



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 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, April 16, 2013

5:30 PM

City Council Chambers, 3rd Floor

DEFINITION OF TERMS:

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

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

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

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

1 Pledge of Allegiance

2 Roll Call / City Council

COUNCILMEMBERS: Desley Brooks, District 6; Noel Gallo, District 5; Lynette Gibson McElhaney, District 3; Dan Kalb, District 1; President Pro Tempore Rebecca Kaplan, At-Large; Vice Mayor Larry Reid, District 7; Libby Schaaf, District 4; Council President Pat Kernighan, District 2

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: Recognizing Jintian Liang For His Academic Achievement
From: Councilmember Desley Brooks

SUPPLEMENTAL

*** Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council**

Tuesday, April 16, 2013

Recommendation: Adopt A Resolution Recognizing Jintian Liang For His Academic Achievement And For His Nomination To The 2013 U.S. Presidential Scholars Program
[\(12-0360\)](#)

4.2 Subject: Recognizing Christopher Hinds For His Academic Achievement
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Recognizing Christopher Hinds For His Academic Achievement And For His Nomination As A 2013 National Achievement Scholarship Program Finalist
[\(12-0362\)](#)

4.3 Subject: Arbor Day 2013
From: Public Works Agency
Recommendation: Adopt A Resolution Proclaiming Friday April 26, 2013 To Be The City Of Oakland's Arbor Day 2013 And Authorizing An Official Tree Planting Ceremony At Fruitvale School Located At 3200 Boston Avenue
[\(12-0370\)](#)

4.4 Subject: Honoring Lighthouse Community Charter School
From: Vice Mayor Reid And Councilmembers Schaaf And Gallo
Recommendation: Adopt A Resolution Honoring Lighthouse Community Charter School For Being Named The Hart Vision Charter School Of The Year By The California Charter Schools Association
[\(12-0364\)](#)

4.5 Subject: Honoring Rev. Dr. Jim Hopkins And Lakeshore Avenue Baptist Church
From: Council President Kernighan
Recommendation: Adopt A Resolution Honoring The Lakeshore Avenue Baptist Church And Rev. Dr. Jim Hopkins
[\(12-0365\)](#)

4.6 Subject: Week Of The Young Child Proclamation
From: Councilmember Desley Brooks
Recommendation: Adopt A Proclamation To The City Of Oakland, Head Start/Early Head Start Program, Declaring April 14-20, 2013, As "The Week Of The Young Child" In Oakland, California
[\(12-0416\)](#)

4.7 Subject: Honoring The Women's Initiative
From: Councilmembers Libby Schaaf And Noel Gallo
Recommendation: Adopt A Resolution Honoring Women's Initiative For Self Employment For 25 Years Of Empowering Women Entrepreneurs To Launch Businesses, Create Jobs And Stimulate The Local Economy
[\(12-0418\)](#)

**This item was added to this agenda pursuant to Rule 28(a) of Resolution
82580 C.M.S.**

SUPPLEMENTAL

*** Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council**

Tuesday, April 16, 2013

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETINGS OF March 19, 2013
and April 2, 2013
- 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: 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
[\(12-0398\)](#)
- 7.2-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
[\(12-0399\)](#)
- 7.3-CC Subject: Support For AB 564: Redevelopment
From: Vice Mayor Larry Reid
Recommendation: Adopt A Resolution In Support Of Assembly Bill 564 Prohibiting The
Department Of Finance From Taking Any Future Action To Modify The Enforceable
Obligations After Review By The Oversight Board
[\(12-0334\)](#)
- 7.4-CC Subject: Support For AB 243: Infrastructure And Revitalization Financing District
From: Vice Mayor Larry Reid
Recommendation: Adopt A Resolution In Support Of Assembly Bill 243 (Atkins, Bonta,
And Perez) Authorizing The Creation Of An Infrastructure And Revitalization Financing
District, As Defined, And The Issuance Of Debt With 55% Voter Approval
[\(12-0335\)](#)
- 7.5-CC Subject: Support For SCA 11: Local Special Taxes Vote Threshold
From: Council President Kernighan
Recommendation: Adopt A Resolution In Support Of SCA 11 (Hancock) "Reform Of
The Local Special Taxes Vote Threshold" Which Would Lower The Vote Threshold For
Increasing Most Special Taxes From 2/3s To 55%
[\(12-0337\)](#)
- 7.6-CC Subject: Support For AB 391: CA Homes And Jobs Act 2013
From: Council President Kernighan

