



# DRAFT

## City of Oakland Meeting Minutes

### \*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, September 17, 2009**

**10:45 AM**

**City Council Chambers - 3rd Floor**

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#### Roll Call / Call to Order

##### Scheduled

Excused: Member Quan

Present: Member Reid, Chair Brunner and Member De La Fuente

*The Oakland City Council Rules and Legislation Committee convened at 10:50*

*AM with Council President Brunner presiding as Chairperson.*

1 Closed Session

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

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

Aye; 3 - Member Reid, Chair Brunner and Member De La Fuente

*The office of the City Attorney scheduled a Closed Session from 4 PM to 6 PM on Tuesday, September 22, 2009*

2 Approval of the Draft Minutes from the Committee meeting of July 9, 2009, July 16, 2009 and July 23, 2009

**A motion was made by Member Reid to \*Approve the Minutes. The motion carried by the following vote:**

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

Aye; 3 - Member Reid, Chair Brunner and Member De La Fuente

3 Determination of Schedule of Outstanding Committee Items

**A motion was made by Chair Brunner, seconded by Member Reid, to \*Approve as Submitted. The motion carried by the following vote:**

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

Aye; 3 - Member Reid, Chair Brunner and Member De La Fuente

[09-17 Rules Pending](#)

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# DRAFT

4 Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting of September 22, 2009 (SUPPLEMENTAL)

**A motion was made by Member De La Fuente, seconded by Member Reid, to \*Approve with the following amendments. The motion carried by the following vote:**

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

Aye; 3 - Member Reid, Chair Brunner and Member De La Fuente

[09-17 Rules Item 4](#)

[View Report.pdf](#)

S-4-1 Subject: Concentra - Medical Examinations Agreement  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An Agreement With Occupational Health Centers Of California, A Medical Corporation Doing Business As Concentra Medical Centers To Provide Annual Physical Examinations Of Oakland Fire Department Employees In Representation Unit FQ1 As Required By The Memorandum Of Understanding Between Local 55 And The City Of Oakland For The Period Of October 1, 2010 Through September 30, 2014, With An Optional Two Year Extension, In An Amount That Shall Not Exceed One Million Eight Hundred Thousand Dollars (\$1,800,000.00) For The Six Year Period; On The October 27, 2009 Public Safety Committee Agenda  
[09-0784](#)

**Scheduled to \*Public Safety Committee on 10/27/2009**

S-4-2 Subject: Support Of Assembly Bill 17  
From: Oakland Police Department  
Recommendation: Adopt A Resolution In Support Of Assembly Bill #17, Which Provides For Increasing Existing Penalties Against Persons Convicted Of Soliciting A Minor To Engage In An Act Of Prostitution For Money Or Other Consideration, Or For Agreeing To Give A Minor Money Or Other Consideration In Return For The Minor Committing An Act Of Prostitution  
[09-0790](#)

**Scheduled to \*Rules & Legislation Committee on 10/1/2009**

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# DRAFT

S-4-3      Subject:    2009-2010 CALICO Agreement  
From:        Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Grant Agreement With The Child Abuse Listening, Interviewing, And Coordination Center (CALICO) For Amount Not To Exceed Twenty-Two Thousand Five Hundred Dollars (\$22,500), For The Period Of July 1, 2009 Through June 30, 2010, To Provide Forensic Interviews, Multi-Disciplinary Child Abuse Investigations, Family Support Services, Community Outreach, And Training To The Oakland Police Department; On The November 10, 2009 Public Safety Committee Agenda  
[09-0791](#)  
**Scheduled to \*Public Safety Committee on 11/10/2009**

S-4-4      Subject:    Oakland Coliseum Security Agreement  
From:        Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Security Agreement With The Oakland Coliseum Joint Venture, LLC (OCJV) For The Period Of November 7, 2009 Through June 30, 2011 To Provide Security Services At The Oakland Coliseum Arena, Stadium And Parking Facility; On The October 27, 2009 Public Safety Committee Agenda  
[09-0792](#)  
**Scheduled to \*Public Safety Committee on 10/27/2009**  
*The following individual spoke on this item:*  
*- Sanjiv Handa*

