



# SUPPLEMENTAL City of Oakland Meeting Agenda

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, December 21, 2010

5:30 PM

Oakland City Hall, 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: Patricia Kernighan, Dist. 2; Nancy Nadel, Dist. 3; Jean Quan, Dist. 4; Ignacio De La Fuente, Dist. 5; Desley Brooks, Dist. 6; Larry Reid, Dist. 7; Rebecca Kaplan, At-Large, and President Jane Brunner, Dist. 1
- 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: Public Works Agency - Commendation  
From: Councilmember Nadel  
Recommendation: Adopt A Resolution Commending The Public Works Agency For Achieving Re-Accreditation By The American Public Works Association On October 15, 2010

# SUPPLEMENTAL

(10-0209)

- S-4.2 Subject: Establishing Sister-City Relationship - Bauchi City, Nigeria  
From: Vice Mayor Brooks  
Recommendation: Adopt A Resolution Establishing An Official Sister-City Relationship Between The City Of Oakland And Bauchi City, Nigeria To Carry Out Bilateral Exchange And Cooperation In The Areas Of Culture, Education, Tourism, Sports, Public Health, Civics, And Explore Opportunities For Economic Trade, Science And Technology, As Well As Other Fields Of Mutual Interests

(10-0190)

**This item was previously located on the Consent Calendar. Back up materials for this item can be found under item 7.3.**

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE CONCURRENT MEETING OF THE December 7, 2010
- 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 Aids Epidemic

(10-0264)

- 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

(10-0263)

- ~~7.3 Subject: Establishing Sister-City Relationship - Bauchi City, Nigeria  
From: Vice Mayor Brooks  
Recommendation: Adopt A Resolution Establishing An Official Sister-City Relationship Between The City Of Oakland And Bauchi City, Nigeria To Carry Out Bilateral Exchange And Cooperation In The Areas Of Culture, Education, Tourism, Sports, Public Health, Civics, And Explore Opportunities For Economic Trade, Science And Technology, As Well As Other Fields Of Mutual Interests~~

~~(10-0190)~~

**This item has been moved to the Ceremonial portion of the agenda**

# SUPPLEMENTAL

**Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council**

**Tuesday, December 21, 2010**

---

- 7.4-CC Subject: Election Results  
From: Office Of The City Clerk  
Recommendation: Adopt A Resolution Declaring The Results Of The City of Oakland General Municipal Election Held On November 2, 2010  
(10-0252)
- 7.5-CC Subject: Michelle Taylor Abney - Retirement  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Commending Michelle Taylor Abney For 31 Years Of Outstanding And Dedicated Service And Congratulating Her On Her Retirement  
(10-0261)
- 7.6-CC Subject: Peralta Hacienda Historical Park- Grant  
From: Councilmember Ignacio De La Fuente  
Recommendation: Adopt A Resolution Authorizing A Grant From Councilmember De La Fuente's Priority Project Funds To The Friends Of Peralta Hacienda Historical Park In The Amount Of \$14,000 To Fund Youth And After-School Programs And Support General Operating Expenses At Peralta Hacienda Historical Park (10-0262)  
(10-0262)
- ~~7.7 Subject: Board Of Port Commissioners  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Appointing Junaid Mohiuddin As A Member Of The Board Of Port Commissioners  
(10-0233)~~
- This item was moved to the Non-Consent portion of the agenda**
- 7.8-CC Subject: Regulations Of Menthol In Cigarettes  
From: Councilmember Larry Reid  
Recommendation: Adopt A Resolution Declaring The City Of Oakland's Support Of The Food And Drug Administration (FDA) Regulation Of Menthol In Cigarettes And Flavoring In Other Tobacco Products  
(10-0265)
- 7.9-CC Subject: Wildfire Prevention and Assessment District Advisory Board - Appointment  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Appointing Donald J. Mitchell As A Member Of The Wildfire Prevention And Assessment District Advisory Board  
(10-0267)
- 7.10-CC Subject: Measure Y Board Appointment  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Appointing Richard Carter, As A Member Of The Violence Prevention And Public Safety Oversight Committee  
(10-0268)

