



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, February 16, 2012

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

Excused: President Pro Tempore De La Fuente

Present: Member Brooks, Member Schaaf and Member Reid

The Oakland City Council Rules and Legislation Committee convened at 11:03 a.m., with Council President Reid presiding as Chairperson.

1 **Determinations of Closed Session**

A motion was made by Member Schaaf to *Approve as Submitted a Special Closed Session February 21, 2012 at 3:00 p.m. The motion carried by the following vote:

Votes: Excused; 1 - President Pro Tempore De La Fuente

Aye; 3 - Member Schaaf, Member Brooks and Member Reid

2 **Approval of the Draft Minutes from the Committee meetings of January 26, 2012 and February 2, 2012.**

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

Votes: Excused; 1 - President Pro Tempore De La Fuente

Aye; 3 - Member Schaaf, Member Brooks and Member Reid

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

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

Votes: Excused; 1 - President Pro Tempore De La Fuente

Aye; 3 - Member Schaaf, Member Brooks and Member Reid

[rules021612](#)

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4 Scheduling of Agenda Items and revisions to the agenda(s) for the City Council meeting of February 21, 2012 (SUPPLEMENTAL)

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

Votes: Excused; 1 - President Pro Tempore De La Fuente
Aye; 3 - Member Schaaf, Member Brooks and Member Reid

[rules02162012item4](#)
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S-4.1 Subject: Maddie's Foundation
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, On Behalf Of The City Of Oakland, To Accept A Donation In The Amount Of Ninety-Nine Thousand Dollars (\$99,000) From Maddie's Fund, And Appropriate Said Funds To The Oakland Police Department Animal Services Division To Help Fund Spay And Neuter Programs, Quality Of Life Projects For Animals, And Purchase Supplies/Equipment For The Volunteer Program
[11-0284](#)

Scheduled to *Public Safety Committee on 2/28/2012
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[83742 CMS.pdf](#)

S-4.2 Subject: Amending Pawnbrokers And Secondhand Dealers Ordinance
From: Office Of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Oakland Municipal Code (OMC) Chapter 5.46 To: (1) Establish New Permitting And Operating Standards For "Secondhand Jewelry Dealers; And To (2) Revise Operating Standards For "Secondhand Dealers" And "Pawnbrokers"
[11-0292](#)

Scheduled to *Public Safety Committee on 2/28/2012
This will also be heard as a public hearing at the March 6, 2012 City Council Meeting.

A request was made that an additional ordinance be added to amend the Master Fee Schedule.
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S-4.3 Subject: Conflict Of Interest Waiver Shute Mihaly And Weinberger
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Approving A Conflict Of Interest Waiver For Shute Mihaly & Weinberger LLP ("SMW") Waiving Any Conflict Arising From SMW's Representation Of Clients With Interests Adverse To The City Of Oakland, Except For Any Client Whose Interests May Be Related To The Closure, Development And Reuse Of Properties Within The Boundaries Of The Former Oakland Army Base
[11-0288](#)

Scheduled to * Meeting of the Oakland City Council on 3/6/2012

As a consent item.

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S-4.4 Subject: Vice Mayor Brooks Travel-Washington DC
From: Vice Mayor Desley Brooks
Recommendation: Adopt A Resolution Authorizing Vice Mayor Desley Brooks To Travel To Washington, D.C. To Attend The 2012 National League Of Cities Congressional City Conference From March 10-14, 2012
[11-0287](#)

Scheduled to * Meeting of the Oakland City Council on 3/6/2012

as a Consent item.

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S-4.5 Subject: Maintaining Vacant Or Occupied Properties
From: Department Of Planning And Neighborhood Investment
Recommendation: A Request To Withdraw An Item Previously Scheduled To The February 28, 2012 Community And Economic Development Committee Agenda With No New Date

Adopt A Resolution To Require Mortgage Lenders Who Have Issued Notices Of Default (NODS) To Maintain Vacant Or Occupied Properties

RATIONALE: Item Will Return In Spring 2012 With Additional Provisions To Expand The City's Vacant Building Registry And Blight Remediation Programs
[11-0189](#)

***Withdrawn with No New Date**

S-4.6 Subject: Sunfield Development Agreement
From: Office Of Neighborhood Investment
Recommendation: Adopt A Resolution Authorizing An Exclusive Negotiating Agreement With Sunfield Development, LLC Or A Related Entity To Develop A Mixed-Use Project On A City-Owned Property Located At 1800 San Pablo Avenue (APN: 008-0642-018)
[11-0286](#)

Scheduled to *Community & Economic Development Committee on 2/28/2012

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[83741 CMS.pdf](#)

S-4.7 Subject: Oakland-Alameda County Coliseum Complex
From: Office Of Neighborhood Investment
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing An Exclusive Negotiating Agreement With JRDV Urban International, HKS Sports And Entertainment, HKS Inc., And Forest City Real Estate Services LLC, Or Affiliated Entities, For Development Of The Coliseum City Project At The Oakland-Alameda County Coliseum Complex And Environs, And Authorizing Predevelopment Funding Of The Developer's Planning Work In An Amount Not To Exceed \$1,600,000; And

2) A Resolution Authorizing A Professional Services Contract With Lamphier Gregory And Team Of Consultants, In An Amount Not To Exceed \$1,900,000, For Services Related To The Oakland-Alameda County Coliseum Complex And Environs And The Oakland Airport Business Park Specific Plans And Environmental Impact Report Without Return To Council; On The February 28, 2012 Community And Economic Development Committee Agenda [11-0291](#)

Scheduled to *Community & Economic Development Committee on 2/28/2012

It is noted for the record that Council President Reid abstained.

