



SUPPLEMENTAL City of Oakland Meeting Agenda

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

Concurrent Meeting of the Oakland Redevelopment Agency / City Council

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

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

Tuesday, November 03, 2009

6:00 PM

Oakland City Hall, 3rd Floor

DEFINITION OF TERMS:

CONSENT ITEM: any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee. These items are heard on the 6:00 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 7:00 P.M. portion of the agenda.

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

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

- 1 Pledge of Allegiance
- 2 Roll Call / ORA & Council

COUNCIL MEMBERS: Patricia Kernighan, Dist. 2; Nancy Nadel, Dist. 3; Jean Quan, Dist. 4; Ignacio De La Fuente, Dist. 5; Desley Brooks, Dist. 6; Larry Reid, Dist. 7; Rebecca Kaplan, At-Large, and President Jane Brunner, Dist. 1

- 3 Open Forum / Citizens Comments
(Time Available: 15 minutes)
- 4 Modifications to the Consent Calendar, and requests from Councilmember(s) to pull an item from the Consent Calendar, shall be scheduled for the next-succeeding City Council meeting as a non-consent item.
- 5 Motion for 'Members' Requests for Reconsideration' of an Action taken at the preceding Council Meeting, shall be scheduled for the next-succeeding City Council meeting as a non-consent item. (Motion Maker must have voted on prevailing side)

SUPPLEMENTAL

- 6 Requests from Councilmember(s) to schedule an Action Item considered by Committee but not forwarded to Council, shall be scheduled for the next-succeeding City Council meeting as a non-consent item.
- 7 Approval of the Draft Minutes from the Concurrent Meeting of the Oakland Redevelopment Agency/City Council held on October 20, 2009

8. PRESENTATION OF CEREMONIAL MATTERS

- 8.1 Subject: D. Jacquelyn Edwards - Recognition
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Honoring D. Jacquelyn Edwards For Twenty-Three Years Of Distinguished Service To The Citizens Of The City Of Oakland And Congratulating Her On Her Retirement
(09-0786)
- 8.2 Subject: Rhonda Stuart - Retirement
From: Public Works Agency
Recommendation: Adopt A Resolution Honoring Rhonda Stuart For Over 27 Years Of Service To The City Of Oakland And Congratulating Her On Her Recent Retirement
(09-0861)
- 8.3 Subject: Barbara Holmes - Retirement
From: Public Works Agency
Recommendation: Adopt A Resolution Honoring Barbara A. Holmes For Nearly 30 Years Of Service To The City Of Oakland And Congratulating Her On Her Retirement
(09-0859)
- 8.4 Subject: Evelio Grillo, Sr. - Recognition
From: Councilmember Larry Reid
Recommendation: Adopt A Resolution Recognizing And Honoring The Life Of Evelio Grillo, Sr.
(09-0926)

**This item was placed on the agenda Pursant to Rule 28 of the Council's
Rules of Procedure Resolution No. 79006 C.M.S.**

- 8.5 Subject: Mr. Walter "Mack" Johnson - Recognition
From: Public Works Agency
Recommendation: Adopt A Resolution Posthumously Honoring Mr. Walter "Mack" Johnson, Sr. For Thirty-Four (34) Years Of Dedicated And Distinguished Service To The City Of Oakland.
(09-0927)

**This item was placed on the agenda Pursant to Rule 28 of the Council's
Rules of Procedure Resolution No. 79006 C.M.S.**

9. COUNCIL ACKNOWLEDGEMENTS / ANNOUNCEMENTS

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, November 03, 2009

10. CONSENT CALENDAR (CC) ITEMS:

10.1-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
(09-0923)

10.2-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
(09-0924)

~~10.3 Subject: Rockridge Business Improvement District Assessment
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Of Intention To Levy An Annual Assessment For Fiscal Year 2010/2011 For The Rockridge Business Improvement District, Approving The Annual Report Of The Rockridge Business Improvement District Advisory Board, And Scheduling A Public Hearing For November 17, 2009
(09-0837)~~

