



# SUPPLEMENTAL City of Oakland Meeting Agenda

## \*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>**

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**Thursday, October 29, 2009**

**10:45 AM**

**City Council Chambers - 3rd Floor**

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### ***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 meetings of October 8 and October 15, 2009
- 3 Determination of Schedule of Outstanding Committee Items  
(10-29 Rules Pending)
- 4 Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting of November 3, 2009 (SUPPLEMENTAL)  
(10-29 Rules Item 4)

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- S-4-1      Subject:    Obesity And Tobacco Prevention Programs Grant  
From:        Office of the City Administrator  
Recommendation: Receive An Informational Report On The City's Participation In The Alameda County Public Health Department's Application To The Communities Putting Prevention To Work Initiative From The U.S. Department Of Health And Human Services, Centers For Disease Control And Prevention Under The American Recovery And Reinvestment Act Of 2009 For Obesity And Tobacco Prevention Programs; On The November 10, 2009 Life Enrichment Committee  
[\(09-0950\)](#)
- S-4-2      Subject:    City Park Facility Management  
From:        Council President Brunner  
Recommendation: A Request To Withdraw From The November 10, 2009 Life Enrichment Committee Agenda A Status Report On The Process And Criteria Being Used To Allow Private Companies To Use And/Or Manage City Park Facilities; And Reschedule To The December 1, 2009 Life Enrichment Committee Agenda  
  
Reason: Staff Requires Adequate Time To Prepare A Thorough Report  
[\(09-0921\)](#)
- S-4-3      Subject:    School Playground Agreements  
From:        Council President Brunner  
Recommendation: A Request To Re-Title An Item Already Scheduled On The December 1, 2009 Life Enrichment Committee Agenda  
  
(OLD TITLE) Adopt A Resolution Authorizing The City Administrator To Execute A Joint Facilities Use Agreement With Oakland Unified School District Regarding School Playgrounds  
  
(NEW TITLE) Receive A Status Report On The Availability And Operational Hours Of Oakland Unified School District's Non-Structured Playground School Sites  
[\(09-0922\)](#)
- S-4-4      Subject:    Stimulus Grant Update  
From:        Councilmember Brooks & Council President Brunner  
Recommendation: Receive A Report Evaluating The Preliminary Results Of The Stimulus Grant Applications Submitted To The State And Federal Government By The City Of Oakland; Including A List Of All Applications (Awarded And Not Awarded), Date Of Award, Amount Of Award And Analysis Of Applications Not Awarded Funding; On The November 17, 2009 City Council Agenda  
[\(09-0931\)](#)

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- S-4-5      Subject:    Liquor Store Prosecutions  
From:        Councilmember Desley Brooks  
Recommendation: Receive An Informational Report From The Oakland Police Department On Success Or Lack Thereof In Securing Prosecutions By The Alameda County District Attorney's Office When Liquor Store Operators Are Alleged To Have Sold Alcohol To A Minor; On The December 1, 2009 Public Safety Committee Agenda  
[\(09-0936\)](#)
- S-4-6      Subject:    Domestic Violence Report  
From:        Councilmember Jean Quan  
Recommendation: Receive An Informational Report From The Oakland Police Department Detailing The Number Of Domestic Violence Related Incidents Reported, Caseload Of Investigators, Staffing Of Investigators, The Status Of Domestic Violence Services In Oakland, And The Number Of Domestic Violence Related Homicides Compared To Data From 2008; On The December 1, 2009 Public Safety Committee Agenda  
[\(09-0937\)](#)
- S-4-7      Subject:    Sewage Overflow Valves Installation  
From:        Councilmember Jean Quan  
Recommendation: Adopt An Ordinance Amending Chapter 13.08 Of The Oakland Municipal Code To Require The Installation Of Sewage Overflow Valves When A Sewer Lateral Is Replaced Or Repaired; On The December 15, 2009 Public Works Committee Agenda  
[\(09-0946\)](#)
- S-4-8      Subject:    Oakland's Hiring Practices Audit Report  
From:        Councilmember Ignacio De La Fuente  
Recommendation: Action On A Report From The Office Of The City Auditor On The Results Of The Performance Audit Of Oakland's Hiring Practices, On The November 10, 2009 Finance And Management Committee Agenda  
[\(09-0948\)](#)
- S-4-9      Subject:    Major Banks Loan Modification Activity  
From:        Council President Jane Brunner  
Recommendation: Receive An Informational Report Analyzing The Loan Modification Activity (To Help Avoid Foreclosures) Of Major Banks Including Chase Manhattan, Wells Fargo And Bank Of America, Including Percentages Of Loans Modified In Oakland And Nationwide; On The December 1, 2009 Community And Economic Development Committee Agenda  
[\(09-0949\)](#)

