



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 23, 2009

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:

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 April 2, 2009
- 3 Determination of Schedule of Outstanding Committee Items
(04-23 Rules Pending)
- 4 Scheduling of Agenda Items and revisions to the agendas for the Council Committee meetings of April 28, 2009 (SUPPLEMENTAL)
(04-23 Rules Item 4)

SUPPLEMENTAL

- S-4-1 Subject: Oil Spill Response Equipment Grants
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To Accept And Appropriate Two Grants For Oil Spill Response Equipment And Training, In The Amount Of Twenty-Five Thousand Dollars \$25,000 Each, Totaling Fifty Thousand Dollars (\$50,000.00) In Grant Funding For Reimbursement From The California Department Of Fish And Game; Office Of Oil Spill Prevention And Response, To Purchase Oil Spill Response Equipment Including Training To Provide The City Of Oakland The Enhanced Capability To Immediately Respond And Deal With The Immediate Needs Of An Oil Spill And Protect Our Ecologically Sensitive Sites As Well As Local Resources, And Waiving The City's Bid Process And Request For Proposal Processes For The Purchase Of Said Equipment And Training; On The May 26, 2009 Public Safety Committee Agenda
[\(09-0325\)](#)
- S-4-2 Subject: First Responder Life Support Services Agreement - Extension
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Extend The First Responder Advanced Life Support Services Agreement With Alameda County Emergency Medical Services District For The Period Of July 1, 2009 Through June 30, 2011 And To Appropriate Payment Anticipated To Be \$1,082,744; On The May 26, 2009 Public Safety Committee Agenda
[\(09-0326\)](#)
- S-4-3 Subject: 2008-2009 Oil Spill Grant Funding
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To Accept And Appropriate An Additional Ten Thousand Dollars (\$10,000.00) In Oil Spill Prevention And Response (OSPR) Grant Funding For Fiscal Year 2008-2009, Increasing The Total Grant Award To Thirty-Five Thousand Dollars (\$35,000) Per Year For Reimbursement From The State Of California Department Of Fish And Game, Office Of Oil Spill Prevention And Response (OSPR), For The City Of Oakland's Staff Services Of Updating And Revising The Alameda County Oil Spill Contingency Plan (LCP), And Accepting Up To Thirty-Five Thousand Dollars (\$35,000) In Grant Funding Per Year For The Next Five Years, Through July 1, 2014, To Continue To Update And Revise The Alameda County Oil Spill Contingency Plan; On The May 26, 2009 Public Safety Committee Agenda
[\(09-0327\)](#)

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- S-4-4 Subject: Additional Budget Meeting
From: Office of the Mayor & City Council
Recommendation: A Request To Schedule An Additional Special Meeting
Of The City Council To Receive The Presentation Of The Mayor's Fiscal
Year 2009-2011 Proposed Budget On May 5, 2009 At 4:00 PM
[\(09-0316\)](#)
- S-4-5 Subject: Bing Rong Mi - Appeal
From: Office of the City Administrator
Recommendation: Conduct A Public Hearing Resolution On Bing Rong
Mi's Appeal Of The Administrative Hearing Officer's Decision To Deny Her
Application For A Massage Establishment Permit, And Upon Conclusion
Adopt A Resolution Affirming Hearing Officer's Decision; On The May 5,
2009 City Council Agenda
[\(09-0324\)](#)
- S-4-6 Subject: 2009-2010 Emergency Medical Services Tax
From: Budget Office
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year
2009-2010 Increase To A Special Tax Imposed For Emergency Medical
Services In Accordance With The Emergency Medical Services Retention
Act Of 1997 (Measure M); And Setting June 16, 2009 As The Date For
Public Hearing; On The City Council Agenda
[\(09-0328\)](#)
- S-4-7 Subject: 2009-2010 Paramedic Emergency Services Tax
From: Budget Office
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year
2009-2010 Increase To A Special Tax Imposed For Paramedic Emergency
Services In Accordance With The Paramedic Services Act Of 1997
(Measure N); And Setting June 16, 2009 As The Date For A Public
Hearing; On The City Council Agenda
[\(09-0329\)](#)
- S-4-8 Subject: 2009-2010 Library Services Tax
From: Budget Office
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year
2009-2010 Increase To A Special Tax Imposed For Library Services In
Accordance With The Library Services Retention And Enhancement Act Of
2004 (Measure Q); And Setting June 16, 2009 As The Date For A Public
Hearing; On The City Council Agenda
[\(09-0330\)](#)

