



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, November 15, 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 November 1, 2007
- 3 Determination of Schedule of Outstanding Committee Items
([RULES PNDG 111507](#))
- 4 Scheduling of Agenda Items and revisions to the agenda(s) for the ORA/City Council meeting of November 20, 2007 - Cancellation Notice (SUPPLEMENTAL)

- S-4-1 Subject: Measure Y Evaluation Report
From: Office of the City Administrator
Recommendation: Adopt A Resolution Adopting The Measure Y
(Violence Prevention And Public Safety Act Of 2004) Evaluation Report
For Fiscal Year 2006-2007
[\(07-0707\)](#)
- S-4-2 Subject: Education Partnership Meeting
From: Office of the City Administrator
Recommendation: A Request To Cancel The November 27, 2007
Education Partnership Meeting And Reschedule For January 22, 2008 With
The Following Four Items On The Agenda:
- 1) The Introduction Of OUSD Interim State Administrator, Vince
Matthews And An Informational Report On OUSD Goals And Update
 - 2) An Informational Report From The Oakland Unified School District,
Safe Passages, The Department Of Human Services And The Oakland
Police Department On Best Practices In Truancy Reduction Efforts, Current
Efforts By Oakland Agencies To Curb Truancy, Update On Truancy
Enforcement, Data On Crime Involving School-Age Youth And Strategies
To Reduce The Likelihood Of School-Age Youth Becoming Victims Of
Crime
 - 3) An Informational Report From The Community And Economic
Development Agency On Major Planning Issues And The Process For The
Future State-Of-The-Art Oakland Education Complex Project On The
Current Administrative Complex And The Surrounding Area
 - 4) An Informational Report From The Oakland Small Schools Foundation
Regarding The Small Schools Initiative
- REASON: Per the Chairperson's Request
[\(07-0813\)](#)
- S-4-3 Subject: Youth Ventures Joint Powers Authority - Appointment
From: Office of the City Attorney
Recommendation: Adopt A Resolution Appointing Councilmember Jane
Brunner, Councilmember Jean Quan, Wayne Tucker, Andrea Youngdahl,
And Cheryl A. P. Thompson, To The Board Of Trustees Of The Youth
Ventures Joint Powers Authority For Four Year Terms Beginning July 1,
2007 And Ending June 30, 2011
[\(07-0811\)](#)

- S-4-4 Subject: Jack Zolowicz - Settlement Agreement
From: Office of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Jack Zolowicz; Et Al. V. City Of Oakland; Et Al., United States District Court Case No. C06-05915 MJJ, In The Amount Of \$350,000.00. (Police Department - Civil Rights Violation, Excess Force)
[\(07-0822\)](#)
- S-4-5 Subject: Closed Captioning Contract
From: Office of the City Clerk
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Two (2) Year Professional Service Contract Between The City Of Oakland And Aberdeen Captioning To Provide Stenography Services For Real-Time Off-Site Closed Captioning Of All Regularly Scheduled And Special Concurrent Oakland Redevelopment Agency/Oakland City Council, And City Council Committee Meetings In A Total Amount Not To Exceed Seventy Thousand Dollars (\$70,000) Per Year For The Period From January 1, 2008 Through December 31, 2010 And Authorizing The Extension Of The Contract For Up To Two (2) Years For An Additional Amount Not To Exceed Seventy Thousand Dollars (\$70,000) Per Year
[\(07-0825\)](#)
- S-4-6 Subject: Control Of The Oakland Unified School District
From: Councilmember Jean Quan
Recommendation: Adopt A Resolution Requesting State Superintendent Of Public Instruction Jack O'Connell To Hold A Public Hearing In Oakland, After Which He Will Delineate A Path By Which The Oakland Community May Regain Local Control Of Its Schools; On The December 4, 2007 City Council Agenda
[\(07-0808\)](#)
- S-4-7 Subject: Joyce Luckett - Recognition
From: Councilmember Larry Reid
Recommendation: Adopt A Resolution Honoring Joyce Luckett On Her Retirement For 16 Years Of Dedicated Service To The City of Oakland
[\(07-0809\)](#)
- S-4-8 Subject: Priority Project Funds - District Seven
From: Councilmember Larry Reid
Recommendation: Adopt A Resolution Authorizing An Immediate Grant Of \$10,000.00 From Councilmember Larry E. Reid's Priority Project Funds For Operating Expenses To Cypress Mandela Training Center, Inc. For The Pre-Apprenticeship Program That Teaches Skills In The Construction Trades, Basic Computer Skills, Construction Math And Life Skills
[\(07-0810\)](#)

