

# 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, April 13, 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 10:35*

*a.m. with Council President De La Fuente presiding as Chairperson.*

1  
Closed Session

**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 Office of the City Attorney scheduled a Closed Session for Tuesday, April*

*25, 2006 at 11:00 a.m.*

2  
Approval of the Draft Minutes from the Committee meeting of March 30, 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

**No Action Taken**

(RL Item 3 04-13-06)

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4  
Scheduling of Agenda Items and revisions to the agenda(s) for the ORA/City Council  
meeting of May 2, 2006 (SUPPLEMENTAL)

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

*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 10:59 A.M.*

S-4-1

Subject: Air Quality and the Port of Oakland

From: Councilmember Nadel

Recommendation: Receive An Informational Report To Be Presented By The Bay

Area Air Quality Management District (BAAQMD), To Include, But Not Limited

To, A Discussion Of Assembly Bill 1101 (Re: Air Pollution - Diesel Magnet

Sources; Introduced By Members Oropeza And Horton); For Scheduling

This item was requested to return to this body by the April 13, 2006 Rules and

Legislation Committee (06-0285)

**Continued to \*Rules & Legislation Committee on 4/27/2006**

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

*- Sanjiv Handa*

*The following individual(s) spoke in favor of this item:*

*- Henry Hilken*

*The following individual(s) spoke and indicated a neutral position on this item:*

- *Matt Davis*

*THE SPECIAL MEETING OF THE CITY COUNCIL ADJOURNED AT THIS*

*TIME AND RECONVENED AS THE RULES AND LEGISLATION*

*COMMITTEE*

S-4-2

Subject: State Legislative Agenda

From: Council President De La Fuente

Recommendation: Approval Of The Proposed State Legislative Agenda for 2006

(06-0296)

**Scheduled to \*Rules & Legislation Committee on 4/27/2006**

[View Report.pdf](#)

S-4-3

Subject: Homeless And Special Needs Housing Plan

From: Department Of Human Services



Recommendation: Adopt A Request To Withdraw From The May 9, 2006 Life

Enrichment Committee Agenda A Resolution Authorizing The Adoption Of The

Alameda County-Wide Homeless And Special Needs Housing Plan And To

Authorize The City Administrator To Extend The Performance Period Of Existing

Agreements Under The 2005-2006 Emergency Shelter Grant, Emergency Housing

And Winter Relief Programs From The Original June 30, 2006 End Date To January

31, 2007 And, To Support Said Program Performance Periods With Available

Program Balances From The 2004-2005 And 2005-2006 Emergency Shelter Grant,

Emergency Housing And Winter Relief Program Years; And Reschedule To The

May 23, 2006 Life Enrichment Committee Agenda (06-0234)

**Scheduled to \*Life Enrichment Committee on 5/23/2006**

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

- *Sanjiv Handa*

S-4-4

Subject: Alameda County-wide Homeless And Special Needs Housing Plan

From: Department of Human Services

Recommendation: Adopt A Resolution Authorizing The Adoption Of The Alameda

County-wide homeless And Special Needs Housing Plan And To Authorize The City

Administrator To Extend The Performance Period Of Existing Agreements under the

2005-2006 Emergency Shelter Grant, Emergency Housing And Winter Relief

Programs From The Original June 30, 2006 End Date To January 31, 2007 And , To

Support Said Program Performance Periods With Available Program Balances From

The 2004-2005 And 2005-2006 Emergency Shelter Grant, Emergency Housing And

Winter Relief Program Years; On The May 23, 2006 Community And Economic

Development Committee Agenda (06-0295)

**Scheduled to \*Community & Economic Development Committee on**

**5/23/2006**

S-4-5

Subject: Central City East Redevelopment Plan

From: Community and Economic Development Agency

Recommendation: A Request To Withdraw From The April 25, 2006 Community

And Economic Development Committee Agenda A Resolution Approving And

Recommending Adoption Of The Second Amendment To The Central City East

Redevelopment Plan To Merge The Central City East Project Area With The Oak

Knoll Redevelopment Project Area; Resolution Approving And Recommending

Adoption Of The Second Amendment To The Oak Knoll Redevelopment Plan To

Merge The Oak Knoll Redevelopment Project Area With The Central City East



Redevelopment Project Area; Ordinance Adopting The Second Amendment To The

Central City East Redevelopment Plan To Merge The Central City East

Redevelopment Project Area With The Oak Knoll Redevelopment Project Area;

And; Ordinance Adopting The Second Amendment To The Oak Knoll

Redevelopment Plan To Merge The Oak Knoll Redevelopment Project Area With

The Central City East Redevelopment Project Area; And Place On The Pending List

No Specific Date (06-0207)

**\*Withdrawn with No New Date**

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

*- Sanjiv Handa*

S-4-6

Subject: WIA Adult Efficiency Rates

From: Community and Economic Development Agency

Recommendation: Receive An Informational Report On Additional Details On WIA

Adult Efficiency Rates To Include The Cost Of Intensive Services Per WIA

Placement From All Funds For Each Agency, With Additional Discussion About

The Various Barriers Faced By WIA Clients; On The May 9, 2006 Community And

Economic Development Committee Agenda (06-0286)

