



City of Oakland Meeting Minutes

*Rules & Legislation Committee

Office of the City Clerk
Oakland City Hall
1 Frank H. Ogawa Plaza
Oakland, California 94612
LaTonda Simmons, City Clerk

Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California, 94612

City of Oakland Website: <http://www.oaklandnet.com>

Thursday, November 29, 2007

10:30 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

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Present: Vice Mayor Chang, Member Reid, Member Brunner and Chair De La Fuente

The Oakland City Council Rules and Legislation Committee convened at 11:05 AM with Council President De La Fuente presiding as Chairperson.

1 **Closed Session**

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A motion was made by Vice Mayor Chang, seconded by Member Reid, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Vice Mayor Chang, Member Reid, Member Brunner and Chair De La Fuente

The office of the City Attorney scheduled a Closed Session for December 4, 2007 from 4 PM to 6 PM

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

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A motion was made by Member Reid, seconded by Vice Mayor Chang, to *Approve the Minutes. The motion carried by the following vote:

Votes: Aye; 4 - Vice Mayor Chang, Member Reid, Member Brunner and Chair De La Fuente

3 **Determination of Schedule of Outstanding Committee Items**

There was no action necessary for this item

RULES 11-29 PENDING

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4 Scheduling of Agenda Items and revisions to the agenda(s) for the ORA/City Council meeting of December 4, 2007 (SUPPLEMENTAL)

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A motion was made by Member Reid, seconded by Vice Mayor Chang, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Vice Mayor Chang, Member Reid, Member Brunner and Chair De La Fuente

[11-29 Rules Item 4](#)

[View Item.pdf](#)

S-4-1 Subject: The Independent Assessment & Monitoring, LLP - Contract Extension
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee On Behalf Of The City Of Oakland To 1) Extend The Five-Year Contract With The Independent Assessment & Monitoring, LLP, To Continue Monitoring The Police Department's Reform Efforts Required By The Negotiated Settlement Agreement, From January 21, 2008 To January 20, 2010 For An Additional Cost Of One Million Eight Hundred Thousand Dollars (\$1,800,000) For A Total Contract Amount Not To Exceed (\$5,019,208.92), 2) Waive The Competitive Bid Process, And 3) Appropriate \$54,000 To Cover The City Mandated 3% Contract Assessment Fee For This Agreement

[07-0853](#)

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Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 12/18/2007

The following individual spoke on this item:

- Sanjiv Handa

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[81007 CMS.pdf](#)

S-4-2 Subject: United States U Visa Program
From: Office of the City Attorney
Recommendation: Adopt A Resolution Declaring Support For (1) The United States U Visa Program, Which Is A Temporary Visa That Authorizes Non-United States Citizen Crime Victims Who Assist Law Enforcement Agencies With Crime Investigations To Remain In This Country Up To Four Years, And (2) Supporting The Federal Policy That Authorizes The U Visa For Applicants Who Have Contributed To The Public Safety Of This City

[07-0827](#)

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Withdrawn and Rescheduled to *Public Safety Committee on 1/22/2008

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S-4-3 Subject: Cabaret Permit Application - Notification Fee
From: Office of the City Attorney
Recommendation: Approve The Introduction (First Reading) Of An Ordinance Amending Ordinance Number 12809 C.M.S. (Master Fee Schedule), As Amended, To Establish A Notification Fee For Business Permit Applications Subject To Title 5, "Business Taxes, Permits, And Regulations," Of The Oakland Municipal Code That Involve The Ongoing Use Of Property
[07-0854](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 12/18/2007

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[12854 CMS.pdf](#)

S-4-4 Subject: Vehicle And Traffic Code Amendment
From: Councilmember Desley Brooks
Recommendation: Adopt An Ordinance Adding Chapter 10.28.290 To Title 10, Vehicles And Traffic, Of The Oakland Municipal Code, Prohibiting The Parking Of Noncommercial Buses, Boats, Campers, Camp Trailers, Semitrailers, Trailers, Trailer Coaches, Trailer Buses, Fifth-Wheel Travel Trailers, Factory-Built Housing, House Cars, Mobilehomes, Motorhomes, Recreational Vehicles or RV's, Or Vehicles Built Or Modified For Domicile Of Persons Or Animals On City Streets, Portions Thereof Or City Thoroughfares Throughout The City
[07-0844](#)

Scheduled to *Public Safety Committee on 12/11/2007

The following individual spoke on this item:

- Sanjiv Handa
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S-4-5 Subject: Loan Guaranty - Merritt Bakery
From: Councilmember Patricia Kernighan
Recommendation: Adopt A Resolution Approving The Issuance Of A Loan Guaranty Not To Exceed Thirteen Thousand Five Hundred Dollars (\$13,500) For Mckinney Griff, Inc., DBA Merritt Bakery And Restaurant, As Required By One California Bank Under Its Conditions Of Approval For A Two Hundred Seventy Thousand Dollars (\$270,000) Term Loan To Finance Business Expansion
[07-0845](#)

Scheduled to *Community & Economic Development Committee on 1/8/2008

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[81029 CMS.pdf](#)

S-4-6 Subject: Debbie Corso - Recognition
 From: Councilmember Nancy Nadel
 Recommendation: Adopt A Resolution Honoring Debbie Corso For Twenty Years
 Of Dedicated And Distinguished Service To The City Of Oakland And
 Congratulating Her On Her Retirement
 [07-0849](#)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 12/18/2007**

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[80974 CMS.pdf](#)

S-4-7 Subject: Citywalk Project - Disposition And Development Agreement
 From: Councilmember Jane Brunner
 Recommendation: Adopt A Resolution Authorizing An Amendment To The
 Disposition And Development Agreement With Olson 737 - Oakland 1, LLC, For
 The City Center T-10 Residential Project At 14th Street, 13th Street Pedestrian
 Walk, Jefferson Street And Martin Luther King, Jr. Way, To Extend The Date For
 Project Completion
 [07-0852](#)

**Scheduled to *Community & Economic Development Committee on
12/11/2007**

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[2007-0087 CMS.pdf](#)

S-4-8 Subject: Renaming A Portion Of Coliseum Way To Joe Morgan Way
 From: Councilmembers Larry Reid And Ignacio De La Fuente
 Recommendation: Adopt A Resolution Renaming The Portion Of Coliseum Way
 From 66th Avenue To Hegenberger Road To Joe Morgan Way; As Soon As
 Possible On The Public Works Committee Agenda
 [07-0856](#)

Scheduled to *Public Works Committee on 2/12/2008

S-4-9 Subject: Emergency Housing Assistance Program Loan
From: Department of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute All Contracts And Amendments Related To The State Emergency Housing And Assistance Program Capital Development (EHAPCD) Deferred Loans Awarded To The City For The 2004/2005, 2005/2006 And 2006/2007 Program Years For The Rehabilitation Of Emergency Shelters And Transitional Housing Projects In Oakland
[07-0847](#)

Scheduled to *Community & Economic Development Committee on 1/8/2008
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[81030 CMS.pdf](#)

S-4-10 Subject: Gateway Development Area - (RFQ)
From: Community and Economic Development Agency
Recommendation: Action On A Report On The Request For Qualifications (RFQ) Process To Select A Master Developer For The Central Gateway Development Area Of The Former Oakland Army Base
[07-0846](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 12/18/2007
The following individual spoke on this item:
- *Sanjiv Handa*
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S-4-11 Subject: Freeway Auto Mall
From: Community and Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) A City Resolution Amending The Oakland Army Base Final Reuse Plan To Include A Revised Layout Of The Freeway Auto Mall; And
[07-0848](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 12/18/2007
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[81004 CMS.pdf](#)

2) An Agency Resolution Amending The Oakland Army Base Final Reuse Plan To Include A Revised Layout Of The Freeway Auto Mall
[07-0848-1](#)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 12/18/2007
[2007-0086 CMS.pdf](#)

S-4-12 Subject: Housing Services Data Collection Process
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Enter Into A One Hundred And Thirty Thousand Dollar Contract With Eden Information And Referral To Provide Call Intake And Data Collection And Analysis For Housing Service Contracts Funded Through The Community Development Block; And
[07-0850](#)

Scheduled to *Community & Economic Development Committee on 1/8/2008

2) A Resolution Authorizing The City Administrator To Enter Into A Eighty Thousand Dollar Contract With The Institute Of Urban And Regional Development To Provide Project Consultation And Monitoring Of The Housing Services Data Collection And Intake Process
[07-0850-1](#)

Scheduled to *Community & Economic Development Committee on 1/8/2008

S-4-13 Subject: Fourteenth Street Project, Inc. - DDA Amendment
From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing An Amendment To The Disposition And Development Agreement With Fourteenth Street Project, Inc., For Proposed Development On 1158 14th Street And 1401 Adeline Street To (1) Substitute Bobbie And Arrece Jameson As Developer, (2) Increase The Number Of Units From Four To Six, And (3) Modify The Requirement To Sell Units To First-Time Homebuyers
[07-0851](#)

