



# 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/Joint Powers Financing Authority Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California 94612

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

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Tuesday, February 17, 2009

6:00 PM

Oakland City Hall, 3rd Floor

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1 Pledge of Allegiance

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*A meeting of the Joint Oakland Redevelopment Agency and City Council was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 6:12 PM.*

2 Roll Call / ORA & Council

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

3 Open Forum / Citizens Comments

(Time Available: 15 minutes)

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*The following individuals spoke under Open Forum:*

- Larry Childress
- Maria Cardenas
- Andrea Ruiz Gonzales
- Deloris Allen
- Simuel Ramey
- Kim Wright
- Alvin Rodgers
- Sanjiv Handa

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.

**No Action Taken**

- 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)

**No Action Taken**

- 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.

**No Action Taken**

- 7 Approval of the Draft Minutes from the Concurrent Meeting of the Oakland Redevelopment Agency/City Council held on February 3, 2009

**A motion was made by Councilmember Reid, seconded by Councilmember De La Fuente, to \*Approve the Minutes. The motion carried by the following vote:**

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

## **8. PRESENTATION OF CEREMONIAL MATTERS**

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- 8.1 Subject: Patricia Arredondo - Recognition  
From: Councilmember Nancy Nadel  
Recommendation: Adopt A Resolution Honoring Patricia Ibarra Arredondo For Thirty One Years Of Service To The City Of Oakland And Congratulating Her On Her Recent Retirement  
[09-0041](#)

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

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

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8.2 Subject: 2008 Earned Income Tax Credit  
From: Councilmember Nancy Nadel  
Recommendation: Hear A Presentation Regarding The City Of Oakland's 2008 Earned Income Tax Credit (EITC) Campaign And Launch Of The 2009 Campaign  
[09-0064](#)

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

**Votes:** ORA\Councilmember Ayes: 8 - Councilmember Kernighan, Councilmember Kaplan, Councilmember De La Fuente, President of the Council Brunner, Councilmember Quan, Councilmember Nadel, Councilmember Brooks and Councilmember Reid  
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S-8.3 Subject: Babe Ruth All Star Team Recognition  
From: Councilmember Desley Brooks  
Recommendation; Adopt A Resolution Commending And Congratulating The Oakland Babe Ruth All Star Team And The Oakland Cal Ripkin Babe Ruth League For Their Successes On The Field And Academically  
[09-0109](#)

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

**Votes:** ORA\Councilmember Ayes: 8 - Councilmember Kernighan, Councilmember Kaplan, Councilmember De La Fuente, President of the Council Brunner, Councilmember Quan, Councilmember Nadel, Councilmember Brooks and Councilmember Reid  
*Agency/Councilmember De La Fuente made a motion seconded by Agency/Councilmember Quan to approve an urgency finding pursuant to Section 2.20.080 E(2) regarding Item 8.3 that there is a need to take immediate action which came to the attention of the local body after the agenda was posted, and that the need to take immediate action relates to a purely ceremonial or commendatory action.*  
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S-8.4 Subject: Ralph J. Grant - Recognition  
From: Councilmembers Larry Reid and Desley Brooks  
Recommendation: Adopt A Resolution Honoring The Life Of Ralph J. Grant  
[09-0110](#)

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

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

*Agency/Councilmember De La Fuente made a motion seconded by Agency/Councilmember Reid to approve an urgency finding pursuant to Section 2.20.080 E(2) regarding Item 8.3 that there is a need to take immediate action which came to the attention of the local body after the agenda was posted, and that the need to take immediate action relates to a purely ceremonial or commendatory action.*

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**9. COUNCIL ACKNOWLEDGEMENTS / ANNOUNCEMENTS**

**No Action Taken**

**10. CONSENT CALENDAR (CC) ITEMS:**

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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  
[09-0098](#)

**This Matter was Adopted on the Consent Agenda.**

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

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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  
[09-0099](#)

**This Matter was Adopted on the Consent Agenda.**

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

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10.3-CC Subject: Sherri Banks - 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 Sherri Banks V. City Of Oakland, Et Al., Alameda County  
Superior Court Case No. RG06-284463, In The Amount Of \$325,000 (Oakland Fire  
Department)  
[09-0100](#)

