



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

*Special 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, December 08, 2009

6:00 PM

Oakland City Hall, 3rd Floor

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)

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 November 17, 2009

8. PRESENTATION OF CEREMONIAL MATTERS

8.1 ~~Subject: Honoring Congresswoman Barbara Lee
From Councilmember Kaplan~~

~~Recommendation: Adopt A Resolution Acknowledging The Honorable Congresswoman Barbara Lee For Her Years Of Dedicated Leadership In The Fight In The Fight Against HIV/AIDS~~

~~(09-1026)~~

This item was removed from the agenda by the December 3, 2009 Rules and Legislation Committee

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
(09-1033)
- 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
(09-1034)
- 10.3-CC Subject: Local 55 - Memorandum Of Understanding Amendment
From: Department of Human Resources Management
Recommendation: Adopt A Resolution Amending 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 To Revise The Language Of Article 3: Health Insurance Premiums
(09-0742)
- 10.4-CC Subject: CalPERS Contract Amendment - Firefighters
From: Department of Human Resources
Recommendation: Adopt An Ordinance Of The City Of Oakland Authorizing Amendments To The Contract Between The City Of Oakland And The Board Of Administration Of The California Public Employees' Retirement System (CalPERS) That Provide 1) Service Credit For Prior Federal Or State Firefighting In A Position Whose Principal Duties Consist Of Active Fire Suppression Or Law Enforcement And In Which That Service Was Terminated As A Direct Consequence Of The Closure, Downsizing, Or Realignment Of A Federal Military Installation, In Accordance With Government Code Section 21024.5 And 2) Local Fire Members To Share The Cost Of The Three Percent At Fifty (3% @ 50) Retirement Formula At The Rate Of Four Percent (4%) Of The City's Contribution, In Accordance With Government Code Section 20516
(09-0880-1)

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

**Introduction (First Reading) was approved on November 3, 2009; 7 Ayes, 1
Excused - De La Fuente,**

- 10.5-CC Subject: Amending Salary Schedule
From: Department of Human Resource Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance

No. 12187 (The Salary Ordinance) To: Add The Permanent Part Time (PPT) And Part Time (PT) Equivalent Classifications Of: Real Estate Agent, PT; Receptionist To The City Auditor, PT; Real Estate Agent, PPT Receptionist To The City Auditor, PPT; Contract Compliance Officer, PPT; And Police Records Specialist, PPT
(09-0850-1)

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

**Introduction (First Reading) was approved on November 17, 2009; 7 Ayes,
1 Excused - Brunner**

10.6-CC Subject: Oakland General Plan - Interim Controls
From: Community and Economic Development Agency
Recommendation: Adopt An Ordinance Extending The Interim Controls For The Implementation Of The Oakland General Plan (Oakland Planning Code Chapter 17.01 And The General Plan Conformity Guidelines) To June 30, 2011
(09-0935)

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

**Introduction (First Reading) was approved on November 17, 2009; 7 Ayes,
1 Excused - Brunner**

10.7-CC Subject: Flora Krasnovsky Shepherd - 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 Flora Krasnovsky Shepherd And Paul John Shepherd v. City Of Oakland, et al., Alameda County Superior Court No RG07309931, Our File No. 25249, In The Amount Of \$28,000.00 (Public Works Agency)
(09-1036)

This item was not discussed in Closed Session.

10.8 Subject: Clyde Parker - 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 Clyde Parker v. City Of Oakland, Alameda County Superior Court Case No. RG07-358091, In The Amount Of \$38,289.00 As A Result Of A Trip And Fall Accident At Or Near 1100 Market Street (Public Works Agency)
(09-1037)

**This item was discussed in Closed Session on November 17, 2009. Motion
authorizing settlement passed with 7 Ayes, 1 Excused - Brunner**

10.9 Subject: Vicky Evans-Robinson - 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 Vicky Evans-Robinson v. City Of Oakland, Alameda County Superior Court Case No RG06256027, Our File No. X02790, In The

Amount Of \$245,000.00 (Oakland Fire Department)
(09-1038)

This item was discussed in Closed Session on November 17, 2009. Motion authorizing settlement passed with 5 Ayes, 1 No - De La Fuente, 1 Abstention - Brooks, 1 Excused - Brunner

S-10.10-C Subject: ELS Architecture - Professional Services Agreement
C From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Waiving The Competitive Request For Proposal/Qualification Process And Authorizing Amendment No. 4 To Increase The Professional Services Agreement With ELS Architecture And Urban Design For Construction Support Services For The East Oakland Sports Center Project For An Amount Not To Exceed Two Hundred Seventy-Five Thousand Dollars (\$275,000.00), Bringing The Total Contract Amount To Two Million Six Hundred Ninety-Seven Thousand Nine Hundred Eighty-Nine Dollars (\$2,697,989.00)
(09-0967)

