### **Meeting Minutes City of Oakland**

5 <b>,</b> 5 <b>,</b> 5	
Office of the City Clerk	
Oakland City Hall	
1 Frank H. Ogawa Plaza	
Oakland, California 94612	
LaTonda Simmons, City Clerk	
*Rules & Legislation Co	ommittee
Oakland City Hall, 1 Frank H. Ogawa Plaza, Oa	kland, California, 94612
City of Oakland Website: http://www.c	oaklandnet.com
Thursday, May 26, 2005 10:30 AM	City Council Chambers - 3rd Floor
The Oakland City Council Rules and Legislation Committee convened	at 11:05
A.M., with Council President De La Fuente presiding as Chairperson.	
Roll Call / Call to Order	
Present: Member Chang, Member Reid, Member Brunner and Chair D	De La
Fuente	
COMMITTEE MEMBERSHIP: 1 Closed Session	
A motion was made by Member Chang, seconded by Member Reid	d, to
*Approve as Submitted. The motion carried by the following vote	<b>:</b>
Votes:	
No; 1 - Member Brunner	
Aye; 3 - Member Chang, Member Reid and Chair De La Fuente	
June 7, 2005 Closed Session scheduled for Noon to 4:00 P.M.	
Approval of the Draft Minutes from the Committee meeting of May 19	9, 2005

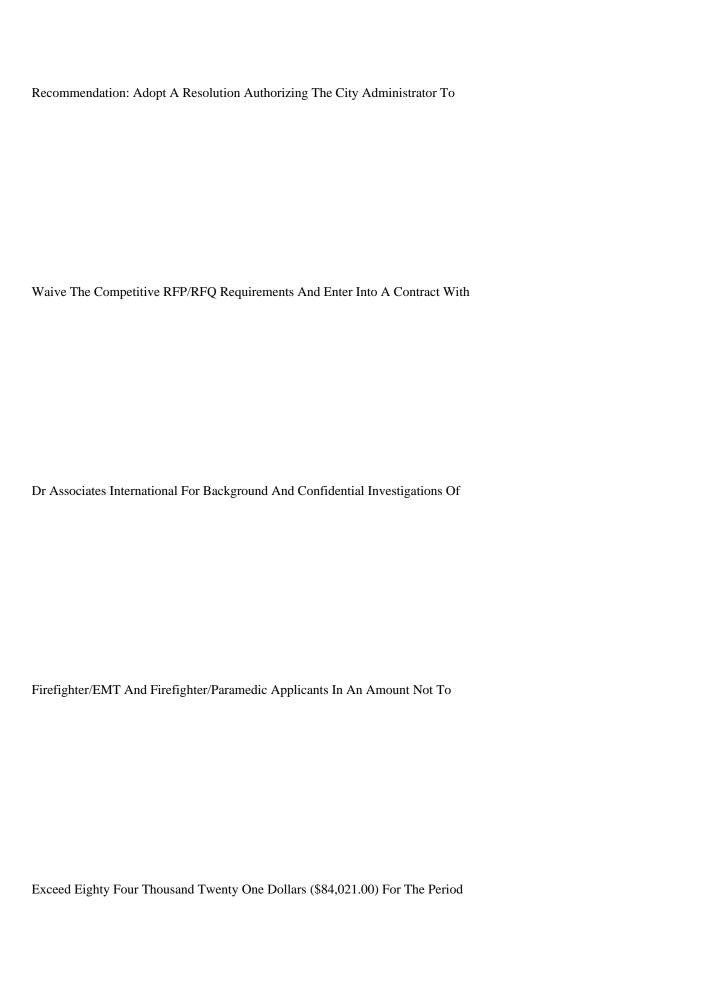
A motion was made by Member Reid, seconded by Member Chang, to

*Approve the Minutes. The motion carried by the following vote:  Votes:
Aye; 4 - Member Chang, Member Reid, Member Brunner and Chair De La
Fuente
3 Determination of Schedule of Outstanding Committee Items
A motion was made by Member Reid, seconded by Member Brunner, to
*Approve as Submitted. The motion carried by the following vote:
Votes:
Aye; 4 - Member Chang, Member Reid, Member Brunner and Chair De La
Fuente
(R&L Item 3 5-26-05) <u>View Item.pdf</u> 4
Scheduling of Agenda Items and revisions to the agenda(s) for the ORA/City Council
meeting of June 7, 2005 or future dates
A motion was made by Member Chang, seconded by Member Brunner, to
*Approve as Submitted. The motion carried by the following vote:
Votes:
Aye; 4 - Member Chang, Member Reid, Member Brunner and Chair De La
Fuente
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
4-1
Subject: Oakland Firefighters Random Acts
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing the Oakland Firefighters