**This Matter was Adopted on the Consent Agenda.**

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

*The following individual spoke on this item:*

- *Sanjiv Handa*  
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**Authority**

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10.4-CC Subject: Jane Roe - Settlement Agreement  
From: Office of the City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Settle The Case Of Jane Roe V. City Of Oakland And Richard Valerga, U.S. District Court Action No. C08-04228 CW, Our File No. X03235, In The Amount Of \$110,000.00. This Case Involves Alleged Civil Rights Violations (Police Department)  
[09-0101](#)

**This Matter was Adopted on the Consent Agenda.**

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

*The following individual spoke on this item:*

- *Sanjiv Handa*

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10.5-CC Subject: Municipal Code Amendment - Massage Establishments & Therapists  
From: Office of the City Administrator  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 5.36, "Massage Establishments And Massage Therapists," To Additionally Provide That: A) Fully Clothed Chair Massage Conducted In Public View, B) Offices Leased By Solo Practitioner Massage Therapists, And C) Non-Massage Businesses That Lease Space To Solo Practitioner Massage Therapists Or That Offer Massage As An Incidental Service Are Exempt From The Requirement To Obtain A Massage Establishment Permit  
[07-1738](#)

**This Matter was Approved for Final Passage on the Consent Agenda.**

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

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10.6-CC Subject: Salary Schedule Amendments  
From: Finance And Management Agency  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187  
C.M.S. (The Salary Ordinance) To Add: The Permanent Full Time Equivalent Classification,  
Archivist; The Permanent Part Time Equivalent Classifications of Case Manager I, Permanent  
Part-Time; Budget And Grants Administrator, Permanent Part-Time; Animal Control Officer,  
Permanent Part-Time; And Recreation Attendant II, Permanent Part-Time; And To Re-Title  
Youth Sports Program Coordinator To Sports Program Coordinator  
[07-1857](#)

**This Matter was Approved for Final Passage on the Consent Agenda.**

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

*The following individual spoke on this item:*

- Sanjiv Handa

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10.7-CC Subject: Storm Drain Design Standards  
From: Community and Economic Development Agency  
Recommendation: Adopt An Ordinance Amending Title 13 Of The Oakland Municipal Code  
Adding Section 13.14 To Establish Storm Drainage Design Standards  
[07-1870](#)

**This Matter was Approved for Final Passage on the Consent Agenda.**

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

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10.8-CC Subject: Employee Bond Requirements - Amendment  
From: Finance and Management Agency  
Recommendation: Adopt An Ordinance Amending Ordinance No. 7997 C.M.S., Which Established A Requirement That The City Provide Bond Insurance For Specified City Employees And Officer To Insure The Honest And Faithful Performance Of Their Official Duties, To: (1) Add The City Attorney As A Bonded City Officer, (2) Authorize The City Administrator Or His/Her Designee To Approve The Bond Insurance Agreements, Subject To Approval As To Form And Legality By The City Attorney; (3) Set The Minimum Bond Coverage Limit For Each Such Employee And Officer At Two Million Dollars (\$2,000.000); And (4) Authorize The City Administrator To Provide A Master Official Bond, That Will Cover All Such Employees And Officers If The City Administrator Or Designee Determines That It Is In The City's Best Interests To Do So  
[07-1881](#)

**This Matter was Approved for Final Passage on the Consent Agenda.**

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

*The following individual spoke on this item:*

- Sanjiv Handa  
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S-10.9-CC Subject: Central City East Formation Procedures Amendment  
From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Amending The Formation Procedures For The Central City East Redevelopment Project Area Committee: 1) To Remove The Age Requirement For Existing Community Organization Appointees; And 2) To Add Castlemont Leadership Preparatory High School And Mandela High School As Alternating "At Large" Community Organizations  
[09-0019](#)

