



City of Oakland Meeting Minutes

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

*** Concurrent Meeting of the Oakland Redevelopment
Successor Agency and the City Council
Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California, 94612**

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

Tuesday, May 06, 2014

5:30 PM

City Council Chambers, 3rd Floor

1 PLEDGE OF ALLEGIANCE

3 OPEN FORUM / CITIZEN COMMENTS (Time Available: 15 Minutes)

ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid

ORA\Councilmember Present: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan

There were 55 speakers during Open Forum.

4 ACTIONS ON SPECIAL ORDERS OF THE DAY
(Ceremonial Presentations, Reports/Presentations From The Mayor, Council
Acknowledgements/Announcements):

**A motion was made by President Pro Tempore Kaplan, seconded by
Councilmember Schaaf. The motion carried.**

Votes:

*Councilmember Brooks took a point of personal privilege and requested that
the meeting be adjourned in memory of Helen Merriouns Bradford.*

*Councilmember Kernighan took a point of personal privilege and requested
that the meeting be adjourned in memory of Holly Schneider.*

-
- 4.1 Subject: Recognizing Oakland Students For Achievements
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution Recognizing Oakland Students For Their
Achievements And For Serving As Role Models
[13-0457](#)

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

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan

There was one speaker on this item.

Per Council President Kernighan's request this item was taken out of order and heard after item 4.3

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- 4.2 Subject: Honoring Oakland's RecordTrac
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution Recognizing Oakland's RecordTrac For Its 2013 GovFresh Civic App Of The Year Award
[13-0466](#)

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

Roll Call: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Present: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan

ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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- 4.3 Subject: Honoring Father Jay Mathews On His 40th Anniversary
From: Vice Mayor Larry Reid And Councilmember Libby Schaaf
Recommendation: Adopt A Resolution Honoring And Recognizing Father Jay Mathews On His 40th Anniversary Of Priesthood, And For Serving The Community Of Saint Benedict's Church For 25 Years
[13-0460](#)

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

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
Council President Kernighan requested that this item be taken out of order and heard before item 4.1.
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- 4.4 Subject: East Bay Affordable Housing Week
From: Vice Mayor Reid And Councilmembers Kalb & Gibson McElhaney
Recommendation: Adopt A Resolution Proclaiming May 9 To May 18, 2014 As The 18th Annual East Bay Affordable Housing Week "Built To Last"
[13-0494](#)

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

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
There were no speakers on this item.
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- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF APRIL 22, 2014
A motion was made by Councilmember Gallo, seconded by President Pro Tempore Kaplan, to *Approve as Submitted. The motion carried by the following vote:
Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
- 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):
There were no modifications made to the agenda.

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
[13-0498](#)
This Matter was Adopted on the Consent Agenda.
Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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7.2-CC Subject: Medical Cannabis Health Emergency
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A Local
Public Health Emergency With Respect To Safe, Affordable Access To Medical Cannabis In
The City Of Oakland
[13-0499](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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7.3-CC Subject: Honoring Maestro Gil Gleason
From: Council President Kernighan And Councilmember Gibson McElhaney
Recommendation: Adopt A Resolution Honoring Maestro Gil Gleason For His Service To
The Community As Conductor Of The Oakland Community Orchestra For 50 Years May 9,
2014
[13-0465](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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7.4 Subject: Municipal Clerk's Week
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution Declaring May 4, 2014 Through May 10, 2014
Municipal Clerk's Week In The City Of Oakland
[13-0487](#)

This Matter was Withdrawn and Rescheduled to the Meeting of the Oakland City Council, to be heard at the May 20, 2014 meeting on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
There was one speaker on this item.

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7.5-CC Subject: Library Advisory Commission Appointments - Shimatsu & Bell
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jeanine Shimatsu And Lesley Mandros Bell As Members Of The Library Advisory Commission
[13-0500](#)

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

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan

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7.6-CC Subject: Public Ethics Commission Appointment - Sonya Smith
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Sonya
Smith To The Public Ethics Commission
[13-0495](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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7.7-CC Subject: City Planning Commission Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jahmese
Myres And Reappointing Chris Pattillo To The City Planning Commission
[13-0496](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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7.8-CC Subject: Landmarks Preservation Advisory Board Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Stafford
Buckley, Frank Flores, And Eleanor Casson As Members Of The Landmarks Preservation
Advisory Board
[13-0497](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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7.9-CC Subject: Amendments To Rent Adjustment Program Regulations
From: Department Of Housing And Community Development
Recommendation: Adopt An Ordinance Amending The Rent Adjustment Ordinance (O.M.C.
Chapter 8.22) To Limit Rent Increases To Ten Percent In Any One Year And Thirty Percent In
Five Years And To Require Special Noticing For Capital Improvement Rent Increases [TITLE
CHANGE]
[13-0341-1](#)

