



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>

Tuesday, March 04, 2008

6:00 PM

Oakland City Hall, 3rd Floor

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 6:00 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 7:00 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: Jane Brunner, Dist. 1; Patricia Kernighan, Dist. 2; Nancy Nadel, Dist. 3; Jean Quan, Dist. 4; Desley Brooks, Dist. 6; Larry Reid, Dist. 7; Henry Chang, At-Large, and President Ignacio De La Fuente, Dist. 5

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 February 19, 2008

8. PRESENTATION OF CEREMONIAL MATTERS

- 8.1 Subject: Family Justice Center Award
From: Department of Human Services
Recommendation: To Accept And Acknowledge An Award From The Family Justice Center Honoring The City Of Oakland For It's Support and Partnership
(07-1007)

This item was continued from the February 19, 2008 City Council Agenda

- 8.2 Subject: Protection & Advocacy, Inc. - Recognition
From: Councilmember Patricia Kernighan
Recommendation: Adopt A Resolution Commending Protection & Advocacy, Inc. On Its Thirtieth Anniversary Of Providing Services To People With Disabilities And On The Organization's Name Change To Disability Rights California To Better Reflect The Agency's Mission and Provide Greater Recognition To People Who May Benefit From Their Services
(07-1015)

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
(07-1061)
- 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
(07-1062)
- 10.3-CC Subject: Anselm Nkwuo - Settlement Agreement
From: City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Anselm Nkwuo V. City Of Oakland; Et Al., United States District Court Case No. C07-00238 TEH, In The Amount Of \$7,500.00. (Police

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Department - Civil Rights Violation, Excess Force)
(07-1076)

Council discussed this item in Closed Session on February 19, 2008. Motion authorizing settlement passed with: 8 Ayes

10.4-CC Subject: Charles Lewis - Settlement Agreement
From: City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Charles Lewis V. City Of Oakland; Et Al., Alameda County Superior Court Case No. RG06280523, In The Amount Of \$15,000.00 As A Result Of A Trip And Fall Accident At Or Near 1308 International Blvd. (Public Works Agency)
(07-1077)

Council discussed this item in Closed Session on February 19, 2008. Motion authorizing settlement passed with: 7 Ayes, 1 No - De La Fuente

10.5-CC Subject: Michael Pickering - Settlement Agreement
From: City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Michael Pickering V. City Of Oakland, Superior Court, County Of Alameda, Case No. VG07313288, In The Amount Of \$20,000.00 As A Result Of Trip And Fall On The Sidewalk At 280 W. MacArthur Boulevard (Public Works Agency - Premises Liability)
(07-1078)

Council discussed this item in Closed Session on February 19, 2008. Motion authorizing settlement passed with: 7 Ayes, 1 No - De La Fuente

10.6-CC Subject: Patricia Ternahan - Settlement Agreement
From: City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Patricia Ternahan V. City Of Oakland, Et Al., Alameda County Superior Court No. RG07305035, Our File No. 25346, In The Amount Of \$20,700.00 (Public Works Agency - Trip And Fall)
(07-1079)

Council discussed this item in Closed Session on February 19, 2008. Motion authorizing settlement passed with: 7 Ayes, 1 No - De La Fuente

10.7-CC Subject: Jack London District - Three Year Parking Permit Program
From: Councilmember Nancy Nadel
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Oakland Municipal Code 10.45 Establishing Boundaries Of The Jack London District Interim Mixed-Use Permit Parking Program Through The Location Of Parking Limitation Signs And The Inclusion Of A Map With Boundaries OF the Program; And

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(07-0982)

**Introduction (First Reading) was approved on February 19, 2008; 5 Ayes, 3
Absent - Brunner, Kernighan and Quan**

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE OF
THIS ORDINANCE**

2) An Ordinance Amending Ordinance Number 12809 C.M.S. (Master Fee Schedule),
As Amended, To Establish Permit Fees Assessed By The Parking Division For The
"Interim Mixed-Use Parking Permit Program For The Jack London District," At The
Amount Of \$150 For The First Year Of The Temporary Three-Year Program

(07-0982-1)

**Introduction (First Reading) was approved on February 19, 2008; 5 Ayes, 3
Absent - Brunner, Kernighan and Quan**

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE OF
THIS ORDINANCE**

10.8-CC Subject: R. Clark Gertner - Recognition
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Honoring R. Clark Gertner For His 24 Years Of
Distinguished Service To The Citizens Of Oakland
(07-1048)

