



City of Oakland Meeting Minutes

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

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

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

Tuesday, June 18, 2013

5:30 PM

City Council Chambers, 3rd Floor

1 Pledge of Allegiance

*The Concurrent Meeting of the Oakland City Council and Successor
Redevelopment Agency was held on the above date. Opening with the Pledge of
Allegiance, the meeting was convened at 5:45 p.m.*

2 Roll Call / City Council

ORA\Councilmember Present: 8 - Councilmember Gallo, Councilmember
Gibson McElhaney, Councilmember Kalb, Vice Mayor Reid, Council President
Kernighan, Member Brooks, President Pro Tempore Kaplan and Chairperson
Schaaf

3 Open Forum / Citizens Comments
(Time Available: 15 minutes)

There were 38 Open Forum speakers.

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

*Councilmember Schaaf took a point of personal privilege and requested that the
meeting be adjourned in memory of Clare Cangiolosi.*

*Councilmember Kalb took a point of personal privilege and requested that the
meeting be adjourned in memory of Professor Arnold Schwartz.*

4.1 Subject: Honoring Jim Ryugo On His Retirement
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution Honoring Jim Ryugo On His Retirement
[12-0543](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
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4.2 Subject: Honoring Emiliano Zapata Street Academy
From: Councilmember Noel Gallo
Recommendation: Adopt Resolution Honoring The Oakland Emiliano Zapata Street Academy On The Occasion Of Their 40th Anniversary
[12-0591](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
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4.3 Subject: National Small Business Week
From: Councilmember Gallo
Recommendation: Adopt A Resolution In Recognition Of June 17-21 As National Small Business Week
[12-0604](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
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- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF MAY 23, 2013
AND JUNE 4, 2013

A motion was made by Vice Mayor Reid, seconded by President Pro Tempore Kaplan, to *Approve as Submitted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

- 6 MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS
(Requests to: Reschedule items from consent to Non-Consent to the next Council Agenda, Speak on Consent Calendar, Register Votes, Change order of Items, Reconsiderations, Pull Items held in Committee):

Item 7.17 has been withdrawn and rescheduled as a Non-Consent item on July 2, 2013.

Item 7.19 has been withdrawn and rescheduled for a Public Hearing on July 16, 2013.

7. CONSENT CALENDAR (CC) ITEMS:

There were 3 speakers for Consent items.

- 7.1-CC Subject: Declaration Of A Local Emergency Due To AIDS Epidemic
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health Crisis With Regard To The Human Immunodeficiency Virus ("HIV")/Acquired Immunodeficiency Syndrome ("AIDS") Epidemic
[12-0589](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

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7.2-CC Subject: Medical Cannabis Health Emergency
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A Local
Public Health Emergency With Respect To Safe, Affordable Access To Medical Cannabis In
The City Of Oakland
[12-0590](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks

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7.3-CC Subject: Amending Article 10 Of Oakland Municipal Code-Parking Regulations
From: Oakland Police Department
Recommendation: Adopt An Ordinance Amending Title 10 Of The Oakland Municipal Code
To (1) Supplement And Clarify Terms Affecting Parking In Limited-Time Parking Zones And
(2) Amend The Parking And Meter Holidays To Conform With Currently Observed Holidays
[12-0517](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks

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7.4-CC Subject: Measure M: FY 2013-2014 Tax Adjustment
From: City Administrator's Office
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance
Authorizing A Fiscal Year 2013-2014 Increase To A Special Tax Imposed For Emergency
Medical Services, In Accordance With The Consumer Price Index, And Pursuant To The
Emergency Medical Services Retention Act Of 1997 (Measure M)
[12-0514](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks

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7.5-CC Subject: Measure N: FY 2013-2014 Tax Adjustment
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance
Authorizing A Fiscal Year 2013-14 Increase To A Special Tax Imposed For Paramedic
Emergency Services, In Accordance With The Consumer Price Index, And Pursuant To The
Paramedic Services Act Of 1997 (Measure N)
[12-0516](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
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7.6-CC Subject: Measure Q: FY 2013-2014 Tax Adjustment
From: City Administrator's Office
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance
Authorizing A Fiscal Year 2013-14 Increase To A Special Tax Imposed For Library Services,
In Accordance With The Consumer Price Index, And Pursuant To The Library Services
Retention And Enhancement Act Of 2004 (Measure Q)
[12-0520](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
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7.7-CC Subject: Measure Y: FY 2013-2014 Tax Adjustment
From: City Administrator's Office
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance
Authorizing A Fiscal Year 2013-14 Increase To A Special Tax Imposed For Violence
Prevention And Public Safety Services, In Accordance With The Consumer Price Index, And
Pursuant To The Violence Prevention And Public Safety Act Of 2004 (Measure Y)
[12-0522](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
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7.8-CC Subject: Central Estuary Area Plan
From: Department Of Planning And Building
Recommendation: Adopt An Ordinance, As Recommended By The City Planning
Commission, Amending The Oakland Planning Code To Create The Central Estuary District
Zoning Regulations And Make Conforming Changes To Other Planning Code Sections And
The Oakland Zoning Map
[12-0532](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
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7.9-CC Subject: Amending The Oakland Municipal Code For Debarment Actions
From: Councilmember Desley Brooks
Recommendation: Adopt An Ordinance Amending Oakland's Contractor Debarment
Ordinance Codified At Oakland Municipal Code Chapter 2.12 (Enacted By Ordinance No.
12926 C.M.S.), To, In Addition To The City Administrator, Authorize The City Council: 1)
Consider Information And Evidence Concerning The Existence Of Grounds For Debarment,
And 2) Determine Whether To Proceed With A Debarment Action, And Establishing A
Standard For The Commencement Of Debarment Actions
[12-0444](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
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7.10-CC Subject: Opposing AB 1273: Use Of San Francisco Piers As Arena For Warriors
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution In Opposition To AB 1273 (Ting) Authorizing The
Port Of San Francisco To Approve A Mixed-Use Development On Piers 30-32 That Includes A
Multipurpose Venue For Events And Public Assembly
[12-0571](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
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7.11-CC Subject: Settlement Agreement - Sharon Tatmon
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Sharon Tatmon v. City Of Oakland, et al., Alameda
County Superior Court, Case No. RG11574069, City Attorney's File No. 28284, In The Amount
Of Fifteen Thousand Dollars And No Cents (\$15,000.00) (Public Works Agency - Trip And
Fall)
[12-0598](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
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7.12-CC Subject: East Bay Economic Development Alliance Executive Committee Appointments
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution Appointing Councilmember Lynette Gibson
McElhaney To The Executive Committee Of The East Bay Economic Development Alliance
For A Term Beginning July 1, 2013 And Ending June 30, 2014, And Appointing Council
President Pro Tem Rebecca Kaplan As Alternate Member Of The Executive Committee Of The
East Bay Economic Development Alliance For A Term Beginning July 1, 2013 And Ending
June 30, 2014
[12-0599](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
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7.13-CC Subject: Settlement Agreement - Nellie Jones
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Nellie Jones, Et Al. V. City Of Oakland, Et Al., United
States District Court Case No. C11-03470 YGR, City Attorney's File No. 28275, In The
Amount Of Two Hundred Twenty Five Thousand Dollars And No Cents (\$225,000.00)
(Oakland Police Department - Civil Rights/Wrongful Death)
[12-0605](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
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S-7.14-CC Subject: Measure C - Hotel Tax Independent Auditor's Report
From: Office Of The City Administrator
Recommendation: Receive An Informational Report Presenting The Measure C - Hotel Tax
Independent Auditor's Report And Budgetary Comparison Schedule And Program Status
Report For The Year Ended June 30, 2012
[12-0513](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
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S-7.15-CC Subject: Investment Policy For Fiscal Year 2013-2014
From: Office Of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Adopting The City Of Oakland Investment Policy For Fiscal Year 2013-2014;
And
[12-0574](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
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2) A Resolution Adopting The Oakland Redevelopment Successor Agency's Investment Policy
For Fiscal Year 2013-2014
[12-0574-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
[2013-017 ORSA.pdf](#)

