Meeting Minutes City of Oakland

Office of the City Clerk		
Oakland City Hall		
1 Frank H. Ogawa Plaza		
Oakland, California 94612		
LaTonda Simmons, Interim City		
Clerk		
	*Rules & Legislation Committe	e
Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California, 94612		
City of Oakland Website: http://www.oaklandnet.com		
Thursday, November 18, 2004	10:30 AM	City Council Chambers - 3rd Floor
The Oakland City Council Rules and	Legislation Committee convened at 10:46	
A.M., with President of the Council D	De La Fuente presiding as Chairperson	

Due to a lack of quorum, no formal action was taken pursuant to Resolution

Number 78307 Rule 27.

Roll Call / Call to Order

Excused: Member Reid and Member Wan

Present: Member Chang and Chair De La Fuente

COMMITTEE MEMBERSHIP:

 $\frac{\tilde{}}{1}$

Closed Session

No Action Taken

No formal action taken due to lack of quorum pursuant to Resolution Number

78307 Rule 27.

2

Approval of the Draft Minutes from the Committee meetings of October 21, 2004 and

October 28, 2004

No Action Taken

No formal action taken due to lack of quorum pursuant to Resolution Number

78307 Rule 27.

3

Determination of Schedule of Outstanding Committee Items

No Action Taken

No formal action taken due to lack of quorum pursuant to Resolution Number

78307 Rule 27.

4

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

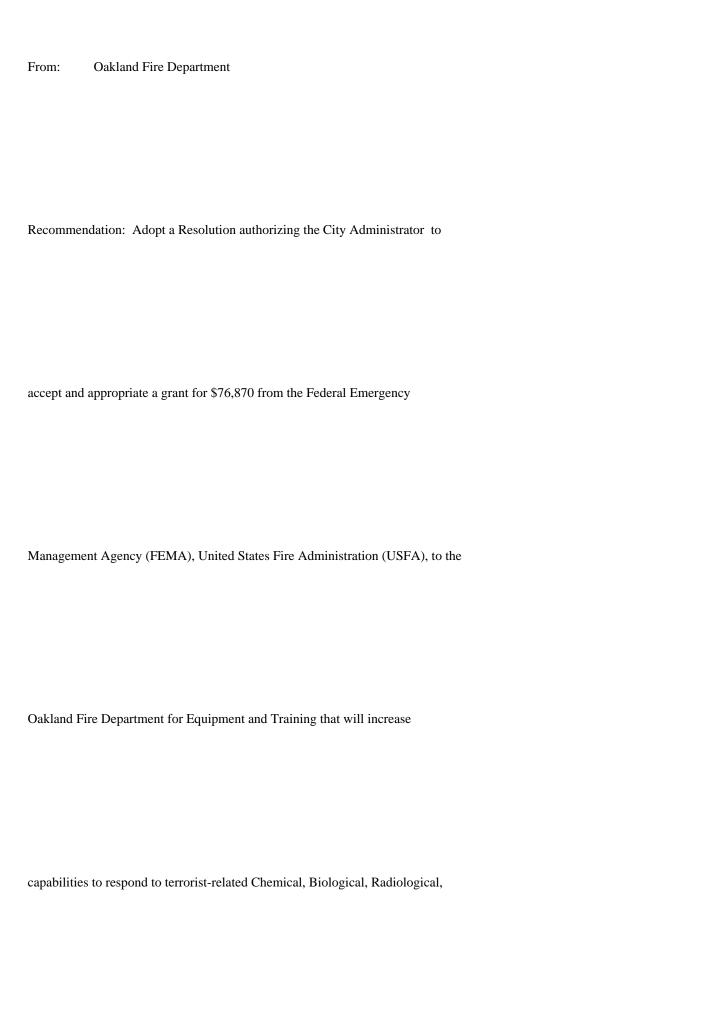
ORA/City Council meetings

No Action Taken

No formal action taken due to lack of quorum pursuant to Resolution Number

78307 Rule 27.

The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
S-4-1
Subject: Oakland City Stables
From: Life Enrichment Committee
Recommendation: Adopt a Resolution authorizing the City Administrator to
negotiate and execute an agreement for the management and operation of Oakland
City Stables (04-0909)
Scheduled to *Life Enrichment Committee on 12/14/2004 S-4-2
Subject: Specialized Equipment and Training for Terrorist Activities



Nuclear, and Explosives (CBRNE) incidents and other hazardous materials
incidents (04-0913)
Scheduled to *Public Safety Committee on 12/14/2004 Cmt Rpt Item 5 12-14-04 & Council Rpt S-10.24CC 12pdf,
78968 CMS.pdf S-4-3
Subject: Police Department's Family Violence Intervention Unit
From: Oakland Police Department
Recommendation: Adopt a Resolution authorizing the acceptance of ninety-five

thousand seven hundred and one dollars (\$95,701) from the State of California,
Office of Emergency Services, Law Enforcement Specialized Units Grant Program,
and authorizing a professional services agreement with the Family Violence Law
Center in the amount of three hundred forty-nine thousand nine hundred and
thirty-four dollars (\$349,934) for continued services associated with the Police

