



# 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

#### **\*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, July 17, 2007**

**4:30 PM**

**City Council Chambers - 3rd Floor**

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#### ***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.***

***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.***

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

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)

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- 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 July 3, 2007

## **8. PRESENTATION OF CEREMONIAL MATTERS**

- 8.1 Subject: Henry Linzie - Recognition  
From: Councilmember Larry Reid  
Recommendation: Adopt A Resolution Honoring Henry Linzie For Thirty-Six Years Of Dedicated And Distinguished Service To The City Of Oakland And Congratulating Him On His Retirement  
(07-0460)
- 8.2 Subject: Louella Joyce Cook - Recognition  
From: Councilmember Larry Reid  
Recommendation: Adopt A Resolution Commending Louella Joyce Cook For 25 Years Of Outstanding Service To The City Of Oakland And Congratulating Her On Her Retirement  
(07-0459)
- 8.3 Subject: IBEW Local 595 - Recognition  
From: Councilmember Jane Brunner  
Recommendation: Adopt A Resolution Honoring The 100th Anniversary Of The International Brotherhood Of Electrical Worker's (IBEW) Local 595  
(07-0437)

## **9. COUNCIL ACKNOWLEDGEMENTS / ANNOUNCEMENTS**

### **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  
(07-0469)
- 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  
(07-0470)
- 10.3-CC Subject: Cable Franchise Project Manager Position  
From: Office Of The City Administrator

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Recommendation: Adopt A Resolution Authorizing An Appropriation Of \$180,000 Each Year In The Department Of Information Technology For The Position Of Project Manager For Cable And Video Franchise Management In The Fiscal Year 2007-2009 Adopted Policy Budget  
[\(07-0481\)](#)

10.4-CC Subject: Stancy Nesby - 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 Nesby V. City Of Oakland, United States District Court Case No. C-05-03555, In The Amount Of \$175,000 (Oakland Police Department).  
[\(07-0472\)](#)

10.5-CC Subject: Aram Sohigian - 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 Aram Sohigian, Et Al. V. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG-05-223674, Our File No. X02718 In The Amount Of \$70,000.00. This Case Involves A Challenge To A City Ordinance, Chapter 9.60 Of The Oakland Municipal Code (Oakland Police Department)  
[\(07-0473\)](#)

10.6 NUMBER NOT USED

S-10.7-CC Subject: Conflict Of Interest Waiver - Oakland Army Base  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Approving Waiver Of Any Conflict Of Interest That The Law Firm Of Shute, Mihaly And Weinberger, LLP. May Have As A Result Of Providing Advice To Oakland Redevelopment Agency In Matters Related To The Development Of The Former Oakland Army Base  
[\(07-0479\)](#)

10.8-CC Subject: Jules E. Masalunga - Settlement Agreement  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Farmers Insurance A/S/O Jules E. Masalunga In The Amount Of Nine Thousand Four Hundred Seventy Three Dollars And Seventy Cents (\$9,473.70), As A Result Of Property Damage Sustained In An Automobile Collision With A City Vehicle On February 23, 2007 (Oakland Police Department)  
[\(07-0483\)](#)

10.9-CC Subject: State Of California - Settlement Agreement  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of State Of California, California Highway Patrol In The Amount Of \$11,932.70, As A Result Of An Auto Collision Involving A City Of Oakland Vehicle On January 17, 2007 (Oakland Police Department)  
[\(07-0484\)](#)

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10.10-CC Subject: Travel Authorization - Councilmember Larry Reid  
From: Councilmember Larry Reid  
Recommendation: Adopt A Resolution Authorizing Councilmember Larry E. Reid To  
Travel To Sacramento, California To Attend The League Of California Cities  
Conference September 5 - 8, 2007  
[\(07-0436\)](#)

10.11-CC Subject: Paxton Avenue - Street Vacation  
From: Community and Economic Development Agency  
Recommendation: Approve The Final Passage (Second Reading) Of An Ordinance  
Vacating Paxton Avenue From Its Intersection With Coolidge Avenue To Its Terminus  
At Peralta Hacienda Historical Park  
[\(07-0219\)](#)

**Introduction (First Reading) was approved July 3, 2007; 8 Ayes**

10.12-CC Subject: Priority Project Funds- District Seven  
From: Councilmember Reid  
Recommendation: Adopt A Resolution Authorizing Immediate Grant Of \$4,000.00 Of  
Councilmember Larry E. Reid's Priority Project Funds To Mavericks U12 Soccer Team  
To Build A Soccer Program For Girls In Ghana  
[\(07-0441\)](#)

10.13-CC Subject: Priority Project Funds - District Seven  
From: Councilmember Larry Reid  
Recommendation: Adopt A Resolution Authorizing Immediate Grant Of \$2,500.00 Of  
Councilmember Larry E. Reid's Priority Project Funds To Lady Athletics For Their  
Softball Program Which Provides Free Clinic And Tournament Softball Play For Girls  
Ages 13 - 17  
[\(07-0439\)](#)

10.14-CC Subject: Priority Project Funds - District Seven  
From: Councilmember Larry Reid  
Recommendation: Adopt A Resolution Authorizing Immediate Grant Of \$5,000.00 Of  
Councilmember Larry E. Reid's Priority Project Funds To The Iron Chef Culinary  
Program, A Community Based Organization Focused On Teaching Children And Teens  
How To Cook And Eat Healthy  
[\(07-0445\)](#)

10.15-CC Subject: Priority Project Funds - District Seven  
From: Councilmember Larry Reid  
Recommendation: Adopt A Resolution Authorizing Immediate Grant Of \$2,500.00 Of  
Councilmember Larry E. Reid's Priority Project Funds To Oakland Babe Ruth League  
For Team Travel To Participate In The Disney Wide World Of Sports Tournament In  
Orlando, Florida And To Tour The Campus Of Florida A&M  
[\(07-0447\)](#)

10.16-CC Subject: Priority Project Funds - District Seven

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From: Councilmember Larry Reid  
Recommendation: Adopt A Resolution Authorizing Immediate Grant Of \$5,000.00 Of Councilmember Larry E. Reid's Priority Project Funds To Howard Elementary School For Sports Programming During The School Day And After School  
(07-0446)

~~10.17-CC Subject: Condemning Operation Of Secret Overseas Prisons  
From: Councilmember Jane Brunner  
Recommendation: Adopt A Resolution Condemning The Operation Of Secret Overseas Prisons By The United States  
(07-0463)~~

**This item was withdrawn by the July 12, 2007 Rules and Legislation Committee.**

10.18-CC Subject: Feeding Of Feral Pigeons  
From: Councilmember Jean Quan  
Recommendation: Approve The Final Passage(Second Reading) Of An Ordinance To Prohibit The Feeding Of Feral Pigeons In The Laurel And Dimond Commercial Zones  
(07-0267)

**Introduction (First Reading) was approved July 3, 2007 as amended to set the fees to \$25, \$50, and \$1000; an on page 3, striking \$10 and replacing it with \$25; 6 ayes, 2 Abstain - Brooks, Reid**

