



SUPPLEMENTAL

City of Oakland

Meeting Agenda

* Meeting of the Oakland City Council

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

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

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

Tuesday, May 15, 2012

5:30 PM

City Council Chambers, 3rd Floor

DEFINITION OF TERMS:

CONSENT ITEM: *any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee. These items are heard on the 5:30 P.M. portion of the agenda.*

NON-CONSENT ITEM: *any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee. These items are heard on the 6:30 P.M. portion of the agenda.*

ACTION ITEM: *any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.*

INFORMATIONAL ITEM: *an item of the agenda consisting only of an informational report that does not require or permit Council action.*

- 1 Pledge of Allegiance
- 2 Roll Call / ORA & Council
COUNCIL MEMBERS: Desley Brooks, Dist. 6; Jane Brunner, Dist. 1, Ignacio De La Fuente; Dist. 5; Rebecca Kaplan, At-Large; Pat Kernighan, Dist. 2; Nancy Nadel, Dist. 3; Libby Schaaf, Dist. 4; Council President Larry Reid, Dist. 7
- 3 Open Forum / Citizens Comments
(Time Available: 15 minutes)
- 4 ACTIONS ON SPECIAL ORDERS OF THE DAY
(Ceremonial Presentations, Reports/Presentations from the Mayor, Council Acknowledgements/Announcements):
 - 4.1 Subject: Honoring East Bay Agency For Children
From: Councilmember Patricia Kernighan
Recommendation: Adopt A Resolution Celebrating The 60th Anniversary Of The East Bay Agency For Children
(11-0444)

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

- 4.2 Subject: Marcel Uzegbu Retirement
From: Council Member Brooks, Council President Reid, and Pro Tem De La Fuente
Recommendation: Adopt A Resolution Acknowledging The Retirement Of Marcel Uzegbu After Twenty-Six Years Of Dedicated Service To The City Of Oakland
[\(11-0323\)](#)

This item was rescheduled from the April 3, 2012 City Council Agenda.

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE SPECIAL MEETING OF APRIL 30, 2012

- 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):

7. CONSENT CALENDAR (CC) ITEMS:

- 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 Human Immunodeficiency Virus ("HIV")/Acquired Immunodeficiency Syndrome ("AIDS") Epidemic
[\(11-0458\)](#)

- 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
[\(11-0459\)](#)

- 7.3-CC Subject: Renaming Eastshore State Park
From: Vice Mayor Nadel
Recommendation: Adopt A Resolution In Support Of Renaming The Eastshore State Park To The McLaughlin Eastshore State Park
[\(11-0438\)](#)

- 7.4-CC Subject: Haitian Family Reunification Parole Program
From: Councilmember Brooks
Recommendation: Adopt A Resolution Urging President Obama's Administration/U.S. Department Of Homeland Security (DHS) To Create A Haitian Family Reunification Parole Program To Help Haiti Recover, Save Lives, And End A Double Standard
[\(11-0396\)](#)

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

~~7.5-CC~~ Subject: Council Member Desley Brooks Travel
From: Council Member Desley Brooks
Recommendation: Adopt A Resolution Authorizing Council Member Desley Brooks To Travel To Las Vegas, Nevada To Attend The 2012 International Council Of Shopping Centers (ICSC) RECON Convention From May 20-23, 2012
[\(11-0473\)](#)

This item was withdrawn by the May 10, 2012 Rules and Legislation Committee.

7.6-CC Subject: Salary Schedule Amendment - Recreation Specialist III
From: Department Of Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Permanent Part Time And Temporary Part Time Designations For The Classification Of Recreation Specialist III
[\(11-0371\)](#)

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF THIS ORDINANCE
Introduction (First Reading) was passed on April 30, 2012; 8 Ayes**

7.7-CC Subject: Salary Schedule Amendment - Fire Suppression Line Employees
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance 12187 C.M.S (The Salary Ordinance) To Restore A 52-Hour Workweek To Fire Suppression Line Employees In Unit FQL Effective June 13, 2012
[\(11-0403\)](#)

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE
Final Passage (Second Reading) is scheduled for June 5, 2012; 8 Ayes**

