



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/Joint Powers Financing Authority

Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California 94612

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

Tuesday, December 20, 2011

5:30 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 5:30 P.M. portion of the agenda.

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

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

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

1 Pledge of Allegiance

2 Roll Call / ORA & Council

COUNCIL MEMBERS:

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

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

4 ACTIONS ON SPECIAL ORDERS OF THE DAY
(Ceremonial Presentations, Reports/Presentations from the Mayor, Council Acknowledgements/Announcements):

4.1 Subject: Honoring Frank Fanelli
From: Council President Larry Reid

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Recommendation: Adopt A Resolution Recognizing And Honoring Frank Fanelli Upon His Retirement After 21 Years Of Dedicated Services To The City Of Oakland
[\(11-0190\)](#)

S-4.2 Subject: Recognizing In-Home Care Providers Month
From: Councilmember Rebecca Kaplan
Recommendation: Adopt A Resolution Recognizing November As In-Home Care Providers' Courage To Care And National Family Caregivers Month
[\(11-0205\)](#)

This item was placed on the agenda by the December 15, 2011 Rules and Legislation Committee.

This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance, prior to hearing the item.

5 APPROVAL OF THE DRAFT MINUTES FROM THE CONCURRENT MEETING OF December 6, 2011.

6 MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS
(Requests to: Reschedule items from consent to Non-Consent to the next Council Agenda, Speak on Consent Calendar, Register Votes, Change order of Items, Reconsiderations, Pull Items held in Committee):

7. CONSENT CALENDAR (CC) ITEMS:

7.1-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
[\(11-0187\)](#)

7.2-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 Human Immunodeficiency Virus ("HIV")/Acquired Immunodeficiency Syndrome ("AIDS") Epidemic
[\(11-0186\)](#)

7.3-CC Subject: Mobile Food Vending Pilot Program
From: Councilmembers Brunner And Kaplan
Recommendation: Adopt The Following Pieces Of Legislation:
1) An Ordinance Establishing Interim Regulations For Permitting Mobile Food Vending Group Sites Within A Limited Area Of The City Of Oakland Defined, In Part, By City Council Districts 1,2,3, And 4. The Interim Regulations Contained Herein Shall Remain

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In Place And Be Effective Through January 1, 2013.[TITLE CHANGE] ; And
(11-0081-1)

Introduction was passed as amended to include language accordingly:

- the interim regulations shall remain in effect through January 1, 2013 and only at that time shall they transition into the permanent regulations to be adopted by Council;
- the 100 feet separation requirement from existing restuarants shall include quick-service or fast food restuarants
- Mobile food vending operating times shall be limited to 4 hours per event.
- Business Improvement Districts or Community Benefit Districts must consent to proposed events within their boundaries prior to staff approval being granted.
- in section 5.51.070(D) to require notice to the public before sites are approved

Incorporation of the following 3 bullets on the staff slide presentation:

- Modify the frequency limitation ont eh iterim Group Site Permits to no more than two dates per week for the duration of the interim program
- Eliminate cap on total number of event dates per Group Site Permit
- Allow Group Site Organizers to specify all requested event dates during one visit to CAO

and requesting a legal opinion from the City Attorney to address the issue of the Oakland vendors; on December 6, 2011; 8 Ayes

2) An Ordinance Amending The Master Fee Schedule (Ordinance No. 13024 C.M.S. As Amended) To Establish An Interim Food Vending Group Site Application Fee, Notification Fee And Permit Fee

(11-0081-2)

**ACTION ON THESE ITEMS WILL RESULT IN FINAL PASSAGE
(Second Reading) OF THESE ORDINANCES**

Introduction was passed on December 6, 2011; 8 Ayes

7.4-CC Subject: Two Tier Retirement Amendment
From: Office Of The City Attorney

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Recommendation: Adopt An Ordinance Repealing Ordinance No. 13904 C.M.S. Which Authorized An Amendment To The Contract Between The City Of Oakland And The Board Of Administration Of The California Public Employees' Retirement System ("PERS") That Among Other Things, Would Establish A Different Level Of Retirement Benefits And Change The Definition Of "Final Compensation" For City Employees The City Hires For The First Time After The Effective Date Of The Contract
(11-0138)

ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF THIS ORDINANCE

Introduction was passed as amended on December 6, 2011; 6 Ayes, 1 No - De La Fuente, 1 Absent - Reid

7.5-CC

Subject: Small Local Business Enterprise Program
From: Department Of Contracting And Purchasing
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Ordinance No. 12389 C. M. S., Which Authorized Oakland's Local And Small Local Business Enterprise (L/SLBE) And Other Social Equity Policies, Revising The L/SLBE Program To Change Business Size Standards, Local And Small Local Business Participation Requirements, Establish New Small Business Categories, Add Bid Discounts And Preference Points And Establish Mandatory And Optional Prequalification Processes For Oakland Certified Small Local Businesses (Preferred Small Local Business Program)
(09-1651)

