

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, January 12, 2006

10:30 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

The Oakland City Council Rules and Legislation Committee convened at 10:48

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 Reid, 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
There are no Draft Minutes to approve

3
Determination of Schedule of Outstanding Committee Items

A motion was made by Member Reid, 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

(R&L Item 3 01-12-06)

[View Item.pdf](#)

4

Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting
of January 17, 2006 (SUPPLEMENTAL)

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

4-01

Subject: Local Emergency Due To Winter Storms

From: Oakland Fire Department

Recommendation: Adopt A Resolution Renewing And Continuing The Local

Emergency Due To Winter Storms First Proclaimed By The City Of Oakland On

January 5, 2006 (06-0027)

Scheduled to Concurrent Meeting of the Oakland Redevelopment

Agency/City Council on 1/17/2006

The Committee moved, seconded and carried a motion to approve the following

urgency finding pursuant to the Sunshine Ordinance Section 2.20.080 E(2)

regarding scheduling of this Item: that there is a need to take immediate action

which came to the attention of the local body after the agenda was posted, and

that the need to take immediate action is required to avoid a substantial adverse

impact that would occur if the action were deferred to a subsequent special or

regular meeting.

[View Report.pdf](#),

Subject: Association Of Bay Area Governments Multi-Jurisdictional Report

From: Oakland Fire Department

Recommendation: Adopt A Resolution Making An Urgency Finding And

Approving The Association Of Bay Area Governments (ABAG)

Multi-Jurisdictional Report "Taming Natural Disasters" As The City Of Oakland's

Local Hazard Mitigation Plan (06-0032)

Scheduled to Concurrent Meeting of the Oakland Redevelopment

Agency/City Council on 1/17/2006

The Committee moved, seconded and carried a motion to approve the following

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regarding scheduling of this Item: that there is a need to take immediate action

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impact that would occur if the action were deferred to a subsequent special or

regular meeting.

[View Report.pdf,](#)

[79683 CMS.pdf](#)

4-03

Subject: Big Valley Aviation - Agreement

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, On

Behalf Of The City Of Oakland, To Enter Into A Two-Year Professional Services

Agreement For The Period July 1, 2005 Through June 30, 2007 With Big Valley

Aviation, Inc. In An Amount Not To Exceed Seven Hundred Thousand Dollars

(\$700,000) For Maintenance Of Police Department Helicopters (06-0023)

Scheduled to *Public Safety Committee on 1/24/2006

[View Report.pdf,](#)

[View Supplemental Report.pdf,](#)

[79710 CMS.pdf](#)

Subject: Oakland Army Base - Land Use Policy

From: Community And Economic Development Agency

Recommendation: Action On A Report Forwarding Recommendations On Land

Use Policy For The Oakland Army Base, Not Including The Land Subject To An

Agreement With The Fulton Development Corporation (05-0880)

Scheduled to Special Concurrent Meeting of the Oakland Redevelopment

Agency/City Council on 1/31/2006

[View Report.pdf,](#)

[View Report.pdf](#)

4-05

Subject: Retail Land Use Policy

From: Community And Economic Development Agency

Recommendation: Action On A Report Regarding Retail Development Strategy

Report Presented For Discussion And Direction (05-0881)

Scheduled to Special Concurrent Meeting of the Oakland Redevelopment

Agency/City Council on 1/31/2006

[View Report.pdf](#)

4-06

Subject: Caldecott Tunnel 4th Bore - Status Report

From: Councilmember Reid

Recommendation: Receive A 15 Minute Status Report From Caltrans On The

Draft Environmental Report To Be Released In Early 2006 On The Caldecott

Tunnel 4th Bore; On The February 21, 2006 City Council Agenda (06-0007)

***Rescheduled to *Rules & Legislation Committee on 1/19/2006
4-07**

Subject: Volunteer Blood Donor Month

From: Councilmember Nadel

Recommendation: Adopt A Resolution Declaring January As "Volunteer Blood

Donor Month" In The City Of Oakland (06-0020)

Scheduled to Concurrent Meeting of the Oakland Redevelopment

Agency/City Council on 1/17/2006

The Committee moved, seconded and carried a motion to approve the following

urgency finding pursuant to the Sunshine Ordinance Section 2.20.080 E(2)

regarding scheduling of this Item: that there is a need to take immediate action

which came to the attention of the local body after the agenda was posted, and

that the need to take immediate action relates to a purely ceremonial or

commendatory action.

