



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, May 28, 2009

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

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

The Oakland City Council Rules and Legislation Committee convened at 10:48 AM with Council President Brunner presiding as Chairperson.

1 **Closed Session**

[Play Video](#)

A motion was made by Member De La Fuente, seconded by Member Reid, 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

The office of the City Attorney scheduled a Closed Session for Tuesday, June 2, 2009 from 3 PM to 6 PM

2 **Approval of the Draft Minutes from the Committee meetings of May 7, 2009 and May 14, 2009**

[Play Video](#)

A motion was made by Member Reid, seconded by Member De La Fuente, 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**

[Play Video](#)

A motion was made by Member Reid, seconded by Member De La Fuente, 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

[rules 052809](#)

[View Report.pdf](#)

4 Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting of June 2, 2009 (SUPPLEMENTAL)

[Play Video](#)

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

Votes: Absent; 1 - Member De La Fuente
Aye; 3 - Member Quan, Member Reid and Chair Brunner

05-28 Rules Item 4

[View Report.pdf](#)

S-4-1 Subject: Support Of Assembly Bill 1498
From: Oakland Police Department
Recommendation: Adopt A Resolution In Support Of California State Assembly Bill # 1498 (Deleon), Which Expands The List Of Misdemeanor Offenses For Which A Person May Not Possess A Firearm For Ten (10) Years, Including Misdemeanors Committed In The Furtherance Of Criminal Street Gang Activity, In The State Of California
09-0479

[Play Video](#)

Scheduled to *Rules & Legislation Committee on 6/11/2009

[View Report.pdf](#)
[82080 CMS.pdf](#)

S-4-2 Subject: 2009-2010 Bicycle, Car Seat And Pedestrian Safety Program
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) From The State Of California, Office Of Traffic Safety, For Implementation Of The 2009/2010 Bicycle, Car Seat, And Pedestrian Safety Program In The Police Department; On The July 28, 2009 Public Safety Committee Agenda
09-0481

[Play Video](#)

Scheduled to *Public Safety Committee on 7/28/2009

S-4-3 Subject: 2009-2010 Selective Traffic Enforcement Program
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 Four Hundred Thousand Dollars (\$400,000) From The
State Of California, Office Of Traffic Safety, For Implementation Of The 2009/2010
Selective Traffic Enforcement Program In The Police Department; On The July 28,
2009 Public Safety Committee Agenda
[09-0482](#)

[Play Video](#)

Scheduled to *Public Safety Committee on 7/28/2009

S-4-4 Subject: 2009 Forensic Casework DNA Backlog Reduction Program
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 Two Hundred And Fifty Thousand Dollars (\$250,000)
From The U.S. Department Of Justice, National Institute Of Justice (USDOJ/NIJ)
For Implementation Of The Fiscal Year 2009 Forensic Casework DNA Backlog
Reduction Grant Program In The Police Department; On The July 28, 2009 Public
Safety Committee Agenda
[09-0483](#)

[Play Video](#)

Scheduled to *Public Safety Committee on 7/28/2009

S-4-5 Subject: Forensic DNA Unit Efficiency Improvement 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) From The U.S.
Department Of Justice, National Institute Of Justice (USDOJ/NIJ) For
Implementation Of The Forensic DNA Unit Efficiency Improvement Grant Program
In The Police Department; On The July 28, 2009 Public Safety Committee Agenda
[09-0484](#)

[Play Video](#)

Scheduled to *Public Safety Committee on 7/28/2009

S-4-6 Subject: 2009 Solving Cold Cases With DNA Grant Program
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 Four Hundred And Eighty Thousand Dollars (\$480,000)
From The U.S. Department Of Justice, National Institute Of Justice (USDOJ/NIJ)
For Implementation Of The Fiscal Year 2009 Solving Cold Cases With DNA Grant
Program In The Police Department; On The July 28, 2009 Public Safety Committee
Agenda
[09-0485](#)

[Play Video](#)

Scheduled to *Public Safety Committee on 7/28/2009

S-4-7 Subject: Peace Officer Standards Training Agreement
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On
Behalf Of The City Of Oakland, To Execute An Agreement With The California
Commission On Peace Officer Standards And Training (POST) For The Period Of
July 1, 2009 Through June 30, 2010 For The Purpose Of Permitting The Police
Department To Present The POST Certified Emergency Vehicle Operations Course
(EVOC) To 150 Police Officer Trainees, And To Receive Up To Sixty-Six
Thousand Seven Hundred Fifty Dollars (\$66,750) In Reimbursement Funds
[09-0491](#)