Random Acts To Continue Its Services To The City Of Oakland, The Community
And Honoring Awards To Recipients (05-0383)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 6/7/2005
View Report.pdf,
79252 CMS.pdf 4-2
Subject: Firefighter/ EMT Evaluation and Testing
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To

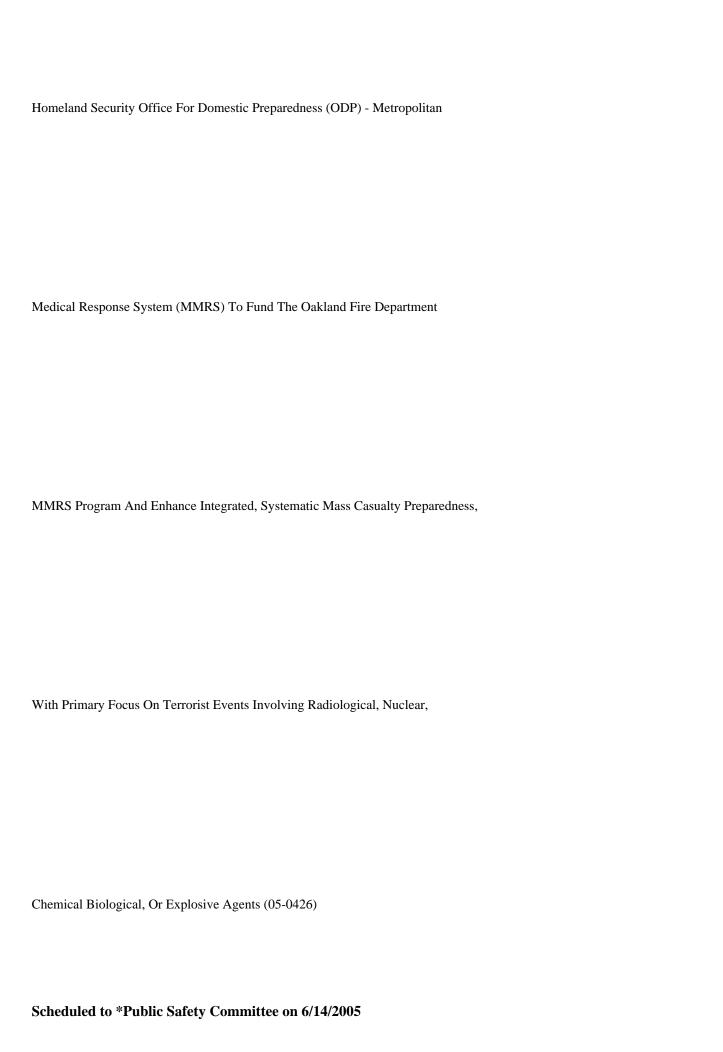
Enter Into A Professional Services Contract With Sandra H. Smith, PhD. For	
Performance Trait Assessment Evaluation Testing Of Firefighter/EMT And	
Firefighter/Paramedic Applicants In An Amount Not To Exceed Seventy Two	
Thousand Nine Hundred Seventy Five Dollars (\$72,975.00) For The Period June	
27, 2005 To June 26, 2008, And Authorizing The City Administrator To Extend	

Said Contract, One Year At A Time Until June 26, 2010 For A Total Annual
Expenditure In Each Year Thereafter Of Twenty Four Thousand Three Hundred
Twenty Five Dollars (\$24,325.00) (05-0392)
Scheduled to *Public Safety Committee on 6/14/2005 4-3
Subject: DR Associates International
From: Oakland Fire Department



