



SUPPLEMENTAL City of Oakland Meeting Agenda

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

Concurrent Meeting of the Oakland Redevelopment Agency / City Council

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

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

Tuesday, July 21, 2009

6:00 PM

Oakland City Hall, 3rd Floor

DEFINITION OF TERMS:

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

NON-CONSENT ITEM: any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee. These items are heard on the 7:00 P.M. portion of the agenda.

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

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

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

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

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

SUPPLEMENTAL

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

8. PRESENTATION OF CEREMONIAL MATTERS

- 8.1 Subject: Father Jayson Landeza - Recognition
From: Councilmember Larry Reid
Recommendation: Adopt A Resolution Honoring Father Jayson Landeza For Ten (10) Years Of Dedicated And Distinguished Service As Chaplain To The Oakland Police And Oakland Fire Departments And As The Pastor To The Parishioners Of Saint Columba Catholic Church
(09-0556)
- 8.2 Subject: Rickey Henderson Recognition
From: Councilmembers Jean Quan and Desley Brooks
Recommendation: Adopt Resolution Congratulating Rickey Henderson On His Induction Into The Major League Baseball Hall Of Fame On July 26, 2009, And Declaring The Month Of August 2009 As Rickey Henderson Month
(09-0598)
- 8.3 Subject: Healthy Oakland - Recognition
From: Councilmember Nancy Nadel
Recommendation: Adopt A Resolution Honoring Healthy Oakland - Save A Life Wellness Center For Its Designation As A State-Licensed Community Clinic
(09-0413)

9. COUNCIL ACKNOWLEDGEMENTS / ANNOUNCEMENTS

10. CONSENT CALENDAR (CC) ITEMS:

- 10.1-CC Subject: Declaration Of A Local Emergency Due To AIDS Epidemic
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health Crisis With Regard To The AIDS Epidemic
(09-0634)
- 10.2-CC Subject: Medical Cannabis Health Emergency
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A Local Public Health Emergency With Respect To Safe, Affordable Access To Medical Cannabis In The City Of Oakland
(09-0635)

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, July 21, 2009

10.3-CC Subject: Barry Chersky - Settlement Agreement
From: Office of the City Attorney
Recommendation: Adopt Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Barry Chersky, Et Al. V. City Of Oakland, Alameda County Superior Court Case No. RG07332552, City Attorney File No. 25724, In The Amount Of \$99,014.36, Plus The Release Of A Lien In The Amount Of \$2,755.00 Plus Any Associated Fees, Penalties And Interest. This Case Involves A Claim For Damages Resulting From An Abatement Action At Plaintiffs' Property Pursuant To The Wildfire Suppression Assessment District Ordinance In The Oakland Municipal Code (OFD)
(09-0636)

Council discussed this item in Closed Session on June 16, 2009. Motion authorizing settlement passed with: 7 Ayes, 1 Absent Reid

10.4-CC Subject: Deborah Walther - Settlement Agreement
From: Office of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Deborah Walther, In The Amount Of Seven Thousand Two Hundred Eighty Five Dollars And No Cents (\$7,285.00), As A Result Of Bodily Injury Sustained In A Trip And Fall Incident On A City Sidewalk On October 20, 2008 (PWA)
(09-0637)

This item was not discussed in Closed Session

10.5-CC Subject: Municipal Code Amendment - Zone Creations
From: Community and Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance, As Recommended By The City Planning Commission, To: (A) Amend The Oakland Planning Code To Create Four New Zones For The Central Business District And Make Related Text Amendments; (B) Amend The Zoning Maps To Include The New Central Business District Zones And Height/Bulk/Intensity Areas For The Central Business District; And (C) Amend The Document "Guidelines For Determining Project Conformity With The General Plan And Zoning Regulations" To Reflect The Above Changes
(09-0466)

At the July 7, 2009 meeting Council amended the Ordinance as follows: In the area currently classified as the "Central Business District" - The area from Madison Street to Harrison Street and from mid-block between 14th Street and 15th Street to 13th Street shall be designated as Height Area 2 until the time that a view corridor study is complete and consequent amendments to the Oakland Planning Code are approved by the City Council - The area currently designated Height Area 3 by the western shore of Lake Merritt, on Lakeside Drive from 14th Street to 17th Street shall be designated Height Area 1 - Until the time that a view corridor

SUPPLEMENTAL

study is complete and consequent amendments to the Oakland Planning Code are approved by the City Council, maximum analysis shall be required as a part of CEQA to determine if views to and from the Tribune Tower and City Hall will be adversely impacted by proposals to construct new buildings, and/or demolish or alter existing structures; Also, the City Council expressly directs the Planning Commission to consider all applications that are complete as the date of the final adoption of the Central Business rezoning, including the applications for development projects at 222 19th Street and 1443 Alice Street, on their merits under the previous zoning designations as stated in Section 6c of the Ordinance, and that the new zoning height limits, and other requirements, must not be considered as part of the Planning Commission's review and deliberations on these completed project applications

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

**Introduction (First Reading) was approved on July 7, 2009; 5 Ayes, 2
Noes-De La Fuente, Reid, 1 Abstention-Brooks**

10.6-CC Subject: Purchase And Sale Agreement - Joseph Santini & Mortimer Properties
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A Purchase And Sale Agreement To Sell Approximately 3,300 Square Feet Of City-Owned Surplus Real Property Located Adjacent To 3207 Mandela Parkway To Joseph O. Santini And Mortimer Properties, LLC The Adjoining Property Owners, For The Total Fair Market Value Of Thirty Three Thousand Dollars (\$33,000.00)
(09-0470)

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

Introduction (First Reading) was approved on July 7, 2009; 8 Ayes

10.7-CC Subject: Chabot-Dunsmuir Purchase And Sale Agreement
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance Authorizing The City Administrator, Without Returning To Council, To Negotiate And Execute A Purchase And Sale Agreement With Chabot-Dunsmuir LP For City Acquisition Of Seven Parcels Totaling Approximately 64 Acres Located Northwest Of Dunsmuir Ridge (The "Property"), Subject To A Conservation Easement In Favor Of The East Bay Regional Park District ("District"), For One Million Twenty-Five Thousand Dollars (\$1,025,000), Plus One Hundred Thousand Dollars (\$100,000) For Closing Costs And Ninety-Five Thousand Dollars (\$95,000) For Capital And Other Costs, From Measure DD Funds, And To Grant The District A Recreational Trail Easement Over And Across The Property And Other Adjacent

SUPPLEMENTAL

City-Owned Lands
(09-0487)

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

Introduction (First Reading) was approved on July 7, 2009; 8 Ayes

10.8-CC Subject: Measure Z Committee - Terms Of Appointment
From: Office of the City Administrator
Recommendation Adopt An Ordinance Amending Ordinance No. 12694 C.M.S.,
"Ordinance Establishing The Procedures Of The Community Oversight Committee
Created By Measure Z, Entitled 'Oakland Cannabis Regulation And Revenue Ordinance'
(Measure Z) And Providing The Terms And Responsibilities Of The Committee
Members" In Order To Stagger The Appointment Terms Of Members To Odd And Even
Years
(09-0515)

