



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, July 19, 2011

5:30 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 5:51 pm.

2 Roll Call / ORA & Council

COUNCIL MEMBERS: Desley Brooks, Dist. 6; Jane Brunner, Dist. 1, Ignacio De La Fuente; Dist. 5; Rebecca Kaplan, At-Large; Pat Kernighan, Dist. 2; Nancy Nadel, Dist. 3; Libby Schaaf, Dist. 4; Council President Larry Reid, Dist. 7

ORA\Councilmember Present: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

3 Open Forum / Citizens Comments

(Time Available: 15 minutes)

There were 16 speakers during Open Forum.

4 ACTIONS ON SPECIAL ORDERS OF THE DAY

(Ceremonial Presentations, Reports/Presentations from the Mayor, Council Acknowledgements/Announcements):

- 4.1 Subject: Earlene Williams Retirement
From: Finance And Management Agency
Recommendation: Adopt A Resolution Commending Earlene Williams For More Than 31
Years Of Devoted And Dedicated Service And Congratulating Her On Retirement
[10-0760](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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- 5 APPROVAL OF THE DRAFT MINUTES FROM THE CONCURRENT SPECIAL AND REGULAR MEETINGS OF June 28, June 30, July 5, 2011

A motion was made by President Pro Tempore De La Fuente, seconded by Councilmember Nadel, to *Approve as Submitted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

- 6 MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS
(Requests to: Reschedule items from consent to Non-Consent to the next Council Agenda, Speak on Consent Calendar, Register Votes, Change order of Items, Reconsiderations, Pull Items held in Committee):

it was announced that item 7.3 will be withdrawn from the consent calendar and rescheduled to the July 26, 2011 Special City Council Meeting agenda.

7. CONSENT CALENDAR (CC) ITEMS:

7.1-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 Human Immunodeficiency Virus ("HIV")/Acquired Immunodeficiency
Syndrome ("AIDS") Epidemic
[10-0788](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De
La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the
Council Reid

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7.2-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
[10-0789](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De
La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the
Council Reid

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7.3 Subject: MacArthur Transit Village Phase I
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Conditionally Approving A Final Map (Phase 1) For
Tract No. 8047, The Vacation (Abandonment) Of Apgar Street, The Dedications Of Public
Easements And Right Of Way, And A Subdivision Improvement Agreement With Macarthur
Transit Community Partners For Deferred Construction Of Public Infrastructure Improvements,
All Associated With Development Of The Macarthur Transit Village Project To Construct A
Parking Garage For The San Francisco Bay Area Rapid Transit District (BART) And An
Affordable Housing Multiple Family Building
[10-0782](#)

**Withdrawn and Rescheduled to *Special Concurrent Meeting of the
Oakland Redevelopment Agency/City Council on 7/26/2011**

