



# 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>**

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**Thursday, March 06, 2014**

**10:45 AM**

**City Council Chambers - 3rd Floor**

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Excused: Vice Mayor Reid

Present: Council President Kernighan, Member Schaaf and Member Kalb

*The Oakland City Council Rules & Legislation Committee convened at 10:56 a.m., with Council President Kernighan presiding as Chairperson.*

### **Roll Call / Call To Order**

1 Determinations Of Closed Session

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

**Votes:** Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan  
*Special closed Session Tuesday March 18, 2014 from 2:30-5:30 p.m.*

2 Approval Of The Draft Minutes From The Committee Meeting Of February 20, 2014

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

**Votes:** Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

3 Determination Of Schedule Of Outstanding Committee Items

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

**Votes:** Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

[rules030614item3](#)

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4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)

**A motion was made by Member Schaaf, seconded by Member Kalb, to \*Approve with the following amendments. The motion carried by the following vote:**

**Votes:** Excused; 1 - Vice Mayor Reid  
Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan  
*Item 4.8 has been scheduled to the Community and Economic Development Committee rather than the Finance and Management Committee.*

S-4.1 Subject: Project Safe Neighborhoods Grant Funds  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee, On Behalf Of The City Of Oakland (City), To Accept And Appropriate Grant Funds In The Amount Of Five Hundred Thousand Dollars (\$500,000) From The U.S. Department Of Justice (DOJ), Office Of Justice Programs, Bureau Of Justice Assistance (BJA), To Fund Project Safe Neighborhoods (PSN), A Ceasefire Strategy By The Oakland Police Department (OPD)  
[13-0402](#)

**This matter was Scheduled to the \*Public Safety Committee, to be heard at the March 25, 2014 meeting**

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S-4.2 Subject: Amending Density Bonus Ordinance  
From: Department Of Planning And Building  
Recommendation: Adopt An Ordinance, As Recommended By The City Planning Commission, Amending The Oakland Planning Code To Update Chapter 17.107 Density Bonus And Incentive Procedure  
[13-0403](#)

**This matter was Scheduled to the \*Community & Economic Development Committee, to be heard at the March 25, 2014 meeting. The motion carried.**

*This item was also scheduled as a Public Hearing on April 1, 2014.*

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S-4.3 Subject: Development Of The 2015-2023 Housing Element  
From: Department Of Planning And Building  
Recommendation: Receive An Informational Report On The Update To The 2015-2023 Housing Element Of The Oakland General Plan  
[13-0404](#)

**This matter was Scheduled to the \*Community & Economic Development Committee, to be heard at the March 25, 2014 meeting. The motion carried.**

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S-4.4      Subject:    Fiscal Year 2014-2015 LLAD Assessment Process  
From:        Office Of The City Administrator  
Recommendation: Adopt A Resolution Initiating The FY 2014-15 Assessment Process For The City Of Oakland Landscaping And Lighting Assessment District And Authorizing The City Administrator To Order A Preliminary Engineers' Report Pursuant To The California Streets And Highways Code  
[13-0405](#)

**Scheduled to \*Finance & Management Committee on 3/25/2014**

*This item was also scheduled as a Public Hearing on June 3, 2014.*

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S-4.5      Subject:    ENA Extension For Recycling Project  
From:        Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Second Amendment To The City's Exclusive Negotiating Agreement (ENA) With California Waste Solutions, Inc. And Cass, Inc., Regarding A Proposed Recycling Project On Up To Approximately 20 Acres In The North Gateway Area Of The Former Oakland Army Base Extending The ENA To December 15, 2014  
[13-0406](#)

**Scheduled to \*Community & Economic Development Committee on 3/25/2014**

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S-4.6      Subject:    Regulating Unattended Donation Boxes  
From:        Department Of Planning And Building  
Recommendation: Receive An Informational Report And Request For Direction On The Process Of Developing Regulations On Unattended Donation Boxes (UDBs) In The City Of Oakland  
[13-0407](#)

**Scheduled to \*Community & Economic Development Committee on 3/25/2014**

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S-4.7      Subject:    Quarterly Oakland Army Base Status Report  
From:        Office Of The City Administrator  
Recommendation: Receive The Quarterly Informational Report On The Status Of The Army Base Public Infrastructure Project  
[13-0408](#)

**Scheduled to \*Community & Economic Development Committee on 3/25/2014**

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S-4.8      Subject:    Oakland Redevelopment Successor Agency Annual Reports  
From:        Office Of The City Administrator  
Recommendation: Receive An Informational Report Presenting The Oakland Redevelopment Successor Agency (Agency) Fiscal Year 2012-2013 Annual Reports On Blight, Loans, Property, And Time Limits In Accordance With The Reporting Requirements Of The California Community Redevelopment Law  
[13-0409](#)

**Scheduled to \*Community & Economic Development Committee on 3/25/2014**  
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S-4.9      Subject:    PFRS Investment Portfolio Report  
From:        Office Of The City Administrator  
Recommendation: Receive An Informational Report On The Oakland Police And Fire Retirement System (PFRS) Investment Portfolio As Of December 31, 2013  
[13-0411](#)

