

# 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 29, 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 10:50*

*AM with Councilmember Reid presiding as Chairperson.*

1  
Closed Session

*The Office of the City Attorney scheduled a Closed Session to begin at 3:30 PM*

*on Tuesday, April 3, 2007*

2  
Approval of the Draft Minutes from the Committee meetings of March 8, 2007 and March  
15, 2007

**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

3

Determination of Schedule of Outstanding Committee Items

*There was no action necessary for this item*

[03-29 Rules Item 3](#)

[View Item.pdf](#)

4

Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting

of April 3, 2007 (SUPPLEMENTAL)

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

**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

[03-29 Rules Item 4](#)

[View Item.pdf](#)

S-4-1

Subject: Super Urban Area Security Initiative Grant

From: Oakland Fire Department

Recommendation: 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 Accept,

Appropriate And Administer The Fiscal Year 2006 SUASI Grant Allocations And

To Expend Funds In Accord With The Preliminary Spending Plan Without Further

Council Authorization, Including The Award Of Contracts In Excess Of The City

Administrator's Purchasing Authorization, Provided City Bidding Requirements And

Purchasing Programs/Policies Are Followed

07-0111

**Scheduled to \*Finance & Management Committee on 4/24/2007**

[View Report.pdf](#)

S-4-2

Subject: Allied Traffic Enforcement Operations

From: Oakland Police Department

Recommendation: Adopt A Resolution Waiving The Competitive Request For

Proposal/Qualifications Process And Authorizing The City Administrator To Enter

Into Agreements With Law Enforcement Agencies For Allied Traffic Enforcement

Operations And Other Law Enforcement Services In An Amount Within The City

Administrator's Purchasing Authority On Behalf Of The Police Department

[07-0096](#)

**Scheduled to \*Public Safety Committee on 4/24/2007**

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

- *Sanjiv Handa*

[View Report.pdf,](#)

[View Supplemental Report.pdf](#)

S-4-3

Subject: Independent Monitor Team - Professional Services Agreement

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, On

Behalf Of The City Of Oakland, To Extend The Professional Services Agreement

With The Independent Assessment & Monitoring, LLP For An Additional One And

One Half Years From July 16, 2008 To January 21, 2010, To Perform The Services

Of The Independent Monitor As Provided For In The Negotiated Settlement

Agreement In Delphine Allen V. City Of Oakland Case, U.S.D.C Case No.

C00-4599 (TEH), And To Increase The Contract By An Amount Not To Exceed



\$1,134,228.72, For A Total Contract Amount Of \$4,711,127.54; On The April 17,

2007 City Council Agenda

07-0105

**\*Withdrawn with No New Date**

S-4-4

Subject: Police Department Marine Unit

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her

Designee, On Behalf Of The City Of Oakland To: 1) Accept And Appropriate

Reimbursement Funds Of Up To Fifteen Thousand Dollars (\$15,000) Annually,

From The Port Of Oakland To The Oakland Police Department Marine Unit For The

Cost Of Fuel For Marine Vessels Used To Patrol The Waterways In And Around

The City Of Oakland As Described In The Memorandum Of Understanding With

The Port Of Oakland And, 2) Deposit All Funds Received From The Sale Of Two

Older Police Boats, And Other Donated Monies In A Separate Project To Be

Determined, To Off-Set The Maintenance And Equipment Costs Of New Police

Marine Vessels

07-0108

**Scheduled to \*Public Safety Committee on 4/24/2007**

[View Report.pdf](#)

S-4-5

Subject: Mark Savage Recognition

From: Office of the City Attorney

Recommendation: Hear An Award Presentation To Consumers Union, Senior

Attorney Mark Savage, Nominated "California Lawyer Of The Year" In The Public

Interest Category For His Work To Force Auto Insurers To Abide By Proposition

103's Anti-Redlining Provisions

07-0095

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

**City Council on 4/17/2007**

[View Report.pdf](#)

S-4-6

Subject: Race And Gender Disparity Evaluation Report

From: Council President Ignacio De La Fuente

Recommendation: Receive An Informational Action On A Report On The Findings

And Recommendations Of A Race And Gender Disparity Evaluation(S) And

Study(ies) Conducted By The City Administrator (Per City Council Resolution

No.79138) Of Both (1) The City's Bidding And Awards Of City Contracts

(Commonly Referred To As A "Croson Study") And (2) The City's Workforce

Diversity In Comparison To The Relevant Labor Pool

07-0057

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

**4/24/2007**

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

- *Sanjiv Handa*

S-4-7

Subject: Oak Tree Survey

From: Councilmember Jean Quan

Recommendation: Hear A Presentation By The Friends Of Sausal Creek On The

Survey Of Oak Trees In Dimond Park; On The June 12, 2007 Life Enrichment

Committee Agenda

[07-0083](#)

