

Meeting Minutes City of Oakland

Office of the City Clerk

Oakland City Hall

1 Frank H. Ogawa Plaza

Oakland, California 94612

Ceda Floyd, 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, April 08, 2004

10:30 AM

City Council Chambers - 3rd Floor

The Oakland City Council Rules and Legislation Committee convened at 10:45

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

1

Closed Session

A motion was made by Member Wan, seconded by Member Chang, to *

Approve as Submitted. The motion carried by the following vote:

Votes:

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

2

Approval of the Draft Minutes from the Committee meeting of April 1, 2004

A motion was made by Member Wan, seconded by Member Chang, to *

Approve the Minutes. The motion carried by the following vote:

Votes:

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

3

Determination of Schedule of Outstanding Committee Items

A motion was made by Member Reid, seconded by Member Chang, to *

Approve as Submitted. The motion carried by the following vote:

Votes:

Aye; 4 - Member Chang, Member Reid, Member Wan and Chair De La Fuente
(Item 3 Rules 4-8-04)

[Item 3 4-8-04.pdf](#)

4

Scheduling of Agenda Items and revisions to the agendas for the Council Committee

meetings of April 13, 2004 (ALL COUNCIL COMMITTEE MEETINGS ARE

CANCELLED DUE TO SPRING RECESS APRIL 12-16, 2004)

A motion was made by Member Wan, seconded by Member Chang, to *

Approve with the following amendments. The motion carried by the

following vote:

Votes:

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

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

- Sanjiv Handa

4-1

Subject: Urban Search and Rescue Team

From: Oakland Fire Department

Recommendation: Adopt a Resolution authorizing the City Manager to apply for,

accept and appropriate a grant from the Federal Emergency Management Agency (

FEMA), Department of Homeland Security for the period September 10, 2003 to

February 9, 2005 in the amount of one million one hundred thousand dollars (\$1,

100,000.00) to meet the continued expenses of the Fire Department's Urban Search

and Rescue (USAR) Team as they equip and train to respond to natural disasters

and/or weapons of mass destruction (WMD) incidents; and authorizing purchases

as required by FEMA, without competitive bid, in support of the Fire Department

USAR Team's readiness (04-0287)

Scheduled to *Public Safety Committee on 4/27/2004

[04-0287.pdf](#)

4-2

Subject: Citizens of Oakland Respond to Emergencies (CORE) Program

From: Oakland Fire Department

Recommendation: Adopt a Resolution to accept and appropriate a grant for nine

thousand six hundred eighty-nine dollars and thirty cents (\$9,689.30), for Fiscal

Year December 4, 2003 to December 5, 2004 from the Federal Emergency

Management Agency (FEMA) and the State of California Go Serv Grant for

Community Emergency Response Team (CERT) enhancement, awarded and

administered by the Alameda County Sheriff's Department, Operational Area to the

Oakland Fire Department Office of Emergency Services (OES) for the City of

Oakland's Citizens of Oakland Respond to Emergencies (CORE) Program (04-

0289)

Scheduled to *Public Safety Committee on 4/27/2004

[04-0289.pdf](#),

[Item 4 4-27-04.pdf](#),

[Item 10.12CC SUPP 5-04-04.pdf](#),

[78516 CMS.pdf](#)

4-3

Subject: Wildfire Prevention Assessment District Citizen Advisory Board

From: Oakland Fire Department

Recommendation: Adopt a Resolution confirming Mayor and Council appointees

to the Wildfire Prevention Assessment District Citizen Advisory Board (04-0290)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/

City Council on 5/4/2004

[04-0290.pdf](#)

4-4

Subject: Violence Prevention Workshop/Hearing

From: City Council Office and Office of the City Manager

Recommendation: Schedule a Violence Prevention Workshop/Hearing; on May 10,

2004 as a Special City Council meeting from 4:00 to 8:30 p.m. (04-0288)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/

City Council on 5/10/2004

[04-0288.pdf](#)

4-5

Subject: Senior Resident Needs Assessment and Comprehensive Plan

From: Department of Human Services

Recommendation: Approve the Report and Recommendations for the 2003-2004

Senior Resident Needs Assessment and Comprehensive Plan (04-0285)

Scheduled to *Life Enrichment Committee on 6/8/2004

[04-0285.pdf](#)

