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 26, 2007

10:30 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

Excused: Member Reid and Chair De La Fuente

Present: Vice Mayor Chang and Member Brunner

The Oakland City Council Rules and Legislation Committee convened at 10:45

AM, with Councilmember Jane Brunner presiding as Chairperson

Closed Session

The office of the City Attorney scheduled a Closed Session for 4 - 6 PM on

Tuesday, May 1, 2007

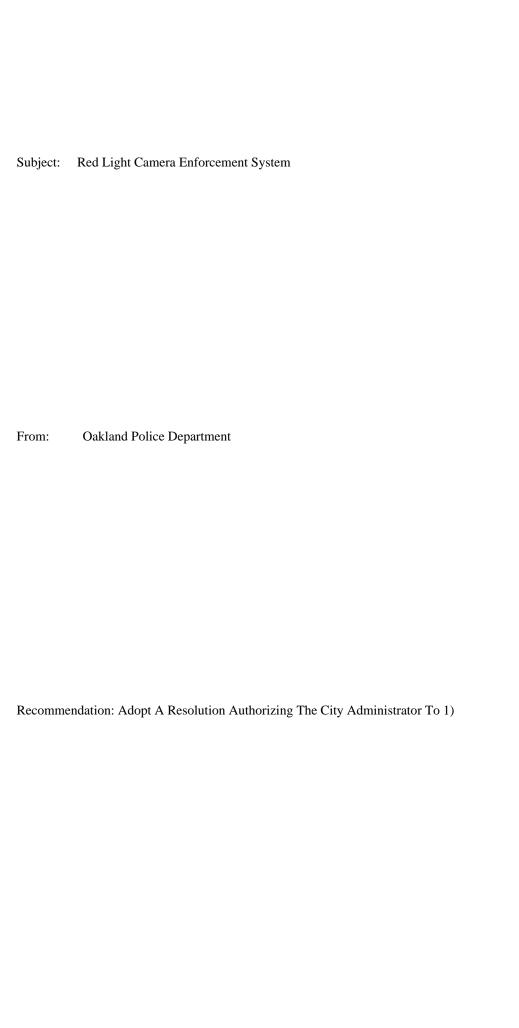
2
Approval of the Draft Minutes
Due to a lack of quorum, there was no action taken on this item
3
Determination of Schedule of Outstanding Committee Items