10.9-CC Subject: Comcast Settlement Agreement
From: Office of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of City Of Oakland V. Comcast Of
California/Colorado LLC, Comcast Corporation, Does 1-10, Case No. C065380 CW -
U.S. District Ct., Northern District Of California
(07-1058)

This item was not heard in Closed Session

10.10-CC Subject: Project Priority Funds - District Seven
From: Councilmember Larry Reid
Recommendation: Adopt A Resolution Authorizing An Immediate Grant Of \$5,408.01
From Councilmember Larry E. Reid's Priority Project Funds To Oakland Coliseum Joint
Venture For Expenses For The Ninth Annual Oakland/San Leandro Job Fair
(07-1060)

10.11-CC Subject: Travel Authorization - Councilmember Brooks
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Authorizing Councilmember Desley Brooks To
Travel To Washington D.C. To Attend The National League Of Cities Congressional
City Conference, March 8-12, 2008
(07-1075)

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S-10.12-C Subject: Establishment Of A "Four-Hour Parking" Zone
C From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Approving: 1) The Establishment Of A Four-Hour Parking Zone On Both Sides Of 4th Street Between Oak Street And Fallon Street, 2) The Installation Of A Stop Sign On Idaho Street At 59th Street, 3) The Installation Of Stop Signs On Poplar Street At 10th Street And On 10th Street At Poplar Street, 4) The Installation Of A Stop Sign On Lakeshore Avenue (Western Leg) At Prince Street, 5) The Installation Of A Stop Sign On Valle Vista Avenue At Mira Vista Avenue, And 6) The Installation Of A Stop Sign On Poplar Street At 16th Street
(07-0949)

**The February 26, 2008 Public Works Committee approved
recommendations; 3 Ayes, 1 Excused - Chang**

S-10.13-C Subject: Library Teen Zone Improvements Project
C From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Reject All Bids For The Main Library Teen Zone Improvements Project, Waive The Competitive Bidding Requirements, Negotiate, And Award A Construction Contract With Rockridge Builders In An Amount Not To Exceed Three Hundred Ninety Thousand Dollars (\$390,000.00), And To Appropriate Two Hundred Fifty Thousand Dollars (\$250,000.00) To The Main Library Teen Zone Improvements Project From The Public Library Fund (2993)
(07-0962)

**The February 26, 2008 Public Works Committee approved
recommendations and directed staff (when ready to award contract) to
provide a follow up report on local hiring participation efforts and results;
3 Ayes, 1 Excused - Chang**

S-10.14-C Subject: Revocable And Conditional Permit - 2335 Market Street
C From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Granting Dale Wirthman And Muad Alarbes A Revocable And Conditional Permit For An Existing Building At 2335 Market Street To Encroach Over The Public Sidewalk
(07-0960)

**The February 26, 2008 Public Works Committee approved
recommendations; 3 Ayes, 1 Excused - Chang**

S-10.15-C Subject: Real Property Purchase - 2777 Foothill Boulevard
C From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real Property At 2777 Foothill Boulevard, Oakland From Hooi H. Yeap For \$1,050,000, Plus Approximately \$30,000 For Real Estate Closing Costs
(07-0976)

The February 26, 2008 Finance and Management Committee directed staff

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to provide a Supplemental report on the PACT's final approval decision to purchase the property at 2777 Foothill Boulevard; 3 Ayes, 1 Excused - De La Fuente

S-10.16-C Subject: Real Property Purchase - Sunshine Court
C From: Community and Economic Development Agency
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real Property At Sunshine Court, Oakland From Laren Hirst, For \$9,000, Plus Real Estate Closing Costs
(07-0977)

The February 26, 2008 Finance and Management Committee approved recommendations; 3 Ayes , 1 Excused - De La Fuente

S-10.17-C Subject: 2007-2009 Projects And Programs Status Report
C From: The Budget Office
Recommendation: Action On A Report Regarding The Status Of The City Council Modifications To The Fiscal Year 2007-2009 Policy Budget (Exhibit A To Resolution No. 80674 C.M.S.) And Fiscal Year 2007-2009 Oakland Redevelopment Agency Budget (Exhibit A To Resolution No. 2007-0054 C.M.S.) To Fund The Following Projects and Programs: (1) nuisance Enforcement Position; (2) Museum Roof; (3) Park Improvements; (4) Sidewalk Repairs; (5) Tree Trimming; (6) Teen Centers; (7) Instant Run-Off Voter Education; (8) Pay-Go Funding; (9) Reuse Of California Hotel For Transitional Housing; (10) Additional Funding For City-County Collaboration For Re-Entry; (11) Create 311 Non-Emergency Help Line; (12) Expand 211 Help Line For Health And Human Services; (13) Seismic Retrofit Incentive Program; (14) Various Operating Grants To Outside Agencies; (15) Ten Police Service Technician II Positions; (16) Replace Fire Station #18; (17) Ambassador Security Program; and (18) Grade 10-14 Job Training & Recruitment
(07-0981)