S-7.16-CC Subject: FY 2012-2013 Third Quarter Revenue And Expenditure Report
From: Office Of The City Administrator
Recommendation: Receive the Fiscal Year 2012-2013 Third Quarter Revenue and
Expenditure Report
[12-0559](#)

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

Votes: ORA\Councilmember Abstained: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid and Council President Kernighan
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S-7.17 Subject: Recognizing New General Purpose Fund Revenue
From: Office Of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Amending The City Of Oakland's FY 2011-13 Biennial Budget, Which Was Adopted Pursuant To Resolution No. 83444 C.M.S. On June 30, 2011 And Amended By Resolution 83943 C.M.S. On June 28, 2012, To Recognize New Revenue Based On The FY 2012-13 Third Quarter Revenue And Expenditure Report, Resulting In A General Purpose Fund Revenue Increase From \$409,346,763 To \$431,290,617; And
[12-0583](#)

[View Report.pdf](#)

2) A Resolution Authorizing The City Administrator Or Her Designee To Appropriate Four Million Four Hundred Thousand Dollars (\$4,400,000) For The Overtime The Oakland Police Department Is Projected To Spend Over The FY 2012-13 Police Department General Purpose Fund Budget, From Undesignated General Purpose Fund Balance; And
[12-0583-1](#)

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3) A Resolution Authorizing The City Administrator Or Her Designee To Appropriate Seven Million Dollars To A Reserve For Pending Litigation And Settlements From Undesignated General Purpose Fund Balance; And
[12-0583-2](#)

4) A Resolution Authorizing The City Administrator Or Her Designee To Appropriate Four Million Eight Hundred Fourteen Thousand Six Hundred Ten Dollars (\$4,814,610) From Undesignated General Purpose Fund Balance To Compliance Director Compensation And Staff Costs, Remedial Action Plan Costs, And Strategic Policy Partners Recommendation Costs; And [12-0583-3](#)

**Withdrawn and Rescheduled to Meeting of the Oakland City Council on
7/2/2013**

As A Non-Consent Item

S-7.18-CC Subject: Infrastructure Report: Sidewalks
From: Public Works Agency
Recommendation: Receive An Informational Report On The State Of The City's Sidewalk Repair Program As A Follow-Up To The April 23, 2013, "2012 Infrastructure Report Card" [12-0576](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
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S-7.19 Subject: Partial Abandonment And Renaming Of Apgar Street
From: Department Of Planning And Building
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Of Findings Supporting The Vacation Without Cost To The Abutting Property Owner Horizon Services Of A Portion Of The Public Right-Of-Way Of Apgar Street From Its Intersection At Telegraph Avenue To Its Termination At The MacArthur Transit Village Project Boundary; And [12-0578](#)

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2) An Ordinance Vacating Without Cost To The Abutting Property Owner Horizon Services A Portion Of The Public Right-Of-Way Of Apgar Street From Its Intersection At Telegraph Avenue To Its Termination At The Macarthur Transit Village Project Boundary; And [12-0578-1](#)

3) A Resolution Renaming Apgar Street As Apgar Lane Between Telegraph Avenue And The Boundary Of The MacArthur Transit Village Project; And [12-0578-2](#)

4) A Resolution Prohibiting Vehicle Parking And Standing At All Times And Approving Removal By Towing In Apgar Lane (Formerly Apgar Street) Between Its Intersection At Telegraph Avenue And Its Termination At The MacArthur Transit Village Project Boundary; And
[12-0578-3](#)

5) A Resolution Approving The Installation Of Official Traffic Control Stop Signs For Apgar Lane At Its Intersection At Telegraph Avenue For The MacArthur Transit Village Project
[12-0578-4](#)

