



City of Oakland Meeting Minutes

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, January 20, 2011

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

Absent: President Pro Tempore De La Fuente

Present: Vice Mayor Brooks, Member Schaaf and Member Reid

The Oakland City Council Rules and Legislation Committee convened at 10:52 a.m., with Council President Reid presiding as Chairperson.

Closed Session

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

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

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

- 2 Approval of the Draft Minutes from the Committee Meeting of January 6, 2011

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

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

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

- 3 Determination of Schedule of Outstanding Committee Items

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

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

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

Vice Mayor Brooks requested to have the Cannabis Cultivation Facility scheduled to the next Council meeting

- 4 Scheduling of Agenda Items and revisions to the agenda(s) for the Council Council Committee meetings of January 25, 2011 (SUPPLEMENTAL)

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

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

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

[rules12011item4](#)

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S-4-1 Subject: Violence Prevention And Public Safety Oversight Committee
Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Appointing Melanie Shelby, As A
Member Of The Violence Prevention And Public Safety Oversight Committee
[10-0340](#)

***Withdrawn with No New Date**

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[83181 CMS.pdf](#)

S-4-2 Subject: Telecommunication Use In HBX Zones
From: Council President Brunner
Recommendation: A Request To Re-title An item Already Scheduled To The
February 15, 2011 City Council Agenda and Add A Public Hearing

NEW TITLE: Conduct A Public Hearing And Upon Conclusion Adopt An
Ordinance, Recommended By The Planning Commission, To: (a) Designate Micro
And Mini Telecommunications Facilities As Conditionally Permitted In All HBX
Zones; (b) Amend Zoning Code Section 17.134.020(A) To Require The Major
Conditional Use Permit Procedure For Telecommunications Facilities In All HBX
Zones; (c) Amend Zoning Code Section 17.128.110 To Require The Site
Alternatives Analysis Procedure For Certain Telecommunications Facilities In The
HBX Zones; (d) Add New Zoning Code Section 17.128.025 To Clarify That A
Major Conditional Use Permit Is Required For Telecom Facilities Locating In
Close Proximity To Both Residential And HBX Zones; And (e) Make Other
Non-Substantive Changes To The Zoning Code As Necessary For Clarity To Enact
This Regulation; On The February 8, 2011 Community And Economic
Development Committee Agenda And As A Public Hearing On The February 15,
2011 City Council Agenda

OLD TITLE: Adopt An Ordinance To Amend The Regulation Of
Telecommunication Use In HBX Zones In The Zoning Code

REASON: New Title Adds Specifics Of proposed Ordinance, And This Request
Also Requests A Formal Public Hearing For The City Council On Feb. 15, 2011.
[10-0216](#)

**Scheduled to *Community & Economic Development Committee on
2/8/2011**

As A Public Hearing on the February 15, 2011 City Council Agenda

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S-4-3 Subject: Museum Renovations Project
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing An Increase In The Construction Manager At-Risk Contract With Cahill Contractors, Inc. In The Amount Not To Exceed Six Million Nine Hundred Twenty Thousand Dollars (\$6,920,000) To Complete Phase 2 And Future Phases Of The Museum Renovations Project (Natural Science Gallery, Education Center, Support Spaces And Other Areas) As Private Or Public Funding Becomes Available For A Total Contract Amount Of Twenty Four Million Dollars (\$24,000,000), And Waiving Further Advertising And Request For Proposals Or Bids For This Contract
[10-0339](#)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 2/1/2011**

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[83187 CMS.pdf](#)

S-4-4 Subject: City Of Oakland Lobbyist Registration Act - Amendments
From: Public Ethics
Recommendation: Adopt An Ordinance Amending Chapter 3.20 Of The Oakland Municipal Code (aka "The City Of Oakland Lobbyist Registration Act" [The act]) To 1) Establish Legislative Findings And Purposes For The Act; 2) Amend The Current Definition Of Local Governmental Lobbyist; 3) Establish Registration Fees In The Amount Of \$180 Annually; 4) Expand The Existing Exception For Civil Engineers To All Licensed Engineers; 5) Exempt From Registration Any Person Whose Communications Were Made At A Public Meeting Or Submitted In Writing As A Public Record; 6) Delete From Regulation Under The Act City Contractors And Persons Doing Business With The City; And 7) Authorize The Imposition Of Late Fines Of \$25 Per Day And A Maximum Of \$500 For Failure To Timely File Reports Required Under The Act
[10-0342](#)

Scheduled to *Rules & Legislation Committee on 3/3/2011

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Request submitted on the Dias

#1 Subject: Amending OMC 9.08.260
From: Councilmember Kernighan
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Section 9.08.260 To (1) Prohibit The Sexual Exploitation Of Women And Children, (2) Prohibit Business Owners From Allowing Prostitution On Their Property, (3) Declare Prostitution Related Offenses Local Crimes, And (4) Clarify Terms Related To Prostitution Offenses
[10-0349](#)

Scheduled to *Public Safety Committee on 2/8/2011

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#2 Subject: Declaring Vehicles A Public Nuisance
 From: Councilmember Kernighan
 Recommendation: Adopt Ordinance Adding Chapter 9.56 To The Oakland Municipal Code,
 Declaring Vehicles A Public Nuisance And Authorizing Impoundment Of Such Vehicles When
 They Are Used To Solicit An Act Of Prostitution, For Pandering, Pimping, Or Illegal Dumping
 [10-0349-1](#)

Scheduled to *Public Safety Committee on 2/8/2011

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#3 Subject: Detailing The Instant Run Off Voting Outreach And Education Campaign
 From: Councilmember Ignacio De La Fuente
 Recommendation: Receive An Informational Report From The Office Of The City
 Administrator, The City Clerk, And The Alameda County Registrar Of Voters Detailing The
 Instant Run Off Voting Outreach And Education Campaign Conducted By The Four Non-Profit
 Organizations That Were Funded With The \$100,000 From The Election Campaign Fund And
 The Outreach And Education Conducted By The Alameda County Registrar Of Voters On
 Behalf Of The City Of Oakland For The November 2010 Municipal Election
 [10-0283](#)

***Rescheduled to *Rules & Legislation Committee on 2/3/2011**

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5 A review of the Agendas for the Concurrent Meeting of ORA/City Council for the meeting
 of February 1, 2011 and the Rules and Legislation Committee of February 3, 2011

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

Votes: Aye; 4 - Member Schaaf, Vice Mayor Brooks, Member Reid and President Pro
Tempore De La Fuente

[rules12011item5](#)

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OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

*There being no further business, and upon the motion duly made, the Oakland
City Council Rules and Legislation Committee adjourned the meeting at 11:17
a.m.*

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City Clerk and Clerk of the Council