

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

Thursday, October 02, 2008 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:

Jane Brunner, District 1; Vice Mayor Larry Reid, District 7; Henry Chang, At-Large; and Chairperson Ignacio De La Fuente, District 5

- 1 Closed Session
- 2 Approval of the Draft Minutes from the Committee meeting of September 18, 2008
- 3 Determination of Schedule of Outstanding Committee Items

(10-02 Rules Pending)

4 Scheduling of Agenda Items and revisions to the agenda(s) for the ORA/City Council meeting of October 7, 2008 and Special ORA/City Council meeting of October 9, 2008 (SUPPLEMENTAL)

(10-02 Item 4)

*Rules & Legislation Committee

Thursday, October 02, 2008

S-4-1 Subject: Oakland Tourism Business Improvement District

From: Office of the City Administrator

Recommendation: Adopt A Resolution Of Intention To Form The Oakland Tourism Business Improvement District (OTBID) Proposed By The Oakland Convention & Visitors Bureau, And Grant Preliminary Approval Of The Management District Plan, And Schedule A Public Meeting For January 6, 2009, And A Public Hearing For January 20, 2009 And Authorize The City Administrator To Negotiate And Enter Into A Professional Services Agreement With The Oakland Convention & Visitors Bureau To Operate The OTBID; On The October 28, 2008 Community And Economic Development Committee Agenda

(07-1393)

S-4-2 Subject: Five-Year Forecast - Fiscal Years 2010-2014

From: Budget Office

Recommendation: A Request To Withdraw From The October 14, 2008 Finance And Management Committee Agenda An Informational Report On The General Purpose Fund (1010) Five-Year Forecast - Fiscal Years 2010-2014; With No New Date

Reason: This Report Will Not Be Ready Until Final Fiscal Year 2008-2009 Budget Reductions Are Adopted By Council

(07-1557)

S-4-3 Subject: Status Of Installation Of In-Car Video Cameras

From: Council President Ignacio De La Fuente

Recommendation: Action On A Report From The Oakland Police Department And The Department Of Information Technology On The Status Of Installation Of In-Car Video Cameras In Oakland Police Vehicles; On The October 28, 2008 Public Safety Committee Agenda

(07-1608)

S-4-4 Subject: Status Of Installing Global Positioning Systems (GPS)

From: Council President Ignacio De La Fuente

Recommendation: Action On A Report From The Oakland Police Department And The Department Of Information Technology On The Status Of Installing Global Positioning Systems (GPS) In Police Vehicles And/Or Police Radios In The City Of Oakland; On The October 28, 2008 Public Safety Committee Agenda

(07-1609)

*Rules & Legislation Committee

Thursday, October 02, 2008

S-4-5 Subject: Dimensions Dance Theater Day From: Councilmember Nancy Nadel Recommendation: Adopt A Resolution In Celebration Of Dimensions Dance Theater's 35 Years Of Arts And Entertainment Innovation, And Declaring November 15, 2008 As "Dimensions Dance Theater Day" In The City Of Oakland; On The October 21, 2008 City Council Agenda (07-1690)S-4-6Subject: Small Business Symposium From: Councilmember Larry Reid Recommendation: Adopt A Resolution Waiving The Bidding Requirements For Transportation Services And Authorizing Use Of Vice Mayor Reid's Pay-Go Funds To Pay For Small Business Symposium Expenses As Follows: \$21,266.40 For Facility Rental At The Marriott Oakland City Center, \$5,256.00 For Symposium Services By Rossi Productions And \$575.00 For Transportation Services By Macarthur Bus Line (07-1691)S-4-7 Subject: 2008 National Blue Ribbon Award From: President Ignacio De La Fuente Recommendation: Adopt A Resolution Commending Oakland Charter Academy For Their Selection As A 2008 National Blue Ribbion School By The U.S. Department Of Education (07-1693)S-4-8 Subject: Crime Statistics Report From: Councilmember Jean Ouan Recommendation: Receive An Informational Report And Presentation From The Oakland Police Department With Oakland Specific Findings From The Crime In The United States, 2007 U.S. Department Of Justice