Department's Family Violence Intervention Unit (FVIU) for the period of July 1,
2004 through June 30, 2005 (04-0910)
Scheduled to *Public Safety Committee on 12/14/2004
Cmt Rpt 6 12-14-04 & Council Rpt S-10.25CC 12-21-0pdf,
78969 CMS.pdf S-4-4
Subject: Sobriety Checkpoint Program
From: Oakland Police Department
Recommendation: Adopt a Resolution authorizing the City Administrator on the
behalf of the City of Oakland to accept and appropriate a grant in the amount of

ninety-seven thousand five hundred and eighty dollars (\$97,580) from the State of
California, Office of Traffic Safety, for the Police Department to conduct a
Sobriety Checkpoint Program (04-0917)
Scheduled to *Public Safety Committee on 12/14/2004
Cmt Rpt Item 7 12-14-04 & Council Rpt S-10.26CC 12pdf,
78970 CMS.pdf S-4-5
Subject: Preventing Reckless Driving and Exhibition - Sideshows
From: Oakland Police Department
Recommendation: Adopt a Resolution authorizing the City Administrator on
behalf of the City of Oakland to enter into a contract for services with, and receive

thirty thousand dollars (\$30,000) from, with the California Highway Patrol for increased traffic enforcement operations targeted at preventing reckless driving and exhibitions of speed commonly referred to as Sideshows (04-0919) Scheduled to *Public Safety Committee on 12/14/2004 Cmt Rpt Item 8 12-14-04 & Council Rpt S-28 12-21-0....pdf, 78984 CMS.pdf S-4-6Subject: November 2004 General Municipal Election Results Office of the City Clerk From: Recommendation: Adopt a Resolution declaring the results of the Municipal General Election held on Tuesday, November 2, 2004 (04-0922) Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 12/7/2004 Council Rpt. Item 10.3CC 12-07-04.pdf,

78938 CMS.pdf

Council Rpt. S-10.3CC 12-7-04.pdf,

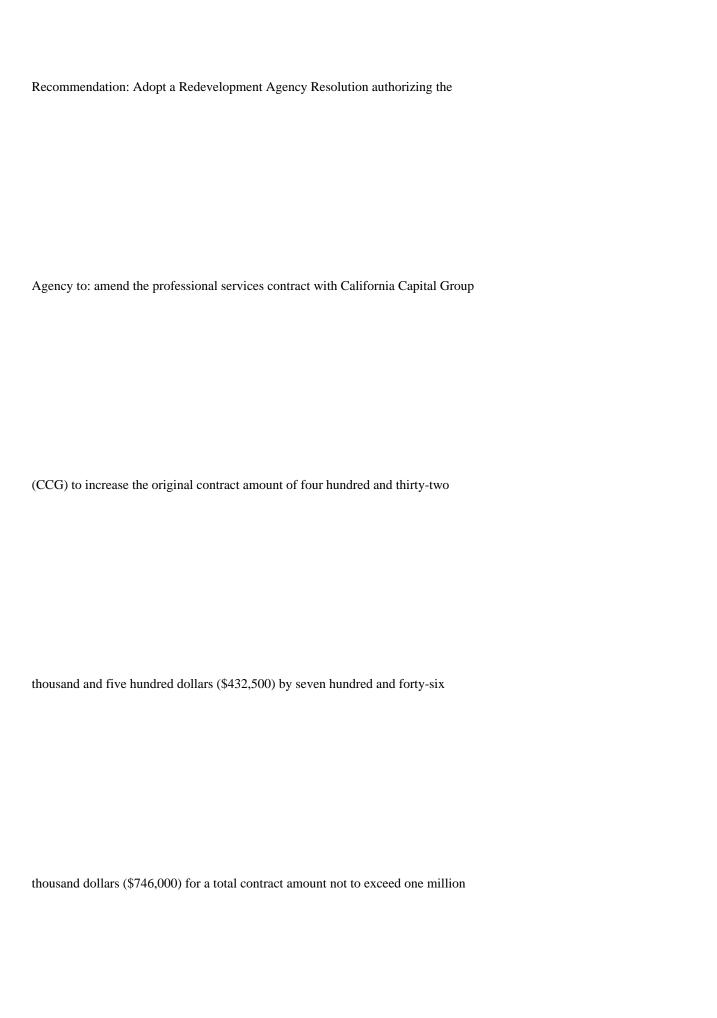
Subject:	2005 Meeting Schedule for January through July
Enom	Office of the City Clark
From:	Office of the City Clerk
Recommer	ndation: Approve the proposed schedule of Oakland City Council and
Council Co	ommittee meeting dates beginning January 2005 to July 2005
The Matrix	s of Oakland City Council and Council Committee Dates will be
distributed	at the November 18, 2004 Rules and Legislation Committee Meeting

