



# SUPPLEMENTAL

## City of Oakland

### Meeting Agenda

#### \*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>

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Thursday, June 10, 2010

10:45 AM

City Council Chambers - 3rd Floor

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#### **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:** Vice Mayor Jean Quan, District 4;  
Ignacio De La Fuente, District 5; Larry Reid, District 7; and Chairperson  
Jane Brunner, District 1

- 1 Closed Session
- 2 Approval of the Draft Minutes from the Committee meeting of May 27, 2010
- 3 Determination of Schedule of Outstanding Committee Items  
([0610Rules](#))
- 4 Scheduling of Agenda Items and revisions to the agenda(s) for the ORA/City Council meeting of June 15, 2010 (SUPPLEMENTAL)  
([610item4](#))

# SUPPLEMENTAL

S-4-1            Subject:     Urban Area Security Initiative  
From:           Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City  
Administrator Or His Designee To: 1) Enter Into An Urban Area Security  
Initiative (UASI) Grant Administration Agreement With The City And  
County Of San Francisco For Distribution Of Fiscal Year 2009 Urban Area  
Security Initiative (UASI) Grant Funds In The Amount Up To Five Million  
And Seven Hundred Thousand Dollars (\$5,700,000.00) To The City Of  
Oakland, And 2) Accept, Appropriate And Administer The Fiscal Year  
2009 UASI Grant Allocations, And 3) Approve The Preliminary Spending  
Plan And Waive City Of Oakland Central Services Overhead (CSO) Fees  
Of Fifty Three Thousand And Seven Hundred Forty Dollars (\$53,740), 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 ; On The July 13, 2010 Public Safety Committee Agenda  
[\(09-1563\)](#)

S-4-2            Subject:     Port Security Grant Program  
From:           Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City  
Administrator Or His Designee To: 1) Enter Into A Memorandum Of  
Understanding/Grant Administration Agreement With The Port Of Oakland  
For The Distribution Of Fiscal Year 2009 American Recovery And  
Reinvestment Act (ARRA) Port Security Grant Program (PSGP) Funding  
For A Joint Port/City Domain Awareness Center (DAC) In The Amount Of  
Two Million And Nine Hundred Twenty One Thousand And Seven  
Hundred Dollars (\$2,921,700) To The City Of Oakland, And 2) Accept,  
Appropriate And Administer The Fiscal Year 2009 ARRA PSGP Grant  
Allocations, And 3) Approve The City Of Oakland Be The  
Subrecipient/Subgrantee For The Said Grant Funding Including Approval  
Of The Preliminary Spending Plan And Waive City Of Oakland Central  
Services Overhead Of \$87,000, 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  
(AEL) And Services Required By The Grant Provided City Bidding  
Requirements And Purchasing Program/Polices Are Followed; On The July  
13, 2010 Public Safety Committee Agenda  
[\(09-1564\)](#)

# SUPPLEMENTAL

- S-4-3      Subject:    2006 Pre-Disaster Mitigation Grant - FEMA  
From:        Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Gis Designee To Enter Into Cooperative Agreements With Department Of Homeland Security And Federal Emergency Management Agency And To Serve As A Member Of The Collaborative Agencies For The Environmental Impact Report As Required By FEMA For The 2006 Pre-Disaster Mitigation Grant; On The July 13, Public Safety Committee Agenda  
[\(09-1566\)](#)
- S-4-4      Subject:    Alcohol Control Enforcement Project  
From:        Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In An Amount Not To Exceed One Hundred Thousand Dollars (\$100,000) From The State Of California, Department Of Alcoholic Beverage Control (ABC), Grant Assistance Program (GAP), For A One-Year (2010-2011) Alcohol Control Enforcement Project Within The Police Department  
[\(09-1531\)](#)
- S-4-5      Subject:    Edward Byrne - Justice Assistance Grant  
From:        Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing the City Administrator, on Behalf of the City of Oakland, to Accept and Appropriate Grant Funds in an Amount Not to Exceed Eight Hundred Thirty-Nine Thousand and Twenty-Eight Dollars (\$839,028) from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, Edward Byrne Memorial FY 2010 Justice Assistance Grant (JAG) Local Program to Supplement Frontline Policing Services, and Appropriate Said Funds to the Police Department; On The July 13, 2010 Public Safety Committee Agenda  
[\(09-1565\)](#)
- S-4-6      Subject:    Hardy Park Restroom Project  
From:        Council President Brunner  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Construction Contract To The Lowest, Responsive, And Responsible Bidder For The Hardy Park Restroom Project (City Project No. C338710) In An Amount Not To Exceed One Hundred Forty Thousand (\$140,000) Without Further Council Review Or Action: On The June 22, 2010 Public Works Committee Agenda  
[\(09-1561\)](#)