**Withdrawn and Rescheduled to Meeting of the Oakland City Council on
7/16/2013**
As A Public Hearing

S-7.20-CC Subject: MOU With East Bay Sanitary Sewer Collection Agencies
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Enter Into A Memorandum Of Understanding With East Bay Sanitary Sewer Collection Agencies For Cost Sharing Of Regional Consultant Services In An Annual Amount Not To Exceed Fifty Thousand Dollars (\$50,000.00)
[12-0579](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
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S-7.21-CC Subject: Raiders Ticket Surcharged Budget Changes And Transfer
From: Office Of Parks And Recreation
Recommendation: Adopt A Resolution Increasing Estimated Revenue And Offsetting
Expenditures From The 2012 Raiders Ticket Surcharge To Reflect Actual Revenues Collected
And Authorizing A Transfer Of \$160,678.65 Which Is The Actual Revenue Collect From The
Non-Departmental Citywide Activities Budget To The Office Of Parks And Recreation Budget
To Benefit Citywide Youth Activities
[12-0534](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
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S-7.22-CC Subject: CSEC Awareness And Prevention (Commercial Sexual Exploitation Of Children)
From: Councilmember Lynnette Gibson McElhaney
Recommendation: Adopt A Resolution Urging The City Council And Mayor In Partnership
With Oakland Unified School District, Local Law Enforcement, The Department Of Human
Services, And Community-Based Organizations That Work With Children, Youth And
Families To Prioritize The Development And Institutionalization Of A Comprehensive
Prevention Model To Eliminate The Commercial Sexual Exploitation Of Children In Oakland
[12-0586](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson
McElhaney, Councilmember Kalb, President Pro Tempore Kaplan,
Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and
Councilmember Brooks
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S-7.23-CC Subject: Contract For Body Armor Vests
From: Office of The City Administrator
Recommendation: A Resolution Awarding A Contract To Bricker-Mincolla Uniform Company, A Small Local Business, In An Amount Not To Exceed Three Hundred Four Thousand, Seven Hundred Sixty-Four Dollars (\$304,764.00) Per Year For An Aggregated Amount Not To Exceed \$609,528.00 For The Contract Period Of July 1, 2013 To June 30, 2015, To Provide Soft Body Armor Vests, To The City Of Oakland In Accordance With Specification No. 13-680-08/Request For Quote (RFQ) No. 4444 And The General Conditions Therefore On File In Purchasing According To Its Bid Filed With The City On February 25, 2013
[12-0555](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
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S-7.24-CC Subject: 2012 Report On Recovered And Traced Guns In Oakland
From: Councilmember Libby Schaaf
Recommendation: Receive An Information Report On Guns Recovered And Traced Within The City Of Oakland During 2012
[12-0437](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
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Passed The Consent Agenda

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

- 8 Oral Report Of Final Decisions Made During Closed Session & Disclosure Of
Non-Confidential Closed Session Discussions
No final decisions were made in Closed Session.

**COMMENCING AT 6:30 P.M., OR AS SOON AS REASONABLY PRACTICABLE
THEREAFTER, THE NON - CONSENT CALENDAR PORTION OF THE AGENDA:**

9. CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING

REQUIREMENTS:

- 9.1 ~~-Subject: Army Base Rezoning And Development Agreement
From: Department Of Planning And Building
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following
Pieces Of Legislation:~~
- ~~1) An Ordinance, As Recommended By The City Planning Commission, Amending The
Oakland Planning Code To Create The Gateway Industrial District (D-GI) Zone, And Make
Conforming Changes To Other Planning Code Sections And The Oakland Zoning Map To
Apply The D-GI Zone To Approximately 160 Acres In The Gateway Development Area Of
The Former Oakland Army Base; And
[12-0533](#)
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- ~~-2) An Ordinance, As Recommended By The City Planning Commission, Authorizing The City
Administrator To Execute A Development Agreement Between The City Of Oakland And
Prologis CCIG Oakland Global, LLC, A Delaware Limited Liability Company, For The
Development On Approximately 160 Acres In The Gateway Development Area Of The Former
Oakland Army Base To Be In A Form And Content Substantially In Conformance With The
Attached Documents
[12-0533-1](#)~~
- ~~-3) A Resolution, As Recommended By The City Planning Commission, Adopting Design
Standards For The Gateway Industrial District (D-GI) Zone Located On Approximately 160
Acres In The Gateway Development Area Of The Former Oakland Army Base And
Authorizing Staff To Make Minor Ongoing Revisions To The Adopted Design Standards
Consistent With The D-GI Zone And Oakland Planning Code, But Major Revisions To Be
Made By The City Planning Commission, Without Returning To The City Council
[12-0533-2](#)~~

No action taken.

Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at 7:20 p.m.

No individuals spoke on this item.

