



# City of Oakland Meeting Minutes

Office of the City Clerk  
Oakland City Hall  
1 Frank H. Ogawa Plaza  
Oakland, California 94612  
LaTonda Simmons, City Clerk

## \*Rules & Legislation Committee

**Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California, 94612**

**City of Oakland Website: <http://www.oaklandnet.com>**

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**Thursday, February 18, 2010**

**10:45 AM**

**City Council Chambers - 3rd Floor**

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### Roll Call / Call to Order

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Excused: Chair Brunner

Present: Member Quan, Member Reid and Member De La Fuente

*The Oakland City Council Rules and Legislation Committee convened at 10:50 am, with Councilmember Reid presiding as Chairperson*

### COMMITTEE MEMBERSHIP:

1 Closed Session

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**A motion was made by Member De La Fuente, seconded by Member Quan, to Closed Session Item. The motion carried by the following vote:**

**Votes:** Excused; 1 - Chair Brunner

Aye; 3 - Member Quan, Member Reid and Member De La Fuente

2 Approval of the Draft Minutes from the Committee meeting of January 7, 2010 and February 4, 2010.

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

**Votes:** Excused; 1 - Chair Brunner

Aye; 3 - Member Quan, Member Reid and Member De La Fuente

3 Determination of Schedule of Outstanding Committee Items

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

**Votes:** Excused; 1 - Chair Brunner

Aye; 3 - Member Quan, Member Reid and Member De La Fuente

4 Scheduling of Agenda Items and revisions to the agenda(s) for the Council Committee meeting of February 23, 2010 (SUPPLEMENTAL)

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[item4021810](#)

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S-4-1      Subject:      Purchase And Implementation Of A Live Burn Simulator  
From:            Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1)  
Accept A Grant From Federal Emergency Management Agency And The  
Department Of Homeland Security In The Amount Of Three Hundred Thousand  
Dollars (\$300,000) And 2) Award A Contract To The Lowest Responsible,  
Responsive Bidder For Equipment, Installation And Training To Implement A  
Live Burn Simulator Training Unit In An Amount Up To \$375,000, Without  
Return To Council  
[09-1224](#)

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**Scheduled to \*Public Safety Committee on 3/23/2010**

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S-4-2      Subject:      Anti-Human Trafficking Task Force Recovery Act Program  
From:            Oakland Police Department  
Recommendation: Adopt A Resolution Amending Authorizing Resolution No.  
82408 C.M.S., Dated November 17, 2009 And Authorizing The City  
Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate  
Grant Funds In An Amount Not To Exceed Three Hundred And Seventy-Five  
Thousand Dollars (\$375,000) From The State Of California, California Emergency  
Management Agency (CAL EMA), Fiscal Year 2009/2010 Anti-Human  
Trafficking Task Force Recovery Act Program, American Recovery And  
Reinvestment Act Of 2009 (Federal Government's "Stimulus Package"),  
Associated With The Continued Implementation Of The East Bay Task Force On  
Human Trafficking Program In The Police Department  
[09-1202](#)

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**Scheduled to \*Public Safety Committee on 3/23/2010**

*as a Public Hearing on the April 20, 2010 City Council Agenda*

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S-4-3      Subject:      Corrections Standards Authority, Title II Formula Grants Program  
From:            Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On  
Behalf Of The City Of Oakland, To 1) Accept And Appropriate Supplemental  
Grant Funds In An Amount Not To Exceed Ninety Thousand Dollars (\$90,000)  
From The State Of California, Corrections Standards Authority, Title II Formula  
Grants Program For Three-Month Continuation Funding Associated With  
Implementation Of The Paragon Project In The Police Department  
[09-1203](#)

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**Scheduled to \*Public Safety Committee on 3/23/2010**

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S-4-4      Subject:      Citizen's Options for Public Safety (StateCOPS)  
From:            Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing (1) The Acceptance And Appropriation Of A State Of California "Citizen's Options For Public Safety" (State Cops) Grant In An Amount Not To Exceed Six Hundred Fifty-Eight Thousand Five Hundred Dollars (\$658,500); (2) Implementing California Government Code Sections 30061-30065, And (3) Approving The Oakland Police Department's Fiscal Years 2009-2011 State Cops Grant Spending Plan  
[09-1204](#)

