

# DRAFT



## 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

### **\*Special Concurrent Meeting of the Redevelopment Agency and Council Community & Economic Development Committee**

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

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

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**Tuesday, December 15, 2009**

**2:00 PM**

**Hearing Room One - 1st Floor**

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#### **Roll Call / Call to Order**

Councilmember Present: 4 - Member Brunner, Member Kernighan, Member Reid and Chair De La Fuente  
*The Oakland City Council Community and Economic Development Committee convened at 2:20 P.M., with Vice Mayor De La Fuente presiding as Chairperson.*

- 1 Approval of the Draft Minutes from the Committee Meeting(s) held on November 10, 2009 and December 1, 2009

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**A motion was made by Member Reid, seconded by Member Brunner, to  
\*Approve the Minutes. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and Chair De La Fuente

- 2 Determination of Schedule of Outstanding Committee Items

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**A motion was made by Member Reid, seconded by Member Kernighan, to  
\*Approve with the following amendments. The motion carried by the  
following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and Chair De La Fuente

#### **FROM THE JANUARY 12, 2010 AGENDA**

- #7 Subject: Sustainability Incentive Program  
From: Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution To Adopt The Sustainability Incentive Program (SIP), The Infill Development Incentives Program, And The Tough On Blight Program Within The Central City East Redevelopment Project Area; On The January 12, 2010 Community And Economic Development Committee Agenda  
[09-1044](#)

**\*Rescheduled to \*Community & Economic Development Committee on  
2/9/2010**

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**\*Special Concurrent Meeting of the  
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**December 15, 2009**

#8      Subject:    Oakland Army Base And PARC Services  
From:        Councilmember Larry Reid  
Recommendation: Action On A Report On The Status Of The Central Gateway Fill And  
Demolition Project At The Former Oakland Army Base  
[09-0989](#)

**\*Rescheduled to \*Community & Economic Development Committee on  
2/9/2010**

[View Report.pdf](#)

3            Subject:    Fox Theater Renovation Project Loan  
From:        Community and Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing The Agency Administrator To Provide A  
Loan To Fox Oakland Theater, Inc., A California Non-Profit Corporation, In An Amount Not  
To Exceed \$2,000,000 To Fund The Completion Of The Fox Theater Renovation Project  
[09-0945](#)

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**A motion was made by Member Brunner, seconded by Member Reid, that  
this matter be \*Approve as Amended the Recommendation of Staff, and  
Forward to the Concurrent Meeting of the Oakland Redevelopment  
Agency/ City Council, due back on January 5, 2010 as a Non-Consent item.  
The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and  
Chair De La Fuente

*The committee approved recommendations and amended the resolution to  
designate an alternative funding source for the \$237,187.82 (Police Agency  
Fund). The Committee further directed preparation of a complete Audit of the  
financials and performance of the Fox Oakland Theatre project return in a  
future report.*

*The following individual(s) spoke under and did not indicate a position on this  
item:*

*- Joe Devero*

*- Sanjiv Handa*

*- Gene Hazzard*

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4           Subject:     Registration Of Foreclosed And Vacant Residential Buildings  
              From:       Councilmembers Reid, Quan, and Kaplan  
              Recommendation:  Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending The Oakland Municipal Code To Establish A New Chapter 8.54  
Requiring The Registration Of Foreclosed And Vacant Residential Building; And  
[09-0953](#)  
[Play Video](#)

**A motion was made by Member Reid, seconded by Member Brunner, that this matter be \*Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on January 5, 2010 as a Non-Consent item The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and Chair De La Fuente  
*COUNCILMEMBER QUAN WAS NOTED PRESENT AT 3:30 P.M. AND A QUORUM WAS DECLARED.*

*The committee approved the recommendations and amended the ordinance on page 4 as follows: 1) under "Collections", changed the word "buyer" on the 4th line to say "owner". Changed the word "buyer" on the 5th line to say "owner" ; and 2) add at the end of the report that this Ordinance, once adopted would have a two year Sunset Clause that would be reviewed on the two year anniversary date of adaptation.*

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2) An Ordinance Amending The Master Fee Schedule (Ordinance Number 12948 C.M.S.) To Establish New Fees For Registering Vacant Buildings  
[09-0953-1](#)

**A motion was made by Member Reid, seconded by Member Brunner, that this matter be \*Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on January 5, 2010 as a Non-Consent item. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and Chair De La Fuente