SUPPLEMENTAL

* Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council

Tuesday, April 16, 2013

Recommendation: Adopt A Resolution In Support Of SB 391 (DeSaulnier), The "California Homes And Jobs Act Of 2013" Which Would Impose A \$75 Fee On The Recordation Of Each Real Estate Document, Excluding Documents Related To The Sale Of A Property, In Order To Permanently Fund The California Homes And Jobs Trust Fund That Will Support The Development Of Homes Affordable To Low- And Moderate-Income Households
[\(12-0350\)](#)

7.7-CC Subject: Support For SB 396: Firearm Magazine Capacity
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution In Support Of Senate Bill 396 (Hancock) "Large Capacity Ammunition Magazines" Which Would Prohibit The Possession Of Large Capacity Ammunition Magazines With Sufficient Length To Accommodate More Than 10 Rounds Of Ammunition
[\(12-0352\)](#)

7.8-CC Subject: Support For SB 374: Firearm Regulations
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution In Support Of Senate Bill 374 (Steinberg) Which Amends The Current Definition Of Illegal "Assault Weapon" To Include A Semiautomatic, Rimfire, Or Centerfire Rifle That Does Not Have A Fixed Magazine With The Capacity To Accept Ten Or Fewer Rounds
[\(12-0353\)](#)

7.9-CC Subject: Settlement Agreement - State Farm Insurance Company
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 As Subrogee Of Michael Foster, City Attorney's Claim No. C29446, In The Amount Of Seven Thousand Five Hundred Forty Six Dollars And Twenty Two Cents (\$7,546.22) (PWA - Sewer Overflow)
[\(12-0361\)](#)

This matter will be heard in Closed Session on April 16, 2013.

7.10-CC Subject: Youth Ventures Joint Powers Authority Appointments
From: Council President Kernighan
Recommendation: Adopt A Resolution Appointing Mayor Jean Quan, Council President Patricia Kernighan, Councilmember Libby Schaaf, Chief Of Police Howard Jordan And Administrative Services Manager Sara Bedford Of The Department Of Human Services To The Youth Ventures Joint Powers Authority
[\(12-0366\)](#)

7.11-CC Subject: Settlement Agreement - Companion Property And Casualty Insurance Company
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Companion Property And Casualty Insurance

SUPPLEMENTAL

* Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council

Tuesday, April 16, 2013

Company As Subrogee Of Tonya Brown, City Attorney's Claim No. C29487, In The Amount Of Seven Thousand Eighty Seven Dollars And Ninety-Two Cents (7,087.92) (PWA - Vehicle Accident)
[\(12-0390\)](#)

This matter will be heard in Closed Session on April 16, 2013.

- 7.12-CC Subject: Library Advisory Commission Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Charles Sanchez As A Member Of The Library Advisory Commission
[\(12-0392\)](#)
- 7.13-CC Subject: Commission On Aging Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Ramon K. Williams As A Member Of The Commission On Aging
[\(12-0394\)](#)
- 7.14-CC Subject: Parks And Recreation Advisory Commission Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Robert Selna To The Parks And Recreation Advisory Commission
[\(12-0395\)](#)
- 7.15-CC Subject: Citizen's Police Review Board Appointment - Bernstein
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Allison Bernstein To The Citizen's Police Review Board
[\(12-0396\)](#)
- 7.16-CC Subject: Citizen's Police Review Board Appointment - Yihdego
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Almaz Yihdego To The Citizen's Police Review Board
[\(12-0397\)](#)
- 7.17-CC Subject: Library Advisory Commission Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of April Harper As A Member Of The Library Advisory Commission
[\(12-0412\)](#)
- 7.18-CC Subject: Library Advisory Commission Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Andrew Racle As A Member Of The Library Advisory Commission
[\(12-0413\)](#)

SUPPLEMENTAL

*** Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council**

Tuesday, April 16, 2013

- 7.19-CC Subject: Library Advisory Commission Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Ain
Bailey As A Member Of The Library Advisory Commission
[\(12-0414\)](#)
- 7.20-CC Subject: Cannabis Regulatory Commission Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Appointing Jacob Sassaman As Members Of The
Cannabis Regulatory Commission
[\(12-0415\)](#)
- 7.21-CC Subject: Resolution Supporting AB 1020 - Letters To Firearm Owners
From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution Endorsing Assembly Bill 1020, Which Would
Require The State Attorney General To Provide Written Notice To Purchasers And
Sellers Of Firearms Informing Them Of Laws Pertaining To Gun Trafficking And The
Safe Storage Of Weapons
[\(12-0355\)](#)