S-4-9 Subject: Contract Renewals - Performance Evaluations
From: Councilmember Jane Brunner
Recommendation: Action On A Report And Recommendation To Require
All Staff Reports For Contract Renewals Requiring City Council Approval
To Include Relevant Performance Evaluation Information

[\(07-0821\)](#)

S-4-10 Subject: Renaming A Portion Of Rusdale Street To Dr. Herbert Guice
Street
From: Councilmember Larry Reid
Recommendation: Adopt A Resolution Renaming Rudsdale Street From
69th Ave To Hegenberger Road To Dr. Herbert Guice Street; On The
Public Works Committee Agenda As Soon As Possible

[\(07-0823\)](#)

S-4-11 Subject: Families Building Wealth - Pilot Program
From: Department of Human Services
Recommendation: A Request To Withdraw From The December 11, 2007
Life Enrichment Committee A Resolution Authorizing The City
Administrator To 1) Apply, Accept And Appropriate A Five-Year Grant In
The Amount Of \$250,000 From The U.S. Department Of Health And
Human Services Office Of Community Services (OCS) To The City Of
Oakland's Department Of Human Services' Community Action Partnership
To Support The Implementation Of Oakland's City-Wide Families Building
Wealth Individual Development Account (IDA) Pilot Program; 2) Enter
Into An Agreement With Earn Asset Resource Network (EARN) In An
Amount Not To Exceed \$20,000 Annually For A Total Of \$100,000 For
IDA Management; And 3) Apply, Accept, And Appropriate Additional
IDA Match Funding To Support Oakland's City-Wide Families Building
Wealth Individual Development Account (IDA) Pilot Program; And
Reschedule To The January 8, 2008 Life Enrichment Committee

Reason: Author of report is on bereavement leave

[\(07-0708\)](#)

S-4-12 Subject: 6590 Swainland Road - Appeal
From: Community and Economic Development Agency
Recommendation: A Request To Withdraw From The December 18, 2007
A Public Hearing And A Resolution To Uphold The Appeal And Reverse
The Planning Commission Decision To Deny The Zoning Administrator's
Approval To Subdivide An Existing Parcel At 6590 Swainland Road
Containing One Single Family Dwelling Into Two Separate Parcels,
Tentative Parcel Map TPM 9315/ A07-099 (A07-269); And Re title And
Reschedule As A Public Hearing On The December 18, 2007 City Council
Agenda

(TITLE CHANGE)

Adopt One Of The Following Pieces Of Legislation:

1) A Resolution To Uphold The Appeal And Reverse The Planning
Commission Decision To Deny The Zoning Administrator's Approval To
Subdivide An Existing Parcel At 6590 Swainland Road Containing One
Single-Family Dwelling Into Two Separate Parcels: Tentative Parcel Map
9315 / A07-269 (A07-099); Or

2) A Resolution To Deny The Appeal And Uphold The Planning
Commission Decision To Deny The Zoning Administrator's Approval To
Subdivide An Existing Parcel At 6590 Swainland Road Containing One
Single-Family Dwelling Into Two Separate Parcels: Tentative Parcel Map
9315 / A07-269 (A07-099)

Reason: Staff are proposing new item title and date per requests from the
Rules Committee on 10/25/07, and from the Councilmember in whose
district the parcel is located.

[\(07-0753\)](#)

S-4-13 Subject: Purchase Of Real Property - 710 73rd Avenue
From: Community and Economic Development Agency
Recommendation: A Request To Withdraw From The November 27, 2007
Finance And Management Committee Agenda An Agency Resolution
Authorizing The Purchase Of Real Property Located At 710 - 73rd Avenue
In The Coliseum Redevelopment Project Area For Redevelopment
Purposes For A Purchase Price Of \$515,000, Plus Environmental Insurance
And Customary Real Estate Closing Costs Not To Exceed \$56,500; And
Reschedule To The December 11, 2007 Finance And Management
Committee Agenda

REASON: Additional time is needed to determine the cost and coverage of
the required environmental insurance policy.

