

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, June 30, 2005

10:30 AM

City Council Chambers - 3rd Floor

The Oakland City Council Rules and Legislation Committee convened at 10:51

A.M., with President De La Fuente presiding as Chairperson.

Roll Call / Call to Order

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

Fuente

1

Closed Session

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

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

Votes:

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

Fuente

2

Approval of the Draft Minutes from the Committee meeting of June 16, 2005

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

***Approve the Minutes. The motion carried by the following vote:**

Votes:

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

Fuente

3

Determination of Schedule of Outstanding Committee Items

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

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

Votes:

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

Fuente

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

- Sanjiv Handa

(R&L Item 3 6-30-05)

[View Item.pdf](#)

4

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

meeting of July 19, 2005 (SUPPLEMENTAL)

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

Approve as Amended. The motion carried by the following vote:

Votes:

Absent; 1 - Member Reid

Aye; 3 - Member Chang, Member Brunner and Chair De La Fuente

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

- Sanjiv Handa

4-1

Subject: Emergency Ordinance Extension

From: Office Of The City Attorney

Recommendation: Approve The Introduction And Adoption Of An Emergency

Ordinance Extending Emergency Ordinance No. 12566 C.M.S. Pursuant To City

Charter Section 213, Extending Interim Controls For Conditional Use Permits,

Variance And Related Findings For Signs And Suspending Conflicting Provisions,

To Take Effect Immediately Upon Introduction and Adoption (05-0575)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 7/19/2005

as a Non Consent Item.

[View Report.pdf](#),

Subject: Fire Fighters' Settlement

From: Office Of The City Attorney

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing And Directing the City Attorney To Compromise And

Settle The Case Of International Association Of Firefighters, Local 55 v. City Of

Oakland, et al., Alameda County Superior Court Case No. RG04156075, As

Follows: (1) City Shall Pay An Amount In The Range Of \$120,000.00 To

\$200,000.00, To Reimburse Retirees For Health Care Premium Overpayments,

Upon Final Calculation Of The Action Amounts Owed, (2) City Shall Pay

\$6,000.00 In Attorneys' Fees And (3) City Shall Amend The 1989 Resolution No.

66402 That Authorizes Notification To Public Employees' Retirement System Of

The Health Care Premium Amounts To Be Paid By Local 55 Members And The

City To Reflect The Proper Amounts; And (05-0576)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 7/19/2005

as a Consent Calendar Item.

[View Report.pdf,](#)

[79335 CMS.pdf](#)

Subject: Meyers Nave Riback Silver & Wilson

From: Office Of The City Attorney

Recommendation: Adopt A Resolution Approving A Conflict Waiver For The Law

Firm Of Meyers Nave Riback Silver & Wilson To Permit That Firm To Represent

The County Of Alameda In The Matter Of County Of Alameda V. Shers, Et Al,

Alameda County Superior Court Case Number: HG 03125550, An Eminent

Domain Action In Which The City Of Oakland Has A Judgment Lien Interest

(05-0577)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 7/19/2005**

as a Consent Calendar Item.

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

- Sanjiv Handa

[View Report.pdf,](#)

[View Supplemental Report.pdf,](#)

[79343 CMS.pdf](#)

4-4

Subject: Oakland-Alameda County Coliseum, Inc. Board Representation

From: Office Of The City Attorney

Recommendation: Adopt A Resolution Approving A Conflict Waiver For The Law

Firm Of Meyers Nave Riback Silver & Wilson To Permit That Firm To Represent

The Oakland-Alameda County Coliseum, Inc. Board (05-0578)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 7/19/2005

as a Consent Calendar Item.

[View Report.pdf,](#)

[View Supplemental Report.pdf](#)

4-5

Subject: Business Tax Amnesty Program

From: Councilmember Nadel

Recommendation: Action On A Report And Recommendations On A Potential

Business Tax Amnesty Program For Oakland; On One Of The September 2005

Finance And Management Committee Agendas (05-0570)

Not Accepted

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

- Sanjiv Handa

4-6

Subject: Intertribal Friendship House

From: Councilmembers Nadel And Kernighan

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

Intertribal Friendship House (05-0571)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 7/19/2005

as a Ceremonial Item.

[View Report.pdf,](#)

[79329 CMS.pdf](#)

4-7

Subject: Vicious Dog Attacks

From: President De La Fuente, Vice Mayor Brunner and Councilmember

Quan

Recommendation: Action On An Informational Report From The Office Of The

Legislative Analyst On Potential Strategies For Preventing Vicious Dog Attacks In

The City Of Oakland, Including An Update On Relevant California State

Legislation And Prevention Strategies Used By Other Cities; On The September

13, 2005 Public Safety Committee Agenda (05-0573)

Scheduled to *Public Safety Committee on 9/13/2005
4-8

Subject: Animal Definition Amendments

From: Councilmember Reid

Recommendation: Adopt An Ordinance Amending The City's Animal Control

Regulations-Chapter 6.04 Of The Oakland Municipal Code To (1) Prohibit The

Keeping Of Roosters In The City; (2) Limit The Number Of Dogs Per Household

To Three; (3) Require "Chipping" As A Condition To Obtain A Dog License; And

(4) Amending The List Of Definitions And Exemptions (05-0574)

