

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, March 15, 2007

10:30 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

Excused: Chair De La Fuente

Present: Vice Mayor Chang, Member Reid and Member Brunner

The Oakland City Council Rules and Legislation Committee convened at 10:53

AM with Councilmember Reid 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:

Excused; 1 - Chair De La Fuente

Aye; 3 - Vice Mayor Chang, Member Reid and Member Brunner

*The Office of the City Attorney scheduled a Closed Session for Tuesday, March
20, 2007 from 4 PM to 6 PM*

Approval of the Draft Minutes from the Committee meeting of February 28, 2007

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

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

Votes:

Excused; 1 - Chair De La Fuente

Aye; 3 - Vice Mayor Chang, Member Reid and Member Brunner

3

Determination of Schedule of Outstanding Committee Items

There was no action necessary for this item

[03-15 Rules Item 3](#)

[View Item.pdf](#)

4

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

meeting of March 20, 3007 (SUPPLEMENTAL)

S-4-1

Subject: Auditor's Office - Peer Review

From: Office of the City Auditor

Recommendation: Receive An Informational Report On The Results Of Peer Review

Of The Office Of The City Auditor, Conducted By The Association Of Local

Government Auditors For The Period January 1, 2004 - December 31, 2006

[07-0064](#)

Scheduled to *Finance & Management Committee on 3/27/2007

[View Report.pdf](#)

S-4-2

Subject: Newsracks And Newspaper Multi-Racks

From: Councilmember Jane Brunner

Recommendation: Action On A Report And Recommendation On The City's Current

Regulations For The Placement And Maintenance Of Newsracks And Newspaper

Multi-Racks In Public Rights Of Way, Enforcement Options Currently Available To

Ensure Well-Maintained Newsracks And Newspaper Multi-Racks, And

Recommendations To Improve Newsrack And Newspaper Multi-Rack Maintenance

07-0012

Scheduled to *Community & Economic Development Committee on

4/24/2007

[View Report.pdf](#)

S-4-3

Subject: State-Of-The-Art Education Center

From: Councilmember Pat Kernighan

Recommendation: Adopt A Resolution of City Council Support For The Oakland

Unified School District Board Of Directors' Decision To Plan And Construct A

New, State-Of-The-Art Education Center To House The Five Schools Located On

The School District's 2nd Avenue Properties; On The March 29, 2007 Rules And

Legislation Committee Agenda

07-0031

***Withdrawn with No New Date**

S-4-4

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](#)

Continued to *Rules & Legislation Committee on 3/29/2007

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

- *Sanjiv Handa*

S-4-5

Subject: Oakland Police Department Reorganization

From: Oakland Police Department

Recommendation: Receive A Report From The Chief Of Police On The Oakland

Police Department Assessment Project, Conducted By Harnett Associates, On

Organizational And Operational Recommendations To Improve The Department's

Effectiveness In Reducing Crime In The City

07-0060

***Withdrawn and Rescheduled to *Public Safety Committee on 4/24/2007**

[View Report.pdf,](#)

[View Supplemental Report.pdf](#)

S-4-6

Subject: Healthy Oakland Initiative - Implementation And Management

From: Vice Mayor Henry Chang

Recommendation: Adopt A Resolution Authorizing Wavier Of The Request For

Proposals/Qualifications Process For A Professional Services Agreement With Larry

J. Platt, MD, MPH, For A Total Amount Not To Exceed Fifty-Thousand Dollars

(\$50,000) To Implement And Manage The Healthy Oaklanders Initiative - A

12-Month Pilot Program Focused On Improving The Health And Wellness Of

Oakland Residents

07-0063

Scheduled to *Life Enrichment Committee on 4/24/2007

[View Report.pdf](#)

S-4-7

Subject: Oakland Ice Center Management And Operation

From: Councilmember Larry Reid

Recommendation: Adopt One Of The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Agency Administrator To Negotiate And

Execute A Three-Year Agreement With Rink Management Services Corporation For

Management And Operation Of The Oakland Ice Center For A Base Monthly Fee

Not To Exceed \$4,900, Plus An Annual Incentive Fee Not To Exceed 20 Percent Of

Net Revenue Adjusted For Any Deferred Expenses That May Be Earned During

The Previous Year In Excess Of \$7,603, Pursuant To Specific Criteria; Or

07-0072

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 4/3/2007

[View Report.pdf,](#)

[View Contract Addendum.pdf](#)

S-4-8

Subject: Assembly Bills 29 And 1231 And Senate Bill 46 Analysis

From: Council President Ignacio De La Fuente

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution To Support Assembly Bill 29 (Hancock) Establishing The Regional

Planning, Housing And Infill Incentives Program, If Amended (TITLE CHANGE);

And

[07-0077](#)

Scheduled to *Rules & Legislation Committee on 4/19/2007

[View Item.pdf,](#)

[View Item.pdf,](#)

[View Item.pdf,](#)

[View Supplemental Item. pdf,](#)

[View Supplemental Item.pdf,](#)

[View Supplemental Item.pdf](#)