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S-4-10      Subject:    Oakland Fund For Children And Youth 2010-2013 Strategic Plan  
From:        Department of Human Services  
Recommendation: Adopt A Resolution To Adopt The Oakland Fund For Children And Youth Strategic Plan (2010-2013); On The November 10, 2009 Life Enrichment Committee Agenda  
[\(09-0933\)](#)

S-4-11      Subject:    Oakland Fund For Children And Youth 2008-2009 Evaluation  
From:        Department of Human Services  
Recommendation: Adopt A Resolution Adopting The Oakland Fund For Children And Youth Final Evaluation Report For Fiscal Year 2008-2009; On The December 1, 2009 Life Enrichment Committee Agenda  
[\(09-0934\)](#)

S-4-12      Subject:    Oakland Waterfront-Uptown Shuttle  
From:        Community and Economic Development Agency  
Recommendation: A Request To Re-Title And Withdraw From The November 10, 2009 Community And Economic Development Committee (OLD TITLE) An Agency Resolution To Apply For, Accept And Appropriate \$997,000 From The Bay Area Air Quality Management District Clean Air Transportation Fund Program For The Implementation Of The Oakland Waterfront-Uptown Shuttle, And Authorize The Appropriation Of \$80,000 In Fiscal Year 2009/2010 and \$80,000 In Fiscal Year 2010/2011 For A Total Of \$160,000 In Redevelopment Funds From The Central District Redevelopment Area For The Shuttle Project

(NEW TITLE) Adopt The Following Pieces Of Legislation:

1) A City Resolution (A) Accepting And Appropriating A \$997,000 Grant From The Bay Area Air Quality Management District Clean Air Transportation Fund Program For The Oakland Broadway Shuttle; (B) Accepting And Appropriating \$80,000 In Fiscal Year 2009/2010 And \$80,000 In Fiscal Year 2010/2011 In Matching Funds From The Redevelopment Agency Under The Cooperation Agreement For The Oakland Broadway Shuttle; (C) Accepting And Appropriating Additional Contributions For The Oakland Broadway Shuttle; And (D) Authorizing The City Administrator, Without Returning To Council, To Negotiate And Execute An Agreement With AC Transit To Operate The Oakland Broadway Shuttle For Two Years; And

[\(09-0870\)](#)

2) An Agency Resolution Contributing \$80,000 In Fiscal Year 2009/2010 And \$80,000 In Fiscal Year 2010/2011 For A Total Of \$160,000 In Central District Redevelopment Funds To The City Of Oakland Under The Cooperation Agreement For The Implementation Of The Oakland Broadway Shuttle; And Reschedule To The December

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15, 2009 Community And Economic Development Committee Agenda

Reason: Staff Needs Additional Time To Coordinate Agreements With The Bay Area Air Quality Management District And AC Transit Regarding Implementation Of The Shuttle  
(09-0870-1)

S-4-13      Subject:    Comprehensive Marketing Campaign Implementation  
From:        Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Contributing \$50,000 In Redevelopment Agency Funds To The City Of Oakland Under The Cooperative Agreement To Support The Implementation Of A Comprehensive Economic Development Marketing Program For Redevelopment Project Areas, Including A Marketing Strategy And Brand Identity To Promote Oakland As A Prime Location For Business, Development And Investment And The Production Of New Marketing Materials Needed To Implement The Program, And Authorizing Professional Services Contracts Without Returning To The Agency As Needed For The Design And Production Of Quarterly Redevelopment Newsletters In An Amount Not To Exceed \$50,000 For Fiscal Year 2009/2010; And

(09-0903)

2) A City Resolution Accepting And Appropriating Redevelopment Agency Funds In An Amount Not To Exceed \$50,000 Under The Cooperative Agreement To Implement A Comprehensive Marketing Campaign For Redevelopment Project Areas Including A Marketing Strategy And Brand Identity To Promote Oakland As A Prime Location For Business, Development And Investment And The Production Of New Marketing Materials Needed To Implement The Program; On The December 1, 2009 Community And Economic Development Committee Agenda

