

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**

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

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

Thursday, June 15, 2006

10:30 AM

City Council Chambers - 3rd Floor

Roll Call / Call to Order

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

Fuente

The Oakland City Council Rules and Legislation Committee convened at 10:45

AM, with Council President De La Fuente presiding as Chairperson.

1
Closed Session

The City Attorney scheduled a Closed Session for 4:00 PM on Tuesday, June

20, 2006

2
Approval of the Draft Minutes from the Committee meeting of June 1, 2006

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

There was no action necessary for this item.

DUE TO THE PRESENCE OF COUNCILMEMBER NADEL, A QUORUM OF

THE CITY COUNCIL WAS NOTED, AND A MOTION WAS MADE AND

SECONDED TO ADJOURN THE MEETING OF THE RULES AND

LEGISLATION COMMITTEE, AND TO CONVENE AS A SPECIAL MEETING

OF THE FULL COUNCIL AT 11:00 AM

4

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

meeting of June 20, 2006 (SUPPLEMENTAL)

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

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

following vote:

Votes:

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

Fuente

S-4-01

Subject: Time Zone Parking Citations

From: Office Of The City Auditor

Recommendation: Action On A Report Regarding Illegal Citations Issued For Time

Zone Parking On February 13, 2006, A City Holiday (06-0562)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/27/2006

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S-4-02

Subject: Council Legislative Priorities

From: City Council

Recommendation: Action On A Report On The Proposed State Legislative Agenda

For 2006 (06-0545)

Scheduled to *Rules & Legislation Committee on 7/13/2006

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S-4-03

Subject: Wachovia Bank In Oakland

From: Council President De La Fuente

Recommendation: Adopt A Resolution Urging The Federal Government To Delay

The Proposed Acquisition Of Golden West Bank (A.K.A. World Savings)

Headquartered In The City Of Oakland By Wachovia Bank Headquartered In North

Carolina Until Wachovia Agrees To Hold Public Hearings In Oakland On Issues

Important To Oakland Residents Including, But Not Limited To, Wachovia

Reinvesting In Oakland, Retaining Jobs In Oakland, Retaining Affordable Financial

Services In Oakland, And Establishing A Top-Tier Position At The Bank's Office In

Oakland That Reports Directly To The Chief Executive Officer Of Wachovia In

North Carolina; On The June 20, 2006 City Council Agenda (06-0546)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/20/2006

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S-4-04

Subject: Workforce Investment Board Budget

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution To Adopt The Fiscal Year 2006-2007

Oakland Workforce Investment Board Budget And The Disbursement Of Funds

Therein For Various Program And Administrative Services Including An Allocation

Of \$1,147,975 To Support The Services Of The Oakland Private Industry Council,

Inc. As The Oakland Workforce Development System Administrator And An

Allocation Of \$1,398,972 To Support The Oakland Private Industry Council, Inc.'s

One Stop Career Center Operations For The Period Of July 1, 2006 Through June

30, 2007 (06-0548)

Scheduled to *Community & Economic Development Committee on

7/11/2006

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S-4-05

Subject: Commercial Loan Programs

From: Community And Economic Development Agency

Recommendation: Adopt An Agency Resolution Authorizing The Establishment

Of A Coliseum Redevelopment Area Revolving Commercial Loan Program With An

Initial Appropriation Of Coliseum Redevelopment Funds In The Amount of One

Million Dollars (\$1,000,000) (06-0551)

Scheduled to *Community & Economic Development Committee on

7/11/2006

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S-4-06

Subject: West Oakland Community Fund

From: Community And Economic Development Agency

Recommendation: Adopt An Agency Resolution Authorizing The Agency

Administrator To Take All Actions Necessary To Establish The West Oakland

Community Fund (06-0552)

Continued to *Rules & Legislation Committee on 6/22/2006

for scheduling

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S-4-07

Subject: Tree Removal Permit Appeal - 981 Grosvenor Place

From: Public Works Agency

Recommendation: A Request To Withdraw From The June 20, 2006 City Council

Agenda A Public Hearing And A Resolution Denying The Appeal Filed By Les And

Linda Hausrath, Against The Decision Of The Public Works Agency Approving The

Issuance Of Tree Removal Permit DRO6-005 For 981 Grosvenor Place, In Order To

Build A New Two-Story Detached Garage; And Place On The June 27, 2006 City

Council Agenda (06-0461)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/27/2006

