



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>

Thursday, April 29, 2010

10:45 AM

City Council Chambers - 3rd Floor

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:

Ignacio De La Fuente, Vice Mayor Jean Quan, District 4; 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 April 15, 2010
- 3 Determination of Schedule of Outstanding Committee Items
([Rules042910](#))
- 4 Scheduling of Agenda Items and revisions to the agenda(s) for the ORA/City Council meeting of May 4, 2010
([42910item4](#))

SUPPLEMENTAL

- S-4-1 Subject: Goat Grazing Services
From: Oakland Fire Department
Recommendation: Adopt A Resolution: 1) Awarding A Contract For The Provision Of Goat Grazing Services In The City Of Oakland For The Five Year Year Period Of May 31, 2010 Through May 30, 2014 In An Amount Not To Exceed One Million Five Hundred Thousand Dollars For The Five Year Period To The Lowest Responsible Bidder Selected Through An Alternative Competitive Bid Process And 2) Waiving Advertisement And The Fixed, Sealed Bid With Award To The Lowest Bidder Process; On The May 25, 2010 Public Safety Committee Agenda
[\(09-1390\)](#)
- S-4-2 Subject: Mid-Year Evaluation - Measure Y
From: Office Of The City Administrator
Recommendation: Receive A Mid-Year Evaluation Report Of Measure Y Violence Prevention Programming: Street Outreach, Re-Entry, Juvenile Justice Center And Community Policing; On The May 25, 2010 Public Safety Committee Agenda
[\(09-1391\)](#)
- S-4-3 Subject: Business Tax And Sales Tax Incentive Programs
From: Councilmember De La Fuente
Recommendation: A Request To Reschedule An Item Already Scheduled To The May 11, 2010 Community And Economic Development Committee Agenda And Schedule To The May 25, 2010 Community And Economic Development Committee Agenda

A Report And Possible Action On A Proposed Amendment To Resolution 82364 C.M.S. Applying Oakland's Business Tax And Sales Tax Incentive Programs To Existing Businesses That Expand By At Least 20 Employees And Meet The Criteria Listed In The Existing Program's Requirements And Considerations Table
[\(09-1272\)](#)
- S-4-4 Subject: Honoring Khalil Shaheed - Oaktown Jazz
From: Councilmember Brooks
Recommendation: Adopt A Resolution Honoring Khalil Shaheed, Founder Of The Oaktown Jazz Workshops Program In Oakland And Director Of Khalil Shaheed Music, For His Outstanding Musical Prowess, Contributions To Music Education, And Extraordinary Accomplishments In The World Of Jazz Music
[\(09-1400\)](#)

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- S-4-5 Subject: Reserved Parking Program
From: Council President Brunner
Recommendation: Adopt A Resolution To Create A Pilot On-Street, Reserved Parking Program For Broadway Auto Row Auto Dealers, Whereby Auto Dealers Located On Broadway May Elect To Pay An Amount Equal To The Average Revenue Of The Meters Immediately In Front Of Their Businesses In Order To Have The Meters Removed And The Spaces Reserved For Exclusive Use By The Dealership And Its Customers; On The June 8, 2010 Community And Economic Development Committee Agenda
[\(09-1402\)](#)
- S-4-6 Subject: Mayor's Public Safety Plan
From: Council President Brunner And Councilmember Reid
Recommendation: Discussion And Possible Action On The Mayor's Public Safety Plan Including An Explanation Of Initiatives Already Implemented Or In The Process Of Being Implemented, A Timeline Of Future Initiatives With Goals, Objectives, And Action Steps, The Status Of Community And Departmental Collaboration And Feedback, As Well As Identifying Top Priorities Of The Plan; On The May 25, 2010 Public Safety Committee Agenda
[\(09-1422\)](#)
- S-4-7 Subject: Amendments To The Sunshine Ordinance
From: Council President Brunner
Recommendation: Amendments To The Sunshine Ordinance From: Offices Of The City Clerk, City Administrator, City Attorney, City Auditor, & Public Ethics Commission Recommendation: Adopt An Ordinance Amending Chapter 2.20 Of The Oakland Municipal Code (AKA "The Oakland Sunshine Ordinance") And Ordinance No. 11370 For The Purpose Of 1) Incorporating Amended Provisions Of The "City-Wide Records Management Ordinance" Into The Sunshine Ordinance And 2) Revising The Current Definition Of "Meeting" To Achieve Consistency With Amendments To The Ralph M. Brown Act; On The May 11, 2010 Finance And Management Committee Agenda
[\(09-1423\)](#)
- S-4-8 Subject: Denouncing Senate Bill 1070
From: Councilmembers Brunner, Quan and De La Fuente
Recommendation: Adopt A Resolution Denouncing Senate Bill 1070, A Law That Seeks To Implement Arizona's Own Scheme Of Immigration Regulation That Will Inevitably Lead To Racial Profiling Of People Of Color And Limited English Proficient Persons, And Calling For A Boycott Of The State Of Arizona And Arizona-Based Businesses; On The May 4, 2010 City Council Agenda
[\(09-1424\)](#)

