



# 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, May 24, 2012**

**10:45 AM**

**City Council Chambers - 3rd Floor**

---

### Roll Call / Call to Order

Excused: Member Brooks

Present: Member Schaaf, Member Reid and President Pro Tempore De La Fuente

*The Oakland City Council Rules and Legislation Committee convened at 10:53 a.m., with Council President Reid presiding as Chairperson.*

1 **Determinations of Closed Session**

**A motion was made by President Pro Tempore De La Fuente, seconded by Member Schaaf, to \*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Brooks

Aye; 3 - Member Schaaf, Member Reid and President Pro Tempore De La Fuente

2 **Approval of the Draft Minutes from the Committee meeting of May 10, 2012**

**A motion was made by President Pro Tempore De La Fuente, seconded by Member Schaaf, to \*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Brooks

Aye; 3 - Member Schaaf, Member Reid and President Pro Tempore De La Fuente

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

**A motion was made by Member Schaaf, seconded by President Pro Tempore De La Fuente, to \*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Brooks

Aye; 3 - Member Schaaf, Member Reid and President Pro Tempore De La Fuente

4 Scheduling of Agenda Items

**A motion was made by Member Schaaf, seconded by President Pro Tempore De La Fuente, to \*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Brooks

Aye; 3 - Member Schaaf, Member Reid and President Pro Tempore De La Fuente

S-5.1 Subject: Regional Catastrophic Preparedness Grant Program  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator To Enter Into An Agreement With The City And County Of San Francisco To Accept And Appropriate Grant Funds In An Amount Not To Exceed Two Hundred And Fifty Thousand, Four Hundred And Twenty-Two Dollars (\$250,422) From The U.S. Department Of Homeland Security, Fiscal Year 2010 Regional Catastrophic Preparedness Grant Program (RCPGP) To The Oakland Fire Department, Office Of Emergency Services For The Period Of April 1, 2012 To March 31, 2013, To Develop And Establish A Pilot Program, "Building Community Readiness And Resiliency" (BCRR); 2) Waiving Central Services Overhead Costs Estimated At \$8,500; And 3) Authorizing The City Administrator To Expend Funds In Accordance With The Preliminary Spending Plan Which Includes But Is Not Limited To The Purchasing Of Program Supplies, Materials, Equipment, And Professional Services As Needed, And The Hiring Of A Senior Emergency Planning Coordinator, And Up To Three High School Interns And Three College Interns For Program Development And Implementation Through March 31, 2013, Without Further Council Authorization Provided City Policies And City Purchasing, Contracting And Hiring Requirements Are Followed  
[11-0507](#)

**Scheduled to \*Public Safety Committee on 6/12/2012**

[View Report.pdf](#)  
[83928 CMS.pdf](#)

S-5.2 Subject: Measure Y Mid-Year Program Evaluation  
From: Office Of The City Administrator  
Recommendation Receive An Informational Report On The 2012 Measure Y Mid-Year Violence Prevention Program Evaluation, Matched Data Summaries 2009-2011 From Resource Development Associates  
[11-0519](#)

**Scheduled to \*Public Safety Committee on 6/12/2012**

[View Report.pdf](#)

S-4.3 Subject: Delinquent Real Property Transfer Taxes  
From: Office Of The City Administrator  
Recommendation: Conduct A Public Hearing On The Assessment Of Liens For Delinquent Real Property Transfer Taxes; On The June 19, 2012 City Council Meeting Agenda  
[11-0523](#)

**Scheduled to \* Meeting of the Oakland City Council on 6/19/2012**

[View Report.pdf](#)  
[83936 CMS.pdf](#)

S-4.4      Subject:    Delinquent Mandatory Garbage Fees  
From:        Office Of The City Administrator  
Recommendation: Conduct A Public Hearing On Delinquent Mandatory Garbage Fees For October/November/December 2011, Monthly Accounts And January/February/March 2012, Quarterly Accounts; On The June 19, 2012 City Council Meeting Agenda  
[11-0524](#)