**The December 1, 2009 Public Works Committee approved
recommendations: 4 Ayes**

S-10.11-C Subject: West Oakland Transit Village - Gallagher & Burk, Inc.
C From: Community And Economic Development Agency
Recommendations: Adopt The Following Pieces Of Legislation:

1) A City Resolution Awarding A Construction Contract To Gallagher & Burk, Inc. For The 7th Street, West Oakland Transit Village Project From Union Street To Peralta Street (Project No. G313110) In Accord With The Project Plans And Specifications And Contractor's Bid In The Amount Not To Exceed Three Million Two Hundred Seventeen Thousand Four Hundred Twenty Six Dollars (\$3,217,426.00)
(09-0963)

2) An Agency Resolution Contributing And Allocating An Amount Not To Exceed Six Hundred Fifty Thousand Dollars (\$650,000.00) From The West Oakland Redevelopment Project To The City Of Oakland Under The Cooperation Agreement To Fund The Construction Of The West Oakland Transit Village Project 7th Street Streetscape Improvement Project
(09-0963-1)

3) A City Resolution Accepting And Appropriating A Contribution Of Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed Six Hundred Fifty Thousand Dollars (\$650,000.00) For The Construction Of The, West Oakland Transit Village 7th Street Streetscape Improvement Project; And
(09-0963-2)

4) A City Resolution Authorizing The City Administrator Or His Designee To Accept And Appropriate One Million Three Hundred Thousand Dollars (\$1,300,000.00) Of American Recovery And Reinvestment Act Of 2009 (ARRA) Grant Funds For The 7th Street, West Oakland Transit Village Project (Project No. G313110)
(09-0963-3)

The December 1, 2009 Public Works Committee approved recommendations and directed staff to submit a report on: 1) the bus shelter's Real-Time display options (i.e. does the bus shelter have electricity etc.; 2) how to handle bike parking in the West Oakland Transit Village Streetscape Improvement Project area; and 3) return to a future committee meeting with a report on the city-wide bike parking; 4 Ayes

S-10.12-C Subject: Comprehensive Marketing Campaign Implementation
C From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Agency Administrator To Negotiate, Execute And Amend Professional Services Contracts Without Returning To The Agency As Needed To Implement A Comprehensive Economic Development Marketing Program For Redevelopment Project Areas, Including A Marketing Strategy, Brand Identity And New Marketing Materials Needed To Promote Oakland As A Prime Location For Business, Development And Investment, And For The Design And Production Of Quarterly Newsletters, In An Amount Not To Exceed \$100,000 For Fiscal Year 2009-2010
(09-0903)

The December 1, 2009 Community and Economic Development Committee approved recommendations: 4 Ayes

S-10.13-C Subject: Historic Preservation Study - Highland Hospital
C From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing An Owner Participation Agreement With The County Of Alameda To Grant \$415,000 Of Central City East Redevelopment Funds For A Historic Preservation Study And Minor Infrastructure Improvements Along 14th Avenue For The Alameda County Medical Center Highland Hospital Campus
(09-0905)

The December 1, 2009 Community and Economic Development Committee approved recommendations: 4 Ayes

S-10.14-C Subject: Green Works Development Program
C From: Community And Economic Development Agency
Recommendation: Adopt An Agency Resolution Adopting The Fiscal Year 2009-2011 Green Works Development Program In The Coliseum Redevelopment Project Area; Authorizing A Grant To The Peralta Community College District In An Amount Not To Exceed \$35,000 To Provide Green Education At Merritt College For Project Area Participants; Authorizing A Grant Agreement To The Oakland Unified School District In An Amount Not To Exceed \$35,000 To Provide Green Construction Training At Rudsdale Academy; And Allocating Funding In The Amount Of \$130,000 For The Program
(09-0994)

The December 1, 2009 Community and Economic Development Committee approved recommendations: 4 Ayes

S-10.15-C Subject: Oakland Enterprise Zone Expansion

C From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Approving The Expansion Of The Oakland
Enterprise Zone Into Remaining Commercial And Industrial Areas Citywide And
Designating Qualified Targeted Employment Area
(09-0941)

