



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

*Rules & Legislation Committee

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

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

Thursday, October 16, 2008

10:30 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:

Jane Brunner, District 1; Vice Mayor Larry Reid, District 7; Henry Chang, At-Large; and Chairperson Ignacio De La Fuente, District 5

- 1 Closed Session
- 2 Approval of the Draft Minutes from the Committee meeting of October 2, 2008
- 3 Determination of Schedule of Outstanding Committee Items
(10-16 Rules Rendering)
- 4 Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting of October 21, 2008 (SUPPLEMENTAL)
(10-16 Rules Item 4)

S-4-1 Subject: 2008 Urban Area Security Initiative Grant
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland To: 1) Enter Into A Governance Memorandum Of Understanding With The City And County Of San Francisco, Alameda County, Santa Clara County, And The City Of San Jose, And A Grant Administration Agreement With The City And County Of San Francisco For Distribution Of Fiscal Year 2008 Urban Area Security Initiative (UASI) Grant Funds In An Amount Not To Exceed Two Million Dollars (\$2,000,000) To The City Of Oakland; 2) Accept, Appropriate, And Administer Fiscal Year 2008 UASI Grant Allocations, And 3) Approve The Preliminary Spending Plan And Waive Central Services Overhead Fees, And 4) Expend Funds In Accordance With The Preliminary Spending Plan Without Further Council Authorization, Including Purchases In Excess Of The City Administrator's Purchasing Authority For Equipment On The Federally Authorized Equipment List And Services Required By The Grant, Provided That City Bidding Requirements And Purchasing Protocols Are Followed, And Appropriate Said Funds To The Oakland Fire Department's Office Of Emergency Services; On The December 9, 2008 Public Safety Committee Agenda

[\(07-1753\)](#)

S-4-2 Subject: 2007 Super Urban Area Security Initiative Grant Amendment
From: Oakland Fire Department
Recommendation: Adopt A Resolution Amending Resolution No. 81421 C.M.S., Which Authorized The City Administrator To: 1) Enter Into The Governance Memorandum Of Understanding With The City Of San Jose, Santa Clara County, Alameda County, San Francisco City And County, And A Grant Administration Agreement With The City And County Of San Francisco For Distribution Of Fiscal Year 2007 Super Urban Area Security Initiative (SUASI) Grant Funds In The Amount Of \$2,667,062.00 To Oakland, And 2) Accept, Appropriate, And Administer The Fiscal Year 2007 SUASI Grant Allocations, And 3) Approve The Preliminary Spending Plan And Waive City Of Oakland Central Services Overhead Fees Of \$100,769.00, And 4) Expend Funds In Accord With The Preliminary Spending Plan Without Further Council Authorization, Including Purchases In Excess Of The City Administrator's Purchasing Authority For Equipment On The Federally Authorized Equipment List And Services Required By The Grant, Provided City Bidding Requirements And Purchasing Programs/Policies Are Followed; To Authorize The City Administrator To Accept And Appropriate Supplemental Fiscal Year 2007 SUASI Grant Funds In An Amount Not To Exceed One Hundred And Forty Thousand Dollars (\$140,000.00) And Appropriate Said Funds To The Oakland Fire Department's Office Of Emergency Services; On The December 9, 2008 Public Safety Committee Agenda

[\(07-1754\)](#)

