Meeting Minutes City of Oakland

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Office of the City Clerk		
Oakland City Hall		
1 Frank H. Ogawa Plaza		
Oakland, California 94612		
LaTonda Simmons, City Clerk		
*R	Rules & Legislation Committe	ee
Oakland City Hall, 1 Fra	nk H. Ogawa Plaza, Oakland, C	California, 94612
City of Oakland	l Website: http://www.oaklandr	net.com
Thursday, October 05, 2006	10:30 AM	City Council Chambers - 3rd Floor
Roll Call / Call to Order Present: Member Chang, Member Reid, Ch	air Brunner and Member Brunner	
The Oakland City Council Rules and Legisl	aton Committee convened at 10:51	
AM with Councilmember Reid presiding as	Chairperson.	
1 Closed Session		
A motion was made by Chair Brunner, so	econded by Member Chang, to	
*Approve as Submitted. The motion car	ried by the following vote:	
Votes: Aye; 4 - Member Chang, Member Reid, Ch	air Brunner and Member Brunner	
The City Attorney scheduled a Closed Session	on for Tuesday, October 17, 2006 at	
3 PM.		
2 Approval of the Draft Minutes from the Cor	mmittee meeting of September 21, 2	006
A motion was made by Chair Brunner, so	econded by Member Chang, to	
*Approve the Minutes. The motion carri	ied by the following vote:	

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

3 Determination of Schedule of Outstanding Committee Items
A motion was made by Member Chang, seconded by Chair Brunner, to
*Approve as Submitted. The motion carried by the following vote:
Votes: Aye; 4 - Member Chang, Member Reid, Chair Brunner and Member Brunner 4
Scheduling of Agenda Items and revisions to the agenda(s) for the Council Committee

meetings of October 10, 2006 (SUPPLEMENTAL)

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

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

following vote:

Votes:

Aye; 4 - Member Chang, Member Reid, Chair Brunner and Member Brunner S-4-1

Subject: 2006 DNA Capacity Enhancement Grant

From: Oakland Police Department

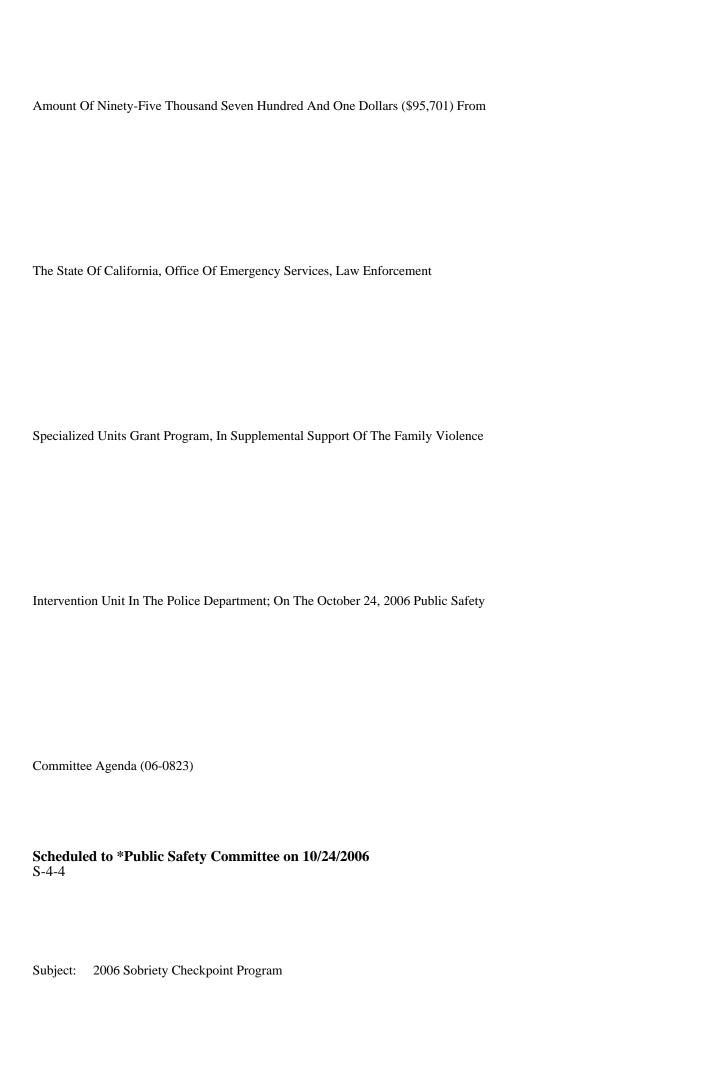
Recommendation: Adopt A Resolution Authorizing The City Administrator, On

