

City of Oakland

Office of the City Clerk

Oakland City Hall

1 Frank H. Ogawa Plaza

Oakland, California

94612

Ceda Floyd, City Clerk

Online Meeting Minutes - Final

*Rules & Legislation Committee

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

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

10:30 AM

City Council Chambers - 3rd Floor

Thursday, October 9, 2003

The Oakland City Council Rules and Legislation Committee convened at 10:50 a.m., with President De La Fuente presiding as Chairperson.

Roll Call / Call to Order

The Roll Call was modified to note Councilmember Wan present at 10:55 a.m.

Present: Member Chang, Member Reid, Member Wan and Chair De La Fuente

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:

Excused; Member Wan
1 -

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

2 Approval of the Draft Minutes from the meeting of October 2, 2003

A motion was made by Member Reid, seconded by Member Chang, to *Approve the Minutes. The motion carried by the following vote:

Excused; Member Wan
1 -

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

3 Determination of Schedule of Outstanding Committee Items

There were no changes to the pending list.

A motion was made by Member Reid, seconded by Member Chang, to *Approve as Submitted. The motion carried by the following vote:

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

S-3-1

A request from the September 30, 2003 City Council for a report discussing a process for Boards and Commissions nominations to be forwarded to a respective Council Committee prior to consideration by the full Council; on the Rules and Legislation Committee for scheduling

Scheduled to the *Rules & Legislation Committee

4 Scheduling of Agenda Items

The following individuals spoke and did not indicate a position on this item:

- Sanjiv Handa

A motion was made by Member Reid, seconded by Member Chang, to *Approve with the following amendments. The motion carried by the following vote:

Aye;

4 - Member Chang, Member Reid, Member Wan and Chair De La Fuente

4-1

Subject: Conflict of Interest Code

From: Office of the City Attorney

Recommendation: Approve the Introduction (First Reading) of an Ordinance amending Ordinance Number 11562 C.M.S., adopted on March 23, 1993, as amended, Oakland Municipal Code Chapter 3.16, enacting a Conflict of Interest Code for City of Oakland Employees, Members of Boards and Commissions, and Consultant Positions

Attachments: [0190.pdf](#),
[22.pdf](#)

Scheduled to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council

4-2

Subject: Bananas Child Care Referral Agency

From: Councilmember Chang

Recommendation: Adopt a Resolution to honor and commemorate "Bananas" a Child Care Information and Referral and Parent Support on its 30th anniversary

Attachments: [0191.pdf](#),
[8.1.pdf](#)

Scheduled to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council

4-3

A Report and Recommendations on parking issues in Jack London Square, including an analysis of "Jack London On Street Parking Improvement Plan"

Attachments: [0201.pdf](#)

As a scheduling item.

Scheduled to the *Public Works Committee

4-4

Subject: Lakeshore/Lake Park Business Improvement Management District

From: Community and Economic Development Agency

Recommendation: Adopt a Resolution approving and confirming the annual report of the Lakeshore/Lake Park Business Improvement Management District Advisory Board and the continuing annual assessment for the Lakeshore/Lake Park Business Improvement Management District for Fiscal Years 2003-2004; on the November 4, 2003 City Council agenda

Attachments: [0212.pdf](#)

Scheduled to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council

4-5

Subject: Sale of Real Property - 1072 55th Street

From: Community and Economic Development Agency

Recommendation: Adopt the following legislation regarding the sale of real property:

1) Adopt an Ordinance authorizing the sale of the property at 1072 55th Street to the Redevelopment Agency for \$415,000.00, and

Attachments: [0208.pdf](#)

Scheduled to the *Community & Economic Development Committee

4-6

Subject: 51st St and Coronado Ave - Surplus Real Property
From: Community and Economic Development Agency
Recommendation: Approve an Ordinance authorizing the City Manager to enter into an offer to purchase agreement with John H. Jacobsen and Mara M. Jacobsen the adjoining property owners for 1,500 square feet of surplus real property located at 51st Street and Coronado Avenue for the fair market value of \$1,500; on the December 9, 2003 Finance and Management Committee agenda
Attachments:

[0209.pdf](#)

Scheduled to the *Finance & Management Committee

4-7

Subject: Jack London Redevelopment
From: Community and Economic Development Agency
Recommendation: Approve Recommendation regarding status on the proposed Jack London Redevelopment Project and provide direction on the preliminary consideration of major deal points for inclusion in the requested development agreement
Attachments:

[0210.pdf](#)

Scheduled to the *Community & Economic Development Committee

4-8

Subject: Fruitvale Business Improvement Management District
From: Community and Economic Development Agency
Recommendation: Adopt a Resolution approving and confirming the annual report of the Fruitvale Business Improvement Management District Advisory Board and the continuing annual assessment for the Fruitvale Business Improvement Management District for Fiscal Years 2003 - 2004; on the November 4, 2003 City Council agenda
Attachments:

[0211.pdf](#)