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[79672 CMS.pdf](#)

4-08

Subject: Leona Quarry Construction Effects

From: Councilmember Nadel

Recommendation: Receive A Report On The Effects Of The Construction At

Leona Quarry On The Down-Stream Property Along Chimes Creek During This

Season's Rainstorm Events; On The March 14, 2006 Public Works Committee

Agenda (06-0228)

***Rescheduled to *Rules & Legislation Committee on 1/19/2006**
for scheduling
4-09

Subject: Industrial Land Use Policy Report

From: Community And Economic Development Agency

Recommendation: Action On A Report Forwarding Recommendations On

Industrial Land Use Policy And Proposed Criteria For The Conversion Of

Industrial Land To Non-Industrial Uses (05-0738)

Scheduled to Special Concurrent Meeting of the Oakland Redevelopment

Agency/City Council on 1/31/2006

[View Report.pdf](#)
4-10

Subject: Franchise Transfer

From: Community and Economic Development Agency

Recommendation: Adopt An Ordinance To (1) Consent To The Transfer Of The

Franchise Pursuant To Ordinance 8005 C.M.S. Dated July 24, 1969 Granting A

Franchise To Construct, Maintain And Operate A Bridge And Tunnel At 21ST

Street (The Kaiser Center) In The City Of Oakland To Prentiss Properties

Acquisition Partners L.P. And SIC-Lakeside Drive, LLC, And (2) Amend Said

Ordinance To Increase The Amount Of The Liability Insurance To \$25,000,000

And The Annual Franchise Consideration To \$1,500 (06-0021)

Scheduled to *Finance & Management Committee on 2/14/2006

[View Report.pdf](#)

4-11

Subject: Toler Heights Estates LLC - Property Sale

From: Community And Economic Development Agency

Recommendation: Adopt An Ordinance Amending Ordinance No. 12214 C.M.S.,

Which Authorized The Sale Of Four City-Owned Properties At 9724 And 9745

Thermal Street And 2656 And 2660 98th Avenue To Black Phoenix Development

Group For The Development Of Six Homes Affordable To Moderate-Income

Households, To Authorize The Sale Of The Properties To Toler Heights Estates

LLC, Successor To Black Phoenix, For The Total Fair Market Value Of \$810,500

For The Development Of Six Units Of Market-Rate Housing (06-0022)

Scheduled to *Community & Economic Development Committee on

1/24/2006

[View Report.pdf](#)

4-12

Subject: Forest City - Exclusive Negotiating Agreement

From: Community And Economic Development Agency

Recommendation: Adopt An Agency Resolution Authorizing The Agency

Administrator To Negotiate And Execute A First Amendment To An Exclusive

Negotiating Agreement Between The Redevelopment Agency And Forest City

Residential West, Inc. Or A Related Entity, For The Development Of A Market

Rate, Mixed-Use Project Consisting Of Housing And Retail On A Parcel Bounded

By William Street In The North, Telegraph Avenue On The East, 19th Street On

The South And A New Public Park On The West In Downtown Oakland In Order

To Extend The Exclusive Negotiating Agreement For An Additional Term Of

Ninety (90) Days, Resulting In A Total Term Of One Hundred Eighty (180) Days

(06-0024)

Scheduled to *Community & Economic Development Committee on

2/14/2006

[View Report.pdf](#)