Scheduled to *Public Safety Committee on 7/12/2005

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

- *Sanjiv Handa*

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4-9

Subject: Pre- School For All Act

From: Council President De La Fuente

Recommendation: Adopt A Resolution Proclaiming Support For An Expansion Of

Pre-school Opportunities As Envisioned By The "Pre-School For All Act," A

Proposed Ballot Initiative For June 2006 Led By Rob Reiner Which Would

Establish Free Pre-School For All Children In California (05-0584)

Scheduled to *Rules & Legislation Committee on 7/14/2005

[View Report.pdf,](#)

[79379 CMS.pdf](#)

4-10

Subject: AJW Construction

From: Public Works Agency

Recommendation: Adopt A Resolution To Reject All Bids As Non-Responsive

And Authorize The City Administrator To Negotiate, Award And Execute A

Construction Contract To AJW Construction For On-Call Sidewalk And Curb

Ramp Work At Various Locations Throughout The City Of Oakland In 2005 And

2006, In An Amount Not To Exceed \$525,000.00 Without Return To The City

Council (05-0580)

Scheduled to *Public Works Committee on 7/12/2005

[View Report.pdf](#),

[79416 CMS.pdf](#)

Subject: KPA Group Agreement Amendment

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing Amendment No. 1 To The

Agreement With The KPA Group For Additional As-Needed Architectural

Services For An Amount Not To Exceed One Hundred Thousand Dollars

(\$100,000) For A Total Contract Amount Not To Exceed Three Hundred Fifty

Thousand Dollars (\$350,000) (05-0581)

Scheduled to *Public Works Committee on 7/12/2005

[View Report.pdf,](#)

[79417 CMS.pdf](#)

Subject: August Remembrance

From: Ora Knowell

Recommendation: A Request To Make The Last Saturday In August, Of Every

Year A City Wide Day To Honor Children Who Lost A Loved One To Gun

Violence; On The July 19, 2005 City Council Agenda (05-0579)

Not Accepted
4-13

Subject: Herbert C. Chan Jr. Commendation

From: Office Of Parks And Recreation

Recommendation: Adopt A Resolution Commending Herbert C. Chan, Jr. For

Thirty Six Years Of Outstanding And Distinguished Service To The City Of

Oakland (05-0582)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 7/19/2005

as a Ceremonial Item.

[View Report.pdf,](#)

[79330 CMS.pdf](#)

4-14

Subject: Perri J. Walker - Commendation

From: Office Of Parks And Recreation

Recommendation: Adopt A Resolution Commending Perri J. Walker For Twenty

Two Years Of Outstanding And Distinguished Service To The City Of Oakland

(05-0583)

Scheduled to *Rules & Legislation Committee on 7/19/2005
as a Ceremonial Item.

[View Report.pdf,](#)

[79331 CMS.pdf](#)

5

A review of the Council Committees' actions from June 28, 2005 (OAKLAND

REDEVELOPMENT AGENCY/CITY COUNCIL AND RULES AND LEGISLATION

COMMITTEE MEETINGS ARE CANCELLED DUE TO THE JULY 4TH RECESS)

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

Approve as Amended. The motion carried by the following vote:

Votes:

Absent; 1 - Member Reid

Aye; 3 - Member Chang, Member Brunner 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 6-30-05)

[View Item.pdf](#)

6

A review of the Agendas for the Council Committees for the meeting(s) of July 12, 2005

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

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

Votes:

Absent; 1 - Member Reid

Aye; 3 - Member Chang, Member Brunner and Chair De La Fuente

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

- *Sanjiv Handa*

FROM JULY 12, 2005 THE PUBLIC WORKS COMMITTEE AGENDA

Subject: Andes Construction For Rehabilitation - Vallejo Avenue

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing Award Of A Contract To Andes

Construction, Inc. For The Rehabilitation Of Sanitary Sewers In The Area Bounded By Vallejo

Ave., 67th St., San Pablo Ave. and 59th St. - Subbasin 20-02 (Project No. C158310) For The

Amount Of One Million Three Hundred Ninety-Two Thousand Four Hundred Thirty-Three

Dollars (\$1,392,433.00) (05-0527)

[View Report.pdf,](#)

[View Supplemental Report.pdf,](#)

[79363 CMS.pdf](#)

Subject: Andes Construction For Rehabilitation Of Sanitary Sewers - Broadway

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing Award Of A Contract To Andes

Construction, Inc. For The Rehabilitation Of Sanitary Sewers In The Area Bounded By

Broadway, MacArthur Blvd., Richmond Blvd., And 24th St. - Sub-basin 52-11 (Project No.

C65210) For The Amount Of One Million Two Hundred Thirty-Two Thousand Three Hundred

Eighty-Four Dollars (\$1,232,384.00) (05-0526)

[View Report.pdf,](#)

[View Supplemental Report.pdf,](#)

[79362 CMS.pdf](#)

Subject: Coliseum Transit HUB Streetscape - McGuire And Hester

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing Award Of A Construction Contract To The

Responsible Low Bidder, McGuire And Hester, In An Amount Of One Million Three Hundred

Seventy Eight Thousand One Hundred Ninety Five Dollars (\$1,378,195.00) For The Coliseum

Transit HUB Streetscape (San Leandro Street From 66th Ave. To 73rd Ave.) Project (05-0530)

[View Report.pdf,](#)

[79364 CMS.pdf](#)

TO THE FINANCE AND MANAGEMENT COMMITTEE AGENDA

(R&L Item 6 6-30-05)

[View Item.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 11:33

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

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

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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