Due to a lack of quorum, there was no action taken on this item

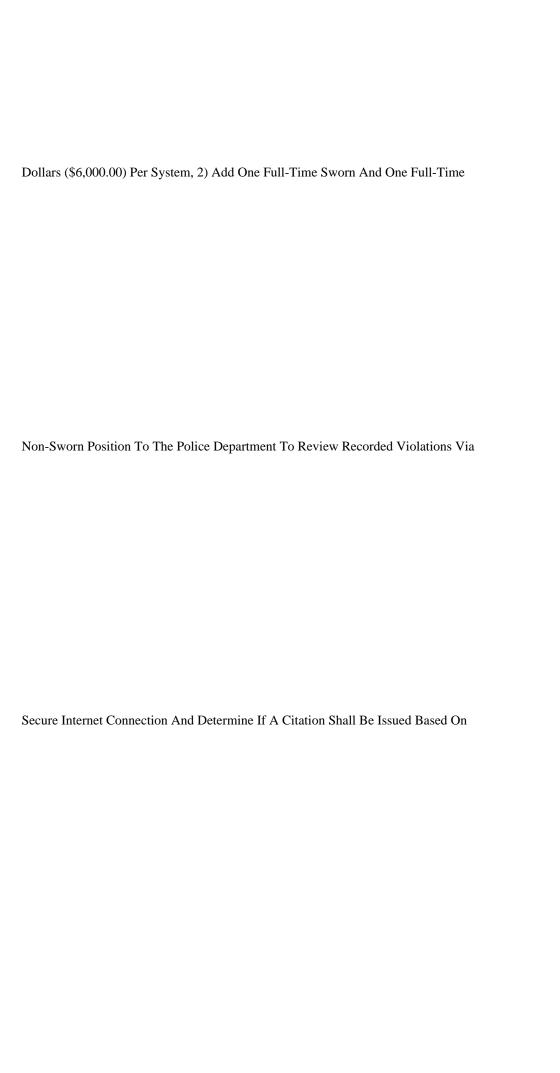
04-26 Rules Item 3 View Item.pdf

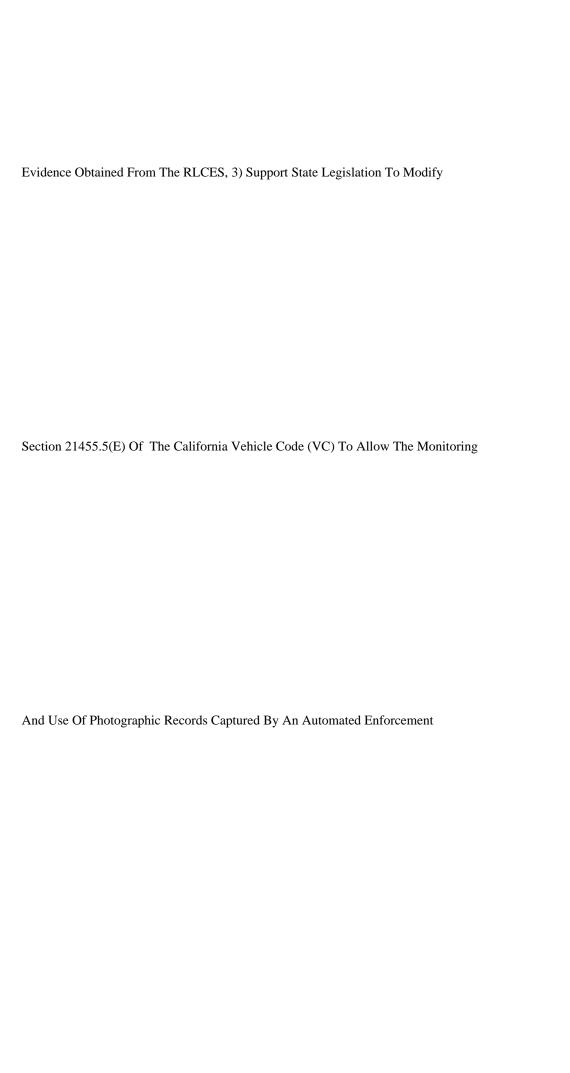
Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting	
of May 1, 2007 (SUPPLEMENTAL)	
Due to a lack of quorum, there was no action taken on this item S-4-1	
Subject: Civil Immigration Laws	
From: Mayor Dellums, President De La Fuente, Councilmembers Brunner &	
Quan	
Recommendation: Adopt A Resolution (1) Calling On The Federal Government To	
Impose A Moratorium On Federal Immigration Raids And To Adopt Fair	

Comprehensive And Humane Federal Immigration Reforms, (2) Affirming That
Oakland Is A City Of Refuge For Immigrants, And (3) Declaring The City's Policy
Against Local Enforcement Of Civil Immigration Laws While Permitting
Cooperation With Federal Agents In Situations Involving Public And Serious Crimes
07-0201 Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 5/15/2007 View Report.pdf S-4-2



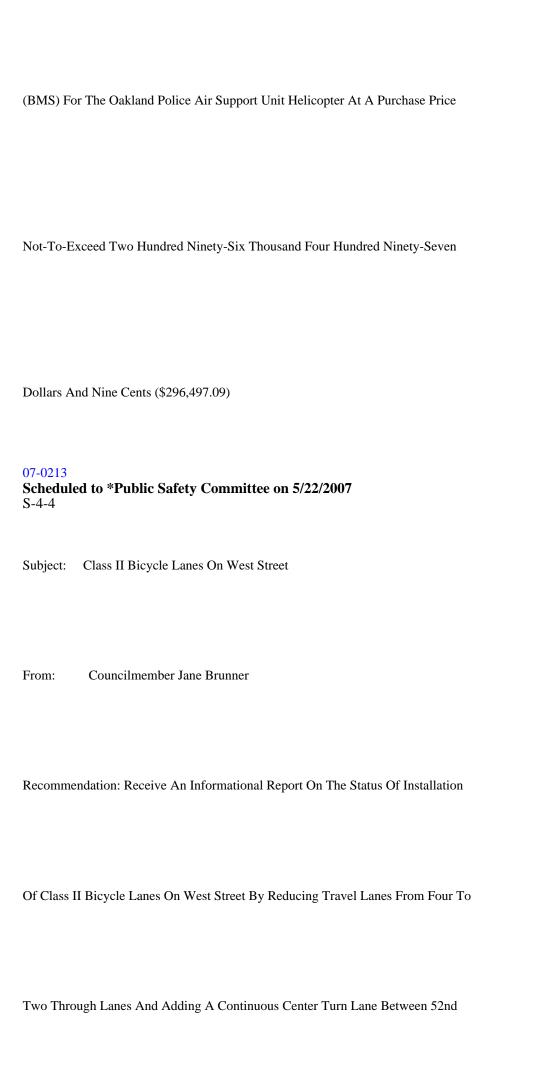
Negotiate And Enter Into A Contract With Redflex Traffic System, Inc. To Purchase
And Install A Red Light Camera Enforcement System (RLCES) Throughout
Various Locations In The City For An Amount Not-To-Exceed Six-Thousand





System For Law Enforcement Purposes Outside Of The Enforcement Of Red Light
Violations; And 4) Set June 5, 2007 As The Date For The Public Hearing, As
Required By California VC Section 21455.5
07-0202 Scheduled to *Public Safety Committee on 5/22/2007 This item will also appear as a Public Hearing on the June 5, 2007 City
Council Agenda

The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
S-4-3
Subject: Oakland Police Department Equipment Purchase
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her
Designee On Behalf Of The City Of Oakland, To Purchase A Forward-Looking
Infrared (FLIR) Ultra 8500XRT Camera And A Broadcast Microwave System



