



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, December 03, 2009

10:45 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: Jean Quan, District 4; Vice Mayor Ignacio De La Fuente, District 5; Larry Reid, District 7; and Chairperson Jane Brunner, District 1

- 1 Closed Session
- 2 Approval of the Draft Minutes from the Committee meeting of November 19, 2009
- 3 Determination of Schedule of Outstanding Committee Items
([RULESPndg12309](#))
- 4 Scheduling of Agenda Items and revisions to the agenda(s) for the ORA/City Council meeting December 8, 2009 (SUPPLEMENTAL)

- S-4-1 Subject: Geo Spatial Technologies Agreement
From Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Waive The Competitive Request For Proposals (RFQ) Process, And Enter Into A Sole Source Agreement With Geo Spatial Technologies (GST) Inc., In An Amount Not To Exceed \$250,000 For Implementation Of The Automatic Vehicle Licensing (AVL) And Global Positioning System (GPS) Programs; On The January 5, 2010 City Council Agenda
[\(09-1047\)](#)
- S-4-2 Subject: Ranked Choice Voting MOU
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Memorandum Of Understanding Between The County Of Alameda And The Cities Of Oakland, Berkeley And San Leandro Regarding Ranked Choice Voting, In An Amount Not To Exceed \$_____ ; On The January 5, 2010 City Council Agenda
[\(09-1059\)](#)
- S-4-3 Subject: City-Wide Records Management Program
From: Oakland Public Ethics Commission/Office Of The City Clerk
Recommendation Adopt An Ordinance Amending Chapter 2.20 Of The Oakland Municipal Code (Aka "The Oakland Sunshine Ordinance") Incorporating Amended Provisions Of The "City-Wide Records Management Ordinance" (Ordinance No. 11370) Into The Sunshine Ordinance To Codify And Establish A City-Wide Records Management Program; On The December 15, 2009 Finance And Management Committee Agenda
[\(09-1042\)](#)
- S-4-4 Subject: Gazzali's Supermarket - Grant
From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing A \$65,000 Grant To Gazzali's Supermarket From Central City East Redevelopment Project Area Funds To Pay Off An Economic Development Administration Working Capital Loan And Maintain The Supermarket's Operation
[\(09-0911\)](#)

S-4-5 Subject: Oakland Businesses Expansion
From: Community And Economic Development Agency
Recommendation: A Request To Withdraw An Already Scheduled Item
On The January 12, 2010 Community And Economic Development
Committee Agenda A Report On Current Programs And Services And
Recommendations For New Initiatives To Assist In The Expansion Of
Existing Oakland Businesses; And Reschedule To The February 9, 2010
Community And Economic Development Committee Meeting

Reason: Staff Intends To Conduct Focus Group Meetings In December
And January With Existing Businesses, Lenders, And Service Providers To
Discuss Needs And Elements Of An Expansion Program For Existing
Businesses.

[\(09-0917\)](#)

S-4-6 Subject: Macarthur Transit Village Project - 1st Phase
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A City Resolution Approving The Relocation Plan For The First Phase
Of The Macarthur Transit Village Project; And

[\(09-0979\)](#)

2) An Agency Resolution Approving The Relocation Plan For the First Phase Of The
MacArthur Transit Village Project

[\(09-0979-1\)](#)

3) An Agency Resolution Approving The Replacement Housing Plan For The
MacArthur Village Project

[\(09-0979-2\)](#)

S-4-7 Subject: Public Purpose Improvement
From: Community And Economic Development Agency
Recommendation A Request To Withdraw From The December 15, 2009
Finance And Management Committee Agenda A Resolution Authorizing A
Change In The Funding Source For Public Purpose Improvements Adopted
In The Ora Fy 2007-09 And Fy 2009-11 Biennial Budgets For The Central
City East Redevelopment Project Area From Tax Increment Revenues And
Series 2006a Taxable Bond Proceeds To Tax Exempt Bond Proceeds And
Related Documents; With No New Date

[\(09-1014\)](#)

S-4-8 Subject: Citywide Guardrail Installations & Traffic Signals
From: Community And Economic Development Agency
Recommendation: A Request To Re-Title An Item Already Scheduled On
The December 15, 2009 Public Works Committee Agenda

Adopt The Following Pieces Of Legislation:

(NEW TITLE) 1) A Resolution Awarding A Construction Contract To Ray's Electric, The Lowest Responsible Responsive Bidder, For Citywide Guardrail Installation And The Installation Of A Traffic Signal At The Intersection Of International Boulevard And 50th Avenue (City Project Nos. C313620, C270310 And C313810) In Accord With Project Plans And Specifications And Contractor's Bid In An Amount Not-To-Exceed Two Hundred Eighty-Three Thousand Three Hundred Twenty-Two Dollars (\$283,322.00), And

