

SUPPLEMENTAL



City of Oakland Meeting Minutes

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

Concurrent Meeting of the Oakland Redevelopment Agency / City Council

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

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

Tuesday, March 02, 2010

6:00 PM

Oakland City Hall, 3rd Floor

1 Pledge of Allegiance

The Concurrent Meeting of the Oakland Redevelopment Agency and City Council was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 6:09pm.

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

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ORA\Councilmember Present: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

3 Open Forum / Citizens Comments

(Time Available: 15 minutes)

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The following individuals spoke under open forum:

- *Geoffry Pete*
- *John Wislon*
- *Hammonds*
- *Yvonne Martinez*
- *David E. Mix*
- *Oscar Wright*
- *Richard Adams*
- *Winette Allen*
- *Holly Alonso*
- *Snajiv Handa*
- *Benjamin D. Glickstein*

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.

There was no action necessary for this item.

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- 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)
There was no action necessary for this item.

- 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.
There was no action necessary for this item.

- 7 Approval of the Draft Minutes from the Concurrent Meeting of the Oakland Redevelopment Agency/City Council held on February 16, 2010
A motion was made by Councilmember Reid, seconded by Councilmember Kaplan, to *Approve as Submitted. The motion carried by the following vote:

Votes: ORA\Councilmember Absent: 1 - Councilmember Quan
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Reid and President of the Council Brunner

8. PRESENTATION OF CEREMONIAL MATTERS

- 8.1 Subject: American Red Cross Month
From: Councilmember Quan
Recommendation: Adopt A Resolution Celebrating March 2010 As American Red Cross Month
[09-1230](#)
[Play Video](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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9. COUNCIL ACKNOWLEDGEMENTS / ANNOUNCEMENTS

Agency/Councilmembers Reid and Brooks took a point of personal privilege and requested that the meeting be adjourned in memory of Paulette Hogan.

Vice Mayor Quan took a point of personal privilege and requested that the meeting be adjourned in memory of Lonnie Gains

Agency/Council President Brunner took a point of personal privilege and requested that the meeting be adjourned in memory of Mary Burgess

10. CONSENT CALENDAR (CC) ITEMS:

[Play Video](#)

- 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
[09-1215](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individua (s) spoke on this item:

- David Mix

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- 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
[09-1216](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individua (s) spoke on this item:

- David Mix

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10.3-CC Subject: 2010 National Developmental Disabilities Month
From: Council President Brunner
Recommendation: Adopt A Resolution Proclaiming March 2010 National Developmental
Disabilities Month And Recognizing The Arc Of Alameda County For Its Leadership In
Providing Quality Services For People With Intellectual And Developmental Disabilities And
Their Families
[09-1209](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan, Councilmember Reid and President of the
Council Brunner

The following individua (s) spoke on this item:

- David Mix

- Sanjiv Handa

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10.4-CC Subject: 2008-2009 Audit Report
From: Finance and Management Agency
Recommendation: Receive An Informational Report Presenting The Measure Y - Violence
Prevention & Public Safety Act Of 2004 Audit And Program Status Report
[09-1067](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan, Councilmember Reid and President of the
Council Brunner

The following individua (s) spoke on this item:

- David Mix

- Sanjiv Handa

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10.5-CC Subject: 2010 Legislation Session
From: Councilmember De La Fuente
Recommendation: Adopt A Resolution Urging The United States Senate To Introduce And
Pass A Fair, Humane And Comprehensive Immigration Reform Bill During The 2010
Legislative Session
[09-1232](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individua (s) spoke on this item:

- David Mix

- Sanjiv Handa

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S-10.6-CC Subject: Alameda County Green Business Program
From: Public Works Agency
Recommendation: Adopt A Resolution Waiving The Competitive RFQ/RFP Selection Requirement And Awarding A Two-Year Agreement For An Amount Not-To-Exceed Sixty Thousand Dollars (\$60,000.00) To The Association Of Bay Area Governments Balance Foundation -Alameda County Green Business Program To Provide Green Business Certification For Oakland Businesses
[09-1143](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individua (s) spoke on this item:

- David Mix

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S-10.7-CC Subject: Conditional And Revocable Permit - 610 Lancaster Street
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Permit To
Lancaster Lofts LLC To Allow A Second Story Bedroom For A New Residence Located At
610 Lancaster Street To Encroach Over The Public Right-Of-Way
[09-1158](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individua (s) spoke on this item:

- David Mix

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S-10.8-CC Subject: Eighteen Professional Services Agreements
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) 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) With Bruce Jett Associates For As-Needed Landscape Architectural Services Over A Period Of Three Years; And

[09-1165](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

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2) 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) Peter Wolfe Landscape Architecture For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-1](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

3) 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) Merrill Morris Partners, Inc. For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-2](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

4) 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) Harris Design For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-3](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

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5) 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) Cliff Lowe Associates For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-4](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

6) 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) Keller Mitchell And Company For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-5](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

7) 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) Restoration Design Group For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-6](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

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8) 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) Urban Design Associates For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-7](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

9) 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) Questa Engineering Corporation, For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-8](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

10) A Resolution Authorizing The City Administrator Or His Designee To Enter Into A Professional Services Agreements In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) With Dillingham Associates For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-9](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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11) A Resolution Authorizing The City Administrator Or His Designee To Enter Into A Professional Services Agreements In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) With Adrienne Wong Associates For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-10](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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12) A Resolution Authorizing The City Administrator Or His Designee To Enter Into A Professional Services Agreements In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) With Design, Community & Environment For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-11](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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13) 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) With Stantec Consulting, Inc. For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-12](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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14) 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) With Golden Associates For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-13](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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15) A Resolution Authorizing The City Administrator Or His Designee To Enter Into A Professional Services Agreements In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) With Wallace Roberts And Todd; For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-14](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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16) A Resolution Authorizing The City Administrator Or His Designee To Enter Into A Professional Services Agreements In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) With CMG Landscape Architecture, For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-15](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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17) A Resolution Authorizing The City Administrator Or His Designee To Enter Into A Professional Services Agreements In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) With Sasaki Associates Inc., For As-Needed Landscape Architectural Services Over A Period Of Three Years; And
[09-1165-16](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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18) A Resolution Authorizing The City Administrator Or His Designee To Enter Into A Professional Services Agreements In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) With Bottomley Associates For As-Needed Landscape Architectural Services Over A Period Of Three Years
[09-1165-17](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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S-10.9-CC Subject: Nine On-Call Construction Services Contracts
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Awarding A Construction Contract For On-Call Licensed Construction Work To The Prequalified Firm Of Bay Construction For An Amount Not-To-Exceed Two Hundred And Fifty Thousand Dollars (\$250,000.00), And Waiving The Open-Market Advertising And Bidding Requirements Of Oakland Municipal Code Chapter 2.04 For Any On-Call Construction Work To Be Let To Said Contractor; And

[09-1168](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individua (s) spoke on this item:

- David Mix

- Sanjiv Handa

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2) A Resolution Awarding A Construction Contract For On-Call Licensed Construction Work To The Prequalified Firm Of Van Every Construction For An Amount Not-To-Exceed Two Hundred And Fifty Thousand Dollars (\$250,000.00), And Waiving The Open-Market Advertising And Bidding Requirements Of Oakland Municipal Code Chapter 2.04 For Any On-Call Construction Work To Be Let To Said Contractor; And

