

# Meeting Minutes City of Oakland

Office of the City Clerk

Oakland City Hall

1 Frank H. Ogawa Plaza

Oakland, California 94612

LaTonda Simmons, Interim 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, February 24, 2005**

**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**

Excused: Member Brunner

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

### **COMMITTEE MEMBERSHIP:**

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 February 10, 2005

**A motion was made by Member Chang, seconded by Member Reid, 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 2-24-05)

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4

Scheduling of Agenda Items and revisions to the agenda(s) for the ORA/City Council

meeting of March 1, 2005 (SUPPLEMENTAL)

**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

*Due to the presence of Councilmembers Nadel and Quan, a quorum of the*

*Council was noted at 11:14 A.M. The Committee moved, seconded and carried*

*a motion to adjourn as the Rules and Legislation Committee meeting and*

*convene as a Special City Council meeting.*

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

*- Sanjiv Handa*

4-1

Subject: Twenty-One Day California Seat Belt Compliance Campaign

From: Oakland Police Department

Recommendation: Adopt a Resolution authorizing the City Administrator to

accept and appropriate grant funds in the amount of eighty-two thousand nine

hundred and eight dollars (\$82,908) from the State of California, Office of Traffic

Safety, for the Police Department's Participation in a Twenty-One Day California

Seat Belt Compliance Campaign (05-0120)

**Scheduled to \*Public Safety Committee on 3/8/2005**

[View Report.pdf,](#)

[79115 CMS.pdf](#)

4-2

Subject: Four-Month Tobacco Control Enforcement Project

From: Oakland Police Department

Recommendation: Adopt a Resolution authorizing the City Administrator to

accept and appropriate grant funds in an amount not to exceed fifteen thousand

(\$15,000) from the Alameda County Public Health Department, Tobacco Control

Program, for a Four-Month Tobacco Control Enforcement Project by the Police

Department and authorizing the department to enter into a contract for services

with the Alameda County Public Health Department for implementation of this

initiative (05-0121)

**Scheduled to \*Public Safety Committee on 3/8/2005**

[View Report.pdf,](#)

[79101 CMS.pdf](#)

4-3

Subject: Salary Ordinance - Municipal Code Amendment

From: Finance and Management Agency

Recommendation: Adopt an Ordinance amending the Salary Schedule of

Ordinance No. 12187 C.M.S. (the Salary Ordinance) to add the classifications of

Community Housing Services Manager, Development/Redevelopment Program

Manager, Fire Marshal, Assistant - Non Sworn, Policy Analyst, and Fire

Suppression District Inspector, P.T. (05-0122)

**Scheduled to \*Finance & Management Committee on 3/8/2005**

[View Report.pdf](#)

4-4

Subject: The Edna Brewer Middle School competing in the "Future City

Competition"

From: Council President De La Fuente

Recommendation: Adopt a Resolution celebrating and honoring the achievements

of the Edna Brewer Middle School students who represented Oakland in our

nation's capital during February 2005 by successfully competing in the finals of the

"Future City Competition" (05-0119)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 3/1/2005**

*The Committee moved, seconded and carried a motion to approve the following*

*urgency finding pursuant to the Sunshine Ordinance Section 2.20.080 E(2)*

*regarding scheduling of this Item: that there is a need to take immediate action*

*which came to the attention of the local body after the agenda was posted, and*

*that the need to take immediate action relates to a purely ceremonial or*



*commendatory action.*

[View Report.pdf,](#)

[79074 CMS.pdf](#)

4-5

Subject: Moratorium on Massage Service Activities

From: Council President De La Fuente

Recommendation: Introduction and Final Passage of an Ordinance adopting an

Urgency Measure, pursuant to government Code Section 65858, extending for 90

days a moratorium on massage service activities which was adopted on February 1,

2005 (Ordinance No. 12647) (05-0126)

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

**Agency / City Council on 3/15/2005**

[View Report.pdf,](#)

[12652 CMS.pdf](#)

4-6

Subject: Stalfana A. Bello - Dedicated Service

From: Finance and Management Agency

Recommendation: Adopt a Resolution honoring Stalfana A. Bello for twenty-eight

years of distinguished service to the citizens of the City of Oakland and

congratulating her on her retirement (05-0127)

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

**City Council on 3/15/2005**

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[79095 CMS.pdf](#)

4-7

Subject: Palm Villas Homeownership Development Project

From: Councilmember Larry Reid

Recommendation: A request for approval on funding of 1.4 million dollars to the

Palm Villas Homeownership Development Project for completion of 78 units of

affordable housing (05-0128)

**Scheduled to \*Community & Economic Development Committee**  
*for scheduling*  
4-8

Subject: Community and Economic Development Agency Rental Properties

Evaluation

From: Council President De La Fuente

Recommendation: Receive and Informational Report from the Community and

Economic Development Agency Evaluating the various programs that

municipalities throughout California use to inspect rental properties on a regular,

on-going basis including those programs funded by fees charged to landlords and

other property owners; on the April 12, 2005 Community and Economic

Development Committee agenda (05-0130)

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

**4/12/2005**

4-9

Subject: Park Capital Improvement Projects

From: Public Works Agency

Recommendation: Action on a Status report on the development of a strategic plan

and a prioritization list for City of Oakland Parks Capital Improvement Projects

based on adopted open space, conservation, and recreation (OSCAR) goals and

request Council to provide directions on the proposed recommendations (04-0824)

