



# 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 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, September 20, 2011**

**5:30 PM**

**Oakland City Hall, 3rd Floor**

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1 Pledge of Allegiance

*The Concurrent Meeting of the Oakland Redevelopment Agency and City Council was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 5:52 p.m.*

2 Roll Call / ORA & Council

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

ORA\Councilmember Present: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

3 Open Forum / Citizens Comments

(Time Available: 15 minutes)

*There were 14 speakers during Open Forum.*

4 ACTIONS ON SPECIAL ORDERS OF THE DAY

(Ceremonial Presentations, Reports/Presentations from the Mayor, Council Acknowledgements/Announcements):

*Agency/Councilmember Nadel took a point of personal privilege and requested that the meeting be adjourned in memory of Alexander Smith*

*Agency/Councilmember Schaaf took a point of personal privilege and requested that the meeting be adjourned in memory of Harold Lawrence. Councilmember Schaaf was joined by Vice Mayor Brooks, Councilmember Nadel, and Council President Reid*

*Agency/Councilmember Council President Reid took a point of personal privilege and requested that the meeting be adjourned in memory of Elinor Mondale and Kyra Kennedy.*

- 4.1 Subject: Honoring Oakland Technical High School Baseball Team  
From: Councilmember Jane Brunner  
Recommendation: Adopt A Resolution Honoring The Oakland Technical High School Varsity Baseball Team For Winning The Transbay Series Against The Top San Francisco High School Boy Varsity Baseball Team For 2 Consecutive Years (2010 And 2011)  
[10-0845](#)

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

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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- 4.2 Subject: Women's Suffrage 100 Year Anniversary  
From: Councilmember Jane Brunner  
Recommendation: Adopt A Resolution Recognizing October 10, 2011 As The 100th Anniversary Of Women's Suffrage In California  
[10-0846](#)

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

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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- 4.3 Subject: Commending Ray Oducayen For 36 Years Of Service  
From: Councilmember Nancy Nadel  
Recommendation: Adopt A Resolution Commending Ray A. Oducayen For Thirty Six Years Of Outstanding And Distinguished Service To The City Of Oakland  
[10-0849](#)

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

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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- 4.4 Subject: Commending John Hill For 24 Years Of Service  
From: Councilmember Nancy Nadel  
Recommendation: Adopt A Resolution Commending John Hill For Twenty Four Years Of  
Outstanding And Distinguished Service To The City Of Oakland  
[10-0850](#)

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

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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- 4.5 Subject: Commending Kevin McTighe For 24 Years Of Service  
From: Councilmember Nancy Nadel  
Recommendation: Adopt A Resolution Commending Kevin McTighe For Twenty Four Years  
Of Outstanding And Distinguished Service To The City Of Oakland  
[10-0851](#)

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

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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- 5 APPROVAL OF THE DRAFT MINUTES FROM THE REGULAR AND SPECIAL  
CONCURRENT MEETINGS OF July 19, July 26, and August 25, 2011.

**A motion was made by Councilmember Nadel, seconded by Councilmember Kaplan, to \*Approve as Submitted. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

- 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)  
*At the request of Councilmember Nadel with a 2nd by Vice Mayor Brooks to  
pull and reschedule item 7.10, the appointments to the Board of Port  
Commissioners, to the October 4th City Council agenda as a Non-Consent item.*