From The Oakland Police Department With Oakland Specific Findings
From The Crime In The United States, 2007 U.S. Department Of Justice
Uniform Crime Statistics Report, With A Specific Focus On Domestic
Violence Reporting, Obstructing/Resisting Police And Emergency
Personnel And The Overall Effect On Oakland's Reported Violent Crime
Rate; On The October 28, 2008 Public Safety Committee Agenda

(07-1706)

S-4-9 Subject: National Childhood Lead Poisoning Prevention Week From: Councilmember Henry Chang

Recommendation: Adopt A Resolution Proclaiming The Week Of October 19-25, 2008 As "National Childhood Lead Poisoning Prevention Week";

On The October 21, 2008 City Council Agenda

(07-1707)

*Rules & Legislation Committee

Thursday, October 02, 2008

S-4-10 Subject: Vacating Peralta Street

From: Community and Economic Development Agency Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Authorizing The City Administrator Without Returning To Council To Acquire The Underlying Fee Simple Interest Of A Portion Of The Mandela Parkway Right-Of-Way By An Equivalent Exhange Without Compensation Of A Portion Of The Peralta Street Right-Of-Way Near The Intersections Of West Grand Avenue And 20th Street Between The City And Hemmat And Dokhanchy Associates And Brian Collins; And (07-1004)

2) A Resolution Summarily Vacating A Portion Of The Peralta Street Right-Of-Way Between The Intersections Of West Grand Avenue and 20th Street To Brian Collins And Hemmat And Dokhanchy Associates (07-1004-1)

Subject: Vacating Peralta Street

From: Community and Economic Development Agency

Recommendation: Receive An Informational Report On A Request From The Owner of 2001 Mandela Parkway To Modify The Proposed Boundary Of The Peralta Street Vacation; On The October 28, 2008 Public Works Committee Agenda (07-1004-2)

S-4-11 Subject: Planning Commission Decision Appeal - 961 And 989 41st

Street

From: Community and Economic Development Agency Recommendation: Adopt A Resolution Denying The Appeal And Sustaining The Decision Of The Planning Commission Approving The Construction Of A New Residential Development Consisting Of 48 Residential Units Located At 961 And 989 41st Street (Case File Number(s) A07-367, CMDV07-260, And TPM 9554); As A Public Hearing On The October 21, 1008 City Council Agenda

(07-1652)

S-4-12 Subject: Public Utility Easements At 930 66th Avenue

From: Community and Economic Development Agency

Recommendation: A Request To Withdraw From The October 14, 2008 Public Works Committee Agenda Resolutions Conditionally Vacating Public Utility Easements To Creekside Housing Partners LP, And Conditionally Accepting Dedications Of Public Utility Easements From Creekside Housing Partners LP At 930 66th Avenue For The Coliseum Gardens Affordable Housing Project; With No New Date

Reason: Request By Applicant To Withdraw Item From October 14, 2008, Public Works Committee Agenda And Resubmit A Scheduling Request At A Future Date

(07-1653)

S-4-13 Subject: Approval of Parking Zone Changes

From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Approving: 1) The Establishment
Of "No Parking Anytime" Zones On 32nd Street Between San Pablo
Avenue And Filbert Street, On Filbert Street Between San Pablo Avenue
And 32nd Street, And On San Pablo Avenue Between Filbert Street And
32nd Street; 2) The Establishment Of A Two-Hour Parking Zone On The
North Side Of 2nd Street, 165 Feet West Of Jackson Street; and 3) The
Removal Of A Four-Hour Parking Zone On 57th Avenue Between Brann
Street And MacArthur Boulevard; On The October 28, 2008 Public Works

(07-1678)

Committee Agenda

S-4-14 Subject: Approval of Stop Sign Installation Sites

From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Approving: 1) The Installation Of
A Stop Sign On Hardy Street At Miles Ave; 2) The Installation Of A Stop
Sign On Rettig Avenue At Guido Street; 3) The Installation Of A Stop Sign
On Burk Street At Lagunitas Avenue; 4) The Installation Of Stop Signs On
Anderson Avenue At Reinhardt Drive; and 5) The Installation Of A Stop
Sign On Lagunitas Avenue At Euclid Avenue; On The October 28, 2008
Public Works Committee Agenda