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

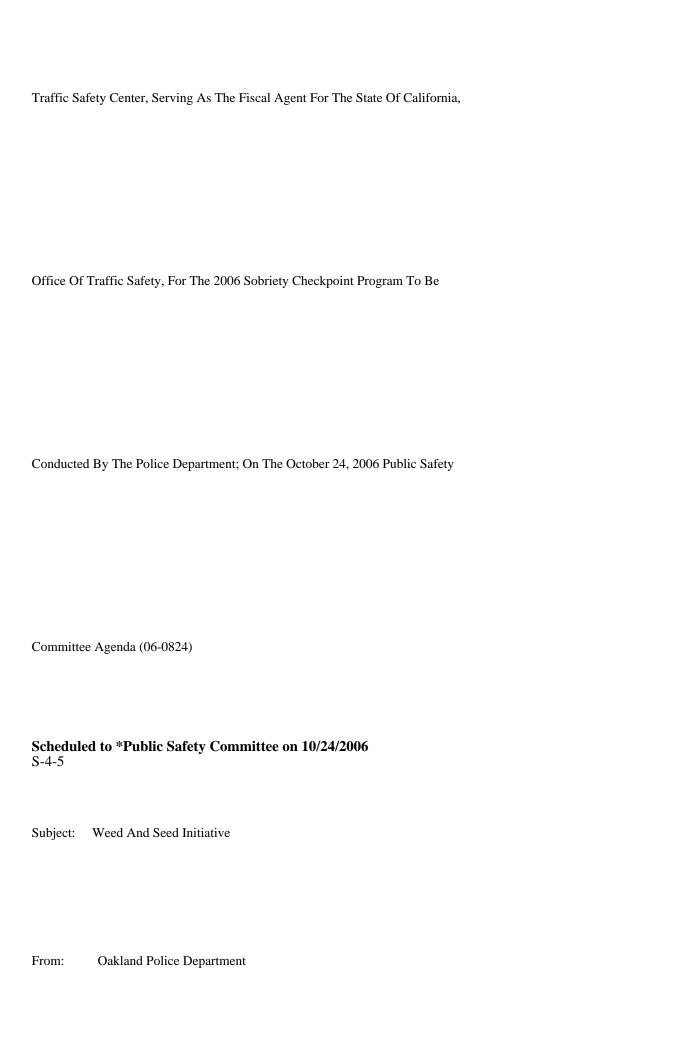
Amount Not To Exceed One Hundred Ten Thousand Dollars (\$110,000) From The
U.S. Department Of Justice, National Institute Of Justice, (USDOJ/NIJ) For
Implementation Of The 2006 DNA Capacity Enhancement Grant Program In The
Police Department (06-0664)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 10/31/2006
View Report.pdf,
View Supplemental Report.pdf S-4-2
Subject: Emerging Crime Trends
From: Oakland Police Department
Recommendation: Receive An Informational Report From The Chief Of Police On

mational Report From T

Current And Emerging Crime Trends That Affect The Quality Of Life In The City
Of Oakland (06-0809)
Scheduled to *Public Safety Committee on 10/24/2006 for scheduling S-4-3
Subject: Law Enforcement Specialized Units Grant 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 The



From:	Oakland Police Department
Recommen	ndation: Adopt A Resolution Authorizing the City Administrator, On
Behalf Of	The City Of Oakland, To Accept And Appropriate Grant Funds In An
Amount N	ot To Exceed One Hundred Two Thousand Seven Hundred One Dollars
And Sever	nty-Six Cents (\$102,701.76) From The University Of California, Berkeley,



Recommendation: Receive An Informational Report From The Chief Of Police On
The Programmatic Evaluation Of The West Oakland Weed And Seed Initiative,
Sponsored By The U.S. Department Of Justice, Office Of Justice Programs,
Community Capacity Development Office; On The October 24, 2006 Public Safety
Committee Agenda (06-0825)
Scheduled to *Public Safety Committee on 10/24/2006 S-4-6
Subject: Anniversary of Women's Right to Vote
From: Councilmember Nancy Nadel
Recommendation: Adopt A Resolution in Recognition Of The 95th Anniversary Of
Women In California Winning The Right To Vote (06-0801)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 10/17/2006

View Report.pdf,	
80189 CMS.pdf	
S-4-7	
Subject: Travel Authorization For Vice Mayor Quan And Councilmember Reid	
From: Vice Mayor Quan	
Recommendation: Adopt A Resolution Authorizing Vice Mayor Jean Quan And	
Councilmember Larry Reid To Travel To Reno, Nevada To Attend The National	
League Of Cities 83rd Congress Of Cities And Exposition, December 5-9, 2006	
(06-0805)	
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /	
City Council on 10/31/2006	
View Report.pdf S-4-8	
Subject: Project Priority Funds - District Five	
From: Council President De La Fuente	

Recommendation: Adopt A Resolution Immediately Allocating \$100,000 From The
Priority Project Funds Of City Council President Ignacio De La Fuente To Oakland's
Chabot Space And Science Center (06-0806)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 10/17/2006
View Report.pdf,
80206 CMS.pdf
S-4-9
Subject: National Save For Retirement Week
From: Vice Mayor Quan
Recommendation: Adopt A Resolution Declaring October 22 Through October 28,
2006 As National Save For Retirement Week (06-0808)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 10/17/2006
Veiw Report.pdf,
80190 CMS.pdf
S-4-10
Subject: Impact Of Assembly Bill 2987

From: Councilmember Reid
Recommendation: Receive An Informational Report On The Impact Of Governor
Arnold Schwarzenegger's Signing Of AB 2987, The Video And Cable Service Bill
(06-0816)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 10/31/2006 S-4-11
Subject: Celebrating And Honoring The Oakland Athletics
From: Council President De La Fuente
Recommendation: Adopt A Resolution Celebrating And Honoring The Oakland
Athletics Baseball Team On Winning The American League West Division
(06-0817)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 10/17/2006