7.8-CC Subject: Sunfield Development LLC - DDA Property Seminary And Foothill
From: Office Of Neighborhood Investment
Recommendation: Adopt An Ordinance Authorizing A Disposition And Development Agreement With Sunfield Development, LLC, For The Sale Of Property At Foothill Boulevard And Seminary Avenue For \$6,000 For Development As A Retail Shopping Center, And Allocating \$150,000 For Remediation Of The Site
[\(11-0372\)](#)

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF THIS ORDINANCE
Introduction (First Reading) was passed on April 30, 2012 6 Ayes, 2 No - Schaaf, Kernighan**

7.9-CC Subject: Settlement Agreement - Kravitz
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Linda Kravitz Vs. City Of Oakland, Alameda County Superior Court Case No. RG11556138, City Attorney's File No. 27949, In The

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

Amount Of Seventy Five Thousand Dollars And No Cents (\$75,000.00). (Public Works - Trip And Fall)

[\(11-0468\)](#)

This item was heard in the April 30, 2012 Closed Session.

7.10-CC Subject: Settlement Agreement - John Smith
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Pay Plaintiffs' Attorneys' Fees Incurred In The Case Of John Smith (Spencer Lucas And Kirby Bradshaw) V. City Of Oakland, Et Al, United States District Court No. C-0706298 SI, Our File No. SS25818, In The Amount Of \$832,639.41 (Oakland Police Department - Unlawful Search)

[\(11-0469\)](#)

This item was heard in the March 20, 2012 Closed Session.

7.11-CC Subject: Settlement Agreement - Bautista
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Noralinda Bautista V. City Of Oakland, Alameda County Superior Court Case No. Rg10533188, In The Amount Of \$24,000.00 As A Result Of A Trip And Fall Accident. (Public Works Agency - Trip And Fall)

[\(11-0470\)](#)

This item was not heard in Closed Session.

7.12-CC Subject: Settlement Agreement - Domer
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Carmen Domer V. City Of Oakland, Alameda County Superior Court Case No. RG1155133 In The Amount Of \$8,000.00 (Public Works Agency - Trip And Fall)

[\(11-0471\)](#)

This item was not heard in Closed Session.

7.13-CC Subject: Settlement Agreement - Walker
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of William Walker V. City Of Oakland, Alameda County Superior Court Case No. RG11558725 In The Amount Of \$6,000.00 (Public Works Agency - Trip And Fall)

[\(11-0472\)](#)

This item was not heard in Closed Session.

7.14-CC Subject: Board Of Port Commissioners Appointment - Hamlin
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Earl S.

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

Hamlin To The Board Of Port Commissioners To Complete The Remainder Of Michael Lighty's Term, Which Began On July 11, 2009 And Ends On July 10, 2013

[\(11-0476\)](#)

S-7.15-CC Subject: Stormwater Treatments Project - BASMAA
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To 1) Accept And Appropriate Up To Five Hundred Thousand Dollars (\$500,000.00) Of Grant Funds And 2) Enter Into An Agreement With The Bay Area Stormwater Management Agencies Association (BASMAA) To Use These Grant Funds To Implement Stormwater Treatment Projects To Capture And Treat Poly Chlorinated Biphenyls
[\(11-0423\)](#)

The May 8, 2012 Public Works Committee approved recommendations; 4 Ayes

S-7.16-CC Subject: Citywide Bikeways - Various Locations
From: Public Works Agency
Recommendation: Adopt The Following Pieces Of Legislation:
1) A Resolution Authorizing The Reconfiguration Of Macarthur Boulevard From Richards Road To Seminary Avenue Reducing Travel Lanes From Four (4) Through Lanes To Two (2) Through Lanes, Prohibiting Parking Along The Frontage Of Mills College, And Installing Class II Bicycle Lanes;
[\(11-0437\)](#)
2) A Resolution To Establish "No Parking Anytime" On The East Side Of Ardley Avenue Between East 30th Street And Interstate 580;
[\(11-0437-1\)](#)
3) A Resolution Authorizing The Installation Of Class II Bicycle Lanes On Broadway From 30th Street To Broadway Terrace By Reducing Travel Lanes From Six (6) Through Lanes To Four (4) Through Lanes;
[\(11-0437-2\)](#)
4) Resolution Authorizing The Installation Of Class II Bicycle Lanes On East 12th Street From 14th Avenue To Fruitvale Avenue By Reducing Travel Lanes From Six (6) Through Lanes To Four (4) Through Lanes
[\(11-0437-3\)](#)

