

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, May 24, 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 10:45

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 a Closed Session for 1:30 - 3:30 PM

on Tuesday, June 5, 2007

Approval of the Draft Minutes from the Committee meeting of May 10, 2007

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

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

Votes:

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

Fuente

3

Determination of Schedule of Outstanding Committee Items

There was no action necessary for this item

[05-24 Rules Item 3](#)

[View Item.pdf](#)

4

Scheduling of Agenda Items and revisions to the agenda for the Special Concurrent Meeting

of the Oakland Redevelopment Agency/City Council Fiscal Year 2007-2009 Proposed

Policy Budget (SUPPLEMENTAL)

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

[05-24 Rules Item 4](#)

[View Item.pdf](#)

S-4-1

Subject: Minor Conditional Use Permit - City Slicker Farms

From: Councilmember Nancy Nadel

Recommendation: Adopt A Resolution Endorsing An Application For A Minor

Conditional Use Permit To, And Authorizing The City Administrator To Execute An

Operating Agreement With, City Slicker Farms, A Fiscally-Sponsored Project Of

Oakland Based Urban Gardens (OBUGS), A 501(C)3 Non-Profit Organization, For

A Community Market Farm At Two Triangle-Shaped Plots Of City-Owned Land

Located Within The Area Formed By The Intersections Of Haven, Fitzgerald, And

Peralta Streets And Bisected By 34th Street; On The July 10, 2007 Life Enrichment

Committee

[07-0268](#)

Return next week for scheduling
S-4-2

Subject: Assembly Bill 334 And Assembly Bill 1471

From: City Council

Recommendation: Adopt Resolutions From Oakland Police Department Regarding

Assembly Bill 334 (Levine) Lost and Stolen Firearm Notification And Assembly Bill

1471 (Feuer) Crime Gun Notification

07-0318

Scheduled to *Rules & Legislation Committee on 6/28/2007

[View Report.pdf](#)

S-4-3

Subject: Fruitvale/International Boulevard Neighborhood Commercial District -

Security Services

From: Community and Economic Development Agency

Recommendation: Adopt An Agency Resolution Allocating \$38,965 To The Unity

Council From Coliseum Redevelopment Area Funds For Security Services To The

Fruitvale/International Boulevard Neighborhood Commercial District For A Twelve

Month Period Beginning January 1, 2007 And Ending December 31, 2007; On The

June 26, 2007 Community And Economic Development Committee Agenda

07-0321

Scheduled to *Community & Economic Development Committee on

6/26/2007

S-4-4

Subject: 5253 College Avenue - Appeal

From: Community and Economic Development Agency

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A

Resolution Denying The Appeal And Upholding The CEQA Determination Of A

Categorical Exemption For Case File Number CD06-604 (Construction Of 6

Dwelling Units Over Ground Floor Commercial At 5253 College Avenue)

[07-0322](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/19/2007

S-4-5

Subject: Oakland Army Base - Memorandum Of Agreement

From: Community and Economic Development Agency

Recommendation: Adopt The Following Pieces of Legislation:

1) A City Council Resolution Authorizing The City Administrator To Negotiate And

Execute Amendments To The July 8, 2003 Memorandum Of Agreement For

Oakland Army Base Including The Following Provisions: (A) A One-Year Extension

Of The Deadline For The Future Army Base Developer Or The Agency To Fund

The Army Base Community Trust Fund, (B) A Provision Allowing For Revisions To

The Oakland Army Base Consent Agreement, (C) Reimbursement From The Port

To Agency Of Two Hundred Eighty Thousand Dollars (\$280,000) In Army Base

Transaction Costs, And (D) Defining The Terms And Conditions Of The Port Of

Oakland Berth 21 Construction Easement; And

[07-0324](#)

Scheduled to *Community & Economic Development Committee on

6/26/2007

2) An Agency Resolution: A. Authorizing The City/Agency Administrator To Negotiate And

Execute Amendments To The July 8, 2003 Memorandum Of Agreement For Oakland Army

Base Including The Following Provisions: (A) A One-Year Extension Of The Deadline For The

Future Army Base Developer Or The Agency To Fund The Army Base Community Trust Fund,

(B) A Provision Allowing For Revisions To The Oakland Army Base Consent Agreement, (C)

Reimbursement From The Port To Agency Of Two Hundred Eighty Thousand Dollars

(\$280,000) In Army Base Transaction Costs, And (D) Defining The Terms And Conditions Of

The Port Of Oakland Berth 21 Construction Easement; And

B. Authorizing The Agency Administrator To Negotiate And Execute A Berth 21 Construction

Easement In Favor Of The Port Of Oakland; And

C. Authorizing The Agency Administrator To Negotiate And Execute A Construction And

Demolition Easement Along The Boundary Between The Oakland Redevelopment Agency And

The Port Of Oakland; On The June 26, 2007 Community And Economic Development

Committee Agenda

[07-0324-1](#)

