



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, May 08, 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 ; Vice Mayor Larry Reid, District 7; 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 April 24, 2008
- 3 Determination of Schedule of Outstanding Committee Items
(05-08 Rules Pend)
- 4 Scheduling of Agenda Items and revisions to the agenda(s) for the Council Committee meetings of May 13, 2008 (SUPPLEMENTAL)
(05-08 Rules Item 4)

- S-4-1 Subject: 2007 Super Urban Area Security Initiative Grant
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Enter Into A SUASI Approval Authority Governance MOU And An Agreement With The City And County Of San Francisco For The Distribution Of Fiscal Year 2007 Super Urban Area Security Initiative (SUASI) Grant Funds In The Amount Of \$1,367,602, Approve The Preliminary Spending Plan, Waive Central Services Overhead Fees And Authorize The City Administrator Or Her Designee To Accept, Appropriate And Administer The Fiscal Year 2007 SUASI Grant Allocations And To Expend Funds In Accord With The Preliminary Spending Plan Without Further Council Authorization, Including For The Award Of Contracts In Excess Of The City Administrator's Purchasing Authorization, Provided City Bidding Requirements And Purchasing Programs/Policies Are Followed; On The June 24, 2008 Public Safety Committee Agenda
[\(07-1336\)](#)
- S-4-2 Subject: Firefighter Protective Clothing Agreement
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Term Agreement With All Star Fire Equipment For The Purchase Of Firefighter Protective Clothing (Turnouts) In An Amount Not To Exceed Six Hundred Thirty-Two Thousand And Thirty-Five Dollars (\$632,035.00) For The Period July 1, 2008 Through June 30, 2011 With An Optional Two-Year Extension In An Amount Not To Exceed One Million One Hundred Seven Thousand Eight Hundred Forty-Eight Dollars (\$1,107,848) Over Five-Year Term And Authorizing Waiver Of The Competitive Bidding Requirements; On The June 24, 2008 Public Safety Committee Agenda
[\(07-1338\)](#)
- S-4-3 Subject: Agenda Confirmation
From: Office of the City Clerk
Recommendation: A Request To Confirm The Agenda Items For The May 15, 2008 Mid-Cycle Budget Workshop (ATTACHED)
[\(07-1269-1\)](#)

S-4-4 Subject: Opposition To State Initiative 07-0094 - The Runner Initiative
From: Councilmember Nancy Nadel
Recommendation: Adopt A Resolution Opposing California State Initiative 07-0094, The Runner Initiative, A Proposed Ballot Measure That Would Annually Shift Half A Billion Dollars In State Resources From Education And Crime And Violence Prevention Services To Increase Funding For Criminal Justice Programs That Will A) Facilitate The Prosecution Of More Youth As Adults; B) Increase Penalties For Drug Offenses And Offenses Alleged To Be "Gang" Related; C) Create Mandatory Criminal Background Checks For Housing Subsidy Recipients; And D) Prohibit Bail For Undocumented Immigrants Charged With "Gang Related" Felonies; On The June 12, 2008 Rules And Legislation Committee Agenda

NOTE: This Initiative will be placed on the November 2008 ballot; it has not yet been assigned a Proposition number by the Secretary of State.

[\(07-1334\)](#)

S-4-5 Subject: Support Of Assembly Bill 1672
From: Councilmember Nancy Nadel
Recommendation: Adopt A Resolution In Support Of Senate Bill 1672 (Steinberg), That Would Enact The Renewable Energy, Climate Change, Career Technical Education, And Clean Technology Job Creation Bond Act Of 201 __, To Authorize The Issuance And Sale Of 3 Billion Dollars In State General Obligation Bonds For Specified Purposes, Including: (A) The Development Of Renewable Energy And Energy Efficiency And Conservation Jobs, Businesses, And Educational And Worker Training Programs; (B) The Development Of Clean Technology Businesses And Jobs, And Educational And Worker Training Programs; And (C) The Development Of Businesses, Technologies, Infrastructure Investment, And Jobs That Will Help California Adapt To Climate Change With Special Attention For Actions That Will Benefit Disadvantaged Communities; On The May 15, 2008 Rules And Legislation Committee Agenda

NOTE: This item requires an Urgency Finding to place it on the May 15, 2008 Rules Agenda. The item meets the Urgency Finding criteria under the Sunshine Act, Section 2.20.080(E)(2)(b), "relates to federal or state legislation." Additionally, this Bill will be heard in the Appropriations Committee on May 12, and likely again on May 22, before it is sent to the Senate floor the week of May 24, 2008.

