

City of Oakland

Office of the City Clerk

Oakland City Hall

1 Frank H. Ogawa Plaza

Oakland, California

94612

Ceda Floyd, City Clerk

Online Meeting Minutes - Final

*Rules & Legislation Committee

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

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

10:30 AM

Thursday, October 16, 2003

City Council Chambers - 3rd Floor

The Oakland City Council Rules and Legislation Committee convened at 10:57 a.m.,
with President De La Fuente presiding as Chairperson.

Roll Call / Call to Order

Present: Member Chang, Member Reid, Member Wan and Chair De La Fuente

COMMITTEE MEMBERSHIP:

1

Closed Session

Attachments:

[Item 1 10-16-03.pdf](#)

**A motion was made by Member Reid, seconded by Member Chang, that this
matter be Approved. The motion carried by the following vote:**

Aye;

4 - Member Chang, Member Reid, Member Wan and Chair De La
Fuente

2

Approval of the Draft Minutes from the Committee meeting of October 9, 2003

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

Aye;

4 - Member Chang, Member Reid, Member Wan and Chair De La
Fuente

3

Determination of Schedule of Outstanding Committee Items

Attachments:

[Item 3 10-16-03.pdf](#)

There were no changes to the pending list.

4

Scheduling of Agenda Items

The following individuals spoke and did not indicate a position on this item:

- Sanjiv Handa

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

Aye;

4 - Member Chang, Member Reid, Member Wan and Chair De La
Fuente

4-1	<p>Subject:</p> <p>From: Finance and Management Agency</p> <p>Recommendation: A request from the October 14, 2003 Finance and Management Committee to reschedule a report and recommendations regarding the preliminary salary plan recommendations for executive, management and unrepresented classification</p> <p>Scheduled to the *Finance & Management Committee</p>
4-2	<p>A request from the October 14, 2003 Finance and Management Committee to rescheduled a Resolution authorizing the City Manager to enter into a two-year lease with Peter and Helen Shiu for real property located at 530 Lake Park Avenue, for use as a community meeting facility and community police station, for two years in the amount of \$25,200 (Year 1), and \$27,600 (Year 2), and tenant improvements (not to exceed \$2,000), plus telephone, and utility costs to a future Finance and Management Committee meeting</p> <p>Scheduled to the *Finance & Management Committee</p>
4-3	<p>A request from the October 14, 2003 Public Works Committee for a report regarding the low level of bidder response on certain Public Works projects; on the Public Works Committee agenda for scheduling</p> <p>Not Accepted</p>
4-4	<p>Subject: Alcoholic Beverage Sales Commercial Activity</p> <p>From: Community and Economic Development Agency</p> <p>Recommendation: Appeal of Planning Commission Approval of a Major Variance to conduct Alcoholic Beverage Sales Commercial Activity, Case File Number VM03-182, located at 4822 Telegraph Avenue, Jack Cicala applicant; on the November 18, 2003 City Council agenda</p> <p><u>Attachments:</u></p> <p>03-0215.pdf</p> <p>Scheduled to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council</p>
4-5	<p>Subject: Ergonomic Workstations For Local Garment Factories</p> <p>From: Community and Economic Development Agency</p> <p>Recommendation: Adopt a Resolution regarding Agency financial assistance to Asian immigrant women advocates in an amount not to exceed \$25,000 for the purchase of ergonomic workstations for local garment factories; on the December 9, 2003 Community and Economic Development Committee agenda</p> <p><u>Attachments:</u></p> <p>03-0216.pdf</p> <p>Scheduled to the *Community & Economic Development Committee</p>
4-6	<p>Subject: City owned surplus properties</p> <p>From: Community and Economic Development Agency</p> <p>Recommendation: Adopt an Ordinance authorizing the City Manager to enter into purchase and sales agreements for the sale of eleven City owned surplus properties from the public auction conducted on October 3, 2003 to the following high bidders: (1 APN 045-5304-057-02, 056 for \$140,000) Jeff Ku; (3-APN 044-4989-006 for \$227,000) Oakland Community Housing, Inc.; (4-APN 048-6854-002-06 and 5-APN 048-6854-003-02 for \$100,000, 7-APN 048-6818-001-01 for \$135,000) Hirst Shafer Construction and Development, Inc.; (6-APN 048-6869-007 for \$240,000) Amelia Lim; (8-APN 048D-7302-059 for \$81,000) Henry Hernandez; (9-APN 048D-7303-067 for \$50,000 and 10-APN 048D-7303-68 for \$50,000) Wayne Huey; and (11-APN 048H-7606-51-04 for \$455,000) Traci Ann McKnight; on the November 4, 2003 City Council agenda</p> <p><u>Attachments:</u></p> <p>25 11-4-03.pdf</p> <p>Scheduled to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council</p>
4-7	<p>Subject: Oakland Family and Aquatics Sports Complex</p> <p>From: Public Works Agency</p> <p>Recommendation: Adopt a Resolution Authorizing The City of Oakland to Enter into a Professional Services Agreement with The Kellogg Organization, Inc., in an Amount Not to Exceed \$200,000 to Conduct a Philanthropic Marketing Study, Campaign Master Plan and Capital Campaign to Raise Funds For the Proposed Oakland Family and Aquatics Sports Complex at Brookfield Park, located at Edes and Jones Avenues</p>

