



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, January 08, 2009

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:

Jean Quan, District 4; 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 meetings of December 11, 2008 and December 18, 2008
- 3 Determination of Schedule of Outstanding Committee Items
(01-08-09 Rules Pend)
- 4 Scheduling of Agenda Items and revisions to the agendas for the Council Committee meetings of January 13, 2009 (SUPPLEMENTAL)
(01-08 Rules Item 4)

S-4-1 Subject: 2008 Urban Area Security Initiative Grant
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To:
1) Enter Into An Urban Area Security Initiative (UASI) Grant Administration Agreement With City And County Of San Francisco For Distribution Of Fiscal Year 2008 Urban Area Security Initiative (UASI) Grant Funds In The Amount Of Three Million Six Hundred Thousand Dollars (\$3,600,000.00) To The City Of Oakland, And
2) Accept, Appropriate And Administer The Fiscal Year 2008 UASI Grant Allocations, And
3) Approve The Preliminary Spending Plan And Waive City Of Oakland Central Services Overhead (CSO) Fees Of Eighty Five Thousand Four Hundred and Sixty Nine dollars (\$85,469), And
4) Expend Funds In Accord With The Preliminary Spending Plan Without Further Council Authorization, Including Purchases In Excess Of The City Administrator's Purchasing Authority for Equipment On The Federally Authorized Equipment List And Services Required By The Grant, Provided City Bidding Requirements And Purchasing Programs/Policies Are Followed; New Title For An Item Already Scheduled For The January 27, 2009 Public Safety Committee Agenda
[\(07-1753\)](#)

S-4-2 Subject: 2007 Super Urban Area Security Initiative Grant Amendment
From: Oakland Fire Department
Recommendation: Adopt A Resolution Amending Resolution No. 81421 C.M.S., Which Authorized The City Administrator To, Among Other Things, Accept, Appropriate, And Administer The Fiscal Year 2007 Super Urban Areas Security Initiative (SUASI) Grant Allocations, To Accept And Appropriate Supplemental Fiscal Year 2007 SUASI Grant Funds In An Amount Up To Fifty-Two Thousand Dollars (\$52,000.00) For A Cumulative Fiscal Year 2007 SUASI Grant Award Allocation Of Up To Two Million Seven Hundred Nineteen Thousand And Sixty-Two Dollars (\$2,719,062.00) And Appropriate Said Funds To The Oakland Fire Department's Office of Emergency Services; New Title For An Item Already Scheduled On The January 27, 2009 Public Safety Committee Agenda
[\(07-1754\)](#)

S-4-3 Subject: Public Safety Training Courses - Resolution Amendment
From: Oakland Police Department
Recommendation: Adopt A Resolution Amending Resolution No. 76016 C.M.S., Which Authorized The City Manager To Enter Into An Agreement With The Peralta Community College District To Affiliate Public Safety Training Courses (Police And Fire) And Accept Funds For The Purpose Of Development Of A Public Safety Training Facility, Amended To Authorize Use Of Said Funds In The Amount Of Eight Hundred And Nine Thousand Dollars (\$809,000) To Purchase Training Equipment And Rent Training Facilities; On The February 10, 2009 Public Safety Committee Agenda
[\(09-0009\)](#)

S-4-4 Subject: Vacant Building Registration
From: Councilmember Desley Brooks
Recoomendation: A Request To Withdraw From The January 13, 2009 Community And Economic Development Committee Agenda The Following Pieces Of Legislation

1) An Ordinance Amending The Oakland Muncipal Code To Add A New Chapter 8.54 Requiring The Registration Of Vacant Buildings; And
[\(07-1717\)](#)

2) An Ordinance Amending Ordinance No. 12880 C.M.S. (Master Fee Schedule) To Add New Fees For Registering Vacant Buildings; And Reschedule To The January 27, 2009 Community And Economic Development Committee Agenda

Reason: The City Attorney's Office Conferred With Councilmember Brooks Who Is Proposing The Ordinance And She Concurs With Deferring The Item To January 27, 2009. The Item Is Being Deferred To Give The City Attorney's Office Time To Evaluate Legal Issues Related To New State Legislation (SB 1187) And Determine How The New Law May Impact The Proposed Ordinance.
[\(07-1717-1\)](#)

S-4-5 Subject: Fuels Management Report
From: Councilmember Jean Quan
Recommendation: Receive A Report On The Status Of The City Of Oakland Regional Fuels Management Project PDMC-PJ-CA-2006-004 And Issues Related To The Environmental Assessment For The Project; On The February 10, 2009 Public Safety Committee Agenda
[\(07-1910\)](#)

