

# 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, September 22, 2005**

**10:30 AM**

**City Council Chambers - 3rd Floor**

### **Roll Call / Call to Order**

*The Oakland City Council Rules And Legislation Committee convened at 10:56*

*A.M., with Councilmember Reid presiding as Chairperson.*

*A LACK OF A QUORUM WAS NOTED. THE DECISION WAS MADE TO*

*PROCEED, REVIEW THE ITEMS, AND NO FORMAL ACTION WAS TAKEN*

*ON THE ITEMS ON THE AGENDA*

### **COMMITTEE MEMBERSHIP:**

Excused: Member Chang and Chair De La Fuente

Present: Member Reid and Member Brunner

1

Closed Session

*No action taken due to lack of a quorum*

2

Approval of the Draft Minutes from the Committee meeting of September 15, 2005

*No action taken due to lack of a quorum*

3

Determination of Schedule of Outstanding Committee Items

*No action taken due to lack of a quorum*

(R&L Item 3 9-22-05)

[View Item.pdf](#)

4

Scheduling of Agenda Items and revisions to the agenda(s) for the Council Committee

meetings of September 27, 2005 (SUPPLEMENTAL)

*No action taken due to lack of a quorum. however, all scheduling items were*

*handled in an administrative capacity.*

S-4-01

Subject: Golden Guardian Exercise

From: Oakland Fire Department

Recommendation: Receive An Informational Report From The Chief, Oakland Fire

Department, On Oakland's Participation In "Golden Guardian," A Collaborative

Preparedness Exercise Between The State Office Of Emergency Services And The

Various Bay Area Counties And Cities (05-0765)

**Scheduled to \*Public Safety Committee on 10/11/2005**

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S-4-02

Subject: 2005 Forensic Casework DNA Backlog Reduction Program

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator Accept

And Appropriate Grant Funds In The Amount Of Sixty Nine Thousand Five

Hundred And Twenty-Four Dollars (\$69,524) From The U.S. Department Of

Justice, National Institute Of Justice (USDOJ/NIJ) For The 2005 Forensic

Casework DNA Backlog Reduction Program In The Police Department (05-0750)

**Scheduled to \*Public Safety Committee on 10/11/2005**

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S-4-03

Subject: 2005 DNA Capacity Enhancement Grant

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Accept And Appropriate Eighty-Three Thousand Nine Hundred Four Dollars (\$83,

904) In Grant Funds From The U.S. Department Of Justice, National Institute Of

Justice (USDOJ/NIJ) To The Police Department For The 2005 DNA Capacity

Enhancement Grant (05-0751)

**Scheduled to \*Public Safety Committee on 10/11/2005**

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S-4-04

Subject: Family Violence Intervention Unit

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Accept And Appropriate Ninety-Five Thousand Seven Hundred And One Dollars (

\$95,701) From The State Of California, Office Of Emergency Services, Law

Enforcement Specialized Units Grant Program And Authorize A Professional

Services Agreement With The Family Violence Law Center In The Amount Of

One Hundred Ten Thousand Dollars (\$110,000) For Continued Services

Associated With The Police Department's Family Violence Intervention Unit (

FVIU) For The Period July 1, 2005 Through June 30, 2006 (05-0753)

**Scheduled to \*Public Safety Committee on 10/11/2005**

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S-4-05

Subject: PG&E Anniversary

From: Council President De La Fuente

Recommendation: Adopt A Resolution Recognizing The 100th Anniversary Of

The Pacific Gas & Electric Company And Proclaiming October 10, 2005 To Be "

PG&E Day" In The City Of Oakland (05-0745)

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

**City Council on 10/11/2005**

*as a Ceremonial item*

[View Report.pdf](#)

S-4-06

Subject: New Book Celebrating Oakland's History and Landmarks

From: Council President De La Fuente

Recommendation: Adopt A Resolution Commending Edmond Clausen And

Annalee Allen For Creating An Innovative New Book Celebrating Oakland's

History And Landmarks (05-0746)