4-13

Subject: Solid Waste Reduction

From: Public Works Agenda

Recommendation: Adopt A Resolution Adopting A Strategic Plan For Reduction

And Recycling Of Residential, Commercial, And Industrial Solid Wastes To

Achieve The Council Goal Of 75% Solid Waste Diversion In 2010; On The

February 14, 2006 Public Works Committee Agenda (05-0965-1)

Scheduled to *Public Works Committee on 2/14/2006
4-14

Subject: Landscaping And Lighting Assessment District Property Assessments

From: Office of the City Administrator - Budget Office

Recommendation: Adopt A Resolution To (A) Initiate The Fiscal Year 2006-2007

Assessment Process For The City Of Oakland Landscaping And Lighting

Assessment District; (B) Increase Property Assessments For The Landscaping And

Lighting Assessment District Pursuant To Articles XIII C And D Of The California

Constitution; And (C) Authorize The City Administrator To Order The Preparation

Of A Preliminary Engineer's Report Pursuant To The California Streets And

Highways Code (06-0026)

Scheduled to *Finance & Management Committee on 2/14/2006

[View Report.pdf](#)

4-15

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)

Scheduled to *Finance & Management Committee on 2/28/2006

(R&L Item 4 01-12-06)

[View Item.pdf](#)

5

A review of the Council Committees' actions from January 10, 2006 and determination of

scheduling to the ORA/City Council meeting of January 17, 2006 or future dates

(MATRIX)

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

FROM THE JANUARY 10, 2006 PUBLIC WORKS COMMITTEE AGENDA

Subject: Hazard Elimination And Safety (HES) Program

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And

Appropriate State Hazard Elimination And Safety (HES) Program Funds In The Amount Of

Three Hundred Sixty Thousand Dollars (\$360,000.00) For Tunnel Road Bicycle Safety

Improvement Project (05-0994)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment**

Agency/City Council on 1/17/2006

as a Non Consent item.

[View Report.pdf,](#)

[79688 CMS.pdf](#)

FROM THE JANUARY 10, 2006 FINANCE AND MANAGEMENT COMMITTEE AGENDA

Subject: Amendment To Oakland Municipal Code

From: Office Of The City Administrator

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Oakland Municipal Code Title 2, Chapter 2.04, Article 2.04.160,

Expenditures From Restricted Gift Proceeds, To Delegate Limited Authority To The City

Administrator To, Without City Council Action, Accept Gifts And Donations And To

Appropriate And Expend Monies Derived From Gifts And Donations, And Repealing Oakland

Municipal Ordinance No. 8144 C.M.S., Adopted June 9, 1970, Which Contains Conflicting,

Obsolete Provisions; And (05-0936)

***Rescheduled to *Finance & Management Committee on 1/24/2006**

[View Report.pdf,](#)

[View Supplemental Report.pdf,](#)

[View Supplemental Report.pdf,](#)

[View Supplemental Report.pdf](#)

2) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To

Accept And Appropriate Unrestricted Grants With A Market Or Monetary Value Of Ten

Thousand Dollars (\$10,000.00) Or Less, And Restricted Grants With A Market Or Monetary

Value Of Fifty Thousand Dollars (\$50,000.00) Or Less, Without Prior City Council Approval

(TITLE CHANGE) (05-0936-1)

***Rescheduled to *Finance & Management Committee on 1/24/2006**

[View Report.pdf,](#)

[View Supplemental Report.pdf,](#)

[View Supplemental Report.pdf](#)

Subject: Fiscal Year 2005 - 2006 First Quarter Revenue And Expenditure Results

From: Office Of The City Administrator - Budget Office

Recommendations: Adopt A Resolution To Appropriate \$400,000 For Middle School Sports

Programs From Surplus Vehicle License Fee Loan Repayment From The State Of California

(05-0888)

***Rescheduled to *Finance & Management Committee on 1/24/2006**

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[View Supplemental Report.pdf,](#)

[79715 CMS.pdf](#)

Subject: Various Real Properties Sales

From: Community And Economic Development Agency

Recommendation: Approve The Introduction (First Reading) Of An Ordinance Authorizing