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- S-4-9 Subject: 2009-2010 Preliminary Report For The Wildfire Prevention District
From: Budget Office
Recommendation: Adopt A Resolution Of Intention To Levy Taxes; Acceptance Of The Fiscal Year 2009-2010 Preliminary Annual Report For The City Of Oakland Wildfire Prevention Assessment District Pursuant To The Oakland Municipal Code; And Setting The Date For A Public Hearing; On The May 12, 2009 Finance And Management Committee Agenda And As A Public Hearing On The June 16, 2009 City Council Agenda
[\(09-0345\)](#)
- S-4-10 Subject: 2009-2010 Preliminary Report - Landscaping & Lighting District
From: Budget Office
Recommendation: Adopt A Resolution Of Intention To Levy Taxes; Acceptance Of The Fiscal Year 2009-2010 Preliminary Annual Report For The City Of Oakland Landscaping And Lighting Assessment District; And Setting The Date For A Public Hearing; On The May 12, 2009 Finance And Management Committee Agenda And As A Public Hearing On The June 16, 2009 City Council Agenda
[\(09-0346\)](#)
- S-4-11 Subject: 2009-2010 Violence Prevention And Public Safety Tax
From: Budget Office
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2009-2010 Increase To A Special Tax Imposed For Violence Prevention and Public Safety Services In Accordance With The Violence Prevention and Public Safety Act of 2004 (Measure Y) And Setting June 16, 2009 As The Date for a Public Hearing; On The May 12, 2009 Finance And Management Committee Agenda
[\(09-0347\)](#)
- S-4-12 Subject: Third Quarter Measure Y Evaluation
From: Office of the City Administrator
Recommendation: Receive The Measure Y Evaluation, Third Quarter Report, January 11 - April 10, 2009; On The May 12, 2009 Public Safety Committee Agenda
[\(09-0354\)](#)
- S-4-13 Subject: Transfer Of Problem Solving Officers
From: Office of the City Administrator
Recommendation: Receive A Status Report On Implementing The Transfer Of Eligible Charges Of 14 Problem Solving Officers To Measure Y; On The May 12, 2009 Finance And Management Committee Agenda
[\(09-0356\)](#)

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- S-4-14 Subject: Receipt And Distribution Of Passes And Tickets
From: Office of the City Attorney
Recommendation: Adopt A Resolution Enacting A Policy Regarding The Receipt And Distribution Of Passes And Tickets By City Of Oakland Officials And Repealing Resolution Number 75052 C.M.S., Adopted June 15, 1999; On The May 12, 2009 Finance And Management Committee Agenda
[\(09-0363\)](#)
- S-4-15 Subject: Public Works Agency Performance Audit
From: Office of the City Auditor
Recommendation: A Request To Withdraw From The April 28, 2009 Public Works Committee Agenda The Performance Audit Of The Public Works Agency; And Reschedule To The May 12, 2009 And May 26, 2009 Public Works Committee Agendas