4-6

Subject: Senior Services "Set-Aside" Funding

From: Department of Human Services

Recommendation: Adopt a Resolution authorizing the City Administrator to

execute contracts between the City and eleven Oakland non-profit agencies (1st

Presbyterian Church of Oakland, Adult Day Services Network of Alameda County,

Alameda County Community Food Bank, Bay Area Community Services, Family

Bridges, Legal Assistance for Seniors, Lifelong Medical Care, Mercy Retirement

and Care Center, Seton Senior Center, St. Mary's Center, and United Seniors of

Oakland and Alameda County) to provide services to senior citizens under the

Senior Services "Set-Aside" for Fiscal Year 2004-2005 in an amount not to exceed

\$425,724 (04-0294)

Scheduled to *Life Enrichment Committee on 6/8/2004

[04-0294.pdf](#),

[Item 7 6-8-04.pdf](#)

4-7

Subject: Oakland's Enterprise Zone - Senate Bill 1179

From: Community and Economic Development Agency

Recommendation: Adopt a Resolution in support of Senate Bill 1179, a proposal to

extend the life of Oakland 's Enterprise Zone and other zones in California for an

additional five years (04-0293)

Scheduled to *Rules & Legislation Committee on 4/22/2004

[04-0293.pdf](#),

[Item 6 4-22-04.pdf](#),

[Item 20 5-04-04.pdf](#),

[78523 CMS.pdf](#)

4-8

Subject: Emily Ray Trust -7318 International Blvd.- Settlement Agreement

From: Office of the City Attorney/Community and Economic Development

Agency

Recommendation: Adopt the following legislation regarding the acquisition of

property at 7318 International Boulevard:

1) A Resolution authorizing and directing the City Attorney to compromise and

settle the amount the City must pay for acquisition of the property owned by the

Emily Ray Trust at 7318 International Boulevard, City Attorney File No. A030087,

in the amount of \$391,105.00, not including closing costs, in connection with the

International Boulevard Streetscape Project; and (04-0302)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/

City Council on 4/20/2004

[04-0302.pdf](#),

[Item 20.pdf 4-20-04](#),

[Item 20 SUPP 4-20-04.pdf,](#)

[78494 CMS.pdf](#)

4-9

Subject: Oakland Day Labor Program

From: Community and Economic Development Agency

Recommendation: Adopt a Resolution authorizing the City Administrator to

negotiate and execute a contract for professional services with Volunteers of

America Bay Area, Inc. to operate the Oakland Day Labor Program from July 1,

2004 through June 30, 2005 in an amount not to exceed \$194,000 (04-0305)

Scheduled to *Community & Economic Development Committee on 6/8/

2004

[04-0305.pdf,](#)

[Item 4 6-8-04.pdf](#)

4-10

Subject: Alameda Countywide Clean Water Program

From: Public Works Agency

Recommendation: Adopt a Resolution authorizing the City of Oakland to amend

the Agreement with the Alameda Countywide Clean Water Program to change

voting allocations and contracting authorization to implement the Alameda

Countywide Clean Water Program (04-0283)

Scheduled to *Public Works Committee on 4/27/2004

[04-0283.pdf](#),

[Item 7 4-27-04.pdf](#),

[Item 7 PWC 5-11-04.pdf](#),

[Item 10.11CC SUPP 5-18-04.pdf,](#)

[78544 CMS.pdf](#)

4-11

Subject: Main Library Children's Room Renovation Project

From: Public Works Agency

Recommendation: Adopt a Resolution authorizing the City Manager to reject all

bids for the Main Library Children's Room Renovation Project, to negotiate a

contract, and to award a construction contract within budget in an amount not to

exceed \$270,000 (PURSUANT TO SECTION 902-E OF THE CITY CHARTER,

THIS ITEM REQUIRES A 2/3 VOTE) (04-0284)

Scheduled to *Public Works Committee on 5/11/2004

[04-0284.pdf](#),

[Item 11 5-11-04.pdf](#),

[Item 10.13CC SUPP 5-18-04.pdf](#),

[78546 CMS.pdf](#)

4-12

Subject: Solid Waste Collection and Disposal Rates

From: Public Works Agency

Recommendation: Adopt an Ordinance amending Ordinance No. 11820 C.M.S.

increasing rates charged for solid waste collection and disposal for multi-family

and single-family ratepayers, and increasing City fees paid by Waste Management

of Alameda County to the City of Oakland (04-0295)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/

City Council on 5/4/2004

[Item 15.3 5-18-04.pdf,](#)

