

# 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 02, 2005**

**10:30 AM**

**City Council Chambers - 3rd Floor**

*The Oakland City Council Rules and Legislation Committee convened at 11:02*

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

### **Roll Call / Call to Order**

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

Fuente

### **COMMITTEE MEMBERSHIP:**

1

Closed Session

**A motion was made by Member Chang, seconded by Member Reid, 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 Committee scheduled the June 7, 2005 Closed Session at Noon.*

2

Approval of the Draft Minutes from the Committee meeting of May 19, 2005

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

(R&L Item 3 6-02-05)

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4

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

meetings of June 7, 2005 (SUPPLEMENTAL)

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

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

**Votes:**

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

Fuente

4-1

Subject: Firefighter/ EMT Evaluation and Testing

From: Oakland Fire Department

Recommendation: A Request to Withdraw From The June 14, 2005 Public Safety

Committee agenda The Adoption Of A Resolution Authorizing The City

Administrator To Enter Into A Professional Services Contract With Sandra H.

Smith, PhD. For Performance Trait Assessment Evaluation Testing Of

Firefighter/EMT And Firefighter/Paramedic Applicants In An Amount Not To

Exceed Seventy Two Thousand Nine Hundred Seventy Five Dollars (\$72,975.00)

For The Period June 27, 2005 To June 26, 2008, And Authorizing The City

Administrator To Extend Said Contract, One Year At A Time Until June 26, 2010

For A Total Annual Expenditure In Each Year Thereafter Of Twenty Four

Thousand Three Hundred Twenty Five Dollars (\$24,325.00); to the pending list

(05-0392-1)

**\*Withdrawn with No New Date**  
*to pending list.*  
S-4-2

Subject: DR Associates International

From: Oakland Fire Department

Recommendation: A Request To Withdraw From The June 14, 2005 Public Safety

Committee agenda The Adoption Of A Resolution Authorizing The City

Administrator To Waive The Competitive RFP/RFQ Requirements And Enter Into

A Contract With Dr Associates International For Background And Confidential

Investigations Of Firefighter/EMT And Firefighter/Paramedic Applicants In An

Amount Not To Exceed Eighty Four Thousand Twenty One Dollars (\$84,021.00)

For The Period June 27, 2005 Through June 26, 2008, And Authorizing The City

Administrator To Extend Said Contract, One Year At A Time Until June 26, 2010,

For A Total Annual Expenditure In Each Year Thereafter Of Twenty Eight

Thousand Seven Dollars (\$28,007.00); to the pending list (05-0424-1)

**\*Withdrawn with No New Date**  
*to pending list.*  
S-4-3



Subject: Oakland Housing Authority (OHA) - Agreement

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Accept And Appropriate Grant Funds In An Amount Not To Exceed Four Hundred

Thousand Dollars (\$400,000) From The U.S. Department Of Justice, Community

Capacity Development Office, In Collaboration With The Institute For Law And

Justice, For Implementation Of The Public Housing Safety Initiative In The Police

Department And Authorizing A Professional Services Agreement With The

Oakland Housing Authority (OHA) In The Amount Of Eighty Thousand Dollars

(\$80,000) For Law Enforcement And Other Community-Based Services And The

East Bay Community Recovery Project In An Amount Not To Exceed One

Hundred Thousand Dollars (\$100,000) For Counseling And Other

Community-Based Services Associated With The Initiative (05-0460)

**Scheduled to \*Public Safety Committee on 6/28/2005**

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

- *Sanjiv Handa*

[View Report.pdf,](#)

[79349 CMS.pdf](#)

S-4-4

Subject: Oakland Youth Court Implementation

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To

Accept And Appropriate Grant Funds In An Amount Not To Exceed Twenty-Four

Thousand Eight Hundred And Twenty-Eight Dollars (\$24,828) From The State Of

California, Board Of Corrections (BOC), Juvenile Accountability Block Grant

(JABG) Program, And Authorizing A Funding Agreement In An Amount Not To

Exceed Twenty Thousand Dollars (\$20,000) With The Donald P. McCullum Youth

Court For Implementation Of The Oakland Youth Court - Interface Project

(05-0461)