Scheduled to *Community & Economic Development Committee on

6/26/2007

S-4-6

Subject: Chinatown Pedestrian-Oriented Improvements

From: Public Works Agency

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

Grade Construction In The Amount Of Two Million Six Hundred Ninety Thousand

One Hundred Seventy-Two Dollars (\$2,690,172.00) For The Revive Chinatown

Pedestrian-Oriented Improvement (Project No. G278210)

[07-0319](#)

Scheduled to *Public Works Committee on 6/12/2007

[View Report.pdf](#)

S-4-7

Subject: Traffic Signal Installation - Various Locations

From: Public Works Agency

Recommendation: Adopt A Resolution Awarding A Construction Contract For

Installation Of Traffic Signals At The Mountain Boulevard/SR13 - Off Ramp, And

San Pablo Ave/65th Street; On The June 26, 2007 Public Works Committee Agenda

[07-0320](#)

Scheduled to *Public Works Committee on 6/26/2007

S-4-8

Subject: Camps In Common - Operating Agreement

From: Office of Parks and Recreation

Recommendation: A Request To Withdraw From The June 12, 2007 Life

Enrichment Committee Agenda A Resolution Authorizing The City Administrator

To Execute An Operating Agreement Between The City Of Oakland And Camps In

Common For Nonexclusive Use Of Oakland Feather River Camp Located In

Quincy, California For A Seven Year Term With Three Consecutive One-Year

Options To Renew; And Place On The Pending List, No Specific Date

Reason: * Staff requests that the item be withdrawn because they need more time

for negotiations. There is a contract in place now that is in effect until 2008, so there

is no urgency to finalize a new contract.

[07-0269](#)

***Withdrawn with No New Date**

S-4-9

Subject: Local Regulations - State Video Franchises

From: Office of the City Administrator

Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To

Add Chapter 5.17, Adopting Local Regulations Applicable To Holders Of State

Video Franchises Issued By The California Public Utilities Commission Pursuant To

The Digital Infrastructure And Video Competition Act Of 2006, Codified In

California Public Utilities Code Section 5800 Et Seq.; On The June 26, 2007

Finance And Management Committee

[07-0323](#)

Scheduled to *Finance & Management Committee on 6/26/2007
S-4-10

Subject: City Of Oakland Organizational Structure

From: Budget Office

Recommendation: Adopt An Ordinance Setting The Organizational Structure Of The

City Of Oakland For Fiscal Year 2007-2009; On The June 19, 2007 City Council

(Special Budget Meeting) Agenda

[07-0326](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 6/19/2007

Subject: Maverick Girls Soccer Team - Recognition

From: Councilmember Jane Brunner

Recommendation: Adopt A Resolution Declaring June 5, 2007 "Maverick Girls Under 12 Soccer

Team" Day

[07-0354](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/5/2007

[View Report.pdf](#)

5

A review of the Council Committees' actions from May 22, 2007 and determination of scheduling to the ORA/City Council meeting of June 5, 2007 or future dates (MATRIX)

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

- Donald Gilmore

FROM THE MAY 22, 2007 COMMUNITY AND ECONOMIC DEVELOPMENT

COMMITTEE MEETING

Due to a lack of quorum the following items were scheduled by the Rules committee

Subject: Job Training Performance Standards

From: Community and Economic Development Agency

Recommendation: Action On A Report On The Job Training Performance Standards Of

City-Funded Workforce Development Programs And The Costs-Per-Outcome Of Adult Services

Funded Under The Workforce Investment Act

07-0166

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

No specific date

[View Report.pdf,](#)

[View Supplemental Report.pdf](#)

Subject: Race And Gender Disparity Evaluation Report

From: Office of the City Administrator

Recommendation: Action On A Report On The Findings And Recommendations Of The Race

And Gender Disparity Study (Commonly Referred To As A "Croson Study") Conducted By

Mason Tillman Associates (Per City Council Resolution No. 79138 C.M.S.) For The City's

Bidding And Award Of City Contracts

07-0057

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

No specific date

[View Report Part 1.pdf,](#)

[View Report Part 2.pdf,](#)

[View Report Part 3.pdf](#)

Subject: Job Training Performance Standards

From: Community and Economic Development Agency

Recommendation: Action On A Report On The Job Training Performance Standards Of

City-Funded Workforce Development Programs And The Costs-Per-Outcome Of Adult Services

Funded Under The Workforce Investment Act

07-0166

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

No specific date

[View Report.pdf,](#)

[View Supplemental Report.pdf](#)

Subject: 66th Avenue Streetscape Improvement

From: Community and Economic Development Agency

Recommendation: Adopt An Agency Resolution Authorizing A Contract With Design,

Community & Environment In An Amount Not To Exceed \$200,000 To Prepare Design And

Engineering Documents For The 66th Avenue Streetscape Improvement Project

[07-0161](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/5/2007

[View Report.pdf](#)

Subject: Reuse Of The Ninth Avenue Terminal

From: Community and Economic Development Agency

Recommendation: Conduct A Public Hearing And Upon Conclusion Take Action On A Report

And Recommendations For The Adaptive Reuse Of The Ninth Avenue Terminal, Per Condition