[Item 10.12CC 6-01-04.pdf,](#)

[Item 10.7CC 6-15-04.pdf](#)

4-13

Subject: Storm Drainage Master Plan

From: Public Works Agency

Recommendation: A Report and Presentation on the Storm Drainage Master Plan

Draft Recommendations and request for direction from Council (04-0296)

Scheduled to *Finance & Management Committee on 4/27/2004
and to the April 27, 2004 Public Works Committee agenda

[Storm Drainage Master Plan April 2004.pdf,](#)

[Attachment B 4-27-04.pdf,](#)

[Item 7 4-27-04.pdf,](#)

[Item 9 4-27-04.pdf](#),

[Item 6 PWC 5-11-04.pdf](#)

4-14

Subject: City's Workforce Planning Initiative

From: Office of the City Manager/Finance and Management Agency

Recommendation: Receive an Informational Report on the City's Long-Term and

Short-Term Workforce Planning Initiative that will develop strategies and

implement procedures to facilitate continuity in City programs and services by

addressing staffing and other issues resulting from employee attrition due to

retirement and resignations (04-0297)

Scheduled to *Public Works Committee on 4/27/2004

[Item 6 4-27-04.pdf,](#)

[Item 4 4-27-04.pdf,](#)

[Item 3 PWC 5-11-04.pdf,](#)

[Item 3 6-8-04.pdf](#)

4-15

Subject: Waste Management of Alameda County - Southern Half of the City

From: Public Works Agency

Recommendation: Adopt a Resolution authorizing the Fifth Amendment to the

Franchise Agreement for solid waste and yard waste collection and disposal

services with Waste Management of Alameda County and authorizing weekly

single stream residential recycling collection and processing services in the

southern half of the City; weekly yard waste collection; and weekly residential

food scraps recycling throughout the City from January 1, 2005 through December

31, 2012 in an initial amount of approximately \$2,957,000 per year (04-0300)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/

City Council on 5/4/2004

[04-0300.pdf](#),

[Item 15.1 5-18-04.pdf](#)

4-16

Subject: Residential Food Scraps Recycling Program

From: Public Works Agency

Recommendation: Adopt a Resolution authorizing the City Manager to enter into

an agreement with the Alameda County Waste Management Authority for \$761,

000 in funding to purchase containers for the Residential Food Scraps Recycling

Program and development of public education materials (04-0301)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/

City Council on 5/4/2004

[04-0301.pdf](#),

[Item 15.2 5-18-04.pdf](#),

[78561 CMS.pdf](#)

4-17

Subject: California Waste Solutions - Northern Half of the City

From: Public Works Agency

Recommendation: Adopt a Resolution authorizing the City Manager to enter into

an agreement with California Waste Solutions to provide weekly single stream

residential recycling collection and processing services in the northern half of the

City from January 1, 2005 through December 31, 2012 in an initial amount of

approximately \$2,575,000 per year (04-0306)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/

City Council on 5/4/2004

[04-0306.pdf](#),

[Item 15 pt. 2 5-04-04.pdf](#),

[Item 15 pt. 1 5-18-04.pdf](#),

[Item 15 SUPP 5-18-04.pdf](#),

[78560 CMS.pdf](#)

4-18

Subject: Office Supply Contracts

From: Finance and Management Agency

Recommendation: Adopt a Resolution awarding two contracts to the lowest

responsible, responsive bidders, Office Depot, Inc., for miscellaneous office

supplies, and Give Something Back for recycled content, dioxin free paper, in an

amount not to exceed \$1,100,000.00 per year in accordance with Specification No.

07-615-00-01 for the two-year period of April 28, 2004 to April 27, 2006, and

authorizing, without return to Council, extension of said contracts one year at a

time for a total of three additional years (04-0286)

Scheduled to *Finance & Management Committee on 4/27/2004

[04-0286.pdf](#)

Subject: Tucker Technologies Inc.,

From: Finance and Management Agency

Recommendation: Adopt a Resolution awarding a contract for miscellaneous cable

(low voltage communications) wiring, installation and repairs to Tucker

Technologies, Inc. for a one-year period not to exceed \$400,000 per year, and to

extend the term of the contract for an additional one-year term without return to

Council (04-0299)

Scheduled to *Finance & Management Committee on 4/27/2004

[04-0299.pdf](#),

[Item 4 4-27-04.pdf,](#)

[Item 10.6CC SUPP 5-04-04.pdf,](#)

