



# City of Oakland Meeting Minutes

Office of the City Clerk  
Oakland City Hall  
1 Frank H. Ogawa Plaza  
Oakland, California 94612  
LaTonda Simmons, City Clerk

## Concurrent Meeting of the Oakland Redevelopment Agency / City Council Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California, 94612

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

Tuesday, May 03, 2011

5:30 PM

Oakland City Hall, 3rd Floor

1 Pledge of Allegiance

*The Concurrent Meeting of the Oakland Redevelopment Agency and City Council was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 6:24 pm.*

2 Roll Call / ORA & Council

COUNCIL MEMBERS: Jane Brunner, Dist. 1; Patricia Kernighan, Dist. 2; Nancy Nadel, Dist. 3; Libby Schaaf, Dist. 4; Ignacio De La Fuente, Dist. 5; Desley Brooks, Dist. 6; Rebecca Kaplan, At-Large, and President Larry Reid, Dist. 7

ORA\Councilmember Excused: 1 - Councilmember Kaplan

ORA\Councilmember Present: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner

3 Open Forum / Citizens Comments

(Time Available: 15 minutes)

*There were 15 speakers during Open Forum*

4 ACTIONS ON SPECIAL ORDERS OF THE DAY

(Ceremonial Presentations, Reports/Presentations from the Mayor, Council Acknowledgements/Announcements):

*Agency/Councilmember De La Fuente took a point of personal privilege and requested that the meeting be adjourned in memory of Jesus "Chuy" Campos. Council President Reid requested association with this tribute.*

*Agency/Councilmember Nadel took a point of personal privilege and requested that the meeting be adjourned in memory of Lucy Patterson*

*Agency/Councilmember Brunner took a point of personal privilege and requested that the meeting be adjourned in memory of Adam Williams and Bill Jenkins. Vice Mayor Brooks requested association with this tribute.*

- 4.1 Subject: Chuck Harlins - Retirement  
From: Council President Reid And Vice Mayor Brooks  
Recommendation: Adopt A Resolution Recognizing And Honoring Charles Keith (Chuck) Harlins For His Dedicated Service To The City Of Oakland Upon His Retirement After 24 Years  
[10-0564](#)

**A motion was made by Vice Mayor Brooks, seconded by President of the Council Reid, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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- 4.2 Subject: Laurel Elementary School - 100 Years  
From: Councilmember Schaaf  
Recommendation: Adopt A Resolution Commending Laurel Elementary School For 100 Years Of Service To The Children Of The City Of Oakland  
[10-0579](#)

**A motion was made by Councilmember Schaaf, seconded by Councilmember Nadel, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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- 4.3 Subject: Affordable Housing Week  
From: Councilmember Nadel  
Recommendation: Adopt A Resolution Proclaiming The Week Of May 6 To May 15, 2011 To Be 15th Annual Affordable Housing Week  
[10-0572](#)

**A motion was made by Councilmember Nadel, seconded by Councilmember Brunner, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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- 5 APPROVAL OF THE DRAFT MINUTES FROM THE CONCURRENT MEETING OF  
April 5, 2011

**A motion was made by President Pro Tempore De La Fuente, seconded by Councilmember Kernighan, to \*Approve as Submitted. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner

- 6 MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS  
(Requests to: Reschedule items from consent to Non-Consent to the next Council Agenda, Speak on Consent Calendar, Register Votes, Change order of Items, Reconsiderations, Pull Items held in Committee):

*Agency/Councilmember Kernighan made a motion, seconded by Agency/Councilmember Nadel, to schedule an item considered by the April 14, 2011 Rules Committee and schedule the item to the May 17, 2011 City Council agenda as a Non -Consent item.*

Subject: Call For 2011 Special Election

From: Office Of The City Administrator

Recommendation: Adopt An Ordinance Adding Section 3.08.015 To Chapter 3.08 Of The Oakland Municipal Code, Entitled "Elections," To Authorize The City Council To Call A Special Municipal Election

[10-0555](#)

