# 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, Cali	fornia, 94612
City of Oakland Website: http://www.oaklandnet Thursday, September 14, 2006 10:30 AM	.com
	City Council Chambers - 3rd Floor
The Oakland City Council Rules and Legislation Committee convened at	
11:01am, 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 *Approve as Submitted	
Approval of the Draft Minutes from the Committee meeting of July 13, 2006 *Approve as Submitted 3 Determination of Schedule of Outstanding Committee Items *Approve as Submitted (Rules Item 3 09-12) View Report.pdf	
4	

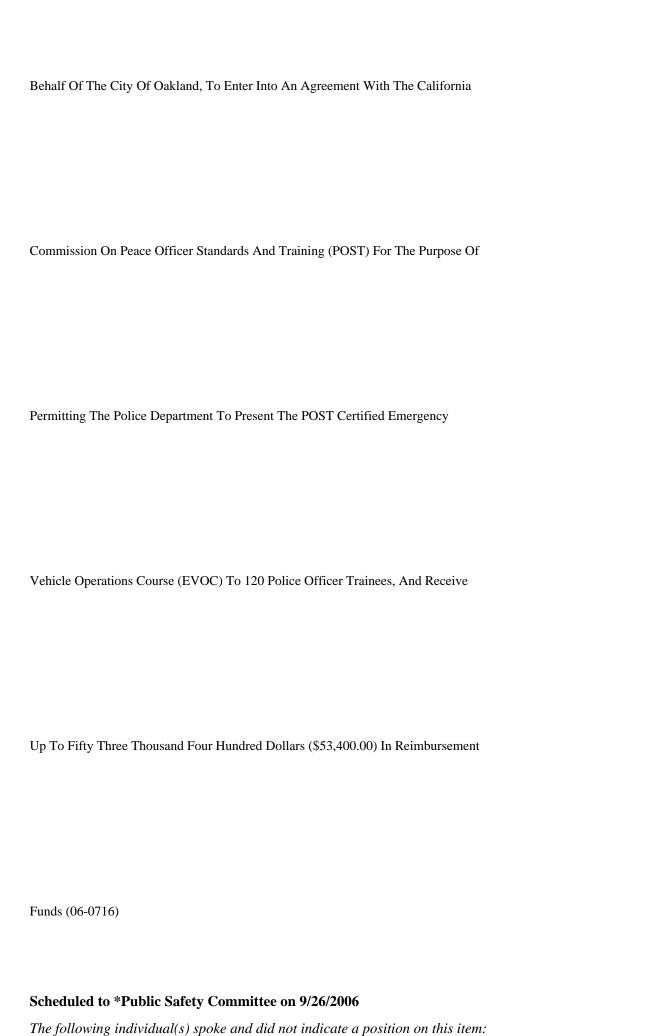
Scheduling of Agenda Items and revisions to the agenda(s) for the ORA/City Council

meeting of September 19, 2006 (SUPPLEMENTAL)

A motion was made by Member Brunner, 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
S-4-1
Subject: Problem Solving, Patrol and Walking Officers
From: Oakland Police Department
Recommendation: Action On A Report And Action Plan From The Office Of The
Chief Of Police On Strategic Area Command And Community Policing Efforts
Related To The Deployment Of Problem Solving Officers, Patrol Officers, And
Walking Officers (06-0710)

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

this matter be Scheduled to the Concurrent Meeting of the Oakland
Redevelopment Agency / City Council, to be heard at the October 3, 2006
meeting. The motion carried by the following vote:
Votes:
No; 1 - Member Brunner
Aye; 3 - Member Chang, Member Reid and Chair De La Fuente
View Report.pdf,
View Supplemental Report.pdf S-4-2
Subject: Peace Officer Standards And Training
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On



View Report.pdf S-4-3
Subject: Violent Death Reporting System
From: Oakland Police Department
Recommendation: Receive An Informational Report from the Alameda County
Public Health Department "Violence in Oakland" A Public Health Crisis, Violent
Death Reporting System 2002-2004 (06-0727)
Scheduled to *Public Safety Committee on 9/26/2006  View Report.pdf S-4-4
Subject: Post Certified Academy Recruit Training Officer Course
From: Oakland Police Department

- Sanjiv Handa

Recommendation: Adopt A Resolution Authorizing The City Administrator, On	
Behalf Of The City Of Oakland, To Enter Into An Agreement With The California	
Commission On Peace Officer Standards And Training (POST) For The Purpose Of	
Permitting The Police Department To Present The Post Certified Academy Recruit	
Training Officer Course Up To Three Times Throughout The Course Of The	