The City Administrator To Accept The Offer To Purchase Agreement To Sell To Brian Collins

And Mehrdad Dokhanchi (Highest Bidder) Approximately 11,500 Square Feet Of City Owned

Surplus Real Property Located At Mandela Parkway (APN#005-0421-000) For The Fair

Market Value Of \$415,000; Julia B. Kim (Highest Bidder) Approximately 6,800 Square Feet

Of City Owned Property Surplus Real Property Located At 632 14th Street

(APN#003-0071-024) For The Fair Market Value Of \$1,150,000; Kevin Bao Phan (Highest

Bidder) Approximately 11,390 Square Feet Of City Owned Surplus Real Property Located At

862/850 98th Avenue (APN# 045-5230-001-01 And 045-5230-003-03) For The Fair Market

Value Of \$630,000; And Julia B. Kim (Highest Bidder) Approximately 5,932 Square Feet Of

City Owned Surplus Real Property Located At 569 High Street/Howard Street (APN

#033-2250-001-04) For The Fair Market Value \$500,000 (05-0997)

Scheduled to Concurrent Meeting of the Oakland Redevelopment

Agency/City Council on 1/17/2006

The Committee moved, seconded and carried a motion to approve the following

urgency finding pursuant to the Sunshine Ordinance Section 2.20.080 E(2)

regarding scheduling of this Item: that there is a need to take immediate action

which came to the attention of the local body after the agenda was posted, and

that the need to take immediate action is required 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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[12722 CMS.pdf](#)

Subject: Redevelopment Plan Amendments

From: Community And Economic Development Agency

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending The Acorn Urban Renewal Plan To Eliminate The Time Limit On

Establishing Debt That Is Paid From The Low And Moderate Income Housing Fund Or Debt

Used To Fulfill Affordable Housing Obligations; (05-1007)

Scheduled to Concurrent Meeting of the Oakland Redevelopment

Agency/City Council on 1/17/2006

The Committee moved, seconded and carried a motion to approve the following

urgency finding pursuant to the Sunshine Ordinance Section 2.20.080 E(2)

regarding scheduling of this Item: that there is a need to take immediate action

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regular meeting.

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[12723 CMS.pdf](#)

2) Approve The Introduction (First Reading) Of An Ordinance Amending The Oak Center

Urban Renewal Plan To Eliminate The Time Limit On Establishing Debt That Is Paid From

The Low And Moderate Income Housing Fund Or Debt Used To Fulfill Affordable Housing

Obligations; And (05-1007-1)

Scheduled to Concurrent Meeting of the Oakland Redevelopment

Agency/City Council on 1/17/2006

The Committee moved, seconded and carried a motion to approve the following

urgency finding pursuant to the Sunshine Ordinance Section 2.20.080 E(2)

regarding scheduling of this Item: that there is a need to take immediate action

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regular meeting.

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[12724 CMS.pdf](#)

3) An Ordinance Amending The Stanford/Adeline Redevelopment Plan To Eliminate The Time

Limit On Establishing Debt That Is Paid From The Low And Moderate Income Housing Fund

Or Debt Used To Fulfill Affordable Housing Obligations (05-1007-2)

Scheduled to Concurrent Meeting of the Oakland Redevelopment

Agency/City Council on 1/17/2006

The Committee moved, seconded and carried a motion to approve the following

urgency finding pursuant to the Sunshine Ordinance Section 2.20.080 E(2)

regarding scheduling of this Item: that there is a need to take immediate action

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impact that would occur if the action were deferred to a subsequent special or

regular meeting.