This item was withdrawn

10.4-CC Subject: Montclair Business Improvement District Assessment
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Of Intention To Levy An Annual Assessment For Fiscal Year 2010/2011 For The Montclair Business Improvement District, Approving The Annual Report Of The Montclair Business Improvement District Advisory Board, And Scheduling A Public Hearing For November 17, 2009
(09-0838)

This item is scheduled as a Public Hearing on the November 17, 2009 City Council Agenda

10.5-CC Subject: Travel Authorization - Councilmember Brooks
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Authorizing Councilmember Desley Brooks To Travel To San Antonio, Texas To Attend The National League Of Cities Congress Of Cities And Exposition November 10 - 14, 2009
(09-0867)

10.6-CC Subject: Tina Garfinkel - Settlement Agreement
From: Office of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Tina Garfinkel V. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG08421701, City Attorney File No. 26152,

SUPPLEMENTAL

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

Tuesday, November 03, 2009

In The Amount Of \$25,000.00. This Case Involves A Claim For Damages Resulting From A Trip And Fall On A Sidewalk Adjacent To 777 Oakland Avenue, Near The Intersection Of Monte Vista Avenue (PWA)
(09-0925)

This item was not discussed in Closed Session

10.7-CC Subject: City Administrator's Purchasing Authority
From: Council President Brunner
Recommendation: Adopt An Ordinance Amending Ordinance No. 7937 C.M.S., Adopted February 6, 1969, And Amendments Thereto, Codified At Oakland Municipal Code Title 2, Chapter 2.04, Purchasing System, Article I, Bidding, Contracting And Purchasing, To Decrease Amounts For Certain Purchases Requiring City Council Approval And Decrease The City Administrator's Authority For Certain Purchases
(09-0489)

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

Introduction (First Reading) was approved on October 20, 2009; 8 Ayes

10.8-CC Subject: Property Vacation - 37th And Alameda Avenues
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance Conditionally Vacating Of A Portion Of East 8th Street Between The Intersections Of 37th Avenue And Alameda Avenue To The California Department Of Transportation For The Interstate Freeway Route 880 Seismic Retrofit At High Street
(09-0802-1)

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

Introduction (First Reading) was approved on October 20, 2009; 8 Ayes

S-10.9-CC Subject: Purchase Of 3508 Butters Drive - Victor Van
From: Community And Economic Agency
Recommendation: Adopt An Ordinance Authorizing The Purchase Of 3508 Butters Drive, A 14,567 Square Feet Lot Located In The Butters Canyon, From Victor Van, Et Al., For One Hundred Fifty Thousand Dollars (\$150,000) Plus Closing Costs Not To Exceed Ten Thousand Dollars (\$10,000) From Measure DD Funds
(09-0836)

**The October 27, 2009 Public Works Committee approved
recommendations; 4 Ayes**

S-10.10-C Subject: 2008-2009 City Funded Travel Expenditures
C From: Budget Office
Recommendation: Discussion And Possible Action On A Follow-Up Report To An Informational Report On City-Funded Travel Expenditures Incurred During Fiscal Year

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, November 03, 2009

2008-2009 And A Revised Travel Policy That Sets Clear Guidelines For City Travel And Requires Accountability From City Officers And Employees (TITLE CHANGE)
(09-0712)

The October 27, 2009 Finance and Management Committee directed staff to do the following: 1) Amend the language in the Administrative Instruction, Section IV Procedures and Guidelines, page 4, the first sentence in the last paragraph to read “no more than 3 employees”, instead of “no more than 3 employees per department”; 2) Provide an explanation when more than 3 employees were required to travel to the same conference / training (mandatory certification, fiscal training, head start grant required training, etc.); and 3) Clarify what rate will be used for the personal mileage (refer to page 6 & 7 of AI-120); 4 Ayes

