



# SUPPLEMENTAL

## City of Oakland

### Meeting Agenda

Office of the City Clerk  
Oakland City Hall  
1 Frank H. Ogawa Plaza  
Oakland, California 94612  
LaTonda Simmons, City Clerk

#### 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>

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Tuesday, July 07, 2009

6:00 PM

Oakland City Hall, 3rd Floor

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#### **DEFINITION OF TERMS:**

**CONSENT ITEM:** any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee. These items are heard on the 5:30 P.M. portion of the agenda.

**NON-CONSENT ITEM:** any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee. These items are heard on the 6:30 P.M. portion of the agenda.

**ACTION ITEM:** any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

**INFORMATIONAL ITEM:** an item of the agenda consisting only of an informational report that does not require or permit Council action.

1 Pledge of Allegiance

2 Roll Call / ORA & Council

**COUNCIL MEMBERS:** Patricia Kernighan, Dist. 2; Nancy Nadel, Dist. 3;  
Jean Quan, Dist. 4; Ignacio De La Fuente, Dist. 5; Desley Brooks, Dist. 6;  
Larry Reid, Dist. 7; Rebecca Kaplan, At-Large, and President Jane  
Brunner, Dist. 1

3 Open Forum / Citizens Comments  
(Time Available: 15 minutes)

4 Modifications to the Consent Calendar, and requests from Councilmember(s) to pull an item from the Consent Calendar, shall be scheduled for the next-succeeding City Council meeting as a non-consent item.

5 Motion for 'Members' Requests for Reconsideration' of an Action taken at the preceding Council Meeting, shall be scheduled for the next-succeeding City Council meeting as a non-consent item. (Motion Maker must have voted on prevailing side)

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- 6 Requests from Councilmember(s) to schedule an Action Item considered by Committee but not forwarded to Council, shall be scheduled for the next-succeeding City Council meeting as a non-consent item.
- 7 Approval of the Draft Minutes from the Concurrent Meeting of the Oakland Redevelopment Agency/City Council held on June 30, 2009

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

- 8.1 Subject: Office Of Parks And Recreation - Recognition  
From: Parks And Recreation  
Recommendation: Adopt A Resolution Honoring The Office Of Parks And Recreation For One Hundred Years Of Service To The City Of Oakland And Recognizing Its History And Some Of The Significant Milestones Achieved During The Past Century  
(09-0583)
- S-8.2 Subject: Support For The People Of Iran  
From: Council President Jane Brunner  
Recommendation: Adopt A Resolution Declaring Support For The People Of Iran Who Are Acting In Good Faith To Secure Their Democratic Rights To Transparent Self Governance  
(09-0625)

**This item was placed on this agenda pursuant to Rule 28 of the Council's Rules of Procedure, Resolution No. 79006 C.M.S.**

**This item requires an urgency finding pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance requiring a 2/3 majority vote.**

## **9. COUNCIL ACKNOWLEDGEMENTS / ANNOUNCEMENTS**

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

- 10.1-CC Subject: Declaration Of A Local Emergency Due To AIDS Epidemic  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health Crisis With Regard To The AIDS Epidemic  
(09-0554)
- 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  
(09-0555)
- 10.3-CC Subject: Property Sale - 453 Ashton Avenue & 2656 And 2660 98th Avenue  
From: Community and Economic Development Agency

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Recommendation: Adopt An Ordinance Authorizing 1) The Sale At No Cost Of One City-Owned Single Family Dwelling At 453 Ashton Avenue And Two City-Owned Parcels At 2656 And 2660 98th Avenue To The Rotary Club Of Oakland, Inc., For The Development Of Affordable Housing By The Peralta Community College District Under The City/Peralta/Rotary House Project, And 2) The Allocation Of \$10,000 From The Proceeds Of Each Sale To The Laney College Tool Fund

(09-0334)

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

**Introduction (First Reading) was approved on June 16, 2009; 8 Ayes**

10.4-CC Subject: Civic Bay Friendly Landscaping  
From: Public Works Agency And Councilmember Quan  
Recommendation: Adopt An Ordinance Amending Chapter 15.35 Of The Oakland Municipal Code, "Green Building Requirements For City Building Projects And Traditional Public Works Projects", To Add Civic Bay-Friendly Landscaping Requirements For All City Of Oakland, Redevelopment Agency And Public-Private Partnership Projects That Include Landscaping