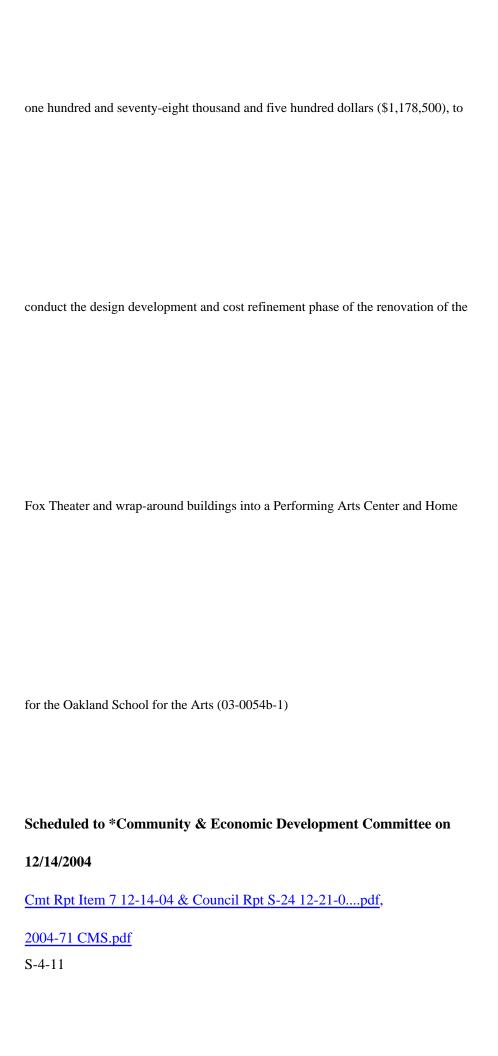
Approved S-4-8
Subject: Zoning Regulations for the City of Oakland
From: Councilmember Brunner
Recommendation: A request to withdraw from the December 14, 2004 and
reschedule to the January 11, 2005 Community and Economic Development
Agenda a report on the status of the update to the City's Zoning Regulations,
including all staff and consultant costs (04-0826-1)
Withdrawn and Rescheduled to *Community & Economic Development
Committee on 1/11/2005 S-4-9

(04-0924)

Subject:	Amendment to the Council Rules and Procedures
From:	Councilmember Wan
Recomme	ndation: Adopt a Resolution amending Rule 7 of the Council's Rules of
Procedure	Resolution No. 78307 C.M.S. to require a motion and a second to (1)
remove an	item from the City Council's Consent Item Calendar and place on the
Non-Cons	ent Calender of the next Council meeting or (2) place on the agenda of

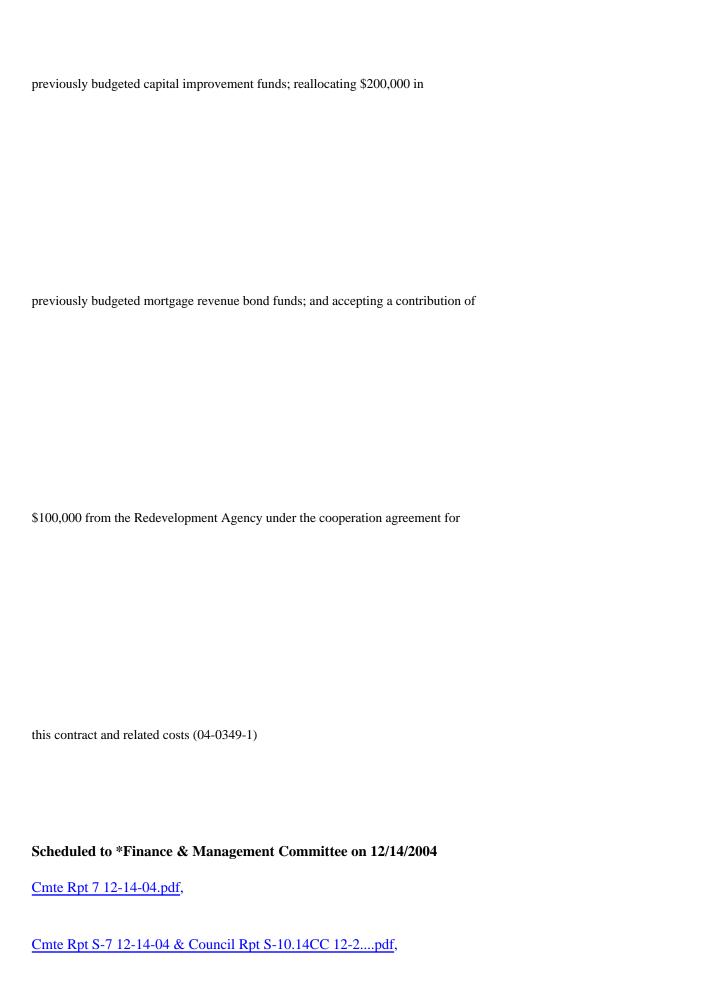
the next C	ouncil meeting any action item that was considered by a subject matter
Committee	e, but was not forwarded to Council and setting forth the Council's Rules
of Procedu	are, as amended, in their entirety (04-0930)
	ed to *Rules & Legislation Committee on 12/16/2004
Cmte Rpt	t 7 12-16-04 & Council Rpt S-10.28CC 12-21pdf,
79006 CN	<u>MS.pdf</u>
S-4-10 Subject:	Fox Theater Renovation
From:	Community and Economic Development Agency





