

# DRAFT



## City of Oakland Meeting Minutes

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

### 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, November 03, 2009**

**6:00 PM**

**Oakland City Hall, 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 6:11 PM.*

2 Roll Call / ORA & Council

[Play Video](#)

ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Present: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

3 Open Forum / Citizens Comments

(Time Available: 15 minutes)

[Play Video](#)

*The following individuals spoke during Open Forum:*

- Gene Hazzard
- Sheron Stewart
- Essie Demetrius Nicole Brooks
- Linda Jean Green
- Evelyn Crosby
- Doris Robinson
- Myron Mixon
- David Edwards
- Wade McAllister
- Eric Trevor Maki
- Andre Ballergeau
- Edward Michael Spanier
- Rajinder Singh Chaijhan
- Dhanwart Singh
- SanJeen Dheer
- Kashmir Ahuja
- Sanjiv Handa

# DRAFT

- 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.

*There was no action necessary for this 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)

*There was no action necessary for this item*

- 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.

*There was no action necessary for item*

- 7 Approval of the Draft Minutes from the Concurrent Meeting of the Oakland Redevelopment Agency/City Council held on October 20, 2009

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

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

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

- 8.1 Subject: D. Jacquelyn Edwards - Recognition  
From: Councilmember Desley Brooks  
Recommendation: Adopt A Resolution Honoring D. Jacquelyn Edwards For Twenty-Three Years Of Distinguished Service To The Citizens Of The City Of Oakland And Congratulating Her On Her Retirement

[09-0786](#)

[Play Video](#)

**A motion was made by Councilmember Reid, seconded by Councilmember Brooks, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

[View Report.pdf](#)

[82366 CMS.pdf](#)

# DRAFT

8.2 Subject: Rhonda Stuart - Retirement  
From: Public Works Agency  
Recommendation: Adopt A Resolution Honoring Rhonda Stuart For Over 27 Years Of Service To The City Of Oakland And Congratulating Her On Her Recent Retirement  
[09-0861](#)  
[Play Video](#)

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

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Absent: 2 - Councilmember Brooks and Councilmember Kaplan  
ORA\Councilmember Ayes: 5 - Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
[View Report.pdf](#)  
[82367 CMS.pdf](#)

8.3 Subject: Barbara Holmes - Retirement  
From: Public Works Agency  
Recommendation: Adopt A Resolution Honoring Barbara A. Holmes For Nearly 30 Years Of Service To The City Of Oakland And Congratulating Her On Her Retirement  
[09-0859](#)  
[Play Video](#)

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

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Absent: 1 - Councilmember Brooks  
ORA\Councilmember Ayes: 6 - Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
[View Report.pdf](#)  
[82368 CMS.pdf](#)

# DRAFT

---

8.4 Subject: Evelio Grillo, Sr. - Recognition  
From: Councilmember Larry Reid  
Recommendation: Adopt A Resolution Recognizing And Honoring The Life Of Evelio Grillo,  
Sr.  
[09-0926](#)

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

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
[View Report.pdf](#)  
[82369 CMS.pdf](#)

8.5 Subject: Mr. Walter "Mack" Johnson - Recognition  
From: Public Works Agency  
Recommendation: Adopt A Resolution Posthumously Honoring Mr. Walter "Mack" Johnson, Sr. For Thirty-Four (34) Years Of Dedicated And Distinguished Service To The City Of Oakland.  
[09-0927](#)  
[Play Video](#)

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

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Absent: 1 - Councilmember Brooks  
ORA\Councilmember Ayes: 6 - Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
[View Report.pdf](#)  
[82370 CMS.pdf](#)

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

*Agency/Councilmember Quan took a point of personal privilege and requested that the meeting be adjourned in memory of Francis Ly's Father*

*Agency/Councilmember Brooks took a point of personal privilege and requested that the meeting be adjourned in memory of William Drake*

*Agency/Councilmember Reid took a point of personal privilege and requested that the meeting be adjourned in memory of Verna Jean Fields-Thompson*

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

[Play Video](#)

# DRAFT

---

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  
[09-0923](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember  
Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember  
Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- David Mix

[View Report.pdf](#)

[82371 CMS.pdf](#)

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  
[09-0924](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember  
Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember  
Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- David Mix