Reason: Due To Circumstances Beyond The Control Of The City Auditor (E.G., Shooting Of The Four Officers, City Shutdown) And Our Commitment To Work Collaboratively, The Completed Audit Report Was Not Finished By The April 16th Printing Deadline
[\(09-0230\)](#)
- S-4-16 Subject: Priority Project Funds - District 6
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Authorizing A Grant Of \$60,000.00 From Councilmember Desley Brooks' Priority Project Funds To Oakland Fund For Co-Sponsoring Of The Annual Concert At Arroyo Park Series, Sponsorship Of A 3 On 3 Basketball Tournament, And Operating Expenses; On The May 5, 2009 City Council Agenda
[\(09-0314\)](#)
- S-4-17 Subject: Priority Project Funds - District 6
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Authorizing A Grant Of \$7,623.00 From Councilmember Desley Brooks' Priority Project Funds To Urban Services YMCA For Expenses Associated With The Dare To Dream Program; On The May 5, 2009 City Council Agenda
[\(09-0315\)](#)
- S-4-18 Subject: Hepatitis B Awareness Week
From: Council President Jane Brunner
Recommendation: Adopt A Resolution Declaring The Week Of May 18 Through 22, 2009 As Hepatitis B Awareness Week In The City Of Oakland And Encouraging Residents To Support Programs To Promote Awareness And Treatment Of The Disease In Oakland And Throughout Northern California; On The May 5, 2009 City Council Agenda

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[\(09-0317\)](#)

S-4-19 Subject: Opposition To Assembly Bill 1139
From: Council President Jane Brunner
Recommendation: Adopt A Resolution In Opposition Of Assembly Bill 1139 (Perez) Which Would Dismantle the Enterprise Zone Program and Drastically Affect the Ability of California Businesses to Benefit from the Program; On The April 30, 2009 Rules And Legislation Committee Agenda

[\(09-0318\)](#)

S-4-20 Subject: Marj Saunders - Recognition
From: Councilmember Jean Quan
Recommendation: Adopt A Resolution Designating Saturday, May 9, 2009 As Marj Saunders Day In Recognition Of Her 100th Birthday And Her Inspirational Example Of Community Activism Over More Than 60 Years On Behalf Of Her Beloved Oakland; On The May 5, 2009 City Council Agenda

[\(09-0319\)](#)

S-4-21 Subject: Support Of Assembly Bill 280
From: Councilmembers Nancy Nadel and Jean Quan
Recommendation: Adopt A Resolution In Support Of Assembly Bill 280, If Amended, (Blakeslee/Ma) Relating To The California Earthquake Authority Accepting And Distributing Federal Stimulus Funds For Seismic Retrofit Of Multi-Family, Soft-Story Residences; On The April 30, 2009 Rules and Legislation Committee Agenda

[\(09-0320\)](#)

S-4-22 Subject: Municipal Identification Cards
From: Vice Mayor Ignacio De La Fuente
Recommendation: Adopt An Ordinance Adding Section 2.34.020 To The Oakland Municipal Code Authorizing The City Clerk To Issue Municipal Identification Cards Upon Request To Residents Of The City Of Oakland; On The May 12, 2009 Finance And Management Committee Agenda

[\(09-0321\)](#)

S-4-23 Subject: William Patterson - Recognition
From: Councilmember Jean Quan
Recommendation: Adopt A Resolution Honoring William "Bill" Patterson For His Many Years Of Service To The Oakland Community; On The May 5, 2009 City Council Agenda

[\(09-0322\)](#)

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- S-4-24 Subject: National Police Week
From: Councilmember Larry Reid
Recommendation: Adopt A Resolution Recognizing May 10-16, 2009 As National Police Week In The City Of Oakland; On The May 5, 2009 City Council Agenda
[\(09-0331\)](#)
- S-4-25 Subject: Marge Gladman - Recognition
From: Councilmember Larry Reid
Recommendation: Adopt A Resolution Recognizing Marge Gladman Upon Her Retirement After 22 Years Of Service With The City Of Oakland; On The May 5, 2009 City Council Agenda
[\(09-0364\)](#)
- S-4-26 Subject: Municipal Clerks Week
From: Council President Jane Brunner
Recommendation: Adopt A Resolution Declaring May 3 Through May 9, 2009 As Municipal Clerks Week
[\(09-0366\)](#)
- S-4-27 Subject: 2009-2010 Violence Prevention Services Grant Agreements
From: Department of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute Grant Agreements Between The City Of Oakland And Various Non-Profit And Public Agencies To Provide Violence Prevention Services For The Period July 1, 2009 To June 30, 2010, With Two One-Year Options To Renew In Accordance With The Measure Y Violence Prevention And Public Safety Act In An Amount Not To Exceed \$5,341,071; On The May 26, 2009 Public Safety Committee Agenda
[\(09-0348\)](#)
- S-4-28 Subject: 2009-2010 Cal Gang Reduction Intervention And Prevention Grant
From: Department of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate \$400,000 From The State Of California Governor's Office Of Emergency Services, Law Enforcement And Victims Services Division For A California Gang Reduction, Intervention And Prevention (CalGRIP) Grant To The City Of Oakland Department Of Human Services For January 1, 2009-December 31, 2010; On The May 26, 2009 Public Safety Committee Agenda
[\(09-0349\)](#)

