



# 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, March 26, 2009**

**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:**

**Jean Quan, District 4; Vice Mayor 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 March 12, 2009

**There are no minutes to approve, the meeting was cancelled**

- 3 Determination of Schedule of Outstanding Committee Items  
[\(03-26 Rules Pending\)](#)
- 4 Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting of March 31, 2009 (SUPPLEMENTAL)  
[\(03-26 Rules Item 4\)](#)

- S-4-1            Subject:    Police Operations Against Human Trafficking  
From:        Oakland Police Department  
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) An Agency Resolution Authorizing The Contribution Of Coliseum Redevelopment Funds In An Amount Not To Exceed One Hundred Thousand Dollars (\$100,000) To The City Under The Cooperation Agreement To Conduct Police Operations Against Human Trafficking On International Boulevard In The Coliseum Redevelopment Project Area; And  
[\(09-0245\)](#)
- 2) A Resolution Authorizing The Acceptance And Appropriation Of Redevelopment Agency Funds To The Oakland Police Department In An Amount Not To Exceed One Hundred Thousand Dollars (\$100,000) Under The Cooperation Agreement To Conduct Police Operations Against Human Trafficking On International Boulevard In The Coliseum Redevelopment Project Area; On The May 12, 2009 Public Safety Committee Agenda  
[\(09-0245-1\)](#)
- S-4-2            Subject:    Alameda County Family Justice Center Agreement  
From:        Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Partnership Agreement With The Alameda County Family Justice Center (ACFJC) In Which The ACFJC Will Provide And Maintain A Worksite For The Oakland Police Department's (OPD) Child Abuse, Sexual Assault, And Domestic Violence Investigative Units For The Period Of January 1, 2009 Through December 31, 2009, At No Cost To The City Of Oakland; On The May 12, 2009 Public Safety Committee Agenda  
[\(09-0246\)](#)
- S-4-3            Subject:    Third Quarter Revenue And Expenditure Results  
From:        The Budget Office  
Recommendation: Action On A Report On Fiscal Year 2008-2009 Third Quarter Revenue And Expenditure Results And Year-End Projections For Four Selected Funds - General Purpose Fund (1010), Landscaping & Lighting Assessment District Fund (2310), Equipment Fund (4100) And Facilities Fund (4400); Overtime Analysis For The General Purpose Fund (1010) And All Funds; And The Status Of Implementing The October 2008 Budget Revisions; On The May 26, 2009 Finance And Management Committee Agenda  
[\(09-0244\)](#)
- S-4-4            Subject:    Curb Ramp Transition Plan  
From:        Office of the City Administrator  
Recommendation: Adopt A Resolution Adopting The City Of Oakland Americans With Disabilities Act Curb Ramp Transition Plan; On The April 28, 2009 Public Works Committee Agenda  
[\(09-0251\)](#)

S-4-5            Subject:    Eva Aguillard - Recognition  
                  From:        Councilmember Desley Brooks  
                  Recommendation: Adopt A Resolution Honoring Community Activist Eva  
                  Aguillard For Over Forty Years Of Dedicated Service To The City Of  
                  Oakland; On The April 21, 2009 City Council Agenda

[\(09-0250\)](#)

S-4-6            Subject:    Public Works Employees - Recognition  
                  From:        Councilmember Nancy Nadel  
                  Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Honoring Mr. Wayne Guidici For Thirty-Three (33) Years  
Of Dedicated And Distinguished Service To The City Of Oakland And  
Congratulating Him On His Retirement;

[\(09-0253\)](#)

2) A Resolution Honoring Mr. Manuel Valdez For Thirty-Four (34) Years Of Dedicated  
And Distinguished Service To The City Of Oakland And Congratulating Him On His  
Retirement;

[\(09-0253-1\)](#)

3) A Resolution Honoring Mr. Larry Robinson For Thirty-Four (34) Years Of Dedicated  
And Distinguished Service To The City Of Oakland And Congratulating Him On His  
Retirement;

[\(09-0253-2\)](#)

4) A Resolution Honoring Mr. Monte Dime For Thirty-Five (35) Years Of Dedicated  
And Distinguished Service To The City Of Oakland And Congratulating Him On His  
Retirement; And

[\(09-0253-3\)](#)