**Referred to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 5/17/2011**  
*as a Non-Consent item.*

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#### **7. CONSENT CALENDAR (CC) ITEMS:**

*Agency/Councilmember Nadel made a motion seconded by Agency/Councilmember Kernighan to approve an urgency finding pursuant to Section 2.20.080 E(2) regarding Item S-7.40 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 is required to avoid a substantial adverse impact that would occur if the action were deferred to a subsequent special or regular meeting.*

*Upon Call of the Roll the Urgency Motion passed by Ayes:  
Agency/Councilmember: Brooks, Brunner, De La Fuente, Kernighan, Nadel,  
and Council President Reid - 6, Noes: Schaaf - 1, Excused: Kaplan - 1*

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7.1-CC Subject: Declaration Of A Local Emergency Due To AIDS Epidemic  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's  
Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health Crisis  
With Regard To The AIDS Epidemic  
[10-0576](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
*There was one speaker on this item.*

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7.2-CC Subject: Medical Cannabis Health Emergency  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A Local  
Public Health Emergency With Respect To Safe, Affordable Access To Medical Cannabis In  
The City Of Oakland  
[10-0577](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
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7.3-CC Subject: City Administrator Employment Agreement - P. Lamont Ewell  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Authorizing The Mayor To Execute An Employment  
Agreement On Behalf Of The City With P. Lamont Ewell, City Administrator, Effective March  
28, 2011  
[10-0557](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
*There was one speaker on this item.*

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7.4-CC Subject: Formation Of The Fruitvale Property Business Improvement District  
From: Community And Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Sign The Petition For The Three (3) City-Owned Properties On Which Assessments Are To Be Levied (APN 025-0722-026-00, APN 033-2130-035-02, And APN 033-2135-026-02) To Support The Formation Of The Fruitvale Property Business Improvement District Of 2011; And  
[10-0509](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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2) An Agency Resolution Authorizing The Agency Administrator To Sign The Petition For The Three (3) Agency-Owned Properties On Which Assessments Are To Be Levied (APN 032-2115-037-01, APN 025-0719-007-01, APN 025-0690-008-01, And APN 032-2084-051-00) To Support The Formation Of The Fruitvale Property Business Improvement District Of 2011  
[10-0509-1](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
*There were two speakers on this item.*  
[2011-0036 CMS.pdf](#)

7.5-CC Subject: Behavioral Science Consultation And Training Services  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Waiving Advertising And The Request For  
Proposals/Qualifications And Authorizing The City Administrator To Enter Into An Agreement  
For The Period Of July 1, 2011 To June 30, 2012, With Michael Palmertree To Provide  
Behavioral Science Consultation And Training Services To The Oakland Police Department At  
A Cost Not To Exceed Fifty Thousand Dollars (\$50,000.00) [TITLE CHANGE]  
[10-0513](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
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7.6-CC Subject: Alcohol Control Enforcement Program  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The  
City Of Oakland, To Accept And Appropriate Grant Funds In An Amount Not To Exceed One  
Hundred Thousand Dollars (\$100,000) From The State Of California, Department Of Alcoholic  
Beverage Control (ABC), Grant Assistance Program (Gap), For The Federal Fiscal Year 2012  
Implementation Of The Alcohol Control Enforcement Program Within The Police Department  
[10-0504](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
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7.7-CC Subject: License Agreement With American Medical Response  
From: Oakland Fire Department  
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Enter Into A License Agreement With American Medical Response West DBA National College Of Technical Instruction (NCTI) For Nonexclusive Use Of Classrooms Located At The Oakland Fire Department's Training Facilities For An Initial Term Until February 2012, With The Option To Extend For Two Years, One Year At A Time, Until February 2014, In Consideration For A Reduced Fee For Emergency Medical Services Training And Payment Of Maintenance Costs

[10-0526](#)