**Scheduled to \*Community & Economic Development Committee on**

**5/23/2006**

S-4-7

Subject: 45th Street - Farmer's Market

From: Community and Economic Development Agency

Recommendation: Adopt A Resolution Granting A Conditional And Revocable

Encroachment Permit To The Temescal/Telegraph Business Improvement District

For A Farmers' Market In The Public Right-Of-Way On 45th Street At The

Intersection Of Telegraph Avenue Each Sunday Between The Hours Of 7:00 A.M.

And 3:00 P.M. (06-0288)

**Scheduled to \*Public Works Committee on 5/9/2006**

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S-4-8

Subject: Land Use Issues At The Oakland Army Base

From: Community and Economic Development Agency

Recommendation: Conduct A Joint Workshop Of The Oakland City

Council/Redevelopment Agency And Port Of Oakland Board Of Port

Commissioners To Review And Discuss Land Use Issues At The Oakland Army

Base Pertaining To Port Maritime Activities, Ancillary Maritime Activities,

Redevelopment Of The Gateway Areas With Other Activities, Implementation Of

Mitigation Measures And Schedule And Funding Of Public Improvements To

Support The Redevelopment Efforts; For Scheduling

This item was requested to return to this body by the April 13, 2006 Rules and

Legislation Committee (06-0289)

**Scheduled to \*Rules & Legislation Committee on 4/27/2006**

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

- *Sanjiv Handa*

S-4-9

Subject: Strategies To Address Severely Deteriorated Streets

From: Public Works Agency

Recommendation: Receive An Informational Report From The Public Works

Agency On Strategies To Address Severely Deteriorated Streets Throughout



Oakland (06-0291)

**Scheduled to \*Public Works Committee on 5/9/2006**

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

- *Sanjiv Handa*

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S-4-10

Subject: One Year Extension For Audit Services

From: Finance and Management Agency

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Agency Administrator To Enter Into A

Contract With Macias, Gini & Company, LLP For Audit Services For The Fiscal

Year Ending June 30, 2006 (06-0287)

**Scheduled to \*Finance & Management Committee on 4/25/2006**

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S-4-11

Subject: Knowland Park And Zoo Management Agreement Amendment

From: Office Of The City Administrator

Recommendation: Request From The East Bay Zoological Society, Inc., To Amend

The Knowland Park And Zoo Management Agreement By Replacing The Zoo's One

Free Admission Day Per Month For Oakland Residents With The

'Zoo-To-Community' Urban Outreach Program; For Scheduling

This item was requested to return to this body by the April 13, 2006 Rules and

Legislation Committee (06-0290)

**Scheduled to \*Rules & Legislation Committee on 4/27/2006**  
S-4-12

Subject: Fiscal Year 2006-2007 Mid-Cycle Budget Agenda

From: Office of the City Administrator

Recommendation: Review the Special ORA/City Council Fiscal Year 2006-2007

Mid-Cycle Budget Agenda For The April 27, 2006 Meeting (Please See The

Attached Agenda) (06-0294)

**Accepted**

(RL Item 4 04-13-06)

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

- *Sanjiv Handa*

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**ADDITIONAL REQUESTS SUBMITTED ON THE DAIS**

Subject: Winter Storms - Local Emergency

From: Oakland Fire Department

Recommendation: Adopt A Resolution Renewing And Continuing The Local Emergency Due To

Winter Storms First Proclaimed By The City Of Oakland On January 5, 2006 (06-0298)

**Scheduled to Special Concurrent Meeting of the Oakland Redevelopment**

**Agency/City Council on 4/25/2006**

Subject: 2006 Spring Storms - Local Emergency

From: Oakland Fire Department

Recommendation: Adopt A Resolution Confirming The Existence The Local Emergency Due To

2006 Spring Storms Declared By The City Of Oakland On April 18, 2006 As Pursuant To The

State Of California Declaration Of A State Of Emergency From The Springs Storms Beginning

March 29, 2006 (06-0299)

**Scheduled to Special Concurrent Meeting of the Oakland Redevelopment**

**Agency/City Council on 4/25/2006**

Subject: City's Industrial Lands Policy And Retail Strategy

From: Councilmember Jane Brunner

Recommendation: Receive An Informational Report and Recommendations On The City's

Industrial Lands Policy And The City's Retail Strategy (06-0303)

**Scheduled to \*Community & Economic Development Committee on**

**5/9/2006**

Subject: One And Two-Unit Residential Design Review

From: Councilmember Jane Brunner

Recommendation: Action On A Report And Recommendations On The One And Two-Unit

Residential Design Review; For Scheduling

This item was requested to return to this body by the April 13, 2006 Rules and Legislation

Committee (06-0304)

