



# 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

## Special 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>**

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**Tuesday, June 30, 2009**

**5:00 PM**

**City Council Chambers - 3rd Floor**

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**\*\* PLEASE NOTE CHANGE IN TIME \*\***

- 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 Subject: Children's Fund Planning & Oversight Committee Appointment  
From: Councilmember Nancy Nadel  
Recommendation: Adopt A Resolution Appointing Brandon Sturdivant Sr. As A Member Of The Children's Fund Planning And Oversight Committee  
[\(09-0519\)](#)
- 5 Subject: Travel Authorization - Councilmember Brooks  
From: Councilmember Desley Brooks  
Recommendation: Adopt A Resolution Authorizing Councilmember Desley Brooks To Travel To Hartford, Connecticut To Attend The National Black Caucus-Local Elected Officials Conference, July 22 Through July 26, 2009  
[\(09-0543\)](#)
- 6 Subject: Travel Authorization - Councilmember Brooks  
From: Councilmember Desley Brooks  
Recommendation: Adopt A Resolution Authorizing Councilmember Desley Brooks To Travel To Washington D.C. To Attend The Congressional Black Caucus Legislative Conference September 23 To 26, 2009  
[\(09-0544\)](#)
- 7 Subject: Parolee Employment Program  
From: Council President Brunner  
Recommendation: Action On A Report On The California Department Of Corrections And Rehabilitation (CDCR)/Caltrans Parolee Employment Program  
[\(09-0551\)](#)
- 8 Subject: 2009-2011 Budget Discussion

From: Budget Office  
Recommendation: Continuation Of Discussion And Action On The Fiscal Year  
2009-2011 Proposed Policy Budget For The City Of Oakland (Including The 2009-2011  
Capital Improvement Program) And Fiscal Year 2009-2011 Proposed Budget For The  
Oakland Redevelopment Agency  
(09-0449)

A Resolution Authorizing The Fiscal Year 2009-2011 Biennial Budget As the Financial  
Plan For Conducting The Affairs Of The City Of Oakland And Appropriating Certain  
Funds To Provide For The Expenditures Proposed By Said Budget  
(09-0449-1)

A Resolution Establishing An Appropriations Limit For Fiscal Year 2009-2010 Pursuant  
To Article XIII B Of The California Constitution  
(09-0449-2)

An Agency Resolution Authorizing The Fiscal Years 2009-2011 Biennial Budget As The  
Financial Plan For Conducting The Affairs Of The Redevelopment Agency Of The City  
Of Oakland And Appropriating Certain Funds To Provide For The Expenditures  
Proposed By Said Budget  
(09-0449-3)

**At the June 16, 2009 meeting Council directed the City Administrator to on  
June 16, 2009 or shortly thereafter to send lay off notices for all positions  
included in the Mayor's budget that are not otherwise mentioned in any of  
the Council proposals; however, no notices should be sent to the  
Neighborhood Services Coordinators and the Part-time positions at the  
Recreations Centers should not be changed to Permanent Part-Time  
positions at this time**

9 Subject: Responses To Budget Questions  
From: The Budget Office  
Recommendation: Receive An Informational Report On Responses To Questions From  
Councilmembers Regarding The Fiscal Year 2009-2011 Proposed Budget  
(09-0546)

10 Subject: Changes To Financial Policies  
From: The Budget Office  
Recommendation: Adopt An Ordinance Amending Ordinance No. 12502 C.M.S. To  
Clarify General Purpose Fund (GPF) Reserve Requirements; Require A Mayoral  
Declaration Of Fiscal Emergency And Approval By Council Or A Council Declaration  
Of Fiscal Emergency Before The GPF Reserve Can Be Drawn Down; Require That  
Excess Real Property Transfer Tax Revenues Be Used To Build Up The GPF Reserve,  
Pay Back Negative Internal Service Fund Balances, Establish Set-Asides For Other  
Post-Employment Benefits (OPEB) And Police And Fire Retirement System (PFRS)  
Liabilities, And Fund Capital Improvements Projects; Require That One-Time Revenues  
Be Used To Repay Negative Fund Balances In Internal Service And Other Funds; And  
Provide Criteria For Project Carryforwards And Encumbrances In The GPF (TITLE  
CHANGE)