- S-4-6 Subject: Infrastructure And Related Projects Funding
From: Councilmember Rebecca Kaplan and Patricia Kernighan
Recommendation: Receive A Report From The City Administrator On City's Funding Request For Infrastructure And Related Projects Being Submitted To The Federal Government For Funding Through The Proposed Economic Stimulus Package, To Include The Contents Of Oakland's Funding Requests (Including Clarification Regarding Requests That Have Been Compiled Thus Far And Where They Have Been Submitted, And A Review Of Potential Additional Items To Request); And The Advocacy Strategy For The City's Funding Request; On The January 22, 2009 Rules And Legislation Committee Agenda
[\(09-0014\)](#)
- S-4-7 Subject: Chinatown Lunar New Year Bazaar
From: Councilmember Patricia Kernighan
Recommendation: Adopt A Resolution Authorizing The Use Of Up To \$8,000.00 From Councilmember Patricia Kernighan's Pay-Go Fund To The Oakland Police Department In An Amount Up To \$7250.00 And To The Public Works Agency In An Amount Up To \$750.00 To Pay For Costs Associated With The Chinatown Lunar New Year Bazaar On January 24 And 25, 2009, Which Costs Were Previously Covered By The Parades, Runs And Street Festivals Fund; On The January 20, 2009 City Council Agenda
[\(09-0015\)](#)
- S-4-8 Subject: Camps In Common Agreement Amendment
From: Councilmember Patricia Kernighan
Recommendation: Adopt A Resolution Amending Camps In Common Agreement To Allow Pay-Go Contributions To Offset Seasonal Equipment Replacement Expenses; On The January 20, 2009 City Council Agenda
[\(09-0016\)](#)
- S-4-9 Subject: Foster Media, Inc. Agreement
From: Councilmember Patricia Kernighan
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Relocation Agreement With Foster Media, Inc. To Relocate Its Office Facilities From San Francisco To The City Of Oakland And To Establish Operational Facilities In The City Of Oakland In Exchange For A General Outdoor Advertising Permit For An Outdoor Advertising Display To Be Constructed At 277 - 5th Street; On The January 27, 2009 Community And Economic Development Committee Agenda
[\(09-0017\)](#)

- S-4-10 Subject: Public Arts Plan
 From: Cultural Arts and Marketing
 Recommendation: Adopt A Resolution Adopting The 2009 Public Art
 Projects Plan; On The February 10, 2009 Life Enrichment Committee
 Agenda
 [\(09-0010\)](#)
- S-4-11 Subject: 2009-2010 Open Circle Foundation Grant
 From: Cultural Arts and Marketing
 Recommendation: Adopt A Resolution Accepting \$100,000 Grant From
 Open Circle Foundation In Support Of Open Proposals 2009-2010 Public
 Art Program; On The February 10, 2009 Life Enrichment Committee
 Agenda
 [\(09-0011\)](#)
- S-4-12 Subject: Public Art Advisory Committee Appointments
 From: Cultural Arts and Marketing
 Recommendation: Adopt A Resolution Appointing Judy Moran And Julie
 Trospen To The Cultural Affairs Commission's Public Art Advisory
 Committee; On The February 3, 2009 City Council Agenda
 [\(09-0012\)](#)

S-4-13 Subject: Planning Code Amendments
From: Community and Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt
The Following Piece of Legislation A Revised Ordinance (Including
Changes To The Extent Of The Area For Which Primary Collection
Centers Are Responsible For Litter, Garbage And Shopping Cart Removal,
And Allowed Parking Areas For Facility-Owned Vehicles) Amending The
Oakland Planning Code To:
(1) Amend Chapter 17.102 "General Regulations Applicable To All Or
Several Zones" To Include Performance Standards For Primary Collection
Center Recycling Uses In All Zones;
(2) Amend Chapter 17.73 "CIX-1, CIX-2, IG And IO Industrial Zones" To
Include Regulations Concerning Primary Collection Center Recycling Uses
In CIX-1, CIX-2 And IG Zones;
(3) Amend Chapter 17.10 "Use Classifications" To Delete "Intermediate
Processing Facility" As A Land Use Activity Type From O.M.C. Section
17.10.586 "Recycling And Waste-Related Industrial Activities"; On The
January 20, 2009 City Council Agenda

The Rules Committee Of December 18, 2008 Directed Staff To Meet With
Councilmember Nadel And Oakland Recycling Firms To Work Towards
Compromise Language. Some Agreement Was Reached, And Proposed
Compromise Language Will Be Presented In A Supplemental Report. The
Item As Proposed Above Will Provide Proper Notice To Allow Council To
Either Adopt Some Or All Of The New Language And Make This Action
The Introduction (First Reading) Of A Revised Ordinance, Or To Affirm
The Language Adopted On December 9, 2008, Making This Action The
Second Reading And Adoption Of The Ordinance.

