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, September 30, 2004 10:30 AM City Council Chambers - 3rd Floor
The Oakland City Council Rules and Legislation Committee convened at 10.46
a.m with Council President De La Fuente presiding as Chairperson.
Roll Call / Call to Order COMMITTEE MEMBERSHIP: Present: Member Chang, Member Reid, Member Wan and Chair De La Fuente
Closed Session
A motion was made by Member Wan, 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
Approval of the Draft Minutes from the Committee meeting of September 16, 2004 *Approve as Submitted 3
Determination of Schedule of Outstanding Committee Items (Rules Pending List)
A motion was made by Member Wan, seconded by Member Chang, to

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

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

Votes:

(Rules Pending 9-30)

<u>Item 3RLC 9-30-04.pdf</u>
4
Scheduling of Agenda Items and revisions to the agenda for the ORA/City Council meeting
of October 5, 2004 (SUPPLEMENTAL)
A motion was made by Member Chang, seconded by Member Wan, 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 4-1
A request to confirm the scheduling of the Ordinance authorizing the granting of an
encroachment easement to Hoi Liange Phua and Linli Lee on City property located
at Davie Tennis Stadium at 198 Oak Road, Oakland for the appraised market value
of \$5,350; on the October 12, 2004 Finance and Management Committee agenda
(04-0740)
Scheduled to *Finance & Management Committee on 10/12/2004 CMTE Rpt & Council Rpt.10.15CC & Council Rpt 26 11pdf 4-2
Subject: "Kid's First!" Auditor's Report
From: Office of the City Auditor

Rules Pending List 9-30-04.pdf,

Recommendation: Receive the City Auditor's report dated July 6, 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
(04-0647ca)
Scheduled to *Finance & Management Committee Committee Report Item 7.2 9-28-04.pdf 4-3
Subject: Ritalinda A. Concepcion - Service Recognition
From: Oakland Fire Department
Recommendation: Adopt a Resolution commending Ritalinda A. Concepcion for
30 years of devoted and dedicated service and congratulating her on her retirement
(04-0788)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 10/19/2004

78845.pdf 4-4 Subject: Community Police Advisory Board Annual Report From: Oakland Police Department Recommendation: Action on a report from the Chief of Police providing supplemental information, clarification, and commentary on the Community Police Advisory Board Annual Report to City Council (04-0796) Scheduled to *Public Safety Committee on 10/12/2004 Committee Report Item 4 10-12-04.pdf 4-5 Truancy Reduction and the Attend and Achieve Program From: Oakland Unified School District Recommendation: Action on a Report from the Oakland Unified School District on the Attend and Achieve/Truancy Reduction Campaign (04-0793) Accepted Committee Report Item 3.pdf

Council Report Item 8.4 10-19-04.pdf,

4-6

Subject: O	akland Fund for Children and Youth Strategic Plan
From: I	Department of Human Services
Recommenda	ation: Adopt a Resolution authorizing the City Administrator to
negotiate and	execute an agreement with Gibson and Associates for the period of
November 17	7, 2004 through November 16, 2005, in an amount not to exceed
\$124,778 for	professional services to develop the Oakland Fund for Children and
Youth third S	Strategic Plan (2006-2010) (04-0789)
Scheduled 1	to *Life Enrichment Committee on 10/26/2004

