



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, September 26, 2013

10:45 AM

City Council Chambers - 3rd Floor

Roll Call / Call To Order

Excused: Vice Chair Reid

Present: Council President Kernighan, Member Schaaf and Member Kalb

The Oakland City Council Rules and Legislation Committee convened at 10:58 a.m., with Council President Kernighan presiding as Chairperson.

1 **Determinations Of Closed Session**

**A motion was made by Member Schaaf, seconded by Member Kalb, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

There will be a special closed session on October 1, 2013 at 2pm - 5:30 p.m.

*There will also be a special closed session on October 3, 2013 from 1:00 p.m.
to 3 pm.*

2 **Approval Of The Draft Minutes From The Committee Meeting Of September 12, 2013**

**A motion was made by Member Schaaf, seconded by Member Kalb, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

3 **Determination Of Schedule Of Outstanding Committee Items**

**A motion was made by Member Schaaf, seconded by Member Kalb, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

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4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)

A motion was made by Member Kalb, seconded by Member Schaaf, to *Approve as Submitted. The motion carried by the following vote:

Votes: Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

S-4.1 Subject: Unrepresented Terms And Conditions Of Employment Report
From: Office Of The City Administrator
Recommendation: Receive The Annual Informational Report Detailing The Terms And Conditions Of Employment For Unrepresented Employees And Executive Leave Balances As Required By City Ordinance No. 12903 C.M.S.
[13-0065](#)

Scheduled to *Finance & Management Committee on 10/8/2013

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S-4.2 Subject: Grant Funds For Fruitvale Transit Village Phase II
From: Office Of Neighborhood Investment
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Funds In A Total Amount Not To Exceed \$8 Million From The California Department Of Housing And Community Development Under The Transit Oriented Development Program For The Fruitvale Transit Village Phase II Housing Project
[13-0066](#)

Scheduled to *Community & Economic Development Committee on 10/8/2013

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S-4.3 Subject: Budget Implementation Tracking Report
From: Office Of The City Administrator
Recommendation: Receive A Monthly Budget Implementation Tracking Report
[13-0067](#)

Scheduled to *Finance & Management Committee on 10/8/2013

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S-4.4 Subject: Allocation Of Funds For CPRB Intake Technicians
From: Councilmember Brooks and Gibson McElhaney
Recommendation: Receive A Report And Possible Action To Appropriately Allocate The \$1.4 Million Previously Authorized By The Council To Fund The Citizen's Police Review Board (CPRB) Positions
[13-0069](#)

Scheduled to Meeting of the Oakland City Council on 10/15/2013

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S-4.5 Subject: Emergency Ordinance Requiring Major Conditional Use Permit - Crematoriums
From: Department Of Planning And Zoning
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Emergency Ordinance Pursuant To Charter Section 213, Extending By One Hundred And Eighty (180) Days Emergency Ordinance Number 13158 C.M.S. Requiring A Major Conditional Use Permit To Establish A Crematorium Within The City Oakland, To Take Effect Immediately Upon Introduction And Adoption (Extends The One Hundred And Eighty (180) Day Emergency Ordinance Adopted May 7, 2013)
[13-0075](#)

Scheduled to Meeting of the Oakland City Council on 10/15/2013

As a Public Hearing

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S-4.6 Subject: Amendments To Coliseum City ENA
From: Office Of Neighborhood Investment
Recommendation: Adopt A Resolution Amending Resolution Nos. 83746 And 84574 C.M.S. Authorizing An Exclusive Negotiating Agreement For The Coliseum City Project At The Oakland-Alameda County Coliseum Complex And Surrounding Areas With JRDV Urban International, HKS Sports And Entertainment, HKS Inc., And Forest City Real Estate Services LLC, And Affiliates To (1) Authorize A 12 Month Extension With A Six Month Administrative Extension Option, (2) Add Bay Investment Group, LLC, As A Party, And (3) Modify The Project Deliverables
[13-0076](#)

Scheduled to *Community & Economic Development Committee on 10/8/2013

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S-4.7 Subject: Payment For City Property In Wildfire Prevention District Ordinance
From: Councilmembers Dan Kalb And Libby Schaaf
Recommendation: Adopt An Ordinance Authorizing Payment For City Owned Properties Within City Of Oakland Community Facilities District No. 2013-1 (Wildfire Prevention District) In Fiscal Years 2014-2015 Through 2023-2024, In An Amount Not To Exceed One Hundred Fifty Thousand Dollars (\$150,000) Per Fiscal Year, Subject To Annual Appropriation
[13-0068](#)

Scheduled to *Finance & Management Committee on 10/8/2013

Concilmember Schaaf requested a title amendment.