**This item was added to this agenda by the April 4, 2013 Rules and
Legislation Committee.**

- 7.22-CC Subject: Supporting SB 140 - Armed Prohibited Persons System Backlog Support
From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution In Support Of Senate Bill 140, Which Would
Allow The State Department Of Justice To Use \$24 Million From The Dealer Record Of
Sale Account To Increase The Investigative Capacity Of The Armed Prohibited Persons
System (APPS)
[\(12-0356\)](#)

**This item was added to this agenda by the April 4, 2013 Rules and
Legislation Committee.**

- 7.23-CC Subject: Support For AB 187 - Tax On Firearm Ammunition
From: Office Of The City Attorney And President Pro Tempore Rebecca Kaplan
Recommendation: Adopt A Resolution Of The Oakland City Council (1) Expressing
Support Of California Assembly Bill No. 187 ("AB 187"), Introduced By Assembly
Member Rob Bonta On January 28, 2013, Which Will Institute A Sales Tax And Excise
Tax On Firearm Ammunition Sold Or Possessed In The State Of California, With
Revenues To Be Used To Support Public Safety Programs In High Crime Municipalities
And (2) Authorizing The City Administrator, Or Her Designee, To Instruct The City's
Legislative Lobbyist To Support Passage Of California Assembly Bill No. 187
[\(12-0382\)](#)

**This item was added to this agenda by the April 4, 2013 Rules and
Legislation Committee.**

SUPPLEMENTAL

*** Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council**

Tuesday, April 16, 2013

7.24-CC Subject: Police And Fire Retirement Board Re-Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Re-Appointment Of
Jaime Godfrey And Walter Johnson, Sr., As A Member Of The Police And Fire
Retirement Board
(12-0417)

S-7.25-CC Subject: Medical Subsidy For Sworn Fire Members
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Amending Resolution No. 79454 And Fixing
The City's Contribution Under The Public Employer's Medical And Hospital Care Act,
Only With Respect To Sworn Fire Unit Members, To Conform To The Memorandum Of
Understanding Between The City Of Oakland And International Association Of
Firefighters, Local 55
(12-0381)

**The April 9, 2013 Finance & Management Committee approved
recommendations; 4 Ayes**

S-7.26-CC Subject: Existing Building Facade Encroachment, 427 Clifton Street
From: Department Of Building, Planning And Neighborhood Preservation
Recommendation: Adopt A Resolution Granting Clifton And Boyd LLC A Revocable
And Conditional Permit To Allow Portions Of The Existing Facade, Utility Meters, And
Irrigation Piping For A Building Located At 427 Clifton Street To Encroach Into The
Public Right-Of-Way Along Clifton Street And Boyd Avenue
(12-0331)

**The April 9, 2013 Public Works Committee approved recommendations as
amended; 4 Ayes**

**The committee approved recommendations as amended to amend the
resolution to state that no casement windows which open out onto the
sidewalk will be used on the building below eight feet.**

S-7.27-CC Subject: Sidewalk Improvement Projects
From: Public Works Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Awarding A Construction Contract For Chapman And Lancaster Streets
Sidewalk Improvement Project - Phase II (Project No. G381113) To Rosas Brothers
Construction, The Lowest Responsive And Responsible Bidder, In The Amount Of Two
Hundred Twenty Four Thousand, Six Hundred And Twenty Five Dollars (\$224,625.00)
In Accordance With The Project Plans And Specifications And The Contractor's Bid; And
(12-0371)

2) A Resolution Awarding A Construction Contract For Fruitvale Avenue Sidewalk
Improvement Project-Phase III (Project No. G381114) To Rosas Brothers Construction,

SUPPLEMENTAL

* Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council

Tuesday, April 16, 2013

The Lowest Responsive And Responsible Bidder, In The Amount Of Two Hundred And Eight Thousand, Three Hundred And Ninety Three Dollars And Fifty Cents (\$208,393.50) In Accordance With The Project Plans And Specifications And The Contractor's Bid
[\(12-0371-1\)](#)