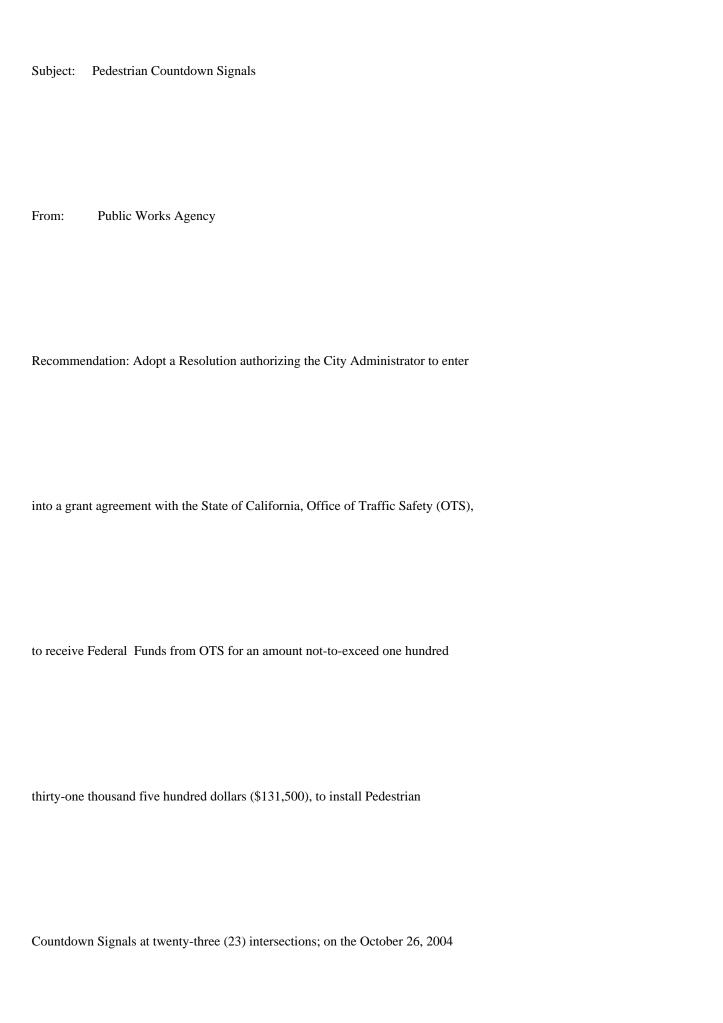
Scheduled to *Life Enrichment Committee on 10/26/2004 Cmte Rpt Item 5 & Council Rpt 15.3 11-16-04.pdf 4-7

Subject: Infill Opportunity Zone
From: Community and Economic Development Agency
Recommendation: Adopt a Resolution to identify a Caltrans-owned vacant parcel
(APN 004 0051 018 00), within the West Oakland Redevelopment Area/ West
Oakland Transit Village area, as an "Infill Opportunity Zone", consistent with
current general plan and zoning, in order to expedite the acquisition and
development of this site in residential/mixed use development (04-0790)
Scheduled to *Community & Economic Development Committee on
10/26/2004

Council Rpt 10.17CC 11-16-04 4-8

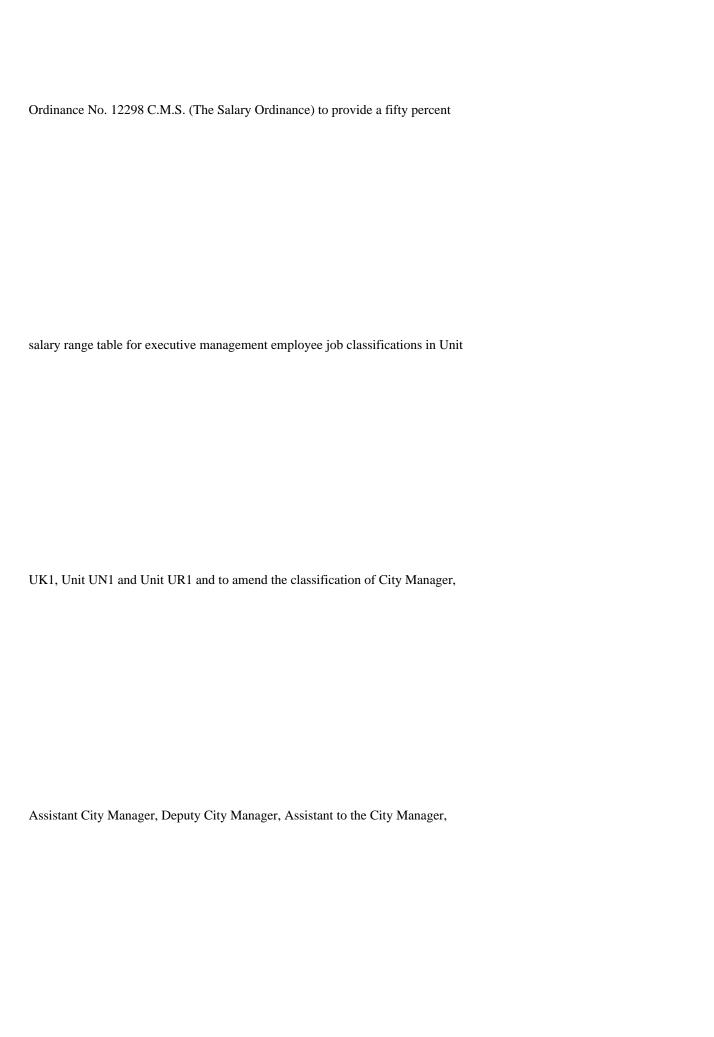
Subject:	Unity Council - Service Contract
From:	Community and Economic Development Agency
Recommer	ndation: Adopt a Resolution authorizing the a professional service
contract wi	ith the Unity Council of Alameda County in an amount not to exceed
\$20,664 fo	r community organizing on Foothill Boulevard between 34th Avenue
and High S	Street to participate in Commercial District revitalization activities based
on the main	n street approach (04-0791)
Schedule	d to *Community & Economic Development Committee on
11/9/2004	