S-4-5      Subject:    Special Events Permit Fees  
From:        Oakland Police Department  
Recommendation: Adopt An Ordinance Amending Ordinance No. 12809 (Master Fee Schedule) To Reflect New Fees Associated With Obtaining A Special Events Permit From The Oakland Police Department; On The October 13, 2009 Finance And Management Committee Agenda  
[09-0793](#)  
**Scheduled to \*Finance & Management Committee on 10/13/2009**

# DRAFT

S-4-6      Subject:    Contra Costa County - MOU  
From:        Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Memorandum Of Understanding (MOU) For The Period October 31, 2009 Through November 1, 2011, Between The County Of Contra Costa, On Behalf Of The Automated Regional Information Exchange System (ARIES), And The Oakland Police Department To Establish A Direct Connection To The ARIES System For The Purpose Of Sharing And Integrating Criminal Justice Information; On The October 13, 2009 Public Safety Committee Agenda

[09-0794](#)

**Scheduled to \*Public Safety Committee on 10/13/2009**

S-4-7      Subject:    Travel Expenditures  
From:        Finance and Management Agency  
Recommendation: Receive An Informational Report On City Funded Travel Expenditures Incurred During Fiscal Year 2008-2009 And A Revised Travel Policy That Sets Clear Guidelines For City Travel And Requires Accountability From City Officers And Employees

[09-0712](#)

**Scheduled to \*Finance & Management Committee on 9/29/2009**

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S-4-8      Subject:    State Budget Impact - Education Revenue Augmentation Fund  
From:        Community and Economic Development Agency  
Recommendation: Adopt An Agency Resolution Amending The Fiscal Years 2009-2011 Biennial Budget To Revise Fiscal Year 2009-2010 Revenue Projections And To Provide For Fiscal Year 2009-2010 Payments To The Supplemental Educational Revenue Augmentation Fund (SERAF), And Amending Resolution No. 01-85 To Provide For A Portion Of The Payments To The SERAF To Come From The Agency's Voluntary Five Percent Contribution To The Low And Moderate Income Housing Fund

[09-0736](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 10/6/2009**

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# DRAFT

S-4-9      Subject:    Budget Informational Report  
              From:        Budget Office  
              Recommendation: Receive An Informational Report On The Fiscal Year 2009-2011  
                          Adopted Budget For The Oakland Redevelopment Agency And Fiscal Year  
                          2009-2010 Capital Improvement Program For The City Of Oakland; On The  
                          October 6, 2009 City Council Agenda  
[09-0797](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 10/6/2009**

S-4-10     Subject:    2009-2010 First Quarter Report  
              From:        Budget Office  
              Recommendation: Receive A Report On Fiscal Year 2009-2010 First Quarter  
                          Revenue & Expenditure Results & Year-End Projections For General Purpose Fund  
                          (1010), Landscaping And Lighting Assessment District Fund (2310), Equipment  
                          Fund (4100) And City Facilities Fund (4400); And The Status Of Implementing The  
                          Fiscal Year 2009-2010 Adopted And Amended Budget; On The November 10,  
                          2009 Finance And Management Committee Agenda

[09-0808](#)

**Scheduled to \*Finance & Management Committee on 11/10/2009**

S-4-11     Subject:    Port Of Oakland - Additional Service  
              From:        Office of the City Administrator  
              Recommendation: Adopt A Resolution To Grant Another Designated Period For  
                          Two Years Additional Service Credit For Specific Local Miscellaneous Port Of  
                          Oakland Employee Classifications Under California Government Code Section  
                          20903; On The October 20, 2009 City Council Agenda

