



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>

Thursday, April 30, 2009

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

Present: Member Quan, 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**

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The office of the City Attorney reported that no final decisions were made in the Closed Session held today at 9 AM and also scheduled a Closed Session for May 5 from 1 PM to 4 PM

2 **Approval of the Draft Minutes from the Committee meeting of April 16, 2009**

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There was no action necessary for this item

3 **Determination of Schedule of Outstanding Committee Items**

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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: Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

[04-30 Rules Pending](#)

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4 **Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting of May 5, 2009 (SUPPLEMENTAL)**

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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: Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

[04-30 Rulest Item 4](#)

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S-4-1 Subject: 2009-2011-Police Helicopter Maintenance Agreement
From: Oakland Police Department
Recommendation: Adopt A Resolution Waiving Competitive Request For Proposal/Qualifications Process And Waiving The Local And Small Local Business Enterprise Program Provisions And Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Enter Into A Two-Year Professional Services Agreement With Big Valley Aviation, Inc. In An Amount Not To Exceed Seven Hundred Thirty Thousand Dollars (\$730,000) For Maintenance Of Police Department Helicopters For The Period July 1, 2009 Through June 30, 2011; On The June 9, 2009 Public Safety Committee Agenda
[09-0393](#)

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Scheduled to *Public Safety Committee on 6/9/2009

S-4-2 Subject: False Alarm Reduction Program
From: Oakland Police Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Repealing And Reenacting Oakland Municipal Code (OMC) Chapter 8.02, Burglar Alarm Systems;
[09-0394](#)

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Scheduled to *Finance & Management Committee on 5/26/2009

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2) An Ordinance Amending Ordinance No. 12809 (Master Fee Schedule) To Establish Service Fees For False Alarms And For False Alarm Reduction Activities; And
[09-0394-1](#)

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Scheduled to *Finance & Management Committee on 5/26/2009

3) A Resolution Authorizing The City Administrator To Create A Special Fund To Receive Revenues Generated By The False Alarm Reduction Program Administered By The Oakland Police Department
[09-0394-2](#)

Scheduled to *Finance & Management Committee on 5/26/2009

The following individual spoke on this item:

- Sanjiv Handa

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S-4-3 Subject:: Head Start And Early Head Start Programs
From: Council President Jane Brunner
Recommendation: Adopt A Resolution Authorizing The City Administrator, On
Behalf Of The City Of Oakland, To Apply For, Accept, And Appropriate Grant
Funds In The Amount Of Approximately \$1,341,178.00 From The American
Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus
Package") To Provide Funding For A Cost Of Living Adjustments/Increases
(COLA) And Quality Improvements (QI) For The Head Start Grantee And Its
Delegate Agency (TITLE CHANGE)
[09-0369](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 5/5/2009**

The following individual spoke on this item:

- *Sanjiv Handa*

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[81974 CMS.pdf](#)

S-4-4 Subject: Formula Allocation And State Fiscal Stabilization Grant
From: Council President Jane Brunner
Recommendation: Action On A Report On The State Fiscal Stabilization Fund
(SFSF) Grant From The American Recovery And Reinvestment Act Of 2009
(Federal Government's "Stimulus Package")
[09-0370](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 5/5/2009**

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S-4-5 Subject: Richard Aoki - Recognition
From: Councilmembers Nancy Nadel and Jean Quan
Recommendation: Adopt A Resolution Honoring Richard Aoki (November 20, 1938
- March 15, 2009) For Over Forty Years Of Civil Rights Activism And Community
Service
[09-0382](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 5/19/2009**

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S-4-6 Subject: 2009 National Older Americans Month
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Declaring May 2009 As National Older Americans Month
[09-0383](#)

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Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council - CANCELLED on 5/19/2009

The following individual spoke on this item:

- *Sanjiv Handa*

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S-4-7 Subject: Education Partnership Meeting
From: Councilmember Desley Brooks
Recommendation: A Request To Schedule A Special Education Partnership Committee To Take Place Prior To The Life Enrichment Committee, On June 9, 2009 At 4 PM With The Following Items On The Agenda:

- 1) Action Item: Receive A Report And Recommendations From The Oakland Unified School District On The Student Drop Out Rate; Current Approaches To Address The Problem; And Recommended Strategies Going Forward. (This Item Was Continued From 3/10/09 Education Partnership Committee).
- 2) An Informational Report From The Alameda County Lead Poisoning Prevention Program On The Effects Of Lead Poisoning To The Cognitive Development Of Young People.
- 3) An Informational Report From Alameda County Health Care Services Agency On Oakland Universal Access Program In Oakland Unified School District.
- 4) An Informational Report From Alameda County Health Care Services Agency On Juvenile Justice Center And Camp Sweeney Redesign Programs.