10.19-CC Subject: Ban Of Plastic Carry-Out Bags  
From: Councilmembers Nancy Nadel and Jean Quan  
Recommendation: Approve The Final Passage (Second Reading) Of An Ordinance Banning The Use Of Non-Biodegradable Plastic Carry-Out Bags At Point Of Sale By Retail Establishments In The City Of Oakland That Gross One Million Dollars Or More Annually And Providing Education And Incentives For Shoppers To Use Re-usable Bags At Affected Retail Establishments In The City  
(07-0277)

**Introduction (First Reading) was approved July 3, 2007 as amended to strike "and biodegradable" leaving only "compostable"; in sections 2C and 3 A striking "encouraging" and replacing with "requirement"; and accepting the friendly amendment to exempt restuarants; 6 Ayes, 2 Abstain - Brooks, Reid**

10.20-CC Subject: Local Regulations - State Video Franchises  
From: Office of the City Administrator  
Recommendation: Approve The Final Passage (Second Reading) Of An Ordinance Amending The Oakland Municipal Code To Add Chapter 5.17, Adopting Local Regulations Applicable To Holders Of State Video Franchises Issued By The California Public Utilities Commission Pursuant To The Digital Infrastructure And Video Competition Act Of 2006, Codified In California Public Utilities Code Section 5800 Et Seq.

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(07-0323)

**Introduction (First Reading) was approved July 3, 2007; 8 Ayes**

10.21-CC Subject: Purchasing Ordinance Amendment  
From: Office of the City Auditor  
Recommendation: Approve The Final Passage (Second Reading) Of An Ordinance Amending Oakland Municipal Code Title 2.04 ("Purchasing Ordinance") To Add Section 2.04.\_\_\_\_ Authorizing The City Auditor To Purchase Professional Services Necessary To Carry Out The Duties Of The Office

(07-0364)

**Introduction (First Reading) was approved July 3, 2007; 7 Ayes, 1 Abstain  
- Kernighan**

10.22-CC Subject: Newsracks - Municipal Code Amendment  
From: Community and Economic Development Agency  
Recommendation: Approve The Final Passage (Second Reading) Of An Ordinance Repealing The City Of Oakland Municipal Code, Title 12, Chapter 12.48 "Newsracks-Montclair Newsrack District" And Amending The Oakland Municipal Code Chapter 12.50 - "Newsracks - Citywide Controls" To Increase Maintenance Standards, Declare The Storage And Accumulation Of Inoperable Or Wrecked Newsracks A Public Nuisance, Modify Newsrack Abatement Procedures and Adopt guidelines For The Placement Of Newsracks In The Public Right-Of-Way On a City-Wide Basis

(07-0395)

**Introduction (First Reading) was approved July 3, 2007; 8 Ayes**

10.23-CC Subject: Youth Ventures Joint Powers Authority - Appointments  
From: Councilmember Jane Brunner  
Recommendation: Adopt A Resolution Appointing Councilmember Jane Brunner, Councilmemmber Jean Quan, Wayne Tucker, Andrea Youngdahl, And Cheryl A.P. Thompson As Board Of Trustees Of The Youth Ventures Joint Powers Authority For Initial Four Year Terms Beginning July 1, 2007 And Ending June 30, 2011 (TITLE CHANGE)

(07-0421)

10.24-CC Subject: Voting Delegates - League Of California Cities  
From: Council President De La Fuente  
Recommendation: Adopt A Resolution Appointing Councilmember Quan As The League Of California Cities Voting Delegate And Council Larry Reid As The Alternate Delegate For The 2007 Calendar Year

(07-0480)

S-10.25-C Subject: Washington (7th-9th Street) Sidewalk Improvement Project  
C From: Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, Or Her Designee, To 1) Reject All

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Bids For The Washington (7th - 9th Street Improvement Project (C194923) And The 11th Street Sidewalk Improvement Project (C00800); 2) Waiving Further Competitive Bidding Requirements For The 11th Street Sidewalk Improvement Project (C00800); And 3) Authorizing The City Administrator To Purchase The Necessary Construction Services And Materials For The Project On The Open Market In An Amount Not To Exceed Four-Hundred Twenty Thousand Dollars (\$420,000) Without Return To Council; And 4) Accepting And Appropriating Redevelopment Council; And 4) Accepting And Appropriating Redevelopment Agency Funds Under The Cooperation Agreement For An Amount Not To Exceed Five Hundred Sixty Thousand Dollars (\$560,000); And  
(07-0203)

**The July 10, 2007 Public Works Committee approved recommendations and amended the resolution to remove the language "without return to council". The Committee directed staff to return in the Fall with a report on the Pros and Cons of the current bid process and to also report back on the status on the negotiations; 4 Ayes**

2) An Agency Resolution Authorizing A Contribution Of An Amount Not To Exceed \$560,000 From The Central District Redevelopment Project To The City Of Oakland Under The Cooperation Agreement To Fund The Construction Of The 11th Street Sidewalk Improvement Project  
(07-0203-1)

**The July 10, 2007 Public Works Committee approved recommendations and requested a list of vendors that would be contacted for the 11th Street project; 4 Ayes**

S-10.26-C Subject: 66th Avenue Waterfront Trail Project  
C From: Public Works Agency  
Recommendation: Adopt A Resolution Resolution Authorizing The City Administrator, Or Her Designee, To Award A Contract For The Construction Of The 66th Avenue, Oakland Waterfront Trail Project (Project No. C244310), For An Amount Not To Exceed One Million Two Hundred Thousand Dollars (\$1,200,000.00), Or If All Bids Submitted Are Non-Responsive, To The Reject All Bids, Waive Further Competitive Bidding Requirements, And Negotiate A Contract Within Budget, For An Amount Not To Exceed One Million Two Hundred Thousand Dollars (\$1,200,000.00) And Report The Bid Results To The City Council  
(07-0300)

**The July 10, 2007 Public Works Committee approved recommendations; 3 Ayes, 1 Absent - Brooks**

S-10.27-C Subject: Traffic Signal Installation - Various Locations  
C From: Public Works Agency  
Recommendation: Adopt A Resolution Awarding A Construction Contract To Ray's Electric For Traffic Signal Installation At Two (2) Intersections: 1) Mountain Boulevard At State Route 13 Northbound Ramps, And 2) San Pablo Avenue (State Route 123) At 65th Street (City Project Nos. C229110, C232710, C270210) In The Total Amount Of

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Three Hundred Seventy-Six Thousand And Forty-Nine Dollars (\$376,049.00)  
(07-0320)

**The July 10, 2007 Public Works Committee approved recommendations; 3  
Ayes, 1 Absent - Brooks**

S-10.28-C Subject: Building Sewer Dangerous Condition  
C From: Public Works Agency

Recommendation: Adopt The Following Pieces Of Legislation:

1) Resolution Confirming Administrative Hearing That Dangerous And Insanitary  
Conditions Exist At The Building Serving The Property Known As 4100 Terrace  
Avenue; And  
(07-0343)

2) Resolution Confirming Administrative Hearing That Dangerous And Insanitary  
Condition Exists At The Building Serving The Property Known As 3843 Martin Luther  
King Jr. Way; And  
(07-0343-1)