**Scheduled to \*Public Safety Committee on 6/28/2005**

[View Report.pdf,](#)

[79346 CMS.pdf](#)

S-4-5

Subject: Approval Of The Special Budget Meeting Agendas For June 7, 2005

and June 16, 2005

From: Office of the City Clerk

Recommendation: A Request To Review And Approve The Agendas For The

Special Budget Meetings Scheduled For June 7, 2005 And June 16, 2005

(05-0473)

**Approved**

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

- *Sanjiv Handa*

S-4-6

Subject: National Night Out

From: Councilmember Reid/ Claudia Albano

Recommendation: Adopt A Resolution Declaring Tuesday, August 2, 2005 As

National Night Out In Oakland (05-0467)

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

**City Council on 7/19/2005**

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

- *Sanjiv Handa*

[View Report.pdf,](#)

[79328 CMS.pdf](#)

S-4-7

Subject: Planned Unit Development on Kenilworth Road

From: Community and Economic Development Agency

Recommendation: Conduct a Public Hearing And Upon Conclusion Adopt A

Resolution Denying The Appeal And Sustaining The Decision Of The City

Planning Commission Approving The Application For A Planned Unit

Development For Seven Single-Family Residential Lots on Kenilworth Road (Off

Strathmoor Drive, In The General Area Between Drury Road and Norfolk

Road)(TITLE CHANGE) (05-0434)

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

**City Council on 7/19/2005**

[View Report.pdf,](#)

[79381 CMS.pdf](#)



Subject: MacArthur Transit Hub Streetscape Improvement Project

From: Community and Economic Development Agency

Recommendation: Adopt the Following Pieces Of Legislation:

1) A Resolution Authorizing The Filing Of An Application, Accepting And

Appropriating \$881,000 Of Federal Surface Transportation Program And

Congestion Mitigation And Air Quality Improvement Program Funding For The

MacArthur Transit Hub Streetscape Improvement Project As Part Of The

Metropolitan Transportation Commission's Regional Bicycle And Pedestrian

Program Grant Program, Stating The Assurance Of The City Of Oakland To

Complete The Project, And Committing The Necessary Local Match Of \$370,000

For The Project By Appropriating \$150,000 Of Measure "B" Pedestrian

Streetscape Elements Funds And Accepting And Appropriating \$220,000 From

The Redevelopment Agency Under The Cooperation Agreement; and (05-0463)

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

[View Report.pdf,](#)

[79353 CMS.pdf](#)

2) An Agency Resolution Reallocating \$220,000 From The Broadway/ MacArthur/ San Pablo

Redevelopment Project To The City Of Oakland Under The Cooperation Agreement To Fund

The MacArthur Transit Hub Streetscape Improvement Project As Matching Funds For A

Metropolitan Transportation Commission Regional Bicycle And Pedestrian Program Grant

(05-0463-1)

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

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[2005-0040 CMS.pdf](#)

S-4-9

Subject: 51st Street And Telegraph Avenue Property Surplus

From: Community and Economic Development Agency

Recommendation: Adopt A City Ordinance Authorizing The City Administrator

To Enter Into A Purchase And Sale Agreement To Sell To 5110 Telegraph LLC.,

The Adjoining Property Owners, Approximately 4,600 Square Feet Of City

Owned Surplus Real Properties (Portions Of Assessor Parcel Number (s):

014-1226-008-00, 014-1226-009-01, 014-1226-007-02, 014-1226-006-02,

014-1226-005-02, 014-1226-004-03, 014-1226-003-03) Located At 51st Street

And Telegraph Avenue For The Fair Market Value Of \$246,000; Appropriating

The Proceeds Of The Sale Into The Real Estate Surplus Property Project (05-0465)

**Scheduled to \*Finance & Management Committee on 6/28/2005**

[View Report.pdf](#)