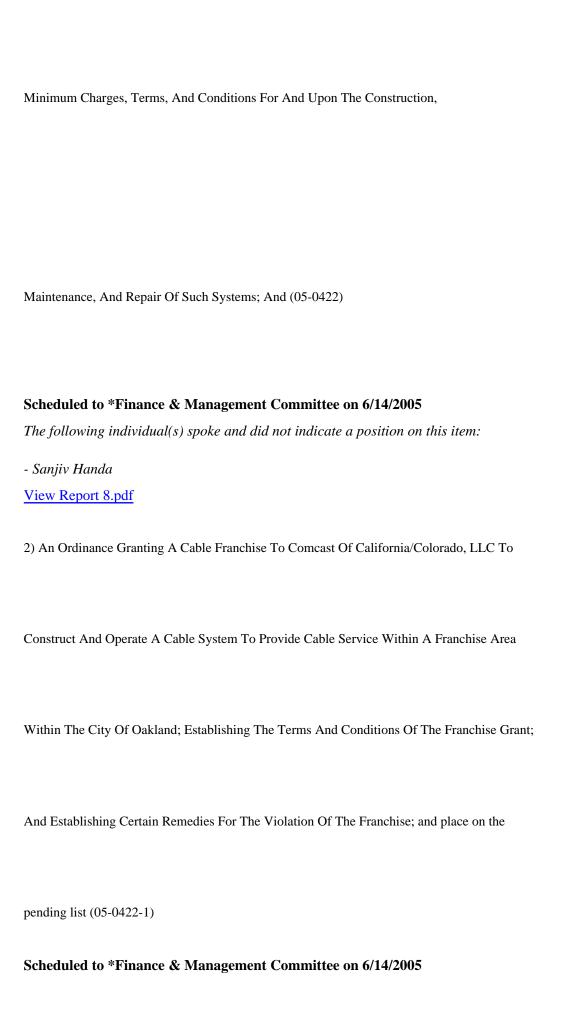


From:	Oakland Fire Department
Recomme	ndation: Adopt A Resolution Authorizing The City Administrator To
Accept Ar	nd Appropriate A Grant Of Two Hundred And Twenty Thousand, Seven
Hundred A	And Sixty Four Dollars (\$220,764.00) As Part Of The Fiscal Year 2005
Homeland	Security Grant Program (HSGP) From The U.S. Department Of



View Report,
79311 CMS.pdf 4-5
Subject: Comcast Cable Franchise
From: Office of the City Administrator and Office of the City Clerk
Recommendation: Adopt The Following Pieces Of Legislation:

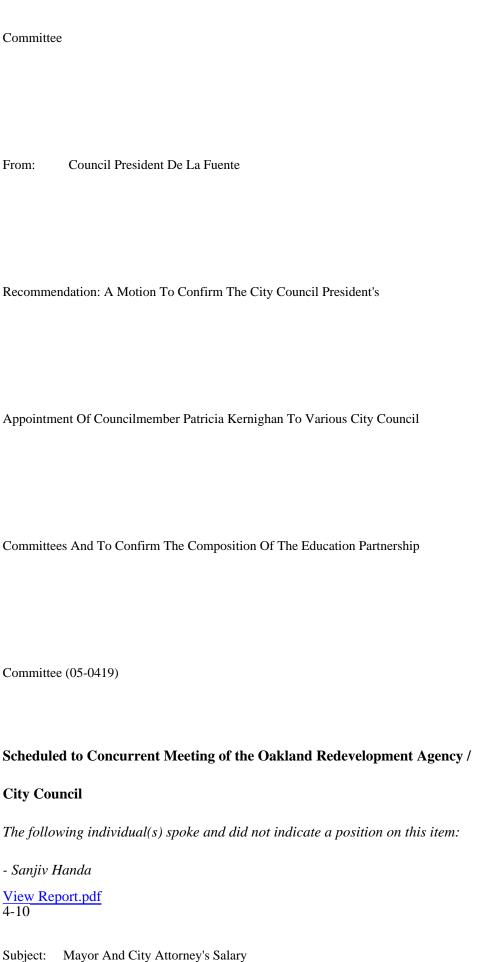
1) An Ordinance Of The City Of Oakland Amending Chapter 5.16 Of Title 5 Of	
The Oakland Municipal Code To Regulate The Occupancy And Use Of Public	
Rights-Of-Way By Cable Systems And Open Video Systems, To Provide For	
Establishment Of Customer Service Standards; Establishing Franchise And	
Licensing Requirements For Operators Of Such Systems And To Prescribe	



3) An Ordinance Granting A Cable Franchise To Comcast Of California/Colorado, LLC To
Construct And Operate A Cable System To Provide Cable Service Within A Franchise Area
Within The City Of Oakland; Establishing The Terms And Conditions Of The Franchise Grant;
And Establishing Certain Remedies For The Violation Of The Franchise (05-0422-2)
Scheduled to *Finance & Management Committee on 6/14/2005 4-6
Subject: Approval of the Special Budget Meeting Agenda for May 31, 2005
From: Office of the City Clerk
Recommendation: A Request to Review and Approve the Agenda for the Special
Budget Meeting scheduled for May 31, 2005 (05-0449)
Accepted 4-7
Subject: Approval of the Agenda for the Special Education Partnership
Committee
From: Office of the City Clerk
Recommendation: A Request to Review and Approve the Agenda for the Special