Agreement To 72 Students, And To Receive Up To Nine Thousand Three Hundred
And Seven Dollars And Ninety Eight Cents (\$9,307.98) In Reimbursement Funds
(06-0745)
Scheduled to *Public Safety Committee on 9/26/2006  The following individual(s) spoke and did not indicate a position on this item:  - Sanjiv Handa
View Report.pdf S-4-5
Subject: City Attorney's Annual Report
From: Office of the City Attorney
Recommendation: Hear The Presentation of the City Attorney's Annual Report; On
The October 24, 2006 Finance And Management Committee Agenda (06-0720)
Scheduled to *Finance & Management Committee on 10/24/2006 S-4-6

Subject: Priority Project Funds - District Four	
From: Vice Mayor Quan	
Recommendation: Adopt A Resolution Authorizing For Immediate Allocation of	
Councilmember Jean Quan's Priority Project Funds to the City of Oakland Office of	
Parks and Recreation for the Woodminster Music Series (06-0721)	
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /	
City Council on 9/19/2006	
Agency/Councilmember Chang made a motion, seconded by Agency/Council	
Agency/Councilmember Chang made a motion, seconded by Agency/Council  President De La Fuente, to to approve the following urgency finding pursuant	

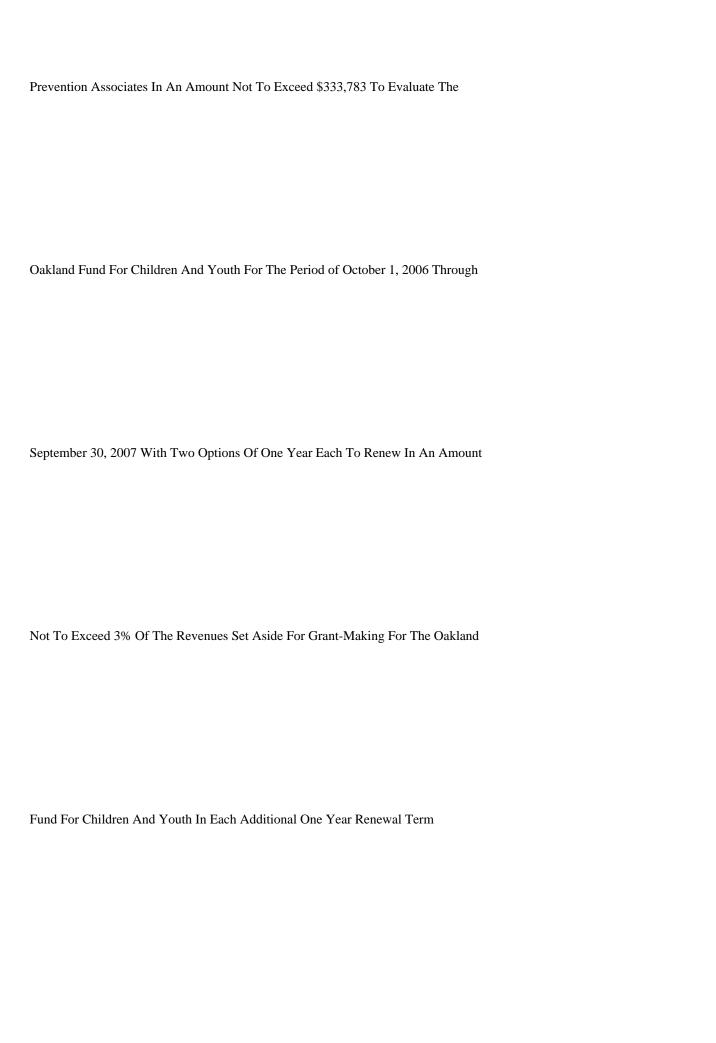
Item: that there is a need to take immediate action which came to the attention
of the local body after the agenda was posted, and that the need to take
immediate action (1) is required to avoid a substantial adverse impact that
would occur if the action were deferred to a subsequent special or regular
meeting.
View Report.pdf,
View Revised Report.pdf S-4-7
Subject: Public Art Advisory Committee - Appointment
From: Cultural Arts and Marketing

Recommendation: Adopt A Resolution Appointing Jennifer Easton As A Member of
The Cultural Affairs Commission's Public Art Advisory Committee (06-0712)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 9/26/2006
View Report.pdf S-4-8
Subject: Rene Yung - Professional Services Agreement
From: Cultural Arts and Marketing
Recommendation: Adopt A Resolution Authorizing The City Administrator To
Negotiate And Execute A Professional Services Agreement With Rene Yung For
Public Art Design, Fabrication And Installation Services For The 81st Avenue
Branch Library In An Amount Not To Exceed Ninety-Two Thousand Five Hundred