Introduction (First Reading) was passed as amended on December 6, 2011 to 1) set the maximum points at 12.5 with 5 points maximum for local contractors; years in Oakland at 2.5 points; Oakland Resident workforce 5 points maximum, 2) Eliminate new hire points, 3) Waive subcontracting requirements for prime contractors that are 100% local for professional services contracts only; 4) Add "pre construction" to page 5 of the ordinance; 5) Add recommendation 8 from the staff report stating pilot program in the ordinance; 6) Ensure current SBA requirements are required within the ordinance; 8 Ayes

2) An Ordinance Amending Oakland Municipal Code Title 2, Chapter 2.04, Purchasing System, To Authorize A Pre-Qualification Process And Mandatory And Optional Preferred Small Local Business Programs For The Purchase Of Preconstruction And Other Professional Services And Construction Services)
(09-1651-2)

ACTION ON THESE ITEMS WILL RESULT IN FINAL PASSAGE (Second Reading) OF THESE ORDINANCES

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Introduction (First Reading) was passed on December 6, 2011; 8 Ayes

7.6-CC Subject: Contract Extension - Townsend Public Affairs
From: Office Of The Mayor
Recommendation: Adopt A Resolution (A) Waiving The Competitive Request For Proposal/Request For Qualifications ("RFP/RFQ") Selection Requirement, And (B) Amending And Extending The Townsend Public Affairs' State Lobbyist Contract For The Period From October 31, 2011 Through October 31, 2012, For A Contract Total Amount Of One Hundred Thirty Thousand Dollars (\$130,000.00), With An Option To Extend The Contract Thereafter On A Month-To-Month Basis For Up To A Six Month Period Until April 31, 2013, At The Rate Of Ten Thousand, Eight Hundred Thirty-Three Dollars And Thirty-Three Cents (\$10,833.33.00) Per Month, For A Grand Total Not-To-Exceed Contract Amount Of Five Hundred Eighty Five Thousand Dollars (\$585,000.00) (TITLE CHANGE)
(11-0102)

The November 17, 2011 Rules and Legislation Committee approved recommendations; 4 Ayes

This item was withdrawn from the December 6, 2011 City Council Agenda and rescheduled to this agenda.

7.7-CC Subject: Coliseum Authority Board Appointment
From: Council President Reid
Recommendation: Adopt A Resolution Reappointing Desley Brooks, Ignacio De La Fuente, And Yui Hay Lee As Members Of The Oakland-Alameda County Coliseum Authority Board Of Commissioners And Appointing Aaron Goodwin As A Member Of The Oakland-Alameda County Coliseum Authority Board Of Commissioners [TITLE CHANGE]
(11-0151)

A motion was made by Vice Mayor Brooks, seconded by Council President Reid to withdraw and reschedule this item pursuant to Rule 7(6) of Resolution 82580 Council's Rules of Procedures.

7.8-CC Subject: Opposition To Citizens United
From: Council President Reid And Barbara J. Parker, City Attorney
Recommendation: Adopt A Resolution (1) Declaring The City Of Oakland's Opposition To The United States Supreme Courts Decision In Citizens United V. Federal Election Commission Which Rolled Back Restrictions On Corporate Spending In The Electoral Process, Ruling That Corporate Campaign Spending Is Constitutionally Protected Speech And (2) Supporting A Constitutional Amendment To Overturn Citizens United
(11-0193)

7.9-CC Subject: Certification Of Election Results
From: Office Of The City Clerk
Recommendation: Adopt A Resolution Declaring The Results Of The City Of Oakland's

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Special Municipal "Mail Ballot" Election Held On Tuesday, November 15, 2011
(11-0188)

7.10-CC Subject: Settlement Agreement - Willis And Oliver
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Lillie Willis And Lavita Oliver V. City Of Oakland, United States District Court Case No. C04-2305 JW In The Amount Of Forty Thousand Dollars And No Cents (\$40,000.00) As A Result Of The Shooting Death Of Glen Willis On August 6, 2003 (Police Services Agency)
(11-0194)

This item was discussed at the December 6, 2011 Closed Session. The motion passed with a vote of 8 ayes.

7.11-CC Subject: Settlement Agreement - Harper
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Patrica Harper V. City Of Oakland, Alameda County Superior Court Case No. RG10-535800, In The Amount Of Eighteen Thousand Dollars And No Cents (\$18,000.00) As A Result Of A Trip And Fall Accident On Third Street Near Adeline & Magnolia Street On May 16, 2009 (Public Works Agency)
(11-0195)

This matter was not heard in Closed Session.

