

# 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 15, 2007**

**10:30 AM**

**City Council Chambers - 3rd Floor**

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

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

Fuente

*The Oakland City Council Rules and Legislation Committee convened at 10:56*

*AM, with Council President De La Fuente presiding as Chairperson.*

1  
Closed Session

**A motion was made by Vice Mayor Chang, seconded by Member Brunner,**

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

#### **Votes:**

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

Fuente

*The Office of the City Attorney scheduled at Closed Session for 3:00 PM on*

*Tuesday, February 20, 2007*

2

Approval of the Draft Minutes from the Committee meeting of February 1, 2007

**No Action Taken**

3

Determination of Schedule of Outstanding Committee Items

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

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

**following vote:**

**Votes:**

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

Fuente

[Rules 2-15-07](#)

[View Item.pdf](#)

**FROM THE MARCH 1, 2007 RULES AND LEGISLATION COMMITTEE AGENDA**

Subject: Assembly Bill 77 - Analysis

From: Councilmember Nancy Nadel

Recommendation: Request For A Bill Analysis And Recommendation On AB 77 Parole

Reform (Assembly Member Lieber) From The Department Of Human Services

[06-1112](#)

**\*Rescheduled to \*Rules & Legislation Committee on 3/8/2007**

[View Item.pdf](#)

Subject: Boards And Commission Directory Compliance

From: Councilmember Jean Quan

Recommendation: Receive An Informational Report From The Office Of The City Attorney

Addressing The Boards And Commissions Directory Listings And Their Compliance With

Sunshine And Brown And Maddy Acts

[06-1116](#)

**\*Rescheduled to \*Rules & Legislation Committee on 4/5/2007**

4

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

meeting of February 20, 2007 (SUPPLEMENTAL)

**A motion was made by Member Brunner, seconded by Vice Mayor Chang,**

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

**following vote:**

**Votes:**

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

Fuente

[02-15 Rules Item 4](#)

[View Item.pdf](#)

S-4-1

Subject: Transfer Of Unclaimed Monies

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her

Designee To Transfer Existing And Future Unclaimed Monies Into The General

Purpose Fund As Allowed By California Government Code Section 50053; On The

March 13, 2007 Finance And Management Committee Agenda

[06-1079](#)

**Scheduled to \*Finance & Management Committee on 3/13/2007**

S-4-2

Subject: Townsend Public Affairs - Contract Extension

From: City Council

Recommendation: Adopt A Resolution Waiving The Competitive Request For

Proposal/Qualifications Process And Authorizing The City Administrator To

Extend The Agreement With Townsend Public Affairs, Inc., The City's State

Legislative Representative From April 5, 2006-January 5, 2007 To December 5,

2007, And To Increase The Contract By An Amount Not To Exceed One Hundred

And Ten Thousand Dollars (\$110,000.00) For The Additional Eleven Month

Period For A Total Contract Amount Of Two Hundred Thousand Dollars

(\$200,000.00)

[06-1143](#)

**Scheduled to \*Rules & Legislation Committee on 3/8/2007**

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

- *Sanjiv Handa*

[View Item.pdf](#)  
S-4-3

Subject: Support Of Assembly Bill 21

From: Councilmember Nancy Nadel

Recommendation: Adopt A Resolution In Support Of Assembly Bill 21 (Jones)

Establishing State Earned Income Tax Credit (EITC)

[06-1151](#)

**Scheduled to \*Rules & Legislation Committee on 3/8/2007**

[View Item.pdf](#)  
S-4-4

Subject: State And Federal Legislative Agenda

From: Councilmember Jane Brunner

Recommendation: Receive An Informational Report On The Final State

Legislative Agenda For 2007

[06-1153](#)

**Scheduled to \*Rules & Legislation Committee on 3/1/2007**

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

- *Sanjiv Handa*

[View Item.pdf](#)  
S-4-5

Subject: Condominium Conversion Program

From: Community and Economic Development Agency

Recommendation: Action On A Report And Recommendations Regarding (1)

Individual Development Accounts For Homeownership For Low And Moderate

Income Residents; (2) Development And Implementation Of A City-Wide

Community Land Trust; And (3) Use Of Housing Rehabilitation And Housing

Development Funds For Use In Conjunction With A Condominium Conversion

Program To Promote Neighborhood Revitalization

06-1122

**Scheduled to \*Community & Economic Development Committee on**

**2/27/2007**

[View Report.pdf,](#)

[View Report.pdf](#)