[View Report.pdf](#)

[82372 CMS.pdf](#)

~~10.3~~ ~~-Subject: Rockridge Business Improvement District Assessment~~  
~~From: Community And Economic Development Agency~~  
~~Recommendation: Adopt A Resolution Of Intention To Levy An Annual Assessment For~~  
~~Fiscal Year 2010/2011 For The Rockridge Business Improvement District, Approving The~~  
~~Annual Report Of The Rockridge Business Improvement District Advisory Board, And~~  
~~Scheduling A Public Hearing For November 17, 2009~~  
~~[09-0837](#)~~

[View Report.pdf](#)

# DRAFT

10.4-CC Subject: Montclair Business Improvement District Assessment  
From: Community And Economic Development Agency  
Recommendation: Adopt A Resolution Of Intention To Levy An Annual Assessment For Fiscal Year 2010/2011 For The Montclair Business Improvement District, Approving The Annual Report Of The Montclair Business Improvement District Advisory Board, And Scheduling A Public Hearing For November 17, 2009  
[09-0838](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- Sanjiv Handa

[View Report.pdf](#)

[82373 CMS.pdf](#)

10.5-CC Subject: Travel Authorization - Councilmember Brooks  
From: Councilmember Desley Brooks  
Recommendation: Adopt A Resolution Authorizing Councilmember Desley Brooks To Travel To San Antonio, Texas To Attend The National League Of Cities Congress Of Cities And Exposition November 10 - 14, 2009  
[09-0867](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- David Mix

[View Report.pdf](#)

[82374 CMS.pdf](#)

# DRAFT

10.6-CC Subject: Tina Garfinkel - 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 Tina Garfinkel V. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG08421701, City Attorney File No. 26152, In The Amount Of \$25,000.00. This Case Involves A Claim For Damages Resulting From A Trip And Fall On A Sidewalk Adjacent To 777 Oakland Avenue, Near The Intersection Of Monte Vista Avenue (PWA)  
[09-0925](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- Sanjiv Handa

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

[82375 CMS.pdf](#)

10.7-CC Subject: City Administrator's Purchasing Authority  
From: Council President Brunner  
Recommendation: Adopt An Ordinance Amending Ordinance No. 7937 C.M.S., Adopted February 6, 1969, And Amendments Thereto, Codified At Oakland Municipal Code Title 2, Chapter 2.04, Purchasing System, Article I, Bidding, Contracting And Purchasing, To Decrease Amounts For Certain Purchases Requiring City Council Approval And Decrease The City Administrator's Authority For Certain Purchases  
[09-0489](#)

**This Matter was Approved on Introduction for Final Passage on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- Sanjiv Handa

- David Mix

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

[View Supplemental Report.pdf](#)

[12976 CMS.pdf](#)

# DRAFT

10.8-CC Subject: Property Vacation - 37th And Alameda Avenues  
From: Community and Economic Development Agency  
Recommendation: Adopt An Ordinance Conditionally Vacating Of A Portion Of East 8th  
Street Between The Intersections Of 37th Avenue And Alameda Avenue To The California  
Department Of Transportation For The Interstate Freeway Route 880 Seismic Retrofit At High  
Street  
[09-0802-1](#)

**This Matter was Approved on Introduction for Final Passage on the  
Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember  
Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember  
Quan, Councilmember Reid and President of the Council Brunner  
[View Report.pdf](#)  
[12977 CMS.pdf](#)

S-10.9-CC Subject: Purchase Of 3508 Butters Drive - Victor Van  
From: Community And Economic Agency  
Recommendation: Adopt An Ordinance Authorizing The Purchase Of 3508 Butters Drive, A  
14,567 Square Feet Lot Located In The Butters Canyon, From Victor Van, Et Al., For One  
Hundred Fifty Thousand Dollars (\$150,000) Plus Closing Costs Not To Exceed Ten Thousand  
Dollars (\$10,000) From Measure DD Funds  
[09-0836](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember  
Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember  
Quan, Councilmember Reid and President of the Council Brunner  
[View Report.pdf](#)  
[12978 CMS.pdf](#)



