



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

Tuesday, March 15, 2011

5:30 PM

Oakland City Hall, 3rd Floor

- 1 Pledge of Allegiance
- 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
- 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: Commending Bill Russell
From: Councilmember Nadel And Council President Reid
Recommendation: Adopt A Resolution Commending Basketball Hall Of Famer Bill Russell On Receiving America's Medal Of Freedom In Recognition Of His Contributions To The Civil Rights Movement
(10-0463)
 - S-4.2 Subject: West Coast Blues Hall Of Fame
From: Council President Larry Reid
Recommendation: Adopt A Resolution Recognizing And Honoring The 23rd Annual Bay Area Blues Society's West Coast Blues Hall Of Fame And Awards Show To Be Held On March 27th, 2011
(10-0494)

Pursuant to Section 2.20.080(E)2 of the Sunshine Ordinance an urgency finding was made at the - DATE- Rules and Legislation Committee to place this item on the agenda for the following reasons: 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 relates to a purely ceremonial or commendatory action.

This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance, prior to discussion.

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- 5 APPROVAL OF THE DRAFT MINUTES FROM THE CONCURRENT MEETING OF
March 1, 2011
- 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
(10-0457)
- 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
(10-0458)
- ~~7.3 Subject: Commercial And Residential Zoning Amendments
From: Community And Economic Development Agency
Recommendation: Adopt An Ordinance, Recommended By The Planning Commission,
To: (A) Amend The Oakland Planning Code To Create New Zones For The City's
Commercial And Residential Areas And Make Related Text Amendments; (B) Amend
The Zoning Maps To Include The New Commercial And Residential Zones; (C) Amend
The Zoning Maps To Include Height Areas For The New Commercial Zones And Other
New Zones On The City's Major Transportation Corridors; And (D) Amend The
Document "Guidelines For Determining Project Conformity With The General Plan And
Zoning Regulations" To Reflect The Above Changes.
(10-0306)~~

**This item was relocated to the Non-Consent portion of the agenda and can
be found under item 10**

- 7.4-CC Subject: Locations Of New Parking Meters
From: Finance And Management Agency
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Section
10.36.140 To Add Street Segments To The Established Parking Meter Zones Throughout
The City Of Oakland (TITLE CHANGE)
(10-0364-1)

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE(Second
Reading) OF THE ORDINANCE**

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Introduction (First Reading) was heard on March 1, 2011

7.5-CC Subject: Settlement Agreement - Jami Kaludi
From: Office Of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Jamil Kaludi V. City Of Oakland, Alameda County Superior Court Case Nos. R09-455256 In The Amount Of \$75,000.00 As A Result Of A Trip And Fall Accident On Bryant Street. (Public Works Agency)
[\(10-0475\)](#)

7.6-CC Subject: Settlement Agreement - Monina Clemente
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of CSAA/Monina Clemente For \$5,489.20 Payable To CSAA Subrogee For Monina Clemente As A Result Of Property Damage Sustained In A Collision With A City Vehicle (Public Works Agency)
[\(10-0476\)](#)

This item was not discussed in Closed Session

7.7-CC Subject: Settlement Agreement - Julie Neumann
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Julie C. Neumann, In The Amount Of Seven Thousand Three Hundred Ninety Four Dollars And Fifty Cents, (\$7,394.50), As A Result Of Property Damage Sustained When During The Repair Of A City Sewer Main The Equipment Usage Caused Sufficient Vibrations To Crack The Plaster Walls In The Claimant's Home On July 29, 2010 (Public Works Agency)
[\(10-0477\)](#)

This item was not discussed in Closed Session

7.8-CC Subject: Settlement Agreement - Sylvia Wong
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Sylvia Wong In The Amount Of \$7,898.49, As A Result Of Property Damage Sustained When A Sewer Main Backed Up Into The Claimant's Building On June 21, 2010 (Public Works Agency)
[\(10-0478\)](#)

This item was not discussed in Closed Session

7.9-CC Subject: Settlement Agreement - Donald Gates
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Donald Gates And Janet Jones V. City Of Oakland, Alameda County Superior Court Case No. RG10-497687 In The Amount Of \$40,000.00 As A Result Of Flooding Of The Gates-Jones Residence By Water Runoff From A City Street. (Public Works Agency)

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(10-0479)