S-4-9

Subject: Public Art Advisory Commission Appointment

From: Cultural Arts and Marketing

Recommendation: Adopt A Resolution Appointing Andrew Woodd As A Member

Of The Cultural Affairs Commission's Public Art Advisory Committee

07-0073

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 4/3/2007

[View Report.pdf,](#)

[80511 CMS.pdf](#)

S-4-10

Subject: 2007 - 2008 Senior Aides Program

From: Department of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Apply For And Accept Funds In The Estimated Amount Of \$1,062,768 From Senior

Service America, Inc., For The City Of Oakland Senior Aides Program For The

Fiscal Year 2007-2008

[07-0066](#)

Scheduled to *Life Enrichment Committee on 5/22/2007

S-4-11

Subject: 2007 - 2008 Linkages And Respite Programs

From: Department of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Apply For And Accept Grant Funds From The Alameda County Area Agency On

Aging In The Amount Of \$220,034 For The Linkages Program And \$8,945 For The

Respite Program For Fiscal Year 2007-2008; And Authorizing The City

Administrator To Apply For And Accept \$280,000 From Alameda County For

Targeted Case Management Claims; And Authorizing The Appropriation Of A

Balance Of \$21,450 In The Linkages Handipark Funds For The Linkages Program

Fiscal Year 2007-2008

[07-0067](#)

Scheduled to *Life Enrichment Committee on 5/22/2007

S-4-12

Subject: 2007 - 2008 Multipurpose Senior Services Program

From: Department of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Apply For, Accept And Appropriate A Grant In The Amount Of \$1,756,850.00,

From The State Department Of Aging For The Multipurpose Senior Services

Program (MSSP) For Fiscal Year 2007-2008

07-0068

Scheduled to *Life Enrichment Committee on 5/22/2007

S-4-13

Subject: 2007 - 2009 Senior Companion And Foster Grandparent Programs

From: Department of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Apply For, Accept And Appropriate Grant Funds From The Corporation For

National And Community Services (CNCS) In The Amount Of \$330,474 And The

Alameda County Area Agency On Aging In The Amount Of \$21,742 And The City

Of Berkeley In The Amount Of \$14,825 For The Senior Companion Program (SCP)

And Foster Grandparent Program (FGP) For The Fiscal Year 2007-2009

07-0069

Scheduled to *Life Enrichment Committee on 5/22/2007

S-4-14

Subject: 2007 - 2008 Paratransit Services

From: Department of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Apply For And Accept Funds In The Amount Of \$992,597 From Alameda County

Transportation Improvement Authority (ACTIA) Measure B Funds, For The Fiscal

Year 2007-2008 For Paratransit Services And Approval Of A Five Year

(2007-2012) Agreement With Alameda County Transportation Improvement

Authority (ACTIA); And Authorizing The City Administrator To Execute Contracts

To Provide Paratransit Services For Fiscal Year 2007-2008, In Amounts Not To

Exceed, As Follows: 1) V.I.P. Express Transport, Inc. For \$400,000, 2) Bay Area

Community Services (BACS) For \$235,000, 3) Friendly Transportation DBA

Friendly Cab Company, Metro Yellow Cab Company, And Yellow Cab Company

For \$150,000, 4) Veterans Transportation Inc. DBA Veterans Cab Company For

\$150,000; And Authorizing The City Administrator To Execute Amendments To

The Contracts For Any Additional Amounts Received Under The Measure B Grant

Without Returning To City Council

[07-0070](#)

Scheduled to *Life Enrichment Committee on 5/22/2007

S-4-15

Subject: After School Program Grant Awards

From: Department of Human Services

Recommendation: Adopt A Resolution Appropriating \$345,000 In Interest Income

Earned To The Oakland Fund For Children And Youth; And Authorizing The City

Administrator To Negotiate And Execute Grant Agreements Between The City Of

Oakland And Various Non-Profit And Public Agencies To Provide Direct Services

For Children And Youth For Fiscal Year 2007-2008 In An Amount Not To Exceed

\$1,500,000 For After School Program Grant Awards Of \$50,000 Each

07-0074

Scheduled to *Life Enrichment Committee on 5/22/2007

S-4-16

Subject: 2007 Summer Food Service Program

From: Department of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator, On

Behalf Of The City Of Oakland, To Apply For, Accept And Appropriate The

Summer Food Service Program Grant From The California Department Of

Education Nutrition Services Division In An Estimated Amount Of \$550,000 And

To Waive The Request For Proposals/Qualifications Process To Execute A

Professional Services Agreement Between The City And The San Lorenzo Unified

School District In An Amount Not To Exceed \$200,000 To Provide Food Services

For The 2007 Summer Food Service Program For Children

07-0075

Scheduled to *Life Enrichment Committee on 5/8/2007

[View Report.pdf](#)

S-4-17

Subject: Calhome Program Grant

From: Community and Economic Development Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Apply For, Accept And Appropriate Grant Funds In An Amount Not To Exceed \$1

Million From The California Department Of Housing And Community Development

For Funding From The Calhome Program For First-Time Homebuyer Mortgage

Assistance Programs

07-0065

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 4/17/2007

[View Report.pdf,](#)

[80513 CMS.pdf](#)

S-4-18

Subject: McKillop Roadway Restoration Project

From: Public Works Agency

Recommendation: Adopt A Resolution Amending Resolution No. 80186 C.M.S.

