



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, March 06, 2008	10:30 AM	City Council Chambers - 3rd Floor
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Roll Call / Call to Order

Excused: Chair De La Fuente

Present: Member Chang, Vice Mayor Reid and Member Brunner

The Oakland City Council Rules and Legislation Committee convened at 10:44 AM with Council President De La Fuente presiding as Chairperson.

1 Closed Session

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

Votes: Excused; 1 - Chair De La Fuente

Aye; 3 - Member Chang, Vice Mayor Reid and Member Brunner

The office of the City Attorney scheduled a Closed Session for Tuesday, March 18, 2008 from 4 PM to 6 PM

2 Approval of the Draft Minutes from the Committee meeting of February 14, and February 21, 2008

**A motion was made by Member Chang, seconded by Member Brunner, to
*Approve the Minutes. The motion carried by the following vote:**

Votes: Excused; 1 - Chair De La Fuente

Aye; 3 - Member Chang, Vice Mayor Reid and Member Brunner

3 Determination of Schedule of Outstanding Committee Items

There was no action necessary for this item

[RULES 03-06-08](#)

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- 4 Scheduling of Agenda Items and revisions to the agendas for the Council Committee meetings of March 11, 2008 (SUPPLEMENTAL)

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

Votes: Excused; 1 - Chair De La Fuente

Aye; 3 - Member Chang, Vice Mayor Reid and Member Brunner

- S-4-1 Subject: Charles F. Hall - Settlement Agreement
From: Office of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Charles F. Hall In The Amount Of \$9,100, As A Result Of Property Damage And Bodily Injury Sustained In An Auto Collision Involving A City Of Oakland Vehicle On July 3, 2007 (Public Works Agency)

[07-1109](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 3/18/2008**

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[81122 CMS.pdf](#)

- S-4-2 Subject: Discontinue Oil Spill Emergency
From: Oakland Fire Department
Recommendation: Adopt A Resolution Proclaiming The End Of The Local Emergency Declared By Resolution No. 80932 C.M.S. Due To The November 7, 2007 Catastrophic Oil Spill In The San Francisco Bay

[07-1120](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 3/18/2008**

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[81147 CMS.pdf](#)

- S-4-3 Subject: Discontinue Winter Storms Emergency
From: Oakland Fire Department
Recommendation: Adopt A Resolution Proclaiming The End Of A Local Emergency In The City Of Oakland Due To Winter Storms That Commenced On Or About January 3, 2008 Which The City Administrator Declared By Proclamation On January 11, 2008, And The City Council Ratified On January 15, 2008 By Passing Resolution No. 81044 C.M.S.

[07-1121](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 3/18/2008**

The following individual spoke on this item:

- Sanjiv Handa

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[81148 CMS.pdf](#)

S-4-4 Subject: Trail Signage - Joaquin Miller Park
From: Councilmember Quan
Recommendation: Adopt A Resolution Waiving City's Competitive Bid Requirements For A Small Pay-Go Funded Purchase In The Amount Of Three Thousand And Eight Dollars (\$3,008.00) For Reflective Decals To Improve Trail Signage Visibility At Joaquin Miller Park
[07-1108](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 3/18/2008

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[81121 CMS.pdf](#)

S-4-5 Subject: Reentry Employment Agreement
From: Department of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute Agreements Between The City Of Oakland And Goodwill Industries Of The Greater East Bay To Provide Reentry Employment In Coordination With Project Choice For A Total Amount Not To Exceed \$210,000 For The Period Of April 1, 2008 To June 30, 2009
[07-1122](#)

Scheduled to *Public Safety Committee on 4/8/2008

The following individual spoke on this item:

- Sanjiv Handa

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[81224 CMS.pdf](#)

S-4-6 Subject: Measure Y Gang Prevention And Intervention Agreements
From: Department of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Extend Agreements With Project Re-Connect And Oakland Unified School District Office Of Alternative Education For Five Months, And With Catholic Charities Of The East Bay, Alameda County Health Care Services Agency, And Youth Alive! For Fifteen Months For Measure Y Gang Prevention And Intervention And Violent Incident Response Services Offered Through June 30, 2009, For A Total Amount Not To Exceed \$668,000
[07-1123](#)

Scheduled to *Public Safety Committee on 4/8/2008

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[81225 CMS.pdf](#)

2) An Agency Resolution Authorizing An Amendment To The Lease Disposition And Development Agreement And Related Documents, Between The Redevelopment Agency, The City Of Oakland, And FC Oakland, Inc. (FC) Or Related Entities, To Reduce Agency Reimbursement To FC For Off-Site Improvements Related To The Uptown Project And The Fox Courts Project From \$5,700,000 To \$5,618,518; On The April 8, 2008 Community And Economic Development Committee Agenda And The April 15, 2008 City Council Agenda
[07-1115-1](#)