**The December 1, 2009 Community and Economic Development Committee
approved recommendations: 4 Ayes**

S-10.16-C Subject: Chamber Of Commerce Grant
C From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing A Grant Not To Exceed
\$182,000, Subject To The Conditions Contained Herein, To Oakland Metropolitan
Chamber Of Commerce Foundation To Pay Toward The Cost Of Installing The
Sculptural Monument Titled Remember Them: Champions For Humanity By Mario
Chiodo In Fox Square Park, Located At 19th Street And Rashida Muhammad Street
(09-0943)

**The December 1, 2009 Community and Economic Development Committee
approved recommendations: 4 Ayes**

S-10.17-C Subject: Oakland Merchant Leadership Forum Contract
C From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing A Professional Services Contract With The Oakland
Merchants Leadership Forum (OMLF) In An Amount Not To Exceed \$70,000 For
Merchant Organizing, Commercial District Support Services And Program Development
To Construct The Eat, Shop, Explore Oakland Grown Website For Fiscal Year
2009-2010, And Accepting A Contribution Of \$25,000 From The Redevelopment
Agency Under The Cooperation Agreement For This Purpose; And
(09-0944)

2) An Agency Resolution Authorizing A Contribution Of \$25,000 In Redevelopment
Funds To The City Of Oakland Under The Cooperation Agreement For A Professional
Services Agreement With The Oakland Merchants Leadership Forum (OMLF) For
Merchant Organizing And Commercial District Support Services For Fiscal Year
2009-2010 In Several Redevelopment Project Areas
(09-0944-1)

**The December 1, 2009 Community and Economic Development Committee
approved recommendations: 4 Ayes**

S-10.18-C Subject: Brighter Beginnings - Professional Services Agreement
C From: Department Of Human Services
Recommendations: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, On Behalf Of The City Of
Oakland, To Execute A Grant Agreement With Brighter Beginnings For The Provision
Of Quality Comprehensive Home-Based Early Care And Education Services For 84

Low-Income Pregnant And Parenting Teens And Their Children, Birth - 3, In A 2009-2010 Ten-Month Amount Not To Exceed \$597,807; And A Contingent Upon Receipt Of Early Head Start Funding, Authorizing The City Administrator To Execute A One-Year Extension For An Additional Amount Not To Exceed \$670,548, For A Two-Year Total Not To Exceed \$1,268,355;

[\(09-0957\)](#)

2) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A Professional Services Agreement With YMCA For The Provision Of Quality Comprehensive Center-Based Early Care And Education Services For 40 Low-Income Families And Their Children, Birth - 3, In A 2009-2010 Ten-Month Amount Not To Exceed \$193,000; And Contingent Upon Receipt Of Early Head Start Funding, Authorizing The City Administrator To Execute A One-Year Extension For An Additional Amount Not To Exceed \$156,000, For A Two-Year Total Not To Exceed \$349,000;

[\(09-0957-1\)](#)

3) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A Professional Services Agreement With Children's Hospital - Oakland, Early Intervention Services For The Provision Of Quality Onsite Infant/Toddler Mental Health Assessment And Services For Children, Birth - 3 And Early Childhood Mental Health Consultation And Training For Early Head Start Infant/Toddler Teaching And Program Staff In A 2009-2010 Ten-Month Amount Not To Exceed \$88,500; And Contingent Upon Receipt Of Early Head Start Funding, Authorizing The City Administrator To Execute A One-Year Extension For An Additional Amount Not To Exceed \$68,400 For A Two-Year Total Not To Exceed \$156,900;

[\(09-0957-2\)](#)

4) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A Professional Services Agreement With Teresita Gordon, Registered Nutrition Consultant, For The Provision Of Quality Nutrition Education, Assessment, Infant/Toddler Menu Planning and Education Services For Families Of Children, Birth - 3, And Early Head Start Teachers And Program Staff In A 2009-2010 Ten-Month Amount Not To Exceed \$37,500; And Contingent Upon Receipt Of Early Head Start Funding, Authorizing The City Administrator To Execute A One-Year Extension For An Additional Amount Not To Exceed \$50,000, For A Two-Year Total Not To Exceed \$87,500;

[\(09-0957-3\)](#)

5) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A Rental Agreement With Oakland Ready To Learn For The Provision Of Developmentally Appropriate Early Learning Settings For Home-Based Socialization Activities Which Will Occur With 48 Low-Income Families And Their Children, Birth - 3, In A 2009-2010 Ten-Month Amount Not Exceed \$5,976; And Contingent Upon Receipt Of Early Head Start Funding, Authorizing The City Administrator To Execute A One-Year Extension For An Additional Amount Not To Exceed \$7,200, For A Two-Year Total Not To Exceed \$13,176; And