[Play Video](#)

Scheduled to *Public Safety Committee on 7/14/2009

S-4-8 Subject: Measure K Audit
From: Office of the City Auditor
Recommendation: Receive The Measure K - 2.5% Set-Aside For The KIDS FIRST!
Oakland Children's Fund Performance Audit - The City Owes Kids First! \$647,000
[09-0494](#)

[Play Video](#)

Scheduled to *Finance & Management Committee on 7/14/2009

S-4-9 Subject: CompStat Report
 From: Councilmember Larry Reid
 Recommendation: Action On A Report From The Oakland Police Department With
 An Update On The Implementation Of CompStat Including Current Progress,
 Phases, Next Steps, Challenges And A Request For Funding In The Amount Of
 \$1,715,950
 07-1893-1

[Play Video](#)

Scheduled to *Public Safety Committee on 6/9/2009

[View Report.pdf](#)

S-4-10 Subject: Graffiti On Vehicles Municipal Code Amendment
 From: Council President Jane Brunner
 Recommendation: Receive A Report From Council President Brunner Proposing
 Changes To The Municipal Code Related To Graffiti, Specifically Regarding Graffiti
 On Vehicles
 09-0179

[Play Video](#)

Scheduled to *Public Safety Committee on 7/14/2009

S-4-11 Subject: State-Owned Freeway Area Lease
 From: Councilmember Jane Brunner
 Recommendation: A Request To Withdraw From The June 9, 2009 Community And
 Economic Development Committee Agenda A Resolution For Authorization For
 Staff To Request That The California State Department Of Transportation Division
 Of Right Of Way (Caltrans) Remove The State-Owned Freeway Area Lease
 (ALA-580-09) From Its Oral Auction Process Of June 10, 2009 So That The City
 Of Oakland Can Enter Into A Lease With Caltrans And Then Enter Into A Sublease
 With PSC Automotive Group-Honda Of Oakland For Same State-Owned Freeway
 Area (ALA-580-09) Under Same Negotiated Price, Terms, And Conditions And All
 Lease Responsibilities; And Reschedule To The June 23, 2009 Community And
 Economic Development Committee Agenda

Reason: Preliminary Business Terms Proposed By Caltrans Pose An Unacceptable
Level Of Risk For The City

09-0453

[Play Video](#)

**Scheduled to *Community & Economic Development Committee on
6/23/2009**

[View Report.pdf](#)

S-4-12 Subject: Robert F. Valladon - Recognition
From: Vice Mayor De La Fuente
Recommendation: Adopt A Resolution Honoring Officer Robert F. Valladon For His
30 Years Of Dedicated Service To The City Of Oakland, Thanking Him For His
Many Contributions To The City And Congratulating Him On His Retirement
[09-0464](#)

[Play Video](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 6/2/2009**

[View Report.pdf](#)
[82036 CMS.pdf](#)

S-4-13 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](#)

[Play Video](#)

Scheduled to *Rules & Legislation Committee on 6/11/2009

The following individual spoke on this item:

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

S-4-14 Subject: City Administrator's Purchasing Authority
From: Council President Brunner
Recommendation: Adopt An Ordinance Amending Ordinance No. 7937 C.M.S.,
Adopted February 6, 1969, And Amendments Thereto, Codified At Oakland
Municipal Code Title 2, Chapter 2.04, Purchasing System, Article I, Bidding,
Contracting And Purchasing, To Decrease Amounts For Certain Purchases
Requiring City Council Approval And Decrease The City Administrator's Authority
For Certain Purchases
[09-0489](#)

[Play Video](#)

Scheduled to *Finance & Management Committee on 6/9/2009

The following individual spoke on this item:

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

S-4-15 Subject: Council Appointment To The Workforce Investment Board
From: Council President Brunner
Recommendation: Adopt A Resolution Nominating Councilmember Patricia Kernighan For Appointment By The Mayor As The City Council Representative To The Workforce Investment Board For The Remainder Of The Two (2) Year Term Beginning On November 2, 2008 And Ending On November 1, 2010
[09-0490](#)

[Play Video](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 6/16/2009

The following individual spoke on this item:

- Sanjiv Handa
[View Report.pdf](#)
[82062 CMS.pdf](#)

