



City of Oakland Meeting Agenda

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>

Thursday, February 14, 2008

10:30 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:

Jane Brunner, District 1 ; Larry Reid, District 7; Vice Mayor Henry Chang, At-Large; and Chairperson Ignacio De La Fuente, District 5

- 1 Closed Session
- 2 Approval of the Draft Minutes from the Committee meeting of January 31, 2008
- 3 Determination of Schedule of Outstanding Committee Items
(02-14 Rules Item 3)
- 4 Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting of February 19, 2008 (SUPPLEMENTAL)

- S-4-1 Subject: Juvenile Crime Statistics
From: Oakland Police Department
Recommendation: A Request To Withdraw From The February 26, 2008 Public Safety Committee Agenda A Follow-Up Informational Report From The Office Of The Chief Of Police Detailing Citywide Statistics And Law Enforcement Efforts Related To The Juvenile Crime Statistics, Strategies To Encourage Crime Reporting From Non-English Speaking Citizens, And Solved Crime Comparisons; And Reschedule To The March 11, 2008 Public Safety Committee Agenda
- Reason: Staff was requested to include data including the year end Uniform Crime Reports (UCR) statistics for robberies and burglaries. This information was also to be compared against other jurisdictions as well as nationally. This information was not available until last week (February 4th) delaying the preparation of this report.
- [\(07-0504-1\)](#)
- S-4-2 Subject: Berkeley Policy Associates Contract - Measure Y
From: Office of the City Administrator
Recommendation: Adopt Resolution Authorizing The City Administrator To (1) Waive The Competitive Bid Requirement And Negotiate And Execute A Contract Between The City Of Oakland And Berkeley Policy Associates In An Amount Not To Exceed One Hundred Seventy Three Thousand Dollars (\$173,000) For The Period Of February 1, 2008 To September 30, 2008 To Provide An Outcome Evaluation Of The Measure Y Violence Prevention Program From January 2005 To December 2007 And To Provide A Fiscal Year 2007-2008 Report On The Measure Y Community Policing And Violence Prevention Programs; And (2) Appropriate Seventy-Five Thousand Dollars (\$75,000) Within The Measure Y Evaluation Services Funds To The Department Of Human Services To Provide Supplemental Data Analysis And Survey Services Pertaining To The April 2008 Measure Y Outcome Evaluation; On The February 26, 2008 Public Safety Committee Agenda
- [\(07-1034\)](#)
- S-4-3 Subject: E-Mail Retention Schedule
From: Office of the City Attorney
Recommendation: Adopt A Resolution Creating Citywide Records Retention Schedule For E-mails; On The February 26, 2008 Finance And Management Committee Agenda
- [\(07-1033\)](#)
- S-4-4 Subject: Strategy To Create Real Jobs For Residents
From: Councilmember Larry Reid
Recommendation: Receive A Power Point Presentation From The Oakland Network For Responsible Development On A Comprehensive Strategy To Create Real Jobs For Residents; On The Community And Economic Development Committee Agenda As Soon As Possible

(07-1049)

S-4-5 Subject: City's Payroll And Compensation Practices - Follow-Up
From: Councilmember Jean Quan
Recommendation: Receive A Follow-Up Report On The Audit Of The City's Payroll And Compensation Practices Conducted By The Office Of The City Auditor; On The February 26, 2008 Finance And Management Committee Agenda

(07-1054)

S-4-6 Subject: Measure K - Kids First! Legislation Extension
From: Department of Human Services
Recommendation: Action On A Report And Recommendation To Reauthorize And Extend Kids First! Oakland Children's Fund As Established By The 1996 Kids First! Voter Initiative Measure K And Approved By The Oakland City Council As An Amendment Of The The Charter Of The City Of Oakland (Article XIII Section 1300 Added By: Stats. November 1996 Kids First! Oakland Children's Fund); On The April 8, 2008 Life Enrichment Committee Agenda

(07-1027)

S-4-7 Subject: Central City East Commercial Safety Program
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Allocation Of \$100,000 From Fiscal Year 2007-08 And \$100,000 From Fiscal Year 2008-2009 Of Oak Knoll Tax Increment Funds For The Central City East Redevelopment Area Pilot Commercial Safety Program And Adopting The Central City East Pilot Commercial Safety Program; And

(07-1036)