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

**City Council on 10/4/2005**

*as a Ceremonial Item.*

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S-4-07

Subject: Oakland Estuary Waterfront Trail - Design Standards

From: Vice Mayor Brunner

Recommendation: Action On A Report And Recommendations On Proposed

Design Standards For The Oakland Estuary Waterfront Trail; On The October 25,

2005 Community and Economic Development and Life Enrichment Committee

agendas (05-0752)

**Scheduled to \*Community & Economic Development Committee on 10/25/**

**2005**

*This item was also scheduled to the October 25, 2005 Finance and*

*Management Committee Agenda*

S-4-08

Subject: Bill Peterson - Recognition

From: Vice Mayor Brunner



Recommendation: Adopt A Resolution Recognizing Bill Peterson For His Years

Of Service To The Community; On The October 18, 2005 City Council Agenda (

05-0755)

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

**City Council on 10/18/2005**

S-4-09

Subject: First-Time Homebuyer Mortgage Assistance Program Modification

From: Community And Economic Development Agenda

Recommendation: Adopt A Resolution Authorizing Modification To The Original

Terms Of Loan Repayment For First-Time Homebuyer Mortgage Assistance

Program Loans Funded Prior To April 2001, To Reduce The City's Equity Share

For Each Year The Borrower Occupies The Property; On The October 25, 2005

Community And Economic Development Committee Agenda (05-0749)

**Scheduled to \*Community & Economic Development Committee on 11/8/**

**2005**

S-4-10

Subject: Mortgage Assistance Program Guidelines - Modification

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Modifying The Mortgage Assistance

Program (MAP) Guidelines For First-Time Homebuyers To Increase The

Maximum Loan To Value Requirement From The Current 97% To 100% While

Maintaining An Investment Of 3% Of The Purchase Price From The Borrower To

Cover Either Downpayment Or Closing Costs; On The October 25, 2005

Community And Economic Development Committee Agenda (05-0759)

**Scheduled to \*Community & Economic Development Committee on 10/25/**

**2005**

S-4-11

Subject: Ray's Electric - Contract

From: Public Works Agency

Recommendation: Adopt Resolution Authorizing The City Administrator To

Award A Construction Contract To Ray's Electric For The Safe Routes To School,

Cycle 4 Project (City Project No. G254110, Federal Project No. STPLHS-5012(

072) For An Amount Of Three Hundred Sixteen Thousand Sixty-Nine Dollars (\$

316,069.00); On The October 25, 2005 Public Works Committee Agenda (05-0756

)

**Scheduled to \*Public Works Committee on 10/25/2005**  
S-4-12

Subject: Sheffield Village Recreation Center ADA Improvement Project

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Apply For, Accept And Appropriate Grant Funds From Stopwaste.Org's Green

Building Design Resources Program For The Sheffield Village Recreation Center

ADA Improvement Project (Project No. G259410) In An Amount Not To Exceed \$

30,000.00; On The November 8, 2005 Public Works Committee Agenda (05-0760)

**Scheduled to \*Public Safety Committee on 11/8/2005**  
S-4-13

Subject: Memorial Park Project

From: Public Works Agency

Recommendation: Receive An Informational Report On The Award Of A

Construction Contract For The Memorial Park Project To RMT Landscaping

Contractors, Inc., For An Amount Not -To-Exceed Six Hundred Twelve Thousand

Dollars (\$612,000.00); On The October 25, 2005 Public Works Committee Agenda

(05-0762)

**Scheduled to \*Public Works Committee on 10/25/2005**  
S-4-14

Subject: Mocon Corporation - Sanitary Sewers Contract

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing Award Of A Contract To

Mocon Corporation For The Rehabilitation Of Sanitary Sewers In The Area

Bounded By MacArthur Boulevard, Seneca Street, Dowling Street And Stearns

Avenue - Sub-basin 85-212 (Project No. C72910) For The Amount Of Two

Million Three Hundred Seventy-Five Thousand Two Hundred Eighty-Eight

Dollars (\$2,375,288.00) (05-0763)