This Matter was Approved for Final Passage on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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7.10-CC Subject: Settlement Agreement- Elba Sandoval v. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Sandoval v. City Of Oakland, Et Al., Alameda Superior
Court Case No. HG12611690, City Attorney's File No. X03775, In The Amount Of Thirty
Thousand Dollars (\$30,000.00) (Public Works Agency - Employment Discrimination)
[13-0521](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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7.11-CC Subject: Settlement Agreement - Marilyn Johnson v. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Marilyn Johnson v. City Of Oakland, Et Al., Alameda
County Superior Court Case No. RG11-604205, City Attorney's File No. 28468 In The Amount
Of Thirty-Six Thousand Dollars And No Cents (\$36,000.00) As A Result Of A Trip And Fall
Accident (Public Works Agency - Trip And Fall)
[13-0522](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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7.12-CC Subject: Settlement Agreement - State Farm Insurance/Christian Puscasi
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Claim Of State Farm Insurance Company As Subrogee For
Christian Puscasi, City Attorney's Claim No. C29946, In The Amount Of Seventeen Thousand
Two Hundred Fifty-Two Dollars And Eighty-Eight Cents (\$17,252.88) (Public Works Agency -
Auto Collision)
[13-0524](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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7.13-CC Subject: Settlement Agreement - Scott Olsen v. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Scott Olsen v. City Of Oakland, Et Al., United States
District Court Case No. C12-06333-SI In The Amount Of \$4,500,000.00 As A Result Of
Injuries Sustained During Crowd Control Efforts During An Occupy Event On October 25,
2011
[13-0526](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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7.14-CC Subject: Settlement Agreement - Municipal Derivatives Antitrust Litigation
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Approving Partial Settlement Of In Re Municipal
Derivatives Antitrust Litigation, United States District Court Southern District Of New York,
MDL No. 1950, Authorizing Acceptance Of Payment From GE Funding Capital Market
Services, Inc., Trinity Funding Co., LLC, And Trinity Plus Funding Co., (Collectively "GE") Of
\$281,750, In Exchange For Dismissal Of The Lawsuit By The City
[13-0523](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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S-7.15-CC Subject: Salary Ordinance Amendment - Executive Assistant To The Director
From: Department Of Human Resources Management
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Combine The Classifications Of Executive Assistant To The Agency Director And Executive Assistant Into One Classification Entitled Executive Assistant To The Director;
And

[13-0475](#)

This Matter was Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the May 20, 2014 meeting on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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[13227 C.M.S.pdf](#)

2) A Resolution Recommending To The Civil Service Board The Exemption Of The Classification Of Executive Assistant To The Director From The Operation Of The Civil Service

[13-0475-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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S-7.16-CC Subject: Salary Ordinance Amendment - Fire Marshal (Non-Sworn)
From: Department Of Human Resources Management
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Create The Classification Of Fire Marshal (Non-Sworn); And
[13-0476](#)

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

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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2) A Resolution Recommending To The Civil Service Board The Exemption Of The Classification Of Fire Marshal (Non-Sworn) From The Operation Of The Civil Service
[13-0476-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
[85002 CMS.pdf](#)

S-7.17-CC Subject: Salary Ordinance Amendment - Training Coordinator
From: Department Of Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Create The Classification Of Training Coordinator
[13-0477](#)

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

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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S-7.18-CC Subject: Contract For Citywide Street Resurfacing
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee To Award A Construction Contract To Gallagher & Burk, Inc., The Lowest Responsive, Responsible Bidder In Accordance With Plans And Specifications For Citywide Street Resurfacing (Project No. C369640) And With Contractor's Bid In The Amount Of Five Million Three Hundred Ninety-Seven Thousand One Hundred Twenty-Eight Dollars And Sixty-Four Cents (\$5,397,128.64)
[13-0484](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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S-7.19-CC Subject: Enhancing Economic Growth Between Oakland And Mexico City
From: Councilmember Noel Gallo
Recommendation: Receive A Report And Recommendations To Enhance Our Economic Growth, From Our City Of Oakland-Mexico City Trade Mission On February 12-15, 2014
[13-0469](#)