**Scheduled to \*Community & Economic Development Committee on**

**5/23/2006**

5

A review of the Council Committees' actions from April 11, 2006 and determination of

scheduling to the ORA/City Council meeting of May 2, 2006 or future dates (MATRIX)

**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

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

*- Sanjiv Handa*

*- David Mix*

**FROM THE APRIL 11, 2006 FINANCE AND MANAGEMENT COMMITTEE AGENDA**

Subject: Contract Management Recommendations

From: Finance And Management Agency

Recommendation: Receive A Report On The Budget Advisory Commission's Recommendation

Concerning Contract Management (06-0208)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /**

**City Council on 5/2/2006**

*A motion was made by Councilmember Brunner, seconded by Councilmember*

*Nadel directing Staff to do the following: 1) All contracts to be filed with the*



*City Clerk by May 31, 2006; 2) To direct staff to come back at the mid cycle*

*with the cost of implementing an Oracle module to create a central repository*

*of contracts and a tickler system; 3) Accept Attachment 2 as each contract's*

*required Contact Sheet, with the added information about when the contract is*

*to be audited and by whom and what the policy goals of the contract are; 4)To*

*direct staff to return to Finance Committee in June with a completed policy on*

*Contracts Outside the Purchasing Ordinance (“COPOs”); 5) Complete*

*Contract Management Training for all employees who have anything to do with*

*contracts by August 31, 2006 and 6) When any contract renewal comes before*

*Council, there must be a section in the staff report that details any evaluation*

*or performance of the previous contractor.*

[View Report.pdf,](#)

[View Supplemental Report.pdf](#)

Subject: Vacancy Report - Follow Up

From: Finance And Management Agency

Recommendation: Receive A Report On The Current Number Of Authorized Vacancies For

Fiscal Year 2005-2006 (06-0210)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /**

**City Council on 5/2/2006**

*This item was continued from the March 28, 2006 Finance and Management*

*Committee agenda. A motion was made by Councilmember Brunner, seconded*

*by Councilmember Nadel directing Staff to do the following: 1) The City*

*Administrator is to give a quarterly report on vacancies, in the format of this*

*report's Attachment B-with an explanation for the vacancies in each*

*classification; 2) This report should also list all bilingual employees by*

*department and classification; 3) At the time of the midcycle budget, staff is to*



*bring forward for discussion the practice of not budgeting step or merit*

*increases; 4) At the time of next 2 year budget discussion, staff is to bring*

*forward for discussion the practice of factoring in a 4% vacancy factor. The*

*Committee also directed staff to return to the May 23 Committee meeting with a*

*supplemental report addressing the retirement projection for the next 5 years*

*addressing the number of managers planning to retire and what the plans are to*

*fill the vacancies, whether by internal promotions or external hires. If by*

*internal promotions what is being done to trains the new managers for*

*succession and to capture the institutional memory. If by external hires what is*

*being done to train citizens to fill the positions (i.e. what is the Workforce*

*Investment Board, Peralta Colleges or Cal State University East Bay doing and*

*how is the City working with these agencies)?*

[View Report.pdf](#)

Subject: Landscaping And Lighting Assessment District - Alternative Recommendation

From: Councilmember Brunner

Recommendation: Adopt a Resolution Establishing Performance Standards As Part Of The

Proposed Enhanced Landscape And Lighting Assessment District (LLAD) To Assess Park,

Lighting And Streetscape Conditions (06-0194-1)

**Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /  
City Council on 5/2/2006**

*The Committee directed staff to make sure the information provided at the*

*committee meeting was included in the packet for the full council including the*

*power point presentation. A supplemental report will also be presented to*

*address the councilmember's comments.*

(RL Item 5 04-13-06)

[View Item.pdf](#)

6

A review of the Agendas for the Council Committees for the meeting(s) of April 25, 2006

and Rules and Legislation Committee meeting of April 27, 2006

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

*A Special Concurrent Meeting of the Oakland Redevelopment Agency/City*

*Council will be held at 12:00 p.m. on Tuesday, April 25, 2006*



*The April 25, 2006 Life Enrichment Committee Meeting was cancelled and the*

*April 25, 2006 Public Safety Committee will hold a Special Meeting at 6:00*

*p.m.*

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

- *Sanjiv Handa*

(RL Item 6 04-13-06)

[View Item.pdf](#)

S-7

Subject: Bill Analysis of Assembly Bill No.1101

From: Public Works Agency

Recommendation: Receive An Informational Report Regarding The Bill Analysis Of Assembly

Bill 1101 - Air Pollution: Diesel Magnet Sources; Introduced By Members Oropeza And Horton

(06-0133)

*The following individual(s) spoke and indicated a neutral position on this item:*

- *Matt Davis*

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

*- Sanjiv Handa*

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[View Supplemental Report.pdf](#)

**OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)**

*The following individual(s) spoke under Open Forum:*

*-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 11:55*

*a.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.

Office of the City Clerk

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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*