**7. CONSENT CALENDAR (CC) ITEMS:**

- 7.1-CC Subject: Medical Cannabis Health Emergency  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A Local  
Public Health Emergency With Respect To Safe, Affordable Access To Medical Cannabis In  
The City Of Oakland  
[11-0014](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember  
Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the  
Council Reid  
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- 7.2-CC Subject: Declaration Of A Local Emergency Due To AIDS Epidemic  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's  
Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health Crisis  
With Regard To The AIDS Epidemic  
[11-0013](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember  
Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the  
Council Reid  
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7.3-CC Subject: Housing Authority Appointment - Montgomery  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Barbara  
Millican Montgomery To The Oakland Housing Authority Board  
[11-0006](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember  
Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the  
Council Reid  
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7.4-CC Subject: CPRB Appointment - Sung  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Virginia K.  
Sung To The Citizen's Police Review Board  
[11-0007](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember  
Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the  
Council Reid  
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7.5-CC Subject: Housing, Residential Rent And Relocation Board Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Linda  
Lonay, Ramona C. Chang And Jessica Warner To The Housing, Residential Rent And  
Relocation Board  
[11-0008](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember  
Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the  
Council Reid  
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7.6-CC      Subject:      Youth Advisory Board Appointments  
From:          Office Of The Mayor  
Recommendation: Adopt A Resolution Appointing Charlesella Adams, Afolarin Adeleke, Alexandria Amamgbo, Eva Cole, Michelle Conway, Eric Gant, Jowanna George, Sabah Harris, Paul Michael Irvin, Olivia Lucas, Anthony Mcmath, Bahar Ostedan, Kamari Quinones, Manuel Diego Rivera, Amina Scott, Seydina Seck, Bryce Showes, Adrienne Siebert, Lilly Tahmasebi, Steven Wesley And Chelsea Worth As Members Of The Oakland Youth Advisory Commission  
[11-0009](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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7.7-CC      Subject:      Budget Advisory Committee Appointment - Thomas  
From:          Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Mary K. Thomas To The Budget Advisory Committee  
[11-0021](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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7.8-CC      Subject:      MCPD Appointments  
From:          Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Amy Burns And Lorraine Rosenblatt, And The Re-Appointment Of Margarita Diaz To The Commission On Persons With Disabilities (MCPD)  
[11-0022](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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7.9-CC Subject: VPPSOC Appointment - Sturdivant  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Appointing Brandon Sturdivant Sr. As A Member Of  
The Violence Prevention And Public Safety Oversight Committee  
[11-0020](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember  
Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the  
Council Reid  
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7.10 Subject: Port Commission Appointments - Uno And Imani  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Victor Uno  
And Jakada Imani To The Board Of Port Commissioners  
[11-0019](#)

**Withdrawn and Rescheduled to Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council on 10/4/2011**  
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7.11-CC Subject: Landmarks Preservation Board Appointment - Goins  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of John Goins  
III As Member Of The Landmarks Preservation Advisory Board  
[11-0010](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De  
La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember  
Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the  
Council Reid  
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7.12-CC Subject: Settlement Agreement - O'Guinn  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Brian O'Guinn V. City Of Oakland, Alameda County Superior Court Case No. Rg09486355, City Attorney's File No. 27262, In The Amount Of Twelve Thousand Five Hundred Dollars (\$12,500.00). (PWA)  
[11-0023](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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7.13-CC Subject: Settlement Agreement - Wong  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of I-Kuan Wong, In The Amount Of \$6,222.00, As A Result Of Bodily Injury And Property Damage Sustained In An Automobile Collision With A City Vehicle On September 24, 2009 (Oakland Police Department)  
[11-0024](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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7.14-CC Subject: Settlement Agreement - Polikoff  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Richard Polikoff, In The Amount Of Eight Thousand Ninety Eight And 00/100 Dollars (\$8,098.00), As A Result Of Bodily Injury Sustained In An Auto Accident On 07/19/2010 (Public Works)  
[11-0025](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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7.15-CC Subject: Travel Authorization - San Francisco, CA  
From: Vice Mayor Desley Brooks  
Recommendation: Adopt A Resolution Authorizing Vice Mayor Desley Brooks To Attend The League Of California Cities Annual Conference And Expo In San Francisco, California From September 21-23, 2011  
[11-0012](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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7.16-CC Subject: Travel Authorization - New Orleans, LA  
From: Vice Mayor Desley Brooks  
Recommendation: Adopt A Resolution Authorizing Vice Mayor Desley Brooks To Travel To New Orleans, Louisiana, To Attend The National League Of Cities 2011 Fall Policy Forum From September 8-10, 2011  
[11-0011](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.17-CC Subject: Broadway Intelligent Transportation Systems Contract Award  
From: Public Works Agency  
Recommendation: Adopt A Resolution: 1) Rejecting The One Bid Submitted On The 2011 Notice Inviting Bids For The Broadway Signal Interconnect And Integration With Transportation Management Center (City Project Nos. C270210, C313910, C316110); 2) Waiving Further Advertising And Bidding; And ) Authorizing The City Administrator, Or Her Designee, To Negotiate And Purchase The Necessary Construction Services And Material In Accordance With The Plans And Specifications For The Project On The Open Market In An Amount Not To Exceed Eight Hundred Thousand Dollars (\$800,000.00) From Republic Intelligent Transportation Services, Inc. [TITLE CHANGE]  
[10-0832](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.18-CC Subject: Rehabilitation Of Sanitary Sewers - Contract Award  
From: Public Works Agency  
Recommendation: Adopt A Resolution Awarding A Construction Contract To Mosto Construction, The Lowest Responsive And Responsible Bidder, For The Rehabilitation Of Sanitary Sewers In The Easement Behind 99th Avenue And Stearns Avenue, Easement Behind 2525 Cherokee Avenue And By 9530 Lawlor Street (Project No. C329121), In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of One Hundred Sixty-Four Thousand One Hundred Eleven Dollars (\$164,111.00)  
[10-0833](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.19-CC Subject: Sanitary Sewers Rehabilitation - Contract Award  
From: Public Works Agency  
Recommendation: Adopt A Resolution Awarding A Construction Contract To Mosto Construction, The Lowest Responsive And Responsible Bidder, For The Rehabilitation Of Sanitary Sewers In The Easement By Lincoln Avenue And By Melvin Road (Project No. C329122) In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of One Hundred Seventy- Seven Thousand Four Hundred Forty-Nine Dollars (\$177,449.00)  
[10-0838](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.20-CC Subject: Cash Management Report  
From: Finance And Management Agency  
Recommendation: Receive The Cash Management Report For The Quarter Ended June 30, 2011  
[11-0001](#)