Accepted The following individual(s) spoke and did not indicate a position on this item: - Sanjiv Handa 4-8 Subject: California Health Care Coalition Council President De La Fuente From: Recommendation: Adopt a Resolution Supporting The California Health Care Coalition's Efforts To Encourage Greater Accountability And Transparency From The Health Care Industry (05-0418) Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 6/7/2005 View Report.pdf, 79256 CMS.pdf 4-9 Subject: Patricia Kernighan Appointment/Composition of Education Partnership

Education Partnership Meeting Scheduled for May 31, 2005 (05-0450)



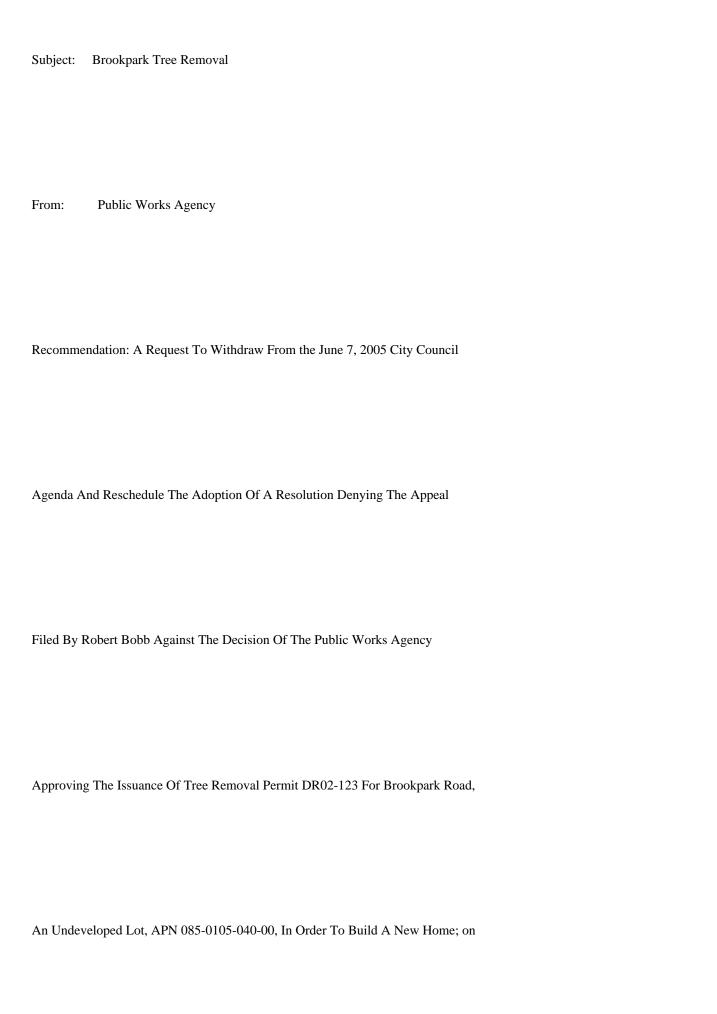
From:	City Council
Recomme	ndation: Action On A Report And Recommendation On The Mayor And
City Attor	ney's Salary (05-0435)
Schedule 4-11	d to *Finance & Management Committee on 6/14/2005
	Oakland Economic Development Corporation - Agreement
From:	Community and Economic Development Agency
Recomme	ndation: Adopt A Resolution Authorizing The Agency Administrator To
Negotiate	And Execute An Exclusive Negotiating Agreement With The Oakland

Economic Development Corporation, A California Not For Profit Development
Corporation, To Pursue The Development Of A Transit Village At The Coliseum
BART Station And To Contribute Up To \$25,000 To Fund Oakland Economic
Development Corporation's Exclusive Negotiating Fee With The San Francisco
Bay Area Rapid Transit District (TITLE CHANGE) (05-0251)
Scheduled to *Community & Economic Development Committee on
6/14/2005
View Report,
2005-0032 CMS.pdf 4-12

Subject: Fulton Project Development Group
From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Approving An Exclusive
Negotiation Agreement With Fulton Project Development Group Regarding The
Sale And Development Of A Portion Of The Oakland Army Base For Use As A
Mixed-Use Entertainment, Retail, Housing, And Film/Television Production
Studio (05-0425)
Scheduled to *Community & Economic Development Committee on
6/14/2005
<u>View Report.pdf</u> ,
2005-0034 CMS.pdf

Subject:	Planned Unit Development on Kenilworth Road
From:	Community and Economic Development Agency
Recommer	ndation: Conduct a Public Hearing And Upon Conclusion Adopt A
Resolution	Denying The Appeal And Sustaining The Decision Of The City
Planning C	Commission Approving The Application For A Planned Unit
Developmo	ent For Seven Single-Family Residential Lots on Kenilworth Road (Off
Strathmoo	r Drive, In The General Area Between Drury Road and Norfolk