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7.4-CC Subject: Revisions To Organizational Structure
From: Office Of Budget
Recommendation: Adopt An Ordinance Amending Chapter 2.29 Of The Oakland Municipal Code, Entitled, "City Agencies, Departments And Offices", To Revise The Organizational Structure Of The City Under The City Administrator's Jurisdiction In Accordance With The Requirements Of City Charter Section 600, By Eliminating The Department Of Contracting And Purchasing And Transferring The Function To The Finance And Management Agency And The City Administrator's Office, Eliminating The Museum Department, And Eliminating The Parking Division And Transferring The Function To The Revenue Division To More Closely Coordinate Its Activities
[10-0696](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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7.5-CC Subject: Amending Ordinance No. 13024 C.M.S (Master Fee Schedule)
From: Office Of Budget
Recommendation: Adopt An Ordinance Amending Ordinance Number 13024 C.M.S. (Master Fee Schedule), As Amended, To Establish, Modify And Delete Fees Assessed By The Office Of The City Administrator, Office Of The City Clerk, Finance And Management Agency, Oakland Police Department, Oakland Fire Department, Oakland Public Library, Office Of Parks And Recreation, Department Of Human Services Public Works Agency, And The Community And Economic Development Agency
[10-0663](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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7.6-CC Subject: Oakland Museum Agreement
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A New Lease With The Oakland Museum Of California Foundation For Buildings And Improvements On City Property Located At 1000 Oak Street And 450 Lancaster Street For One Dollar Per Year In Rent As Authorized By Ordinance No. 11722 C.M.S. And Ordinance No.11603 C.M.S. For A Term Of Thirty Years
[10-0741-1](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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7.7-CC Subject: East Bay Regional Private Sewer Lateral Program
From: Public Works Agency
Recommendation: Adopt An Ordinance Revision Amending Oakland Municipal Code Title 13, Chapter 13.08 To Add New Regulations Requiring Oakland Property Owners To Inspect And Certify Lower Sewer Laterals In The Public Right-Of-Way At The Time Of Property Transfer, Major Remodeling And Change In Water Service [TITLE CHANGE]
[10-0648](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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7.8-CC Subject: Settlement Agreement - Philip Magro
From: Office Of City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of 21st Century Insurance A/S/O Philip Magro, In The Amount Of \$7,204.14, As A Result Of Property Damage Sustained In An Automobile Accident. (Oakland Fire Dept).
[10-0800](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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7.9-CC Subject: Settlement Agreement - Jane Ng
From: Office Of City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of CSAA As Subrogee For Jane Ng, In The Amount Of \$11,344.50 As A Result Of Property Damage Sustained In An Automobile Accident With A City Vehicle (Public Works Agency)
[10-0801](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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7.10-CC Subject: Measure Y Appointments
From: Office Of Mayor
Recommendation: Adopt A Resolution Appointing Ryan G. Hunter And Jose A. Dorado And As Members Of The Violence Prevention And Public Safety Oversight Committee
[10-0802](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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7.11-CC Subject: Salary Ordinance Amendment - IAF Local 55
From: Department Of Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule No. 12187 (The Salary Ordinance) To Reduce The Salaries Of Employees Represented By The International Association Of Firefighters Union Local 55 By 8.85% From July 1, 2011 To June 30, 2014
[10-0803](#)

This Matter was *Withdrawn and Rescheduled on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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7.12-CC Subject: Settlement Agreement - Ollie Walker
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Ollie Walker V. City Of Oakland, Alameda County
Superior Court Case No. RG09487084, City Attorney's File No. 27031, In The Amount Of
Twenty-Five Thousand Dollars (\$25,000.00). (PWA)
[10-0805](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De
La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the
Council Reid

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S-7.13-CC Subject: Revocable And Conditional Permit - 14010 Broadway Terrace
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Granting Derek S. Kubota A Revocable And
Conditional Permit To Allow Portions Of An Existing Garage, Stairs, Retaining Walls, and
Courtyard For A Residence At 14010 Broadway Terrace To Encroach Into The Public
Right-Of-Way
[10-0738](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De
La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the
Council Reid

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S-7.14-CC Subject: Implementation Of The Bay Trail Project - High Street Bridge
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A
Cooperative Agreement With The County Of Alameda For The Implementation Of The Bay
Trail Project At The High Street Bridge
[10-0756](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De
La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the
Council Reid

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S-7.15-CC Subject: Seismic Retrofit Of Campus Drive Bridge
From: Public Works Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To Bugler Construction, The Lowest, Responsive, Responsible Bidder, For The Seismic Retrofit Of Campus Drive Bridge (Project No. C346710), In The Amount Of Eight Hundred Eighty-Seven Thousand Six Hundred Fifty-Three Dollars (\$887,653.00)
[10-0757](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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S-7.16-CC Subject: Leveling The Playing Field Phase II Project
From: Public Works Agency
Recommendation: Adopt A Resolution: 1) Rejecting All Bids, Waiving Any Further Advertising And Bidding And Authorizing The City Administrator To Negotiate And Award A Construction Contract On The Open Market For The Leveling The Playing Field Phase II Project In An Amount Not To Exceed Two Million One Hundred Fifty One Thousand Dollars (\$2,151,000.00) Without Return To Council, And 2) Appropriate Up To Two Hundred Thousand Dollars (\$200,000.00) Of The Remaining Measure WW Funds From Poplar Field (No. C376810), Central Reservoir Field (No. C377010), And Owen Jones Field (No. C376710) To The Brookdale Park Field (No. C290810) For The Project
[10-0754](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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S-7.17-CC Subject: SeeClickFix License Agreement
From: Public Works Agency
Recommendation: Adopt A Resolution Waiving Advertising And Bidding Requirements Of The Oakland Municipal Code For The Integration, Subscription And Licensing For SeeClickFix, An On-Line And Mobile Application Improving Customer Service And Enabling The Public To Report And Track Infrastructure Maintenance Issues In The City Of Oakland, So That The City Administrator May Enter Into A Three Year Agreement With SeeClickFix, In An Amount Of \$10,000 In The First Year And \$8,000 For The Following Two Years, With The Option To Extend Annually For A Maximum Five Percent Increase Each Year Thereafter, For A Total Five Year Period And A Total Contract Amount Not To Exceed\$43,220
[10-0761](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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S-7.18-CC Subject: Land Purchase Agreement - Park Blvd And Monterey Blvd
From: Community And Economic Development Agency
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Acquire Parcel 029A-1330-027-03 And Parcel 029A-1330-009-01 For Use As A Part Of The Montclair Golf Course From The California Department Of Transportation For \$25,000
[10-0700](#)