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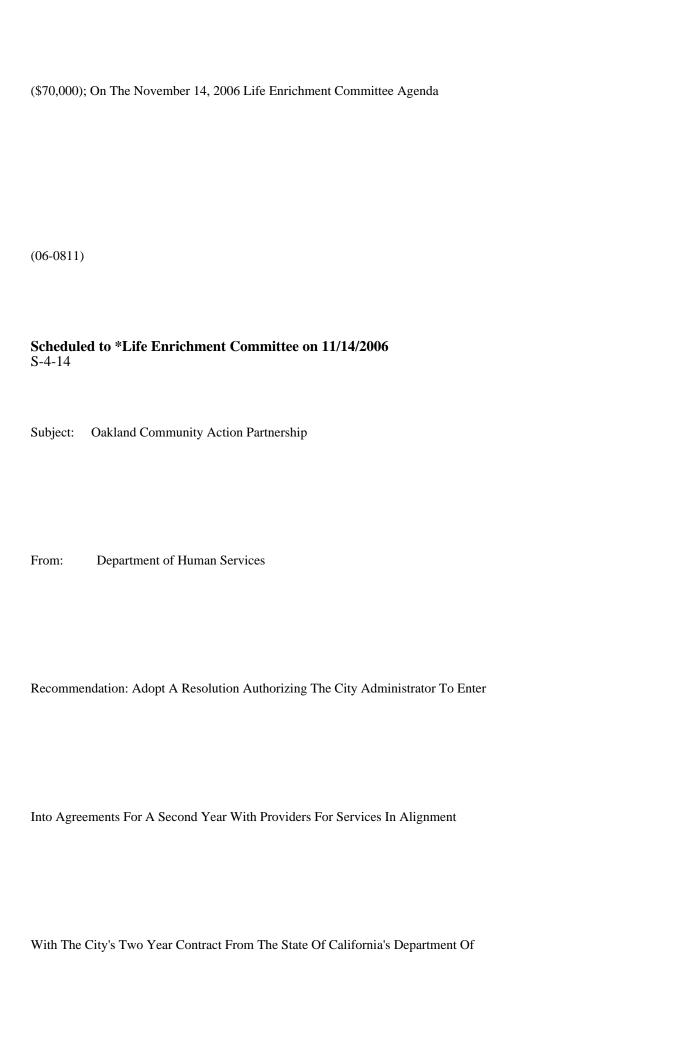
80191 CMS.pdf S-4-12 Subject: Public Art Design - Rockridge-Temescal Greenbelt From: Cultural Arts And Marketing Recommendation: Adopt A Resolution Authorizing A Professional Services Agreement With Mark Brest Van Kempen For Public Art Design And Fabrication Services For The Rockridge-Temescal Greenbelt In An Amount Not To Exceed

Scheduled to *Life Enrichment Committee on 11/14/2006 S-4-13

Sixty Thousand Dollars (\$60,000); To Be Scheduled (06-0420)

Subject: Public Art Design - Professional Services Agreement

From:	Cultural Arts and Marketing	
Recommend	ndation: Adopt A Resolution Authorizing The City Administrator To	
Negotiate Ai	And Enter Into A Professional Services Agreement With Lynne-Rachel	
Altman Ric	chard Jennings, Biliana Stremska And Daniel Schmidt For Public Art	
, Tallanda, Talla		
Design, Fabı	brication And Installation Services For The Measure DD: Children's	
Fairyland Pr	Project In An Amount Not To Exceed Seventy Thousand Dollars	



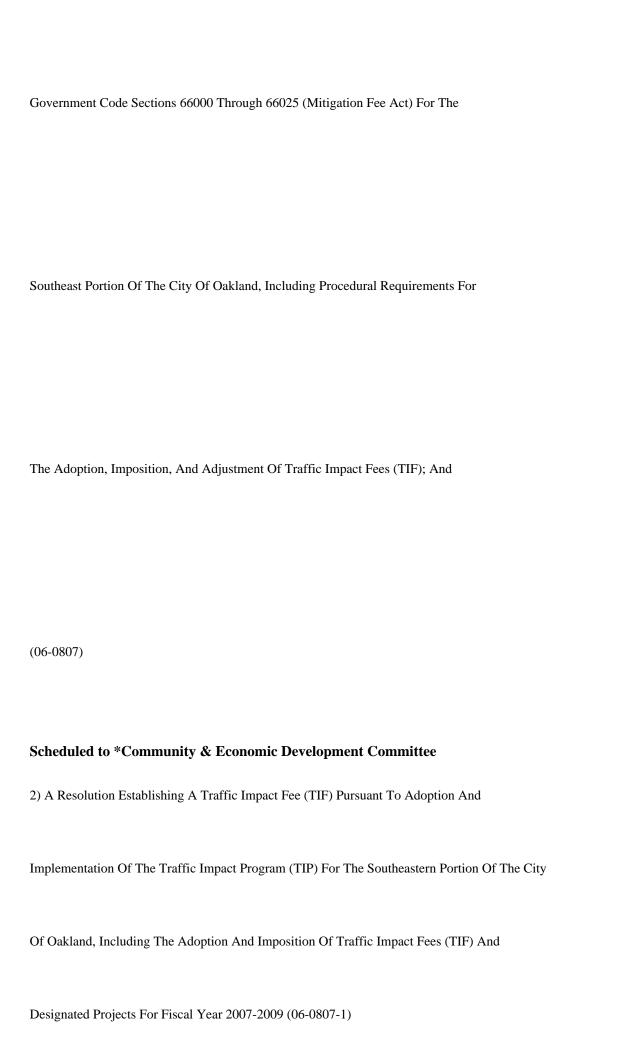
Community Services And Development (CSD) For Calendar Years 2006 And 2007;
On The November 28, 2006 Life Enrichment Committee Agenda (06-0813)
Scheduled to *Life Enrichment Committee on 11/28/2006 S-4-15
Subject: Build West Oakland - Agreement
From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Agency
Administrator To Enter Into An Agreement With 16th Street Train Station, LLC, To
Provide Funding In An Amount Not To Exceed \$616,757 For The Preservation Of

The Baggage Wing Property At The 16th Street Train Station In West Oakland
(06-0786)
Scheduled to *Community & Economic Development Committee on
10/24/2006
View Report.pdf S-4-16
Subject: Conley Consulting - Agreement
From: Community and Economic Development Agency
Recommendation: A Request To Withdraw From The October 24, 2006 Community
And Economic Development Committee Agenda A Resolution Authorizing A