S-7.12-CC Subject: Agreement With Biggs Cardosa Associates, Inc.
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Enter Into A Professional Services Agreement In An Amount Not To Exceed Six Hundred Twenty-Five Thousand Dollars (\$625,000.00) With Biggs Cardosa Associates, Inc. To Provide Professional Engineering Services For Bridge Seismic Retrofit Projects
(11-0172)

The December 13, 2011 Public Works Committee approved recommendations; 3 Ayes, 1 Excused - Reid

S-7.13-CC Subject: Traffic Signal Installations
From: Public Works Agency
Recommendation: Adopt A Resolution: 1) Rejecting All Bids; 2) Waiving Further Advertising And Bidding; And 3) Authorizing The City Administrator, Or Her Designee, To Negotiate And Purchase The Necessary Construction Services And Material On The Open Market, In Accordance With The Plans And Specifications, For The Traffic Signal Installations And Modifications Project (City Project No. C313710), In An Amount Not To Exceed Eight-Hundred And Fifty-Five Thousand Dollars (\$855,000.00)
(11-0170)

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**The December 13, 2011 Public Works Committee approved
recommendations; 3 Ayes, 1 Excused - Reid**

S-7.14-CC Subject: Traffic Signals Along Martin Luther King Junior Way
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee
To Accept And Appropriate One Hundred And Twenty-Five Thousand Dollars
(\$125,000.00) In Transportation Fund For Clean Air (TFCA) County Program Manager
Fund To Synchronize Four Traffic Signals Along Martin Luther King Junior Way
(11-0169)

**The December 13, 2011 Public Works Committee approved
recommendations; 3 Ayes, 1 Excused - Reid**

S-7.15-CC Subject: Installation of Stop Signs
From: Public Works Agency
Recommendation: Adopt A Resolution Approving The Installation Of Stop Signs
Pursuant To California Vehicle Code Sections 21351 And 21355 And Oakland Municipal
Code Sections 10.12.010 And 10.12.110 On The Following Streets: A. 8th Street, Both
Approaches, At Filbert Street B. 13th Street, Both Approaches, At Willow Street C. 3rd
Street, Both Approaches, At Madison Street D. 3rd Street, Both Approaches, At Jefferson
Street E. 4th Street, Both Approaches, At Alice Street F. Forest Street, Both Approaches,
At Miles Avenue
(11-0167)

**The December 13, 2011 Public Works Committee approved
recommendations; 3 Ayes, 1 Excused - Reid**

S-7.16-CC Subject: Audit Services Contract
From: Finance And Management Agency
Recommendation: Adopt An Agency Resolution Amending Agency Resolution No.
2010-0048 C.M.S., Which Authorized A Contract With Macias Gini, & O'Connell, LLP
To Provide Audit Services, To Increase The Contract For Oakland Army Base Report By
Seventeen Thousand Nine Hundred Sixty Two Dollars (\$17,962), From Six Thousand
Three Hundred Ninety Eight Dollars (\$6,398) To An Amount Not-To-Exceed Twenty
Four Thousand Three Hundred Sixty Dollars (\$24,360) To Provide Comprehensive
Financial Statements For The Years Ended June 30, 2011 And June 30, 2012 And The
Close-Out Period Ending August 7, 2012, As Required By The U.S. Department Of The
Army, And Waiver Of Request For Proposals
(11-0164)

**The December 13, 2011 Finance and Management Committee approved
recommendations; 4 Ayes**

S-7.17-CC Subject: Annual Property Assessment
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces of Legislation:

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1) A Resolution Approving The Annual Reports Of The Lakeshore/Lake Park Business Improvement Management District, The Koreatown/Northgate Community Benefit District Of 2007, The Downtown Oakland Community Benefit District Of 2008, And The Lake Merritt/Uptown Community Benefit District Of 2008 Advisory Boards; Confirming The Continuing Annual Assessment For Each Applicable District For Fiscal Year 2012/2013; And Authorizing Payment Of The City's Cumulative Fiscal Year 2012/2013 Fair Share Assessment In An Amount Not To Exceed \$132,553.06 For City-Owned Properties In The Koreatown/Northgate District, The Downtown Oakland District, And The Lake Merritt/Uptown District; And
[\(11-0159\)](#)

2) An Agency Resolution Authorizing Payment Of The Redevelopment Agency's Cumulative Fiscal Year 2012/2013 Fair Share Assessment In An Amount Not To Exceed \$48,588.09 For Agency-Owned Properties In The Koreatown/Northgate Community Benefit District Of 2007, The Downtown Oakland Community Benefit District Of 2008, And The Lake Merritt/Uptown Community Benefit District Of 2008
[\(11-0159-1\)](#)