(09-0903-1)

S-4-14      Subject:    Bay Area World Trade Center - Business Plan  
From:        Community and Economic Development Agency  
Recommendation: A Request To Withdraw From The November 10, 2009 Community And Economic Development Committee Agenda An Agency Resolution Waiving The Competitive Request For Proposals/Qualifications Process And Authorizing The Agency Administrator To Negotiate And Execute A Professional Services Agreement With Olivia Global Communications In An Amount Not To Exceed Twenty Four Thousand Nine Hundred Fifty Dollars (\$24,950) To Develop A Comprehensive, Strategic Business Plan To Develop The Bay Area World Trade Center; With No New Date

Reason: The Agency Needs To More Completely Develop Its International Trade Strategy Before Proceeding With This Action.

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(09-0909)

S-4-15      Subject:      Gazzali's Supermarket - Grant  
From:          Community and Economic Development Agency  
Recommendation: A Request To Withdraw From The November 10, 2009  
Community And Economic Development Committee Agenda 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; And Reschedule To The December  
15, 2009 Community And Economic Development Committee Agenda

Reason: The Commercial Lending Unit Is Negotiating The Terms Of The  
Loan & Grant.

(09-0911)

S-4-16      Subject:      Oakland General Plan - Interim Controls  
From:          Community and Economic Development Agency  
Recommendation: Adopt An Ordinance Extending The Interim Controls  
For The Implementation Of The Oakland General Plan (Oakland Planning  
Code Chapter 17.01 And The General Plan Conformity Guidelines) To June  
30, 2011; On The November 10, 2009 Community And Economic  
Development Committee Agenda; And As A Public Hearing On The  
November 17, 2009 City Council Agenda

(09-0935)

S-4-17      Subject:      Oakland Enterprise Zone Expansion  
From:          Community and Economic Development Agency  
Recommendation: Adopt A Resolution Approving The Expansion Of The  
Oakland Enterprise Zone Into Remaining Commercial And Industrial Areas  
Citywide And Designating Qualified Targeted Employment Area (TEA)  
Within Oakland's Enterprise Zone; On The December 1, 2009 Community  
And Economic Development Committee Agenda

(09-0941)

S-4-18      Subject:      As-Needed Environmental Consulting Agreements  
From:          Community and Economic Development Agency  
Recommendation: Adopt Resolutions Authorizing Professional Services  
Agreements With Ases, Inc., Oaks Environmental, Essel Technology  
Services, Professional Services Incorporated (PSI) And SCA Environmental  
Consulting Services On An As-Needed Basis To Provide Environmental  
Consulting Services Including Lead-Based Paint Risk Assessments, Paint  
Inspections And Clearance Testing For Residential Rehabilitation Projects  
Funded Through The Residential Lending And Rehabilitation Program In  
An Aggregate Amount Not To Exceed \$200,000 For The Period Of  
December 14, 2009 Through June 30 2011; On The December 15, 2009  
Community And Economic Development Committee Agenda

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(09-0942)

S-4-19      Subject:    Chamber Of Commerce Grant  
From:        Community and Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing A Grant Not To Exceed \$182,000 To Oakland Metropolitan Chamber Of Commerce Foundation To Pay Toward The Cost Of Installing The First Component Of The Sculptural Monument Titled Remember Them: Champions For Humanity By Mario Chiodo In Fox Square Park, Located At 19th Street And Rashida Muhammad Street; On The December 1, 2009 Community And Economic Development Committee Agenda

(09-0943)

S-4-20      Subject:    Oakland Merchant Leadership Forum Contract  
From:        Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing A Professional Services Contract With The Oakland Merchant Leadership Forum (OMLF) In An Amount Not To Exceed \$70,000 For Merchant Organizing, Commercial District Support Services And Program Development To Construct The Eat, Shop, Explore Oakland Grown Website For Fiscal Year 2009-2010, And Accepting A Contribution Of \$33,000 From The Redevelopment Agency Under The Cooperation Agreement For This Purpose; And

(09-0944)

2) An Agency Resolution Authorizing A Contribution Of \$33,000 In Redevelopment Funds To The City Of Oakland Under The Cooperation Agreement For A Professional Services Agreement With The Oakland Merchant Leadership Forum (OMLF) For Merchant Organizing And Commercial District Support Services For Fiscal Year 2009-2010 In Several Redevelopment Project Areas; On The December 1, 2009 Community And Economic Development Committee Agenda

