

# 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

## **\*Finance & Management Committee**

***Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California 94612***

***City of Oakland Website: <http://www.oaklandnet.com>***

**Tuesday, September 28, 2004**

**2:00 PM**

**Hearing Room One - 1st Floor**

*The Oakland City Council Finance and Management Committee convened at*

*2:04 p.m., with Councilmember Wan presiding as Chairperson.*

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

*PROCEED, REVIEW THE ITEMS, AND TO TAKE AN ACTION WHEN A*

*QUORUM IS DECLARED.*

*THE ROLL CALL WAS MODIFIED TO NOTE COUNCILMEMBER*

*BRUNNER AND COUNCIL PRESIDENT DE LA FUENTE PRESENT AT 2:08*

*PM*

**Roll Call / Call to Order**

Councilmember Present: 4 - Member De La Fuente, Member Brunner, Chair

Wan and Member Nadel

1  
Approval of the Draft Minutes from the Committee Meeting held on September 14, 2004.

**A motion was made by Member Nadel, seconded by Member De La**

**Fuente, to \*Approve as Submitted. The motion carried by the following**

**vote:**

**Votes:**

Councilmember Aye: Member De La Fuente, Member Brunner, Chair Wan and

Member Nadel

2  
Determination of Schedule of Outstanding Committee Items (Pending Lists)

**A motion was made by Member De La Fuente, seconded by Member**

**Nadel, to Approve as Amended. The motion carried by the following vote:**

**Votes:**

Councilmember Aye: Member De La Fuente, Member Brunner, Chair Wan and

Member Nadel

**FROM THE OCTOBER 12, 2004 PENDING LIST**

Subject: Support and Services for Office Moves

From: Legislative Analyst

Recommendation: Action on a Report pursuant to Bell Moving Company's contract to provide

moving services for City Departments and Agencies (04-0676)

**\*Rescheduled to \*Finance & Management Committee on 10/26/2004**  
[Committee Report - Item 7 - 10-26-04.pdf](#)

Subject: City Auditor's Quarterly Report

From: Office of the City Auditor

Recommendation: Action on a Report on the City Auditor's Quarterly Report on the Status of

Recommendations for the Quarter ended September 30, 2003 (04-0751)

**\*Rescheduled to \*Finance & Management Committee on 10/26/2004**  
[Council Rpt 10.12CC 11-16-04.pdf](#)

A request from the September 28, 2004 Finance and Management Committee to reschedule the

Report regarding the Performance Audit of the lease agreement between the City of Oakland

and the City of Oakland-Clay Street Garage Corporation regarding the operations of the Clay

Street Garage from the October 12, 2004 to the October 26, 2004 Finance and Management

Committee agenda (04-0777)

**\*Rescheduled to \*Finance & Management Committee on 10/26/2004**

[Council Rpt 10.13CC 11-16-04.pdf](#)

(FM Pending 9-28-04)

[Finance Pending 9-28-04.pdf](#),

[Item 2 F&M 9-28-04.pdf](#)

3

Subject: Issuance of Sewer Revenue Bonds

From: Finance and Management Agency

Recommendation: Adopt an Ordinance adding Chapter 4.50 to Title 4 of the Oakland

Municipal Code setting forth powers and procedures for the issuance of sewer revenue bonds

for the purpose of financing and refinancing sewer system improvements; and setting forth

definitions, general provisions, general powers, issuance procedures and certain supplemental

provisions relating to the issuance of such bonds, including establishment of a Rate

Stabilization Fund (04-0711)

**A motion was made by Member Nadel, seconded by Member De La**

**Fuente, 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 as a Consent Calendar**

**item The motion carried by the following vote:**

**Votes:**

Councilmember Aye: Member De La Fuente, Member Brunner, Chair Wan and  
Member Nadel

[Committee Report 9-28-04 - 10.9 CC 10-5-04 - 15 1....pdf,](#)  
[12624.pdf](#)

3.1

2) A Resolution of the City Council of the City of Oakland approving the issuance of not to

exceed \$70,000,000 aggregate principal amount of City of Oakland Sewer Revenue Bonds

2004 Series A to finance the construction and installation of certain improvements to the City's

sewer system; authorizing execution and delivery of a master indenture and a first supplemental

indenture; approving the form of an official notice of sale and an official statement; and

authorizing the execution of documents and the taking of all necessary actions relating thereto

(04-0711a)

**A motion was made by Member Nadel, seconded by Member De La**

**Fuente, 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 as a Consent Calendar**

**item The motion carried by the following vote:**

**Votes:**

Councilmember Aye: Member De La Fuente, Member Brunner, Chair Wan and

Member Nadel

[Committee Report Item 3 9-28-04 and item 10.9 10....pdf,](#)

[Resolution No. 78830.pdf](#)

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)

**A motion was made by Member De La Fuente 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 as a Non-Consent item. The motion carried by the**

**following vote:**

**Votes:**

Councilmember Aye: Member De La Fuente, Member Brunner, Chair Wan and  
Member Nadel

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

- *Sanjiv Handa*

[Cmte Rpt.pdf,](#)

