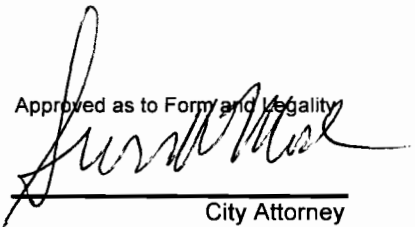


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2009 JUL -9 PM 5:07

Approved as to Form and Legality

City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 82247 C.M.S.

RESOLUTION APPOINTING BARRY MILLER TO THE PARKS AND RECREATION ADVISORY COMMISSION FOR THE TERM BEGINNING NOVEMBER 17 2008 AND ENDING NOVEMBER 16, 2011 PURSUANT TO CITY COUNCIL'S AUTHORITY UNDER CHARTER SECTION 601 TO FILL VACANCIES ON CITY BOARDS AND COMMISSIONS IF THE MAYOR DOES NOT SUBMIT A CANDIDATE TO FILL THE VACANCY WITHIN 90 DAYS OF THE DATE THE VACANCY OCCURS

WHEREAS, Ordinance No. 8065 CMS created the Parks and Recreation Advisory Commission whose members are appointed by the Mayor and confirmed by the City Council; and

WHEREAS, Ordinance No. 11731 CMS specifies that members of the Parks and Recreation Advisory Commission serve three year terms which are to be staggered so that some appointments will expire every year and appointments to fill a term of office are only to be for the remainder of that term; and

WHEREAS, Section 601 of the City Charter states that if the Mayor does not submit for confirmation a candidate to fill a vacancy within 90 days of the date the vacancy first occurred, the Council may fill the vacancy; and

WHEREAS, Valerie Abad's term on the Parks and Recreation Advisory Commission expired on November 16, 2008, upon her resignation, and the Mayor has not submitted a candidate to fill this vacancy; and

WHEREAS, Because more than 90 days have passed since the vacancy occurred, the City Council may now fill the vacancy; and

WHEREAS, Council President Jane Brunner has nominated Barry Miller to fill the above vacancy; now, therefore, be it

RESOLVED that the City Council hereby appoints and confirms **Barry Miller** to complete the term beginning November 17, 2008 and ending November 16, 2011 filling the seat previously held by Valerie Abad.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 28 2009, 2009

PASSED BY THE FOLLOWING VOTE:

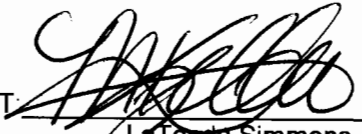
BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER — 8

AYES -

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: 

LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California