

# Meeting Minutes City of Oakland

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, February 16, 2006**

**10:30 AM**

**City Council Chambers - 3rd Floor**

### **Roll Call / Call to Order**

*The Oakland City Council Rules and Legislation Committee convened at 10:40*

*a.m. with Council President De La Fuente presiding as Chairperson.*

### **COMMITTEE MEMBERSHIP:**

Present: Member Chang, Member Reid, Member Brunner and Chair De La

Fuente

1  
Closed Session

**A motion was made by Member Chang, seconded by Member Brunner, to**

**\*Approve as Submitted. The motion carried by the following vote:**

**Votes:**

Aye; 4 - Member Chang, Member Reid, Member Brunner and Chair De La

Fuente

2  
Approval of the Draft Minutes from the Committee meeting of February 2, 2006

**A motion was made by Member Reid, seconded by Member Chang, to**

**\*Approve the Minutes. The motion carried by the following vote:**

**Votes:**

Aye; 4 - Member Chang, Member Reid, Member Brunner and Chair De La

Fuente

3

Determination of Schedule of Outstanding Committee Items

**A motion was made by Member Chang, seconded by Member Brunner, to**

**\*Approve as Submitted. The motion carried by the following vote:**

**Votes:**

Aye; 4 - Member Chang, Member Reid, Member Brunner and Chair De La

Fuente

(R&L Item 3 02-16-06)

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4

Scheduling of Agenda Items and revisions to the agenda(s) for the ORA/City Council

meeting of February 21, 2006 (SUPPLEMENTAL)

**A motion was made by Member Chang, seconded by Member Reid, to**

**\*Approve with the following amendments. The motion carried by the**

**following vote:**

**Votes:**

Aye; 4 - Member Chang, Member Reid, Member Brunner and Chair De La

Fuente

*The following individual(s) spoke and did not indicate a position on this item:*

- Sanjiv Handa

S-4-1

Subject: Funding for DNA Analysts in the Criminalistics Division

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, On

Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In An

Amount Not To Exceed Three Hundred Sixty-Six Thousand Five Hundred And

Twenty-Three Dollars (\$366,523) From The U.S. Department Of Justice, Office Of

Justice Programs, Bureau Of Justice Assistance, Edward Byrne Memorial Justice

Assistance Grant (JAG) Program, To Supplement Frontline Policing Services By

Providing Funding For DNA Analysts In The Criminalistics Division Of The Police

Department (06-0124)

**Scheduled to \*Public Safety Committee on 2/28/2006**

[View Report.pdf](#)

S-4-2

Subject: Paul Coverdell National Forensic Sciences Improvement Act Program

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, On

Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In An

Amount Not To Exceed Seventeen Thousand Eight Hundred And Eighty-Six Dollars

(\$17,886) From The State Of California, Governor's Office Of Emergency Services,

Paul Coverdell National Forensic Sciences Improvement Act Grant Program, And

Appropriate Said Funds To The Police Department (06-0126)

**Scheduled to \*Public Safety Committee on 2/28/2006**

*The following individual(s) spoke and did not indicate a position on this item:*

- Sanjiv Handa

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S-4-3

Subject: Weed and Seed Initiative

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, On

Behalf Of The City Of Oakland, To Accept And Appropriate Funds In The Amount

Of Twelve Thousand Eight Hundred And Ninety-Nine Dollars And Twenty-Five

Cents (\$12,899.25) From The State Of California, Domestic Violence Restraining

Order System Fund, And Authorizing A Professional Services Agreement With The

East Bay Community Recovery Project, Project Pride, In The Amount Of Fifteen

Thousand Nine Hundred Dollars (\$15,900) To Leverage Domestic Violence

Abatement Resources Associated With The West Oakland Weed And Seed Initiative

In The Police Department (06-0127)

**Scheduled to \*Public Safety Committee on 2/28/2006**

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S-4-4

Subject: Oakland Homicide Task Force Program

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, On



Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In An

Amount Not To Exceed Twenty-One Thousand Five Hundred Dollars (\$21,500)

From The State Of California, Governor's Office Of Emergency Services, Serving

As The Fiscal Agent For Project Safe Neighborhoods, As Administered Through

The Office Of The U.S. Attorney For The Northern District Of California In Support

Of The Oakland Homicide Task Force Program In The Police Department

(06-0128)

**Scheduled to \*Public Safety Committee on 2/28/2006**

*The following individual(s) spoke and did not indicate a position on this item:*