This item was not discussed in Closed Session

7.10-CC Subject: Settlement Agreement - Noemi Betel Olivares
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Noemi Betel Olivares V. City Of Oakland And Bryan Franks, Alameda County Superior Court Case No. RG10-496217, In The Amount Of \$17,500.00 As A Result Of A Motor Vehicle Collision At International Boulevard And 16th Avenue On March 17, 2009 (Police Services Agency)

(10-0480)

This item was not discussed in Closed Session

7.11-CC Subject: Settlement Agreement - Willia P. Renney
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Willia P. Renney V. City Of Oakland, Alameda County Superior Court Case No. RG09-455340 In The Amount Of \$12,000.00 As A Result Of A Trip And Fall Accident At 8th Street And Broadway. (Public Works Agency)

(10-0481)

This item was not discussed in Closed Session

7.12-CC Subject: Settlement Agreement - Friendly Cab Company
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Approving Settlement Of Friendly Cab Company V. City Of Oakland (Alameda Superior Court Case No. RG08422642, First District Court Of Appeal Case No. A126744), By Friendly Cab Company's Payment Of \$45,000 Of \$100,000 Administrative Penalty And Its Compliance With Hazardous Materials Handling Obligations (Oakland Fire Department; Hazardous Materials Handling Regulations)

(10-0485)

7.13-CC Subject: Support Wisconsin Workers
From: Councilmember Brunner And Councilmember Schaaf
Recommendation: Adopt A Resolution Supporting Wisconsin Workers And Calling Upon The Wisconsin Legislature And All State Legislators To Respect Public Employees' Collective Bargaining Rights

(10-0464)

S-7.14-CC Subject: Labor Compliance Program
From: Contracting And Purchasing
Recommendation: Adopt The Following Pieces Of Legislation:

1) A City Resolution Approving The State Labor Compliance Program (LCP) For The City Of Oakland; And

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(10-0415)

2) An Agency Resolution Approving The State Labor Compliance Program (LCP) For
The Oakland Redevelopment Agency

(10-0415-1)

**The March 8, 2011 Public Works Committee approved recommendations;
4 Ayes**

S-7.15-CC Subject: CalRecycle Grant
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply
For, Accept And Appropriate A Rubberized Asphalt Concrete Chip Seal Grant Up To A
Maximum Award Amount Of \$500,000.00 From The California Department Of
Resources Recycling And Recovery (Known As "CalRECYCLE")

(10-0436)

**The March 8, 2011 Public Works Committee approved recommendations;
4 Ayes**

S-7.16-CC Subject: Web-Based Recruitment Contract - Award
From: Department Of Human Resources Management
Recommendation: Adopt A Resolution Waiving Advertising, Bidding And The Request
For Proposals/Qualifications Requirement And Authorizing The City Administrator To
Increase The Contract With NEOGOV, Inc. To Purchase A Web-Based Recruitment And
Job Application Product Upgrade And Technical Implementation Services Under A
One-Year Subscription In An Amount Not-To-Exceed Twenty-Nine Thousand One
Hundred And Ninety-Five Dollars (\$29,195.00) For The Period March 15, 2011 To
March 14, 2012

(10-0410)

**The March 8, 2011 Finance and Management Committee approved
recommendations; 3 Ayes; 1 Excused - Brooks**

S-7.17-CC Subject: Amending the Salary Schedule of Ordinance No. 12187 C.M.S
From: Department of Human Resources Management
Recommendation: Adopt An Ordinance To Make Corrections To Ordinance No. 12985
C.M.S. And Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. (The
Salary Ordinance) To Add The Permanent Part Time (PPT) And Part Time (PT)
Equivalent Classifications Of: Real Estate Agent, PPT; Real Estate Agent, PT;
Receptionist To The City Auditor, PPT; Receptionist To The City Auditor, PT; Contract
Compliance Officer, PPT; And Police Records Specialist, PPT

(10-0298)

**The March 8, 2011 Finance and Management Committee approved
recommendations; 2 Ayes, 1 Abstain - Brunner, 1, 1 Excused - Brooks**

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First
Reading) OF THE ORDINANCE.**

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Final Passage (Second Reading) is scheduled for April 5, 2011.