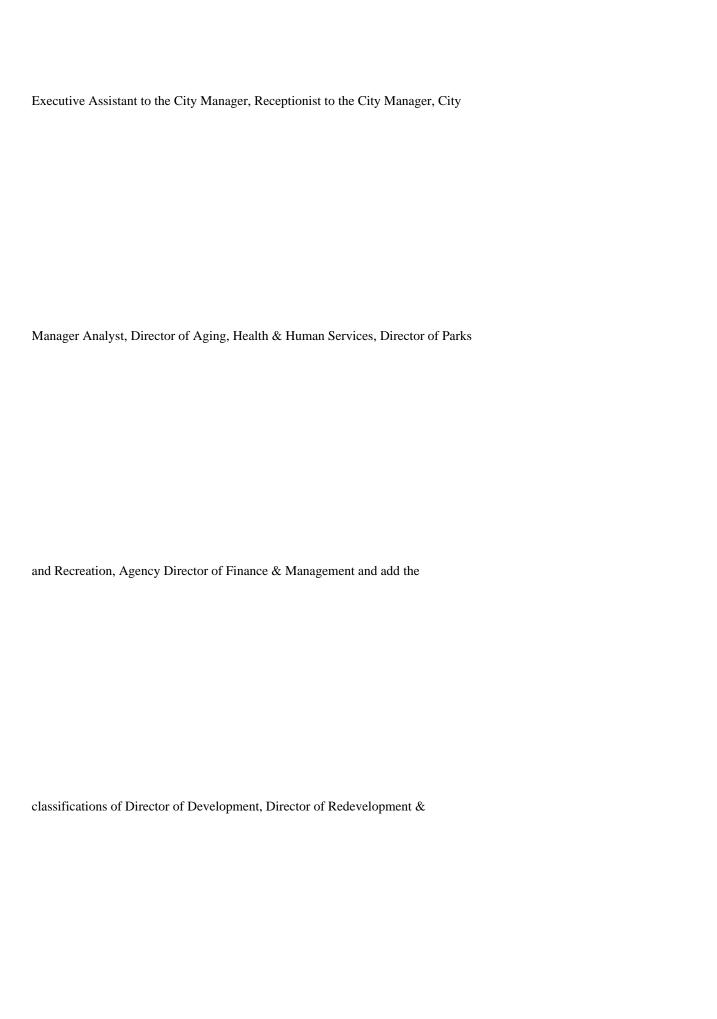
11/9/2004



Public Works Committee agenda (04-0792)			
Scheduled to *Public Works Committee on 11/9/2004 4-10			
Subject: Amendment to the Salary Ordinance			
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 permanent part-time			
equivalent classification of Systems Analyst II, PPT. The Ordinance also amends			
the classifications of Fire Communications Dispatcher, Senior, Fire			

Communications Supervisor, Fire Suppression District Inspector, and Public
Works Operations Manager (04-0787)
Scheduled to *Finance & Management Committee on 10/26/2004 Cmte Rpt & Council Rpt 21 11-16-04.pdf 4-11
Subject: Amendment to the Salary Ordinance
From: Finance and Management Agency
From. Finance and Management Agency
Recommendation: Adopt an Ordinance amending the Salary Schedule of





Economic Development, CPRB Executive Director and Administrative Assistant
to the City Administrator (04-0794)
Scheduled to *Finance & Management Committee on 10/12/2004 The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
CMTE Rpt 10-12-04 & Council Rpt 28.pdf,
Council Rpt 10-19-04 & Council Rpt 25 11-16-04.ppdf 4-12
Subject: African American Museum & Library
From: Oakland Public Library