[09-0818](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 10/20/2009**

*The following individual spoke on this item:*

*- Sanjiv Handa*

# DRAFT

- S-4-12      Subject:    Notice Of Intention Additional Service Credit - Port Of Oakland  
From:        Office of the City Administrator  
Recommendation: Adopt A Resolution Authorizing Two Years Of Additional Service Credit To Specific Local Miscellaneous Port Of Oakland Employee Classifications Under California Government Code Section 20903; And Public Notice Of Costs Associated With The Program As Proposed  
[09-0819](#)  
**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 10/6/2009**  
[View Report.pdf](#)
- S-4-13      Subject:    City Attorney Annual Report  
From:        Office of the City Attorney  
Recommendation: Receive The City Attorney's Annual Report; On The October 13, 2009 Finance Committee Agenda  
[09-0782](#)  
**Scheduled to \*Finance & Management Committee on 10/13/2009**  
*The following individual spoke on this item:*  
*- Sanjiv Handa*
- S-4-14      A Request To Re-Title An Item Already Scheduled On The September 29, 2009 Community And Economic Development Committee Agenda  
  
NEW TITLE: Adopt A Resolution Authorizing A Business Tax Incentive Program And Sales Tax Sharing Program To Facilitate The City's Business Attraction Activities  
  
OLD TITLE: Action On A Report On A Jobs And Tax Base Expansion Initiative  
  
Reason: To Properly Notice The Proposed Resolution Now Included As Part Of This Agenda Item  
[09-0451](#)  
**Scheduled to \*Community & Economic Development Committee on 9/29/2009**  
[View Report.pdf](#)  
[View Supplemental Report.pdf](#)  
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# DRAFT

S-4-15      Subject:      Status Of Projects At Shepherd Canyon And Joaquin Miller Parks  
From:              Councilmember Jean Quan  
Recommendation: Receive An Informational Report On The Status Of The  
Community Planning Process And Implementation Of Projects At Shepherd Canyon  
And Joaquin Miller Parks 2003-2009; On The October 13, 2009 Life Enrichment  
Committee Agenda

[09-0783](#)

**Scheduled to \*Life Enrichment Committee on 10/13/2009**

S-4-16      Subject:      Peter Szluk - Recognition  
From:              Councilmember Larry Reid  
Recommendation: Adopt A Resolution Recognizing And Honoring Peter Szluk For  
His Dedicated Service To The City Of Oakland Upon His Retirement After 25 Years

[09-0785](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 10/6/2009**

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S-4-17      Subject:      D. Jacquelyn Edwards - Recognition  
From:              Councilmember Desley Brooks  
Recommendation: Adopt A Resolution Honoring D. Jacquelyn Edwards For  
Twenty-Three Years Of Distinguished Service To The Citizens Of The City Of  
Oakland And Congratulating Her On Her Retirement; On The November 3, 2009  
City Council Agenda

[09-0786](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 11/3/2009**

S-4-18      Subject:      Susan Watson - Recognition  
From:              Councilmember Nancy Nadel  
Recommendation: Adopt A Resolution Honoring Susan Watson For Eighteen Years  
Of Distinguished Service To The Citizens Of The City Of Oakland And  
Congratulating Her On Her Retirement; On The October 20, 2009 City Council  
Agenda

[09-0787](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 10/20/2009**

# DRAFT

S-4-19      Subject:    Lieutenant Ronald Lighten - Recognition  
From:        Councilmember Larry Reid And Councilmember Desley Brooks  
Recommendation: Adopt A Resolution Honoring Lieutenant Ronald Lighten For His Dedication, And Valuable Service Upon His Retirement From The Oakland Police Department After 30 Years  
[09-0809](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 10/6/2009**  
[View Report.pdf](#)

S-4-20      Subject:    Vehicle Pursuit Policy  
From:        Councilmember Nancy Nadel  
Recommendation: Receive An Informational Report From The Chief Of Police On Current Policy, Procedures, And Precautions Used For Vehicle Pursuits In The City Of Oakland; On The October 27, 2009 Public Safety Committee Agenda  
[09-0810](#)