**Scheduled to \*Public Works Committee on 10/11/2005**

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S-4-15

Subject: Redeployment Efforts - Status Report

From: Finance And Management Agency

Recommendation: Receive An Informational Report On The Status Of

Redeployment Efforts Pertaining To The Fiscal Year 2005-2007 Budget

Reductions (05-0766)

**Scheduled to \*Finance & Management Committee on 10/11/2005**

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S-4-16

Subject: City Administrator's Approval Threshold

From: Office Of The City Administrator - Budget Office

Recommendation: Action On A Report And Appropriation Resolution To



Increase The City Administrator's Approval Thresholds As Authorized By The

Purchasing Ordinance (OMC Chapter 2.04) For Contracts Listed In Attachment A

Funded Directly Or Indirectly By The Landscaping And Lighting Assessment

District (LLAD), Or Wildfire Prevention Assessment District (WPAD), Or Related

To Technological, Computer Or Computerized System Services, Software,

Equipment, Hardware Or Products (05-0697)

**Scheduled to \*Finance & Management Committee on 10/11/2005**

S-4-17

Subject: City Administrator's Approval Thresholds Voter-Approved Measures

From: Office Of The City Administrator - Budget Office

Recommendation: Adopt An Appropriation Resolution To Increase The City

Administrator's Approval Thresholds For Fiscal Year 2005-06 And Fiscal Year

2006-07 Contracts Funded Directly Or Indirectly By Voter-Approved Measures,

Or Related To Technological, Computer Or Computerized System Services,

Software, Equipment, Hardware Or Products, As Permitted By The Purchasing

Ordinance (OMC Section 2.04) (05-0698)

**Scheduled to \*Finance & Management Committee on 10/11/2005**  
S-4-18

Subject: City Administrator's Approval Thresholds Measure B And Measure

DD

From: Office Of The City Administrator - Budget Office

Recommendation: Adopt An Appropriation Resolution Authorizing The City

Administrator To Approve Contracts Listed In Attachment A Related To Voter-

approved Measure B (Alameda County Transportation Authority) And Measure

DD (Capital Improvement - Clean Water, Safe Parks & Open Space) As

Authorized By The 2005 Amendments To Oakland Municipal Code Chapter 2.04 (

Purchasing Ordinance) (05-0699)

**Scheduled to \*Public Works Committee on 10/11/2005**  
S-4-19

Subject: City Administrator's Higher Approval Limits

From: Office Of The City Administrator - Budget Office

Recommendation: Receive An Informational Report On Fiscal Year 2005-2006

And Fiscal Year 2006-2007 Contracts Within The City Administrator's Higher

Approval Limits, As Set By The Purchasing Ordinance (OMC Chapter 2.04) (05-

0700)

**Scheduled to \*Finance & Management Committee on 10/11/2005**  
S-4-20

Subject: 2003-2008 Capital Improvement Program - Status Report

From: Office of The City Administrator - Budget Office

Recommendation: Receive A Status Report On The Fiscal Year 2003-2008 Capital

Improvement Program, Through June 30, 2005; On The October 25, 2005 Finance

And Management Committee Agenda (05-0757)

**Scheduled to \*Finance & Management Committee on 10/25/2005**  
S-4-21

Subject: 2004-2005 Citywide Performance Results

From: Office Of The City Administrator - Budget Office

Recommendation: Receive An Informational Report On Fiscal Year 2004-2005

Citywide Performance Results; On The October 25, 2005 Finance And

Management Committee Agenda (05-0758)

**Scheduled to \*Finance & Management Committee on 10/25/2005**  
S-4-22

Subject: Council And Mayoral Pay-go Commitments

From: Office of the City Administrator - Budget Office

Recommendation: Receive An Informational Annual Report on Fiscal Year 2004

- 2005 Council and Mayoral Pay-Go Commitments through June 30, 2005 (05-

0764)