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S-4-29 Subject: City-Funded Workforce Development Program Standards
From: Community and Economic Development Agency
Recommendation: A Request To Withdraw From The May 12, 2009
Community And Economic Development Committee Agenda A Report And
Possible Action On The Program Year 2008-2009 Job Training
Performance Standards Of City-Funded And Workforce Development
Programs And The Costs-Per-Outcome Of Adult Services Funded Under
The Workforce Investment Act; And Reschedule To The June 23, 2008
Community And Economic Development Committee Agenda
[\(07-1176\)](#)

S-4-30 Subject: Oakland Army Base Final Reuse Plan
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Rescinding, Per Court Order:

(1) Agency Resolution No. 2006-0084 ("A Resolution Amending The
Oakland Army Base Final Reuse Plan") Regarding An Auto Mall Project As
Described In Resolution No. 2006-0084

(2) Approval Of The 2007 Amendment To The Oakland Army Base Final
Reuse Plan (Amended Reuse Plan) Per Agency Resolution No. 2007-0086
Only To The Extent The Amended Reuse Plan Refers, Relates Or Applies
To The Auto Mall Project And/Or Relates To (A) Any Discharges From
New Development Into The 15-Inch Sewer Line And/Or (B) Vacation
And/Or Relocation Of Wake Avenue; And

[\(09-0332\)](#)

2) A City Resolution Rescinding, Per Court Order:

(1) Approval Of The 2007 Amendment To The Oakland Army Base Final Reuse Plan
(Amended Reuse Plan) Per City Council Resolution No. 81004 C.M.S. Only To The
Extent The Amended Reuse Plan Refers, Relates Or Applies To The Auto Mall Project
And/Or Relates To (A) Any Discharges From New Development Into The 15-Inch Sewer
Line And/Or (B) Vacation And/Or Relocation Of Wake Avenue

(2) Certification Of The Supplemental Environmental Impact Report For The Oakland
Army Base Auto Mall Project (SEIR) Per City Council Resolution No. 80301 C.M.S.,
Only To The Extent The SEIR Is Applicable To The Auto Mall Project And Purports To
Provide Environmental Review And/Or Clearance Under The California Environmental
Quality Act (CEQA) For (A) Any Discharges From New Development Into The 15-Inch
Sewer Line And/Or (B) Vacation And/Or Relocation Of Wake Avenue

(3) Certification Of The First Addendum To The SEIR For The Oakland Army Base
Auto Mall Project (Addendum) Per City Council Resolution No. 81004 C.M.S., Only To

SUPPLEMENTAL

The Extent The Addendum Is Applicable To The Project And/Or Purports To Provide Environmental Review And/Or Clearance Under CEQA For (A) Any Discharges From New Development Into The 15-Inch Sewer Line And/Or (B) Vacation And/Or Relocation Of Wake Avenue; On The May 26, 2009 Community And Economic Development Committee Agenda

[\(09-0332-1\)](#)

S-4-31 Subject: City Center Garage West - Loan Prepayment
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing Prepayment Of A City Loan Assumed By The Agency For The Development Of City Center Garage West In An Amount Not To Exceed \$15.95 Million From Proceeds Of Its 2009T Central District Subordinated Tax Allocation Bonds; And

