



City of Oakland Meeting Minutes

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, February 25, 2010

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

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Present: Member Quan, Member Reid, Chair Brunner and Member De La Fuente

The Oakland City Council Rules and Legislation Committee convened at 11:06am, with Council President Brunner presiding as Chairperson.

1 **Closed Session**

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

Votes: Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

2 **Approval of the Draft Minutes from the Committee meeting of February 4, 2010**

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

Votes: Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

3 **Determination of Schedule of Outstanding Committee Items**

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

Votes: Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

[rules022510](#)

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4 Scheduling of Agenda Items and revisions to the agenda(s) for the ORA/City Council meeting March 2, 2010 (SUPPLEMENTAL)

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item 422510

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S-4-1 Subject: Perform Goat Grazing Services
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An Agreement With Ecosystems Concepts Inc, To Perform Goat Grazing Services On City Of Oakland Open Space Lands In An Amount Not To Exceed Four Hundred Thousand Dollars, Which Funds Work Performed During Fiscal Year 2008-2009 And Allows For The Services Through June 30, 2010 While Staff Conducts A Competitive Bid Process; On The March 23, 2010 Public Safety Committee Agenda

09-1242

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Scheduled to *Public Safety Committee on 3/23/2010

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S-4-2 Subject: Emergency Management And Disaster Preparedness
From: Oakland Fire Department
Recommendation: Receive A Semi-Annual Report On Emergency Management And Disaster Preparedness Council (EMADPC) Proceedings For The Period Of July 2009 To December 2009

09-1244

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Scheduled to *Public Safety Committee on 4/13/2010

S-4-3 Subject: Tax Cannabis Act Of 2010
From: City Administrator Office
Recommendation: Receive A Recommendation From The Measure Z Committee To Urge The Oakland City Council To Adopt A Resolution In Support Of The "Regulate, Control And Tax Cannabis Act Of 2010."

09-1235

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Scheduled to *Rules & Legislation Committee on 4/15/2010

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S-4-4 Subject: Summer Food Service Program
From: Department of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator, On
Behalf Of The City Of Oakland, To Apply For, Accept And Appropriate The
Summer Food Service Program Grant From The California Department Of
Education Nutrition Services Division In An Estimated Amount Of \$550,000 And
To Execute A Professional Services Agreement With Selected Vendor
[09-1245](#)

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Scheduled to *Life Enrichment Committee on 4/13/2010

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S-4-5 Subject Barbara Killey - Retirement
From: Councilmembers Reid And Nadel
Recommendation: Adopt A Resolution Honoring Barbara Killey For Her Many
Years Of Valuable Service And Congratulating Her On Her Retirement
[09-1109](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 3/16/2010**

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[82584 CMS.pdf](#)

S-4-6 Subject: Special Budget Meeting
From: Council President Brunner
Recommendation: A Request To Schedule A Special Budget Meeting At 5pm On
Tuesday, March 16, 2010
[09-1234](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 3/2/2010**

S-4-7 Subject: City-Sponsored Employee Medical Benefits
From: Department Of Human Resource Management
Recommendation: Receive An Informational Report On The Costs Of
City-Sponsored Employee Medical Benefits, Preliminary Outcomes Of A
Labor-Management Committee's Work On Medical Benefits, And Cost-Benefit
Analysis Of A Possible Cafeteria Option
[09-1236](#)

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**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 4/13/2010**

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S-4-8 Subject: OFCY - Mid Year Evaluatin 2009-2010
From: Department Of Human Services
Recommendation: Adopt A Resolution Adopting The Oakland Fund For Children
And Youth Mid-Year Evaluation Report For Fiscal Year 2009-2010
[09-1241](#)

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Scheduled to *Life Enrichment Committee on 4/13/2010

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S-4-9 Subject: Affordable Housing Activities
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Amending Resolution No. 81110 C.M.S. To Approve An Assignment Of An Existing Loan In The Amount of \$5,815,000 By New Altenheim Partners, LP To Eden Housing Or Its Affiliate, And To Increase The Amount Of An Affordable Housing Development Loan To Eden Housing For The Altenheim Phase II Senior Housing Development Located At 1720 Macarthur Boulevard By \$625,000 For A Total City Loan Of \$6,440,000; And
[09-1174](#)

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Scheduled to *Community & Economic Development Committee on 3/9/2010

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[SUPPLEMENTAL 25 RESOS.pdf](#)

[82647 CMS.pdf](#)

S-4-10 Subject: Elmhurst Library Renovation
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing A Construction Contract For The Elmhurst Library Renovation Project In Accord With Specification No. B273610 And With Contractor's Bid To B-Side Construction, Inc., In The Amount Of One Hundred Sixty-Three Thousand Twenty-Four Dollars (\$163,024.00)
[09-1237](#)

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Scheduled to *Public Works Committee on 3/23/2010

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S-4-11 Subject: Camps-In-Common Contract
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution 1) Awarding A Contract To
Camps-In-Common ("Nonprofit") To Provide Project Management Services For
Specific Capital Improvement Projects At Feather River Camp Up To The Amount
Of Thirty Thousand Dollars (530,000.00), 2) Waiving Advertising And The
Request For Proposal/ Qualifications Process For Said Project Management
Services, 3) Waiving Advertising And Authorizing Limited Solicitation Of
Competitive Bids For Construction Of Improvements From The Feather River
Camp Area, And 4) Authorizing The City Administrator To Award And Execute
Such Construction Contract(S) Without Return To Council
[09-1238](#)

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Scheduled to *Public Works Committee on 3/23/2010

