

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 29, 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 Rule and Legislation Committee convened at 10:46

AM with Council President De La Fuente presiding as Chairperson.

1
Closed Session

There was no action necessary for this item

2
Approval of the Draft Minutes from the Committee meeting of June 15, 2006

A motion was made by Member Brunner, 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

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

DUE TO THE PRESENCE OF COUNCILMEMBERS NADEL AND

KERNIGHAN, 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 11:03 AM

4

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

meeting of July 4, 2006 Cancellation Notice and the Rules and Legislation Committee

meeting of July 6, 2006 Cancellation Notice

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

S-4-1

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 7/13/2006

[View Report.pdf](#),

[View Supplemental Report.pdf](#)

S-4-2

Subject: Instant Runoff Voting

From: Councilmembers Pat Kernighan And Nancy Nadel

Recommendation: Action On A Report On The Pros/Cons Of Preferential

Voting/Instant Runoff Voting (IRV) (06-0598)

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

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S-4-3

Subject: Demolition Permits Moratorium

From: Councilmember Brunner

Recommendation: Action On A Report To Enact A Moratorium On The Issuance Of

Demolition Permits For Any Structure Located On Telegraph Avenue, Between 40th

Street And The Berkeley Border (06-0609)

Scheduled to *Community & Economic Development Committee on

7/11/2006

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S-4-4

Subject: General Plan Surcharge Funds

From: Community And Economic Development Agency

Recommendation: An Informational Background Report On The Use Of General

Plan Surcharge Funds And The Work Tasks And Schedule For Completion Of The

Zoning - General Plan Conformity Project (06-0603)

Scheduled to *Community & Economic Development Committee on

7/11/2006

[View Report.pdf](#)

S-4-5

Subject: Oak To Ninth Community Benefits Coalition - Cooperation Agreement

From: Community And Economic Development Agency

Recommendation: Adopt An Agency Resolution Authorizing A Cooperation

Agreement With The Oak To Ninth Community Benefits Coalition For The Oak To

Ninth Project (06-0610)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 7/18/2006

as a Non-Consent item

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S-4-6

Subject: Emergency Response And Permanent Storm Mitigation Measures

From: Public Works Agency

Recommendation; Adopt A Resolution Appropriating \$6,094,763.00 In City Funds

For Emergency Response And Permanent Storm Mitigation Measures And

Authorizing The City Administrator To Accept Funds From State And Federal

Agencies For Emergency And Permanent Storm Mitigation Measures And Support

Activities For The Periods From December 17, 2005 To January 3, 2006 And From

March 29, 2006 To April 16, 2006 With FEMA And FHWA Reimbursement For

Costs Deemed Eligible, Waiving The City's Competitive Bid And RFP/RFQ

Processes And Authorizing The City Administrator To Award Emergency Contracts

For All Permanent Repairs Through An Informal Bid, Solicitation Or Negotiation

Process, If Necessary Without Return To Council (06-0607)

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

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S-4-7

Subject: Greenman Field Renovation Project

From: Public Works Agency

Recommendation: Adopt A Resolution Waiving Further Bidding As Permitted

Under Oakland Municipal Code Section 2.04.050.I And Authorizing The City

Administrator To Informally Re-Bid Or Negotiate If Necessary, And Award A

Construction Contract In Accord With Plans And Specifications For The Greenman

Field Renovation Project (Project NOS C197010/20/30) Within Budget In An

Amount Not To Exceed One Million Two Hundred Thousand Dollars

(\$1,200,000.00), Without Return To City Council (06-0608)

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

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S-4-8

Subject: Office Of The City Auditor - Position Funding

From: Office Of The City Administrator

Recommendation: Action On A Report On The Office Of The City Auditor

(06-0611)

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

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ADDITIONAL ITEMS SUBMITTED ON THE DAIS

Subject: 460 Grand Avenue - Mixed-Use Development

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 Planning Commission Approving

Construction Of A New Mixed-Use Development Consisting Of 74 Residential Units And 4,600

Square Feet Of Commercial Space Located At 460 Grand Avenue (Case File Number

CMDV04-485) (06-0585)

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

for scheduling

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Subject: Neighborhood Library Expansion

From: Oakland Public Library

Recommendation: Adopt A Resolution And Ordinance Submitting, On The Council's Own

Motion To The Electors At The November 7, 2006 Election, A Proposed Ordinance "The

Neighborhood Library Improvement, Expansion, Repair, and Construction Measure" In Order To

Improve Public Libraries In Oakland; Upgrade Existing Branch Libraries And The Main Library,

Installing Adequate Electrical And Plumbing Systems And Public Restrooms; Build New Branch

Libraries In Neighborhoods Lacking Them; And Provide Matching Funds To Qualify For State

And/Or Federal Funds For These Projects (06-0600)

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

[View Report.pdf](#),

[View Supplemental Report.pdf](#)

Subject: Support Of Senate Bill 840

From: Council President De La Fuente

Recommendation: Adopt A Resolution Urging The State Legislature And The Governor Of

California To Provide Comprehensive Universal Health Care For The People Of California By

Enacting Senate Bill 840, "The California Health Insurance Reliability Act" (06-0613)

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

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Subject: Instant Runoff Voting

From: Councilmembers Pat Kernighan And Nancy Nadel

Recommendation: Action On A Report On The Pros/Cons Of Preferential Voting/Instant Runoff

Voting (IRV) (06-0598)

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

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An Ordinance Rezoning Property In The Oak To Ninth Avenue Mixed Used Development

Project Site From Heavy Industrial (M-40) To The Planned Waterfront Zoning District (PWD-4)

And Open Space-Region Serving Park (OS-RSP), And From Civic Center Design Review

Combining Zone (S-2/S-4) To The Planned Waterfront Zoning District (PWD-4 And Open

Space-Region Serving Park (OS-RSP) (TITLE CHANGE) (06-0276-7)

Scheduled to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 7/18/2006

5

A review of the Council Committees' actions from June 27, 2006 and determination of scheduling to the ORA/City Council meeting of July 18, 2006 (MATRIX)

A motion was made by Member Chang, seconded by Member Reid, 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' for the meeting(s) of July 11, 2006 and the Rules and Legislation Committee of July 13, 2006

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

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 12:10

p.m.

NOTE:

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED

SPECIAL ASSISTANCE TO PARTICIPATE IN THE MEETINGS OF THE OAKLAND

REDEVELOPMENT AGENCY/CITY COUNCIL AND COMMITTEES PLEASE CONTACT

THE OFFICE OF THE CITY CLERK (510) 238-7370. NOTIFICATIONIN COMPLIANCE

WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL

ASSISTANCE TO PARTICIPATE IN THE MEETINGS OF THE OAKLAND

REDEVELOPMENT AGENCY/CITY COUNCIL AND COMMITTEES PLEASE CONTACT

THE OFFICE OF THE CITY CLERK (510) 238-7370. NOTIFICATION (TDD)

*

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