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

Introduction (First Reading) was approved on July 7, 2009; 8 Ayes

10.9-CC Subject: MacArthur Transit Community Partners - Agreement
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance, As Recommended By The City Planning
Commission, Authorizing The City Administrator To Negotiate And Execute A
Development Agreement Between The City Of Oakland And MacArthur Transit
Community Partners LLC Regarding The Property And Project Known As "The
MacArthur Transit Village
Project"
(09-0467-1)

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

Introduction (First Reading) was approved on July 7, 2009; 8 Ayes

10.10-CC Subject: National Flood Insurance Program
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance Amending Ordinance No. 10956 C.M.S. To
Continue The Eligibility Of The City Of Oakland To Participate In The National Flood
Insurance Program (NFIP) Of The Federal Emergency Management Agency (FEMA)
(09-0614)

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

SUPPLEMENTAL

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

Tuesday, July 21, 2009

Introduction (First Reading) was approved on July 7, 2009; 8 Ayes

- 10.11-CC Subject: League Of California Cities Delegates
From: Council President Brunner
Recommendation: Adopt A Resolution Appointing Councilmember Jean Quan As The League Of California Cities Voting Delegate And Councilmember Larry Reid As The Alternate Delegate For The 2009 Calendar Year
[\(09-0644\)](#)
- 10.12-CC Subject: Oakland Fund For Children And Youth - Appointment
From: Vice Mayor Ignacio De La Fuente
Recommendation: Adopt A Resolution Appointing Rosa Govea As A Member Of The Children's Fund Planning And Oversight Committee
[\(09-0648\)](#)
- 10.13-CC Subject: Measure Z Oversight Committee - Appointment
From: Vice Mayor Ignacio De La Fuente
Recommendation: Adopt A Resolution Appointing Matt Hummell To The Measure Z Oversight Committee As The District 5 Representative
[\(09-0649\)](#)
- 10.14-CC Subject: Budget Advisory Committee - Appointment
From: Vice Mayor Ignacio De La Fuente
Recommendation: Adopt A Resolution Appointing Jenna Stauffer To The Budget Advisory Committee As The District 5 Representative
[\(09-0650\)](#)
- 10.15-CC Subject: Pay-Go Funds District One
From: Council President Jane Brunner
Recommendation: Adopt A Resolution Authorizing A Grant Of \$24,030.00 From Council President Jane Brunner's Pay-Go Funds To The North Hills Phoenix Association To Pay For A Demonstration Project Of Natural Creek Erosion Prevention And Drainage Control Measures On An Unnamed Tributary Between Westmoorland Drive And Buckingham Boulevard
[\(09-0651\)](#)
- 10.16-CC Subject: Pay-Go Funds - At-Large Council District
From: Councilmember Rebecca Kaplan
Recommendation: Adopt A Resolution Authorizing A Grant Of \$600.00 From Councilmember Kaplan's Pay-Go Funds To The Boys-2-Men Youth Outreach Program For The Purchase Of Video Camera And Printing Equipment To Be Used To Document Its Youth Development And Program Activities
[\(09-0653\)](#)
- 10.17-CC Subject: Karen Lameiro - Settlement Agreement
From: Office of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Karen Lameiro V. The Swig Company, Et Al.,

SUPPLEMENTAL

Alameda County Superior Court Case No. RG08370345 In The Amount Of \$30,000.
This Action Arises From A Trip And Fall Accident In The Vicinity Of 344 20th Street
On December 1, 2006, Allegedly Because Of A Defect In The Sidewalk. The Settlement
Was Approved By The City Council At Closed Session On July 7, 2009 (Public Works
Agency)
(09-0654)

**Council discussed this item in Closed Session on July 7, 2009. Motion
authorizing settlement passed with: 7 Ayes, 1 Abstention-Brooks**

10.18-CC Subject: Ramiro G. Soler - Settlement Agreement
From: Office of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Claim Of Ramiro G. Soler, In The Amount Of \$7,800.00,
As A Result Of Property Damage Sustained Due To A Failed City Sewer Main On
January 13, 2009 (Public Works Agency)
(09-0655)

This item was not discussed in Closed Session

10.19-CC Subject: Trina And Alfredo Lieras - Settlement Agreement
From: Office of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Trina Lieras And Alfredo Lieras V. City Of
Oakland, Et Al., Alameda County Superior Court No. RG07350247 Our File No. 25825,
In The Amount Of \$99,670.00 (Public Works Agency - Personal Injury)
(09-0656)

**Council discussed this item in Closed Session on July 7, 2009. Motion
authorizing settlement passed with: 6 Ayes, 2 Absent-Brooks, Reid**

10.20-CC Subject: Monica Taylor - Settlement Agreement
From: Office of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Monica Taylor V. Stanley M. Piller, Debra Piller,
City Of Oakland, California, County Of Alameda, California, Alameda-Contra Costa
Transit District And Does 1 Through 40, Inclusive, Alameda County Superior Court No.
RG07349436, Our File No. 25809, In The Amount Of \$150,000.00 (Public Works
Agency - Personal Injury)
(09-0657)

**Council discussed this item in Closed Session on July 7, 2009. Motion
authorizing settlement passed with: 6 Ayes, 2 Absent-Brooks, Reid**

10.21-CC Subject: Barnabus Fairfield - Settlement Agreement
From: Office of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Settle The Case Of Barnabus Fairfield, Et Al. V. The City Of Oakland, Et Al., Alameda
County Superior Court No. RG07304706, Our File No. 25935, In The Amount Of

SUPPLEMENTAL

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

Tuesday, July 21, 2009

Thirty-Three Thousand Dollars (\$33,000.00) And Further Authorizing And Directing The City Administrator To Adopt A Revised Curb Ramp Transition Plan. This Case Involves Alleged Discrimination Due To Denial Of Sidewalk Access. (PWA)
(09-0658)

Council discussed this item in Closed Session on October 21, 2008. Motion authorizing settlement passed with: 6 Ayes, 2 Abstentions-Brooks, Brunner

10.22-CC Subject: Estate Of "Jody" Mack Miller Woodfox - Settlement Agreement
From: Office of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Settle The Case Of Estate Of "Jody" Mack Miller Woodfox, Et. Al. V. The City Of Oakland, Et. Al., U.S. District Court Action No. C 08-04148 WHA, Our File No. 26717, In The Amount Of Six Hundred Fifty Thousand (\$650,000.00). This Case Involves Alleged Use Of Excess Police Force (PSA)
(09-0659)

Council discussed this item in Closed Session on July 7, 2009. Motion authorizing settlement passed with: 7 Ayes, 1 Abstention-Brooks

S-10.23-C Subject: Soil And Groundwater Assessments
C From: Public Works Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Accept And Appropriate A Grant In The Amount Of Two Hundred Thousand Dollars (\$200,000.00) From The United States Environmental Protection Agency Under The Brownfields Grant Program For Assessment Of Hazardous Substances In Soil And Groundwater At Foothill Boulevard And Seminary Avenue;
(09-0525)

2) A Resolution Authorizing The City Administrator To Accept And Appropriate A Grant In The Amount Of Two Hundred Thousand Dollars (\$200,000.00) From The United States Environmental Protection Agency Under The Brownfields Grant Program For Assessment Of Hazardous Substances In Soil And Groundwater In West Oakland; And
(09-0525-1)

3) A Resolution Authorizing The City Administrator To Accept And Appropriate A Grant In The Amount Of Two Hundred Thousand Dollars (\$200,000.00) From The United States Environmental Protection Agency Under The Brownfields Grant Program For Assessment Of Petroleum Substances In Soil And Groundwater In West Oakland
(09-0525-2)