# DRAFT

---

S-10.10-C Subject: 2008-2009 City Funded Travel Expenditures  
C From: Budget Office  
Recommendation: Discussion And Possible Action On A Follow-Up Report To An Informational Report On City-Funded Travel Expenditures Incurred During Fiscal Year 2008-2009 And A Revised Travel Policy That Sets Clear Guidelines For City Travel And Requires Accountability From City Officers And Employees (TITLE CHANGE)  
[09-0712](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- *Sanjiv Handa*

- *David Mix*

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

[View Supplemental Report.pdf](#)

S-10.11-C Subject: Parking Meter Funds  
C From: Finance and Management Agency  
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code Chapter 10.36 To Delete Section 10.36.080, Which Restricts The Deposit Of Parking Meter Revenues To A "Parking Meter Fund" And A "Traffic Control Fund," Thereby Permitting Deposits Of Parking Meter Revenues Into The General Purpose Fund (TITLE CHANGE)  
[09-0830](#)

**This Matter was Approved on Introduction for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on November 17, 2009 on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- *Sanjiv Handa*

- *David Mix*

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

[12980 CMS.pdf](#)

# DRAFT

---

S-10.12-C Subject: Amending Salary Schedule  
C From: Department of Human Resources Management  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. (The Salary Ordinance) To Add The Permanent Full Time Equivalent Classifications Of: Director Of Information Technology; Director Of Contracting And Purchasing; Director Of Human Resources Management; Associate Director, Library Services; Chief Of Police, Assistant; Police Services Manager I; Police Services Manager II; And Revenue And Tax Administrator  
[09-0850](#)

**This Matter was Approved on Introduction for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on November 17, 2009 on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- Sanjiv Handa

- David Mix

[View Report.pdf](#)

[12982 CMS.pdf](#)

S-10.13-C Subject: Owner Participation Agreement - 8603 And 8701 Hillside Street  
C From: Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing An Owner Participation Agreement With Pineview Partners, LLC, And Lenin Anne For The Rehabilitation Of 8603 And 8701 Hillside Street In The Central City East Redevelopment Project Area, Including Agency Funding In An Amount Not To Exceed \$275,000  
[09-0853](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

[View Report.pdf](#)

[2009-0091 CMS.pdf](#)

# DRAFT

Concurrent Meeting of the Oakland  
Redevelopment Agency / City  
Council

Meeting Minutes

November 3, 2009

---

S-10.14-C Subject: Real Property Purchase - 2759 Foothill Boulevard  
C From: Community and Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing The Purchase Of Real Property At 2759 Foothill Boulevard, In The Central City East Redevelopment Project Area, From Christian Evangelical Churches Of America Inc., For \$240,000, Less The Cost Of Any Environmental Site Remediation, And Authorizing Up To \$85,000 For Demolition And Real Estate Closing Costs  
[09-0873](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
[View Report.pdf](#)  
[2009-0092 CMS.pdf](#)

S-10.15-C Subject: 2009 Solving Cold Cases With DNA Grant Program  
C From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The Acceptance And Appropriation Of Grant Funds In An Amount Not To Exceed Five Hundred Eighty-Two Thousand Eighty-Eight Dollars (\$582,088) From The U.S. Department Of Justice, National Institute Of Justice (USDOJ/NIJ) For Implementation Of The Fiscal Year 2009 Solving Cold Cases With DNA Grant Program, And Authorizing The Hiring Of One (1) Professional Employee For Up To Eighteen (18) Months To Serve As A Forensic Technician In The Criminalistics Division Of The Police Department  
[09-0485](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
*The following individual spoke on this item:*  
- Sanjiv Handa  
[View Report.pdf](#)  
[82376 CMS.pdf](#)

# DRAFT

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

**Meeting Minutes**

**November 3, 2009**

---

S-10.16-C Subject: Quorum Requirement-Measure Y Oversight Committee  
C From: Office of the City Administrator  
Recommendation: Adopt An Ordinance Amending Ordinance No. 12690 C.M.S., Section 2,  
Subsection B., To Reduce The Number Of Oversight Committee Members Required For A  
Quorum From Seven Members To Six Members  
[09-0518](#)