Subject:	Housing Development Systems, Inc.
From:	Community and Economic Development Agency
Recommer	ndation: Adopt the following pieces of Legislation:
(1) A Reso	elution authorizing a contract in an amount not to exceed \$485,000 with

Housing Development Systems, Inc., to purchase software, equipment, installation,	
customization and maintenance services for the implementation of a grant and loan	
information management system; authorizing waiver of formal bidding for	
software and equipment purchased under the contract; allocating up to \$200,000 in	



4-11
(2) An Agency Resolution authorizing a contribution of \$100,000 in Low and
Moderate Income Housing Funds to the City under the cooperation agreement for
the purchase of a grant and loan information management system (04-0349-1a)
Scheduled to *Finance & Management Committee on 12/14/2004
Cmte Rpt 7 12-14-04.pdf,
Cmte S.7 12-14-04 & Council Rpt S-10.14-2CC & Counpdf,
2005-0001 CMS.pdf
S-4-12
Subject: Measure DD- Oakland Trust for Clean Water and Safe Parks
From: Community and Economic Development Agency
Recommendation: A request to reschedule from the December 14, 2004 Life

Enrichment Committee agenda to the January 11, 2005 Life Enrichment

79003 CMS.pdf

Committee agenda a Report regarding Oakland Trust for Clean Water and Safe
Parks (Measure - DD) program implementation progress report #1 and
recommendation to revise expenditure plan (04-0840-1)
Scheduled to *Life Enrichment Committee on 12/14/2004 S-4-13
Subject: Central City East 5 Year Implementation Plan
From: Community and Economic Development Agency
Recommendation: Adopt the following pieces of Legislation:
1) An Agency Resolution amending the five-year Implementation Plan for the
Central City East Redevelopment Project (04-0841)
*Withdrawn and Rescheduled to *Community & Economic Development
Committee on 12/14/2004
Cmt Rpt 10 12-14-04 & Council Rpt S-10.20-1CC 12-2pdf,
2005-0003 CMS.pdf

2) An Agency Resolution adopting the Central City East Homeownership
Rehabilitation Program, allocating \$547,249 in Fiscal Year 2004-2005 for the
program from Central City East Low and Moderate Income Housing Funds, and
authorizing the Agency Administrator to make loans for the program without
returning to the Agency (04-0841-1) *Withdrawn and Rescheduled to *Community & Economic Development
Committee on 12/14/2004
Cmte Rpt 10 12-14-04 & Council Rpt S-10.20-1CC 12pdf,
<u>2005-0004 CMS.pdf</u> 4-13
3) An Agency Resolution adopting the Central City East Commercial Facade
3) An Agency Resolution adopting the Central City East Commercial Facade Improvement Program, allocating \$100,000 for the program from Fiscal Year

*Withdrawn and Rescheduled to *Community & Economic Development

Committee on 12/14/2004

Cmt Rpt 10 12-14-04 & Council Rpt S-10.20-3CC 12-2....pdf,

2005-0005 CMS.pdf

4-13

4) An Agency Resolution adopting the Central City East Commercial Tenant

Improvement Program, allocating \$125,000 for the program from Fiscal Year

2004-2005 Central City East Redevelopment funds, and authorizing the Agency

Administrator to make grants and enter into design contracts for the program

without returning to the Agency (04-0841-3)

*Withdrawn and Rescheduled to *Community & Economic Development

Committee on 12/14/2004

Cmt Rpt 10 12-14-04 & Council Rpt S-10.20-4CC 12-2....pdf,

2005-0006 CMS.pdf

S-4-14

Subject: Representation Of Low Income Rent Adjustment Clients

From:	Community and Economic Development Agency
Recommend	lation: Adopt a Resolution authorizing the City Administrator to
approve a co	ontract between the City of Oakland and the East Bay Community Law
Center for o	ne year in the amount of \$100,000 for representation of Low Income
Rent Adjust	ment Clients (04-0874-1)
Scheduled	to *Community & Economic Development Committee on
12/14/2004	ı
Cmte Rpt 1	11 12-14-04 & Council Rpt S-10.21CC 12-21pdf,
78965 CM 4-15	<u>S.pdf</u>
Subject: I	Bicycle Master Plan
From:	Community and Economic Development Agency
Recommend	dation: Adopt a Resolution certifying that the Bicycle Master Plan,

adopted July 20, 1999, is current and in compliance with the Streets and Highways
Code Section 891.2 (04-0906)
Scheduled to *Community & Economic Development Committee on
1/11/2005
Cmte Rpt 6 1-11-05 & 5 1-25-05 & Council Rpt S-10pdf S-4-16
Subject: Bicycle Master Plan Update
From: Community and Economic Development Agency
Recommendation: Adopt a Resolution authorizing the City Administrator to
negotiate and execute a contract for an amount not to exceed \$200,000 with Wilbur
Smith Associates for professional services of planning, engineering, and
environmental review for the Bicycle Master Plan Update (04-0906b)
Scheduled to *Community & Economic Development Committee on
1/11/2005