Vice Mayor Reid made a motion, seconded by President Pro Tempore Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Councilmembers Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and President Kernighan

9.2 Subject: Oak Knoll and Central City East Five Year Implementation Plan
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) An Oakland Redevelopment Successor Agency Resolution Adopting The Five Year Implementation Plan, 2011-2016, For The Oak Knoll Redevelopment Project; And [12-0552](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
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[2013-018 ORSA.pdf](#)

2) An Oakland Redevelopment Successor Agency Resolution Adopting The Five Year Implementation Plan, 2013-2018, For The Central City East Redevelopment Project [12-0552-1](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
[2013-019 ORSA.pdf](#)

Upon the reading of Item 9.3 by the City Clerk, the Public Hearing was opened at 7:30 p.m.

No individuals spoke on this item.

President Pro Tempore Kaplan made a motion, seconded by Vice Mayor Reid, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Councilmembers Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and President Kernighan

- 9.3 Subject: Citywide Zoning Text Amendments
From: Department Of Planning And Building
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance, Recommended By The Planning Commission, To Amend The Oakland Planning Code To: 1) Update References, Reduce Redundancy, And Clarify Language In Various Chapters Of The Planning Code; 2) Modify Truck Weight Classifications Language To Conform With Industry Standards; 3) Modify The Setback Requirement For The Portion Of Buildings Above 55 Feet In Height In The CBD-R Zone; 4) Add Design Review Requirement For Residential Facilities And Historic Properties In The CIX, IG, And IO Zones; 5) Eliminate The Increased Parking Requirement For Expansions Of Activities Across Zone Boundaries; And 6) Add Sidewalk Cafes As A Permitted Facility In The M- Industrial Zones
[12-0553](#)

A motion was made by President Pro Tempore Kaplan, seconded by Vice Mayor Reid, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the July 2, 2013 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

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Upon the reading of Item 9.4 by the City Clerk, the Public Hearing was opened at 7:34 p.m.

Three individuals spoke on this item.

Councilmember Brooks made a motion, seconded by President Pro Tempore Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by 7 Ayes: Councilmembers Brooks, Gallo, Kalb, Kaplan, Reid, Schaaf, and President Kernighan; 1 Absent - Gibson McElhaney

9.4 Subject: Amendment To The Fiscal Year 2012-13 Master Fee Schedule
From: Office Of The City Administrator
Recommendation: Conduct a Public Hearing And Upon Conclusion Adopt An Ordinance Amending Ordinance Number 13133 C.M.S. (The Fiscal Year 2012-2013 Master Fee Schedule, Or "MFS"), To Establish, Modify And Delete Fees And Penalties Assessed By The Office Of The City Administrator, The City Attorney's Office, The Finance And Management Agency, The Oakland Police Department, The Oakland Fire Department, The Oakland Public Library, The Office Of Parks And Recreation, The Department Of Human Services, The Public Works Agency, The Department Of Housing & Community Development And The Department Of Planning & Building
[12-0560](#)

A motion was made by Councilmember Brooks, seconded by President Pro Tempore Kaplan, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the June 27, 2013 meeting excluding all changes to park use fees, 30 swim pass, and stolen vehicle recovery fees. The motion carried by the following vote:

Votes: ORA\Councilmember Absent: 1 - Councilmember Gibson McElhaney
ORA\Councilmember Ayes: 7 - Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
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Upon the reading of Item 9.5 by the City Clerk, the Public Hearing was opened at 8:22 p.m.

2 individuals spoke on this item.

President Pro Tempore Kaplan made a motion, seconded by Councilmember Schaaf, to close the Public Hearing, and hearing no objections, the motion passed by 7 Ayes: Councilmembers Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and President Kernighan; 1 Abstain: Councilmember Gibson McElhaney

9.5 Subject: Delinquent Business Taxes
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent
Business Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs
Incurred By The City Of Oakland For Delinquent Business Taxes And Confirming The
Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary -
Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice
Of Lien And Assessment Charges To Be Turned Over To The County Tax Collector For
Collection; Or
[12-0562](#)