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

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.21-CC Subject: Montclair And Chabot Golf Courses  
From: President Pro Tempore De La Fuente  
Recommendation: Discussion And Action On A Report On The Options And Feasibility Of  
Selling The Montclair And Chabot Golf Courses  
[10-0556](#)

**This Matter was Approved on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.22-CC Subject: Distribution Acceptance And Appropriation  
From: Oakland Public Library  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate A Distribution From The Virginia A. Baldwin Trust To The Oakland Public Library In The Amount Of \$75,000  
[10-0817](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.23-CC Subject: Annual Software Maintenance Agreement - Innovative Interfaces  
From: Oakland Public Library  
Recommendation: Adopt A Resolution Waiving Advertising, Bidding And Request For Proposals, And Authorizing The City Administrator, Or Her Designee, To Execute An Annual Agreement With Innovative Interfaces, Inc. Including All Necessary Computer Hardware, Software And Telecommunication Equipment For A Total Maintenance Contract Amount Not To Exceed Four Hundred Thousand Dollars (\$400,000) And Upgrades Not To Exceed Three Hundred Fifty Thousand Dollars (\$350,000) For A Five Year Period  
[10-0818](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.24-CC Subject: Rehabilitation Of The City's Transitional Housing Facility  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Funding In The Amount Of \$250,000 From The State Of California Emergency Housing And Assistance Program Capital Development (EHAPCD) For The Rehabilitation Of The City's Transitional Housing Facility At 3824 West Street For Fiscal Year 2011/2012, And Execute Contracts With Appropriate Contractors Without Returning To Council  
[10-0819](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.25-CC Subject: USDA Cost Reimbursements  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Project Funds In An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000) Associated With The Ratification Of One Or More Cost Reimbursement Agreements With The U.S. Department Of Agriculture (USDA), Office Of The Inspector General (OIG), For The Period Of October 1, 2011 Through September 30, 2014, For Enactment Of Fraud Investigative And Abatement Programs In The Police Department  
[10-0842](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.26-CC Subject: Animal Services Division - Contract Extension  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland To 1) Increase The Current Service Agreement With Butler Animal Health Holding Company LLC, Now DBA Butler Schein Animal Health LLC, From Forty-Eight Thousand Dollars (\$48,000) To Seventy Thousand Dollars (\$70,000) For The Period December 1, 2010 Through November 30, 2011, For Veterinary Medications And Lab Equipment, And 2) Amend The Current Agreement To Include Lab And Surgical Supplies And Vaccines, 3) Waive The Local And Small Local Business Enterprise Program Provisions (L/SLBE) And Conduct A Request For Proposals/Qualifications (RFP) Process To Enter Into A Two-Year Service Agreement With The Selected Vendor For The Period December 1, 2011 Through November 30, 2013, In An Amount Not To Exceed One Hundred And Fifty Thousand (\$150,000) To Provide Lab And Surgical Supplies, Vaccines, And Veterinary Medications And Lab Equipment For The Oakland Police Department Animal Services Division  
[10-0840](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.27-CC Subject: Selective Traffic Enforcement Program - Grant Award  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In The Amount Of Two Hundred Thousand Dollars (\$200,000) From The State Of California, Office Of Traffic Safety, For The 2011-2012 Selective Traffic Enforcement Program (STEP) To Be Conducted By The Police Department For The Project Term Of October 1, 2011 Through September 30, 2012  