Scheduled to *Community & Economic Development Committee on 1/8/2008

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S-4-14 Subject: Underground Utility District No. 235 - Intention
From: Public Works Agency
Recommendation: Adopt A Resolution Of Intention To Establish Underground Utility District No. 235: Coliseum Bart Station Area Underground Utility District Which Includes San Leandro Street, Between 66th And 73rd Avenues, And 73rd Avenue, Between San Leandro Street And The Inter-City Railway Station, To Be Funded Under California Public Utilities Commission (CPUC) Rule 20B; And To Set A Public Hearing For July 17, 2007; On The July 10, 2007 Public Works Committee Agenda

[07-0346](#)

Scheduled to *Public Works Committee on 12/11/2007

and as a Public Hearing on the December 18, 2007 City Council agenda

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[81001 CMS.pdf](#)

S-4-15 Subject: On-Call Citywide Sidewalk Repair Contracts
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing Award Of A Construction Contract To Rosas Brothers Construction For On-Call Citywide Sidewalk Repair Fiscal Year 2006-2007 (Project No. C269130) In The Amount Of Nine Hundred Thirty Two Thousand Forty Dollars (\$932,040.00); And

[07-0843](#)

Scheduled to *Public Works Committee on 12/11/2007

The following individual spoke on this item:

- Sanjiv Handa

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5 A review of the Council Committees' actions from November 27, 2007 and determination of scheduling to the ORA/City Council meeting of December 4, 2007 or future dates (MATRIX)

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A motion was made by Vice Mayor Chang, seconded by Member Reid, to *Approve as Submitted. The motion carried by the following vote:

Votes: Aye; 4 - Vice Mayor Chang, Member Reid, Member Brunner and Chair De La Fuente

The following individual spoke on this item:

- Sanjiv Handa

6 A review of the Agendas for the Council Committees for the meeting(s) of December 11, 2007 and the Rules and Legislation Committee for the meeting of December 13, 2007

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A motion was made by Member Reid, seconded by Vice Mayor Chang, to *Approve with the following amendments. The motion carried by the following vote:

Votes: Aye; 4 - Vice Mayor Chang, Member Reid, Member Brunner and Chair De La Fuente

The Committe directed that the December 11, 2007 Public Works Committee meeting would begin at 11:30 AM and that the December 11, 2007 Finance And Management Committee meeting would begin at 1:00 PM

*The following individual spoke on this item:
- Sanjiv Handa*

FROM THE DECEMBER 11, 2007 FINANCE AND MANAGEMENT COMMITTEE AGENDA

Subject: Vacancy Report
From: Office Of Personnel
Recommendation: Receive A Bi-Annual Informational Report On The Current Number Of Authorized Vacancies Citywide, As Of September 10, 2007
[07-0712](#)

***Rescheduled to *Finance & Management Committee on 1/8/2008**
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Subject: Proposed Residential Parking Permit Fees
From: Finance and Management Agency
Recommendation: Adopt A Resolution Of Intention To Include In The 2008-2009 Master Fee Schedule (MFS) The Proposed Fee Increases To The Residential Permit Parking (RPP)
[07-0814](#)

***Rescheduled to *Finance & Management Committee on 1/8/2008**
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FROM THE DECEMBER 11, 2007 PUBLIC SAFETY COMMITTEE AGENDA

Subject: Oakland Police Department ABAT Report
From: Oakland Police Department
Recommendation: Receive A Semi-Annual Status Report From The Chief Of Police On The Activities Of The Alcoholic Beverage Action Team (ABAT) Deemed Approved Program
[07-0770](#)

***Rescheduled to *Public Safety Committee on 1/8/2008**
[View Report.pdf](#)

7 Subject: Townsend Public Affair's Lobbying Efforts
 From: Council President De La Fuente
 Recommendation: Receive An Informational Report Detailing Townsend Public Affair's (TPA)
 Lobbying Efforts On Behalf Of The City Of Oakland During The 2007 State Legislative Session
 [07-0795](#)
 [Play Video](#)

A motion was made by Member Reid, seconded by Vice Mayor Chang, that this matter be *Received and Filed. The motion carried by the following vote:

Votes: Aye; 4 - Vice Mayor Chang, Member Reid, Member Brunner and Chair De La Fuente

The following individual spoke on this item:

- Sanjiv Handa

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8 Subject: State Lobbyist Contractor Evaluation
 From: Council President De La Fuente
 Recommendation: Receive A Report Regarding A Professional Services Evaluation Of The City's
 State Lobbyist Contractor
 [07-0798](#)
 [Play Video](#)

A motion was made by Vice Mayor Chang, seconded by Member Reid, that this matter be *Received and Filed. The motion carried by the following vote:

Votes: Aye; 4 - Vice Mayor Chang, Member Reid, Member Brunner and Chair De La Fuente

The following individual spoke on this item:

- Sanjiv Handa

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OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

The following individual 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 12:11 PM

NOTE: 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