S-4-6



Subject: OBRA Professional Services Agreements Acceptance And

Amendments

From: Community and Economic Development Agency

Recommendation: Action On A Report And Recommendation To The Oakland

Redevelopment Agency Regarding Existing Oakland Base Reuse Authority

(OBRA) Professional Services Agreements, To:



- (1) Accept The Rights And Obligations Of The OBRA In The Professional



Services Agreement By And Between OBRA And Lamphier-Gregory In An

Amount Not To Exceed Four Hundred Three Thousand Dollars (\$403,000);

(2) Approve And Execute An Amendment To The Professional Services

Agreement By And Between OBRA And Lamphier-Gregory In An Amount Not

To Exceed One Hundred Twenty Thousand Dollars (\$120,000); And

(3) Accept The Rights And Obligations Of OBRA In The Following Amendments

To OBRA Professional Services Contracts, Which Amendments Have Been

Approved By The OBRA Governing Body:



A. An Amendment To The Professional Services Agreement By And Between

OBRA And Erler & Kalinowski In An Amount Not To Exceed Four Hundred

Thousand Dollars (\$400,000);

B. An Amendment To The Professional Services Agreement By And Between

OBRA And Geomatrix Consultants For An Amount Not To Exceed Three

Hundred Thousand Dollars (\$300,000);

C. An Amendment To The Professional Services Agreement By And Between

OBRA And Northgate Environmental Management For An Amount Not To



Exceed Three Hundred Thousand Dollars (\$300,000); And

D. An Amendment To The Professional Services Agreement By And Between

OBRA And URS Corporation For An Amount Not To Exceed Four Hundred

Thousand Dollars (\$400,000)



The Following Contract Amendment Will Be Added To The Report And ORA

Resolution:

(4) Approve And Execute An Amendment To The Professional Service



Agreement By And Between The ORA/City And Kimley-Horn In An Amount Not

To Exceed Five Hundred Thousand Dollars (\$500,000) For A Total Contract

Amount Of Two Million Dollars (\$2,000,000)

[06-1124](#)

**Scheduled to \*Community & Economic Development Committee on**

**3/13/2007**

S-4-7

Subject: AT&T Lightspeed Project Design And Guidelines

From: Community and Economic Development Agency

Recommendation: Action On A Report On The Final Site Design And Siting

Guidelines For AT&T Lightspeed Project Equipment In The Public Right-Of-Way

[06-1141](#)

**Scheduled to \*Public Works Committee on 2/27/2007**

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

- *Sanjiv Handa*

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S-4-8

Subject: Residential Permit Parking - Implementation

From: Public Works Agency

Recommendation: Adopt A Resolution Approving Implementation Of Residential

Permit Parking (RPP) On Howe Street From John Street To Pleasant Valley

Avenue As An Addition To The Existing Area "A" RPP

[06-1077](#)

**Scheduled to \*Public Works Committee on 3/13/2007**

S-4-9

Subject: Rehabilitation Of Trestle Glen Stairs

From: Public Works Agency

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

Construction For Reconstruction And Rehabilitation Of Trestle Glen Stairs

(Project No. C214810) For An Amount Not To Exceed Three Hundred

Fifty-Three Thousand Nine Hundred Eighty Dollars (\$353,980.00)

[06-1149](#)

**Scheduled to \*Public Works Committee on 3/13/2007**

S-4-10

Subject: 12th Street Reconstruction Project

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The Rejection Of Single Bid

On The 12th Street Reconstruction Project (C241610), And Formally Re-Bid With

Return To Council For Award

[06-1150](#)

**Scheduled to \*Public Works Committee on 3/13/2007**

S-4-11

Subject: March 13, 2007 Public Works Meeting

From: Public Works Agency

Recommendation: Action On A Request To Begin The March 13, 2007 Public

Works Committee At 12:00 Noon, To Allow Sufficient Time For Discussion Of A

Report On Fiscal Year 2005-2006 Performance Measures Results For The Public

Works Agency

[06-1152](#)

**Accepted**

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

- *Sanjiv Handa*

S-4-12

Subject: 2005-2006 Fiscal Year Comprehensive Annual Financial Report

From: Finance and Management Agency

Recommendation: Receive An Informational Report Presenting The Fiscal Year

2005/2006 Comprehensive Annual Financial Report (CAFR), The Single Audit

Report, The Oakland Redevelopment Agency (ORA) Financial Statement, The

Oakland Base Reuse Authority (OBRA) Financial Statement, Measure Y Audit

Report, The Oakland Wildfire Prevention Assessment District Report, Measure DD

Financial Statement, And The Management Letter

06-1139

**Scheduled to \*Finance & Management Committee on 2/27/2007**

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S-4-13

Subject: Solbourne, Inc. - Professional Services Agreement

From: Finance and Management Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Enter Into A Professional Services Agreement With Solbourne, Inc., Without A