(09-0944-1)

S-4-21      Subject:    Fox Theater Renovation Project Loan  
From:        Community and Economic Development Agency  
Recommendation: Adopt An Agency Resolution Regarding The Fox Theater, Authorizing The Agency Administrator To Amend The Disposition And Development Agreement To Provide For A Bridge Loan Between The Agency And Fox Oakland Theater Inc (FOT), A Non-Profit Entity, In An Amount Not To Exceed \$2,000,000 To Fund The Completion Of The Fox Theater Renovation Project; On The December 1, 2009 Community And Economic Development Committee Agenda; And As A Public Hearing On The December 8, 2009 City Council Agenda

(09-0945)



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S-4-22      Subject:    2008-2009 Redevelopment Agency's Annual Fiscal Reports  
From:        Community and Economic Development Agency  
Recommendation: Receive An Informational Report Presenting The  
Redevelopment Agency's Fiscal Year 2008-2009 Annual Reports On Blight,  
Housing Activity, Loans, Property, And Time Limits In Accordance With  
The Reporting Requirements Of The Community Redevelopment Law Of  
The State Of California, Health And Safety Code Sections 33080 And  
33080.1; On The December 1, 2009 Finance And Management Committee  
Agenda

[\(09-0947\)](#)

S-4-23      Subject:    Street Resurfacing Grant  
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

[\(09-0951\)](#)

2) A Resolution Authorizing The City Administrator Or Designee To Accept And  
Appropriate American Recovery And Reinvestment Act Of 2009 (ARRA) Funds Of  
Approximately Nine Hundred And Ninety-One Thousand Dollars (\$991,000) For The  
Purpose Of Street Resurfacing; On The November 10, 2009 Public Works Committee  
Agenda

[\(09-0951-1\)](#)

S-4-24      Subject:    State Energy Program Grant  
From:        Public Works Agency  
Recommendation: Action On A Report And Recommendation On The  
California Energy Commission, State Energy Program Stimulus Funding  
Under The American Recovery And Reinvestment Act (ARRA); On The  
November 10, 2009 Public Works Committee Agenda

[\(09-0952\)](#)

S-4-25      Subject:    Tax Auditing Services Contract  
From:        Finance and Management Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator  
To Enter Into A Professional Services Contract With Hinderliter, De  
Llamas And Associates For Tax Auditing Services For An Initial  
Three-Year Period Plus Two Optional Annual Extensions For A Fixed  
Annual Fee Of \$2,500 Plus Additional Audit Fees Based On A Percentage  
Of Revenue Recovery; On The December 15, 2009 Finance And  
Management Committee Agenda

[\(09-0938\)](#)



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- S-4-26      Subject:    Tool Lending Library  
From:        Oakland Public Library  
Recommendation: Receive An Informational Report Regarding The Oakland Public Library's Tool Lending Library And The Potential For Revenue Enhancement Through The Enactment Of A Fee For Use; On The December 15, 2009 Life Enrichment Committee Agenda  
[\(09-0932\)](#)
- S-4-27      Subject:    Bay Area Library And Information System Grant  
From:        Oakland Public Library  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Grant Funds In The Amount Of \$91,791 From The Bay Area Library And Information System (BALIS) For The Continued Enhancement Of Oakland Public Library's Technology Initiatives Through The Purchase Of Self-Check Units For Deployment Throughout The Library System; On The December 15, 2009 Life Enrichment Committee Agenda  
[\(09-0939\)](#)
- S-4-28      Subject:    81st Avenue Library Computer Lab - Name Change  
From:        Oakland Public Library  
Recommendation: Adopt A Resolution To Name The Computer Lab Of The 81st Avenue Library The Koret Computer Lab; On The December 15, 2009 Life Enrichment Committee Agenda  
[\(09-0940\)](#)

- 5            A review of the Council Committees' actions from October 27, 2009 and determination of scheduling to the ORA/City Council meeting of November 3, 2009 or future dates  
(MATRIX)  
[\(10-29 Rules Item 5\)](#)
- 6            A review of the Agendas for the Council Committees for the meetings of November 10, 2009 and the Rule and Legislation Committee for the meeting of November 12, 2009  
[\(10-29 Rules Item 6\)](#)
- 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")  
[\(09-0188\)](#)

## **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

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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

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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