

DRAFT



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, January 31, 2008

10:30 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

Excused: Member Brunner

Present: Vice Mayor Chang, Member Reid and Chair De La Fuente

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**

The office of the City Attorney scheduled a Closed Session for Tuesday, February 5, 2008 from 3 PM to 5 PM

2 **Approval of the Draft Minutes from the Committee meeting of January 17, 2008**

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

Votes: Excused; 1 - Member Brunner

Aye; 3 - Vice Mayor Chang, Member Reid and Chair De La Fuente

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

There was no action necessary for this item

[RULES 01-31-08](#)

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4 **Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting of February 5, 2008 (SUPPLEMENTAL)**

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

Votes: Excused; 1 - Member Brunner

Aye; 3 - Vice Mayor Chang, Member Reid and Chair De La Fuente

DRAFT

S-4-1 Subject: Mercy Properties California Grant
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing A Grant Agreement With Mercy Properties California In The Amount Of \$25,000 From Community Development Block Grant (CDBG) Funds For Repairs And Upkeep Of A City-Owned Property At 1226-73rd Avenue; On The March 11, 2008 Community And Economic Development Committee Agenda
[07-1008](#)

Scheduled to *Community & Economic Development Committee on 3/11/2008

S-4-2 Subject: Truancy Reduction Efforts Report
From: Multiple Agencies
Recommendation: Receive An Informational Report From The Oakland Unified School District, Oakland Police Department And Department Of Human Services On 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; On The March 11, 2008 Public Safety Committee Agenda
[07-0995](#)

***Withdrawn with No New Date**

*The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa*

S-4-3 Subject: Gang Reduction, Intervention And Prevention Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000.00) From The State Of California, Office Of Emergency Services, Gang Reduction, Intervention And Prevention Program (CALGRIP), And Appropriate Said Funds To The Police Department; On The April 8, 2008 Public Safety Committee Agenda
[07-1001](#)

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

DRAFT

S-4-4 Subject: Gang Resistance Education And Training Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In An Amount Not To Exceed Forty Thousand Seven Hundred And Seventy Dollars (\$40,770.00) From The U.S. Department Of Justice, Office Of Justice Programs, For The 2008/2009 Implementation Of The Gang Resistance Education And Training (GREAT) Grant Program, And Appropriate Said Funds To The Police Department; On The April 8, 2008 Public Safety Committee Agenda
[07-1002](#)

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

S-4-5 Subject: 2008 Seat Belt Compliance Campaign
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In An Amount Not To Exceed Forty-Four Thousand Nine Hundred And Eighty-Three Dollars (\$44,983.00) From The State Of California, Office Of Traffic Safety, As Administered By The University Of California, Berkeley Traffic Safety Center, For The Police Department's Participation In The 2008 Implementation Of The Twenty-One Day California Seat Belt Compliance Campaign, And Appropriate Said Funds To The Police Department; On The April 8, 2008 Public Safety Committee Agenda
[07-1003](#)

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

DRAFT

S-4-6 Subject: Measure Y: Police Recruitment Program
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing A Transfer Of Existing Appropriations Of Measure Y Funds In An Amount Not To Exceed Seven Million Seven Hundred Twenty-Two Three Hundred And Thirty Nine (\$7,722,339) To Implement The 2008 Augmented Measure Y Police Recruitment Program, Waiving Advertising And Bidding For The Purchase Of Ammunition, Firearms, Advertising Services And Travel Services, And Waiving The Requests For Proposal/Qualifications Process For The Purchase Of Recruitment Services And Other Professional Services Needed To Expedite The Hiring And Training Of Police Recruits, And Authorizing The City Administrator To Purchase: Firearms In An Estimated Amount Of One Hundred And Fifty Six Thousand (\$156,000), Advertising Services For Recruitment In An Estimated Amount Of One Million Five Hundred Thousand (\$1,500,000), Travel Services In An Estimated Amount Of One Hundred Thirty Eight Thousand Four Hundred Sixty Four Dollars (\$138,464), Recruitment Services In An Estimated Amount Of Sixty Two Thousand Three Hundred Thirteen (\$62,313), And Other Professional Services Needed To Expedite The Hiring And Training Of Police Recruits In An Estimated Amount Of Five Million Six Hundred Forty Two Thousand Five Hundred Sixty Two Dollars (\$5,642,562), Without Return To Council

[07-1009](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 2/19/2008

The following individual(s) spoke and did not indicate a position on this item:

- Sanjiv Handa

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S-4-7 Subject: Truancy Reduction Efforts Report
From: Multiple Agencies
Recommendation: A Request To Schedule An Education Partnership Committee Meeting On February 26, 2008 From 6:00-7:30 PM With The Following Item On The Agenda:

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

REASON: Per the Chairperson's Request

[07-0733](#)

Scheduled to *Education Partnership Committee on 2/26/2008

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- S-4-8 Subject: Second Quarter Revenue And Expenditure Results
From: Budget Office
Recommendation: Receive Report On Fiscal Year 2007-2008 Second Quarter Revenue And Expenditure Results And Year-End Projections For Selected City Funds - General Purpose Fund (1010), Telecommunications Reserve Fund (1760), Equipment Fund (4100) And City Facilities Fund (4400); On The March 11, 2008 Finance And Management Committee Agenda
[07-1000](#)
Scheduled to *Finance & Management Committee on 3/11/2008
- S-4-9 Subject: Club O Appeal
From: Councilmember Nancy Nadel
Recommendation:
[07-0099-1](#)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 2/19/2008
- S-4-10 Subject: Priority Project Funds - District Five
From: Council President De La Fuente
Recommendation: Adopt A Resolution Authorizing A Grant Of \$1,000 From Council Member De La Fuente's Priority Project Funds To The Oakland African American Chamber Of Commerce To Fund The Support Of Small, Local And Minority-Owned Businesses
[07-0999](#)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 2/19/2008
[View Reoirt.pdf](#)
- S-4-11 Subject: Oakland Parks Coalition - Presentation
From: Councilmember Jean Quan
Recommendation: Presentation By Oakland Parks Coalition To Present The Results Of The 2007 "Love Your Parks" Survey Of Oakland Parks; On The February 26, 2008 Life Enrichment Committee Agenda
[07-1005](#)
Scheduled to *Life Enrichment Committee on 3/11/2008
*The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa*

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S-4-12 Subject: Eviction For Nuisance And Illegal Activity Report
From: Councilmember Larry Reid
Recommendation: Receive An Informational Report Presenting An Update And
Statistical Data Regarding Enforcement Of Oakland Municipal Code § 8.23,
Eviction For Nuisance And Illegal Activity; On The April 22, 2008 Public Safety
Committee Agenda
[07-1006](#)

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

The following individual(s) spoke and did not indicate a position on this item:

- Sanjiv Handa

S-4-13 Subject: Public Art Annual Plan
From: Cultural Arts and Marketing
Recommendation: A Request To Withdraw From The February 26, 2008 Life
Enrichment Committee Agenda A Resolution To Adopt The Public Art Annual Plan
For Calendar Year 2008; And Reschedule To The March 11, 2008 Life Enrichment
Committee Agenda

REASON: Per the Chairperson's Request

[07-0969](#)

Scheduled to *Life Enrichment Committee on 3/11/2008

S-4-14 Subject: Operation Dignity, Inc. - Agreement
From: Department of Human Service
Recommendation: A Request To Withdraw From The February 26, 2008 Life
Enrichment Committee Agenda A Resolution Authorizing The City Administrator
To Amend The Scope Of Services With Operation Dignity, Inc., To Provide
Additional Homeless Outreach Services To The City Of Oakland, And To Increase
The Agreement In The Amount Of Two Hundred Fifty-Six Thousand Seven
Hundred Sixty-Two Dollars (\$256,762), For A Total Agreement Amount Not To
Exceed Six Hundred Fifteen Thousand Three Hundred Eighty-Two Dollars
(\$615,382), For The Period Of July 1, 2007 Through June 30, 2009; And
Reschedule To The March 11, 2008 Life Enrichment Committee Agenda

REASON: Per the Chairperson's Request

[07-0966](#)

Scheduled to *Life Enrichment Committee on 3/11/2008

DRAFT

S-4-15 Subject: Family Justice Center Award
From: Department of Human Services
Recommendation: To Accept And Acknowledge An Award From The Family Justice Center Honoring The City Of Oakland For It's Support and Partnership
[07-1007](#)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 2/19/2008
[View Report.pdf](#)

S-4-16 Subject: Vacating Turner Court
From: Community and Economic Development Agency
Recommendation: A Request To Withdraw From The February 19, 2008 City Council Agenda Adopt A Resolution Conditionally Relinquishing Turner Court As Public Right-Of-Way And Conditionally Accepting Easement Dedications From Turner Estates Partners LP For Public Utilities And Emergency Vehicle Access; And Reschedule To The April 15, 2008 City Council Agenda

Reason: This agenda item was approved on January 22 by the Public Works Committee for forwarding to the City Council. Staff is requesting that this item be re-scheduled for the April 15 Council meeting to allow time to resolve a procedural issue.