**Scheduled to \*Public Safety Committee on 10/27/2009**

S-4-21      Subject:    Diplomatic Negotiations - Niger Delta, Nigeria  
From:        Councilmember Nancy Nadel  
Recommendation: Adopt A Resolution (1) Calling For United States' Support For Third Party Diplomatic Negotiations In The Niger Delta, Nigeria And (2) Supporting Reintroduction In The 111th Congress Of The Extractive Industries Transparency Disclosure Act, Which Would Require That All Companies Registered With The Securities And Exchange Commission Report Their Payments To Foreign Governments For The Extraction Of Oil, Gas And Minerals On A Country-By-Country Basis  
[09-0812](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 10/6/2009**  
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S-4-22      Subject:    United Nations Month  
From:        Councilmember Nancy Nadel  
Recommendation: Adopt A Resolution Declaring October 2009 United Nations Month And October 24th 2009 United Nations Day In The City Of Oakland And Authorizing The City Of Oakland To Serve As An Honorary Sponsor Of The United Nations Anniversary Flag Raising Ceremony  
[09-0813](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 10/6/2009**  
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# DRAFT

- S-4-23      Subject:    Illegal Street Vendors Update  
From:        Councilmember Larry Reid  
Recommendation: Receive An Update On A Report Detailing The Enforcement Of Oakland Municipal Code Sections Prohibiting Illegal Street Vendors, Including Statistical Data On Enforcement Efforts, And The Feasibility Of Centralized Locations Throughout The City Where Food From Vendors Can Be Bought And Sold Legally; On The November 10, 2009 Public Safety Committee Agenda  
[09-0816](#)  
**Scheduled to \*Public Safety Committee on 11/10/2009**
- S-4-24      Subject:    Aileen Moffitt - Recognition  
From:        Councilmembers Desley Brooks, Jean Quan & Nancy Nadel  
Recommendation: Adopt A Resolution Honoring Aileen Moffitt, Founder And Director Of Prescott Circus Theatre, On The Occasion Of Her Retirement And Celebration Of 25 Years Of Prescott Circus Theatre In West Oakland  
[09-0820](#)  
**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 10/6/2009**  
[View Report.pdf](#)
- S-4-25      Subject:    Worker's United Local 3  
From:        Council President Jane Brunner  
Recommendation: Adopt A Resolution To Urge Aramark To Set Bargaining Dates With Workers United Local 3; On The October 6, 2009 City Council Agenda  
[09-0821](#)  
**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 10/6/2009**
- S-4-26      Subject:    Clear Channel Outdoor - Billboard Relocation  
From:        Councilmember Rebecca Kaplan  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Billboard Relocation Agreement With Clear Channel Outdoor, Inc. ("CCO"): 1) Allowing CCO To Remove And Waive Its Rights To Compensation, Including All Real Property And Personal Property Interest, For A Number Of Billboards At Various Locations In Exchange For: (A) Construction Of A New Billboard On East Bay Municipal Utility District (EBMUD) Land East Of The Bay Bridge Toll Plaza; And (B) Reconstruction Of An Existing Billboard On EBMUD Land East Of The Bay Bridge Toll Plaza  
[09-0822](#)  
**Scheduled to \*Community & Economic Development Committee on 9/29/2009**

# DRAFT

- S-4-27      Subject:      Condominium Conversion - Municipal Code Amendment  
From:            Councilmember Patricia Kernighan  
Recommendation: Discussion And Possible Action On A Report And Recommendation To Adopt An Ordinance Amending OMC Chapter 16.36, Condominium Conversion, A) To Establish A Pilot Program Creating An Alternate Way For A Limited Number Of High Rent Apartments In The Impact Zone To Convert To Condominiums, B) To Allow A Limited Number Of Qualified Residential Buildings Owned By Tenants In Common To Convert To Condominiums, And C) To Amend The Master Fee Schedule To Increase Fees Relating To The Processing And Approval Of Condominium Conversions; On The October 27, 2009 Community And Economic Development Committee Agenda [09-0823](#)  
**Scheduled to \*Community & Economic Development Committee on 10/27/2009**
- S-4-28      Subject:      Local And Small Business Enterprise Participation  
From:            Contracting And Purchasing  
Recommendation: Receive An Informational Report On Local And Small Business Enterprise Participation Levels Achieved On City Contracts For Fiscal Years 2007-2008 And 2008-2009; On The October 13, 2009 Public Works Committee Agenda [09-0811](#)  
**Scheduled to \*Community & Economic Development Committee on 10/13/2009**  
*This item will also be heard by the Public Works Committee*
- S-4-29      Subject:      2009-2010 Temporary Winter Shelter Agreement  
From:            Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Waive The Competitive Process And Enter Into An Agreement For The Period Of October 15, 2009 Through May 15, 2010 In An Amount Not To Exceed \$276,682.64 With Anka Behavioral Health, Inc. To Open And Operate The Oakland Army Base Temporary Winter Shelter (OABTWS) From November 15, 2009 Through April 30, 2010; And (2) Enter Into A Six Month Lease For \$1.00 A Year With The Oakland Redevelopment Agency For Use Of Building 821 At The Army Base From November 1, 2009 Through April 30, 2010; And (3) Allocate \$125,000 From Alameda County, And \$56,000 From The City Of Berkeley To Establish And Operate The Temporary Winter Shelter At The Oakland Army Base [09-0814](#)  
**Scheduled to \*Life Enrichment Committee on 9/29/2009**  
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# DRAFT