The February 26, 2008 Finance and Management Committee directed staff to provide a Supplemental report on following information: 1) The Contract Administration procedures for the Tree Trimming projects; 2) The date construction is going to start for the Rockridge library; 3) An update on the Ambassadors' Security Programs; 4) An update on the police investigation positions (review the motion made during Budget hearings); and 5) the assignment of an individual to work on the Internship program. The Committee further directed that the Instant Run-Off Voter Education program be discussed during mid-cycle Budget discussions; 3 Ayes, 1 Excused - De La Fuente

S-10.18-C Subject: Lagan Company - Contract
C From: Department of Information Technology
Recommendation: Adopt A Resolution (1) Waiving The Competitive Bidding And (2) The Competitive RFP/RFQ Selection Requirements Of The Oakland Purchasing Ordinance And Authorizing The City Administrator To Award A Contract To Lagan

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Company For A Citizen Relationship Management (CRM) Services Information Technology System In An Amount Not To Exceed \$150,000.00 For Software, Hardware, And Installation Costs And A Two-Year Maintenance Agreement In An Amount Not To Exceed \$30,000 Per Year For A Total Contract Not To Exceed Two Hundred And Ten Thousand Dollars (\$210,000.00)

(07-1023)

The February 26, 2008 Finance and Management Committee directed staff to provide a report on the status of the implementation of Citizen Relationship Management (CRM) Services Information Technology System in June 2008 and the web based component in September 2008. The committee also directed Staff as part of the Midterm Budget discussions to provide a full analysis on the cost to implement a Citywide 311 system; 3 Ayes, 1 Abstain - Brunner

S-10.19 Subject: Macias, Gini & O'Connell, LLP - Professional Services Contract
From: Finance and Management Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Execute A Two (2) Year Professional Service Contract Between The City Of Oakland And Macias, Gini & O'Connell, LLP To Provide Audit Services For The Fiscal Year Ending June 30, 2008 In The Amount Not To Exceed \$694,275, And Fiscal Year Ending June 30, 2009 In The Amount Not To Exceed \$728,989; And

(07-1039)

2) An Agency Resolution Authorizing The Agency Administrator To Execute A Two (2) Year Professional Service Contract Between The Redevelopment Agency Of The City Of Oakland And Macias, Gini & O'Connell, LLP To Provide Audit Services For The Fiscal Year Ending June 30, 2008 In The Amount Not To Exceed \$89,880, And Fiscal Year Ending June 30, 2009 In The Amount Not To Exceed \$94,374

(07-1039-1)

The February 26, 2008 Finance and Management Committee approved recommendations; 4 Ayes

S-10.20-C Subject: CALPERS Agreement - Port Of Oakland
C From: Finance and Management Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Execute An Agreement With California Public Employees' Retirement System (CALPERS) To Establish A Trust To Enable The Port Of Oakland To Prefund Other Post Employment Benefits (OPEB)

(07-1040)

The February 26, 2008 Finance and Management Committee approved recommendations; 4 Ayes

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S-10.21-C Subject: Actuarial Valuation Report
C From: Finance and Management Agency
Recommendation: Receive An Informational Report On The City Of Oakland's Actuarial Valuation Of Other Post Employment Benefits (OPEB)
(07-1041)

The February 26, 2008 Finance and Management Committee received and forwarded the report; 4 Ayes

S-10.22-C Subject: West Oakland Façade And Tenant Improvement Programs
C From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Allocating Seventy-Five Thousand Dollars (\$75,000) To The West Oakland Façade Improvement Program And Tenant Improvement Program For Design Services For Projects, And Authorizing Amendments To Design Contracts Under The Programs For The Increased Funding
(07-0942)

2) An Agency Resolution Adopting The West Oakland Neighborhood Project Initiative Program And Allocating Two Hundred Thousand Dollars (\$200,000) For The Program From West Oakland Redevelopment Project Funds
(07-0942-1)

The February 26, 2008 Community and Economic Development Committee approved recommendations; 3 Ayes, 1 Excused - Chang

S-10.23-C Subject: Metropolitan Transportation Commission Grants
C From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The Application For, Acceptance And Appropriation Of Up To \$750,000 From The Metropolitan Transportation Commission's Station Area And Focus Planning Grant Program For The Lake Merritt BART Station Project, And Up To \$750,000 For The Upper Broadway Corridor Retail Project (TITLE CHANGE)
(07-0943)