S-4-10

Subject: Annual Performance and Evaluation Report

From: Community and Economic Development Agency

Recommendation: Action On A Report Regarding The Consolidated Annual

Performance And Evaluation Report (Caper) For Community Development Block

Grant, Home, Housing Opportunities For People With AIDS And Emergency

Shelter Grant Programs Performance For The Year 2004-2005; on the September

13, 2005 Community and Economic Development Committee Agenda (05-0466)

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

**9/13/2005**

*as a Public Hearing on September 20, 2005, City Council agenda.*  
S-4-11

Subject: Oakland Workforce Investment Board

From: Community and Economic Development Agency



Recommendation: Adopt A Resolution Authorizing The City Administrator To

Implement The Actions Of The Oakland Workforce Investment Board As Follows:

1) To Negotiate And Enter Into A Memorandum Of Understanding With The

Oakland Private Industry Council, Inc. For Up To Three Years To Serve As The

Oakland Workforce Investment Board's (Oakland WIB) System Administrator

With An Operating Budget Not To Exceed \$1,300,000 For Fiscal Year 2005-2006;

2) To Enter Into A Memorandum Of Understanding With The Oakland Private

Industry Council, Inc. For Up To Three Years To Serve As The Oakland WIB's

One Stop Career Center Operator With An Operating Budget Not To Exceed

\$1,900,000 For Fiscal Year 2005-2006; And 3) To Authorize The Disbursement Of

Additional Funds To The Oakland Private Industry Council, Inc. Under The

Following Conditions: A) For Subcontracts With Adult And Youth Service

Providers As Directed By The Oakland WIB; B) For The Delivery Of Support

Services And Training For The Direct Benefit Of Job Seeker And Business

Clients; And C) For The Implementation Of Other Grant Agreements And

Programs For Which The Oakland Private Industry Council, Inc. Acts As System

Administrator On Behalf Of The Oakland WIB (05-0470)

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

**City Council on 7/19/2005**

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

- *Sanjiv Handa*

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[79384 CMS.pdf](#)

S-4-12

Subject: Five Year Implementation Plan for Oakland Army Base

From: Community and Economic Development Agency

Recommendation: Adopt a Resolution On The 2005-2010 Implementation Plan

For The Oakland Army Base Redevelopment Project (05-0471)

**Scheduled to \*Community & Economic Development Committee on  
6/28/2005**

[View Report.pdf,](#)

[View Supplemental Report.pdf,](#)

[79395 CMS.pdf](#)

S-4-13

Subject: San Francisco Bay Trail

From: Community and Economic Development Agency

Recommendation: A Request To Withdraw From The June 14, 2005 Life

Enrichment Committee Agenda The Adoption Of A Resolution On The Alignment

Recommendations For The San Francisco Bay Trail Through Oakland; To The

June 28, 2005 Life Enrichment Committee Agenda (05-0472)

**\*Withdrawn and Rescheduled to \*Life Enrichment Committee on**

**6/28/2005**

S-4-14

Subject:    Underground Utility District

From:       Public Works Agency

Recommendation: A Request To Withdraw From The June 14, 2005 Public Works

Committee Agenda The Adoption Of A Resolution Of Intention To Establish



Underground Utility District No. 235: Coliseum BART Station Area Underground

Utility District Which Includes San Leandro Street, Between 66th And 73rd

Avenues, 71st Avenue, Between San Leandro Street And The Railroad Track And

73rd Avenue, Between San Leandro And The Inter-City Railway Station, To Be

Funded Under California Public Utilities Commission (CPUC) Rule 20B, And To

Set A Public Hearing For July 19, 2005; to the pending list (05-0389-1)

**\*Withdrawn with No New Date**  
*to pending list.*  
S-4-15

Subject: Jonathan Hirabayashi Design

From: Oakland Public Library

Recommendation: Adopt A Resolution Authorizing The City Administrator, On

Behalf Of The City Of Oakland, To Enter Into A Professional Services Agreement

With Jonathan Hirabayashi Design, In An Amount Not To Exceed Eight Hundred

Thousand Dollars (\$800,000) For The Period Of September 1, 2005 Through

September 30, 2007, For The Design, Fabrication And Installation Of A Family

History Media And Recording Center And Museum Exhibition Space For The

African American Museum And Library At Oakland (05-0468)

