



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

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

Thursday, June 27, 2013

6:30 PM

City Council Chambers, 3rd Floor

1 Pledge of Allegiance

The Concurrent Meeting of the Oakland City Council and Successor Redevelopment Agency was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 6:35 p.m.

2 Roll Call / City Council

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

3 Open Forum / Citizens Comments

(Time Available: 15 Minutes)

There were 15 speakers during Open Forum.

4 Oral Report Of Final Decisions Made During Closed Session & Disclosure Of Non-Confidential Closed Session Discussions

There was no action necessary for this item.

5 Subject: Fiscal Year 2013-2015 Special Budget Meeting
From: City Administrator's Office
Recommendation: Receive A Presentation And Hold Discussion On The Mayor's Proposed Budget For Fiscal Year 2013-2015
[12-0351](#)

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

Votes: ORA\Councilmember Noes: 3 - Councilmember Gallo, Vice Mayor Reid and Councilmember Brooks
ORA\Councilmember Ayes: 5 - Councilmember Kalb, Councilmember Gibson McElhaney, Councilmember Schaaf, Council President Kernighan and President Pro Tempore Kaplan

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S-6 Subject: Amending Council's GPF Financial Policies: Real Estate Transfer Taxes
From: Vice Mayor Larry Reid
Recommendation: Adopt An Ordinance Amending Ordinance No. 13134 C.M.S., Which Sets Forth The Council's General Purpose Fund (GPF) Financial Policies, To Permit The Use Of Excess Real Estate Transfer Tax Revenues To Pay For One Time Expenses
[12-0607](#)

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

Votes: ORA\Councilmember Abstained: 1 - Councilmember Kalb
ORA\Councilmember Noes: 1 - Councilmember Schaaf
ORA\Councilmember Ayes: 6 - Councilmember Gibson McElhaney, Councilmember Gallo, Vice Mayor Reid, Council President Kernighan, President Pro Tempore Kaplan and Councilmember Brooks

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S-7 Subject: Semi-Annual Vacancy Report
 From: Department Of Human Resources Management
 Recommendation: Receive An Informational Report On Budgeted Vacant Positions And
 Hiring For The Period September 6, 2012 Through April 8, 2013
 [12-0573](#)

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

Votes: ORA\Councilmember Absent: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Kalb, Councilmember Gibson
McElhaney, Councilmember Gallo, Councilmember Schaaf, Vice Mayor Reid,
Council President Kernighan and President Pro Tempore Kaplan
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S-8 Subject: Amendment To The Fiscal Year 2012-13 Master Fee Schedule
 From: Office Of The City Administrator
 Recommendation: Adopt An Ordinance Amending Ordinance Number 13133 C.M.S. (The
 Fiscal Year 2012-2013 Master Fee Schedule, Or "MFS"), To Establish, Modify And Delete
 Fees And Penalties Assessed By The Office Of The City Administrator, The City Attorney's
 Office, The Finance And Management Agency, The Oakland Police Department, The Oakland
 Fire Department, The Oakland Public Library, The Office Of Parks And Recreation, The
 Department Of Human Services, The Public Works Agency, The Department Of Housing &
 Community Development And The Department Of Planning & Building
 [12-0560](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Kalb, Councilmember Gibson
McElhaney, Councilmember Gallo, Councilmember Schaaf, Vice Mayor Reid,
Council President Kernighan, President Pro Tempore Kaplan and
Councilmember Brooks
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S-9 Subject: FY 2013-2015 Adopted Policy Budget
 From: Office Of The City Administrator
 Recommendation: Adopt A Resolution Authorizing The FY 2013-2015 Biennial Budget And
 Appropriating Certain Funds To Provide For The Expenditures Proposed By Said Budget
 [12-0622](#)

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

Votes: ORA\Councilmember Absent: 1 - Councilmember Brooks
 ORA\Councilmember Noes: 2 - Councilmember Gallo and Vice Mayor Reid
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S-10 Subject: Appropriations Limit For FY 2013-2015
 From: Office Of The City Administrator
 Recommendation: Adopt A Resolution Establishing An Appropriations Limit For Fiscal Year
 2013-2014 Pursuant To Article XIII B Of The California Constitution
 [12-0623](#)

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

Votes: ORA\Councilmember Absent: 1 - Councilmember Brooks
 ORA\Councilmember Noes: 2 - Councilmember Gallo and Vice Mayor Reid
 ORA\Councilmember Ayes: 5 - Councilmember Kalb, Councilmember Gibson
 McElhaney, Councilmember Schaaf, Council President Kernighan and
 President Pro Tempore Kaplan
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S-11 Subject: Recognizing New General Purpose Fund Revenue
From: Office Of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

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

[12-0583](#)

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

Votes: ORA\Councilmember Abstained: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Kalb, Councilmember Gibson McElhaney, Councilmember Gallo, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and President Pro Tempore Kaplan
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2) A Resolution Authorizing The City Administrator Or Her Designee To Appropriate Four Million Four Hundred Thousand Dollars (\$4,400,000) For The Overtime The Oakland Police Department Is Projected To Spend Over The FY 2012-13 Police Department General Purpose Fund Budget, From Undesignated General Purpose Fund Balance; And

[12-0583-1](#)

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

Votes: ORA\Councilmember Abstained: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Kalb, Councilmember Gibson McElhaney, Councilmember Gallo, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and President Pro Tempore Kaplan
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3) A Resolution Authorizing The City Administrator Or Her Designee To Appropriate Seven Million Dollars To A Reserve For Pending Litigation And Settlements From Undesignated General Purpose Fund Balance; And
[12-0583-2](#)

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

Votes: ORA\Councilmember Abstained: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Kalb, Councilmember Gibson McElhaney, Councilmember Gallo, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and President Pro Tempore Kaplan
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4) A Resolution Authorizing The City Administrator Or Her Designee To Appropriate Four Million Eight Hundred Fourteen Thousand Six Hundred Ten Dollars (\$4,814,610) From Undesignated General Purpose Fund Balance To Compliance Director Compensation And Staff Costs, Remedial Action Plan Costs, And Strategic Policy Partners Recommendation Costs; And
[12-0583-3](#)

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

Votes: ORA\Councilmember Abstained: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Kalb, Councilmember Gibson McElhaney, Councilmember Gallo, Councilmember Schaaf, Vice Mayor Reid, Council President Kernighan and President Pro Tempore Kaplan
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S-12 Subject: Resolution Opposing State Legislation Weakening The California Public Records Act
From: Councilmembers Kalb And Schaaf
Recommendation: Adopt A Resolution Opposing State Legislation That Weakens California Public Records Act Disclosure Provisions Applicable To Local Agencies
[12-0635](#)

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

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

Adjournment

There being no further business, and upon the motion duly made, the Council adjourned the meeting at 11:40 p.m.

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

City Clerk and Clerk of the Council