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**Scheduled to \*Public Safety Committee on 3/23/2010**

*as a Public Hearing on the April 20, 2010 City Council Agenda*

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4-5            Subject:      Fee Changes Associated With False Alarm Service Fees  
From:            Oakland Police Department  
Recommendation: Adopt The Following Pieces Of Legislation:  
1) Adopt An Ordinance Amending Oakland Municipal Code(OMC) Chapter 8.02, Burglar Alarm Systems, To Modify Alarm Company Responsibilities; And  
[09-1223](#)

**Scheduled to \*Finance & Management Committee on 3/23/2010**

2) An Ordinance Amending Ordinance No. 12809 (Master Fee Schedule) To Reflect Fee Changes Associated With False Alarm Service Fees; On The April 27, 2010 Finance And Management Committee Agenda

Reason: The Ordinance is still under review of the City Attorney's Office.

[09-1223-1](#)

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**Scheduled to \*Finance & Management Committee on 3/23/2010**

S-4-6            Subject:      2008-2009 Audit Report  
From:            Finance and Management Agency  
Recommendation: Receive An Informational Report Presenting The Measure Y - Violence Prevention & Public Safety Act Of 2004 Audit And Program Status Report  
[09-1067](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 3/16/2010**

*as a Consent Calendar item*

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S-4-7      Subject:    Mayor's Commission on Persons with Disabilities Report  
From:        City Administrator's Office  
Recommendation: Receive The Mayor's Commission On Persons With Disabilities Report For Calendar Year 2009  
[09-1229](#)

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**Scheduled to \*Life Enrichment Committee on 3/23/2010**

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S-4-8      Subject:    Shepherd Canyon and Joaquin Miller Parks  
From:        Councilmember Jean Quan  
Recommendation: Receive An Informational Report On The Status Of The Community Planning Process, Implementation And Budget For Projects At Shepherd Canyon And Joaquin Miller Parks 2003-2009; On The March 23, 2010 Life Enrichment Committee Agenda  
[09-0783](#)

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**Scheduled to \*Life Enrichment Committee on 3/23/2010**

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S-4-9      Subject:    2010 National Developmental Disabilities Month  
From:        Council President Brunner  
Recommendation: Adopt A Resolution Proclaiming March 2010 National Developmental Disabilities Month And Recognizing The Arc Of Alameda County For Its Leadership In Providing Quality Services For People With Intellectual And Developmental Disabilities And Their Families  
[09-1209](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/  
City Council on 3/2/2010**

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S-4-10     Subject:    Civilianization Working Group  
From:        Oakland Police Department  
Recommendation: Action On A Follow-Up Proposal To Transfer Intake Of Citizen Generated Complaints Against Members Of The Oakland Police Department From Internal Affairs To The Citizens' Police Review Board  
[09-1226](#)

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**Scheduled to \*Public Safety Committee on 3/23/2010**

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S-4-11      Subject:    Honoring Deane Calhoun- Retirement  
From:        Councilmember Reid  
Recommendation: Adopt A Resolution Honoring Deane Calhoun For Her  
Commitment To Ending Gun Violence In The Oakland Community And  
Congratulating Her On Her Retirement From Youth Alive!  
[09-1228](#)

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City Council on 3/16/2010**

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S-4-12      Subject:    American Red Cross Month  
From:        Councilmember Quan  
Recommendation: Adopt A Resolution Celebrating March 2010 As American Red  
Cross Month  
[09-1230](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 3/2/2010**

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S-4-13      Subject:    Mayor's Comprehensive Public Safety Plan  
From:        Councilmember Reid  
Recommendation: Discussion And Possible Action On The Mayor's  
Comprehensive 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, Action Steps, The Status Of Community And  
Departmental Collaboration And Feedback, As Well As Identifying Top Priorities  
Of The Plan, And Including The Strategic Plan From The Chief Of Police  
[09-1231](#)