Cmte Rpt 7 1-11-05 & 6 1-25-05 & Council Rpt S-10.....pdf

Subject:	Oakland Coliseum Intercity Rail Platform
From:	Community and Economic Development Agency
Recommer	ndation: Adopt the following pieces of legislation:
1) A City I	Resolution authorizing a fourth amendment to the Agreement with the
San Franci	sco Bay Area Rapid Transit District for design and engineering of the
Oakland C	oliseum Intercity Rail Platform to extend the term of the Agreement,

expand th	e scope of services, and modify the budget to allocate \$500,000 of
previously	y allocated construction and acquisition funds towards design and
	ng services (04-0907)
~	
Schedule 1/11/200	ed to *Community & Economic Development Committee on 5
1/11/200	
1/11/200 Cmte Rp	5
1/11/200 Cmte Rp S-4-18	5 t Item 4 1-11-05 & Item 3 2-08-05.pdf
1/11/200 Cmte Rp S-4-18 Subject: From:	5 t Item 4 1-11-05 & Item 3 2-08-05.pdf Final Map of Tract 7466
1/11/200 Cmte Rp S-4-18 Subject: From:	5 t Item 4 1-11-05 & Item 3 2-08-05.pdf Final Map of Tract 7466 Community and Economic Development Agency

County, California (04-0914)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 12/7/2004
Council Rpt. Item 10.9CC 12-07-04.pdf,
78943 CMS.pdf S-4-19
Subject: Diane Foster & Associates
From: Community and Economic Development Agency
Recommendation: Adopt a Resolution authorizing the City Administrator to amend
a professional or specialized services contract with Diane Foster & Associates to

provide a needs analysis for the Planning & Zoning Division for an additional fee