**The April 9, 2013 Public Works Committee approved recommendations; 4
Ayes**

S-7.28-CC Subject: Sanitary Sewer Rehabilitation
From: Public Works Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Award A Construction Contract To Andes Construction, Inc., The Lowest Responsive And Responsible Bidder For The Rehabilitation Of Sanitary Sewers In The Area Bounded By Shattuck Avenue, 59th Street, Telegraph Avenue And Woolsey Street (Sub-Basin 50-10 Project No. C312310) In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of Two Million Seven Hundred Ninety-Five Thousand Five Hundred Twenty-Five Dollars (\$2,795,525.00); And
[\(12-0372\)](#)

2) A Resolution Awarding A Construction Contract To Andes Construction, Inc., The Lowest Responsive And Responsible Bidder, For The Rehabilitation Of Sanitary Sewers In Rosedale Avenue Bounded By Foothill Boulevard And Santa Rita Street (Project No: C329128), In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of Three Hundred Ninety-Five Thousand Seventy-One Dollars (\$395,071.00); And
[\(12-0372-1\)](#)

3) A Resolution Awarding A Construction Contract To Andes Construction, Inc., The Lowest Responsive And Responsible Bidder, For The Rehabilitation Of Sanitary Sewers In Bridge Avenue Bounded By Foothill Boulevard And E.16th Street, And In The Easement Bounded By Carrington Street, 42nd Avenue, Santa Rita Street, And High Street (Project No. C329129), In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of Three Hundred Seven Thousand Nine Hundred Twenty-Four Dollars (\$307,924.00); And
[\(12-0372-2\)](#)

4) A Resolution Awarding A Construction Contract To Mosto Construction, The Lowest Responsive And Responsible Bidder, For The Rehabilitation Of Sanitary Sewers In The Easement By Elinora Avenue And Reinhardt Drive (Project No. C329130), In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of Two Hundred Seventy-One Thousand Six Hundred Seventy-Two Dollars (\$271,672.00)
[\(12-0372-3\)](#)

The April 9, 2013 Public Works Committee approved recommendations; 4

SUPPLEMENTAL

* Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council

Tuesday, April 16, 2013

Ayes

S-7.29-CC Subject: Lake Merritt Channel Improvement
From: Public Works Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Awarding A Construction Contract For The Lake Merritt Channel Improvement At 10th Street (Project No. C277110) To Gordon N. Ball, Inc., The Lowest Responsive And Responsible Bidder, In The Amount Of Fourteen Million Eight Hundred Four Thousand Four Hundred Seventy Five Dollars And Ninety Cents (\$14,804,475.90) In Accord With The Project Plans And Specifications And The Contractor's Bid; And
(12-0373)

2) A Resolution Authorizing The City Administrator To Enter Into An Agreement By And Between The City Of Oakland And The East Bay Municipal Utility District For Construction Of A 30-Inch Water And An 8-Inch Recycled Water Main Relocation As Part Of The Lake Merritt Channel Improvement At 10th Street (Project No. C277110), In The Amount Of One Million One Hundred Seventy Thousand Dollars (\$1,170,000.00)
(12-0373-1)

**The April 9, 2013 Public Works Committee approved recommendations; 4
Ayes**

S-7.30-CC Subject: Sanitary Sewer Root Foaming Fiscal Year 2012-2013
From: Public Works Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To Root Tamers, The Lowest Responsive And Responsible Bidder, For On-Call Sanitary Sewer Root Foaming Services FY 2012-13 (Project No. C457110) In Accord With The Specifications For The Project And Contractor's Bid In The Amount Of Five Hundred Thirty-Five Thousand Eight Hundred Twenty-Five Dollars (\$535,825.00)
(12-0374)

**The April 9, 2013 Public Works Committee approved recommendations; 4
Ayes**

S-7.31-CC Subject: San Pablo Green Street Project
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Enter Into An Agreement With The San Francisco Estuary Partnership To Implement A Green Street Retrofit Project Along San Pablo Avenue To Include Bike Lanes, Pedestrian-Friendly Improvements And Stormwater Filtration Landscaping
(12-0375)

**The April 9, 2013 Public Works Committee approved recommendations; 4
Ayes**

S-7.32-CC Subject: Stormwater Treatment Units Construction Award
From: Public Works Agency