S-4-16 Subject: Oakland City Center Project
From: Community and Economic Development Agency
Recommendation: A Request To Withdraw From The July 14, 2009 Community And Economic Development Committee Agenda The Following Pieces Of Legislation:

1) A City Ordinance, As Recommended By The City Planning Commission, Authorizing The City Administrator To Negotiate And Execute A Development Agreement Between The City Of Oakland And Oakland T12 LLC Regarding The Property And Project Known As "The Oakland City Center Project T-12;
[09-0406](#)

[Play Video](#)

Scheduled to *Community & Economic Development Committee on 7/14/2009

2) A City Ordinance Authorizing The City Of Oakland To Enter Into A Thirteenth Amendment To The Disposition And Development Agreement With Oakland T12 LLC, Regarding The City Center Project To Extend The Date To Complete An Office Development On Block T-12 Of The City Center Project By 36 Months Changing It From April 12, 2012 To April 12, 2015, With Two Additional Extension Options Of 12 Months Each; And
[09-0406-1](#)

Scheduled to *Community & Economic Development Committee on 7/14/2009

3) An Agency Resolution Authorizing The Agency To Enter Into A Thirteenth Amendment To The Disposition And Development Agreement With Oakland T12 LLC, Regarding The City Center Project To (1) Extend The Date To Complete An Office Development On Block T-12 Of The City Center Project By 36 Months Changing It From April 12, 2012 To April 12, 2015, With Two Additional Extension Options Of 12 Months Each And (2) Accept Payment Of \$300,000 From Oakland T12 LLC To The Agency For The Initial Extension, And Payments Of \$200,000 And \$300,000, Respectively, For Each Additional 12-Month Option To Extend To Complete The Office Development; And Re-Schedule To The September 22, 2009 Community And Economic Development Committee Agenda; And As A Public Hearing On The October 6, 2009 City Council Agenda

[09-0406-2](#)

[Play Video](#)

Scheduled to *Community & Economic Development Committee on 7/14/2009

and as a Public Hearing on the July 21, 2009 City Council agenda

S-4-17 Subject: Purchase Of Real Property - 5835 Foothill Boulevard
From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real Property At 5835 Foothill Boulevard, In The Central City East Redevelopment Project Area From Carmen Sanchez For \$440,000 And Authorizing Up To \$60,000 For Demolition And Real Estate Closing Costs

[09-0465](#)

[Play Video](#)

Scheduled to *Community & Economic Development Committee on 6/23/2009

[View Report.pdf](#)

S-4-18 Subject: Municipal Code Amendment - Zone Creations
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance, As Recommended By The City Planning Commission, To: (A) Amend The Oakland Planning Code To Create Four New Zones For The Central Business District And Make Related Text Amendments; (B) Amend The Zoning Maps To Include The New Central Business District Zones And Height/Bulk/Intensity Areas For The Central Business District; And (C) Amend The Document "Guidelines For Determining Project Conformity With The General Plan And Zoning Regulations" To Reflect The Above Changes
[09-0466](#)

[Play Video](#)

Scheduled to *Community & Economic Development Committee on 6/23/2009

and as a Public Hearing on the July 7, 2009 City Council agenda

The following individual spoke on this item:

- John Klein

[View Report.pdf](#)

S-4-19 Subject: MacArthur Transit Community Partners - Agreement
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Agency Administrator To Negotiate And Execute An Owner Participation Agreement Between The Redevelopment Agency Of The City Of Oakland And Macarthur Transit Community Partners, LLC Which Provides For Funding In The Amount Of \$17.6 Million From The Broadway/Macarthur/San Pablo Redevelopment Project Area And \$16.4 Million From The Low And Moderate Income Housing Funds For The Macarthur Transit Village Project; And

[09-0467](#)

[Play Video](#)

Scheduled to *Community & Economic Development Committee on 6/23/2009

[View Report.pdf](#)

2) An Ordinance, As Recommended By The City Planning Commission, Authorizing The City Administrator To Negotiate And Execute A Development Agreement Between The City Of Oakland And Macarthur Transit Community Partners LLC Regarding The Property And Project Known As "The Macarthur Transit Village Project"

[09-0467-1](#)