(09-0352)

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

**Introduction (First Reading) was approved on June 16, 2009; 8 Ayes**

10.5-CC Subject: Tax Amnesty Program  
From: Finance And Management Agency  
Recommendation: Adopt An Ordinance Establishing A Time-Limited Tax Amnesty Program Forgiving Payment Of Penalties And Interest On Penalties Applicable To Under-Reported And Un-Reported Business Taxes, Parking Taxes, Transient Occupancy Taxes, And Utility Users Taxes (TITLE CHANGE)

(09-0477)

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

**Introduction (First Reading) was approved on June 16, 2009; 8 Ayes**

10.6-CC Subject: Oakland Municipal Code Amendment - Parking Fines  
From: The Budget Office  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Section 10.48.010 "Schedule Of Parking Fines" To Increase Parking Fines

(09-0502)

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

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**Introduction (First Reading) was approved as amended on June 30, 2009; 8**

**Ayes**

10.7-CC Subject: Vehicle Code Parking Fines- Parking Meters & Trucks  
From: Budget Office  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Section 10.48.010 "Schedule Of Parking Fines" To Increase California Vehicle Code Parking Fines, And Amending O.M.C. Section 10.36.050 "Parking Meter Indication That Space Is Illegally In Use", To Increase The Parking Meter Hours, And Amending O.M.C. Section 10.48.010 "Schedule Of Parking Fines" To Increase Parking Fines Related To Illegal Truck Parking  
(09-0539)

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

**Introduction (First Reading) was approved on June 30, 2009; 6 Ayes, 2  
Abstentions-Brunner, Kerningham**

10.8-CC Subject: Master Fee Schedule Amendment  
From: The Budget Office  
Recommendation: Adopt An Ordinance Amending Ordinance Number 12880 C.M.S. (Master Fee Schedule), As Amended, To Establish New Fees For Parking At Lakeside Park And Increase The Citywide Parking Meter Rate To \$2.00 Per Hour  
(09-0552)

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

**Introduction (First Reading) was approved on June 30, 2009; 6 Ayes, 2  
Absent-De La Fuente, Quan**

10.9-CC Subject: Priority Project Funds - District Five  
From: Vice Mayor De La Fuente  
Recommendation: Adopt A Resolution Authorizing A Grant From Councilmember De La Fuente's Priority Project Funds To The Unity Council In The Amount Of \$10,000 To Fund Expenses Related To The Dia De Los Muertos 2009 Festival  
(09-0562)

10.10-CC Subject: Mark S. Kauffman - Recognition  
From: Councilmember Larry Reid  
Recommendation: Adopt A Resolution Recognizing And Honoring Mark S. Kauffman, General Manager -Oakland-Alameda County Coliseum And ORACLE Arena For Twenty Four Years Of Dedicated Service In The Facilities Management Industry  
(09-0581)

10.11-CC Subject: Chabot-Dunsmuir Purchase And Sale Agreement

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From: Community and Economic Development Agency  
Recommendation: Adopt An Ordinance Authorizing The City Administrator, Without Returning To Council, To Negotiate And Execute A Purchase And Sale Agreement With Chabot-Dunsmuir LP For City Acquisition Of Seven Parcels Totaling Approximately 64 Acres Located Northwest Of Dunsmuir Ridge (The "Property"), Subject To A Conservation Easement In Favor Of The East Bay Regional Park District ("District"), For One Million Twenty-Five Thousand Dollars (\$1,025,000), Plus One Hundred Thousand Dollars (\$100,000) For Closing Costs And Ninety-Five Thousand Dollars (\$95,000) For Capital And Other Costs, From Measure DD Funds, And To Grant The District A Recreational Trail Easement Over And Across The Property And Other Adjacent City-Owned Lands  
(09-0487)

