



City of Oakland Meeting Agenda

*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, February 18, 2010

10:45 AM

City Council Chambers - 3rd Floor

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:

Vice Mayor Jean Quan, District 4; 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 and February 4, 2010.
- 3 Determination of Schedule of Outstanding Committee Items
- 4 Scheduling of Agenda Items and revisions to the agenda(s) for the Council Committee meeting of February 23, 2010 (SUPPLEMENTAL)
([item4021810](#))

S-4-1 Subject: Purchase And Implementation Of A Live Burn Simulator
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator
To 1) Accept A Grant From Federal Emergency Magement Agency
(FEMA) And The Department Of Homeland Security (DHS) In The
Amount Of Three Hundred Thousand Dollars (\$300,000); 2) Enter Into
Agreements With Vendors Selected By The Training And Equipment
Committee For Training, Purchase And Implementation Of A Live Burn
Simulator At The Oakland Fire Department Training Division Without
Return To Council; On The March 23, 2010 Public Safety Committee
Agenda

[\(09-1224\)](#)

S-4-2 Subject: Anti-Human Trafficking Task Force Recovery Act Program
From: Oakland Police Department
Recommendation: Conduct A Public Hearing And Upon Comelusion Adopt
A Resolution Amending Authorizing Resolution No. 82408 C.M.S., Dated
November 17, 2009 And Authorizing The City Administrator, On Behalf
Of The City Of Oakland, To Accept And Appropriate Grant Funds In An
Amount Not To Exceed Three Hundred And Seventy-Five Thousand
Dollars (\$375,000) From The State Of California, California Emergency
Management Agency (Cal EMA), Fiscal Year 2009/2010 Anti-Human
Trafficking Task Force Recovery Act Program, American Recovery And
Reinvestment Act Of 2009 (Federal Government's "Stimulus Package"),
And 2) Authorizing A Waiver Of The Competitive Request For
Proposal/Qualifications Process For The Purchase Of Services From Bay
Area Women Against Rape (BAWAR) In An Amount Not To Exceed
Eighty-One Thousand Six Hundred Dollars (\$81,600) Associated With The
Continued Implementation And Operation Of The East Bay Task Force On
Human Trafficking Program In The Police Department; On The March 23,
2010 Public Safety Committee Agenda And As A Public Hearing On The
April 20, 2010 City Council Agenda

[\(09-1202\)](#)

- S-4-3 Subject: Corrections Standards Authority, Title II Formula Grants Program
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To 1) Accept And Appropriate Supplemental Grant Funds In An Amount Not To Exceed Ninety Thousand Dollars (\$90,000) From The State Of California, Corrections Standards Authority, Title II Formula Grants Program, Year-Three Program Operations Of The Program Project, And 2) Authorizing Professional Services Agreements With The Donald P. McCullum Youth Court In An Amount Not To Exceed Forty-Five Thousand Dollars (\$45,000) And With The Alameda County Public Health Department In An Amount Not To Exceed Forty-Five Thousand Dollars (\$45,000) For Program Evaluation And Technical Assistance Relating To Disproportionate Minority Contact (DMC) Associated With Youth Offenders In The City Of Oakland, And 3) Authorizing A Waiver Of The Competitive Request For Proposal/Qualifications Process For The Purchase Of Services From The Donald P. McCullum Youth Court And The Alameda County Public Health Department Associated With The Continued Implementation Of The Paragon Project In The Police Department; On The March 23, 2010 Public Safety Committee Agenda And As A Public Hearing On April 20, 2010
[\(09-1203\)](#)
- S-4-4 Subject: Citizen's Options for Public Safety (StateCOPS)
From: Oakland Police Department
Recommendation: Adopt A Resolution Implementing California Government Code Sections 30061-30065 And Appropriating Grant Funds In An Amount Not To Exceed Six Hundred And Fifty-Eight Thousand Five Hundred Dollars (\$658,500) In Fourteenth Year Funding For The State Of California, "Citizen's Options For Public Safety" (State COPS) Grant To The Police Department, And Approving The Fiscal Year 2009-2011 Spending Plan; On The March 23, 2010 Public Safety Committee Agenda And As A Public Hearing On The April 20, 2010 City Council Agenda
[\(09-1204\)](#)
- S-4-5 2) An Ordinance Amending Ordinance No. 12809 (Master Fee Schedule) To Reflect Fee Changes Associated With False Alarm Service Fees; On The March 23, 2010 Finance And Management Committee Agenda
[\(09-1223-1\)](#)
- S-4-6 Subject: 2008-2009 Audit Report
From: Finance and Management Agency
Recommendation: Receive An Informational Report Presenting The Measure Y - Violence Prevention & Public Safety Act Of 2004 Audit And Program Status Report; On The March 16, 2010 City Council Agenda
[\(09-1067\)](#)