(09-0499)

**At the June 16, 2009 meeting Council amended the Ordinance to remove the \$30 million dollar threshold as the shortfall projection for declaring the Fiscal Emergency**

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

**Introduction (First Reading) was approved on June 16, 2009; 6 Ayes, 1 No -Brunner, 1 Abstention-Brooks,**

11

Subject: Organizational Structure Revision

From: The Budget Office

Recommendation: Adopt An Ordinance Amending Chapter 2.29 Of The Oakland Municipal Code, Entitled, "City Agencies, Departments And Offices", To Revise The Organizational Structure Of The City Under The City Administrator's Jurisdiction In Accordance With The Requirements Of City Charter Section 600, By Transferring The Office Of Personnel Resource Management From The Finance And Management Agency To Become The Department Of Human Resources Management; And Moving The Marketing Division To The Community And Economic Development Agency To Closely Coordinate Its Activities With Other Marketing And Special Events Functions

(09-0500)

**At the June 16, 2009 meeting Council amended the ordinance to remove any reference to "Reconfiguring the Neighborhood Services Coordinators (NSCS), Oaklanders' Assistance Center, And Re-Entry Program as the Public Safety Services Division in the City Administrator's Office"**

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

**Introduction (First Reading) was approved on June 16, 2009; 8 Ayes**

12

Subject: Master Fee Schedule Amendment

From: The Budget Office

Recommendation: Adopt An Ordinance Amending Ordinance Number 12880 C.M.S. (Master Fee Schedule), As Amended, To Establish, Modify And Delete Fees Assessed By The Office Of The City Administrator, Office Of The City Attorney, Department Of Contracting And Purchasing, Fire Services Agency, Oakland Police Department, Oakland Public Library, Office Of Parks And Recreation, Public Works Agency, Department Of Human Services, Community And Economic Development Agency, And The Parking Operations Division Of The Finance And Management Agency

(09-0501)

**At the June 16, 2009 meeting Council made the following amendments to the Master Fee Schedule: Police Services: delete BH-Special Event Fees, Community & Economic Development Agency: delete 18 Lakeshore Merchants Parking Lot (rooftop)**

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

**Introduction (First Reading) was approved on June 16, 2009; 8 Ayes**

- 13 Subject: Master Fee Schedule Amendment  
From: The Budget Office  
Recommendation: Adopt An Ordinance Amending Ordinance Number 12880 C.M.S.  
(Master Fee Schedule), As Amended, To Establish New Fees For Parking At Lakeside  
Park And Increase The Citywide Parking Meter Rate To \$2.00 Per Hour  
(09-0552)

**At the June 16, 2009 meeting Council directed staff to bring back to the  
June 30, 2009 Council meeting for introduction an ordinance that would  
increase the current parking meter per hour rate from \$1.50 to \$2.00 (an  
increase of \$.50); Parks & Recreation: D. Service Fees-Parking-Lakeside  
Park- Weekday \$2.00 per hour or \$10.00 per day and on weekends \$5.00  
per day**

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

**Final Passage (Second Reading) has been scheduled for July 7, 2009**

- 14 Subject: Oakland Municipal Code Amendment - Parking Fines  
From: The Budget Office  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Section  
10.48.010 "Schedule Of Parking Fines" To Increase Parking Fines  
(09-0502)

**At the June 16, 2009 meeting Council directed staff to bring back to the  
June 30, 2009 meeting an Ordinance that would reflect the current  
charges, the parking surcharge and the vehicle code adjustments to clearly  
detail what the parking fines will be**