**Scheduled to \* Meeting of the Oakland City Council on 6/19/2012**  
*As a Public Hearing*

[View Report.pdf](#)  
[83935 CMS.pdf](#)

S-4.5      Subject:    Delinquent Business Taxes  
From:        Office Of The City Administrator  
Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent Business Taxes; On The June 19, 2012 City Council Meeting Agenda  
[11-0525](#)

**Scheduled to \* Meeting of the Oakland City Council on 6/19/2012**  
*As a Public Hearing*

[View Report.pdf](#)  
[83937 CMS.pdf](#)

S-4.6      Subject:    Delinquent Transient Occupancy Taxes  
From:        Office Of The City Administrator  
Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent Transient Occupancy Taxes; On The June 19, 2012 City Council Meeting Agenda  
[11-0526](#)

**Scheduled to \* Meeting of the Oakland City Council on 6/19/2012**

[View Report.pdf](#)  
[83938 CMS.pdf](#)

S-4.7      Subject:    Salary Schedule Ordinance Amendment - Sewer Maintenance Planner  
From:        Department Of Human Resources Management  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 (The Salary Ordinance) To Add The Classification Of Sewer Maintenance Planner  
[11-0510](#)

**Scheduled to \*Finance & Management Committee on 6/12/2012**

[View Report.pdf](#)

S-4.8      Subject:    Semi-Annual Vacancy Report  
From:        Department Of Human Resources Management  
Recommendation: Receive The Semi-Annual Vacancy Report  
[11-0511](#)

**Scheduled to \*Finance & Management Committee on 6/12/2012**

[View Report.pdf](#)

S-4.9      Subject:    Classification Plan Report  
From:        Department Of Human Resources Management  
Recommendation: Receive An Informational Report On The City's Classification Plan  
[11-0527](#)

**Scheduled to \*Finance & Management Committee on 6/12/2012**

[View Report.pdf](#)  
[View Supplemental Report.pdf](#)

S-4.10     Subject:    Oakland Senior Aides Program Grant  
From:        Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For,  
Accept And Appropriate Grant Funds In The Estimated Amount Of \$1,076,058 From Senior  
Services America, Inc., For The City Of Oakland Senior Aides Program For Fiscal Year  
2012-2013  
[11-0516](#)

**Scheduled to \*Life Enrichment Committee on 6/12/2012**

[View Report.pdf](#)  
[83924 CMS.pdf](#)

S-4.12     Subject:    Oakland Senior Companion Assessment & Referral Program Grant  
From:        Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For,  
Accept And Appropriate Grant Funds For Fiscal Year 2012-2013 From: 1) The Corporation For  
National And Community Services (CNCS) In The Amount Of \$329,801 For The Senior  
Companion Program (SCP) And Foster Grandparent Program (FGP); 2) From The Alameda  
County Transportation Commission (ACTC) In The Amount Of \$92,000 For The SCP/Taxi Up  
& Go (TUGO) Project; And 3) From The Community Development Block Grant (CDBG) In  
The Amount Of \$24,000 For The SCP/Oakland Senior Companion Assessment & Referral  
(OSCAR) Project  
[11-0517](#)

**Scheduled to \*Life Enrichment Committee on 6/12/2012**

[View Report.pdf](#)  
[83925 CMS.pdf](#)

S-4.12 Subject: Measure B Funds - Transportation Reimbursement Agreements  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Measure B Pass- Through Funds In The Amount Of \$872,810, Measure B Minimum Service Level Grant Funds Up To \$25,000 And Measure B Gap Grant Funds Up To \$162,000 From The Alameda County Transportation Commission (ACTC) For Fiscal Year 2012-2013 To Provide Paratransit Services; And Authorizing The City Administrator To Negotiate And Execute Reimbursement Agreements In Amounts Of: 1) \$380,000 To V.I.P. Express Transport, Inc., 2) \$200,000 To Friendly Transportation, Inc. DBA Friendly Transportation, Friendly Cab Company, Metro Yellow Cab Company And Yellow Cab Company, And 3) \$200,000 To Veterans Transportation, Inc. DBA Veterans Transportation And Veterans Cab Company; And Authorizing The City Administrator To Execute Amendments To The Agreements For Any Additional Amounts Received Under Measure B Or Reallocation Of Funds Without Returning To City Council  
[11-0521](#)