The July 14, 2009 Public Works Committee approved recommendations and amended the 2nd and 3rd resolutions to reflect different funding codes that will be indicated for grants that are coming from stimulus funding; 4 Ayes

SUPPLEMENTAL

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

Tuesday, July 21, 2009

C From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Four-Year Agreement With The Option For A One-Year Extension For An Amount Not To Exceed Three Hundred Thousand Dollars (\$300,000.00) With R3 Consulting Group To Provide Zero Waste System Design Technical Assistance Services
(09-0526)

**The July 14, 2009 Public Works Committee approved recommendations; 4
Ayes**

S-10.25-C Subject: On Call Sanitary Sewers Emergency Projects - Andes Construction
C From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To The Lowest Responsive, Responsible Bidder, Andes Construction, Inc. For The On Call Sanitary Sewers Emergency Projects (Project No. C329113) In Accord With Any Plans And Specifications For The Project And Contractor's Bid In The Amount Not-To-Exceed Two Hundred Seventy-Six Thousand Seven Hundred Fifty Dollars (\$276,750.00)
(09-0531)

**The July 14, 2009 Public Works Committee approved recommendations; 4
Ayes**

S-10.26-C Subject: Lakeshore Avenue Complete Streets Project
C From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, Or His Designee, To Apply For, Accept, And Appropriate Five Hundred Seventy-Three Thousand Five Hundred Ninety-Nine Dollars (\$573,599.00) In Measure B Bicycle And Pedestrian Countywide Discretionary Funds For The Lakeshore Avenue Complete Streets Project, Committing Matching Funds As Specified In The Grant Funding Agreement, And Stating The City's Assurance To Complete The Project; And
(09-0532)

2) A Resolution Authorizing The City Administrator, Or His Designee, To Accept And Appropriate Up To Two Hundred Eighty-Two Thousand Five Hundred Dollars (\$282,500.00) From The Alameda-Contra Costa Transit District (AC Transit) And To Enter Into An Agreement With AC Transit For The Design And Construction Of The Lakeshore Avenue Complete Streets Project
(09-0532-1)

**The July 14, 2009 Public Works Committee approved recommendations; 4
Ayes**

S-10.27-C Subject: As-Needed Transportation Planning Services Agreements
C From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

SUPPLEMENTAL

1) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00) With AECOM For As-Needed Transportation Planning Services Over A Period Of Three (3) Years;

[\(09-0567\)](#)

2) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00) With Bottomley Design & Planning For As-Needed Transportation Planning Services Over A Period Of Three (3) Years;

[\(09-0567-1\)](#)

3) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00) With Community Design + Architecture For As-Needed Transportation Planning Services Over A Period Of Three (3) Years;

[\(09-0567-2\)](#)

4) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00) With Design, Community And Environment For As-Needed Transportation Planning Services Over A Period Of Three (3) Years;

[\(09-0567-3\)](#)

5) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00) With Dowling Associates, Inc. For As-Needed Transportation Planning Services Over A Period Of Three (3) Years;

[\(09-0567-4\)](#)

6) Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00) With Fehr & Peers For As-Needed Transportation Planning Services Over A Period Of Three (3) Years;

[\(09-0567-5\)](#)

7) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00) With Kimley-Horn And Associates, Inc. For As-Needed Transportation Planning Services Over A Period Of Three (3) Years;

[\(09-0567-6\)](#)

8) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00) With Wallace Roberts & Todd, Inc. For As-Needed Transportation Planning Services Over A Period Of Three (3) Years;

[\(09-0567-7\)](#)

9) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A

SUPPLEMENTAL

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

Tuesday, July 21, 2009

Professional Services Agreement In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00) With Wilbur Smith Associates For As-Needed Transportation Planning Services Over A Period Of Three (3) Years;
(09-0567-8)

10) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed One Hundred Fifty Thousand Dollars (\$150,000.00) With Eisen-Letunic Transportation, Environmental, And Urban Planning For As-Needed Transportation Planning Services Over A Period Of Three (3) Year;
(09-0567-9)

11) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed One Hundred Fifty Thousand Dollars (\$150,000.00) With Hausrath Economics For As-Needed Transportation Planning Services Over A Period Of Three (3) Years;
(09-0567-10)

12) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed One Hundred Fifty Thousand Dollars (\$150,000.00) With IPA Planning Solutions Engineering For As-Needed Transportation Planning Services Over A Period Of Three (3) Years; And
(09-0567-11)

13) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Services Agreement In An Amount Not-To-Exceed One Hundred Fifty Thousand Dollars (\$150,000.00) With Questa Engineering For As-Needed Transportation Planning Services Over A Period Of Three (3) Years
(09-0567-12)

**The July 14, 2009 Public Works Committee approved recommendations; 4
Ayes**

S-10.28-C Subject: Coliseum Gardens Easements
C From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Summarily And Conditionally Vacating Existing Public Service Easements Without Cost To The Housing Authority Of The City Of Oakland For The Coliseum Gardens Hope 6 Affordable Housing Project Located At 801 69th Avenue;
And
(09-0568)

2) A Resolution Conditionally Accepting Dedications Of Public Service Easements Without Cost From The Oakland Housing Authority For The Coliseum Gardens Hope 6 Affordable Housing Project Located At 801 69th Avenue
(09-0568-1)

The July 14, 2009 Public Works Committee approved recommendations; 4

SUPPLEMENTAL

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

Tuesday, July 21, 2009

Ayes

S-10.29-C Subject: Revocable And Conditional Permit - 371 13th Street
C From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Granting Seema Will Rodgers LLC A Revocable And Conditional Permit For A Hotel Located At 371 13th Street To Allow An Existing Under-Sidewalk Basement To Encroach Into The Public Right-Of-Way
(09-0569)

**The July 14, 2009 Public Works Committee approved recommendations; 4
Ayes**

S-10.30-C Subject: Rehabilitation Of Sanitary Sewers - Mosto Construction
C From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To Mosto Construction, Inc. For The Rehabilitation Of Sanitary Sewers In Jean Street And Santa Clara Avenue And In The Easement Between Hood Street And Malcolm Avenue (Project No. C282892) In Accord With Plans Specifications For The Project And Contractor's Bid In The Amount Of Two Hundred Sixty-One Thousand Four Hundred Thirty-Four Dollars (\$261,434.00)
(09-0570)

**The July 14, 2009 Public Works Committee approved recommendations; 4
Ayes**

S-10.31-C Subject: Stop Sign Installation
C From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Approving The Installation Of: 1) A Stop Sign On Moss Way At Leighton Street; 2) A Stop Sign On Moss Way At Fairmount Avenue; 3) Stop Signs On 13th Street At Willow Street; 4) Stop Signs On Frye Street At Wilshire Boulevard; 5) Stop Signs On Prune Street At Pippin Street; 6) A Stop Sign On Sherwick Drive At Charing Cross Road; 7) A Stop Sign On Balfour Avenue At Walavista Avenue; And 8) A Stop Sign On Walavista Avenue At Balfour Avenue
(09-0572)