**Scheduled to \*Life Enrichment Committee on 7/12/2005**

[View Report.pdf,](#)

[79366 CMS.pdf](#)

S-4-16

Subject: Draft Development Alternatives for the Oakland Army Base Project

From: Oakland Base Reuse Authority

Recommendation: Action On A Report Requesting Council And Agency

Considerations Of Draft Development Alternatives For the Oakland Army Base

Project (TITLE CHANGE) (05-0469)

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

**6/28/2005**

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(R&L Item 4 6-02-05)

[View Item.pdf](#)

**ADDITIONAL REQUEST SUBMITTED ON THE DIAS:**

Subject: Boards And Commission Vacancies

From: Office Of The City Clerk

Recommendation: A Request From The June 2, 2005 Rules and Legislation Committee To

Schedule A Report And Recommendation From The Office Of The City Clerk On The Boards

And Commission Vacancy Tracking (05-0498-1)

**\*Rescheduled to \*Rules & Legislation Committee on 6/9/2005**  
*for scheduling.*

5

A review of the Agendas for the Council Committees for the meeting(s) of June 14, 2005

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

**Approve as Amended. 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 5 6-02-05)

[View Item 5 06-02-05.pdf](#)

**FROM THE JUNE 14, 2005 COMMUNITY AND ECONOMIC DEVELOPMENT**

**COMMITTEE AGENDA**

Subject: Costco Negotiations - Oakland Army Base

From: Community and Economic Development Agency

Recommendation: Adopt A Resolution Approving An Exclusive Negotiation Agreement

Between The Oakland Redevelopment Agency, The Oakland Base Reuse Authority And

Costco Wholesale Corporation For A Term of 180 Days To Develop A Wholesale And Retail

General Merchandise Facility In The North Gateway Development Area Of The Former

Oakland Army Base (05-0295)

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

**6/28/2005**

[View Report.pdf,](#)

[2005-0049 CMS.pdf](#)

S-6

Subject: Self-Anchored Suspension For the Bay Bridge

From: Councilmember Larry Reid

Recommendation: Adopt A Resolution Urging The California Legislature To Retain In State

Law The Self-Anchored Suspension Design Of The San Francisco-Oakland Bay Bridge; To

Urge The Governor And Caltrans To Advertise That Design For Construction Bids As Soon As

Possible; And To Urge The California Legislature And Governor To Promptly Commence

Negotiations To Achieve A Fair And Equitable Cost-Sharing Agreement For The Latest Cost

Overruns For The Toll Bridge Seismic Retrofit Program (05-0360)

*No Action Taken*

*The Committee moved, seconded and carried a motion to approve the following*

*urgency finding pursuant to the Sunshine Ordinance Section 2.20.080 E(2)*

*regarding scheduling of this Item: that there is a need to take immediate action*

*which came to the attention of the local body after the agenda was posted, and*

*that the need to take immediate action relates to federal or state legislation.*

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

*- Sanjiv Handa*

[View Report.pdf,](#)

[View Supplemental Report.pdf](#)

**From the discussion, the following action occurred:**

Subject: Self-Anchored Suspension For the Bay Bridge

From: Councilmember Larry Reid

Recommendation: Adopt a Resolution In support of Senate Bill 172 (Torlakson) and Senate



Bill 1024 (Perata) To Fund Completion Of The State Toll Bridge Program (Including The Self -

Anchored Suspension (SAS) Design For The Eastern Span Of The Bay Bridge) And Other

Transportation Needs In California (05-0360-1)

[View Supplemental Report.pdf,](#)

[View Report.pdf,](#)

[View Report 10.34.1CC.pdf,](#)

[79277 CMS.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 at 11:45 AM.*

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

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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*