Scheduled to *Community & Economic Development Committee on 6/23/2009

and as a Public Hearing on the July 7, 2009 City Council agenda

S-4-20 Subject: 2009-2011 Façade And Tenant Improvement Program Amendments
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Agency Administrator To Negotiate, Execute And Amend All Third Party Design Contracts For The Facade And Tenant Improvement Programs From Funds Budgeted By The Agency For Fiscal Year 2009-2011 In An Amount Not To Exceed \$530,000 Per Year Without Returning To The Agency; And

[09-0468](#)

[Play Video](#)

Scheduled to *Community & Economic Development Committee on 6/23/2009

[View Report.pdf](#)

2) A Resolution Authorizing The City Administrator To Negotiate, Execute And Amend All Third Party Design Contracts For The Facade Improvement Program From Funds Budgeted By The City For Fiscal Year 2009-2011 In An Amount Not To Exceed \$90,000 Per Year Without Returning To The City Council

[09-0468-1](#)

[Play Video](#)

Scheduled to *Community & Economic Development Committee on 6/23/2009

S-4-21 Subject: Support Of Assembly Bill 1364
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Declaring Council Support For Assembly Bill No. 1364, Which, With Consent Of Grant Recipients, Would Permit State Agencies Disbursing State Bond Funds To Renegotiate Grant Deadlines And Timetables, Or To Invalidate Such Grants, When Grant Deadlines And Timetables Are Affected By The Suspension Of Programs By The Pooled Money Investment Board
[09-0469](#)

[Play Video](#)

Scheduled to *Rules & Legislation Committee on 6/11/2009

[View Report.pdf](#)
[82079 CMS.pdf](#)

S-4-22 Subject: Purchase And Sale Agreement - Joseph Santini & Mortimer Properties
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A Purchase And Sale Agreement To Sell Approximately 3,300 Square Feet Of City-Owned Surplus Real Property Located Adjacent To 3207 Mandela Parkway To Joseph O. Santini And Mortimer Properties, LLC The Adjoining Property Owners, For The Total Fair Market Value Of Thirty Three Thousand Dollars (\$33,000.00)
[09-0470](#)

[Play Video](#)

Scheduled to *Finance & Management Committee on 6/23/2009

[View Report.pdf](#)

S-4-23 Subject: Street Rehabilitation Funding
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The Filing Of An Application For Federal American Recovery And Reinvestment Act Of 2009 (ARRA) Funding And Stating The Assurance To Complete The Project; And
[09-0471](#)

[Play Video](#)

Scheduled to *Public Works Committee on 6/9/2009

[View Report.pdf](#)
[82093 CMS.pdf](#)

2) A Resolution Authorizing The City Administrator Or His Designee To Accept And Appropriate American Recovery And Reinvestment Act Of 2009 (ARRA) Funds Of Approximately One Million Two Hundred And Fifty-Five Thousand Dollars (\$1,255,000.00) For The Purpose Of Street Resurfacing

[09-0471-1](#)

[Play Video](#)

Scheduled to *Public Works Committee on 6/9/2009

The following individual spoke on this item:

- Sanjiv Handa

[82094 CMS.pdf](#)

S-4-24 Subject: Lion Creek Restoration Project Implementation
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Cooperative Agreement With The Alameda County Flood Control And Water Conservation District And To Authorize The Expenditure Of An Additional \$395,000.00 (Three Hundred Ninety-Five Thousand Dollars) In Measure DD Creek Restoration Funds To Implement The Lion Creek Restoration Project
[09-0472](#)

[Play Video](#)

Scheduled to *Public Works Committee on 6/23/2009

[View Report.pdf](#)

S-4-25 Subject: Measure DD Bonds - Allocations And Appropriations
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution (1) Approving The Allocation And Appropriation Of Measure DD Bond Series 2009B Proceeds, (2) Approving The Reallocation Of Measure DD Bond Series 2003A Proceeds, And (3) Authorizing The City Administrator, Or The City Administrator's Designee, To Make Final Adjustments To The Allocations Of Measure DD Series 2003A Bond Proceeds As The City Administrator Deems Necessary For The Timely Completion Of Measure DD Projects
[09-0473](#)

[Play Video](#)

Scheduled to *Finance & Management Committee on 6/9/2009

The following individual spoke on this item:

- Sanjiv Handa

[View Report.pdf](#)

[82096 CMS.pdf](#)