The February 26, 2008 Community and Economic Development Committee approved recommendations; 3 Ayes, 1 Excused - Chang

S-10.24-C Subject: 66th Avenue Streetscape Project
C From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Up To \$387,115 In Fiscal Year 2007-2008 Transportation Fund For Clean Air Regional Funds From The Bay Area Quality Management District For The 66th Avenue Streetscape Project
(07-0963)

The February 26, 2008 Community and Economic Development Committee approved recommendations; 3 Ayes, 1 Excused - Chang

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S-10.25-C Subject: Opposition To The Aerial Spray Program - Brown Apple Moth
C From: Councilmembers Jane Brunner and Larry Reid
Recommendation: Adopt A Resolution Opposing The California Department Of Food
And Agriculture Aerial Spray Program To Eradicate The Light Brown Apple Moth And
Requesting Additional Information On The Possible Health Effects
(07-1032)

The February 26, 2008 Public Safety Committee amended the resolution to add the following language: "Further Resolved: that the Oakland City Council directs the city administrator to return to the Rules Committee at a future date with an analysis and recommendations regarding the following State bills: AB 2892, AB 2764, AB 2760, AB 2765, AB 2763; and similar bills." 4 Ayes

S-10.26-C Subject: Measure Y Evaluation Report
C From: Office of the City Administrator
Recommendation: Receive The Measure Y (Violence Prevention And Public Safety Act Of 2004) Evaluation Report For Fiscal Year 2006-2007
(07-0707)

The February 26, 2008 Public Safety Committee received and forwarded the report; 4 Ayes

S-10.27-C Subject: Measure Y Oversight Committee - Report
C From: Office of the City Administrator
Recommendation: Receive The Measure Y (Violence Prevent And Public Safety Act Of 2004) Oversight Committee Annual Report
(07-0754)

The February 26, 2008 Public Safety Committee received and forwarded the report; 4 Ayes

S-10.28-C Subject: Berkeley Policy Associates Contract - Measure Y
C From: Office of the City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Waive The Competitive Bid Requirement And Negotiate And Execute A Contract Between The City Of Oakland And Berkeley Policy Associates In An Amount Not To Exceed One Hundred Seventy Three Thousand Dollars (\$173,000) For The Period Of February 1, 2008 To September 30, 2008 To Provide An Outcome Evaluation Of The Measure Y Violence Prevention Program From January 2005 To December 2007 And To Provide A Fiscal Year 2007-2008 Report On The Measure Y Community Policing And Violence Prevention Programs; And (2) Appropriate Seventy-Five Thousand Dollars (\$75,000) Within The Measure Y Evaluation Services Funds To The Department Of Human Services To Provide Supplemental Data Analysis And Survey Services Pertaining To The April 2008 Measure Y Outcome Evaluation
(07-1034)

The February 26, 2008 Public Safety Committee approved

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recommendations; 4 Ayes

S-10.29-C Subject: Support Of Assembly Bill 499 - Standardize Training Curriculum
C From: Council President De La Fuente
Recommendation: Adopt A Resolution In Support Of Assembly Bill #499 (Swanson), To Establish A Pilot Project In The County Of Alameda To Standardize A Training Curriculum To Provide Selected County Personnel And Other Designated Professionals With Training To Respond/Address Sexually Exploited Minors
(07-1055)

**The February 28, 2008 Rules and Legislation Committee approved
recommendations; 4 Ayes**

- 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 15 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: Planning Commission Appeal - 10031 MacArthur Boulevard
From: Community and Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Denying The Appeal (Case No. 07-461) And Upholding The Decision Of The Planning Commission To Approve The Major Rehabilitation Of A Former Motel As 17 Condominium Dwelling Units Rather Than 19 Condominium Units As Requested, At 10031 MacArthur Blvd
(07-0965)

ACTION ON NON-CONSENT ITEMS:

- 15 Subject: Winter Storms - Local Emergency
From: Oakland Fire Department
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Declaration Of A Local Emergency Due To The Severe Impacts And Calamities Caused By The Series Of Winter Storms That Commenced On Or About January 3, 2008
(07-1084)
- 16 Subject: Oil Spill - Local Emergency
From: Office of Emergency Services
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Declaration Of A Local Emergency Due To The November 7, 2007 Catastrophic Oil Spill In The San Francisco Bay That Occurred When M/V Cosco Busan, A Container

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Ship, Side Swiped One Of The Bay Bridge Western Anchorages
(07-1083)