of twenty thousand dollars (\$20,000) for a total fee not to exceed eighty-five

Scheduled to *Community & Economic Development Committee on

1/11/2005

<u>Cmte Rpt Item 8 1-11-05 & Item 5 2-08-05.pdf</u> S-4-20

Subject: 11th Street and Oak Street Public Right-of-way

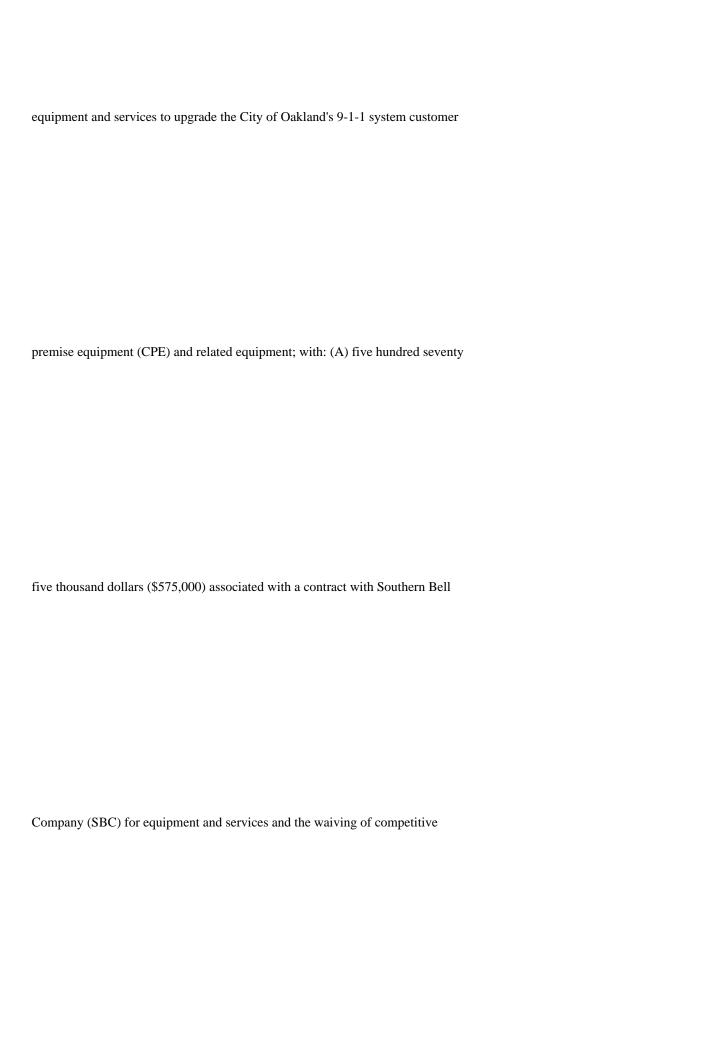
From: Public Works Agency

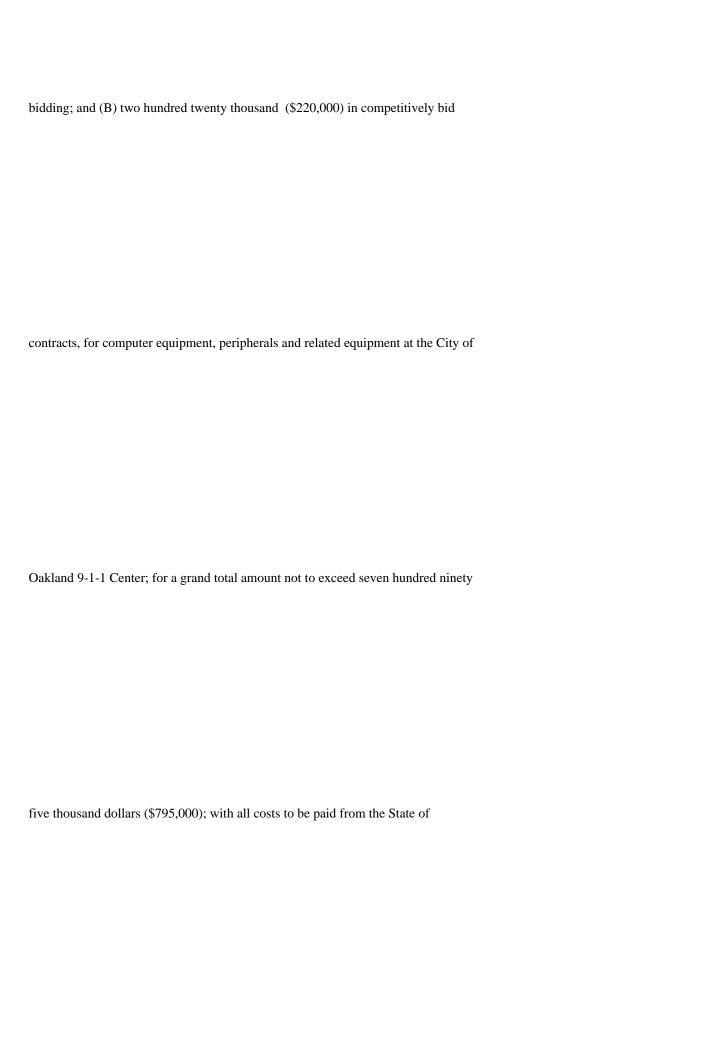
Recommendation: Adopt a Resolution accepting and expressing appreciation for a

gift-in-place with an estimated value of \$5,844 from Affordable Housing

Associates to provide and install benches and planting improvements at the 11th
Street and Oak Street Public Right-of-way (Plaza) in conjunction with their
development at Oak Street Terrace, 1109 Oak Street; and to authorize the City
Administrator to execute a no-cost agreement with Affordable Housing Associates
for maintenance of the Plaza (04-0899)
Scheduled to *Public Works Committee on 12/14/2004
Cmt Rpt. Item 4 12-14-04 & Council Rpt S-10.13CC 1pdf,
78962 CMS.pdf S-4-21







California 9-1-1 Program (04-0900)
Scheduled to *Finance & Management Committee on 12/14/2004
Cmte Rpt 8 12-14-04.pdf, Cmte Rpt S-8 12-14-04 & Council Rpt S-10.15CC 12-2pdf,
79004 CMS.pdf S-4-22
Subject: Liens for Delinquent Business Taxes - Public Hearing
From: Finance and Management Agency
Recommendation: Conduct a Public Hearing on Assessment of Liens for Delinquent Business Taxes (04-0901)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 4/5/2005
S-4-23 Subject: Delinquent Mandatory Garbage Fees - Public Hearing

From:

Finance and Management Agency

Recommendation: Conduct a Public Hearing on delinquent mandatory garbage
fees monthly accounts and, quarterly accounts
[Enter body here.] (04-0902)
Scheduled to Concurrent Meeting of the Oakland Redevelopment
Agency/City Council on 4/5/2005 S-4-24
Subject: Delinquent Transient Occupancy Taxes - Public Hearing
From: Finance and Management Agency
Recommendation: Conduct a Public Hearing on Assessment of Liens for
delinquent transient occupancy taxes (04-0903)
Scheduled to Concurrent Meeting of the Oakland Redevelopment
Agency/City Council on 4/5/2005 S-4-25
Subject: Delinquent Real Property Transfer Taxes - Public Hearing
From: Finance and Management Agency
Recommendation: Conduct a Public Hearing on the assessment of Liens for
delinquent real property transfer taxes (04-0904)

