

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, May 20, 2004

10:30 AM

City Council Chambers - 3rd Floor

The Oakland City Council Rules and Legislation Committee convened at 10:55

a.m. with Councilmember Reid presiding as Chairperson Pro Tempore.

Roll Call / Call to Order

Excused: Chair De La Fuente

Present: Member Chang, Member Reid and Member Wan

1
Closed Session

*No Action was necessary for this item as the Closed Session agenda has not
been finalized*

2
Approval of the Draft Minutes from the Committee meeting of May 6, 2004
***Approve as Submitted**

3
Determination of Schedule of Outstanding Committee Items
***Approve as Submitted**

(Item 3 Rules 5-20-04)
[Item 3 SUPP RLC 5-20-04.pdf](#)

4

Scheduling of Agenda Items and revisions to the agendas for the Council Committee

meetings of May 25, 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:

Excused; 1 - Chair De La Fuente

Aye; 3 - Member Chang, Member Reid and Member Wan

4-1

Subject: Office of Parks and Recreation Administration Informational Report

From: Office of the City Auditor

Recommendation: Receive the Informational report regarding the Office of Parks

and Recreation Administration Audit for the period July 1, 1999 through June 30,

2003 (04-0440)

Scheduled to *Finance & Management Committee on 6/8/2004

[Item 8 6-8-04.pdf](#)

4-2

Subject: Assembly Bill 2367 - Asthma Reduction in the City of Oakland

From: Council President De La Fuente

Recommendation: Adopt a Resolution proclaiming support for initiatives to

prevent, reduce, and treat Asthma among Oakland's Children, specifically State

Assembly Bill 2367 authored by Assemblywoman Wilma Chan (04-0462)

Scheduled to *Rules & Legislation Committee on 6/10/2004

[Item 7 6-10-04.pdf](#)

4-3

Subject: Affordable Housing Week

From: Councilmember Brunner

Recommendation: Adopt a Resolution declaring the week of June 5 to June 13,

2004 "Affordable Housing Week" in the City of Oakland (04-0463)

Scheduled to Concurrent Meeting of the Oakland Redevelopment

Agency/City Council on 6/1/2004

[04-0463.pdf](#),

[Item 8.1 6-01-04.pdf](#)

4-4

Subject: Tay Yoshitani - Retirement

From: Councilmember Reid

Recommendation: Adopt a Resolution honoring Tay Yoshitani, Director for the

Port of Oakland upon his retirement; on the June 29, 2004 City Council agenda as

a ceremonial item (04-0464)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 7/6/2004

[04-0464.pdf](#)

4-5

Subject: United Nations Millenium

From: Councilmember Quan

Recommendation: Adopt a Resolution supporting the United Nations Millenium

Development Goals (04-0466)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/1/2004

[04-0466.pdf](#),

[Item 8.2 6-01-04.pdf](#)

4-6

Subject: William Patterson - Service Recognition

From: Councilmember Brooks

Recommendation: Adopt a Resolution commending William Patterson for his

outstanding public service in the City of Oakland and the greater Bay Area

(04-0467)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/15/2004

[Item 8.3 6-15-04.pdf](#)

4-7

Subject: Public Artwork - Bella Vista Park

From: Cultural Arts and Marketing Department

Recommendation: Adopt a Resolution authorizing a professional services

agreement between the City of Oakland and Eric Powell in an amount not to

exceed \$16,500 for the creation of public artwork for the Bella Vista Park; on the

July 13, 2004 Life Enrichment Committee agenda (04-0469)

Scheduled to *Life Enrichment Committee on 7/13/2004

[04-0469.pdf](#)

4-8

Subject: Public Artwork for the Mandela Gateway Project

From: Cultural Arts and Marketing Department

Recommendation: Adopt a Resolution authorizing a professional services

agreement between the City of Oakland and Robert Ellison in an amount not to

exceed \$43,000 for the creation of public artwork for the Mandela Gateway

Project; on the July 13, 2004 Life Enrichment Committee agenda (04-0470)

***Withdrawn with No New Date**

[04-0470.pdf](#)

4-9

Subject: Public Artwork for the Oakland Childrens Zoo

From: Cultural Arts and Marketing Department

Recommendation: Adopt a Resolution authorizing a professional services

agreement between the City of Oakland and Robin Murez in an amount not to

exceed \$90,000 for the creation of public artwork for the Oakland Childrens Zoo;

on the July 13, 2004 Life Enrichment Committee agenda (04-0471)

Scheduled to *Life Enrichment Committee on 7/13/2004

[04-0471.pdf](#)

4-10

Subject: Home Improvements For Paratransit Riders

From: Department of Human Services

Recommendation: Adopt a Resolution authorizing the City Manager to apply for,

accept, and appropriate funds in the amount of \$132,763 from Alameda County

Measure B Funds for the Fiscal Years 2004-2006 and to execute two year contracts

with Center for Independent Living, Rebuilding Together - Oakland, Rebuilding

Together - Albany/Emeryville, and Community Energy Services Corporation to

provide accessible home improvements for paratransit riders for Fiscal Years

2004-2006 in an amount not to exceed \$132,000; on the July 13, 2004 Life

Enrichment Committee agenda (04-0442)