**The July 14, 2009 Public Works Committee approved recommendations; 4
Ayes**

S-10.32-C Subject: Citywide Traffic Signal Installation - Ray's Electric
C From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To Ray's Electric For The Citywide Traffic Signal Project (City Project Nos. C313610, C318110, C269410, C318010, C159610) For Traffic Signal Installations At The Intersections Of International Boulevard At 36th Avenue, Seminary Avenue At Avenal Avenue, Piedmont Avenue At Linda Avenue, And The Installation Of Pedestrian Countdown Modules At Various Locations In Accord With Plans And Specifications For The Project And Contractor's Bid In The Total Amount Of Seven Hundred Fourteen Thousand Three Hundred Thirty-Four Dollars (\$714,334.00)

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, July 21, 2009

(09-0573)

The July 14, 2009 Public Works Committee approved recommendations; 3 Ayes, 1 Abstention-Kernighan

S-10.33-C Subject: MacArthur Boulevard Undergrounding Project

C From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To Increase The Contract With Summerhill Electric By Up To Two Hundred Ninety Thousand Dollars (\$290,000.00) For A Total Contract Amount Of Four Hundred Ninety Thousand Dollars (\$490,000.00) To Complete Panel Conversion On The MacArthur Underground Project On MacArthur Boulevard From 73rd Avenue To The San Leandro Border (TITLE CHANGE)

(09-0476)

The July 14, 2009 Public Works Committee approved recommendations; 4 Ayes

S-10.34-C Subject: Establishment Of Parking Zones

C From: Community and Economic Development Agency

Recommendation: Adopt A Resolution Approving The Establishment Of: 1) Two-Hour Parking Restrictions On Both Sides Of East 12th Street Between 37th Avenue And 38th Avenue; And 2) No Parking Between 10 P.M. And 6 A.M. Restriction On The East Side Of Tunnel Road From Caldecott Lane To 500 Feet East Of Hiller Drive

(09-0571)

The July 14, 2009 Public Works Committee approved recommendations; 4 Ayes

S-10.35-C Subject: Smartboot System

C From: Finance and Management Committee

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Enter Into A Sole-Source Service Agreement With Paylock, Inc. To Operate Within The City Of Oakland A Vehicle Immobilizer "Boot" Program, At No Cost To The City, For A Three-Year Term With Two One-Year Renewal Options; And

(09-0588)

2) An Ordinance Amending Ordinance Number 12880 C.M.S. (Master Fee Schedule), As Amended, To Add Boot Removal Fee

(09-0588-1)

The July 14, 2009 Finance and Management Committee approved recommendations; 4 Ayes

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

SUPPLEMENTAL

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

Tuesday, July 21, 2009

Final Passage (Second Reading) has been scheduled for July 28, 2009

S-10.36-C Subject: City Administrator 2009 Summer Recess Authorization
C From: Office of the City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City/Agency Administrator To Make Grant Awards, Accept Grant Funds And Take Action On Procurement Of Certain Supplies, Construction Labor And Materials Exceeding \$500,000.00 And Professional Services Contracts Exceeding \$300,000.00 During The City Council Annual Recess Of 2009 As Follows:

1. A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Award An On-Call Construction Contract To The Lowest Responsive, Responsible Bidder For Citywide Resilient Safety Surfaces Under ADA (Americans With Disabilities Act) Play Surfacing Project (No. C274251) In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Not-To-Exceed Six Hundred Thousand Dollars (\$600,000.00); And

2. A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Approve Two Brownfield Cleanup Revolving Loan Fund Loans/Grants From The City's Existing Environmental Protection Agency/American Reinvestment And Recovery Act-Funded Loan Program To: 1) Debra Esposito For Environmental Remediation At 2906 Chapman Street, Related To The Development Of 12 Units Of Housing, For An Amount Not -To -Exceed \$400,000.00; And 2) Aspire Charter School, For Environmental Remediation At 1009-66th Avenue Related To The Development Of A 420-Student Charter School, For An Amount Not -To -Exceed \$1,000,000.00; And (09-0591)

The July 14, 2009 Finance and Management Committee approved recommendations; 4 Ayes

2) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For New Grant Opportunities, And To Accept Funds From Grants Awarded To The City Of Oakland From The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package") During The City Council's 2009 Annual Recess (09-0591-1)

The July 14, 2009 Finance and Management Committee approved recommendations; 4 Ayes

S-10.37-C Subject: 2008 Raiders Ticket Surcharge
C From: Budget Office
Recommendation: Adopt A Resolution Increasing Estimated Revenue And Offsetting Expenditures From The 2008 Raiders Ticket Surcharge And Authorizing A Transfer Of \$176,456 From The Non-Departmental Citywide Activities Budget To The Office Of

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, July 21, 2009

Parks And Recreation Budget To Benefit Citywide Youth Activities
(09-0580)

The July 14, 2009 Finance and Management Committee approved recommendations and directed staff to look at rotating the surcharge used to staff the pools for the next budget cycle; 4 Ayes

S-10.38-C Subject: Seizure Of City Funds
C From: Councilmember Quan
Recommendation: Adopt A Resolution Authorizing The City Attorney To Cooperate With The League Of California Cities, Other Cities, And Counties In Litigation Challenging The Constitutionality Of Any Seizure By State Government Of The City's Street Maintenance Funds
(09-0578)

The July 14, 2009 Finance and Management Committee approved recommendations; 4 Ayes

S-10.39-C Subject: Seismic Screening Evaluation
C From: Councilmembers Jean Quan And Nancy Nadel
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code And Adding A New Chapter 15.26 Entitled Mandatory Seismic Screening Of Certain Multiple Story Residential Buildings Permitted For Construction Prior To The Adoption By The State Of California On January 1, 1991, Of The 1988 Edition Of The Uniform Building Code
(09-0403)

The July 14, 2009 Community and Economic Development Committee amended the Ordinance to add the following section: The Council of the City of Oakland does ordain as follows: that staff may not begin compilation and analysis of the Mandatory Seismic Screening data until at least \$50,000 in fees has been collected. If \$50,000 in fees from this program hasn't been collected by December 1, 2010, CEDA should return with a proposal to Council recommending how to proceed with implementing the program so that it is cost-covering; 4 Ayes

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

Final Passage (Second Reading) has been scheduled for July 28, 2009

S-10.40-C Subject: Real Property Purchase - 3566 And 3600 Foothill Boulevard
C From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real Property At 3566 And 3600 Foothill Boulevard, In The Central City East Redevelopment Project Area, From Keeney Enterprises Inc. For \$1,025,000, And Authorizing Up To \$110,000 For Demolition And Real Estate Closing Costs
(09-0513)

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, July 21, 2009

**The July 14, 2009 Community and Economic Development Committee
approved recommendations; 4 Ayes**

S-10.41-C Subject: Real Property Purchase - 796-66th Avenue
C From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real
Property At 796-66th Avenue, In The Coliseum Redevelopment Project Area, From
Cruise America Inc. For \$5,800,000, And Authorizing Up To \$15,000 For Real Estate
Closing Costs
(09-0529)

**The July 14, 2009 Community and Economic Development Committee
approved recommendations; 4 Ayes**

S-10.42-C Subject: Purchase Of Real Property - 5835 Foothill Boulevard
C From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real
Property At 5835 Foothill Boulevard, In The Central City East Redevelopment Project
Area From Carmen Sanchez For \$440,000 And Authorizing Up To \$60,000 For
Demolition And Real Estate Closing Costs
(09-0465)