The May 8, 2012 Public Works Committee approved recommendations; 4 Ayes

S-7.17-CC Subject: Transportation Development Act Projects
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Up To Three Hundred Thousand Dollars (\$300,000.00) In Fiscal Year 2012-2013 State Transportation Development Act Article 3 Funds As Follows: (1) CityRacks Bicycle Parking Program, Seventy Five Thousand Dollars (\$75,000.00); (2) Storm Drain Inlet Grates Project, Fifty Thousand Dollars, (\$50,000.00);

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

And (3) Pedestrian Stairs And Paths Rehabilitation Projects, One Hundred Seventy-Five Thousand Dollars (\$175,000.00)

[\(11-0428\)](#)

The May 8, 2012 Public Works Committee approved recommendations; 4 Ayes

S-7.18-CC Subject: Sanitary Sewers Rehabilitation - Pacific Trenchless
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Construction Contract For The Rehabilitation Of Sanitary Sewers In The Area Bounded By Lochard Street, Edgemont Way, And Kerrigan Drive (Sub-Basin85-232 - Project No. C312010) To Pacific Trenchless, Inc., The Lowest Responsive And Responsible Bidder, For The Amount Of One Million Nine Hundred Fifty-Eight Thousand Three Hundred Forty-Seven Dollars (\$1,958,347.00) In Accord With The Project Plans And Specifications And The Contractor's Bid

[\(11-0427\)](#)

The May 8, 2012 Public Works Committee approved recommendations; 4 Ayes

S-7.19-CC Subject: Sanitary Sewers Rehabilitation - Andes Construction
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Construction Contract For The Rehabilitation Of Sanitary Sewers In The Area Bounded By San Leandro Street, Edes Avenue And 85th Avenue (Sub-Basin 85-101 - Project No. C268310) To Andes Construction, Inc., The Lowest Responsive And Responsible Bidder, For An Amount Not-To-Exceed Three Million Five Hundred Seventeen Thousand Dollars (\$3,517,000.00) In Accord With The Project Plans And Specifications And The Contractor's Bid

[\(11-0426\)](#)

The May 8, 2012 Public Works Committee approved recommendations; 4 Ayes

S-7.20-CC Subject: YEP Agreement - Team Oakland Program
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A One-Year Agreement With Youth Employment Partnership, In An Amount Not To Exceed Two Hundred Forty Nine Thousand Dollars (\$249,000.00) To Implement The Team Oakland Program, With An Option To Extend The Agreement For An Additional Two Years, In An Amount To Be Determined, Based On Satisfactory Contractor Performance And Available Funds Approved By Council And Budgeted In Fiscal Cycle 2013-15

[\(11-0425\)](#)

The May 8, 2012 Public Works Committee approved recommendations; 4 Ayes

S-7.21-CC Subject: Contract Increase - Networkfleet, Inc. For Automatic Vehicle Locators

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Increase Spending Authority On The Existing Contract With Network fleet, Inc., And To Waive Advertising And Bidding Requirement Of The Oakland Municipal Code As Authorized By City Council Resolution No. 83120 C.M.S. On December 21, 2010, For The Purchase And Mounting Of Additional Automated Vehicle Locator (AVL) Units For Both The Public Works Agency (PWA) And Parking Enforcement Vehicles. The Additional Authority Increases The Contract Limit By \$250,000, Which Brings The Total Contract Amount Not To Exceed \$350,000
(11-0378)

The May 8, 2012 Finance and Management Committee approved recommendations; 4 Ayes

S-7.22-CC Subject: Police Vehicle Retrofit
From: Finance And Management Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To Lehr Auto Electric, A Corporation, To Provide All Labor, Material And Equipment To Retrofit One Hundred Forty-Nine (149) Police Vehicles For The City Of Oakland In An Amount Not To Exceed Two Hundred Seventy Six Thousand, Eight Hundred Forty Two Dollars (\$276,842.00) Per Request For Quotation (RFQ) 2241, Specification No. 11-928-33 And The General Conditions Therefore On File In The Purchasing Division According To Its Bid Filed With The City On October 24, 2011
(11-0354)

The May 8, 2012 Finance and Management Committee approved recommendations; 4 Ayes

S-7.23-CC Subject: LLAD Levy Assessment
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Of Intention To Levy Assessments, Acceptance Of The Fiscal Year 2012-2013 Preliminary Engineer's Report For The City Of Oakland Landscaping And Lighting Assessment District, And Setting June 5, 2012 As The Date For A Public Hearing
(11-0417)