- *Sanjiv Handa*

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S-4-5

Subject: Special Council Workshop

From: Council President De La Fuente and Councilmember Kernighan

Recommendation: A Request To Schedule A Special Council Workshop On The

Proposed Oak To Ninth Mixed Use Development (06-0099)

**Scheduled to Special Concurrent Meeting of the Oakland Redevelopment**

**Agency/City Council on 3/28/2006**

S-4-6

Subject: Inclusionary Zoning Policy

From: Councilmember Nadel

Recommendation: Receive Recommendations From The Oaklanders For Affordable

Housing Coalition Regarding The City of Oakland's Inclusionary Zoning Policy

(06-0117)

**Scheduled to \*Rules & Legislation Committee on 2/23/2006**  
S-4-7

Subject: Captain Peter Dunbar - Service Recognition

From: Councilmember Reid

Recommendation: Adopt A Resolution Honoring Peter W. Dunbar for His 24 Years

of Dedicated Service to the City of Oakland and Congratulating Him on His Recent

Selection as Chief of Police of the City of Pleasant Hill (06-0129)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /**  
**City Council on 2/21/2006**

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S-4-8

Subject: Recognition For Oakland's Taxi Drivers

From: Councilmember Brunner

Recommendation: Adopt A Resolution Encouraging Fair Bargaining And Employee

Recognition For Oakland's Taxi Drivers (06-0130)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /**

**City Council on 3/7/2006**

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S-4-9

Subject: Palm Villas Development Project - Grant Support

From: Community and Economic Development Agency

Recommendation: Adopt An Agency Resolution Authorizing A Grant In An Amount

Not To Exceed \$1,230,000 To Macarthur Park Development Associates, LLC, To

Cover Additional Costs For The Development Of The Palm Villas Project On

Macarthur Boulevard Between 90th And 94th Avenues (06-0123)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /**

**City Council on 3/7/2006**

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S-4-10

Subject: East End Oakland I, LLC - Amendment to OPA

From: Community and Economic Development Agency

Recommendation: A Request to Withdraw from the February 28, 2006 Community

and Economic Development Committee agenda the Resolutions Authorizing: 1) An

Amendment to an Owner Participation Agreement with East End Oakland I, LLC,

for 1100 Broadway to Provide the Agency Greater Review and Approval Authority

over the Development of a Mixed-Use Project for the 1100 Broadway Site, Restrict

Transfer of the Project Property Prior to Completion of the Development, and

Expand the Agency's Remedies in the Event East End Oakland Defaults on its

Obligations to Develop the Project; and 2) the Sale of the Public Parking Garage at

1111 Franklin Street by the Agency to East End Oakland I, LLC, for a Price of

\$4,350,000; to a future committee agenda (06-0125)

**\*Withdrawn with No New Date**  
S-4-11

Subject: Mixed Use Development - 51st and Telegraph Avenue

From: Community and Economic Development Agency

Recommendation: Conduct a Public Hearing and Upon Conclusion Adopt a

Resolution on the Appeal of Planning Commission Approval of Case File Number

CMDV05-469 (Construction of a New Mixed-Use Development Consisting of 67



Residential Units and 2,990 Square Feet of Commercial Space Located at the

Intersection of 51st Street and Telegraph Avenue; on the March 21, 2006 City

Council agenda (06-0140)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /**

**City Council on 3/21/2006**

S-4-12

Subject: Implementation Of Residential Permit Parking

From: Public Works Agency

Recommendation: Adopt A Resolution Approving Implementation Of Residential

Permit Parking (RPP) On 38th Street From Shafter Avenue To Manila Avenue, And

On Montgomery Street From John Street To Ridgeway Avenue, Both As An

Addition To The Existing Area "A" RPP (06-0132)

**Scheduled to \*Public Works Committee on 3/14/2006**

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S-4-13

Subject: Bill Analysis of Assembly Bill No.1101

From: Public Works Agency

Recommendation: Receive An Informational Report Regarding The Bill Analysis Of

Assembly Bill 1101 - Air Pollution: Diesel Magnet Sources; Introduced By

Members Oropeza And Horton (06-0133)

**Scheduled to \*Rules & Legislation Committee on 3/9/2006**

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S-4-14

Subject: Rehabilitation Of Sanitary Sewers At Various Locations

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing Award Of A Contract To Darcy

And Harty Construction, Inc. For The Rehabilitation Of Sanitary Sewers At Various

Locations -The Easement Between Merrit Avenue And Wesley Avenue, Stonewall

Road, Delmont Avenue And Oakdale Avenue, The Easement Between Ney Avenue

And Outlook Avenue, The Easement Between Glenbrook Drive And Yorkshire

Drive And The Easement Between Grand Avenue And Walker Avenue (Project No.