**The July 14, 2009 Community and Economic Development Committee
approved recommendations; 4 Ayes**

S-10.43-C Subject: 2009-2011 Façade And Tenant Improvement Program Amendments
C From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Agency Administrator To Negotiate, Execute
And Amend All Third Party Design Contracts For The Façade And Tenant Improvement
Programs From Funds Budgeted By The Agency For Fiscal Year 2009-2011 In An
Amount Not To Exceed \$530,000 Per Year Without Returning To The Agency; And
(09-0468)

2) A Resolution Authorizing The City Administrator To Negotiate, Execute And Amend
All Third Party Design Contracts For The Façade Improvement Program From Funds
Budgeted By The City For Fiscal Year 2009-2011 In An Amount Not To Exceed
\$90,000 Per Year Without Returning To The City Council
(09-0468-1)

**The July 14, 2009 Community and Economic Development Committee
approved recommendations; 4 Ayes**

S-10.44-C Subject: Permitted Bingo Operations - Annual Hall Fees
C From: Office of the City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Oakland Municipal Code Chapter 5.10, "Bingo" To: 1)

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, July 21, 2009

Require A Bingo Hall Permit When The Bingo Hall Operator Is A Separate Entity From The Bingo Game Operator, 2) Specify Application Requirements For Bingo Halls, 3) Prohibit Bingo Hall Operators From Transactions With Bingo Game Operators When Specified Familial And/Or Business Relationships Exist Between The Two Entities, 4) Subject Bingo Hall Operators To Voluntary Disclosure Or Audit Of Their Oakland Bingo Activities, 5) Specify That The Annual Bingo Hall Permit Fee, And, If Applicable, Audit Review Fee, Are Established By The Master Fee Schedule, 6) Establish That The Bingo Game Operators' Fee For Law Enforcement And Public Safety Costs Is Established By The Master Fee Schedule, 7) Require That Most Profits Or Proceeds Be Donated To Oakland Charitable Causes Annually, 8) Prohibit Use Of Illegal Bingo Machines, 9) Provide For Administrative Penalty For Violations, 10) Add Criteria For Denial, Suspension, Revocation, Or Conditional Approval Of Permits, And 11) Increase The Maximum Game Pay-Out From \$250 To \$500.(TITLE CHANGE); And
(07-1233)

The July 14, 2009 Public Safety Committee approved recommendations and amended the ordinance in section 5.10.180 (D) to include voluntary disclosure of financials...; and to remove the following language from the ordinance Prohibit Bingo Hall Operators From Charging Bingo Game Operators More Than Fair Market Value For The Facilities, Goods And Services Provided By The Halls, and Require Bingo Game Permittees To Conduct Traditional Called Bingo Every Day That Electronic Bingo Is Available; 4 Ayes

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

Final Passage (Second Reading) has been scheduled for July 28, 2009

2) An Ordinance Amending Ordinance Number 12809 C.M.S. (Master Fee Schedule), As Amended, To Move The Annual Bingo Hall Fee From Chapter 5.10 To The Master Fee Schedule, To Establish A Monthly Fee For Bingo Game Operators To Offset The City's Costs Of Law Enforcement And Public Safety, And To Establish A Fee To Cover The Costs Of The City's Review Of A Bingo Hall Audit, Should The Bingo Hall Not Voluntarily Disclose Its Bingo-Related Financial Information (TITLE CHANGE)
(07-1233-1)

The July 14, 2009 Public Safety Committee approved recommendations; 4 Ayes

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

Final Passage (Second Reading) has been scheduled for July 28, 2009

S-10.45-C Subject: In-Car Video Management System Installation Completion
C From: Oakland Police Department

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, July 21, 2009

Recommendation: Adopt A Resolution Authorizing The City Administrator, Without Further Council Action, To Negotiate And Enter Into Contracts: 1) With Digital Safety Technology, Inc. In An Amount Not-To-Exceed \$350,000.00 To Complete The Installation, Integration And Training Of The In-Car Video Management System; 2) For The Purchase Of A Backup System To Archive The Tagged Video For Three Years As Required By The Negotiated Settlement Agreement In An Amount Not-To-Exceed \$90,000.00; 3) For The Purchase Of Maintenance Services For The Video Network And Security Infrastructure To Support Secure Video Transmission And Related Support Services In An Amount Not-To-Exceed \$153,500.00; 4) Waive The City Of Oakland's Competitive Request For Proposal And Advertising And Bid Processes For The Above Described Contract With Digital Safety Technology, Inc; And 5) Pursuant To Request For Proposal/Qualifications Procedures, Enter Into Additional Maintenance Contracts With Other Vendors For Two Years Of Annual Maintenance In An Amount Not-To-Exceed \$126,500.00(TITLE CHANGE)

(09-0527)

The July 14, 2009 Public Safety Committee approved recommendations and directed staff to provide a Supplemental report on all options (i.e. vehicle, radio, cell phone and laptop) for GPS capabilities including cost. The Committee also directed staff to bring back a report on a semi-annual basis until the project is fully installed and implemented; 4 Ayes

S-10.46-C Subject: Peace Officer Standards Training Agreement

C From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute An Agreement With The California Commission On Peace Officer Standards And Training (POST) For The Period Of July 1, 2009 Through June 30, 2010 For The Purpose Of Permitting The Police Department To Present The POST Certified Emergency Vehicle Operations Course (EVOC) To One Hundred Fifty (150) Police Officer Trainees, And To Receive Up To Sixty-Six Thousand Seven Hundred Fifty Dollars (\$66,750) In Reimbursement Funds

(09-0491)

The July 14, 2009 Public Safety Committee approved recommendations; 4 Ayes

S-10.47-C Subject: Forensic DNA Program Funding

C From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept Current Funds In The Amount Of At Least Two Hundred Ninety-Eight Thousand Nine Hundred Twenty-Six Dollars And Seventy-Five Cents (\$298,926.75), And Future Funds Collected Annually Pursuant To Government Code 76104.6 (Proposition 69), From The County Of Alameda, And Appropriate Said Funds To The Oakland Police Department For Use By Criminalistics Division For Statutorily Allowable Forensic DNA Program Related Purposes

(09-0528)

SUPPLEMENTAL

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

Tuesday, July 21, 2009

**The July 14, 2009 Public Safety Committee approved recommendations; 4
Ayes**

S-10.48-C Subject: 2008 Urban Areas Security Initiative Grant
C From: Oakland Fire Department
Recommendation: Adopt A Resolution Amending Resolution No. 81779 C.M.S., Which Authorized Acceptance, Appropriation, Administration Of Fiscal Year 2008 Urban Areas Security Initiative (UASI) Grant Allocations, To Accept And Appropriate Supplemental Fiscal Year 2008 UASI Grant Funds In An Amount Not To Exceed Three Hundred And Sixty-One Thousand, Six Hundred And Four Dollars (\$361,604.00) For A Cumulative Fiscal Year 2008 UASI Grant Award Allocation Up To Three Million Nine Hundred And Sixty-One Thousand And Six Hundred And Four Dollars (\$3,961,604.00) And Appropriate Said Funds To The Oakland Fire Department's Office Of Emergency Services
(09-0533)