## \*Rescheduled to \*Rules & Legislation Committee for scheduling View Report.pdf, 79381 CMS.pdf 4-14 Subject: Youth Employment Partnership, Inc. Public Works Agency From: Recommendation: A Request To Withdraw A Report And Recommendation On A Resolution Authorizing A Two-Year Agreement With The Youth Employment Partnership, Inc. To Implement The Team Oakland Program, In An Amount Not To Exceed \$249,000; To Be Withdrawn With No New Date (05-0388-1) Accepted This item was previously adopted. 4-15



Congestion Management Agency Transportation Improvement Program Funds For

Local Street Rehabilitation And Traffic Safety (05-0431)
Scheduled to *Public Works Committee on 6/14/2005
<u>View Report</u> ,
79300.pdf 4-17
Subject: Debt Management Policy and Swap Policy
From: Finance and Management Agency
Recommendation: Adopt the following pieces of legislation:
1) A Resolution Adopting The City Of Oakland's Debt Management Policy and
Swap Policy For Fiscal Year 2005-2006 (05-0421)
5 wap 1 oney 1 of 1 isear 1 car 2003 2000 (03 0 i21)
Scheduled to *Finance & Management Committee on 6/14/2005
View Report,
<u>View Supplemental Report</u> ,

## 79302 CMS.pdf 2) A Resolution Adopting The Oakland Redevelopment Agency's Debt Management Policy and Swap Policy For Fiscal Year 2005-2006 (05-0421-1) Scheduled to \*Finance & Management Committee on 6/14/2005 View Report, View Supplemental Report, 2005-0030 CMS.pdf 4-18 Subject: Medtronic Physio-Control From: Finance and Management Agency Recommendation: Adopt A Resolution Awarding A Contract To Medtronic-Physio Control For Furnishing Replacement Defibrillator Monitors And Accessory

Specification No. 03-465-14-1 (05-0423)

Scheduled to \*Finance & Management Committee on 6/14/2005

<u>View Report,</u>

Equipment In An Amount Not To Exceed \$856,670.76 In Accordance With

4-19
Subject: Investment Policy for Fiscal Year 2005-2006
From: Finance and Management Agency
Recommendation: Adopt The Following Pieces of Legislation:
1) A Resolutions Adopting The City Of Oakland Investment Policy For Fiscal Year
2005-2006 (05-0427)
Scheduled to *Finance & Management Committee on 6/14/2005  View Report,
79303 CMS.pdf
2) An Agency Resolutions Adopting The Oakland Redevelopment Agency's Investment Policy
For Fiscal Year 2005-2006 (05-0427-1)
Scheduled to *Finance & Management Committee on 6/14/2005  View Report,
2005-0031 CMS.pdf
4-20

79301 CMS.pdf

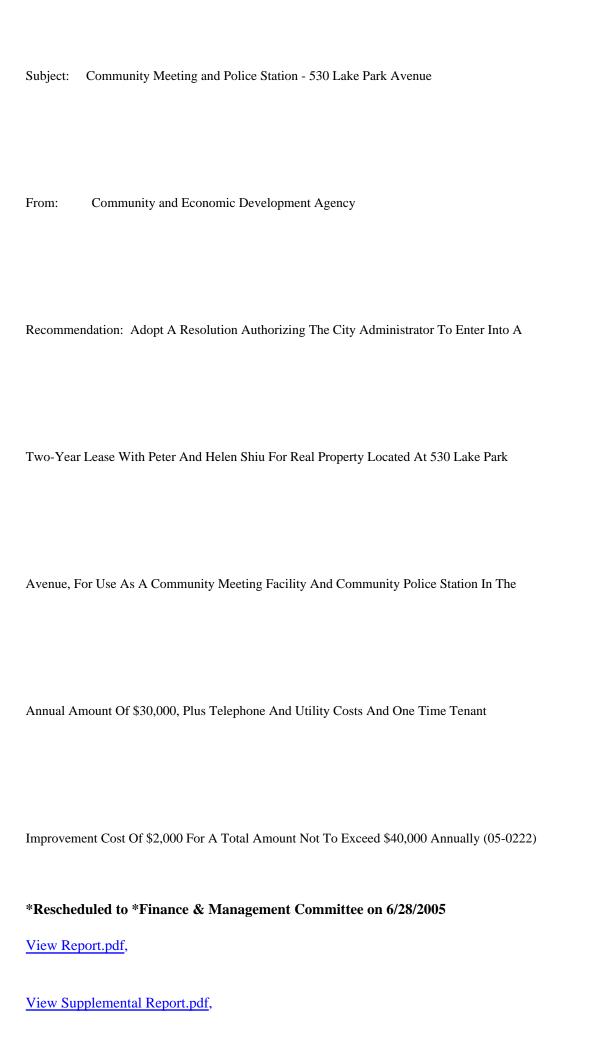
Subject:	Measure G Funds
From:	Finance and Management Agency
Recomme	ndation: Adopt A Resolution Reallocating \$2,000,000 Of Measure G
Series 200	2A Funds, Previously Allocated For Projects At The Oakland Museum
Of Califor	rnia, To Projects At The Oakland Zoo (05-0428)
Schedule View Rep	ed to *Finance & Management Committee on 6/14/2005
<u>79304 CN</u> 4-21	<u>vis.par</u>
Subject:	Vehicle License Fee
From:	Finance and Management Agency
Recomme	ndation: Adopt A Resolution Approving The Form Of And Authorizing