5) A Resolution Honoring Mr. Gene Ungaretti For Forty-Seven (47) Years Of Dedicated  
And Distinguished Service To The City Of Oakland And Congratulating Him On His  
Retirement; On The April 21, 2009 City Council Agenda

[\(09-0253-4\)](#)

S-4-7            Subject:    Oakland Police Officer Recognition  
                  From:        The City Council  
                  Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Honoring Sergeant Ervin Romans;

[\(09-0259\)](#)

2) A Resolution Honoring Sergeant Mark Dunakin;

[\(09-0259-1\)](#)

3) A Resolution Honoring Sergeant Daniel Sakai; And

[\(09-0259-2\)](#)

A Resolution Honoring Officer John Hege; On The April 21, 2009 City Council Agenda

[\(09-0259-3\)](#)

S-4-8            Subject:     Ban On Assault Weapons Sales  
From:           Council President Brunner & Councilmembers Brooks & Reid  
Recommendation: Adopt A Resolution To Support And Encourage  
President Barack Obama And The Congress To Reinstitute And Make  
Permanent A Ban On The Sale Of Assault Weapons, In Light Of The March  
21, 2009 Shooting Deaths Of Four Oakland Police Officers, And In Light Of  
All Gun Violence In The City Of Oakland; On The April 9, 2009 Rules And  
Legislation Committee Agenda

[\(09-0260\)](#)

S-4-9            Subject:     2009-2010 Linkages Program  
From:           Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator  
To Apply For, Accept, And Appropriate Grant Funds From The Alameda  
County Area Agency On Aging In The Amount Of \$206,184 For The  
Linkages Program And \$8,057 For The Respite Program For Fiscal Year  
2009-2010; And Authorizing The City Administrator To Apply For And  
Accept \$280,000 From Alameda County For Targeted Case Management  
Claims; And Authorizing The Appropriation Of A Balance Of \$21,090 In  
The Linkages Handipark Funds For The Linkages Program Fiscal Year  
2009-2010; On The May 26, 2009 Life Enrichment Committee Agenda

[\(09-0239\)](#)

S-4-10           Subject:     2009-2010 Multipurpose Senior Services Program  
From:           Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator  
To Apply For, Accept, And Appropriate Grant Funds In The Amount Of  
\$1,581,165, From The California Department Of Aging For The  
Multipurpose Senior Services Program (MSSP) For Fiscal Year 2009-2010;  
And Authorizing The City Administrator To Enter Into Contract Number  
MS-0910-01 With The California Department Of Aging For The  
Multipurpose Senior Services Program For Fiscal Year 2009-2010; And  
Authorizing The City Administrator To Accept, Appropriate And Allocate  
Any Additional Funding Received Without Returning To Council; On The  
May 26, 2009 Life Enrichment Committee Agenda

[\(09-0240\)](#)

S-4-11           Subject:     2009-2010 Nutritious Meals For Head Start Program  
From:           Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator,  
On Behalf Of The City Of Oakland, To Apply For, Accept And Appropriate  
The Child Care Food Program (CCFP) Grant From The California  
Department Of Education In An Estimated Amount Of \$375,000 To  
Provide Funding For Nutritious Meals For The City Of Oakland's Head  
Start Program For Program Year 2009-2010; On The May 12, 2009 Life  
Enrichment Committee Agenda

(09-0241)

S-4-12      Subject:      2009-2010 Grants For Child Development Services  
From:          Department of Human Service  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For, Accept, And Appropriate Head Start Basic, Head Start Training And Technical Assistance, Early Head Start Basic, And Early Head Start Training And Technical Assistance Grants For Program Year 2009-2010 From The U.S. Department Of Health And Human Services, Administration For Children And Families (DHHS/ACF) In The Estimated Amount Of \$14,732,735, And Authorizing A Grant Agreement With The Unity Council For The Estimated Amount Of \$4,707,290 To Fund Child Development Services In Accord With Said Grants; On The May 12, 2009 Life Enrichment Committee Agenda

(09-0242)

S-4-13      Subject:      2009-2010 Child Development And Family Literacy Services  
From:          Department of Human Services  
Recommendations: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For, Accept, And Appropriate The California State Preschool Expansion Grant From The California Department Of Education In An Estimated Amount Of \$1,138,896 For Program Year 2009-2010, And Authorizing A Grant Agreement With The Unity Council For The Estimated Amount Of \$119,884 To Fund Child Development And Family Literacy Services In Accord With Said Grants; On The May 12, 2009 Life Enrichment Committee Agenda