S-7.18-CC Subject: California State Association Of Counties Excess Insurance Authority
From: Finance and Management Agency
Recommendation: Adopt A Resolution Delegating Authority To The City Administrator
To Act On Behalf Of The City Of Oakland In Matters Relating To The CSAC Excess
Insurance Authority
(10-0359)

The March 8, 2011 Finance and Management Committee approved recommendations as amended and directed staff to include in the title an estimate of funds to be expended for the purchase of insurance.

S-7.19-CC Subject: Purchase Of Property At 3550 Foothill Blvd
From: Community And Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real
Property At 3550 Foothill Boulevard In The Central City East Redevelopment Project
Area From SK Squared, LLC, In An Amount Not To Exceed \$715,000, And Authorizing
Up To \$200,000 For Abatement, Demolition And Real Estate Closing Costs
(10-0382)

The March 8, 2011 Community and Economic Development Committee approved recommendations; 4 Ayes

S-7.20-CC Subject: Purchase Of Property At 711 71st Avenue
From: Community And Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real
Property At 711 71" Avenue, In The Coliseum Redevelopment Project Area, From
Martial Deduction Trust, Gordon A. Berke And Elinor Berke Living Trust, Warren L.
Sussman And Sandra Sussman Living Trust, And 2006 Eskanos Family Trust, In An
Amount Not To Exceed \$1,400,000, And Authorizing Up To \$300,000 For Abatement,
Demolition And Real Estate Closing Costs
(10-0384)

The March 8, 2011 Community and Economic Development Committee approved recommendations; 4 Ayes

S-7.21-CC Subject: Broadway Street Car Transit Study
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) Agency Resolution (1) Authorizing The Agency Administrator To Apply For And
Accept A Grant From The California Department Of Transportation (CalTRANS),
Tranportation Grant Program, In The Amount Of \$300,000 For A Broadway Transit
Alternatives Analysis Study, And Enter Into A Contract With CalTRANS To Administer
The Grant; (2) Appropriating The CalTRANS Grant Funds; And (3) Appropriating A
Local Match From The Central District Redevelopment Area In The Amount Of \$30,000

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[TITLE CHANGE] ; AND
(10-0434)

2) A City Resolution (1) Authorizing The City Administrator To Apply For And Accept A Grant From The California Department Of Transportation (CalTRANS), Transportation Grant Program, In The Amount Of \$300,000 For A Broadway Transit Alternatives Analysis Study, And Enter Into A Contract With CalTRANS To Administer The Grant; And (2) Appropriating The CalTRANS Grant Funds [TITLE CHANGE]
(10-0434-1)

The March 8, 2011 Community and Economic Development Committee approved recommendations as amended and directed staff to remove the word "Street Car" from the title of the study. The new title will read "Broadway Alternatives Analysis Transit Study"; 4 Ayes

This item requires an urgency finding pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance requiring a 2/3 majority vote.

S-7.22-CC Subject: Transportation Planning Environmental Justice Grant Program
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

(1) An Agency Resolution Authorizing The Agency Administrator To Apply, Accept And Appropriate A Grant From The California Department Of Transportation, Transportation Planning Environmental Justice Grant Program In The Amount Of \$200,000 For The Lowell Street Corridor Community Plan And Authorizing A Local Match Of \$20,000 From Broadway/MacArthur/San Pablo Redevelopment Project Funds;
AND
(10-0438)

2) A City Resolution Authorizing The City Administrator To Apply, Accept And Appropriate A Grant From The California Department Of Transportation, Transportation Planning Environmental Justice Grant Program In The Amount Of \$200,000 For The Lowell Street Corridor Community Streetscape Plan And Authorizing A Local Match Of \$20,000 From City Council District 1 Discretionary Funds [TITLE CHANGE]
(10-0438-1)

The March 8, 2011 Community and Economic Development Committee approved recommendations; 4 Ayes

This item requires an urgency finding pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance requiring a 2/3 majority vote.