[View Report.pdf](#),

[12725 CMS.pdf](#)

Subject: "Phoenix Model" Of Risk Management Cost Allocation

From: Finance And Management Agency

Recommendation: Adopt A Resolution Authorizing The Appropriation Of Monies From The

Self-Insurance General Liability (Fund 1100) To Departments For Fiscal Year 2006-2007

Allocation Of General Liability Costs Based On Implementation Of The "Phoenix Model" Of

Risk Management Cost Allocation (05-1009)

***Rescheduled to *Finance & Management Committee on 1/24/2006**

[View Report.pdf,](#)

[79702 CMS.pdf](#)

FROM THE JANUARY 10, 2006 COMMUNITY AND ECONOMIC DEVELOPMENT

COMMITTEE AGENDA

Subject: MacArthur Park Development Associates, LLC - Grant

From: Community And Economic Development Agency

Recommendation: Action On A Report And Recommendations Regarding Authorizing A Grant

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 (05-0942)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment**

Agency / City Council on 2/7/2006

[View Report.pdf,](#)

[View Report.pdf](#)

Subject: MacArthur Park Development Associates, LLC - Grant

From: Office Of The City Auditor

Recommendation: Receive A Report From The City Auditor Regarding Authorizing A Grant

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 (05-0942-1)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment**

Agency / City Council on 2/7/2006

[View Report.pdf](#)

Subject: Amendment To Resolution 2004-08

From: Community And Economic Development Agency

Recommendation: Adopt An Agency Resolution Amending Resolution No. 2004-08 C.M.S.,

Which Authorized An Affordable Housing Development Loan Of \$3,858,424 To Affordable

Housing Associates, Inc. For A Project At 4856-4868 Calaveras Avenue, To (1) Raise The

Affordability Level From 100% And Allow Sales To Households With Up To 110% Of Area

Median Income, (2) Change The Borrower To Community Assets, Inc., And (3) Authorize The

Assignment Of The Loan To Community Assets, Inc. (05-0908)

***Rescheduled to *Community & Economic Development Committee on**

1/24/2006

[View Report.pdf,](#)

[2006-0009 CMS.pdf](#)

Subject: Site Acquisition Loan - Conversion

From: Community And Economic Development Agency

Recommendation: Adopt An Agency Resolution Authorizing The Conversion Of A \$127,327

Site Acquisition Loan To The Community Development Corporation Of Oakland For The

1574-1590 7th Street Project To A Forgiveable Affordable Homeownership Development Loan

(05-0909)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment**

Agency / City Council on 2/7/2006

[View Report.pdf,](#)

[2006-0008 CMS.pdf](#)

Subject: West Oakland Commercial Improvement Program

From: Community And Economic Development Agency

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Adopting The West Oakland Commercial Façade Improvement

Program, Allocating \$100,000 For The Program From West Oakland Redevelopment Funds,

And Authorizing The Agency Administrator To Make Grants And Enter Into Design Contracts

Under The Program Without Returning To The Agency (05-0930)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 1/17/2006**

The Committee moved, seconded and carried a motion to approve the following

urgency finding pursuant to the Sunshine Ordinance Section 2.20.080 E(2)

regarding scheduling of this Item: that there is a need to take immediate action

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[View Report.pdf,](#)

[2006-0001 CMS.pdf](#)

3) An Agency Resolution Adopting The West Oakland Tenant Improvement Program,

Allocating \$125,000 For The Program From West Oakland Redevelopment Funds, And

Authorizing The Agency Administrator To Make Grants And Enter Into Design Contracts

Under The Program Without Returning To The Agency (05-0930-2)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 1/17/2006**

The Committee moved, seconded and carried a motion to approve the following

urgency finding pursuant to the Sunshine Ordinance Section 2.20.080 E(2)

regarding scheduling of this Item: that there is a need to take immediate action

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impact that would occur if the action were deferred to a subsequent special or

regular meeting.

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[2006-0003 CMS.pdf](#)

2) An Agency Resolution Approving A \$100,000 Tenant Improvement Grant To The Peoples

Community Partnership Federal Credit Union, Allocating West Oakland Redevelopment Funds

For The Grant, And Authorizing The Agency Administrator To Enter Into A Design Contract

For The Project Without Returning To The Agency (05-0930-1)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 1/17/2006

The Committee moved, seconded and carried a motion to approve the following

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regarding scheduling of this Item: that there is a need to take immediate action

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regular meeting.