A motion was made to Approved As Amended On Introduction and Scheduled for Final Passage on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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S-7.19-CC Subject: Closed Captioning Professional Service Contract
From: Office Of The City Clerk
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Two (2) Year Professional Service Contract Between The City Of Oakland And Aegis Rapid Text, Inc. To Provide Stenography Services For Real-Time Off-Site Closed Captioning Of All Regularly Scheduled And Special Concurrent Oakland Redevelopment Agency / Oakland City Council, And City Council Committee Meetings In A Total Amount Not-To-Exceed Fifty Thousand Dollars (\$50,000) Per Year For The Period From September 1, 2011 Through August 31, 2013 And Authorizing The Extension Of The Contract For Up To Two (2) Years For An Additional Amount Not-To-Exceed Fifty Thousand Dollars (\$50,000) Per Year
[10-0780](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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S-7.20-CC Subject: Notice Of New Structures - Municipal Code Amendment
From: Councilmember Libby Schaaf
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To Add Title 15, Chapter 15.10, Public Notice Of City Of Oakland's Intent To Construct Or Install New Public Safety-Related Telecommunications Facilities On City-Owned Property, To Establish Requirements For The City Of Oakland To Provide 30 Days Mailed And Posted Notice To Property Owners And Tenants (Both Residential And Commercial) Within 300 Feet Of A City Of Oakland-Owned Property Of The City's Intent To Construct Or Install New Public Safety-Related Telecommunications Facilities, Including But Not Limited To Towers, Poles Or Antennas, That Are Not Otherwise Subject To A Public Notice Requirements
[10-0682](#)

This Matter was *Withdrawn and Rescheduled on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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S-7.21-CC Subject: Business Improvement Districts Annual Reports And Payments
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 Applicable District For Fiscal Year 2010-2011 And Fiscal Year 2011-2012; And
[10-0702](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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2) Resolution Authorizing Payment Of The Redevelopment Agency's Cumulative Fiscal Year 2011/12 Fair Share Assessment In An Amount Not To Exceed \$33,860.56 For Agency-Owned Properties In 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.
[10-0702-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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S-7.22-CC Subject: Temescal/Telegraph Avenue - Security Lighting Project
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Consent To Execution Of An Assignment Of Payments Agreement Between The Temescal Telegraph Avenue Community Association Of Oakland ("Borrower") And A Still To Be Determined Lender ("Lender") To Make Payments To Lender From Temescal / Telegraph Avenue Property Business Improvement District Of 2005 ("PBID") Special Assessment Funds Held On Behalf Of The PBID In Support Of The Telegraph Avenue Pedestrian Lighting Project
[10-0747](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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S-7.23-CC Subject: Grant Award - 16th Street Train Improvements
From: Community And Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing An Owner Participation Agreement With Build West Oakland, LLC/Bridge Economic Development Corporation To Grant Up To \$1,300,000 In Matching Oakland Army Base Redevelopment Funds For Phased Improvements To The Historic 16th Street Train Station, Including Improvements To The Baggage Wing
[10-0701](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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S-7.24-CC Subject: WIA Youth Services Contract Extensions
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Amending Resolution No. 83121 C.M.S. To Extend Youth Training And Employment Service Contracts To June 30,2012
[10-0749](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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2) A Resolution Amending Resolution No. 83121 C.M.S. To Increase Youth Training And Employment Contracts To Fund The 2011 Mayor's Summer Jobs Program In The Following Amounts: \$30,000 To Alameda County Youth Development Inc. (Scotlan Youth And Family Center); \$27,000 To East Bay Spanish Speaking Citizens' Foundation; \$30,000 To LAO Family Community Development Inc.; \$30,000 To Pivotal Point Youth Services Inc.; \$27,000 To Youth Employment Partnership Inc.-In School; \$27,000 To Youth Employment Partnership Inc.-Out Of School; And \$27,000 To Youth Uprising
[10-0749-1](#)