S-10.11-C Subject: Parking Meter Funds
C From: Finance and Management Agency
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code Chapter 10.36 To Delete Section 10.36.080, Which Restricts The Deposit Of Parking Meter Revenues To A "Parking Meter Fund" And A "Traffic Control Fund," Thereby Permitting Deposits Of Parking Meter Revenues Into The General Purpose Fund (TITLE CHANGE)
(09-0830)

The October 27, 2009 Finance and Management Committee approved recommendations; 4 Ayes

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

Final Passage (Second Reading) has been scheduled for November 17, 2009

S-10.12-C Subject: Amending Salary Schedule
C From: Department of Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. (The Salary Ordinance) To Add The Permanent Full Time Equivalent Classifications Of: Director Of Information Technology; Director Of Contracting And Purchasing; Director Of Human Resources Management; Associate Director, Library Services; Chief Of Police, Assistant; Police Services Manager I; Police Services Manager II; And Revenue And Tax Administrator
(09-0850)

The October 27, 2009 Finance and Management Committee approved recommendations; 4 Ayes

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

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, November 03, 2009

Final Passage (Second Reading) has been scheduled for November 17, 2009

S-10.13-C Subject: Owner Participation Agreement - 8603 And 8701 Hillside Street
C From: Community And Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing An Owner Participation Agreement With Pineview Partners, LLC, And Lenin Anne For The Rehabilitation Of 8603 And 8701 Hillside Street In The Central City East Redevelopment Project Area, Including Agency Funding In An Amount Not To Exceed \$275,000
(09-0853)

The October 27, 2009 Community and Economic Development Committee approved recommendations; 4 Ayes

S-10.14-C Subject: Real Property Purchase - 2759 Foothill Boulevard
C From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real Property At 2759 Foothill Boulevard, In The Central City East Redevelopment Project Area, From Christian Evangelical Churches Of America Inc., For \$240,000, Less The Cost Of Any Environmental Site Remediation, And Authorizing Up To \$85,000 For Demolition And Real Estate Closing Costs
(09-0873)

The October 27, 2009 Community and Economic Development Committee approved recommendations; 4 Ayes

S-10.15-C Subject: 2009 Solving Cold Cases With DNA Grant Program
C From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The Acceptance And Appropriation Of Grant Funds In An Amount Not To Exceed Five Hundred Eighty-Two Thousand Eighty-Eight Dollars (\$582,088) From The U.S. Department Of Justice, National Institute Of Justice (USDJOJ/NIJ) For Implementation Of The Fiscal Year 2009 Solving Cold Cases With DNA Grant Program, And Authorizing The Hiring Of One (1) Professional Employee For Up To Eighteen (18) Months To Serve As A Forensic Technician In The Criminalistics Division Of The Police Department
(09-0485)

The October 27, 2009 Public Safety Committee approved recommendations; 4 Ayes

S-10.16-C Subject: Quorum Requirement-Measure Y Oversight Committee
C From: Office of the City Administrator
Recommendation: Adopt An Ordinance Amending Ordinance No. 12690 C.M.S., Section 2, Subsection B., To Reduce The Number Of Oversight Committee Members Required For A Quorum From Seven Members To Six Members
(09-0518)

The October 27, 2009 Public Safety Committee directed staff to submit a Supplemental Report with statistical data regarding attendance records of all Measure Y Oversight Committee members; 4 Ayes

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, November 03, 2009

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

Final Passage (Second Reading) has been scheduled for November 17, 2009

S-10.17-C Subject: 2009 COPS Technology Grant - Data Driven Approaches
C From: Oakland Police Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept Grant Funds In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000) From The U.S. Department Of Justice, Office Of Community Oriented Policing Services (USDOJ/COPS), Fiscal Year 2009 Technology Program (Cops Tech) In Support Of The Data Driven Approaches To Crime And Traffic Safety (DDACTS) Program In The Police Department And Appropriate Said Funds To The Police Department; And
(09-0618)

2) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Grant Funds In An Amount Not To Exceed Sixty-Six Thousand Nine Hundred And Two Dollars (\$66,902) From The U.S. Department Of Transportation, National Highway Traffic Safety Administration, Support Of The Data Driven Approaches To Crime And Traffic Safety (DDACTS) Program, And Appropriate Said Funds To The Police Department
(09-0618-1)

**The October 27, 2009 Public Safety Committee approved
recommendations; 4 Ayes**

S-10.18-C Subject: 2009 Congressionally Selected Awards Program
C From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In An Amount Not To Exceed Three Hundred Thousand Dollars (\$300,000) From The U.S. Department Of Justice, Office Of Community Oriented Policing Services (COPS), Fiscal Year 2009 Safe Schools Initiative Grant Program, For Enactment Of The Oakland Police Cadet Program, And Appropriate Said Funds To The Police Department
(09-0619)

**The October 27, 2009 Public Safety Committee approved recommendations
and directed staff to focus on Oakland residents and requested a legal
opinion as to whether or not the grant funds could be restricted to Oakland
resident; 4 Ayes**

S-10.19-C Subject: Metropolitan Medical Response System Grant
C From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept A

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, November 03, 2009

Three Hundred Twenty One Thousand Two Hundred Twenty One Dollars (\$321,221.00)
Grant From The Governor's Office Of Homeland Security To Fund Oakland Fire
Department Metropolitan Medical Response System (MMRS) Program Planning,
Equipment And Training
(09-0698)

**The October 27, 2009 Public Safety Committee approved
recommendations; 4 Ayes**

S-10.20-C Subject: Concentra - Medical Examinations Agreement
C From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter
Into An Agreement With Occupational Health Centers Of California, A Medical
Corporation Doing Business As Concentra Medical Centers To Provide Annual Physical
Examinations Of Oakland Fire Department Employees For The Period Of October 1,
2010 Through September 30, 2014, With An Optional Two Year Extension, In An
Amount Not-To-Exceed \$1,200,000.00 For The Initial Four Year Term And
Not-To-Exceed \$300,000.00 For Each Year Of Extension
(09-0784)

**The October 27, 2009 Public Safety Committee approved
recommendations; 4 Ayes**

S-10.21-C Subject: Oakland Coliseum Security Agreement
C From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter
Into A Security Agreement With The Oakland Coliseum Joint Venture, LLC (OCJV) For
The Period Of November 7, 2009 Until The June 30, 2011 Termination Of The Current
Arena Management Agreement, To Provide Security Services At The Oakland -Alameda
County Coliseum Complex And Parking Facility
(09-0792)

**The October 27, 2009 Public Safety Committee approved
recommendations; 4 Ayes**

S-10.22-C Subject: Criminal History Access
C From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Approve
The Fire Chief And/Or His Designated Representative To Access Summary Criminal
History Information Of Oakland Fire Department Sworn Personnel For Emergency
Medical Technician Licensing And Certification Purposes As Required By Adoption Of
Assembly Bill 2917 (Torrico) During The 2007-2008 Session, Which Amended Sections
Of The Health And Safety Code Regarding Emergency Medical Services Personnel
(09-0678)

**The October 27, 2009 Public Safety Committee approved
recommendations; 4 Ayes**

SUPPLEMENTAL

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

Tuesday, November 03, 2009

- 11 An oral report from the Agency Counsel / City Attorney of final decisions made during Closed Session
- 12 A disclosure of non-confidential Closed Session Discussion pursuant to Section 2.20.130 of the Sunshine Ordinance

**COMMENCING AT 7:00 P.M. OR AS SOON AS REASONABLY PRACTICAL
THEREAFTER:**

- 13 Reconsideration of Ordinances pursuant to Charter Section 216

14. Consideration of items with statutory Public Hearing Requirements:

- 14.1 Subject: Plan To Mitigate Traffic Congestion
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Adopting The City Of Oakland's Deficiency Plan To Mitigate Traffic Congestion For State Route (SR) 185 On International Boulevard Between 46th Avenue And 42nd Avenue
(09-0875)