**This Matter was Approved on Introduction for Final Passage to the  
Concurrent Meeting of the Oakland Redevelopment Agency / City Council,  
due back on November 17, 2009 on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember  
Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember  
Quan, Councilmember Reid and President of the Council Brunner  
[View Report.pdf](#)  
[View Supplemental Report.pdf](#)  
[View Supplemental Report.pdf](#)  
[View Supplemental Report.pdf](#)  
[12983 CMS.pdf](#)

S-10.17-C Subject: 2009 COPS Technology Grant - Data Driven Approaches  
C From: Oakland Police Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To  
Accept Grant Funds In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000)  
From The U.S. Department Of Justice, Office Of Community Oriented Policing Services  
(USDOJ/COPS), Fiscal Year 2009 Technology Program (Cops Tech) In Support Of The Data  
Driven Approaches To Crime And Traffic Safety (DDACTS) Program In The Police  
Department And Appropriate Said Funds To The Police Department; And  
[09-0618](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember  
Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember  
Quan, Councilmember Reid and President of the Council Brunner  
[View Report.pdf](#)  
[82377 CMS.pdf](#)

# DRAFT

2) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Grant Funds In An Amount Not To Exceed Sixty-Six Thousand Nine Hundred And Two Dollars (\$66,902) From The U.S. Department Of Transportation, National Highway Traffic Safety Administration, Support Of The Data Driven Approaches To Crime And Traffic Safety (DDACTS) Program, And Appropriate Said Funds To The Police Department  
[09-0618-1](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- *Sanjiv Handa*  
[82378 CMS.pdf](#)

S-10.18-C Subject: 2009 Congressionally Selected Awards Program  
C From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In An Amount Not To Exceed Three Hundred Thousand Dollars (\$300,000) From The U.S. Department Of Justice, Office Of Community Oriented Policing Services (COPS), Fiscal Year 2009 Safe Schools Initiative Grant Program, For Enactment Of The Oakland Police Cadet Program, And Appropriate Said Funds To The Police Department  
[09-0619](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- *Sanjiv Handa*  
[View Report.pdf](#)  
[82379 CMS.pdf](#)

# DRAFT

S-10.19-C Subject: Metropolitan Medical Response System Grant  
C From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept A Three Hundred Twenty One Thousand Two Hundred Twenty One Dollars (\$321,221.00) Grant From The Governor's Office Of Homeland Security To Fund Oakland Fire Department Metropolitan Medical Response System (MMRS) Program Planning, Equipment And Training  
[09-0698](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
[View Report.pdf](#)  
[View Supplemental Report.pdf](#)  
[82380 CMS.pdf](#)

S-10.20-C Subject: Concentra - Medical Examinations Agreement  
C From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An Agreement With Occupational Health Centers Of California, A Medical Corporation Doing Business As Concentra Medical Centers To Provide Annual Physical Examinations Of Oakland Fire Department Employees For The Period Of October 1, 2010 Through September 30, 2014, With An Optional Two Year Extension, In An Amount Not-To-Exceed \$1,200,000.00 For The Initial Four Year Term And Not-To-Exceed \$300,000.00 For Each Year Of Extension  
[09-0784](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
[View Report.pdf](#)  
[82381 CMS.pdf](#)

# DRAFT

S-10.21-C Subject: Oakland Coliseum Security Agreement  
C From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Security Agreement With The Oakland Coliseum Joint Venture, LLC (OCJV) For The Period Of November 7, 2009 Until The June 30, 2011 Termination Of The Current Arena Management Agreement, To Provide Security Services At The Oakland -Alameda County Coliseum Complex And Parking Facility  
[09-0792](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- *Sanjiv Handa*  
[View Report.pdf](#)  
[82382 CMS.pdf](#)

S-10.22-C Subject: Criminal History Access  
C From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Approve The Fire Chief And/Or His Designated Representative To Access Summary Criminal History Information Of Oakland Fire Department Sworn Personnel For Emergency Medical Technician Licensing And Certification Purposes As Required By Adoption Of Assembly Bill 2917 (Torrice) During The 2007-2008 Session, Which Amended Sections Of The Health And Safety Code Regarding Emergency Medical Services Personnel  
[09-0678](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- *Sanjiv Handa*  
[View Report.pdf](#)  
[82383 CMS.pdf](#)