- 17 Subject: Election Of Vice-Mayor
From: Council President De La Fuente
Recommendation: Consideration Of A Motion To Elect The Vice-Mayor For The City
Of Oakland
(07-1082)

- 18 Subject: ~~(A Motion To Reconsider) Arcadia Park Subdivision New Public Street~~
From: ~~Community and Economic Development Agency~~
Recommendation: ~~A Motion To Reconsider The Adoption On November 6, 2007, Of~~
~~Resolution No. 80922 C.M.S. Conditionally Accepting The Dedication of Public Right~~
~~Of Way To Extend Ellington Way To 92nd Avenue For The Arcadia Park Project~~

~~If Reconsidered, Either To~~

~~§ Reconfirm The Adoption Of Resolution No. 80922 C.M.S., Or~~

~~§ Not Adopt A Resolution Conditionally Accepting The Dedication, Or To~~

~~§ Continue The Item For A Future Meeting Of The City Council, Or To~~

~~§ Refer The Item To The Public Works Committee For Further Consideration~~

~~(07-0610)~~

**This item was withdrawn from this agenda and rescheduled to the March
18, 2008 City Council agenda by the February 28, 2008 Rules and
Legislation Committee**

- 19 Subject: Blighted Former Homeless Encampment Improvements
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City To Accept And Appropriate A Contribution Of
Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not
To Exceed \$75,000 To Abate Blight At Illegal Encampment And Dumping Sites In
Redevelopment Project Areas And To Fund Work By The Public Works Agency To
Make Improvements To Deter Illegal Uses Of The Sites (TITLE CHANGE)
(07-0773)

2) An Agency Resolution Authorizing The Redevelopment Agency To Contribute
Redevelopment Agency Funds To The City Of Oakland Under The Cooperation
Agreement In An Amount Not To Exceed \$75,000 To Abate Blight At Illegal
Encampment And Dumping Sites In Redevelopment Project Areas And To Fund Work
By The Public Works Agency To Make Improvements To Deter Illegal Uses Of The
Sites (TITLE CHANGE)

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(07-0773-1)

3) A Resolution (1) Authorizing An Agreement With Goodwill Industries For The Homeless Employment Program In The Amount Of \$50,000 And Waiving The Requirement For A Competitive Selection Process, (2) Authorizing The City To Accept And Appropriate A Contribution Of Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed \$25,000 To Partially Fund The Contract With Goodwill Industries To Employ Homeless Individuals To Assist With Blight Abatement At Illegal Encampment And Dumping Sites In Redevelopment Project Areas, And (3) Allocating A \$25,000 Match From The Department Of Human Services For The Contract

(07-0773-2)

4) An Agency Resolution Authorizing The Redevelopment Agency To Contribute Redevelopment Agency Funds To The City Of Oakland Under The Cooperation Agreement In An Amount Not To Exceed \$25,000 To Partially Fund A Contract With Goodwill Industries To Employ Homeless Individuals To Assist With Blight Abatement At Illegal Encampment Sites In Redevelopment Project Areas

(07-0773-3)

Pursuant to Resolution 79006 C.M.S. Rule 7(6), A motion was made by Councilmember Quan, seconded by Councilmember Nadel to pull this item from the February 19, 2008 Consent Calendar and place on this agenda as a Non-Consent item.

20

Subject: Limited Public Financing
From: Public Ethics Commission
Recommendation: Action On Required Transmission Of Adopted Regulations Administering And Interpreting Chapter 3.13 Of The Oakland Municipal Code (AKA "The Limited Public Financing Act")

(07-0938)

The February 7, 2008 Rules and Legislation Committee approved recommendations; 4 Ayes

21

Subject: Measure Y: Police Recruitment Program
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing:
1) A Transfer Of Existing Appropriations Of Measure Y Funds In An Amount Not To Exceed Seven Million Seven Hundred Twenty-Two Thousand Three Hundred And Thirty Nine Dollars (\$7,722,339) To Implement The 2008 Augmented Measure Y Police Recruitment Program,
2) Waiving Advertising And Bidding For The Purchase Of Ammunition, Firearms, Advertising Services, And Travel Services Authorized Below,
3) Waiving The Requests For Proposal/Qualifications Process For The Purchase Of Recruitment Services And Other Professional Services Needed To Expedite The Hiring And Training Of Police Recruits Authorized Below,
4) Authorizing The City Administrator To Purchase: Ammunition In An Estimated