Continued to *Rules & Legislation Committee on 3/6/2008

The following individual spoke on this item:

- Sanjiv Handa

S-4-9 Subject: Measure DD Implementation Project
From: Community and Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Denying The Appeal And Upholding The City Planning Commission's Certification Of The Environmental Impact Report For The City Of Oakland Trust For Clean Water, Safe Parks Bond Measure (Measure DD) Implementation Project (For Case Number ER06-0017)
[07-1116](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 4/1/2008

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[81180 CMS.pdf](#)

S-4-10 Subject: Consolidate Plan Annual Action Plan For 2008-2009
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution 1) Authorizing The City Administrator To Prepare And Submit The Consolidated Plan Annual Action Plan For Housing And Community Development For Fiscal Year 2008-2009 To The U.S. Department Of Housing And Urban Development; 2) Authorizing The City Administrator To Accept And Appropriate Funds Totaling \$14,956,613 For The Community Development Block Grant, Home Investment Partnership, Emergency Shelter Grant And Housing Opportunities For Persons With Aids Program As Part Of The City's Fiscal Year 2008-2009 Budget; 3) Authorize The City Administrator To Appropriate \$1,070,478 In Program Income And Any Amounts In Excess Thereof For Housing Rehabilitation As Part Of The City's Fiscal Year 2008-2009 Budget; 4) Authorize The Reprogramming of \$1,012,000 In Current Year Excess Funds To Offset Fiscal Year 2008-2009 Shortfalls For Section 108 Loan Repayment And Homeless Service As Part Of The City's Fiscal Year 2008-2009 Budget; And
[07-1117](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 5/6/2008

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[81270 CMS.pdf](#)

S-4-11 Subject: Revocable And Conditional Permit - La Clinica De La Raza
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Granting La Clinica De La Raza A
Revocable And Conditional Permit To Allow An Electrical Transformer And
Concrete Vault For An Existing Building At 1020 International Boulevard To
Encroach Under The Public Sidewalk
[07-1118](#)

Scheduled to *Public Works Committee on 4/22/2008

The following individual spoke on this item:

- *Sanjiv Handa*

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[81253 CMS.pdf](#)

S-4-12 Subject: Revocable And Conditional Permit - 545 International Boulevard
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Granting Anh T. Tran A Revocable And
Conditional Permit To Allow An Existing Building At 545 International Boulevard
To Encroach Into The Public Right-Of-Way Along International Boulevard And
6th Avenue
[07-1119](#)

Scheduled to *Public Works Committee on 4/22/2008

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[81254 CMS.pdf](#)

S-4-13 Subject: Used Motor Oil And Used Motor Oil Filter Recycling Grant
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing Submittal Of Grant
Applications And To Act As Lead Jurisdiction For Other Alameda County
Jurisdictions, To The California Integrated Waste Management Board And
Appropriation Of Those Grant Funds For Used Motor Oil And Used Oil Filter
Recycling For Five Years Beginning With Fiscal Year 2008-2009 And Ending
With Fiscal Year 2012-2013, And Authorizing Expenditure Of Used Oil Block
Grant Funds On Used Motor Oil and Oil Filter Collection And Public Education
Activities Provided Advertising, Bidding And Other Applicable City Contract
Policies Are Followed, Without Return To Council
[07-1124](#)

Scheduled to *Public Works Committee on 4/8/2008

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[81214 CMS.pdf](#)

S-4-14 Subject: Bottle And Can Recycling Grant
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing Submittal Of Grant Applications To The California Department Of Conservation, And Appropriation Of Those Grant Funds For Bottle And Can Recycling For Five Years Beginning With Fiscal Year 2008/2009 Through Fiscal Year 2012/2013
[07-1125](#)

Scheduled to *Public Works Committee on 4/8/2008

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[81215 CMS.pdf](#)

S-4-15 Subject: Energy Action Plan
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Forty Thousand Dollars (\$40,000.00) Of Grant Funds From The Bay Area Air Quality Management District To Develop An Energy Action Plan For Consideration By The City Council
[07-1126](#)

Scheduled to *Public Works Committee on 4/8/2008

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[81216 CMS.pdf](#)