- S-4-7 Subject: Mayor's Commission on Persons with Disabilities Report
From: City Administrator's Office
Recommendation: Receive The 2009 Annual Report From The Mayor's
Commission On Persons With Disabilities; On The March 23, 2010 Life
Enrichment Committee Agenda
[\(09-1229\)](#)
- S-4-8 Subject: Shepherd Canyon and Joaquin Miller Parks
From: Councilmember Jean Quan
Recommendation: Receive An Informational Report On The Status Of The
Community Planning Process, Implementation And Budget For Projects At
Shepherd Canyon And Joaquin Miller Parks 2003-2009; On The March 23,
2010 Life Enrichment Committee Agenda
[\(09-0783\)](#)
- S-4-9 Subject: 2010 National Developmental Disabilities Month
From: Council President Brunner
Recommendation: Adopt A Resolution Proclaiming March 2010 National
Developmental Disabilities Month And Recognizing The Arc Of Alameda
County For Its Leadership In Providing Quality Services For People With
Intellectual And Developmental Disabilities And Their Families; On The
March 2, 2010 City Council Agenda
[\(09-1209\)](#)
- S-4-10 Subject: Civilianization Working Group
From; Councilmember Larry Reid
Recommendation: Discussion And Possible Action On A Report From
The Civilianization Working Group And The City Administrator To
Update The Council On The Action Plan To Civilianize The Intake Of
Complaints, Inclusive Of A Detailed Transition Plan, NSA-MOU
Considerations, The Efforts To Secure Outside Funding And The Plan To
Utilize JAG Funding To Hire Two Additional CPRB Investigators; On The
March 23, 2010 Public Safety Committee Agenda
[\(09-1226\)](#)
- S-4-11 Subject: Honoring Deane Calhoun- Retirement
From: Councilmember Reid
Recommendation: Adopt A Resolution Honoring Deane Calhoun For Her
Commitment To Ending Gun Violence In The Oakland Community And
Congratulating Her On Her Retirement From Youth Alive; On The March
16, 2010 City Council Agenda
[\(09-1228\)](#)
- S-4-12 Subject: American Red Cross Month
From: Councilmember Quan
Recommendation: Adopt A Resolution Celebrating March 2010 As
American Red Cross Month; On The March 2, 2010 City Council Agenda

[\(09-1230\)](#)

S-4-13 Subject: Mayor's Comprehensive Public Safety Plan
From: Councilmember Reid
Recommendation: Discussion And Possible Action On The Mayor's Comprehensive Public Safety Plan Including An Explantion Of Initiatives Already Implemented Or In The Process Of Being Implemented, A Timeline Of Future Initiatives With Goals, Objectives, Action Steps, The Status Of Community And Departmental Collaboration And Feedback, As Well As Identifying Top Priorities Of The Plan, And Including The Strategic Plan From The Chief Of Police; On The March 9, 2010 Public Safety Committee Agenda

[\(09-1231\)](#)

S-4-14 Subject: Wireless Broadband Feasibility
From: Department Of Information Technology
Recommendation: Receive An Informational Report Regarding The Findings Of The Wireless Broadband Feasibility Study Conducted By The Consultant Tellus Venture Associates; On The March 23, 2010 Finance And Management Committee Agenda

[\(09-1214\)](#)

S-4-15 Subject: Purchase Of Real Property At 2330 Webster And 2315 Valdez Street
From: Community And Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real Property At 2330 Webster And 2315 Valdez Street In The Central District Redevelopment Project Area, From Oakland PPD Return, LLC, For \$4,050,000, Less The Cost Of Any Environmental Site Remediation, And Authorizing Up To \$25,000 For Real Estate Closing Costs; On The March 9, 2010 Community And Economic Development Committee Agenda

[\(09-1217\)](#)

S-4-16 Subject: Restated Memorandum Of Agreement For The Oakland Army Base
From: Community And Economic Development Committee Agenda
Recommendation: Adopt The Following Pieces Of Legislation:

- 1) An Agency Resolution Requesting Authorization For The Agency Administrator To: 1) Execute Amendment 1 To The 2008 Amended And Restated Memorandum Of Agreement For The Oakland Army Base, 2) Create A New Fund For The Army Base Joint Environmental Remediation Account, 3) Appropriate Five Million Seven Hundred Forty-One Thousand Four Hundred Seventy-Seven Dollars (\$5,741,477) From OBRA Leasing & Utility Fund (9575) And OBRA Environmental Remediation Fund (9576) Into The Army Base Joint Environmental Remediation Fund, 4) Accept Five Million Seven Hundred Forty-One Thousand Four Hundred Seventy-Seven Dollars (\$5,741,477) From The Port Of Oakland, And 5) Appropriate And Expend Up To Eleven Million Four Hundred Eighty-Two Thousand Nine Hundred Fifty-Three Dollars (\$11,482,953) Of The Army Base Joint Environmental Remediation Fund For Army Base Environmental Remediation Program Activities; And
- 2) A City Resolution Requesting Authorization For The City Administrator To Execute Amendment 1 To The 2008 Amended And Restated Memorandum Of Agreement For The Oakland Army Base; On The March 23, 2010 Community And Economic Development Committee Agenda [\(09-1218\)](#)

2) A City Resolution Requesting Authorization For The City Administrator To Execute Amendment 1 To The 2008 Amended And Restated Memorandum Of Agreement For The Oakland Army Base; On The March 23, 2010 Community And Economic Development Committee Agenda [\(09-1218-1\)](#)

S-4-17 Subject: Coliseum Redevelopment Project Area
From: Community And Economic Development Agency
Recommendation: Adopt City And Agency Resolutions Allocating Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed One Hundred And Eighty Thousand Dollars (\$180,000) From Fiscal Year 2009-2010 For Certain Public Improvements Within The Coliseum Redevelopment Project Area Under The Neighborhood Project Initiative Program; On The April 13, 2010 Community And Economic Development Committee Agenda [\(09-1219\)](#)

- S-4-18 Subject: Neighborhood Stabilization Program
From: Community And Economic Development Agency
Recommendation: Receive A Report On The Progress Of The Oakland Community Land Trust In Obtaining Additional Project And Operational Financing And A Recommendation To Continue The Neighborhood Stabilization Program Funding Allocation To The Oakland Community Land Trust To Acquire And Rehabilitate Foreclosed Homes; On The March 2, 2010 City Council Agenda
[\(09-1220\)](#)
- S-4-19 Subject: Alcoholic Beverage Sales at 5007 Bancroft Avenue
From Community and Economic Development Agency
Recommendation: Conduct A Public Hearing And, Upon Conclusion, Adopt A Resolution Denying The Appeal Of Lue R. Bells (Case # A 09-273) And Upholding The Planning Commission's Revocation Of The Deemed Approved Status For Alcoholic Beverage Sales At 5007 Bancroft Avenue; On The March 2, 2010 City Council Agenda
[\(09-1221\)](#)
- S-4-20 Subject: Vacant Land Located On 66th Avenue At Joe Morgan Way
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) A City Ordinance Authorizing The Sale Of Vacant Land Located On 66th Avenue At Joe Morgan Way, Adjacent To The Oakland-Alameda County Coliseum Complex In The Coliseum Redevelopment Project Area For \$1,000,000, To The Redevelopment Agency Of The City Of Oakland; And
[\(09-1222\)](#)
- 2) An Agency Resolution Authorizing The Purchase Of Vacant Land Located On 66th Avenue At Joe Morgan Way, Adjacent To The Oakland-Alameda County Coliseum Complex In The Coliseum Redevelopment Project Area For \$1,000,000, From The City Of Oakland And Authorizing Up To \$10,000 For Real Estate Closing Costs; On The March 23, 2010 Finance And Management Committee Agenda
[\(09-1222-1\)](#)
- S-4-21 Subject: As-Needed Geotechnical Services
From: Community And Economic Development Agency
Recommendation: Adopt Resolutions Authorizing The City Administrator, Or His Designee, To Enter Into Eight (8) Professional Services Agreements In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00) Each, And Two (2) Professional Services Agreements In An Amount Not-To-Exceed One Hundred Fifty Thousand Dollars (\$150,000.00) Each, For As-Needed Geotechnical Engineering Services Over A Period Of Three (3) Years; On The March 9, 2010 Public Works Committee Agenda

(09-1225)

S-4-22 Subject: Team Oakland Program
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A One Year Agreement With Youth Employment Partnership, Inc., To Implement The Team Oakland Program, Inc., With A Second Year Option To Extend, In An Amount Not To Exceed \$249,000 Each Year, For A Total Contract Amount Not-To-Exceed \$498,000, If The Contract Is Extended; On The March 9, 2010 Public Works Committee Agenda

(09-1205)

S-4-23 Subject: Amendment To The City's Non-Disposal Facility Element
From: Public Works Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Adopting The Second Amendment To The City's Non-Disposal Facility Element, Which Describes Solid Waste, Recycling, And Processing Facilities That Assist The City To Reduce Materials Sent To Landfills, And Approving Its Submittal To The California Department Of Resources Recycling And Recovery (CalRecycle) For Approval; On The March 23, 2010 Public Works Agency Committee And As A Public Hearing On April 20, 2010 City Council Agenda.