**The June 23, 2009 Public Works Committee approved recommendations; 4 Ayes**

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

**Final Passage (Second Reading) has been scheduled for July 21, 2009**

10.12-CC Subject: As-Needed Transportation Engineering Services  
From: Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Service Agreement With Kimley-Horn And Associates, Inc., For As-Needed Transportation Engineering Services An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00);  
(09-0511)

2) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Service Agreement With Wood Rodgers, For As-Needed Transportation Engineering Services In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00);  
(09-0511-1)

3) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Service Agreement With AECOM, For As-Needed Transportation Engineering Services In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00);  
(09-0511-2)

4) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Service Agreement With Dowling Associates, Inc., For As Needed Transportation Engineering Services In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00);

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(09-0511-3)

5) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Service Agreement With RBF Consulting, For As-Needed Transportation Engineering Services In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00); And

(09-0511-4)

6) A Resolution Authorizing The City Administrator, Or His Designee, To Enter Into A Professional Service Agreement With Fehr & Peers, For As-Needed Transportation Engineering Services In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00)

(09-0511-5)

**The June 23, 2009 Public Works Committee approved recommendations; 4 Ayes**

10.13-CC Subject: Highway Safety Improvement Program  
From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing The Administrator Or Designee To Accept And Appropriate Three Hundred Three Thousand Five Hundred Seventy Dollars (\$303,570.00) Highway Safety Improvement Program (HSIP) Grant Funds To Install Protected Left Turn Phasing And Pedestrian Countdown Heads At Various Signalized Intersections Citywide

(09-0512)

**The June 23, 2009 Public Works Committee approved recommendations; 4 Ayes**

10.14-CC Subject: Purchase And Sale Agreement - Joseph Santini & Mortimer Properties  
From: Community and Economic Development Agency  
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A Purchase And Sale Agreement To Sell Approximately 3,300 Square Feet Of City-Owned Surplus Real Property Located Adjacent To 3207 Mandela Parkway To Joseph O. Santini And Mortimer Properties, LLC The Adjoining Property Owners, For The Total Fair Market Value Of Thirty Three Thousand Dollars

(\$33,000.00)

(09-0470)

**The June 23, 2009 Finance and Management Committee approved recommendations and directed staff to get a statement from the purchaser of the property explaining what their plans are for the property and what the timeline is for any enhancements to the property; 4 Ayes**

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

**Final Passage (Second Reading) has been scheduled for July 21, 2009**

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10.15-CC Subject: Renaming Of Dunsmuir House And Gardens  
From: Office of Parks and Recreation  
Recommendation: Adopt A Resolution Renaming Dunsmuir House And Gardens To  
Dunsmuir Hellman Historic Estate  
(09-0440)

**The June 23, 2009 Life Enrichment Committee approved  
recommendations; 4 Ayes**

10.16-CC Subject: Homeless Mobile Outreach Program - Contract Extension  
From: Department of Human Services  
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator To  
Extend The Homeless Mobile Outreach Program Contract With Operation Dignity To  
September 30, 2009 In The Increased Amount Of \$76,905, For A Contract Total Of  
\$384,525, And 2) Authorizing The City Administrator To Extend The Eden Council For  
Hope And Opportunity Rental Assistance Program Contract To September 30, 2009 In  
The Increased Amount Of \$23,250, For A Contract Total Of \$209,250, And 3) Authorize  
The City Administrator To Enter Into Grant Agreements For Up To \$3,458,120 Based  
On The Results Of The Request For Qualifications Without Returning To City Council  
(09-0509)

**The June 23, 2009 Life Enrichment Committee approved recommendations  
and directed staff to report back on the disbursement of funds; 4 Ayes**

10.17-CC Subject: Public Art Design - Fire Station 18  
From: Cultural Arts and Marketing  
Recommendation: Adopt A Resolution Authorizing The City Administrator To  
Negotiate And Execute A Professional Services Agreement With Laurel True DBA True  
Mosaics Studio Inc. For Public Art Design, Fabrication And Installation Services For  
The Fire Station 18 Project In An Amount Not To Exceed One Hundred Fifteen  
Thousand Dollars (\$115,000)  
(09-0514)