[\(09-0957-4\)](#)

6) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute A Rental Agreement With Lotus Bloom Child And Family Resource Center For The Provision Of A Developmentally Appropriate Early Learning Setting For Home-Based Socialization Activities Which Will Occur With 48 Low-Income Families And Their Children, Birth - 3, In A 2009-2010 Ten-Month Amount Not Exceed \$5,976; And Contingent Upon Receipt Of Early Head Start Funding, Authorizing The City Administrator To Execute A One-Year Extension For An Additional Amount Not To Exceed \$7,200 For A Two-Year Total Not To Exceed \$13,176

[\(09-0957-5\)](#)

**The December 1, 2009 Life Enrichment Committee approved
recommendations: 4 Ayes**

S-10.19-C Subject: Oakland Fund For Children And Youth 2008-2009 Evaluation
C From: Department of Human Services
Recommendation: Adopt A Resolution Adopting The Oakland Fund For Children And Youth Final Evaluation Report For Fiscal Year 2008-2009

[\(09-0934\)](#)

**The December 1, 2009 Life Enrichment Committee approved
recommendations and directed staff to return to a future committee
meeting with the schools data report and representatives from the 6
low-performing schools to discuss 1) immediate plans to improve
performance; and 2) their outcome measures.**

**Staff was also directed to: 1) review the quality of service provided; and 2)
return with the 2009-2010 Draft Evaluation, once the evaluation is received
from the new evaluator; 4 Ayes**

S-10.20-C Subject: Equipment Purchases To Outfit And Maintain Marine Vessels
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 Sixty-Four Thousand Dollars (\$64,000) From The State Of California, Department Of Boating And Waterways, For Use By The Oakland Police Department Marine Unit For Equipment Purchases To Outfit And Maintain Marine Vessels Used For Public Safety And Other Homeland Security Projects On Oakland Waterways And The Port Of Oakland

[\(09-0977\)](#)

**The December 1, 2009 Public Safety Committee approved
recommendations; 4 Ayes**

S-10.21-C Subject: DEA Organized Crime Investigation
C From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee To Accept And Appropriate Reimbursement Funds In An Amount Not To Exceed Ten Thousand Dollars (\$10,000) In Federal Funds From The Department Of

Justice (DOJ), Drug Enforcement Administration (DEA) Operating Within The Organized Crime Drug Enforcement Task Forces (OCDETF) To The Oakland Police Department (OPD) In Overtime Costs For Eight(8) Police Officers And One (1) Sergeant, For The Period Of October 1, 2009 Through September 30, 2010 For Work Associated With A DEA Narcotic Investigation
(09-0974)

**The December 1, 2009 Public Safety Committee approved
recommendations; 4 Ayes**

S-10.22-C Subject: Fire And Emergency Response Program Grant (ARRA)
C From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For Grant Funds Of Up To One Million Dollars (\$1,000,000) From The U.S. Department Of Homeland Security's Staffing For Adequate Fire And Emergency Response Program (SAFER) Under The American Recovery And Reinvestment Act Of 2009 ("Federal Stimulus Package") To Support New Or Rehired Firefighter Positions For A Period Of Two Years
(09-1017)

**The December 1, 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: Eleven Mills Act Contract
From: Vice Mayor De La Fuente
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) A Resolution To Approve Eleven Mills Act Contracts Between The City Of Oakland And The Following Properties: 1782 8th Street, 227 John Street, 1225 12th Street, 2429 13th Avenue, 1024 Adeline Street, 614 Haddon Road, 712-716 Peralta Street, 1676 12th Street, 3415-3417 Martin Luther King Jr. Way, 1717 16th Avenue, 460 W. Macarthur Boulevard, Pursuant To Ordinance No. 12784 C.M.S. [Two-Year Pilot Mills Act Program], To Provide These Owners With Property Tax Reductions In Exchange For Their Agreement To Repair And Maintain Their Historic Property In Accordance With Submitted Work Program; And
(09-0872)

2) An Ordinance Expanding And Making Permanent The Mills Act Property Tax Abatement Program For Qualified Historic Properties Which Was Established As A Two-Year Pilot Program Via Ordinance No. 12784 C.M.S.