Scheduled to *Life Enrichment Committee on 7/13/2004

[04-0442.pdf](#)

4-11

Subject: Oakland's State Enterprise Zone Program

From: Community and Economic Development Agency

Recommendation: Adopt a Resolution authorizing the City Manager to enter into a

Memorandum of Understanding and audit agreement with the State of California

Business, Transportation and Housing Agency regarding the City of Oakland's

State Enterprise Zone Program; on the the July 13, 2004 Community and

Economic Development Committee agenda (04-0468)

Scheduled to *Community & Economic Development Committee on

7/13/2004

[04-0468.pdf](#)

4-12

Subject: City Center T-10 Residential Project

From: Community and Economic Development

Recommendation: Adopt City and Redevelopment Agency Resolutions authorizing

the sale of real property located at 14th Street, 13th Street Pedestrian Walk,

Jefferson Street and Martin Luther King, Jr. Way to Olson Urban Housing, LLC,

for the City Center T-10 Residential Project, and authorizing a disposition and

development agreement for the project; on the June 22, 2004 Community and

Economic Development Committee agenda and also on the July 6, 2004 City

Council Agenda as a Public Hearing (04-0439)

Scheduled to *Community & Economic Development Committee on

6/22/2004

[04-0439.pdf](#)

4-13

Subject: City of Oakland Hunger Program

From: Department of Human Services

Recommendation: Adopt a Resolution authorizing the City Manager to enter into

agreements with the Alameda County Community Food Bank and Leo M. Cotella,

Inc. in a total amount up to \$106,397 to provide food procurement and delivery

services to the City of Oakland Hunger Program for Fiscal Year 2004/2005 and

authorizing the use of anticipated additional donated funds to increase the amount

of the aforementioned agreements without returning to Council; on the July 13,

2004 Life Enrichment Committee agenda (04-0441)

Scheduled to *Life Enrichment Committee on 7/13/2004

[04-0441.pdf](#)

4-14

Subject: Lake Merritt Institute

From: Public Works Agency

Recommendation: Adopt a Resolution authorizing the sixth amendment to the

professional services agreement with the Lake Merritt Institute for the cleanup of

Lake Merritt for Fiscal Years 2004-2007, in an amount not to exceed \$469,426 for

a total contract amount not to exceed \$1,269,581 (04-0436)

Scheduled to *Public Works Committee on 6/8/2004

[04-0436.pdf](#),

[Item 6 6-8-04.pdf](#),

[Item 6 SUPP 6-08-04.pdf](#)

4-15

Subject: Grand Avenue Transit/Pedestrian Improvement Project

From: Public Works Agency

Recommendation: Adopt a Resolution authorizing the City of Oakland to apply

for, accept and appropriate \$245,847 in Fiscal Year 2004-2005 Transportation

Development Act (TDA) Funds for the Grand Avenue Transit/Pedestrian

Improvement Project (Euclid, Staten, Perkins and 21st/Harrison intersections)

(04-0437)

Scheduled to *Public Works Committee on 6/8/2004

[04-0437.pdf](#),

[Item 7 6-8-04.pdf](#)

4-16

Subject: F.M. Smith Park Mule Display Project

From: Public Works Agency

Recommendation: Adopt a Resolution authorizing the City Administrator to accept

a private gift in-place donation from the Smith family for repair services to the F.

M. Smith Park Mule Display project at an estimated value of twenty-five thousand

dollars

(\$25,000), and authorizing the City Administrator to execute a contract with

Bunker Hill Construction for an amount not-to-exceed one dollar (\$1) to perform

the repair services and authorize the work on City property, and authorizing waiver

of the associated performance bond (04-0435)

Scheduled to *Public Works Committee on 6/8/2004

[04-0435.pdf](#),

[Item 5 6-8-04.pdf](#)

4-17

Subject: Hazardous Elimination System Grant

From: Public Works Agency

Recommendation: Adopt a Resolution authorizing the City Administrator to accept

and appropriate the Hazardous Elimination Safety Grant in the amount of \$360,000

to replace storm inlet grates on Oakland streets that have slots parallel to the

direction of travel with bicycle-proof drain grates, as recommended in the Caltrans

Highway Design Manual, the American Association of State Highway

Transportation Officials (AASHTO) Guide for the Development of Bicycle

Facilities, and the City of Oakland Bicycle Master Plan (04-0438)

Scheduled to *Public Works Committee on 6/8/2004

[04-0438.pdf](#),

Subject: City of Oakland - Revenue and Expenditures

From: Office of the City Manager

Recommendation: Receive an Informational Report on Revenues and Expenditures

in the City of Oakland's Selected Funds (General Purpose, Telecommunications,

Contract compliance, Equipment and Facilities), through the third quarter of Fiscal

Year 2003-2004; and (04-0472)

Scheduled to *Finance & Management Committee on 6/8/2004

[04-0472.pdf](#),

[Item 6 6-8-04.pdf](#)

1) Adopt a Resolution requiring the City Administrator to seek City Council direction on

projected overspending of any City Agency/Department, as reflected in Quarterly Revenue and