**The June 23, 2009 Life Enrichment Committee approved recommendations  
and directed staff to comeback with a status report once the project is  
underway; 4 Ayes**

10.18-CC Subject: National Medical Services - Professional Services Agreement  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His  
Designee, On Behalf Of The City Of Oakland To 1) Waive The Competitive Request For  
Proposals (RFP) Process, And 2) Enter Into A Professional Services Agreement With  
National Medical Services (NMS) For The Period Of July 1, 2009 Through June 30,  
2011 In An Amount Not To Exceed Forty Nine Thousand Nine Hundred And  
Ninety-Nine Dollars (\$49,999) For Forensic Testing  
(09-0432)

**The June 23, 2009 Public Safety Committee approved recommendations; 4**

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## Ayes

10.19-CC Subject: 2009-2010 Cal Gang Reduction Intervention And Prevention Grant  
From: Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate A Grant For \$400,000 From The State Of California Governor's Office Of Emergency Services, Law Enforcement And Victims Services Division For A California Gang Reduction, Intervention And Prevention (CalGRIP) Grant And To Enter Into Grant Agreements For One Year, With A One Year Option To Renew, With The Public Health Institute In An Estimated Amount Of \$62,000 Annually And Healthy Oakland For An Estimated Amount Of \$50,400 Annually For Purposes Of Implementing Said Grant From July 1, 2009 Through June 30, 2011  
(09-0349)

**The June 23, 2009 Public Safety Committee approved recommendations; 4 Ayes**

10.20-CC Subject: Measure Z Committee - Terms Of Appointment  
From: Office of the City Administrator  
Recommendation Adopt An Ordinance Amending Ordinance No. 12694 C.M.S., "Ordinance Establishing The Procedures Of The Community Oversight Committee Created By Measure Z, Entitled 'Oakland Cannabis Regulation And Revenue Ordinance' (Measure Z) And Providing The Terms And Responsibilities Of The Committee Members" In Order To Stagger The Appointment Terms Of Members To Odd And Even Years  
(09-0515)

**The June 23, 2009 Public Safety Committee approved recommendations; 4 Ayes**

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

**Final Passage (Second Reading) has been scheduled for July 21, 2009**

- 11 An oral report from the Agency Counsel / City Attorney of final decisions made during Closed Session
- 12 A disclosure of non-confidential Closed Session Discussion pursuant to Section 2.20.130 of the Sunshine Ordinance

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

13 Reconsideration of Ordinances pursuant to Charter Section 216

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

14.1 Subject: Bing Rong Mi - Appeal

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From: Office of the City Administrator  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Denying The Appeal Filed By Bing Rong Mi And Upholding The Administrative Hearing Officer's Decision To Deny A Massage Establishment Permit For Sunny Relax, Located At 1531 Webster Street, Oakland, California  
(09-0324)

- 14.2 Subject: Municipal Code Amendment - Zone Creations  
From: Community and Economic Development Agency  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance, As Recommended By The City Planning Commission, To: (A) Amend The Oakland Planning Code To Create Four New Zones For The Central Business District And Make Related Text Amendments; (B) Amend The Zoning Maps To Include The New Central Business District Zones And Height/Bulk/Intensity Areas For The Central Business District; And (C) Amend The Document "Guidelines For Determining Project Conformity With The General Plan And Zoning Regulations" To Reflect The Above Changes  
(09-0466)

**The June 23, 2009 Community and Economic Development Committee approved recommendations and amended the Ordinance to add Exemptions for the two properties located at 222 19th Street and 1443 Alice Street. The Committee also directed staff to submit a timeline and date for View Corridors and Demolition guidelines; 3 Ayes, 1 Abstention-Brunner**

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

**Final Passage (Second Reading) has been scheduled for July 21, 2009**

- 14.3 Subject: MacArthur Transit Community Partners - Agreement  
From: Community and Economic Development Agency  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:  
  
1) An Agency Resolution Authorizing The Agency Administrator To Negotiate And Execute An Owner Participation Agreement Between The Redevelopment Agency Of The City Of Oakland And Macarthur Transit Community Partners, LLC Which Provides For Funding In The Amount Of \$17.6 Million From The Broadway/Macarthur/San Pablo Redevelopment Project Area And \$16.4 Million From The Low And Moderate Income Housing Funds For The Macarthur Transit Village Project; And  
(09-0467)