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**Scheduled to \*Public Safety Committee on 3/9/2010**

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S-4-14      Subject:    Wireless Broadband Feasibility  
From:        Department Of Information Technology  
Recommendation: Receive An Informational Report Regarding The Findings Of  
The Wireless Broadband Feasibility Study Conducted By The Consultant Tellus  
Venture Associates; On The March 23, 2010 Finance And Management  
Committee Agenda  
[09-1214](#)

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**Scheduled to \*Finance & Management Committee on 3/23/2010**

S-4-15      Subject:      Purchase Of Real Property At 2330 Webster And 2315 Valdez Street  
From:            Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of  
Real Property At 2330 Webster And 2315 Valdez Street In The Central District  
Redevelopment Project Area, From Oakland PPD Return, LLC, For \$4,050,000,  
Less The Cost Of Any Environmental Site Remediation, And Authorizing Up To  
\$25,000 For Real Estate Closing Costs  
[09-1217](#)

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**Scheduled to \*Community & Economic Development Committee on  
3/9/2010**

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S-4-16      Subject:      Restated Memorandum Of Agreement For The Oakland Army Base  
From:            Community And Economic Development Committee Agenda  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Agency Administrator To: 1) Execute  
Amendment To The 2008 Amended And Restated Memorandum Of Agreement  
Between City Of Oakland, Oakland Redevelopment Agency And Port Of Oakland  
For The Oakland Army Base Which Primarily Modifies The Manner In Which  
Reimbursements For Remediation Costs Are Submitted To And Paid From  
Remediation Accounts, 2) Create A New Fund For The Army Base Joint  
Environmental Remediation Account, 3) Appropriate Five Million Seven Hundred  
Forty-One Thousand Four Hundred Seventy-Seven Dollars (\$5,741,477) From The  
Obra Leasing & Utility Fund (9575) Into "The Army Base Joint Environmental  
Remediation Account Fund, 4)1 Accept Five Million Seven Hundred Forty-One  
Thousand Four Hundred Seventy-Seven Dollars (\$5,741,477) From The Port Of  
Oakland For Deposit Into The Army Base Joint Remediation Account Fund, And  
5) Appropriate And Expend Up To Eleven Million Four Hundred Eighty-Two  
Thousand Nine Hundred Fifty-Three Dollars (\$11,482,953) For The Army Base  
Joint Remediation Program Activities

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**Scheduled to \*Community & Economic Development Committee on  
3/23/2010**

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2) A City Resolution Authorizing The City Administrator To Execute Amendment To The 2008 Amended And Restated Memorandum Of Agreement Between City Of Oakland, Oakland Redevelopment Agency And Port Of Oakland For The Oakland Army Base Which Primarily Modifies The Manner In Which Reimbursements For Remediation Costs Are Submitted To And Paid From Remediation Accounts

[09-1218-1](#)

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**Scheduled to \*Community & Economic Development Committee on 3/23/2010**

S-4-17      Subject:      Coliseum Redevelopment Project Area  
From:            Community And Economic Development Agency  
Recommendation: Adopt City And Agency Resolutions Allocating Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed One Hundred And Eighty Thousand Dollars (\$180,000) From Fiscal Year 2009-2010 For Certain Public Improvements Within The Coliseum Redevelopment Project Area Under The Neighborhood Project Initiative Program

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**Scheduled to \*Community & Economic Development Committee on 4/13/2010**

S-4-18      Subject:      Neighborhood Stabilization Program  
From:            Community And Economic Development Agency  
Recommendation: Action On A Report Regarding The Oakland Community Land Trust In Obtaining Additional Project And Operational Financing And A Recommendation To Continue The Neighborhood Stabilization Program Funding Allocation To The Oakland Community Land Trust To Acquire And Rehabilitate Foreclosed Homes