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

**Final Passage (Second Reading) has been scheduled for July 7, 2009**

- 15 Subject: Vehicle Code Parking Fines- Parking Meters & Trucks  
From: Budget Office  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Section  
10.48.010 "Schedule Of Parking Fines" To Increase California Vehicle Code Parking  
Fines, And Amending O.M.C. Section 10.36.050 "Parking Meter Indication That Space  
Is Illegally In Use", To Increase The Parking Meter Hours, And Amending O.M.C.  
Section 10.48.010 "Schedule Of Parking Fines" To Increase Parking Fines Related To  
Illegal Truck Parking

(09-0539)

At the June 16, 2009 meeting Council amended the Ordinance to add the clarification of residential district to the description for Section 10.28.130 and to leave Sunday as one of the holiday days in parking meter zones

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

**Final Passage (Second Reading) has been scheduled for July 7, 2009**

- 16 Subject: ~~Chapter 4.16 The Parking Tax—Municipal Code Amendment~~  
From: ~~Finance and Management Agency~~  
Recommendation: ~~Adopt An Ordinance Amending Chapter 4.16 Of The Oakland Municipal Code To Exempt From The Parking Tax Occupants Who Pay Rent For Occupancy Of Spaces At Parking Stations Operated Exclusively For Large Diesel Trucks~~

(09-0206)

**This item was withdrawn from this agenda by the June 25, 2009 Rules and Legislation Committee**

- 17 Subject: Retirement Incentive Program - Employee Classifications  
From: Department of Human Resources  
Recommendation: Adopt A Resolution To Grant Another Designated Period For Two Years Additional Service Credit

(09-0545)

- 18 Subject: City's Fleet Status  
From: Public Works Agency  
Recommendation: Discussion And Possible Action On A Report Discussing The City's Fleet Status

(09-0506)

**The June 23, 2009 Finance and Management Committee directed staff to:  
1) Return with an Analysis/Recommendations on how many cars should be kept in the City pool; and 2) Discuss renegotiating the city's agreement with Car Share. The Committee also directed staff to reduce the number of car share vehicles from 2 cars to 1 car for city use and directed OPD to provide in writing who should continue to take vehicles homes and why?; 4 Ayes**

- 19 Subject: Opposition To Assembly Bill 377  
From: Vice Mayor De La Fuente  
Recommendation: Adopt A Resolution To Oppose Unless Amended Assembly Bill 377 (Mendoza) Regarding Payday Lending

(09-0596)

- 20 Subject: Support Of Senate Bill 486  
From: Public Works Agency  
Recommendation: Adopt A Resolution In Support Of Senate Bill (SB) 486 (Simitian) -

"Medical Waste: Sharps Waste" That Would Require Pharmaceutical Manufacturers Whose Products Are Injected At Home Through The Use Of Hypodermic Needles Or Similar Devices To Provide A Plan To The California Integrated Waste Management Board Describing The Safe Disposal Options For Home-Generated Used Needles  
(09-0524)

**The June 25, 2009 Rules and Legislation Committee approved  
recommendations; 3 Ayes, 1 Excused-Reid**

21 Subject: Support Of Assembly Bill 1422  
From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution In Support Of Assembly Bill No. 1422 (Bass),  
Allowing Redevelopment Agencies To Use Tax Increment Funds For Housing In  
Foreclosure  
(09-0530)

**The June 25, 2009 Rules and Legislation Committee approved  
recommendations; 3 Ayes, 1 Excused-Reid**

22 Subject: Support Of Assembly Bill 479  
From: Public Works Agency  
Recommendation: Adopt A Resolution In Support Of Assembly Bill (Assembly Bill) 479  
(Chesbro) - "Solid Waste: Diversion" That Would Establish A Statewide Goal Of 75%  
Waste Diversion By The Year 2020 And Require Cities And Counties To Establish  
Mandatory Recycling For Businesses And Multi-Family Dwellings  
(09-0547)

**The June 25, 2009 Rules and Legislation Committee approved  
recommendations; 3 Ayes, 1 Excused-Reid**

**Continuation of Open Forum**

**ADJOURNMENT OF COUNCIL SESSION**

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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