Dollars (\$9	2,500) (06-0713)
Scheduled Review Ro	d to *Life Enric

# chment Committee on 10/10/2006 S-4-9 Subject: Oakland Fund For Children And Youth - Evaluation Department Of Human Services From: Recommendation: Adopt A Resolution Authorizing The City Administrator To

Execute A Contract Between The City Of Oakland And Community Crime



(06-0744)
Scheduled to *Life Enrichment Committee on 9/26/2006  View Report.pdf S-4-10
Subject: Housing Development Loan To FHP Housing Associates
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Amending Resolution No. 63120 C.M.S.
Authorizing A \$1,350,000 Housing Development Loan To FHP Housing Associates

Change The Terms Of The Loan From A 30 Year Amortizing Loan To A 55 Year

For The Foothill Plaza Rental Project Located At 6311 Foothill Boulevard To

Residual Receipts Loan (06-0711)
Scheduled to *Community & Economic Development Committee on
9/26/2006
View Report.pdf S-4-11
Subject: Industrial Strategy
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To
Apply For And, Upon Receipt, Appropriating A \$200,000 Planning Grant From The
U.S. Department Of Commerce, Economic Development Administration (EDA)
And Authorizing Expenditure Of \$52,500 As The Local Match For Development Of

An	Oakland	Industrial	Strategy	(06-0714)	)
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### Scheduled to \*Community & Economic Development Committee on

#### 9/19/2006

 $\frac{\text{View Report.pdf}}{\text{S-4-12}}$ 

Subject: Rent Adjustment Program

From: Community and Economic Development Agency

Recommendation: Receive An Annual Report Regarding Rent Adjustment Program

Income, Costs And Operations For Fiscal Year 2005-2006 And Anticipated Costs

For Fiscal Years 2006-2009 (06-0718)

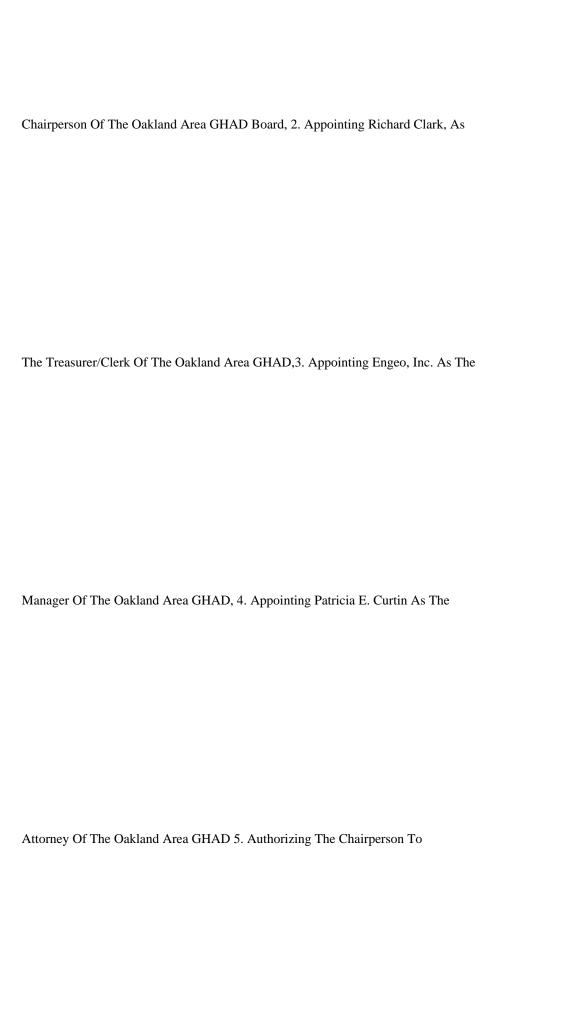
### Scheduled to \*Community & Economic Development Committee on