[07-0906](#)

Withdrawn and Rescheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 4/15/2008
[View Report.pdf](#)

S-4-17 Subject: 81st Avenue Library - Construction Contract
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Award A Construction Contract To BBI Construction For The 81st Avenue Library Project In Accord With Specification No. C274410 In The Amount Of Eight Million Ninety Thousand Nine Hundred Ninety-Three Dollars (\$8,090,993) And To Accept And Appropriate Four Hundred Ninety-Seven Thousand Sixty-Five Dollars (\$497,065) From The Oakland Unified School District For The 81st Avenue Library Project; On The February 26, 2008 Public Works Committee Agenda
[07-0975](#)
Scheduled to *Public Works Committee on 2/26/2008

DRAFT

S-4-18 Subject: Port Of Oakland - Fair Share Memorandum Of Agreement
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The Agency Administrator To Negotiate And Execute A Fair Share Memorandum Of Agreement With The Port Of Oakland For The Deconstruction Of Buildings 804, 805, 806, 807, And 808 In The East Gateway Development Area Of The Former Oakland Army Base; On The March 11, 2008 Community And Economic Development Committee Agenda [07-0997](#)

Scheduled to *Community & Economic Development Committee on 3/11/2008

S-4-19 Subject: Housing Program Grants
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Submittal Of Applications To The California Department Of Housing And Community Development For Funding Under The Transit Oriented Development Housing Program For The Coliseum BART Transit Village Project, The MacArthur Transit Village Project, And The West Oakland Transit Village Project, And Authorizing Acceptance And Appropriation Of Grant Funds From This Program And The Execution Of Standard Agreements And Any Related Documents Necessary, If Selected For Funding; And [07-0998](#)

Continued to *Rules & Legislation Committee on 2/7/2008

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S-4-20 Subject: Vacating Peralta Street - Quit Claim Deed
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Summarily Vacating A Twenty Feet Wide Portion Of Peralta Street To Brian Collins And Hemmat & Dokhanchy Associates, And [07-1004](#)

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

2) An Ordinance Authorizing The City Administrator Without Returning To Council To Accept A Quit Claim Deed For Property Owned By Brian Collins And Hemmat & Dokhanchy Associates In An Even Exchange Without Compensation For A Quit Claim Deed Of A Portion Of Peralta Street Owned By The City Of Oakland On The April 8, 2008 Public Works Committee Agenda [07-1004-1](#)

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

DRAFT

S-4-21 Subject: Hazardous Materials And Waste Consulting Services - Agreements
From: Public Works Agency
Recommendation: Adopt Resolutions Authorizing: 1) A Professional Services Agreement For As-Needed General Environmental Consulting Services, In An Amount Not To Exceed \$750,000, For A Three-Year Period From July 1, 2008 Through June 30, 2011; 2) Resolutions Authorizing A Professional Services Agreement For As-Needed Hazardous Materials/Waste Consulting Services, In An Amount Not-To-Exceed \$250,000, For A Three-Year Period From July 1, 2008 Through June 30, 2011; And 3) A Resolution Authorizing The Redevelopment Agency To Obtain General Environmental Consulting Services And Hazardous Materials/Waste Consulting Services Through The City Of Oakland From July 1, 2008 Through June 30, 2011; On The April 8, 2008 Public Works Committee Agenda
[07-0996](#)
Scheduled to *Public Works Committee on 4/8/2008

ADDITIONAL ITEM SUBMITTED ON THE DAIS

Subject: Project Priority Funds - District Five
From: Council President De La Fuente
Recommendation: Adopt A Resolution Authorizing Two Grants From Councilmember De La Fuente's Priority Project Funds, One To The Oakland Unified School District In The Amount Of \$8,450 And One To The Unity Council In The Amount Of \$784.75 To Fund The After School Sports Program At Cesar Chavez Education Center
[07-1010](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 2/5/2008
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[01-31 Rules Item 4](#)
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5 A review of the Agendas for the Council Committees for the meeting(s) of February 12, 2008 - CANCELLATION NOTICES and the Rules and Legislation Committee of February 14, 2008

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

Votes: Excused; 1 - Member Brunner
Aye; 3 - Vice Mayor Chang, Member Reid and Chair De La Fuente
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa

[01-31 Rules Item 5](#)
[View Item.pdf](#)

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S-6 Subject: Limited Public Financing
 From: Public Ethics Commission
 Recommendation: Action On Required Transmission Of Adopted Regulations Administering
 And Interpreting Chapter 3.13 Of The Oakland Municipal Code (AKA "The Limited Public
 Financing Act")
 [07-0938](#)

Continued to *Rules & Legislation Committee on 2/7/2008

*This item was continued to the February 7, 2008 Rules and Legislation
Committee meeting*

The following individual(s) spoke and did not indicate a position on this item:

- Sanjiv Handa
[View Item.pdf](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

The following individual(s) 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 11:13
AM*

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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