3) Resolution Confirming Administrative Hearing That Dangerous And Insanitary  
Condition Exists At The Building Serving The Property Known As 2969 Morcom  
Avenue; And  
(07-0343-2)

4) Resolution Confirming Administrative Hearing That Dangerous And Insanitary  
Condition Exists At The Building Serving The Property Known As 2963 Morcom  
Avenue; And  
(07-0343-3)

5) Resolution Confirming Administrative Hearing That Dangerous And Insanitary  
Condition Exists At The Building Serving The Property Known As 2110 47th Avenue;  
And  
(07-0343-4)

6) Resolution Confirming Administrative Hearing That Dangerous And Insanitary  
Condition Exists At The Building Serving The Property Known As 1518 89th Avenue;  
And  
(07-0343-5)

7) Resolution Confirming Administrative Hearing That Dangerous And Insanitary  
Condition Exists At The Building Serving The Property Known As 4511 Market Street  
(07-0343-6)

**The July 10, 2007 Public Works Committee approved recommendations; 3  
Ayes, 1 Absent - Brooks**

10.29-CC Subject: Rehabilitation Of Sanitary Sewer-Shetland Avenue  
From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing Award of A Construction Contract  
To Andes Construction, Inc. For The Rehabilitation Of Sanitary Sewers In The Area



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Bounded by Shetland Avenue, Malcom Avenue, and Scotia Avenue (Project No. C227810) For the Amount of One Million Six Hundred Twenty-Seven Thousand Three Hundred Twenty-Seven Dollars (\$1,627,327.00)  
[\(07-0366\)](#)

**The July 10, 2007 Public Works Committee approved recommendations; 4  
Ayes**

10.30-CC Subject: Rehabilitation Of Sanitary Sewers - Butters Drive  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing Award Of A Construction Contract To Andes Construction, Inc. For The Rehabilitation Of Sanitary Sewers And Storm Culvert In The Easement Off Butters Drive (Project No. C135410) For The Amount Of Two Hundred Eighty-Five Thousand One Hundred Sixty-Seven Dollars (\$285,167.00)  
[\(07-0368\)](#)

**The July 10, 2007 Public Works Committee approved recommendations; 4  
Ayes**

S-10.31-C Subject: Rubber Material For Sidewalk Repair  
C From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For The California Tire-Derived Product Grant In The Amount Of \$100,000.00, Execute All Necessary Grant Related Documents And Accept And Appropriate The Grant Funds To The Citywide Sidewalk Repair Program  
[\(07-0369\)](#)

**The July 10, 2007 Public Works Committee approved recommendations; 4  
Ayes**

S-10.32-C Subject: Revocable And Conditional Permit - 1538 Broadway  
C From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Granting 1538 Broadway LLC A Revocable And Conditional Permit To Allow A Vault And An Electrical Transformer For A New Building At 1538 Broadway To Encroach Under The Public Sidewalk  
[\(07-0375\)](#)

**The July 10, 2007 Public Works Committee approved recommendations; 4  
Ayes**

S-10.33-C Subject: Revocable And Conditional Permit - 221 Oak Street  
C From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Granting Prevention Institute, Inc., A Revocable And Conditional Permit To Allow A Vault And An Electrical Transformer For An Existing Building At 221 Oak Street To Encroach Under The Public Sidewalk  
[\(07-0376\)](#)

**The July 10, 2007 Public Works Committee approved recommendations; 4  
Ayes**

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C From: Councilmember Nancy Nadel  
Recommendation: Adopt A Resolution Granting The Rock Paper Scissors Collective A Conditional And Revocable Encroachment Permit To Allow The 'First Friday Community Cultural Event' To Encroach Into 23rd Street Between Valley Avenue And Telegraph Avenue On The First Friday Of Each Month Between The Hours Of 5:00 p.m. And 10:00 p.m.  
[\(07-0384\)](#)

**The July 10, 2007 Public Works Committee approved recommendations; 4 ayes**

10.35-CC Subject: Revocable And Conditional Permit - Oakland School For The Arts  
From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Granting A Revocable And Conditional Permit To The Oakland Redevelopment Agency To Allow Portable Classroom Buildings For The Oakland School For The Arts To Encroach Into Portions Of San Pablo Avenue And 18th Street  
[\(07-0419\)](#)

**The July 10, 2007 Public Works Committee approved recommendations; 4 ayes**

S-10.36-C Subject: Revocable And Conditional Permit For A Building At 405 14th Street  
C From: Community & Economic Development Agency  
Recommendation: Adopt Resolution Granting J. Brad Lampley A Revocable And Conditional Permit To Allow An Existing Basement And Material Elevator For A Building At 405 14th Street To Encroach Under The Public Sidewalk Along Franklin Street  
[\(07-0450\)](#)

**The July 10, 2007 Public Works Committee approved recommendations; 4 ayes**

S-10.37-C Subject: Building Sewer Conditions In Oakland  
C From: Public Works Agency  
Recommendation: Adopt A Resolution Confirming The Report Of Assessment For The Abatement Of Dangerous And Insanitary Building Sewer Conditions Throughout The City Of Oakland  
[\(07-0344\)](#)

**The July 10, 2007 Finance and Management Committee approved recommendations; 4 ayes**

S-10.38-C Subject: Environmentally Preferable Purchasing Policy  
C From: Public Works Agency  
Recommendation: Adopt A Resolution Adopting An Environmentally Preferable Purchasing Policy For The City Of Oakland That Adds Environmental And Human Health Attribute Criteria In The Acquisition Of Goods And Services, Complementing Traditional Purchasing Criteria Such As Performance, Quality, Service, Price And Local

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Availability And In Goods And Services Provided Through Grant Programs By City  
Grant Recipients  
(07-0302)

**The July 10, 2007 Finance and Management Committee approved recommendations as amended on the "Further Resolved" that the City of Oakland will work with other cities and government agencies to apply regional leverage for buying specifications only to promote and increase the demand for environmentally preferable products, packaging, distribution systems, and services. The Committee amended the Environmentally Preferable Purchasing Policy as follows: 1) Section 3.7.1- The City Of Oakland shall, whenever practicable, favor products that are manufactured by companies that take financial and/or physical responsibility for collecting, recycling, reusing, or otherwise safely disposing of their products and packaging at the end of their useful life; 2) Section 3.7.2 - when products are available that have established manufacturer-financed recycling programs the City of Oakland shall require vendors to offer the manufacturer's recycling services; 3) Section 6.25- Producers responsibility means an environmental strategy in which producers assume financial and/or physical responsibility for the management of post consumer products so that those who produce and use those products bear the costs of recycling and proper disposal; 4) Section 1.0- The addition of the following language "To consider the costs for the product acquisition and use, and disposal of the products at the end of its useful life, in evaluation the lowest responsible bid; 4 Ayes**

~~10.39-CC~~ Subject: Purchase Of 5818 International Boulevard  
From: Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

~~1) An Ordinance Authorizing The Purchase Of Real Property At 5818 International Boulevard (Apn 038-3234-012-03 And 038-3234-013-01) From A. Essabhoy, Trustee Of The Essabhoy Trust, For \$790,000, Plus Customary Real Estate Closing Costs, For Redevelopment As A Teen Youth Center, And Accepting And Appropriating A Contribution Of \$790,000, Plus Customary Real Estate Closing Costs, From The Redevelopment Agency Under The Cooperation Agreement For The Purchase Of The Property; And~~