**The July 14, 2009 Public Safety Committee approved recommendations; 4
Ayes**

S-10.49-C Subject: Regional Catastrophic Planning Grant Programs
C From: Oakland Fire Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator Or His Designee To: 1) Enter Into A Regional Catastrophic Planning Grant Program Grant Administration Agreement With The City And County Of San Francisco For Fiscal Years 2007 And 2008 RCPG Grant Funds In An Amount Not To Exceed Six Hundred Thousand Dollars (\$600,000.00), 2) Accept, Appropriate And Administer Fiscal Years 2007 And 2008 RCPG Grants Allocations, 3) Approve The Preliminary Spending Plan And Waive City Of Oakland Central Services Overhead Fees Of Fifty Eight Thousand One Hundred Twenty Nine Dollars For The Fiscal Years 2007 And 2008 RCPGP Grants, And 4) Expend Funds In Accordance With The Preliminary Spending Plan Which Includes The Hiring Of One Senior Emergency Planning Coordinator, One Exempt Limited Duration Employee And Award Of Professional Services Contracts Without Further Council Authorization Provided City Hiring And Contract Services Requirements And Programs/Policies Are Followed
(09-0534)

2) A Resolution Authorizing The City Administrator Or His Designee To: 1) Enter Into A Regional Catastrophic Planning Grant Program Grant Administration Agreement With City And County Of San Francisco For Fiscal Year 2009 RCPG Grant Funds In The Amount Up To Three Hundred Thousand Dollars (\$300,000.00), And 2) Accept, Appropriate And Administer Fiscal Year 2009 RCPGP Grant Allocations, And 3) Approve The Preliminary Spending Plan And Waive City Of Oakland Central Services Overhead Fees Of Seven Thousand Two Hundred Ninety Seven Dollars (\$7,297.00) For The Fiscal Year 2009 RCPGP Grant, And 4) Expend Funds In Accord With The

SUPPLEMENTAL

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

Tuesday, July 21, 2009

Preliminary Spending Plan Without Further Council Authorization, Including The Addition Of One Senior Emergency Planning Coordinator And The Award Of Professional Services Contracts Required By The Grant, Provided City's Hiring And Contract Services Requirements And Programs/Policies Are Followed
(09-0534-1)

**The July 14, 2009 Public Safety Committee approved recommendations; 4
Ayes**

S-10.50-C Subject: Alcohol Control Enforcement Project
C From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In An Amount Not To Exceed One Hundred Thousand Dollars (\$100,000) From The State Of California, Department Of Alcoholic Beverage Control (ABC), Grant Assistance Program (GAP), For A One-Year Alcohol Control Enforcement Project Within The Police Department
(09-0574)

**The July 14, 2009 Public Safety Committee approved recommendations; 4
Ayes**

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

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

- 13 Reconsideration of Ordinances pursuant to Charter Section 216

14. Consideration of items with statutory Public Hearing Requirements:

- 14.1 Subject: Olson 737-Oakland 1, LLC - Agreement Amendment
From: Community and Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Peices Of Legislation:
- 1) An Agency Resolution Amending Agency Resolution No. 2009-0005 Authorizing An Amendment To The Disposition And Development Agreement With Olson 737 - Oakland 1, LLC, For The City Center T-10 Residential Project At 14th Street, 13th Street Pedestrian Walk, Jefferson Street And Martin Luther King, Jr. Way: (A) To Authorize Transfer Of The Project And Property To WP West Development Enterprises, LLC, Or An Affiliated Entity, And (B) To Modify The Schedule And Extend The Completion Date; And
(09-0576)
- 2) A Resolution Amending Resolution No. 81781 Approving An Amendment To The

SUPPLEMENTAL

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

Tuesday, July 21, 2009

Disposition And Development Agreement Between The Redevelopment Agency And Olson 737 - Oakland 1, LLC, For The City Center T-10 Residential Project At 14th Street, 13th Street Pedestrian Walk, Jefferson Street And Martin Luther King, Jr. Way: (A) To Authorize Transfer Of The Project And Property To WP West Development Enterprises, L.L.C. Or An Affiliated Entity, And (B) To Modify The Schedule And Extend The Completion Date
(09-0576-1)

**The July 14, 2009 Community and Economic Development Committee
approved recommendations; 4 Ayes**

ACTION ON NON-CONSENT ITEMS:

- 15 Subject: Friends Of Oakland Parks And Recreation - Agreement
 From: Office of Parks and Recreation
 Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Execute An Agreement For The Cooperative Solicitation Of Private And Public Funding To Be Used For Capital Improvements For Office Of Parks And Recreation Projects, Programs And Services Throughout The City Of Oakland, And For The Improvement Of City Owned Park Grounds And Facilities, Between The City Of Oakland And Friends Of Oakland Parks And Recreation, For A Three Year Term, With Two Consecutive Three Year Options To Renew, And To Provide Friends Of Oakland Parks And Recreation Non-Exclusive Use Of The Lakeside Park Marsha J. Corprew Memorial Garden Center Located At 666 Bellevue Avenue; And 2) To Waive The Competitive Bidding Process For This Agreement
(09-0589)
- 16 Subject: 2009-2010 Even Start Family Literacy Program Grant
 From: Department of Human Services
 Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate The Even Start Family Literacy Grant For Program Year 2009-2010 From The State Of California Department Of Education In The Amount Of One Hundred Twenty Thousand, Seven Hundred Fifty Dollars (\$120,750.00) For The City Of Oakland San Antonio Even Start Program
(09-0387)
- 17 Subject: 2009-2010 Head Start Family Child Care Services Program
 From: Department of Human Services
 Recommendation: Adopt The Following Pieces Of Legislation:

 1) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A Professional Services Agreement With Regina Benoit For Head Start Family Child Care Services In An Amount Not To Exceed \$43,860; And Contingent Upon Receipt Of Head Start Funding, To Execute A One-Year Extension For An Additional Amount Not To Exceed \$43,860, For A Two-Year Total Not To Exceed \$87,720;
(09-0388)

SUPPLEMENTAL

2) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A Professional Services Agreement With Mada Hudson Head Start Family Child Care Services In An Amount Not To Exceed \$58,050; And Contingent Upon Receipt Of Head Start Funding, To Execute A One-Year Extension For An Additional Amount Not To Exceed \$58,050, For A Two-Year Total Not To Exceed \$116,100;

(09-0388-1)

3) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A Professional Services Agreement With Freda Stowe Head Start Family Child Care Services In An Amount Not To Exceed \$58,050; And Contingent Upon Receipt Of Head Start Funding, To Execute A One-Year Extension For An Additional Amount Not To Exceed \$58,050, For A Two-Year Total Not To Exceed \$116,100;

(09-0388-2)

4) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A Professional Services Agreement With Martha Rebollo Head Start Family Child Care Services In An Amount Not To Exceed \$80,410; And Contingent Upon Receipt Of Head Start Funding, To Execute A One-Year Extension For An Additional Amount Not To Exceed \$80,410, For A Two-Year Total Not To Exceed \$160,820;

(09-0388-3)

5) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A Professional Services Agreement With Vanessa Bulnes Head Start Family Child Care Services In An Amount Not To Exceed \$80,410; And Contingent Upon Receipt Of Head Start Funding, To Execute A One-Year Extension For An Additional Amount Not To Exceed \$80,410 For A Two-Year Total Not To Exceed \$160,820; And

(09-0388-4)

6) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A Professional Services Agreement With Valerie Hamilton Head Start Family Child Care Services In An Amount Not To Exceed \$87,720; And Contingent Upon Receipt Of Head Start Funding, To Execute A One-Year Extension For An Additional Amount Not To Exceed \$87,720, For A Two-Year Total Not To Exceed \$175,440

(09-0388-5)

18 Subject: Professional Services Agreement - Wowhaus
From: Cultural Arts and Marketing
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Professional Services Agreement With Wowhaus For Public Art Design, Fabrication And Installation Services For The Oakland Watershed Art Marker Project In An Amount Not To Exceed Eighty-Seven Thousand Dollars (\$87,000) In Measure DD Public Art Funds

SUPPLEMENTAL

(09-0508)

- 19 Subject: Head Start Advisory Panel Appointments
From: Department of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland To Confirm The Re-Appointment Of Krishen Laetsch, Jo-Ellen Spencer And Dr. Stacy Thompson To The Head Start Advisory Panel, Term Beginning March 12, 2008 And Ending March 11, 2011

(09-0579)

- 20 Subject: Oakland Tourism Business Improvement District
From: Office of the City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution To Establish The Oakland Tourism Business Improvement District (OTBID) Proposed By The Oakland Convention & Visitors Bureau, Declare The Results Of The Majority Protest Proceedings, And Authorizing The City Administrator To Negotiate And Enter Into A Professional Services Agreement With The Oakland Convention & Visitors Bureau To Operate The OTBID

(07-1393-1)

This item will appear as a Public Hearing on the July 28, 2009 City Council Agenda

- 21 Subject: ~~Army Base Master Developer~~
From: ~~Vice Mayor De La Fuente~~
Recommendation: ~~Adopt An Agency Resolution Authorizing The Agency Administrator To Negotiate And Enter Into An Exclusive Negotiating Agreement For A Term Of 360 Days From Agency Approval, Between The Oakland Redevelopment Agency And AMB Property Corporation/California Capital Group And/Or Federal Oakland Associates Regarding A Proposed Development Of A Mixed-Use Project Consisting Of Logistics, Industrial, Office, Project-Serving Retail And Other Uses Mandated By The Agency On Up To 135 Acres Of The Former Oakland Army Base~~

~~(09-0553)~~

- S-21.1 Subject: Schedule Date for Army Base Master Developer Discussion
From: Pursuant To Rule 28 Council's Rules Of Procedure Resolution 79006
Recommendation: Schedule The Date For Council Discussion And Action On An Agency Resolution Authorizing The Agency Administrator To Negotiate And Enter Into An Exclusive Negotiating Agreement For A Term Of 360 Days From Agency Approval Between The Oakland Redevelopment Agency And AMB Property Corporation/California Capital Group And/Or Federal Oakland Associates Regarding A Proposed Development Of A Mixed-Use Project Consisting Of Logistics, Industrial, Office, Project-Serving Retail And Other Uses Mandated By The Agency On Up To 135 Acres Of The Former Oakland Army Base

(This Item Is On The Agenda Solely For The Purpose Of Scheduling A Date For The Council's Discussion And Action On A Resolution Authorizing Negotiations With An

SUPPLEMENTAL

Oakland Army Base Developer.)
(09-0690)

Pursuant to Rule 28 of the Council's Rules of Procedure, Resolution 79006 C.M.S. Item 21 was removed from the agenda and Item 21.1 was added to the agenda

- 22 Subject: Local 55 - Memorandum Of Understanding
From: Oakland Fire Department
Recommendation: Adopt A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The International Association Of Firefighters, Local 55, Representing Employees In Representation Unit FQ1, Covering The Period Of July 1, 2008 Through June 30, 2012
(09-0592)
- 23 Subject: Local 1021 - Memoranda Of Understanding
From: Finance and Management Agency
Recommendation: Adopt A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The Service Employees International Union, Local 1021, Representing Employees In Representation Units SB1, SC1 And SD1, Covering The Period From July 1, 2008, Through June 30, 2011
(09-0593)
- 24 Discussion And Action On Potential Proposals To Obtain Grant Funds Provided Under The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package")
(09-0188)
- 24.1 Subject: American Recovery And Reinvestment Act Grant Applications
From: Office of the City Administrator
Recommendation: Receive An Informational Report On Possible American Recovery And Reinvestment Act Grant Applications That The City May Submit Or Support During Council Recess, Including The Broadband Technology Opportunities Program, Green Jobs Training, And State Energy Efficiency And Conservation
(09-0680)
- This item was placed on the agenda pursuant to Rule 28 of the Council's Rules of Procedure, Resolution 79006 C.M.S.**
- 25 Subject: Head Start Advisory Panel
From: Department of Human Services
Recommendation: Adopt A Resolution Confirming The Appointment Of Rebecca Hawley-Cooper, Aisha Brown, And Alexandria Caraballo To The Head Start Advisory Panel To Fill Current Vacancies
(09-0386)
- 26 Subject: Hourly Parking Rates Increase - Various Garages
From: Finance And Management Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An

SUPPLEMENTAL

Ordinance Amending Ordinance Number 12880 C.M.S. (Master Fee Schedule), As Amended, To Increase Hourly Parking At The Grand Avenue, Piedmont Avenue, Parkway, Harrison Street And Montclair Parking Lots Rates To \$2.00 Per Hour, And To Increase The Hourly Parking At The Clay Street And Dalziel Building Garages To \$4.50 Per Hour
(09-0633)

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

Final Passage (Second Reading) has been scheduled for July 28, 2009

**This item will appear as a Public Hearing on the July 28, 2009 City Council
agenda**

- 27 Subject: Monthly Swim Pass
From: Councilmember Rebecca Kaplan
Recommendation: Adopt An Ordinance Amending Ordinance Number 12880 C.M.S. (Master Fee Schedule), As Amended, To Establish A New Fee Of \$80.00 For Adult Monthly Swim Pass
(09-0638)

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

Final Passage (Second Reading) has been scheduled for July 28, 2009

- 28 Subject: Memorandum Of Understanding - Local 1245
From: Finance And Management Agency
Recommendation: Adopt A Resolution Approving Memorandum Of Understanding Between The City Of Oakland And The International Brotherhood Of Electrical Workers (IBEW) Union, Local 1245, Representing Employees In Representation Units IE1 And TV1, For The Period Of July 1, 2008 Through June 30, 2011
(09-0641)

- 29 Subject: Parks And Recreation Advisory Commission - Appointment
From: Council President Brunner & Councilmember Nadel
Recommendation: Adopt A Resolution Appointing Judy Belcher To The Parks And Recreation Advisory Commission For The Term Beginning November 15, 2008 And Ending November 14, 2011, Pursuant To City Council's Authority Under Charter Section 601 To Fill Vacancies On City Boards And Commissions If The Mayor Does Not Submit A Candidate To Fill The Vacancy Within 90 Days Of The Date The Vacancy Occurs
(09-0642)

- 30 Subject: Parks And Recreation Advisory Commission - Appointment
From: Council President Brunner
Recommendation: Adopt A Resolution Appointing Barry Miller To The Parks And

SUPPLEMENTAL

Recreation Advisory Commission For The Term Beginning November 17, 2008 And Ending November 16, 2011 Pursuant To City Council's Authority Under Charter Section 601 To Fill Vacancies On City Boards And Commissions If The Mayor Does Not Submit A Candidate To Fill The Vacancy Within 90 Days Of The Date The Vacancy Occurs