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S-4-19      Subject:     Alcoholic Beverage Sales at 5007 Bancroft Avenue  
From           Community and Economic Development Agency  
Recommendation: Conduct A Public Hearing And, Upon Conclusion, Adopt A  
Resolution Denying The Appeal Of Lue R. Bells (Case # A 09-273) And  
Upholding The Planning Commission's Revocation Of The Deemed Approved  
Status For Alcoholic Beverage Sales At 5007 Bancroft Avenue  
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City Council on 3/2/2010**

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S-4-20      Subject:     Vacant Land Located On 66th Avenue At Joe Morgan Way  
From:           Community And Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A City Ordinance Authorizing The Sale Of Vacant Land Located On 66th  
Avenue At Joe Morgan Way, Adjacent To The Oakland-Alameda County  
Coliseum Complex In The Coliseum Redevelopment Project Area, To The  
Redevelopment Agency Of The City Of Oakland For \$1,000,000  
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2) An Agency Resolution Authorizing The Purchase Of Vacant Land Located On 66th Avenue  
At Joe Morgan Way, Adjacent To The Oakland-Alameda County Coliseum Complex In The  
Coliseum Redevelopment Project Area, From The City Of Oakland For \$1,000,000 And  
Authorizing Up To \$10,000 For Real Estate Closing Costs

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**Scheduled to \*Finance & Management Committee on 3/23/2010**



S-4-21      Subject:    As-Needed Geotechnical Services  
From:        Community And Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed One Hundred Fifty Thousand Dollars (\$150,000.00) With Lai & Associates For As-Needed Geotechnical Engineering Services Over A Period Of Three (3) Years;  
And  
[09-1225](#)

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**Scheduled to \*Public Works Committee on 3/9/2010**

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S-4-22      Subject:    Team Oakland Program  
From:        Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A One Year Agreement With Youth Employment Partnership, Inc., To Implement The Team Oakland Program, Inc., With A Second Year Option To Extend, In An Amount Not To Exceed \$249,000 Each Year, For A Total Contract Amount Not-To-Exceed \$498,000, If The Contract Is Extended  
[09-1205](#)

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**Scheduled to \*Public Works Committee on 3/9/2010**

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S-4-23      Subject:    Amendment To The City's Non-Disposal Facility Element  
From:        Public Works Agency  
Recommendation: Adopt A Resolution Adopting The Second Amendment To The City's Non-Disposal Facility Element, Which Describes Solid Waste, Recycling, And Processing Facilities That Assist The City To Reduce Materials Sent To Landfills, And Approving Its Submittal To The California Department Of Resources Recycling And Recovery (CalRecycle) For Approval  
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**Scheduled to \*Public Works Committee on 3/23/2010**

*as a Public Hearing on the April 20, 2010 City Council Agenda*

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S-4-24      Subject:    As-Needed Structural Engineering Services  
From:        Community And Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed Three Hundred Thousand Dollars (\$300,000.00) With Olmn Consulting Engineers For As-Needed Structural Engineering Services Over A Period Of Three (3) Years;  
And

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**Scheduled to \*Public Works Committee on 3/9/2010**

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S-4-25      Subject:    As-Needed Civil Engineering Services  
From:        Community And Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed One Hundred Fifty Thousand Dollars (\$150,000.00) With Aliquot Associates, Inc. For As-Needed Civil Engineering Services Over A Period Of Three (3) Years; And

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**Scheduled to \*Public Works Committee on 3/9/2010**

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S-4-26      Subject:    Fleet Management System From Assetworks  
From        Public Works Agency  
Recommendation: Adopt A Resolution Waiving Advertising And The Request For Proposal/Qualification Requirements, And Amending Resolution No. 78246 C.M.S., Passed December 16, 2003, Which Authorized A Maintenance Agreement With Assetworks, Inc. In Connection With The Fleet Management System, To Authorize The City Administrator To Extend The Assetworks, Inc. Maintenance Agreement For Up To Three Years, On An Annual Basis, In The Amount Of Thirty Three Thousand Dollars (\$33,000), Plus Five Percent (5%) Annually, For A Total Contract Cap Of One Hundred Four Thousand Thirty Three Dollars (\$104,033)

[09-1201](#)

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**Scheduled to \*Finance & Management Committee on 3/9/2010**