~~(07-0408)~~

~~2) Adopt An Agency Resolution Authorizing The Contribution Of \$790,000 Plus Customary Real Estate Closing Costs To The City Under The Cooperation Agreement For The Acquisition Of 5818 International Boulevard~~

~~(07-0408-1)~~

S-10.40-C Subject: JT2 Integrated Resources - Agreement  
C From: Finance and Management Agency  
Recommendation: Adopt A Resolution Authorizing The City To Enter An Agreement

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With JT2 Integrated Resources For The Provision Of Workers' Compensation Administration Services For A Total Contract Amount Of \$2,059,560 For Contract Year 2007-2008 And For A Total Contract Amount Of \$2,162,538 For Contract Year 2008-2009 With An Option To Extend The Agreement For Two Additional Two-Year Terms For An Amount Not To Exceed The Prior Year's Contract Amount Adjusted By The Prior Year's Consumer Price Index Not To Exceed A Contract Amount Increase Of 5% For Each Contract Year For Contract Years 2009 Through 2013  
(07-0418)

**The July 10, 2007 Finance and Management Committee approved recommendations and amended the resolution to include the following language "on the second extension to comeback to City Council for final approval; 3 Ayes, 1 Abstain - Quan**

S-10.41-C Subject: East Oakland Boxing Association - Lease  
C From: Community and Economic Development Agency  
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A New Lease With The East Oakland Boxing Association For City Property Located At 816-828 98th Avenue For Zero Rent In Exchange For In-Kind Services As Authorized By Ordinance No. 11722 C.M.S., For A Term Of Five (5) Years, With The City Having The Option To Grant One Additional Five Year Term Under The Same Terms And Conditions  
(07-0420)

**The July 10, 2007 Finance and Management Committee approved recommendations; 4 ayes**

**Final Passage (Second Reading) has been scheduled for September 18, 2007**

S-10.42-C Subject: Oakland Day Labor Program  
C From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Contract For Professional Services With Volunteers Of America Bay Area, Inc. To Operate The Oakland Day Labor Program, From July 1, 2007 Through June 30, 2009, In An Amount Not To Exceed \$194,000 Per Year And Not To Exceed \$388,000 For The Total Contract Term  
(07-0370)

**The July 10, 2007 Community and Economic Development Committee approved recommendations; 4 ayes**

S-10.43-C Subject: Merchant Leadership Forums  
C From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Sole Source Professional Services Contract With The Oakland Merchant Leadership Forum In An Amount Not To Exceed \$72,500 To Plan And Convene Monthly Educational Forums For Merchant Leaders And Coordinate Merchant Participation In the City Of Oakland's Shop Oakland Marketing Campaign From July 1,

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2007 To December 31, 2007

[\(07-0371\)](#)

**The July 10, 2007 Community and Economic Development Committee  
approved recommendations; 4 ayes**

S-10.44-C Subject: Hill-Elmhurst Plaza Development  
C From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing An Exclusive Negotiating  
Agreement With Hills Elmhurst Plaza LLC And Strategic Urban Development Alliance,  
LLC, For Hills-Elmhurst Plaza, A Mixed-Use Project On International Boulevard  
Between 94th And 96th Avenues  
[\(07-0405\)](#)

**The July 10, 2007 Community and Economic Development Committee  
approved recommendations; 4 ayes**

S-10.45-C Subject: Coliseum Redevelopment Project  
C From: Office of the City Administrator  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Accepting And Appropriating Redevelopment Agency Funds Under The  
Cooperation Agreement In An Amount Not To Exceed Two Hundred Forty Thousand  
Dollars (\$240,000) For Certain Public Improvements Within The Coliseum  
Redevelopment Project Area Under The Neighborhood Project Initiative (NPI) Program;  
And

[\(07-0256\)](#)

2) An Agency Resolution Allocating Funding In An Amount Not to Exceed Two  
Hundred Forty Thousand Dollars (\$240,000) Under The Coliseum Redevelopment  
Neighborhood Project Initiative (NPI) Program and Authorizing A Contribution Of  
Agency Funds In An Amount Not To Exceed \$240,000 To The City Under The  
Cooperation Agreement For Various City Public Improvement Projects Under The  
Program

[\(07-0256-1\)](#)

**The July 10, 2007 Community and Economic Development Committee  
approved recommendations; 4 ayes**

S-10.46-C Subject: City Slicker Farms  
C From: Councilmember Nancy Nadel  
Recommendation: Adopt A Resolution Authorizing The Office Of Parks And Recreation  
To Discuss And Develop An Agreement With City Slicker Farms For The  
Alternative/Nontraditional Use Of City Property As A Community Market Farm At Two  
Triangle-Shaped Plots Of City-Owned Land Located Within The Area Formed By The  
Intersections Of Haven, Fitzgerald, And Peralta Streets, At 34th Street  
[\(07-0268\)](#)

**The July 10, 2007 Life Enrichment Committee approved**

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**recommendations; 4 ayes**

S-10.47-C Subject: Head Start Family Child Care Services  
C From: Department of Human Services  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute Grant Agreement With Martha Rebollo For Head Start Family Child Care Servies In An Amount Not To Exceed \$53,750; And Contingent Upon Receipt Of Head Start Funding And Satisfactory Grantee Performance, Authorizing The City Administrator To Execute A One-Year Extension For An Amount Not To Exceed \$53,750, With The Two-Year Total Not To Exceed \$107,500  
(07-0397)

2) An Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute Grant Agreement With Pamela Gillespie For Head Start Family Child Care Servies In An Amount Not To Exceed \$53,750; And Contingent Upon Receipt Of Head Start Funding And Satisfactory Grantee Performance, Authorizing The City Administrator To Execute A One-Year Extension For An Amount Not To Exceed \$53,750, With The Two-Year Total Not To Exceed \$107,500  
(07-0397-1)

3) An Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute Grant Agreement With Vanessa Bulnes For Head Start Family Child Care Servies In An Amount Not To Exceed \$68,585; And Contingent Upon Receipt Of Head Start Funding, And Satisfactory Grantee Performance, Authorizing The City Administrator To Execute A One-Year Extension For An Amount Not To Exceed \$68,585, With The Two-Year Total Not To Exceed \$137,170  
(07-0397-2)

4) An Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute Grant Agreement With Valerie Hamilton For Head Start Family Child Care Servies In An Amount Not To Exceed \$63,855; And Contingent Upon Receipt Of Head Start Funding And Satisfactory Grantee Performance, Authorizing The City Administrator To Execute A One-Year Extension For An Amount Not To Exceed \$63,855, With The Two-Year Total Not To Exceed \$127,710  
(07-0397-3)

**The July 10, 2007 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-10.48-C Subject: Handrails For Woodminster Amphitheater  
C From: Office of Parks and Recreation  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Express Appreciation For A Gift Of Handrails For Woodminster Amphitheater, Located Within Joaquin Miller Park, From Producers Associates, With An Estimated Value Of Five Thousand Dollars (\$5,000.00), And Authorizing The City Administrator To Enter Into A Contract With A Construction Contractor Selected By Producers