S-4-30      Subject:    Oakland City Center Project  
From:        Community and Economic Development Agency  
Recommendation: A Request To Withdraw From The September 29, 2009  
Community And Economic Development Committee Agenda The Following Pieces  
Of Legislation:

1) A City Ordinance, As Recommended By The City Planning Commission,  
Authorizing The City Administrator To Negotiate And Execute A Development  
Agreement Between The City Of Oakland And Oakland T12 LLC Regarding The  
Property And Project Known As "The Oakland City Center Project T-12;  
[09-0406](#)

**Accepted**

2) A City Ordinance Authorizing The City Of Oakland To Enter Into A Thirteenth Amendment  
To The Disposition And Development Agreement With Oakland T12 LLC, Regarding The City  
Center Project To Extend The Date To Complete An Office Development On Block T-12 Of The  
City Center Project By 36 Months Changing It From April 12, 2012 To April 12, 2015, With  
Two Additional Extension Options Of 12 Months Each; And  
[09-0406-1](#)

**Accepted**

S-4-31      Subject:    East Oakland Sports Complex/Brookdale Teen Center Contributions  
From:        Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution (1) Amending Resolution No. 81586 To Modify The City Of  
Oakland Project List For The Allocation Of East Bay Regional Park District  
Measure WW Funds By Reducing The Amount Of Funds For The East Oakland  
Sports Complex By \$200,000 And Reallocating These Funds To The Brookdale  
Teen Center, And (2) Accepting And Appropriating An Equivalent \$200,000  
Additional Contribution By The Redevelopment Agency Under The Cooperation  
Agreement For The East Oakland Sports Complex; And  
[09-0795](#)

**Scheduled to \*Community & Economic Development Committee on  
10/13/2009**

# DRAFT

2) An Agency Resolution Amending Resolution No. 2008-0090 To Increase The Contribution To The City Under The Cooperation Agreement From Coliseum Redevelopment Funds For The East Oakland Sports Complex By \$200,000 For A Total Agency Contribution Of \$2,200,000; On The October 13, 2009 Community And Economic Development Committee Agenda And As A Public Hearing On The October 20, 2009 City Council Agenda

[09-0795-1](#)

**Scheduled to \*Community & Economic Development Committee on 10/13/2009**

*This item will also appear as a Public Hearing on the October 20, 2009 City Council agenda*

S-4-32      Subject:      73rd Avenue Structure Demolition Contract  
From:          Community and Economic Development Agency  
Recommendation: Adopt An Agency Resolution Awarding A Contract For The Demolition Of A Structure At The Southwest Corner Of 73rd Avenue And Foothill Boulevard To The Lowest Responsible Bidder, Thomas D. Eychner, In An Amount Not-To-Exceed \$150,000.00 In Accord With The Plans And Specifications For The Project And Contractor's Bid Therefor, And Allocating Central City East Redevelopment Funds To Pay For The Work

[09-0798](#)