2) A Resolution Waiving Advertising And Bidding For, And Awarding, A Contract To Ray's Electric For Installation Of An Additional Traffic Signal At The Intersection Of Foothill Boulevard And 64th Avenue For An Amount Not-To-Exceed Two Hundred Thousand Dollars (\$200,000.00); And

3) A Resolution Accepting And Appropriating Funds From The Redevelopment Agency Up To Three Hundred Thousand Dollars (\$300,000.00) Under The Cooperation Agreement From The Foothill Boulevard And Seminary Avenue Streetscape Improvement Project For The Resurfacing Of Macarthur Boulevard From 90th Avenue To Foothill Boulevard; And

4) An Agency Resolution Contributing Central City East Redevelopment Funds In An Amount Up To Three Hundred Thousand Dollars (\$300,000.00) To The City Of Oakland Under The Cooperation Agreement From The Foothill Boulevard And Seminary Avenue Streetscape Improvement Project For The Resurfacing Of Macarthur Boulevard From 90th Avenue To Foothill Boulevard.

(OLD TITLE):

1) Awarding A Construction Contract To Ray's Electric For Citywide Guardrail Installations And The Installation Of A Traffic Signal At The Intersection Of International Boulevard And 50th Avenue (City Project Nos. C313620, C270310 And C313810) In Accord With Project Plans And Specifications And Contractor's Bid In The Total Amount Of Two Hundred Eighty-Three Thousand Three Hundred Twenty-Two Dollars (\$283,322.00); And

2) Waiving The Competitive Bid Process And Awarding A Contract To Ray's Electric For Installation Of An Additional Traffic Signal At The Intersection Of Foothill Boulevard And 64th Avenue For An Amount Of

Two Hundred Thousand Dollars (\$200,000.00).

Reason: New Resolutions Added To Allocate Funds For Stoplight At Foothill Boulevard And 64th Avenue Per Council Direction On Nov. 17, 2009.

[\(09-1022\)](#)

S-4-9 Subject: Wopac One-Year Extension
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing A One Year Extension Of The Project Area Committee For The West Oakland Redevelopment Project To November 18, 2010; On The January 12, 2010 Community and Economic Development Committee Agenda

[\(09-1043\)](#)

S-4-10 Subject: Sustainability Incentive Program
From: Community And Economic Development Agency
Recommendation: Adopt An Agency Resolution To Adopt The Sustainability Incentive Program (SIP), The Infill Development Incentives Program, And The Tough On Blight Program Within The Central City East Redevelopment Project Area; On The January 12, 2010 Community And Economic Development Committee Agenda

[\(09-1044\)](#)

S-4-11 Subject: Central Estuary Specific Plan Alternatives
From: Community And Economic Development Agency
Recommendation Adopt A Resolution On Recommendations From The Parks And Recreation Advisory Commission, The Landmarks Preservation Advisory Board, And The Planning Commission For The City Council To Adopt The Preferred Land Use Alternative For The Central Estuary Specific Plan And To Have That Preferred Alternative Subject To California Environmental Quality Act Review. The Preferred Alternative Includes: (A) West Subarea, Mixed-Use Infill, Maintain Specialty Food Producing Industrial Area; (2) Central West Subarea, Preserve The Existing Neighborhood Including Live/Work Uses; (3) Central East Subarea, New Mixed-Use Residential Development; And (4) East Subarea, Industrial Uses And Limited Residential Development Buffered By Research And Development; On The January 12, 2010 Community And Economic Development Committee Agenda; And As A Public Hearing On The January 19, 2010 City Council Agenda

[\(09-1045\)](#)

- S-4-12 Subject: Alcoholic Beverage Sales Commercial Activity
From: Community And Economic Development Agency
Recommendation: Conduct A Public Hearing To Consider A Major Conditional Use Permit And Variance Relating To An Alcoholic Beverage Sales Commercial Activity At 6400 Shattuck Avenue And Adopting One Of The Following Two Alternative Resolutions:
- 1) A Resolution Denying The Appeal (A09-220), Thereby Upholding The Planning Commission Decision To Approve A Major Conditional Use Permit And Variance At 6400 Shattuck Avenue For An Alcoholic Beverage Sales Commercial Activity; Or Alternatively,
- 2) A Resolution Upholding The Appeal (A09-220), Thereby Reversing The Planning Commission Decision To Approve A Major Conditional Use Permit And Variance At 6400 Shattuck Avenue For An Alcoholic Beverage Sales Commercial Activity; On The January 19, 2010 City Council Agenda
[\(09-1051\)](#)
- S-4-13 Subject: Oakland Complete Count Committee
From: Community And Economic Development Agency
Recommendation: Adopt A Proclamation That A City Of Oakland Complete Count Committee Shall Be Formed To Work With Community And Business Organizations, The Faith-Based Community, And Organizations Serving Our Diverse Ethnic, Racial, Generational, And Cultural Population To Encourage Full Participation In The 2010 Decennial Census; On The January 5, 2010 City Council Agenda
[\(09-1052\)](#)
- S-4-14 Subject: Rehabilitation Of Margarido Paths And Stairs - Mosto Construction
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing Award Of A Construction Contract To Mosto Construction For The Rehabilitation Of Margarido Paths And Stairs (Project No. C214850) In Accord With The Project Plans And Specifications And Contractor's Bid In The Amount Not-To-Exceed One Hundred Twenty- Nine Thousand Six Hundred Seventy-Four Dollars (\$129,674.00); On The January 12, 2010 Public Works Committee Agenda
[\(09-1055\)](#)