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Amount Of Three Hundred Fifty Thousand Dollars (\$350,000 \$127,000 Of This Amount Was Previously Allocated From Non-Measure Y Funds), Firearms In An Estimated Amount Of One Hundred And Fifty Six Thousand (\$156,000), Travel Services In An Estimated Amount Of One Hundred Thirty Eight Thousand Four Hundred Sixty Four Dollars (\$138,464), Recruitment Services In An Estimated Amount Of Sixty Two Thousand Three Hundred Thirteen Dollars (\$62,313), And Other Professional Services Needed To Expedite The Hiring And Training Of Police Recruits In An Estimated Amount Of Five Million Six Hundred Forty Two Thousand Five Hundred Sixty Two Dollars (\$5,642,562), Without Return To Council,
5) Waiving Local And Small Local Business Enterprise Requirements For Advertising, Recruitment, Firearm And Ammunition Purchases,
6) One Million Five Hundred Thousand Dollars (\$1,500,000) For (I)The Purchase Of Advertising Services For Recruitment Without Returning To Council And (Ii) For Hiring Bonuses (TITLE CHANGE)
(07-1009)

This item was forwarded to the Measure Y Oversight and Public Safety Committees and continued to the March 4, 2008 City Council Agenda

The February 26, 2008 Public Safety Committee amended the resolution to approve the academies, but to pro-rate the respective costs between the general fund and Measure Y fund after the officers have been assigned; to decrease the advertising amount and use some of that funding to create hiring bonuses for college educated recruits and lateral hires (amount not specified); and to make the hiring of the 30 PSO's a high priority. The Committee also directed staff to provide a Supplemental report in response to the following questions: 1) How does the consultant's evaluation and the Mayor's recruitment strategy align with the Berkeley Policy Associates Evaluation (RAND), and the City's overall strategic violence prevention plan?, 2)Will the increase by approximately 60 officers reduce the response time, crime, or both?, 3) Have we considered other alternatives such as increasing the hours of PSO's so they work 12hr. shifts or weekends like other officers?, 4) What is 803 based on? and what year was this finding made?, 5) Based on current data what number would provide full staffing of OPD?, 6)Will Measure Y Funds be reimbursed if they are not used?, 7) Has Measure Y money been used in the past to supplement OPD's academies?, and if so, has the money been repaid?; 4 Ayes

22

Subject: Homeless Services And Contracts
From: Department of Human Services

Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Extend The End Date Of Existing Grant Agreements Under Fiscal Year 2006-2007 Emergency Shelter Grant (\$99,335) And Emergency Housing Program (\$36,962) From January 31, 2008 To June 30, 2008; And (2) Extend The End Date Of Existing Agreements Under Fiscal Year 2006-2007 Winter Relief Program (\$105,735) From

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January 31, 2008 To May 15, 2008

[\(07-0967\)](#)

- 23 Subject: Community Action Partnership
From: Department of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator 1) To Accept And Appropriate A Two-Year Renewal Grant In An Anticipated Amount Of \$667,175 Annually In Community Services Block Grant (CSBG) Funds For Calendar Years 2008 And 2009 From The State Of California Department Of Community Services And Development (CSD) And Any Additional CSBG Funding That May Become Available Without Returning To Council; And 2) Negotiate And Execute Two-Year Grant Agreements With Various Anti-Poverty Service Providers In Alignment With The City's State Approved Community Action Plan For Calendar Years 2008 And 2009 Without Returning To Council

[\(07-0968\)](#)

- 24 Subject: Telephone Utility Users Tax Ballot Measure
From: Finance and Management Agency
Recommendation: Adopt A Resolution Submitting To The Voters At The June 3, 2008 Special Election A Proposed Ordinance Amending Chapter 4.28 Of The Oakland Municipal Code In Order To Modernize The Provisions Of The Telephone Utility Users Tax Without Increasing The Tax rate; Requesting Consolidation Of The Election With The General Election To Be Held June 3, 2008; Requesting The Services Of The Registrar Of Voters; And Directing The City Clerk To Take Any And All Actions Necessary Under The Law To Prepare For And Conduct The Special Election

[\(07-1037\)](#)

- 25 Subject: Personnel Services Fund Transfer
From: Office Of The City Auditor
Recommendation: Adopt A Resolution Authorizing The City Auditor To Transfer Two Hundred And Twenty-Five Thousand (\$225,000.00) From Personnel Services To Operations And Maintenance For The Purpose Of Contracting Audit Services, Purchasing Audit Technology And Updating Website

[\(07-1081\)](#)

- 26 Subject: Industrial Land Use Policy
From: Community and Economic Development Agency
Recommendation: Action On A Report And Recommendations Adopting A Motion Establishing A City-Wide Industrial Land Use Policy