(07-1679)

S-4-15 Subject: Central Estuary Area Specific Plan - Contract Agreement

From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator

To Execute A Professional Services Agreement with _____* For Preparation of The Central Estuary Area Specific Plan and Related Environmental Impact Report In An Amount Not To Exceed Two Million Five Hundred Thousand Dollars (\$2,500,000.00); On The October 28, 2008

Community And Economic Development Committee Agenda

(07-1680)

S-4-16 Subject: Broadway Retail Transit Corridor

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator to Execute A Professional Services Agreement For Urban Design, Trafffic Engineering, Environmental Services and Related Design and Professional Services For the Broadway Retail Transit Corridor Specific Plan and Environmental Impact Report With the Lowest Responsible Bidder In An Amount Not To Exceed One Million Five Hundred Thousand Dollars (\$1,500,000); On The October 28, 2008 Community And Economic Development Committee Agenda

(07-1681)

S-4-17 Subject: Billboard Relocation Agreement - CBS Outdoor

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Billboard Relocation Agreement With CBS Outdoor: (1)

Allowing CBS Outdoor To Remove And Waive Its Rights To
Compensation, Including All Real Property And Personal Property
Interests, For A Number Of Billboards At Various Locations In Exchange
For Reconstruction Of A Billboard Located At 185 98th Avenue (At The
Intersection Of Bigge Avenue And 98th Avenue); On The October 28,
2008 Community And Economic Development Committee Agenda

(07-1682)

S-4-18 Subject: West Oakland Redevelopment Project

From: Community And Economic Development Agency Recommendation: Adopt The Following Pieces of Legislation:

1) An Agency Resolution Adopting The 2008 - 2013 Implementation Plan For The West Oakland Redevelopment Project; And

of the west outland redevelopment the

(07-1683)

2) A Resolution Authorizing A One-Year Extension Of The Project Area Committee For The West Oakland Redevelopment Project To November 18, 2009; On The October 28, 2008 Community And Economic Development Committee Agenda And As A Public Hearing On November 18, 2008

(07-1683-1)

S-4-19 Subject: West Oakland Teen Center Rehabilitation

From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:
1)An Agency Resolution Authorizing A Contribution Of Redevelopment
Agency Funds To The City Of Oakland Under The Cooperation Agreement
In An Amount Not to Exceed \$500,000 For The Design And Rehabilitation
Of 3233 Market Street For Use As The West Oakland Teen Center; And
(07-1684)

2) A City Resolution Accepting and Appropriating A Contribution Of Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed \$500,000 For The Design And Rehabilitation Of 3233 Market Street For Use For The West Oakland Teen Center; On The October 28, 2008 Community And Economic Development Committee Agenda (07-1684-1)

*Rules & Legislation Committee

Thursday, October 02, 2008

S-4-20 Subject: Oakland Maritime Support Services - ENA Extension

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 Exclusive Negotiating Agreement Term From August 11, 2008 to December 31, 2008; On The October 28, 2008 Community And Economic Development Committee Agenda

(07-1685)

(07-1686)

S-4-21 Subject: Revolution Foods Relocation And Expansion Loan Agreement

From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution To Authorize The Agency Administrator To
Approve A Loan of Coliseum Redevelopment Revolving Loan Funds in An
Amount Not To Exceed \$170,500 To Revolution Food, Inc. To Assist The
Company's Relocation And Expansion Project; And

2) Authorize The City Administrator To Approve A Loan Of Enhanced Economic Community Loan Funds In An Amount Not To Exceed \$249,500 To Revolution Food, Inc. To Assist The Company's Relocation And Expansion Project; On The October 28, 2008 Community And Economic Development Committee Agenda Agency (07-1686-1)