- S-4-3 Subject: FBI Narcotic Investigation - Reimbursement
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee, To Accept And Appropriate Reimbursement Funds In An Amount Not-To-Exceed Fifteen Thousand Dollars (\$15,000) In Federal Funds From The Department Of Justice (DOJ), Federal Bureau Of Investigation (FBI) Operating Within The Organized Crime Drug Enforcement Task Forces (OCDETF) To The Oakland Police Department (OPD) In Overtime Costs For Six (6) Police Officers And One (1) Sergeant, For The Period Of October 1, 2008 Through October 1, 2009 For Work Associated With A FBI Narcotic Investigation; On The November 12, 2008 Public Safety Committee Agenda
[\(07-1757\)](#)
- S-4-4 Subject: Municipal Code Amendment - Massage Establishments & Therapists
From: Office of the City Administrator
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code (OMC) Chapter 5.36, "Massage Establishments And Massage Therapists," To Provide That: A) Chair Massage And Other Fully Clothed Massage, B) Sole Proprietor Massage Therapists, And C) Non-Massage Businesses That Lease Space To Individual Massage Therapists Are Exempt From The Requirement To Obtain A Massage Establishment Permit; On The November 12, 2008 Public Safety Committee Agenda
[\(07-1738\)](#)
- S-4-5 Subject: Civicorps Schools Agreement
From: Office of the City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Professional Services Agreement With Civicorps Schools For Administration Of The Excess Litter Fee Program; On The November 12, 2008 Community And Economic Development Committee Agenda
[\(07-1756\)](#)
- S-4-6 Subject: City Attorney's Annual Report 2007-2008
From: Office of the City Attorney
Recommendation: A Request To Withdraw From The October 28, 2008 Finance And Management Committee Agenda The City Attorney's Annual Report For 2007-2008; With No New Date

Reason: Preparation Of The Report Is Still In Process. We Will Submit A New Rules Request To Schedule The Item In The Future.
[\(07-1642\)](#)

- S-4-7 Subject: 2009 State Legislative Agenda
From: City Council
Recommendation: Action On A Report Requesting Approval Of The Proposed 2009 State Legislative Agenda For The City Of Oakland; On The November 6, 2008 Rules And Legislation Committee Agenda
[\(07-1752\)](#)
- S-4-8 Subject: Oil Depletion Protocol Analysis
From: Councilmember Nancy Nadel
Recommendation: Action On A Report Analyzing How The City Of Oakland And The Oakland Community Would Reduce Oil Consumption By 3% Annually If The Oil Depletion Protocol Were To Be Adopted As Recommended By The Oil Independent Oakland By 2020 Task Force; On The December 9, 2008 Public Works Committee Agenda
[\(07-1760\)](#)
- S-4-9 Subject: Men Of Valor Academy - Grant
From: Councilmembers Henry Chang & Jean Quan
Recommendation: Adopt A Resolution Authorizing A Grant of \$10,000 From Councilmember Henry Chang's At-Large Pay-Go Funds And A Grant Of \$20,000 From Councilmember Jean Quan's District 4 Pay-Go Funds To Men Of Valor Academy For Operating Expenses For The Educational Enhancement And Job Readiness Training Program; On The October 21, 2008 City Council Agenda
[\(07-1761\)](#)
- S-4-10 Subject: Toler Heights Estates LLC - Sales Amendment
From: Community and Economic Development Agency
Recommendation: (New Title) Adopt An Ordinance Amending Ordinance No. 12726 C.M.S., Which Authorized The Sale Of City-Owned Properties To Toler Heights Estates LLC, To Authorize A Price Reduction For 9724 And 9745 Thermal Street From \$416,000 To Eighty-Five Percent Of The Sales Price Minus The First Mortgage To Allow The Completion Of Two Market-Rate Homes; On The November 12, 2008 Community And Economic Development Committee Agenda

(Old Title) Adopt An Ordinance Amending Ordinance No. 12726 C.M.S., Which Authorized The Sale Of City-Owned Properties To Toler Heights Estates LLC, To Authorize A Price Reduction For 9724 And 9745 Thermal Street From \$416,000 To The Negotiated Value Of \$120,000 To Allow The Completion Of Two Market-Rate Homes, And To Rescind The Authorization To Sell 2656 And 2660 98th Avenue For \$394,500
[\(07-1708\)](#)

S-4-11 Subject: Inner Harbor Bay Trail Segment - Oakland Waterfront Trail
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator,
Or Designee, To Apply For, Accept And Appropriate Up To Seven
Hundred Thousand Dollars (\$700,000.00) In Grant Funds From The
California Department Of Parks And Recreation Recreational Trails
Program For The Fruitvale Avenue To High Street Bridge - Inner Harbor
Bay Trail Segment Of The Oakland Waterfront Trail; On The November 12,
2008 Public Works Committee Agenda