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- S-4-9 Subject: Affordable Housing Week
From: Council President Brunner
Recommendation: Adopt A Resolution Proclaiming The Week Of May 7
To May 16, 2010, Affordable Housing Week In The City Of Oakland ; On
The May 4, 2010 City Council Agenda
[\(09-1425\)](#)
- S-4-10 Subject: Senate Bill 1275
From: Councilmember Kaplan
Recommendation: Adopt A Resolution To Support Senate Bill 1275, An
Act To Amend Sections 2923.5 Of, And To Add And Repeal Sections
2923.4, 2923.7, 2923.73 And 2923.75 Of, The Civil Code Relating To
Mortgages; On The May 13, 2010 Rules And Legislation Committee
Agenda
[\(09-1426\)](#)
- S-4-11 Subject: Assembly Bill 2492
From: Councilmember Kaplan
Recommendation: Adopt A Resolution To Support Assembly Bill 2492,
An Act To Amend Sections 62, 64, And 65.1 Of, And To Add Sections
64.1 And 64.5 To, The Revenue And Taxation Code, Relating To Taxation,
To Take Effect Immediately; On The May 13, 2010 Rules And Legislation
Committee Agenda
[\(09-1427\)](#)
- S-4-12 Subject: Eastside Arts Alliance
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Recognizing Eastside Arts
Alliance And The 10th Anniversary Of The Malcom X Jazz Festival; On
The May 18, 2010 City Council Agenda
[\(09-1428\)](#)
- S-4-13 Subject: Senior Service America, Inc
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City
Administrator To Apply For And Accept Funds In The Estimated Amount
Of \$2,718,184 From Senior Service America, Inc., For The City Of
Oakland Senior Aides Program For Fiscal Year 2010-2011; On The June 8,
2010 Life Enrichment Committee Agenda
[\(09-1397\)](#)

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- S-4-14 Subject: National And Community Services (CNCS)
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City
Administrator To Apply For, Accept And Appropriate Grant Funds From
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) For The Fiscal Year 2010 - 2011; On
The June 8, 2010 Life Enrichment Committee Agenda
[\(09-1398\)](#)
- S-4-15 Subject: Multipurpose Senior Services Program- FY 2010-2011
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 2010-2011;
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 2010-2011; And
Authorizing The City Administrator To Accept, Appropriate And Allocate
Any Additional Funding Received Without Returning To Council; On The
June 8, 2010 Life Enrichment Committee Agenda
[\(09-1399\)](#)
- S-4-16 Subject: Measure B Funds
From: Department Of Human Services
Recommendation: Adopt 1) Resolution Authorizing The City
Administrator To Apply For, Accept, And Appropriate Funds In The
Amount Of \$751,487 From Alameda County Transportation Improvement
Authority (Actia) Measure B Funds And Continue To Receive Funds From
Two Measure B Gap Grants For Fiscal Year 2010-2011 To Provide
Paratransit Services; 2) Authorizing The City Administrator Increased
Authority To Bind The City To Contracts That May Exceed \$100,000 With
Transportation Providers Selected As A Result Of A Competitive
Qualification Process; And 3) Authorizing The City Administrator To
Execute Amendments To The Contracts For Any Additional Amounts
Received Under The Measure B Grant Without Returning To City Council;
On The June 8, 2010 Life Enrichment Committee Agenda
[\(09-1418\)](#)

