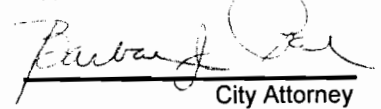


FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL


City Attorney

2010 OCT 28 PM 4:16 **RESOLUTION No. 83047 C.M.S.**

Introduced by Council President Brunner

RESOLUTION APPOINTING DAVID KESSLER AS THE DISTRICT 1 REPRESENTATIVES TO THE WILDLIFE PREVENTION ASSESSMENT DISTRICT (WPAD) ADVISORY BOARD FOR THE SEAT PREVIOUSLY HELD BY ROBERT SIEBEN, FOR THE TERM BEGINNING APRIL 30, 2009 TO MAY 1ST, 2011

WHEREAS, City Charter section 601 provides that members of boards and commissions shall be appointed by the Mayor subject to confirmation by the affirmative vote of five members of the Council; and

WHEREAS, City Charter section 601 also provides that the City Council may fill a vacancy on a City board or commission if the Mayor does not submit for confirmation a candidate to fill the vacancy within 90 days of the date that the vacancy first occurred; and

WHEREAS, the City Clerk's Office has confirmed that a vacancy on the Wildfire Prevention District first occurred on April 30th, 2009 and that the Mayor has not submitted to the City Clerk or to the Rules Committee a candidate to fill the vacancy; and

WHEREAS, more than 90 days have passed since the vacancy first occurred; and

WHEREAS, Ordinance No. 12556 creates the Wildlife Prevention Assessment District Advisory Board, which provides oversight and program recommendations for the Assessment District, and play a key role in the continued implementation of vegetation management programs and the development of fuel management strategies; and

WHEREAS, Ordinance No. 12556 specifies that the Mayor shall appoint two (2) constituents who live in the Assessment District, one of whom shall be a firefighter by profession, to serve as follows: initially, one appointee shall serve for a term of two years; the second appointee shall serve for a term of three years, thereafter, each subsequent appointment shall be for a term of two years; and

WHEREAS, Ordinance No. 12556 specifies that each of the eight (8) representatives, two (2) for each of the Council districts, who live in the Assessment District to serve as follows: initially, one appointee shall serve for a term of two years; the second appointee shall serve for a term of three years, thereafter, each subsequent appointment shall be for a term of two years; and therefore be it

RESOLVED, that the City Council hereby appoints the following individual to the term set forth below:

David Kessler will fill the seat formerly held by Robert Sieben for the term starting April 30, 2009 to May 1st, 2011

IN COUNCIL, OAKLAND, CALIFORNIA, NOV 9 2010, 20

PASSED BY THE FOLLOWING VOTE:

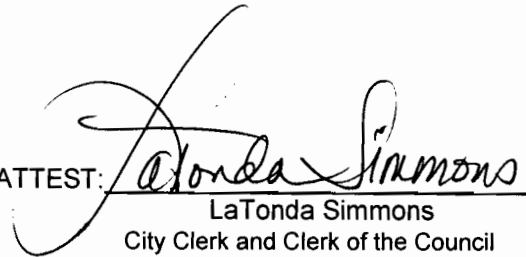
AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:



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