Subject: MacArthur Transit Community Partners - Agreement  
From: Community and Economic Development Agency

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Recommendation: Adopt An Ordinance, As Recommended By The City Planning Commission, Authorizing The City Administrator To Negotiate And Execute A Development Agreement Between The City Of Oakland And MacArthur Transit Community Partners LLC Regarding The Property And Project Known As "The MacArthur Transit Village Project"  
(09-0467-1)

**The June 23, 2009 Community and Economic Development Committee approved recommendations and amended the legislation to include the following language: "that Bridge Housing provide a completion guarantee for Phase 2 affordable housing units. This guarantee is subject to Bridge Housing being able to obtain the required financing for the project, including the federal tax credits and the City's ability to provide the promised Low and Moderate Income Housing funds"; 4 Ayes**

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

**Final Passage (Second Reading) has been scheduled for July 21, 2009**

**ACTION ON NON-CONSENT ITEMS:**

15            Subject:    Energy And Climate Action Plan  
                 From:        Public Works Agency  
                 Recommendation: Adopt A Resolution Approving Preliminary Planning Targets For Development Of The Draft Oakland Energy And Climate Action Plan  
(09-0474)

**The June 23, 2009 Public Works Committee Amended the Resolution to add to the last Further Resolved language regarding meeting Annual Benchmarks. The Committee also directed staff to comeback with a future report to quantify and further develop the benchmarks with additional analysis; 4 Ayes**

16            Subject:    Action Plan For Civilianization Of Internal Affairs  
                 From:        Oakland Police Department  
                 Recommendation: Action On A Proposal To Transfer Intake Of Citizen Generated Complaints Against Members Of The Oakland Police Department From Internal Affairs To The Citizens' Police Review Board (TITLE CHANGE)  
(09-0434)

**The June 23, 2009 Public Safety Committee Received and Forwarded the report and requested a supplemental report with the following information: A Transitional Plan with funding information. The Committee also directed that no General Purpose Funds be earmarked for the plan and that staff (City Administrator/Chief of Police) should take a**

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**leadership role in developing the plan, staff was also directed to inform  
Judge Henderson of the Transitional Plan; 3 Ayes, 1 Abstention-Reid**

17 Discussion And Action On Potential Proposals To Obtain Grant Funds Provided Under  
The American Recovery And Reinvestment Act Of 2009 (Federal Government's  
"Stimulus Package")  
(09-0188)

17.1 Subject: ARRA Neighborhood Stabilization Grant  
From: City Administrator  
Recommendation: Receive An Informational Report On The Neighborhood Stabilization  
Program 2 Grant Under The American Recovery And Reinvestment Act, 2009 For the  
Purpose Of Assisting In The Redevelopment Of Abandoned And Foreclosed Homes  
(09-0548)

**The June 23, 2009 Community and Economic Development Committee  
approved recommendations; 4 Ayes**

17.2 Subject: Early Head Start Expansion Grant  
From: Department of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf  
Of The City Of Oakland, To Apply For Early Head Start ARRA Expansion Grant Funds  
Made Available Through The American Recovery And Reinvestment Act Of 2009  
(Federal Government's "Stimulus Package") To Support The Enrollment Of Additional  
Children And Families As Well As Create New Teaching And Other Positions In Early  
Head Start Programs  
(09-0536)

**The June 23, 2009 Life Enrichment Committee approved recommendations  
and amended the resolution to include giving staff authorization to enter  
into the agreement; 4 Ayes**

17.3 Subject: ARRA - Fire Station Rehabilitation Grant  
From: City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply  
For, Accept And Appropriate Up To Fifteen Million Dollars For The City Of Oakland  
Under The American Recovery And Reinvestment Act Of 2009 (Federal Government's  
"Stimulus Package") Assistance To Firefighters Fire Station Construction Grant Program  
To Fund The Construction Of New, And Modification Of Existing, Fire Stations In  
Oakland, To Help Fuel The Economic Recovery By Enhancing Response Capability And  
To Protect The Community From Fire And Fire Related Hazards  
(09-0549)

