



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, October 04, 2007

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 September 20, 2007
- 3 Determination of Schedule of Outstanding Committee Items
([RULES 10407](#))
- 4 Scheduling of Agenda Items and revisions to the agenda(s) for the Council Committee meetings of October 9, 2007(SUPPLEMENTAL)

- S-4-1 Subject: Emergency Management Board Report
From: Oakland Fire Department
Recommendation: Receive A Semi-Annual Report On Emergency Management Board Proceedings For The Period January To June 2007; On The October 23, 2007 Public Safety Committee Agenda
[\(07-0686\)](#)
- S-4-2 Subject: Emergency Management - Municipal Code Addition
From: Oakland Fire Department
Recommendation: Adopt An Ordinance Adding Title 8, Chapter 8.50 To The Oakland Municipal Code To Establish The Emergency Management And Disaster Preparedness Council, Establish A Misdemeanor Penalty For Interference With Emergency Operations And Other Violations Of This Ordinance And Repeal Ordinances No. 11467 C.M.S. And No. 11865 C.M.S., Which Established The Original Emergency Management Board; On The October 23, 2007 Public Safety Committee Agenda
[\(07-0687\)](#)
- S-4-3 Subject: Compensatory Leave For Sworn Personnel
From: Oakland Police Department
Recommendation: A Request To Withdraw From The October 9, 2007 Finance And Management Committee Agenda An Informational Report On The Oakland Police Department's Intent To Address Compensatory Leave For Sworn Personnel By Exercising Article II Section E.1.C.1 (Overtime Compensation) Of The Memorandum Of Understanding Between The City Of Oakland And The Oakland Police Officers' Association

Reason: The City Administrator requests to withdraw the report
[\(07-0652\)](#)
- S-4-4 Subject: Priority Project Funds - District Seven
From: Councilmember Larry Reid
Recommendation: Adopt A Resolution Authorizing An Immediate Grant Of \$5,000.00 From Councilmember Larry E. Reid's Priority Project Funds To Center For Family Counseling For Operating Expenses; On The October 16, 2007 City Council Agenda
[\(07-0674\)](#)
- S-4-5 Subject: Travel Authorization - Councilmember Brooks
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Authorizing Councilmember Desley Brooks To Attend The Inner City Economic Forum, Philadelphia, Pa, October 17-18, 2007; On The October 16, 2007 City Council Agenda
[\(07-0675\)](#)

- S-4-6 Subject: Volunteers For Outdoors - Presentation
From: Councilmember Jean Quan
Recommendation: Hear A Presentation By Volunteers For Outdoors California On Their Recent Two-Day Trail Improvement Project In Joaquin Miller Park In Cooperation With The City Of Oakland And The Joaquin Miller Park Working Group; On The October 23, 2007 Life Enrichment Committee Agenda
[\(07-0676\)](#)
- S-4-7 Subject: Impacts Of Global Climate Change - Presentation
From: Councilmember Larry Reid
Recommendation: Hear A 10 Minute Presentation On The Impacts Of Global Climate Change On San Francisco Bay By The San Francisco Bay Conservation And Development Commission; On The October 16, 2007 City Council Agenda
[\(07-0677\)](#)
- S-4-8 Subject: Tobacco Control Enforcement Project
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In An Amount Not To Exceed One Hundred Thousand Dollars (\$100,000) From The Alameda County Public Health Department, Tobacco Control Program, For Implementation Of The Tobacco Control Enforcement Project For The Period November 1, 2007 Through October 31, 2011, And Authorizing The Department To Enter Into Contract(S) For Service With The Alameda County Public Health Department For Implementation Of This Initiative In The Police Department; On The November 13, 2007 Public Safety Committee Agenda
[\(07-0678\)](#)
- S-4-9 Subject: Jena Six
From: Councilmember Larry Reid
Recommendation: Adopt A Resolution For The City Council Of Oakland, California To Go On Record Opposing The Unfair Treatment By The Criminal Justice System In Jena, Louisiana Against The "Jena Six" Youths; And For Other Purposes; On The October 16, 2007 City Council Agenda
[\(07-0684\)](#)
- S-4-10 Subject: Priority Project Funds - District Seven
From: Councilmember Larry Reid
Recommendation: Adopt A Resolution Authorizing An Immediate Grant of \$5,000.00 From Councilmember Larry E. Reid's Priority Project Funds to Civic Pride for Operating Expenses; On The October 16, 2007 City Council Agenda
[\(07-0688\)](#)