Professional Services Agreement With Conley Consulting Group To Develop A
Citywide Retail Recruitment Strategy And Implementation Plan In An Amount Not
To Exceed \$485,000; And Reschedule To The November 14, 2006 Community And
Economic Development Committee Agenda (06-0787)
Scheduled to *Community & Economic Development Committee on
11/14/2006 S-4-17
Subject: Design Review Procedures
From: Community and Economic Development Agency

Recommendation: Adopt An Ordinance To Adopt: 1) Amendments To The Zoning
Regulations To Revise Design Review Procedures And Thresholds Citywide And
Make Other Minor Zoning Code Revisions; And 2) Amendments To The Zoning
Maps To Eliminate The S-14, S-18, And S-19 Combining Zone Overlays; On The
December 5, 2006 City Council Agenda (06-0790)
Continued to *Rules & Legislation Committee on 10/12/2006 for scheduling S-4-18
Subject: Traffic Impact Program

From:	Community and Economic Development Agency
Recommen	dation: Adopt The Following Pieces Of Legislation:
1) An Ordii	nance Amending The Oakland Municipal Code Title 10, Adding Chapter
70, Establis	shing A Traffic Impact Program (TIP) Pursuant To California



Scheduled to *Community & Economic Development Committee on 10/24/2006 and on the October 31, 2006 City Council Agenda as a Public Hearing S-4-19 Michael And Margaret Chu - Agreement Subject: From: Community and Economic Development Agency Recommendation: Adopt An Ordinance Authorizing The City Administrator, To Enter Into And Execute A Purchase And Sale Agreement With Michael And

Margaret Chu For The Purchase Of 2680 Beaconsfield Place APN:

(048D-7280-028) Consisting Of About 5,929 Square Feet Of Land Located In The
Beaconsfield Canyon For The Fair Market Value Of Sixty Eight Thousand Nine
Hundred Dollars (\$68,900) Plus Closing Costs Not To Exceed Five Thousand
Dollars (\$5,000) For The Measure DD Watershed Acquisition Project; On The
November 14, 2006 Finance And Management Committee Agenda (06-0818)
Scheduled to *Finance & Management Committee on 11/14/2006 S-4-20

Subject: Latham Square And Telegraph Avenue Streetscape
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The Latham Square And
Telegraph Avenue Streetscape Improvement Project On Telegraph Avenue Between
Broadway And 20th Street, Including Reducing The Travel Lanes Between 16th
And 20th Street; On The November 28, 2006 Community And Economic
Development Committee Agenda (06-0819)
Scheduled to *Community & Economic Development Committee on
11/28/2006 S-4-21

Subject:	African American Cultural Center
From:	Community and Economic Development Agency
Recommer	ndation: Adopt A Resolution Amending Resolution No. 74402 C.M.S.
And Resol	ution No. 77943 C.M.S. To Change The Location Of The African
American (Cultural Center From 5714 Martin Luther King Jr. Way To 815 51st

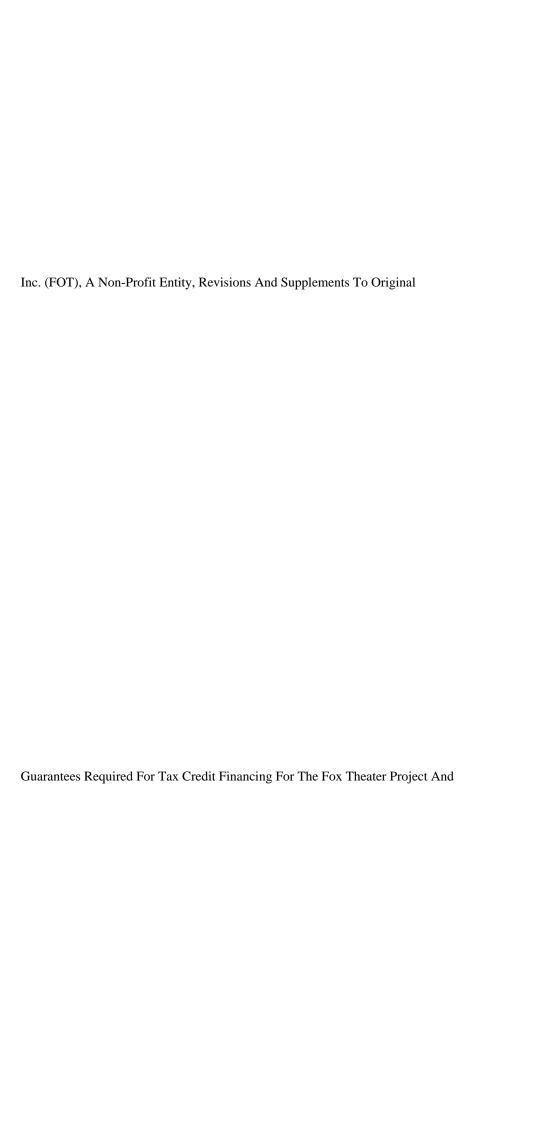
Street, And To Change The Term Of The Lease Agreement With Children's Hospital	
Of Oakland From A Ten Year Lease To A Not To Exceed Eighteen Month Lease,	
With An Option To Purchase The Property For One Dollar; And Authorizing the	
City Administrator To Exercise The Option To Purchase; On The November 14,	
2006 Community And Economic Development Committee Agenda (06-0820)	
Scheduled to *Community & Economic Development Committee on	
11/14/2006	
S-4-22	