[\(09-0333\)](#)

2) A City Resolution Authorizing Acceptance Of An Agency Prepayment Of A City Loan Assumed By The Agency For The Development Of City Center Garage West In An Amount Not To Exceed \$15.95 Million; On The May 26, 2009 Community And Economic Development Committee Agenda

[\(09-0333-1\)](#)

S-4-32 Subject: Property Sale - 453 Ashton Avenue & 2656 And 2660 98th Avenue
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance Authorizing 1) The Sale At No Cost Of One City Owned Single Family Dwelling At 453 Ashton Avenue And Two City Owned Parcels At 2656 And 2660 98th Avenue To The Rotary Club Of Oakland, Inc., For The Development Of Affordable Housing By The Peralta Community College District Under The City/Peralta/Rotary House Project, And 2) The Allocation Of \$10,000 From The Proceeds Of Each Sale To The Laney College Tool Fund; On The May 26, 2009 Community And Economic Development Committee Agenda

[\(09-0334\)](#)

S-4-33 Subject: Mandela Foods Cooperative Grant
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Allocating An Amount Not to Exceed \$58,000 From The West Oakland Redevelopment Operations Fund As A Matching Grant To The Mandela Foods Cooperative To Assist In Covering Project Cost Overruns Incurred During The Rehabilitation Of Its Grocery Store Located At 1420-1430 7th Street; On The May 26, 2009 Community And Economic Development Committee Agenda

[\(09-0335\)](#)

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- S-4-34 Subject: Public Sidewalk Dedication - 65 Harrison Street
From: Public Works Agency
Recommendation: Adopt A Resolution Accepting The Dedication Of A Public Sidewalk Easement Along Embarcadero Without Cost From The Port Of Oakland For A New Building At 65 Harrison Street Being Constructed By Jack London Square Investors II; On The May 26, 2009 Public Works Committee Agenda
[\(09-0336\)](#)
- S-4-35 Subject: Citywide On-Call Curb Ramp Project - AJW Construction
From: Community and Economic Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee To Award A Construction Contract To AJW Construction For The Citywide On-Call Curb Ramp Project (Project No. C316310) For The Amount Of Five Hundred Ten Thousand, One Hundred Twenty-Five Dollars (\$510,125.00); On The May 26, 2009 Public Works Committee Agenda
[\(09-0337\)](#)
- S-4-36 Subject: Class II Bicycle Lanes - Various Locations
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing Installation Of Class II Bicycle Lanes On MacArthur Boulevard By Reducing Travel Lanes From Three (3) Through Lanes To Two (2) Through Lanes Between Canon Avenue And Fruitvale Avenue And On East 33rd Street By Reducing Travel Lanes On This One-Way Street From Two (2) Through Lanes To One (1) Through Lane Between Beaumont Avenue And 14th Avenue; On The May 26, 2009 Public Works Committee Agenda
[\(09-0338\)](#)
- S-4-37 Subject: Citywide Sidewalk Repairs - Rosas Brothers
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee To Award A Construction Contract To Rosas Brothers Construction For The Citywide Sidewalk Repairs Project (Project No. C317510) For The Amount Of One Million Three Hundred Seventy-Six Thousand, Six Hundred Sixty-Seven Dollars (\$1,376,667.00); On The May 26, 2009 Public Works Committee Agenda
[\(09-0339\)](#)