Recommendation: Adopt a Resolution authorizing City Administrator on behalf of
the City of Oakland to enter into Professional Services Agreements with Gene S.
Takeshita in an amount not to exceed one hundred seventy thousand dollars
(\$170,000) and Jeffrey H. Reynolds in an amount not to exceed Sixty-five
Thousand Seven Hundred Dollars (\$65,700) for the design and development of the

History Recording and Media Center (HRMC) and Permanent Exhibit at the
African American Museum & Library at Oakland; on the October 12, 2004 Life
Enrichment Committee agenda (04-0795)
*Withdrawn with No New Date S-4-13
Subject: 2004 City Council Retreat
From: Office of the City Administrator

Date and Time:	Friday, November	19, 2004, from 9:00am	n until 5:00pm
LOCATION: Jo	oaquin Miller Confe	rence Center	
AGENDA ITEM	М:		

1) Information and Action on the estabishment of the Mayor and City Council				
priorities for the Fiscal Year 2005-2007 Budget (04-0746)				
*Rescheduled to Special Concurrent Meeting of the Oakland				
Redevelopment Agency and City Council - Fiscal Year 2005-2007 Budget				
Retreat on 11/15/2004				
The following individual(s) spoke and did not indicate a position on this item:				
- Sanjiv Handa ADDITIONAL REQUESTS SUBMITTED UPON THE DIAS				
Subject: Domestic Violence Awareness Month				
From: Councilmember Quan				

Recommendation: A ten minute Presentation and Adoption of a Resolution proclaiming

October Domestic Violence Awareness Month in the City of Oakland (04-0797)
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 10/5/2004
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 relates to a purely ceremonial or commendatory action.
Council Report Item S-8.7 10-5-04.pdf
Subject: Installation of Class II Bikeway - Market Street
From: Public Works Agency
Recommendation: Resolution authorizing the installation of a Class II Bikeway on Market
Street from West MacArthur Boulevard to 57th Street by reducing travel lanes from four (4)
through lanes to two (2) through lanes and a center left turn lane at a cost of fifty thousand
dollars (\$50,000) from the Measure B funds already allocated to the Market Street Resurfacing
Project (04-0798)

Scheduled to *Public Works Committee on 10/12/2004 CMTE Rpt Item 8 10-12-04 and 10-13CC 10-19-04.....pdf, 78858.pdf (Committees Pending) Cmte Pending Lists 9-30-04.pdf

A review of the Council Committees' actions from September 28, 2004 and determination of scheduling to the ORA/City Council meeting of October 5, 2004 or future dates

(MATRIX)

*Approve with the following amendments

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

- Sanjiv Handa

$\frac{\textbf{FROM THE SEPTEMBER 28, 2004 PUBLIC WORKS COMMITTEE}}{3}$

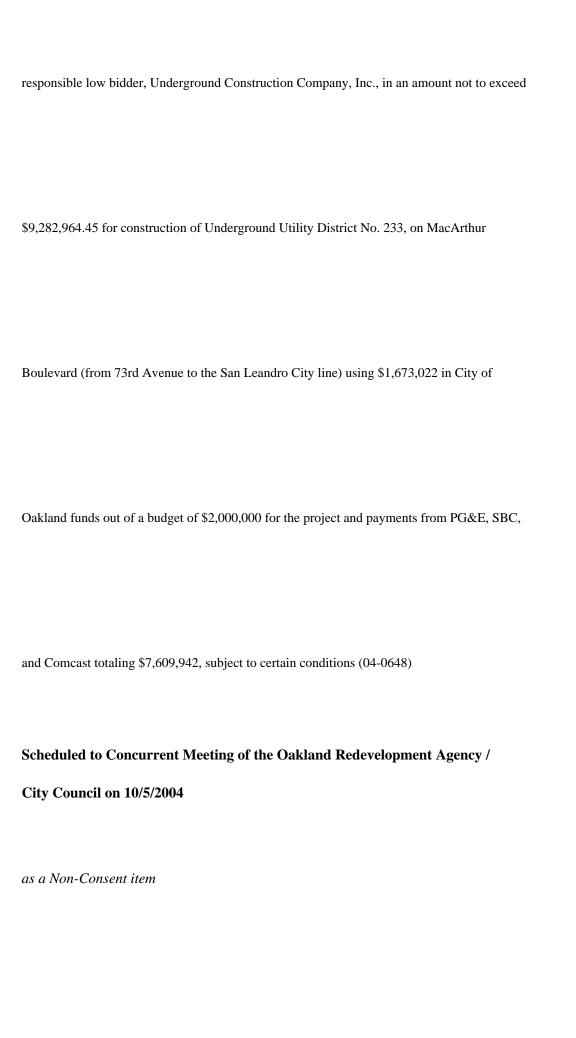
Subject: Underground Utility District Number 236S - Public Hearing