# SUPPLEMENTAL

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- S-4-7      Subject:    Public Ethics Commission - Salary Increase  
              From:        Councilmember De La Fuente  
              Recommendation: Adopt A Resolution Declining The Public Ethics  
              Commission Approved City Council Salary Increase Of 1.7%  
              [\(09-1562\)](#)
- S-4-8      Subject:    First Amendment To The Joint Exercise Of Powers Agreement  
              From:        Community And Economic Development Agency  
              Recommendation: Adopt A Resolution Authorizing First Amendment To  
              The Joint Exercise Of Powers Agreement Between The Redevelopment  
              Agency And The State Of California For The Oakland State Building; On  
              The July 13, 2010 Finance And Management Committee Agenda  
              [\(09-1522\)](#)

# SUPPLEMENTAL

\*Rules & Legislation Committee

Thursday, June 10, 2010

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S-4-9

Subject: Affordable Housing Development Activities  
From: Community And Economic Development Agency  
Recommendation: A Request To Retitle An Item Already Scheduled To The June 22, 2010 Community And Economic Development Committee Agenda  
New Title: Adopt Three Resolutions Regarding Redevelopment Agency Affordable Housing Development Activities: A Resolution Authorizing An Affordable Housing Development Loan In An Amount Not To Exceed \$4,000,000 To EAH, Inc. For The Cathedral Gardens Project Located At 668 21st Street; A Resolution Authorizing An Affordable Housing Development Loan In An Amount Not To Exceed \$5,597,000 To Related Companies Of California And Acts Community Development Corporation Jointly For The 94th And International Apartments Project; And A Resolution Amending Resolution No. 2010-0033 C.M.S. To Change The Source Of Funds For An Affordable Housing Development Loan To Amcal Multi-Housing, Inc. For The Macarthur Apartments

Old Title: Adopt Three Resolutions Regarding Redevelopment Agency Affordable Housing Development Activities: A Resolution Authorizing An Affordable Housing Development Loan In An Amount Not To Exceed \$4,000,000 To Eah, Inc. For The Cathedral Gardens Project Located At 668 21st Street; A Resolution Authorizing An Affordable Housing Development Loan Contingent On The Availability Of Funds In An Amount Not To Exceed \$5,597,000 To Related Companies Of California And Acts Community Development Corporation Jointly For The 94th And International Apartments Project; And A Resolution Amending Resolution Number 2010-0033 C.M.S. To Change The Source Of Funds For An Affordable Housing Development Loan To Amcal Multi-Housing, Inc. For The Macarthur Apartments

Reason: An Alternative Funding Source For The 94th And International Project Has Been Identified; Previous Title Language Making Action Contingent On Availability Of Funds Is No Longer Required.