[09-1168-1](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

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3) A Resolution Awarding A Construction Contract For On-Call Licensed Construction Work To The Prequalified Firm Of Turner Group Construction For An Amount Not-To-Exceed Two Hundred And Fifty Thousand Dollars (\$250,000.00), And Waiving The Open-Market Advertising And Bidding Requirements Of Oakland Municipal Code Chapter 2.04 For Any On-Call Construction Work To Be Let To Said Contractor; And
[09-1168-2](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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4) A Resolution Awarding A Construction Contract For On-Call Licensed Construction Work To The Prequalified Firm Of Rockridge Builders For An Amount Not-To-Exceed Two Hundred And Fifty Thousand Dollars (\$250,000.00), And Waiving The Open-Market Advertising And Bidding Requirements Of, Oakland Municipal Code Chapter 2.04 For Any On-Call; Construction Work To Be Let To Said Contractor; And
[09-1168-3](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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5) A Resolution Awarding A Construction Contract For On-Call Licensed Construction Work To The Prequalified Firm Of Malachi Construction For An Amount Not-To-Exceed Two Hundred And Fifty Thousand Dollars (\$250,000.00), And Waiving The Open-Market Advertising And Bidding Requirements Of Oakland Municipal Code Chapter 2.04 For Any On-Call Construction Work To Be Let To Said Contractor; And
[09-1168-4](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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6) A Resolution Awarding A Construction Contract For On-Call Licensed Construction Work To The Prequalified Firm Of Juv, Inc., For An Amount Not-To-Exceed Two Hundred And Fifty Thousand Dollars (\$250,000.00), And Waiving The Open-Market Advertising And Bidding Requirements Of Oakland Municipal Code Chapter 2.04 For Any On-Call Construction Work To Be Let To Said Contractor; And
[09-1168-5](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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7) A Resolution Awarding A Construction Contract For On-Call Licensed Construction Work To The Prequalified Firm Of DC Construction For An Amount Not-To-Exceed Two Hundred And Fifty Thousand Dollars (\$250,000.00), And Waiving The Open-Market Advertising And Bidding Requirements Of Oakland Municipal Code Chapter 2.04 For Any On-Call Construction Work To Be Let To Said Contractor; And
[09-1168-6](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[82571 CMS.pdf](#)

8) A Resolution Awarding A Construction Contract For On-Call Licensed Construction Work To The Prequalified Firm Of Dan Peters Construction For An Amount Not-To-Exceed Two Hundred And Fifty Thousand Dollars (\$250,000.00), And Waiving The Open-Market Advertising And Bidding Requirements Of Oakland Municipal Code Chapter 2.04 For Any On-Call Construction Work To Be Let To Said Contractor; And
[09-1168-7](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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9) A Resolution Awarding A Construction Contract For On-Call Licensed Construction Work To The Prequalified Firm Of Beliveau Engineering For An Amount Not-To-Exceed Two Hundred And Fifty Thousand Dollars (\$250,000.00), And Waiving The Open-Market Advertising And Bidding Requirements Of Oakland Municipal Code Chapter 2.04 For Any On-Call Construction Work To Be Let To Said Contractor
[09-1168-8](#)

This Matter was Adopted to add the following language: "Further Resolved: if General Funds are to be used, the City Administrator shall return to council to allocate the funding." on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[82573 CMS.pdf](#)

S-10.10-C Subject: Worker's Compensation Report
C From: Finance and Management Agency
Recommendations: Receive An Informational Report On The Workers' Compensation Program For Fiscal Year 2008-2009
[09-0955](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individua (s) spoke on this item:

- David Mix

- Sanjiv Handa

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SUPPLEMENTAL

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S-10.11-C Subject: 2009-2010 Second Quarter Revenue & Expenditure Results
C From: Budget Office
Recommendation: Receive A Report On Fiscal Year 2009-2010 Second Quarter Revenue & Expenditure Results & Year-End Projections For Four Selected Funds - General Purpose Fund (1010), Landscape And Lighting Assessment District Fund (2310), Equipment Fund (4100) And Facilities Fund (4400); Overtime Analysis For The General Purpose Fund (1010) And All Funds; The Status Of Implementing The Fiscal Year 2009-2011 Amended Budget; And The Status Of Implementing Revenue Changes Approved By The City Council
[09-1050](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individual (s) spoke on this item:

- David Mix

- Sanjiv Handa

- Allison Finlay

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SUPPLEMENTAL

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S-10.12-C Subject: Oak Knoll Redevelopment Area Funds
C From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Dispensing With Advertising And Authorizing An Alternative Competitive Bidding Process For The Contract For Demolition Of 18 Buildings Located At 4000-4009 Barcelona Street And 9020-9036 Santa Cruz Street At The Former Oak Knoll Naval Hospital Complex, According To Plans And Specifications For The Oak Knoll Demolition Project, And Authorizing The City Administrator To Award The Contract To The Lowest Responsive, Responsible Bidder Without Returning To The City Council In An Amount Not-To-Exceed The Engineer's Estimate Of \$180,000 For Said Demolition Work; And