# SUPPLEMENTAL

**Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council**

**Tuesday, December 21, 2010**

---

- 7.11-CC Subject: Marla Lay V. City of Oakland - Settlement  
From: Office of the City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Marla Lay V. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG09-466765 In The Amount Of \$150,000.00 As A Result Of A Trip And Fall Accident Near 189 John Street (Office Of Public Works - OPW)  
[\(10-0269\)](#)
- 7.12-CC Subject: Tui Ko V. City of Oakland - Settlement  
From: Office of the City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Tui Ko, In The Amount Of \$9,358.00, As A Result Of Property Damage Sustained In An Automobile Collision On December 9, 2009 (Public Works Agency)  
[\(10-0270\)](#)
- S-7.13-CC Subject: Conditional And Revocable Permit - 23rd Street  
From: Councilmember Nadel  
Recommendation: Adopt A Resolution Revoking A Conditional And Revocable Permit Granted To Rock Paper Scissors Collective And Granting A Conditional And Revocable Permit To Oakland Art Murrmur To Allow The First Friday Community Cultural Event To Encroach Into 23rd Street Between Valley Street And Telegraph Avenue On The First Friday Of Each Month Between The Hours Of 5:00 P.M. And 10:00 P.M.  
[\(10-0172\)](#)

**The December 14, 2010 Public Works Committee approved  
recommendations; 4 Ayes**

- S-7.14-CC Subject: Residential Permit Parking Addition  
From: Public Works Agency  
Recommendation: Adopt A Resolution Adding To Residential Permit Parking (RPP) Area "C" The South Side Of Birch Court From College Avenue To The End Of The Street And Both Sides Of Manila Avenue From Clifton Street To Hudson Street To Restrict Street Parking Within Said Street Segments To Two Hours Maximum, Monday Through Friday, Except For Vehicles Displaying RPP Area "C" Permits  
[\(10-0207\)](#)

**The December 14, 2010 Public Works Committee approved  
recommendations; 4 Ayes**

- S-7.15-CC Subject: Networkfleet Contract - Automated Vehicle Locators  
From: Public Works Agency  
Recommendation: Adopt A Resolution Waiving Advertising And Bidding Requirements Of The Oakland Municipal Code For The Purchase Of Automated Vehicle Locators And Installation And Data Services, So That The City Administrator May Enter Into A Contract With Its Current Supplier, Networkfleet, Inc., In An Amount Not To Exceed

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, December 21, 2010

---

His \$100,000.00 Purchase Authority  
(10-0206)

**The December 14, 2010 Finance and Management Committee approved recommendations; 4 Ayes**

S-7.16-CC Subject: Sale Of A City-Owned Surplus Vacant Lot  
From: Community And Economic Development Agency  
Recommendation: Adopt An Ordinance Authorizing The Sale Of A City-Owned Surplus Vacant Lot APN: 048D-7282-020-00 Located Between 6031 Girvin Drive And 6041 Girvin Drive To Jonathan And Diana Stern, The Abutting Property Owner, For The Highest Sealed Bid Of One Hundred Eighty Thousand Dollars \$180,000  
(10-0214)

**The December 14, 2010 Finance and Management Committee approved recommendations; 4 Ayes**

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (FIRST READING) OF THE ORDINANCE**

**Final Passage (Second Reading) has been scheduled for January 18, 2011**

S-7.17 Subject: Sewer Service Fund  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing Amendments To The City Of Oakland's Biennial Budget For Fiscal Year 2010-11 Per Resolution No. 82102 C.M.S. In The Sewer Service Fund To Appropriate \$4.32 Million In Additional Revenues And Expenditures Related To The Sewer Service Charge, Which Was Increased Effective January 1, 2011 To Fund Additional Operation, Maintenance And Capital Improvements To The Sanitary Sewer System  
(10-0219)

**The December 14, 2010 Finance and Management Committee approved recommendations; 4 Ayes**

S-7.18-CC Subject: Modification To OMC Sections  
From: Office Of The City Attorney  
Recommendation: Adopt An Ordinance Moving Oakland Municipal Code (OMC) Sections 2.04.016 And 2.04.017 To New OMC Chapter 2.07, "Grant Award Approval," Renumbering Said Sections To 2.07.100 And 2.07.110, Amending OMC Section 2.04.015 And Clarifying That The Purchasing Ordinance Does Not Apply To Grant Awards  
(10-0249)