City Council on 4/5/2005 S-4-26 Subject: Gray and Reynolds Properties, Inc. Tax Sharing Agreement From: Community and Economic Development Agency Recommendation: Adopt a Resolution authorizing a Tax Sharing Agreement with Gray and Reynolds Properties, Inc., for development of a mixed-use boat mall and office project at 1221 Embarcadero Drive (04-0912) Scheduled to *Community & Economic Development Committee on 1/11/2005 S-4-34 Subject: Recognition of Chief of Police Richard Word - Police Call Box From: Finance and Management Agency Recommendation: Adopt a Resolution authorizing the presentation of a City of Oakland Police Call Box and pedestal to Chief of Police, Richard Word in

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

recognition of this 20 years of service to the Oakland Police Department (04-0931)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 12/7/2004
Council Rpt. Item 10.10CC 12-07-04.pdf,
Council Rpt 10.12CC 12-21-04.pdf,
78961 CMS.pdf
S-4-28
Subject: Dragon Boats Donation
From: Office of Parks and Recreation
Recommendation: Adopt a Resolution authorizing acceptance of the donations of
two (2) dragon boats and two (2) kettledrums for use in the Office of Parks and
Recreation programs (04-0911)

Scheduled to *Life Enrichment Committee on 12/14/2004

Cmte Rpt 8 12-14-04 & Council Rpt S-10.23CC 12-21-....pdf,

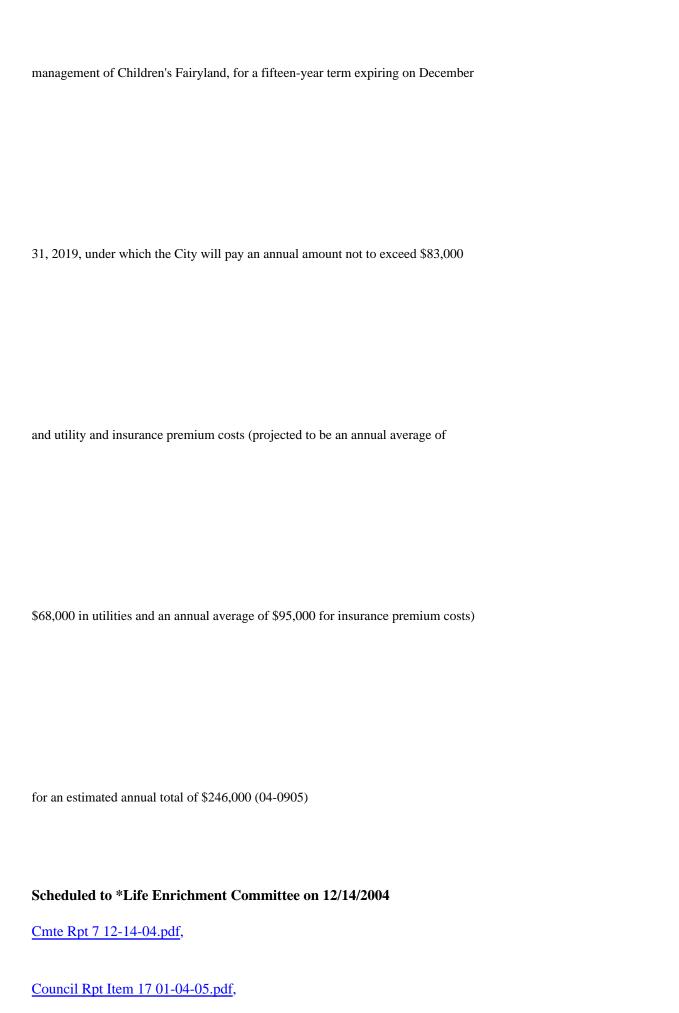
78967 CMS.pdf

S-4-29

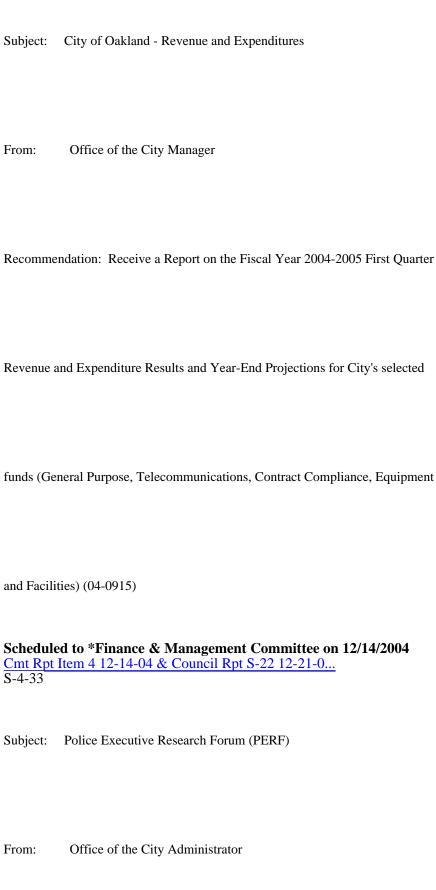
Subject: Gwendolyn Austin - Service Recognition

