

# 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, July 15, 2004**

**10:30 AM**

**City Council Chambers - 3rd Floor**

*The Oakland City Council Rules and Legislation Committee convened at*

*10:55 a.m., with Council 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

**A motion was made 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 1 Rules 7-15-04)

[Item 1.pdf](#)

2

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

**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

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:**

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

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

meeting of July 20, 2004 (SUPPLEMENTAL)

**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

*The following individual(s) spoke on this item:*

- *Sanjiv Handa*

4-1

Subject: Amendment to the Sunshine Ordinance

From: Office of the City Attorney/Public Ethics Commission

Recommendation: Discussion and Action on a report and recommendation to

amend Chapter 2.20 of the Oakland Municipal Code (aka "The City Of Oakland

Sunshine Ordinance") to require that City Executive Officers provide

agenda-related materials to the City Clerk (04-0645)

**Scheduled to \*Rules & Legislation Committee on 9/16/2004**

*The following individual(s) spoke on this item:*

- *Sanjiv Handa*

[Scheduling Request.pdf](#)

4-2

Subject: Amendment to the Sunshine Ordinance

From: Office of the City Clerk

Recommendation: Action on a report and recommendation to amend Chapter 2.20

of the Oakland Municipal Code (known as the City of Oakland Sunshine

Ordinance) to excuse the creation, production and on-line and off-line posting

requirements for public meetings due to computer and systems disruption, virus

activities, failure and/or emergency maintenance or repair (04-0651)

**Scheduled to \*Rules & Legislation Committee on 9/30/2004**

*The following individual(s) spoke on this item:*

- *Sanjiv Handa*

4-3

Subject: Cable Franchise Renewal - Comcast

From: Office of the City Clerk

Recommendation: Action on a Report recommending approval of the Cable

Television Franchise Renewal to Comcast; reschedule from the September 28,

2004 Finance and Management Committee agenda to pending no specific date

(04-0652)

**Scheduled to \*Finance & Management Committee on 9/28/2004**

4-4

Subject: Transportation Funding

From: Councilmember Reid

Recommendation: Scheduling of a Special Workshop on Transportation Funding;

on November 30, 2004 (04-0644)

**This matter was Scheduled to the Special Concurrent Meeting of the**

**Oakland Redevelopment Agency/City Council, to be heard at the**

**November 30, 2004 meeting. The motion carried.**

*As a Special Meeting*  
[Scheduling Request.pdf](#)  
4-5

Subject: Joyce Lopes - Service Recognition

From: Councilmember Wan

Recommendation: Adopt a Resolution honoring Joyce Lopes on her retirement

from the City Council Office, City of Oakland (04-0653)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /**

**City Council on 9/21/2004**

[Scheduling Request.pdf](#)  
4-6

Subject: Jeanne Godwin - Service Recognition

From: Councilmember Wan

Recommendation: Adopt a Resolution honoring Jeanne Godwin on her retirement

from the City Council Office, City of Oakland (04-0654)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /**

**City Council on 9/21/2004**

[Scheduling Request.pdf](#)

4-7

Subject: Oakland Fund for Children and Youth Fund Balance

From: Department of Human Services

Recommendation: Action on a Report and Recommendation from the Oakland

Fund for Children and Youth Planning and Oversight Committee concerning the

use of Kids First ! Fund Balance and responding to the City Auditor's report dated

June 22, 2004 "Kids First! Oakland Children's Fund for the period July 1, 1997

through December 31, 2003, matching mandated Fiscal Year revenues and

calendar year expenditures (04-0647)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /**

**City Council on 9/14/2004**

[Item 7.1 Committee Report.pdf](#)

4-8

Subject: Health and Human Services Commission's Charter

From: Department of Human Services

Recommendation: A request to remove from the September 28, 2004 Life

Enrichment Committee agenda a Report from the Health and Human Services

Commission regarding its Charter and future directions; to Pending No Specific

Date (04-0649)

**Scheduled to \*Life Enrichment Committee on 9/28/2004**  
4-9

Subject: Purchase of Hotel Westerner

From: Community and Economic Development Agency

Recommendation: Adopt an Agency Resolution authorizing the Oakland

Redevelopment Agency to purchase real properties known as the Hotel Westerner,



located at 1920 San Pablo Avenue (Assessor's parcel number 008-0643-006), 1954

San Pablo Avenue (Assessor's parcel number 008-0644-021), and 610 William

Street (Assessor's parcel number 008-0644-020) together with the purchase of

furniture, fixtures, and equipment pertaining to the real property for the total sum

of \$1,530,570, plus closing costs not to exceed \$69,430, for a total cost not to

exceed \$1,600,000. (04-0646)

**Scheduled to \*Community & Economic Development Committee on  
9/14/2004**

[Committee Report Item 3 9-14-04.pdf,](#)

[Committee Report S-3.1 9-14-04.pdf,](#)

[Supplemental Council Report 27 9-21-04.pdf](#)