**Scheduled to \*Life Enrichment Committee**

*for scheduling/pending list*

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4-10

Subject: Federal, State and Local Transportation

From: Public Works Agency

Recommendation: Receive a Follow-Up Informational Report to November 30,

2004 report on Federal, State and Local Transportation Infrastructure Funding

Programs (05-0129)

**Scheduled to \*Finance & Management Committee on 3/22/2005**

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4-11

Subject: Appointment of Council President to the Public Safety Committee

From: Council President De La Fuente

Recommendation: Action pursuant to the Council's rules of procedure (Resolution

#79006 C.M.S.) to confirm the City Council President's appointment of

Councilmember Ignacio De La Fuente to the Public Safety Committee (05-0131)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 3/1/2005**

*The Committee moved, seconded and carried a motion to approve the following*

*urgency finding pursuant to the Sunshine Ordinance Section 2.20.080 E(2)*

*regarding scheduling of this Item: that there is a need to take immediate action*

*which came to the attention of the local body after the agenda was posted, and*

*that the need to take immediate action is required to avoid a substantial adverse*

*impact that would occur if the action were deferred to a subsequent special or*

*regular meeting.*

[View Report.pdf](#)  
4-12

Subject: Promote and Implement Energy Production or Energy Efficiency

Projects

From: Office of the Mayor

Recommendation: Adopt a Resolution authorizing the City Administrator to

negotiate and award construction and professional services contracts for activities

promoting alternative energy production and energy efficiency in the city of

Oakland in an amount not to exceed \$500,000, funding to come from the Duke

energy settlement fund (05-0123)

**Scheduled to \*Public Works Committee on 4/12/2005**  
4-13

Subject: Regain control of Oakland Unified School District

From: Councilmember Nancy Nadel



Recommendation: A Request to schedule A Special Council Meeting on the

Oakland Unified School District, and the process and time line for regaining local

control, with report from State Superintendent Jack O'Connell; on the March 29,

2005 City Council agenda (05-0132)

**Not Accepted**

4-14

Subject: OBRA "Contract" with ABC Security

From: Councilmember Nancy Nadel

Recommendation: A Request to schedule an Investigation into OBRA "Contract"

with ABC Security and report to Council on irregularities and action taken; on the

Finance and Management Committee as soon as possible (05-0133)

*scheduled to the Oakland Base Reuse Authority*

4-15

Subject: Knowland Park and Zoo - Agreement

From: East Bay Zoological Society

Recommendation: A Request from the East Bay Zoological Society to delay until

July 1, 2005 the implementation of two provisions (living wage and one free day

per month for Oakland Residents) of the new 15 - year management agreement for

Knowland Park and Zoo (05-0124)

**Scheduled to \*Finance & Management Committee on 3/22/2005**

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4-16

Subject: Limited Public Financing Program for District Two Special Election

From: The Public Ethics Commission

Recommendation: Adopt a Resolution authorizing and re-allocating up to an

additional \$50,000 to supplement funding for the Limited Public Financing

Program for the District Two Special Election; on the March 15, 2005 City Council

agenda (05-0125)

**Not Accepted**  
**ADDITIONAL REQUEST SUBMITTED ON THE DIAS:**

Subject: Adult Education

From: Councilmember Quan

Recommendation: Adopt a Resolution in Support of Adult Education (05-0141)

**Scheduled to \*Special Education Partnership Committee on 4/26/2005**

*At 11:17 A.M. the Committee moved, seconded and carried a motion to adjourn*

*the Special City Council meeting and reconvene as the Rules and Legislation*

*Committee.*

[View Report.pdf,](#)

[79116 CMS.pdf](#)

**FROM THE MARCH 8, 2005 PUBLIC SAFETY COMMITTEE AGENDA:**

Subject: Donations to the Neighborhood Crime Prevention Councils

From: Office of the City Administrator

Recommendation: Adopt a Resolution authorizing the City Administrator, on behalf of the

City of Oakland, to accept donations or grants up to \$10,000 on behalf of the Neighborhood

Crime Prevention Councils without further City Council approval of these future donations and

grants (05-0075)

**\*Rescheduled to \*Public Safety Committee on 4/26/2005**

(R&L Item 4 2-24-05)

[View Report 4 2-24-05.pdf](#)

5

A review of the Council Committees' actions from February 22, 2005 and determination of scheduling to the ORA/City Council meeting of March 1, 2005 or future dates (MATRIX)

**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

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

- Sanjiv Handa

(R&L Item 5 2-24-05)

[View Item 5 2-24-05.pdf](#)

6

A review of the Agendas for the Council Committees for the meeting(s) of March 8, and March 10, 2005

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

(R&L Item 6 2-24-05)

[View Item 6 2-24-05.pdf](#)

7

Subject: Report on trip to Washington

From: Councilmember Reid

Recommendation: Receive an Informational Report on Washington D.C. visit February 2,

2005 to lobby for federal funding for transportation projects in Oakland (05-0090)

**A motion was made by Member Reid, seconded by Member Chang, that  
this matter be Accepted. 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

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**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 at 11:59 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

Phone: (510) 238-7370

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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*