This Matter was Approved on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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S-7.20-CC Subject: Army Base Utility Program Closure
From: Office Of Neighborhood Investment
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Negotiate And Execute An Amendment To The Utilities Program Management Agreement With The Port Of Oakland, For Limited Continued Operation Of The Existing Integrated Utility Systems At The Former Oakland Army Base [TITLE CHANGE]; And

[13-0439](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan

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2) A Resolution Authorizing The City Administrator To Negotiate And Execute An Amendment To Terminate The Resource Program Management Services Agreement With The Port Of Oakland Whereby The Port Provides Electricity To The City-Owned Portion Of The Former Oakland Army Base [TITLE CHANGE]

[13-0439-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan

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S-7.21-CC Subject: Concessionaire Agreement For City Stables
From: Office Of Parks And Recreation
Recommendation: Adopt A Resolution Authorizing The City Administrator And/Or His Designee To Negotiate And Execute A Concessionaire Agreement Between The City Of Oakland And Diamond Equine Services To Operate Equestrian Programs And Provide Facility Improvements To Oakland City Stables, Located At 13560 Skyline Blvd. Oakland, California For A Three Year Term With Two Consecutive Five Year Options To Renew
[13-0483](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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S-7.22-CC Subject: Establishing The Head Start Advisory Board
From: Department Of Human Services
Recommendation: Adopt An Ordinance Rescinding Resolution No. 76996 C.M.S. And Establishing The Head Start Advisory Board In Accordance With The Requirements Of City Charter Section 601
[13-0485](#)

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

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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[13230 C.M.S.pdf](#)

S-7.23-CC Subject: Marcus Foster Education Fund/Joint Powers Authority
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An Agreement With The Youth Ventures Joint Powers Authority (JPA) Through Its Fiscal Agent Marcus A. Foster Educational Institute Dba Marcus Foster Education Fund (MFEF), In The Amount Of \$150,000 Per Year For Fiscal Years 2013-2014 And 2014-2015, For The City Of Oakland's Contribution To The JPA
[13-0486](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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S-7.24-CC Subject: Measure Y -Violence And Public Safety Act Of 2004 Auditor's Report
From: Department Of Finance
Recommendation: Receive An Informational Report Regarding Measure Y -Violence And Public Safety Act Of 2004 Independent Auditor's Report For The Year Ended June 30, 2013
[13-0482](#)

This Matter was *Received and Filed on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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S-7.25-CC Subject: Professional Services Contract One Step Information Systems
From: Oakland Fire Department
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator Or Designee To Enter Into A Services Agreement With WestNet Information Systems, Ltd., Doing Business As One Step Information Systems Ltd., To Update End User Software Licensing, And For Database System Maintenance From May 1, 2014 To April 30, 2015, In An Amount Not To Exceed Twenty One Thousand One Hundred And Fifty Two Dollars (\$21,152) With An Option To Extend The Agreement Without Returning To Council For Two Years In The Amount Of Twenty One Thousand One Hundred And Fifty Two Dollars (\$21,152) Each Year, For A Total Amount Not Exceeding Sixty Three Thousand Four Hundred And Fifty Six Dollars (\$63,456.00); And (2) Waiving The Competitive Request For Proposal/Qualifications (RFP/Q) Process And The Local Advertising And Bidding Requirements For The Proposed Agreement With One Step Information Systems Ltd.
[13-0489](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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S-7.26-CC Subject: Support For AB 1661: Healthy Options For Everyone (HOPE) Act
From: Vice Mayor Larry Reid
Recommendation: Adopt A Resolution Supporting Assembly Bill 1661 The Healthy Options For Everyone (HOPE) Act Of 2014: Elimination Of Food Deserts (Bonta)
[13-0459](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
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S-7.27-CC Subject: Support For AB 1585: Dealing With Victims Of Human Trafficking
From: Councilmembers Kalb And Gibson McElhaney
Recommendation: Adopt A Resolution In Support Of State Assembly Bill (AB) 1585 (Alejo)
That Would Provide For Someone Who Has Been Convicted Of Prostitution Or Solicitation
With The Ability To Have That Conviction Set Aside If That Person Can Establish, By Clear
And Convincing Evidence, That The Conviction Was The Result Of Being A Victim Of
Human Trafficking; And Makes Appropriate Amendments And Additions To The CA Family
And Penal Codes
[13-0470](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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S-7.28-CC Subject: Support For AB 1629: Extending Peer Counseling Services
From: Councilmembers Gallo And Gibson McElhaney
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1629 (Bonta) Which
Extends Peer Counseling Services And Reimbursement Under The Victims Compensation
Fund (VCF) To Victims Of All Violent Crimes
[13-0467](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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S-7.29-CC Subject: Support For AB 1609: Dealing With Out-Of-State Gun Trafficking
From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution In Support Of State Assembly Bill (AB) 1609 (Alejo)
Requiring That A California Resident Who Intends To Own Or Possess A Firearm In California
Which Is Acquired Out Of State Shall Be Required To Deliver The Firearm To A Licensed
Dealer For Processing (Waiting Period, Background Check, Handgun Safety Requirements)
Prior To Gaining Possession
[13-0471](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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S-7.30-CC Subject: Support For AB 2591: Basic Material Needs Assistance Program
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution In Support Of Assembly Bill 2591 (Weber & Skinner),
Basic Material Needs Assistance Program For Homeless Children
[13-0468](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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S-7.31-CC Subject: Support For SB 1165: Sexual Abuse & Sex Trafficking Prevention Education
From: Councilmember Lynette Gibson McElhaney
Recommendation: Adopt A Resolution In Support Of State Senate Bill (SB) 1165 Which
Would Recommend The Addition Of Sexual Abuse And Sex Trafficking Prevention Education
To The Sexual Health Education For California's Junior High And High School Students And
Include Sexual Abuse And Sex Trafficking Prevention Education In Subsequent Revisions To
The Health Framework For California Public Schools
[13-0492](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan
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Passed The Consent Agenda