S-4-22 Subject: Property Purchase: 905-66th Avenue

From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The
Purchase Of Up To 8.55 Acres Which Is A Portion Of The Larger 11.84
Acre Parcel At 905 66th Avenue, APN# 041-4056-004, From The
Alameda-Contra Costa Transit District, For Not More Than The Appraised
Market Value To Be Determined By An Independent Appraisal, But Not
To Exceed \$10 Million, Minus The Estimated Cost Of Any Environmental
Site Remediation, And Authorizing Up To \$1,000,000 For Demolition And
Real Estate Closing Costs; On The October 28, 2008 Finance and
Management Committee Agenda

(07-1692)

*Rules & Legislation Committee

S-4-23

Thursday, October 02, 2008

From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance Amending Ordinance No. 12726
C.M.S., Which Authorized The Sale Of City-Owned Properties To Toler
Heights Estates LLC, To Authorize A Price Reduction For 9724 And 9745
Thermal Street From \$416,000 To The Negotiated Value Of \$120,000 To

Allow The Completion Of Two Market-Rate Homes, And To Rescind The Authorization To Sell 2656 And 2660 98th Avenue For \$394,500; On The November 12, 2008 Community And Economic Development Committee Agenda

Toler Heights Estates LLC - Sales Amendment

Agenda

Subject:

(07-1708)

S-4-24 Subject: City Of Oakland Housing Element Report

From: Community and Economic Development Agency
Recommendation: Adopt A Resolution To Authorize The City
Administrator Or Their Designee To Appropriate Funding From
Development Service Fund (2415) In An Amount Not To Exceed
\$300,000, To Enter Into A Contract With A Consultant To Be Named After
A Competitive Request For Proposals Process, For The Preparation And
Completion Of A Focused Environmental Impact Report For The 2009
City Of Oakland Housing Element; On The November 12, 2008
Community And Economic Development Committee Agenda; And As A
Public Hearing On The November 18, 2008 City Council Agenda

(07-1709)

S-4-25 Subject: Oak To Ninth Environmental Report Revision

From: Community and Economic Development Agency

Recommendation: Adopt A Resolution Rescinding Resolution No. 79981 C.M.S. Approving The Revisions To The Environmental Impact Report Prepared For The Oak To Ninth Development Project And Re-Certifying The Final Environmental Impact Report For The Oak To Ninth Development Project (As Revised); As A Public Hearing On The December 16, 2008 City Council Agenda

(07-1710)

S-4-26 Subject: Sidewalk Repair Priority Plan

From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Establishing A Five Year
Prioritization Plan For The City Of Oakland's Sidewalk Repair Program;
On The Oatch on 28, 2008 Public Works Committee A and the

On The October 28, 2008 Public Works Committee Agenda

(07-1711)

S-4-27 Subject: Surplus Fire Apparatus Donation

From: Public Works Agency

Recommendation: A Request To Withdraw From The October 14, 2008 Finance And Management Committee Agenda A Resolution Authorizing The City Administrator To Donate Three Overaged Surplus Aerial Ladder Trucks And One Overaged Surplus Fire Hose Wagon, With An Estimated Total Value Of One Thousand Two Hundred Dollars (\$1,200), To The Republic Of El Salvador Through The City Of Redwood City's Create A Smile Cross Cultural Exchange Program; With No New Date

Reason: Pursuant To O.M.C. Section 2.04.120, B., Authority Of City Administrator., Except As Otherwise Prohibited By Law, The City Administrator May Authorize The Abandonment, Destruction Or Donation To Public Bodies, Charitable, Civic Or Nonprofit Organizations, Of City Property Which Has No Commercial Value Or Of Which The Estimated Cost Of Continued Care, Handling, Maintenance Or Storage Would Exceed The Estimated Proceeds Of Sale. Such Determination Shall Be Made In Writing And Countersigned By The Director Of Finance And Management And City Administrator.