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ALTERNATIVE RECOMMENDATIONS

3) Resolution Amending Resolution No. 83121 C.M.S. To Extend Youth Training And Employment Service Contracts To June 30, 2012
[10-0749-2](#)

4) Resolution Amending Resolution No. 83121 C.M.S. To Increase Youth Training And Employment Contracts To Fund The 2011 Mayor's Summer Jobs Program In The Following Amounts: \$27,000 To East Bay Spanish Speaking Citizens' Foundation; \$30,000 To Lao Family Community Development Inc.; \$30,000 To Pivotal Point Youth Services Inc.; \$27,000 To Youth Employment Partnership Inc.--In School; \$27,000 To Youth Employment Partnership Inc.--Out Of School; \$27,000 To Youth Uprising; And \$30,000 To Serve Youth Residing In West Oakland By A Youth Service Provider To Be Determined By The City Administrator Without Returning To Council

[10-0749-3](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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S-7.25-CC Subject: Workforce Investment Grant Disbursement
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate \$600,000 In Workforce Investment Act (WIA) Federal Grant From The U.S. Department Of Labor Employment Training Agency For The East Bay Green Jobs Project; And Enter Into Contracts With Cypress Mandela Training Center In The Amount Of \$120,000, Laney Community College In The Amount Of \$78,000, Solar Richmond In The Amount Of \$200,000, Rising Sun Energy Center In The Amount Of \$66,500, And RichmondBUILD In The Amount Of \$45,500 To Collaboratively Provide Employment Training And Job Placement Services For A Minimum Of 80 Low-Income Adults For The Term Beginning July 19, 2011 And Ending March 2013; To Procure A Contract Not To Exceed \$26,500 For Program Performance Evaluation Without Returning To Council; And To Allocate \$64,200 For City Administration Of The Grant.

[10-0739](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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S-7.26-CC Subject: Broadway/MacArthur/San Pablo Redevelopment Project Committee
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing A One-Year Extension Of The Project
Area Committee For The Broadway/ Macarthur/ San Pablo Redevelopment Project To July 25.
2012
[10-0758](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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S-7.27-CC Subject: Fruitvale Transit Village Project ENA
From: Community And Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing An Exclusive Negotiating Agreement With The Spanish Speaking Unity Council For Phase II Of The Fruitvale Transit Village At The Fruitvale Bart Station Parking Lot
[10-0717](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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S-7.28-CC Subject: Oakland Economic Development Corporation - ENA
From: Community And Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing An Exclusive Negotiating Agreement With The Oakland Economic Development Corporation For Development Of Phase I Of The Transit Village At The Coliseum Bart Station, And Authorizing A Redevelopment Loan For The Project In An Amount Not To Exceed \$400,000
[10-0776](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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S-7.29-CC Subject: Oakland Zoo Master Agreement Amendment
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend Master Agreement Between City Of Oakland And The East Bay Zoological Society / Oakland Zoo Pursuant To Grant Requirements From Proposition 84 Funds From The California Department Of Parks And Recreation, Which Require 1) Extension Of The Agreement To 30 Years; And 2) Elimination Of The "At-Will" Termination Clause
[10-0748](#)