[\(07-1335\)](#)

- S-4-6 Subject: Project Exile - Feasibility Report
From: Vice Mayor Larry Reid
Recommendation: Receive An Informational Report Presenting The Feasibility Of Executing Project Exile In Oakland, Including A Description Of The Program, The Success And Failures Of The Previous Implementation In Oakland, The Affect On Overtime, Whether OPD Is Adequately Staffed To Dedicate Staff To The Program, Whether The Necessary Federal Agencies Can Provide The Required Assistance, And Any And All Costs Associated With The Implementation Of The Program; On The June 24, 2008 Public Safety Committee Agenda
[\(07-1337\)](#)
- S-4-7 Subject: Immigration And Customs Enforcement Tactics
From: Council President De La Fuente & Vice Mayor Larry Reid
Recommendation: Adopt A Resolution Denouncing Tactics Used By The Immigration And Customs Enforcement Agency To Intimidate Oakland Residents And Reaffirming The City's Declaration As A City Of Refuge; On The May 20, 2008 City Council Agenda

Reason: ICE operations in Oakland are escalating. The next opportunity for council action will not be until June 17th.
[\(07-1341\)](#)
- S-4-8 Subject: Police Officer Commendations
From: Councilmember Nancy Nadel
Recommendation: Award Commendations To Oakland Police Officers Matt Komoda; Ericvan Martin; Nick Miller; Dasean Spencer; Enrico Taupal; And Trent Thompson In Recognition Of Their Heroic Efforts On April 1, 2008, By Risking Their Lives To Save More Than 50 People From A Burning Building At 3010 Adeline Street, In Oakland, California; On The May 20, 2008 City Council Agenda As A Ceremonial Item
[\(07-1342\)](#)
- S-4-9 Subject: Sharp Business Systems - Copy Rental Contract
From: Department of Information Technology
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To Sharp Business Systems, Pleasanton, California In An Annual Amount Not-To-Exceed Three Hundred, Thirty-Three Thousand, Two Hundred Sixteen Dollars (\$333,216.00) For Cost Per Copy Rental Of Convenience Copiers For A One-Year Term With Three (3) Options To Extend The Contract For Three (3) Additional One-Year Terms At An Annual Rate Of Three Hundred, Thirty-Three Thousand, Two-Hundred Sixteen Dollars (\$333,216.00), For A Total Not-To-Exceed Contract Amount Of One Million, Three Hundred Thirty Two Thousand, Eight Hundred Sixty Four Dollars And No Cents (\$1,332,864.00); On The May 27,2008 Finance And Management Committee Agenda
[\(07-1330\)](#)

S-4-10 Subject: MacArthur Transit Village Project
From: Community and Economic Development Agency
Recommendation: A Request To Withdraw From The June 10, 2008
Community And Economic Development Committee Agenda The
Following Pieces Of Legislation:

1) A Resolution Affirming And Sustaining The Planning Commission
Decision To Approve The Development Permits (Planned Unit
Development Permit, Design Review, Conditional Use Permit) For The
Project; And

[\(07-1236\)](#)

2) An Ordinance (A) Rezoning The Project Site From The C-28 Commercial Shopping,
R-70 Residential High Density And The S-17 Design Review Combining Zone To The S-
15 Transit Oriented Development Zone And (B) Adopting A Text Amendment To
Modify Required Open Space In The S-15 Zone; And

[\(07-1236-1\)](#)

3) An Ordinance Adopting A Development Agreement Between The City Of Oakland
And MacArthur Transit Village Community Partners (MTCP); And Reschedule To The
June 24, 2008 Community And Economic Development Committee Agenda And As A
Public Hearing On The July 15, 2008 City Council Agenda

REASON: Change in schedule for Planning Commission Action on this item.

[\(07-1236-2\)](#)

S-4-11 Subject: MacArthur Transit Village Project Agreements
From: Community and Economic Development Agency
Recommendation: A Request To Withdraw From The June 10, 2008
Community And Economic Development Committee Agenda An Agency
Resolution Authorizing The Agency Administrator To Negotiate And
Execute A Time Extension Of Six Months To The Three-Party Exclusive
Negotiating Agreement With MacArthur Transit Community Partners, LLC
And The San Francisco Bay Area Rapid Transit District For The
Development Of The MacArthur Transit Village Project; And Reschedule
To The June 24, 2008 Community And Economic Development Committee
Agenda

REASON: Item needs to go in conjunction with project entitlements for
MacArthur Transit Village which are also being requested for rescheduling
to June 24th CED.