07-0195 Scheduled to *Public Works Committee on 5/22/2007 S-4-5
Subject: Police Service Technician Usage
From: Councilmember Patricia Kernighan
Recommendation: Receive An Informational Report On How Police Service
Technicians Could Be Used To Supplement OPD Services
07-0199 Scheduled to *Public Safety Committee on 5/22/2007
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
S-4-6
Subject: Police Department Salary Savings Expenditures
From: Councilmember Patricia Kernighan
Recommendation: Receive An Informational Report On How General Fund Salary

Savings From Vacant Oakland Police Department Sworn Positions In Fiscal Year

2005-2006 And Fiscal	Year 2006-2007	7 Have Been Spent;	On The June 12, 2007

Public Safety Committee Agenda

07-0200

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

This item will also appear on the June 12, 2007 Finance and Management

Committee Agenda

S-4-7

Subject: Support Of Assembly Bill 161

From: Councilmember Nancy Nadel

Recommendation: Adopt A Resolution in Support of Assembly Bill 161 (Bass)

Anti-Recidivism Grants -Establishing Services and Support to Reduce the Rate of

Recidivism of Offenders

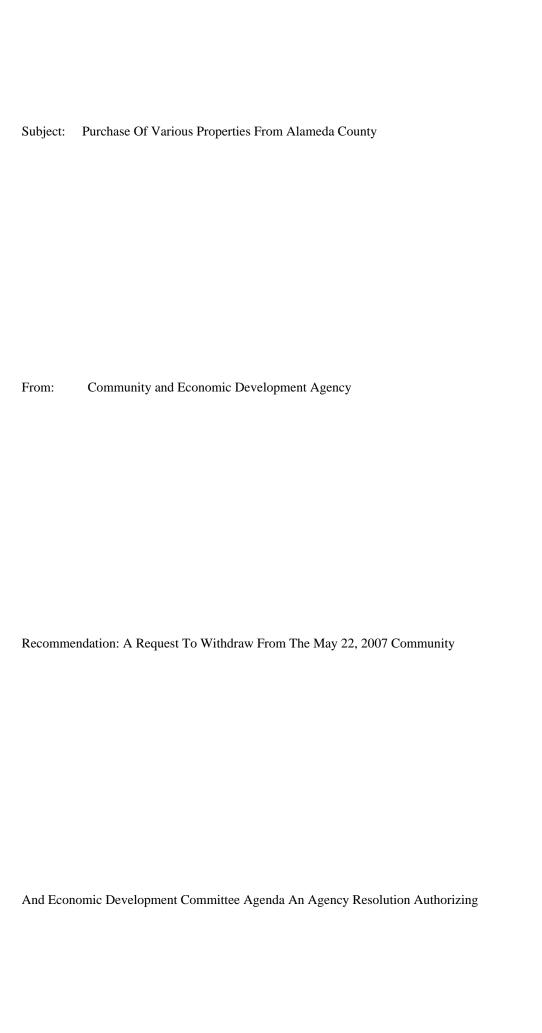
07-0214

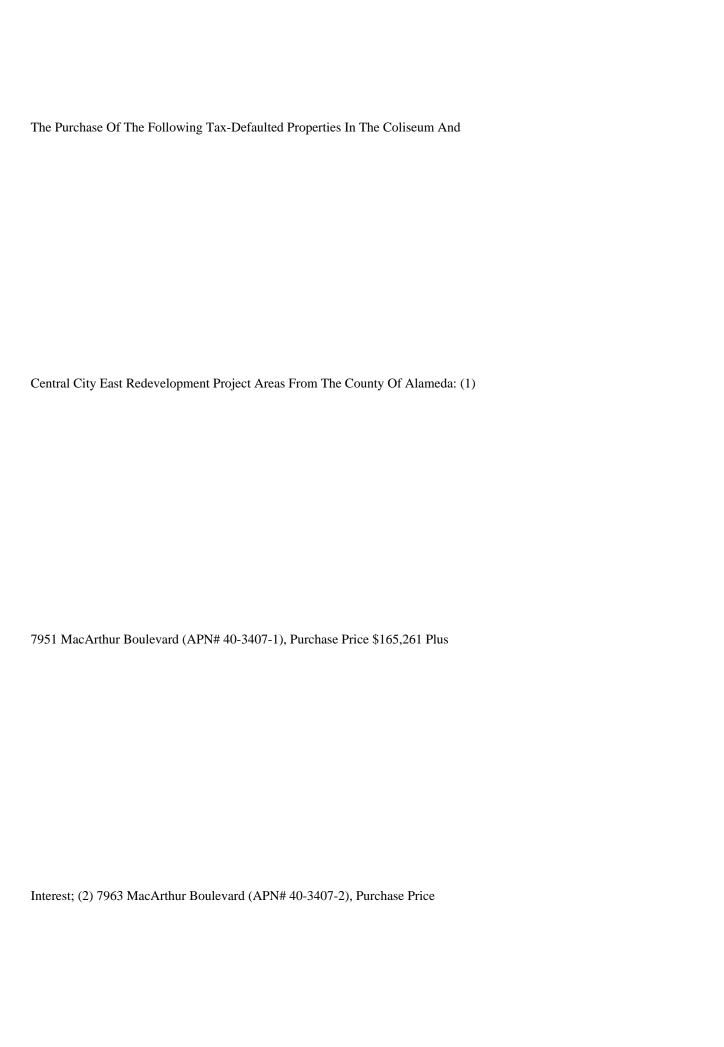
Scheduled to *Rules & Legislation Committee on 5/24/2007 S-4-8