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Associates For An Amount Not-To-Exceed One Dollar (\$1) To Install The Handrails  
(07-0402)

**The July 10, 2007 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-10.49-C Subject: Speech Language And Mental Health Services  
C From: Department of Human Services  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute One-Year Grant Agreement In An Amount Not To Exceed \$25,000 Between The City And Asian Community Mental Health Services To Provide Mental Health Services For The Oakland Head Start Program, And Contingent Upon Receipt Of Head Start Grant Funding And Grantee's Satisfactory Performance, Authorizing The City Administrator To Execute A One-Year Extention For An Additional Not To Exceed \$25,000 For A Two-Year Total Of \$50,000  
(07-0409)

2) An Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute One-Year Grant Agreement In An Amount Not To Exceed \$25,000 Between The City And Linguistic Alternatives To Provide Speech And Language To The Oakland Head Start Program, And Contingent Upon Receipt of Head Start Grant Funding And Grantee's Satisfactory Performance, Authorizing The City Administrator To Execute A One-Year Extention For An Additional Amount Not To Exceed \$25,000 For A Two-Year Total Not To Exceed \$50,000  
(07-0409-1)

3) An Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A One-Year Grant Agreement In An Amount Not To Exceed \$45,000 Between The City And Family Paths To Provide Mental Health Services For The Oakland Head Start Program, And Contingent Upon Receipt of Head Start Grant Funding And Grantee's Satisfactory Performance, Authorizing The City Administrator To Execute A One-Year Extention For An Additional Amount Not To Exceed \$45,000 Culminating In A Two-Year Total Not To Exceed \$90,000  
(07-0409-2)

4) An Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A One-Year Grant Agreement In An Amount Not To Exceed \$50,000 Between The City And Through The Looking Glass To Provide Mental Health Services To The Oakland Head Start Program, And Contingent Upon Receipt of Head Start Grant Funding And Grantee's Satisfactory Performance, Authorizing The City Administrator To Execute A One-Year Extention For An Additional Amount Not To Exceed \$50,000 Culminating In A Two-Year Total Not To Exceed \$100,000  
(07-0409-3)

**The July 10, 2007 Life Enrichment Committee approved  
recommendations; 4 Ayes**

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S-10.50-C Subject: Child Development And Family Literacy Services  
C From: Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For, Accept, And Appropriate The California State Preschool Expansion Grant From The California Department Of Education In An Estimated Amount Of \$1,092,302 For Program Year 2007-2008, And Authorizing A Grant Agreement With The Unity Council For The Estimated Amount Of \$114,979 To Fund Child Development And Family Literacy Services In Accord With Said Grants  
[\(07-0410\)](#)

**The July 10, 2007 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-10.51-C Subject: Even Start Program  
C From: Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept The Even Start Family Literacy Grant For Program Year 2007-2008 From The State Of California Department Of Education In The Amount Of \$172,500 For The City Of Oakland Even Start Program  
[\(07-0411\)](#)

**The July 10, 2007 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-10.52-C Subject: Head Start Program Nutritious Meals  
C From: Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For, Accept And Appropriate The Child Care Food Program (CCFP) Grant From The California Department Of Education In An Estimated Amount Of \$375,000 To Provide Funding For Nutritious Meals For The City Of Oakland's Head Start Program For Program Year 2007-2008  
[\(07-0412\)](#)

**The July 10, 2007 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-10.53-C Subject: Emergency Shelter/Housing And Winter Relief Programs  
C From: Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Extend The Performance Period Of Existing Grant Agreements Under The Fiscal Year 2006-2007 Emergency Shelter Grant (\$160,417) And Emergency Housing Program (\$52,676) From The June 30, 2007 End Date To January 31, 2008 And To Extend The Performance Period Of Existing Agreements Under The Fiscal Year 2006-2007 Winter Relief Program (\$87,522) From The May 15, 2007 End Date To January 31, 2008 And To Continue Annual Funding Commitments To Other Homeless Services Programs (\$127,388), And To Support Said Programs With Available Program Balances From The Fiscal Year 2006-2007 And Fiscal Year 2007-2008 Emergency Shelter Grant, Emergency Housing And Winter Relief Program Years



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[\(07-0422-1\)](#)

**The July 10, 2007 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-10.54-C Subject: Register Of Big Trees  
C From: Councilmember Jean Quan  
Recommendation: Adopt A Resolution Directing Creation Of The Oakland Register Of  
Big Trees  
[\(07-0084-1\)](#)

**The July 10, 2007 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-10.55-C Subject: Self Contained Breathing Apparatus Upgrade  
C From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept  
And Appropriate A Grant Of Two Hundred And Thirty-Two Thousand Three Hundred  
And Thirty Dollars (\$232,330.00), As Part Of The Fiscal Year 2006 Sub-Grantee  
Metropolitan Medical Response System (MMRS) From The Homeland Security Grant  
Program (HSGP), To Fund The Upgrade Of Existing Self-Contained Breathing  
Apparatus (SCBA) In A Department Wide Effort To Meet Newly Established National  
Safety Standards  
[\(07-0401\)](#)

**The July 10, 2007 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-10.56-C Subject: Big Valley Aviation - Professional Services Agreement  
C From: Oakland Police Department  
Recommendation: Adopt A Resolution Waiving The Competitive Request For  
Proposal/Qualifications Process And Waving The Local And Small Business Enterprise  
Program Provisions And Authorizing The City Administrator, On Behalf Of The City Of  
Oakland, To Enter Into A Two-Year Maintenance Agreement With Big Valley Aviation,  
Inc. In An Amount Not To Exceed Seven Hundred Thirty Thousand Dollars (\$730,000)  
For The Period July 1, 2007 To June 30, 2009, For Helicopter Maintenance Services On  
Behalf Of The Police Department  
[\(07-0374\)](#)

**The July 10, 2007 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-10.57-C Subject: Gun Exchange Programs  
C From: Oakland Police Department  
Recommendation: Action On A Report And Recommendations From The Chief Of  
Police On Procedures Established By The Police Department For Gun Exchange  
Programs Conducted In The City Of Oakland  
[\(07-0339\)](#)

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**The July 12, 2007 Public Safety Committee approved recommendations; 4  
Ayes**

S-10.58-C Subject: Heavy Rescue Operations Equipment  
C From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept  
And Appropriate Up To Twelve Thousand Five Hundred Dollars (\$12,500.00) Of Grant  
Funds From Fireman's Fund Insurance Company For The Purchase Of Heavy Rescue  
Operations Equipment  
[\(07-0440\)](#)

**The July 20, 2007 Public Safety Committee approved recommendations; 4  
Ayes**

S-10.59-C Subject: Lawsuit Support - San Francisco's Same-Sex Couples Challenge  
C From: Office of the City Attorney  
Recommendation: Adopt A Resolution Authorizing City Of Oakland To Sign Onto An  
Amicus Brief In Support Of San Francisco's Lawsuit Challenging The Constitutionality  
Of California's Exclusion Of Same-Sex Couples From Marriage In In Re Marriage  
Cases, California Supreme Court Case No. S147999  
[\(07-0492\)](#)