From: Community and Economic Development Agency Recommendation: Adopt A Resolution Authorizing An Additional \$163,325 Dollars For An Agreement With St. Francis Electric In An Amount Not To Exceed \$453,325 For The Historical Demarcation Markers Project In The Oak Center Redevelopment Project Area; On The November 14, 2006 Community And Economic Development Committee Agenda (06-0821) Scheduled to *Community & Economic Development Committee on 11/14/2006	Subject: St. Francis Electric - Agreement
For An Agreement With St. Francis Electric In An Amount Not To Exceed \$453,325 For The Historical Demarcation Markers Project In The Oak Center Redevelopment Project Area; On The November 14, 2006 Community And Economic Development Committee Agenda (06-0821) Scheduled to *Community & Economic Development Committee on 11/14/2006	From: Community and Economic Development Agency
\$453,325 For The Historical Demarcation Markers Project In The Oak Center Redevelopment Project Area; On The November 14, 2006 Community And Economic Development Committee Agenda (06-0821) Scheduled to *Community & Economic Development Committee on 11/14/2006	Recommendation: Adopt A Resolution Authorizing An Additional \$163,325 Dollars
Redevelopment Project Area; On The November 14, 2006 Community And Economic Development Committee Agenda (06-0821) Scheduled to *Community & Economic Development Committee on 11/14/2006	For An Agreement With St. Francis Electric In An Amount Not To Exceed
Economic Development Committee Agenda (06-0821) Scheduled to *Community & Economic Development Committee on 11/14/2006	\$453,325 For The Historical Demarcation Markers Project In The Oak Center
Scheduled to *Community & Economic Development Committee on 11/14/2006	Redevelopment Project Area; On The November 14, 2006 Community And
11/14/2006	Economic Development Committee Agenda (06-0821)
	Scheduled to *Community & Economic Development Committee on



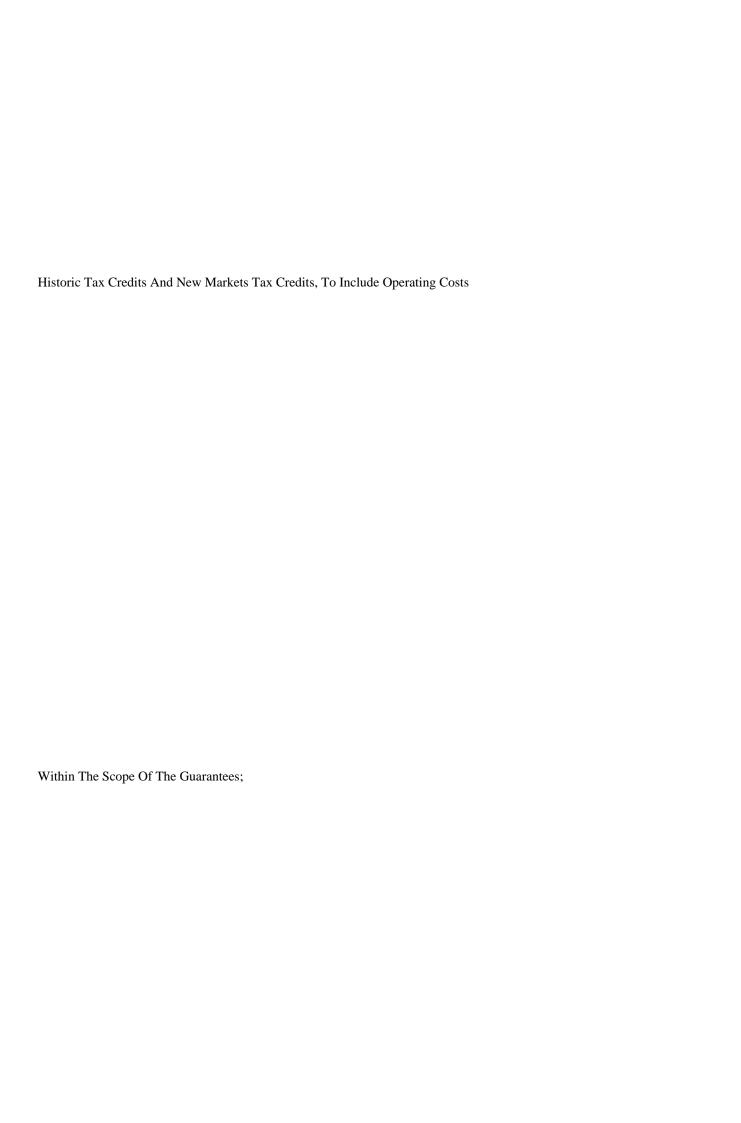


1) An Agency Resolution Authorizing Amendments To The Disposition And
Development Agreement (DDA) Between The Agency And Fox Oakland Theater,