# DRAFT

## Passed The Consent Agenda

**A motion was made by Councilmember Brooks, seconded by Councilmember Kaplan, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

- 11 An oral report from the Agency Counsel / City Attorney of final decisions made during Closed Session

**A motion was made by Councilmember Quan, seconded by Councilmember Kaplan, to \*Approve as Submitted the oral report from the Office of the City Attorney of 2 final decisions made during Closed Session referred to as Attachment A of these minutes. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Absent: 1 - President of the Council Brunner  
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan and Councilmember Reid

*The following individual spoke on this item:*

*- Sanjiv Handa*

- 12 A disclosure of non-confidential Closed Session Discussion pursuant to Section 2.20.130 of the Sunshine Ordinance

**A motion was made by Councilmember Nadel, seconded by Councilmember Kernighan, to \*Approve as Submitted the confirmation of no non-confidential Closed Session discussion during closed session pursuant to the Sunshine Ordinance.**

**The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Absent: 1 - President of the Council Brunner  
ORA\Councilmember Ayes: 6 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan and Councilmember Reid

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

- 13 Reconsideration of Ordinances pursuant to Charter Section 216

*There was no action necessary for this item.*



# DRAFT

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

14.1 Subject: Plan To Mitigate Traffic Congestion  
From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Adopting The City Of Oakland's Deficiency Plan To Mitigate Traffic Congestion For State Route (SR) 185 On International Boulevard Between 46th Avenue And 42nd Avenue  
[09-0875](#)

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

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
*Upon the reading of Item 14.1 by the City Clerk, the Public Hearing was opened at 7:39 PM*

*The following individuals spoke on this item:*  
*- Sanjiv Handa*

*Agency/Councilmember Reid made a motion, seconded by Agency/Councilmember Nadel, to close the Public Hearing, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brooks, Kaplan, Kernighan, Nadel, Reid, Quan, and President of the Council Brunner -7; Excused: Vice Mayor: De La Fuente*

[View Report.pdf](#)  
[82384 CMS.pdf](#)

## ACTION ON NON-CONSENT ITEMS:

# DRAFT

15 Subject: World Cup Host City  
From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Authorizing The City Of Oakland To Pursue And Accept The Position Of Host City For The 2018/2022 Federation Internationale De Football Association (FIFA) World Cup, And Authorizing The City Of Oakland To Enter Into A Host City Agreement With FIFA And The USA Bid Committee Inc.  
[09-0869](#)

[Play Video](#)

**A motion was made by Councilmember Reid, seconded by Councilmember Kaplan, that this matter be Adopted as Amended to add the following language to the resolution: "Further Resolved: That the City Council directs the City's representatives to the Coliseum Joint Powers Authority Board to bring the Stadium Use Agreement to the City Council for approval prior to authorization; and be it**

**Further Resolved: That staff will seek Council approval for future expenditures related to the Host City agreement". The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- Sanjiv Handa
- Scott Peterson
- Theo Jackson

[View Report.pdf](#)

[82385 CMS.pdf](#)

# DRAFT

16 Subject: Fairness In Purchasing And Contracting  
From: Contracting and Purchasing  
Recommendation: Discussion And Possible Action On A Report On The Findings And  
Recommendations Of The Fairness In Purchasing And Contracting Disparity Study  
[09-0594](#)  
[Play Video](#)

**A motion was made by Councilmember Reid, seconded by Councilmember Kaplan, that this matter be Approved with approval of the September 29, 2009 Community and Economic Development committee's direction to staff to report back on the following items: 1) Report back items that can be implemented immediately; 2) Report back to Council on the timeline on the remaining items that require more time to implement; 3) Staff was directed to provide a full copy of the report with all of the recommendations to the City Council members; 4) Committee questions from the September 29, 2009 CEDA Committee; 5) Staff to comeback with information on who will be preparing the updated statistics and how it will be done; 6) Advice on changing goals to requirements. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- *Darrel L. Carey*

[View Report.pdf](#)

# DRAFT

---

S-16.1 Subject: 2009-2011 Park Projects  
From: Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Of The City Council Of Oakland Authorizing The City Administrator To Apply For, Accept, And Appropriate An Amount Not-To-Exceed Five Million Dollars (\$5,000,000.00) In Proposition 84 Funds: Safe Drinking Water, Water Quality And Supply, Flood Control, River And Coastal Protection Bond Act-2008 Statewide Park Development And Community Revitalization Program Grant Funds For Each Of Seven Proposed Projects:

- Brookdale Park Improvement & Teen Center Expansion,
- Carter Middle (International) School Community Park Improvement,
- Cesar Chavez Park Improvement & Expansion,
- Durant Mini-Park Improvement,
- Lincoln Square Park Improvement & Expansion,
- Rainbow Recreation Center Expansion & Teen Center, And
- Tassafaronga Recreation Center Expansion & Site;

[09-0874](#)

[Play Video](#)

**A motion was made by Councilmember Reid, seconded by Councilmember Brooks, that this matter be Adopted as Amended on the substitute motion to add the West Oakland Teen Center to the list as the 8th proposed project. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente

ORA\Councilmember Noes: 1 - Councilmember Brooks

ORA\Councilmember Ayes: 6 - Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*Councilmember Reid made a motion seconded by Councilmember Brooks to adopt all legislation associated with item 16.1 as presented in the packet*

*Councilmember Nadel made a substitute motion seconded by Councilmember Kaplan to adopt the legislation as amended to add the West Oakland Teen Center to the list as the 8th proposed project. Upon call of the roll, the Substitute Motion passed by a vote of 6 Ayes, 1 No - Brooks, 1 Excused - De La Fuente*

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

[82386 CMS.pdf](#)

# DRAFT

2) A Resolution To Authorize A One-Time Re-Appropriation And Allocation Of Two Hundred Fifty Thousand Dollars (\$250,000.00) For Capital Improvement Park Project Prioritization Design And Grant Application Development From The Telecommunication Land Use Fund (1770) To A New Project Number To Be Established;  
[09-0874-1](#)

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

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Noes: 1 - Councilmember Brooks  
ORA\Councilmember Ayes: 6 - Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
[82387 CMS.pdf](#)

3) A Resolution Authorizing The City Administrator To Waive The Competitive Request For Proposal Process To Add Work To And Increase The Contract With Wallace, Roberts And Todd For Additional Planning And Design Services By Two Hundred Fifty Thousand Dollars (\$250,000.00), From Four Hundred Thousand Dollars (\$400,000.00) To An Amount Not-To-Exceed Six Hundred Fifty Thousand Dollars (\$650,000.00), And Extend The Contract From February 1, 2010 To December 31, 2010; And  
[09-0874-2](#)

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

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Noes: 1 - Councilmember Brooks  
ORA\Councilmember Ayes: 6 - Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
[82388 CMS.pdf](#)

# DRAFT

---

4) A Resolution Adopting The Updated Fiscal Year 2009-2011 Park Project Prioritization List For City Of Oakland Park Capital Improvement Projects  
[09-0874-3](#)

**A motion was made by Councilmember Nadel, seconded by Councilmember Kaplan, that this matter be Adopted as Amended on the substitute motion to add the West Oakland Teen Center to the list as the 8th proposed project.**

**The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Noes: 1 - Councilmember Brooks  
ORA\Councilmember Ayes: 6 - Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- Africa Williams
- Max Allstadt
- Yvette Yolanda Clements
- Brother Demiz Muhammad
- Aeeshah Gottey
- Sanjiv Handa

*Councilmember Reid made a motion seconded by Councilmember Brooks to adopt all legislation associated with item 16.1 as presented in the packet*

*Councilmember Nadel made a substitute motion seconded by Councilmember Kaplan to adopt the legislation as amended to add the West Oakland Teen Center to the list as the 8th proposed project. Upon call of the roll, the Substitute Motion passed by a vote of 6 Ayes, 1 No - Brooks, 1 Excused - De La Fuente*  
[82389 CMS.pdf](#)

S-16.2 Subject: 16th Street Station (RAILS)  
From: Community and Economic Development Agency  
Recommendation: Adopt One Of The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing A Loan To The Restoration Association For Improving The Landmark 16th Street Station (RAILS) In An Amount Not To Exceed \$39,677 To Secure The Historic 16th Street Train Station In West Oakland; Or  
[09-0854](#)  
[Play Video](#)