The October 27, 2009 Public Works Committee approved recommendations; 4 Ayes

ACTION ON NON-CONSENT ITEMS:

- 15 Subject: World Cup Host City
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Of Oakland To Pursue And Accept The Position Of Host City For The 2018/2022 Federation Internationale De Football Association (FIFA) World Cup, And Authorizing The City Of Oakland To Enter Into A Host City Agreement With FIFA And The USA Bid Committee Inc.
(09-0869)
- 16 Subject: Fairness In Purchasing And Contracting
From: Contracting and Purchasing
Recommendation: Discussion And Possible Action On A Report On The Findings And Recommendations Of The Fairness In Purchasing And Contracting Disparity Study
(09-0594)

The September 29, 2009 Community and Economic Development Committee approved recommendations and further directed staff to review the following information for a future follow-up report: 1) What local jurisdictions have small local business enterprises (i.e. EMBUD, and Alameda County) and will the City of Oakland be the first to implement the program; 2) Updated statistical data; 3) How do the contractors that do not perform well stay on the Small Local Contracts Rotation Program; 4) Evaluate the National Trends and Benchmarks of other cities and provide examples of effectiveness; 5) How do we ensure the competitiveness in the Small Local Contracts Rotation Program; 6) How will this Disparity Study

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, November 03, 2009

be implemented; 7) Reach out to all the Business Merchants about the new programs; and 8) Provide procedures of all the steps and functions of the staff before the implementation of the Disparity Study.

The Committee also stated that further questions and finer details will be discussed at the City Council meeting; 4 Ayes

S-16.1 Subject: 2009-2011 Park Projects
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Of The City Council Of Oakland Authorizing The City Administrator To Apply For, Accept, And Appropriate An Amount Not-To-Exceed Five Million Dollars (\$5,000,000.00) In Proposition 84 Funds: Safe Drinking Water, Water Quality And Supply, Flood Control, River And Coastal Protection Bond Act-2008 Statewide Park Development And Community Revitalization Program Grant Funds For Each Of Seven Proposed Projects:

- Brookdale Park Improvement & Teen Center Expansion,
- Carter Middle (International) School Community Park Improvement,
- Cesar Chavez Park Improvement & Expansion,
- Durant Mini-Park Improvement,
- Lincoln Square Park Improvement & Expansion,
- Rainbow Recreation Center Expansion & Teen Center, And
- Tassafaronga Recreation Center Expansion & Site;

(09-0874)

2) A Resolution To Authorize A One-Time Re-Appropriation And Allocation Of Two Hundred Fifty Thousand Dollars (\$250,000.00) For Capital Improvement Park Project Prioritization Design And Grant Application Development From The Telecommunication Land Use Fund (1770) To A New Project Number To Be Established;

(09-0874-1)

3) A Resolution Authorizing The City Administrator To Waive The Competitive Request For Proposal Process To Add Work To And Increase The Contract With Wallace, Roberts And Todd For Additional Planning And Design Services By Two Hundred Fifty Thousand Dollars (\$250,000.00), From Four Hundred Thousand Dollars (\$400,000.00) To An Amount Not-To-Exceed Six Hundred Fifty Thousand Dollars (\$650,000.00), And Extend The Contract From February 1, 2010 To December 31, 2010; And

(09-0874-2)

4) A Resolution Adopting The Updated Fiscal Year 2009-2011 Park Project Prioritization List For City Of Oakland Park Capital Improvement Projects

(09-0874-3)

The October 27, 2009 Public Works Committee directed staff to submit a

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, November 03, 2009

Supplemental report containing the following information: 1) An updated analysis of the Local/Small Local Business Enterprise percentages; 2) The feasibility of adding the West Oakland Teen Center to the Project Prioritization List and how would that impact the scoring process; 3) Clarity of the use of the Telecommunication Land Use Funds (i.e. are these surplus funds and will there be sufficient funding available); and 4) The estimated Project Budget for Rainbow Recreation Center Expansion and Teen Center; 4 Ayes