**A motion was made to Approved As Amended On Introduction and Scheduled for Final Passage on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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2) A Resolution Waiving Advertising And The Request For Qualification Requirements And Authorizing The Purchase Of Emergency Medical Services And Paramedic Classes From The National College Of Technical Instruction For Up To Ten Students Enrolled In The Fire Department EMT And Paramedic Cadet Program In An Amount Not To Exceed \$80,000 Annually

[10-0526-1](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
*There was one speaker on this item.*  
[83307 CMS.pdf](#)

7.8-CC Subject: Public Safety Oversight Committee Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Appointing Qa'id Aqeel Tauheed And Michael E. Brown Jr. As Members Of The Violence Prevention And Public Safety Oversight Committee

[10-0580](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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7.9-CC Subject: Commission On Persons With Disabilities Appointment  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Betty  
Mulholland To The Commission On Persons With Disabilities  
[10-0581](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
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7.10-CC Subject: Community Policing Advisory Board Appointment  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Tamera  
White As A Member Of The Community Policing Advisory Board  
[10-0582](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
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7.11-CC Subject: Settlement Agreement - Evelyn Belnavis  
From: Office of the City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To  
Compromise And Settle The Case Of Evelyn Belnavis V. City Of Oakland, Alameda County  
Superior Court Case No. RG09-489228 In The Amount Of \$90,000.000 As A Result Of A Trip  
And Fall Accident At Near 721 W. MacArthur Blvd. (Public Works Agency)  
[10-0584](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
*There was one speaker on this item.*  
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7.12-CC Subject: Oakland Housing Authority Board Appointment  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Revising Resolution No. 82300 Appointing Greg Hartwig To The Oakland Housing Authority Board Of Commissioners To Reflect The Correct Term  
[10-0575](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
*There was one speaker on this item.*

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7.13-CC Subject: Parks And Recreation Advisory Commission - Appointment  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Marsha C. Peterson To The Parks And Recreation Advisory Commission  
[10-0597](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner

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7.14-CC Subject: Enterprise Zone Program  
From: Community And Economic Development Agency  
Recommendation: Adopt A Resolution In Support Of Assembly Bill ("AB") 231, AB 232, And ABX 11, Proposed Amendments To Reform California Enterprise Zone Program [TITLE CHANGE]  
[10-0497](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
*There was one speaker on this item.*

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7.15-CC      Subject:      Seismic Safety Finance Act  
From:          Office Of The City Attorney  
Recommendation: Adopt A Resolution Supporting Assembly Bill 184 (Swanson) Which Will Add A New Section 5899, Entitled The Seismic Safety Finance Act, To The California Streets And Highways Code To Allow The Voluntary Creation Of Contractual Assessment Programs For Property Owners To Seismically Retrofit Residential, Commercial, Industrial, And Agricultural Buildings  
[10-0492](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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7.16-CC      Subject:      Installation Of Art At Hardy Park  
From:          Councilmember De La Fuente  
Recommendation: Adopt A Resolution Waiving Advertising, Bidding And Request For Proposal Requirements For The Purchase Of Materials And Public Art From The Rockridge Community Planning Council In The Amount Of \$22,021.70 Used To Build And Install A Kiosk And Benches And To Fabricate And Install Art By Mark Brest Van Kempen At Hardy Park  
[10-0583](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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7.17-CC Subject: Settlement Agreement - Bernd Fiebig  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Bernd Fiebig V. City Of Oakland, Alameda County Superior Court Case No. RG10493987, City Attorney's File No. 27014, In The Amount Of Twenty-Five Thousand Dollars And No Cents (\$25,000.00). Mr. Fiebig's Injuries Resulted From A Trip And Fall On A City Of Oakland Sidewalk (Public Works Agency)  
[10-0598](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.18-CC Subject: Gerrie Scott - Encroachment And Public Easement  
From: Community And Economic Development Agency  
Recommendation: Adopt A Resolution Granting Gerrie Scott A Revocable And Conditional Permit To Allow Portions Of Existing Buildings And A Fence At 1506 Center Street And 1438 15th Street To Encroach Into The Public Right-Of-Way And Public Easement  
[10-0538](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.19-CC Subject: Approving Stop Sign Installation  
From: Public Works Agency  
Recommendation: Adopt A Resolution Approving The Installation Of Stop Signs Pursuant To California Vehicle Code Sections 21351 And 21355 And Oakland Municipal Code Section 10.12.110 On: A. Minna Avenue At Allendale Avenue; B. East 27th Street At The West Leg Of 26th Avenue; And C. 43rd Street And Linden Street  
[10-0548](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
*There was one speaker on this item.*