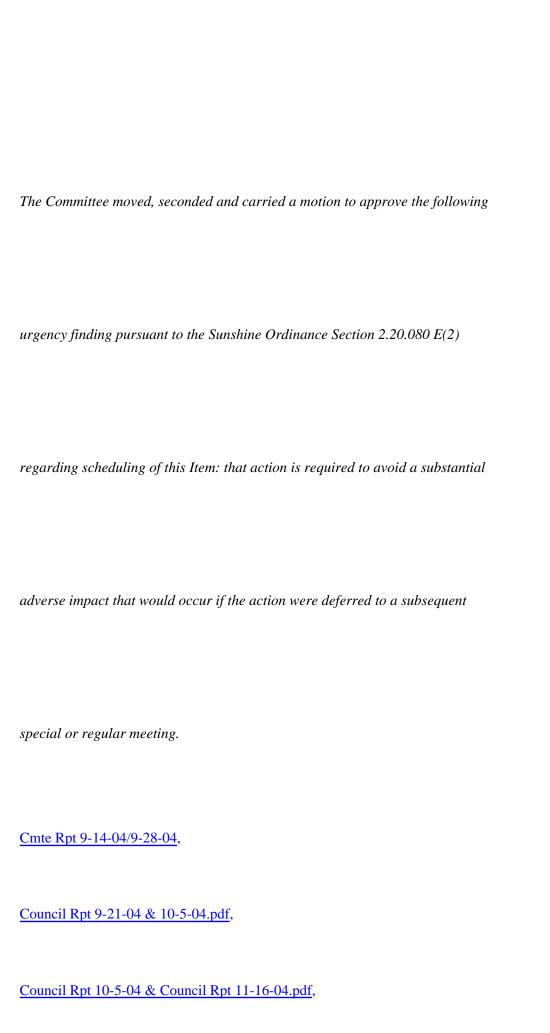
From: Public Works Agency

Recommendation: Conduct a Public Hearing and upon conclusion adopt a Resolution of

Intention to establish Underground Utility District Number 236S for developed subdivisions

with completed underground utility service at Ariane Court, a segment of Diablo Drive,
Bishops Court, Observation Place, Skyline Circle and a segment of Redwood Road, pursuant to
Ordinance Number 7769 C.M.S. (Councilmember Brooks, District 6) (04-0621)
Scheduled to *Public Works Committee on 10/12/2004
Cmtte Rpt 9-28-04 & 10-12-04 and Council Rpt 14.1pdf,
Council S-10.9CC Council Rpt 14.1 11-16-04.pdf,
<u>78856.pdf</u>
4
Subject: MacArthur Boulevard Utility Undergrounding
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing award of a construction contract to the





Council Rpts 10-19-04 & 11-16-04.pdf

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5
Subject: Easement - 5982 Ascot Drive
From: Community and Economic Development Agency
Recommendation: Adopt an Ordinance abandoning a 5-foot wide reserve public utility
easement located on the northeastern line of 5982 Ascot Drive (04-0712)
Scheduled to *Public Works Committee on 10/12/2004 CMTE Rpt 5 9-28-04/10-12-04 & Council Rpt 10-19pdf
Subject: Easement - 6012 Ascot Drive
From: Community and Economic Development Agency
Recommendation: Adopt an Ordinance abandoning a 5-foot wide reserve public utility
easement located on the southwestern line of 6012 Ascot Drive (04-0713)
Scheduled to *Public Works Committee on 10/12/2004 CMTE Rpt 9-28-04/10-12-04 & Council Rpt 10-19-04 &pdf,
78850.pdf 7
Subject: Keep Oakland Beautiful Unit - Progress Report
From: Public Works Agency

Recommendations: Receive an Informational Report on the Keep Oakland Beautiful volunteer

Scheduled to *Public Works Committee on 10/12/2004 Committee Report Item 7 9-28-04 and Item 6 10-12-....pdf FROM THE SEPTEMBER 28,2004 FINANCE AND MANAGEMENT COMMITTEE