S-7.23-CC Subject: Overtime Usage - Oakland Police Department
From: Councilmember Larry Reid
Recommendation: Receive A Quarterly Informational Report From The Oakland Police Department Detailing Overtime Usage For Fiscal Year 2010-2011, Including A Brief Description Of Activities Overtime Was Used To Fund

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(09-0560)

The March 8, 2011 Public Safety Committee received and forwarded; 4
Ayes

- 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: Assessment Of Liens - Business Taxes
From: Finance And Management Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The
Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The
Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Confirming
The Recordation Of Liens, Administrative Charges And Assessment Charges As
Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code, And
Directing The Notice Of Lien And Assessment Charges To Be Turned Over To The
County For Collection; Or

(10-0450)

2) A Resolution Overruling Protests And Accepting And Confirming Reports Of The
City Administrator On The Delinquent Business Taxes And Confirming The Recordation
Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To
Title 5, Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of
Lien And Assessment Charges To Be Turned Over To The County Tax Collector For
Collection; Or

(10-0450-1)

3) A Resolution Continuing Hearing On Reports Of The City Administrator On The
Delinquent Business Taxes And The Confirming Of The Recordation Of Liens,
Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5,
Chapter 5.04 Of The Oakland Municipal Code

(10-0450-2)

- 9.2 Subject: Delinquent Mandatory Garbage Fees
From: Finance And Management Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The
Following Pieces Of Legislation:

1) Resolution Accepting And Confirming Reports Of The City Administrator On The
Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And

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Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

(10-0451)

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

(10-0451-1)

3) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Garbage Service Fees And The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code

(10-0451-2)

9.3

Subject: Assessment Of Liens - Delinquent Taxes

From: Finance And Management Agency

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

(10-0452)

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

(10-0452-1)

3) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Real Property Transfer Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code

(10-0452-2)

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ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 Subject: Commercial And Residential Zoning Amendments
From: Community And Economic Development Agency
Recommendation: Adopt An Ordinance, Recommended By The Planning Commission,
To: (A) Amend The Oakland Planning Code To Create New Zones For The City's
Commercial And Residential Areas And Make Related Text Amendments; (B) Amend
The Zoning Maps To Include The New Commercial And Residential Zones; (C) Amend
The Zoning Maps To Include Height Areas For The New Commercial Zones And Other
New Zones On The City's Major Transportation Corridors; And (D) Amend The
Document "Guidelines For Determining Project Conformity With The General Plan And
Zoning Regulations" To Reflect The Above Changes.
(10-0306)

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second
Reading) OF THE ORDINANCE**

Introduction (First Reading) was approved as amended on March 1, 2011.

ON THE FIRST MOTION:

**Agency/Councilmember Brunner made a motion, seconded by
Agency/Councilmember Nadel, to close the Public Hearing and also adopt
changes to the Ordinance excluding:**

- 1) Zoning change R-60 to RM-4 for any parcels within 500 feet of
Councilmember Brunner's residence.**
- 2) Zoning changes M-30 to RM-3, R-36 to RM-3, M-30 to HBX-2, R-36 to
RM-2, CIX-1 to HBX-2, C-10 to HBX-2 for any parcels within 500 feet of
Councilmember Nadel's residence.**
- 3) Zoning changes C-20 to RM-4, C-20 to RM-4/C, R-50 to RM-2, and R-50
to RM-4 for any parcels within 500 feet of Councilmember De La Fuente's
residence.**
- 4) Zoning changes R-50 to RD-1 and C-30/S-4 to CN-3 for any parcels
within 500 feet of Councilmember Brooks' residence."**
- 5) Zoning changes R-30 to RM-2, R-30 to RM-3, R-30 to CC-1, R-50 to
CC-1, C-40/S-4 to CC-1, and C-40 to RM-3 for any parcels within 500 feet
of Councilmember Reid's residence.**

AND ADDING THE FOLLOWING CHANGES:

For the area above Shattuck/Telegraph and Highway 24 (between 42nd

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and 51st Streets) change the intensity from the previously proposed Ru-4 at 45 feet to RU-1 at 40 feet; and

On the west side of Broadway, the second and third parcels north from the intersection with 49th Street (4915 and 4929 Broadway) shall be designated at 45 feet on the height map.

and hearing no objections, the motion passed by Ayes:

Agency/Councilmember: Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf and President of the Council Reid -7, Excused: Brooks - 1

ON THE SECOND MOTION:

Councilmember Nadel was noted as Recused on this motion.

Agency/Councilmember Brunner made a motion, seconded by Agency/Councilmember Reid, to approve the following: Zoning changes M-30 to RM-3, R-36 to RM-3, R-36 to RM-2, CIX-1 to HBX-2, C-10 to HBX-2 for any parcels within 500 feet of Councilmember Nadel's residence, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brunner, De La Fuente, Kaplan, Kernighan, Schaaf and President of the Council Reid - 6, Excused: Brooks - 1, Recused: Nadel - 1

ON THE THIRD MOTION

Councilmember Brunner was noted as Recused on this motion.
Councilmember Nadel returned to chambers.