[10-0841](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.28-CC Subject: OFD FEMA Grant Award - Urban Search And Rescue  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Apply For, Accept And Appropriate Federal Emergency Management Agency (FEMA) Funds For The Period August 1, 2011 To January 31, 2013 In The Amount Of One Million One Hundred Sixty Seven Thousand Seventy-Eight Dollars (\$1,167,078) To Meet Continuing Management, Training And Equipment Needs Of The Fire Department's Urban Search And Rescue (USAR) Team; 2) Enter Into A Cooperative Agreement With The Federal Emergency Management Agency (FEMA) For The Period August 1, 2011 To January 31, 2013 To Provide Training To The Task Force, Respond As Requested To Local, State And National Incidents, And To Purchase Equipment To Support Our Response Capability As Directed By FEMA; 3) Waive The City's Advertising And Competitive Bidding Requirements And Authorize Procurement Of Equipment From The General Services Administration And/Or Other Government Pricing Schedules To Be Paid From The FEMA Grant; 4) Award Said Equipment Contracts, Regardless Of Price, Without Return To Council; 5) Approve Travel For City Personnel Participating In The FEMA Cooperative Agreement Program On Short Notice  
[11-0005](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.29-CC Subject: Professional Services Agreement - Protocol Support LLC  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee: 1) To Waive The Competitive Request For Proposals (RFP) Process, And 2) To Enter Into A Professional Services Agreement With Protocol Support LLC To Provide External Auditing Of The City Of Oakland's 911 Medical Dispatching Services In An Amount Not To Exceed Thirty-Six Thousand Dollars (\$36,000) For The Period October 1, 2011 Through September 30, 2012 With Two One-Year Options To Extend  
[11-0004](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.30-CC Subject: First Responder Advanced Life Support (FRALS) Services  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A First Responder Advanced Life Support (FRALS) Services Agreement With Alameda County Emergency Medical Services District (County) For The Term November 1, 2011 To October 31, 2016 And To Appropriate Payment From The County Anticipated To Be \$1,115,222 For The First Year (Based On \$42,893 Per Each Of 26 First Responder Paramedic Units), With A Two Percent (2%) Increase Per Year For The Term Of The Agreement  
[10-0616](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.31-CC Subject: Professional Services Agreement - Emergentt Consulting  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With H. Gene Hern DBA Emergentt Consulting To Provide Emergency Medical Services For The Fire Department Emergency Medical Services (EMS) Program During The Period October 1, 2011 Through September 30, 2014 In An Amount Not To Exceed One Hundred Ninety Thousand Dollars (\$190,000)  
[11-0003](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-7.32-CC Subject: Professional Services Agreement - VBS Services  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With VBS Services, In An Amount Not To Exceed One Hundred Nineteen Thousand Nine Hundred Ninety Nine Dollars (\$119,999), For The Period Of July 1, 2011 To June 30, 2013, With Two One-Year Options To Extend, To Continue Performing Sexual Assault Examinations And Blood Draws For The Oakland Police Department Investigations  
[10-0774](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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**Passed The Consent Agenda**

**A motion was made by Vice Mayor Brooks, seconded by Councilmember 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 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

8 Oral Report of Final Decisions Made During Closed Session & Disclosure of Non-Confidential closed session discussions

**A motion was made by Vice Mayor Brooks, seconded by Councilmember Kernighan, to \*Approve as Submitted the report of the City Attorney of 2 final decisions made during Closed Session. 1) Approving Settlement in the amount of \$481,000,00 to former City Administrator, Cheryl Thompson for allegations of wrongful termination and defamation. Motion approving settlement passed with a vote of 6 Ayes, 2 Noes by Brunner and De La Fuente; and 2) Approval of the MOU for Deputy City Attorney V bargaining unit. Motion approving settlement passed by 8 Ayes. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid



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**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:**

*Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 7:23 p.m.*

*1 individual spoke on this item.*

*Agency/Councilmember Kaplan made a motion, seconded by Agency/Councilmember Nadel, to close the Public Hearing, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brooks, Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf, and President Reid*

*-8*

- 9.1 Subject: Assessment Of Liens - Transient Occupancy Taxes  
From: Finance And Management Agency  
Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent Transient Occupancy 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 Transient Occupancy Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.24 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 [11-0016](#)

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

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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2) 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 Transient Occupancy Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.24 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

[11-0016-1](#)

**Not Adopted**

3) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Transient Occupancy Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.24 Of The Oakland Municipal Code

[11-0016-2](#)

**Not Adopted**

*Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at 7:26 p.m.*

*1 individuals spoke on this item.*

*Agency/Councilmember Kaplan made a motion, seconded by Agency/Councilmember De La Fuente, to close the Public Hearing, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brooks, Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf, and President Reid -8*

9.2 Subject: Delinquent Mandatory Garbage Fees  
From: Finance And Management Agency  
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 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  
[11-0017](#)

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

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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2) 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; Or  
[11-0017-1](#)

**Not Adopted**

3) 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  
[11-0017-2](#)

**Not Adopted**

*Upon the reading of Item 9.3 by the City Clerk, the Public Hearing was opened at 7:27 p.m.*

*No individuals spoke on this item.*

*Agency/Councilmember Brooks made a motion, seconded by Agency/Councilmember Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brooks, Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf, and President Reid*  
-8

9.3 Subject: Delinquent Real Property Transfer Taxes  
From: Finance and Management Agency  
Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent Real Property Transfer 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 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

[11-0018](#)

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

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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2) 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; Or

[11-0018-1](#)

**Not Adopted**

3) 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 [11-0018-2](#)

**Not Adopted**

*Upon the reading of Item 9.4 by the City Clerk, the Public Hearing was opened at 7:28 p.m.*

*1 individual spoke on this item.*

*Agency/Councilmember Brooks made a motion, seconded by Agency/Councilmember Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brooks, Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf, and President Reid*  
-8

9.4 Subject: Central District Urban Renewal Plan  
From: Community And Economic Development Agency  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Certifying And Making Findings As To The Final Environmental Impact Report On Proposed Amendments To The Central District Urban Renewal Plan, And Adopting Mitigation Measures And A Mitigation Monitoring And Reporting Program [10-0852](#)

**No Action Taken**

[View Report.pdf](#)

2) A City Resolution Certifying And Making Findings As To The Final Environmental Impact Report On Proposed Amendments To The Central District Urban Renewal Plan, And Adopting Mitigation Measures And A Mitigation Monitoring And Reporting Program; [10-0852-1](#)

**No Action Taken**

3) An Agency Resolution Approving And Recommending Adoption Of The Seventeenth Amendment To The Central District Urban Renewal Plan To (1) Extend The Time Limits On Plan Effectiveness And The Receipt Of Tax Increment Revenues By Ten Years, (2) Increase The Cap On Tax Increment Revenues, (3) Extend The Time Limit For Use Of Eminent Domain And Restrict Eminent Domain To Nonresidential Properties, (4) Amend Affordable Housing Provisions, And (5) Make Other Required Changes;

[10-0852-2](#)

**No Action Taken**

4) An Ordinance Adopting The Seventeenth Amendment To The Central District Urban Renewal Plan To (1) Extend The Time Limits On Plan Effectiveness And The Receipt Of Tax Increment Revenues By Ten Years, (2) Increase The Cap On Tax Increment Revenues, (3) Extend The Time Limit For Use Of Eminent Domain And Restrict Eminent Domain To Nonresidential Properties, (4) Amend Affordable Housing Provisions, And (5) Make Other Required Changes;

[10-0852-3](#)

**No Action Taken**

5) An Agency Resolution Approving And Recommending Adoption Of The Eighteenth Amendment To The Central District Urban Renewal Plan To Extend The Time Limits On Plan Effectiveness And The Receipt Of Tax Increment Revenues By One Year;

[10-0852-4](#)

**No Action Taken**

6) An Ordinance Adopting The Eighteenth Amendment To The Central District Urban Renewal Plan To Extend The Time Limits On Plan Effectiveness And The Receipt Of Tax Increment Revenues By One Year.