on And Delivery Of A Purchase And Sale Agreement And Related
With Respect To The Sale Of The Seller's Vehicle License Fee
From The State; And Directing And Authorizing Certain Other Actions
on Therewith (05-0432)
to *Finance & Management Committee on 6/14/2005
<u>5.par</u>
Sideshow Activities
Office of the Mayor

Recommendation: Action on A Report and Recommendations Regarding Two	
Alternatives To Address Sideshow Activities: Alternative No. 1 - An Ordinance	
Amending Title 9 Of The Oakland Municipal Code To Add Chapter 9.60 (a)	
Declaring Vehicle Sideshows A Public Nuisance And (b) Prohibiting The	
Gathering Of Spectators At Such Public Nuisance Events; And Alternative No. 2 -	
An Ordinance That Includes The Foregoing Provisions And Also Provides For The	

Forfeiture Of Vehicles Involved In Sideshow Events (05-0429)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 6/7/2005
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
View Report.pdf 4-23
Subject: Seizure And Forfeiture Of Vehicles Used To Solicit Prostitution
From: Office of the Mayor
Recommendation: Approve the Introduction (First Reading) of An Ordinance
Amending Chapter 9.56 Of The Oakland Municipal Code Authorizing Seizure And

Forfeiture Of Vehicles Used To Solicit Prostitution Or Acquire A Controlled
Substance, To Include As Additional Grounds For Seizure And Forfeiture The
Crimes Of Pandering And Pimping, And To Require A Prompt Post-Seizure
Hearing (05-0430)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 6/7/2005
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
View Report.pdf,
View Supplemental Report,
<u>12684 CMS.pdf</u>
(R&L Item 4 5-26-05) <u>View Item 4 5-26-05.pdf</u> <u>FROM THE JUNE 14, 2005 FINANCE AND MANAGEMENT COMMITTEE AGENDA</u>