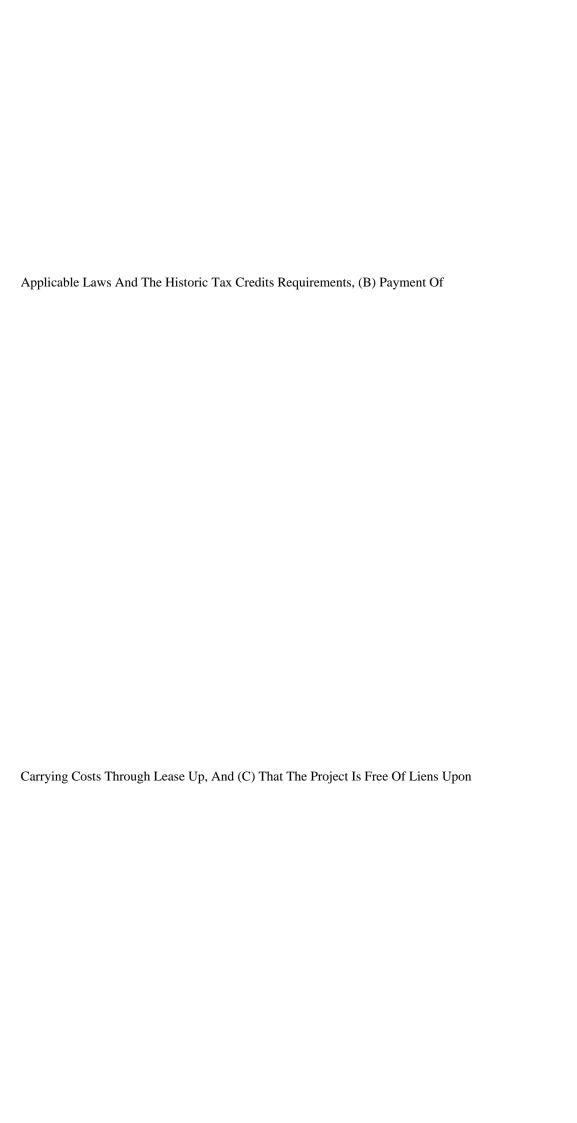


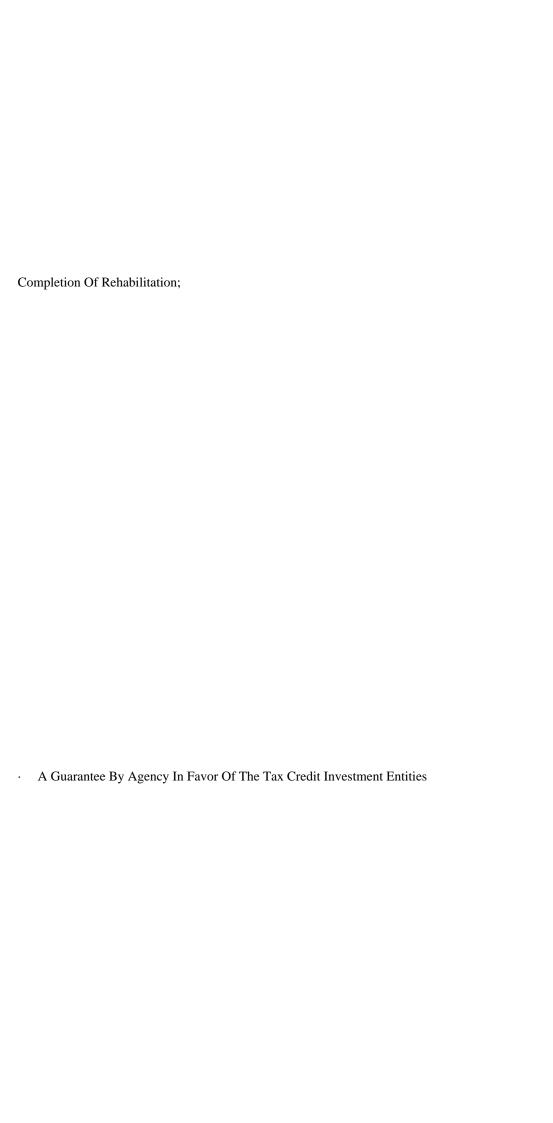


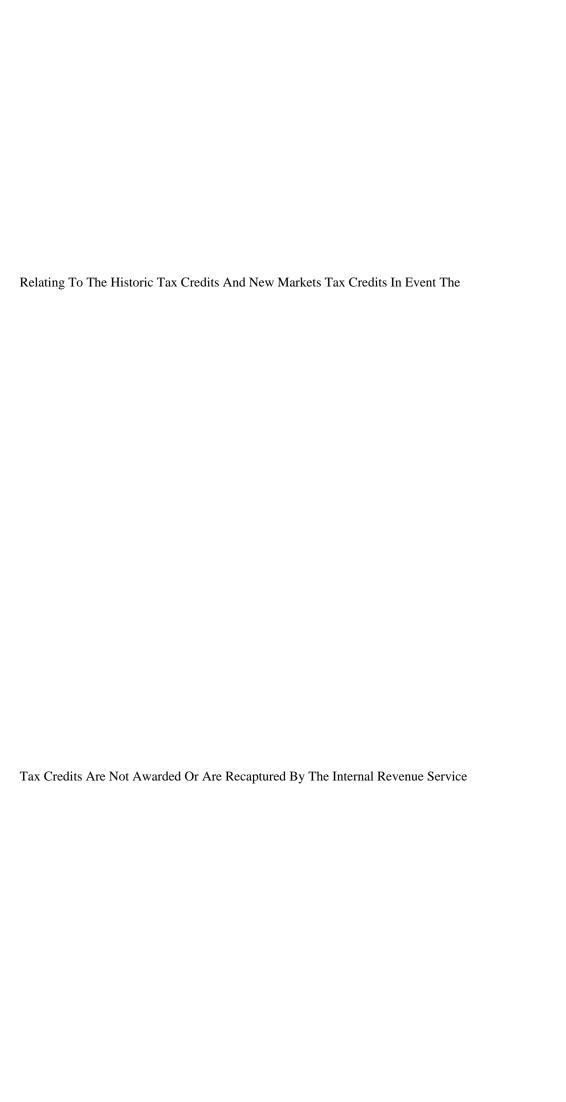
For Conventional Loan To FOT Not To Exceed \$6,500,000, And The Existing	
Contingent Loan Not To Exceed \$3,530,000 For Costs Associated With Obtaining	