[\(09-1536\)](#)

# SUPPLEMENTAL

S-4-10      Subject:    Self-Serve Laundromat  
From:        Community And Economic Development Agency  
Recommendation: Conduct A Public Hearing To Consider An Appeal Of  
The Approval Of A Major Conditional Use Permit At 1500 E. 12th Street  
To Establish A Self-Serve Laundromat (Consumer Service Commercial)  
And Adopting One Of The Following Two Alternative Resolutions:

1)    A Resolution Denying The Appeal (A10-125), Thereby Upholding  
The Planning Commission Decision To Approve A Major Conditional Use  
Permit At 1500 E. 12th Street To Establish A Self-Serve Laundromat  
(Consumer Service Commercial); Or Alternatively,

2)    A Resolution Upholding The Appeal (A10-125), Thereby Reversing  
The Planning Commission Decision To Approve A Major Conditional Use  
Permit At 1500 E. 12th Street To Establish A Self-Serve Laundromat  
(Consumer Service Commercial); On The July 20, 2010 City Council  
Agenda

[\(09-1553\)](#)

S-4-11      Subject:    Oakland Ice Center  
From:        Community And Economic Development Agency  
Recommendation: Adopt the Following Pieces Of Legislation:

1) An Agency Resolution Approving A New Five-Year Agreement With  
San Jose Arena Management To Manage And Operate The Oakland Ice  
Center For A Percentage Of Net Revenue Pursuant To Specific Criteria;  
And

2) An Agency Resolution Approving A New 39-Month Ground Lease With  
San Jose Arena Management To Improve The Agency's Real Property At  
1800 San Pablo Avenue, And Operate A Parking Lot To Support The  
Operation Of The Oakland Ice Center; On The July 13, 2010 Finance And  
Management Committee Agenda

[\(09-1554\)](#)

S-4-12      Subject:    Redevelopment Survey Area  
From:        Community And Economic Development Agency  
Recommendation: Adopt A Resolution Designating The Lowell  
Street/Golden Gate/Gaskill Neighborhoods, Adjacent To The  
Broadway/MacArthur/ San Pablo Redevelopment Project Area, As A  
Redevelopment Survey Area; On The July 13, 2010 Community And  
Economic Development Committee Agenda

[\(09-1555\)](#)

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S-4-13      Subject:    Mixed-Use Development  
From:        Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing An Exclusive Negotiating Agreement With Sunfield Development, LLC Or A Related Entity To Develop A Mixed-Use Development On Portions Of The Block Bounded By San Pablo Avenue, Telegraph Avenue, 18th Street, And 19th Street; On The July 13, 2010 Community And Economic Development Committee

[\(09-1556\)](#)

S-4-14      Subject:    Neighborhood-Serving Retail Center  
From:        Community And Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing An Exclusive Negotiating Agreement With Sunfield Development, LLC, For Disposition Of Eleven Agency-Owned Parcels Bounded By Foothill Boulevard, Seminary Avenue And Bancroft Avenue, And Development Of A Neighborhood-Serving Retail Center; And

2) Report And Agency Resolution Authorizing An Exclusive Negotiating Agreement With Sunfield Development, LLC, For Disposition Of Agency-Owned Parcel Bounded By Foothill Boulevard And 73rd Avenue, And Development Of A Mixed Use City Library And Peralta Community College Educational Learning Center And Community Retail Component; On The July 13, 2010 Community And Economic Development Committee Agenda

[\(09-1557\)](#)

S-4-15      Subject:    Jefferson Oaks Apartments Project  
From:        Community And Economic Development Agency  
Recommendation: Adopt Two City And Two Agency Resolutions Regarding The Jefferson Oaks Apartments Project: A City Resolution Approving The Residential Relocation Plans For The Jefferson Oaks Apartments Project; An Agency Resolution Approving The Residential Relocation Plans And Replacement Housing Plan For The Jefferson Oaks Apartments Project, And Amending The Agency's Single-Room Occupancy Replacement Housing Policy To Exempt The Jefferson Oaks Apartments Project; And City And Agency Resolutions To Reducing The Number Of Units In The Jefferson Oaks Apartments Project From 110 To 102; On The July 13, 2010 Community And Economic Development Committee Agenda

[\(09-1558\)](#)