The May 8, 2012 Finance and Management Committee approved recommendations; 4 Ayes

S-7.24-CC Subject: Oakland Army Base Audit Report FY 2010 - 2011
From: Finance And Management Agency
Recommendation: Receive An Informational Report Presenting The Oakland Army Base Audit Report For The Fiscal Year Ended June 30, 2011
(11-0433)

The May 8, 2012 Finance and Management Committee received and forwarded this item; 4 Ayes

S-7.25-CC Subject: WPAD 2012 - 2013 Preliminary Annual Report
From: Office Of The City Administrator

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

Recommendation: Adopt A Resolution Of Intention To Levy Assessments, Acceptance Of The FY2012-13 Preliminary Annual Report For The City Of Oakland Wildfire Prevention Assessment District, And Setting June 5, 2012 As The Date For A Public Hearing

[\(11-0436\)](#)

The May 8, 2012 Finance and Management Committee approved recommendations; 4 Ayes

S-7.26-CC Subject: Lakeshore/Lake Park Business Improvement Plan
From: Office Of Economic And Workforce Development
Recommendation: Adopt A Resolution Of Intention To Form The Lakeshore/Lake Park Business Improvement Management District Of 2012, Granting Preliminary Approval Of The Management Plan, Directing Filing Of The Proposed Assessment District Boundary Description, Submitting A Proposed Assessment To The Affected Property Owners For Majority Protest Procedure Approval, And Scheduling A Public Hearing For July 17, 2012

[\(11-0414\)](#)

The May 8, 2012 Community and Economic Development Committee approved recommendations; 4 Ayes

S-7.27-CC Subject: Harrison Senior Housing Project Grant
From: Office Of Neighborhood Investment
Recommendation: Adopt A Resolution Authorizing A Grant In The Amount Of \$500,000 To Oakland Housing Initiatives And Christian Church Homes Of Northern California From State Of California Proposition 1c Funds For Development Of Parking At The Harrison Senior Housing Project Located At 1633 Harrison Street And 321 17th Street

[\(11-0439\)](#)

The May 8, 2012 Community and Economic Development Committee approved recommendations; 4 Ayes

S-7.28-CC Subject: Preschool Program Expansion Grant
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For, Accept And Appropriate The California State Preschool Program (CSPP) Expansion Grant From The California Department Of Education (CDE) In An Estimated Amount Of One Million Thirteen Thousand Two Hundred Twenty Dollars (\$1,013,220) For Program Year 2012-2013, And Authorizing A Grant Agreement With The Unity Council For An Estimated Amount Of One Hundred Six Thousand One Hundred Forty Two Dollars (\$106,142) To Fund Pre Kindergarten And Family Literacy Services In Accord With Said Grant

[\(11-0418\)](#)

The May 8, 2012 Life Enrichment Committee approved recommendations; 3 Ayes; 1 Excused - Reid

S-7.29-CC Subject: Child And Adult Care Food Program
From: Department Of Human Services

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

Recommendation: Adopt A Resolution On Behalf Of The City Of Oakland, Authorizing The City Administrator To Apply For, Accept And Appropriate The Child And Adult Care Food Program (CACFP) Grant From The California Department Of Education, Nutrition Services Division, In An Estimated Amount Of Five Hundred Forty Five Thousand Dollars (\$545,000) To Provide Funding For Nutritious Meals To Eligible Children Enrolled In The Oakland Head Start Program For Program Year 2012-2013
[\(11-0419\)](#)

**The May 8, 2012 Life Enrichment Committee approved recommendations;
3 Ayes; 1 Absent - Reid**

S-7.30-CC Subject: California Gang Reduction, Intervention And Prevention Grant
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Accept And Appropriate California Gang Reduction, Intervention And Prevention (CalGRIP) Grant Funds In An Amount Not To Exceed Two Hundred Forty Three Thousand Seven Hundred Fifty Nine Dollars (\$243,759) From The State Of California, California Emergency Management Agency (CalEMA) To Department Of Human Services (DHS) For The Time Period Of January 1, 2012 Through December 31, 2013, And 2) Enter Into A Grant Agreement For One Year, With A One Year Option To Renew, With Oakland Community Organization (OCO) For An Estimated Amount Of Twenty Five Thousand (\$25,000) Annually For Follow-Up Services For Participants From January 1, 2012 Through December 31, 2013
[\(11-0420\)](#)

