



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 06, 2010

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

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Absent: Member De La Fuente

Present: Member Quan, Member Reid and Chair Brunner

1 **Closed Session**

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A motion was made by Member Quan, seconded by Member Reid, to Closed Session Item. The motion carried by the following vote:

Votes: Absent; 1 - Member De La Fuente

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

2 **Approval of the Draft Minutes from the Committee meeting of April 22, 2010**

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

Votes: Absent; 1 - Member De La Fuente

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

3 **Determination of Schedule of Outstanding Committee Items**

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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

[050610rules](#)

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- 4 Scheduling of Agenda Items and revisions to the agenda(s) for the Council Committee meeting May 11, 2010 (SUPPLEMENTAL)
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

[050610item4](#)

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- S-4-1 Subject: Oakland Street Outreach Program
From: Oakland Police Department
Recommendation: Receive An Informational Report From The Oakland Police Department On The Status Of The Acquisition Of Grant Funds To Pay For Positions In Citizen Police Review Board (CPRB) And The Oakland Street Outreach Program; On The June 8, 2010 Public Safety Committee Agenda [09-1443](#)

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Scheduled to *Public Safety Committee on 6/8/2010

- S-4-2 Subject: Senior Citizen Alarm Permit
From: Oakland Police Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 12948 C.M.S. (Master Fee Schedule) To Reflect The Fee Changes Associated With Low Income Senior Citizen Alarm Permit Discount
[09-1452](#)

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Scheduled to *Finance & Management Committee on 5/25/2010

The following individual spoke on this item:

- Sanjiv Handa

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S-4-3 Subject: City's Federal Legislative Lobbyist - Polsinelli Shugart
From: Office of the City Administrator
Recommendation: Adopt A Resolution Waiving The Request For Proposal Process
And Authorizing An Extension Of The 2009 Agreement With Polsinelli Shugart
To Serve As The City's Federal Legislative Lobbyist For The Period Of January 1,
2010 Through June 30, 2011, For A Total Amount Not-To-Exceed Two Hundred
Twenty Five Thousand Dollars For The Entire Term Of The Agreement; On The
May 20, 2010 Rules And Legislation Committee Agenda
[09-1433](#)

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***Withdrawn with No New Date**

Staff directed to bring item back at the end of June.

S-4-4 Subject: Neighborhood Crime Prevention Council
From: Office Of The City Administrator
Recommendation: Receive An Informational Report From The Office Of The City
Administrator Identifying Neighborhood Crime Prevention Council (NCPC)
Priorities And The Oakland Police Department's Progress To Implement
Community Policing Recommendations Provided In The Measure Y Program
Evaluation Report (2008-2009)
[09-1444](#)

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Scheduled to *Public Safety Committee on 5/25/2010

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S-4-5 Subject: Status Of Grants From ARRA
From: Office Of The City Administrator
Recommendation: Receive An Informational Report On The Status Of Grants
From The American Recovery And Reinvestment Act Of 2009 (Federal
Government's "Stimulus Package") Including Grant Award Periods, Managing
Departments, And Jobs Generated
[09-1454](#)

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Scheduled to *Finance & Management Committee on 5/25/2010

The following individual spoke on this item:

- Sanjiv Handa

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S-4-6 Subject: Measure Y - Progress Report
From: Department Of Human Services
Recommendation: Receive A Report On The Progress Of Fiscal Year 2009-2010
Measure Y Violence Prevention Grantees; And
[09-1349](#)

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Scheduled to *Public Safety Committee on 5/25/2010

S-4-7 Subject: Head Start Family Child Care Services
From: Department Of Human Services
Recommendation: Adopt Resolutions Authorizing The City Administrator, On
Behalf Of The City Of Oakland, To Execute Grant Agreements With Head Start
Family Child Care Services With Family Child Care Providers For The Program
Year 2010-2011, And Contingent Upon Receipt Of Grant Funding, Authorizing
The City Administrator To Extend Grant Funding Of Each Grant Agreement For
One Additional Year In An Additional Aggregate Amount Not To Exceed \$XX,
For A Two -Year Total Not To Exceed \$XX; On The June 22, 2010 Life
Enrichment Committee Agenda
[09-1434](#)

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Scheduled to *Life Enrichment Committee on 6/22/2010

The following individual spoke on this item:

- Sanjiv Handa

S-4-8 Subject: Shelter For Sexually Exploited Minors
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator With
Measure Y Funding To Execute Grant Agreements With Alameda County Health
Care Services Agency For An Emergency Shelter For Sexually Exploited Minors
In An Estimated Amount Of \$112,500 And Authorizing The Department Of
Human Services To Provide Support And Employment Services For Young Adults
On Probation Or Parole Under The Call-In Strategy For \$90,000 Both Agreements
Are For The Period Of July 1, 2010 To June 30, 2011 With An Option To Renew
For One Year In The Same Amount
[09-1458](#)

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Scheduled to *Public Safety Committee on 5/25/2010

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S-4-9 Subject: Central City East Neighborhood Project Initiative Program
From: Community And Economic Development Agency
Recommendation: A Request To Re-Title An Item Already Scheduled To The
May 25, 2010 Community And Economic Development Committee Agenda

NEW TITLE: Adopt The Following Pieces Of Legislation:

- 1) An Agency Resolution Authorizing Funding For Various Improvement Projects In An Amount Not To Exceed \$160,000 Under The Central City East Neighborhood Project Initiative Program, Authorizing A Contribution Of Agency Funds To The City Under The Cooperation Agreement In An Amount Not To Exceed \$160,000 For City Public Improvements Under The Program, And Authorizing The Agency Administrator To Enter Into Agreements With Project Sponsors And Make Necessary Expenditures To Implement Projects Funded Under The Program Without Returning To The Agency; And
- 2) A City Resolution Accepting And Appropriating Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed \$160,000 For City Public Improvements Within The Central City East Redevelopment Project Area Under The Neighborhood Project Initiative Program.

OLD TITLE: An Agency Resolution Authorizing Funding For Various Improvement Projects In An Amount Not To Exceed \$120,000 Under The Central City East Neighborhood Project Initiative Program, Authorizing A Contribution Of Agency Funds To The City Under The Cooperation Agreement In An Amount Not To Exceed \$90,000 For City Public Improvements Under The Program, And Authorizing The Agency Administrator To Enter Into Agreements With Project Sponsors And Make Necessary Expenditures To Implement Projects Funded Under The Program Without Returning To The Agency; And

A City Resolution Accepting And Appropriating Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed \$90,000 For City Public Improvements Within The Central City East Redevelopment Project Area Under The Neighborhood Project Initiative Program.

[09-1417](#)

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**Scheduled to *Community & Economic Development Committee on
5/25/2010**

S-4-10 Subject: CalHome Program
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Grant Funds In An Amount Not To Exceed \$1.5 Million From The California Department Of Housing And Community Development (HCD) For Funding From The CalHome Program For First-Time Homebuyer Mortgage Assistance Programs And To Approve Other Related Actions; On The June 8, 2010 Community And Economic Development Committee Agemda
[09-1435](#)

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Scheduled to *Community & Economic Development Committee on 6/8/2010

S-4-11 Subject: Sustainable Green Building
From: Community And Economic Development Agency
Recommendation: Adopt An Ordinance, Recommended By The Planning Commission, To Add A New Title, Title 18 Sustainability, Chapter 18.02 Sustainable Green Building Requirements For Private Development Buildings To The Oakland Municipal Code Which Will Require Green Building Improvements For Private Development Projects; On The June 8, 2010 Community And Development Committee Agenda And As A Public Hearing On June 15, 2010
[09-1436](#)

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Scheduled to *Community & Economic Development Committee on 6/8/2010
also as a Public Hearing on the June 15, 2010 City Council agenda

S-4-12 Subject: Oakland Enterprise Zone
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Appropriating And Allocating Annual Administrative Fees Paid By The Cities Of Berkeley And Emeryville For Their Participation In The Oakland Enterprise Zone To Cover Current And Past Operating Expenses Of The Enterprise Zone Program; On The June 8, 2010 Community And Economic Development Committee Agenda
[09-1437](#)

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Scheduled to *Community & Economic Development Committee on 6/8/2010

S-4-13 Subject: Oakland Army Base Redevelopment
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Adopting Five-Year Implementation Plan For The Oakland Army Base Redevelopment Project Area; On The June 22, 2010 Community And Economic Development Committee Agenda And As A Public Hearing On The July 6, 2010 City Council Agenda
[09-1438](#)

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Scheduled to *Community & Economic Development Committee on 6/22/2010

The following individual spoke on this item:

- *Sanjiv Handa*

S-4-14 2) An Agency Resolution Authorizing The Agency Administrator To Negotiate And Execute An Amendment To The Oakland Army Base Amended And Restated Memorandum Of Agreement Among The City Of Oakland, The Redevelopment Agency, And The Port Of Oakland, To Extend The August 7, 2010 Deadline For The Agency And The Port To Fund The West Oakland Community Trust Fund; On The June 22, 2010 Community And Economic Development Committee Agenda
[09-1439-1](#)

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Scheduled to *Community & Economic Development Committee on 6/22/2010

Scheduled to *Community & Economic Development Committee on 6/22/2010

S-4-15 Subject: As-Needed Economic Consulting Services
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation

1) A Resolution Appropriating Up To \$1,000,000 From Broadway/Macarthur/San Pablo, Central City East, Central District, Coliseum, Oakland Army Base, And West Oakland Redevelopment Funds For As-Needed Economic Consulting Services, And
[09-1440](#)

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Scheduled to *Community & Economic Development Committee on 6/22/2010

2) An Agency Resolution Authorizing The Agency Administrator To Negotiate Award, And Execute Professional Services Agreement With Economic Consultants To Provide As-Needed Economic Consulting Services For The Broadway/MacArthur/San Pablo, Central City East, Central District, Coliseum, Oakland Army Base, And West Oakland Redevelopment Project Areas In An Amount Not To Exceed \$250,000 Per Contract Without Returning To The Agency; On The July 13, 2010 Community And Economic Development Committee Agenda [09-1440-1](#)

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Scheduled to *Community & Economic Development Committee on 6/22/2010

S-4-16 Subject: Caltrans Maintenance Activities
From: Public Works Agency
Recommendation: A Request To Reschedule An Already Scheduled Item From The May 25, 2010 Public Works Committee Agenda To The June 8, 2010 Public Works Committee Agenda:

Receive A Supplemental Progress Report On Caltrans Maintenance Activities In The City Of Oakland

Reason: Caltrans Needs More Time To Respond To Staff's Request For Information
[09-1103](#)

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***Rescheduled to *Public Works Committee on 6/8/2010**

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S-4-17 Subject: Assembly Bill (AB) 737
From: Public Works Agency
Recommendation: Adopt A Resolution In Support Of Assembly Bill (AB) 737 (Chesbro) - "Solid Waste: Diversion" That Would Establish A Statewide Goal Of 75% Waste Diversion By The Year 2020 And Require Cities And Counties To Establish Mandatory Recycling For Businesses And Multi-Family Dwellings; On May 20, 2010 Rules And Legislation Committee Agenda
[09-1445](#)

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Scheduled to *Rules & Legislation Committee

The Committee directed staff condense and group the requests with discretion that the matters come before the Rules Committees of May 20 and May 27

- S-4-18 2) Adopt A Resolution To Support California Assembly Bill (AB)1343 Which Will Require Manufacturers To Create, Fund And Operate A Program To Recycle And/Or Dispose Of Architectural Paint They Sell In California After Its Useful Life
[09-1446](#)

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Scheduled to *Rules & Legislation Committee

The Committee directed staff condense and group the requests with discretion that the matters come before the Rules Committees of May 20 and May 27

The following individual spoke on this item:

- Sanjiv Handa

- S-4-19 3) Adopt A Resolution To Support California Assembly Bill 2139 Which Will Require Manufacturers To Create, Fund And Operate A Program To Recycle And/Or Dispose of Household Medical Needles, Household Pesticides, And Household Single-Use Butane Containers They Sell In California After Their Useful Life
[09-1447](#)

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Scheduled to *Rules & Legislation Committee

The Committee directed staff condense and group the requests with discretion that the matters come before the Rules Committees of May 20 and May 27

- S-4-20 4) Adopt A Resolution In Support Of California Assembly Bill (AB) 2176 Which Will Require Manufacturers To Create, Fund And Operate A Program To Recycle And/Or Dispose Of Mercury-Containing Lamps They Sell In California After Their Useful Life
[09-1448](#)

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Scheduled to *Rules & Legislation Committee

The Committee directed staff condense and group the requests with discretion that the matters come before the Rules Committees of May 20 and May 27

S-4-21 5) Adopt A Resolution To Support California Assembly Bill (AB) 2398 Which Will Require Manufacturers To Create, Fund And Operate A Program To Recycle And/Or Dispose Of Carpet They Sell In California After Its Useful Life
[09-1449](#)

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Scheduled to *Rules & Legislation Committee

