

Meeting Minutes City of Oakland

Office of the City Clerk

Oakland City Hall

1 Frank H. Ogawa Plaza

Oakland, California 94612

LaTonda Simmons, City Clerk

***Rules & Legislation Committee DRAFT**

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

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

Thursday, October 27, 2005

10:30 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

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

A.M., with Councilmember De La Fuente presiding as Chairperson.

COMMITTEE MEMBERSHIP:

Excused: Member Brunner

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

1

Closed Session

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

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

Votes:

Excused; 1 - Member Brunner

Aye; 3 - Member Chang, Member Reid and Chair De La Fuente

2

Approval of the Draft Minutes from the Committee meeting of October 13, 2005

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

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

Votes:

Excused; 1 - Member Brunner

Aye; 3 - Member Chang, Member Reid and Chair De La Fuente

3

Determination of Schedule of Outstanding Committee Items

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

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

Votes:

Excused; 1 - Member Brunner

Aye; 3 - Member Chang, Member Reid and Chair De La Fuente

(R&L Item 3 10-27-05)

[View Item.pdf](#)

4

Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting

of November 1, 2005 (SUPPLEMENTAL)

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

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

Votes:

Excused; 1 - Member Brunner

Aye; 3 - Member Chang, Member Reid and Chair De La Fuente

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

- *Sanjiv Handa*

4-1

Subject: Fruitvale Business Improvement Management District

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Approving And Confirming The Annual

Report Of The Fruitvale Business Improvement Management District Advisory

Board And The Continuing Annual Assessment For The Fruitvale Business

Improvement Management District For Fiscal Years 2005 -2006; On The

December 13, 2005 Community And Economic Development Committee Agenda

(05-0882)

Scheduled to *Community & Economic Development Committee on

12/13/2005

4-2

Subject: Prentiss Properties Acquisition Partners, L.P. - Revocable And

Conditional Permit

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Granting Prentiss Properties Acquisition

Partners, L.P., A Revocable And Conditional Permit To Allow A Basement Of A

New Building At 2100 Franklin Street To Encroach Into The Public Right-Of-Way

(05-0883)

Scheduled to *Public Works Committee on 11/8/2005

[View Report.pdf](#)

4-3

Subject: Lakeshore/Lake Park Business Improvement Management District

Advisory Board

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Approving And Confirming The Annual

Report Of The Lakeshore/Lake Park Business Improvement Management District

Advisory Board And The Continuing Annual Assessment For The Lakeshore/Lake

Park Business Improvement Management District For Fiscal Years 2005 - 2006;

On The December 13, 2005 Community And Economic Development Committee

Agenda (05-0885)

Scheduled to *Community & Economic Development Committee on

12/13/2005

4-4

Subject: Auto Retail Retention And Expansion

From: Community And Economic Development Agency

Recommendation: Action On A Report And Recommendations On A Proposed

Long-Term Strategy To Retain And Expand Auto Retail In Oakland (05-0890)

Scheduled to *Community & Economic Development Committee on

11/8/2005

[View Report.pdf](#)

4-5

Subject: Performance Audit Of City-Guaranteed Credit Cards - Response

From: Finance And Management Agency

Recommendation: Receive A Response To Interim Report On Performance Audit

Of City-Guaranteed Credit Cards Used By City Of Oakland Employees And

Councilmembers For The Period March 30, 2004 Through June 28, 2004

(05-0863-1)

Scheduled to *Finance & Management Committee on 11/8/2005

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4-6

Subject: Tobacco Control Enforcement Project

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Accept And Appropriate Grant Funds In The Amount Of Twenty-Five Thousand

Dollars (\$25,000) From The Alameda County Public Health Department, Tobacco

Control Program, For A Tobacco Control Enforcement Project By The Police

Department From November 1, 2005 To May 31, 2006 And Authorizing The

Department To Enter Into A Contract For Services With The Alameda County

Public Health Department For Implementation Of This Initiative (05-0886)

Scheduled to *Public Safety Committee on 11/8/2005

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4-7

Subject: Management Health Network (MHN) - Agreement

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing A Waiver Of The City Of

Oakland's Local And Small Local Business Enterprise Program Provision Relative

To A Professional Services Agreement In An Amount Not To Exceed Sixty-Six

Thousand One Hundred Seventy-Three Dollars And Twenty-Eight Cents

(\$66,173.28) With Managed Health Network (MHN) For The Period Of July 1,

2005 To June 30, 2006, For A Counseling Program For Sworn Members Of The

Police Department And Their Dependents (05-0887)

Scheduled to *Public Safety Committee on 11/8/2005

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4-8

Subject: Henry J. Kaiser Convention Center - Closure

From: Office Of The City Administrator

Recommendation: Receive A Status Report Regarding The Proposed Closure Of

The Henry J. Kaiser Convention Center On December 31, 2005 (05-0884)