**Scheduled to \*Community & Economic Development Committee on 9/29/2009**

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S-4-33      Subject:      General Plan Land Use Diagram Corrections  
From:          Community and Economic Development Agency  
Recommendation: Adopt A Resolution Correcting, Refining And Clarifying The General Plan Land Use Diagram To Generally Reflect Existing Zoning And Land Use, And Conform To The Intent Of The Previously Adopted General Plan

[09-0799](#)

**Scheduled to \*Community & Economic Development Committee on 9/29/2009**

*This item will also appear as a Public Hearing on the October 6, 2009 City Council agenda*

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# DRAFT

3) An Agency Resolution Authorizing The Agency To Enter Into A Thirteenth Amendment To The Disposition And Development Agreement With Oakland T12 LLC, Regarding The City Center Project To (1) Extend The Date To Complete An Office Development On Block T-12 Of The City Center Project By 36 Months Changing It From April 12, 2012 To April 12, 2015, With Two Additional Extension Options Of 12 Months Each And (2) Accept Payment Of \$300,000 From Oakland T12 LLC To The Agency For The Initial Extension, And Payments Of \$200,000 And \$300,000, Respectively, For Each Additional 12-Month Option To Extend To Complete The Office Development; With No New Date

Reason: Agreements Are Under Negotiation And Are Not Yet Ready For Council Action; Staff May Also Seek Closed Session Discussion Of Real Estate Terms Prior To Rescheduling This Item

[09-0406-2](#)

**\*Withdrawn with No New Date**

*The following individual spoke on this item:*

- Sanjiv Handa

S-4-34      Subject:      Preferential Residential Permit Parking Area "E" Addition  
From:          Community and Economic Development Agency  
Recommendation: Adopt A Resolution Adding New Streets To Preferential Residential Permit Parking (PRPP) Area "E" And Changing On-Street Parking Restrictions In The Area To Include Alida Street Between Lincoln Avenue And Linnet Avenue, And On Alida Court Between Alida Street And Cul-De-Sac, And Restricting General Street Parking Within Said Residential Permit Parking Zones To Two Hours, Monday Through Friday From 8:00 A.M. To 6:00 P.M.

[09-0800](#)

**Scheduled to \*Public Works Committee on 9/29/2009**

*The following individual spoke on this item:*

- Sanjiv Handa

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S-4-35      Subject:      Preferential Residential Permit Parking Area "I" Addition  
From:          Community and Economic Development Agency  
Recommendation: Adopt A Resolution Adding New Streets To Preferential Residential Permit Parking (PRPP) Area "I" And Changing On-Street Parking Restrictions In The Area To Include 66th Street Between Shattuck Avenue And Telegraph Avenue, And On Raymond Street Between 66th Street And Alcatraz Avenue, And Restricting General Street Parking Within Said Residential Permit Parking Zones To Two Hours, Monday Through Friday From 8:00 A.M. To 6:00 P.M.

[09-0801](#)

**Scheduled to \*Public Works Committee on 9/29/2009**

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# DRAFT

S-4-36      Subject:      Property Vacation - 37th And Alameda Avenues  
From:            Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Adopting Findings And Setting A Hearing To Receive Supporting Evidence And Public Comments On A Proposed Conditional Vacation Of A Portion Of East 8th Street Between The Intersections Of 37th Avenue And Alameda Avenue To The California Department Of Transportation For The Seismic Retrofitting Of Interstate Freeway Route 880 At High Street; And

[09-0802](#)

**Scheduled to \*Public Works Committee on 9/29/2009**

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2) An Ordinance Conditionally Vacating Of A Portion Of East 8th Street Between The Intersections Of 37th Avenue And Alameda Avenue To The California Department Of Transportation For The Interstate Freeway Route 880 Seismic Retrofit At High Street

[09-0802-1](#)

**Scheduled to \*Public Works Committee on 9/29/2009**

*This item will also appear as a Public Hearing on the October 6, 2009 City Council agenda*