**The June 23, 2009 Public Safety Committee approved recommendation; 4  
Ayes**

17.4 Subject: ARRA - City/Port Port Security Grant  
From: City Administrator  
Recommendation: Receive An Informational Report Regarding The City's Role In The

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Port Of Oakland Application For Port Security Grant Funds Under The American Recovery And Reinvestment Act Of 2009 ("ARRA")  
(09-0550)

**The June 23, 2009 Public Safety Committee received and forwarded the report; 4 Ayes**

S-17.5 Subject: State Water Resources Control Board - Agreements  
From: Office of the City Administrator  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator Or His Designee To Enter Into A Financial Assistance Agreement With The State Water Resources Control Board And To Accept And Appropriate Three Million Four Hundred Fifty Thousand Dollars (\$3,450,000) From The State Water Resources Control Board Funds For Removal Of Stormwater Pollutants At Lake Merritt And The Oakland Estuary With Funds Received Through The American Recovery And Reinvestment Act Of 2009 (ARRA); And  
(09-0624)

2) A Resolution Authorizing The City Administrator Or His Designee To Enter Into A Financial Assistance Agreement With The State Water Resources Control Board And To Accept And Appropriate One Million Three Hundred Thousand Dollars (\$1,300,000) From The State Water Resources Control Board Funds For The City Of Oakland Rainwater Harvesting Program With Funds Received Through The American Recovery And Reinvestment Act Of 2009 (ARRA)  
(09-0624-1)

**This item was placed on this agenda pursuant to Rule 28 of the Council's Rules of Procedure, Resolution No. 79006 C.M.S.**

**This item requires an urgency finding pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance requiring a 2/3 majority vote.**

S-17.6 Subject: Neighborhood Stabilization Program 2 Grant  
From: Office of the City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For, Accept, And Appropriate Up To \$25 Million In Grant Funds From The American Recovery And Reinvestment Act 2009 (Federal Government's "Stimulus Package") Neighborhood Stabilization Program 2 (NSP2) Grant For The Purpose Of Assisting In The Redevelopment Of Abandoned And Foreclosed Homes  
(09-0627)

**This item was placed on this agenda pursuant to Rule 28 of the Council's Rules of Procedure, Resolution No. 79006 C.M.S.**

**This item requires an urgency finding pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance requiring a 2/3 majority vote.**

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18 Subject: Municipal Code Amendment-Chapter 13.08  
From: Community and Economic Development Agency  
Recommendation: Adopt An Ordinance Amending Chapter 13.08 Of The Oakland  
Municipal Code To Require The Installation Of Sewage Overflow Devices On Privately  
Maintained Sewer Laterals  
(09-0275)

**Pursuant to Rule 7, subpart 8 of the Council's Rules of Procedure  
Resolution 79006 C.M.S. Councilmember De La Fuente made a motion  
seconded by Councilmember Kaplan to pull this item from the June 16,  
2009 Consent Calendar and place on this agenda as a Non-Consent item**

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

**Final Passage (Second Reading) has been scheduled for July 21, 2009**

19 Subject: Chapter 4.16 The Parking Tax - Municipal Code Amendment  
From: Finance and Management Agency  
Recommendation: Adopt An Ordinance Amending Chapter 4.16 Of The Oakland  
Municipal Code To Exempt From The Parking Tax Occupants Who Pay Rent For  
Occupancy Of Spaces At Parking Stations Operated Exclusively For Large Diesel Trucks  
(09-0206)

**At the June 16, 2009 meeting Council directed staff to come back in 90  
days or less with a re-negotiated lease with "OMSS" and decided to  
exempt large diesel trucks from the parking tax for 90 days or until the  
lease is signed whichever of the two is sooner**

**Council further directed staff to proceed with collecting the parking fees  
from the parking stations around the Port**