**The May 8, 2012 Public Safety Committee approved recommendations; 4
Ayes**

S-7.31-CC Subject: Pacific Gas And Electric Turnkey Project
From: Public Works Agency
Recommendation: Adopt A Resolution Waiving Advertising And Competitive Bidding And Authorizing A Contract With Pacific Gas And Electric Company (PG&E) Not To Exceed Two Hundred Fifty Thousand Dollars (\$250,000) For A Turnkey Project To Replace Existing High Pressure Sodium (HPS) Cobra Style Street Lighting In East Oakland Along Designated Portions Of Macarthur Blvd., Seminary Ave. And International Blvd. With Light Emitting Diode (LED) Street Lights Using The PG&E "On Bill Financing" Option And Accepting All Energy Rebates Associated With Upgrade Projects For Appropriation And Expenditure By The Electrical Services Division As Needed To Support Sustainable Lighting Enhancement Efforts
[\(11-0416\)](#)

**The May 8, 2012 Public Safety Committee approved recommendations; 4
Ayes**

S-7.32 Subject: Single Audit Report FY 2010 - 2011
From: Finance And Management Agency
Recommendation: Receive An Informational Report Presenting The Single Audit Report For The Fiscal Year Ended June 30, 2011
[\(11-0432\)](#)

SUPPLEMENTAL

The May 8, 2012 Finance and Management Committee received and forwarded this report and directed staff to provide a supplemental report that includes the following:

1. A copy of the random testing on compliance issues with respect to certified payroll and hiring
2. Information regarding the forgiven debt of \$13 million
3. Schedule at Rules Committee the Formulation of Policy and include A133
4. A future report on developing real time data regarding local hiring and prevailing wages

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

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:

- 9.1 Subject: Rehabilitation Of Oak Center Homes And Various Sites
From: Department Of Housing And Community Development
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Amending, Terminating And Waiving Deed Covenants Encumbering Oak Center Homes At Scattered Sites Throughout West Oakland, To Allow A Revised Ownership Structure To Facilitate Acquisition Of Financing For Rehabilitation Of The Properties
(11-0440)

The May 8, 2012 Community and Economic Development Committee approved recommendations; 4 Ayes

- 9.2 Subject: 2012-2013 HUD Annual Action Plan
From: Office Of Neighborhood Investment
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 2012-2013; 2) Accepting And Appropriating Funds Totaling \$12,940,158.00 For The Home, Emergency Shelter Grant (ESG), Housing Opportunities For Persons With Aids (HOPWA), And The Community Development Block Grant Programs; 3) Appropriating \$556,408.00 In Program Income , Reprogrammed Funds 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 Year 2012-2013 For The Community Development Block Grant Program
(11-0397)

The April 24, 2012 Community and Economic Development Committee

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

approved recommendations; 3 Ayes, 1 Excused - De La Fuente

- 9.3 Subject: City Of Oakland's Fiscal Year Consolidated Plan
From: Department Of Human Services
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Amending The City Of Oakland's Fiscal Year 2011-2012 Consolidated Plan Annual Action Plan Submitted To The U. S. Department Of Housing & Urban Development, To Include Additional Funds Awarded To The City Under The U. S. Department Of Housing & Urban Development's 2011 Homeless Emergency And Rapid Transition To Housing (HEARTH) Emergency Solutions Grant (ESG), A Formula Grant (Formerly The Emergency Shelter Grant), Requiring A Substantial Amendment To The City's Fiscal Year 2011-2012 Annual Action Plan
(11-0386)

The April 24, 2012 Community and Economic Development Committee approved recommendations; 3 Ayes, 1 Excused - De La Fuente

- S-9.4 Subject: Crematorium Activity
From: Council President Reid
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Emergency Ordinance, Pursuant To Charter Section 213, Establishing Interim Controls That Require A Major Conditional Use Permit To Establish A Crematorium, As It Is Currently Defined As Manufacturing And Industrial Useage To Remain In Effect Through May 10, 2013, Or When Permanent Regulations Are Adopted, Whichever Occurs First (TITLE CHANGE)
(11-0449)

This ordinance requires an affirmative vote of 7 Ayes.

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION AND FINAL PASSAGE OF THIS ORDINANCE.