S-4-37      Subject:      Railroad Avenue Improvements Phase II - Gallagher And Burk  
From:            Community and Economic Development Agency  
Recommendation: Adopt A Resolution Awarding A Construction Contract To Gallagher And Burk, Inc., For Railroad Avenue Improvements - Phase II, From Louisiana Street To 98th Avenue (Project No. P330910) In Accord With The Project Plans And Specifications And Contractor's Bid In The Amount Not-To-Exceed Six Hundred Fifty-Seven Thousand Four Hundred Ninety-Nine Dollars (\$657,499.00)

[09-0803](#)

**Scheduled to \*Public Works Committee on 10/13/2009**

S-4-38      Subject:      Amendment 2 - Shah Kawasaki Agreement  
From:            Community and Economic Development Agency  
Recommendation: Adopt A Resolution Waiving The Competitive Request For Proposal/Qualification Process And Authorizing Amendment No. 2 To Increase The Agreement With Shah Kawasaki Architects For As-Needed Architectural Services For An Amount Not To Exceed One Hundred Thousand Dollars (\$100,000.00), Bringing The Total Contract Amount To One Million Dollars (\$1,000,000.00)

[09-0804](#)

**Scheduled to \*Public Works Committee on 9/29/2009**

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# DRAFT

S-4-39      Subject:      Cleveland Cascade Rehabilitation Project  
From:            Community and Economic Development Agency  
Recommendation: Adopt A Resolution: 1) Rejecting All Bids Submitted For The Cleveland Cascade Rehabilitation Project (C242116); 2) Waiving Further Competitive Bidding Requirements; And 3) Authorizing The City Administrator, Or The City Administrator's Designee, To Negotiate And Purchase The Necessary Construction Services And Materials For The Project On The Open Market In An Amount Not To Exceed Two Hundred Sixteen Thousand Dollars (\$216,000.00), Without Return To The City Council

[09-0805](#)

**Scheduled to \*Public Works Committee on 9/29/2009**

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S-4-40      Subject:      Conditional And Revocable Permit - 283 Beauforest Drive  
From:            Community and Economic Development Agency  
Recommendation: Adopt A Resolution Granting John and Gail Buchbinder A Conditional And Revocable Permit To Allow A Portion Of An Existing Residence, Access Stair, And Retaining Walls Located At 283 Beauforest Drive To Encroach Into The Public Right-Of-Way

[09-0806](#)

**Scheduled to \*Public Works Committee on 9/29/2009**

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S-4-41      Subject:      Conditional And Revocable Permit - 2800 Madera Avenue  
From:            Community and Economic Development Agency  
Recommendation: Adopt A Resolution Granting Thomas Dolan A Conditional And Revocable Permit To Allow An Exterior Wall For An Existing Building Located At 2800 Madera Avenue To Encroach Into The Public Right-Of-Way Along Fleming Avenue

[09-0807](#)

**Scheduled to \*Public Works Committee on 9/29/2009**

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# DRAFT

S-4-42      Subject:    City Garage Operations  
From:        Finance and Management Agency  
Recommendation: A Request To Re-Title, Withdraw And Re-Schedule An Item On  
The September 29, 2009 Finance And Management Committee Agenda

NEW TITLE: Action On Recommendations For Improvements To The City's  
Parking Garage Operations Including Changes To The Parking Validation Policy,  
Establishment Of An Employee Parking Privilege Policy, Garage Automation, And  
Consolidation Of Auxiliary Garage Services; On The October 27, 2009 Finance And  
Management Committee Agenda

OLD TITLE: Receive Follow Up Report On Efforts To Improve Service And  
Enhance Revenues In City Garage Operations Including A Follow Up Report On  
Douglas Parking Contract For Off-Street Parking Including: Performance Standards  
And A Schedule Of Deliverables With Remedies For Non-Compliance And A  
Timeline For Implementation

Reason: The Recommendations Will Not Be Finalized In Time For The Report To  
Be Published For The September 29th Meeting.