[View Report.pdf,](#)

[2006-0002 CMS.pdf](#)

Subject: Transportation For Livable Communities Program

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Authorizing The Filing Of Applications For Federal

Service Transportation Funds Through The Metropolitan Transportation Commission's

Transportation For Livable Communities Program For The MacArthur Transit Village, West

Oakland Transit Village, And Coliseum Transit Village Projects, Assuring That The City Of

Oakland Will Complete The Projects If Awarded The Grant Funds, And Authorizing

Acceptance And Appropriation Of Grant Funds From This Program For These Three Projects

In An Amount Not To Exceed \$6.5 Million (05-0991)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 1/17/2006**

The Committee moved, seconded and carried a motion to approve the following

urgency finding pursuant to the Sunshine Ordinance Section 2.20.080 E(2)

regarding scheduling of this Item: that there is a need to take immediate action

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regular meeting.

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[79689 CMS.pdf](#)

Subject: Temescal/Telegraph Property Business Improvement District

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Approving And Confirming The Annual Report Of The

Temescal/Telegraph Avenue Property Business Improvement District Of 2005 Advisory Board

And The Continuing Annual Assessment For The Temescal/Telegraph Avenue Property

Business Improvement District Of 2005 For Fiscal Years 2005-2006 (05-0990)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment**

Agency / City Council on 2/7/2006

[View Report.pdf,](#)

[79713 CMS.pdf](#)

Subject: Public Trust Agreement At Oakland Army Base

From: Community And Economic Development Agency

Recommendation: Action On A Report On The Public Trust Agreement For Property At The

Oakland Army Base Among The State Of California Acting By And Through The State Lands

Commission, The City Of Oakland, The Oakland Redevelopment Agency, The Oakland Base

Reuse Authority, And The Port Of Oakland (05-0913-2)

***Rescheduled to *Community & Economic Development Committee on**

1/24/2006

[View Report.pdf](#)

Subject: Annual Performance and Evaluation Report

From: Community and Economic Development Agency

Recommendation: Adopt A Resolution (1) Modifying The Home Maintenance And

Improvement Program (HMIP) To Change The Interest Rate From 3% to 0% for Owners With

Income At Less Than 50% Area Median Income (AMI) And From 6% To 3% For Owners With

Income Between 51% And 80% AMI; (2) Changing The Repayment Provisions On HMIP

Loans To Provide For Deferred Loans For Borrowers With Incomes Between 51% And 80%

AMI; And (3) Modifying The Emergency Home Repair Program (EHRP) To Increase The

Maximum Loan From \$7,500 To \$15,000 And To Permit Loans Throughout The Entire City

(05-0466-2-1)

***Rescheduled to *Community & Economic Development Committee on**

1/24/2006

[View Report.pdf,](#)

[79716 CMS.pdf](#)

Subject: Commercial Loan Programs

From: Community And Economic Development Agency

Recommendation: Receive A Semi-Annual Report Regarding The Status Of The City's And

Redevelopment Agency's Commercial Loan Programs Including Job Creation Resulting From

Commercial Lending (04-0057)

***Rescheduled to *Community & Economic Development Committee on**

1/24/2006

[View Report.pdf,](#)

[View Supplemental Report.pdf](#)

Subject: Rent Adjustment Program - Report

From: Community And Economic Development Agency

Recommendation: Receive A Follow-up Report On The Annual Report Regarding Rent

Adjustment Program Income, Costs And Operations For Fiscal Year 2004-2005 And

Anticipated Costs For Fiscal Year 2005-2006, Recommendations To Extend The Current Fee

At \$24 Per Unit, And Information On Programs To Address Outreach To Tenants That Will

Inform Them Of Their Rights (05-0705)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment**

Agency / City Council on 2/7/2006

[View Report.pdf](#)

(R&L Item 5 01-12-06)

[View Item.pdf](#)