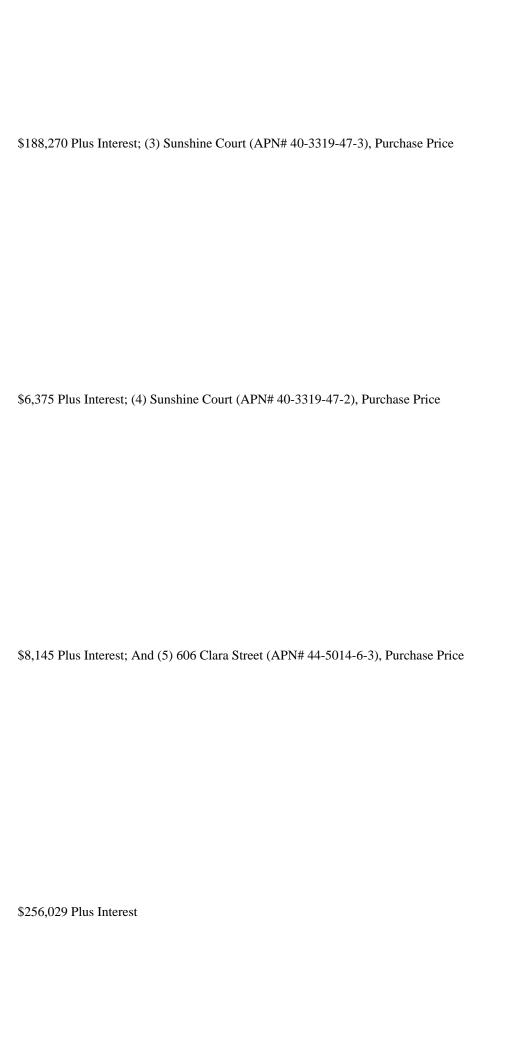
Subject: Shot Spotter System Report

From: Council President De La Fuente

Recommendation: Receive An Informational Report From The Oakland Police	
Department Regarding The Department's Shot Spotter System 07-0215 Substitute Substitut	
Scheduled to *Public Safety Committee on 5/22/2007 S-4-9	
Subject: Municipal Clerk's Week 2007	
From: Council President De La Fuente	
Recommendation: Adopt A Resolution Declaring April 29, 2007 Through May 5,	
2007 As Municipal Clerk's Week; On The May 1, 2007 City Council Agenda As A	
Ceremonial Item	
07-0216	
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /	
City Council on 5/1/2007	
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S-4-10	

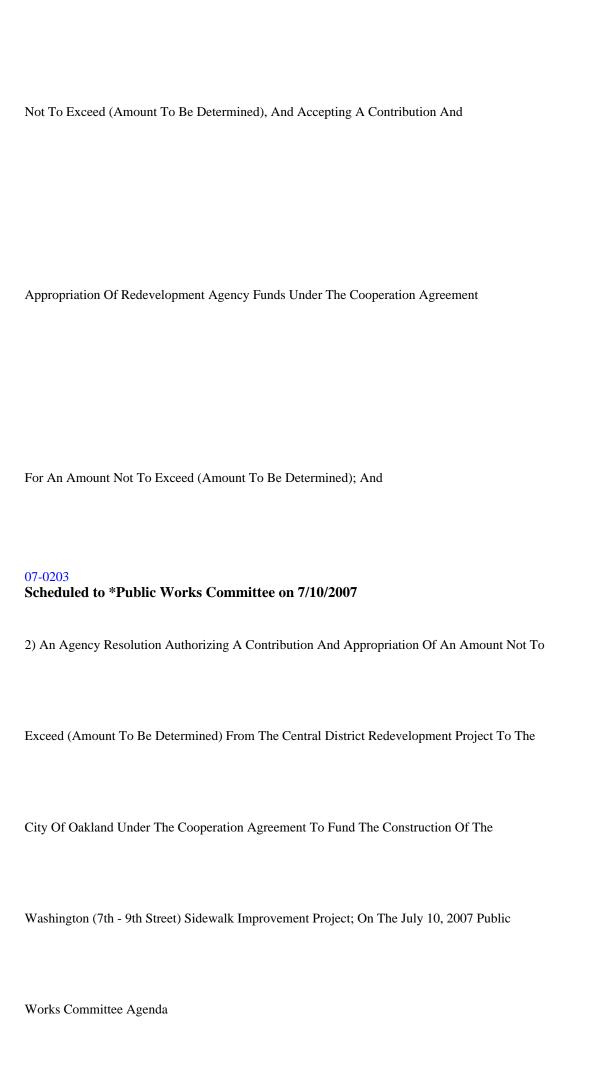






Reason: Item being replaced with a new request.	
07-0140 *Withdrawn with No New Date S-4-11	
Subject: Washington (7th-9th Street) Sidewalk Improvement Project	
From: Community and Economic Development Agency	