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

**Introduction (First Reading) was approved on June 16, 2009; 8 Ayes**

20 Subject: 2008-2009 Supplemental Workforce Investment Board Budget  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Amending Resolution No. 82058 C.M.S. To  
Accept And Appropriate An Additional \$1,153,487 In Fiscal Year 2008-2009 American  
Recovery And Reinvestment Act (ARRA) Workforce Investment Act Title 1 Youth  
Employment Funds, Accepting And Appropriating \$3,563,032 In Fiscal Year 2008-2009  
ARRA Workforce Investment Act Title 1 Adult And Dislocated Worker Employment  
Funds, Accepting And Allocating \$34,000 In Fiscal Year 2008-2009 WIA Title 1 15%  
Demonstration Project Funds, And Allocating Said Funds To The Oakland Private  
Industry Council, Inc., As The Oakland Workforce Investment System Administrator To

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Designated Youth And Adult Service Providers  
(09-0541)

- 21 Subject: Swimming Fees Increase  
From: Councilmember Rebecca Kaplan  
Recommendation: Adopt An Ordinance Amending Ordinance Number 12880 C.M.S. (Master Fee Schedule), As Amended, To Establish New Fees For Monthly Passes And Increase The Day/Individual Rate For Senior Or Disabled Lap Swim From \$2.25 To \$3.75 And Senior Or Disabled 10-Count Swim Pass Books From \$17.50 To \$30.00  
(09-0586)

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

**Final Passage (Second Reading) has been scheduled for July 21, 2009**

- 22 Subject: Lion Creek Restoration Project Implementation  
From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Cooperative Agreement With The Alameda County Flood Control And Water Conservation District And To Authorize The Expenditure Of An Additional \$395,000.00 (Three Hundred Ninety-Five Thousand Dollars) In Measure DD Creek Restoration Funds To Implement The Lion Creek Restoration Project  
(09-0472)

**The June 23, 2009 Public Works Committee approved recommendations and directed staff to provide the Design Information in a supplemental report; 4 Ayes**

- 23 Subject: Lamphier-Gregory - Professional Services Agreement  
From: Community and Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing The Agency Administrator To Negotiate And Execute An Amendment To The Professional Services Agreement With Lamphier-Gregory In An Amount Not To Exceed Four Hundred Thousand Dollars (\$400,000) For A Total Contract Amount Of One Million Forty Three Thousand Dollars (\$1,043,000) And To Extend The Term Of The Contract From July 1, 2009 To June 30, 2011, With Two Additional One-Year Extensions By Mutual Written Agreement By The Parties, For Environmental Review Services Related To The Former Oakland Army Base  
(09-0510)

**The June 23, 2009 Community and Economic Development Committee approved recommendations; 4 Ayes**

- 24 Subject: Children's Fund Planning & Oversight Committee Appointment  
From: Councilmember Nancy Nadel  
Recommendation: Adopt A Resolution Appointing Brandon Sturdivant Sr. As A Member Of The Children's Fund Planning And Oversight Committee  
(09-0520)

# SUPPLEMENTAL

- 25        Subject:    Children's Fund Planning & Oversight Committee Appointment  
From:        Councilmember Patricia Kernighan  
Recommendation: Adopt A Resolution Re-Appointing Lande Ajose As The District Two Adult Member Of The Planning And Oversight Committee Of The Oakland Fund For Children And Youth  
[\(09-0521\)](#)
- 26        Subject:    Children's Fund Planning & Oversight Committee Appointment  
From:        Councilmember Patricia Kernighan  
Recommendation: Adopt A Resolution Re-Appointing James Matthews As The District 2 Youth Member Of The Planning And Oversight Committee Of The Oakland Fund For Children And Youth  
[\(09-0522\)](#)
- 27        Subject:    Children's Fund Planning & Oversight Committee Appointment  
From:        Vice Mayor Ignacio De La Fuente  
Recommendation: Adopt A Resolution Reappointing Maurilio Leon As A Member Of The Children's Fund Planning And Oversight Committee  
[\(09-0538\)](#)
- 28        Subject:    Children's Fund Planning & Oversight Committee Appointment  
From:        Council President Jane Brunner  
Recommendation: Adopt A Resolution Re-Appointing David Klein As A Member Of Children's Fund Planning And Oversight Committee  
[\(09-0558\)](#)
- 29        Subject:    Children's Fund Planning & Oversight Committee Appointment  
From:        Council President Brunner  
Recommendation: Adopt A Resolution Re-Appointing McKayla Brekke As A Member Of The Children's Fund Planning And Oversight Committee  
[\(09-0557\)](#)
- 30        Subject:    Budget Advisory Committee Appointment  
From:        Office of the Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Victoria Kolakowski As A Member Of The Budget Advisory Committee  
[\(09-0600\)](#)
- 31        Subject:    Wildfire Prevention Assessment District Appointment  
From:        Office of the Mayor  
Recommendation: Adopt A Resolution Appointing Delores J. McDonough As A Member Of The Wildfire Prevention Assessment District Advisory Board  
[\(09-0601\)](#)
- 32        Subject:    Paramount Theater Of The Arts Board - Appointment  
From:        Office of the Mayor  
Recommendation: Adopt A Resolution Re-Appointing Omar Benjamin, Tom Hart And David Johnson As Members Of The Paramount Theater Of The Arts Board Of Directors