**Scheduled to \*Life Enrichment Committee on 6/12/2012**

[View Report.pdf](#)  
[View Report.pdf](#)  
[83926 CMS.pdf](#)

S-4.13 Subject: Multipurpose Senior Services Program - Professional Services Agreements  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Accept And Appropriate Standard Agreement Funds In The Amount Of \$1,405,480 And Enter Into Standard Agreement Number MS-1213-01 With The State Of California, Department Of Aging, For The Multipurpose Senior Services Program (MSSP) For Fiscal Year 2012-2013, 2) Waive The Central Service Overhead Cost Of \$166,414 And 3) Enter Into Professional Service Agreements With Vendors To Provide In-Home Services To Frail Seniors For The Period July 1, 2012 Through June 30, 2012, With Two-One Year Options To Extend, In An Amount Of \$210,821 Annually For Continued Program Implementation Of The MSSP  
[11-0522](#)

**Scheduled to \*Life Enrichment Committee on 6/12/2012**

[View Report.pdf](#)  
[83927 CMS.pdf](#)

S-4.14 Subject: General Plan Safety Element Amendment  
From: Department Of Planning, Building, And Neighborhood Preservation  
Recommendation: Adopt A Resolution Amending The Safety Element Of The Oakland General Plan To Incorporate The Oakland Local Hazard Mitigation Plan As An Implementation Annex  
[11-0509](#)

**Scheduled to \*Community & Economic Development Committee on 6/12/2012**

*And as a Public Hearing on the June 19, 2012 City Council Agenda*

[View Report.pdf](#)  
[83939 CMS.pdf](#)

S-4.15      Subject:    California Hotel Encroachment Permit  
From:        Department Of Neighborhood Investment  
Recommendation: Adopt A Resolution Granting California Hotel Oakland LP A Revocable  
And Conditional Permit To Allow Portions Of An Existing Building Located At 3501 San  
Pablo Avenue To Encroach Into The Public Right Of Wav Along San Pablo Avenue And  
Chestnut Street  
[11-0515](#)

**Scheduled to \*Public Works Committee on 6/12/2012**

[View Report.pdf](#)  
[83917 CMS.pdf](#)

S-4.16      Subject:    Construction Contract For Army Base Building 6 - Downrite Corp  
From:        Office Of Neighborhood Investment  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A  
Construction Contract With Downrite Corporation For An Amount Not-To-Exceed One  
Million Seven Hundred Thirty-Four Thousand Five Hundred Sixty-Five Dollars (\$1,734,565)  
For The Oakland Army Base Building 6,6t, 60, And 70 Demolition And Remediation Project  
(P294110)  
[11-0520](#)

**Scheduled to \*Community & Economic Development Committee on  
6/12/2012**

[View Report.pdf](#)  
[View Supplemental.pdf](#)  
[83942 CMS.pdf](#)

S-4.17      Subject:    Collaborative And Clean Creeks Program Agreement  
From:        Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee  
To Accept And Appropriate Two Hundred And Eighty Thousand Dollars (\$280,000.00)  
Annually From The Alameda County Flood Control And Water Conservation District (District)  
And To Enter Into An Agreement With The District To Implement The Collaborative Creek  
Improvement And Clean Creeks Programs (Programs) For The Period July 1, 2012 Through  
June 30, 2017  
[11-0512](#)

**Scheduled to \*Public Works Committee on 6/12/2012**

[View Report.pdf](#)  
[83916 CMS.pdf](#)

S-4.18      Subject:    Alameda Countywide Clean Water Program Agreement Amendment  
From:        Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee  
To Amend And Renew The Existing Agreement Providing For Implementation Of The  
Alameda Countywide Clean Water Program (Clean Water Program)  
[11-0513](#)