[09-0384](#)

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Approved

S-4-8 Subject: Travel Authorization - Councilmembers Brooks And Reid
From: Councilmembers Brooks and Reid
Recommendation: Adopt A Resolution Authorizing Councilmembers Desley Brooks
And Larry Reid To Attend The International Council Of Shopping Centers (ICSC)
Conference From May 17 - May 21, 2009
[09-0395](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 5/5/2009**

The following individual spoke on this item:

- Sanjiv Handa
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S-4-9 Subject: Corrigan Sports - Recognition
From: Councilmember Nancy Nadel
Recommendation: Adopt A Resolution Honoring Corrigan Sports For Organizing An
Oakland Marathon The Weekend Of March 27th, 2010, Providing A Means Of
Attracting People From Across the Nation To The Neighborhoods of Oakland And
Providing A Marketing And Economic Tool For the City; As A Ceremonial Item On
The June 2, 2009 City Council Agenda
[09-0396](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 6/2/2009**

S-4-10 Subject: Head Start Advisory Panel
From: Department of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator, On
Behalf Of The City Of Oakland, To Approve Appointments Of The New Head Start
Advisory Panel Members For Program Year 2009-2010, In Accord With Said Grant;
On The June 23, 2009 Life Enrichment Committee Agenda
[09-0386](#)

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Scheduled to *Life Enrichment Committee on 6/23/2009

The following individual spoke on this item:

- Sanjiv Handa

S-4-11 Subject: 2009-2010 Even Start Family Literacy Program Grant
From: Department of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator, On
Behalf Of The City Of Oakland, To Apply For, Accept, And Appropriate Even Start
Family Literacy Program Grant From The California Department Of Education In
An Estimated Amount Of \$120,750 For Program Year 2009-2010, And Authorizing
A Grant Agreement To Fund Comprehensive, Multi-Component, Family Literacy
Services In Accord With Said Grant; On The June 23, 2009 Life Enrichment
Committee Agenda
[09-0387](#)

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Scheduled to *Life Enrichment Committee on 6/23/2009

The following individual spoke on this item:

- Sanjiv Handa

S-4-12 Subject: 2009-2010 Head Start Family Child Care Services Program
From: Department of Human Services
Recommendation: Adopt Resolutions Authorizing The City Administrator, On
Behalf Of The City Of Oakland, To Execute Grant Agreements With Regina Benoit
In An Amount Not To Exceed \$X, Mada Hudson And Freda Stowe In Amounts Not
To Exceed \$X, Martha Rebollo In An Amount Not To Exceed \$X, And Valerie
Hamilton In An Amount Not To Exceed \$X For An Aggregate Amount Not To
Exceed \$X For Head Start Family Child Care Services For Program Year
2009-2010, And Contingent Upon Receipt Of Grant Funding, Authorizing The City
Administrator To Extend Grant Funding Of Each Grant Agreement For One
Additional Year In An Additional Aggregate Amount Not To Exceed \$X, For A
Two-Year Total Not To Exceed \$X; On The June 23, 2009 Life Enrichment
Committee Agenda
[09-0388](#)

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Scheduled to *Life Enrichment Committee on 6/23/2009

S-4-13 Subject: Lake Merritt Channel Improvements-10th Street Project
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee, To Apply For, Accept, And Appropriate Two Million Dollars (\$2,000,000.00) In Grant Funding From The State Resources Agency Under The California River Parkways Grant Program For The Lake Merritt Channel Improvements At 10th Street Project
[09-0389](#)

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Scheduled to *Public Works Committee on 5/26/2009

The following individual spoke on this item:

- Sanjiv Handa

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S-4-14 Subject: Planning Code Amendments-Chapter 17.10
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance, Recommended By The City Planning Commission, To (A) Amend The Use Classifications In Chapter 17.10 Of The City Of Oakland Planning Code And Make Other Related Changes Throughout The Planning Code; And (B) Revise The Guidelines For Determining Project Conformity With The General Plan And Zoning Regulations To Conform To The Planning Code Amendments
[09-0390](#)

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Scheduled to *Community & Economic Development Committee on 5/26/2009

and as a Public Hearing on the June 2, 2009 City Council agenda

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S-4-15 Subject: GRID Alternatives Grant
From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing A \$48,000 Grant From The Low And Moderate Income Housing Fund To GRID Alternatives, A Nonprofit Organization Dedicated To Promoting Renewable Energy, To Install Solar Panels On Low-Income Housing Units Within The West Oakland Project Area
[09-0391](#)

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Scheduled to *Community & Economic Development Committee on 5/26/2009

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S-4-16 Subject: Real Property Purchase - 5847 And 5851 Foothill Boulevard
From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real Property At 5847 And 5851 Foothill Boulevard, In The Central City East Redevelopment Project Area From Dorcia Anderson For \$680,000 And Authorizing Up To \$80,000 For Demolition And Real Estate Closing Costs
[09-0392](#)