- S-4-15 Subject: Rehabilitation Of Eucalyptus Paths And Stairs - Andes Construction
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing Award Of A Construction Contract To Andes Construction, Inc., For The Rehabilitation Of Eucalyptus Paths And Stairs (Project No. C214840) In Accord With The Project Plans And Specifications And Contractor's Bid In The Amount Not-To-Exceed One Hundred Ninety-Four Thousand NineHundred Twenty-Five Dollars (\$194,925.00); On The January 12, 2010 Public Works Committee Agenda
[\(09-1056\)](#)
- S-4-16 Subject: Jefferson Square Park Improvement Project - Mcguire And Hester
From: Community And Economic Development Agency
Recommendation: Adopt Resolution Awarding A Contract To The Lowest, Responsible, Responsive Bidder, Mcguire And Hester, In An Amount Not-To-Exceed -----Four Hundred Thirty Seven Thousand Seven Hundred Five Dollars (\$437,705.00) For The Construction Of The Jefferson Square Park Improvement Project In Accord With Plans And Specifications For The Project (No. P338310) And Contractor's Bid Therefore; On The January 12, 2010 Public Works Committee Agenda
[\(09-1057\)](#)
- S-4-17 Subject: Narrow Street Parking
From: Finance And Management Agency
Recommendation: Receive An Informational Report On An Administrative Policy To Assign Low Enforcement Priority To Parking In The Wrong Direction On Narrow Streets; On The January 12, 2010 Finance And Management Committee Agenda
[\(09-1039\)](#)
- S-4-18 Subject: Employee and City Official Parking
From: Finance And Management Agency
Recommendation: Dicussion And Possible Action On An Administrative Policy On Employee And City Official Parking Privileges And Assigning Employees And Officials To Specific Parking Garages; On The January 12, 2010 Finance and Management Committee
[\(09-1040\)](#)
- S-4-19 Subject: Citywide Performance Management And Reporting System
From: Budget Office
Recommendation: Discussion And Possible Action On Recommended Improvements To Oakland's Citywide Performance Management And Reporting System; On The January 26, 2010 Finance And Management Committee Agenda
[\(09-1048\)](#)

S-4-20 Subject: 2009-2010 Second Quarter Revenue & Expenditure Results
 From: Budget Office
 Recommendation: Receive A Report On Fiscal Year 2009-2010 Second
 Quarter Revenue & Expenditure Results & Year-End Projections For
 General Purpose Fund (1010), Landscaping And Lighting Assessment
 District Fund (2310), Equipment Fund (4100) And City Facilities Fund
 (4400); Status Of Implementing The Fiscal Year 2009-2010 Adopted And
 Amended Budget; And Status Of General Purpose Fund Revenue Changes
 Approved On October 6, 2009; On The February 23, 2010 Finance And
 Management Committee Agenda
 [\(09-1050\)](#)

5 A review of the Council Committees' actions from December 1, 2009 and determination
 of scheduling to the ORA/City Council meeting of December 8, 2009 or future dates
 (MATRIX)
 [\(12-1-09 CMTE MATRIX\)](#)

6 A review of the Agendas for the Council December 15, 2009 and Rules and Legislation
 Committee meeting of December 17, 2009

7 Subject: 2010 State Legislative Agenda
 From: City Council
 Recommendation: Discussion And Possible Action On Year End Report On The 2009
 State Legislative Agenda And Proposed State Legislative Agenda For 2010
 [\(09-0990\)](#)

8 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
 [\(09-0488-4\)](#)

9 Subject: 2010 Federal Legislative Agenda Approval
 From: City Council
 Recommendation: Action On A Report On 2010 Federal Legislative Priorities And 2011
 Appropriations Requests
 [\(09-1008\)](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

NOTE: Americans With Disabilities Act
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 meetings please contact the Office of the City Clerk. When possible, please notify the
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(TDD)

MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM 8:30AM TO 5:00PM

* 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