Adopted On October 3, 2006 Which Appropriated \$1,693,550.00 Of City Funds For

Emergency Response And Permanent Storm Mitigation Measures For The McKillop

Roadway Restoration Project, To Appropriate An Additional \$1,906,450.00 (For A

Total Project Appropriation Of \$3,600,000.00)

07-0041

Scheduled to *Finance & Management Committee on 3/27/2007

[View Report.pdf,](#)

[View Supplemental Report.pdf,](#)

[80505 CMS.pdf](#)

S-4-19

Subject: Caltrans Maintenance Activities

From: Public Works Agency

Recommendation: Receive A Progress Report On Caltrans Maintenance Activities In

The City Of Oakland

07-0062

Scheduled to *Public Works Committee on 4/24/2007

[View Report.pdf](#)

S-4-20

Subject: Salary Ordinance Amendment

From: Finance and Management Agency

Recommendation: Adopt An Ordinance Amending The Salary Schedule Of

Ordinance No. 12187 (The Salary Ordinance) To: Add The Permanent Full Time

Equivalent Classifications Of Latent Print Examiner I, Latent Print Examiner II, And

Latent Print Examiner III; To Re-Title The Full Time Classification Assistant

Criminalist To Criminalist I; And To Adjust The Salary Of The Full Time

Classification Claims And Risk Manager

Scheduled to *Finance & Management Committee on 3/27/2007

[View Report.pdf,](#)

[12791 CMS.pdf](#)

ADDITIONAL ITEMS SUBMITTED ON THE DAIS

Subject: Commercial Facade Improvement Program

From: Community and Economic Development Agency

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Adopting Revised Program Guidelines For The Facade Improvement Program In

Neighborhood Commercial Revitalization (NCR) Program Target Areas And Authorizing The

City Administrator To Negotiate And Execute All Design Contracts For The Facade

Improvement Program Without Returning To The City Council; And

07-0080

Scheduled to *Community & Economic Development Committee on

5/8/2007

[View Report.pdf](#)

Subject: Assembly Bill 792

From: Council President Ignacio De La Fuente

Recommendation: Receive An Informational Report Regarding Assembly Bill 792 (Garcia)

Proposing Criteria For The Prop 1C \$100,000,000 Affordable Housing Innovation Fund

07-0081

Scheduled to *Rules & Legislation Committee on 4/19/2007

[View Item.pdf](#)

Subject: Senate Bill 167

From: Council President Ignacio De La Fuente

Recommendation: Receive An Informational Report Regarding Senate Bill 167 (Negrete)

McLeod) Proposing Criteria For The Prop 84 \$90 Million Set Aside From The Communities And

Climate Change Reduction Program For Planning Grants And Incentives

[07-0082](#)

Scheduled to *Rules & Legislation Committee on 4/19/2007

[View Item.pdf](#)

[03-15 Rules Item 4](#)

[View Item.pdf](#)

5

A review of the Council Committees' actions from March 13, 2007 and determination of scheduling to the ORA/City Council meeting of March 20, 2007 or future dates (MATRIX)

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

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

Votes:

Excused; 1 - Chair De La Fuente

Aye; 3 - Vice Mayor Chang, Member Reid and Member Brunner

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

- Sanjiv Handa

[03-15 Rules Item 5](#)

[View Item.pdf](#)

6

A review of the Agendas for the Council Committees for the meeting(s) of March 27, 2007

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

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

following vote:

Votes:

Excused; 1 - Chair De La Fuente

Aye; 3 - Vice Mayor Chang, Member Reid and Member Brunner

The Committee scheduled the March 27, 2007 Public Works Committee

Meeting to begin at 12:00 Noon

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

- Sanjiv Handa

[03-15 Rules Item 6](#)

[View Item.pdf](#)

7

A Review of the Boards and Commissions Directory and Vacancies

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

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

Votes:

Excused; 1 - Chair De La Fuente

Aye; 3 - Vice Mayor Chang, Member Reid and Member Brunner

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

- *Sanjiv Handa*

8

Subject: Opposition To CalWorks Cash Assistance Cuts

From: Councilmember Nadel

Recommendation: Adopt A Resolution Opposing The Governor's Proposed Cuts In The

2007-2008 State Budget Of \$324.4 Million In CalWorks Cash Assistance Benefits To

Low-Income Families

[07-0027](#)

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

that this matter be *Approve as Amended the Recommendation of Staff,

and Forward to the Concurrent Meeting of the Oakland Redevelopment

Agency / City Council, due back on March 20, 2007 as a Consent Calendar

item. The motion carried by the following vote:

Votes:

Excused; 1 - Chair De La Fuente

Aye; 3 - Vice Mayor Chang, Member Reid and Member Brunner

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

- Sanjiv Handa

[View Item.pdf](#),

[View Supplemental Item.pdf](#),

[80466 CMS.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 11:05

AM.

NOTE:

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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