[\(09-0872-1\)](#)

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

**FINAL PASSAGE (Second Reading) has been scheduled for January 5,
2009**

The December 1, 2009 Community and Economic Development Committee approved recommendations and directed staff to submit a supplemental report with the following information: 1) a tax assessment projection chart for the Eleven Mills Act Property Tax Abatement program for the 10 or 15 years; and 2) a copy of the Mills Act evaluation form and criteria for historic properties; 4 Ayes

- 14.2 Subject: Delinquent Mandatory Garbage Fees - Public Hearing
From: Finance and Management Agency
Recommendations: Conduct A Public Hearing On Delinquent Mandatory Garbage Fees For April/May/June 2009, Monthly Accounts And July/August/September 2009, Quarterly Accounts And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:
- 1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges To Be Turned Over To The County Tax Collector For Collection; Or
[\(09-0069\)](#)
 - 2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Cost Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or
[\(09-0069-1\)](#)
 - 3) A Resolution Continuing Hearing The Of Reports Of The City Administrator On The Delinquent Garbage Service Fees And The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code
[\(09-0069-2\)](#)

- 14.3 Subject: Delinquent Business Taxes - Public Hearing

From: Finance and Management Agency
Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent Business Taxes And Upon Conclusion Adopt One Of The Following Pieces of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Confirming The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code And Directing The Notice Of Lien And Assessment Charges To Be Turned Over To The County For Collection; Or

[\(09-0070\)](#)

2) A Resolution Overruling Protests And Accepting And Confirming Reports Of The City Administrator On The Delinquent Business Taxes And Confirming The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges To Be Turned Over To The County Tax Collector For Collection; Or

[\(09-0070-1\)](#)

3) A Resolution Continuing Hearing On Reports Of The City Administrator On The Delinquent Business Taxes And The Confirming Of The Recordation Of Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code

[\(09-0070-2\)](#)

14.4 Subject: Delinquent Real Property Taxes - Public Hearing

From: Finance and Management Agency

Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent Real Property Transfer Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

[\(09-0071\)](#)

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

[\(09-0071-1\)](#)

3) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Real Property Transfer Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code

[\(09-0071-2\)](#)

14.5 Subject: Coliseum Redevelopment Project Area - Amendment Eight
From: Community and Economic Development Committee
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) An Ordinance Adopting The Eighth Amendment To The Coliseum Redevelopment Plan Extending The Time Limit For Eminent Domain Authority For An Additional Twelve Years And Setting A Bonded Indebtedness Limit; And

[\(09-0904\)](#)

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

Final Passage (Second Reading) has been scheduled for January 5, 2010

2) An Agency Resolution Approving And Recommending Adoption Of The Eighth Amendment To The Coliseum Redevelopment Plan Extending The Time Limit For Eminent Domain Authority For An Additional Twelve Years And Setting A Bonded Indebtedness Limit

[\(09-0904-1\)](#)

**The December 1, 2009 Community and Economic Development Committee
approved recommendations; 4 Ayes**

14.6 Subject: Redevelopment Project Areas - Five Year Implementation Plan
From: Community and Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) Resolution Adopting The 2009-2014 Implementation Plan For The Acorn Redevelopment Project

[\(09-0907\)](#)

2) A Resolution Adopting The 2009-2014 Implementation Plan For The Broadway/MacArthur/San Pablo Redevelopment Project;

[\(09-0907-1\)](#)

3) A Resolution Adopting The 2009-2014 Implementation Plan For The Central District Redevelopment Project;

[\(09-0907-2\)](#)

4) A Resolution Adopting The 2009-2014 Implementation Plan For The Coliseum Area Redevelopment Project;

[\(09-0907-3\)](#)

5) A Resolution Adopting The 2009-2014 Implementation Plan For The Oak Center Redevelopment Project; and
(09-0907-4)

6) A Resolution Adopting The 2009-2014 Implementation Plan For The Stanford/Adeline Redevelopment Project
(09-0907-5)

The December 1, 2009 Community and Economic Development Committee approved recommendations and directed staff to submit a supplemental report with a detail funds analysis of the projected budget of \$187,000 dollars for the Stanford/Adeline project areas; 4 Ayes

14.7 Subject: Solar Financing Program Options
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Of Oakland To: 1. Join The CaliforniaFirst Program; 2. Authorize The California Statewide Communities Development Authority To Accept Applications From Property Owners Who Wish To Participate In Property Assessments For The Program; 3. Authorize The California Statewide Communities Development Authority To Conduct Contractual Assessment Proceedings And Levy Contractual Assessments On Behalf Of The City Within The Territory Of The City Of Oakland; And 4. Authorize The City Administrator To Pay The California Statewide Communities Development Authority Fees Up To Twenty Thousand Dollars (\$20,000.00) For Oakland's Program Setup Fees
(09-0177)

The December 1, 2009 Public Works Committee approved recommendations: 4 Ayes

ACTION ON NON-CONSENT ITEMS:

15 Subject: Renewal Fee For Residential Permit Parking
From: Finance And Management Agency
Recommendation: Adopt An Ordinance Amending Ordinance Number 12948 C.M.S. (Master Fee Schedule), As Amended, To Increase The Renewal Fee For Residential Parking Permits From Twenty Dollars (\$20) To Thirty-Five Dollars (\$35) Annually.
(09-0849)

The November 10, 2009 Finance and Management Committee approved recommendations and directed staff to send out postcards to Oakland citizens notifying them of the increase to the Residential Parking Permits (RPP); 4 Ayes

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

Final Passage (Second Reading) has been scheduled for January 5, 2010

16 Subject: ~~Business Improvement Districts—Annual Reports~~
From: ~~Community and Economic Development Agency~~
Recommendation: ~~Adopt The Following Pieces Of Legislation~~

~~1) A Resolution Approving The Annual Reports Of The Lakeshore/Lake Park Business Improvement Management District, The Temescal/Telegraph Avenue Property Business Improvement District Of 2005, The Laurel Property Business Improvement District Of 2005, The Fruitvale Property Business Improvement District of 2006, The Koreatown/Northgate Community Benefit District Of 2007, The Downtown Oakland Community Benefit District Of 2008, And The Lake Merritt/Uptown Community Benefit District Of 2008 Advisory Boards And Confirming The Continuing Annual Assessment For Each District For Fiscal Year 2009/2010; And~~
~~(09-0906)~~

~~2) An Agency Resolution Authorizing Payment Of The Koreatown/Northgate Community Benefit District Of 2007, The Downtown Oakland Community Benefit District Of 2008, And The Lake Merritt/Uptown Community Benefit District Of 2008 Assessments For Six (6) Redevelopment Agency Owned Properties On Which Assessments Are To Be Levied (APN 008 0649 010 00; 001 0201 010 00, 002 0097 045 00, 008 0620 009 03, 008 0641 008 05, 008 0649 09 00) In An Aggregate Amount Not To Exceed \$33,860.56 For The Fiscal Year 2009/2010 Assessment Period~~
~~(09-0906-1)~~

This item has been relocated to item 25 on this agenda

17 Subject: Status of Oakland's Grant Awards (ARRA)
From: Office Of The City Administrator
Recommendation: Receive An Informational Report On The Status Of Oakland's Grant Awards Under The American Recovery And Reinvestment Act Of 2009 ("Federal Stimulus Package") As Compared To Similar Bay Area And Other Cities
~~(09-1024)~~

This item was placed on this agenda by the November 19, 2009 Rules and Legislation Committee.

S-17.1 Subject: Retrofit Ramp Up Program (ARRA)
From: Public Works Agency
Recommendation: Action On A Report And Recommendation On The United States Department Of Energy Competitive Energy Efficiency And Conservation Block Grant Retrofit Ramp-Up Program Funding Opportunity Under The American Recovery And Reinvestment Act (Federal Government's "Stimulus Package")
~~(09-1000)~~

The December, 1, 2009 Public Works Committee approved recommendations and directed staff to submit a supplemental report with the following information: 1) updated information on the inclusion of the affordable housing component; 2) confirmation of the funding set aside exclusively for Oakland; and 3) options for a stand alone application for Oakland; 4 Ayes

S-17.1.1 Subject: Energy Retrofit Projects - ARRA Grant Request
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For Grant Funds Of Up To Ten Million Dollars (\$10,000,000) From The U.S. Department Of Energy's Competitive Energy Efficiency And Conservation Block Grant (Competitive EECBG) Under The American Recovery And Reinvestment Act Of 2009 (Federal "Stimulus Package") To Fund Energy Retrofit Projects Of Public And Affordable Housing Buildings
(09-1000-1)

Pursuant to Rule 28(a) of Resolution 79006 C.M.S., this item was added to the agenda.

S-17.2 Subject: 2010 Federal Legislative Agenda Approval
From: City Council
Recommendation: Action On A Report On 2010 Federal Legislative Priorities And 2011 Appropriations Requests
(09-1008)

The December 3, 2009 Rules and Legislation Committee approved recommendations: 3 Ayes, 1 Excused - De La Fuente

S-17.3 Subject: 2010 State Legislative Agenda
From: City Council
Recommendation: Discussion And Possible Action On Year End Report On The 2009 State Legislative Agenda And Proposed State Legislative Agenda For 2010
(09-0990)

The December 3, 2009 Rules and Legislation Committee approved recommendations: 3 Ayes, 1 Excused - De La Fuente

