



# 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 Joint Powers Financing  
Authority and Finance and Management Committee  
Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California 94612**

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

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**Tuesday, July 12, 2011**

**12:00 PM**

**Sgt. Mark Dunakin Rm - 1st Floor**

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**Roll Call / Call to Order**

Councilmember Present: 4 - Vice Mayor Brooks, Member Brunner, Member Kernighan and Chair De La Fuente

*The Concurrent Meeting of the Joint Powers Financing Authority and Oakland City Council Finance and Management Committee convened at 12:06 p.m., with President Pro Tempore De La Fuente presiding as Chairperson.*

1 Approval of the Draft Minutes from the Committee Meeting held on June 28, 2011

**A motion was made by Member Brunner, seconded by Member Kernighan, to \*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Vice Mayor Brooks, Member Brunner, Member Kernighan and Chair De La Fuente

2 Determination of Schedule of Outstanding Committee Items

**A motion was made to \*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Vice Mayor Brooks, Member Brunner, Member Kernighan and Chair De La Fuente

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3 Subject: State and Federal Budget Status

From: Office Of Budget

Recommendation: Receive An Informational Report Regarding The Status Of The State and Federal Budget Development And Its Potential Impacts On The City Of Oakland [TITLE CHANGE]

[09-0439-8](#)

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

**Votes:** Councilmember Aye: Vice Mayor Brooks, Member Brunner, Member Kernighan and Chair De La Fuente

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4 Subject: Citywide Vacancies/Status Updates ("Golden Handshake")  
From: Department Of Human Resources Management  
Recommendation: Receive A Quarterly Report On Citywide Vacancies And A Status Update  
On Positions Vacated Under The 2009 CalPERS Two Years Additional Service Credit  
Retirement Incentive Program ("Golden Handshake"); On The October 25, 2011 Finance And  
Management Committee Agenda  
[10-0654](#)

**Continued to \*Finance & Management Committee on 9/13/2011**

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5 Subject: City Auditor's Salary  
From: Office Of The City Auditor  
Recommendation: Adopt A Resolution Setting The Salary For The Newly Elected City  
Auditor Of The City Of Oakland Pursuant To The Oakland City Charter, Article IV, Section  
403, Effective 2015  
[10-0667](#)

**Continued to \*Finance & Management Committee on 9/13/2011**

*There were two speakers on this item.*

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6 Subject: SeeClickFix License Agreement  
From: Public Works Agency  
Recommendation: Adopt A Resolution Waiving Advertising And Bidding Requirements Of  
The Oakland Municipal Code For The Integration, Subscription And Licensing For  
SeeClickFix, An On-Line And Mobile Application Improving Customer Service And Enabling  
The Public To Report And Track Infrastructure Maintenance Issues In The City Of Oakland, So  
That The City Administrator May Enter Into A Three Year Agreement With SeeClickFix, In  
An Amount Of \$10,000 In The First Year And \$8,000 For The Following Two Years, With The  
Option To Extend Annually For A Maximum Five Percent Increase Each Year Thereafter, For  
A Total Five Year Period And A Total Contract Amount Not To Exceed\$43,220  
[10-0761](#)

**A motion was made by Vice Mayor Brooks, seconded by Member  
Kernighan, that this matter be \*Approve the Recommendation of Staff,  
and Forward to the Concurrent Meeting of the Oakland Redevelopment  
Agency / City Council, due back on July 19, 2011. The motion carried by  
the following vote:**

**Votes:** Councilmember Aye: Vice Mayor Brooks, Member Brunner, Member  
Kernighan and Chair De La Fuente  
*There was one speaker on this item.*

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7            Subject:    Land Purchase Agreement - Park Blvd And Monterey Blvd  
From:        Community And Economic Development Agency  
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Acquire Parcel 029A-1330-027-03 And Parcel 029A-1330-009-01 For Use As A Part Of The Montclair Golf Course From The California Department Of Transportation For \$25,000  
[10-0700](#)

**A motion was made by Member Kernighan, seconded by Vice Mayor Brooks, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 19, 2011. The motion carried by the following vote:**

**Votes:** Councilmember Abstained: Member Brunner  
Councilmember Aye: Vice Mayor Brooks, Member Kernighan and Chair De La Fuente  
*There was one speaker on this item.*