SUPPLEMENTAL

* Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council

Tuesday, April 16, 2013

Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Execute A Construction Contract With Bay Construction, The Lowest Responsive And Responsible Bidder, For The Installation Of Six Stormwater Treatment Units (Tree Wells) In West Oakland (Project No. G444210) In Accordance With Plans And Specifications For The Project And Contractor's Bid In The Amount Of One Hundred Ninety-Nine Thousand Six Hundred Twelve Dollars And Seventy-Four Cents (\$199,612.74)
[\(12-0384\)](#)

The April 9, 2013 Public Works Committee approved recommendations; 4 Ayes

S-7.33-CC Subject: Confer City Landmark Status On Two Properties
From: Department Of Building, Planning And Neighborhood Preservation
Recommendation: Adopt An Ordinance Designating 5654 Margarido Drive, The Morse House, And 1782 8th Street, The Shorey House, As Landmarks Pursuant To Section 17.136.070 Of The Oakland Planning Code
[\(12-0367\)](#)

The April 9, 2013 Community & Economic Development Committee approved recommendations; 4 Ayes

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE. FINAL PASSAGE (Second Reading) WILL OCCUR ON MAY 7, 2013

S-7.34-CC Subject: West Oakland Development Group ENA
From: Office Of Neighborhood Investment
Recommendation: Adopt A Resolution Authorizing An Exclusive Negotiating Agreement With West Oakland Development Group, LLC, For Development Of The Blocks Surrounded By 5th, 7th, Kirkham And Magnolia Streets In West Oakland
[\(12-0368\)](#)

The April 9, 2013 Community & Economic Development Committee approved recommendations; 4 Ayes

S-7.35-CC Subject: Annual Reports Of Property-Based BIDs
From: Office Of Economic And Workforce Development
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Approving The Annual Reports Of The Koreatown/Northgate Community Benefit District Of 2007 The Downtown Oakland Community Benefit District Of 2008 The Lake Merritt/Uptown Community Benefit District Of 2008 And The Fruitvale Property Business Improvement District Of 2011 Advisory Boards; Confirming The Continuing Annual Assessment For Each Applicable District For Fiscal Year 2013/2014; And Authorizing Payment Of The City's Cumulative Fiscal Year 2013/2014 Fair Share Assessment For City-Owned Properties In The

SUPPLEMENTAL

* Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council

Tuesday, April 16, 2013

Koreatown/Northgate District, The Downtown Oakland District, The Lake Merritt/Uptown District And The Fruitvale District; And
[\(12-0369\)](#)

2) A Successor Agency Resolution Authorizing Payment Of The Oakland Redevelopment Successor Agency's Cumulative Fiscal Year 2013/2014 Fair Share Assessment For Oakland Redevelopment Successor Agency-Owned Properties In The Koreatown/Northgate Community Benefit District Of 2007, The Downtown Oakland Community Benefit District Of 2008, The Lake Merritt/Uptown Community Benefit District Of 2008, And The Fruitvale Property Business Improvement District Of 2011
[\(12-0369-1\)](#)

**The April 9, 2013 Community & Economic Development Committee
approved recommendations; 4 Ayes**

S-7.36-CC Subject: Community Benefit District Creation Grant Program
From: Office Of Economic And Workforce Development
Recommendation: Adopt A Resolution Appropriating And Allocating Up To \$25,000 Per Year To The Community Benefit District Formation Grant Program And Authorizing The City Administrator To Approve And Execute Grant Agreements With Grantees Without Returning To Council
[\(12-0385\)](#)

**The April 9, 2013 Community & Economic Development Committee
approved recommendations; 4 Ayes**

S-7.37-CC Subject: West Oakland Job Resource Center Budget
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Approving The Budget For The West Oakland Job Resource Center For Fiscal Years 2013-2014 And 2014-2015, And Appropriating And Allocating Revenue Generated From The Oakland Army Base Billboard Franchise And Lease Agreement To The West Oakland Job Resource Center And Related Oakland Army Base Community Benefits Uses Including Contracts And Compliance Division And Oversight Commission Staff In An Amount Not-To-Exceed \$500,000 Annually
[\(12-0391\)](#)

**The April 9, 2013 Community & Economic Development Committee
approved recommendations; 4 Ayes**

S-7.38-CC Subject: Approval Of Technical Assistance Contract For Ceasefire
From: Oakland Police Department
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator Or Her Designee To Extend The Professional Services Agreement With California Partnership For Safe Communities (CPSC) For The Period Of April 16, 2013 Through June 30, 2014 In An Additional Amount Not To Exceed One Hundred Fifty Thousand Dollars (\$150,000), Bringing The Total Amount To Be Expended To Two Hundred Forty Six Thousand And Ninety Five Dollars (\$246,095) For Technical Assistance To Sustain The