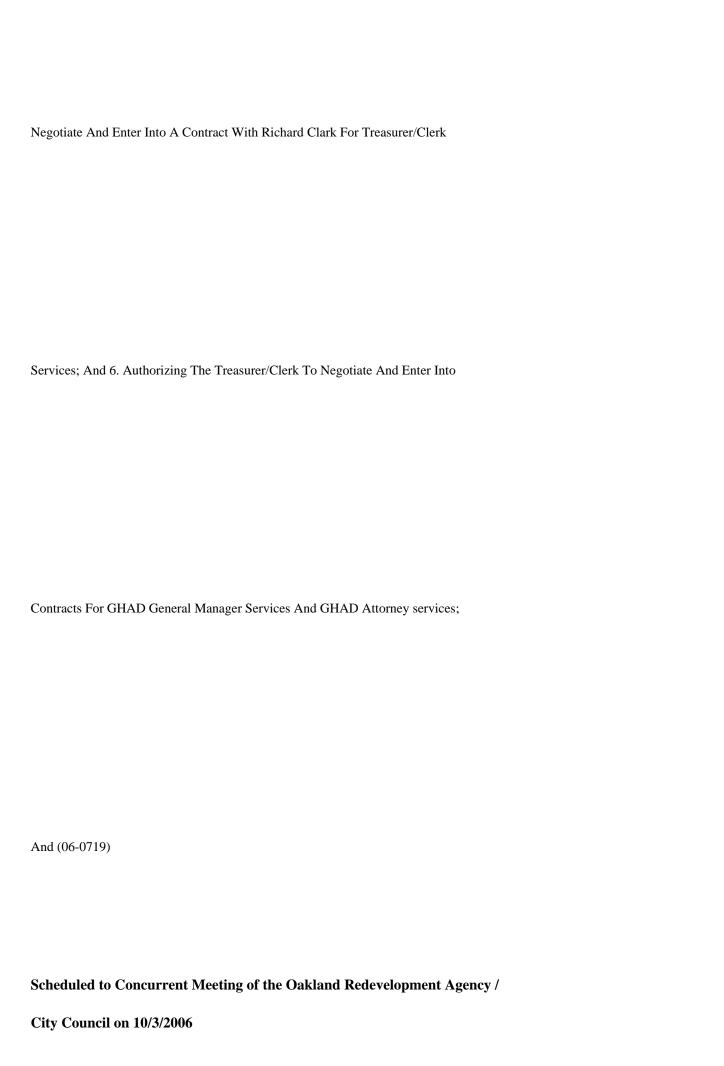
9/26/2006

View Report.pdf S-4-13

Subject: Geologic Hazard Abatement District

From:	Community and Economic Development Agency
Recomm	endation: Conduct A Public Hearing
And Upo	on Conclusion Adopt The Following Pieces Of Legislation:
1) A R	Resolution: 1. Election/appointment OfAs The





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#### View Report.pdf

2) A Resolution Accepting The Oakland Area GHAD Plan Of Control And Setting A Public

Hearing To Consider Objections To The Plan Of Control; And (06-0719-1)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

#### **City Council on 10/3/2006**

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3) A Resolution Approving Oakland Area GHAD Budget; And (06-0719-2)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

#### City Council on 10/3/2006

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4) A Resolution Of Intention To Order An Assessment For The Oakland Area GHAD And

Setting A Date For A Public Hearing To Consider The Proposed Assessment And Protests

Against The Assessment (06-0719-3)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

**City Council on 10/3/2006** 

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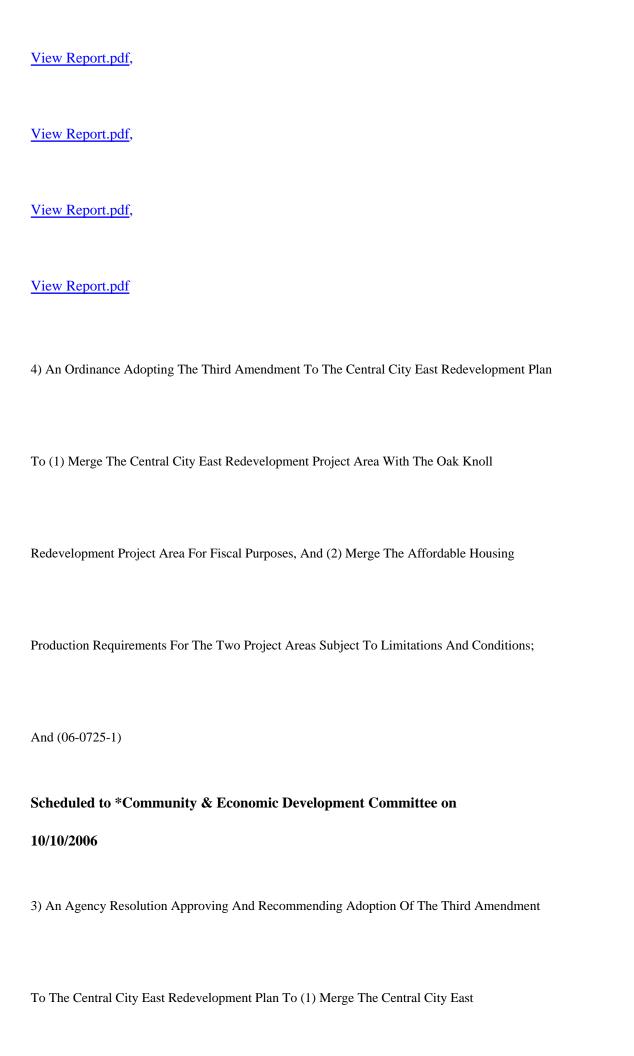
Subject: Central City East And The Oak Knoll Redevelopment Plans Merger