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8            Subject:    Closed Captioning Professional Service Contract  
From:        Office Of The City Clerk  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Two (2) Year Professional Service Contract Between The City Of Oakland And Aegis Rapid Text, Inc. To Provide Stenography Services For Real-Time Off-Site Closed Captioning Of All Regularly Scheduled And Special Concurrent Oakland Redevelopment Agency / Oakland City Council, And City Council Committee Meetings In A Total Amount Not-To-Exceed Fifty Thousand Dollars (\$50,000) Per Year For The Period From September 1, 2011 Through August 31, 2013 And Authorizing The Extension Of The Contract For Up To Two (2) Years For An Additional Amount Not-To-Exceed Fifty Thousand Dollars (\$50,000) Per Year  
[10-0780](#)

**A motion was made by Member Kernighan, seconded by Vice Mayor Brooks, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 19, 2011. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Vice Mayor Brooks, Member Brunner, Member Kernighan and Chair De La Fuente  
*There was one speaker on this item.*

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9            Subject:     Summer Recess Grant And Contract Awards  
              From:            Office Of The City Administrator  
              Recommendation: Adopt A Resolution Authorizing The City Administrator To Make Grant Awards, Accept Grant Funds And Award Contracts For The Purchase Of Construction Labor And Materials Exceeding \$500,000.00, To Be Executed During The City Council Annual Recess Of 2011, As Follows:

1.    A Resolution To Award A Construction Contract To The Lowest, Responsive, Responsible Bidder, For The Construction Of MacArthur Boulevard Improvement Project (Project No. C167640), Or To Reject All Bids If All Bids Are Deemed Non-Responsive Or Non-Responsible, And Award A Contract On The Open Market In Accord With The Project Plans And Specifications Up To The Amount Of \$5,075,351.00;
2.    A Resolution Authorizing The Acceptance And Appropriation Of Up To \$827,900.00 Of Federal Funds From The Transportation, Housing And Urban Development And Related Agencies Appropriation Act Of 2010 For The Lake Merritt Improvement Project;
3.    A Resolution Awarding A Construction Contract To The Lowest, Responsive, Responsible Bidder, For The Installation Of New And Modified Traffic Signals At Various Locations (Project Nos. C313710, C318210, C316210) Or To Negotiate With The Lowest Bidder If Bids Are Deemed Non-Responsive Or Non-Responsible, In Accord With The Project Plans And Specifications In An Amount Not To Exceed Eight-Hundred Thousand Dollars (\$800,000.00) Without Return To Council;
4.    A Resolution Awarding A Construction Contract To The Lowest, Responsive, Responsible Bidder, For The Safe Routes To Schools, Cycle 7 Project (Project No. C357010) Or To Negotiate With The Lowest Bidder If Bids Are Deemed Non-Responsive Or Non-Responsible, In Accord With The Project Plans And Specifications In An Amount Not To Exceed Six-Hundred Thousand Dollars (\$600,000.00) Without Return To Council; And
5.    A Resolution Awarding A Construction Contract To The Lowest, Responsive, Responsible Bidder, For The Broadway Intelligent Transportation Systems (Its) (Project No. C270210) Or To Negotiate With The Lowest Bidder If Bids Are Deemed Non-Responsive Or Non-Responsible, In Accord With The Project Plans And Specifications In An Amount Not To Exceed Eight-Hundred Thousand Dollars (\$800,000.00) Without Return To Council

[10-0773](#)

**A motion was made that this matter be \*Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 19, 2011. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Vice Mayor Brooks, Member Brunner, Member Kernighan and Chair De La Fuente

*The committee directed staff to amend the resolution to only accept grants and proceed with all regular RFP processes for the specified projects. The committee further directed staff to return to Council in September with*

*recommendations for contract awards to obtain Council approval.*

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*Councilmember Schaaf was noted present at 11:08 a.m. and at that time the Finance and Management Committee adjourned and the body convened as a Special Concurrent Meeting of the Joint Powers Financing Authority and Oakland City Council.*

10

Subject: PFRS Ballot Measure

From: Councilmember Libby Schaaf

Recommendation: Adopt A Resolution Submitting On The Council's Own Motion, A Proposed Charter Amendment, Entitled, "Measure Allowing the Police and Fire Retirement System Board and City Council to Set an Actuarially Sound Deadline For Fully Funding Its Retirement Plan", To Be Submitted To The Electors At The Next Special or General Municipal Election; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Next Election Date