S-4-26 Subject: Chabot-Dunsmuir Purchase And Sale Agreement
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance Authorizing The City Administrator,
Without Returning To Council, To Negotiate And Execute A Purchase And Sale
Agreement With Chabot-Dunsmuir LP For City Acquisition Of Seven Parcels
Totaling Approximately 64 Acres Located Northwest Of Dunsmuir Ridge (The
"Property"), Subject To A Conservation Easement In Favor Of The East Bay
Regional Park District ("District"), For One Million Twenty-Five Thousand Dollars
(\$1,025,000), Plus One Hundred Thousand Dollars (\$100,000) For Closing Costs
And Ninety-Five Thousand Dollars (\$95,000) For Capital And Other Costs, From
Measure DD Funds, And To Grant The District A Recreational Trail Easement Over
And Across The Property And Other Adjacent City-Owned Lands
[09-0487](#)

[Play Video](#)

Scheduled to *Finance & Management Committee on 6/23/2009

[View Report.pdf](#)

S-4-27 Subject: Proposed Vacation Of Skyline Circle
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance Vacating Skyline Circle To The Abutting
Property Owners Without Cost And Reserving Public Easements For Utilities And
Emergency Vehicle Access
[09-0495](#)

[Play Video](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 6/2/2009**

[View Report.pdf](#)

[12941 CMS.pdf](#)

S-4-28 Subject: Energy And Climate Action Plan
From: Public Works Agency
Recommendation: Adopt A Resolution Approving Preliminary Planning Targets For
Development Of The Draft Oakland Energy And Climate Action Plan
[09-0474](#)

[Play Video](#)

Scheduled to *Public Works Committee on 6/23/2009

The following individual spoke on this item:

- Sanjiv Handa

[View Report.pdf](#)

S-4-29 Subject: City Energy Efficiency
 From: Public Works Agency
 Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1)
 Apply For, Accept And Appropriate All Funds Designated For The City Of Oakland
 Under The American Recovery And Reinvestment Act Of 2009 (Federal
 Government's "Stimulus Package") Energy Efficiency And Conservation Block
 Grant Formula Allocation Estimated At Three Million Nine Hundred Nineteen
 Thousand Two Hundred Dollars (\$3,919,200.00); And 2) Apply For, Accept And
 Appropriate Rebates, Grants And Incentives For Related Energy Projects
 09-0475

[Play Video](#)

Scheduled to *Public Works Committee on 6/9/2009

[View Report.pdf](#)
[View Supplemental Report.pdf](#)
[82092 CMS.pdf](#)

S-4-30 Subject: MacArthur Boulevard Undergrounding Project
 From: Public Works Agency
 Recommendation: Adopt A Resolution Authorizing The City To Accept Capital
 Improvement Project Funds In An Amount Not To Exceed Two Hundred
 Twenty-Five Thousand Dollars (\$225,000) For The Macarthur Boulevard
 Undergrounding Project On Macarthur Boulevard From 73rd Avenue To The San
 Leandro Border, To Cover Shortfall, Out Of The Total Estimated City Project Costs
 Of Three Million One Hundred Eighty-Eight Thousand One Hundred Eighty-Nine
 Dollars (\$3,188,189)
 09-0476

[Play Video](#)

**Scheduled to *Community & Economic Development Committee on
6/23/2009**

[View Report.pdf](#)
[View Report.pdf](#)

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
Two Hundred Twenty Five Thousand Dollars (\$225,000) For The Macarthur Boulevard
Undergrounding Project On MacArthur Boulevard From 73rd Avenue To The San Leandro
Border In The Central City East Project Area, For Payment To The Contractor On Panel
Conversions

09-0476-1

[Play Video](#)

**Scheduled to *Community & Economic Development Committee on
6/23/2009**

S-4-31 Subject: Tax Amnesty Program
From: Finance And Management Agency
Recommendation: Adopt An Ordinance Establishing A Time-Limited Business License Tax, Parking Tax, Transient Occupancy Tax And Utility Users Tax Amnesty Program Forgiving Payment Of Penalties And Interest On Penalties Applicable To Under-Reported And Unreported Business Taxes, Parking Taxes, Transient Occupancy Taxes, And Utility Users Taxes For The Period Of August 1, 2009 Through October 31, 2009
[09-0477](#)

[Play Video](#)

Scheduled to *Finance & Management Committee on 6/9/2009

The following individual spoke on this item:

- Sanjiv Handa

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

S-4-32 Subject: Measure DD Series 2009B - Bond Sales
From: Finance And Management Agency
Recommendation: Adopt A Resolution Authorizing And Directing The Sale Of Not To Exceed \$70,000,000 Aggregate Principal Amount Of City Of Oakland General Obligation Bonds (Series 2009B, Measure DD) And Levying An Ad Valorem Tax With Respect Thereto; Approving The Form Of And Authorizing The Execution And Delivery Of A Fiscal Agent Agreement; Approving The Selection Of One Or More Underwriters And The Execution Of Bond Purchase Contract(s) Or A Competitive Sale; Approving The Form Of And Authorizing The Distribution Of A Preliminary Official Statement And Authorizing Execution And Delivery Of An Official Statement; Approving The Retention Of Bond Counsel And Other Agents; Authorizing Payment Of Costs Of Issuance; And Authorizing Necessary Actions In Connection Therewith
[09-0478](#)

[Play Video](#)

Scheduled to *Finance & Management Committee on 6/9/2009

The following individual spoke on this item:

- Sanjiv Handa

[View Report.pdf](#)

[82097 CMS.pdf](#)

S-4-33 Subject: Parking Division Report
 From: Finance and Management Agency
 Recommendation: Receive An Informational Report From The Parking Operations
 Division On Revenue Generating And Service Improvement Efforts
 [09-0480](#)

[Play Video](#)

Scheduled to *Finance & Management Committee on 6/9/2009

The following individual spoke on this item:

- Sanjiv Handa

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

S-4-34 Subject: Retirement Incentive Program
 From: Finance and Management Agency
 Recommendation: Receive An Informational Report Presenting The Proposed Local
 Miscellaneous Employees Classifications To Be Offered The California Public
 Employees Retirement System (CalPERS) Retirement Incentive Program Of Two
 Years Additional Service Credit Under California Government Code Section 20903;
 And Providing Estimated Savings And Costs Associated With The Program As
 Proposed
 [09-0486](#)

[Play Video](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 6/1/2009**

The following individual spoke on this item:

- Sanjiv Handa

[View Report.pdf](#)

S-4-35 Subject: 2009-2010 Investment Policy
 From: Finance And Management Agency
 Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Adopting The Oakland Redevelopment Agency's
Investment Policy For Fiscal Year 2009-2010; And

[09-0492](#)

[Play Video](#)

Scheduled to *Finance & Management Committee on 6/9/2009

[View Report.pdf](#)

[2009-0068 CMS.pdf](#)

S-4-36 Subject: 2009-2010 Debt Management And Swap Policies
From: Finance and Management Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Adopting The Oakland Redevelopment Agency's Debt Management Policy And Swap Policy For Fiscal Year 2009-2010; And
[09-0493](#)

[Play Video](#)

Scheduled to *Finance & Management Committee on 6/9/2009

[View Report.pdf](#)
[2009-0069 CMS.pdf](#)

FROM THE JUNE 2, 2009 CITY COUNCIL AGENDA

Subject: Chapter 4.16 The Parking Tax - Municipal Code Amendment
From: Finance and Management Agency
Recommendation: Adopt An Ordinance Amending Chapter 4.16 Of The Oakland Municipal Code To Exempt From The Parking Tax Occupants Who Pay Rent For Occupancy Of Spaces At Parking Stations Operated Exclusively For Large Diesel Trucks
[09-0206](#)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 6/16/2009**

[View Report.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)

Subject: Lake Merritt BART Station Area Specific Plan
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing A Contribution Of An Amount Not To Exceed Fifty Thousand Dollars (\$50,000) From The Central City District Redevelopment Project And Two Hundred Fifteen Thousand Dollars (\$215,000) From The Central District Redevelopment Project To The City Of Oakland Under The Cooperation Agreement To Fund The Development Of The Lake Merritt BART Station Area Plan And Environmental Document; And
[09-0247](#)

***Withdrawn and Rescheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 6/16/2009**

This item was withdrawn from the June 2, 2009 City Council agenda and was rescheduled to the June 16, 2009 City Council agenda

[View Report.pdf](#)
[2009-0070 CMS.pdf](#)

2) A City Resolution Accepting And Appropriating A Contribution Of Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed Two Hundred Sixty-Five Thousand Dollars (\$265,000) For The Development Of The Lake Merritt Bart Station Area Plan And Environmental Document, And Authorizing The City Administrator To Negotiate And Execute A Professional Services Agreement With Dyett & Bhatia For Development Of The Lake Merritt Bart Station Area Plan In An Amount Not To Exceed One Million Eighty-Five Thousand Dollars (\$1,085,000)