[10-0852-5](#)

**No Action Taken**

*Agency/Councilmember Brunner made a motion, seconded by Agency/Councilmember Schaaf, to receive the information presented by staff on Item 9.5 and hearing no objections, the motion passed by Ayes:  
Agency/Councilmember: Brooks, Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf, and President Reid -8*

*Upon the reading of Item 9.5 by the City Clerk, the Public Hearing was opened at 7:41 p.m.*

*1 individual spoke on this item.*

*Agency/Councilmember Brunner made a motion, seconded by Agency/Councilmember Schaaf, to close the Public Hearing, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brooks, Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf, and President Reid*  
-8

- 9.5 Subject: Planning Code Amendments  
From: Community And Economic Development Agency  
Recommendation: Adopt An Ordinance, Recommended By The Planning Commission, To: 1) Update References, Reducing Redundancy, And Clarifying Language In Various Chapters Of The Planning Code; 2) Conditionally Permit Mini- And Micro- Telecommunications Facilities In Residential Areas Of The Central Business District; 3) Amend Chapter 17.112 Of The Planning Code To Allow Crop Growing As A Home Occupation; 4) Adjust The Sign Regulations In The RU-4 And RU-5 Zones To Be Consistent With Other Zones On The City's Major Transportation Corridors; 5) Create An Interim Combining Zone For The Core Of The Chinatown Commercial Area That Would Broaden The Range Of Allowed Ground Floor Uses; And 6) Improve Consistency Among Chapters And The Maps, Including Making The Zoning Ordinance Text Consistent With The Adopted Height Map For The Area Near Valdez, Harrison And 27th Streets.  
[10-0794](#)

**A motion was made by Councilmember Brunner, seconded by Councilmember Schaaf, that this matter be Approved On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, to be heard at the October 4, 2011 meeting. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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**ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

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S-10      Subject:    Building Services Division - Grand Jury Recommendations  
From:        Councilmember Brunner  
Recommendation: Discussion And Action On How City Staff Are Implementing  
Recommendations Of The Alameda County Grand Jury Final Report On The City Of Oakland's  
Building Services Division.  
[10-0792](#)

**A motion was made by Councilmember Brunner, seconded by Councilmember Kaplan, that this matter be \*Approve with the following amendments direction to staff to proceed with the following and return with a Resolution adopting the following**

- 1) Lower the cap on the change orders from 31% to 10%**
- 2) Conduct a hearing with full documentation regarding any houses that have been demolished within the last five years**
- 3) Create an appeals process with a neutral (non-Building Services Division) hearing officer**
- 4) Ban prospective liens and set a policy that liens can only be placed after documented notification of the owner and documented failure to pay for clean-up actions undertaken by the City.**
- 5) Give notice to all property owners that if they address the blight and pay the original fees and costs within the next four months, then all additional penalties and interest will be forgiven and any liens on the property will be removed.**

**Additions**

- 6) Convene a Task Force (with citizen participation)**
  - 7) require no homes can be demolished without City Administrator sign off**
  - 8) Refer where relevant the personnel matters to Closed Session**
  - 9) Conduct a comprehensive independent investigation reviewing the processes of the department, including A to Z Management Review with the results made public.**
  - 10) Return to council on the implementation of new processes**
  - 11) Development of a conflict of interest policy on blight**
  - 12) Return to Council with a process for demolition**
  - 13) Develop a process to assist willing property owners to eliminate blight and improve their property**
  - 14) Develop a process on how to address appeal requests that never were responded to**
  - 15) Develop clear instruction on appeals going forward**
  - 16) Detailed department process changes must return to Council asking for Council direction on key policy areas such as:**
    - a. Prioritizing enforcement (based on Public Safety concerns)**
    - b. How state law should be incorporated**
    - c. Professional Standards for Inspectors**
- The motion carried by the following vote:**