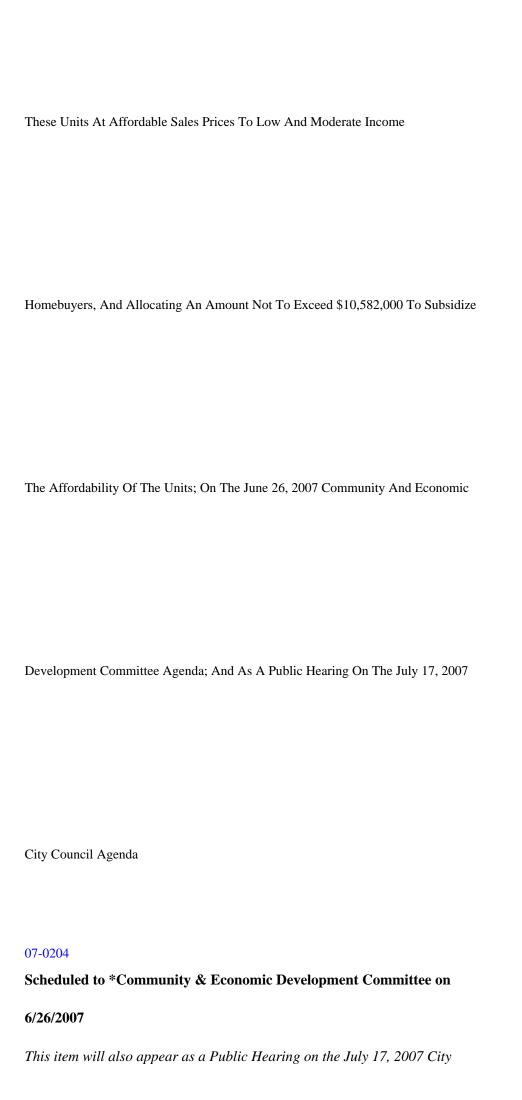
Recommendation: Adopt The Following Pieces Of Legislation:
1) A Resolution Authorizing The City Administrator, Or Her Designee, To Award A
Construction Contract To (Contractor To Be Determined) For The Washington (7th -
9th Street) Sidewalk Improvement Project (Project No. C194923) For An Amount



07-0203-1

Scheduled to *Public Works Committee on 7/10/2007 S-4-12

Subject:	Purchase Of 36 Units In The Wood Street Development District
From:	Community and Economic Development Agency
Recommen	ndation: Adopt A Resolution Authorizing The Redevelopment Agency To
Purchase 3	66 Units At The Pacific Cannery Lofts And Zephyr Gate Developments In
The Wood	Street Development District At Market Rate Prices And The Resale Of



Council Agenda
S-4-13
Subject: Broadway Phase II And III Sidewalk Improvement Project
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:
1) A Resolution Authorizing The City Administrator, Or Her Designee, To Award A

Construction Contract To (Contractor To Be Determined) For The Broadway Phase
II And III Sidewalk Improvement Project (Project No. C194920) For An Amount
Not To Exceed (Amount To Be Determined), And Accepting A Contribution And
Appropriation Of Redevelopment Agency Funds Under The Cooperation Agreement
For An Amount Not To Exceed (Amount To Be Determined); And
07-0205 Scheduled to *Public Works Committee on 6/12/2007
2) An Agency Resolution Authorizing A Contribution And Appropriation Of An Amount Not To

Exceed (Amount To Be Determined) From The Central District Redevelopment Project To The
City Of Oakland Under The Cooperation Agreement To Fund The Construction Of The
Broadway Phase II And III Sidewalk Improvement Project; On The June 12, 2007 Public Works
Committee Agenda
07-0205-1 Scheduled to *Public Works Committee on 6/12/2007 S-4-14
Subject: Parcel Purchases At Various Locations
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Purchase Of Three Parcels At 7951
MacArthur Boulevard, 7963 MacArthur Boulevard And 606 Clara Street From The
County Of Alameda For A Price Not To Exceed \$609,560 Plus Interst; And
07-0207 Scheduled to *Finance & Management Committee on 6/12/2007
2) A City Ordinance Authorizing The Purchase Of Two Parcels On Sunshine Court From The
County Of Alameda For A Price Not To Exceed \$14,520 Plus Interest And Accepting A
Contribution Of \$14,520 Plus Interest In Redevelopment Agency Funds Under The Cooperation
Agreement For The Purchase Of The Property; And
07-0207-1 Scheduled to *Finance & Management Committee on 6/12/2007
3) An Agency Resolution Authorizing The Contribution Of \$14,520 Plus Interest In Agency
Funds To The City Under The Cooperation Agreement For The Acquisition Of Sunshine Court;
On The June 12, 2007 Finance And Managment Committee Agenda
07-0207-2 Scheduled to *Finance & Management Committee on 6/12/2007 S-4-15