**This Matter was Adopted on the Consent Agenda.**

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

*The following individual spoke on this item:*

- Sanjiv Handa  
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S-10.10-C Subject: Broadway/MacArthur/San Pablo Area Façade Improvement Program  
C From: Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Allocating \$300,000 To The Broadway/MacArthur/San Pablo Redevelopment Project Area Façade Improvement Program And Allocating \$300,000 To The Broadway/MacArthur/San Pablo Redevelopment Project Area Tenant Improvement Program;  
And

[09-0028](#)

**This Matter was Adopted on the Consent Agenda.**

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

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[2009-0007 CMS.pdf](#)

2) An Agency Resolution Reallocating \$500,000 From The Downtown Tenant Improvement Program (Retail Entertainment Catalyst Project) To The Downtown Façade Improvement Program

[09-0028-1](#)

**This Matter was Adopted on the Consent Agenda.**

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

*The following individual spoke on this item:*

- Sanjiv Handa

[2009-0008 CMS.pdf](#)

S-10.11-C Subject: Real Property Purchase - 10451 MacArthur Boulevard  
C From: Community and Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real Property At 10451 MacArthur Boulevard From Coast Capital Ventures For \$737,500 Less The Cost Of Any Environmental Site Remediation And Authorizing Up To \$10,000 For Real Estate Closing Costs  
[09-0038](#)

**This Matter was Adopted on the Consent Agenda.**

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

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[2009-0009 CMS.pdf](#)

**Authority**

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S-10.12-C Subject: Real Property Purchase - 5803-5833 Foothill Boulevard  
C From: Community and Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real Property At  
5803-5833 Foothill Boulevard, From Fame Faith Foundation LLC For \$1,100,000 Less the Cost  
Of Any Environmental Site Remediation And Authorizing Up To \$10,000 For Real Estate  
Closing Costs  
[09-0040](#)

**This Matter was Adopted on the Consent Agenda.**

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

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[2009-0010 CMS.pdf](#)

S-10.13-C Subject: Public Arts Plan  
C From: Cultural Arts and Marketing  
Recommendation: Adopt A Resolution To Adopt The 2009 Public Art Projects Plan  
[09-0010](#)

**This Matter was Adopted on the Consent Agenda.**

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

*The following individual spoke on this item:*

- *Sanjiv Handa*  
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S-10.14-C Subject: 2009-2010 Open Circle Foundation Grant  
C From: Cultural Arts and Marketing  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And  
Appropriate A Grant Of Up To \$100,000 From The Open Circle Foundation To The City Of  
Oakland Public Art Program To Support "Open Proposals 2009-2010" Public Art Projects  
[09-0011](#)

**This Matter was Adopted on the Consent Agenda.**

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

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**Passed The Consent Agenda**

**A motion was made by Councilmember De La Fuente, seconded by Councilmember Reid, 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 Kernighan, Councilmember Kaplan, Councilmember De La Fuente, President of the Council Brunner, Councilmember Quan, Councilmember Nadel, Councilmember Brooks and Councilmember Reid

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

*There were no decisions made during Closed Session*

- 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 Reid, seconded by Councilmember De La Fuente, to \*Approve as Submitted. The motion carried by the following vote:**

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

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

- 13 Reconsideration of Ordinances pursuant to Charter Section 216

**No Action Taken**

**14. Consideration of items with statutory Public Hearing Requirements:**

**Authority**

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14.1 Subject: Citizen's Options For Public Safety Grant  
From: Oakland Police Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Authorizing (1) The Acceptance And Appropriation Of A State Of California "Citizen's Options For Public Safety" (State Cops) Grant In An Amount Not To Exceed Six Hundred Sixty-Nine Thousand Nine Hundred And Eighty-Two Dollars (\$669,982); (2) Implementing California Government Code Sections 30061-30065, And (3) Approving The Oakland Police Department's Fiscal Years 2008-2010 State Cops Grant Spending Plan

[07-1908](#)

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*Upon the reading of Item 14.1 by the City Clerk, the Public Hearing was opened at 8:08 PM.*

*The following individual spoke on this item:*

*- Sanjiv Handa*

*Agency/Councilmember Quan made a motion, seconded by Agency/Councilmember Brooks 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*

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**ACTION ON NON-CONSENT ITEMS:**