[\(07-1774-1\)](#)

S-4-14 Subject: Lake Merritt BART Station Specific Plan Development
From: Community and Economic Development Agency
Recommendation: A Request To Withdraw From The January 27, 2009
Community And Economic Development Committee Agenda The
Following Pieces Of Legislation:

1) An Agency Resolution Authorizing A Contribution Of An Amount Not
To Exceed One Hundred Fifty Thousand Dollars (\$150,000) From The
Central City East District Redevelopment Project To The City Of Oakland
Under The Cooperation Agreement To Fund The Development Of The
Lake Merritt BART Station Area Specific Plan And Environmental
Document; And

[\(07-1890\)](#)

2) A City Resolution Accepting And Appropriating A Contribution Of Redevelopment
Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed One
Million Dollars (\$1,000,000) And Authorizing The City Administrator To Negotiate And

Execute A Professional Services Agreement With The Lowest Responsible Bidder For Development Of The Lake Merritt BART Station Area Specific Plan In An Amount Not To Exceed One Million Three Hundred Thousand Three Dollars (\$1,300,000); And Reschedule To The February 24, 2009 Community And Economic Development Committee Agenda

Reason: Item Is Proposed To Be Rescheduled To Accommodate Acceptance Of Additional Project Funding And Allow For Completion Of Contract Negotiations
[\(07-1890-1\)](#)

S-4-15 Subject: Small Business Access Center - Implementation
From: Community and Economic Development Agency
Recommendation: Action On A Report And Implementation Plan For The City's Small Business Access Center; On The February 10, 2009 Community And Economic Development Committee Agenda
[\(09-0006\)](#)

S-4-16 Subject: Oakland Maritime Support Services Agreement Amendment
From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Amending The Exclusive Negotiating Agreement With Oakland Maritime Support Services For The Development Of Approximately 15 Acres Within The Former Oakland Army Base To Extend The ENA Term From February 28, 2009 To The Earlier Of February 28, 2011 Or The Resolution Of The California Environmental Quality Act Litigation With East Bay Municipal Utility District; On The February 10, 2009 Community And Economic Development Committee Agenda
[\(09-0007\)](#)

S-4-17 Subject: Central City East Formation Procedures Amendment
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Amending The Formation Procedures For The Central City East Redevelopment Project Area Committee: 1) To Remove The Age Requirement For Existing Community Organization Appointees; And 2) To Add Castlemont Leadership Preparatory High School And Mandela High School As Alternating "At Large" Community Organizations; On The February 10, 2009 Community And Economic Development Committee Agenda
[\(09-0019\)](#)

S-4-18 Subject: Service Credit Purchased Tax Deferment
From: Finance and Management Agency
Recommendation: Adopt A Resolution Authorizing Implementation Of The Provisions Of Section 414(H)(2) Of The Internal Revenue Code To Tax Defer Member Paid Contributions For Service Credit Purchased From California Public Employees' Retirement System (CalPERS); On The January 27, 2009 Finance And Management Committee Agenda
[\(09-0008\)](#)

S-4-19 Subject: East Bay Regional Park District Local Grant Program
From: Office of Parks and Recreation
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To Apply For, Accept, And Appropriate Grant Funds In An Amount Not To Exceed Nineteen Million Two Hundred Four Thousand Four Hundred Fifty Six Dollars (\$19,204,456) From The East Bay Regional Park District Local Grant Program Under Measure WW Park Bond Extension To Be Allocated To Various Oakland Parks And Open Space Renovation Projects And To Enter Into A Grant Contract With The East Bay Regional Park District; On The January 27, 2009 Life Enrichment Committee Agenda
[\(09-0018\)](#)

5 A review of the Agendas for the Concurrent Meeting of the ORA/City Council for the meeting of January 20, 2009 and the Rules and Legislation Committee meeting of January 22, 2009
[\(01-08 Rules Item 5\)](#)

6 Subject: 2009 Council Committee Meeting Times
From: Office of the Council President
Recommendation: Action Pursuant To Rule 4 Of The Council's Rules Of Procedure (Resolution No. 79006 C.M.S.) To Set The Meeting Times Of The Public Works, Finance & Management, Community & Economic Development, Life Enrichment, Public Safety, Rules & Legislation, Education Partnership And City-Port Liaison Committees
[\(07-1911\)](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

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
[\(TDD\)](#)

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