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S-7.20-CC Subject: State Transportation Development Act Article 3  
From: Public Works Agency  
Recommendation: Adopt The Following Pieces Of Legislation:  
1) A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate  
Up To Two Hundred Eighty Five Thousand Dollars (\$285,000.00) In Fiscal Year 2011-2012  
State Transportation Development Act Article 3 Funds As Follows: (1) Bicycle Wayfinding  
Signage, Fifty Thousand Dollars (\$50,000.00); (2) Bonham Way Stairs And Paths  
Rehabilitation, One Hundred Ten Thousand Dollars, (\$110,000.00); And (3) Harrison  
Street/Oakland Avenue Bikeway, One Hundred Twenty Five Thousand Dollars (\$125,000.00);  
And  
[10-0549](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
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2) A Resolution Authorizing The Installation Of Class II Bicycle Lanes On Harrison Street By  
Reducing Travel Lanes From Three (3) Through Lanes To Two (2) Through Lanes Between  
Macarthur Boulevard And Fairmount Avenue  
[10-0549-1](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.21-CC Subject: Installation Of Bicycle Lanes  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The Installation Of Bicycle Lanes On MacArthur Boulevard Between High Street And Buell Street By Reducing Travel Lanes From Three (3) Through Lanes To Two (2) Through Lanes Between High Street And Greenacre Road And By Reducing Travel Lanes From Four (4) Through Lanes To Two (2) Through Lanes Between Greenacre Road And Enos Avenue, And By Prohibiting Parking Adjacent To Interstate 580 Between High Street And Greenacre Road  
[10-0554](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
*There was one speaker on this item.*

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S-7.22-CC Subject: 6444 San Pablo Avenue - Encroachment  
From: Community And Economic Development Agency  
Recommendation: Adopt A Resolution Granting Benjamin Williams A Revocable And Conditional Permit To Allow An Existing Basement For A Building At 6444 San Pablo Avenue To Encroach Under The Public Sidewalk  
[10-0496](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner

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S-7.23-CC Subject: Lake Merritt Institute For Professional Services  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Two Year Agreement From July 1, 2011, To June 30, 2013, With The Lake Merritt Institute For Professional Services To Provide Cleanup, Maintenance, Monitoring, Volunteer Coordination, Technical Assistance And Public Outreach Related To Lake Merritt In An Amount Not To Exceed Three Hundred Twenty Thousand Dollars (\$320,000), And To Extend The Initial Contract Period An Additional Two Years Through June 30, 2015, If The Tasks In The Scope Of Work Are Completed Satisfactorily.

[10-0512](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner

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S-7.24-CC Subject: Landscaping And Lighting Assessment District  
From: Office Of Budget  
Recommendation: Adopt A Resolution Initiating The Fiscal Year 2011-2012 Assessment Process For The City Of Oakland Landscaping And Lighting Assessment District And Authorizing The City Administrator To Order A Preliminary Engineers's Report Pursuant To The California Streets And Highways Code

[10-0545](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner

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S-7.25-CC Subject: Fiscal Year 2009/2010 Single Audit Report  
From: Finance And Management Agency  
Recommendation: Receive An Informational Report Presenting The Fiscal Year 2009/2010 Single Audit Report

[10-0546](#)