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Scheduled to *Community & Economic Development Committee on 5/26/2009

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S-4-17 Subject: Solar Financing Program Options
From: Public Works Agency
Recommendation: Adopt A Resolution From The Public Works Agency On Solar Financing Program Options
[09-0177](#)

[Play Video](#)

Scheduled to *Public Works Committee on 5/12/2009

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S-4-18 Subject: City Banking
From: Finance and Management Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing With Wells Fargo Bank, N.A. To Provide Primary Depository Services For The City At An Annual Cost Not To Exceed \$275,000
[09-0284](#)

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Scheduled to *Finance & Management Committee on 5/26/2009

The following individual spoke on this item:

- *Sanjiv Handa*

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ADDITIONAL ITEMS SUBMITTED ON THE DAIS

Subject: Graffiti On Vehicles Municipal Code Amendment
From: Council President Jane Brunner
Recommendation: Receive A Report From Council President Brunner Proposing Changes To The Municipal Code Related To Graffiti, Specifically Regarding Graffiti On Vehicles
[09-0179](#)

***Rescheduled to *Public Safety Committee on 6/9/2009**

5 A review of the Council Committees' actions from April 28, 2009 and determination of scheduling to the ORA/City Council meeting of May 5, 2009 or future dates (MATRIX)
[Play Video](#)

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

Votes: Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

The following individual spoke on this item:

- Sanjiv Handa
- Jonathan Bair

[04-30 Rules Item 5](#)

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6 A review of the Agendas for the Council Committees for the meetings of May 12, 2009 and the Rules and Legislation Committee for the meeting of May 14, 2009
[Play Video](#)

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

Votes: Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

The start time for the Public Works Committee was changed to 9:00 AM and the start time for the Finance And Management Committee was changed to 11:30 AM

The following individual spoke on this item:

- Sanjiv Handa

[04-30 Rules Item 6](#)

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THE FOLLOWING ITEMS WERE WITHDRAWN FROM THE FINANCE AND MANAGEMENT COMMITTEE AGENDA

Subject: Kaiser Convention Center - Status Report
From: Vice Mayor Ignacio De La Fuente
Recommendation: Action On The Update On The Henry J. Kaiser Negotiations With Live Nation Entertainment, And Role Of The Performing Arts Community
09-0049

***Rescheduled to *Finance & Management Committee on 5/26/2009**

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Subject: Municipal Identification Cards
From: Vice Mayor Ignacio De La Fuente
Recommendation: Adopt An Ordinance Amending Chapter 2.34, Title 2, Of The Oakland Municipal Code Authorizing A Municipal Identification Card Program To Provide For The Issuance Of Municipal Identification Cards To Residents Of The City Of Oakland For The Purposes Of Improving Public Safety, Increasing Civic Participation, And Supporting Local Commerce
[09-0321](#)

***Rescheduled to *Finance & Management Committee on 5/26/2009**

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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")

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The following individual spoke on this item:

- Sanjiv Handa

The Roll Call was modified to note Councilmember Reid absent at 11:55 AM

S-8 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](#)

***Approve the Recommendation of Staff, and Forward to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 5/5/2009**

Votes:

The following individual spoke on this item:

- Sanjiv Handa

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[81966 CMS.pdf](#)

S-9 Subject: Opposition To Assembly Bill 1139
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution In Opposition To Assembly Bill 1139 (J. Perez), Which Would Dismantle the Enterprise Zone Program and Drastically Affect the Ability of California Businesses to Benefit from the Program

[09-0318](#)

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***Withdrawn with No New Date**

The following individual spoke on this item:

- Sanjiv Handa

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S-10 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
[09-0320](#)
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A motion was made by Member Quan, seconded by Member De La Fuente, 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 May 5, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Absent; 1 - Member Reid
Aye; 3 - Member Quan, Chair Brunner and Member De La Fuente
The following individual spoke on this item:
- Sanjiv Handa
[View Report.pdf](#)
[81967 CMS.pdf](#)

S-11 Subject: Support Of Assembly Bill 766
From: Council President Brunner And Councilmember Quan
Recommendation: Adopt A Resolution In Support Of Assembly Bill 766 (Krekorian) Which
Would Provide Local Governments With A Means Of Limiting Increases In Speed Limits On
Local Streets
[09-0373](#)
[Play Video](#)

A motion was made by Member Quan, seconded by Member De La Fuente, 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 May 5, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Absent; 1 - Member Reid
Aye; 3 - Member Quan, Chair Brunner and Member De La Fuente
The following individual spoke on this item:
- Sanjiv Handa
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[81968 CMS.pdf](#)

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 12:17 PM

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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.

City Clerk and Clerk of the Council