FROM THE JANUARY 17, 2006 CITY COUNCIL AGENDA

Subject: Cantonese Speaking Citizens' Academy Graduation

From: Office Of The City Administrator

Recommendation: Receive A 15-Minute Presentation From The City Administrator For The

City Of Oakland Cantonese Speaking Citizens' Academy Graduation Class Of Fall 2005

(05-0972)

Scheduled to Concurrent Meeting of the Oakland Redevelopment

Agency/City Council on 1/17/2006

Subject: Comcast Cable Franchise

From: Office of the City Administrator and Office of the City Clerk

Recommendation: Adopt The Following Pieces Of Legislation:

- 1) An Ordinance Of The City Of Oakland Amending Chapter 5.16 Of Title 5 Of The Oakland

Municipal Code To Regulate The Occupancy And Use Of Public Rights-Of-Way By Cable

Systems And Open Video Systems, To Provide For Establishment Of Customer Service

Standards; Establishing Franchise And Licensing Requirements For Operators Of Such Systems

And To Prescribe Minimum Charges, Terms, And Conditions For And Upon The Construction,

Maintenance, And Repair Of Such Systems; And (05-0422)

***Rescheduled to *Rules & Legislation Committee on 1/19/2006**

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[View Report.pdf,](#)

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2) An Ordinance Of The City Of Oakland Granting A Thirteen Year Cable Franchise To

Comcast Of California/Colorado, LLC To Construct And Operate A Cable System To Provide

Cable Service Within The City Of Oakland; Establishing The Terms And Conditions Of The

Franchise Grant; And Establishing Certain Remedies For The Violation Of The Franchise

(05-0422-1)

***Rescheduled to *Rules & Legislation Committee on 1/19/2006**

[View Report.pdf,](#)

[View Report.pdf,](#)

[View Exhibit A.pdf,](#)

[View Supplemental Report.pdf,](#)

[View Supplemental Report.pdf](#)

Subject: Franchise Grantee Worker Protections

From: Office of the City Attorney

Recommendation: Approve The Introduction (First Reading) Of An Ordinance Creating

Chapter 5.81 Of The Oakland Municipal Code to: Prohibit Franchise Grantees From

Discriminating Against Employees For Participating In Employee Organizations; Require

Franchise Grantees To Notify Contractors And Subcontractors Of Their Labor Obligations;

Prohibit Discrimination Against Employees For Speaking Before Or Filing A Complaint With

Any Government Agency Or Court; Ensure That Company Policies Are Not Construed To

Limit Organizing Activities By Employees, And: Authorize The Establishment Of A

"Franchise Grantee Workers Rights Board" (TITLE CHANGE) (05-0422-3)

***Rescheduled to *Rules & Legislation Committee on 1/19/2006**

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Subject: Franchise Labor Requirements

From: Office Of The City Attorney

Recommendation: Approve The Introduction (First Reading) Of An Ordinance Amending

Title 5 Of The Oakland Municipal Code To Add Chapter 5.82, Proprietary Interest Franchise

Labor Requirements - Card Check, Procedure For Determining Employee Preference On

Representation By Labor Organization, Which Will Require Franchises In Which The City Has

A Proprietary Interest To Enter Into A Card Check Agreement, A Procedure For Determining

Employee Preference On The Subject Of Whether Or Not To Be Represented, With A Labor

Organization That Requests Such An Agreement (06-0016)

***Rescheduled to *Rules & Legislation Committee on 1/19/2006**

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6

A review of the Agendas for the Concurrent Meeting of Council Committee(s) for the

meetings of January 24, 2006 and the Rules and Legislation Committee for January 26,

2006

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

***Approve with the following amendments**

The Finance and Management Committee meeting will begin at 1:30 p.m.

The Concurrent Meeting of the Oakland Redevelopment Agency and

Community and Economic Development Committee meeting will begin at

3:30 p.m.

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*

(R&L Item 6 01-12-06)

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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 11:20

a.m.

NOTE:

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

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