S-16.2 Subject: 16th Street Station (RAILS)
From: Community and Economic Development Agency
Recommendation: Adopt One Of The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing A Loan To The Restoration Association For Improving The Landmark 16th Street Station (RAILS) In An Amount Not To Exceed \$39,677 To Secure The Historic 16th Street Train Station In West Oakland; Or
(09-0854)

The October 27, 2009 Community and Economic Development Committee directed staff to forward the original resolution as-is

The Committee further directed staff to submit additional alternative resolutions as follows: 1) Similar to the above resolution, but which involves BUILD more directly in some way, either as the direct loan recipient, or as a guarantor of the loan to RAILS, or something similar; 2) A different alternative resolution, which amends the Council's previous \$400k pre-development loan to make the use envisioned from the committee's action an allowable expense.

Pursuant to Section 2.20.080(E) 2 of the Sunshine Ordinance an urgency finding was made at the October 29, 2009 Rules and Legislation Committee to place the two additional pieces of Legislation 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 is required to avoid a substantial adverse impact that would occur if the action were deferred to a subsequent special or regular meeting;

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.

2) An Agency Resolution Authorizing A Loan To The Restoration Association For Improving The Landmark 16th Street Station (RAILS), Secured By A Deed Of Trust On The Property, In An Amount Not To Exceed \$39,677 To Secure The Historic 16th Street Train Station In West Oakland; Or
(09-0854-1)

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, November 03, 2009

3) An Agency Resolution Amending Resolution No. 2008-0085 C.M.S. To Allow Up To \$39,677 Of The Predevelopment Loan To The Restoration Association For Improving The Landmark 16th Street Station (RAILS) To Be Used For Securing The 16th Street Train Station In West Oakland
(09-0854-2)

S-16.3 Subject: Oakland Community Land Trust - 200 Homes
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Amending Resolution No. 81933 C.M.S. To Modify The Terms Of The Neighborhood Stabilization Program (NSP) Loan To The Urban Strategies Council/Oakland Community Land Trust To Allow Conversion Of A Portion Of The NSP Loan To A Grant As Units Are Sold
(09-0888)

The October 27, 2009 Community and Economic Development Committee directed Staff to provide a Supplemental report with a chart on the Oakland Community Land Trust (OakCLT) with the following information: 1) What commitments did OakCLT fulfill during the period of April 2009 to February 2010; 2) What are the commitments of the Land Trust, and 3) If the commitments are not met by the Land Trust what will happen; 4 Ayes

17 ~~Discussion And Action On Potential Proposals To Obtain Grant Funds Provided Under The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package")~~

18 Subject: Clear Channel Outdoor - Billboard Agreement
From: Councilmember Rebecca Kaplan
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Billboard Relocation Agreement With Clear Channel Outdoor, Inc. ("Clear Channel") Allowing Clear Channel To: (A) Construct A New Billboard On East Bay Municipal Utility District (EBMUD) Land East Of The Bay Bridge Toll Plaza; And (B) Reconstruct An Existing Billboard On EBMUD Land East Of The Bay Bridge Toll Plaza, In Exchange For Clear Channel's Agreement To Remove And Waive Its Rights To Compensation, Including All Real Property And Personal Property Interests, For Sixteen Billboards At Various Locations, And Make A One-Time Payment Of Four Hundred Thousand Dollars (\$400,000) To The City Plus Annual Payments Of No Less Than Ten Percent Of The Gross Revenue Generated By Both The New And Converted Billboards For The Term Of CCO's Lease Agreement With EBMUD (TITLE CHANGE)
(07-1501)