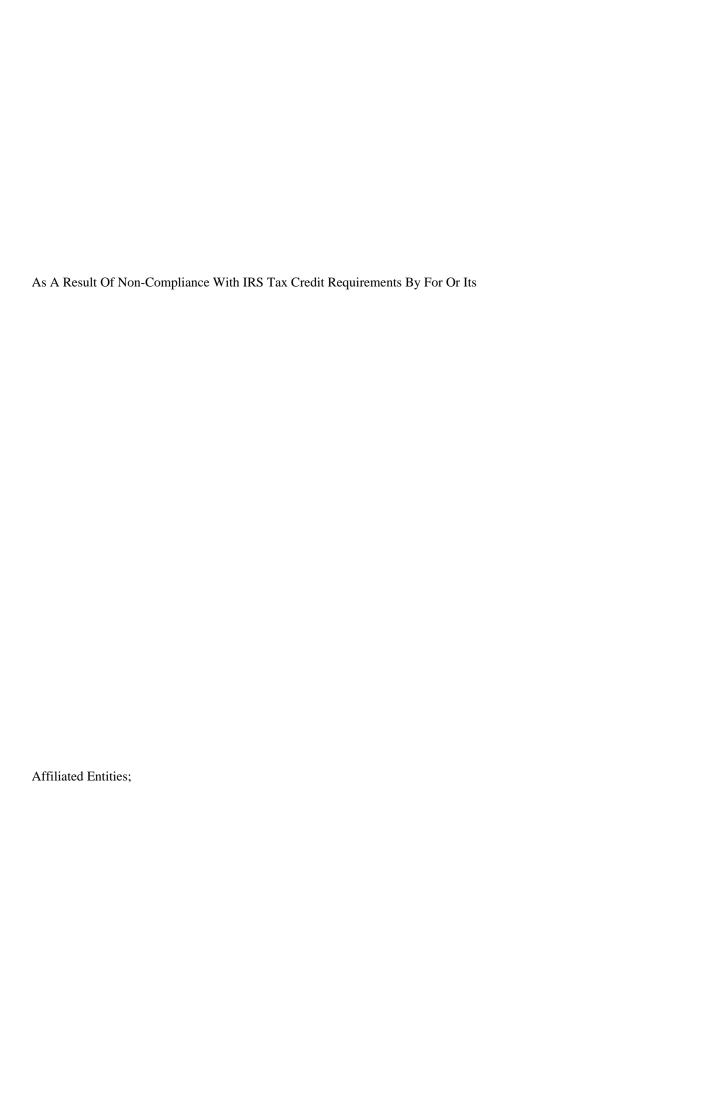


· A Guarantee By The Agency In Favor Of The Tax Credit Investment Entities	
For (A) Completion Of The Fox Theater Rehabiliation Work In Compliance With	







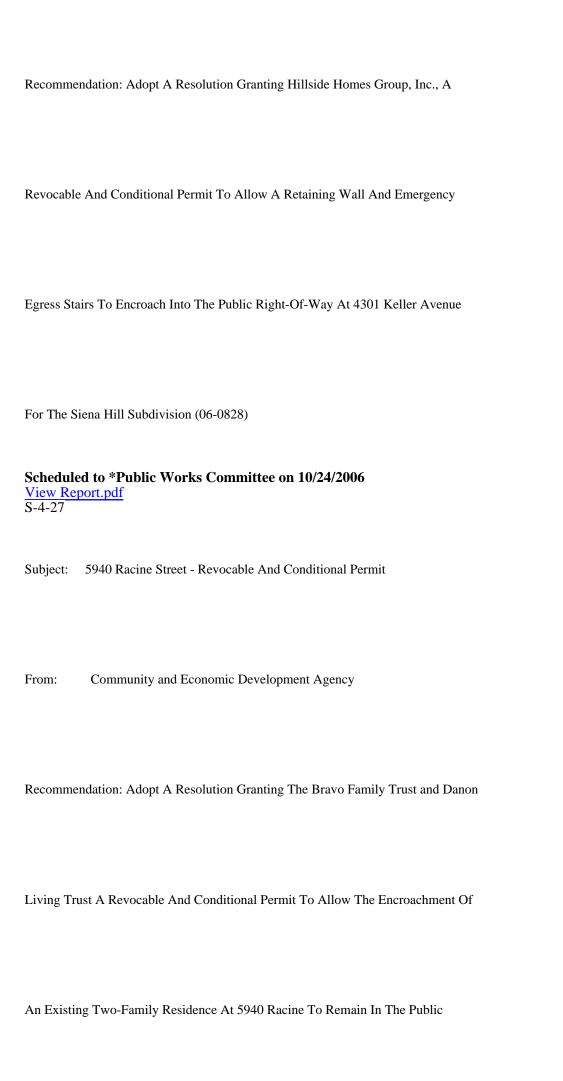


· Environmental Indemnificatio	n For The Lenders And Tax	c Credit Investors To	
Protect Against Existing And Fut	ure, Known Or Unknown E	nvironmental Matters;	

And (06-0822)	
Scheduled to *Community & Economic Development Committee on	
10/24/2006 <u>View Report.pdf</u> S-4-24	
Subject: 330 13th Street LLC - Revocable And Conditional Permits	
From: Community and Economic Development Agency	
Recommendation: Adopt The Following Pieces Of Legislation:	

1) A Resol	lution Granting 330 13th Street LLC A Revocable And Conditional Permit
To Allow .	An Existing Basement For A Building At 330 13th Street To Encroach
	e Public Sidewalk (06-0826)
Schedule View Rep S-4-25	ed to *Public Works Committee on 10/24/2006 port.pdf
Subject:	1615 Broadway - Revocable And Conditional Permits
From:	Community and Economic Development Agency
Recommen	ndation: Adopt The Following Pieces Of Legislation:

1) A Resolution Granting Oakland Cathedral Building LLC A Revocable And
Conditional Permit To Allow An Existing Basement For A Building At 1615
Broadway To Encroach Under The Public Sidewalk Along Broadway and Telegraph
Avenue (06-0827)
Scheduled to *Public Works Committee on 10/24/2006 View Report.pdf S-4-26
Subject: 4301 Keller Avenue - Revocable And Conditional Permits
From: Community and Economic Development Agency