C260910) For The Amount Of Three Hundred Fifty-Two Thousand Four Hundred

Fifty-Seven Dollars (\$352,457.00) (06-0134)

**Scheduled to \*Public Works Committee on 3/14/2006**

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S-4-15

Subject: Earth Month Activities 2005 Volunteers

From: Public Works Agency

Recommendation: Hear a Ceremonial Presentation To Recognize Earth Month

Activities 2005 Volunteers; on the April 19, 2006 City Council agenda as a

Ceremonial item (06-0135)

**\*Withdrawn with No New Date**

S-4-16

Subject: Low Bidder Response to Public Works Projects

From: Public Works Agency

Recommendation: Action On A Proposal And Recommendations To Conduct A

Survey To Determine The Reasons For The Low Number Of Bidders Who Respond

To Certain Public Works Projects (06-0136)

**Scheduled to \*Public Works Committee on 2/28/2006**

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S-4-17

Subject: Phase II Market Street Bikeway Project

From: Public Works Agency

Recommendation: Adopt A Resolution Approving The Phase II Market Street

Bikeway Project, From West MacArthur Boulevard To 3rd Street, And Reducing

Travel Lanes From Four (4) Through Lanes To Two (2) Through Lanes And A

Center Left-Turn Lane Between West MacArthur Boulevard And 24th Street, At An

Estimated Cost Of Four Hundred Thousand Dollars (\$400,000.00) (06-0137)

**Scheduled to \*Public Works Committee on 3/14/2006**

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S-4-18

Subject: Citywide Pedestrian Safety Program

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Award A Construction Contract To Phoenix Electric, The Lowest Responsible And

Responsive Bidder, For The Citywide Pedestrian Safety Program (City Project No.

C188510) In The Amount Of Five Hundred Seventy-Nine Thousand Five Hundred

Thirty-Six Dollars (\$579,536.00), And Rejecting All Other Bids (06-0138)

**Scheduled to \*Public Works Committee on 3/14/2006**

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S-4-19

Subject: Traffic Signal Installations

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Award A Construction Contract To Ray's Electric, The Lowest Responsible and

Responsive Bidder, For Traffic Signal Installations On 14th Avenue At East 29th

Street/19th Avenue (City Project No. C229210), And Bancroft Avenue At 57th

Avenue/Trask Street (City Project No. C232510) In The Amount Of Three Hundred



Eighty-Six Thousand One Hundred Sixty-Five Dollars (\$386,165.00), And

Rejecting All Other Bids (06-0139)

**Scheduled to \*Public Works Committee on 3/14/2006**

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S-4-20

Subject: State Lobbyist Contract - Platinum Advisors

From: Office of the Mayor

Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter

Into An Agreement With Platinum Advisors To Serve As The City's State

Legislative Representative For The Period March 15, 2006 Through September 14,

2007, A Period Of Eighteen Months, In An Amount Not To Exceed Two Hundred

Sixteen Thousand Dollars (\$216,000) (06-0141)

**Scheduled to \*Rules & Legislation Committee on 3/9/2006**

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S-4-21

Subject: 2nd Quarter Revenue and Expenditure Results - Fiscal Year 2005-2006

From: Office of the City Administrator

Recommendation: A Request To Withdraw From The February 28, 2006 Finance

And Management Committee Agenda An Informational Report On Fiscal Year

2005-2006 Second Quarter Revenue And Expenditure Results And Year-End

Projections For Selected City Funds (General Purpose, Telecommunications,

Contract Compliance, Equipment And Facilities); And Reschedule On The March

14, 2006 Finance And Management Committee Agenda (06-0131)

**Withdrawn and Rescheduled to \*Finance & Management Committee on**

**3/14/2006**

(RL Item 4 2-16-06)

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**ADDITIONAL ITEMS SUBMITTED ON THE DAIS**

Subject: Oakland Police Department Staffing

From: Council President De La Fuente and Councilmember Brunner

Recommendation: Adopt A Resolution Calling For Full Staffing Of The Oakland Police

Department (06-0145)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /**

**City Council on 3/7/2006**

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Subject: Report On Outdoor Advertising Signs (Billboards)

From: Community And Economic Development Agency

Recommendation: Receive A Report On The City's Mutual Discussion With The Port Of

Oakland For The Management And Regulation Of Outdoor Advertising Signs (Billboards) In

The City Of Oakland, Including The Port Area (05-0400-1)