The Committee directed staff condense and group the requests with discretion that the matters come before the Rules Committees of May 20 and May 27

S-4-22 Subject: Senate Bill 920 (Yee)
From: Public Works Agency
Recommendation: Adopt A Resolution In Support Of Sb 920 (Yee) - “Alphabetical Telephone Directories: Distribution” That Would Establish An Opt-Out Option For Oakland Residents And Businesses Who Elect Not To Automatically Receive Telephone Directories; On The May 20, 2010 Rules And Legislation Committee Agenda
[09-1450](#)

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Scheduled to *Rules & Legislation Committee

The Committee directed staff condense and group the requests with discretion that the matters come before the Rules Committees of May 20 and May 27

S-4-23 Subject: Senate Bill 1100
From: Public Works Agency
Recommendation: Adopt A Resolution To Support Senate Bill (SB)1100 Legislation Regarding Manufacturer Responsibility For End Of Life Management And Recycling Of Household Batteries; On The May 20, 2010 Rules And Legislation Committee Agenda
]
[09-1451](#)

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Scheduled to *Rules & Legislation Committee

The Committee directed staff condense and group the requests with discretion that the matters come before the Rules Committees of May 20 and May 27

S-4-24 Subject: Sewer Service Charge
From: Finance And Management Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute Amendment Number 2 To The Sewer Service Charges, Billing And Collection Agreement Of December 12, 1997, By And Between East Bay Municipal Utility District (EBMUD) And The City Of Oakland For A Term Of Three Years From July 1, 2010 To July 1, 2013
[09-1421](#)

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***Rescheduled to *Finance & Management Committee on 5/25/2010**

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S-4-25 Subject: Cash Management Report
From: Finance And Management Agency
Recommendation: Receive The Cash Management Report For The Quarter Ended March 31, 2010
[09-1442](#)

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Scheduled to *Finance & Management Committee on 5/25/2010

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S-4-26 Subject: High School Community Collaborative
From: Office Of The Mayor
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate A Grant From The California Emergency Managment Agency (CAL-EMA) In The Amount Of Three Hundred Eighty Two Thousand Six Hundred Nine Dollars (\$382,639) To Be Used For The High School Career Pathway And Community Collaborative At Fremont High School And Castlemont High School, Which Provides Job, College and Career Counseling And Other Services To Reduce Violence And Gang Activity
[09-1441](#)

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Scheduled to *Public Safety Committee on 5/25/2010

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Request submitted on Dias

#1 Subject: Condition Of The Pavement Of Oakland's Streets
From: Councilmember Kernighan
Recommendation: Receive An Informational Report On The Condition Of The Pavement Of Oakland's Streets, Including Projected Costs Over The Next Twenty Years For Resurfacing And Restoring Pavement And Filling Potholes; And The Strategy Options For Minimizing Future Degradation Of Street Conditions
[09-1461](#)

Scheduled to *Public Works Committee on 7/13/2010

#2 Subject: Budget Policy - City Employee Parking
 From: Councilmember Kernighan
 Recommendation: Adopt A Resolution Establishing Budget Policy Regarding City
 Subsidization Of Employee Parking
 [09-1463](#)

Scheduled to *Finance & Management Committee on 6/8/2010

#3 Subject: Councilmember Travel And Accomodation Expenses
 From: Councilmember Kernighan
 Recommendation: Adopt A Resolution Requiring A Statement In The Agenda Report
 Disclosing Source Of Funding For Councilmember Travel And Accomodation Expenses For
 Which City Council Approval Is Sought; And If City Funds Are To Be Used, The Projected
 Amount Thereof
 [09-1462](#)

Scheduled to *Rules & Legislation Committee on 5/27/2010

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5 A review of the Agendas for the Concurrent Meeting of ORA/City Council) for the meeting
 May 18, 2010 and the Rules and Legislation Committee meeting of May 20, 2010
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The following individual spoke on this item:

- Sanjiv Handa

[050610item5](#)

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6 Subject: Local Jobs For America Act
 From: Councilmember Desley Brooks
 Recommendation: Adopt A City Resolution In Support Of The Local Jobs For America Act,
 House Resolution Number 4812, Which Will Help Create One Million Public And Private Jobs
 In Local Communities, Including In The City Of Oakland
 [09-1357](#)
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The following individual spoke on this item:

- Sanjiv Handa

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OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

The following individual spoke under Open Forum:

- Sanjiv Handa

Adjournment

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* 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