- S-4-11 Subject: Measure Y Fund Report
From: Councilmember Pat Kernighan
Recommendation: Receive An Informational Report On The Status Of The Measure Y Fund, Including A Comparison Of The Amount Of Unspent, Accrued Funds With The Projected Annual Cost Of The Measure Y Mandated Police Positions Over The 10-Year Term Of Measure Y; On The November 27, 2007 Public Safety And Finance And Management Committee Agendas
[\(07-0689\)](#)
- S-4-12 Subject: Debt Cancellation - Impoverished African Countries
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Urging U.S. Support Of Debt Cancellation For Impoverished Countries In Africa; On The October 16, 2007 City Council Agenda
[\(07-0690\)](#)
- S-4-13 Subject: Comprehensive Affordable Housing Strategy - Workshop
From: Councilmember Jane Brunner
Recommendation: Action On A Request To Schedule A 5th Tuesday Workshop On A Comprehensive Affordable Housing Strategy For Oakland, On Tuesday, October 30, 2007
[\(07-0691\)](#)
- S-4-14 Subject: OUSD Informational Reports
From: Vice Mayor Chang
Recommendation: Receive Informational Reports On The Following Topics:
1) School Link And After School Programs; 2) Enforcement Strategies For Children To Go Home When School Is Out; 3) Truancy Report; 4) Analyze The Behavior Of Students After School; 5) Land Use: Partnership Development Discussion On 2nd Avenue Property; And The Possibilities Of Relocation Of OUSD Administration Building To Downtown And Use Of The Same Cable Services; And 6) State-Of-The-Art Oakland Education Complex; On The October 23, 2007 Education Partnership Committee Agenda
[\(07-0692\)](#)
- S-4-15 Subject: Oakland Small Schools
From: Vice Mayor Chang
Recommendation: Receive An Informational Report On The Oakland Small Schools Foundation; On The October 23, 2007 Education Partnership Committee Agenda
[\(07-0693\)](#)

- S-4-16 Subject: Request For Proposals - Children And Youth Services
From: Department of Human Services
Recommendation: Action On A Report On The Oakland Fund For Children And Youth Request For Proposals For Services For Children And Youth For Fiscal Year 2008-2009; On The November 13, 2007 Life Enrichment Committee Agenda
[\(07-0650\)](#)
- S-4-17 Subject: Estuary Policy Plan Update
From: Community And Economic Development Agency
Recommendation: A Request To Withdraw From The October 23, 2007 Community And Economic Development Committee Agenda Action On A Report And Recommendations For A City Funded Specific Plan Process For The Area From 19th Avenue To 54th Avenue And Between Interstate 880 And The Estuary Encompassing The Tidewater, Kennedy Tract And Brooklyn Basin Areas; And Reschedule To The November 13, 2007 Community And Economic Development Committee Agenda
[\(07-0430-1\)](#)
- S-4-18 Subject: Community Redevelopment Unit
From: Community and Economic Development Agency
Recommendation: Receive An Informational Report On The New Community Redevelopment Unit In The Redevelopment Division Of The Community And Economic Development Agency; On The November 13, 2007 Community And Economic Development Committee Agenda
[\(07-0643\)](#)
- S-4-19 Subject: Ancillary Maritime Support Uses
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) A Resolution Authorizing The Agency Administrator To Negotiate And Enter Into A 180-Day Exclusive Negotiating Agreement With Oakland Maritime Support Services (OMSS) To Develop 15 Acres Of AMS Uses In The Former Oakland Army Base; And
[\(07-0679\)](#)
- 2) Resolution Authorizing The Agency Administrator To Negotiate A Disposition And Development Agreement With Bay Area Kenworth To Develop A Truck Dealership On Four Acres In The Former Oakland Army Base; On The October 23, 2007 Community And Economic Development Committee Agenda
[\(07-0679-1\)](#)