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

Votes: ORA\Councilmember Abstained: 1 - Councilmember Gibson McElhaney
ORA\Councilmember Ayes: 7 - Councilmember Gallo, Councilmember Kalb,
President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid,
Council President Kernighan and Councilmember Brooks
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2) A Resolution Continuing Hearing On Reports Of The City Administrator On The Delinquent
Business Taxes And The Confirming Of The Recordation Of Liens, Administrative Charges
And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland
Municipal Code; Or
[12-0562-1](#)

Not Adopted

3) A Resolution Overruling Protests And Accepting And Confirming Reports Of The City
Administrator On The Delinquent Business Taxes And Confirming The Recordation Of Liens,
Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter
5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment
Charges To Be Turned Over To The County Tax Collector For Collection
[12-0562-2](#)

Not Adopted

Upon the reading of Item 9.6 by the City Clerk, the Public Hearing was opened at 8:25 p.m.

No individuals spoke on this item.

Councilmember Brooks made a motion, seconded by President Pro Tempore Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Councilmembers Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and President Kernighan

9.6 Subject: Delinquent Mandatory Garbage Fees Monthly And Quarterly Accounts
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing On Delinquent Mandatory Garbage Fees For October/November/December 2012, Monthly Accounts And January/February/March 2013, Quarterly Accounts And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or [12-0563](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

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2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Garbage Service Fees And The Recordation Of Liens With Administrative And Assessment Charges As Necessary-Pursuant To Chapter 8.28 Of The Oakland Municipal Code; Or [12-0563-1](#)

Not Adopted

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection

[12-0563-2](#)

Not Adopted

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Upon the reading of Item 9.7 by the City Clerk, the Public Hearing was opened at 8:26 p.m.

No individuals spoke on this item.

Councilmember Brooks made a motion, seconded by President Pro Tempore Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Councilmembers Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and President Kernighan

9.7 Subject: Assessment Of Liens For Delinquent Real Property Transfer Taxes
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Confirming The Recordation Of Liens With ' Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

[12-0564](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

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2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Real Property Transfer Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary-Pursuant To Chapter 4.20 Of The Oakland Municipal Code;
Or
[12-0564-1](#)

Not Adopted

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection
[12-0564-2](#)

Not Adopted

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

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

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

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

No action taken.

12 Subject: Modification of the Taxi Vehicle Permit (Medallion) Fee
From: Vice Mayor Reid and Councilmember De La Fuente
Recommendation: Adopt An Ordinance Amending Ordinance No. 13078 C.M.S., The Master
Fee Schedule, As Amended, To Modify The Annual Fee Of The Taxi Vehicle Permit
(Medallion) Assessed By The Office Of The City Administrator
[12-0216](#)

A motion was made by Vice Mayor Reid, seconded by President Pro Tempore Kaplan, to Approved As Amended On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the July 2, 2013 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Abstained: 1 - Councilmember Kalb
ORA\Councilmember Noes: 2 - Councilmember Schaaf and Council President Kernighan
ORA\Councilmember Ayes: 5 - Councilmember Gallo, Councilmember Gibson McElhaney, President Pro Tempore Kaplan, Vice Mayor Reid and Councilmember Brooks
A fee of \$719.00 was adopted.

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13 Subject: Zero Waste Franchise Negotiations
 From: Public Works Agency
 Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into
 Negotiations With The Top-Ranked Proposers For The Zero Waste Services Request For
 Proposals
 [12-0525](#)

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

Votes: ORA\Councilmember Abstained: 3 - Councilmember Gibson McElhaney, Councilmember Schaaf and Council President Kernighan
ORA\Councilmember Ayes: 5 - Councilmember Gallo, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid and Councilmember Brooks
The City Council also directed staff to return at a future date with the following information:

1. *Costing for 10 and 20 year options for all three segments;*
2. *Organics to go to EBMUD digesters;*
3. *Tenant access to bulk pickup;*
4. *Mattress diversion;*
5. *Third bin for organics to be default at multi-family housing*
6. *Enforcement of franchise; and*
7. *Strategy for illegal dumping including Sunday pickup for commercial customers.*

There were 19 speakers on this item.

