



SUPPLEMENTAL

City of Oakland

Meeting Agenda

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, January 21, 2010

10:45 AM

City Council Chambers - 3rd Floor

****THIS MEETING WAS CANCELLED DUE TO LACK OF QUORUM****

DEFINITION OF TERMS:

Consent Item: any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee.

Non-Consent Item: any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee.

Action Item: any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

Informational Item: an item of the agenda consisting only of an informational report that does not require or permit Council action.

Roll Call / Call to Order

COMMITTEE MEMBERSHIP: Jean Quan, District 4; Vice Mayor Ignacio De La Fuente, District 5; Larry Reid, District 7; and Chairperson Jane Brunner, District 1

- 1 Closed Session
- 2 Approval of the Draft Minutes from the Committee meeting of January 7, 2010
- 3 Determination of Schedule of Outstanding Committee Items
([rules0121png1st](#))
- 4 Scheduling of Agenda Items and revisions to the agenda for the Council Committee meeting of January 26, 2010 (SUPPLEMENTAL)
([rules0121item4](#))

SUPPLEMENTAL

*Rules & Legislation Committee

Thursday, January 21, 2010

- S-4-1 Subject: Amending Oakland Municipal Codes
From: City Attorney's Office
Recommendation: Adopt An Ordinance Deleting Oakland Municipal Code (OMC) Section 3.08.140 (Election Of Candidates), Amending Section 3.08.150 (Order Of Candidate Names); Deleting Section 3.12.210 (Time Periods For Expenditures); Amending 3.12.040 (Interpretation Of This Act), To Conform The OMC With Instant Runoff Voting For City Elections; On The February 4, 2010 Rules And Legislation Committee Agenda
[\(09-1145\)](#)
- S-4-2 Subject: City Golf Courses - Expenses And Revenues
From: Councilmember De La Fuente
Recommendation: Action On A Report From The Office Of Parks And Recreation On The Expenses And Revenues (Both City And Concessionaire's) Associated With All City Golf Courses, On The February 23, 2010 Finance And Management Committee Agenda
[\(09-1136\)](#)
- S-4-3 Subject: Bicycle Car Safety Grant
From: Councilmember De La Fuente
Recommendation: Action On A Report From The Office Of The City Administration On The Balance, Oversight, Process And Procedures For Allocation Of The \$491,305 In Funding Received In October 2009 By The City Of Oakland Through The Bicycle Car Safety Grant From The State Of California's Office Of Traffic And Safety, On The February 11, 2010 Rules And Legislation Committee Agenda
[\(09-1140\)](#)
- S-4-4 Subject: City Auditor's Hiring Practices Performance Audit Report
From: Councilmember Quan
Recommendation: Receive A Follow-Up And Possible Action On The City Auditor's Hiring Practices Performance Audit Report, Including Information On 1) The Use Of Temporary Contract Service Employees, 2) Police And Fire Recruitment Processes, 3) Desk Audits, And 4) The Recruitment Process For Exempt Positions; On The February 9, 2010 Finance And Management Committee Agenda
[\(09-1144\)](#)

SUPPLEMENTAL

*Rules & Legislation Committee

Thursday, January 21, 2010

- S-4-5 Subject: Mayor's Public Safety Plan
 From: Councilmember Reid
 Recommendation: Discussion And Possible Action And An Update On The Mayor's Public Safety Plan Including An Explanation Of Initiatives Already Implemented Or In The Process Of Being Implemented, A Timeline Of Future Initiatives With Goals, Objectives, And Action Steps, The Status Of Community And Departmental Collaboration And Feedback, As Well As Identifying Top Priorities Of The Plan; On The February 9, 2010 Public Safety Committee Agenda
[\(09-1146\)](#)
- S-4-6 Subject: Mid Year Review Of FY 2009-2010
 From: Council President Brunner
 Recommendation: Receive A Follow-Up Report And Resolution On The Mid-Year Review Of Fiscal Year 2009-10 Financials For The General Purpose Fund And Proposed Balancing Measures; On The February 16, 2010 Special Budget City Council Agenda
[\(09-1148\)](#)
- S-4-7 Subject: Maintenance Of Oakland Parks
 From: Councilmember Quan
 Recommendation: Receive The 2009 Community Report Card On The Maintenance Of Oakland Parks; On The February 9, 2010 Public Works Committee Agenda And The Life Enrichment Committee Agenda
[\(09-1149\)](#)
- S-4-8 Subject: Quan Travel - Washington DC
 From: Councilmember Quan
 Recommendation: Adopt A Resolution Authorizing Council Member Jean Quan To Travel To Washington, DC On March 13-17, 2010 To Attend The National League Of Cities, Congressional City Conference And Designating Her As The Mayor's Representative; On The February 2, 2010 City Council Agenda
[\(09-1150\)](#)
- S-4-9 Subject: Vietnamese Community Development, Inc.- Grant Agreement
 From: Department Of Human Services
 Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Two -Year Grant Agreement With Vietnamese Community Development, Inc. To Fund Their Programs And Operations For Fiscal Years 2009-2010 And 2010-2011 In An Amount Not To Exceed \$54,000; On The February 23, 2010 Life Enrichment Committee Agenda
[\(09-1127\)](#)