**Authority**

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15           Subject:     Oakland Tourism Business Improvement District  
              From:       Office of the City Administrator  
              Recommendation: Adopt A Resolution To Establish The Oakland Tourism Business  
                  Improvement District (OTBID) Proposed By The Oakland Convention & Visitors Bureau,  
                  Declare The Results Of The Majority Protest Proceedings, And Authorizing The City  
                  Administrator To Negotiate And Enter Into A Professional Services Agreement With The  
                  Oakland Convention & Visitors Bureau To Operate The OTBID  
[07-1393-1](#)  
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**A motion was made by Councilmember De La Fuente, seconded by Councilmember Quan, that this matter be Continued to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on March 3, 2009. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Absent: 1 - Councilmember Reid  
ORA\Councilmember Ayes: 7 - Councilmember Kernighan, Councilmember Kaplan, Councilmember De La Fuente, President of the Council Brunner, Councilmember Quan, Councilmember Nadel and Councilmember Brooks  
*Council continued the OTBID Public Meeting to the Council meeting of March 3, 2009. Since the California Streets & Highways Code requires a minimum of seven days between the Public Meeting and the Public Hearing, the Public Hearing slated for the March 3, 2009, agenda will need to be continued to a later date. However, the actual continuance motion will be made at the March 3rd Council meeting.*

*The following individual spoke on this item:*  
*- Sanjiv Handa*  
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16           Subject:     Public Art Advisory Committee Appointments  
              From:       Cultural Arts and Marketing  
              Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Judy Moran  
                  And Julie Trosper As Members Of The Public Art Advisory Committee  
[09-0012](#)  
[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 Absent: 1 - Councilmember Reid  
ORA\Councilmember Ayes: 7 - Councilmember Kernighan, Councilmember Kaplan, Councilmember De La Fuente, President of the Council Brunner, Councilmember Quan, Councilmember Nadel and Councilmember Brooks  
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**Authority**

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17 Subject: Commission On Persons With Disabilities Appointments  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Appointing/Reappointing Lynne Cutler, Lori Ann Dotson  
And Lateef McLeod As Members Of The Commission On Persons With Disabilities (TITLE  
CHANGE)  
[09-0106](#)

**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 Absent: 1 - Councilmember Reid  
ORA\Councilmember Ayes: 7 - Councilmember Kernighan, Councilmember  
Kaplan, Councilmember De La Fuente, President of the Council Brunner,  
Councilmember Quan, Councilmember Nadel and Councilmember Brooks  
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[81799 CMS.pdf](#)

18 Subject: Wildfire Prevention Assessment District Appointment  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Appointing Donald Johnson As A Member Of The  
Wildfire Prevention Assessment District Advisory Board  
[09-0107](#)

**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 Absent: 1 - Councilmember Reid  
ORA\Councilmember Ayes: 7 - Councilmember Kernighan, Councilmember  
Kaplan, Councilmember De La Fuente, President of the Council Brunner,  
Councilmember Quan, Councilmember Nadel and Councilmember Brooks  
*The following individual spoke on this item:*  
- Sanjiv Handa  
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**Authority**

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S-19 Subject: Central District Redevelopment Project Bonds  
From: Finance and Management Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Of The City Council Of The City Of Oakland Approving Issuance By The Redevelopment Agency Of The City Of Oakland Of Not To Exceed \$60,000,000 Aggregate Principal Amount Of Redevelopment Agency Of The City Of Oakland Central District Redevelopment Project Subordinated Tax Allocation Bonds, Series 2009T (Federally Taxable), And Providing Other Matters Properly Relating Thereto;

[09-0042](#)