S-4-16	MICH OH O/O/MOU!
	uncil on 6/5/2007
07-0208 Schedule	ed to Concurrent Meeting of the Oakland Redevelopment Agency /
Variance A	At 1727 E. 24th Street; On The June 5, 2007 City Council Agenda
Four (4) U	Unit Condominium In The R-50 Zone With A Two (2) Foot Height
Commissi	on Approval Of Case #CMDV05-507/TPM8859, For Construction Of A
Resolution	n Denying The Appeal (Case #A07103) And Upholding The Planning
Recomme	ndation: Conduct A Public Hearing and Upon Conclusion Adopt A
From:	Community and Economic Development Agency
Subject:	Appeal For 1727 East 24th Street

Subject:	Encroachment Permit - 6201 Antioch Street
From:	Community and Economic Development Agency
Recommen	ndation: Adopt A Resolution Granting Antioch Street Limited, LP, A
Revocable	And Conditional Permit For A Building At 6201 Antioch Street To Allow
Two Existi	ing Balconies To Encroach Over The Public Sidewalk; On The June 12,
2007 Publi	c Works Committee Agenda
07-0217 Schedule S-4-17	d to *Public Works Committee on 6/12/2007
Subject:	Final Map For Tract 7781 - 59th Street
From:	Community and Economic Development Agency
Recommen	ndation: Adopt A Resolution Approving A Final Map For Tract 7781 To

Convert Six Kentai Housing Olins To Condominium Ownership At 626 And 632
59th Street; On The June 19, 2007 City Council Agenda
07-0218
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 6/19/2007
S-4-18
Subject: Paxton Avenue - Vacating
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance Vacating Paxton Avenue From Its
Intersection With Coolidge Avenue To Its Terminus With Peralta Hacienda Historic
Park; On The June 12, 2007 Public Works Committee Agenda; And As A Public
Hearing On The June 19, 2007 City Council Agenda
07-0219

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

This item will also appear as a Public Hearing on the June 19, 2007 City

Council Agenda
S-4-19
Subject: Proposed Vacation Of Paxton Avenue
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Setting A Hearing To Receive Supporting
Evidence And Public Comments On A Proposed Vacation Of Paxton Avenue From
Its Intersection With Coolidge Avenue To Its Terminus With Peralta Hacienda
Historic Park; On The June 12, 2007 Public Works Committee Agenda; And As A
Public Hearing On The June 19, 2007 City Council Agenda
07-0220 Scheduled to *Public Works Committee on 6/12/2007

This item will also appear as a Public Hearing on the June 19, 2007 City

Council Agenda
S-4-20
Subject: Arena Naming Rights
From: Finance and Management Agency
Recommendation: Adopt A Resolution Approving Approval By The
Oakland-Alameda County Authority Of The Executed Agreement Between The
Golden State Warriors, LLC And Oracle Corporation For The Arena Naming Rights
And The Golden State Warriors Sponsorship Rights And Agreement
07-0210
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 5/15/2007
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
View Report.pdf S-4-21
Subject: Parking Fines Increase

From:	Finance and Management Agency
Recomme	endation: Adopt An Ordinance Amending Oakland Municipal Code Section
10.48.010	"Parking Fines" To Increase The Fines For Violations Of Oakland Traffic
Code Sect	tions 10.40.020A1 "No Parking In A Red Zone"; 10.44.120A "Residential
Permit Pa	rking Zone", And To Modify The Code And Description Of The Oakland
Traffic Co	ode Section 10.40.020B "No Parking - Red Zone, Green Zone"
07-0212 Schedul e	ed to *Finance & Management Committee on 5/8/2007
The follo	wing individual(s) spoke and did not indicate a position on this item.
- Sanjiv I	
View Res	<u>port.pdf</u>

From: O	ffice of the City Administrator
Recommendat	tion: Action On A Report On The Findings And Recommendations Of
The Race And	Gender Disparity Study (Commonly Referred To As A "Croson
Study") Condi	ucted 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 Scheduled to	o *Community & Economic Development Committee on
5/22/2007	
The following	g individual(s) spoke and did not indicate a position on this item:
- Sanjiv Hand	da
S-4-23	
Subject: Co	mmunity Facilities Districts
From: O	ffice of the City Administrator

Recommendation: A Request To Withdraw From The May 22, 2007 Finance And
Management Committee Agenda The Following Pieces Of Legislation:
A Resolution Approving Local Goals And Policies And Appraisal Standards For
Community Facilities District; And
07-0168
Withdrawn and Rescheduled to *Finance & Management Committee on 5/22/2007
2) A Resolution Of Intention To Establish Community Facilities District No. 2007-1 (Wood
Street), Levy A Special Tax To Finance Certain Public Services And Approving A Proposed
Boundary Map For Community Facilities District No. 2007-1
07-0168-1
Withdrawn and Rescheduled to *Finance & Management Committee on
5/22/2007
S-4-24

Subject: Lobbyist Registration Act Amendment
From: Public Ethics Commission
Recommendation: Adopt An Ordinance Amending Chapter 3.20 Of The Oakland
Municipal Code To Require That Local Governmental Lobbyists Publicly Disclose
Their Campaign Fundraising Activities
07-0209 Scheduled to *Rules & Legislation Committee on 5/17/2007
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
View Item.pdf
04-26 Rules Item 4 View Item.pdf ADDITIONAL ITEMS SUBMITTED ON THE DAIS
Subject: Opposition Of Senate Bill 2
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution To Oppose Senate Bill 2 (Cedillo), Local Planning
Requirements For Homeless And Special Needs Housing (TITLE CHANGE)
06-1129-1 Scheduled to *Rules & Legislation Committee on 5/10/2007
View Item.pdf,