4	ID OBLITERIOR 20,200 FIR WILLOW IN THE WILLIAM TO COMMITTEE
Subject: F	Purchasing System Amendments
From:	Finance and Management Agency/Office of the City Attorney
Recommend	dation: Approve the Introduction (First Reading) of an Ordinance amending
Ordinance N	No. 7937 C.M.S., adopted February 6, 1969, and amendments thereto, codified at
Oakland Mu	unicipal Code Title 2, Chapter 2.04, Purchasing System, Article I, Bidding,

Contracting and Purchasing, to increase the City Administrator's contract approva	l limits,	
revise City Council approval limits accordingly, revise the local business preferen	ce, make	
necessary corrections, clarifications, delete obsolete provisions and codify current	procedures	
(03-0289)		
Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 10/19/2004 as a Non-Consent item		
Cmte Rpt.pdf,		
Cmt Rpt 5-11-04.pdf,		
<u>Cmte Rpt 7-13-04.pdf</u> ,		

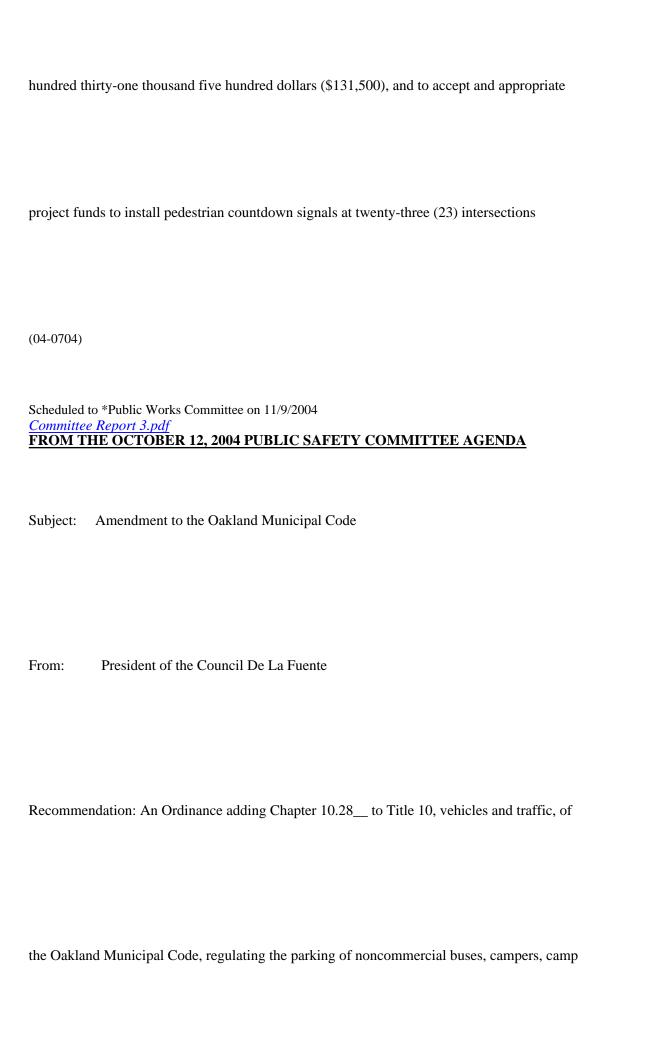
6 Subject: City Attorney's 2003-2004 Annual Report Office of the City Attorney From: Recommendation: Action on an Annual Report from the City Attorney's Fiscal Year 2003-2004 (04-0657)Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency / **City Council on 10/19/2004** as a Consent Calendar item Committee Report Item 6 9-8-04.pdf, Item S-6 Committee Report.pdf, Supplementa Council Report Item 10.7CC .pdf FROM THE SEPTEMBER 28, 2004 COMMUNITY AND ECONOMIC DEVELOPMENT **COMMITTE** 5 Subject: New Market Tax Credit Community and Economic Development Agency From: Recommendation: Adopt the following pieces of legislation:

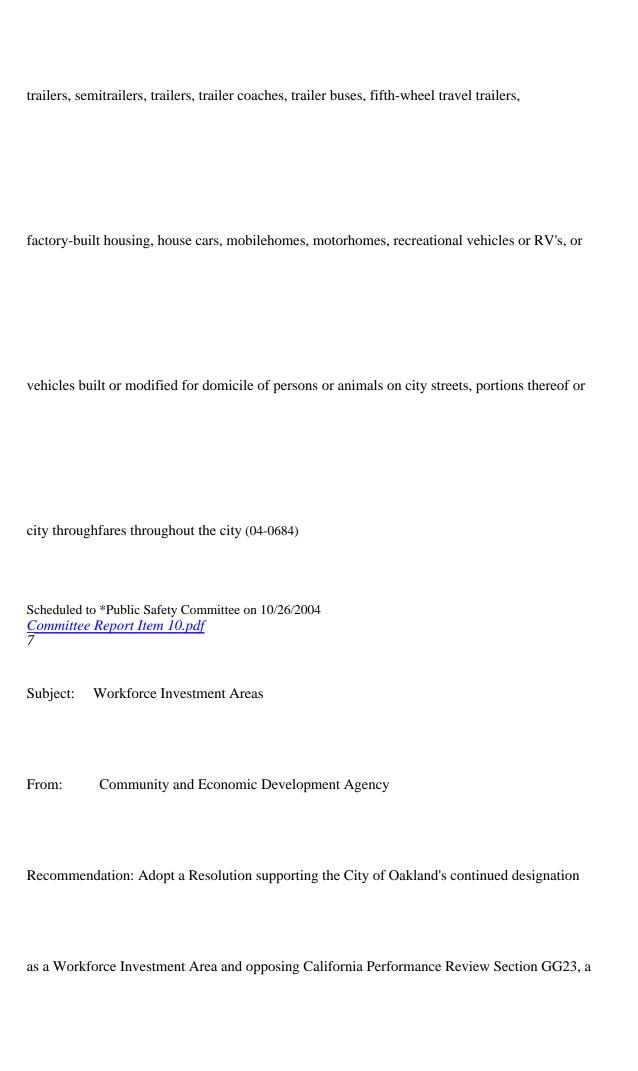
Cmte Rpt 9-28-04 & Council Rpt 18 11-16-04.pdf

1) A Resolution authorizing the City of Oakland to apply for an allocation of New Market Tax
Credits as strong affiliatee of Oakland Renaissance NMTC, Inc. (04-0730)
Committee Report Item 5 9-28-04 and Item 23 10-5pdf,
Resolution No. 78843.pdf
2) An Agency Resolution authorizing the Redevelopment Agency to apply for an allocation of
New Market Tax Credits as a strong affiliate of Oakland Renaissance NMTC, Inc (04-0730-1)
This item will be heard only in Open Session.
Committee Report Item 5 9-28-04 and item 23 10pdf,
ORA Resolution No. 2004-55.pdf
FROM THE SEPTEMBER 28, 2004 LIFE ENRICHMENT COMMITTEE 7.1
Subject: Oakland Fund for Children and Youth Fund Balance
From: Department of Human Services
Recommendation: Action on a Report and Recommendations from the Oakland Fund for
Children and Youth Planning and Oversight Committee on the Kids First! fund balance and the
Committee's response to the City Auditor's report (04-0647)
Scheduled to *Finance & Management Committee Pending List Item 7.1 Committee Report.pdf 7.2

A request from the September 28, 2004 Life Enrichment Committee to refer to the City

Auditor's report dated July 6, 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 to the Rules and Legislation Committee for scheduling (04-0647ca)
Scheduled to *Finance & Management Committee Pending List
Committee Report Item 7.2 9-28-04.pdf (Cmte Matrix 9-28-04)
9-28-04 Committee Matrix.pdf
A review of the Agendas for the Council Committees meetings of October 12, 2004 *Approve with the following amendments
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
(Draft Cmte 10-12-04)
<u>Draft Agendas for 10-12-04.pdf</u>
Subject: Pedestrian Countdown Signals
From: Public Works Agency
Recommendation: Adopt a Resolution authoring the City Administrator to enter into a grant
agreement with the State of California, Office of Traffic Safety (OTS), in the amount of one





recommendation to realign and consolidate Workforce Investment Areas and Boards (04-0728)
A motion was made by Member Wan, 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 October 5, 2004. The motion carried by the following vote:
Votes: Aye; 4 - Member Chang, Member Reid, Member Wan and Chair De La Fuente
Committee Report Item 7 9-30-04 Item 10-21CC 10pdf,
Resolution No. 78836.pdf OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)
The following individual(s) spoke and did not indicate a position on this item:
- 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 11.46
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	