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- 14 Subject: Eliminate Requirement of Council Approval for Creation of Standing Committees
From: Oakland Public Library
Recommendation: Adopt An Ordinance Amending City Of Oakland Ordinance No. 11730 C.M.S. To Either 1) Eliminate The Requirement Of City Council Prior Approval For Create Of Standing Committees Of The Library Advisory Commission; Or 2) Alter The Requirement Of City Council Prior Approval For Creation Of More Than Two Standing Committees Of The Library Advisory Commission
[12-0558](#)

A motion was made by Councilmember Brooks, seconded by Councilmember Schaaf, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the July 2, 2013 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
Option 2 of the Resolution was adopted.

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- 15 Subject: Contract Award To Thomas Frazier, Compliance Director
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To Thomas Frazier, The Compliance Director Appointed By The United States Federal District Court In Delphine Allen, Et Al. V. City Of Oakland, For The Period Of March 11, 2013 To March 10, 2014 In The Amount Of \$722,600.00 (Seven Hundred Twenty-Two Thousand Six Hundred Dollars) To Assist The City In Achieving Full Compliance With The Negotiated Settlement Agreement In The Case Of Delphine Allen, Et Al. V. City Of Oakland, Et Al., United States District Court Case No. C00-4599 TEH
[12-0597](#)

A motion was made by Councilmember Brooks, seconded by Vice Mayor Reid, that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

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A motion was made, seconded and carried to extend the meeting past 12:00 a.m.

16 Subject: On-Call Architectural Services Agreements
From: Public Works Agency
Recommendation: Adopt The following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, Or Her Designee, To Enter Into A Series Of Professional Services Agreements In An Amount Not-To-Exceed One Hundred Fifty Thousand Dollars (\$150,000.00) Each With 1) Anne Phillips Architecture, 2) Architecture Dimensions, 3) Arcsine Architecture, 4) Devi Dutta Architecture, 5) Gyroscope, Inc. 6) Hibser Yamauchi Architects, Inc., 7) Oakley And Oakley, 8) Studio Perez, And 9) Vargas Greenan Architecture For Tier 1 On-Call Architectural Services For A Period Of Three Years; And [12-0556](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

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2) A Resolution Authorizing The City Administrator, Or Her Designee, To Enter Into A Series Of Professional Services Agreements In An Amount Not-To-Exceed Seven Hundred Fifty Thousand Dollars (\$750,000.00) Each With 1) Byrens Kim Design Works, 2) Dougherty & Dougherty Architects, 3) Group 4 Architects, Research And Planning, Inc., 4) MVE Institutional, Inc., 5) Muller Caulfield Architects, 6) Murakami/Nelson Architectural Corporation, 7) Noll & Tam Architects, 8) RPR Architects, 9) Shah Kawasaki Architects For Tier II On-Call Architectural Services Over A Period Of Three Years
[12-0556-1](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

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S-17 Subject: Semi-Annual Vacancy Report
 From: Department Of Human Resources Management
 Recommendation: Receive An Informational Report On Budgeted Vacant Positions And
 Hiring For The Period September 6, 2012 Through April 8, 2013
 [12-0573](#)

A motion was made by President Pro Tempore Kaplan, seconded by Councilmember Schaaf, that this matter be Continued to the Meeting of the Oakland City Council, due back on June 27, 2013. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
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S-18 Subject: Army Base Long-Range Property Management Plan
 From: Office Of Neighborhood Investment
 Recommendation: Adopt An Oakland Redevelopment Successor Agency (ORSA) Resolution Approving The Long-Range Property Management Plan For The Oakland Army Base, And Authorizing The Transfer Of Army Base Parcel E And The Quitclaim Of Any Other ORSA Interest In The Army Base To The City Of Oakland Pursuant To The Plan
 [12-0577](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
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S-19 Subject: Oakland Army Base Real Estate Actions
 From: Office Of Neighborhood Investment
 Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Authorizing The City Administrator To Negotiate And Execute A Sixty-Six (66) Year Lease Or Easement With The Port Of Oakland For Rail Uses And Service On Approximately 8 Acres Of Port Land Adjacent To City-Owned Land On The Former Oakland Army Base; And
[12-0581](#)