[\(07-0613\)](#)

This item was continued from the February 19, 2008 City Council Agenda

- S-27 Subject: Affordable Housing Development Activities
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Reallocating \$3,149,262 In Home Program Income Funds From The

SUPPLEMENTAL

Housing Rehabilitation Program To The Housing Development Program And Amending The 2007 - 2008 Consolidated Plan Action Plan Accordingly; And

[\(07-0941\)](#)

2) A Resolution Amending Resolutions No. 79782 And 80478 C.M.S. To Increase The Amount Of An Affordable Housing Development Loan To Citizens Housing Corporation For The Altenheim Senior Housing Phase 2 Rental Project Located At 1720 MacArthur Boulevard By \$2,230,000 For A Total City Loan Amount Of \$5,815,000, And To Extend For 12 Months The Time Funds Are Reserved For The Project; And

[\(07-0941-1\)](#)

3) A Resolution Authorizing An Affordable Housing Development Loan In An Amount Not To Exceed \$3,499,453 To East Bay Asian Local Development Corporation And The Related Companies Of California Jointly For The Lion Creek Crossings Phase IV Rental Project Located At 69th Avenue And Snell Street; And

[\(07-0941-2\)](#)

4) A Resolution Authorizing An Affordable Housing Development Loan In An Amount Not To Exceed \$1,390,167 To Resources For Community Development For The 720 E. 11th Street Project; And

[\(07-0941-3\)](#)

5) A Resolution Adopting An Oakland Resident And Oakland Worker Preference Policy For Affordable Housing Developments Funded Through The City's Notice Of Funding Availability Process; And

[\(07-0941-4\)](#)

6) An Agency Resolution Appropriating \$8,985,650 From Fund Balance In Low And Moderate Income Housing Funds To The Housing Development Program; And

[\(07-0941-5\)](#)

7) An Agency Resolution Appropriating \$533,429 Of Investment Earnings From The 2000 Subordinated Affordable Housing Bond Issue And \$2,955,991 Of Investment Earnings From The 2006 Housing Bond Proceeds Fund For Housing Development Activities, And Reallocating \$452,808 In 2000 Subordinated Affordable Housing Bond Funds From The Site Acquisition Program For Housing Development Activities; And

[\(07-0941-6\)](#)

8) An Agency Resolution Amending Resolution No. 2007-0032 C.M.S. To Extend For Twelve Months The Time Funds Are Reserved For An Affordable Housing Development Loan In An Amount Not To Exceed \$1,753,000 To Citizens Housing Corporation For The Altenheim Senior Housing Phase 2 Rental Project Located At 1720 MacArthur Boulevard; And

[\(07-0941-7\)](#)

9) An Agency Resolution Amending Resolution No. 2006-0026 C.M.S. To Increase The Amount Of An Affordable Housing Development Loan To East Bay Habitat For Humanity By \$789,000 For The Edes B Homes Project Located At 10800 Edes Avenue For A Total Loan Amount Of \$3,601,000; And

SUPPLEMENTAL

(07-0941-8)

10) An Agency Resolution Authorizing An Affordable Housing Development Loan In An Amount Not To Exceed \$1,652,000 To Alameda County Social Service Agency, Fred Finch Youth Center, And Affordable Housing Associates For The Emancipation Village Project Located At 3800 Coolidge Avenue, Oakland; And

(07-0941-9)

11) An Agency Resolution Amending Resolutions No. 2006-0029 And 2007-0029 C.M.S. To Increase The Amount Of An Affordable Housing Development Loan To FHP Housing Associates For The Foothill Plaza Rental Project Located At 6311 Foothill Boulevard By \$1,300,000 For A Total Loan Amount Of \$2,910,000, And To Extend For 12 Months The Time Funds Are Reserved For The Project; And

(07-0941-10)

12) An Agency Resolution Authorizing An Affordable Housing Development Loan In An Amount Not To Exceed \$3,400,000 To Affordable Housing Associates For The Fairmount Apartments Project Located At 401 Fairmount Avenue; And

(07-0941-11)

13) An Agency Resolution Amending Resolution No. 2007-0021 C.M.S. To Extend By One Year The Time Funds Are Reserved For An Affordable Housing Development Loan In An Amount Not To Exceed \$5,133,000 To Oakland Housing Initiatives And Christian Church Homes Of Northern California Jointly For The Harrison Street Senior Housing Project Located At 1633 Harrison Street And 321 17th Street; And

(07-0941-12)