From:	Community and	Economic Deve	lopment Agenc	у	
Recommen	ndation: Adopt The	e Following Piec	es Of Legislation	on:	
1) An Age	ncy Resolution Ap	proving And Re	commending A	doption Of The S	econd



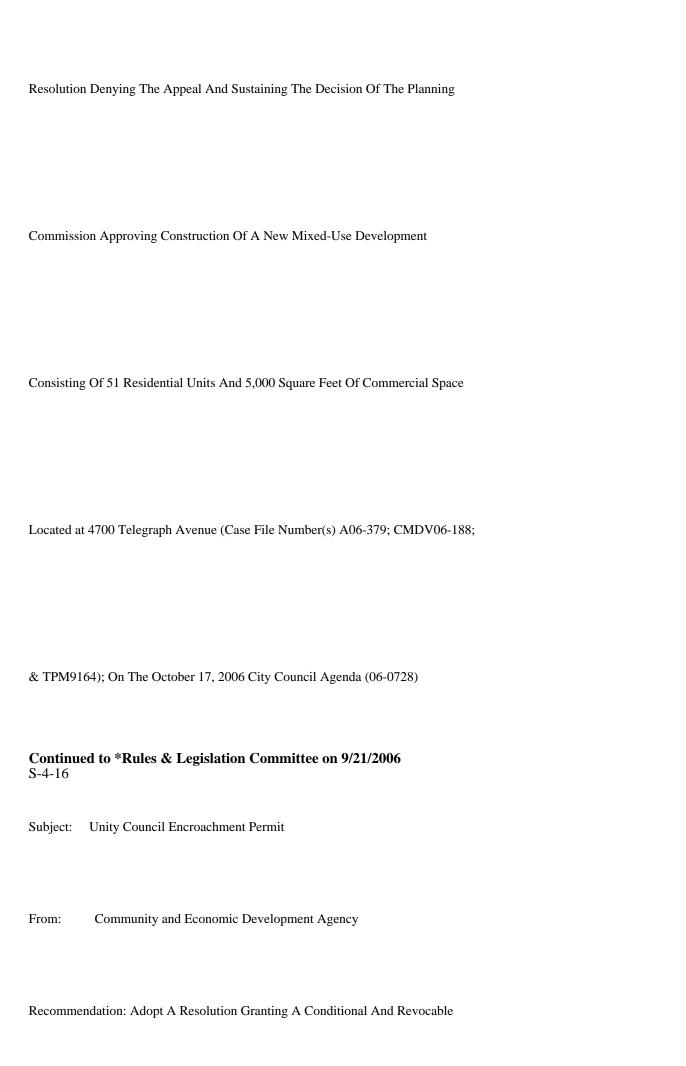
(3) Raise The Limits On Receipt Of Tax Increment Revenues And Bonded	
Indebtedness, (4) Replace The Land Use Map With The Current General Plan Land	
Use Map, (5) Expand The List Of Authorized Public Improvements, and (6) Make	
Other Text Changes; And (06-0725)	
Scheduled to *Community & Economic Development Committee on	

10/10/2006



Redevelopment Project Area With The Oak Knoll Redevelopment Project Area For Fiscal
Purposes, And (2) Merge The Affordable Housing Production Requirements For The Two
Project Areas Subject To Limitations And Conditions; And (06-0725-2)
Scheduled to *Community & Economic Development Committee on
10/10/2006
2) An Ordinance Adopting The Second Amendment To The Oak Knoll Redevelopment Plan To
(1) Merge The Oak Knoll Redevelopment Project Area With The Central City East
Redevelopment Project Area For Fiscal Purposes, (2) Merge The Affordable Housing Production
Requirements For The Two Project Areas Subject To Limitations And Conditions, (3) Raise The
Limits On Receipt Of Tax Increment Revenues And Bonded Indebtedness, (4) Replace The Land