[\(07-1256\)](#)

- S-4-12 Subject: Conditional Vacation Of Jefferson Street - Hearing
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Adopting Findings And Setting A Hearing To Receive Supporting Evidence And Public Comments For A Proposed Conditional Vacation Of A One (1) Block Section Of Jefferson Street West Of Its Intersection With Embarcadero West Without Cost To Duke Energy Oakland LLC For A Future "Green" Expansion Of The Existing Electrical Power Generating Station; On The June 10, 2008 Public Works Committee Agenda
[\(07-1329\)](#)
- S-4-13 Subject: Alliance For West Oakland Grant
From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Approving A \$100,000 Grant To The Alliance For West Oakland Development To Provide Job Training for West Oakland Redevelopment Projects, And Allocating West Oakland Redevelopment Funds For The Grant; On The June 24, 2008 Community and Economic Development Committee Agenda
[\(07-1331\)](#)
- S-4-14 Subject: Zoning Map Amendments
From: Community and Economic Development Agency
Recommendation: Adopt An Interim Ordinance, Amending The Zoning Maps For Two Years, Applying The S-4 Design Review Combining Zone, Which Requires New Or Rehabilitated Non-Residential Facilities To Follow Established Design Review Procedures, To Those C-10, C-30, C-35 And C-40 Zones Which Are Designated In The General Plan As Neighborhood Center Commercial, Community Commercial And Urban Residential; On The June 10, 2008 Community And Economic Development Committee Agenda; And As A Public Hearing On The June 17, 2008 City Council Agenda
[\(07-1332\)](#)
- S-4-15 Subject: Independent Auditor's Report - Redevelopment Agency
From: Community and Economic Development Agency
Recommendation: Receive An Informational Report Presented In Compliance With The Independent Auditor's Findings On The Redevelopment Agency Of The City Of Oakland Including The Following Reports For The 2006-2007 Fiscal Year: A) Redevelopment Agency Annual Housing Activity Report; B) Blight Report; C) Property Report; And D) Loan Report; On The June 10, 2008 Finance And Management Committee Agenda
[\(07-1333\)](#)

S-4-16 Subject: Conditional Vacation Of Jefferson Street - Ordinance
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance Conditionally Vacating A One (1)
Block Section Of Jefferson Street West Of Its Intersection With
Embarcadero West Without Cost To Duke Energy Oakland LLC For A
Future "Green" Expansion Of The Existing Electrical Power Generating
Station; On The June 10, 2008 Public Works Committee Agenda
[\(07-1345\)](#)

S-4-17 Subject: Oakland Police Officers' Association - Arbitration Award
From: Finance And Management Agency
Recommendation: Adopt The Following Pieces of Legislation:

1) A Resolution Implementing Arbitration Award Pertaining To Sworn
Police Officers In Bargaining Units PP And PT, Represented By The
Oakland Police Officers' Association Covering The Period Of July 1, 2006
To June 30, 2010; And
[\(07-1306\)](#)

2) A Resolution Implementing Initial Memorandum Of Understanding Between The City
Of Oakland And The Oakland Police Management Association In Bargaining Unit UN2
Covering The Period Of July 1, 2006 To June 30, 2010; And
[\(07-1306-1\)](#)

3) An Ordinance Amending The Salary Schedule Ordinance No. 12187 (The Salary
Ordinance) To Increase The Salaries Of Employees; On The May 20, 2008 City Council
Agenda
[\(07-1306-2\)](#)

S-4-18 Subject: Vacancy Report - April 2008
From: Finance and Management Agency
Recommendation: Receive The Quarterly Informational Report On The
Current Number Of Authorized Vacancies Citywide, As Of April 10, 2008;
On The May 27, 2008 Finance And Management Committee Agenda
[\(07-1339\)](#)

5 A review of the Agendas for the Concurrent Meeting of ORA/City Council for the
meeting of May 20, 2008 and the Rules and Legislation Committee for the meeting of
May 22, 2008
[\(05-08 Rules Item 5\)](#)

6 Action On The City Council's State Legislative Proposals And Agenda

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

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[\(TDD\)](#)

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LATONDA SIMMONS

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

ORA - Oakland Redevelopment Agency

S - Supplemental Item