- S-9.5 Subject: Cabaret Permits
From: Councilmember Rebecca Kaplan
Recommendation: Conduct a Public Hearing And Upon Conclusion Adopt An Ordinance Amending Oakland Municipal Code Chapter 5.12, Cabarets, To Continue The Pilot Extended Hours Permits Program For An Additional Two Years And To Set Out Procedures For Immediate Suspension Of Any Cabaret Permit To Protect Patrons Or The Public [TITLE CHANGE]
(11-0446)

The May 8, 2012 Public Safety Committee approved recommendations; 4 Ayes

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE
Final Passage (Second Reading) is scheduled for June 5, 2012**

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

10 Subject: Zero Waste RFP Economic Benefit Measures
From: Public Works Agency
Recommendation: Adopt A Resolution Adopting Zero Waste System Request For Proposals Economic Benefit Measures: Competitive Wages And Benefits, Job Retention, Local Business Participation, Local Hire Preference Points, In-County Landfill Preference Points; And Seeks Proposals From All Qualified Firms To Establish Competition To Avoid Significant Additional Costs To City Rate Payers
(11-0379)

The May 8, 2012 Public Works committee approved recommendations as amended to amend the resolution and RFP as follows:

1. To ensure effective and knowledgeable customer service, the call center/customer service personnel location is preferred to be local. In this instance local includes all of Alameda County. Additionally, the bidder may also propose a non-local location if they can demonstrate how they will provide quality customer service from a non-local facility

2. "Maximization of local business presence participation" includes local non-profit and agency participation

3. Staff will return to a future Public Works Committee with proposals for enforcement that prevent non-franchisee from taking unpermitted work or otherwise undermining the franchise agreements; 4 Ayes

11 Subject: Trade Corridor Improvement Fund Baseline Agreement Amendment
From: Office Of Neighborhood Investment
Recommendation: Adopt The Following Resolutions:
(1) A Resolution Authorizing The City Administrator To Negotiate And Execute An Amendment To The California Transportation Commission (CTC) Trade Corridor Improvement Fund (TCIF) Baseline Agreement Between The Port Of Oakland (Port) And CTC Regarding The Oakland Army Base Project, To Add The City As A Party And As A Grant Recipient, To Combine The Two TCIF Grant Allocations Into One \$242.1 Million Allocation, To Change The Scope And Areas Of The Former Oakland Army Base Where TCIF Funds Will Be Used, And To Identify Funding Sources To Match The TCIF Grant; And
(11-0400)

The April 24, 2012 Community and Economic Development Committee approved recommendations; 3 Ayes, 1 Excused - De La Fuente

(2) A Resolution Authorizing The City Administrator To Negotiate And Execute An Amendment To The Cost Sharing Agreement Between The Oakland Redevelopment Agency (Agency) And The Port Of Oakland Pertaining To Infrastructure Improvements At The Former Oakland Army Base, To Reflect The Transfer Of The Property From The Agency To The City Of Oakland, To Acknowledge An Amendment To The Trade Corridor Improvement Funds (TCIF) Baseline Agreement, To Establish Respective Roles And Responsibilities Between The Port And City As To Grant Funding; To Identify The

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

Funding Sources To Match The TCIF Grant; And To Commit An Additional \$22.5 Million In City Funds To Match The TCIF Grant
(11-0400-1)

These items were rescheduled from the April 30, 2012 Special City Council Meeting.

The April 24, 2012 Community and Economic Development Committee approved recommendations as amended to delete every instance of "and execute" from the resolution and approved the terms sheet which will allow staff to proceed with negotiations.

The committee directed staff to provide in a supplemental to the April 30, 2012 Special City Council, a terms sheet that highlights the terms that have changed from the previous iteration of the agreement.

- 12 Subject: Community Policing Advisory Board
 From: Office Of the Mayor
 Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Jennifer Pae And John Nichols And Appointment Of Alex Miller-Cole As Members Of The Community Policing Advisory Board
(11-0363)

This item was rescheduled from the April 30, 2012 Special City Council Agenda pursuant to Rule 7(6) of Resolution 82580 C.M.S., Council's Rules of Procedures.

Staff was directed to return to the May 15, 2012 City Council with the allocation of mayoral appointments to the area(s).