This Matter was Adopted as Amended on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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S-7.30-CC Subject: COPS Grant Award
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate A State Of California "Citizens Options For Public Safety" (State Cops) Grant In An Amount Not To Exceed Five Hundred Seventeen Thousand (\$517,000) For Front Line Policing
[10-0712](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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S-7.31-CC Subject: Oakland Youth Court - Grant Award
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To 1) Accept And Appropriate Funds From The State Of California, Corrections Standards Authority, Juvenile Accountability Block Grant To The Oakland Police Department In An Amount Not To Exceed Sixty Thousand Dollars (\$60,000), 2) Waive The Competitive Request For Proposals /Qualifications (RFP/Q) Process, And 3) Enter Into A Professional Services Agreement With McCullum Youth Court For The Period July 1,2011 Through June 30, 2012, Plus Two One-Year Extension Options, In An Amount Not To Exceed Sixty Thousand Dollars (\$60,000) Annually For Continued Program Implementation Of The Oakland Youth Court For The Oakland Police Department
[10-0713](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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S-7.32-CC Subject: BayRICS JPA Membership
From: Department Of Information Technology
Recommendation: Adopt A Resolution Requesting Authority To: (1) Join The Bay Area Regional Interoperable Communications System Joint Powers Authority ("Bayrics JPA";Or "JPA") By Executing The Proposed JPA Agreement ("Agreement"), Including An Annual Membership Fee In An Amount Not-To-Exceed Twenty Four Thousand Five Hundred Dollars (\$24,500.00), And (2) Sublease, Assign Or Transfer To The Jpa Part Or All Of Oakland's Spectrum Waiver And/Or Lease Rights As May Be Granted By The Federal Communications Commission (The "FCC") Pursuant To The Petition Filed By Oakland, San Francisco And San Jose With The FCC, And (3) To Take Such Steps Necessary To Effectuate These Agreements On Behalf Of The City Of Oakland, Without Return To Council
[10-0715](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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S-7.33-CC Subject: Evaluation Services Of The Measure Y Funded Programs
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Extend The Contract Between The City Of Oakland And Resource Development Associates From July 1, 2011 To December 31, 2012 For Evaluation Services Of The Measure Y Funded Programs, In The Amount Of Up To Three Hundred And Fifty Thousand Dollars
[10-0759](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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S-7.34-CC Subject: UASI Regional Training Program Grant
From: Oakland Fire Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator Or His Designee To: 1) Enter Into A Memorandum Of Understanding (MOU) With The Alameda County Sheriff's Office To Provide Personnel Services In Connection With The Bay Area Urban Area Security Initiative (UASI) Regional Training Program In Exchange For The Fiscal Year 2009 UASI Grant Allocation 2) Accept, Appropriate And Administer Up To \$120,000 From The Federal Fiscal Year 2009 UASI Grant Allocation For Reimbursement Of Salaries And Benefits Paid To An Oakland Fire Department, Office Of Emergency Services Staff Member Assigned As A Bay Area UASI Region Training Officer, As Per The MOU Agreement; And

[10-0766](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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2) A Resolution Authorizing The City Administrator Or His Designee To: 1) Enter Into A Memorandum Of Understanding (MOU) With The Alameda County Sheriff's Office To Provide Personnel Services In Connection With The Bay Area Urban Area Security Initiative (UASI) Regional Training Program In Exchange For The Fiscal Year 2010 UASI Grant Allocation And 2) Accept, Appropriate And Administer Up To \$225,000 From The Federal Fiscal Year 2010 UASI Grant Allocation For Reimbursement Of Salaries And Benefits Paid To An Oakland Fire Department, Office Of Emergency Services Staff Member Assigned As A Bay Area UASI Region Training Officer, As Per The MOU Agreement
[10-0766-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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S-7.35-CC Subject: Summer Recess Grant And Contract Awards
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Make Grant Awards, Accept Grant Funds And Award Contracts For The Purchase Of Construction Labor And Materials Exceeding \$500,000.00, To Be Executed During The City Council Annual Recess Of 2011, As Follows:

1. A Resolution To Award A Construction Contract To The Lowest, Responsive, Responsible Bidder, For The Construction Of MacArthur Boulevard Improvement Project (Project No. C167640), Or To Reject All Bids If All Bids Are Deemed Non-Responsive Or Non-Responsible, And Award A Contract On The Open Market In Accord With The Project Plans And Specifications Up To The Amount Of \$5,075,351.00;
 2. A Resolution Authorizing The Acceptance And Appropriation Of Up To \$827,900.00 Of Federal Funds From The Transportation, Housing And Urban Development And Related Agencies Appropriation Act Of 2010 For The Lake Merritt Improvement Project;
 3. A Resolution Awarding A Construction Contract To The Lowest, Responsive, Responsible Bidder, For The Installation Of New And Modified Traffic Signals At Various Locations (Project Nos. C313710, C318210, C316210) Or To Negotiate With The Lowest Bidder If Bids Are Deemed Non-Responsive Or Non-Responsible, In Accord With The Project Plans And Specifications In An Amount Not To Exceed Eight-Hundred Thousand Dollars (\$800,000.00) Without Return To Council;
 4. A Resolution Awarding A Construction Contract To The Lowest, Responsive, Responsible Bidder, For The Safe Routes To Schools, Cycle 7 Project (Project No. C357010) Or To Negotiate With The Lowest Bidder If Bids Are Deemed Non-Responsive Or Non-Responsible, In Accord With The Project Plans And Specifications In An Amount Not To Exceed Six-Hundred Thousand Dollars (\$600,000.00) Without Return To Council; And
 5. A Resolution Awarding A Construction Contract To The Lowest, Responsive, Responsible Bidder, For The Broadway Intelligent Transportation Systems (Its) (Project No. C270210) Or To Negotiate With The Lowest Bidder If Bids Are Deemed Non-Responsive Or Non-Responsible, In Accord With The Project Plans And Specifications In An Amount Not To Exceed Eight-Hundred Thousand Dollars (\$800,000.00) Without Return To Council
- [10-0773](#)

This Matter was Adopted as Amended on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

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Passed The Consent Agenda

A motion was made by President Pro Tempore De La Fuente, seconded by Councilmember Nadel, 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 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid

- 8 Oral Report of Final Decisions Made During Closed Session & Disclosure of Non-Confidential closed session discussions

***Approve as Submitted**

**COMMENCING AT 6:30 P.M., OR AS SOON AS REASONABLY PRACTICABLE
THEREAFTER, THE NON - CONSENT CALENDAR PORTION OF THE AGENDA:**

**9. CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING
REQUIREMENTS:**

Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 7:15 p.m.

No individuals spoke on this item.

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

-8

- 9.1 Subject: Jack London Square Site C Transfer
From: Community And Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion, Adopt A Resolution Consenting To A Non-Affiliate Transfer Of Site C (Located At 10 Clay Street) Relating To The Development Agreement Between The City Of Oakland, Jack London Square Partners LLC, And CEP-JLS I LLC, Dated July 6, 2004 (DA) To 10 Clay Street LLC Pursuant To The Development Agreement And Planning Code Section 17.138.080 (Development Agreement Procedure)
[10-0755](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at 7:17 p.m.

1 individuals spoke on this item.

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

9.2 Subject: Community Development Block Grant Program
From: Community And Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Amending Resolution 83344 C.M.S 1) Authorizing The City Administrator To Submit To The U.S. Department Of Housing And Urban Development The Revised Annual Action Plan For Fiscal Year 2011-2012; 2) Accepting And Appropriating Funds Totaling \$14,658,157 For The Home, Emergency Shelter Grant (ESG), Housing Opportunities For Persons With Aids (HOPWA), And The Community Development Block Grant Programs; And 3) Authorizing The City Administrator To Negotiate And Execute Agreements With Subgrantees For Fiscal Year 2011-2012 For The Community Development Block Grant Program.
[10-0775](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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Upon the reading of Item 9.3 by the City Clerk, the Public Hearing was opened at 7:19 p.m.

No individuals spoke on this item.

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

9.3 Subject: Fruitvale Property Business Improvement District
 From: Community And Economic Development Agency
 Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution
 Establishing The Fruitvale Property Business Improvement District Of 2011, Approving The
 Management Plan, Directing Filing Of The Proposed Assessment District Boundary
 Description, Making A Determination With Regard To The Majority Protest Procedure For
 Approval Of The Proposed Assessments; And Approving The Assessments For The District
 10-0790

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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Upon the reading of Item 9.4 by the City Clerk, the Public Hearing was opened at 7:23 p.m.

8 individuals spoke on this item.