4-10

Subject: Check Cashiers and Check Cashing Businesses

From: Community and Economic Development Agency

Recommendation: Adopt an Ordinance amending the Oakland Planning Code to

add a new use classification and amend related code sections to regulate check

cashiers and or check cashing businesses and limiting where such activities may be

permitted (04-0650)

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

**9/14/2004**

[Committee Report Item 5 9-14-04,](#)

[Council Report Item 14.9 9-21-04.pdf](#)

4-11

Subject: MacArthur Boulevard Utility Undergrounding-Public Hearing

From: Public Works Agency

Recommendation: Conduction a Public Hearing and upon conclusion Adopt a

Resolution authorizing award of a construction contract to the responsible low

bidder, Underground Construction Company, Inc., in an amount not to exceed

\$9,606,878.45 for Undergrounding Utility District No. 233, on MacArthur

Boulevard (from 73rd Avenue to the San Leandro City line) using \$1,671,685 in

City of Oakland funds out of a budget of \$2,000,000 for the project and payments

from PG&E, SBC, and Comcast totaling \$7,935,192 (Councilmember Brooks,

District 6) (04-0648)

**Scheduled to \*Public Works Committee on 9/14/2004**

[Committee Report Item 4 for 9-14-04 and 9-28-04,](#)

[Council Report Item 14.7 for 9-21-04.pdf](#)

(Item 4 7-15-04)

[Item 4.pdf](#)

5

A review of the Council Committees' actions from July 13, 2004 and determination of scheduling to the ORA/City Council meeting of July 20, 2004 or future dates (MATRIX)

**A motion was made by Member Chang, seconded by Member Reid, 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(s) spoke on this item:*

- *Sanjiv Handa*

Subject: Purchasing System Amendments

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

Recommendation: Adopt an Ordinance amending Ordinance No. 7937 C.M.S., adopted

February 6, 1969, and amendments thereto, codified at Oakland Municipal Code Title 2,

Chapter 2.04, Purchasing System, Article I, Bidding, Contracting and Purchasing, to increase

the City Administrator's contract approval limits, revise City Council approval limits

accordingly, revise the local business preference, make necessary corrections, clarifications,

delete obsolete provisions and codify current procedures (03-0289)

**\*Rescheduled to \*Finance & Management Committee on 9/14/2004**

[Committee Report Item 3 1-27-04.pdf,](#)

[Committee Report Item 3 5-11-04,](#)

[Committee Report Item 3 7-13-04.pdf,](#)

[Committee Report Item 4 9-28-04.pdf](#)

(Item 5 7-15-04)

[Attachment A - 7-13-04 Committee Recommendations.....pdf](#)

Subject: Permit, Enforcement, and Records Tracking System (PERTS)

From: Community and Economic Development Agency

Recommendation: Adopt a Resolution authorizing the City Administrator to negotiate and

execute a professional services agreement, without return to Council, either with Imagesource

Corporation or Razorfish Corporation to provide, install, and license computer software and

hardware as a prime contractor for an interfaced Electronic Document Management System

(EDMS) in an amount not to exceed two million eight hundred twenty thousand dollars

(\$2,820,000) or as a prime contractor for a combined Permit, Enforcement, and Records

Tracking System (PERTS) in an amount not to exceed three million six hundred thousand



dollars (\$3,600,000) (04-0559)

**\*Rescheduled to \*Finance & Management Committee on 9/14/2004**  
[Committee Report Item 9 7-13-04.pdf](#)

6

A review of the Agendas for the Council Committees for the meetings of July 27, 2004

(ALL LEGISLATIVE MEETINGS FOR THE WEEK OF JULY 26, 2004 HAVE BEEN

CANCELLED.)

**No Action Taken**

*NO ACTION NECESSARY AS ALL COMMITTEE MEETINGS WERE*

*CANCELLED FOR THE WEEK OF JULY 26, 2004.*

*(ALL LEGISLATIVE MEETINGS FOR THE WEEK OF JULY 26, 2004 HAVE*

*BEEN CANCELLED.)*

(Item 6 7-15-04)  
[Item 6 7-15-04.pdf](#)

7

Subject: Recreation and Sports Programs - Assembly Bill 2404

From: President of the Council De La Fuente

Recommendation: Adopt a Resolution proclaiming support for initiatives that encourage equal

access to local recreation and sports programs for girls and boys throughout California

(including those in Oakland) who want to participate in such programs, specifically State

Assembly Bill 2404 introduced by Assembly Member Darrell Steinberg (04-0639)

**A motion was made by Member Chang, seconded by Member Reid, 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 July 20, 2004 As a Consent item. The motion carried by the**

**following vote:**

**Votes:**

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

[Scheduling Request.pdf](#),

[Item S-7 7-15-04.pdf](#),

[Item S10-51CC.pdf](#),

[78727 CMS.pdf](#)

**OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)**

*The following individual (s) 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*

*11:16 a.m.*

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*