

# 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, April 06, 2006**

**10:30 AM**

**City Council Chambers - 3rd Floor**

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

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

Fuente

*The Oakland City Council Rules and Legislation Committee convened at 10:35*

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

1

Closed Session

**No Action Taken**

2

Approval of the Draft Minutes from the Committee meeting of March 23, 2006

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

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

**Votes:**

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

Fuente

3

Determination of Schedule of Outstanding Committee Items

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

(RL 04-06-06 ITEM 3)

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4

Scheduling of Agenda Items and revisions to the agenda(s) for the Council Committee

meetings of April 11, 2006 (SUPPLEMENTAL)

**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

S-4-1

Subject: Green Building Guidelines

From: Councilmember Nadel, Councilmember Quan and Councilmember

Brunner

Recommendation: Adopt A Resolution Providing, As Official City Reference

Documents, The Alameda County Residential Green Building Guidelines [For New

Home Construction, Home Re-Modeling And Multifamily Residential

Development], U.S. Green Building Council's LEED™ Rating Systems [For New

Commercial Construction And Remodeling], And Bay-Friendly Landscape

Guidelines, And Recommending Their Use In The City Of Oakland (06-0274)

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

**4/25/2006**

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S-4-2

Subject: Oakland Bike To Work Day

From: Councilmember Kernighan

Recommendation: Adopt A Resolution Proclaiming Thursday, May 18, 2006 As

City Of Oakland Bike To Work Day And May 2006 As City Of Oakland Bike

Month (06-0282)

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

**City Council on 5/2/2006**

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S-4-3

Subject: 50th Anniversary Of The Children's Fairyland Storybook Puppet Theater

From: Council President De La Fuente

Recommendation: Adopt A Resolution Celebrating The 50th Anniversary Of The

Children's Fairyland Storybook Puppet Theater And Proclaiming May 18, 2006

"Storybook Puppet Theater Day" In The City Of Oakland (06-0283)

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

**City Council on 5/2/2006**

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S-4-4

Subject: Measure Y - Transitional Jobs Program Strategy

From: Department of Human Services

Recommendation: Receive A Report And Request To Authorize The Release Of A

Request For Proposals For The Selection Of A Qualified Community Based

Organization, Public Agency Or A Partnership Of Such Organizations To Implement

The Transitional Jobs Program Strategy Of The Measure Y: Violence Prevention

And Public Safety Act Of 2004 (06-0264)

**Scheduled to \*Public Safety Committee on 4/25/2006**

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S-4-5

Subject: Oak To Ninth Mixed Use Development Project

From: Community and Economic Development Agency

Recommendation: Receive An Informational Report, And Action On The Proposed



Oak To Ninth Mixed Use Development: (1) Appeal Of The March 15, 2006

## Planning Commission Actions On The Oak To Ninth Mixed Use Development

Project, Filed By Arthur D. Levy; (2) Request To (A) Certify The Final

Environmental Impact Report, (B) Approve An Amendment To The "Oak To Ninth

Avenue District" Chapter Of The Estuary Policy Plan; (C) Approve An Amendment

To The Estuary Policy Plan Land Use Map From Land Use Designations "Planned

Development 1" And "Parks" To "Planned Development 4" And "Parks," (D)

Approve An Amendment To The Central City East Redevelopment Plan Land Use



Map From Land Use Designation "Planned Waterfront Development 1" To "Planned

Waterfront Development 4," (E) Approve An Amendment To The Central District

Urban Renewal Plan Land Use Map From Land Use Designations "Planned

Waterfront Development 1" And "Parks" To "Planned Waterfront Development 4"

And "Parks," (F) Approve The Proposed "Planned Waterfront Zoning District 4" For

The Oak To Ninth Mixed Use Development And Designate The New Zone On The

Zoning Maps, And (G) Approval Of A Development Agreement. The Oak To Ninth

Mixed Use Development Project Would Result In The Construction Of 3,100



Residential Units, 200,000 Square Feet Of Ground-Floor Commercial Space, A

Minimum Of 3,950 Parking Spaces, 29.9 Acres Of Parks And Public Open Space,

Two Renovated Marinas (Total 170 Boat Slips), And An Existing Wetlands

Restoration Area. The Existing Buildings On The Site, And A Portion Of The 9th

Avenue Terminal Wharf Structure, Will Be Demolished With The Exception Of A

Portion Of The 9th Avenue Terminal And The Jack London Aquatic Center. The

Project Does Not Include Approximately Six Acres Of Privately-Held Property

Along And East Of Fifth Avenue That Contain A Mix Of Commercial And



Industrial Uses, As Well As A Small Community Of Work/Live Facilities; On The

June 20, 2006 City Council Agenda And Scheduling A Public Hearing For The

Same Date (06-0276)

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

**City Council on 6/20/2006**

S-4-6

Subject: Fruitvale Property Business Improvement District of 2006

From: Community and Economic Development Agency

Recommendation: Adopt A Resolution Of Intention To Form The Fruitvale Property

Business Improvement District Of 2006, Granting Preliminary Approval Of The

Management Plan, Directing Filing Of The Proposed Assessment District Boundary

Description, Submitting A Proposed Assessment To The Affected Property Owners

For Majority Protest Procedure Approval; And Scheduling A Public Hearing For

July 18, 2006 (06-0277)