**The December 14, 2010 Finance and Management Committee approved recommendations as amended. The City Attorney amended the Ordinance. Under Section 3, line 6 the words "received or" were removed; 4 Ayes**

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, December 21, 2010

---

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (FIRST  
READING) OF THE ORDINANCE**

**Final Passage (Second Reading) has been scheduled for January 18, 2011**

S-7.19-CC Subject: Workforce Investment Youth And Adult Services - Contracts  
From: Office Of The Mayor  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing Contracts For Youth Training And Employment Services Under The Workforce Investment Act (WIA) With: Children's Hospital Oakland In The Amount Of \$68,294; Lao Family Community Development, Inc. In The Amount Of \$142,641; Pivotal Point Youth Services In The Amount Of \$116,882; Youth Employment Partnership In The Amount Of \$214,632; Youth Uprising In The Amount Of \$64,297; Scotlan Family And Youth Center In The Amount Of \$102,212; East Bay Spanish Speaking Citizen's Foundation In The Amount Of \$65,088; And  
(10-0255)

2) A Resolution Authorizing Contracts Under The Workforce Investment Act (WIA) For Adult And Dislocated Worker Training And Employment Services With The Following One-Stop Affiliates: The Unity Council In The Amount Of \$315,000; The English Center In The Amount Of \$230,000; And Lao Family Community Development, Inc., In The Amount Of \$205,000  
(10-0255-1)

**The December 14, 2010 Community and Economic Development  
Committee approved recommendations; 3 Ayes; 1 No - Brunner**

S-7.20-CC Subject: City's First-Time Homebuyer Loan Programs  
From: Community And Economic Development Agency  
Recommendation: Adopt A Resolution Combining Loan Funds for the Mortgage Assistance Program (MAP) and the Downpayment Assistance Program (DAP), Creating a Revolving Fund for Loan Repayments, and Changing the Loan Terms for the DAP  
(10-0163)

**The December 14, 2010 Community and Economic Development  
Committee approved recommendations; 4 Ayes**

S-7.21-CC Subject: Purchase Of Real Property At 3614 Foothill Boulevard  
From: Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real Property At 3614 Foothill Boulevard, In The Central City East Redevelopment Project Area, From Maranatha, Church Of The Living God, A California Corporation, For \$340,000 And Authorizing Up To \$85,000 For Abatement, Demolition And Real Estate Closing Costs  
(10-0193)

**The December 14, 2010 Community and Economic Development**

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, December 21, 2010

---

**Committee approved recommendations; 4 Ayes**

S-7.22-CC Subject: Rebuilding Together Oakland Rehabilitation Grant  
From: Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Awarding A \$100,000 Grant For Fiscal Year 2010-2011, With \$50,000 From The Coliseum Redevelopment Project And \$50,000 From The Central City East Redevelopment Project, To Rebuilding Together Oakland To Rehabilitate Homes For Low-Income Seniors And Disabled Persons And Nonprofit Facilities In The Coliseum Redevelopment Project Area And The Central City East Redevelopment Project Area  
(10-0221)

**The December 14, 2010 Community and Economic Development  
Committee approved recommendations; 4 Ayes**

S-7.23-CC Subject: West Oakland Redevelopment Project Extension  
From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing A One Year Extension Of The Project Area Committee For The West Oakland Redevelopment Project To November 18, 2011  
(10-0222)

**The December 14, 2010 Community and Economic Development  
Committee approved recommendations; 4 Ayes**

7.24 Number not used

S-7.25-CC Subject: OCAP Annual Report and 2011 CSBG Resolution.  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Accept And Appropriate A Renewal Grant In An Anticipated Amount Of \$718,453 Annually In Community Services Block Grant (CSBG) Funds For Calendar Year 2011 From The State Of California Department Of Community Services And Development (CSD) And Any Additional CSBG Funding That May Become Available; And 2) Negotiate, Execute, And Amend Grant Agreements/Contracts With Service Providers For A Second Year Of Funding In Alignment With The City's 2010-2011 State Approved Community Action Plan Without Returning To Council  
(10-0256)

**The December 14, 2010 Life Enrichment Committee approved  
recommendations and directed staff to amend the resolution to reflect the  
\$440,000 of distributed grant funding. Staff further directed to return to  
Committee with an in-depth analysis regarding the ARRA funded  
programs and Longitudinal study to reflect true outcomes and true  
evaluations; 4 Ayes**