[09-0247-1](#)

***Withdrawn and Rescheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 6/16/2009**

This item was withdrawn from the June 2, 2009 City Council agenda and was rescheduled to the June 16, 2009 City Council agenda

[82090 CMS.pdf](#)

ADDITIONAL ITEMS SUBMITTED ON THE DAIS

Subject: Youth Employment Funds

From: Office of the Mayor

Recommendation: Adopt A Resolution Accepting And Appropriating \$1,586,109 In Fiscal Year 2008-2009 American Recovery And Reinvestment Act (ARRA) Workforce Investment Act Title 1 Youth Employment Funds, And Allocating Said Funds To The Oakland Private Industry Council, Inc. As The Oakland Workforce Investment System Administrator To Designated Youth Service Providers

[09-0496](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 6/2/2009

[View Report.pdf](#)

[82058 CMS.pdf](#)

Subject: Longitudinal Study

From: Councilmember Desley Brooks

Recommendation: Request To Direct The City Administrator To Identify Funds To Conduct A Longitudinal Study Of Oakland Fund For Children And Youth Kids First! Programs And Measure Y; On The Life Enrichment Committee Pending List No Specific Date

[09-0497](#)

Scheduled to *Life Enrichment Committee

to be placed on the pending list no specific date

Subject: State-Wide Fuel Fee
 From: Councilmember Rebecca Kaplan
 Recommendation: Adopt A Resolution Supporting Enactment Of State Legislation That Would Create A New State-Wide "Fuel Fee" That Would Serve The Following Purposes: (1) To Create A Reliable Ongoing Funding Stream For Local Street And Road Maintenance And Transit Operations; (2) To Reduce Greenhouse Gas Emissions; (3) To Promote Energy Independence; (4) To Reduce Traffic Congestion And Improve Transportation Conditions; And (5) To Help To Address The Budget Crisis That The City Of Oakland, As Well As Other Jurisdictions Throughout The State Are Facing Which Has Severely Reduced The Amount Of Revenue That Is Available To Maintain Vital Local Street And Road Infrastructure
[09-0498](#)

Scheduled to *Rules & Legislation Committee on 6/11/2009

[View Report.pdf](#)

5 A review of the Council Committees' actions from May 26, 2009 and determination of scheduling to the ORA/City Council meeting of June 2, 2009 or future dates (MATRIX)
[Play Video](#)

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

Votes: Absent; 1 - Member De La Fuente
 Aye; 3 - Member Quan, Member Reid and Chair Brunner
The following individual spoke on this item:
 - Sanjiv Handa

[05-28 Rules Item 5](#)
[View Report.pdf](#)

6 A review of the Agendas for the Council Committees for the meetings of June 9, 2009 and the Rules and Legislation Committee for the meeting of June 11, 2009
[Play Video](#)

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

Votes: Absent; 1 - Member De La Fuente
 Aye; 3 - Member Quan, Member Reid and Chair Brunner
The meeting times for the June 9, 2009 committees will be as follows:

Public Works will convene at 9 AM
Finance and Management will convene at 11 AM
Community and Economic Development will convene at 2 PM
Education Partnership will convene at 4 PM
Life Enrichment will convene at 5:30 PM
Public Safety will convene at 6 PM

The following individual spoke on this item:
 - Sanjiv Handa

[05-28 Rules Item 6](#)

[View Report.pdf](#)

- 7 Discussion And Action On Potential Proposals To Obtain Grant Funds Provided Under The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package")
[Play Video](#)

There was no action necessary for this item

- 8 Subject: Support Of Assembly Bill 814
From: Oakland Police Department
Recommendation: Adopt A Resolution In Support Of California State Assembly Bill Number 814 (AB 814 Krekorian), Which Addresses Gaps In Existing Law With Regards To The Possession Of Firearms By Convicted Felons And Other Prohibited Misdemeanants In The State Of California

[09-0401](#)

[Play Video](#)

A motion was made by Member Quan, 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 June 2, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Absent; 1 - Member De La Fuente

Aye; 3 - Member Quan, Member Reid and Chair Brunner

[View Report.pdf](#)

[82050 CMS.pdf](#)

- 9 Subject: Support Of Assembly Bill 962
From: Oakland Police Department
Recommendation: Adopt A Resolution In Support Of California State Assembly Bill 962 (Assembly Bill 962 Deleon), Which Imposes New Regulations Over The Sale And Transfer Of Handgun Ammunition In The State Of California