(09-1210)

S-4-24 Subject: As-Needed Structural Engineering Services
From: Community And Economic Development Agency
Recommendation: Adopt Resolutions Authorizing The City Administrator, Or His Designee, To Enter Into Six (6) Professional Services Agreements In An Amount Not-To-Exceed Three Hundred Thousand Dollars (\$300,000.00) Each, And Six (6) Professional Services Agreements In An Amount Not-To-Exceed One Hundred Fifty Thousand Dollars (\$150,000.00) Each, For As-Needed Structural Engineering Services Over A Period Of Three (3) Years; On The March 9, 2010 Public Works Committee Agenda

(09-1212)

S-4-25 Subject: As-Needed Civil Engineering Services
From: Community And Economic Development Agency
Recommendation: Adopt Resolutions Authorizing The City Administrator, Or His Designee, To Enter Into Seven (7) Professional Services Agreements In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00) Each, And Eight (8) Professional Services Agreements In An Amount Not-To-Exceed One Hundred Fifty Thousand Dollars (\$150,000.00) Each, For As-Needed Civil Engineering Services Over A Period Of Three (3) Years; On The March 9, 2010 Public Works Committee Agenda

(09-1213)

- S-4-26 Subject: Fleet Management System From Assetworks
From Public Works Agency
Recommendation: Adopt A Resolution Waiving Advertising And The Request For Proposal/Qualification Requirements, And Extending The COntract For Technical Maintenance And Support Services For The Fleet Management System With Assetworks, Inc On An Annual Basis, With The Authority To Excecute Future Annual Contract Extensions For No More Than Five Years, At An Estimated Cost Of \$30,500; On The March 9, 2010 Finance And Management Committee Agenda
[\(09-1201\)](#)
- S-4-27 Subject: Schedule Of Parking Fines
From: Finance And Management Agency
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Sections 10.48.010 "Schedule Of Parking Fines" To Increase From \$35.00 To \$55.00 (Fifty Five Dollars) City Of Oakland Fine For Oakland Municipal Code Section 10.36.30B "Valid Parking Receipt Not Displayed"; On The March 9, 2010 Finance And Management Committee Agenda
[\(09-1197\)](#)
- S-4-28 Subject: Delinquent Transient Occupancy Taxes
From: Finance and Management Agency
Recommendation Conduct A Public Hearing On Assessment Of Liens For Delinquent Transient Occupancy Taxes; On The March 16, 2010 City Council Agenda
[\(09-1198\)](#)
- S-4-29 Subject: Delinquent Business Taxes
From: Finance And Management Agency
Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent Business Taxes; On The March 16, 2010 City Council Agenda
[\(09-1199\)](#)
- S-4-30 Subject: Delinquent Real Property Transfer Taxes
From: Finance And Management Agency
Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent Real Property Transfer Taxes; On The March 16, 2010 City Council Agenda
[\(09-1200\)](#)

- S-4-31 Subject: U.S. Department Of Commerce's Broadband Technology Opportunities Program Grant
From: Office of the Mayor
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For, Accept And Appropriate Grant Funds From The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package") For Up To \$40 Million From The U.S. Department Of Commerce's Broadband Technology Opportunities Program Grant For The Purpose Of Providing Broadband Infrastructure Support And Expansion For Public And Community Institutions; On The March 2, 2010 City Council Agenda
[\(09-1206\)](#)
- S-4-32 Subject: Weatherization Assistance Program
From: Office Of The Mayor
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For, Accept And Appropriate Grant Funds From The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package") For Up To \$4 Million From The California Community Services Department's Weatherization Assistance Program For The Purpose Of Providing Weatherization Services To Low-Income Residents; On The March 9, 2010 Community And Economic Development Committee Agenda
[\(09-1207\)](#)
- S-4-33 Subject: Metropolitan Transportation Commission For Potential Federal Jobs
From: Office Of The Mayor
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To File An Application To The Metropolitan Transportation Commission For Potential Federal Jobs For Main Street Act Of 2010 Funding For Street Resurfacing Projects And Stating The Assurance To Complete The Project(s); And Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate Potential Federal Jobs For Main Street Act Of 2010 Funds Of Approximately \$6 Million For The Purpose Of Street Resurfacing; On The March 9, 2010 Public Works Committee Agenda
[\(09-1208\)](#)

5 A review of the Agendas for the City Council for the meeting of March 2, 2010 and Rules and Legislation Committee for the meeting of March 4, 2010.
[\(item5021810\)](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

NOTE: Americans With Disabilities Act
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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.

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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.

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

ORA - Oakland Redevelopment Agency
S - Supplemental Item