(09-0643)

- 31 Subject: Local 55 Employee Hours
From: Oakland Fire Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Ordinance No. 12187 C.M.S. (The Salary Ordinance) To Adjust The Salaries Of Employees In The Job Classification Represented By The International Association Of Firefighters Local 55
(09-0647)

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

Final Passage (Second Reading) has been scheduled for July 28, 2009

- 32 Subject: Workforce Investment - Adult Programs
From: Office of the Mayor
Recommendation: Adopt A Resolution Accepting And Appropriating \$3,192,019 In Fiscal Year 2008-2009 American Recovery And Reinvestment Act Workforce Investment Act (WIA) Title 1 Adult And Dislocated Worker, Youth Employment Funds, Allocating \$2,200,393 In Said Funds To Designated Adult And Dislocated Worker Service Providers, Allocating \$601,626 In Said Funds To The Oakland Private Industry Council, Inc., For Administrative Costs As The Oakland Workforce Investment System Administrator, Allocating \$360,000 In Said Funds For City Administration, And Accepting And Allocating \$34,000 In Fiscal Year 2008-2009 WIA Title 1 15% Demonstration Project Funds (TITLE CHANGE)

(09-0652)

- 33 Subject: Citizen's Police Review Board - Appointment
From: Office of the Mayor
Recommendation: Adopt A Resolution Appointing Ann Wyman, As A Member Of The Citizen's Police Review Board

(09-0660)

- 34 Subject: Children's Fairyland Board - Appointment
From: Office of the Mayor
Recommendation: Adopt A Resolution Appointing Matthew Webb As A Member Of The Children's Fairyland Board

(09-0661)

- 35 Subject: Budget Advisory Committee - Appointments
From: Office of the Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Kalie Moore And Jay Ashford As Members Of The Budget Advisory Committee

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, July 21, 2009

(09-0662)

S-36 Subject: Fruitvale Alive Streetscape Improvement Project
From: Vice Mayor De La Fuente
Recommendation: Adopt A Resolution Awarding A Construction Contract to Ray's Electric For The Fruitvale Alive Streetscape Improvement Project (Project No. G375710) On Fruitvale Avenue From East 12th Street To Coloma Street, In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of Two Million Five Hundred Ninety-Eight Thousand One Hundred Thirty-Three Dollars And Seventy-Five Cents (\$2,598,133.75)

(09-0599)

The July 14, 2009 Public Works Committee approved recommendations and directed staff to provide a future report with more specific information for the area between Foothill and International on possible alternatives in terms to improve the safety and biking in that area; 3 Ayes; 1 Abstention-Nadel

S-37 Subject: Residential Parking Permit Renewal Process
From: Council President Brunner
Recommendation: Receive An Informational Report From Parking Operations On Streamlining And Implementing Revisions To The Residential Parking Permit Program

(09-0421)

The July 14, 2009 Finance and Management Committee received and forwarded the report and directed staff to come back to a future meeting with information on whether the permit fee should be bumped up or if the permit fee is cost covering/cost neutral; 4 Ayes

S-38 Subject: False Alarm Reduction Program
From: Oakland Police Department
Recommendation: Adopt The Following Pieces of Legislation:

1) An Ordinance Repealing And Reenacting Oakland Municipal Code (OMC) Chapter 8.02, Burglar Alarm Systems;

(09-0394)

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

Final Passage (Second Reading) has been scheduled for July 28, 2009

2) An Ordinance Amending Ordinance No. 12809 (Master Fee Schedule) To Establish Service Fees For False Alarms And For False Alarm Reduction Activities; And

(09-0394-1)

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

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, July 21, 2009

Final Passage (Second Reading) has been scheduled for July 28, 2009

3) A Resolution Authorizing The City Administrator To Create A Special Fund To Receive Revenues Generated By The False Alarm Reduction Program Administered By The Oakland Police Department

[\(09-0394-2\)](#)

4) A Resolution Authorizing The City Administrator To Negotiate And Award A Contract For The Administration Of The Oakland Police Department's False Alarm Reduction Program In An Amount Not To Exceed 52% Of Alarm Permit Revenue Or 35% Of Total Program Revenue (TITLE CHANGE)

[\(09-0394-3\)](#)

The July 14, 2009 Finance and Management Committee approved recommendations and directed staff to provide a supplemental report on the following: 1) Responses from SEIU 1021 regarding their position on the City's/OPDs decision to outsource the contract to run the False Alarm Program. The Committee also directed staff to comeback to Committee with the results from RFP process; 4 Ayes

S-39 Subject: Indenture & Loan Agreement Amendment - Uptown Project
From: Finance and Management Agency
Recommendation: Adopt An Agency Resolution By The Redevelopment Agency Of The City Of Oakland 1) Authorizing Amendments To The Multifamily Housing Revenue Bonds (Uptown Apartments Project) 2005 Series Trust Indenture Between The Agency And Wells Fargo Bank, As Trustee, And Related Loan Agreement Between The Agency And Uptown Housing Partners Extending The Term Of The Current Project Financing By Fourteen Months, And (2) Authorizing Necessary Actions In Connection Therewith
[\(09-0523\)](#)

The July 14, 2009 Finance and Management Committee approved recommendations; 4 Ayes

S-40 Subject: Schedule Of Parking Fines Amendment
From: Finance and Management Agency
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Sections 10.48.010 "Schedule Of Parking Fines" To Decrease The City Of Oakland Fine For California State Vehicle Code Section 22522 "Sidewalk Access Ramp Within Three (3) Feet" From \$320 (Three Hundred Twenty Dollars) To \$275 (Two Hundred Seventy-Five Dollars)
[\(09-0645\)](#)

This item was placed on the agenda pursuant to Rule 28 of the Council's Rules of Procedure, Resolution 79006 C.M.S.

This item will appear as a Public Hearing on the July 28, 2009 City Council Agenda

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, July 21, 2009

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

Final Passage (Second Reading) has been scheduled for July 28, 2009

**This item requires an urgency finding pursuant to Section 2.20.080 E(2) of
the Sunshine Ordinance requiring a 2/3 majority vote.**

S-41 Subject: State Water Resources Control Agreement
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing Entering Into A Financial Assistance
Agreement With The State Water Resources Control Board And Designating The City
Administrator, Or His Designee, To Sign The Financial Assistance Agreement, And Any
Amendments Thereto
(09-0687)

**This item was placed on the agenda pursuant to Rule 28 of the Council's
Rules of Procedure, Resolution 79006 C.M.S.**

**This item requires an urgency finding pursuant to Section 2.20.080 E(2) of
the Sunshine Ordinance requiring a 2/3 majority vote.**

Continuation of Open Forum

ADJOURNMENT OF COUNCIL SESSION

**(Meeting shall conclude no later than 10:30 p.m., unless extended by Majority Vote of the
Council)**

Americans With Disabilities Act

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

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 839-6451

(TDD)

THE HANGING OF BANNERS, POSTERS, SIGNS, OR ANY MATERIAL ON OR
OVER THE GALLERY BANNISTERS IS STRICTLY PROHIBITED IN ORDER TO
ENSURE THE SAFETY OF THOSE ATTENDING MEETINGS.

(...)

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, July 21, 2009

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

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

ORA - Oakland Redevelopment Agency
S - Supplemental Item