Pursuant to Resolution 79006 C.M.S. Rule 7, subpart 8 of the Council's Rules of Procedure, Councilmember Kaplan made a motion seconded by Councilmember Kernighan to pull this item from the October 13, 2009 Community and Economic Development Committee Agenda and place on the November 3, 2009 City Council Agenda as a Non-Consent item

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, November 03, 2009

S-19 Subject: Special Events Permit Fees
From: Oakland Police Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 12948 C.M.S. (Master Fee Schedule) To Establish New Special Event Permit Fees
(09-0793)

The October 27, 2009 Finance and Management Committee approved recommendations; 4 Ayes

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

Final Passage (Second Reading) has been scheduled for November 17, 2009

S-20 Subject: Citywide Performance Measures Tracking
From: Budget Office
Recommendation: Receive A Follow-Up Report And Recommendations Regarding Improvements To Oakland's Citywide Performance Management And Reporting System
(09-0705)

The October 27, 2009 Finance and Management Committee directed that the Task Force should include external representatives and take the following actions: 1) Begin tracking the number of individuals who are benefiting from services provided by the city; 2) Do a city by city comparison of performance measures; 3) Look at the City of Oakland's heavy service providers (CEDA, Public Works, Parking) and track performance; 4 Ayes

S-21 Subject: Proposition 1A Receivable From State
From: Finance and Management Agency
Recommendation: Adopt A Resolution Approving The Form Of And Authorizing The Execution And Deliver Of A Purchase And Sale Agreement And Related Documents With Respoect To The Sale Of The Seller's Proposition 1A Receivable From The State; And Directing And Authorizing Certain Other Actions In Connection Therewith
(09-0731)

The October 27, 2009 Finance and Management Committee approved recommendations; 4 Ayes

S-22 Subject: Unreturned Paylock Boot Fee
From: Finance and Management Agency
Recommendation: Adopt An Ordinance Amending Ordinance Number 12948 C.M.S. (Master Fee Schedule), As Amended, To Add A Twenty-Five Dollar (\$25) Daily Fee For An Unreturned Paylock; A Five Hundred Dollar (\$500) Boot Replacement Fee; And A Two Hundred Fifty Dollar (\$250) Damaged Boot Fee
(09-0848)

The October 27, 2009 Finance and Management Committee approved

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, November 03, 2009

recommendations; 4 Ayes

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

Final Passage (Second Reading) has been scheduled for November 17, 2009

S-23 Subject: CalPERS Contract Amendment - Firefighters
From: Department of Human Resources
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Of Intention To Approve An Amendment To Contract Between The Board Of Administration California Public Employees' Retirement System And The City Council City Of Oakland; And
(09-0880)

Subject: CalPERS Contract Amendment - Firefighters
From: Department of Human Resources
Recommendation: Adopt An Ordinance Of The City Of Oakland Authorizing Amendments To The Contract Between The City Of Oakland And The Board Of Administration Of The California Public Employees' Retirement System (CalPERS) That Provide 1) Service Credit For Prior Federal Or State Firefighting In A Position Whose Principal Duties Consist Of Active Fire Suppression Or Law Enforcement And In Which That Service Was Terminated As A Direct Consequence Of The Closure, Downsizing, Or Realignment Of A Federal Military Installation, In Accordance With Government Code Section 21024.5 And 2) Local Fire Members To Share The Cost Of The Three Percent At Fifty (3% @ 50) Retirement Formula At The Rate Of Four Percent (4%) Of The City's Contribution, In Accordance With Government Code Section 20516
(09-0880-1)

**The October 27, 2009 Finance and Management Committee approved
recommendations; 4 Ayes**

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

Final Passage (Second Reading) has been scheduled for November 17, 2009

Continuation of Open Forum

ADJOURNMENT OF COUNCIL SESSION

(Meeting shall conclude no later than 10:30 p.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

SUPPLEMENTAL

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

Tuesday, November 03, 2009

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) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 839-6451

[\(TDD\)](#)

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

ORA - Oakland Redevelopment Agency
S - Supplemental Item