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- S-4-17 Subject: Scotlan Memorial Convention Center
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) An Agency Resolution Authorizing The Agency Administrator To Enter Into A Sublease With The City Of Oakland For The George P. Scotlan Memorial Convention Center For A Term Of Up To 12 Years For A Total Lease Payment Of \$2,000,000 In Fiscal Year 2009 - 2010 And \$2,000,000 In Fiscal Year 2010 - 2011; And
[\(09-1388\)](#)
- 2) A City Ordinance Authorizing The City Administrator To Enter Into A Sublease With The Redevelopment Agency Of The City Of Oakland For The George P. Scotlan Memorial Convention Center For A Term Of Up To 12 Years For A Total Lease Payment Of \$2,000,000 In Fiscal Year 2009 - 2010 And \$2,000,000 In Fiscal Year 2010 - 2011; On The May 25, 2010 Community And Economic Development Committee Agenda
[\(09-1388-1\)](#)
- S-4-18 Subject: HUD Economic Development Initiative
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City To Apply For, Accept, And Appropriate Grant Funds In An Amount Not To Exceed \$328,300 From The U.S. Department Of Housing And Urban Development Economic Development Initiative - Special Projects Grant Program For The Unity Council's Fruitvale Transit Village Phase 2 Residential Project At The Blocks Bounded By 35th And 37th Avenues, East 12th Street And The BART Tracks; On The May 11, 2010 Community And Economic Development Committee Agenda
[\(09-1389\)](#)
- S-4-19 Subject: Lion Creek Crossings Phase IV
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Granting The Oakland Housing Authority A Revocable And Conditional Permit For The Lion Creek Crossings Phase IV Affordable Housing Project At 814 69th Avenue To Allow Entry Stairs And An Undersidewalk Electrical Transformer And Vault To Encroach Into The Public Right-Of-Way Along 69th Avenue And 70th Avenue; On The May 11, 2010 Public Works Committee Agenda
[\(09-1393\)](#)

SUPPLEMENTAL

- S-4-20 Subject: State Transportation Development Act
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Up To Four Hundred And Fifteen Thousand Dollars (\$415,000.00) In Fiscal Year 2010-2011 State Transportation Development Act Article 3 Funds As Follows: (1) Ardley Avenue/16th Avenue Bikeway (MacArthur Boulevard To Embarcadero), Ninety Thousand Dollars (\$90,000.00); (2) Bicycle Detection At Actuated Traffic Signals, One Hundred Thousand Dollars (\$100,000.00); (3) Castlemont Stairs Rehabilitation (MacArthur Boulevard To Thermal Street), One Hundred Thousand Dollars (\$100,000.00); (4) CityRacks VIII Bicycle Parking Project, Seventy-Five Thousand Dollars (\$75,000.00); And (5) School Safety Improvements At Various Locations, Fifty Thousand Dollars (\$50,000.00); On The May 11, 2010 Public Works Committee Agenda
[\(09-1394\)](#)
- S-4-21 Subject: Proposition 84 - Safe Drinking Water
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Proposition 84: Safe Drinking Water, Water Quality And Supply, Flood Control, River And Coastal Protection Bond Act -Nature Education Facilities Program Grant Funds For An Amount Up To Fourteen Million Dollars (\$14,000,000.00), Seven Million Dollars (\$7,000,000.00) Each, For The Lake Merritt Rotary Nature Center Expansion And The Dunsmuir Estate Park Nature Education Center Improvement Projects; On The May 25, 2010 Public Works Committee Agenda
[\(09-1414\)](#)
- S-4-22 Subject: EBMUD- Sewer Lateral Regional Ordinance
From: Community And Economic Development Agency
Recommendation: Adopt An Ordinance Adopting The East Bay Municipal Utility District's Private Sewer Lateral Regional Ordinance; On The May 25, 2010 Public Works Committee Agenda
[\(09-1415\)](#)

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S-4-23 Subject: The California Housing Finance Agency-Help Loan Program
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing A Contribution Of Up To \$230,000 In Low And Moderate Income Housing Funds To The City Of Oakland Under The Cooperation Agreement To Fund The Repayment Of A Loan From The California Housing Finance Agency-Help Loan Program; And

2) A City Of Oakland Resolution Accepting And Appropriating A Contribution Of Up To \$230,000 From The Redevelopment Agency Under The Cooperation Agreement To Fund The Repayment Of A Loan From The California Housing Finance Agency-Help Loan Program; On The May 25, 2010 Community And Economic Development Committee Agenda [\(09-1416\)](#)

S-4-24 Subject: Central City East Neighborhood Project Initiative Program
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing Funding For Various Improvement Projects In An Amount Not To Exceed \$120,000 Under The Central City East Neighborhood Project Initiative Program, Authorizing A Contribution Of Agency Funds To The City Under The Cooperation Agreement In An Amount Not To Exceed \$90,000 For City Public Improvements Under The Program, And Authorizing The Agency Administrator To Enter Into Agreements With Project Sponsors And Make Necessary Expenditures To Implement Projects Funded Under The Program Without Returning To The Agency; And

2) A City Resolution Accepting And Appropriating Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed \$90,000 For City Public Improvements Within The Central City East Redevelopment Project Area Under The Neighborhood Project Initiative Program; On The May 25, 2010 Community And Economic Development Committee Agenda [\(09-1417\)](#)