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

9.4 Subject: Amending Cannabis Ordinances
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following
Pieces Of Legislation:

1) An Ordinance Amending Chapter 5.80 Of The Oakland Municipal Code Pertaining To
Medical Cannabis Dispensary Permits
[10-0751](#)

A motion was made by Councilmember Kaplan, seconded by President Pro Tempore De La Fuente, to Approved As Amended On Introduction and Scheduled for Final Passage to the *Special Concurrent Meeting of the Oakland Redevelopment Agency/City Council, to be heard at the July 26, 2011 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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~~2) An Ordinance Amending Chapter 5.81 Of The Oakland Municipal Code Pertaining To
Cultivation Of Medical Cannabis; And
[10-0751-1](#)~~

3) An Ordinance Amending The Master Fee Schedule (Ordinance Number 13024 C.M.S., As Amended) To Establish A Medical Cannabis Dispensary Permit Application Fee And An Annual Regulatory Fee For Permitted Medical Dispensaries & To Establish A Cultivation Of Medical Cannabis Permit Application Fee And An Annual Regulatory Fee For Permitted Medical Cannabis Cultivation
[10-0751-2](#)

A motion was made by Councilmember Kaplan, seconded by President Pro Tempore De La Fuente, to Approved As Amended On Introduction and Scheduled for Final Passage to the *Special Concurrent Meeting of the Oakland Redevelopment Agency/City Council, to be heard at the July 26, 2011 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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ALTERNATIVE STAFF RECOMMENDATION

4) An Ordinance Amending The Master Fee Schedule (Ordinance Number 13024 C.M.S., As Amended) To Modify And Establish Medical Cannabis Dispensary Permit Application Fee(s) And An Annual Regulatory Fee For A Medical Cannabis Dispensary Permit
[10-0751-3](#)

No Action Taken

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ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 NUMBER INTENTIONALLY NOT USED

11 Subject: Call For 2011 Special Election
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Adding Section 3.08.015 To Chapter 3.08 Of The Oakland Municipal Code, Entitled "Elections," To Authorize The City Council To Call A Special Municipal Election On November 15, 2011
[10-0555-1](#)

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

Votes: ORA\Councilmember Noes: 2 - President Pro Tempore De La Fuente and Councilmember Schaaf
ORA\Councilmember Ayes: 6 - Vice Mayor Brooks, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel and President of the Council Reid
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12 Subject: City Attorney Appointment
 From: Council President Larry Reid
 Recommendation: Adopt A Resolution Appointing _____ To Fill The Vacancy In
 The Office Of The City Attorney For The Balance Of The Unexpired Term, Which Runs Until
 11 A.M. On Monday, January 7, 2013
 [10-0785](#)

**A motion was made by Councilmember Schaaf, seconded by
Councilmember Kaplan, that this matter be Adopted as amended to
appoint Barbara Parker as the City Attorney for the balance of the
unexpired term for the period ending January 7, 2013, at 10:59 a.m. The
motion carried by the following vote:**

Votes: ORA\Councilmember Noes: 3 - Vice Mayor Brooks, President Pro Tempore De
La Fuente and Councilmember Brunner
ORA\Councilmember Ayes: 5 - Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the
Council Reid
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13 Subject: City Attorney Election
 From: President Pro Tempore Ignacio De La Fuente
 Recommendation: Adopt A Resolution On The City Council's Own Motion Waiving The
 Council's Authority To Fill The Vacancy In The Office Of City Attorney And Submitting To
 The Voters At The November 15, 2011 Special Election The Filling Of The Vacancy In The
 Office Of City Attorney; Directing The City Clerk And City Administrator To Take Any And
 All Actions Necessary Under Law To Prepare For And Conduct The Special Election
 [10-0793-1](#)

No Action Taken
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14 Subject: Charter Amendment Returning City Attorney To Appointed Position
From: Councilmembers Nadel And Kernighan
Recommendation: Adopt A Resolution Submitting, On The Council's Own Motion, To The Electors At The Next Special Or General Municipal Election, A Proposed Charter Amendment, Entitled, "Returning The Elected City Attorney Position To An Appointed Position" And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Next Election Date
[10-0778](#)

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

Votes: ORA\Councilmember Noes: 2 - President Pro Tempore De La Fuente and Councilmember Brunner
ORA\Councilmember Ayes: 6 - Vice Mayor Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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15 Subject: PFRS Ballot Measure
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution Submitting On The Council's Own Motion, A Proposed Charter Amendment, Entitled, "Measure Allowing the Police and Fire Retirement System Board and City Council to Set an Actuarially Sound Deadline For Fully Funding Its Retirement Plan", To Be Submitted To The Electors At The Next Special or General Municipal Election; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Next Election Date
[10-0786](#)

Continued to *Special Concurrent Meeting of the Oakland Redevelopment Agency/City Council on 7/26/2011