S-7.26-CC Subject: Local Modifications to California Model Fire Code  
From: Oakland Fire Department  
Recommendation: Adopt An Ordinance Repealing Current Oakland Municipal Code

# SUPPLEMENTAL

**Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council**

**Tuesday, December 21, 2010**

Chapter 15.12, Fire Code, Making Findings To Substantiate Modifications To California Building Codes And Standards Due To Local Climatic, Geological Or Topographical Conditions, And Adopting And Making Local Amendments To The 2010 Edition Of The California Model Fire Code, California Code Of Regulation Title 24, Part 9, Including, But Not Limited To, National Fire Protection Association And Other Referenced Standards As Adopted By The California State Fire Marshall, And Recodifying Said Code At Oakland Municipal Code Chapter 15.12 As The Oakland Fire Code

(10-0104)

**The December 14, 2010 Public Safety Committee approved recommendations and directed staff to provide a supplemental report to include potential costs and fees to homeowners.; 4 Ayes**

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (FIRST READING) OF THE ORDINANCE**

**Final Passage (Second Reading) has been scheduled for January 18, 2011**

S-7.27-CC Subject: Access To Financial And Program Records  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution (1) Direct The City Administrator To Provide The Violence Prevention And Public Safety Oversight Committee More Prompt And Responsive Access To Financial And Program Records From The City's Police, Fire and Human Services Agencies Than Previously Provided; And (2) Require That Before Measure Y Budget And Programming Recommendations Are Submitted To The Oakland City Council, Such Budget and Programming Recommendation Shall Be Sent To The Violence Prevention And Public Safety Oversight Committee [TITLE CHANGE]

(10-0116)

**The December 14, 2010 Public Safety Committee approved recommendations; 4 Ayes**

S-7.28-CC Subject: OK Program Donation  
From: Council Member Larry Reid  
Recommendation: Adopt A Resolution Authorizing The \$500 Payment From Gale For Publishing Rights To The Juvenile Protection Ordinance Be Donated To The OK Program

(10-0187)

**The December 14, 2010 Public Safety Committee approved recommendations; 4 Ayes**

S-7.29-CC Subject: Fuel And Maintenance Costs - Reimbursement  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Funds In An Amount Not To



# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, December 21, 2010

Exceed Fifteen Thousand Dollars (\$15,000.00) Annually For Three Years From The Port Of Oakland, Board Of Port Commissioners, To Reimburse The Police Department For Fuel And Maintenance Costs Associated With Use Of Marine Patrol Vessels By The Marine Unit For Law Enforcement And Port Security Of Oakland Waterways, And Authorizing The Department To Enter Into A Memorandum Of Understanding With The Port Of Oakland From January 1, 2011 To December 31, 2013 For Implementation Of This Agreement

(10-0197)

**The December 14, 2010 Public Safety Committee approved recommendations; 4 Ayes**

S-7.30-CC Subject: Paul Coverdell Forensic Science Grant  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland To (1) Accept And Appropriate Grant Funds In The Amount Of One Hundred Sixty-Six Thousand Three Hundred Sixty-Three Dollars (\$166,363) From The U.S. Department Of Justice, Office Of Justice Programs, National Institute Of Justice, For Implementation Of The Paul Coverdell Forensic Science Improvement Grants Program, And Appropriate Said Funds To The Police Department, And (2) Waive The City Of Oakland's Advertising And Competitive Bid Process

(10-0205)

**The December 14, 2010 Public Safety Committee approved recommendations; 4 Ayes**

S-7.31-CC Subject: California Seat Belt Compliance Campaign  
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 Thirteen Thousand Five Hundred Eighty-Two Dollars And Eight Cents (\$13,582.08) From The State Of California, Office Of Traffic Safety, To Be Administered Through The University Of California-Berkeley Traffic Safety Center, To The Oakland Police Department For Participation In The Implementation Of The California Seat Belt Compliance Campaign "Click It Or Ticket" Mini-Grant Program For Local Law Enforcement Agencies For The Program Periods Of November 15 Through 28, 2010 And May 23 Through June 5, 2011

(10-0212)