Agency/Councilmember Kaplan made a motion, seconded by Agency/Councilmember De La Fuente, to approve the following change: Zoning change R-60 to RM-4 for any parcels within 500 feet of Councilmember Brunner's residence, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: De La Fuente, Kaplan, Kernighan, Nadel, Schaaf and President of the Council Reid -6, Excused: Brooks - 1, Recused: Brunner -1

ON THE FOURTH MOTION:

Councilmember De La Fuente was noted as Recused on this motion.
Councilmember Brunner returned to chambers.

Agency/Councilmember Kaplan made a motion, seconded by Agency/Councilmember Schaaf, to approve the following change: Zoning

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changes C-20 to RM-4, C-20 to RM-4/C, R-50 to RM-2, and R-50 to RM-4 for any parcels within 500 feet of Councilmember De La Fuente's residence, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf and President of the Council Reid - 6, Excused: Brooks - 1, Recused: De La Fuente -1

ON THE FIFTH MOTION

Council President Reid was noted as Recused on this motion. President Pro Tem De La Fuente returned to chambers.

Agency/Councilmember Kaplan made a motion, seconded by Agency/Councilmember Brunner, to approve the following changes: Zoning changes R-30 to RM-2, R-30 to RM-3, R-30 to CC-1, R-50 to CC-1, C-40/S-4 to CC-1, and C-40 to RM-3 for any parcels within 500 feet of Councilmember Reid's residence, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brunner, Kaplan, Kernighan, Nadel, Schaaf and President of the Council Reid - 6, Excused: Brooks - 1, Recused: President Reid - 1

ON THE SIXTH MOTION:

President Reid returned to chambers.

Agency/Councilmember Kaplan made a motion, seconded by Agency/Councilmember Brunner, to approve the following changes: Zoning changes R-50 to RD-1 and C-30/S-4 to CN-3 for any parcels within 500 feet of Councilmember Brooks' residence, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf and President of the Council Reid - 7, Excused: Brooks - 1

ON THE SEVENTH MOTION TO CONSOLIDATE ALL APPROVED CHANGES INTO THE ORDINANCE

Agency/Councilmember Schaaf made a motion, seconded by Agency/Councilmember Nadel, to consolidate all motions into the ordinance and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf and President of the Council Reid - 7, Excused: Brooks - 1

- 11 Subject: Authorizing Sale Of 319 Chester Street
From: Community And Economic Development Agency
Recommendation: Adopt An Ordinance Authorizing The Sale Of A City-Owned Parcel

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At 319 Chester Street To The Alliance For West Oakland Development For A Purchase Price Of \$94,000, Authorizing Seller Financing For The Purchase Price, Authorizing A \$400,000 Construction Loan, And Authorizing A Disposition And Development Agreement With The Developer To Develop The Parcel With A Single-Family Home (10-0096)

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THE ORDINANCE

Final Passage (Second Reading) is scheduled for April 5, 2011

S-12 Subject: Problem Solving Officer (PSO) Deployment Strategy
From: Oakland Police Department
Recommendation: Receive A Report From The Police Department Detailing The Current Status Of Problem Solving Officer Deployment And The Continued Implementation Of The Violence Prevention And Public Safety Act Of 2004 (Measure Y) (10-0369)

The March 8, 2011 Public Safety Committee received and forwarded; 4 Ayes

13 Subject: Second Quarter Revenue And Expenditure Results
From: Office Of Budget
Recommendation: Receive A Report And Possible Action On Fiscal Year 2010-2011 Second Quarter Revenue And Expenditure Results And Year-End Projections For Four Selected Funds - General Purpose Fund (1010), Landscape & Lighting Assessment District Fund (2310), Equipment Fund (4100) And Facilities Fund (4400); And Overtime Analysis For The General Purpose Fund (1010) And All Funds (10-0448)

The March 8, 2011 Finance and Management Committee received and forwarded and directed staff to present this report to full council with the following change; The Office of the City Attorney's budget should include expenditures for outside counsel; 3 Ayes, 1 Excused - Brooks

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.

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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 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**