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S-4.8 Subject: Honoring Lincoln Child Center For 130 Years Of Service
From: Councilmember Lynette Gibson McElhaney
Recommendation: Adopt A Resolution Recognizing Lincoln Child Center For Serving
Oakland Children And Families For The Last 130 Years
[13-0073](#)

Scheduled to Meeting of the Oakland City Council on 10/15/2013

As a ceremonial item.

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S-4.9 Subject: Juvenile Protection Curfew Ordinance
From: Councilmember Noel Gallo
Recommendation: Receive A Discussion And Possible Action On The Previously Discussed
(1) Juvenile Protection Curfew Ordinance And Authorizing Its Implementation To Begin
Immediately To Help Remedy The Victimization, Exploitation, And Criminal Activities That
Adversely Impact Youth In The City Of Oakland; And (2) Proposing An Ordinance Repealing
Oakland Municipal Code Section 9.12.020 And 9.02.030 Prohibiting Minors From Loitering In
Public Places
[13-0071](#)

Scheduled to *Public Safety Committee on 11/12/2013

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S-4.10 Subject: City Council Censure Policy
From: Councilmember Noel Gallo
Recommendation: Receive A Discussion And Possible Action On The Policy And Procedure
To Provide The Mechanism By Which The City Council, Acting As A Whole, Can Discipline
Any Of Its Members Who Violate State Or Federal Laws, City Ordinances Or Policies
[13-0074](#)

Scheduled to *Rules & Legislation Committee on 10/17/2013

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S-4.11 Subject: Approval Of Habitat Conservation Fund Application For Grant Funds
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution Of The City Council Of Oakland Approving The
Application For Grant Funds From The Habitat Conservation Fund Program
[13-0077](#)

Scheduled to Meeting of the Oakland City Council on 10/1/2013

*Councilmember Schaaf made a motion seconded by Councilmember Kalb to
approve the urgency finding on item to avoid a substantial adverse impact that
would occur if the action were deferred to a subsequent special or regular
meeting;*

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S-4.12 Subject: Port Of Oakland's Finances And Approved Budget Report
From: Port Of Oakland
Recommendation: Receive An Informational Report On The Port Of Oakland's Finances And Approved Fiscal Year 2013-2014 Budget
[13-0072](#)

Scheduled to *Finance & Management Committee on 10/22/2013

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[rules092613item4](#)

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Item Submitted On The Dais

S-#1 Subject: Honoring EYODC Delegates On Study Tour Of China
From: Vice Mayor Larry Reid
Recommendation: Adopt A Resolution Honoring And Recognizing 13 Delegates From East Oakland Youth Development Center (EOYDC) Who Recently Completed A Study Tour To Beijing And Shanghai, China, Sponsored By The China Us Exchange Foundation
[13-0081](#)

Scheduled to Meeting of the Oakland City Council on 10/15/2013

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5 A Review Of The Council Committees' Actions From September 24, 2013 And Determination Of Scheduling To The City Council Meeting Of October 1, 2013 (MATRIX)

A motion was made by Member Schaaf, seconded by Member Kalb, to *Approve as Submitted. The motion carried by the following vote:

Votes: Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

[rules092613item5](#)

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6 A Review Of The Draft Agendas For The Oakland City Council Meeting Of October 8, 2013

A motion was made by Member Kalb, seconded by Member Kalb, to *Approve as Submitted. The motion carried by the following vote:

Votes: Excused; 1 - Vice Mayor Reid

Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

[rules092613item6](#)

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7 Subject: Immigration Reform Resolution
 From: Councilmember Kalb and Councilmember Gallo
 Recommendation: Adopt A Resolution in Support of Comprehensive Immigration Reform
[13-0055](#)

A motion was made by Member Kalb, seconded by Member Schaaf, that this matter be *Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on October 1, 2013. The motion carried by the following vote:

Votes: Excused; 1 - Vice Mayor Reid
 Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan
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Open Forum (Total Time Available: 15 Minutes)

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules and Legislation Committee adjourned the meeting at 11:49 a.m.

NOTE: Americans With Disabilities Act
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[TTD](#)

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.

City Clerk and Clerk of the Council