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, July 07, 2009

(09-0602)

33 Subject: Violence Prevention & Public Safety Oversight Committee Appointment  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Confirming Appointment Of Michael E. Brown,  
Jr. As A Member Of The Violence Prevention And Public Safety Oversight Committee  
(09-0603)

34 Subject: Citizen's Police Review Board - Appointment  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Appointing Howard Tevelson, And Bryan  
Thompson, As Members Of The Citizen's Police Review Board  
(09-0604)

35 Subject: Children's Fairyland Board - Appointment  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Appointing Karen Boyd As A Member Of The  
Children's Fairyland Board  
(09-0605)

36 Subject: Community Policing Advisory Board - Appointment  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Appointing Jennifer Pae As A Member Of The  
Community Policing Advisory Board  
(09-0606)

37 Subject: Housing, Residential Rent And Relocation Board - Appointment  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Appointing Jasmin V. Edouard As A Member Of  
The Housing, Residential Rent And Relocation Board  
(09-0607)

38 Subject: Youth Ventures Joint Powers - Appointment  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Appointing Dan Lindheim, City Administrator,  
To The Board Of Trustees Of The Youth Ventures Joint Powers Authority To Complete  
The Four Year Term Vacated By The Former Assistant City Administrator That Began  
On July 1, 2007 And Ends June 30, 2011  
(09-0608)

S-39 Subject: Opposition To Assembly Bill 155  
From: Councilmember Patricia Kernighan  
Recommendation: Adopt A Resolution In Opposition To Assembly Bill 155 (Mendoza)  
Which Would Require Local Agencies To Obtain Approval From The California Debt  
And Investment Advisory Commission (CDIAC) Prior To Filing For Bankruptcy  
(09-0590)

**This item was placed on this agenda pursuant to Rule 28 of the Council's  
Rules of Procedure, Resolution No. 79006 C.M.S.**

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, July 07, 2009

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**This item requires an urgency finding pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance requiring a 2/3 majority vote.**

S-40 Subject: National Flood Insurance Program  
From: Community and Economic Development Agency  
Recommendation: Adopt An Ordinance Amending Ordinance No. 10956 C.M.S. To Continue The Eligibility Of The City Of Oakland To Participate In The National Flood Insurance Program (NFIP) Of The Federal Emergency Management Agency (FEMA) (09-0614)

**This item was placed on this agenda pursuant to Rule 28 of the Council's Rules of Procedure, Resolution No. 79006 C.M.S.**

**This item requires an urgency finding pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance requiring a 2/3 majority vote.**

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

**Final Passage (Second Reading) has been scheduled for July 21, 2009**

## 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)**

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 48 hours prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

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(...)

# SUPPLEMENTAL

**Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council**

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**Tuesday, July 07, 2009**

**MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED  
TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA  
PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK,  
1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA  
94612 FROM 8:30AM TO 5:00PM**

**LATONDA SIMMONS  
Agency Secretary/City Clerk  
and Clerk of the Council**

ORA - Oakland Redevelopment Agency  
S - Supplemental Item