**This Matter was \*Withdrawn and Rescheduled on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner

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S-7.26-CC Subject: Wildfire Prevention Assessment District  
From: Office Of The Budget  
Recommendation: Adopt A Resolution Initiating The Fiscal Year 2011-2012 Assessment Confirmation Process For The City Of Oakland Wildfire Prevention Assessment District And Authorizing The City Administrator To Order A Preliminary Annual Report Pursuant To The Oakland Municipal Code  
[10-0553](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.27-CC Subject: Bricker-Mincolla Contract Award  
From: Department Of Contracting And Purchasing  
Recommendation: Adopt A Resolution Awarding A Contract To Bricker-Mincolla Uniform Company, A Small Local Business, And Lowest Responsive, Responsible Bidder In An Amount Not To Exceed Two Hundred Seventy Nine Thousand, Six Hundred Dollars (\$279,600.00) For The Purchase Of Four Hundred (400) Second Chance, Summit SM01, Level IIIA Body Armor Vests In Accordance With Specification No. 11-680-08-01/Request For Quote (RFQ) No. 1387  
[10-0505](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
*There was one speaker on this item.*  
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S-7.28-CC Subject: MacArthur Boulevard Acquisition/Demolition Project  
From: Community And Economic Development Agency  
Recommendation: Adopt A Resolution Approving A Replacement Housing Plan For The MacArthur Boulevard Project  
[10-0537](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.29-CC Subject: Coliseum BART Station Transit Village Infrastructure Project  
From: Community And Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing And Appropriating A \$6,551,446 Increase In The Contribution Of Agency Funds From \$2,065,000 To \$8,616,466 To The City Of Oakland Under The Cooperation Agreement For The Coliseum Bart Station Transit Village Infrastructure Project

[10-0540](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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[2011-0038 CMS.pdf](#)

2) A City Resolution Accepting And Appropriating A \$6,551,446 Increase In The Contribution Of Redevelopment Agency Funds Under The Cooperation Agreement From \$2,065,000 To \$8,616,466 For The Coliseum Bart Station Transit Village Infrastructure Project, And Authorizing Professional Services Agreements With Moffatt And Nichol In An Amount Not To Exceed \$402,314 For Civil Engineering Design Services And Golden Associates In An Amount Not To Exceed \$192,291 For Landscape Architectural Design Services For The Project

[10-0540-1](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
[83328 CMS.pdf](#)

S-7.30-CC Subject: 606 Clara Street/9418 Edes Ave - ENA  
From: Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing An Exclusive Negotiating Agreement (ENA) With AE3 Associates For Development Of Agency - Owned Property At 606 Clara Street/9418 Edes Avenue

[10-0539](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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[2011-0039 CMS.pdf](#)