**Scheduled to \*Public Works Committee on 6/12/2012**

[View Report.pdf](#)  
[83915 CMS.pdf](#)

S-4.19      Subject:    East Bay Greenway Plan - ACTC/BART MOU  
From:        Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute The Memorandum Of Understanding (MOU) Between The City Of Oakland, The Alameda County Transportation Commission (ACTC), And The San Francisco Bay Area Rapid Transit District (BART), Regarding The Administration, Design, Construction, Maintenance And Liability Terms For The Delivery Of The East Bay Regional Parks District's Regional Trail Segment 7a (75th Avenue To 85th Avenue Under The BART Tracks) Of Urban Ecology's 2008 East Bay Greenway Plan, As It Furthers The City's Interests In Providing Safe, Accessible, And Multiple Modes Of Access Between East Oakland Neighborhoods And The Coliseum BART Station  
[11-0514](#)

**Scheduled to \*Public Works Committee on 6/12/2012**

[View Report.pdf](#)  
[83914 CMS.pdf](#)

S-4.20      Subject:    Lifeline Transportation Grant  
From:        Oakland Public Library  
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Accept And Appropriate Grant Funds In An Amount Not To Exceed \$185,000 To Continue An Existing Program Providing Transportation To And From The West Oakland Branch Library For Preschool And Kindergarten Children For A Period Of Three Years And (2) Authorizing The Filing Of An Application For Federal Funding Through The Metropolitan Transportation Commission's Lifeline Transportation Program, Committing The Necessary Non-Federal Match And Stating The Assurance To Complete The Project  
[11-0508](#)

**Scheduled to \*Life Enrichment Committee on 6/12/2012**

[View Report.pdf](#)  
[83923 CMS.pdf](#)

S-4.21      Subject:    Piedmont Avenue Library - Joint Use Lease With OUSD  
From:        Oakland Public Library  
Recommendation: Adopt A Resolution 1) Authorizing A Five-Year Lease With The Oakland Unified School District For The Use Of A Modular Building At The Piedmont Avenue Elementary School At 4314 Piedmont Avenue For The Piedmont Avenue Library; 2) Authorizing The City To Move The Library From Its Current Location At 160 41st Street To The School; 3) Appropriating \$2,500 Per Month From Measure Q Fund 2241 For Lease Payments For Fiscal Year 2012-13; And 4) Appropriating Funds In An Amount Not-To-Exceed \$200,000 For The Move  
[11-0518](#)

**Scheduled to \*Life Enrichment Committee on 6/12/2012**

[View Report.pdf](#)  
[View Supplemental.pdf](#)

[rules052412item4](#)  
[View Report.pdf](#)

**Items Submitted on the Dais**

Subject: Amicus Brief - Regulation Of Medical Cannabis Dispensaries  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing The City Attorney, On Behalf Of The City Of Oakland, To Join In An Amicus (Friend Of The Court) Brief In The Pack V. City Of Long Beach (B228781) Appeal To The California Supreme Court To Maintain A City's Ability To Regulate Medical Cannabis Dispensaries  
[11-0528](#)

**Scheduled to \* Meeting of the Oakland City Council on 6/5/2012**

[View Report.pdf](#)  
[83888 CMS.pdf](#)

- 5 A review of the Council Committees' actions from May 22, 2012 and determination of scheduling to the City Council meeting of June 5, 2012 or future dates (MATRIX)  
**A motion was made by Member Schaaf, seconded by President Pro Tempore De La Fuente, to \*Approve as Submitted. The motion carried by the following vote:**

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

[rules052412item5](#)  
[View Report.pdf](#)

- 6 A review of the Agendas for the City Council meeting of June 5, 2012 and the June 7, 2012 Rules and Legislation Meeting

[rules052412item6](#)  
[View Report.pdf](#)

**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 11:12 a.m.*



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) 238-3226  
Fax: (510) 238-6699  
Recorded Agenda: (510) 238-2386  
Telecommunications Display Device: (510) 839-6451  
[TTD](#)

\* 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*