Use Map With The Current General Plan Land Use Map, (5) Expand The List Of Authorized
Public Improvements, And (6) Make Other Text Changes; And (06-0725-3)
Scheduled to *Community & Economic Development Committee on
10/10/2006
5) An Agency Resolution Adopting The 2006-2007 To 2010-2011 Implementation Plan For The
Oak Knoll Redevelopment Project (06-0725-4)
Scheduled to *Community & Economic Development Committee on
<b>10/10/2006</b> S-4-15
Subject: Mixed-Use Development Appeal - 4700 Telegraph Avenue
From: Community and Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A



Encroachment Permit To The Unity Council To Clean And Maintain The Avenida
De La Fuente Plaza Year-Round (06-0731)
Scheduled to *Public Works Committee on 9/26/2006  View Report.pdf S-4-17
Subject: West Oakland Redevelopment Project - Project Committee Extension
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing A One-Year Extension Of The
Project Area Committee For The West Oakland Redevelopment Project To
November 18, 2007; On The October 24, 2006 Community And Economic
Development Committee Agenda (06-0738)
Scheduled to *Community & Economic Development Committee on
<b>10/24/2006</b> S-4-18

Subject: Alameda County Transportation Expenditure Plan - Amendment	2
From: Public Works Agency	
Recommendation: Adopt A Resolution Endorsing Amendment No. 2 To Th	e 1986
Measure B Alameda County Transportation Expenditure Plan To: 1) Replac	e The
Route 84 Realignment Project With The I-880 To Route 238 East-West Cor	inector

Project; 2) Replace The Route 238 (Mission Boulevard) Widening Project In
Fremont, Union City, And Hayward With Three Separate Projects, One In Each
Jurisdiction; And 3) Reprogram Funds Earmarked For The Route 238 And Route 84
Realignment (Historic Parkway) Projects In Hayward, Fremont, And Union City To
The Replacement Projects In These Three Cities (06-0706)
Scheduled to *Public Works Committee on 9/26/2006 View Report.pdf S-4-19

Subject:	Lakeside Park Fire Hydrant Project
From:	Public Works Agency
Recommen	dation: Adopt A Resolution Authorizing The City Administrator, Or Her
Designee, T	Γο Award A Construction Contract To R.V. Stich Construction, Inc., For
The Lakesi	de Park Fire Hydrant Project (No. C242113) In The Amount Of Three
Hundred Ei	ighty Eight Thousand Four Hundred Seventy Four Dollars (\$388,474.00)
(06-0707)	
Scheduled View Repo S-4-20	d to *Public Works Committee on 9/26/2006 ort.pdf

Subject: Installation Of Stop Signs

From:	Public Works Agency
Recommend	dation: Adopt A Resolution Approving Installation Of Stop Signs On: 1)
32nd Street	At Chestnut Street; 2) 100th Avenue At Holly Street; And 3) Acalanes
Drive At 10	95th Avenue (06-0708)
Scheduled View Repo S-4-21	to *Public Works Committee on 9/26/2006 ort.pdf
Subject: 1	Erin Vang - Tree Removal Appeal
From:	Public Works Agency
Recommen	dation: Conduct A Public Hearing And Upon Conclusion Adopt A
Resolution ?	Denying The Appeal Filed By Erin Vang Against The Decision Of The

Public Works Agency Approving The Issuance Of Tree Removal Permit DR06-028
For An Undeveloped Lot At 6468 Oakwood Drive (Assessor's Parcel # 048F 7375
017) (06-0709)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 10/3/2006
View Report.pdf,
Item 14.1, Final Reso, Vang Tree Appeal.pdf S-4-22
Subject: Resurfacing Of Certain Streets In The City Of Oakland
From: Public Works Agency
Recommendation: Adopt A Resolution Waiving The Competitive Bid Process And

Authorizing The City Administrator To Negotiate New Prices And Increase The
Construction Contract With McGuire And Hester For The Resurfacing Of Certain
Streets In The City Of Oakland For Fiscal Year 2003-2004 (Project No. C234930)
By An Amount Not-To-Exceed \$2,000,000.00 For A Total Contract Amount
Not-To-Exceed \$7,100,000.00 (06-0724)
Scheduled to *Public Works Committee on 9/26/2006
View Report.pdf,
View Supplemental Report.pdf,
View Supplemental Report.pdf S-4-23
Subject: Delinquent Real Property Transfer Taxes