Of Approval No. 25 Of The Oak To Ninth Development, To Create A Vintner's Hall, Including A

Winemaking Center, A Tasting Room, A Waterfront Restaurant, And A Water-Oriented

Recreation Retail Facility Within 90,000 Square Feet Of The Terminal Building

07-0162

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council

as a Public Hearing

[View Report.pdf](#)

Subject: Coliseum Commercial Façade Improvement Plan

From: Community and Economic Development Agency

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Adopting The Coliseum Commercial Façade Program, Allocating

\$125,000 For The Program From Fiscal Year 2007-2008 Coliseum Redevelopment Funds, And

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

The Program Without Returning To The Agency; And

07-0165

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/5/2007

[View Report.pdf](#)

2) An Agency Resolution Adopting The Coliseum Commercial Tenant Improvement Program,

Allocating \$250,000 For The Program From Fiscal Year 2007-2008 Coliseum Redevelopment

Funds, And Authorizing The Agency Administrator To Enter Into Grant Contracts And

Third-Party Design Contracts Necessary To Administer The Program Without Returning To The

Agency

[07-0165-1](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/5/2007

Subject: Oakland Community Housing Portfolio

From: Community and Economic Development Agency

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing Up To \$1 Million In Operating Loans To Oakland

Community Housing, Inc., Or Its Affiliates, For The Following Affordable Rental Projects: The

California Hotel (3501 San Pablo Avenue); Drasnin Manor (2530 International Boulevard);

Eldridge Gonaway Commons (115 3rd Avenue); Foothill Plaza (6311 Foothill Boulevard); James

Lee Court (690 15th Street); Kenneth Henry Court (6455 Foothill Boulevard); Marin Way (2000

Internstional Boulevard); Nueva Vista (3700 International Boulevard); The Oaks Hotel (587 15th

Street); San Antonio Terrace (1485 E 22nd Street); Slim Jenkins Court (700 Willow Street); And

07-0167

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/5/2007

[View Report.pdf](#)

2) An Agency Resolution Authorizing The Removal Of Affordability Restrictions On The

2001-2007 Linden Street Residential Project, And Rescinding Resolution No. 2007-0033 C.M.S.

Authorizing A Reloan Of Funds To The Project; And

07-0167-1

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/5/2007

3) An Agency Resolution Authorizing The Removal Of Affordability Restrictions Upon

Repayment In Full Of Four Site Acquisition Loans Previously Made To Oakland Community

Housing, Inc., On Properties Located At 1662-1664 7th Street, 1666 7th Street, 1672 7th Street

And 715 Campbell Street

[07-0167-2](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/5/2007

Subject: Affordable Housing Located Between 18th And 19th Street

From: Community and Economic Development Agency

Recommendation: Adopt An Agency Resolution Amending Agency Resolution No. 2005-0067

C.M.S. Authorizing A \$2,464,400 Predevelopment And Development Loan To Resources For

Community Development For The Fox Courts Affordable Housing Development Located

Between 18th Street, 19th Street, San Pablo Avenue And Telegraph Avenue To (1) Convert A

Portion Of The Loan In The Amount Of \$2,000,000 To A Grant; And (2) Redesignate The

\$1,280,000 Portion Of The Funding Now Designated For Development Costs To

Predevelopment Costs

07-0244

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/5/2007

[View Report.pdf](#)

Subject: Oakland Ambassadors Program

From: Councilmember Jane Brunner

Recommendation: Action On A Report And Recommendations For The Oakland Ambassadors

Program

[07-0261](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/5/2007

[View Report.pdf](#)

[05-24 Rules Item 5](#)

[View Item.pdf](#)

6

A review of the Agendas for the Concurrent Meeting of ORA/City Council for the meeting

of June 5, 2007 and the Rules and Legislation Committee meeting of June 7, 2007

A motion was made by Vice Mayor Chang, 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

[05-24 Rules Item 6](#)

[View Item.pdf](#)

7

Subject: Support Of Assembly Bill 161

From: Councilmember Nancy Nadel

Recommendation: Adopt A Resolution In Support Of Assembly Bill 161 (Bass) The

Collaborative Opportunity For Rehabilitation Act Of 2007

07-0214

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

that this matter be *Approve the Recommendation of Staff, and Forward

to the Concurrent Meeting of the Oakland Redevelopment Agency / City

Council, due back on June 5, 2007 as a Consent Calendar item. 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

[View Report.pdf](#)

8

Subject: Enactment Of Senate Bill 840

From: Council President De La Fuente

Recommendation: Adopt A Resolution Urging The State Legislature And The Governor Of

California To Provide Comprehensive Universal Health Care For The People Of California By

Enacting Senate Bill 840, "The California Universal Healthcare Act"

[07-0266](#)

A motion was made by Member Brunner, seconded by Member Reid, that

this matter be *Approve the Recommendation of Staff, and Forward to the

Concurrent Meeting of the Oakland Redevelopment Agency / City Council,

due back on June 5, 2007 as a Consent Calendar item. 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

[View Report.pdf](#)

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 11:32

AM.

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.

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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