[10-0786](#)

**A motion was made by Member Kernighan, seconded by Vice Mayor Brooks, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 19, 2011. The motion carried by the following vote:**

**Votes:** Councilmember No: Chair De La Fuente

Councilmember Aye: Vice Mayor Brooks, Member Brunner and Member Kernighan

*There were 7 speakers on this item.*

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11            Subject:    Rainy Day Fund Ballot Measure  
                 From:            Councilmember Libby Schaaf  
                 Recommendation: Adopt A Resolution Submitting On The Council's Own Motion, A Proposed Charter Amendment, Entitled, "Measure Establishing A 'Rainy Day' Fund For Money Collected When There Is An Unusually Large Surplus, Which May Be Used In Years When There Is A Revenue Shortfall", To Be Submitted To The Electors At The Next Special Or General Municipal Election; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Next Election Date  
[10-0787](#)

**No Action Taken**

*There were 7 speakers on this item.*

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*At this time Councilmember Schaaf was noted absent and the Special Concurrent Meeting of the Joint Powers Financing Authority and Oakland City Council adjourned and the body convened as the Finance and Management Committee.*

12            Subject:    PFRS Funding Options And Swap Termination  
                 From:            Finance And Management Agency  
                 Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Of The City Council Of The City Of Oakland Authorizing And Approving The Option To Fund The Police And Fire Retirement System Unfunded Accrued Actuarial Liability Through A Combination Of Pay-As-You-Go Method And The Use Of Pension Obligation Bonds; Directing The City Administrator To Negotiate The Terms And Conditions Of The Funding Option(S) Approved By City Council For The System And Enter Into An Agreement With The Police And Fire Retirement Board; And

[10-0777](#)

**Continued to \*Finance & Management Committee on 9/13/2011**

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2) A Resolution Of The City Council Of The City Of Oakland Authorizing And Approving The Termination Of The Swap Agreement Related To The Oakland Joint Powers Financing Authority, Lease Revenue Bonds, 1998 Series A1/A2  
[10-0777-1](#)

**\*Approve the Recommendation of Staff, and Forward to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 7/26/2011**

*The committee deferred this item to the July 19, 2011 Closed Session to discuss potential litigation against the lender.*

*There were 3 speakers on this item.*

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13 Subject: Henry J. Kaiser - Lease Revenue Bonds  
From: Finance And Management Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Authorizing the Substitution of City Hall for the Henry J. Kaiser Convention Center Securing the Existing Obligations for the Oakland Joint Powers Financing Authority Lease Revenue Refunding Bonds (Oakland Convention Centers), Series 2001; Approving the Execution and Delivery of Amendments to Leases to Substitute such Property and Authorizing the Taking of all Necessary Actions Relating Thereto; And  
[10-0684](#)

**A motion was made by Member Kernighan, seconded by Member Brunner, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on July 19, 2011. The motion carried by the following vote:**

**Votes:** Councilmember No: Vice Mayor Brooks  
Councilmember Aye: Member Brunner, Member Kernighan and Chair De La Fuente

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2) A Resolution of the Oakland Joint Powers Financing Authority Authorizing the Substitution of City Hall for the Henry J. Kaiser Convention Center Securing the Existing Obligations for the Oakland Joint Powers Financing Authority Lease Revenue Refunding Bonds (Oakland Convention Centers), Series 2001; Approving the Execution and Delivery of Amendments to Leases to Substitute such Property and Authorizing the Taking of all Necessary Actions Relating Thereto  
[10-0684-1](#)

**A motion was made by Member Kernighan, seconded by Member Brunner, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on July 19, 2011. The motion carried by the following vote:**

**Votes:** Councilmember No: Vice Mayor Brooks  
Councilmember Aye: Member Brunner, Member Kernighan and Chair De La Fuente  
*There were 2 speakers on this item.*

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**Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)**

*There were 3 speakers during Open Forum.*

**Adjournment**

*There being no further business, and upon the motion duly made, the Concurrent Meeting of the Joint Powers Financing Authority and Oakland City Council Finance and Management Committee adjourned the meeting at 3:12 p.m.*

\* In the event of a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however no final City Council action can be taken.



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*City Clerk and Clerk of the Council*