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

**Votes:** ORA\Councilmember Absent: 1 - Councilmember Reid  
ORA\Councilmember Ayes: 7 - Councilmember Kernighan, Councilmember Kaplan, Councilmember De La Fuente, President of the Council Brunner, Councilmember Quan, Councilmember Nadel and Councilmember Brooks  
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2) An Agency Resolution Of The Redevelopment Agency Of The City Of Oakland Authorizing The Issuance And Prescribing The Terms, Conditions And Form Of Not To Exceed \$60,000,000 Principal Amount Of The Redevelopment Agency Of The City Of Oakland Central District Redevelopment Project Subordinated Tax Allocation Bonds, Series 2009T (Federally Taxable), Approving The Form Of And Authorizing The Execution And Delivery Of A Third Supplemental Indenture Of Trust And A Bond Purchase Contract; Approving The Form Of And Authorizing The Distribution Of A Preliminary Official Statement And Authorizing Execution And Delivery Of An Official Statement; Approving The Purchase And Cancellation Of A Portion Of The Series 2005 Bonds; Approving The Selection And Retention Of A Financial Advisor And Underwriter; Authorizing Payment Of Costs Of Issuance; Allocating Bond Proceeds To Finance Redevelopment Activities In The Redevelopment Project Area; And Authorizing And Approving Necessary Actions In Connection Therewith; And

[09-0042-1](#)

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

**Votes:** ORA\Councilmember Absent: 1 - Councilmember Reid  
ORA\Councilmember Ayes: 7 - Councilmember Kernighan, Councilmember Kaplan, Councilmember De La Fuente, President of the Council Brunner, Councilmember Quan, Councilmember Nadel and Councilmember Brooks  
[2009-0011 CMS.pdf](#)

3) A Resolution Of The Oakland Joint Powers Financing Authority Authorizing The Purchase And Sale Of Not To Exceed \$60,000,000 Principal Amount Of Redevelopment Agency Of The City Of Oakland Central District Redevelopment Project Subordinated Tax Allocation Bonds, Series 2009T (Federally Taxable), Upon Certain Terms And Conditions, Approving Distribution Of Official Statement Relating Thereto, And Providing Other Matters Properly Relating Thereto [09-0042-2](#)

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

**Votes:** ORA\Councilmember Absent: 1 - Councilmember Reid  
ORA\Councilmember Ayes: 7 - Councilmember Kernighan, Councilmember Kaplan, Councilmember De La Fuente, President of the Council Brunner, Councilmember Quan, Councilmember Nadel and Councilmember Brooks  
*The following individual spoke on this item:*  
- Sanjiv Handa  
[2009-0001 JPFA.pdf](#)



**Authority**

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S-20

Subject: Council Approval Of Compensation

From: City Council

Recommendation: Adopt An Ordinance (1) Amending The Salary Ordinance To Require Council Approval Of Certain Forms Of Compensation And Certain Terms In Hiring Agreements For Agency And Department Heads Who Are Appointed By The City Administrator In Circumstances Specified In The Ordinance And (2) Supplementing And Amending Ordinance Nos. 12187 C.M.S. And 12903 C.M.S.

[09-0108](#)

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**A motion was made by Councilmember De La Fuente, seconded by Councilmember Brooks, to Approved As Amended On Introduction to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on March 3, 2009. The motion carried by the following vote:**

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

*Council amended the Ordinance to add the following language to Section 1.10:*

*"The Executive Leave authorized by Ordinance 12903 may be granted one time only and for only one year at the time an employee is hired as a hiring incentive and that executive leave may be carried over for a maximum of two years."*

*The following individual spoke on this item:*

- Sanjiv Handa

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**Authority**

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S-21      Subject:      Oakland Maritime Support Services Agreement Amendment  
From:          Community and Economic Development Agency  
Recommendation: Adopt An Agency Resolution Amending The Exclusive Negotiating Agreement ("ENA") With Oakland Maritime Support Services For The Development Of Approximately 15 Acres Within The Former Oakland Army Base ("Army Base") To Extend The ENA Term From February 28, 2009 To The Earlier Of February 28, 2011 Or The Resolution Of The California Environmental Quality Act Litigation Filed By The East Bay Municipal Utility District Against The City And Redevelopment Agency Regarding The Army Base  
[09-0007](#)

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

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

*The following individuals spoke on this item:*

- Steve Lowe
- Bill Aboudi
- Dexter Vizinaw
- Jai Jennifer
- Darrel Carey

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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)**

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*There being no further business, and upon the motion duly made, the Agency/Council adjourned the meeting at 8:20 PM.*

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*City Clerk and Clerk of the Council*