*The committee approved the recommendations and amended the ordinance on page 4 as follows: 1) under "Collections", changed the word "buyer" on the 4th line to say "owner". Changed the word "buyer" on the 5th line to say "owner" ; and 2) add at the end of the report that this Ordinance, once adopted would have a two year Sunset Clause that would be reviewed on the two year anniversary date of adaptation.*

*The following individual(s) spoke and did not indicate a position on this item:*

- Councilmember Jean Quan
- Bielle Moore
- Annie McKinzie
- Claire Hass
- Steven Edrington
- Robbie Clark
- Steve King
- Sanjiv Handa

**THE SPECIAL MEETING OF THE CITY COUNCIL ADJOURNED AT THIS TIME AND RECONVENED AS THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE**

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5           Subject:    Billboard Franchise Agreement  
              From:     Mayor's Office  
              Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A  
                                  Billboard Franchise Agreement Without Returning To Council With Clear Channel Outdoor,  
                                  Inc. (CCO) To Allow Clear Channel To Construct One Billboard (Two Faces) At 165 98th Ave  
                                  And Convert One Existing Billboard At Interstate 580 & Ettie Street (One Face) To  
                                  Light-Emitting Diode (LED) Technology And Requiring CCO To Fund \$1,000,000.00 Of  
                                  Programs As Identified By The Mayor's Office

[09-1031](#)

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**A motion was made by Member Reid, seconded by Member Brunner, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on January 5, 2010 as a Non-Consent item. The motion carried by the following vote:**

**Votes:** Councilmember Abstained: Member Kernighan  
          Councilmember Aye: Member Brunner, Member Reid and Chair De La Fuente  
*The committee approved recommendations and directed staff to provide a supplemental report on analysis of other comparable cities and billboard agreements.*

*The following individual(s) spoke and did not indicate a position on this item:*

- Sanjiv Handa  
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6 Subject: Oakland Waterfront-Uptown Shuttle  
From: Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution To (1) Accept And Appropriate \$997,000 In Grant Funds From The Bay Area Air Quality Management District For The Oakland Broadway Shuttle; (2) Accept And Appropriate \$80,000 In Fiscal Year 2009/2010 And \$80,000 In Fiscal Year 2010/2011 In Matching Funds For The Broadway Shuttle From The Redevelopment Agency Under The Cooperation Agreement; (3) Authorize The City Administrator Without Returning To Council To Accept And Appropriate Any Additional Public And Private Grants And Financial Support For The Broadway Shuttle; And (4) Authorize An Agreement With AC Transit To Operate The Broadway Shuttle For Two Years; And

[09-0870](#)

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**A motion was made by Member Brunner, seconded by Member Reid, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on January 5, 2010 as a Consent Calendar item. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and Chair De La Fuente

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2) An Agency Resolution Contributing \$80,000 In Fiscal Year 2009/2010 And \$80,000 In Fiscal Year 2010/2011 For A Total Of \$160,000 In Central District Redevelopment Funds To The City Of Oakland Under The Cooperation Agreement For The Implementation Of The Oakland Broadway Shuttle

[09-0870-1](#)

**A motion was made by Member Brunner, seconded by Member Reid, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on January 5, 2010 as a Consent Calendar item. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and Chair De La Fuente

*The following individual(s) spoke and did not indicate a position on this item:*

*- Sanjiv Handa*

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**\*Special Concurrent Meeting of the  
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7 Subject: Macarthur Transit Village Project - 1st Phase  
From: Community And Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A City Resolution Approving The Macarthur Transit Village Redevelopment Project Residential And Commercial Relocation Plans;

[09-0979](#)

[Play Video](#)

**A motion was made by Member Brunner, seconded by Member Reid, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on January 5, 2010 as a Consent Calendar item. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and Chair De La Fuente  
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2) An Agency Resolution Approving The Residential And Commercial Relocation Plans For The Macarthur Transit Village Project; And

[09-0979-1](#)

**A motion was made by Member Brunner, seconded by Member Reid, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on January 5, 2010 as a Consent Calendar item. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and Chair De La Fuente

3) An Agency Resolution Approving A Replacement Housing Plan For The Macarthur Transit Village Project

[09-0979-2](#)

**A motion was made by Member Brunner, seconded by Member Reid, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on January 5, 2010 as a Consent Calendar item. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and Chair De La Fuente