**Scheduled to \*Life Enrichment Committee on 6/12/2007**

S-4-8

Subject: Register Of Big Trees

From: Councilmember Jean Quan

Recommendation: Adopt A Resolution To Establish The Oakland Register

Of Big Trees; On The June 12, 2007 Life Enrichment Committee Agenda

[07-0084](#)

**Scheduled to \*Life Enrichment Committee on 6/12/2007**

S-4-9

Subject: Tom Bradley - Postal Stamp

From: Councilmember Larry Reid

Recommendation: Adopt A Resolution Supporting Issuance Of Postal Stamp In

Honor Of National League Of Cities Past President Tom Bradley

[07-0093](#)

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

**City Council on 4/17/2007**

Subject: Development At The Army Base

From: Councilmember Nancy Nadel

Recommendation: Receive Informational Reports From The City Of Oakland And

The Port Of Oakland Regarding Development At The Army Base; On The May 3,

2007 Port/City Liaison Committee Agenda

[07-0106](#)

**Scheduled to City/Port Liason Committee on 5/3/2007**

S-4-11

Subject: Truck Parking And Services For The Army Base

From: Councilmember Nadel

Recommendation: Receive Informational Reports From The City Of Oakland And

The Port Of Oakland Regarding Plans For Truck Parking And Services For The



Army Base, And How Those Plans Meet Bay Conservation And Development

Commission (BCDC) Requirements And Environmental Impact Report (EIR)

Mitigation Requirements; On The May 3, 2007 Port/City Liaison Committee Agenda

07-0107

**Scheduled to City/Port Liason Committee on 5/3/2007**

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

- *Sanjiv Handa*

S-4-12

Subject: Project Priority Funds - District One

From: Councilmember Jane Brunner

Recommendation: Adopt A Resolution Authorizing A Grant Of Two Hundred Fifty

Thousand Dollars (\$250,000) From Councilmember Brunner's Priority Project

Funds To Studio One Arts Center To Purchase Furniture, Furnishings And

Equipment To Complete The Facility's Renovation Project

07-0120

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

**City Council on 4/17/2007**

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S-4-13

Subject: Bike To Work Month

From: Council President Ignacio De La Fuente

Recommendation: Adopt A Resolution Proclaiming Thursday, May 17, 2007, As

City Of Oakland Bike To Work Day, And May 2007 As City Of Oakland Bike

Month

07-0121

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

**City Council on 5/1/2007**

[View Report.pdf](#)

S-4-14

Subject: Purchase Of Various Properties From Alameda County

From: Community and Economic Development Agency

Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of The

Following Tax-Defaulted Properties In The Coliseum And Central City East

Redevelopment Project Areas From The County Of Alameda: (1) 7951 MacArthur

Boulevard (APN # 40-3407-1), Purchase Price \$165,261 Plus Interest; (2) 7963

MacArthur Boulevard (APN# 40-3407-2), Purchase Price \$188,270 Plus Interest;

(3) 812 Fruitvale Avenue (APN # 33-2198-8), Purchase Price \$48,509 Plus

Interest; (4) 917 73rd Avenue (APN# 41-4153-35), Purchase Price \$7,860 Plus

Interest; And (5) 606 Clara Street (APN # 44-5014-6-3), Purchase Price \$256,029

Plus Interest; On The May 8, 2007 Community And Economic Development

Committee Agenda

07-0097

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

**5/8/2007**

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

- *Sanjiv Handa*

S-4-15

Subject: 229 Castro Street - Encroachment

From: Community and Economic Development Agency

Recommendation: Adopt A Resolution Revoking Approval For Demolished

Encroachments In Second Street And Castro Street For A Vacant Lot At 229 Castro

Street

07-0098

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

[View Report.pdf](#)

S-4-16

Subject: Commercial Loan Programs

From: Community and Economic Development Agency

Recommendation: Receive An Informational Report Regarding The Status Of The

City's And Redevelopment Agency's Commercial Loan Programs; On The May 8,

2007 Community And Economic Development Committee Agenda

07-0100

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

**5/8/2007**

S-4-17

Subject: Harrison Hotel - Rehabilitation Loan Extension

From: Community and Economic Development Agency

Recommendation: Adopt A Resolution Amending Resolution No. 70597 C.M.S. To

Extend The Term Of A \$1,678,000 Affordable Housing Development Loan To

Harrison Hotel Associates In Order To Secure A \$5.6 Million Loan From The State

Of California For The Rehabilitation Of The Harrison Hotel Located At 1415

Harrison Street; On The May 8, 2007 Community And Economic Development

Committee Agenda

07-0101

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

**5/8/2007**

S-4-18

Subject: MacArthur Boulevard Undergrounding

From: Community and Economic Development Agency

Recommendation: Adopt The Following Pieces Of Legislation:



1) A Redevelopment Agency Resolution Authorizing The Contribution And

Appropriation Of Redevelopment Agency Funds To The City Of Oakland Under

The Cooperation Agreement In An Amount Not To Exceed \$300,000 For The

MacArthur Boulevard Undergrounding Project On MacArthur Boulevard From 73rd

Avenue To The San Leandro Border In The Central City East Project Area; And

07-0102

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

**4/24/2007**

[View Report.pdf](#)

2) A Resolution Authorizing The City To Accept And Appropriate A Contribution Of

Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed

\$300,000 For The MacArthur Boulevard Undergrounding Project On MacArthur Boulevard

From 73rd Avenue To The San Leandro Border In The Central City East Project Area

07-0102-1

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

**4/24/2007**

S-4-19

Subject: 7th Street Streetscape Improvement Project

From: Community and Economic Development Agency

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

For, Accept, And Appropriate Up To Five Hundred Thousand Dollars

(\$500,000.00) In Fiscal Year 2007 Safe Routes To Transit Grants Funds For The

7th Street Streetscape Improvement Project

07-0103

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

**4/24/2007**

S-4-20

Subject: Central City East Project Area Committee Extension

From: Community and Economic Development Agency

Recommendation: Adopt A Resolution Authorizing A One-Year Extension Of The

Project Area Committee For The Central City East Redevelopment Project To July

29, 2008

07-0104

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

**4/24/2007**

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S-4-21

Subject: Earth Month 2007

From: Public Works Agency

Recommendation: Adopt A Resolution Proclaiming April 2007 As 'Earth Month' In

The City Of Oakland

07-0109

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

**City Council on 4/17/2007**

[View Report.pdf](#)

S-4-22

Subject: Public Works Week 2007

From: Public Works Agency

Recommendation: Adopt A Resolution Celebrating The Week Of May 20 Through

May 26, 2007, As Public Works Week In The City Of Oakland. (Ceremonial); On

The May 15, 2007 City Council Agenda

07-0110

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

**City Council on 5/15/2007**

S-4-23

Subject: Assembly Bill 444

From: Public Works Agency

Recommendation: Adopt A Resolution Declaring The City Of Oakland's Support For

Assembly Bill 444 (Hancock) - Vehicle Registration Fee For Congestion

Management And Transportation Improvements

07-0113

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

**City Council on 4/19/2007**

[View Item.pdf,](#)

[View Supplemental Report.pdf](#)

S-4-24

Subject: Mason Tillman Associates - Disparity Study Contract

From: Finance and Management Agency

Recommendation: Adopt A Resolution Awarding A Contract To Mason Tillman

Associates, LTD. In An Amount Not-To-Exceed One Hundred Forty-Nine

Thousand Nine Hundred Ten Dollars (\$149,910.00) To Complete The Fairness In

Hiring And Employment Disparity Study ("Workforce Disparity Study") For The

City Of Oakland

07-0112

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

**City Council on 4/17/2007**

[View Report.pdf](#)

S-4-25

Subject: Cabaret Appeal

From: Office of the City Administrator

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A

Resolution Denying The Appeal Filed By Oakland Partners Group Against The

Administrative Hearing Officer's Decision To Deny Their Application For A Permit

To Operate A Cabaret Under The Name Club O

07-0099

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

**City Council on 4/17/2007**

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**ADDITIONAL ITEMS SUBMITTED ON THE DAIS**

Subject: Workforce Diversity Study

From: Council President Ignacio De La Fuente

Recommendation: Receive An Informational Report On The City's Workforce Diversity Study

07-0125

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

**6/12/2007**

5

A review of the Council Committees' actions from March 27, 2007 and determination of scheduling to the ORA/City Council meeting of April 3, 2007 or future dates (MATRIX)

**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

03-29 Rules Item 5

[View Item.pdf](#)

6

A review of the Agendas for the Council (Committees) for the meeting(s) of April 10, 2007

Cancellation Notices and the Rules and Legislation Committee meeting of April 12, 2007

Cancellation Notice

**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*

[03-29 Rules Item 6](#)

[View Item.pdf](#)

7

Subject: Analysis Of Senate Bill 2

From: Councilmember Desley Brooks

Recommendation: Action On A Bill Analysis And Recommendation On Senate Bill 2 Local

Planning (Senator Cedillo) Related To Emergency Shelters And Transitional Residential

Facilities

[06-1129](#)

**Continued to \*Rules & Legislation Committee on 4/5/2007**

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



- *Sanjiv Handa*

[View Item.pdf](#)

8

Subject:     Referendum Signatures

From:        Office of the City Attorney

Recommendation: Receive An Informational Report Regarding City Attorney's Recommendation

To Amend State Law To Insure Potential Referendum Petitioners Receiver A Full Thirty (30)

Days To Obtain Signatures

07-0059

**Continued to \*Rules & Legislation Committee on 4/19/2007**

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

- *Sanjiv Handa*

[View Item.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 11:35*

*AM*

NOTE:

Americans With Disabilities Act

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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

compliance with Oakland's policy for people with environmental illness or multiple chemical

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

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TDD

\*

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*