S-7.31-CC Subject: Summer Food Service Program Grant  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate The Summer Food Service Program Grant From The California Department Of Education Nutrition Services Division In An Estimated Amount Of \$323,000 And To Negotiate And Execute A Professional Service Agreement Between The City And The San Lorenzo Unified School District In An Amount Not To Exceed \$118,250 And To Negotiate And Execute A Professional Service Agreement Between The City And Epicurean Group In An Amount Not To Exceed \$99,900 To Provide Food Services For The 2011 Summer Food Service Program For Children  
[10-0498](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.32-CC Subject: Bay Area Library And Information System (BALIS)  
From: Library Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Grant Funds In The Amount Of \$73,000 From The Bay Area Library And Information System (BALIS) For The Development Of A Teen Multimedia Creation Lab At The New 81st Avenue Library That Fosters Participatory Media, Creativity, And Digital Literacy  
[10-0551](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.33-CC Subject: Laboratory Information Management System - Contract Award  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee, On Behalf Of The City Of Oakland To 1) Waive The Competitive Request For Proposals (RFP) Process, And 2) Enter Into A Professional Services Agreement With Mr. Bruce Fukayama For The Period Of May 1, 2011 Through September 30, 2012 With Two One-Year Options To Extend, In An Amount Not To Exceed Thirty-Two Thousand, One Hundred Ninety-One Dollars (\$32,191) For Technical Assistance To The Oakland Police Department's Criminalistics Division With The Implementation Of A Laboratory Information Management System (LIMS)  
[10-0544](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.34-CC Subject: Transitional Employment Program  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Grant Agreement With Volunteers Of America Of The Bay Area (VOABA) In An Amount Not To Exceed \$2,065,000 From May 1, 2011 Through June 30, 2013 To Provide A Transitional Employment Program For Oakland Residents On Parole Modeled After The Center For Employment Opportunities (CEO) Best Practice  
[10-0552](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.35-CC Subject: Summer Youth Employment Services  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute Grant Agreements Between The City Of Oakland With The Following Agencies With Corresponding Amounts: 1) Youth Employment Partnership Inc. (\$95,260): 2) Youth Radio (\$40,000), And 3) Youth Uprising (\$42,340): To Provide Summer Youth Employment Services To High Risk Youth In Accordance With The Measure Y Violence Prevention And Public Safety Act, For A Total Amount Not To Exceed \$177,600 For The Period Of May 5, 2011 To December 30, 2011  
[10-0508](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.36-CC Subject: Support Of Senate Bill SB 729  
From: Councilmember Rebecca Kaplan  
Recommendation: Adopt A Resolution To Support Senate Bill 729 This Bill Would Prohibit A Mortgagee, Trustee, Beneficiary, Or Authorized Agent From Recording A Notice Of Default Unless That Party Makes Reasonable And Good Faith Efforts, Defined In Bill, To Evaluate The Borrower For All Available Loss Mitigation Options To Avoid Foreclosure. [TITLE CHANGE]  
[10-0527](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.37-CC Subject: Support Of Assembly Bill 1321  
From: Councilmember Rebecca Kaplan  
Recommendation: Adopt A Resolution To Support Assembly Bill 1321 (Wieckowski) -  
Mortgage Title Transparency. A Bill Mandating The Recording Of All Mortgage Deeds/Trusts  
And Assignments, And Payment Of The Requisite Fees. It Would Also Require That The  
Mortgage Note Be Filed Prior To Issuing A Notice Of Default To Ensure That The Foreclosing  
Party Has The Right To Foreclose. [TITLE CHANGE]  
[10-0528](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.38-CC Subject: Support Of Assembly Bill SB 935  
From: Councilmember Rebecca Kaplan  
Recommendation: Adopt A Resolution To Support Assembly Bill 935 (Blumenfield) An Act  
To Amend Section 27360 Of The Government Code, Creating A Foreclosure Mitigation  
Charge Of \$20,000.00, That Must Be Deposited By A Mortgage Servicer Upon Filing A Notice  
Of Trustee's Sale With The County Recorder. The Monies Collected To Be Used To Create A  
Foreclosure Mitigation Fund To Be Distributed To Local Agencies For Specific Designated  
Uses. [TITLE CHANGE]  
[10-0529](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.39-CC Subject: Waste, Recycling, And Labeling Legislative Bills  
From: Public Works Agency  
Recommendation: Adopt Five Resolutions To Support Five California Legislative Bills  
Concerning Solid Waste, Recycling, And Product Labeling:

1) A Resolution To Support California Senate Bill 515 (Corbett) Which Will Require  
Manufacturers To Create, Fund And Operate A Program To Recycle And/Or Dispose Of  
Household Batteries They Sell In California After Their Useful Life;

[10-0558](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner

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2) A Resolution To Support California Senate Bill 567 (Desaulnier) Which Would Extend  
Existing Environmental Labeling Requirements Affecting Plastic Bags And Food And  
Beverage Containers To All Plastic Products;

[10-0558-1](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner

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3) A Resolution To Support California Senate Bill 568 (Lowenthal), Which Would Ban  
Restaurants And All Other Food Vendors From Serving Prepared Food In Polystyrene Foam  
Containers;