[\(07-1755\)](#)

S-4-12 Subject: Community Choice Aggregation
From: Public Works Agency
Recommendation: (New Title) Adopt A Resolution Receiving The East Bay
Cities Community Choice Aggregation Business Plan And Directing The
City Administrator To Re-Allocate Three Hundred Ninety Thousand
Dollars (\$390,000.00) To Implementing The Energy And Climate Action
Plan; On The October 28, 2008 Public Works Committee Agenda

(Old Title) Action on a Report Regarding Community Choice Aggregation

.

[\(07-1687\)](#)

S-4-13 Subject: International Services, Inc. - Security Services Contract
From: Public Works Agency
Recommendation: (New Title) Resolution Awarding Security Services
Contracts For City Facilities For A Term Of Two Years, With A One Year
Extension Option, With International Services Inc, In An Amount
Not-To-Exceed Six Hundred Sixty One Thousand Two Hundred and Fifty
Dollars (\$661,250.00) Each Year Of The Contract And To W.S.B. And
Associates Inc, In An Amount Not-To-Exceed Five Hundred Eighty
Thousand Dollars (\$580,000.00) Each Year Of The Contract, And
Authorizing The City Administrator To Increase Each Contract Up To An
Additional Ten Percent (10%) To Cover Increased Labor Costs During The
Term Of The Contracts And To Extend The Contracts On A
Month-To-Month Basis Upon Expiration Of The Contracts Until A New
Request For Proposal Process Is Conducted; On The October 28, 2008
Finance And Management Committee Agenda

(Old Title) Adopt A Resolution Authorizing The City Administrator To
Execute Security Services Contracts For A Term Period Of Two Years
With A One Year Extension Option With International Services, Inc. For
An Amount Not To Exceed Five Hundred Five Thousand Dollars
(\$505,000.00) Annually And With W.S.B. And Associates Inc. For An
Amount Not To Exceed Five Hundred Eighty Thousand Dollars
(\$580,000.00) Annually, For A Total Amount Not To Exceed One Million,
Eighty Five Thousand Dollars (\$1,085,000.00) Annually

[\(07-1715\)](#)

S-4-14 Subject: Renaming Brookfield Park
From: Office of Parks and Recreation
Recommendation: Adopt A Resolution Renaming Brookfield Park At 9175 Edes Avenue The Bill Patterson Park; On The November 12, 2008 Life Enrichment Committee Agenda

[\(07-1758\)](#)

S-4-15 Subject: Dogs On Leashes - Mosswood Park
From: Office of Parks and Recreation
Recommendation: Adopt An Ordinance Amending Chapter 6.04 - "Animal Control Regulations Generally" Of The Oakland Municipal Code At Section 6.04.080 (A)(1) To Include Allowing Dogs On A Six Foot Leash On Designated Paths Through Mosswood Park; On The November 12, 2008 Life Enrichment Committee Agenda

[\(07-1759\)](#)

5 A review of the Council Committees' actions from October 14, 2008 and determination of scheduling to the ORA/City Council meeting of October 21, 2008 or future dates
(MATRIX)

[\(10-16 Rules Item 5\)](#)

6 A review of the Agendas for the Council Committees for the meeting(s) of October 28, 2008 and the Rules and Legislation Committee for the meeting of October 30, 2008

[\(10-16 Rules Item 6\)](#)

7 Subject: 2008 Legislative Agenda Report
From: City Council
Recommendation: Receive An Informational Report On The City Of Oakland's 2008 State Legislative Agenda

[\(07-1718\)](#)

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.

Office of the City Clerk - Agenda Management Unit
Phone: (510) 238-6406
Fax: (510) 238-6699
Recorded Agenda: (510) 238-2386
Telecommunications Display Device: (510) 839-6451

(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 8:30 AM TO 5:00 PM

- * 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
Agency Secretary/City Clerk
and Clerk of the Council**

ORA - Oakland Redevelopment Agency
S - Supplemental Item