From: Finance and Management Agency
Recommendation: Conduct A Public Hearing On Assessment Of Liens For
Delinquent Real Property Transfer Taxes; On the December 5, 2006 City Council
Agenda (06-0717)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 12/5/2006 S-4-24
Subject: Delinquent Business Taxes
From: Finance and Management Agency
Recommendation: Conduct A Public Hearing On Assessment Of Liens For
Delinquent Business Taxes; On The December 5, 2006 City Council Agenda
(06-0735)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 12/5/2006
S-4-25

Subject:	Transient Occupancy Transfer Taxes
From:	Finance and Management Agency
Recomme	endation: Conduct A Public Hearing On Assessment Of Liens For
Delinquer	nt Transient Occupancy Taxes; On the December 5, 2006 City Council
Agenda ((	06-0736)
Schedule	ed to Concurrent Meeting of the Oakland Redevelopment Agency /
City Cou S-4-26	incil on 12/5/2006
Subject:	Delinquent Mandatory Garbage Fees
From:	Finance and Management Agency
Recomme	endation: Conduct A Public Hearing On Assessment Of Liens For
Delinquer	nt Mandatory Garbage Fees; On the December 5, 2006 City Council

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 12/5/2006
S-4-27
Subject: Community Policing Advisory Board Report
From: Office of the City Administrator
Recommendation: Action On A Report From The Community Policing Advisory
Board Related To The Deployment Of Problem Solving Officers And
Implementation Of Community Policing (06-0726)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 10/3/2006
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
View Report.pdf S-4-28
Subject: Meetings For The Week Of October 29, 2006
From: Office of the City Administrator

Recommendation: A Request From The Office Of The City Administrator To
Confirm The Cancellation Of The November 7, 2006 Meeting Of The Oakland City
Council And Oakland Redevelopment Agency Due To The General Election And To
Confirm The Scheduling Of A Meeting Of The Oakland City Council And Oakland
Redevelopment Agency For Tuesday, October 31, 2006 (5th Tuesday) (06-0732)
Accepted S-4-29
Subject: Fiscal Year 2007-2009 Biennial Budget Schedule
From: Office Of The City Administrator
Recommendation: A Discussion And Action On The Proposed Schedule For The
Fiscal Year 2007-2009 Biennial Budget Development Process (06-0739)
Scheduled to *Finance & Management Committee on 9/26/2006

Scheduled to \*Finance & Management Committee on 9/26/2006 <u>View Report.pdf</u> S-4-30

Subject: Annual Report On Council And Mayoral Pay-Go Commitments
From: Office Of The City Administrator - Budget Office
Recommendation: Receive An Informational Annual Report On Fiscal Year
2005-2006 Council And Mayoral Pay-Go Committments Through June 30, 2006
(06-0741)
Scheduled to *Finance & Management Committee on 9/26/2006
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
View Report.pdf (Cmte Pending 9-14-06) Scheduled to *Finance & Management Committee on 9/26/2006 Item 4, cmte pend lists.pdf REQUESTS SUBMITTED UPON THE DIAS
Subject: Earned Income Tax Credit Campaign
From: Councilmember Nadel
Recommendation: Hear A Presentation From The City Of Oakland's 2006 Earned Income Tax
Credit (EITC) Campaign (06-0770)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 10/3/2006

View Report.pdf

Subject:	Alvarado Road Landslide
From:	Councilmember Brunner
Recommen	ndation: Adopt A Resolution Authorizing An Agreement With Private Property
Owners To	o Abate An Imminent Hazard On 21 Drury Court And Lots 15, 16, 13, And 20
Claremont	Knolls In The Oakland Hills Waiving Further Bidding As Permitted Under Oakland

Municipal Code Section 2.04.050.I And Authorizing The City Administrator To Informally Rebid
Or Negotiate If Necessary, And Award A Construction Contract In Accord With Plans And
Specifications For Winterization Work Associated With The Alvarado Road Landslide Within
Budget In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000), Without
Return To City Council (06-0769)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 10/3/2006
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## View Revised Report.pdf

5

A review of the Council Committees' actions from September 12, 2006 and determination of

scheduling to the ORA/City Council meeting of September 19, 2006 or future dates

(MATRIX)

### \*Approve with the following amendments

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

- Sanjiv Handa
- David Mix

(Cmte Matrix 914-06)

Committee Matrix 09-12-06.pdf

A review of the Agendas for the Council Committees for the meeting(s) of September 26,