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S-4-27      Subject:     Schedule Of Parking Fines  
                 From:         Finance And Management Agency  
                 Recommendation: Adopt An Ordinance Amending Oakland Municipal Code  
                 Sections 10.48.010 "Schedule Of Parking Fines" To Increase The City Of Oakland  
                 Fine For A Vioolation Of Oakland Municipal Code Section 10.36.30B "Valid  
                 Parking Receipt Not Displayed" From \$35.00 (Thirty Five Dollars) To \$55.00  
                 (Fifty Five Dollars)  
[09-1197](#)

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**Scheduled to \*Finance & Management Committee on 3/9/2010**

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S-4-28      Subject:     Delinquent Transient Occupancy Taxes  
                 From:         Finance and Management Agency  
                 Recommendation: Conduct A Public Hearing On Assessment Of Liens For  
                 Delinquent Transient Occupancy Taxes And Upon Conclusion Adopt One Of The  
                 Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On  
The Costs Incurred By The City Of Oakland For Delinquent Transient Occupancy  
Taxes And Confirming The Recordation Of Liens With Administrative And  
Assessment Charges As Necessary - Pursuant To Chapter 4.24 Of The Oakland  
Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be  
Turned Over To The County Tax Collector For Collection; Or  
[09-1198](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 3/16/2010**

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S-4-29      Subject:     Delinquent Business Taxes  
From:        Finance And Management Agency  
Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent Business Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Confirming The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges To Be Turned Over To The County For Collection; Or  
[09-1199](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 3/16/2010**

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S-4-30      Subject:     Delinquent Real Property Transfer Taxes  
From:        Finance And Management Agency  
Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent Real Property Transfer Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or  
[09-1200](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 3/16/2010**

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S-4-31      Subject:      U.S. Department Of Commerce's Broadband Grant  
From:            Office of the Mayor  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On  
Behalf Of The City Of Oakland, To Apply For, Accept And Appropriate Grant  
Funds From The American Recovery And Reinvestment Act Of 2009 (Federal  
Government's "Stimulus Package") For Up To \$40 Million From The U.S.  
Department Of Commerce's Broadband Technology Opportunities Program Grant  
For The Purpose Of Providing Broadband Infrastructure Support And Expansion  
For Public And Community Institutions  
[09-1206](#)

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City Council on 3/2/2010**

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S-4-32      Subject:      Weatherization Assistance Program  
From:            Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator On  
Behalf Of The City Of Oakland, To Apply For, Accept And Appropriate Grant  
Funds From The American Recovery And Reinvestment Act Of 2009 (Federal  
Government's "Stimulus Package") For Up To \$4,000,000 From The California  
Community Services Department's Weatherization Assistance Program For The  
Purpose Of Providing Weatherization Services To Low-Income Residents  
[09-1207](#)

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**Scheduled to \*Community & Economic Development Committee on  
3/9/2010**

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[82636 CMS.pdf](#)

S-4-33      Subject:      Metropolitan Transportation Commission For Potential Federal Jobs  
From:            Office Of The City Administrator  
Recommendation: Adopt The Following Pieces Of Legislation:  
  
1) A Resolution Authorizing The City Administrator, On Behalf Of The City Of  
Oakland, To File An Application To The Metropolitan Transportation Commission  
For Potential Federal Jobs For Main Street Act Of 2010 Funding For Street  
Resurfacing Projects And Stating The Assurance To Complete The Project(s);  
And  
[09-1208](#)

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**Scheduled to \*Public Works Committee on 3/9/2010**

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5 A review of the Agendas for the City Council for the meeting of March 2, 2010 and Rules and Legislation Committee for the meeting of March 4, 2010.

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

**Votes:** Excused; 1 - Chair Brunner

Aye; 3 - Member Quan, Member Reid and Member De La Fuente

[item4](#)

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

**Adjournment**

*There being no further business, and upon the motion duly made, the Oakland City Council Rules and Legislation Committee adjourned the meeting at 11:45 a.m.*

NOTE:

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 48 hours prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit

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\* 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*