Expenditure Reports (04-0472a)

Scheduled to *Finance & Management Committee on 6/8/2004

[Item 6 6-8-04.pdf](#)

Subject: Fiscal Year 2004-2005 Investment Policy

From: Finance and Management Agency

Recommendation: Adopt the following legislation regarding the City of Oakland

and Oakland Redevelopment Agency Investment Policy for Fiscal Year

2004-2005:

1) A Resolution adopting the City of Oakland Investment Policy for Fiscal Year

2004-2005; and (04-0465)

Scheduled to *Finance & Management Committee on 6/8/2004

[04-0465.pdf](#),

[Item 7 6-8-04.pdf](#)

2) An Agency Resolution adopting the Oakland Redevelopment Agency's Investment Policy for

Fiscal Year 2004-2005 (04-0465a)

Scheduled to *Finance & Management Committee on 6/8/2004

[Item 7 6-8-04.pdf](#)

4-20

Subject: Fund Borrowing for Fiscal Year 2004-2005

From: Finance and Management Agency

Recommendation: Approve the Introduction (First Reading) Ordinance providing

for the borrowing of funds for Fiscal Year 2004-2005 in an amount not to exceed

\$70,000,000 and the issuance and sale of 2004-2005 Tax and Revenue

Anticipation Notes therefor; approving the publication of notices in connection

with such sale; authorizing the award of such notes subject to certain conditions;

and certain related matters (04-0434)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/1/2004

[04-0434.pdf](#),

[Item 15 6-01-04.pdf](#),

[Item 10.8CC 6-15-04.pdf](#)

4-21

Subject: Fiscal Year 2004-2005 Mid-Cycle Budget Agenda

From: Office of the City Manager

Recommendation: Review the Special ORA/City Council Fiscal Year 2004-2005

Mid-Cycle Budget agenda for the June 1, 2004 meeting (Please see the attached

agenda) (04-0450)

Accepted
[04-0450.pdf](#)
4-22

Subject: Fiscal Year 2004-2005 Mid-Cycle Budget Agenda

From: Office of the City Manager

Recommendation: Review the Special ORA/City Council Fiscal Year 2004-2005

Mid-Cycle Budget agenda for the June 10, 2004 meeting (Please see the attached

agenda) (04-0451)

Accepted
[04-0451.pdf](#)
4-23

Subject: Library Services Grants

From: Oakland Public Library

Recommendation: Adopt a Resolution authorizing the City Manager to apply for,

accept, and appropriate a grant in the amount of \$25,000 from the California State

Library, Library Services and Construction Act (LSTA) Global Languages

Programs for Fiscal Year 2004-2005; on the July 13, 2004 Life Enrichment

Committee agenda (04-0446)

Scheduled to *Life Enrichment Committee on 7/13/2004

[04-0446.pdf](#)

4-24

Subject: Jewish Literature and Identity Public Program Grant

From: Oakland Public Library

Recommendation: Adopt a Resolution authorizing the City Manager to apply for,

accept, and appropriate a grant in the amount of \$1,500 from the American Library

Association Jewish Literature and Identity Public Program for Fiscal Year

2004-2005 (04-0447)

Scheduled to *Life Enrichment Committee on 7/13/2004

[04-0447.pdf](#)

4-25

Subject: After-School Homework and Teen Homework Assistance Program

From: Oakland Public Library

Recommendation: Adopt a Resolution authorizing the City Manager to apply for,

accept, and appropriate a grant in the amount of \$225,000 from the Oakland Public

Library Foundation for the PASS! After-School Homework Program and Teen

Homework Assistance Program for Fiscal Year 2004-2005; on the July 13, 2004

Life Enrichment Committee agenda (04-0448)

Scheduled to *Life Enrichment Committee on 7/13/2004

[04-0448.pdf](#)

4-26

Subject: Medicine Access to Electronic Health Information Project Grant

From: Oakland Public Library

Recommendation: Adopt a Resolution authorizing the City Manager to apply for,

accept, and appropriate a grant in the amount of \$8,000 from the National Library

of Medicine Access to Electronic Health Information Project for Fiscal Year

2004-2005; on the July 13, 2004 Life Enrichment Committee agenda (04-0449)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 7/13/2004

[04-0449.pdf](#)

(Item 4 Rules 5-20-04)

[Item 4 Rules 5-20-04.pdf](#)

5

A review of the Agenda for the Concurrent Meeting of ORA/City Council for the meeting
of June 1, 2004

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

***Approve with the following amendments. The motion carried by the**

following vote:

Votes:

Excused; 1 - Chair De La Fuente

Aye; 3 - Member Chang, Member Reid and Member Wan

The following individuals spoke and did not indicate a position on this item:

- Sanjiv Handa

Item 14.2 related to the Jack London Development will be rescheduled to the

June 15, 2004 City Council agenda at the request of staff.

(Item 5 Rules 5-20-04)

[Item 5.pdf](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

The following individuals 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

11:24 a.m.

NOTE:

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hours prior to the meeting so we can make reasonable arrangements to ensure accessibility.

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chemical sensitivities, please refrain from wearing strongly scented products to meetings.

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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