SUPPLEMENTAL

* Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council

Tuesday, April 16, 2013

Current Ceasefire Strategy And To Determine Where The Strategy Should Be Expanded, And To Conduct A Problem Analysis To Implement Ceasefire; And 2) Waiving The Competitive Request For Proposals/Qualifications (RFP/Q) Process, The Advertising And Bidding Requirements, And Local And Small Business Enterprise Programs (L/SLB) Provisions For The Proposed Extension Of The Professional Services Agreement With CPSC
(12-0377)

The April 9, 2013 Public Safety Committee approved recommendations; 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:**

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

11 Subject: New Dog Play Area Appeal
From: Department Of Planning And Building
Recommendation: Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Upholding The Appeal (A12-062), Of The Decision Of The Oakland Planning Commission, And Granting Approval Of An Application For A Minor Conditional Use Permit For The Creation Of A New Dog Play Area At Lakeview Park (Planning Case File No. Cull-208); Or
(11-0624)

2) A Resolution Denying The Appeal (A12-062), Of The Decision Of The Oakland Planning Commission And Denying The Application For A Minor Conditional Use Permit For The Creation Of A New Dog Play Area At Lakeview Park (Planning Case File No. Cull-208)
(11-0624-1)

This item was heard by the December 4, 2012 City Council.

A motion was made by Vice Mayor Nadel, seconded by Councilmember Schaaf to adopt the resolution upholding the appeal of the Planning Commission's decision and grant the permit application for the New Dog Park Play Area. The motion failed with a vote of 4 Ayes, 3 Noes - Brooks, Kernighan, Reid, 1 Excused - Brunner.

SUPPLEMENTAL

* Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council

Tuesday, April 16, 2013

A second motion was made by Councilmember Brooks, seconded by Councilmember Kernighan to deny the appeal and the application of a permit application for the New Dog Park Play Area. The motion failed with a vote of 3 Ayes, 4 Noes - De La Fuente, Kaplan, Nadel, Schaaf, 1 Excused - Brunner.

Due to a lack of 5 affirmative votes to pass either of the noticed options, this item was automatically rescheduled to the next regularly scheduled City Council meeting.

Pursuant to Oakland Planning Code Section 17.134.070(A), this item shall appear for a vote on each regular meeting of the City Council until a decision on a resolution upholding or denying the appeal is reached.

- 12 Subject: Internal Affairs Complaint Intake Transfer
From: Council President Kernighan
Recommendation: Receive A Report And Possible Action On The Status Of The Transfer Of The Internal Affairs Complaint Intake Function From OPD To The City Administrator's Office, The Funding For Which Was Approved By The City Council As Part Of The Fiscal Year 2011-2013 Budget
(12-0333)

This items was placed on this agenda by the February 28, 2013 Rules & Legislation Committee.

- S-13 Subject: Debarment Process For Goldman Sachs
From: Finance And Management Agency
Recommendation: Receive An Informational Report With Possible Action Updating And Explaining The Process Of Debarring Goldman Sachs From Doing Any Future Business With The City
(12-0314)

The April 9, 2013 Finance & Management Committee received and forwarded this report; 3 Ayes, 1 Abstain - Kernighan

- S-14 Subject: Ray Derania Consultant Contract
From: Planning, Building And Neighborhood Preservation
Recommendation: Adopt A Resolution Approving Appointment Of Raymond Derania To Serve As The Interim Deputy Director/Building Official For The City Of Oakland To Allow The City Of Oakland To Employ Raymond Derania Within 180 Days Of His Retirement Pursuant To Government Code Section 7522.56(F)(1) For A Period Not To Exceed 960 Hours Or Until The City Has Completed Its Recruitment And Transition To A Suitable Successor, Whichever Occurs First
(12-0386)

The April 9, 2013 Community & Economic Development Committee

SUPPLEMENTAL

* Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council

Tuesday, April 16, 2013

approved recommendations; 3 Ayes, 1 No - Gibson McElhaney

Continuation of Open Forum

ADJOURNMENT OF COUNCIL SESSION

(Meeting shall conclude no later than 12:00 a.m., unless extended by Majority Vote of the Council)

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 48 hours prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-3226

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 839-6451

(TTD)

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

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