S-10.60-C Subject: Travel Authorization - Councilmember Jean Quan  
C From: Councilmember Jean Quan  
Recommendation: Adopt A Resolution Authorizing Councilmember Jean Quan To  
Travel To Sacramento, California To Attend League Of California Cities 2007 Annual  
Conference & Exposition, September 5-8, 2007  
[\(07-0501\)](#)

S-10.61-C Subject: Senate Bill 2  
C From: Councilmember Desley Brooks  
Recommendation: Adopt A Resolution Re-Stating The City's Position On Senate Bill 2  
Local Planning (Senator Cedillo) Related To Emergency Shelters And Transitional  
Residential Facilities  
[\(07-0503\)](#)

S-10.62-C Subject: Fruitvale Alive Streetscape Improvement Project  
C From: Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Of Local Support Authorizing The Filing Of An Application For Federal  
Surface Transportation Program (STP) And/Or Congestion Mitigation And Air Quality  
Improvement (CMAQ) Funding Of An Amount Up To Two Million Dollars  
(\$2,000,000) For The Fruitvale Alive Streetscape Improvement Project, Accepting And  
Committing Two Hundred Twenty-Nine Thousand Four Hundred Dollars (\$229,400) In  
Matching Funds From The Redevelopment Agency Under The Cooperation Agreement,  
And Affirming The City's Intention To Finalize The Design/Engineering Drawings And

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Implement The Project; And  
(07-0496)

2) An Agency Resolution Appropriating Two Hundred Twenty-Nine Thousand Four Hundred Dollars (\$229,400) Of Central City East Redevelopment And Coliseum Redevelopment Project Funds As Matching Funds For A Metropolitan Transportation Commission Capital Grant To The City Of Oakland Under The Cooperation Agreement To Fund The Fruitvale Alive Streetscape Project  
(07-0496-1)

S-10.63-C Subject: Platinum Advisors  
C From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Waiving The Request For Proposal/Qualifications Process And Authorizing The City Administrator To Extend An Existing Contract With Platinum Advisors To Continue Service As The City's Federal Legislative Representative Until December 31, 2007 And To Increase The Contract By Sixty-Two Thousand Five Hundred Dollars (\$62,500.00), For A Total Contract Amount Not-To-Exceed One Hundred Eighty-Seven Thousand Five Hundred Dollars (\$187,500.00)  
(07-0444)

**The July 12, 2007 Rules and Legislation Committee approved  
recommendations; 4 Ayes**

- 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 15 of the Sunshine Ordinance
- 13 Reconsideration of Ordinances pursuant to Charter Section 216

**ACTION ON NON-CONSENT ITEMS:**

- 15 Subject: McKillop Roadway - Landslide Damage  
From: Public Works Agency  
Recommendation: Adopt A Resolution Renewing And Continuing The Local Emergency Due To Landslide Damage To McKillop Roadway First Proclaimed By The City Of Oakland On October 17, 2006  
(07-0485)
- 16 NUMBER NOT USED
- 17 Subject: Historic East 18th Street Pier Overlook Reconstruction Project  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Purchase The Necessary Construction Services And Materials For The Historic East 18th Street Pier Overlook Reconstruction Project (C242212) On The Open Market In An Amount Not To Exceed One Million Three Hundred Thousand (\$1,300,000.00), Without Return

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To Council  
(07-0301-01)

18 Subject: Fiscal Accountability And Transparency  
From: Councilmember Jean Quan  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Establishing Rules And Reporting Requirements To Enhance Fiscal Accountability And Transparency As Follows: (1) Policy And Rules Regarding Substantial Or Material Alteration Of Funding Allocations In A Policy Budget, And A Policy Regarding The Transfer Of Funds Budgeted To Personnel Accounts; (2) Policy And Rules For Pay-Go Account Expenditures And Grants And Project Priority Fund Expenditures And Grants; (3) Approved List Of Organizations For The Purchase Of Event Tables; And (4) Annual Reporting Of All City Of Oakland-Funded Travel Expenditures; And

(07-0363)

**Pursuant to Resolution 79006, Rule 7(6), A motion was made by Councilmember Brooks, seconded by Councilmember Reid to pull this item from the July 3, 2007 Consent Calendar and place it on the July 17, 2007 City Council Agenda as a Non-Consent Item.**

**The June 26, 2007 Finance and Management Committee approved recommendations and amended the resolution by striking the following language: --“Pay-go expenditures or grants for purposes other than those set forth above shall not be authorized or allowed without full Council review and approval; and” --“The City Administrator shall prepare a list of Event Table organizations to be approved by the City Council that shall be updated and presented to the City Council on an annual basis for approval; and” --“Nothing herein shall obligate the City to purchase Event Tables from organizations on the list, and” --“Neither the Agency Administrator nor any other City official or employee under her jurisdiction shall purchase Event Tables for events held by organizations that are not on the Event Tables list unless they obtain the City Council's approval before the event; and” and by adding the following language: - -“person, reason, date” to the paragraph listing the requirements for the annual travel expense report (last paragraph of the resolution); 4 Ayes**

2) An Agency Resolution Establishing Rules And Reporting Requirements To Enhance Fiscal Accountability And Transparency AS Follows: (1) Approved List Of Organizations For The Purchase Of Event Tables; And (2) Annual Reporting Of All City Of Oakland-Funded Travel Expenditures

(07-0363-1)

**The June 26, 2007 Finance and Management Committee approved recommendations and amended the resolution by striking the following language: --"The City Administrator shall prepare a list of Event Table**

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**organizations to be approved by the City Council that shall be updated and presented to the City Council on an annual basis for approval; and"-"Nothing herein shall obligate the City to purchase Event Tables from organizations on the list, and" --"Neither the Agency Administrator nor any other City official or employee under her jurisdiction shall purchase Event Tables for events held by organizations that are not on the Event Tables list unless they obtain the City Council's approval before the event; and" and by adding the following language: --"person, reason, date" to the paragraph listing the requirements for the annual travel expense; 4 Ayes**

- 19        Subject:    Appointment The Civil Service Board  
            From:        Office Of The Mayor  
            Recommendation; Adopt A Resolution Appointing Peter Ross As A Member Of The  
            Civil Service Board  
            (07-0476)
- 20        Subject:    Appointments To The Citizen's Police Review Board  
            From:        Office Of The Mayor  
            Recommendation: Adopt A Resolution Appointing To Matthew Hudson As A Member  
            Of The Citizen's Police Review Board  
            (07-0477)
- 21        Subject:    Library Advisory Commission Appointments  
            From:        Office Of The Mayor  
            Recommendation: Adopt A Resolution Re-Appointing Mohammed Alabi, Genevieve  
            Katz, And Marian Wilson- Sylvestre As A Member Of The Library Advisory  
            Commission  
            (07-0486)
- 22        Subject:    Youth Advisory Commission Appointments  
            From:        Office Of The Mayor  
            Recommendation: Adopt A Resolution Appointing Tanisha West, Ashli Fisher, Stanley  
            Pun, Nseke Ngilbus, Ailish F. Elzy, Kenitra Holland, Vanessa Monique Nutters, And  
            Shacora Cowart As Members Of The Youth Advisory Commission  
            (07-0487)
- 23        Subject:    Board Of Port Commissioners Appointments  
            From:        Office Of The Mayor  
            Recommendation: Adopt A Resolution Appointing Victor Uno As A Member Of The  
            Board Of Port Commissioners  
            (07-0488)
- 24        Subject:    Oakland Housing Authority Board Appointment  
            From:        Office Of The Mayor  
            Recommendation: Adopt A Resolution Appointing Donneka L. Webster As A Member  
            Of The Oakland Housing Authority Board Of Commissioners  
            (07-0489)