2) Authorizing The City Administrator To Accept And Appropriate A Contribution Of Oak Knoll Redevelopment Funds Under The Cooperation Agreement In An Amount Not-To-Exceed \$235,830 For All Costs Associated With The Demolition Of 18 Buildings Located At 4000-4009 Barcelona Street And 9020-9036 Santa Cruz Street At The Former Oak Knoll Naval Hospital Complex; And
[09-1131](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individua (s) spoke on this item:

- David Mix

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3) An Agency Resolution Authorizing The Contribution And Allocation Of Oak Knoll Redevelopment Area Funds To The City Of Oakland Under The Cooperation Agreement In An Amount Not-To-Exceed \$235,830 For All Costs Associated With The Demolition Of 18 Buildings Located At 4000-4009 Barcelona Street And 9020-9036 Santa Cruz Street At The Former Oak Knoll Naval Hospital Complex

[09-1131-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

[2010-0017 CMS.pdf](#)

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S-10.13-C Subject: Condominium Conversion - 939 Martin Luther King Jr. Way
C From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Approving A Final Map For Tract No. 7934 To
Convert Seven Rental Housing Units To Condominium Ownership At 939 Martin Luther King
Jr. Way
[09-1128](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
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[82575 CMS.pdf](#)

S-10.14-C Subject: Oakland Business Development Corporation
C From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution To Authorize An Increase In Funding For The Oakland Business Development Corporation In An Amount Not To Exceed \$95,800 Of Economic Development Initiative Funds For Fiscal Year 2009-2010, And To Accept A Contribution From The Oakland Redevelopment Agency Under The Cooperation Agreement In An Amount Not To Exceed \$140,912 For Fiscal Year 2009-2010, For A New Total Contract Amount Not To Exceed \$468,552, For Commercial Loan Underwriting Services; And
[09-1129](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individua (s) spoke on this item:

- David Mix

- Sanjiv Handa

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[82576 CMS.pdf](#)

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2) An Agency Resolution Authorizing A Contribution Of \$140,912 To The City Of Oakland Under The Cooperation Agreement, In The Amount Of \$100,000 Of Coliseum Redevelopment Project Area Funds And \$40,912 Of Central City East Redevelopment Project Area Funds To Increase The Funding For Oakland Business Development Corporation For A New Total Contract Amount Not To Exceed \$468,552 For Fiscal Year 2009-2010, For Commercial Loan Underwriting Services

[09-1129-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

[2010-0018 CMS.pdf](#)

S-10.15-C Subject: Sustainability Incentive Program
C From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Adopting The Central City East Sustainability Incentive Program, Allocating \$100,000 From Central City East Redevelopment Project Funds To The; Program, And Authorizing Grant Contracts Under The Program Without Returning To The Agency;

[09-1044](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

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[2010-0019 CMS.pdf](#)

2) An Agency Resolution Adopting The Central City East Infill Development Incentives Program, Allocating \$100,000 From Central City East Redevelopment Area Funds To The Program, And Authorizing Grant Contracts Under The Program Without Returning To The Agency; And

[09-1044-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

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3) An Agency Resolution Adopting The Central City East Tough On Blight Program, Allocating \$75,000 From Central City East Redevelopment Project Funds To The Program, And Authorizing Contracts Under The Program Up To \$50,000 Without Returning To The Agency
[09-1044-2](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[2010-0021 CMS.pdf](#)

Passed The Consent Agenda

A motion was made by Councilmember De La Fuente, seconded by Councilmember Kaplan, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

11 An oral report from the Agency Counsel / City Attorney of final decisions made during Closed Session

A motion was made by Councilmember Reid, seconded by Councilmember Kaplan, to *Approve as Submitted the confirmation of 3 final decisions made during closed session. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individua (s) spoke on this item:

- David Mix
- Sanjiv Handa

SUPPLEMENTAL

12 A disclosure of non-confidential Closed Session Discussion pursuant to Section 2.20.130 of the Sunshine Ordinance

A motion was made by Councilmember De La Fuente, seconded by Councilmember Reid, to *Approve as Submitted the confirmation of no non-confidential closed session discussion. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individual (s) spoke on this item:

- David Mix

**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:

SUPPLEMENTAL

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14.1 Subject: Amending The Planning Code And Zoning Maps
From: Community And Economic Development Agency
Recommendation: An Ordinance Adopting Various Planning Code Text And Map Amendments [Removal Of The S-16, Industrial-Residential Transitional Overlay Zone And Rezoning Of The Southeast Corner Of 24th Street And Webster Street From C-40, Community Thoroughfare Commercial Zone, S-5, Broadway Retail Frontage Interim Combining Zone To C-40, S-4 Design Review Overlay Zone], Including: A) Adding Consumer Service Activities As A Permitted Activity To The CIX2 Zone And As A Conditionally Permitted Activity In The Lo Zone; B) Require Landscaping For Nonresidential Facilities Where Currently Not Required; C) Require Screening Of All New Open Parking, Loading, And Storage Areas In Commercial And Industrial Zones; D) Create Master Sign Program Provisions; E) Expand Exceptions To 1000' Separation Requirement For Alcohol Sales To Include Off-Site Sales Of Alcohol In The Jack London Square Area; F) Delete Additional Parking Requirements For One-Family Dwellings In R-1 Through R-30 Zones On Street Without On-Street Parking; And F) Various Amendments Which Codify Administrative Practice, Update References, Clarify Language, And Other Changes

[09-1160](#)

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A motion was made by Councilmember De La Fuente, seconded by Councilmember Reid, that this matter be Approved on Introduction for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on March 16, 2010. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

Upon the reading of Item 14. 1 by the City Clerk, the Public Hearing was opened at 7:55 p.m.

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

The following individuals spoke on this item:

- Sanjiv Handa

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14.2 Subject: 500 Hegenberger Road - Major Conditional Use Permit
From: Community And Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Denying the Appeal (A09-264), Thereby Upholding The Planning Commission Decision To Approve A Major Conditional Use Permit At 500 Hegenberger Road To Re-establish A Hotel (Transient Habitation) That Has Been Closed for Greater Than One Year
[09-1102](#)

***Withdrawn with No New Date**

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14.3 Subject: Alcoholic Beverage Sales at 5007 Bancroft Avenue
From: Community and Economic Development Agency
Recommendation: Conduct A Public Hearing And, Upon Conclusion, Adopt A Resolution Denying The Appeal Of Lue R. Bells (Case # A 09-273) And Upholding The Planning Commission's Revocation Of The Deemed Approved Status For Alcoholic Beverage Sales At 5007 Bancroft Avenue
[09-1221](#)

[Play Video](#)

A motion was made by Councilmember De La Fuente, seconded by Councilmember Quan, that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

Upon the reading of Item 14.3 by the City Clerk, the Public Hearing was opened at 8:13 p.m.

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

The following individuals spoke on this item:

- Sanjiv Handa
- Jonathan Chase
- Todd Boley
- Robert Bodnar
- Preston Turner
- Don Link
- Wanda Nubin
- Richard Breaux

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ACTION ON NON-CONSENT ITEMS:

15 Subject: Ranked Choice Voting Implementation Progress Report
 From: Offices of the City Attorney and City Clerk
 Recommendation: Action On A Report And Recommendation On The Draft Voter Outreach
 And Education Plan And Timeline And Responses To Questions Regarding The
 Implementation Of Ranked Choice Voting
 [09-1142](#)
 [Play Video](#)

A motion was made by Councilmember De La Fuente, seconded by Councilmember Kaplan, that this matter be Approved. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individuals spoke on this item:

- *Sanjiv Handa*
- *David Mix*
- *Gene Hazzard*
- *Helen Hutchinson*
- *Judy Cox*
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S-15.1 Subject: Mid Year Review Of FY 2009-2010
From: The Budget Office
Recommendation: Adopt A Resolution Amending The City Of Oakland's Fiscal Year ("FY")
2009-10 Adopted Budget, Which Was Amended Pursuant To Resolution No. 82519 C.M.S., To
Approve Balancing Measures For The Anticipated Fiscal Year 2009-10 Shortfalls In The
Measure B Fund (Transportation Sales Tax) And Development Services Fund
[09-1247](#)
[Play Video](#)

A motion was made by President of the Council Brunner, seconded by Councilmember Quan, that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individuals spoke on this item:

- Annlee Allen
- Helen Miller
- Eve Norman
- Henri Loh
- Sandra Sher
- Steve Lowe
- Riley Doty
- Marina Carlson
- Edith Landrith-Robertson
- Jane Powell
- Linda Taylor
- Jeffrey Neidleman
- Valerie Winemiller
- Joe Decredico
- Rena Rickles
- Guillermo Loyola
- Thomas Towey
- Yvonne Martinez
- David Mix
- Elois Thornton
- Marge Stanzione
- Rachel Richman
- Vickie Carson
- Jeffrey Levin
- Sanjiv Handa

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S-15.2 Subject: 12th Street Reconstruction Project- McGuire & Hester
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To McGuire & Hester For The 12th Street Reconstruction Project (Project No. C241610) In Accordance With The Project Plans And Specifications And Contractor's Bid In The Amount Not-To-Exceed Thirty Two Million Thirty-Six Thousand Four Hundred Eighteen Dollars and Fourteen Cents (\$32,036,418.14)

[09-1132](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individuals spoke on this item:

- Gregg Dulik
- Michael M. Ghilotti
- Andreas Cluver
- Mike Croll
- Wilbert Lucas
- James E. Vann
- David Mix
- Ken Pratt
- Sanjiv Handa
- Mike Hester
- Gene Hazzard
- Tom Barr

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S-15.3 Subject: Amendments To The Council's Rules Of Procedure
From: Council President Brunner and Councilmembers De La Fuente, Kaplan and
Kernighan
Recommendation: Adopt A Resolution Amending The Council's Rules Of Procedure Currently
Set Forth In Resolution No. 79006 C.M.S. To Among Other Things (1) Provide That Regular
City Council Meetings Will Commence At 5:30 P.M. And Adjourn At Midnight Unless The
Council Passes A Motion Extending The Time For The Meeting; (2) Change The Order Of
Business At Council Meetings To Provide That The Council Will Consider The Consent Items
Calendar Immediately After The Council Considers Modifications To The Consent Calendar;
(3) Establish Additional Regulations To Govern Public Comment On Agenda Items, And (4)
Setting Forth The Council's Rules Of Procedure, As Amended, In Their Entirety
[09-1195](#)
[Play Video](#)

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

Votes: ORA\Councilmember Noes: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember De La Fuente, Councilmember
Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember
Quan, Councilmember Reid and President of the Council Brunner

The following individuals spoke on this item:

- David Mix
- Gene Hazzard
- Jamie Harris
- Sanjiv Handa

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16 ~~Subject: Voting Outreach And Education Campaign Fund~~
~~From: Councilmembers De La Fuente and Kaplan~~
~~Recommendation: (1) Hear A Presentation From The County Of Alameda Registrar Of Voters~~
~~(I) Describing The County's Implementation Plan For Ranked Choice Voting, Including~~
~~Outreach And Education, And (Ii) Demonstrating How To Vote Using A Ranked Choice~~
~~Voting Ballot; And (2) Adopt An Ordinance (I) Suspending For The 2010 Municipal Election~~
~~The City Of Oakland's Limited Public Financing Program (Chapter 3.13 Of The Oakland~~
~~Municipal Code) And (Ii) Authorizing The Transfer Of \$225,000 From The Election Campaign~~
~~Fund To The Instant Run Off Voting (IRV) Outreach And Education Campaign Fund For The~~
~~November 2010 Municipal Election, And (3) Authorizing The City Administrator To Issue An~~
~~Expedited RFP Within 30 Days, To Community Non Profit Organizations With Demonstrated~~
~~Ability, Expertise And Successful History Of Reaching And Working Effectively In And With~~
~~Low Voter Propensity Communities, In A Culturally Competent Manner, For The Purposes Of~~
~~Targeted Ranked Choice Voting (RCV)/ Instant Run Off Voting (IRV) Outreach And~~
~~Education (TITLE CHANGE)~~
[09-1186](#)

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17 Subject: Oakland Golf LLC - Rent Relief
From: Office Of Parks And Recreation
Recommendation: Adopt A Resolution To Approve Fifty Percent (50%) Of The Minimum Rent
Relief To Oakland Golf LLC For The Operation Of The Metropolitan Golf Links During Fiscal
Year July 1, 2009 Through June 30, 2010 As Authorized In The First Sublease And Operating
Agreement Approved By Resolution No. 81241 (C.M.S.) On May 6, 2008
[09-1011](#)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment
Agency / City Council on 3/16/2010**