[09-0409](#)

[Play Video](#)

A motion was made by Member Reid, seconded by Member Quan, 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 June 2, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Absent; 1 - Member De La Fuente

Aye; 3 - Member Quan, Member Reid and Chair Brunner

[View Report.pdf](#)

[82052 CMS.pdf](#)

10 Subject: Support Of Assembly Bill 260
 From: Vice Mayor Ignacio De La Fuente
 Recommendation: Adopt A Resolution To Support Assembly Bill 260 (Lieu) To Reform
 Mortgage Lending Practices By Placing Restrictions On Subprime Loans, Prohibits Various
 Practices By Lenders And Brokers And Authorizes State Regulatory Agencies To Suspend Or
 Revoke Licenses Of Real Estate Lenders And Mortgage Brokers That Violate Lending Laws
 [09-0444](#)
 [Play Video](#)

A motion was made by Member Reid, seconded by Member Quan, 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 June 2, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Absent; 1 - Member De La Fuente
 Aye; 3 - Member Quan, Member Reid and Chair Brunner
 [View Report.pdf](#)
 [82053 CMS.pdf](#)

11 Subject: Support Of The DREAM Act
 From: Vice Mayor Ignacio De La Fuente
 Recommendation: Adopt A Resolution In Support Of The Development, Relief, And Education
 For Alien Minor - DREAM Act, Which Would Allow Undocumented Students Who Have Lived
 In The United States For At Least Five Years And Have Graduated High School Or Received A
 Graduate Equivalency Diploma (GED) To Legalize Their Immigration Status, Thereby Making
 Them Eligible For Federal Financial Aid, And Allow States To Consider These Students As State
 Residents For Tuition Purposes At State Universities
 [09-0445](#)
 [Play Video](#)

A motion was made by Member Quan, 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 June 2, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Absent; 1 - Member De La Fuente
 Aye; 3 - Member Quan, Member Reid and Chair Brunner
 [View Report.pdf](#)
 [82054 CMS.pdf](#)

12 Subject: Support Of Senate Bill 94
From: Vice Mayor Ignacio De La Fuente
Recommendation: Adopt A Resolution To Support Senate Bill 94 (Calderon) To Reform Mortgage Lending Practices And Prohibited Fee-For-Service Loan Modification Services
[09-0446](#)

[Play Video](#)

A motion was made by Member Quan, 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 June 2, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Absent; 1 - Member De La Fuente
Aye; 3 - Member Quan, Member Reid and Chair Brunner
[View Report.pdf](#)
[82055 CMS.pdf](#)

13 Subject: Support Of Assembly Bill 8
From: Councilmember Nancy Nadel
Recommendation: Adopt A Resolution In Support of Assembly Bill 8 (Brownley), Which Convenes A Working Group To Make Recommendations To The Legislature And Governor Regarding Restructuring Of California's Education Finance System
[09-0448](#)

[Play Video](#)

***Approve the Recommendation of Staff, and Forward to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 6/2/2009**

Votes:
[View Report.pdf](#)
[82056 CMS.pdf](#)

14 Subject: Polsinelli Shughart - Agreement
From: Office of the Mayor
Recommendation: Adopt A Resolution Waiving The Request For Proposal Process And Authorizing An Extension Of The 2008 Agreement With Polsinelli Shughart To Serve As The City's Federal Legislative Lobbyist For The Period Of January 1, 2009 Through December 31, 2009, At A Cost Of One Hundred And Fifty Thousand Dollars (\$150,000.00), And Authorizing An Option To Renew For One Year Until December 2010 For An Additional One Hundred And Fifty Thousand Dollars (\$150,000.00), For A Total Amount Not-To-Exceed Four Hundred And Fifty Thousand Dollars (\$450,000.00) For The Entire Term Of The Agreement
[09-0402](#)

The following individual spoke on this item:

- Sanjiv Handa
[View Report.pdf](#)
[View Supplemental Report.pdf](#)
[82051 CMS.pdf](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

The following individual spoke on this item:

- Sanjiv Handa

Adjournment

NOTE: Americans With Disabilities Act
If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 48 hours prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit
Phone: (510) 238-6406
Fax: (510) 238-6699
Recorded Agenda: (510) 238-2386
Telecommunications Display Device: (510) 839-6451
[TDD](#)

* 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