From: Office of Parks and Recreation
Recommendation: Adopt a Resolution commending Gwendolyn Austin for forty
four years of outstanding and distinguished service to the City of Oakland
(04-0920)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency
City Council on 12/7/2004
Council Rpt. Item 8.3 12-07-04.pdf,
78934 CMS.pdf S-4-30
Subject: Leslie R. Colbert - Service Recognition
From: Office of Parks and Recreation
Recommendation: Adopt a Resolution Commending Leslie R. Colbert for thirty six
years of outstanding and distinguished service to the City of Oakland (04-0921)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency
City Council on 12/7/2004
Council Rpt. Item 8.4 12-07-04.pdf,
78935 CMS.pdf 4-31

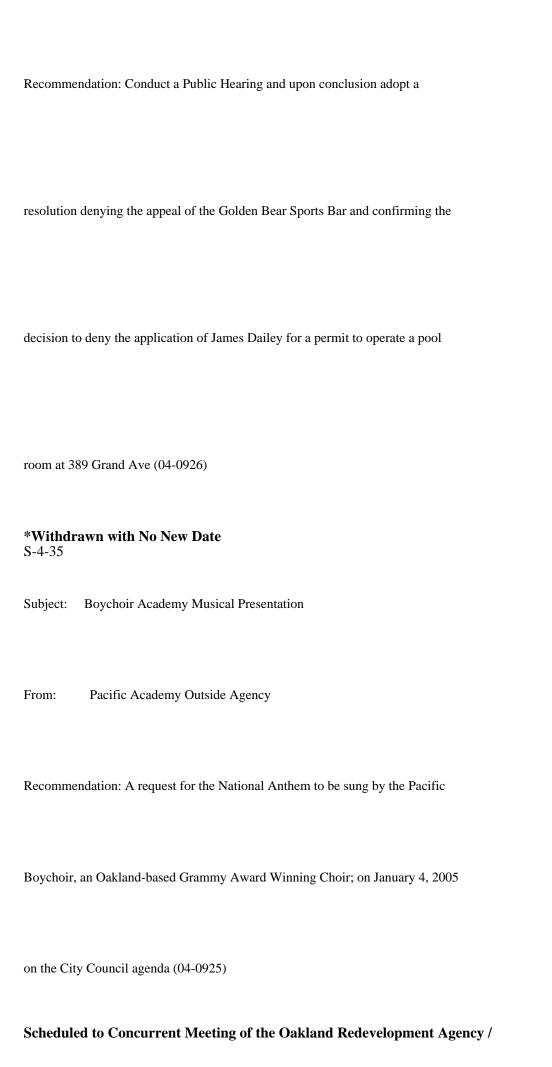
Subject:	Oakland Children's Fairyland Inc. Management and Operation
Agreemen	t
Agreemen	ı
From:	Office of the City Administrator
Recomme	ndation: Adopt a Resolution authorizing an agreement between the City
of Oakland	d and Oakland Children's Fairyland, Inc., for the operation and



79001 CMS.pdf S-4-32



Recommendation: Adopt a Resolution authorizing the City Administrator to
execute a contract with the Police Executive Research Forum (PERF) to conduct a
search for the position of Chief of Police in an amount not to exceed \$62,000
(04-0916)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 12/7/2004
Council Rpt. Item 23 12-07-04.pdf,
78944.pdf 4-34
Subject: Planning Commission Appeal - Golden Bear Sports Bar - Public
Hearing
From: Office of City Administrator



City Council on 1/3/2005

ADDITIONAL REQUESTS SUBMITTED ON THE DAIS

A review of the Agendas for the Special Concurrent Meetings of the ORA/City Council for

November 29, 2004 and November 30, 2004

No Action Taken

No formal action taken due to lack of quorum pursuant to Resolution Number

78307 Rule 27. (11-18-04 AGENDAS) Draft Agendas.pdf

Subject: Amendment to the Oakland Municipal Code

From: Oakland Public Ethics Commission

Recommendation: Action on a Report from the Public Ethics Commission to amend Chapter

3.13 of the Oakland Municipal Code (aka "The Limited Public Financing Act") to provide,

among other things, that 1) matching funds be available only to candidates for City Council and
the Oakland School Board; 2) the maximum amount which a candidate may receive in
matching funds be raised from 15 percent to 25 percent of the voluntary expenditure limit; 3)
require candidates to collect eligible contributions only from sources located within the City of
Oakland; 4) candidates may receive an initial grant of matching funds upon a determination of

eligibility; and 5) run-off candidates shall be limited in the receipt of matching funds (04-07)	eligibility	v: and 5)	run-off	candidates	shall be	limited	in the	receint	of ma	tching	funds (04-076
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*Rescheduled to *Rules & Legislation Committee on 12/2/2004

No formal action taken due to lack of quorum pursuant to Resolution Number

78307 Rule 27.

Cmte Rpt 6 11-18-04.pdf,

Council Rpt Item 18 01-04-05 & Item 15 2-01-05.pdf,

Council Rpt 16 2-01-05.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 11:14 A.M.

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	