[09-0626](#)

**Scheduled to \*Finance & Management Committee on 10/27/2009**

S-4-43      Subject:    Perla Zapanta - Recognition  
From:        Finance and Management Agency  
Recommendation: Adopt A Resolution Commending Perla Zapanta For More Than  
26 Years of Devoted And Dedicated Service And Congratulating Her On Retirement  
[09-0788](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 10/6/2009**

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S-4-44      Subject:    Teresita Obligacion - Recognition  
From:        Finance and Management Agency  
Recommendation: Adopt A Resolution Commending Teresita Obligacion For More  
Than 25 Years Of Devoted And Dedicated Service And Congratulating Her On  
Retirement  
[09-0789](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 10/6/2009**

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# DRAFT

S-4-45      Subject:    Comprehensive Annual Financial Report  
From:        Finance and Management Agency  
Recommendation Receive The Comprehensive Annual Financial Report For Fiscal Year 2008-2009; On The December 1, 2009 Finance And Management Committee Agenda  
[09-0796](#)  
**Scheduled to \*Finance & Management Committee on 12/1/2009**  
*The following individual spoke on this item:*  
*- Sanjiv Handa*

## ADDITIONAL ITEMS SUBMITTED ON THE DAIS

Subject:    Budget Balancing Measures  
From:        Budget Office  
Recommendation: Action On A Follow Up Report And Recommendations Regarding Updated Federal COPS Grant Award Figures, Status On Concessions Achieved From The Police Union, And Additional Possible Budget Balancing Measures For Fiscal Years 2009-2011  
[09-0716](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 9/22/2009**

Subject:    Travel Authorization - Councilmember Quan  
From:        Councilmember Jean Quan  
Recommendation: Adopt A Resolution Authorizing Council Member Jean Quan To Travel To San Jose, CA On September 17-18, 2009 To Attend The 2009 League Of California Cities Annual Conference  
[09-0825](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 9/22/2009**

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5            A review of the Council Committees' actions from September 15, 2009 and determination of scheduling to the ORA/City Council meeting of September 22, 2009 or future dates (MATRIX)

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

**Votes:** Excused; 1 - Member Quan  
Aye; 3 - Member Reid, Chair Brunner and Member De La Fuente

*The following individual spoke on this item:*  
*- Sanjiv Handa*

[09-17 Rules Item 5](#)  
[View Report.pdf](#)

# DRAFT

6 A review of the Agendas for the Council Committees for the meetings of September 29, 2009 and the Rules and Legislation Committee for the meeting of October 1, 2009

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

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

Aye; 3 - Member Reid, Chair Brunner and Member De La Fuente

*The following individual spoke on this item:*

- Sanjiv Handa

[09-17 Rules Item 6](#)

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7 Discussion And Action On Potential Proposals To Obtain Grant Funds Provided Under The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package")

*There was no action necessary for this item*

[09-0188](#)

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8 Subject: Tracking Of Council Items  
From: Council President Brunner  
Recommendation: Receive A Monthly Report Tracking Significant Items Passed by Council As Identified By The Council President  
[09-0488-1](#)

**A motion was made by Chair Brunner, seconded by Member De La Fuente, that this matter be \*Received and Filed. The motion carried by the following vote:**

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

Aye; 3 - Member Reid, Chair Brunner and Member De La Fuente

*The following individual spoke on this item:*

- Sanjiv Handa

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# DRAFT

9 Subject: Support Of Senate Bill 279  
From: Councilmember Nadel and Council President Brunner  
Recommendation: Adopt A Resolution In Support Of Senate Bill 279 (Hancock): Finance Energy Efficiency, Water Conservation, And Renewable Energy Investments Through Community Facility Districts  
[09-0771](#)

**A motion was made by Member De La Fuente, seconded by Member Reid, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on September 22, 2009. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Quan  
Aye; 3 - Member Reid, Chair Brunner and Member De La Fuente

*The following individuals spoke on this item:*

- Sanjiv Handa
- Terru Waller
- Dave Room
- Al Weinrub

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

*The following individual spoke under Open Forum:*  
- Sanjiv Handa

## **Adjournment**

*There being no further business, and upon the motion duly made, the Oakland City Council Rules and Legislation Committee adjourned the meeting at 12:18 P.M.*

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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.

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*City Clerk and Clerk of the Council*