S-4-20 Subject: Ninth Avenue Terminal Reuse - Final Determination Report
From: Community and Economic Development Agency
Recommendation: Action On A Report On The Final Determination Of A
Proposal For The Adaptive Reuse Of The Ninth Avenue Terminal, Per
Condition Of Approval No. 25 Of The Oak To Ninth Development, To
Create A Vintner's Hall, Including A Winemaking Center, A Tasting Room,
A Waterfront Restaurant, And A Water-Oriented Recreation Retail Facility
Within 90,000 Square Feet Of The Ninth Avenue Terminal Building; On
The November 13, 2007 Community And Economic Development
Committee Agenda; And As A Public Hearing On The December 4, 2007
City Council Agenda

[\(07-0680\)](#)

S-4-21 Subject: Coliseum Commercial Façade Program
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Allocating An Additional \$100,000 From
Coliseum Redevelopment Funds For A Total Allocation Of \$225,000 For
Fiscal Year 2007-2008 To The Coliseum Commercial Façade Program; And

[\(07-0681\)](#)

2) Agency Resolution Allocating An Additional \$100,000 From Coliseum Redevelopment
Funds For A Total Allocation Of \$350,000 For Fiscal Year 2007-2008 To The Coliseum
Commercial Tenant Improvement Program; On The November 13, 2007 Community And
Economic Development Committee Agenda

[\(07-0681-1\)](#)

S-4-22 Subject: Mandela Parkway Project
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator,
Or Her Designee, To Award A Construction Contract For The Oakland Bay
Trail: Mandela Parkway Project In Accord With Specification No.
G199010 To Mcguire And Hester In The Amount Of One Million
Seventy-Four Thousand Four Hundred Twenty-Two Dollars
(\$1,074,422.00); On The October 23, 2007 Public Works Committee
Agenda

[\(07-0682\)](#)

- S-4-23 Subject: Public Facilities And Parks - Various Redevelopment Project Areas
From: Community and Economic Development Agency
Recommendation: Adopt City And Agency Resolutions Appropriating And Allocating Redevelopment Agency Funding For Public Facilities And Parks In The Central District (\$1,350,000), Central City East (\$640,000), Coliseum (\$1,000,000), And West Oakland Redevelopment Project Areas (\$1,574,910) For Fiscal Year 2007-2008; On The November 27, 2007 Life Enrichment Committee Agenda; And As A Public Hearing On The December 4, 2007 City Council Agenda
[\(07-0683\)](#)
- S-4-24 Subject: Gender Disparity Study
From: Finance and Management Agency
Recommendation: Action On A Report On The Findings And Recommendations Of Phase II Of The Race And Gender Disparity Study Of The City's Workforce Diversity In Comparison To The Relevant Labor Pool; On The October 30, 2007 City Council Agenda
[\(07-0609\)](#)
- S-4-25 Subject: Police And Fire Retirement System Quarterly Report
From: Finance and Management Agency
Recommendation: A Request To Withdraw From The October 9, 2007 Finance And Management Committee Agenda An Informational Report On The Police And Fire Retirement System (PFRS) And Oakland Municipal Employees' Retirement System (OMERS); And Reschedule To The October 23, 2007 Finance And Management Committee Agenda
[\(07-0633\)](#)
- S-4-26 Subject: Business Tax Ordinance Amendment
From: Finance and Management Agency
Recommendation: A Request To Withdraw From The October 9, 2007 Finance And Management Committee Agenda An Ordinance Amending Chapter 5.04 Of The Oakland Municipal Code In Order To Correct And Clarify Various Provisions Of The Business Tax Ordinance, To Establish A Late Filing Fee, To Remove Provisions From The Business Tax Ordinance That Are Obsolete Or Repealed By Operation Of Law Or Court Action, To Exempt Owners Of Low Income Housing Tax-Credit Financed Affordable Housing Developments From The Business Tax, To Grant The Director Of Finance Exclusive Discretionary Authority To Waive Penalties, And To Codify Certain Previously Adopted Business Tax Regulations And Policies Related To Business Reporting And Other Business Tax Procedural Matters; And Place On The Pending List No Specific Date; On The October 23, 2007 Finance And Management Committee Agenda
[\(07-0664\)](#)

[\(Item 4 10-04\)](#)

- 5 A review of the Agendas for the Concurrent Meeting of ORA/City Council for the meeting of October 16, 2007 and for the Rules and Legislation Committee for the meeting of October 18, 2007
[\(Item 5 10-04\)](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

NOTE: Americans With Disabilities Act
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[\(TDD\)](#)

- * 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