[78512 CMS.pdf](#)

4-20

Subject: Destruction of Records

From: Office of the City Clerk/Office of Parks and Recreation

Recommendation: Adopt a Resolution authorizing the destruction of certain

records in the care and custody of the Office of Parks and Recreation (OPR) (04-

0291)

***Withdrawn and Rescheduled to *Rules & Legislation Committee on 4/22/**

2004

[04-0297.pdf,](#)

[04-0291.pdf,](#)

[Item 7 RLC 5-13-04.pdf,](#)

[Item 10.24CC SUPP 5-18-04.pdf,](#)

[78558 CMS.pdf](#)

4-21

Subject: Adopt-A-School Initiative

From: Office of the City Manager

Recommendation: A request to withdraw a Presentation by California State

Assemblymember Wilma Chan regarding the Adopt-A-School Initiative from the

April 20, 2004 City Council agenda (04-0105)

***Withdrawn with No New Date**

[04-0105.pdf](#)

4-22

Subject: City's Succession Planning Initiative

From: Office of the City Manager/Finance and Management Agency

Recommendation: Receive an Informational Report on the City's Succession

Planning Initiative (04-0298)

Scheduled to *Finance & Management Committee on 4/27/2004

[04-0298.pdf](#)

4-23

Subject: Golden Lung Public Health Award

From: Alameda County Public Health Department

Recommendation: A Presentation of the Golden Lung Public Health Award to the

Mayor and Chief of Police by the Alameda County Public Health Department (04-

0292)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/

City Council on 4/20/2004

[04-0292.pdf](#)

ADDITIONAL SCHEDULING ITEMS:

Subject: Children and Youth Planning and Oversight Committee Appointment

From: Councilmember Brooks

Recommendation: Adopt a Resolution appointing Renato Almanzor as the District 6

Representative to the Oakland Fund for Children and Youth Planning and Oversight Committee

(04-0307)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/

City Council on 4/20/2004

[Item 22.pdf 4-20-04,](#)

[78496 CMS.pdf](#)

Subject: Mills College Alternative Spring Break and Mills Cares Program

From: Councilmember Brooks

Recommendation: Adopt a Resolution commending Mills College's Mills Cares and alternative

spring break programs for their achievements and contributions to the City of Oakland (04-

0308)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency/

City Council on 4/20/2004

[8.6.pdf 4-20-04](#)

Subject: Laurel Streetscape Improvement

From: Public Works Agency

Recommendation: Adopt a Resolution authorizing award of a construction contract to the

responsible low bidder, Ray's Electric, in an amount of one million five hundred two thousand

eight hundred eighty four dollars and twenty five cents (\$1,502,884.25) for Laurel Streetscape

Improvement on MacArthur Boulevard (between 35th Avenue and High Street) (PURSUANT

TO SECTION 902-E OF THE CITY CHARTER, THIS ITEM REQUIRES A 2/3 VOTE) (04-

0309)

Scheduled to *Public Works Committee on 4/27/2004

[Item 5 4-27-04.pdf,](#)

[Item 10.4CC SUPP 5-04-04.pdf,](#)

[78510 CMS.pdf](#)

5

A review of the Agenda for the Concurrent Meeting of ORA/City Council for the meeting
of April 20, 2004

A motion was made by Member Wan, seconded by Member Reid, to *

Approve as Submitted. The motion carried by the following vote:

Votes:

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

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

- *Sanjiv Handa*

S-6

Subject: Professional Sports Teams Relocation

From: President De La Fuente

Recommendation: Adopt a Resolution declaring the City of Oakland's support for Assembly

Bill 3003 requiring that when a professional sports team attempts to move within the state,

specified mitigation requirements shall apply to compensate the local governmental agency for

the area from which the team is leaving (04-0280)

A motion was made by Member Reid, seconded by Chair De La Fuente,

that this matter be *Approve the Recommendation of Staff, and Forward

to the Concurrent Meeting of the Oakland Redevelopment Agency/City

Council, due back on April 20, 2004. The motion carried by the following

vote:

Votes:

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

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

- *Sanjiv Handa*

[04-0280.pdf,](#)

[Item S-6 4-8-04.pdf,](#)

[Item 21.pdf 4-20-04,](#)

[78495 CMS.pdf](#)

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 11:26

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

chemical sensitivities, please refrain from wearing strongly scented products to meetings.

Office of the City Clerk

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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.

City Clerk and Clerk of the Council