(09-0243)

S-4-14      Subject:      Lake Merritt BART Station Area Specific Plan  
From:          Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing A Contribution Of An Amount Not To Exceed Fifty Thousand Dollars (\$50,000) From The Central City East District Redevelopment Project And A Contribution Of An Amount Not To Exceed Two Hundred Fifteen Thousand Dollars (\$215,000) From The Central District Redevelopment Project To The City Of Oakland Under The Cooperation Agreement To Fund The Development Of The Lake Merritt BART Station Area Specific Plan And Environmental Document; And

(09-0247)

2) A City Resolution Accepting and Appropriating A Contribution Of Redevelopment Agency Funds Under the Cooperation Agreement In An Amount Not To Exceed Two Hundred Sixty-Five Thousand Dollars (\$265,000) And Authorizing The City Administrator To Negotiate And Execute A Professional Services Agreement With The Lowest Responsible Bidder For Development Of The Lake Merritt BART Station Area

Specific Plan In An Amount Not To Exceed One Million Eighty-Five Thousand Dollars (\$1,085,000); On The April 28, 2009 Community And Economic Development Committee Agenda  
[\(09-0247-1\)](#)

S-4-15      Subject:    Tax Defaulted Properties Purchase - 7525 & 7533 MacArthur Blvd  
From:        Community and Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of The Following Tax Defaulted Properties In The Central City East And Coliseum Redevelopment Project Areas From The County Of Alameda: (1) 7525 MacArthur Boulevard, Purchase Price \$214,828 Plus Interest Of Approximately \$35,000; (2) 7533 MacArthur Boulevard, Purchase Price \$122,720 Plus Interest Of Approximately \$35,000 And (3) 9959 International Boulevard, Purchase Price \$46,263 Plus Interest Of Approximately \$10,000 And Related Real Estate Costs Of Approximately \$25,000 Allocated Between The Central City East And Coliseum Redevelopment Project Areas; On The April 28, 2009 Community And Economic Development Committee Agenda  
[\(09-0254\)](#)

S-4-16      Subject:    2008-2009 Homebuyers Downpayment Assistance  
From:        Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:  
  
1) A Resolution Amending Resolution No. 79132 To Expand The Mortgage Assistance Program To Provide Assistance To Homebuyers Earning Up To 100% Of Area Median Income;  
[\(09-0255\)](#)

2) An Agency Resolution Appropriating And Allocating \$2,165,266 In Funding In Fiscal Year 2008-2009 To Provide Downpayment Assistance To Homebuyers Earning Up To 100% Of The Area Median Income In The West Oakland Project Area; And  
[\(09-0255-1\)](#)

3) An Agency Resolution Appropriating And Allocating \$2,623,434 In Funding In Fiscal Year 2008-2009 To Provide Downpayment Assistance To Homebuyers Earning Up To 100% Of The Area Median Income In The Central City East Project Area;  
[\(09-0255-2\)](#)

4) A Resolution Appropriating And Allocating \$2,165,266 In Funding In Fiscal Year 2008-2009 To Provide Downpayment Assistance To Homebuyers Earning Up To 100% Of The Area Median Income In The West Oakland Project Area;  
[\(09-0255-3\)](#)

5) A Resolution Appropriating And Allocating \$2,623,434 In Funding In Fiscal Year 2008-2009 To Provide Downpayment Assistance To Homebuyers Earning Up To 100% Of The Area Median Income In The Central City East Project Area; On The April 28, 2009 Community And Economic Development Committee Agenda  
[\(09-0255-4\)](#)

S-4-17            Subject:    Purchase Of Real Property  
From:            Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Authorizing The Sale Of (1) 2100 Telegraph Avenue In The Central District Redevelopment Project Area For \$7,000,000, (2) The Oakland Coliseum Intercity Rail Parking Lot At 73rd Avenue In The Coliseum Redevelopment Project Area For \$500,000, And (3) Vacant Land Located At The Southwest Corner Of 73rd Avenue And International Boulevard In The Coliseum Redevelopment Project Area For \$290,000, To The Redevelopment Agency; And

[\(09-0256\)](#)