Scheduled to *Finance & Management Committee on 11/8/2005

[View Report.pdf](#)

4-9

Subject: Fiscal Year 2005 - 2006 Third Quarter Revenue And Expenditure

Results

From: Office Of The City Administrator - Budget Office

Recommendations: Action On A Report On Fiscal Year 2005 - 2006 First Quarter

Revenue And Expenditure Results And Year-End Projections For Selected Funds

(General Purpose, Telecommunications, Contract Compliance, Equipment and

Facilities); On The December 13, 2005 Finance And Management Committee

Agenda (05-0888)

Scheduled to *Finance & Management Committee on 12/13/2005
ADDITIONAL REQUESTS SUBMITTED ON THE DIAS

Subject: Prentiss Properties - Additional Permit

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Granting Prentiss Properties Acquisition Partners, L.P.,

A Revocable And Conditional Permit To Allow A Portion Of The Upper Floors Of A New

Building At 2100 Franklin Street To Encroach Over The Public Right Of-Way (05-0883-1)

Scheduled to *Public Works Committee on 11/8/2005

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(R&L Item 4 10-27-05)

[View Item.pdf](#)

5

A review of the Council Committees' actions from October 25, 2005 and determination of

scheduling to the ORA/City Council meeting of November 1, 2005 or future dates

(MATRIX)

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

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

Votes:

Excused; 1 - Member Brunner

Aye; 3 - Member Chang, Member Reid and Chair De La Fuente

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

- Sanjiv Handa

(R&L Item 5 10-27-05)

[View Item.pdf](#)

6

A review of the Agendas for the Council Committees for the meeting(s) of November 8,

2005 and November 10, 2005

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

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

Votes:

Excused; 1 - Member Brunner

Aye; 3 - Member Chang, Member Reid and Chair De La Fuente

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

- Sanjiv Handa

FROM THE NOVEMBER 8, 2005 PUBLIC WORKS COMMITTEE AGENDA

THE NOVEMBER 8, 2005 PUBLIC WORKS COMMITTEE WILL BE

NOTICED AS A SPECIAL MEETING AND WILL CONVENE AT 12:00 P.M.

FROM THE NOVEMBER 8, 2005 FINANCE AND MANAGEMENT COMMITTEE AGENDA

THE NOVEMBER 8, 2005 FINANCE AND MANAGEMENT COMMITTEE

WILL BE NOTICED AS A SPECIAL MEETING AND WILL CONVENE AT

1:30 P.M

FROM THE NOVEMBER 8, 2005 CONCURRENT MEETING OF THE REDEVELOPMENT

AGENCY AND COUNCIL COMMUNITY AND ECONOMIC DEVELOPMENT

COMMITTEE AGENDA

Subject: Excess Litter Fee

From: Vice Mayor Brunner

Recommendation: Adopt An Ordinance Instituting An Excess Litter Fee On Fast Food

Establishments, Liquor Stores, And Convenience Stores For The Exclusive Purposed Of

Abating Litter Created By The Assessed Business (05-0585)

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

12/13/2005

[View Report.pdf](#)

Subject: Design, Community & Environment/Wolfe Mason Associates - Contract

From: Community And Economic Development Agency

Recommendation: Adopt An Agency Resolution Authorizing A Contract With Design,

Community & Environment/Wolfe Mason Associates In An Amount Not To Exceed \$250,000

To Prepare Design And Engineering Documents For The Foothill Streetscape Improvement

Project In The Fruitvale Area And Appropriating Funds For This Purpose From The Central

City East Redevelopment Project Area Funds, And Amending The Central City East

Implementation Plan To Increase The Funding Amount Designated For The Foothill Boulevard

And Fruitvale Avenue Area From \$125,000 To \$330,000 (05-0826)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment**

Agency/City Council on 11/15/2005

as a Public Hearing

[View Report.pdf](#)

Subject: Lead-Based Paint Consultants - Contract

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Authorizing A Professional Services Contract For

Lead-Based Paint Consultants To Provide Services For Participants In Residential

Rehabilitation Loan And Grant Programs, And Appropriating \$150,000 From The Home

Maintenance And Improvement Program For Said Professional Services Contract (05-0829)

***Withdrawn with No New Date**

This item was placed on the Committee Pending List.

(R&L Item 6 10-27-05)

[View Item.pdf](#)

7

A Review Of The Boards And Commissions Vacancy Report

No Action Taken

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

- Sanjiv Handa

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

The following individual(s) spoke under Open Forum:

- Sanjiv Handa

Adjournment

NOTE:

Americans With Disabilities Act

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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