2006

### \*Approve as Submitted

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

- Sanjiv Handa

## FROM SEPTEMBER 12, 2006 LIFE ENRICHMENT COMMITTEE $\frac{1}{6}$

Subject: Oakland Museum Agreement

From: Oakland Museum of California

Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A

Ten-Year Management/Operations Agreement Between The City Of Oakland And The Oakland

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council
as a Non-Consent item
View Report.pdf,
80155 CMS.pdf
(Cmte Agendas 9-14-06)  Item 6, draft cmte agendas.pdf 7
Subject: Propositions 1A and 1B
From: Public Works Agency
Recommendation: Adopt The Following Pieces Of Legislation:
1) A Resolution Declaring The City Of Oakland's Support For Proposition 1A (Transportation

\*Approve the Recommendation of Staff, and Forward to Concurrent

Funding Protection Legislative Constitutional Amendment); And (06-0627)

# Meeting of the Oakland Redevelopment Agency / City Council on

9/19/2006

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

View Report.pdf,

80131 CMS.pdf

View Report.pdf,

2) A Resolution Declaring The City Of Oakland's Support For Proposition 1B (Highway Safety,

Traffic Reduction, Air Quality, And Port Security Bond Act Of 2006) (06-0627-1)

\*Approve the Recommendation of Staff, and Forward to Concurrent

Meeting of the Oakland Redevelopment Agency / City Council on

## 9/19/2006

 $\frac{80132 \text{ CMS.pdf}}{8}$ 

Subject: Support of Proposition 1C

From: Community and Economic Development Agency

Recommendation: Adopt A Resolution To Support Proposition 1C, The Housing And Emergency

Shelter Trust Fund Act Of 2006 (06-0677)

\*Approve the Recommendation of Staff, and Forward to Concurrent

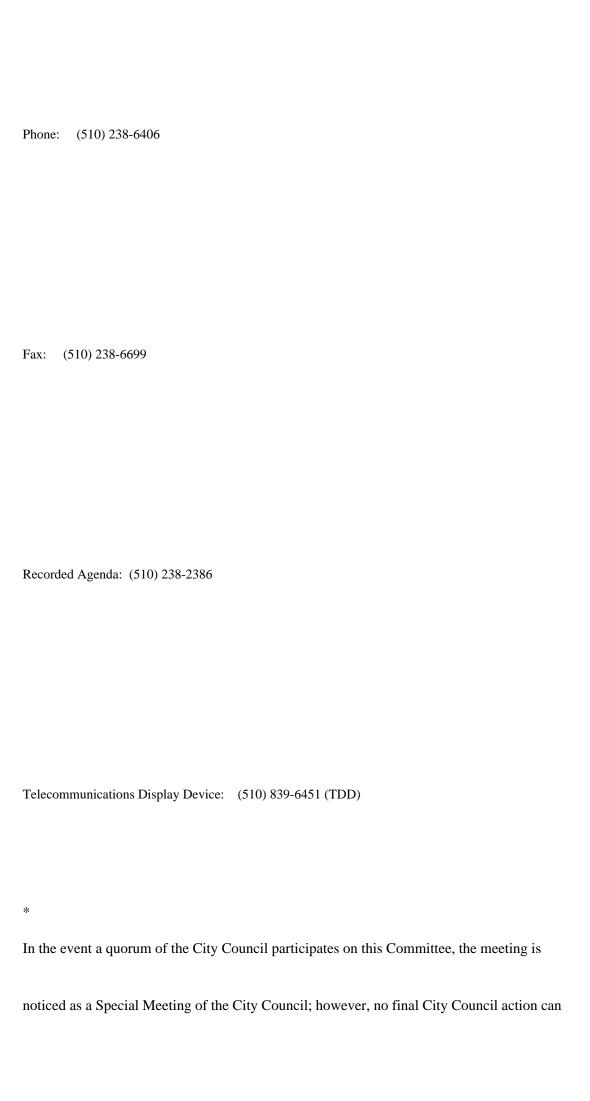
Meeting of the Oakland Redevelopment Agency / City Council on

## 9/19/2006

The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
View Report.pdf,
80133 CMS.pdf 9
Subject: State Propositions Summary
From: City Council
Recommendation: Receive An Informational Report From The City's State Lobbyist, Townsend
Public Affairs, Summarizing California State Propositions On The November 7, 2006 Election
Ballot (06-0676)
*Received and Filed
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 during 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 12:10

p.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





be taken.

City Clerk and Clerk of the Council