**The December 14, 2010 Public Safety Committee approved recommendations and directed staff to provide a supplemental report containing statistics on the number of citations issued as a result of this program.; 4 Ayes**

S-7.32-CC Subject: NIMS/SEMS Multi-Hazards Emergency Response Plan  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Dispensing With The Advertising Requirement And Authorizing The City Administrator Or His Designee To Select A Vendor And

# SUPPLEMENTAL

**Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council**

**Tuesday, December 21, 2010**

---

Award A Contract For The Update And Revision Of The City Of Oakland's National Incident Management System/Standardized Emergency Response Plan (NIMS/SEMS) Multi-Hazards Emergency Response Plan In An Amount Not-To-Exceed \$149,500 Without Return To Council  
[\(10-0155\)](#)

**The December 14, 2010 Public Safety Committee approved recommendations; 4 Ayes**

S-7.33-CC Subject: Forensic DNA Unit Efficiency Improvement Grant Program  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To 1) Accept And Appropriate Grant Funds In An Amount Not To Exceed One Hundred Fourteen Thousand Six Hundred Dollars (\$114,600) From The U.S. Department Of Justice, National Institute Of Justice (USDOJ/NIJ), For Implementation Of The Fiscal Year 2010 Forensic DNA Unit Efficiency Improvement Grant Program In The Police Department, 2) Hire One, Part-Time, 18-Month Limited Duration Professional Staff Position For The Criminalistics Division In The Police Department, And 3) Approve A Waiver Of The Central Services Overhead Costs  
[\(10-0154\)](#)

**The December 14, 2010 Public Safety Committee approved recommendations; 4 Ayes**

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 Public Entity Contract With The California Department Of Corrections And Rehabilitation And To Accept And Appropriate An Estimated \$2,350,000 To Establish A Transitional Employment Program For Oakland Residents On Parole From January 1, 2011 Through June 30, 2013  
[\(10-0215\)](#)

**The December 14, 2010 Public Safety Committee approved recommendations and directed staff to bring a report back to the Committee fairly soon after the first placement effort on the success of the program and strategy; 4 Ayes**

S-7.35-CC Subject: Redevelopment Agency's Fiscal Year 2009-2010 Report  
From: Community and Economic Development Agency  
Recommendation: Receive An Informational Report Presenting The Redevelopment Agency's Fiscal Years 2009-2010 Annual Reports On Blight, Housing Activity, Loans, Property, And Time Limits In Accordance With The Reporting Requirements Of The California Community Redevelopment Law  
[\(10-0143\)](#)

**The December 14, 2010 Community and Economic Development Committee approved recommendations; 4 Ayes**

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, December 21, 2010

- 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: 2007-2014 Housing Element And Adopting The Housing Element  
From: Community And Economic Development Agency  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A  
Resolution Certifying The Environmental Impact Report For The 2007-2014 Housing  
Element And Adopting The Housing Element, As Recommended By The Oakland City  
Planning Commission  
(10-0194)
- 9.2 Subject: MacArthur Transit Village Stage One  
From: Community And Economic Development Agency  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A  
Resolution Approving The MacArthur Transit Village (A) Stage One (1) Final  
Development Plan Permit, Which Would Allow For Development Of A New BART  
Parking Garage And Site Infrastructure, As Part Of The MacArthur Transit Village  
Planned Unit Development (PUD060058), Pursuant To City Council Resolution No.  
81422 C.M.S. Condition Of Approval No. 27, And (B) Vesting Tentative Tract Map  
8047, As Recommended By The Planning Commission  
(10-0108)

**ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

- 10 Subject: Victory Court Ballpark Development Proposal  
From: Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing A Professional Service  
Agreement In An Amount Not To Exceed \$750,000 With LSA Associates, Inc. For The  
Preparation Of An Environmental Impact Report For The Victory Court Ballpark  
Development Proposal  
(10-0260)

**The December 14, 2010 Community and Economic Development  
Committee approved recommendations and directed staff to spend  
conservatively - as slow as possible and decisions to expend funds should be  
leveraged against tangible certainties.**

**Staff was further directed to amend the resolution by adding a  
RESOLVED that the contract is subject to termination at any time, with  
remaining funds left unspent, should the City's work with the Major  
League Baseball stop progressing towards a satisfactory conclusion; 4 Ayes**