S-4-16 Subject: Joint Powers Authority Revenue Bonds 2005 Series
From: Finance and Management Agency
Recommendation: Adopt A The Following Pieces Of Legislation:
1) A Resolution Of The Oakland Joint Powers Financing Authority Approving The Issuance And Sale Of Refunding Revenue Bonds Of An Aggregate Amount Not To Exceed \$137,000,000 In One Or More Series To Refund The Authority's Outstanding Refunding Revenue Bonds, 2005 Series A-1 (Auction Rate Securities) (Tax-Exempt Bonds), 2005 Series A-2 (Auction Rate Securities) (Tax-Exempt Bonds) And 2005 Series B (Auction Rate Securities) (Taxable Bonds); Approving The Forms Of And Authorizing Execution And Delivery Of An Amended And Restated Lease, An Amended And Restated Sublease, An Indenture And A Bond Purchase Contract And Related Agreements; [Authorizing The Procurement Of Bond Insurance;] And Authorizing Execution Of Documents And The Taking Of All Necessary Actions Relating To The Issuance Of The Bonds; And
[07-1112](#)

Scheduled to *Finance & Management Committee on 3/11/2008

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[2008-0001 JPFA.pdf](#)

S-4-17 Subject: Joint Powers Authority Revenue Bonds 2004 Series
From: Finance and Management Agency
Recommendation: Adopt A The Following Pieces Of Legislation:
1) A Resolution Of The City Council Approving The Issuance By The Oakland Joint Powers Financing Authority Of Lease Revenue Bonds, In One Or More Series, Of Not To Exceed One Hundred Twenty Five Million Dollars (\$125,000,000) Aggregate Principal Amount; Approving The Form Of And Authorizing The Execution And Delivery Of Lease, Sublease And Bond Purchase Agreement; Authorizing Variable Rate Bonds, Purchase Of Letters Of Credit And Execution Of Reimbursement Agreements; Authorizing The City Administrator To Terminate One Or More Interest Rate Swap Agreements; And Authorizing Execution Of Documents And The Taking Of All Necessary Actions Relating To The Bonds And Authorizing Necessary Actions Relating To The Lease Financing With The Oakland Joint Powers Financing Authority; And
[07-1113](#)

Scheduled to *Finance & Management Committee on 3/11/2008

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ADDITIONAL ITEMS SUBMITTED ON THE DAIS

Subject: Infill Housing Status Report
From: Council President De La Fuente
Recommendation: A Request To Withdraw From The March 11, 2008 Community And Economic Development Committee Agenda Action On The Eligibility Criteria Of The California Department Of Housing And Community Development Propositions 1C Infill Housing Program; With No New Scheduling Date
[07-1100](#)

***Withdrawn with No New Date**

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Subject: Alameda County Waste Management - Settlement Agreement
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Settlement Agreement With Waste Management Of Alameda County (WMAC) To Provide The City Eight Million Two Hundred Thirty Thousand Dollars (\$8,230,000.00) In Additional Services And Customer And City Reimbursements In Lieu Of Liquidated Damages And All Other Claims By The City, And Dismissing Related Pending Litigation Against WMAC, In Connection With The Recycling And Garbage Service Disruption In July 2007
[07-1128](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 3/18/2008**

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[81149 CMS.pdf](#)

Subject: Analysis Of Senate Bill 1508
From: Councilmembers Jean Quan and Nancy Nadel
Recommendation: Adopt A Resolution To Support And Sponsor Senate Bill 1508 (Corbett)
Related To Seismic Safety Standards; Cripple Walls
[07-1129](#)

Scheduled to *Rules & Legislation Committee on 3/20/2008

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[81179 CMS.pdf](#)

[03-06 Rules Item 4](#)

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- 5 A review of the Agendas for the Concurrent Meeting of ORA/City Council for the meeting of March 18, 2008 and the Rules and Legislation Committee for the meeting of March 20, 2008

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

Votes: Excused; 1 - Chair De La Fuente

Aye; 3 - Member Chang, Vice Mayor Reid and Member Brunner

The following individual spoke on this item:

- Sanjiv Handa

FROM THE MARCH 18, 2008 CITY COUNCIL AGENDA

Subject: Oakland Resident and Worker Preference Policy-Affordable Housing
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Adopting An Oakland Resident And Oakland Worker Preference Policy For Affordable Housing Developments Funded Through The City's Notice Of Funding Availability Process; And

[07-0941-4](#)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment
Agency/ City Council on 4/15/2008**

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[81232 CMS.pdf](#)

20) An Agency Resolution Adopting An Oakland Resident And Oakland Worker Preference Policy For Affordable Housing Developments Funded Through The Agency's Notice Of Funding Availability Process

[07-0941-19](#)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment
Agency / City Council on 4/15/2008**

[2008-0036 CMS.pdf](#)

[03-06 Rules Item 5](#)

[View Report.pdf](#)

6

~~Subject: State Legislative Proposals And Agenda~~

~~From: City Council~~

~~Recommendation: Action On The City Council's State Legislative Proposals And Agenda~~

~~07-0948~~

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OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

The following individual spoke under Open Forum:

- Sanjiv Handa

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules and Legislation Committee adjourned the meeting at 11:10 AM

NOTE:

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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