S-17.4 Subject: Raiders Master Agreement Extension
From: Vice Mayor De La Fuente
Recommendation: Adopt A Resolution Authorizing And Approving The Execution Of: (1) Supplement No. 3 Which Extends The Term Of The Agreements Under Which The Raiders Play Football At The Oakland Alameda County Coliseum Stadium For A Period Of Three Years And (2) A Letter Confirming That Supplement No. 3 Does Not Affect The Rights Of The City, The County Of Alameda, The Oakland Alameda County Coliseum Authority Or The Oakland Raiders Regarding The City's Parking Tax Ordinance Or Any Other Tax
(09-1063)

This item was placed on the agenda by the December 3, 2009 Rules and Legislation Committee

18 Subject: Administrative Initiatives For Local And Small Local Business
From: Department Of Contracting And Purchasing
Recommendation: Receive An Informational Report On Proposed (And Actual) Administrative Initiatives To Increase Local And Small Local Business Participation In City Contracting
(09-1019)

**This item was placed on this agenda by the November 19, 2009 Rules and
Legislation Committee**

- 19 Subject: Negotiated Settlement Agreement
From: Oakland Police Department
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Enter Into A Professional Services Agreement With The Alexandria Group Of MPRI In An Amount Not To Exceed One Million Five Hundred Thousand Dollars (\$1,500,000.00), For A Two Year Period Beginning January 21, 2010 Through January 20, 2012, To Perform The Services Of An Independent Monitor As Required By The Memorandum Of Understanding Re: Post Negotiated Settlement Agreement Terms And Conditions Allowing For The Resolution Of Plaintiff's Claims For Injunctive Relief And For Dismissal Of The Action, 2) Dispense With The Standard Request For Qualifications Process For Said Award And Authorize An Informal Solicitation Process, And 3) Appropriate Said Funds To Pay For The Work
(09-1010)
- 20 Subject: California State Commission
From: Public Works Agency
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) A Resolution Authorizing County Of Sacramento To: 1) Apply To The California Energy Commission State Energy Program Authorized By The American Recovery And Reinvestment Act (Federal Government's "Stimulus Package") For Funds To Implement An Energy Project Financing Program In The City Of Oakland Through California Statewide Communities Development Authority (CSCDA), And 2) To Accept Said Grant Funds And Enter Into Agreements, On Behalf Of The City Of oakland, To Implement And Carry Out The Energy Project Financing Program InThe City Of Oakland;
(09-1027)
 - 2) Resolution Authorizing The Association Of Bay Area Governments To:1) Apply To The California Energy Commission State Energy Program Authorized By The American Recovery And Reinvestment Act (Federal Government's "Stimulus Package") For Funds To Implement A Bay Area Regional Residential Building Retrofit Program In The City Of Oakland, And 2) Accept Said Grant Funds, And To Enter Into Agreements To Implement And Carry Out The Bay Area Regional Residential Building Retrofit Program In The City Of Oakland;
(09-1028)
 - 3) Resolution Authorizing Quantum Energy Services And Technologies To: 1) Apply To The California Energy Commission State Energy Program Authorized By The American Recovery And Reinvestment Act (Federal Government's "Stimulus Package") For Funds To Implement A Commercial Energy Efficiency Improvement Program In The City Of Oakland, And 2) Accept Said Grant Funds, And To Enter Into Agreements To Implement And Carry Out The Commercial Energy Efficiency Improvement Program In The City Of Oakland; and
(09-1029)

4) Resolution Authorizing Energy Solutions To: 1) Apply To The California Energy Commission State Energy Program Authorized By The American Recovery And Reinvestment Act (Federal Government's "Stimulus Package") For Funds To Implement An Energy Technology Assistance Program In The City Of Oakland, And 2) Accept Said Grant Funds And Enter Into Agreements To Implement And Carry Out The Energy Technology Assistance Program In The City Of Oakland
(09-1030)

This item was placed on this agenda by the November 19, 2009 Rules and Legislation Committee.