Attachments:

[03-0221.pdf](#)

Not Accepted

4-8

Subject: Alameda Eastlake Feasibility Study and Project
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the City of Oakland to apply for, accept and appropriate up to \$500,000.00 in Fiscal Year 2003-04 Measure B Discretionary Funds for Alameda Eastlake Countywide Bicycle Lane Feasibility Studies and Construction of the Eastlake Streetscape and Pedestrian Enhancement Project; on the December 9, 2003 Public Safety Committee agenda

Attachments:

[03-0217.pdf](#)

Scheduled to the *Public Safety Committee

4-9

Subject: Underground Utility District No. 234: 48th Street
From: Public Works Agency
Recommendation: Adopt a Resolution of Intention to Establish Underground Utility District No. 234: 48th Street, Between Telegraph and Shattuck Avenues, to be Funded Under California Public Utilities Commission (CPUC) Rule 20B and set a Public Hearing for January 20, 2004; on the December 9, 2003 Public Works Committee agenda

Attachments:

[03-0218.pdf](#)

Scheduled to the *Public Works Committee

4-10

Subject: Edes Avenue Project
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing award of a contract to Mosto Construction for the improvement of Edes Avenue (Project Number C166310) in the amount of two hundred thirty-one thousand one hundred sixty-eight dollars and fifty cents (\$231,168.50) (PURSUANT TO SECTION 902-E OF THE CITY CHARTER, THIS ITEM REQUIRES A 2/3 VOTE)

Attachments:

[Item 10 10-28-03.pdf](#)

[Item 10 10-28-03 supp.pdf](#)

Scheduled to the *Public Works Committee

4-11

Subject: Wildcat Canyon Ranch Youth Program
From: Office of Parks and Recreation
Recommendation: Adopt a Resolution authorizing the City Manager to modify the license and master concession agreement with Wildcat Canyon Ranch Youth Program to extend the term for six (6) months through April 30, 2004

Attachments:

[Item 6 10-28-03.pdf](#)

Scheduled to the *Life Enrichment Committee

4-12

Subject: Managed Health Network (MHN)
From: Oakland Police Department
Recommendation: Adopt a Resolution authorizing a professional services agreement between the City of Oakland and Managed Health Network (MHN) in an amount not to exceed ninety-four thousand five hundred fifty-two dollars (\$94,552) for the period of July 1, 2003 to June 30, 2005, for a Counseling Program for sworn members of the Police Department and their dependants

Attachments:

[Item 4 10-28-03.pdf](#)