SUPPLEMENTAL

- S-4-38 Subject: 2009-2010 State Transportation Development Act Funding
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Of Oakland To Apply For, Accept, And Appropriate Up To One Hundred Seventy-Five Thousand Dollars (\$175,000.00) In Fiscal Year 2009-2010 State Transportation Development Act Article 3 Funds As Follows: (1) 27th Street/Bay Place Bikeway, Broadway To Grand Avenue, Seventy-Five Thousand Dollars (\$75,000.00); (2) On-Call Curb Ramp Program, Phase C, Fifty Thousand Dollars (\$50,000.00); And (3) Rehabilitation Of The Margarido Stair And The Eucalyptus Stair And Path, Fifty Thousand Dollars (\$50,000.00) And Waiving The 1.5% Public Art Fee For The Projects; On The May 12, 2009 Public Works Committee Agenda
[\(09-0340\)](#)
- S-4-39 Subject: East Oakland Community Library
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee, To Accept And Appropriate Four Hundred Ninety-Seven Thousand Sixty-Five Dollars (\$497,065.00) From The Oakland Unified School District For The East Oakland Community Library At 81st Avenue Project; On The May 12, 2009 Public Works Committee Agenda
[\(09-0341\)](#)
- S-4-40 Subject: As-Needed Design Service - Intelligent Transportation Systems
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into Professional Service Agreements With Kimley-Horn & Associates, Inc., And KOA Corporation Inc. For As-Needed Design Services For Intelligent Transportation Systems (ITS) Projects In An Amount Not To Exceed Three Hundred Thousand Dollars (\$300,000.00) Each, Respectively; On The May 12, 2009 Public Works Committee Agenda
[\(09-0342\)](#)
- S-4-41 Subject: Dangerous And Insanitary Conditions At Various Buildings
From: Community and Economic Development Agency
Recommendation: Adopt Resolutions Confirming Administrative Hearings That Dangerous And Insanitary Conditions Exist At The Buildings Serving the Properties Known As 6629 Deakin Street, 2318 - 11th Avenue, 1229 - 77th Avenue, 2103 - 89th Avenue, 1120 Center Street, 1908 - 47th Avenue, 1628 - 86th Avenue and 1771 - 83rd Avenue; On The May 12, 2009 Public Works Committee Agenda
[\(09-0343\)](#)

SUPPLEMENTAL

- S-4-42 Subject: Intelligent Transportation System Equipment-Ray's Electric
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To The Lowest Responsive, Responsible Bidder, Ray's Electric, For The Installation Of Various Intelligent Transportation System Equipment In The City's Transportation Management Center In Accord With Plans And Specifications For City Project No. C313910, And Contractor's Bid Therefore, In The Amount Of Three Hundred Five Thousand One Hundred Forty-Eight Dollars And Thirty- Eight Cents (\$305,148.38); On The May 12, 2009 Public Works Committee Agenda
[\(09-0344\)](#)
- S-4-43 Subject: Fox Theater Project Loan Amendment
From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Regarding The Fox Theater Project Recommending Amending Resolution No. 2008-0077 C.M.S. To: (1) Allow The Agency To Reduce The Loan Amount For Tenant Improvements To Fox Theater Master Tenant, LLC From \$2,700,000 To An Amount Not To Exceed \$1,400,000 And (2) Authorize Redirecting The Remaining \$1,300,000 Of The Original Loan Amount To A Loan Agreement With Friends Of The Oakland Fox In An Amount Not To Exceed \$1,300,000 To Fund Needed Tenant Improvements In The Fox Theater; On The May 12, 2009 Community And Economic Development Committee Agenda
[\(09-0357\)](#)
- S-4-44 Subject: Real Property Sale - 4689 And 4683 Benevides Avenue
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 Approximately Two Thousand (2000) Square Feet Of City-Owned Surplus Real Property Located Along The Westerly Edge Of Dimond Park Adjacent To 4689 And 4683 Benevides Avenue To Shay And Olivia Harting, The Adjoining Property Owners, For The Total Fair Market Value Of (\$45,000.00) Dollars; On The May 26, 2009 Finance And Management Committee Agenda
[\(09-0358\)](#)
- S-4-45 Subject: Zero Waste Partnership - Recognition
From: Public Works Agency
Recommendation: Adopt A Resolution Recognizing The Zero Waste Partnership Of Oakland Residents And Businesses To Advance Environmental Sustainability Through Establishing The Brita Water Filter Recycling Program: Clorox/Brita, Take Back The Filter Campaign, And Whole Foods Market; On The May 5. 2009 City Council Agenda (Ceremonial Presentation Only)