Competitive Request For Proposal/Qualifications Process, To Restore The Critical

MASS Change Function To The City's Payroll System In An Amount

Not-To-Exceed Seventy Five Thousand Dollars (\$75,000.00)

06-1140

**Scheduled to \*Finance & Management Committee on 2/27/2007**

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S-4-14

Subject: Business Taxes - Public Hearing



From: Finance and Management Agency

Recommendation: Conduct A Public Hearing On Assessment Of Liens For

Delinquent Business Taxes; On The March 20, 2007 City Council Agenda

[06-1145](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 3/20/2007**

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

- *Sanjiv Handa*

S-4-15

Subject: Mandatory Garbage Fees - Public Hearing

From: Finance and Management Agency

Recommendation: Conduct A Public Hearing On Delinquent Mandatory Garbage

Fees For July/August/September 2006, Monthly Accounts And

October/November/December 2006, Quarterly Accounts; On The March 20, 2007

City Council Agenda

06-1146

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

**City Council on 3/20/2007**

S-4-16

Subject: Real Property Transfer Taxes - Public Hearing

From: Finance and Management Agency

Recommendation: Conduct A Public Hearing On Assessment Of Liens For

Delinquent Real Property Transfer Taxes; On The March 20, 2007 City Council

Agenda

06-1147

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

**City Council on 3/20/2007**

S-4-17

Subject: Transient Occupancy Taxes - Public Hearing

From: Finance and Management Agency

Recommendation: Conduct A Public Hearing On Assessment Of Liens For

Delinquent Transient Occupancy Taxes; On The March 20, 2007 City Council

Agenda

06-1148

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

**City Council on 3/20/2007**

**FROM THE FEBRUARY 20, 2007 CITY COUNCIL AGENDA**

Subject: Oakland Garden Hotel, LLC - Agreement

From: Community and Economic Development Agency

Recommendation: Adopt the Following Pieces Of Legislation:

1) An Agency Resolution Pursuant To Section 4.9.2 And 11.2 Of The Disposition And

Development Agreement Between The Oakland Redevelopment Agency And Oakland Garden

Hotel LLC, Authorizing The Agency Administrator To Approve The Transfer Of Ownership Of

The Oakland Garden Hotel To The CIM Group; And

06-0961

[View Report. pdf.](#)

[View Supplemental Report.pdf](#)

2) A Resolution Pursuant To Section 10. Of The Hyatt Regency Oakland Hotel Ground Lease

Between The City Of Oakland And Oakland Renaissance Associates Authorizing The City

Administrator To Approve The Assignment Of The Ground Lease And The Sale Of The

Marriott Hotel To The CIM Group, And To Accept All Payments Due The City

06-0961-1

**\*Withdrawn and Rescheduled to Concurrent Meeting of the Oakland**

**Redevelopment Agency / City Council on 3/6/2007**

5

A review of the Council Committees' actions from February 13, 2007 and determination of scheduling to the ORA/City Council meeting of February 20, 2007 (MATRIX)

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

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

**following vote:**

**Votes:**

Aye; 4 - Vice Mayor 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*

[02-15 Rules Item 5](#)  
[View Item.pdf](#)

**FROM THE FEBRUARY 13, 2007 FINANCE AND MANAGEMENT COMMITTEE**  
**MEETING**

Subject: Real Estate Donation Procedures

From: Office of the City Administrator

Recommendation: Adopt A Resolution Establishing Procedures For Reviewing Offers For

Donations And Gifts Of Real Estate And For Recommending That The City Council Accept Or

Decline Such Offers For Real Property Valued In Excess Of \$500,000 Dollars (TITLE

CHANGE)

06-1073

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

**City Council on 2/20/2007**

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6

A review of the Agendas for the Council Committees for the meeting(s) of February 27,

2007 and the Rules and Legislation Committee meeting of March 1, 2007

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

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

**Votes:**

Aye; 4 - Vice Mayor 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

A Review of the Boards and Commission Directory and Vacancies

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

**Accepted. The motion carried by the following vote:**

**Votes:**

Aye; 4 - Vice Mayor 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

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

*The following individual(s) spoke under Open Forum:*

- Sanjiv Handa

**Adjournment**

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

*City Council Rules and Legislation Committee adjourned the meeting at 11:38*

AM.

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.



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chemical sensitivities, please refrain from wearing strongly scented products to meetings.

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**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*