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- S-4-25 Subject: Amendments To Planning Code
From: Community And Economic Development Agency
Recommendation: Adopt An Ordinance, Recommended By The Planning Commission, To (A) Amend Section 17.136.075 Of The Oakland Planning Code And Make Other Related Amendments To The Planning Code And Building And Construction Code (Title 15 Of The Oakland Municipal Code) Relating To Required Findings For The Demolition Of Historic Structures; And (B) Adopt Administrative Submittal Requirement For Applications To Demolish Historic Structures; On The June 8, 2010 Community And Economic Development Committee Agenda And As A Public Hearing On The June 15, 2010 City Council Agenda
[\(09-1419\)](#)
- S-4-26 Subject: Telecommunication Land Use Program
From: Community And Economic Development Agency
Recommendation: Receive An Informational Report On The City Of Oakland Telecommunication Land Use Program As Of May 2010; On The May 25, 2010 Finance And Management Committee Agenda
[\(09-1420\)](#)
- S-4-27 Subject: Demolition Of 18 Buildings
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution: 1) Rejecting Both Bids Submitted For The Demolition Of 18 Buildings Located At 4000-4009 Barcelona Street And 9020-9036 Santa Cruz Street At The Former Oak Knoll Naval Hospital Complex; 2) Authorizing The City Administrator To Solicit Additional Bids In Accordance To The Alternative Competitive Bidding Process As Approved Under Resolution Number 82574 C.M.S., And To Award A Construction Contract To The Lowest Responsive, Responsible Bidder In An Amount Not-To-Exceed \$180,000, Without Returning To The City Council; And 3) If The Additional Bids Are Non-Responsive Or Non-Responsible, Authorizing The City Administrator To Negotiate And Award A Construction Contract On The Open Market In An Amount Not-To-Exceed \$198,000, Without Returning To The City Council; On The May 11, 2010 Community And Economic Development Committee Agenda.
[\(09-1392\)](#)
- S-4-28 Subject: Insurance Claim Recoveries
From: Finance And Management Agency
Recommendation: Adopt A Resolution Authorizing The Appropriation And Expenditure Of Insurance Claim Recoveries For The Repair Or Replacement Of Damaged City Assets; On The May 11, 2010 Finance And Management Committee Agenda
[\(09-1401\)](#)

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- S-4-29 Subject: Tax And Revenue Anticipation Notes
From: Finance And Management Agency
Recommendation: Adopt An Ordinance Providing For The Borrowing Of Funds For Fiscal Year 2010-2011 In An Amount Not To Exceed \$200,000,000 And The Issuance And Sale Of 2010-2011 Tax And Revenue Anticipation Notes, Therefore And Approving Certain Related Matters; On The May 11, 2010 Finance And Management Committee Agenda
[\(09-1413\)](#)
- S-4-30 Subject: Sewer Service Charge
From: Finance And Management Agency
Recommendation: Amendment #2 To Sewer Service Charge Billing And Collection Agreement; On The June 8, 2010 Finance And Management Committee Agenda
[\(09-1421\)](#)
- S-4-31 Subject: Bradley C. Walters Room - Oakland Library
From: Oakland Public Library
Recommendation: Adopt A Resolution Requesting To Name The West Auditorium Of The Oakland Main Library "The Bradley C. Walters Room"; On The June 8, 2010 Life Enrichment Committee Agenda
[\(09-1395\)](#)
- S-4-32 Subject: Community Input Status Report - Piedmont Avenue Library
From: Oakland Public Library
Recommendation: Receive The Piedmont Avenue Library Community Input Status Report; On The June 8, 2010 Life Enrichment Committee Agenda
[\(09-1396\)](#)
- 5 A review of the Council Committees' actions from April 27, 2010 and determination of scheduling to the ORA/City Council meeting of May 4, 2010
[\(42910item5\)](#)
- 6 A review of the Agendas for the Council Committees for the meeting(s) of May 11, 2010.
[\(42910item6\)](#)
- 7 Subject: Tracking Of Council Items
From: Office Of The City Administrator
Recommendation: Receive A Monthly Report Tracking Significant Items Passed by Council As Identified By The Council Presiden
[\(09-0488-8\)](#)
- S-8 Subject: Assembly Bill 2567
From: Councilmember Kaplan
Recommendation: Adopt A Resolution To Support Assembly Bill 2567, Authorizing

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Local Public Agencies To Install And Operate Automated Parking Enforcement Systems
As Part Of Public Agency Street Sweepers
(09-1296)

This item was placed on this agenda pursuant to the Rule 28 of the Council's Rules of Procedure Resolution 79006 C.M.S.

This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance, prior to discussion.

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

NOTE: Americans With Disabilities Act
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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.

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

ORA - Oakland Redevelopment Agency
S - Supplemental Item