**Not Adopted**

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

# DRAFT

2) An Agency Resolution Authorizing A Loan To The Restoration Association For Improving The Landmark 16th Street Station (RAILS), Secured By A Deed Of Trust On The Property, In An Amount Not To Exceed \$39,677 To Secure The Historic 16th Street Train Station In West Oakland; Or  
[09-0854-1](#)

**Not Adopted**

3) An Agency Resolution Amending Resolution No. 2008-0085 C.M.S. To Allow Up To \$39,677 Of The Predevelopment Loan To The Restoration Association For Improving The Landmark 16th Street Station (RAILS) To Be Used For Securing The 16th Street Train Station In West Oakland  
[09-0854-2](#)

**A motion was made by Councilmember Reid, seconded by Councilmember Kaplan, that this matter be Adopted as Amended to require the deed of trust secured on the property in the amount of \$39,677 be negotiated by Bridge and the City Attorney. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individuals spoke on this item:*

- Sanjiv Handa
  - Robert B. Brauer
  - Greg Hodge
  - Surlene Grant
  - Lydia Tan
  - Alan East Dones
- [2009-0093 CMS.pdf](#)

# DRAFT

---

S-16.3      Subject:      Oakland Community Land Trust - 200 Homes  
From:          Community and Economic Development Agency  
Recommendation: Adopt A Resolution Amending Resolution No. 81933 C.M.S. To Modify  
The Terms Of The Neighborhood Stabilization Program (NSP) Loan To The Urban Strategies  
Council/Oakland Community Land Trust To Allow Conversion Of A Portion Of The NSP Loan  
To A Grant As Units Are Sold  
[09-0888](#)  
[Play Video](#)

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

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- Sanjiv Handa

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

[82390 CMS.pdf](#)

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")~~



# DRAFT

18 Subject: Clear Channel Outdoor - Billboard Agreement  
From: Councilmember Rebecca Kaplan  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Billboard Relocation Agreement With Clear Channel Outdoor, Inc. ("Clear Channel") Allowing Clear Channel To: (A) Construct A New Billboard On East Bay Municipal Utility District (EBMUD) Land East Of The Bay Bridge Toll Plaza; And (B) Reconstruct An Existing Billboard On EBMUD Land East Of The Bay Bridge Toll Plaza, In Exchange For Clear Channel's Agreement To Remove And Waive Its Rights To Compensation, Including All Real Property And Personal Property Interests, For Sixteen Billboards At Various Locations, And Make A One-Time Payment Of Four Hundred Thousand Dollars (\$400,000) To The City Plus Annual Payments Of No Less Than Ten Percent Of The Gross Revenue Generated By Both The New And Converted Billboards For The Term Of CCO's Lease Agreement With EBMUD (TITLE CHANGE)  
[07-1501](#)

**A motion was made by Councilmember Brooks, seconded by Councilmember Kaplan, that this matter be Withdrawn and Rescheduled to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, to be heard at the November 17, 2009 meeting. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

*The following individual spoke on this item:*

- *Sanjiv Handa*

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

[View Supplemental Report.pdf](#)

[View Supplemental Report.pdf](#)

[82413 CMS.pdf](#)

# DRAFT

---

S-19      Subject:      Special Events Permit Fees  
From:          Oakland Police Department  
Recommendation: Adopt An Ordinance Amending Ordinance No. 12948 C.M.S. (Master Fee  
Schedule) To Establish New Special Event Permit Fees  
[09-0793](#)  
[Play Video](#)

**A motion was made by Councilmember Reid, seconded by Councilmember Kernighan, that this matter be Approved on Introduction for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on November 17, 2009. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
*The following individual spoke on this item:*  
- Sanjiv Handa

*A motion was moved, seconded and carried to continue the meeting past 10:30pm.*  
[View Report.pdf](#)  
[View Supplemental Report.pdf](#)  
[12979 CMS.pdf](#)

S-20      Subject:      Citywide Performance Measures Tracking  
From:          Budget Office  
Recommendation: Receive A Follow-Up Report And Recommendations Regarding  
Improvements To Oakland's Citywide Performance Management And Reporting System  
[09-0705](#)  
[Play Video](#)