[Cmt Rpt 5-11-04.pdf,](#)

[Cmte Rpt 7-13-04.pdf,](#)

Subject: Oakland Municipal Employees Retirement System

From: Finance and Management Agency

Recommendation: Adopt an Ordinance amending Section 14.8 of Ordinance No. 713 C.M.S to

provide a \$75.00 monthly increase to Oakland Municipal Employees Retirement System

(OMERS) retirees and \$37.50 monthly increase to OMERS beneficiaries (04-0727)

**A motion was made by Member De La Fuente, seconded by Member**

**Nadel, 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 as a Consent Calendar**

**item. The motion carried by the following vote:**

**Votes:**

Councilmember Abstained: Chair Wan

Councilmember Aye: Member De La Fuente, Member Brunner and Member

Nadel

[Committee Report 9-28-04 - Council 10-5-04 and 10-....pdf,](#)  
[12625.pdf](#)

6

Subject: City Attorney's 2003-2004 Annual Report

From: Office of the City Attorney

Recommendation: Action on an Annual Report from the City Attorney's Fiscal Year 2003-2004

(04-0657)

**A motion was made by Member Nadel, seconded by Member De La**

**Fuente, that this matter be \*Received and Forwarded to the Concurrent**

**Meeting of the Oakland Redevelopment Agency / City Council, due back**

**on October 5, 2004 as a Consent Calendar item The motion carried by the**

**following vote:**

**Votes:**

Councilmember Aye: Member De La Fuente, Member Brunner, Chair Wan and  
Member Nadel

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

- *Sanjiv Handa*

*The Committee requested a Supplemental Report that compares the percentage*

*of paid police claims for Oakland to other cities and provide the number of*

*police misconduct cases that have gone to trial since 2000.*

[Committee Report Item 6 9-8-04.pdf,](#)

[Item S-6 Committee Report.pdf,](#)

[Supplementa Council Report Item 10.7CC .pdf](#)

From: Finance and Management Agency

Recommendation: Action on the Cash Management Report for Quarter ended June 30, 2004

(04-0710)

**A motion was made by Member De La Fuente, seconded by Member**

**Nadel, that this matter be \*Received and Filed. The motion carried by the**

**following vote:**

**Votes:**

Councilmember Aye: Member De La Fuente, Member Brunner, Chair Wan and

Member Nadel

[Committee Report Item 7 9-28-04.pdf](#)

8

Subject: Performance Audit of Lien Sales for Towed Vehicles

From: Office of the City Auditor

Recommendation: Action on an Interim Report on Performance Audit of Lien Sales of vehicles

that were towed pursuant to the contract between the City of Oakland and the Oakland Tow Car

Association (04-0719)

**A motion was made by Member De La Fuente, seconded by Chair Wan,**

that this matter be **\*Received and Forwarded 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:**

Councilmember Aye: Member De La Fuente, Member Brunner, Chair Wan and

Member Nadel

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

- *Sanjiv Handa*

[Committee Report Item 8 9-28-04 and Item 10.11 10....pdf](#)

9

Subject: Risk Management Measures

From: Oakland Police Department

Recommendation: Action on a Status Report from the Chief of Police on Risk Management

Measures taken by the Police Department to reduce civil claims and other payouts and promote

employee safety (04-0668)

**Continued to \*Finance & Management Committee on 11/9/2004**

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

*- Susan Quinlan*

- *Gwen Hardy*



*The Committee directed staff to prepare responses to the the following*

*questions and return to Committee on November 9, 2004: 1)Fire Discharge*

*Board of Review: How many Review hearings have been held in the past year*

*and what impact, if any, has this had on OPD performance? 2) Use of Force*

*Review Board: How does the fact that the UFRB now determines policy*

*compliance impact the performance of individual police officers? What does it*

*do for the department? When and how often will the UFRB findings be*

*published? Is there any preliminary information available about them now? 3)*

*Department Safety Committee: The DSC makes referrals to the IAD. What has*

*the IAD investigated in the past 6 months? What findings have been made and*

*what discipline, if any, has been given? 4) Page 4 outlines a number of*

*measures OPD takes in response to legal claims (training, policy modification,*

*etc). Can you give more detail (numbers, examples) of what the OPD has done*

*in each of these areas in the past year and what legal claim caused each*

*measure to be implemented? 5) On Page 5, Workers Compensation Committee:*

*Has this committee reduced workers' comp claims? Please provide numbers.*



*6) Early Intervention System: Can you please provide more details here in the*

*number of times the panel has been convened and the occurrence and type of*

*action taken? How has this improved officer performance?*Page 6: Can you

*please provide details of recent changes in the pursuit policy that have been*

*made to reduce the risk to bystanders? Have previous City Council*

*recommendations (e.g larger vehicle numbers) been implemented?*

**Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)**

**Adjournment**

*There being no further business, and upon the motion duly made, the Oakland*

*City Council Finance and Management Committee adjourned the meeting at*

*4:07 p.m.*

\*

In the event of 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.

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

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

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

*City Clerk and Clerk of the Council*