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S-4-12 Subject: UCOP Garage With SKS Broadway - Agreement
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing Amendments To The Owner
Participation Agreement For The 1100 Broadway Redevelopment Project And The
Purchase And Sale Agreement For The UCOP Garage With SKS Broadway, LLC,
To Extend Development And Purchase Deadlines
[09-1239](#)

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No Action Taken

Staff directed to return to Rules next week

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S-4-13 Subject: U.S. Department Of Housing - Consolidated Plan
From: Community And Economic Development Agenda
Recommendation: Adopt A Resolution 1) Authorizing the City Administrator to prepare and submit to the U.S. Department of Housing and Urban Development the Consolidated Plan for Fiscal Years 2010-2015; 2) Authorizing The City Administrator To Prepare And Submit To The U.S. Department Of Housing And Urban Development The Consolidated Plan Annual Action Plan For Fiscal Year 2010-2011; 3) Accepting And Appropriating Grant Funds Totaling \$14,857,042 For The Home, Emergency Shelter Grant, Housing Opportunities For Persons With Aids, And The Community Development Block Grant Programs; 4) Appropriating \$670,480 In Program Income And Any Amounts In Excess Thereof For Housing Rehabilitation Loans; And 5) Authorizing The City Administrator To Negotiate And Execute Agreements With Contractors For Fiscal Years 2009-2011 For The Community Development Block Grant Program; On The April 27, 2010 Community And Economic Development Committee Agenda And As A Public Hearing On The May 4, 2010 City Council Agenda
[09-1240](#)

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No Action Taken

Staff directed to return to Rules next week

S-4-14 Subject: Oakland Arbor Day 2010
From: Public Works Agency
Recommendation: Adopt A Resolution Proclaiming Saturday, April 10, 2010 To Be The City Of Oakland's Arbor Day 2010 And Authorizing An Official Tree Planting Ceremony At Children's Fairyland
[09-1243](#)

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Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 3/16/2010

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[82585 CMS.pdf](#)

S-4-15 Subject: Account Receivables Adjustments
From: Finance and Management Agency
Recommendation: Adopt A Revised Resolution Authorizing The City Administrator To Make Adjustments To The City Of Oakland's Accounts Receivables By Writing -Off Unresolvable Accounts With Balances Over \$1,000 For A Total Amount Of \$3,132,026.00 Within Specific Parameters
[09-0733](#)

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Scheduled to *Finance & Management Committee on 3/23/2010

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S-4-16 Subject: Mid Year Review Of FY 2009-2010
 From: Budget Office
 Recommendation: A Request to Re-Title An Item Scheduled for the March 16, 2010 Special Budget Meeting Agenda

(OLD TITLE)

Receive A Follow-Up Report And Resolution On The Mid-Year Review Of Fiscal Year 2009-2010 Financials For The General Purpose Fund And Proposed Balancing Measures

(NEW TITLE)

Adopt A Resolution Amending The City Of Oakland's Fiscal Year ("FY") 2009-10 Adopted Budget, Which Was Amended Pursuant To Resolution No. 82519 C.M.S., To Approve Balancing Measures For The Anticipated Fiscal Year 2009-10 Shortfalls In The General Purpose Fund, Measure B Fund (Includes One-Half Cent Sales Tax For Transportation Projects) And Development Services Fund; On the March 16, 2010 Special Budget Meeting Agenda
[09-1148](#)

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***Withdrawn with No New Date**

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[82582 CMS.pdf](#)

5 A review of the Council Committees' actions from February 23, 2010 and determination of scheduling to the ORA/City Council meeting of March 2, 2010 (MATRIX)

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A motion was made by Member Quan, seconded by Member Reid, to Accepted. The motion carried by the following vote:

Votes: Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

The following individual spoke on this item:
- Sanjiv Handa

[item 5 22510](#)

[View Report.pdf](#)

6 A review of the Agendas for the Committee meeting March 9, 2010 and the Rules and Legislation Committee meeting of March 11, 2010

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A motion was made by Member Reid, seconded by Member De La Fuente, to Accepted. The motion carried by the following vote:

Votes: Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

The following individual spoke on this item:
- Sanjiv Handa

[item 6 22510](#)

[View Report.pdf](#)

- 7 Subject: Tracking Of Council Items
From: Council President Brunner
Recommendation: Receive A Monthly Report Tracking Significant Items Passed by Council As Identified By The Council President
[09-0488-6](#)
[Play Video](#)

A motion was made by Member De La Fuente, seconded by Member Reid, that this matter be Accepted. The motion carried by the following vote:

Votes: Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

The following individual spoke on this item:

- *Sanjiv Handa*

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- 8 Subject: Amendments To The Council's Rules Of Procedure
From: Council President Brunner and Councilmembers De La Fuente, Kaplan and Kernighan
Recommendation: Adopt A Resolution Amending The Council's Rules Of Procedure Currently Set Forth In Resolution No. 79006 C.M.S. To Among Other Things (1) Provide That Regular City Council Meetings Will Commence At 5:30 P.M. And Adjourn At Midnight Unless The Council Passes A Motion Extending The Time For The Meeting; (2) Change The Order Of Business At Council Meetings To Provide That The Council Will Consider The Consent Items Calendar Immediately After The Council Considers Modifications To The Consent Calendar; (3) Establish Additional Regulations To Govern Public Comment On Agenda Items, And (4) Setting Forth The Council's Rules Of Procedure, As Amended, In Their Entirety
[09-1195](#)
[Play Video](#)

A motion was made by Member De La Fuente, seconded by Member Reid, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on March 2, 2010. The motion carried by the following vote:

Votes: Aye; 4 - Member Quan, Member Reid, Chair Brunner and Member De La Fuente

The following individual spoke on this item:

- *Sanjiv Handa*

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OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

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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