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*Rules & Legislation Committee

Thursday, January 21, 2010

- S-4-10 Subject: Vietnamese American Community Center Of The East Bay
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City
Administrator To Execute A Two -Year Grant Agreement With The
Vietnamese American Community Center Of The East Bay, Inc. To Fund
Their Programs And Operations For Fiscal Years 2009-2010 And
2010-2011 In An Amount Not To Exceed \$54,000; On The February 23,
2010 Life Enrichment Committee Agenda
[\(09-1134\)](#)
- S-4-11 Subject: Mayor's Commission On Aging
From: Department of Human Services
Recommendation: Receive A Status Report From The Mayor's
Commission On Aging; On The February 23, 2010 Life Enrichment
Committee Agenda
[\(09-1141\)](#)
- S-4-12 Subject: Condominium Conversion - 939 Martin Luther King Jr. Way
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Approving A Final Map For Tract
No. 7934 To Convert Seven Rental Housing Units To Condominium
Ownership At 939 Martin King Jr. Way; On The February 16, 2010 City
Council Agenda
[\(09-1128\)](#)

SUPPLEMENTAL

S-4-13 Subject: Oakland Business Development Corporation
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Supplement The Funding For Oakland Business Development Corporation In An Amount Not To Exceed \$191,600 Of Economic Development Initiative Funds For Fiscal Years 2009-2011, In The Amount Of \$95,800 For Each Fiscal Year, And To Accept A Contribution From The Oakland Redevelopment Agency Under The Cooperation Agreement In An Amount Not To Exceed \$281,824 For Fiscal Years 2009-2011, In The Amount Of \$140,912 For Each Fiscal Year, For A New Total Contract Amount Not To Exceed \$468,552 For Each Fiscal Year, For Commercial Loan Underwriting Services; And

2) An Agency Resolution Authorizing A Contribution Of \$281,824 To The City Of Oakland Under The Cooperation Agreement, In The Amount Of \$140,912 Of Coliseum Redevelopment Area Funds And \$140,912 Of Central East Redevelopment Area Funds, To Supplement The Funding For Oakland Business Development Corporation For A New Total Contract Amount Not To Exceed \$468,552 For Each Fiscal Year, For Commercial Loan Underwriting Services; On The February 23, 2010 Community And Economic Development Agenda

[\(09-1129\)](#)

S-4-14 Subject: Transit-Oriented Development Centers
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Designating Planned Priority Development Areas At Six Established Transit-Oriented Development Centers In Oakland, To Include Macarthur, West Oakland, Fruitvale, And Coliseum BART Stations And The Eastmont Town Center, That Will Enable The City To Better Compete For Future Planning, Technical Assistance, And Capital Funding For Transportation, Infrastructure, And Housing; On The February 9, 2010 Community And Economic Development Committee Agenda

[\(09-1130\)](#)

SUPPLEMENTAL

S-4-15 Subject: Oak Knoll Redevelopment Area Funds
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

An Agency Resolution Authorizing 1) The Contribution And Allocation Of Oak Knoll Redevelopment Area Funds To The City Of Oakland Under The Cooperation Agreement In An Amount Not To Exceed \$655,000 For All Costs Associated With The Removal Of Hazardous Materials from and Demolition of 18 Buildings Located At 4000-4009 Barcelona Street And 9020-9036 Santa Cruz Street At The Former Oak Knoll Naval Hospital Complex; And

2) Dispensing With Advertising And Authorizing An Alternative Competitive Bidding Process for the Contract for Demolition of 18 Buildings Located at 4000-4009 Barcelona Street And 9020-9036 Santa Cruz Street At The Former Oak Knoll Naval Hospital Complex, According to Plans and Specifications for Project No. TBD, and Authorizing the Agency Administrator to Award the Contract to the Lowest Responsive, Responsible Bidder Without Returning to the Agency Board in an Amount Not to Exceed the Engineer's Estimate of \$180,000 For Said Demolition Work; And

1) A City Resolution Authorizing The City Administrator To Accept And Appropriate A Contribution Of Oak Knoll Redevelopment Funds Under The Cooperation Agreement In An Amount Not To Exceed \$655,000 For All Costs Associated With The Removal Of Hazardous Materials From And Demolition Of 18 Buildings Located At 4000-4009 Barcelona Street And 9020-9036 Santa Cruz Street At The Former Oak Knoll Naval Hospital Complex; On The February 23, 2010 Community and Economic Development Committee Agenda