<u>View Item.pdf</u> ,		
View Supplemental Item.pdf		
Subject: Support Of Assembly Bill 45		
From: Councilmember Jean Quan		
Recommendation: Adopt A Resolution Declaring The City Of Oakland's Support For Assembly		
Bill 45-Assemblymember Sandre Swanson's Bill To Return Local Governance To The Oakland		
School Board		
07-0221 Scheduled to *Rules & Legislation Committee on 5/10/2007 View Item.pdf		
Subject: Excess Litter Fee Program Report		
From: Councilmember Jane Brunner		
Recommendation: Receive An Informational Report On The Excess Litter Fee Program		
07-0222		
Scheduled to *Community & Economic Development Committee on		
6/26/2007		
Subject: Immigration And Customs Enforcement		

From: Council President De La Fuente And Councilmembers Brunner And Quan	
Recommendation: Adopt A Resolution Reaffirming The City Of Oakland As A City of Refu	ıge
And Reaffirming That The Mayor And The City Council Instruct All Departments And	
Employees To Refrain From Assisting Or Cooperating In Their Official Capacity With Any	U.S.
Immigration And Customs, Enforcement (I.C.E.) Investigation, Detention, Or Arrest Proced	lures
Except In Situations Involving Public Safety And Serious Crimes	
07-0223 Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /	
City Council on 5/15/2007	
5 A review of the Council Committees' actions from April 24, 2007 and determination	n of
scheduling to the ORA/City Council meeting of May 1, 2007 or future dates (MAT)	RIX)
Due to a lack of quorum, there was no action taken on this item	

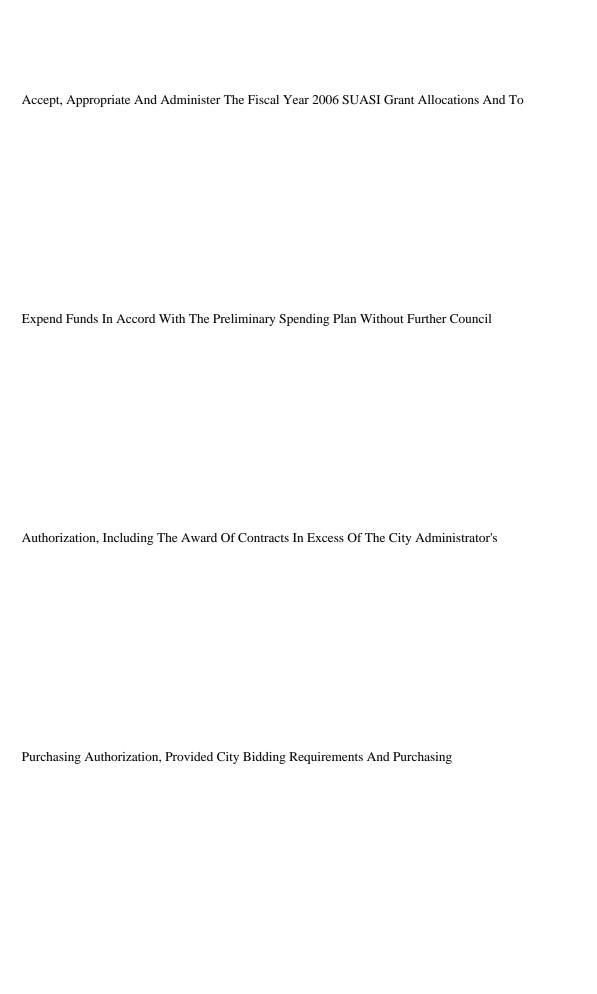
The following individual(s) spoke and did not indicate a position on this item:		
- Sanjiv Handa		
FROM THE APRIL 24, 2007 PUBLIC WORKS COMMITTEE		
Subject: Litter Enforcement Unit Report		
From: Council President De La Fuente		
Recommendation: Receive An Informational Report From The Public Works Agency Regarding		
The Litter Enforcement Unit Of The Public Works Agency Detailing Staffing, Areas Of Focus,		
Investigation Of Illegal Dumping, Fines Assessed, Abandoned Vehicles Cited And Towed, And		
Education And Outreach Efforts In The Community		
06-1137 Continued to *Public Works Committee on 6/12/2007 View Repoort.pdf FROM THE APRIL 24, 2007 FINANCE AND MANAGEMENT COMMITTEE		

Subject:

Annual Workers' Compensation Report

From:	Finance and Management Agency
Recomme	ndation: Receive An Informational Report On The Workers' Compensation Program
For Fiscal	Year 2005-2006
	ed to *Finance & Management Committee on 6/26/2007
View Rep	
Subject:	Super Urban Area Security Initiative Grant
From:	Oakland Fire Department
Recomme	ndation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To