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

**5/9/2006**

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S-4-7

Subject: Geologic Hazard Abatement District

From: Community and Economic Development Agency

Recommendation: Adopt A Resolution To Consider Initiating The Formation Of

The Small Project Geologic Hazard Abatement District (GHAD) And Setting A

Hearing On May 16, 2006 To Consider Formation Of The GHAD. The GHAD Is

Proposed To Initially Encompass The Siena Hill Project As Approved By The

Planning Commission On June 1, 2005 Located On Keller Avenue Between

Greenridge Drive And Rilea Way (APN: 040A-3457-033-01) And To Allow Future

Development Projects The Ability To Annex To The GHAD (06-0278)

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

**5/9/2006**

S-4-8

Subject: Kaiser Hospital Medical Center

From: Community and Economic Development Agency

Recommendation: A Resolution Approving A Preliminary And Final Development

Plan And Design Review For The Kaiser Hospital Medical Center At Broadway

And West Macarthur Blvd; On The June 13, 2006 Community And Economic

Development Committee Agenda (06-0279)

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

**6/13/2006**

S-4-9

Subject: Panoramic Hill - Rezoning

From: Community and Economic Development Agency

Recommendation: Adopt An Ordinance To Rezone The Panoramic Hill

Neighborhood, Comprising Approximately 30 Acres Of Land, In An Area Generally

Located North of Dwight Way, South Of Panoramic Place, East Of The Oakland

Berkeley Border, And West Of Panoramic Way, From The R-20 Low Density

Residential Zone / S-4 Design Review Combining Zone and S-18 Mediated

Residential Design Review Combining Zone To R-10 Estate Residential Zone / S-4

Design Review Combining Zone and S-18 Mediated Residential Design Review



Combining Zone (Case File Number RZ04-042) (06-0280)

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

**5/9/2006**

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S-4-10

Subject: Rezoning Of Two Parcels Off Of Skyline Boulevard

From: Community and Economic Development Agency

Recommendation: Adopt An Ordinance To Rezone 2 Parcels, Comprising

Approximately 9.4 Acres Of Land, Off Of Skyline Boulevard In An Area Generally

Bounded By Skyline High School To The East, Brookpark Road To The West And

Anthony Chabot Regional Park To The North, From The R-30 One-Family

Residential Zone To The R-1 One Acre Estate Residential Zone (Case File Number

RZ04-044) (06-0281)

**Scheduled to \*Community and Economic Development Committee -**

**CANCELLED on 5/9/2006**

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S-4-11

Subject: Rehabilitation of Sanitary Sewers - Nairobi Place

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Reject All Bids And Negotiate With The Bidders (Starting With The Lowest Bidder,

And If Necessary, With The Second And Third Bidders) And Execute A

Construction Contract For The Rehabilitation Of Sanitary Sewers In The Easement

Off Nairobi Place (Project No. C67310) For An Amount Not To Exceed Six

Hundred Eighteen Thousand Nine Hundred Twenty Dollars (\$618,920.00) Without

Return To Council (06-0268)

**Scheduled to \*Public Works Committee on 4/25/2006**

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S-4-12

Subject: Willow Park Renovation

From: Public Works Agency

Recommendation: Adopt A Resolution Rejecting All Bids And Authorizing The City

Administrator To Negotiate Or Re-Bid, Award And Execute A Construction

Contract, Without Return To Council, For The Construction Of Willow Park

Renovation Project (No. C195910) In An Amount Not-To-Exceed Seven Hundred

Fifty-Six Thousand Dollars (\$756,000.00) (06-0269)

**Scheduled to \*Public Works Committee on 4/25/2006**

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S-4-13

Subject: BART Earthquake Safety

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter

Into A Cooperative Agreement With The San Francisco Bay Area Rapid Transit

(BART) District Relating To The BART Earthquake Safety Program And To

Negotiate Reimbursements And Permits (06-0270)

**Scheduled to \*Public Works Committee on 4/25/2006**

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S-4-14

Subject: Peralta Hacienda Historical Park Phase IIIA

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Increase The Change Order Limit To Two Hundred Thousand Dollars

(\$200,000.00) For The Construction Contract With Bay Construction For The

Peralta Hacienda Historical Park Phase IIIA Landscape Improvement Project

(Project No. C196710) For A Total Contract Amount Not-To-Exceed One Million

Seventy-Four Thousand Five Hundred Dollars (\$1,074,500.00) (06-0271)

**Scheduled to \*Public Works Committee on 4/25/2006**

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S-4-15

Subject: Route 260 Deficiency Plan - Operational Improvements On Jackson

Street

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Award A Construction Contract To Ray's Electric, The Sole Responsible And

Responsive Bidder, For The Route 260 Deficiency Plan: Operational Improvements

On Jackson Street At 6th And 7th Streets Project, Federal Project No. CML-5012

(050), (City Project No. G170510/C232820) In The Amount Of One Hundred

Seventy-Five Thousand Six Hundred Twenty-Four Dollars And Fifty Cents

(\$175,624.50) (06-0272)