**Votes:** ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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11 Subject: Rescinding Resolution No. 72693  
From: Department Of Human Resources  
Recommendation: Adopt A Resolution Rescinding Resolution No.72693 C.M.S. Which Authorized The City Of Oakland To Pay 100 Percent Of Employees' Compensation Earnable As Employer Paid Member Contributions And Authorizing Implementation Of The Provisions Of Section 414(H)(2) Of The Internal Revenue Code To Tax Defer Member Paid Contributions To The California Public Employees' Retirement System (PERS) For Represented Local Police Safety Employees And Local Police Safety Management Employees, And Unrepresented Local Police Safety Management Employees Who Are Members Of PERS [TITLE CHANGE]  
[10-0854](#)

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

**Votes:** ORA\Councilmember Absent: 1 - Councilmember Brunner  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-12 Subject: Annual Compliance Plan - Equal Access  
From: Office Of The City Administrator  
Recommendation: Receive An Informational Report On Annual Compliance Plan Of The Equal Access To Services Ordinance  
[10-0752](#)

**A motion was made by Vice Mayor Brooks, seconded by Councilmember Kaplan, that this matter be \*Received and Filed. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Absent: 1 - Councilmember Brunner  
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid  
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S-13            Subject:    Third Amendment To Oakland Army Base ENA  
                 From:            Community And Economic Development Agency  
                 Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Execute A Third Amendment To The Oakland Army Base Exclusive Negotiating Agreement, As Amended ("ENA") With AMB Property, L.P./California Capital Group ("Developer Entity") Consenting To A Change In The Developer Entity To Prologis Property, L.P./CCIG Oakland Global, LLC, Resulting From (1) The Reorganization And Merger Of AMB Property, L.P. Into Prologis Property, L.P.; And (2) California Capital Group's Assignment Of All Its Interests And Obligations Under The ENA To CCIG Oakland Global, LLC

[11-0002](#)

**A motion was made by Vice Mayor Brooks, seconded by President of the Council Reid, that this matter be Adopted as Amended to amend the revised resolutions in the packet to the first "Further Resolved" to change the approval of Oakland Redevelopment Agency contracts from \$15,000 to \$50,000 and keep the approval of non agency funds at \$100,000 for prospective contracts after the initial \$14.1 million, and to direct staff to work directly with the developer regarding the \$9 million to ensure greater transparency in the availability of the opportunities to achieve greater participation and diversity of contracts. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Noes: 3 - President Pro Tempore De La Fuente, Councilmember Kernighan and Councilmember Schaaf  
ORA\Councilmember Ayes: 5 - Vice Mayor Brooks, Councilmember Brunner, Councilmember Kaplan, Councilmember Nadel and President of the Council Reid

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2) An Agency Resolution Authorizing The Agency Administrator To Execute A Third Amendment To The Oakland Army Base Exclusive Negotiating Agreement ("ENA") With AMB Property, L.P./California Capital Group ("Developer Entity") Consenting To A Change In The Developer Entity To Prologis Property, L.P./CCIG Oakland Global, LLC, Resulting From (1) The Reorganization And Merger Of AMB Property, L.P. Into Prologis Property, L.P.; And (2) California Capital Group's Assignment Of All Its Interests And Obligations Under The ENA To CCIG Oakland Global, LLC

[11-0002-1](#)

**A motion was made by Vice Mayor Brooks, seconded by President of the Council Reid, that this matter be Adopted as Amended to amend the revised resolutions in the packet to the first "Further Resolved" to change the approval of Oakland Redevelopment Agency contracts from \$15,000 to \$50,000 and keep the approval of non agency funds at \$100,000 for prospective contracts after the initial \$14.1 million, and to direct staff to work directly with the developer regarding the \$9 million to ensure greater transparency in the availability of the opportunities to achieve greater participation and diversity of contracts.**

**The motion carried by the following vote:**

**Votes:** ORA\Councilmember Noes: 3 - President Pro Tempore De La Fuente, Councilmember Kernighan and Councilmember Schaaf  
ORA\Councilmember Ayes: 5 - Vice Mayor Brooks, Councilmember Brunner, Councilmember Kaplan, Councilmember Nadel and President of the Council Reid  
[2011-0063 CMS.pdf](#)

### 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)**

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