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S-4-08

Subject: Gonzales Architects Professional Services Agreement

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Negotiate And Award A Professional Services Agreement with Gonzales Architects

To Complete Construction Documents For The Peralta Hacienda Historical Park

Community Activity Center (Project No. C284510) In An Amount Not-To-Exceed

Fifty Thousand Dollars (\$50,000.00) (06-0557)

Scheduled to *Public Works Committee on 6/27/2006

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S-4-09

Subject: Architectural Design Services Agreements

From: Public Works Agency

Recommendation: Adopt A Resolution Waiving The Competitive Request For

Proposal Or Qualification Process And Authorizing Amendment No. 1 To The

Professional Services Agreements With PGA Design, Inc., Wolfe Mason Associates,

Inc., Amphion Environmental, Inc., Wallace Roberts And Todd, Inc., And

Dillingham Associates For As-Needed Landscape Architectural Design Services

Each For An Amount Not To Exceed Seventy-Five Thousand Dollars (\$75,000.00),

Bringing The Total Amount For Each Contract To Three Hundred Twenty-Five

Thousand Dollars (\$325,000.00) (06-0558)

Scheduled to *Public Works Committee on 7/11/2006

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S-4-10

Subject: Automotive Fleet Usage

From: Public Works Agency

Recommendation: Receive An Informational Report On Fleet Usage, Expansion Of

The City's Automotive Pool, And Commute Options (06-0559)

Scheduled to *Finance & Management Committee on 7/11/2006

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S-4-11

Subject: Amendment To Salary Ordinance 12187 C.M.S.

From: Finance And Management Agency

Recommendation: A Request To Withdraw From The June 27, City Council Agenda

An Ordinance Amending The Salary Schedule Of Ordinance Number 12187 C.M.S.

(The Salary Ordinance) To Increase The Salaries By 4% Pursuant To Previously

Approved Memoranda Of Understanding, For Service Employees International

Union (SEIU) Local 790, International Federation Of Professional And Technical

Engineers (IFPTE) Local 21, International Association Of Firefighters (IAF) Local

55 And Certain Unrepresented Classifications In Unit U-31 (06-0553)

***Withdrawn with No New Date**

S-4-12

Subject: Police And Fire Retirement Board Investments

From; Finance And Management Agency

Recommendation: Adopt A Resolution Submitting On The Council's Own Motion

To Be Voted Upon At The Municipal General Election To Be Held On November 7,

2006, A Proposed Charter Amendment, Entitled "Measure Amending City Charter

Section 2601(E) To Provide That The Police And Fire Retirement Board Shall Make

Investments In Accordance With The Prudent Person Standard As Required By The

California Constitution", Which Will Remove Investment Restrictions That Currently

(1) Prohibit The Board From Investing More Than Fifty Percent Of The Retirement

Fund In Equities (Stock And Mutual Funds) And (2) Prohibit Investment In

Non-Dividend Paying Stocks Unless the Board Approves Such Investment In

Advance On A Case-By-Case Basis (06-0560)

Scheduled to *Rules & Legislation Committee on 6/29/2006

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S-4-13

Subject: Renaming Of Lucky A's Field

From: Office Of Parks And Recreation

Recommendation: Adopt A Resolution Authorizing The Renaming Of Lucky A's

Baseball Field In Arroyo Viejo Park Located At 7701 Krause Avenue, Oakland To

The Rickey Henderson Baseball Field (06-0547)

Scheduled to *Rules & Legislation Committee on 7/13/2006

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S-4-14

Subject: Opposition To Assembly Bill 2987

From: Office Of The City Administrator

Recommendation: Adopt A Resolution Of The City Council Of The City Of Oakland

Opposing Assembly Bill 2987, Known As “The Digital Infrastructure And Video

Competition Act Of 2006”; On The June 20, 2006 City Council Agenda (06-0549)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/20/2006

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S-4-15

Subject: Municipal Boathouse Parking

From: Office Of The City Administrator

Recommendation: Action On A Report And Recommendations On The Municipal

Boathouse Parking Facilities And Restroom Building

Recommendations:

1) Option 1 Compromise Design provides substantial lawn area adjacent to the

multi-use path, 28 spaces of on-site parking, which could be identified for use by the

restaurant or any other occupant of the Municipal Boathouse, provides efficient

circulation and access for service and delivery vehicles, and the restaurateur will

accept this proposal; or

2) Option 2 Community Design does not provide adequate on-site parking, in terms

of quantity and operations, to ensure the success of the restaurant or any other

occupant of the Municipal Boathouse, circulation and access for trash collection is

problematic, the trash storage building would be visible from the Camron-Stanford

House, and the restaurateur has said he will not accept this proposal; and

3) Delete the proposed restroom building from the Municipal Boathouse project

because the neighboring community and the restaurateur oppose the restroom, and a

new restroom building to be constructed under the 12th Street project will be about

900 feet away (06-0550)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/27/2006

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S-4-16

Subject: Year End Projections For City's Selected Funds

From: Office Of The City Administrator

Recommendation: An Informational Report on Fiscal Year 2005-2006 Third Quarter

Revenue And Expenditure Results And Year-End Projections For City's Selected

Funds (General Purpose, Telecommunications, Contract Compliance, Equipment

And Facilities) (06-0556)

Scheduled to *Finance & Management Committee on 7/11/2006
ADDITIONAL ITEMS SUBMITTED ON THE DAIS

Subject: Arts and Cultural Services In Oakland

From: Cultural Arts And Marketing Division

Recommendation: Adopt The Following Pieces Of Legislation:

A Resolution Authorizing The City Administrator To Enter Into Cultural Services Contracts With

Seventy-Two (72) Oakland-Based Nonprofit Organizations And Individual Artists Providing Arts

And Cultural Services In Oakland During Fiscal Year 2006-2007 In A Total Amount Not To

Exceed \$1,148,261.96 (TITLE CHANGE) (06-0424)

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2) A Resolution Authorizing The City Administrator To Enter Into A Cultural Services Contract

With Oakland Leaf, An Oakland-Based Nonprofit Organization, Providing Arts And Cultural

Services In Oakland During Fiscal Year 2006-2007 In A Total Amount Not To Exceed

\$32,000.00 (06-0424-1)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/20/2006

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Subject: Ranked Choice / Instant Runoff Voting

From: Councilmember Nancy Nadel

Recommendation: Adopt A Resolution Submitting On The Council's Own Motion To Be Voted

Upon At The Municipal General Election To Be Held On November 7, 2006, A Proposed

Charter Amendment, Entitled "Measure Amending City Charter Sections 205, 303, 1100 And

1103 And Adding Section 1105 Adopting Ranked Choice Voting To Elect City Offices By

Majority Vote In A Single Election In November Without Holding A Separate Nominating

Election" (06-0567)

Scheduled to *Rules & Legislation Committee on 6/22/2006

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Subject: Parks And Recreation Advisory Commission Appointment

From: Councilmember Brunner

Recommendation: Adopt A Resolution Appointing Howard Matis As A Member Of The Parks

And Recreation Advisory Commission (06-0566)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/27/2006

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Subject: Inclusionary Housing Requirement

From: Community and Economic Development Agency

Recommendation: Conduct A Public Hearing And Upon Conclusion Approve The Introduction

(First Reading) Of An Ordinance Adding Chapter 17.109 To The Oakland Planning Code To

Establish An Inclusionary Housing Requirement And Establish Two New Homeownership

Programs For Oakland Teachers, Making Related Amendments To The Oakland Planning Code,

Amending Section 15.68.100 Of The Oakland Municipal Code, And Amending The Master Fee

Schedule To Establish An Inclusionary Housing In-Lieu Fee; Or (06-0392)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 6/27/2006

as a public hearing

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5

A review of the Council Committees' actions from June 13, 2006 and determination of scheduling to the ORA/City Council meeting of June 20, 2006 or future dates (MATRIX)

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

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

Votes:

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

Fuente

6

A review of the Agendas for the Council Committees and Concurrent Meeting of ORA/City

Council for the meeting(s) of June 27, 2006 and the Rules and Legislation Committee

meeting of June 29, 2006

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

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

Votes:

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

Fuente

7

A Review Of The Boards and Commissions Vacancy Report

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

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

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

City Council Rules and Legislation Committee adjourned the meeting at 12:15

p.m.

NOTE:

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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.

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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