Scheduled to the *Public Safety Committee

5

A review of the Council Committees' actions from the meetings of October 14, 2003 and determination of scheduling to the ORA/City Council meeting of October 21, 2003 (1 week) or November 4, 2003 (3 week) or future dates
The following individuals spoke and did not indicate a position on this item:
- Sanjiv Handa

Please refer to the Committee Matrix included with these Minutes as Attachment "A"

A motion was made by Member Reid, seconded by Member Chang, that this matter be Accepted. The motion carried by the following vote:

Aye; 4 - Member Chang, Member Reid, Member Wan and Chair De La Fuente

Review of Council Committee actions

Attachments:

[Attachment A](#)

6 A review of the Supplemental Agenda for the ORA / Council Meeting of October 21, 2003

The City Clerk announced that there were no Supplemental Agendas to review; however, a Supplemental Agenda will be published based on the previous scheduling items and based on the determination of schedule from Committee actions from the meetings of October 14, 2003.

The following individuals spoke and did not indicate a position on this item:

- Sanjiv Handa

A motion was made. The motion carried by the following vote:

Aye; 4 - Member Chang, Member Reid, Member Wan and Chair De La Fuente

Subject: Safety Element of the General Plan

From: Community and Economic Development Agency

Recommendation: A Continued Discussion to Receive an Informational Report regarding the update to the Safety Element of the City of Oakland's General Plan

Attachments:

[14.2.pdf](#),

[16 9-30-03.pdf](#),

[19.pdf](#)

***Rescheduled to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council**

7 A review of the Agenda for the Council Committee Meetings of October 28, 2003

Attachments:

[Item 7 10-16-03.pdf](#)

The following individuals spoke and did not indicate a position on this item:

- Sanjiv Handa

A motion was made by Member Reid, seconded by Member Chang, that this matter be Accepted. The motion carried by the following vote:

Aye; 4 - Member Chang, Member Reid, Member Wan and Chair De La Fuente

Changes to the October 28, 2003 Committee agendas:

6 Subject: Central District Urban Renewal Plan
From: Community and Economic Development Agency
Recommendation: Adopt an Ordinance amending the Central District Urban Renewal Plan to eliminate the time limit on establishing debt
***Rescheduled to the *Finance & Management Committee**

9 Subject: 2002-2003 Fourth Quarter Performance Measurement Report
From: Office of the City Manager
Recommendation: Receive an Informational Report regarding the Fiscal Year 2002-2003 Fourth Quarter Performance Measurements
pending list
***Rescheduled to the *Finance & Management Committee**

10 Subject: Fiscal Year 2003-2004 Performance Measurement Report
From: Office of the City Manager
Recommendation: Receive an Informational Report regarding Fiscal Year 2003-2004 Performance Measurements
pending list
***Rescheduled to the *Finance & Management Committee**

11

Subject: Budget Advisory Committee Quarterly Report
From: Office of the City Manager
Recommendation: Receive an Informational Quarterly Report from the Budget
Advisory Committee for the second quarter of 2003
Attachments: [Scheduling.pdf](#)

pending list
***Rescheduled to the *Finance & Management Committee**

12

Subject: Capital Improvement Program
From: Office of the City Manager
Recommendation: Receive an Informational Report on the Fiscal Year
2001-2003 Capital Improvement Program as of June 30, 2003
Attachments: [Sched 0180.pdf](#)

pending list
***Rescheduled to the *Finance & Management Committee**

Subject: Police Administration Building seismic retrofit
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing Amendment no. 6 to the
Agreement with the KPA Group for additional architectural and engineering
services for the Police Administration Building Seismic Retrofit Phase I Project
in an amount not to exceed \$394,000.00 for a total contract amount not to
exceed \$1,162,011.00
***Rescheduled to the *Public Safety Committee**

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

The following individual spoke during 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 12:15 P.M.

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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.

ORA- Oakland Redevelopment Agency
S- Supplemental Item

NOTE:

Americans With Disabilities Act
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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.

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