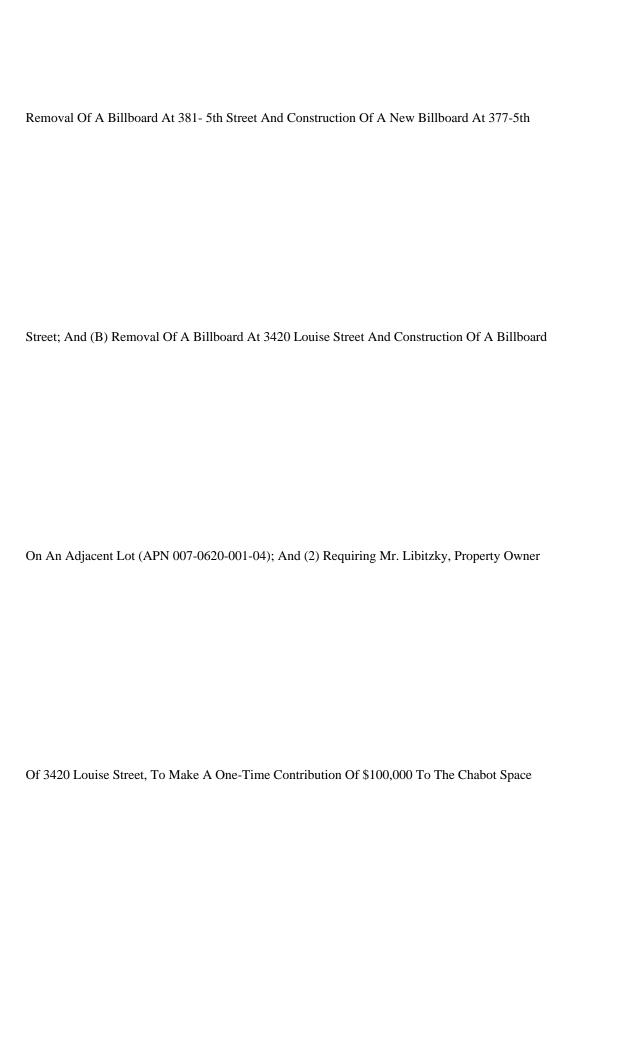
Enter Into An Agreement With The City And County Of San Francisco For Distribution Of Fiscal
Year 2006 Super Urban Area Security Initiative (SUASI) Grant Funds In The Amount Of One
Million Three Hundred Eighty Thousand Five Hundred Eighty One Dollars (\$1,380,581.00), To
Approve The Preliminary Spending Plan, To Waive Central Services Overhead Fees, And To



Programs/Policies Are Followed
07-0111 Continued to *Finance & Management Committee on 5/22/2007 View Report.pdf
Subject: Municipal Code Chapter 4.28 - Amendment
From: Finance and Management Agency
Recommendation: Adopt An Ordinance Amending Chapter 4.28 Of The Oakland Municipal
Code To Establish And Codify The Claim Requirements And Procedures For Utility Users Tax
Refunds Of Tax, Penalties Or Interest, Overpaid, Erroneously Or Illegally Collected, And Amend

Section 4	.28.120 To Grant Authority To The Utility Users Tax Administrator To Examine Books,
Records A	And Witnesses, And To Issue Administrative Subpoenas To Persons In Violation Of
Chapter 4	1.28.
Agency	eduled to Concurrent Meeting of the Oakland Redevelopment / City Council on 5/15/2007 eport.pdf
Subject:	Billboard Relocation Agreement
From:	Community and Economic Development Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A
Billboard Relocation Agreement With Clear Channel Outdoor, Inc. ("CCO"): (1) Allowing CCO
To Remove And Waive Its Rights To Compensation, Including All Real Property And Personal
Property Interests, For A Number Of Billboards At Various Locations In Exchange For: (A)



The following individual(s) spoke and did not indicate a position on this item:
Due to a lack of quorum, there was no action taken on this item
and the Rules and Legislation Committee meeting of May 10, 2007
A review of the Agendas for the Council (Committees) for the meeting(s) of May 8, 2007
04-26 Rules Item 5 View Item.pdf 6
View Report.pdf
5/22/2007
Scheduled to *Community & Economic Development Committee on
07-0045
Cause Designated By The City Council
And Science Center And Requiring CCO To Make A One-Time Contribution Of \$75,000 To A

Subject: Contra Costa Sheriff - Services Agreement
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing A Professional Services Agreement In An
Amount Not To Exceed One Hundred Thousand Dollars (\$100,000) With The County Of Contra
Costa, Office Of The Sheriff, Forensic Services Division, For The Period January 1, 2007 To
June 30, 2008, For Latent Print Comparison And Identification Services On Behalf Of The Police
Department
07-0176 *Rescheduled to *Public Safety Committee on 6/12/2007
04-26 Rules Item 6 View Item.pdf 7

Subject: Boards And Commission Directory Compliance
From: Councilmember Jean Quan
Recommendation: Receive An Informational Report From The Office Of The City Attorney
Addressing The Boards And Commissions Directory Listings And Their Compliance With-
Sunshine And Brown And Maddy Acts
O6-1116 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 11:29
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