**A motion was made by Councilmember Brooks, seconded by President of the Council Brunner, that this matter be \*Rescheduled to the \*Finance & Management Committee. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
*The following individual spoke on this item:*  
- Sanjiv Handa  
[View Report.pdf](#)  
[View Report.pdf](#)

# DRAFT

---

S-21      Subject:      Proposition 1A Receivable From State  
From:          Finance and Management Agency  
Recommendation: Adopt A Resolution Approving The Form Of And Authorizing The  
Execution And Deliver Of A Purchase And Sale Agreement And Related Documents With  
Respoect To The Sale Of The Seller's Proposition 1A Receivable From The State; And  
Directing And Authorizing Certain Other Actions In Connection Therewith  
[09-0731](#)  
[Play Video](#)

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

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
*The following individual spoke on this item:*  
- Sanjiv Handa  
[View Report.pdf](#)  
[82391 CMS.pdf](#)

S-22      Subject:      Unreturned Paylock Boot Fee  
From:          Finance and Management Agency  
Recommendation: Adopt An Ordinance Amending Ordinance Number 12948 C.M.S. (Master Fee Schedule), As Amended, To Add A Twenty-Five Dollar (\$25) Daily Fee For An Unreturned Paylock; A Five Hundred Dollar (\$500) Boot Replacement Fee; And A Two Hundred Fifty Dollar (\$250) Damaged Boot Fee  
[09-0848](#)  
[Play Video](#)

**A motion was made by Councilmember Quan, seconded by Councilmember Reid, that this matter be Approved on Introduction for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on November 17, 2009 with direction to staff to return November 17, 2009 with a proposal that includes longer hours (to 7pm) and more locations to return the boot. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
*The following individual spoke on this item:*  
- Sanjiv Handa  
[View Report.pdf](#)  
[View Supplemental Report.pdf](#)  
[12981 CMS.pdf](#)

# DRAFT

---

S-23      Subject:      CalPERS Contract Amendment - Firefighters  
From:          Department of Human Resources  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Of Intention To Approve An Amendment To Contract Between The Board Of Administration California Public Employees' Retirement System And The City Council City Of Oakland; And

[09-0880](#)

[Play Video](#)

**A motion was made by Councilmember Quan, seconded by Councilmember Reid, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
[View Report.pdf](#)

Subject:      CalPERS Contract Amendment - Firefighters  
From:          Department of Human Resources  
Recommendation: Adopt An Ordinance Of The City Of Oakland Authorizing Amendments To The Contract Between The City Of Oakland And The Board Of Administration Of The California Public Employees' Retirement System (CalPERS) That Provide 1) Service Credit For Prior Federal Or State Firefighting In A Position Whose Principal Duties Consist Of Active Fire Suppression Or Law Enforcement And In Which That Service Was Terminated As A Direct Consequence Of The Closure, Downsizing, Or Realignment Of A Federal Military Installation, In Accordance With Government Code Section 21024.5 And 2) Local Fire Members To Share The Cost Of The Three Percent At Fifty (3% @ 50) Retirement Formula At The Rate Of Four Percent (4%) Of The City's Contribution, In Accordance With Government Code Section 20516  
[09-0880-1](#)

**A motion was made by Councilmember Reid, seconded by Councilmember Nadel, that this matter be Approved on Introduction for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on November 17, 2009. The motion carried by the following vote:**

**Votes:** ORA\Councilmember Excused: 1 - Councilmember De La Fuente  
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner  
*The following individual spoke on this item:*  
- Sanjiv Handa  
[View Report.pdf](#)  
[12984 CMS.pdf](#)

# DRAFT

Concurrent Meeting of the Oakland  
Redevelopment Agency / City  
Council

Meeting Minutes

November 3, 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)**

[Play Video](#)

*There being no further business, and upon the motion duly made, the Agency/Council adjourned the meeting in memory of Edward Chang, William Drake, Verna Jean Fields-Thompson at 11:20 p.m.*

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.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 839-6451

[TDD](#)

THE HANGING OF BANNERS, POSTERS, SIGNS, OR ANY MATERIAL ON OR OVER THE GALLERY BANNISTERS IS STRICTLY PROHIBITED IN ORDER TO ENSURE THE SAFETY OF THOSE ATTENDING MEETINGS.

...

---

*City Clerk and Clerk of the Council*