The following individuals spoke on this item:

- Sanjiv Handa
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18 Subject: Amending Oakland Municipal Codes
From: City Attorney's Office
Recommendation: Adopt An Ordinance Deleting Municipal Code (OMC) Section 3.08.140
(Election Of Candidates), Amending Section 3.08.150 (Order Of
Candidates Names); Deleting Section 3.12.210 (Time Periods For Expenditures); Amending
3.12.040 (Interpretation Of This Act), To Make The OMC Consistent With Ranked Choice
Voting Sometimes Referred To As Instant Runoff Voting
[09-1145](#)
[Play Video](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individuals spoke on this item:

- Sanjiv Handa

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19

Subject: U.S. Department Of Commerce's Broadband Grant
From: Office of the Mayor
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For, Accept And Appropriate Grant Funds From The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package") For Up To \$40 Million From The U.S. Department Of Commerce's Broadband Technology Opportunities Program Grant For The Purpose Of Providing Broadband Infrastructure Support And Expansion For Public And Community Institutions
[09-1206](#)

A motion was made by Councilmember De La Fuente, seconded by Councilmember Reid, that this matter be Adopted to add the following language: "FURTHER RESOLVED: that the BTOP funds will be appropriated for construction, installation, project management, administration, and professional services; broadband wireless and cable network equipment; and other services and equipment deemed necessary to construct new and/or expand existing broadband infrastructure in support of public and anchor community institutions; and FURTHER RESOLVED: that the City Administrator is authorized to receive and appropriate in-kind services and cash from private partners to meet the BTOP matching funds requirement of no less than 20% but as high as 30% or greater;"

The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individuals spoke on this item:

- Barbara Leslie

- Sanjiv Handa

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SUPPLEMENTAL

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20

Subject: Neighborhood Stabilization Program
From: Community And Economic Development Agency
Recommendation: Action On A Report Regarding The Oakland Community Land Trust In
Obtaining Additional Project And Operational Financing And A Recommendation To Continue
The Neighborhood Stabilization Program Funding Allocation To The Oakland Community
Land Trust To Acquire And Rehabilitate Foreclosed Homes
[09-1220](#)

[Play Video](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individuals spoke on this item:

- John Garvey
 - Marcus Tartt
 - Steve King
 - Lisa Forti
 - Elizabeth Vance
 - Anne Griffith
 - Beverly Williams
 - Maxine Valeny
 - Mario Ortega
 - Claire Haas
 - Olivia Espinoza
 - Bill Chorneau
 - LaChe Graybill
 - Amado Martinez
 - Annie McKinzie
 - Bertha Borrayo
 - Shirley Burnell
 - Doris White
 - Sanjiv Handa
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S-21 Subject: Misuse Or Abuse Of Distinguishing Placards And Special License Plates
From: Finance & Management Agency
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Sections
10.48.010 "Schedule Of Parking Fines" To Add Or Increase A City Of Oakland Fine For
California State Vehicle Code Sections 4461. 4463 "Misuse Or Abuse Of Distinguishing
Placards And Special License Plates" To \$1,100 (One Thousand One Hundred Dollars), And
Section 22507.8 " Disabled Person Parking Space" To \$368 (Three Hundred Sixty-Eight
Dollars) And Section 22522 "3 Feet From Sidewalk Access Ramp" To \$313 (Three Hundred
Thirteen Dollars)

[09-1135](#)

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A motion was made by Councilmember De La Fuente, seconded by Councilmember Nadel, to Approved as Amended on Introduction for Final Passage to the *Special Concurrent Meeting of the Oakland Redevelopment Agency/City Council, due back on March 16, 2010 to reduce the proposed \$1,010 to \$510. Staff was directed to perform extensive outreach. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

The following individuals spoke on this item:

- Sanjiv Handa

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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)

There being no further business, and upon the motion duly made, the Agency/Council adjourned the meeting in memory of Paulette Hogan, Lonnie Gaines, and Mary Burgess at 11:50 p.m.

SUPPLEMENTAL

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

Meeting Minutes

March 2, 2010

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.

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City Clerk and Clerk of the Council