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8           Subject:    Neighborhood Projects Initiative Program  
              From:       Community And Economic Development Agency  
              Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing Funding In An Amount Not To Exceed \$227,500 Under The Broadway/Macarthur/San Pablo Neighborhood Projects Initiative Program For 1) Pedestrian Scale Lights On Telegraph Avenue Between 40th And 42nd Streets, 2) New Golden Gate District Identification Signs, 3) New Street Trees On Telegraph Avenue From 27th To 34th Streets, 4) Resurfacing The Golden Gate Recreation Center Playground And Basketball Courts, 5) Removal And Redesign Of The Koreatown/Northgate Banners, And 6) Improvements To The Existing Playground At Mosswood Park, Authorizing A Contribution Of Agency Funds To The City Under The Cooperation Agreement In An Amount Not To Exceed \$147,500 To Construct A Portion Of The Public Improvements Under The Program, And Authorizing The Agency Administrator To Enter Into Agreements With Project Sponsors And Make Necessary Expenditures To Implement Projects Under The Program Without Returning To The Agency

[09-0981](#)

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**A motion was made by Member Brunner, seconded by Member Reid, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on January 5, 2010 as a Consent Calendar item. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and Chair De La Fuente

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2) A City Resolution Accepting And Appropriating Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed \$147,500 For City Public Improvements Within The Broadway/ Macarthur/ San Pablo Redevelopment Area Under The Neighborhood Projects Initiative Program, Including 1) Resurfacing The Golden Gate Recreation Center Playground And Basketball Courts, 2) Installing Street Trees On Telegraph Avenue From 27th To 34th Streets, 3) New Golden Gate District Identification Signs, And 4) Improvements To The Existing Playground At Mosswood Park, And Authorizing The City Administrator To Make Necessary Expenditures And Enter Into Contracts To Implement Projects Under The Program Without Returning To The City Council  
[09-0981-1](#)

**A motion was made by Member Brunner, seconded by Member Reid, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on January 5, 2010 as a Consent Calendar item. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and Chair De La Fuente

9 Subject: BART Plaza Remodel - Macarthur Transit Village Project  
From: Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing The Agency Administrator To Negotiate And Execute A Professional Services Contract With PGA Design For An Amount Not To Exceed \$159,000 To Complete The Design For The Bart Entry Plaza Remodel For The Macarthur Transit Village Project

[09-0982](#)

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**A motion was made by Member Brunner, seconded by Member Reid, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on January 5, 2010 as a Consent Calendar item. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and Chair De La Fuente

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10        Subject:     Courthouse Associates, LLC  
              From:         Community And Economic Development Agency  
              Recommendation: Adopt An Agency Resolution Accepting And Appropriating A \$77,500  
              Payment From Courthouse Associates, LLC To The Broadway/Macarthur/San Pablo Façade  
              Improvement Program  
              [09-0980](#)  
              [Play Video](#)

**A motion was made by Member Brunner, seconded by Member Reid, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on January 5, 2010 as a Consent Calendar item. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and  
Chair De La Fuente  
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11        Subject:     As-Needed Environmental Consulting Agreements  
              From:         Community and Economic Development Agency  
              Recommendation: Adopt A Resolution Authorizing Professional Services Agreements With  
              Ases, Inc., Oaks Environmental, Essel Technology Services, Professional Services Incorporated  
              (PSI), And SCA Environmental Consulting Services To Provide Environmental Consulting  
              Services On An As-Needed Basis, Including Lead-Based Paint Risk Assessments, Paint  
              Inspections And Clearance Testing For Residential Rehabilitation Projects Funded Through  
              The Residential Lending And Rehabilitation Program, In An Aggregate Amount Not To  
              Exceed \$200,000 For The Period Of December 14, 2009, Through June 30, 2011  
              [09-0942](#)  
              [Play Video](#)

**A motion was made by Member Reid, seconded by Member Kernighan, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on January 5, 2010 as a Consent Calendar item. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member Brunner, Member Reid and  
Chair De La Fuente  
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**Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)**

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*The following individual(s) spoke under Open Forum:*

*- Sanjiv Handa*

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## Adjournment

*There being no further business, and upon the motion duly made, the Oakland City Council Community and Economic Development Committee adjourned the meeting at 4:20 p.m.*

\* In the event of a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however no final City Council action can be taken.

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*City Clerk and Clerk of the Council*