Scheduled to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council

4-9

Subject: Funding for Affordable Housing Developers
From: Community and Economic Development Agency
Recommendation: Adopt a series of Resolutions authorizing loans in the aggregate amount of up to \$10 Million to affordable housing developers; on the January 27, 2004 Community and Economic Development Committee agenda
Attachments:

[0213.pdf](#)

Scheduled to the *Community & Economic Development Committee

4-10

Subject: On-Call Curb Ramps Project
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the rejection of all bids for On-Call Curb Ramps Project (Fiscal Year 2001-2002) (Project No. C209110), and formally re-bid the project with return to Council for award
Attachments:

[0198.pdf](#)

Scheduled to the *Public Works Committee

Subject: Interstate 880 / 16th Avenue - Pedestrian Fatalities
From: Public Works Agency
Recommendation: Receive an Informational Report on issues identified by the Public Safety Committee on June 7, 2003, related to pedestrian fatalities in May and June 2003 on Interstate 880 near 16th Avenue

Scheduled to the *Public Safety Committee

4-12

Subject: Joaquin Miller Park Cascade Landscaping Project
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the City Manager to award a construction contract to the lowest responsible, and responsive bidder in accordance with the Joaquin Miller Park Cascade Landscaping Project, Project No. C197230, and contractor's firm, fixed bid for an amount not to exceed the City's engineer's estimate, ninety one thousand dollars (\$91,000), or if initial bids are non-responsive and/or non-responsible, authorizing the City Manager to reject all such bids and re-bid and/or negotiate a contract, and award a construction contract for said project without return to City Council (PURSUANT TO SECTION 902-E OF THE CITY CHARTER, THIS ITEM REQUIRES A 2/3 VOTE)

Attachments:

[0202.pdf](#)

Scheduled to the *Public Works Committee

4-13

Subject: Spanish Speaking Unity Council - Union Point Park
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the City Manager to accept and appropriate a contribution of two million seven hundred seventy-five thousand (\$2,775,000) from the Spanish Speaking Unity Council (Unity Council) towards the design and development of the Union Point Park project, and to negotiate and execute a contract with Unity Council in an amount not-to-exceed two million one hundred thousand dollars (\$2,100,000) for project management and design services to implement the design and oversee the development of said Park project with a total project budget of eight million six hundred eighty-four thousand dollars (\$8,684,000)

Attachments:

[0203.pdf](#)

Scheduled to the *Life Enrichment Committee

4-14

Subject: Lake Merritt Dock at 17th Street and Lakeside
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the City Manager to enter into a Construction Agreement with Vortex Inc., in an amount not to exceed ninety two thousand two hundred dollars (\$92,200) for the construction of the Lake Merritt Dock at 17th Street and Lakeside Drive, Project No. G139410(PURSUANT TO SECTION 902-E OF THE CITY CHARTER, THIS ITEM REQUIRES A 2/3 VOTE)

Attachments:

[0204.pdf](#)

Scheduled to the *Public Works Committee

4-15

Subject: Laurel Streetscape Improvement
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the rejection of all bids on the Laurel Streetscape Improvement on MacArthur Boulevard (between 35th Avenue and High Street) (Project No. C194710), and formally re-bid with return to Council for award

Attachments:

[0205.pdf](#)

Scheduled to the *Public Works Committee

4-16

Subject: Public Ethics Commission Bylaws
From: Office of the City Manager
Recommendation: Approve Recommendation to obtain required City Council ratification of amendments to the Public Ethics Commission Bylaws pertaining to committee organization and compliance with the Sunshine Ordinance

Scheduled to the *Rules & Legislation Committee

5 A review of the Council Committees' actions and determination of scheduling to the ORA/City Council meeting

There was no action necessary on this item.

6 A review of the Supplemental Agenda for the Council Committees for the meetings of October 14, 2003

The following individuals spoke and did not indicate a position on this item:
- Sanjiv Handa

A motion was made by Member Reid, seconded by Member Chang, to *Approve with the following amendments. The motion carried by the following vote:

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

Changes to the Finance and Management Committee agenda:

Subject: Off-Site Real Time Closed Captioning Stenography Services
From: Office of the City Clerk
Recommendation: Adopt a Resolution authorizing the City Manager to execute a professional services contract with Rapidtext for off-site real time closed captioning stenography services for the Concurrent Redevelopment Agency/ Oakland City Council and Committee meetings in an amount not to exceed ninety thousand dollars (\$90,000) per year for the period from November 1, 2003 through June 30, 2005 and authorizing the City Manager to execute a two year extension of the contract for an additional amount not to exceed ninety thousand dollars (\$90,000) per year

Attachments: [Item 2 10-14-03.pdf](#)

***Rescheduled to the *Finance & Management Committee**

7 A review of the Agenda for the Concurrent Meeting of ORA/City Council for the meeting of October 21, 2003

Attachments: [7.pdf](#)

The following individuals spoke and did not indicate a position on this item:

- Sanjiv Handa

A motion was made that this matter be Approved. The motion carried by the following vote:

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

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

The following individuals spoke during 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 11:32 a.m.

* 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.

ORA- Oakland Redevelopment Agency

S- Supplemental Item

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