**Scheduled to \*Finance & Management Committee on 3/25/2014**  
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S-4.10     Subject:    Assessment Of Liens For Delinquent Real Property Transfer Taxes  
From:        Office Of The City Administrator  
Recommendation: Conduct A Public Hearing On The 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  
[13-0412](#)

**Scheduled to Meeting of the Oakland City Council on 3/18/2014**  
*As A Public Hearing*

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2) 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; Or  
[13-0412-1](#)

3) 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  
[13-0412-2](#)

S-4.11 Subject: Delinquent Mandatory Garbage Fees  
From: Office Of The City Administrator  
Recommendation: Conduct A Public Hearing On Delinquent Mandatory Garbage Fees For July/August/September 2013 Monthly Accounts And October/November/December 2013 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  
[13-0415](#)

**Scheduled to Meeting of the Oakland City Council on 3/18/2014**

*As A Public Hearing*

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2) 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; Or  
[13-0415-1](#)

3) 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  
[13-0415-2](#)

S-4.12 Subject: Supplemental Illegal Dumping Report  
From: Public Works Agency  
Recommendation: Receive An Informational Report From The Public Works Agency (PWA) Providing An Update On Efforts In Oakland To Reduce Illegal Dumping  
[13-0401](#)

**Scheduled to \*Public Works Committee on 3/25/2014**

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S-4.13      Subject:    Authorizing Execution Of Funding Agreements With CalTrans  
From:        Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Assistant City Administrator, Deputy City Administrator, Public Works Director, And/Or Assistant Public Works Director To Execute Funding Agreements With The California Department Of Transportation For Transportation Infrastructure And/Or Planning Grants  
13-0410

**Scheduled to \*Public Works Committee on 3/25/2014**

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S-4.14      Subject:    AB 1999: Economic Development & Historic Preservation Tax Credit Act  
From:        Vice Mayor Reid And Councilmembers Schaaf And Gibson McElhane  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1999 (Atkins), The California Economic Development And Historic Preservation Tax Credit Act  
13-0400

**Scheduled to \*Rules & Legislation Committee on 3/20/2014**

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S-4.15      Subject:    Honoring Williams Chapel Baptist Church's 75th Anniversary  
From:        Council President Patricia Kernighan  
Recommendation: Adopt A Resolution Honoring The Diamond Jubilee Of Williams Chapel Baptist Church And Rev. Dr. Kenneth Anderson  
13-0399

**Scheduled to Meeting of the Oakland City Council on 3/18/2014**

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**Items Submitted On The Dais**

#1            Subject:    Cesar Chavez Day  
From:        Councilmember Noel Gallo  
Recommendation: Adopt A Resolution In Celebration Of Cesar Chavez Day Honoring Oakland Latinos And Latinas Who Through Their Leadership And Community Service Have Continued The Legacy Of Cesar Chavez  
13-0398

**Scheduled to Meeting of the Oakland City Council on 4/1/2014**

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#2            Subject:    Honoring Supervisor Keith Carson  
From:           Councilmember Lynette Gibson McElhaney  
Recommendation:    Adopt A Resolution Honoring Keith Carson For His Leadership As President Of The Alameda County Board Of Supervisors And The Outstanding Contributions He Has Made To The City Of Oakland As A Champion For Economic And Workforce Development, Public Safety, Education And Literacy, Health And Human Services, Youth Development, And The Environment  
[13-0416](#)

**Scheduled to Meeting of the Oakland City Council on 3/18/2014**

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#3            Subject:    Cesar Chavez National Day Of Service  
From:           Councilmembers Kalb, Kaplan And Gallo  
Recommendation:    Adopt A Resolution Urging President Obama To Proclaim March 31st As Cesar Chavez National Day Of Service  
[13-0417](#)

**Scheduled to Meeting of the Oakland City Council on 3/18/2014**

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5            A Review Of The Draft Agendas For The City Council Meeting Of March 18, 2014 And The Rules And Legislation Committee Of March 20, 2014

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

**Votes:** Excused; 1 - Vice Mayor Reid  
Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

[rules030614item5](#)

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6            Subject:    Support For The Postal Service Protection Act  
From:           President Pro Tempore Rebecca Kaplan  
Recommendation:    Adopt A Resolution Supporting The Postal Service Protection Act And Urging Senators Boxer And Feinstein To Support The Act That Protects 6 Day Mail Delivery, Mail Processing, And Door To Door Service To Households And Businesses  
[13-0354](#)

**A motion was made by Member Kalb, seconded by Council President Kernighan, that this matter be \*Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on March 18, 2014. The motion carried by the following vote:**

**Votes:** Excused; 1 - Vice Mayor Reid  
Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

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**Open Forum (Total Time Available: 15 Minutes)**

*There was 1 Open Forum speaker.*

**Adjournment**

*There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 11:22 a.m.*

NOTE: Americans With Disabilities Act  
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**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.

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*City Clerk and Clerk of the Council*