2) An Agency Resolution Authorizing The Allocation Of \$60,000 From Fiscal Year 2007-08 And \$60,000 From Fiscal Year 2008-2009 From The Neighborhood Commercial Revitalization Service Delivery System Funds To Pay For A Portion Of The Central City East Pilot Commercial Safety Program; And

(07-1036-1)

3) An Agency Resolution Authorizing The Allocation Of \$15,000 From Fiscal Year 2007-08 And \$15,000 From Fiscal Year 2008-2009 From Central City East Operations To The Central City East Redevelopment Pilot Commercial Safety Program; And

(07-1036-2)

4) An Agency Resolution Authorizing The Allocation Of \$55,000 From Fiscal Year 2007-08 And \$55,000 From Fiscal Year 2008-2009 From Central City East Façade Improvement Program Funds For The Central City East Redevelopment Pilot Commercial Safety Program; On The March 11, 2008 Community And Economic Development Committee Agenda

(07-1036-3)

- S-4-8 Subject: CIP Traffic Signal Project
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Construction Contract To Ray's Electric For The CIP Traffic Signal Project (City Project No. C333010, C269510) For Traffic Signal Installations At Two Intersections (73rd Avenue At Garfield Avenue And International Boulevard At 7th Avenue) In The Total Amount Of Three Hundred Forty-Six Thousand Nine Hundred Forty-Two Dollars (\$346,942.00); On The March 11, 2008 Public Works Committee Agenda [\(07-1042\)](#)
- S-4-9 Subject: Lake Merrit Bandstand ADA Ramp Project
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Award A Construction Contract To Sposeto Engineering, Inc., For The Lake Merritt Bandstand ADA Ramp Project In The Amount Of Two Hundred Nineteen Thousand Dollars (\$219,000.00) In Accordance With The Specifications For The Project And Contractor's Bid; On The March 11, 2008 Public Works Committee Agenda [\(07-1043\)](#)
- S-4-10 Subject: Residential Permit Parking - Addition To Existing Area "C"
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Approving Implementation Of Residential Permit Parking (RPP) On Clifton Street (Between Lawton Avenue And Desmond Street), Desmond Street (Between Clifton Street And Hemphill Place), Glendale Avenue (Between Desmond Street And Manila Avenue), Hemphill Place, And Manila Avenue (Between Clifton Street And Cavour Street) As An Addition To The Existing Area "C" RPP Pursuant To California Vehicle Code § 22507 And Oakland Municipal Code Section 10.44; On The March 11, 2008 Public Works Committee Agenda [\(07-1044\)](#)
- S-4-11 Subject: Pedestrian Safety Improvements Grant
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Of Oakland To Accept And Appropriate Up To Eight Hundred Three Thousand Seven Hundred Thirty-Seven Dollars (\$803,737.00) In State Cycle Seven Safe Routes To School Grant Funds For The Pedestrian Safety Improvements Near Oakland Technical High School And The Castlemont Community Of Small Schools; On The March 11, 2008 Public Works Committee Agenda [\(07-1045\)](#)

- S-4-12 Subject: Unity Council Contract - Mortgage Counseling
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Negotiate And Enter Into A Contract With The Unity Council, For Mortgage Delinquency And Default Resolution Counseling To Low Income Homeowners In Oakland At Risk Of Losing Their Primary Homes Due To Inability To Make Mortgage Payments, In An Amount Not To Exceed \$100,000 For The Period Of April 1, 2008 To June 30, 2009; On The March 18, 2008 City Council Agenda
[\(07-1046\)](#)
- S-4-13 Subject: Urban Forestry Management Plan
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The Application For, Acceptance, And Appropriation Of \$200,000 From The State Of California Department Of Forestry And Fire Protection's Urban Forestry Management Plan Grant Program To Develop An Urban Forestry Management Plan For Oakland And \$100,000 From The State Of California Department Of Forestry And Fire Protection's Urban Forestry Inventory Grant Program To Complete A Database Of Oakland's Trees; On The March 4, 2008 City Council Agenda
[\(07-1047\)](#)
- S-4-14 Subject: R. Clark Gertner - Recognition
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Honoring R. Clark Gertner For His 24 Years Of Distinguished Service To The Citizens Of Oakland; March 4, 2008 City Council Agenda
[\(07-1048\)](#)
- S-4-15 Subject: Telephone Utility Users Tax Ballot Measure
From: Finance and Management Agency
Recommendation: Adopt A Resolution Submitting To The Voters At The June 3, 2008 Special Election A Proposed Ordinance Amending Chapter 4.28 Of The Oakland Municipal Code In Order To Modernize The Provisions Of The Telephone Utility Users Tax; Requesting Consolidation Of The Election With The Primary Election To Be Held June 3, 2008; Requesting The Services Of The Registrar Of Voters; And Directing The City Clerk To Fix The Date For Submission Of Arguments And To Provide For Notice And Publication In Accordance With The June 3, 2008 Primary Election; On The March 4, 2008 City Council Agenda
[\(07-1037\)](#)
- S-4-16 Subject: Cash Management Report
From: Finance and Management Agency
Recommendation: Receive The Cash Management Report For The Quarter Ended December 31, 1007; On The February 26, 2008 Finance And Management Committee Agenda