**Withdrawn and Rescheduled to \*Community & Economic Development**

**Committee on 2/28/2006**

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5

A review of the Council Committees' actions from February 14, 2006 and determination of

scheduling to the ORA/City Council meeting of February 21, 2006 or future dates

(MATRIX)

**A motion was made by Member Brunner, seconded by Member Chang, to**

**\*Approve as Submitted. The motion carried by the following vote:**

**Votes:**

Aye; 4 - Member Chang, Member Reid, Member Brunner and Chair De La

Fuente

*The following individual(s) spoke and did not indicate a position on this item:*

- Sanjiv Handa

6

A review of the Agendas for the Council Committees for the meeting(s) of February 28,

2006 and the Rules and Legislation Committee of March 2, 2006

**A motion was made by Member Chang, seconded by Member Brunner, to**

**\*Approve with the following amendments. The motion carried by the**

**following vote:**

**Votes:**

Aye; 4 - Member Chang, Member Reid, Member Brunner and Chair De La

Fuente

*The following individual(s) spoke and did not indicate a position on this item:*

*- Sanjiv Handa*

**FROM THE FEBRUARY 28, 2006 PUBLIC WORKS COMMITTEE AGENDA**

Subject: Revocable And Conditional Permits For The Sienna Hills Subdivision

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Granting Hillside Homes Group, Inc., Revocable And

Conditional Permits For The Sienna Hills Subdivision At 4301 Keller Avenue To Allow A

Retaining Wall And Emergency Egress Stairs To Encroach Into The Public Right-Of-Way

(06-0072)

**\*Withdrawn with No New Date**

**FROM THE FEBRUARY 28, 2006 FINANCE AND MANAGEMENT COMMITTEE AGENDA**

Subject: 2005-2006 Second Quarter Revenue And Expenditure Results

From: Office Of The City Administrator - Budget Office

Recommendation: Receive A Report On Fiscal Year 2005-2006 Second Quarter Revenue And

Expenditure Results And Year-End Projections For Selected City Funds (General Purpose,

Telecommunications, Contract Compliance, Equipment And Facilities) (06-0029)

**\*Withdrawn and Rescheduled to \*Finance & Management Committee on**

**3/14/2006**

**FROM THE FEBRUARY 28, 2006 COMMUNITY AND ECONOMIC DEVELOPMENT**

**COMMITTEE AGENDA**

Subject: East End I, LLC Agreement Amendment & Property Sale

From: Community and Economic Development Agency

Recommendation: Adopt Agency Resolutions Authorizing: 1) An Amendment To An Owner

Participation Agreement With East End Oakland I, LLC, For 1100 Broadway To Provide The

Agency Greater Review And Approval Authority Over The Development Of A Mixed-Use

Project For The 1100 Broadway Site, Restrict Transfer Of The Project Property Prior To

Completion Of The Development, And Expand The Agency's Remedies In The Event East End

Oakland Defaults On Its Obligations To Develop The Project; And 2) The Sale Of The Public

Parking Garage At 1111 Franklin Street By The Agency To East End Oakland I, LLC, For A

Price Of \$4,350,000 (06-0068)

**\*Withdrawn with No New Date**  
**FROM THE FEBRUARY 28, 2006 LIFE ENRICHMENT COMMITTEE AGENDA**

Subject: Todd Blair And John Rogers Professional Services Agreement

From: Office Of The City Administrator

Recommendation: A Request To Withdraw From The February 14, 2006 Life Enrichment



Committee Agenda A Resolution Authorizing Professional Services Agreements Between The

City Of Oakland And Todd Blair And Between The City Of Oakland And John Rogers In An

Amount Not To Exceed \$75,000 Each For The Creation Of Public Artwork For The Measure

DD 12th Street Reconstruction Project; And Reschedule To The February 28, 2006 Life

Enrichment Committee Agenda (05-1006-2)

**\*Withdrawn and Rescheduled to \*Life Enrichment Committee on**

**3/28/2006**

7

A Review of the Boards and Commissions Vacancy Report

*The following individual(s) spoke and did not indicate a position on this item:*

- Sanjiv Handa

**OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)**

*The following individual(s) spoke and did not indicate a position on this item:*

- Sanjiv Handa

- Darrel Carey

**Adjournment**

*There being no further business, and upon the motion duly made, the Oakland*

*City Council Rules and Legislation Committee adjourned the meeting at 11:35*

*a.m.*

NOTE:

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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

Phone: (510) 238-7370

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 839-6451 (TDD)

\*

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*