A motion was made by Councilmember Kalb, seconded by Councilmember Gibson McElhaney, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the July 2, 2013 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks
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2) An Ordinance Authorizing The City Administrator To Negotiate And Execute An Up To Sixty-Six (66) Year Sublease Or Easement With Prologis CCIG Oakland Global, LLC, Or Related Entities For Rail Uses And Service On Approximately 8 Acres Of Land Adjacent To City-Owned Land On The Former Oakland Army Base; And
[12-0581-1](#)

A motion was made by Councilmember Kalb, seconded by Councilmember Gibson McElhaney, to Approved As Amended On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the July 2, 2013 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

3) An Ordinance Authorizing The City Administrator To Negotiate And Execute An Up To Thirty (30) Month Lease With The Port Of Oakland For Truck Parking And Truck Services On Up To 11.7 Acres Of Land On The Port-Owned Portion Of The Former Oakland Army Base; And

[12-0581-2](#)

A motion was made by President Pro Tempore Kaplan, seconded by Councilmember Gibson McElhaney, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the July 2, 2013 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

4) An Ordinance Authorizing The City Administrator To Negotiate And Execute An Up To Thirty (30) Month Sublease With Oakland Maritime Support Services (Or A Related Entity) For Truck Parking And Truck Services On Up To 11.7 Acres Of Land On The Port-Owned Portion Of The Former Oakland Army Base; And

[12-0581-3](#)

A motion was made by President Pro Tempore Kaplan, seconded by Councilmember Gibson McElhaney, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the July 2, 2013 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Abstained: 1 - Councilmember Kalb
ORA\Councilmember Ayes: 7 - Councilmember Gallo, Councilmember Gibson McElhaney, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

5) An Ordinance Authorizing The City Administrator To Negotiate And Enter Into A Lease Or License Agreement With California Capital & Investment Group, Inc., For Installation Of Air Quality Monitoring Facilities, Equipment And Utilities At Raimondi Park In West Oakland; And

[12-0581-4](#)

A motion was made by President Pro Tempore Kaplan, seconded by Vice Mayor Reid, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the July 2, 2013 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Abstained: 1 - Councilmember Kalb
ORA\Councilmember Ayes: 7 - Councilmember Gallo, Councilmember Gibson McElhaney, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

6) An Ordinance Authorizing The City Administrator To Negotiate And Execute An Amendment To The 2005 Purchase And Sale Agreement Between The Oakland Base Reuse Authority And The California Department Of Transportation For Approximately 6.5 Acres Of Property Adjacent To The Former Oakland Army Base; And

[12-0581-5](#)

A motion was made by President Pro Tempore Kaplan, seconded by Vice Mayor Reid, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the July 2, 2013 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Abstained: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid and Council President Kernighan

7) An Ordinance Authorizing The City Administrator To Negotiate And Enter Into A Real Property Agreement With BNSF Railway Company To Relocate An Existing Rail Line Easement Near Engineers Road To Facilitate The Development Of The Former Oakland Army Base

[12-0581-6](#)

A motion was made by Councilmember Kalb, seconded by Councilmember Gibson McElhaney, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the July 2, 2013 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and Councilmember Brooks

S-20

Subject: Oakland Fund For Children And Youth Grant Awards 2013-2014

From: Office Of The City Administrator

Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute Grant Agreements Between The City Of Oakland And Various Non-Profit And Public Agencies To Provide Direct Services For Children And Youth For A Total Amount Not To Exceed \$10,762,224 For Fiscal Year 2013-2014 Renewable For Two One-Year Periods With Council Approval

[12-0554](#)

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

Votes: ORA\Councilmember Noes: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Councilmember Schaaf, Vice Mayor Reid and Council President Kernighan

Council also sent back the identified \$1.36 million dollars from FY 2010-2012 and FY 2013-2015 to the POC to address the identified funding and service gaps for LGBTQ youth, as well as providing funding for LGBTQ specific safe spaces, and to bring back these funding recommendations to the Council as soon as possible.

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Continuation Of Open Forum

ADJOURNMENT OF COUNCIL SESSION

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

There being no further business, and upon the motion duly made, the Council adjourned the meeting in memory of Clare Cangiolosi and Professor Arnold Schwartz at 1:22 a.m.

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

City Clerk and Clerk of the Council