



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 Oakland
Redevelopment Agency/City Council
Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California 94612**

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

Monday, March 07, 2011

5:00 PM

City Council Chambers - 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 5:30 p.m.

2 Roll Call / ORA & Council

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

ORA\Councilmember Excused: 1 - Vice Mayor Brooks

ORA\Councilmember Present: 7 - Councilmember Kaplan, Councilmember Brunner, Councilmember Kernighan, Councilmember Nadel, Council President Reid, Councilmember Schaaf and President Pro Tempore De La Fuente

3 OPEN FORUM (15 Minutes)

There were 9 speakers for open forum.

4 Subject: Emergency Declaration To Place General Taxes On Ballot
 From: Office Of The City Attorney
 Recommendation: Adopt A Resolution By The City Council Of The City Of Oakland Finding
 And Declaring An Emergency Pursuant To Article XIIIIC, Section 2(B) Of The California
 Constitution Necessitating Submission Of Certain General Taxes To The Voters Before The
 Next Regular Election For The City Council.
 [10-0482](#)

**A motion was made by Councilmember Kernighan, seconded by
Councilmember Nadel, that this matter be Adopted and with the
requirement that this action passes only with a unimous of all members
present equal to 7 Ayes. The motion failed by the following vote:**

Votes: ORA\Councilmember Excused: 1 - Vice Mayor Brooks
 ORA\Councilmember Noes: 1 - President Pro Tempore De La Fuente
 ORA\Councilmember Ayes: 6 - Councilmember Kaplan, Councilmember
 Brunner, Councilmember Kernighan, Councilmember Nadel, Councilmember
 Schaaf and Council President Reid

There were 3 speakers uder this item.
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5 Subject: Police And Fire Retirement System Liability
 From: Finance And Management Agency
 Recommendation: Receive An Informational Report On The Police And Fire Retirement
 System Unfunded Accrued Actuarial Liability, And The Termination Of The Swap Agreement
 Related To The Oakland Joint Powers Financing Authority, Lease Revenue Bonds, 1998 Series
 A1/A2
 [10-0259-1](#)

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

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

There were 14 speakers on this item.
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6 Subject: Annual Benefit Increases - Police And Fire Retirement
From: President Pro Tempore De La Fuente
Recommendation: Adopt A Resolution Submitting, On The City Council's Own Motion, To
The Electors At The June 7, 2011 Special Election (Or On The Date Thereafter That The
Special Election Is Set), Amending Charter Section 2607 To Specify Annual Benefit Increases
For Members Of The Police And Fire Retirement System; Consolidating The Election With
The Statewide Special Election; And Directing The City Clerk To Fix The Date For
Submission Of Arguments And Provide For Notice And Publication In Accordance With The
Statewide Special Election

[10-0461](#)

**A motion was made by Councilmember Kernighan, seconded by
Councilmember Nadel, that this matter be Continued to the Closed Session
No date specified The motion carried by the following vote:**

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

There were 24 speakers on this item.

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7 Subject: Telephone Access Line Tax
From: Office Of The Mayor
Recommendation: Adopt A Resolution Submitting, On The Council's Own Motion, To The
Electors At The June 7. 2011 Statewide Special Election (Or Such Later Date The Election Is
Set), A Proposed Ordinance Establishing A Temporary Fiscal Emergency Measure Imposing
For Five Years A Telephone Access Line Tax At A Rate Of \$ • Per Month Per "Access Line",
And O Per Month Per "Trunk Line"; Directing The City Clerk To Fix The Date For Submission
Of Arguments And Provide For Notice And Publication In Accordance With The June 7, 2011,
Statewide Special Election (Or Such Later Date The Election Is Set); And Consolidating The
Election With The Statewide Special Election

[10-0471](#)

No Action Taken

There were 5 speakers on this item.

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8 Subject: Real Property Transfer Tax
 From: Office Of The Mayor
 Recommendation: Adopt A Resolution Submitting To The Voters At The June 7, 2011
 Statewide Special Election (Or Such Later Date The Election Is Set) A Proposed Ordinance
 Amending The Real Property Transfer Tax, Chapter 4.20 Of The Oakland Municipal Code,
 Increasing The Tax Rate On Transfers Of Real Estate Over \$ 1 | M B M (Or Such Higher Or
 Lower Amount As City Council May Choose) To Two Percent; Requesting The Services Of
 The Registrar Of Voters; Directing The City Clerk To Take Any And All Actions Necessary
 Under Law To Prepare For And Conduct The Special Election; And Consolidating The
 Election With The Statewide Special Election
 [10-0472](#)

No Action Taken

There were 5 speakers on this item.

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9 Subject: Parcel Tax Ordinance
 From: Office Of The Mayor
 Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The
 Voters At The June 7, 2011 Statewide Special Election (Or Such Later Date The Election Is
 Set), A Proposed Ordinance Creating A Fiscal-Year Temporary Fiscal Emergency; Parcel Tax
 To Increase General Fund Revenue; Directing The City Clerk To Take Any And All Actions
 Necessary Under Law To Prepare For And Conduct The Special Election; And Consolidating
 The Election With The Statewide Special Election
[10-0470](#)

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

Votes: ORA\Councilmember Excused: 1 - Vice Mayor Brooks
ORA\Councilmember Noes: 2 - Councilmember Schaaf and President Pro
Tempore De La Fuente
ORA\Councilmember Ayes: 5 - Councilmember Kaplan, Councilmember
Brunner, Councilmember Kernighan, Councilmember Nadel and Council
President Reid
*The Council adopted the resolution and amended the language to move forward
only if there's a special election called by the state*

*Amendment 1
(To the Ordinance)
That the proceeds of the special tax shall be for city services such as police,
fire, library and recreational services, repair streets, parks, water line
replacements, building maintenance with exemptions for low income residents.*

*Amendment 2:
To add that there shall be an annual review performed to assure accountability
in accordance with the objective stated herein in accordance with governmentt
code section 50075.3*

*Amendment 3:
In section 10 Special Account: the city shall deposit into a special account
within the general fund all funds collected by the city from the taxes imposed by
this ordinance and shall appropriate and expend such funds only for the
purposes authorized by this ordinance.*

*Amend actual language of the ballot question to contain within will list the
same list of eligible uses that the council agrees*

*Amendment 4:
To delete the second sentence referring to vacant units with regard to the
vacant unit reduction*

Amendment 5

Actual measure language: Shall the city of oakland establish a 5 year temporary fiscal emergency measure \$80 per residential parcel for essential city services such as police, fire, library and recreational services, repair streets, parks, water line replacements, building maintenance with exemptions for low income residents; 5 Ayes, 2 Noes - De La Fuente and Schaaf; 1 Excused - Brooks

There were 8 speakers on this item.

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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 the meeting at 9:20 p.m.

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City Clerk and Clerk of the Council