14) An Agency Resolution Amending Resolution No. 2007-0025 C.M.S. To Extend By One Year The Time Funds Are Reserved For An Affordable Housing Development Loan In An Amount Not To Exceed \$6,032,000 To Christian Church Homes Of Northern California For The Hill-Elmhurst Senior Housing Project Located At 9415-9437 International Boulevard; And

(07-0941-13)

15) An Agency Resolution Authorizing An Affordable Housing Development Loan In An Amount Not To Exceed \$2,980,547 To East Bay Asian Local Development Corporation And The Related Companies Of California Jointly For The Lion Creek Crossings-Phase IV Rental Project Located At 69th Avenue And Snell Street; And

(07-0941-14)

16) An Agency Resolution Authorizing An Affordable Housing Development Loan In An Amount Not To Exceed \$3,584,000 To BRIDGE Housing, Inc., For The St. Joseph's Affordable Homeownership Phase Iia Project Located At 2647 International Boulevard

(07-0941-15)

17) An Agency Resolution Amending Resolution No. 2006-0028 C.M.S. To Extend To March 20, 2009, The Time Funds Are Reserved For An Affordable Housing Development Loan In An Amount Not To Exceed \$3,000,000 To The Oakland Housing Authority For The Tassafaronga Village Project Located At 919 85th Avenue; And

SUPPLEMENTAL

(07-0941-16)

18) An Agency Resolution Amending Resolution No. 2006-0023 C.M.S. To Extend The Time Funds Are Reserved For An Affordable Housing Development Loan In An Amount Not To Exceed \$1,868,000 To East Bay Habitat For Humanity For The Tassafaronga Village Homeownership Project Located At 949 85th Avenue; And

(07-0941-17)

19) An Agency Resolution Authorizing An Affordable Housing Development Loan In An Amount Not To Exceed \$4,859,833 To Resources For Community Development For The 720 E. 11th Street Project; And

(07-0941-18)

20) An Agency Resolution Adopting An Oakland Resident And Oakland Worker Preference Policy For Affordable Housing Developments Funded Through The Agency's Notice Of Funding Availability Process

(07-0941-19)

**The February 26, 2008 Community and Economic Development
Committee approved recommendations; 3 Ayes, 1 Excused - Chang**

S-28

Subject: Estuary Policy Plan Update

From: Community And Economic Development Agency

Recommendation: Action On A Report And Recommendation On Funding A Public Planning Process And Adoption Of A Specific Plan For The Area From 19th Avenue To 54th Avenue And Between Interstate 880 And The Estuary

(07-0430-1)

**The February 26, 2008 Community and Economic Development
Committee approved recommendations; 3 Ayes, 1 Excused - Chang**

S-29

Subject: Housing Program Grants

From: Community and Economic Development Agency

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Submittal Of Applications To The California Department Of Housing And Community Development For Funding Under The Transit Oriented Development Housing Program For The Coliseum BART Transit Village Project, The MacArthur Transit Village Project, And The West Oakland Transit Village Project, And Authorizing Acceptance And Appropriation Of Grant Funds From This Program And The Execution Of Standard Agreements And Any Related Documents Necessary, If Selected For Funding; And

(07-0998)

2) An Agency Resolution Authorizing The Submittal Of Applications To The California Department Of Housing And Community Development For Funding Under The Infill Housing Program For The MacArthur Transit Village Project, The Uptown Project, The West Oakland Transit Village Project, And The Hill-Elmhurst Plaza Project And Authorizing Acceptance And Appropriation Of Grant Funds From This Program And

SUPPLEMENTAL

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

Tuesday, March 04, 2008

The Execution Of Standard Agreements And Any Related Documents Necessary, If
Selected For Funding
(07-0998-1)

**The February 26, 2008 Community and Economic Development
Committee approved recommendations; 3 Ayes, 1 Excused - Chang**

S-30 Subject: June 2008 - Eminent Domain Initiatives
From: Councilmember Nancy Nadel
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution To Support Proposition 99, The Homeowners And Private Property
Protection Act; And
(07-0983)

**The February 28, 2008 Rules and Legislation Committee approved
recommendations; 4 Ayes**

2) A Resolution To Oppose Proposition 98, The California Property Owners And
Farmland Protection Act
(07-0983-1)

**The February 28, 2008 Rules and Legislation Committee approved
recommendations; 3 Ayes, 1 Abstain - Brunner**

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)**

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Concurrent Meeting of the Oakland
Redevelopment Agency / City Council

Tuesday, March 04, 2008

(...)

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

ORA - Oakland Redevelopment Agency
S - Supplemental Item