2) An Agency Resolution Authorizing The Purchase Of (1) 2100 Telegraph Avenue In The Central District Redevelopment Project Area For \$7,000,000, (2) The Oakland Coliseum Intercity Rail Parking Lot At 73rd Avenue In The Coliseum Redevelopment Project Area For \$500,000, And (3) Vacant Land Located At The Southwest Corner Of 73rd Avenue And International Boulevard In The Coliseum Redevelopment Project Area For \$290,000, From The City Of Oakland; On The May 12, 2009 Community And Economic Development Committee Agenda

[\(09-0256-1\)](#)

S-4-18            Subject:    Kaiser Foundation Hospitals - Conditional And Revocable Permit  
From:            Community and Economic Development Agency  
Recommendation: Adopt A Resolution Granting Kaiser Foundation Hospitals A Conditional And Revocable Permit To Allow Shoring Tie-Backs For Basement Excavations To Encroach Under The Public Right-Of-Way Along Broadway, West MacArthur Boulevard, And Piedmont Avenue For A New Hospital And Medical Office Buildings At 235 West MacArthur Boulevard; On The April 28, 2009 Public Works Committee Agenda

[\(09-0257\)](#)

S-4-19            Subject:    Purchase And Sale Agreement - Grand View Drive  
From:            Community and Economic Development Agency  
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A Purchase And Sale Agreement To Sell Two City-Owned Surplus Real Property Lots Located Between 1522 Grand View Drive And 1600 Grand View Drive Within The City Of Oakland To Pentiaiah Aisetty For The Total Market Value Of One Hundred And Twenty-Five Thousand Dollars; On The May 12, 2009 Finance And Management Committee Agenda

[\(09-0258\)](#)



S-4-20      Subject:      San Pablo Pedestrian Streetlight Project  
From:          Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award And Execute A Contract To Construct The Substructure For The San Pablo Pedestrian Streetlight Project On San Pablo Avenue, Between The Emeryville (53rd Street) And Berkeley (67th Street) Borders, To Ray's Electric, Inc. For Six Hundred Seventeen Thousand Five Hundred Two Dollars (\$617,502.00), To Be Funded By The Redevelopment Agency (ORA), And To Be Constructed In 2009 To 2010; With Installation By Staff Of Previously Procured Ornamental Pedestrian Streetlights After The Contractor Completes Said Contract; On The April 28, 2009 Public Works Committee Agenda  
[\(09-0238\)](#)

S-4-21      Subject:      Parking Violation Fine Increase  
From:          Finance and Management Agency  
Recommendation: A Request To Re-Title An Item Already Scheduled To The April 7, 2009 Finance And Management Committee Agenda  
  
(NEW TITLE) An Ordinance Amending Section 10.48.010 Of The Oakland Municipal Code (O.M.C.) To Add A \$10.00 "Pass-through" Surcharge To All O.M.C. Violation Fines Including All California Vehicle Code (C.V.C.) Violation Citations To Offset And Remit To State/Alameda County Surcharges Imposed By California Government Code (GC) Sections 76000(b) And GC 70372(b)  
  
(OLD TITLE) An Ordinance Amending Section 10.48.010 Of The Oakland Municipal Code (O.M.C.) To Increase All Parking Violation Fines By \$8.00 And Adding \$8.00 To All California Vehicle Code (C.V.C.) Violation Citations To Collect And Remit Surcharges Imposed By The State  
[\(09-0223\)](#)

- 5            A review of the Council Committees' actions from March 24, 2009 and determination of scheduling to the ORA/City Council meeting of March 31, 2009 or future dates  
(MATRIX)  
[\(03-26 Rules Item 5\)](#)
  
- 6            A review of the Agendas for the Council Committees for the meeting(s) of April 7, 2009 and the Rules and Legislation Committee for the meeting of April 9, 2009  
[\(03-26 Rules Item 6\)](#)

**OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)**

**Adjournment**

NOTE:      Americans With Disabilities Act  
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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.

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

\* THE HANGING OF BANNERS, POSTERS, SIGNS, OR ANY MATERIAL ON OR OVER THE GALLERY BANNISTERS IS STRICTLY PROHIBITED IN ORDER TO ENSURE THE SAFETY OF THOSE ATTENDING MEETINGS.

[\(...\)](#)

**LATONDA SIMMONS**  
**Agency Secretary/City Clerk**  
**and Clerk of the Council**

ORA - Oakland Redevelopment Agency

S - Supplemental Item