**Scheduled to \*Public Works Committee on 5/9/2006**

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S-4-16



Subject: Fiscal Year 2006-2007 State Transportation Development Act Funds

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Of Oakland To Apply

For, Accept, And Appropriate Up To Five Hundred Eighty Thousand Two Hundred

Fifty-Seven Dollars (\$580,257.00) In Fiscal Year 2006-2007 State Transportation

Development Act (TDA) Article 3 Funds As Follows: Alameda Avenue Bay Trail

Extension Project In The Amount Of Two Hundred Fifty-Three Thousand Six

Hundred Twenty-One Dollars (\$253,621.00), Bancroft Avenue Bikeway Project,

Phase III (66th To 82nd Avenues) In The Amount Of One Hundred Thirty-Five

Thousand Dollars (\$135,000.00), Bike Lane Restriping And Stenciling Project,

Phase II In The Amount Of One Hundred Seventy-Six Thousand Six Hundred

Thirty-Six Dollars (\$176,636.00), And The Cityracks Bicycle Parking Program,

Phase V In The Amount Of Fifteen Thousand Dollars (\$15,000.00) (06-0273)

**Scheduled to \*Public Works Committee on 5/9/2006**

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S-4-17

Subject: Tax And Revenue Anticipation Notes

From: Finance and Management Agency

Recommendation: Adopt An Ordinance Providing For The Borrowing Of Funds For

Fiscal Year 2006-2007 In An Amount Not To Exceed \$75,000,000 And The

Issuance And Sale Of 2006-2007 Tax And Revenue Anticipation Notes Therefore;

Approving The Publication Of Notices In Connection With Such Sale, And

Authorizing The Award Of Such Notes Subject To Certain Conditions, And Certain

Related Matters (06-0265)

**Scheduled to \*Finance & Management Committee on 4/25/2006**

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S-4-18

Subject: Series 2006, Measure G General Obligation Bonds

From: Finance and Management Agency

Recommendation: Adopt A Resolution Authorizing And Directing The Sale Of Not

To Exceed \$21,000,000 Aggregate Principal Amount Of City Of Oakland,

California, General Obligation Bonds (Series 2006, Measure G) And Levying An Ad

Valorem Tax With Respect Thereto; Authorizing The Publication Of Notice Of

Intention To Sell; Approving The Form Of And Authorizing The Execution And

Delivery Of A Fiscal Agent Agreement; Approving the Form Of And Authorizing

The Distribution Of A Preliminary Official Statement And Authorizing Execution

And Delivery Of An Official Statement; Approving The Retention Of Bond Counsel

And Other Agents; Authorizing Payment Of Costs Of Issuance; And Authorizing

Necessary Actions In Connection Therewith (06-0266)

**Scheduled to \*Finance & Management Committee on 4/25/2006**

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S-4-19

Subject: Purchase Of Real Property At 450 Lancaster Street

From: Finance and Management Agency

Recommendation: Adopt An Ordinance Authorizing The Exercise Of The Option To



Purchase Real Property Located At 450 Lancaster Street For The Oakland Museum

Of California Pursuant To Resolution No. 76569, Authorizing A Lease Of The Real

Property To The Oakland Joint Powers Financing Authority, Authorizing A Sublease

Of The Real Property From The Oakland Joint Powers Financing Authority, And

Authorizing Of Tax-Exempt Lease Financing In An Amount Not To Exceed

\$5,000,000 (06-0267)

**Scheduled to \*Finance & Management Committee on 4/25/2006**

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S-4-20

Subject: Accelerated Police Recruiting, Training And Hiring Plan

From: Office of the City Administrator

Recommendation: Receive A Follow-Up Report And Recommendation Regarding

The Status Of Implementation Of The Department's Reorganization To Expand

Community Policing And The Status of Measure Y Implementation, Specifically

Regarding Officer Recruiting, Training And Hiring And The Deployment Of

Officers To Measure Y Positions (06-0241-1)

**Scheduled to \*Public Safety Committee on 4/25/2006**

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(RL Item 4 04-06-06)

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**ADDITIONAL ITEMS SUBMITTED ON THE DIAS**

Subject: Terry Moreland - Service Recognition

From: Councilmember Brooks

Recommendation: Adopt A Resolution Commending Terry Moreland For Outstanding Volunteer

Service On Behalf Of Oakland Children's Fairyland (06-0284)

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

**City Council on 5/2/2006**

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Subject: Equal Access Ordinance - Status Report

From: Councilmember Kernighan

Recommendation: Receive A Status Report Of The Implementation Of The Equal Access

Ordinance And Recommendations For Improving Language Access To City Services For

Oakland's Diverse Population (06-0203)

**\*Rescheduled to \*Finance & Management Committee on 5/9/2006**

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5

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

meeting(s) of April 18, 2006 and the Rules and Legislation Committee of April 20, 2006

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

(RL Item 5 04-06-06)

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**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 11:04*

*a.m.*

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please contact the Office of the City Clerk. When possible, please notify the City Clerk 48 hours

prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in

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

Office of the City Clerk

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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*