**Scheduled to \*Finance & Management Committee on 10/11/2005**  
S-4-23

Subject: City of Oakland Website Usage

From: Office Of The City Administrator

Recommendation: Action On A Report Regarding The Ease And Feasibility Of

The City Of Oakland's Website, For Scheduling (05-0767)

**Scheduled to \*Finance & Management Committee on 12/13/2005**  
S-4-24

Subject: Chapter 3.20 (The Lobbyist Registration Act) - Amendment

From: Public Ethics Commission

Recommendation: Action On A Report And Recommendation From The Public

Rthics Commission To Amend Chapter 3.20 Of The Oakland Municipal Code (aka

"The Lobbyist Registration Act") To Provide 1) A Restriction On Elected Officials

From Acting As Professional Lobbyists For One Year After Leaving Office; 2) A

Limitation On The Amount Of Gifts Lobbyists Can Give To City Officials, Staff



And Their Immediate Families; 3) Quarterly Disclosure Of A Lobbyist's

Fundraising Activities; 4) Quarterly Disclosure Of Any Employment Relationship

Among Lobbyists, City Officials And Staff; 5) Disclosure Of The Names And

Titles Of The Persons Whom A Lobbyist Attempts To Influence; And 6)

Misdemeanor Prosecution For Knowing And Willful Violations Of The Act And A

One-Year Practice Ban Upon Conviction; On The October 20, 2005 Rules and

Legislation Committee Agenda (05-0761)

**Scheduled to \*Rules & Legislation Committee on 10/20/2005**  
**ADDITIONAL ITEMS SUBMITTED ON THE DIAS**

Subject: Hurricane Rent Reduction

From: Office Of The City Attorney

Recommendation: Adopt An Emergency Ordinance Amending The Rent Adjustment

Ordinance (Oakland Municipal Code Chapter 8.22) To Allow Rental Property Owners To (1)

Charge Temporary Below Market Rate Rent To Persons Displaced By Disasters And (2)

Increase The Rent To Market Rates At The End Of The Temporary Period, And Invoking This

Provision For Hurricane Katrina And Hurricane Rita (05-0774)

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

**City Council on 10/4/2005**

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Subject: Jack And Jill Anniversary

From: Councilmember Reid

Recommendation: Adopt A Resolution Commemorating The 50th Anniversary Of The

Founding Of The Oakland-East Bay Chapter Of Jack And Jill Of America, Inc. (05-0783)

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

**City Council on 10/4/2005**

*as a ceremonial item*

[View Report.pdf](#)

Subject: City Administrator's Approval Threshold

From: Office Of The City Administrator - Budget Office

Recommendation: Adopt A Appropriation Resolution To Increase The City Administrator's

Approval Threshold As Authorized By The Purchasing Ordinance (OMC Chapter 2.04) For

Contracts Listed In Attachment A Funded By The Redevelopment Agency (05-0805)

**Scheduled to \*Community & Economic Development Committee on 10/25/**

**2005**

(R&L Item 4 9-22-05)

[R&L Item 4.pdf](#)

5

A review of the Agendas for the Concurrent Meeting of ORA/City Council for the meeting

of October 4, 2005 and the Rules and Legislation Committee meeting of October 6, 2005

*No action taken due to lack of a quorum*

(R&L Item 5 9-22-05)

[R&L Item 5.pdf](#)

6

A Review of the Boards and Commissions Vacancy Report

*No action taken due to lack of a quorum*

7

Subject: Opposition Proposition 73

From: Councilmember Nadel

Recommendation: Adopt A Resolution Declaring Opposition To Proposition 73 "Termination

of Minor's Pregnancy, Waiting Period And Parental Notification. Initiative Constitutional

Amendment" (05-0640)

*No action taken due to lack of a quorum*

[View Report.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 11:08*

*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

Phone: (510) 238-7370

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Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 839-6451 (TDD)

\*

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*