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25 Subject: Commission On Persons With Disabilities - Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Appointing Demarco Sims And Winnie Lu  
Anderson As A Member Of The Commission On Persons With Disabilities  
(07-0490)

~~26 Subject: City Planning Commission Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Appointing Sandra E. Galvez And Carlton  
"Blake" Huntsmans As A Members Of The City Planning Commission  
(07-0491)~~

S-27 Subject: Citywide Traffic Signal Project  
From: Public Works Agency  
Recommendation: Adopt The Following Pieces of Legislation:

1) A Resolution Awarding A Construction Contract To Ray's Electric For The Citywide Traffic Signal Project (City Project Nos. C269010, C269410, C269710, C269910, C222310, C270110) For Traffic Signal Installations At High Street At Santa Rita Street, Piedmont Avenue At Linda Avenue, And Telegraph Avenue At 66th Street, Traffic Signal Modifications At High Street At Foothill Boulevard And Installation Of Pedestrian Countdown Modules At Various Locations In The Total Amount Of Six Hundred Fifty-Three Thousand Nine Hundred Forty-Five Dollars (\$653,945.00), And  
(07-0443)

**The July 10, 2007 Public Works Committee amended the resolution to remove the traffic signal installation project for "Piedmont Avenue at Linda Avenue" but directed that those funds be set aside. The Committee directed staff to do further analysis of the Piedmont/Linda Avenue intersection to determine 1) why that intersection came up and look at the city's liability; 2) what is needed to improve traffic control at that intersection; 3) if in fact a traffic signal is needed there and if not submit a substitute location. The Committee also requested that the list of the traffic signal program locations for 2005-2007 and 2007-2009 be submitted as a supplemental report; 4 Ayes**

2) A Resolution Waiving The Competitive Bid Process And Awarding A Contract To Ray's Electric For Installation Of An Additional Traffic Signal On Harrison Street At Westlake Middle School For An Amount Of Two Hundred Thousand Dollars (\$200,000.00)  
(07-0443-1)

**The July 10, 2007 Public Works Committee approved recommendations; 4 Ayes**

S-28 Subject: Civil Service Board Quarterly Report  
From: Office Of Personnel

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Recommendation: Receive An Informational Report Of The Activities Of The Civil Service Board For The Period Beginning April 1, 2007 And Ending June 30, 2007  
(07-0403)

**The July 10, 2007 PFinance and Management Committee approved  
recommendations; 4 Ayes**

S-29 Subject: Purchase Of 3233 Market Street  
From: Community and Economic Development Agency  
Recommendation: Approve The Introduction Of An Ordinance Authorizing The City Administrator To Negotiate And Execute A Purchase And Sale Agreement With Olivet Institutional Missionary Baptist Church For The City's Purchase Of 3233 Market Street A Special Use Building, For The Fair Market Value Of Eight Hundred Fifty Thousand Dollars (\$850,000) Plus Real Estate Closing Costs  
(07-0406)

**The July 10, 2007 Finance and Management Committee approved  
recommendations; 4 Ayes  
Final Passage (Second Reading) has been scheduled for  
September 18, 2007**

S-30 Subject: Property Rights On Butters Drive  
From: Community and Economic Development Agency  
Recommendation: Approve The Introduction (First Reading) Of An Ordinance Authorizing The City Administrator To Negotiate, Execute And Acquire Property Rights In An 11,960 Square Foot Parcel Of Land, Located On Butters Drive Between Robinson And Brunell Drives, For Open Space From The Butters Land Trust For The Amount Of One Hundred Eighty-Five Thousand Dollars (\$185,000) Plus Closing Costs Not To Exceed Five Thousand Dollars (\$5,000) For The Measure DD Watershed Acquisition Project  
(07-0407)

**The July 10, 2007 Finance and Management Committee approved  
recommendations and directed staff to submit a separate report including  
a resolution authorizing a 90 day loan from the general fund to purchase  
the property due to time constraints recommendations; 4 Ayes**

**Final Passage (Second Reading) has been scheduled for September 18, 2007**

S-30.1 Recommendation: Adopt A Resolution Authorizing An Interim Loan For The Amount Of One Hundred Eighty-Five Thousand Dollars (\$185,000) To Butters Land Trust For Their Acquisition Of Real Property Located On Butters Drive Between Robinson And Brunell Drives  
(07-0407-1)

**This item was added by the July 12, 2007 Rules and Legislation Committee**

S-31 Subject: Police Department Salary Savings Expenditures  
From: Councilmember Patricia Kernighan

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Recommendation: Action On A Report From The Chief Of Police On The Status Of The Oakland Police Department's Salary Savings For Fiscal Year 2005-2006 And Fiscal Year 2006-2007 and Recommendations Regarding How Salary Saving Can Be Used, Including But Not Limited to Councilmember Brunner's Recommendations  
(07-0200-1)

**The July 10, 2007 Finance and Management Committee gave the following direction: 1) OPD salary savings can only be used for the funding of overtime, annuitants, and academy training of OPD officers; 2) If salary savings are proposed to be used for another purpose, the approval of Council is required; 3) New OPD programs not part of the City Budget must come back to Council for approval and funding; and 4) Require that OPD budget for compensatory time. The Committee directed staff to come back with a strategy for funding the chronically under funded programs (i.e. uniforms and meal allowances); 4 Ayes**

S-31.1 Recommendation: Adopt A Resolution Establishing How The Oakland Police Services Agency's Salary Savings From The Agency's Budget May Be Used  
(07-2000-2)

**This item was added by the July 12, 2007 Rules and Legislation Committee**

S-32 Subject: World Trade Center  
From: Councilmember Jane Brunner  
Recommendation: Adopt An Agency Resolution Waiving The Competitive Request For Proposals/Qualifications Process And Authorizing The Agency Administrator To Negotiate And Execute A Professional Services Agreement With C.H. Johnson Consulting, Inc. In An Amount Not To Exceed Seventy Eight Thousand Five Hundred Dollars (\$78,500) To Prepare The Initial Phase Of A World Trade Center Feasibility Analysis, Business Plan And Implementation Strategy  
(07-0160)

**The July 10, 2007 Community and Economic Development Committee amended the resolution to change the amount to \$48,000 for the initial phase of the WTC and recommended that the following items be addressed in the initial phase - Local and Regional Market Demand Assessment, - Economic and Fiscal Impact Analysis, - Physical Investigation, - Financial Projection and - Final Deliverables. The Committee also directed staff to return in September or shortly thereafter with an analysis of the initial phase and an implementation plan for the locations that would work as a WTC. Staff was also directed to work out the scope of work with C.H. Johnson under the recommended funding; 4 Ayes**