(07-1669)

S-4-28 Subject: Community Choice Aggregation

From: Public Works Agency

Recommendation: Action on a Report Regarding Community Choice Aggregation; On The October 28, 2008 Public Works Committee Agenda (07-1687)

S-4-29 Subject: International Services, Inc. - Security Services Contract

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute Security Services Contracts For A Term Period Of Two Years With A One Year Extension Option With International Services, Inc. For An Amount Not To Exceed Five Hundred Five Thousand Dollars (\$505,000.00) Annually And With W.S.B. And Associates Inc. For An Amount Not To Exceed Five Hundred Eighty Thousand Dollars (\$580,000.00) Annually, For A Total Amount Not To Exceed One Million, Eighty Five Thousand Dollars (\$1,085,000.00) Annually; On The October 28, 2008 Finance And Management Committee Agenda

(07-1715)

S-4-30 Subject: Bottle And Can Recycling Grant Usage

From: Public Works Agency

Recommendation: Receive An Informational Report Describing Use Of Annual Grant Funds Received From California Department Of Conservation For Bottle And Can Recycling In Oakland; On The

November 12, 2008 Public Works Committee Agenda

(07-1716)

S-4-31 Subject: Renne Sloan Holtzman Sakai, LLP - Contract

From: Finance and Management Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To Waive The Competitive Bidding Process And Execute A One (1) Year Professional Service Contract Between The City Of Oakland And Renne Sloan Holtzman Sakai, LLP, Public Law Group To Conduct Negotiations With Miscellaneous Employees' Unions In An Amount Not To Exceed Two Hundred And Thirteen Thousand Dollars (\$213,000) For One (1) Year Beginning October 7, 2008 And Ending October 6, 2009

(07-1712)

S-4-32 Subject: Hartford Life, Inc. - Agreement

From: Finance and Management Agency

Recommendation: Adopt A Resolution Authorizing The Deferred Compensation Committee To Execute An Agreement On Behalf Of The City Of Oakland With The Hartford Life, Inc., To Provide Recordkeeping, Administration, Investment, And Related Services For The City's Deferred Compensation Plan; On The October 28, 2008 Finance And Management Committee Agenda

(07-1713)

S-4-33 Subject: Prompt Payment Policy Status Report

From: Contracting and Purchasing

Recommendation: Receive An Informational Report On The Status Of The

Prompt Payment Policy; On The October 28, 2008 Finance And

Management Committee Agenda

(07-1714)

S-4-34 Subject: Budget Workshop

From: Office of the Mayor

Recommendation: A Request To Continue The Budget Workshop To Review Fiscal Year 2007-2008 Year-End Financial Results And Fiscal Year 2008-2009 Budgetary Issues, And Possible Recommended Actions;

On The October 9, 2008 Special City Council Agenda

(07-1668)

S-4-35 Subject: Joint Use Facilities Agreement

From: Office Of The City Administrator

Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Joint Facilities Use Agreement With Oakland Unified School District For A Five-Year Term Beginning July 1, 2008 And Ending

June 30, 2013

(07-1694)

*Rules & Legislation Committee

Thursday, October 02, 2008

S-4-36 Subject: Amendments to the Sunshine Ordinance

From: Offices of the City Clerk, City Administrator, City Attorney,

City Auditor, & Public Ethics Commission

Recommendation: Adopt An Ordinance Amending Chapter 2.20 Of The Oakland Municipal Code (AKA "The Oakland Sunshine Ordinance") And Ordinance No. 11370 For The Purpose Of 1) Incorporating Amended Provisions Of the "City-Wide Records Management Ordinance" Into The Sunshine Ordinance, And 2) Revising The Current Definition Of "Meeting" To Achieve Consistency With Amendments To The Ralph M. Brown Act

(07-1695)

- A review of the Agendas for the Council Committees for the meeting(s) of October 14, 2008, and the Rules and Legislation Committee for the meeting of October 16, 2008 (10-02 Item 5)
- A review of the Council Committees' actions from September 23, 2008 and determination of scheduling to the ORA/City Council meeting of October 7, 2008 or future dates (MATRIX)

 (10-02 Item 5.1)

6 Subject: 2010 Campaign For Active Transportation

From: Councilmember Henry Chang

Recommendation: Adopt A Resolution Endorsing Alameda County's Participation In The 2010 Campaign For Active Transportation Which Has The Goal Of Doubling Federal Funding For Trails, Walking And Biking In The Next Federal Transportation Reauthorization And Attracting \$50 Million Of This Funding To Alameda County To Implement Its Active Transportation Plan (07-1675)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

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)

*Rules & Legislation Committee

Thursday, October 02, 2008

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