[10-0558-2](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner

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4) A Resolution In Support Of Assembly Bill 341 (Chesbro) - "Solid Waste: Diversion" That Would Establish A Statewide Goal Of 75% Waste Diversion By The Year 2020 And Require Cities And Counties To Establish Mandatory Recycling For Businesses And Multi-Family Dwellings; And  
[10-0558-3](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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5) A Resolution In Support Of Assembly Bill 818 (Blumenfield) - Solid Waste - Multifamily Dwelling "Renters Right To Recycle Act"  
[10-0558-4](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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S-7.40-CC Subject: Civil Service Board Appointments  
From: Department Of Human Resource Management  
Recommendation: Adopt A Resolution Reappointing Judith Bodenhausen, Dee Dee Brantley, And Wendall Mitchell As Members Of The Civil Service Board  
[10-0605](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
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**Passed The Consent Agenda**

**A motion was made by President Pro Tempore De La Fuente, seconded by Councilmember Schaaf, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner

- 8 Oral Report of Final Decisions Made During Closed Session & Disclosure of Non-Confidential closed session discussions

**A motion was made by Councilmember Brunner, seconded by Vice Mayor Brooks, to \*Approve as Submitted the report of the City Attorney of 3 final decisions made during closed session. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Absent: 1 - Councilmember Kernighan  
ORA\Councilmember Ayes: 6 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
*There was one speaker on this item.*

**COMMENCING AT 6:30 P.M., OR AS SOON AS REASONABLY PRACTICABLE  
THEREAFTER, THE NON - CONSENT CALENDAR PORTION OF THE AGENDA:**

**9. CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING  
REQUIREMENTS:**

*Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 7:35 p.m.*

*Agency/Councilmember Brunner made a motion, seconded by Agency/Councilmember Schaaf, to close the Public Hearing, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brunner, Brooks, De La Fuente, Kernighan, Nadel, Schaaf, and President of the Council Reid -7, 1 Excused - Kaplan*

9.1 Subject: Major Conditional Use Permit - 4514 Telegraph Avenue  
From: Community And Economic Development Agency  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Denying The Appeal (A10-324), Thereby Upholding The Planning Commission Decision To Approve A Revision (REV10-018) To A Major Conditional Use Permit At 4514 Telegraph Avenue For Fast-Food And Drive-Through Commercial Activity  
[10-0487](#)

**A motion was made by Councilmember Brunner, seconded by Councilmember Schaaf, that this matter be Continued to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on May 17, 2011. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
*There were 17 speakers on this item.*

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*Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at 8:46 p.m.*

*Agency/Councilmember Brunner made a motion, seconded by Agency/Councilmember Schaaf, to close the Public Hearing, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brunner, Brooks, De La Fuente, Kernighan, Nadel, Schaaf, and President of the Council Reid -7, 1 Excused - Kaplan*



9.2 Subject: Improvements To The Facility Located At 655 International Boulevard  
From: Community And Economic Development Agency  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following  
Pieces Of Legislation:

1) An Agency Resolution Authorizing A Contribution Of \$100,000 From Central City East  
Redevelopment Funds To The City Of Oakland Under The Cooperation Agreement To  
Undertake Disabled Access Improvements To The Facility Located At 655 International  
Boulevard In Clinton Park; And

[10-0511](#)

**A motion was made by Vice Mayor Brooks, seconded by President Pro  
Tempore De La Fuente, that this matter be Adopted. The motion carried  
by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
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2) A City Resolution Accepting A Contribution Of \$100,000 From The Redevelopment Agency  
Under The Cooperation Agreement To Undertake Disabled Access Improvements To The  
Facility Located At 655 International Boulevard In Clinton Park

[10-0511-1](#)

**A motion was made by Vice Mayor Brooks, seconded by President Pro  
Tempore De La Fuente, that this matter be Adopted. The motion carried  
by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner  
[83343 CMS.pdf](#)

~~9.3 Subject: Lake Merritt Institute For Professional Services  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A  
Two Year Agreement From July 1, 2011, To June 30, 2013, With The Lake Merritt Institute  
For Professional Services To Provide Cleanup, Maintenance, Monitoring, Volunteer  
Coordination, Technical Assistance And Public Outreach Related To Lake Merritt In An  
Amount Not To Exceed Three Hundred Twenty Thousand Dollars (\$320,000), And To Extend  
The Initial Contract Period An Additional Two Years Through June 30, 2015, If The Tasks In  
The Scope Of Work Are Completed Satisfactorily.~~