S-33 Subject: Wayans Brothers-Pacific Capital Oakland Partnership - ENA  
From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing The Agency Administrator To Negotiate And Enter Into A Four-Month Exclusive Negotiating Agreement With Wayans Brothers-Pacific Capital Oakland Partnership, LLC For The Development Of Portions



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Of The Central And Western Gateway Areas Of The Former Oakland Army Base  
(07-0404)

**The July 10, 2007 Community and Economic Development Committee approved recommendations and directed staff to: 1) submit the boundary maps by July 17 if possible and to include a date certain for the boundary issue to be resolved in the ENA; 2) clarify the timelines in the ENA; 3) bring any changes to the Council and 4) make sure meetings are held with the whole community in West Oakland (i.e. businesses, residents, organizations, interested parties, etc.) 4 Ayes**

S-34 Subject: Parks Project Prioritization List  
From: Public Works Agency  
Recommendation: Action On A Report And Recommendation That The City Council Establish A Parks Project Prioritization List For City Of Oakland Park Capital Improvement Projects And Authorize The City Administrator, Or Her Designee, To Apply For Grants For Projects On The Prioritization List  
(07-0298)

**The July 10, 2007 Life Enrichment Committee approved recommendations as amended to 1) Adopt Attachment B list Only; 2) grant each councilmember the opportunity to re-order and make modifications to the Parks Projection Prioritization List; 2) list City Stables as a "Citywide" project; and 4) re-affirm the master plan for City Stables; 3 Ayes, 1 Abstain - Chang**

S-35 Subject: Strategy To Eliminate Exploitation Of Minors  
From: Council President De La Fuente  
Recommendation: Action On A Report Past Efforts And Current Strategy To Eliminate The Escalation Of Prostitution And Sexual Exploitation Of Minors In The City Of Oakland  
(07-0365)

**The July 10, 2007 Public Safety Committee approved recommendations; 4 ayes**

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

## **14. Consideration of items with statutory Public Hearing Requirements:**

14.1 Subject: Formation Of The Koreatown/Northgate Community Benefit District  
From: Community and Economic Development Agency  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Establishing The Koreatown/Northgate Community Benefit District Of 2007, Approving The Management Plan, Directing Filing Of The Proposed Assessment District Boundary Description, Making A Determination With Regard To The Majority Protest Procedure For Approval Of The Proposed Assessments; And Approving The Assessments For The

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District  
(07-0475)

14.2

Subject: Red Light Camera Enforcement System  
From: Oakland Police Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The  
Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To 1) Waive The Standard Competitive Bid Process And Approve A Modified Competitive Process, And 2) Award A Contract To REDFLEX Traffic System, Inc., For Lease, Installation And Maintenance Of A Red Light Camera Enforcement System (RLCES) Throughout The City And For Program Services For A Period Of Thirty-Seven (37) Months In An Amount Not-To-Exceed Four Million Three Hundred Twenty Thousand Dollars (\$4,320,000.00), With An Option For The City To Extend The Agreement Up To Four Years, In Two-Year Increments, Under The Same Terms And Conditions, And 3) Authorizing The Addition Of One Full-Time Non-Sworn Position To The Police Department To Review Recorded Violations And Determine If A Citation Shall Be Issued, 4) To Set July 17, 2007 As A Date For The Public Hearing Concerning The Establishment Of A Red Light Camera Enforcement System (RLCES) In The City Of Oakland As Required By California Vehicle Code Section 21455.6, And 5) Appropriate All Revenues And Accrued Interest Generated By The Red Light Camera Enforcement Systems To The Traffic Safety Fund (2416), Organization (101380), Program (PS14), Project To Be Determined; And (6) Funds In Excess Of Those Used To Pay Contract Costs And All Administrative Costs Associated With The RLCES Shall Be Transferred Into Traffic Safety Fund (2416), Police Department Traffic Operations Organization (101380), Program (PS14), Project To Be Determined  
(07-0202)

**The June 26, 2007 Public Safety Committee approved recommendations as amended in the Resolution to strike " 3) Exercise The Contract Without Returning To Council" and to require that the revenue and accrued interest generated by the citations (over and above the expenses for the REDFLEX system and the Full-time employee) should go into a general police equipment fund; 4 Ayes**

2) Resolution Directing The City's State Lobbyist To Draft, And Obtain A Legislative Sponsor For, State Legislation To Modify Section 21455.5(e) Of The California Vehicle Code To Allow The Monitoring And Use Of Photographic Records Captured By A Red Light Camera Or Similar Automated Enforcement System, For Law Enforcement Purposes Outside The Enforcement Of Red Light Violations  
(07-0202-1)

**The June 26, 2007 Public Safety Committee directed staff to contact the League Of California Cities to seek support for changes in the state legislation that would allow the information gathered by the REDFLEX sytem to be used for other purposes besides red light violations; 4 Ayes**

# SUPPLEMENTAL

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

**Tuesday, July 17, 2007**

14.3        Subject:     Development Appeal - 4801 Shattuck Avenue  
              From:        Community and Economic Development Agency  
              Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution  
              Denying The Appeals And Upholding The Planning Commission's Approval For  
              Construction Of 44 Dwelling Units At 4801 Shattuck Avenue, Oakland (Case File  
              Number CMDV06-425 And -9235)  
              (07-0357)

14.4        Subject:     Development Appeal - 5300 San Pablo Avenue  
              From:        Community and Economic Development Agency  
              Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution  
              Denying The Appeal And Upholding The Planning Commission's Approval Of 32  
              Residential Condominium Over Ground Floor Commercial At 5300 San Pablo Avenue,  
              Oakland (Case File Number DV06-220 & TPM-9153)  
              (07-0356)

14.5        Subject:     Purchase Of 5818 International Boulevard  
              From:        Community and Economic Development Agency  
              Recommendation: Conduct A Public Hearing and Upon Conclusion Action On The  
              Following Pieces Of Legislation:

1) Introduction (First Reading) Of An Ordinance Authorizing The Purchase Of Real  
Property At 5818 International Boulevard (Apn 038-3234-012-03 And 038-3234-013-01)  
From A. Essabhoy, Trustee Of The Essabhoy Trust, For \$790,000, Plus Customary Real  
Estate Closing Costs, For Redevelopment As A Teen Youth Center, And Accepting And  
Appropriating A Contribution Of \$790,000, Plus Customary Real Estate Closing Costs,  
From The Redevelopment Agency Under The Cooperation Agreement For The Purchase  
Of The Property; And  
(07-0408)

**Final Passage (Second Reading) has been scheduled for September 18, 2007**

2) Adopt An Agency Resolution Authorizing The Contribution Of \$790,000 Plus  
Customary Real Estate Closing Costs To The City Under The Cooperation Agreement  
For The Acquisition Of 5818 International Boulevard  
(07-0408-1)

**The July 10, 2007 Finance and Management Committee approved  
recommendations; 4 Ayes**

## **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

# SUPPLEMENTAL

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

**Tuesday, July 17, 2007**

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

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(...)

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

ORA - Oakland Redevelopment Agency  
S - Supplemental Item