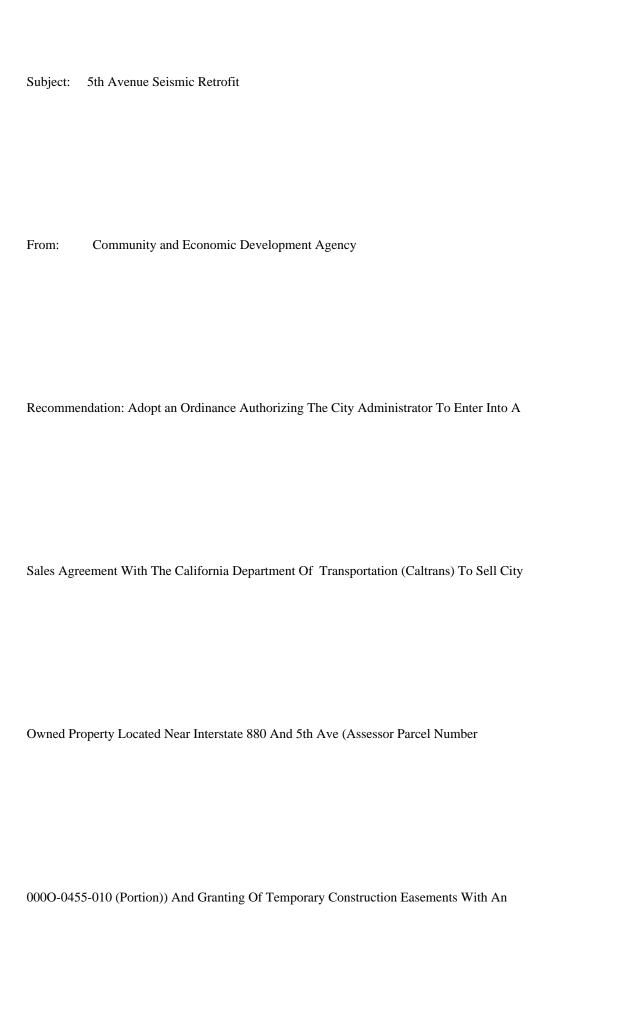


# Subject: Purchase Agreement with William T. Neill From: Community Economic and Development Agency Recommendation: Adopt An Ordinance Authorizing The City Administrator To Enter Into A Purchase And Sale Agreement With William T. Neill, The Adjoining Property Owner, To Purchase Approximately 4,500 Square Feet Of City Owned Surplus Real Property Located At 51st Street Between Manila And Coronado Avenue For The Fair Market Value Of \$4,500 (05-0333)

79371 CMS.pdf

\*Rescheduled to \*Finance & Management Committee on 6/21/2005 View Report.pdf

Subject: Grizzly Peak Boulevard	
From: Community and Economic Development Agency	
Recommendation: Adopt A City Ordinance Authorizing The City Administrator To Enter Into	
A Purchase And Sales Agreement To Sell To Brennan Mulligan And Yeung Tsui, The	
Adjoining Property Owners, Approximately 1,360 Square Feet Of City Owned Surplus Real	
Property Located At Grizzly Peak Boulevard (APN# 048H-7510-002-00) For The Fair Market	
Value Of \$1,360.00 (05-0363)	
*Rescheduled to *Finance & Management Committee on 6/28/2005 View Report.pdf	



Expiration Date Of 1/31/2011 For City Owned Properties (Assessor Parcel Numbers
000O-0455-090 And 000O-0455-010) For A Fair Market Value To Be Determined But Not
Less Than \$195,100 (05-0398)
*Rescheduled to Concurrent Meeting of the Oakland Redevelopment
Agency / City Council on 6/21/2005
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<u>12689 CMS.pdf</u>
FROM THE JUNE 14, 2005 COMMUNITY AND ECONOMIC DEVELOPMENT
FROM THE JUNE 14, 2005 COMMUNITY AND ECONOMIC DEVELOPMENT
FROM THE JUNE 14, 2005 COMMUNITY AND ECONOMIC DEVELOPMENT  COMMITTEE AGENDA
FROM THE JUNE 14, 2005 COMMUNITY AND ECONOMIC DEVELOPMENT  COMMITTEE AGENDA  Subject: Land Conversion

## 7/12/2005 View Report Subject: Rent Adjustment Program From: Community and Economic Development Agency Recommendation: Adopt A Resolution Amending Rent Adjustment Program Regulations To Remove The Requirement That One Of Each Of The Three Classes Of Members (Neutral, Landlord, And Tenant) Be Present For Voting Quorum Of The Housing, Residential Rent, And Relocation Board And Provide That A Quorum Is A Simple Majority Of The Members (05-0382)

\*Rescheduled to \*Community & Economic Development Committee on

\*Rescheduled to \*Community & Economic Development Committee on

### 7/12/2005

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A review of the Council Committees' actions from May 24, 2005 and determination of

scheduling to the ORA/City Council meeting of June 7, 2005 or future dates

#### **Approve as Amended**

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

- Sanjiv Handa

(R&L Item 5 5-26-05) View Item 5 5-26-05.pdf

6

A review of the Agenda for the ORA/City Council for the meeting of June 7, 2005

A motion was made by Member Brunner, seconded by Member Chang, to

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

Votes:

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

Fuente

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

- Sanjiv Handa

(R&L Item 6 5-26-05) View Item 6 5-26-05.pdf

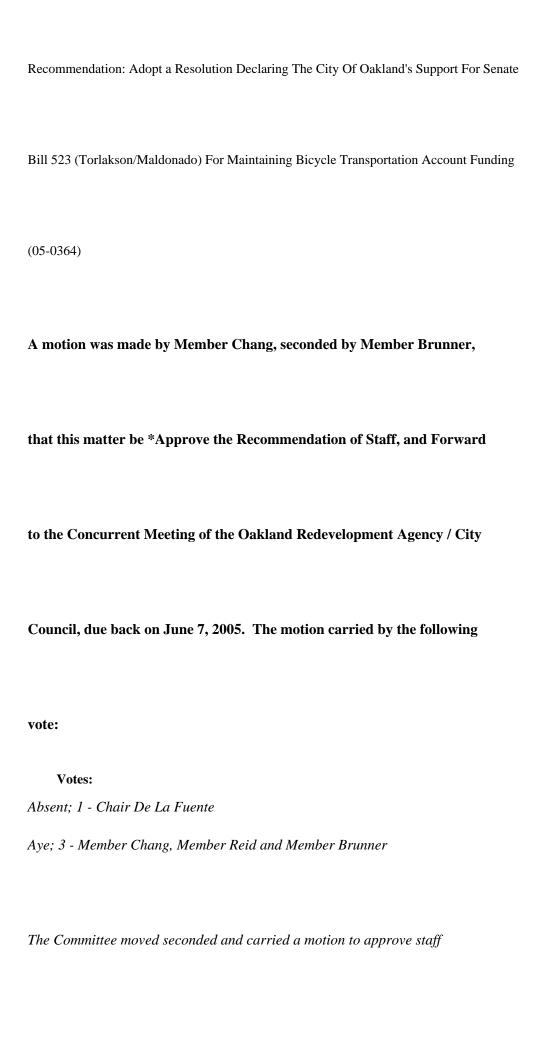
Subject: Self-Anchored Suspension For the Bay Bridge

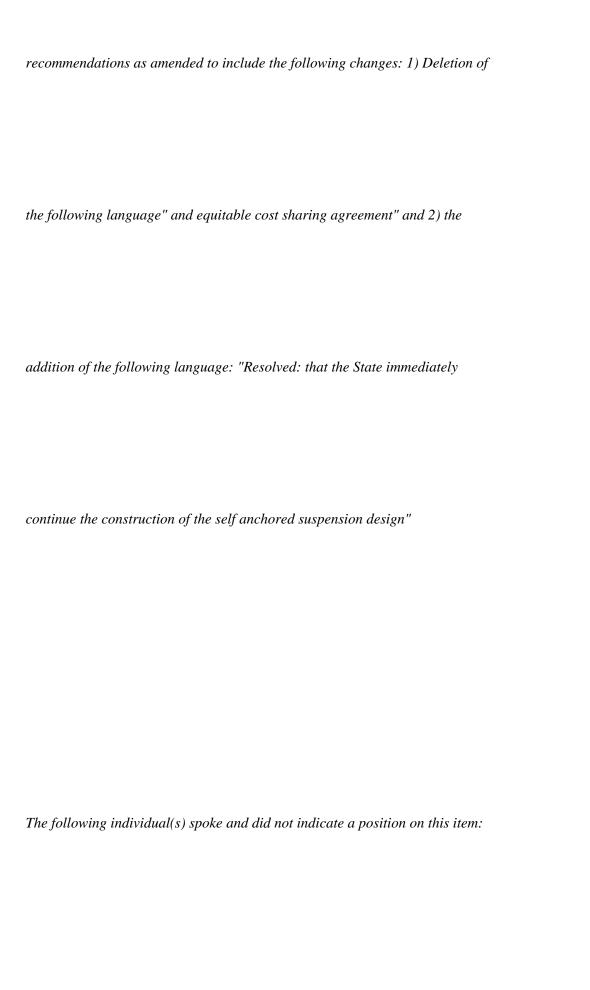
From: Councilmember Larry Reid

Recommendation: Adopt A Resolution Urging The California Legislature To Retain In State

Law The Self-Anchored Suspension Design Of The San Francisco-Oakland Bay Bridge; To
Urge The Governor And Caltrans To Advertise That Design For Construction Bids As Soon As
Possible; And To Urge The California Legislature And Governor To Promptly Commence
Negotiations To Achieve A Fair And Equitable Cost-Sharing Agreement For The Latest Cost
Overruns For The Toll Bridge Seismic Retrofit Program (05-0360)
A motion was made by Member Brunner, seconded by Member Chang,
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 June 7, 2005. The motion carried by the following
vote:
Votes:
Absent; 1 - Chair De La Fuente
Aye; 3 - Member Chang, Member Reid and Member Brunner
COUNCIL PRESIDENT DE LA FUENTE WAS NOTED ABSENT AT 11:57
A.M.
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
View Report.pdf,
View Supplemental Report.pdf
8
Subject: Senate Bill 523
Subject. Schale Bill 525
From: Public Works Agency





- Sanjiv Handa
<u>View Report.pdf,</u>
<u>79278 CMS.pdf</u>
OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
<u>Adjournment</u>
There being no further business, and upon the motion duly made, the Oakland
City Council Rules and Legislation Committee adjourned at 12:05 P.M.
NOTE:
Americans With Disabilities Act
If you need special assistance to participate in Oakland City Council and Committee meetings
if you need special assistance to participate in Oakland City Council and Committee incettings

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

Phone: (510) 238-7370

Fax: (510) 238-6699

