



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

*Special Public Safety Committee

Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California, 94612

City of Oakland Website: <http://www.oaklandnet.com>

Tuesday, December 16, 2008

6:00 PM

Hearing Room One - 1st Floor

**** PLEASE NOTE CHANGE IN TIME ****

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:

**Nancy Nadel, District 3; Jean Quan, District 4; Patricia Kernighan,
District 2; Chairperson Vice Mayor Larry Reid, District 7**

- 1 Approval of the Draft Minutes from the Committee Meeting held on December 12, 2008
- 2 Determination of Schedule of Outstanding Committee Items
([psc 12-16-08](#))
- 3 Subject: Urban Search And Rescue Team Training
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An Agreement With The State Of California Fire And Rescue Training Authorization For A January 17-18, 2009 Mobilization Exercise In Exchange For Reimbursement In The Amount Of One Hundred Thousand Dollars (\$100,000.00) For Personnel And Supply Expenses Incurred In Training Of The Oakland Fire Department Urban Search And Rescue (USAR) Team And To Appropriate Said Funds

(07-1801)

4 Subject: Emergency Management Disaster Preparedness Council Report
From: Oakland Fire Department
Recommendation: Receive The Semi-Annual Report On Emergency Management And
Disaster Preparedness Council Proceedings For The Period Of January To June 2008

(07-1807)

5 Subject: Nuisance Ordinance Amendment
From: Oakland Police Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Adding Chapter 9.10 To The Oakland Municipal Code To Prohibit
Aggressive Solicitation;

(07-1829)

2) An Ordinance To Repeal Section 5.18.030 Of The Oakland Municipal Code Which
Prohibits Solicitation Of Contributions For Oneself In Public;

(07-1829-1)

3) An Ordinance Adding Section 9.08.175 To The Oakland Municipal Code Prohibiting
Trespassing After Being Given Notice;

(07-1829-2)

4) An Ordinance Adding Section 9.08.020 To The Oakland Municipal Code Prohibiting
Persons From Discharging Human Bodily Waste In Public;

(07-1829-3)

5) An Ordinance Adding Chapter 9.58 To The Oakland Municipal Code Prohibiting
Loitering In Public For The Purpose Of Engaging In Illegal Drug Activity;

(07-1829-4)

6) An Ordinance Amending Oakland Municipal Code Sections 9.08.160 (Sitting Or Lying
On The Street Or Sidewalk), 9.08.170 (Blocking Pedestrian Travel), 9.08.180 (Open
Container Of Alcohol In Public Or On Adjacent Property), And 9.08.260 (Loitering For
The Purpose Of Engaging In Prostitution) To Grant Discretion To The Prosecuting
Attorney To Charge These Offenses As An Infraction Or A Misdemeanor;

(07-1829-5)

7) An Ordinance Repealing Oakland Municipal Code Section 9.08.100 Regarding Public
Drunkness; And

(07-1829-6)

8) An Ordinance Adding Section 1.28.015 To The Oakland Municipal Code To Codify
The Discretion Of The Prosecuting Attorney To Charge Certain Misdemeanor Violations
As Infractions

(07-1829-7)

6 Subject: Permitted Bingo Operations - Annual Hall Fees
From: Office of the City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Oakland Municipal Code Chapter 5.10, "Bingo" To: 1) Require A Bingo Hall Permit When The Bingo Hall Operator Is A Separate Entity From The Bingo Game Operator, 2) Specify Application Requirements For Bingo Halls, 3) Prohibit Bingo Hall Operators From Charging Bingo Game Operators More Than Fair Market Value For The Facilities, Goods And Services Provided By The Halls, 4) Prohibit Bingo Hall Operators From Transactions With Bingo Game Operators When Specified Familial And/Or Business Relationships Exist Between The Two Entities, 5) Subject Bingo Hall Operators To Audit Of Their Oakland Bingo Activities, 6) Specify That The Annual Bingo Hall Permit Fee, Audit Fee, And Police Services Fee Are Established By The Master Fee Schedule, 7) Establish That The Bingo Game Operators' Fee For Law Enforcement And Public Safety Costs Is Established By The Master Fee Schedule, 8) Require That Most Profits Or Proceeds Be Donated To Oakland Charitable Causes Annually, 9) Require Bingo Game Permittees To Conduct Traditional Called Bingo Every Day That Electronic Bingo Is Available, 10) Prohibit Use Of Illegal Bingo Machines, 11) Provide For Administrative Penalty For Violations, 12) Prohibit Door Prize Bingo Games, 13) Add Criteria For Denial, Suspension, Revocation, Or Conditional Approval Of Permits, And 14) Increase The Maximum Game Pay-Out From \$250 To \$500 (TITLE CHANGE); And
[\(07-1233\)](#)

2) An Ordinance Amending Ordinance Number 12809 C.M.S. (Master Fee Schedule), As Amended, To Move The Annual Bingo Hall Fee From Chapter 5.10 To The Master Fee Schedule, To Establish A Monthly Fee For Bingo Game Operators To Offset The City's Costs Of Law Enforcement And Public Safety, And To Include In The Annual Bingo Hall Permit Fee That Portion Of Law Enforcement And Public Safety Costs Attributable To Bingo Halls
[\(07-1233-1\)](#)

Subject: Additional Fees For Administrative Costs Related To Bingo Ordinance
From: Office Of The City Auditor
Recommendation: Recieve An Informational Report From The Office of the City Auditor Requesting A Legal Analysis On Additional Fees For Administrative Costs Related To Bingo Ordinance
[\(07-1233-2\)](#)

Subject: Use Of Bingo Profits For Charitable Purposes In The City Of Oakland
From: Office Of The City Attorney
Recommendation: Receive A Legal Opinion From The Office Of The City Attorney On The Use Of Bingo Profits For Charitable Purposes Within The City Of Oakland
[\(07-1233-3\)](#)

This item was continued from the November 12, 2008 Public Safety Committee Agenda

Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

* In the event of 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.

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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(TDD)

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

LATONDA SIMMONS
Agency Secretary/City Clerk
and Clerk of the Council

ORA - Oakland Redevelopment Agency
S - Supplemental Item