(07-1038)

S-4-17 Subject: Macias, Gini & O'Connell, LLP - Professional Services Contract
From: Finance and Management Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Two (2) Year Professional Service Contract Between The City Of Oakland And Macias, Gini & O'Connell, LLP To Provide Audit Services For The Fiscal Year Ending June 30, 2008 In The Amount Not To Exceed \$694,275, And Fiscal Year Ending June 30, 2009 In The Amount Not To Exceed \$728,989; On The February 26, 2008 Finance And Management Committee Agenda

(07-1039)

S-4-18 Subject: CALPERS Agreement - Port Of Oakland
From: Finance and Management Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Execute An Agreement With CALPERS To Establish A Trust To Enable The Port Of Oakland To Prefund Other Post Employment Benefits (OPED); On The February 26, 2008 Finance And Management Committee Agenda

(07-1040)

S-4-19 Subject: Actuarial Valuation Report
From: Finance and Management Agency
Recommendation: Receive An Informational Report On The City Of Oakland's Actuarial Valuation of Other Post Employment Benefits; On The February 26, 2008 Finance And Management Committee Agenda

(07-1041)

S-4-20 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

(07-1050)

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Transient Occupancy Taxes And Authorizing 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
[\(07-1050-1\)](#)

S-4-21 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
[\(07-1051\)](#)

2) A Resolution Overruling Protests And Accepting And Confirming Reports Of The City Administrator On The 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 Tax Collector For Collection; Or
[\(07-1051-1\)](#)

3) A Resolution Continuing Hearing On Reports Of The City Administrator On The Delinquent Business Taxes And The Confirming Of The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code; On The March 18, 2008 City Council Agenda
[\(07-1051-2\)](#)

S-4-22 Subject: Delinquent Mandatory Garbage Fees
 From: Finance and Management Agency
 Recommendation: Conduct A Public Hearing On Delinquent Mandatory Garbage Fees For July/August/September 2007, Monthly Accounts And October/November/December 2007, Quarterly Accounts 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 Garbage Service Fees And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 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

(07-1052)

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 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

(07-1052-1)

3) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Garbage Service Fees And The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code; On The March 18, 2008 City Council Agenda

(07-1052-2)

S-4-23

Subject: Delinquent Real Property 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

(07-1053)

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Authorizing 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

(07-1053-1)

3) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Real Property Transfer Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code; On The March 18, 2008 City Council Agenda

(07-1053-2)

(02-14 Rules Item 4)

5

A review of the Agendas for the Council Committees for the meeting(s) of February 26, 2008 and the Rules and Legislation Committee for the meeting of February 28, 2008

(02-14 Rules Item 5)

6 Subject: Support Of Assembly Bill 1634
 From: Oakland Police Department
 Subject: Adopt A Resolution Declaring The City Council's Support Of Assembly Bill
 1634, Which Prohibits Any Person From Owning Any Cat Or Dog Over The Age Of Six
 Months That Has Not Been Spayed Or Neutered Unless That Person Possesses An Intact
 Permit, And Subjecting Any Violator To A Prescribed Civil Penalty
 (07-0984)

7 Subject: Schedule Of Budget Presentations
 From: Budget Office
 Recommendation: Action On The Preliminary Schedule Of The Special Meetings For The
 Fiscal Year 2008-2009 Mid-Cycle Budget Presentations And Workshops
 (07-0955)

**This item was continued from the January 24, 2008 Rules and Legislation
Committee meeting**

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
 strongly scented products to meetings.

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* In the event a quorum of the City Council participates on this Committee, the meeting is
 noticed as a Special Meeting of the City Council; however, no final City Council action
 can be taken.

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

ORA - Oakland Redevelopment Agency
S - Supplemental Item