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

[10-0787](#)

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

Votes: ORA\Councilmember Abstained: 1 - President of the Council Reid
ORA\Councilmember Noes: 5 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kernighan and Councilmember Nadel
ORA\Councilmember Ayes: 2 - Councilmember Kaplan and Councilmember Schaaf

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17 Subject: Five - Year Temporary Fiscal Emergency Parcel Tax
From: Office Of The Mayor
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The November 15, 2011 Special Election A Proposed Ordinance Creating A Five-Year Temporary Fiscal Emergency Special Parcel Tax; Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The Special Election

[10-0779](#)

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

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

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18 Subject: Salary Schedule Amendment - City Administrator
 From: Department Of Human Resources Management
 Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No.
 12187 (The Salary Ordinance) To Increase The Salary For The Classification Of City
 Administrator
 [10-0798](#)

A motion was made by President Pro Tempore De La Fuente, seconded by Councilmember Kaplan, that this matter be Approved On Introduction and Scheduled for Final Passage to the *Special Concurrent Meeting of the Oakland Redevelopment Agency/City Council, to be heard at the July 26, 2011 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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19 Subject: Resolution Calling Special Election
 From: Office Of The City Attorney
 Recommendation: Adopt A Resolution Of The City Council Of The City Of Oakland,
 California, Calling And Giving Notice For The Holding Of A Special Municipal Election On
 Tuesday, November 15, 2011 For The Purpose Of Submitting To The Electors Of The City Of
 Oakland Various Proposed Measures And Authorizing And Directing The City Clerk To Fix
 The Date For Submission Of Arguments And Provide For Notice And Publication In
 Accordance With Applicable Legal Requirements
 [10-0807](#)

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

Votes: ORA\Councilmember Noes: 1 - Councilmember Schaaf
 ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De
 La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember
 Kernighan, Councilmember Nadel and President of the Council Reid
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S-20 Subject: Henry J. Kaiser - Lease Revenue Bonds
From: Finance And Management Agency
Recommendation: Adopt The Following Pieces Of Legislation:

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

[10-0684](#)

A motion was made by President Pro Tempore De La Fuente, seconded by Councilmember Nadel, that this matter be Approved On Introduction and Scheduled for Final Passage to the *Special Concurrent Meeting of the Oakland Redevelopment Agency/City Council, to be heard at the July 26, 2011 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Noes: 1 - Vice Mayor Brooks
ORA\Councilmember Ayes: 7 - President Pro Tempore De La Fuente,
Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan,
Councilmember Nadel, Councilmember Schaaf and President of the Council
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2) A Resolution of the Oakland Joint Powers Financing Authority Authorizing the Substitution of City Hall for the Henry J. Kaiser Convention Center Securing the Existing Obligations for the Oakland Joint Powers Financing Authority Lease Revenue Refunding Bonds (Oakland Convention Centers), Series 2001; Approving the Execution and Delivery of Amendments to Leases to Substitute such Property and Authorizing the Taking of all Necessary Actions Relating Thereto

[10-0684-1](#)

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

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

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Agency/Councilmember De La Fuente made a motion seconded by Agency/Councilmember Schaaf to approve the urgency finding on item 21 for the following reasons: 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 is required to avoid a substantial adverse impact that would occur if the action were deferred to a subsequent special or regular meeting.

S-21 Subject: Redevelopment Agency Continuance And Payment Obligations
From: Community And Economic Development Agency
Recommendation: Adopt An Ordinance Continuing The Existence Of The Redevelopment Agency Of The City Of Oakland And Declaring Compliance With Payment Obligations Of Part 1.9, Division 24, Of The California Health And Safety Code
[10-0831](#)

A motion was made by President Pro Tempore De La Fuente, seconded by Vice Mayor Brooks, that this matter be Approved On Introduction and Scheduled for Final Passage to the *Special Concurrent Meeting of the Oakland Redevelopment Agency/City Council, to be heard at the July 26, 2011 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Brunner, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and President of the Council Reid
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Continuation of Open Forum

ADJOURNMENT OF COUNCIL SESSION

(Meeting shall conclude no later than 12:00 a.m., unless extended by Majority Vote of the Council)

There being no further business, and upon the motion duly made, the Agency/Council adjourned at 10:23 p.m.

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