[\(09-1131\)](#)

S-4-16 Subject: 12th Street Reconstruction Project- McGuire & Hester
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To McGuire & Hester For The 12th Street Reconstruction Project (Project No. C241610) In Accordance With The Project Plans And Specifications And Contractor's Bid In The Amount Not-To-Exceed Thirty Two Million Thirty-Six Thousand Four Hundred Eighteen Dollars and Fourteen Cents (\$32,036,418.14); On The February 9, 2010 Public Works Committee Agenda

[\(09-1132\)](#)

SUPPLEMENTAL

S-4-17 Subject: Major Conditional Use Permit - 6400 Shattuck Avenue
From: Community And Economic Development Agency
Recommendation: Conduct A Public Hearing To Consider A Major Conditional Use Permit And Variance At 6400 Shattuck Avenue For Alcoholic Beverage Sales Commercial Activity And Adopting One Of The Following Two Alternative Resolutions:

1) A Resolution Denying The Appeal (A09-220), Thereby Upholding The Planning Commission Decision To Approve A Major Conditional Use Permit And Variance At 6400 Shattuck Avenue For Alcoholic Beverage Sales Commercial Activity; Or Alternatively,

2) A Resolution Upholding The Appeal (A09-220), Thereby Reversing The Planning Commission Decision To Approve A Major Conditional Use Permit And Variance At 6400 Shattuck Avenue For Alcoholic Beverage Sales Commercial Activity: On The February 16, 2010 City Council Agenda.

[\(09-1133\)](#)

S-4-18 Subject: Alameda County Green Business Program
From: Public Works Agency
Recommendation: Adopt A Resolution Waiving The Competitive RFP Selection Requirement And Authorizing The City Administrator To Enter Into A Two-Year Agreement For An Amount Not-To-Exceed Sixty Thousand Dollars (\$60,000.00) With The Association Of Bay Area Governments Balance Foundation -Alameda County Green Business Program To Provide Green Business Certification For Oakland Businesses; On The February 23, 2010 Public Works Committee Agenda

[\(09-1143\)](#)

SUPPLEMENTAL

*Rules & Legislation Committee

Thursday, January 21, 2010

S-4-19 Subject: Parking Citation Administration And Revenue Reconciliation System
From: Finance And Management Agency
Recommendation: A Request To Withdraw From The February 2, 2010 City Council Agenda And Reschedule To The February 9, 2010 Finance And Management Committee Agenda A Report Presenting Vendors' Best And Final Proposals To Provide A Parking Citation Administration And Revenue Reconciliation System; And A Recommendation For A Resolution Authorizing The City Administrator To Negotiate And Execute A Contract Between The City Of Oakland And The Vendor Offering The Best Proposal To Provide A Parking Citation Administration And Revenue Reconciliation System (CARRS) At An Estimated Cost Of Nine Hundred Thousand Dollars (\$900,000) Per Year For Three Years With Two One-Year Options To Renew

REASON: The Finance Committee requested that this item return to full Council on 2/2/10, but since the vendors will not be submitting their final proposals until 1/29/10, a report could not be prepared in time to meet the noticing requirements for the 2/2/10 meeting. Additionally, since there will be another Finance Committee meeting before this item is considered by Council, staff recommends bringing it back to committee.

[\(09-0881\)](#)

S-4.20 Subject: Misuse Or Abuse Of Distinguishing Placards And Special License Plates
From: Finance & Management Agency
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Sections 10.48.010 "Schedule Of Parking Fines" To Add A \$1,000 (One Thousand Dollars) City Of Oakland Fine For California State Vehicle Code Sections 40200.1 And 40203.6 "Misuse Or Abuse Of Distinguishing Placards And Special License Plates"; On The February 9, 2010 Finance And Management Committee Agenda

[\(09-1135\)](#)

S-4-21 Subject: Various Providers Of Chemical Dependency
From: Department Of Human Resource Management
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute Agreements Between The City Of Oakland And Various Providers Of Chemical Dependency, Mental Health Treatment, And Management Coaching Under The City Of Oakland's Self Funded Benefit For Fiscal Years 9009-2012, In An Amount Not To Exceed \$150,000 Annually; On The February 23, 2010 Finance And Management Committee Agenda

[\(09-1151\)](#)

5 A review of the Agendas for the Council meeting of February 2, 2010 and the Rules and Legislation Committee meeting of February 4, 2010

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*Rules & Legislation Committee

Thursday, January 21, 2010

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

[\(rules0121item5\)](#)

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

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[\(TDD\)](#)

MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM 8:30AM TO 5:00PM

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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.

LATONDA SIMMONS
Agency Secretary/City Clerk
and Clerk of the Council

ORA - Oakland Redevelopment Agency

S - Supplemental Item