[\(07-0762\)](#)

- S-4-14 Subject: Blighted Former Homeless Encampment Improvements
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) An Agency Resolution Authorizing The Redevelopment Agency To Contribute And Appropriate Redevelopment Agency Funds To The City Of Oakland Under The Cooperation Agreement In An Amount Not To Exceed \$100,000 For The Improvement Of Blighted Former Homeless Encampment Sites In The Coliseum, Central City East, And West Oakland Redevelopment Project Areas; And
[\(07-0773\)](#)
- 2) A Resolution Authorizing The City To Accept And Appropriate A Contribution Of Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed \$100,000 For The Improvement Of Blighted Former Homeless Encampment Sites In The Coliseum, Central City East, And West Oakland Redevelopment Project Areas, And Authorizing The City To Enter Into A Contract With Goodwill Industries For An Amount Not To Exceed \$25,000 To Train And Employ Homeless Individuals To Assist With Site Improvement
[\(07-0773-1\)](#)
- S-4-15 Subject: Shah Kawasaki Architects - Contract Amendment
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Waiving The Competitive Request For Proposal/Qualification Process And Authorizing Amendment No. 1 To Increase The Agreement With Shah Kawasaki Architects For As-Needed Architectural Services For An Amount Not To Exceed Five Hundred Fifty Thousand Dollars (\$550,000.00), Bringing The Total Contract Amount To Nine Hundred Thousand Dollars (\$900,000.00)
[\(07-0812\)](#)
- S-4-16 Subject: Rockridge Business Improvement District
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Of Intention To Levy An Annual Assessment For Fiscal Year 2008-2009 For The Rockridge Business Improvement District, Approving The Annual Report Of The Rockridge Business Improvement District Advisory Board, And Scheduling A Public Hearing For January 15, 2008
[\(07-0816\)](#)

- S-4-17 Subject: Business Improvement Districts - Annual Report
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Approving The Annual Reports Of The Lakeshore/Lake Park Business Improvement Management District, Temescal/Telegraph Avenue Property Business Improvement District Of 2005, The Laurel Property Business Improvement District Of 2005, And The Fruitvale Property Business Improvement District Of 2006 Advisory Boards And Confirming The Continuing Annual Assessment For Each District For Fiscal Year 2007-2008
[\(07-0817\)](#)
- S-4-18 Subject: Montclair Business Improvement District
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Of Intention To Levy An Annual Assessment For Fiscal Year 2008-2009 For The Montclair Business Improvement District, Approving The Annual Report Of The Montclair Business Improvement District Advisory Board, And Scheduling A Public Hearing For January 15, 2008
[\(07-0818\)](#)
- S-4-19 Subject: Revocable And Conditional Permit - 311 Company, LLC
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Granting 311 Company, LLC, A Revocable And Conditional Permit To Allow Above Ground Transformers, Fencing, A Wall, And A Kiosk For A New Residential Building At 311 2nd Street To Encroach Into A Public Easement In A Vacated Portion Of Harrison Street
[\(07-0819\)](#)
- S-4-20 Subject: Park Project Prioritization List
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Adopting A Park Project Prioritization List For City Of Oakland Park Capital Improvement Projects And Authorizing The City Administrator, Or Her Designee, To Apply For Grants Without Further Council Action For Projects On The Prioritization List
[\(07-0820\)](#)
- S-4-21 Subject: Proposed Residential Parking Permit Fees
From: Finance and Management Agency
Recommendation: Adopt A Resolution Of Intention To Include In The 2008-2009 Master Fee Schedule (MFS) The Proposed Fee Increases To The Residential Permit Parking (RPP)
[\(07-0814\)](#)

S-4-22 Subject: Civil Service Exemption - Various Positions
From: Finance and Management Agency
Recommendation: Adopt A Resolution Recommending To The Civil Service Board That The Classifications Of: Chief Of Police, Assistant; Police Services Manager I; Police Services Manager II; Budget Director, Assistant; Director Of Information Technology; Director Of Contracting & Purchasing; And Associate Director, Library Services Be Exempted From The Operation Of The Civil Service

[\(07-0815\)](#)

[\(Rules 11-15 Item 4\)](#)

5 A review of the Council Committees' actions from November 13, 2007 and determination of scheduling to the ORA/City Council meeting of December 4, 2007 or future dates (MATRIX)

[\(Rules 11-15 Item 5\)](#)

6 A review of the Agendas for the Council Committees for the meeting(s) of November 27, 2007 and the Rules and Legislation Committee for the meeting of November 29, 2007

[\(Rules 11-15 Item 6\)](#)

7 Subject: 2008 State Legislative Agenda
From: Council President Ignacio De La Fuente
Recommendation: A Report Requesting Approval Of The Proposed 2008 State Legislative Agenda For The City Of Oakland

[\(07-0734\)](#)

This item was continued from the November 1, 2007 Rules and Legislation Committee agenda

8 Subject: Lobbyist Report
From: Councilmember Larry Reid
Recommendation: Action On A Report And Recommendations Regarding The State And Federal Lobbying Contracts

[\(07-0728\)](#)

This item was continued from the November 1, 2007 Rules and Legislation Committee agenda

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

NOTE: Americans With Disabilities Act
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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