Scheduled to *Public	Works Commit	tee on 10/24/2006
View Report.pdf		
S-4-28		

Subject:	1630 San Pablo Avenue - Revocable And Conditional Permits
From:	Community and Economic Development Agency
Recommen	ndation: Adopt The Following Pieces of Legislation:
1) A Resol	lution Granting Rotunda Garage LP A Revocable And Conditional Permit
To Allow	A Vault And An Electrical Transformer For A Proposed Building At 1630

San Pablo Avenue To Encroach Under The Public Sidewalk Along San Pablo
Avenue (06-0830)
Scheduled to *Public Works Committee on 10/24/2006 View Report.pdf S-4-29
Subject: 6501 San Pablo Avenue - Revocable And Conditional Permit
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Granting Tri City Lofts LLC A Revocable
And Conditional Permit To Allow An Electrical Transformer And Vault For A New
Building At 6501 San Pablo Avenue To Encroach Under The Public Sidewalk Along
65th Street (06-0831)

Subject: Construction Of Sanitary Relief Sewers
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing Award Of A Contract To Andes
Construction, Inc. For The Construction Of Sanitary Relief Sewers Along Clay
Street, 8th Street, Jefferson Street, 6th Street And Martin Luther King Jr. Way
(Project No. C79310) For The Amount Of One Million Nine Hundred Eighty-One
Thousand Three Hundred Thirty-Seven Dollars (\$1,981,337.00) (06-0814)
Scheduled to *Public Works Committee on 10/24/2006 View Report.pdf S-4-31

Subject: Utilization Of Funds

From: Finance and Management Agency	
Recommendation: Receive An Informational Report On The Utiliz	ation Of Funds
Donated By Council Members To External Organizations (06-0840))
Scheduled to *Finance & Management Committee on 10/ View Report.pdf S-4-32	24/2006
Subject: Central District Redevelopment Project Bonds	
From: Finance and Management Agency	

Recommendation: Adopt The Following Pieces Of Legislation:	
1) An Agency Resolution Authorizing The Issuance And Prescribing The Terms,	







Redevelopment Activities In The Redevelopment Project Area; And Authorizing
And Approving Necessary Action In Connection Therewith; (TITLE CHANGE)
And (06-0841)
Scheduled to *Finance & Management Committee on 10/24/2006 View Report.pdf,
View Supplemental Report ndf

S-4-33

Subject:	Salary Ordinance Amendment
From:	Finance and Management Agency
Tioni.	Thiance and Management Agency
Recomme	endation: Adopt An Ordinance Amending The Salary Schedule Of
Ordinance	e No. 12187 (The Salary Ordinance) To: Add The Permanent Full Time
Equivaler	nt Classifications Of Deputy Director Of Police (Non-Sworn) And Grants
Equivaler	at Classifications of Deputy Director of Fonce (From Sworth) Find Stants

Coordinator; Amend The Titles Of The Full Time Classifications Complex Manager
And Assistant Complex Manager To Facilities/Complex Manager, And Assistant
Facilities/Complex Manager Respectively; And To Amend The Effective Date Of
The Salary Increase To The Full Time Equivalent Classification, Concrete Finisher
The Sulary Increase To The Pair Time Equivalent Stassification, Concrete Philippin
From May 30, 2006 To February 4, 2006 (06-0842)
Scheduled to *Finance & Management Committee on 10/24/2006
View Report.pdf ADDITIONAL ITEMS SUBMITTED ON THE DAIS

Subject:	Priority Project Funds - District Three
From:	Councilmember Nadel
Recomme	endation: Adopt A Resolution Authorizing Immediate Allocation of \$100,000 Of
Councilm	ember Nancy J. Nadel's Priority Project Funds To Mandela Foods Cooperative For
Tenant/Bu	uilding Improvements (06-0844)
	ed to Concurrent Meeting of the Oakland Redevelopment Agency /
City Cou	port.pdf
Subject:	Sworn Police Officers
From:	Finance and Management Agency
Recomme	endation: Adopt A Resolution To Adopt Rules And Regulations Governing
Employer	-Employee Relations In City Government Applicable To Sworn Police Officers
(06-0845)	

Schedule	d to Concurrent Meeting of the Oakland Redevelopment Agency /
City Cou	ncil on 10/17/2006
View Rep	<u>oort.pdf</u> ,
80211 CM	<u>IS.pdf</u>
Adopt An A	Agency Resolution Restricting The Use Of Low And Moderate Income Housing
Funds To U	Units For Households At 60% Of Area Median Income, With A Preference For
Household	s At 30% Of Area Median Income (06-0846)
Schedule	d to Concurrent Meeting of the Oakland Redevelopment Agency /
City Cou	ncil on 10/17/2006
View Rep	oort.pdf,
View Rep	oort.pdf
Subject:	American Indian Public Charter School Recognition
From:	Council President De La Fuente and Vice Mayor Quan
Recommen	ndation: Adopt A Resolution To Commend The American Indian Public Charter School
For Being	Recognized By The United States Department Of Education As A 2006 Blue Ribbon
School (06	-0847)
Schedule	d to Concurrent Meeting of the Oakland Redevelopment Agency /
City Cou	ncil on 10/17/2006
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<u>80192 CMS.pdf</u>
(Rules 4 10-05) View Item.pdf 5
A review of the Agendas for the Concurrent Meeting of ORA/City Council for the meeting
of October 17, 2006 and the Rules and Legislation Committee meeting of October 19, 2006
A motion was made by Member Chang, seconded by Chair Brunner, to
*Approve as Submitted. The motion carried by the following vote:
Votes: Aye; 4 - Member Chang, Member Reid, Chair Brunner and Member Brunner OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES) Adjournment
There being no further business, and upon the motion duly made, the Oakland
City Council Rules and Legislation Committee adjourned the meeting at 11:21
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.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