# SUPPLEMENTAL

**Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council**

**Tuesday, December 21, 2010**

---

- 11 Subject: Schedule Of Parking Fines - Amending OMC  
From: Finance And Management Agency  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code (O.M.C.)  
Section 10.48.025 "Imposition Of County And State Surcharges" To Increase By \$3.00  
The Pass-Through Surcharge To All O.M.C. Parking Violation Fines Including All  
California Vehicle Code (C.V.C.) Violation Citations To Offset And Remit To  
State/Alameda County Those Surcharges Imposed By California Government Code  
Sections 76000, 76100 And 70372(B) And C.V.C. Section 40255  
(10-0130)

**ACTION ON THIS ITEM WILL RESULT IN FINAL  
PASSAGE(SECOND READING) OF THE ORDINANCE**

**Introduction (First Reading) was heard on December 7, 2010**

- 12 Subject: Permit Fees - Medical Cannabis Dispensaries  
From: Councilmembers Kaplan and Reid  
Recommendation: Adopt An Ordinance Amending The Master Fee Schedule  
(Ordinance Number 9336, As Amended) To Establish A Medical Cannabis Dispensary  
Permit Application Fee Of \$5,000 And An Annual Regulatory Fee For Permitted  
Medical Dispensaries Of \$60,000.  
(10-0147)

**ACTION ON THIS ITEM WILL RESULT IN FINAL  
PASSAGE(SECOND READING) OF THE ORDINANCE**

**Introduction (First Reading) was heard on December 7, 2010**

- S-13 Subject: Cultural Services Grants  
From: Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter  
Into Eighteen (18) Cultural Services Grants To Eighteen (18) Oakland-Based Nonprofit  
Organizations Providing Arts And Cultural Services In Oakland During Fiscal Year  
2010-2011 In A Total Amount Not To Exceed \$516,381.00  
(10-0090-3)

**The December 14, 2010 Life Enrichment Committee approved  
recommendations; 3 Ayes, 1 No - Brunner**

- S-14 Subject: Lincoln Square - Alice Street Recreation Corridor  
From: Public Works Agency  
Recommendation: Adopt A Resolution Awarding A Contract To The Lowest,  
Responsible, Responsive Bidder, McGuire and Hester, In The Amount Of Seven  
Hundred Fifty-Four Thousand Two Hundred Fifteen Dollars (\$754,215.00) For The  
Construction Of The Lincoln Square - Alice Street Recreation Corridor Project In  
Accord With Plans And Specifications For The Project (No. C329610) And Contractor's  
Bid Therefor  
(10-0210)

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, December 21, 2010

---

**The December 14, 2010 Public Works Committee approved recommendations and directed staff to provide a supplemental report to Council regarding whether McGuire & Hester has met the voluntary compliance participation specifications; 3 Ayes; 1 Abstain - Brooks**

S-15 Subject: On-Call Construction Services  
From: Public Works Agency  
Recommendation: Adopt A Resolution Awarding Construction Contracts For As-Needed On-Call Construction Services To Fourteen Pre-Qualified Contractors Shown In Exhibit A For An Amount Not-To-Exceed Two Hundred And Fifty Thousand Dollars (\$250,000.00) Each For Tier I or \$500,000.00 For Tier II For A Three-Year Period, And Waiving The Advertising Requirements Of Oakland Municipal Code Chapter 2.04 For Specific On-Call Construction Jobs To Be Let To Said Contractors  
(10-0208)

**The December 14, 2010 Public Works Committee approved recommendations and directed staff to bring a supplemental report to Council providing more details on the participation specifications (TBD responses) for contractors Peters and Pipe Spy; 3 Ayes; 1 Abstain- Brooks**

S-16 Subject: Board Of Port Commissioners  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Appointing Junaid Mohiuddin As A Member Of The Board Of Port Commissioners  
(10-0233)

**This item was previously located on the Consent Calendar. Back up materials for this item can be found under item 7.7.**

## 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

# SUPPLEMENTAL

**Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council**

**Tuesday, December 21, 2010**

---

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.**

**LATONDA SIMMONS  
Agency Secretary/City Clerk  
and Clerk of the Council**

ORA - Oakland Redevelopment Agency  
S - Supplemental Item