# SUPPLEMENTAL

- S-4-16      Subject:    California Environmental Quality Act  
From:        Community And Economic Development Agency  
Recommendation: Conduct A Public Hearing To Consider The Alta Bates Summit Medical Center Seismic Upgrade And Master Plan Project And Adopt A Resolution Denying The Appeal, Thereby Upholding The Oakland Planning Commission's Approval Of The California Environmental Quality Act Findings And Approval Of The Project (Case Numbers ER09-0001, PUD09-104, DR09-105; As A Public Hearing On The July 6, 2010 City Council Agenda  
[\(09-1559\)](#)
- S-4-17      Subject:    Used Oil Filter Recycling  
From:        Public Works Agency  
Recommendation: Adopt A Resolution Authorizing Submittal Of Used Oil Payment Plan Applications And To Act As Lead Jurisdiction For Other Alameda County Jurisdictions, To The California Department Of Resources Recycling And Recovery And Appropriation Of Those Payments For Used Motor Oil And Used Oil Filter Recycling Beginning With Fiscal Year 2010/2011 And Effective Until Rescinded By The City Council.; On The July 13, 2010 Public Works Committee Agenda  
[\(09-1552\)](#)
- S-4-18      Subject:    Bridge Seismic Retrofit  
From:        Public Works Agency  
Recommendation: Adopt A Resolution Waiving Oakland's RFP/RFQ Requirements And Authorizing The City Administrator To Amend The Professional Services Contract With URS Corporation For Bridge Seismic Retrofit To Add Design AND Other Necessary Project Services And Increase The Contract Amount By Eight Hundred Seventy Six Hundred Dollars (\$870,600.00), For A Total Contract Amount Not Exceed One Million One Hundred Thousand Dollars (\$1,100,000.00) Including Contingencies; On The July 13, 2010 Public Works Agency  
[\(09-1560\)](#)
- 5            A review of the Council Committees' actions from June 8, 2010 and determination of scheduling to the ORA/City Council meeting of June 15, 2010 (MATRIX)  
[\(610item5\)](#)
- 6            A review of the Agendas for the Council Committee meeting (s) of June 22, 2010 and the Rules and Legislation Committee of June 24, 2010  
[\(610item6\)](#)
- 7            Subject:    The Limited Public Financing Act - Amendments  
From:        Public Ethics Commission  
Recommendation: Adopt An Ordinance Amending Chapter 3.13 Of The Oakland Municipal Code (Aka "The Limited Public Financing Act Of The City Of Oakland") To 1) Limit Eligibility To Candidates For District City Council; 2) Provide That Public



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Financing Be Limited To The Reimbursement Of Specified Campaign Expenditures; 3) Limit Candidates From Making Contributions Or Loans From Personal Funds To Ten Percent Of The Voluntary Expenditure Ceiling; 4) Require Candidates To Raise In Local Contributions An Amount Equal To Three Percent Of The Voluntary Expenditure Ceiling; 5) Permit Candidates To Appeal To The Public Ethics Commission Any Request For Reimbursement; And 6) Require Candidates To Repay The Election Campaign Fund From Any Surplus Campaign Funds In An Amount Not To Exceed The Percentage That Public Financing Represents Of Total Contributions Received  
(09-1500)

S-8

Subject: Subsidized Employment Programs

From: Councilmember Nadel

Recommendation: Adopt A Resolution Urging The United States Congress To Grant An Extension Of The American Recovery And Reinvestment Act's Temporary Assistance For Needy Families Emergency Fund (Federal Government's Stimulus Package) That Allows States And Counties To Create Subsidized Employment Programs To Stimulate Local Economies

(09-1545)

**This item requires an urgency finding pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance requiring a 2/3 majority vote.**

**This item was scheduled at the June 3, 2010 Rules and Legislation Committee**

## **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

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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**

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**\*Rules & Legislation Committee**

**Thursday, June 10, 2010**

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**94612 FROM 8:30AM TO 5:00PM**

- \* 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