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S-4.8 Subject: Parking Enforcement Vehicle Purchase
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Appropriate Four Hundred Thousand Dollars (\$400,000) Of Savings From The 2009-2011 Operating Budget In The Internal Equipment Service Fund 4100 To Purchase Thirteen Energy Efficient Vehicles For The Finance And Management Agency, Parking Enforcement Division, (PED) [11-0204](#)

Scheduled to *Finance & Management Committee on 2/28/2012

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S-4.9 Subject: Beliveau Engineering Contract
From: Public Works Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To Beliveau Engineering Contractors, Inc., The Lowest Responsive And Responsible Bidder, For The Installation Of A Stormwater Trash Control Unit At 73rd Avenue And International Boulevard (Project No. C390710) In Accordance With Plans And Specifications For The Project And Contractor's Bid In The Amount Of Nine Hundred And Eighty-Three Thousand, Five Hundred Dollars (\$983,500.00) [11-0282](#)

Scheduled to *Public Works Committee on 2/28/2012

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S-4.10 Subject: Alameda County Transportation Plan
From: Public Works Agency
Recommendation: Adopt A Resolution To Endorse And Support The Approval Of The Alameda County Transportation Expenditure Plan And Recommend To The Alameda County Board Of Supervisors Placement Of An Extension And Augmentation Of The Existing Transportation Sales Tax On The November 2012 Ballot
[11-0285](#)

Scheduled to *Public Works Committee on 2/28/2012

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S-4.11 Subject: Cash Management Report
From: Finance And Management Agency
Recommendation: Receive The Cash Management Report For The Quarter Ended December 31, 2011
[11-0283](#)

Scheduled to *Finance & Management Committee on 2/28/2012

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S-4.12 Subject: Measure C-Oakland Hotel Tax Audit
From: Finance And Management Agency
Recommendation: Receive An Informational Report Presenting Measure C-Oakland Hotel Tax Audit And Program Status Report
[11-0289](#)

Scheduled to *Finance & Management Committee on 2/28/2012

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S-4.13 Subject: Street Sweeper Camera Pilot Project
From: Councilmember Jane Brunner
Recommendation: Action On A Report On The Implementation Of A Street Sweeper Camera Pilot Project, Including The Anticipated Start Date Of The Project
[11-0290](#)

Scheduled to *Finance & Management Committee on 3/13/2012

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5 A review of the Council Committees' actions from February 14, 2012 and determination of scheduling to the City Council meeting of February 21, 2012 (MATRIX)

As a result of the Cancellation of the February 14, 2012 Community and Economic Development Committee the following item was requested to be scheduled to the February 28, 2012 Community and Economic Development Committee Agenda.

Subject: Regional Sustainable Communities Strategy
From: Community And Economic Development Agency
Recommendation: Receive A Report And Approve Recommendations To Provide An Update On The Development Of The Regional Sustainable Communities Strategy (SCS) Pursuant To California Senate Bill 375, Including Alternative Land Use And Transportation Scenarios, The OneBayArea Grant Program, Results Of The Performance Targets And Equity Analyses, And Key Considerations For The City Of Oakland
[11-0271](#)

Scheduled to *Community & Economic Development Committee on 2/28/2012

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It was also noted for the record that the March 1, 2012 Rules and Legislation Committee will be held in Sgt. Mark Dunakin Room (HR 1).

[rules02162012item5](#)

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6 A review of the Agendas for the Council Committee Meetings of February 28, 2012 and the Rules and Legislation Committee Meeting of March 1, 2012.

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

Votes: Excused; 1 - President Pro Tempore De La Fuente

Aye; 3 - Member Schaaf, Member Brooks and Member Reid

At this time the February 28, 2012 Life Enrichment Committee was cancelled.

From the February 28, 2012 Public Safety Committee Agenda:

Subject: Measure Y Violence Prevention Report
From: Finance And Management Agency
Recommendation: Receive An Informational Report Presenting The Measure Y - Violence Prevention & Public Safety Act Of 2004 Audit And Program Status Report For Fiscal Year Ended June 30, 2011
[11-0268](#)

***Withdrawn and Rescheduled to *Public Safety Committee on 3/13/2012**

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[rules02162012item6](#)

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7 Subject: Supporting Senate Bill 708
 From: Councilmembers Brunner And Kaplan
 Recommendation: Adopt A Resolution Supporting Senate Bill 708 (Corbett) Extending The Provisions Of Senate Bill 1137 Which Established New Procedures For Home Loan Foreclosures And Is Expiring On January 1, 2013
[11-0252](#)

A motion was made by Member Brooks, 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 February 21, 2012.

The motion carried by the following vote:

Votes: Excused; 1 - President Pro Tempore De La Fuente
 Aye; 3 - Member Schaaf, Member Brooks and Member Reid
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OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

There were no speakers during Open Forum.

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules and Legislation Committee adjourned the meeting at 11:24 a.m.

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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