- 13 Subject: Community Policing Advisory Board Appointments
 From: Office Of The Mayor
 Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Marcus Johnson, Reappointment Of Greg Novak, Appointment Of Frank Castro As Members Of The Community Policing Advisory Board
(11-0456)

This item was rescheduled from the April 30, 2012 Special City Council Agenda pursuant to Rule 7(6) of Resolution 82580 C.M.S., Council's Rules of Procedures.

- 14 Subject: Civil Service Board Reappointments
 From: Office Of The Mayor
 Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Winnie Anderson, Alex Drexel And Michael Siegel To The Civil Service Board
(11-0410)

This item was rescheduled from the April 30, 2012 Special City Council Agenda pursuant to Rule 7(6) of Resolution 82580 C.M.S., Council's Rules

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

of Procedures.

S-15 Subject: Tax And Revenue Anticipation Notes - 2012 -2013
From: Finance And Management Agency
Recommendation: Adopt An Ordinance Providing For The Borrowing Of Funds For Fiscal Year 2012-2013 In An Amount Not To Exceed \$85,000,000 And The Issuance And Sale Of 2012-2013 Tax And Revenue Anticipation Notes Therefore And Approving Certain Related Matters
(11-0435)

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE
Final Passage (Second Reading) is scheduled for June 5, 2012**

2) A Resolution Authorizing The Sale Of The 2012-2013 Tax And Revenue Anticipation Notes In An Amount Not To Exceed \$85,000,000; Authorizing The Execution And Delivery Of Related Documents And Approving Certain Related Actions
(11-0435-1)

The May 8, 2012 Finance and Management Committee approved recommendations; 4 Ayes

S-16 Subject: Vacant Residential Property Registration Program Amendment
From: Councilmember Brunner
Recommendation: Adopt The Following Pieces Of Legislation:
1) An Ordinance Amending And Restating Oakland Municipal Code Chapter 8.54 (The Foreclosed And Vacant Residential Building Registration Program) By Expanding It To Include Both Vacant And Occupied Residential Properties And Multiple Unit Buildings To The Foreclosed And Defaulted Residential Property Registration Program, To Set Out More Specific Maintenance And Security Requirements And To Provide For Abatement Of Blight And Nuisances At Such Properties
(11-0429)

The May 8, 2012 Community and Economic Development Committee approved recommendations as amended to add language clarifying that the pre-foreclosure homeowner is not responsible for occupied NOD's.

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE
Final Passage (Second Reading) is scheduled for June 5, 2012**

2) A Resolution Amending The City Of Oakland's Fiscal Year 2011- 2013 Biennial Budget, Which Was Adopted Pursuant To Resolution No. 83693 C.M.S. On January 31, 2012, Adding The Positions Of Program Manager And An Administrative Support Position To The Building Services Budget For The Administration Of The Foreclosed Properties Registration And Blight Abatement Programs
(11-0429-1)

The May 8, 2012 Community and Economic Development Committee approved recommendations as amended to add the classification of

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

Program Analyst as administrative support to Building Services; 4 Ayes

2) An Ordinance Amending The Master Fee Schedule (Ordinance No. 13078 C.M.S.) To Establish New Fees For Registering Defaulted And Foreclosed Residential Properties (11-0429-2)

The May 8, 2012 Community and Economic Development Committee approved recommendations; 4 Ayes

S-17

Subject: Contracting Benefits Program - Oakland Army Base

From: Department Of Contracts And Compliance

Recommendation: Receive A Report And Approve Recommendations For The Oakland Army Base Contracting Benefits Program

(11-0422)

The May 8, 2012 Community and Economic Development Committee approved recommendations as amended to establish that city or port staff will gather data and the community will have a monitoring role as it pertains to the monitoring piece of the agreement (d). Also, the financial penalties are to go to job/contractor training or a job center and not the West Oakland Community Fund; 4 Ayes

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)

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 - Agenda Management Unit

Phone: (510) 238-3226

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 839-6451

(TTD)

THE HANGING OF BANNERS, POSTERS, SIGNS, OR ANY MATERIAL ON OR OVER THE GALLERY BANNISTERS IS STRICTLY PROHIBITED IN ORDER TO ENSURE THE SAFETY OF THOSE ATTENDING MEETINGS.

MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA

SUPPLEMENTAL

* Meeting of the Oakland City Council

Tuesday, May 15, 2012

**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**

**LaTonda Simmons
City Clerk and
Clerk of the Council**