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

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember
Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember
Schaaf and Council President Kernighan

8 **ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION &
DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS**

**A motion was made by Councilmember Schaaf, seconded by President Pro
Tempore Kaplan, to *Approve as Submitted. The motion failed by the
following vote:**

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and
Vice Mayor Reid
There were three final decisions made during Closed Session.

**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: Consolidated Action Plan Fiscal Year 2014-2015
From: Department Of Housing And Community Development
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 2014-2015; 2) Accepting And Appropriating Funds Totaling \$12,396,467 For The Home, Emergency Shelter Grant (ESG), Housing Opportunities For Persons With AIDS (HOPWA), And The Community Development Block Grant Programs; And 3) Appropriating \$800,000 In Program Income And Any Amounts In Excess Thereof For Housing Rehabilitation Revolving Loan Fund; And 4) Accepting And Appropriating Funds Totaling \$4,848,002 CDBG Housing Reconciled Funds From Prior Years; And 5) Authorizing The City Administrator To Negotiate And Execute Agreements With Subgrantees For Fiscal Year 2014-2015 For The Community Development Block Grant Program
[13-0481](#)

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

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
Upon the reading of Item by 9.1 by the City Clerk, the Public Hearing was opened at 8:10 P.M.

There were no speakers on this item.

Councilmember Kaplam made a motion, seconded by Councilmember Gallo to close the Public Hearing and to pass the item, hearing no objections, the motion passed by 6 Ayes: Brooks, Gallo, Kalb, Kaplan, Schaaf, and President Kernighan. 2 Excused: Gibson McElhaney and Reid

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ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

11 Subject: Support For CWDA Budget Proposal
From: Councilmember Lynette Gibson McElhaney
Recommendation: Adopt A Resolution In Support Of The California Welfare Directors
Association's Budget Proposal To Dedicate \$20.3 Million Of General Funds For Prevention,
Intervention, And Support Services For Victims Of Commercial Sexual Exploitation Of
Children And Would Recommend \$14.3 Million In General Funds For Successive Years
[13-0511](#)

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

Votes: ORA\Councilmember Excused: 2 - Councilmember Gibson McElhaney and Vice Mayor Reid
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf and Council President Kernighan
There were no speakers on this item.

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CONTINUATION OF OPEN FORUM

ADJOURNMENT OF COUNCIL SESSION

(Meeting Shall Conclude No Later Than 12:00 A.M., Unless Extended By Majority Vote Of The Council)

There being no further business, and upon the motion duly made, the Council adjourned the meeting at 9:00 p.m.

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

City Clerk and Clerk of the Council