- 21 Subject: Complete List Of Stimulus Grant Opportunities
From: Office Of The City Administrator
Recommendation: Receive An Informational Report On The Complete List Of Stimulus Grant Opportunities For Which The City Of Oakland Has Applied And The List Of Grant Opportunities Which Received No Applications From The City Of Oakland With All Due Dates For All Grant Opportunities
(09-1035)
- 22 Subject: Fire And Emergency Response Program Grant (ARRA)
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For Grant Funds Of Up To One Million Dollars (\$1,000,000) From The U.S. Department Of Homeland Security's Staffing For Adequate Fire And Emergency Response Program (SAFER) Under The American Recovery And Reinvestment Act Of 2009 ("Federal Stimulus Package") To Support New Or Rehired Firefighter Positions For A Period Of Two Years
(09-1017)
- S-23 Subject: Piedmont Pines Phase 1
From: Public Works Agency and Finance and Management Agencies
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) A Resolution 1) Determining Unpaid Assessments For The City's Utility Underground Assessment District No. 2007-232, Piedmont Pines Phase 1; 2) Authorizing And Directing Payment Of Twenty Four Thousand Seven Hundred Thirty Seven Dollars And Thirty Six Cents (\$24,737.36) For Assessments On City Property; 3) Requesting County Auditor To Collect The Remaining Unpaid Assessments; And 4) Determining Annual Assessment For Administrative Costs And Making Determinations With Respect Thereto; And
(09-0978)
- 2) A Resolution 1) Providing For The Issuance Of Not To Exceed Three Million Eight Hundred Thirty Thousand Dollars (\$3,830,000.00) Of Improvement Bonds Pursuant To The Improvement Bond Act Of 1915 For Utility Underground Assessment District No. 2007-232, Piedmont Pines Phase 1; 2) Approving A Fiscal Agent Agreement; 3) Authorizing Services For The Bonds; 4) Approving A Bond Purchase Agreement And Sale Of The Bonds; 5) Approving Preliminary Official Statement; 6) Approving

Continuing Disclosure Agreement; 7) Authorizing Contracting With A Firm To Assist With The Administration Of The Assessment District; And 8) Authorizing Related Actions

(09-0978-1)

The December 1, 2009 Public Works Committee approved recommendations. The Public Works Committee directed staff to submit a supplemental report with the following information: 1) a copy of the assessment letter previously mailed out to the parcel owners; and 2) a detail analysis of the assessment payment results. 3 Ayes, 1 Abstention - Brooks

The December 1, 2009 Finance and Management Committee approved recommendations; 4 Ayes

S-24 Subject: Energy Efficiency Funding Grant
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing Quantum Energy Services And Technologies, Inc. (QUEST) To Apply For, And Administer Up To Five Million Dollars (\$5,000,000) Of Energy Efficiency Funding From Pacific Gas And Electric Company's Innovator Pilots Program On Behalf Of The City Of Oakland; And, If Funds Become Available To The City, Authorizing The City Administrator To Apply For, And Accept Program, Grant, Rebate, Or Incentive Funds; And Return To Council For Appropriation (09-0998)

The December 1, 2009 Public Works Committee approved recommendations; 4 Ayes

S-25 Subject: Business Improvement Districts - Annual Reports
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation

1) A Resolution Approving The Annual Reports Of The Lakeshore/Lake Park Business Improvement Management District, The Temescal/Telegraph Avenue Property Business Improvement District Of 2005, The Laurel Property Business Improvement District Of 2005, The Fruitvale Property Business Improvement District of 2006, The Koreatown/Northgate Community Benefit District Of 2007, The Downtown Oakland Community Benefit District Of 2008, And The Lake Merritt/Uptown Community Benefit District Of 2008 Advisory Boards And Confirming The Continuing Annual Assessment For Each District For Fiscal Year 2009/2010; And (09-0906)

2) An Agency Resolution Authorizing Payment Of The Koreatown/Northgate Community Benefit District Of 2007, The Downtown Oakland Community Benefit District Of 2008, And The Lake Merritt/Uptown Community Benefit District Of 2008 Assessments For Six (6) Redevelopment Agency-Owned Properties On Which Assessments Are To Be Levied (APN 008 0649 010 00; 001 0201 010 00, 002 0097 045 00, 008 0620 009 03, 008 0641 008 05, 008 0649 09 00) In An Aggregate Amount Not To Exceed \$33,860.56 For The Fiscal Year 2009/2010 Assessment Period

(09-0906-1)

This item was previously noticed as item 16.

**This item was placed on this agenda by the November 19, 2009 Rules and
Legislation Committee.**

S-26 Subject: 2008-2009 Redevelopment Agency's Annual Fiscal Reports
From: Community and Economic Development Agency
Recommendation: Receive An Informational Report Presenting The Redevelopment
Agency's Fiscal Year 2008-2009 Annual Reports On Blight, Housing Activity, Loans,
Property, And Time Limits In Accordance With The Reporting Requirements Of The
California Redevelopment Law
(09-0947)

**The December 1, 2009 Finance and Management Committee received and
forwarded this report; 4 Ayes**

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)**

NOTE: 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.

(...)

**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