SUPPLEMENTAL

[\(09-0350\)](#)

S-4-46 Subject: Raul Godinez - Recognition
From: Public Works Agency
Recommendation: Adopt A Resolution Presented By The American Public Works Association (APWA) To Honor Raul Godinez II, Public Works Agency Director, With The 2009 "Top Ten Public Works Leaders Of The Year" Award, Which Seeks To Recognize The Outstanding Career Achievements Of Public Works Professionals From Both The Public And Private Sectors; On The May 19, 2009 City Council Agenda (Ceremonial Presentation Only)

[\(09-0351\)](#)

S-4-47 Subject: Civic Bay Friendly Landscaping
From: Public Works Agency
Recommendation: Adopt An Ordinance Amending Chapter 15.35, Green Building Requirements For City Building Projects And Traditional Public Works Projects, Of The Oakland Municipal Code (OMC) To Add Section 15.35.100, Establishing Civic Bay Friendly Landscaping As The Standard For City Of Oakland Projects; On The June 9, 2009 City Council Agenda

[\(09-0352\)](#)

S-4-48 Subject: Trucking Services - Summerhill Electric
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Waive Advertising And Bidding For Trucking Services To Transport Contaminated Soil From The Coliseum Bart Station Area Underground Utility District No. 235 Project, Located Between 66th Avenue And 73rd Avenue, To State-Certified Dump Site Facilities, And Awarding A Contract To Summerhill Electric In An Amount Up To One Hundred Twenty Thousand Dollars (\$120,000.00) For Said Trucking Services In Accord With Plans And Specifications For City Project No. C332110 And Contractor's Bid Dated April 2, 2009; On The May 12, 2009 Public Works Committee Agenda

[\(09-0353\)](#)

S-4-49 Subject: California Public Employees Retirement System Contract
From: Finance and Management Agency
Recommendation: Adopt A Resolution Of Intention And Ordinance Of The City Of Oakland Authorizing An Amendment To The Contract Between The City Of Oakland And The Board Of Administration Of The California Public Employees' Retirement System CalPERS That Authorizes California Government Code Section 20903, Two Years Additional Service Credit For Local Miscellaneous Members And Local Safety Members; On The May 5, 2009 City Council Agenda

[\(09-0323\)](#)

SUPPLEMENTAL

S-4-50 Subject: Townsend Public Affairs Agreement
From: Office of the Mayor
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An Agreement With Townsend Public Affairs, Inc. To Serve As The City's State Legislative Representative For The Period Of November 1, 2008 Through October 31, 2010, A Period Of Twenty-Four Months, At One Hundred Thirty Thousand Dollars (\$130,000) Per Year, With A One Year Option To Renew For An Additional One Hundred Thirty Thousand Dollars (\$130,000), For A Total Amount Not To Exceed Three Hundred Ninety Thousand Dollars (\$390,000); On The May 14, 2009 Rules And Legislation Committee Agenda
[\(09-0355\)](#)

5 A review of the Agendas for the Concurrent Meeting of ORA/City Council for the meeting of May 5, 2009 and the Rules and Legislation Committee meeting of May 7, 2009
[\(04-23 Rules Item 5\)](#)

6 Subject: Municipal Code Amendment-Chapter 2.24
From: The Public Ethics Commission
Recommendation: Adopt An Ordinance Amending Chapter 2.24 Of The Oakland Municipal Code Pertaining To The Functions, Duties, Authority And Composition Of The Public Ethics Commission
[\(09-0278\)](#)

7 Subject: Assembly Bill 283
From: Public Works Agency
Recommendation: Adopt A Resolution In Support Of Assembly Bill 283 (Chesbro) -"Extended Producer Responsibility Program" That Would Establish A Comprehensive Approach To Reducing Product Waste
[\(09-0289\)](#)

8 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")
[\(09-0188\)](#)

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

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*Rules & Legislation Committee

Thursday, April 23, 2009

strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 839-6451

(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

- * 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