



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

* Special Meeting of the Oakland City Council

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

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

Thursday, July 25, 2013

6:30 PM

City Council Chambers - 3rd Floor

1 Pledge of Allegiance

The Concurrent Meeting of the Oakland City Council and Successor Redevelopment Agency was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 6:47 p.m.

2 Roll Call/ City Council

Present: Vice Mayor Reid, Council President Kernighan, Councilmember Brooks, President Pro Tempore Kaplan, Councilmember Schaaf, Councilmember Gallo, Councilmember Gibson McElhaney and Councilmember Kalb

Councilmember Schaaf took a point of personal privilege and requested that the meeting be adjourned in memory of Alaysha Carradine and Judy Salamon. Councilmembers Kaplan and Gibson McElhaney requested association with the adjournment.

Vice Mayor Reid took a point of personal privilege and requested the meeting be adjourned in memory of Lottie L. Green-Jackson.

3 Open Forum (Total Time: 15 minutes)

There were twelve speakers on this item.

4 Oral Report Of Final Decisions Made During Closed Session & Disclosure Of Non-Confidential Closed Session Discussions

There was no Closed Session to report.

5 Subject: Non-Interference In Administrative Affairs
From: Council President Patricia Kernighan
Recommendation: Discussion And Action On Recommendations From The Council President For Official City Council Responses To The 2012-2013 Alameda County Grand Jury Final Report, Entitled "Misgoverning The City Of Oakland" Released On June 24, 2013, And To The City Auditor's Non-Interference In Administrative Affairs Performance Audit Dated March 21, 2012
[12-0688](#)

A motion was made by President Pro Tempore Kaplan, seconded by Councilmember Kalb, that this matter be Accepted. The motion carried by the following vote:

Votes: Absent; 1 - Councilmember Brooks
Aye; 7 - Councilmember Gallo, Councilmember Kalb, Councilmember Gibson McElhaney, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
The Council accepted the proffered responses submitted by Councilmember Kalb to the Grand Jury Report as amended as follows:

From the last paragraph on page 2:

- 1. Strike the last sentence.; "In July 2013, the Council President..."*
- 2. Strike the word immediate from the second sentence.*

Councilmember Gibson McElhaney made a motion, seconded by Councilmember Schaaf, to allow the Council President to respond to the City Auditor's report on behalf of the full council. The motion passed with 6 Ayes, 1 Abstention - Reid, and 1 Absent - Brooks.

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6 Subject: Censuring Councilmember Brooks
 From: Council President Patricia Kernighan
 Recommendation: Discussion And Possible Action On A Motion Of The Oakland City
 Council Censuring Councilmember Desley Brooks For Actions Pertaining To The Rainbow
 Teen Center In Violation Of City Charter Sections 207, 218 And Other Laws As Found In The
 Alameda County Grand Jury Report And Substantiated By Documentary Evidence
 [12-0690](#)

**A motion was made by Councilmember Brooks, seconded by
Councilmember Gallo, that this matter be Accepted. The motion carried
by the following vote:**

Votes: Abstained; 2 - Councilmember Gibson McElhaney and Council President
Kernighan
Aye; 6 - Councilmember Gallo, Councilmember Kalb, President Pro Tempore
Kaplan, Vice Mayor Reid, Councilmember Brooks and Councilmember Schaaf
*The committee approved a motion to deny the censure and create an ad hoc
committee to implement policy and procedures for censure and to admonish the
past conduct of interference and upholding the values of the Code of Conduct
and the Charter of the City of Oakland and the Constitution of the State.*
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S-7 Subject: Amending Salary Ordinance Re Cost Of Living Increase Pursuant To MOU
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide A 2% Cost Of Living Adjustment Increase To Miscellaneous Employees' Salaries For Fiscal Year 2013-2014 And To Provide A 1% Cost Of Living Adjustment Increase To Miscellaneous Employees' Salaries For Fiscal Year 2014-2015 Pursuant To The Memoranda Of Understanding Between The City Of Oakland And The International Federation Of Professional And Technical Engineers, Local 21, Including The Deputy City Attorney I-IV Unit; The Service Employees International Union, Local 1021 Including The Part-Time Unit; The International Brotherhood Of Electrical Workers, Local 1245; The Confidential Management Employees Association; The Deputy City Attorney V And Special Counsel Association; And Providing The Same 2% Cost Of Living Adjustment Increase To Employees' Salaries For Fiscal Year 2013-2014 And A 1% Cost Of Living Adjustment Increase To Employees' Salaries For Fiscal Year 2014-2015 For Unrepresented Employees
[12-0715](#)

A motion was made by Councilmember Brooks, seconded by Councilmember Gallo, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the August 2, 2013 meeting. The motion carried by the following vote:

Votes: Abstained; 1 - Councilmember Schaaf
Aye; 7 - Councilmember Gallo, Councilmember Kalb, Councilmember Gibson McElhaney, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Brooks and Council President Kernighan
This item was taken out of order.

There were five speakers on this item.
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Continuation Of Open Forum

Adjournment

There being no further business, and upon the motion duly made, the Council adjourned the meeting at 11:25 p.m.

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