amendments. The motion carried by the following vote:

Votes: Excused; 1 - Member Quan
 Aye; 3 - Member Reid, Chair Brunner and Member De La Fuente
The October 22, 2009 Rules and Legislation Committee Meeting has been cancelled due to the business shutdown.

The following individual spoke on this item:
 - Sanjiv Handa

[10-08 Rules Item 5](#)
[View Report.pdf](#)

6 Discussion And Action On Potential Proposals To Obtain Grant Funds Provided Under The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package")
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There was no action necessary for this item

The following individual spoke on this item:
- Sanjiv Handa

7 Subject: Tracking Of Council Items
From: Council President Brunner
Recommendation: Receive A Monthly Report Tracking Significant Items Passed by Council As Identified By The Council President
[09-0488-2](#)
[Play Video](#)

There was no action necessary for this item

The following individual spoke on this item:
- Sanjiv Handa
[View Report.pdf](#)

8 Subject: Boards And Commissions Vacancy Report
From: Council President Jane Brunner
Recommendation: Receive A Status Report And List Of Vacancies On All City Of Oakland Boards And Commissions, Along With The Date Vacated
[09-0718](#)
[Play Video](#)

A motion was made by Member Reid, seconded by Member De La Fuente, that this matter be Continued to the *Rules & Legislation Committee, due back on October 15, 2009. The motion carried by the following vote:

Votes: Excused; 1 - Member Quan
Aye; 3 - Member Reid, Chair Brunner and Member De La Fuente

The following individual spoke on this item:
- Sanjiv Handa
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[View Supplemental Report.pdf](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

The following individual spoke under Open Forum:
- Sanjiv Handa

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules and Legislation Committee adjourned the meeting at 11:15 AM

NOTE: Americans With Disabilities Act
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* 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