~~[10-0512](#)~~

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*Upon the reading of Item 9.4 by the City Clerk, the Public Hearing was opened at 8:48 p.m.*

- 9.4      Subject:    Housing And Urban Development Action Plan  
From:        Community And Economic Development Agency  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution 1) Authorizing The City Administrator To Prepare And Submit To The U.S. Department Of Housing And Urban Development The Annual Action Plan For Fiscal Year 2011-2012; 2) Accepting And Appropriating Funds Totaling \$16,439,906.00 For The Home, Emergency Shelter Grant (ESG), Housing Opportunities For Persons With Aids (HOPWA), And The Community Development Block Grant Programs; 3) Appropriating \$670,480.00 In Program Income And Any Amounts In Excess Thereof For Housing Rehabilitation Revolving Loan Fund; And 4) Authorizing The City Administrator To Negotiate And Execute Agreements With Subgrantees For Fiscal Years 2011-2013 For The Community Development Block Grant Program.  
[10-0535](#)

**A motion was made by Councilmember Nadel, seconded by Vice Mayor Brooks, that this matter be Adopted as Amended to re-allocate FY 11-13 District 5 CDBG funds in the amount of \$82,000 from Rebuilding Together Oakland to AnewAmerica. The amount allocated is \$50,000 in year 1 (FY 11-12) and \$32,000 in year 2 (FY 12-13 The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the Council Reid, Councilmember Schaaf and Councilmember Brunner  
*There were 7 individuals who spoke on this item.*

*Agency/Councilmember Nadel made a motion, seconded by Agency/Councilmember Brooks, to close the Public Hearing, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brunner, Brooks, De La Fuente, Kernighan, Nadel, Schaaf, and President of the Council Reid -7, 1 Excused - Kaplan*  
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**ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

- 10            This number intentionally not used  
*At this time item 13 was taken before item 11*

- 
- 11 Subject: Gang Injunction Informational Reports  
From: Councilmember Patricia Kernighan  
Recommendation: Receive A Joint Informational Report From The City Attorney's Office And  
The Oakland Police Department On The City's Civil Injunction Cases Against The North Side  
Oakland Gang And The Nortenos Gang  
[10-0331](#)

**No Action Taken**

*There were 31 speakers on this item.*

*The council directed staff to return to the May 17, 2011 City Council meeting  
with an action item regarding gang injunctions that includes the additional  
information to be provided by the City Attorney and the police department.*

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- ~~12~~ ~~Subject: City Of Oakland Lobbyist Registration Act – Amendments~~  
~~From: Public Ethics Commission~~  
~~Recommendation: Adopt An Ordinance Establishing Regulation Of Lobbyists In Oakland-~~  
~~Municipal Code Chapter 3.20~~  
~~[10-0342](#)~~

**\*Withdrawn with No New Date**

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- 13 Subject: Countrywide Transportation Plan  
From: Public Works Agency  
Recommendation: Adopt A Resolution Endorsing And Establishing Specific Programs And  
Projects As Oakland's Top Priorities For Funding In The 25-Year 2012 Countywide  
Transportation Plan  
[10-0565](#)

**A motion was made by Vice Mayor Brooks, seconded by Councilmember  
Nadel, that this matter be Adopted. The motion carried by the following  
vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember Kaplan  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Kernighan, Councilmember Nadel, President of the  
Council Reid, Councilmember Schaaf and Councilmember Brunner

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**Continuation of Open Forum**

**ADJOURNMENT OF COUNCIL SESSION**

**(Meeting shall conclude no later than 12:00 a.m., unless extended by Majority Vote of the  
Council)**

*There being no further business, and upon the motion duly made, the  
Agency/Council adjourned the meeting at 10:27 p.m.*

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**MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM 8:30AM TO 5:00PM**

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*City Clerk and Clerk of the Council*