**The December 13, 2011 Community and Economic Development
Committee approved recommendations; 4 Ayes**

S-7.18-CC Subject: Redevelopment Agency Annual Report
From: Community And Economic Development Agency
Recommendation: Receive An Informational Report Presenting The Redevelopment Agency's Fiscal Year 2010-11 Annual Reports On Blight, Housing Activity, Loans, Property, And Time Limits In Accordance With The Reporting Requirements Of The California Community Redevelopment Law
[\(11-0181\)](#)

**The December 13, 2011 Community and Economic Development
Committee received and forwarded this report; 4 Ayes**

S-7.19-CC Subject: Management Agreement - Chabot Golf Course
From: Office Of Parks And Recreation
Recommendation: Adopt A Resolution Waiving The Request For Proposal Requirements For The Operation And Management Of Lake Chabot Golf Course And Major Capital Improvement Project And Authorizing The City Administrator To Extend The Existing Operation And Management Agreement With Touchstone Golf, LLC For An Additional Five Year Term With Five One Year Options For Extension In An Annual Amount Not To Exceed \$96,000 A Year Or \$480,000 For The Initial Five Year Period With Increase Based On The Consumer Price Index For The Five One Year Options In Subsequent Years
[\(11-0076\)](#)

**The December 13, 2011 Life Enrichment Committee approved
recommendations and directed staff to provide a new contract which
reflected the current contract agreement terms; 3 Ayes, 1Excused - Reid**

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S-7.20-CC Subject: DNA Backlog Reduction Program
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To 1) Accept And Appropriate Grant Funds In An Amount Not To Exceed Four Hundred Forty-Three Thousand Two Hundred And One Dollars (\$443,201.00) From The U.S. Department Of Justice, National Institute Of Justice (USDOJ/NIJ) For Implementation Of The Fiscal Year 2011 Forensic Casework DNA Backlog Reduction Grant Program In The Police Department For The Period October 1,2011 Through March 31,2013, And Approve The 3% Cap On Central Services Overhead Charges As Allowed By The Granting Agency, And 2) Waive The Advertising And Competitive Bidding Requirements For The Purchases Of DNA Typing Supplies In The Amount Of \$25,200.00 From Applied Biosystems, In The Amount Of \$7,410.00 From Qiagen, And In The Amount Of \$5,800.00 From Promega
(11-0105)

The December 13, 2011 Public Safety Committee approved recommendations as amended to add language to the resolution that states that the Oakland Police Department is not seeking a waiver of advertising and bidding requirements for the water filtration system and the lab glass sterilizer; 3 Ayes, 1 Excused - Reid

S-7.21-CC Subject: Forensic Training Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To 1) Accept And Appropriate Grant Funds In An Amount Not To Exceed Five Hundred Fourteen Thousand Four Hundred Forty- Four Dollars (\$514,444) From The U.S. Department Of Justice, Office Of Justice Programs, National Institute Of Justice To The Oakland Police Department For The Delivery Of Training On DNA Evidence For Investigators, 2) Waive The Competitive Request For Proposal/Qualifications Process For The Services Provided By The Regional Training Center (RTC) In An Amount Not To Exceed Three Hundred Sixteen Thousand Fifty-Eight Dollars (\$316,058), And 3) Waive The Advertising And Bidding Requirements For The Purchase Of Crime Scene Equipment And Supplies From SIRCHIE In An Amount Not To Exceed Forty Five Thousand Dollars (\$45,000), Foster And Freeman In An Amount Not To Exceed Twenty Six Thousand Dollars (\$26,000), And Safariland Forensic Source In An Amount Not To Exceed Fifteen Thousand Dollars (\$15,000), For The Program Period October 1, 2011 Through June 30, 2014
(11-0165)

The December 13, 2011 Public Safety Committee approved recommendations; 3 Ayes, 1 Excused - Reid

S-7.22-CC Subject: Urban Area Security Initiative (UASI) Expansion
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Enter Into The Governance Memorandum Of Understanding To Expand The

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Urban Area Security Initiative (UASI) Approval Authority To Include The Following Jurisdictions: City Of Oakland, City Of San Jose, City And County Of San Francisco, And Counties Of Alameda, Contra Costa, Marin, Monterey, San Mateo, Santa Clara And Sonoma, Which Will Provide Overall Governance Of The UASI Grant Program, As Well As Other Grant Programs Under The Jurisdiction Of The Approval Authority, Across The Bay Area Region Effective December 1, 2011 Through December 1, 2013
(11-0158)

**The December 13, 2011 Public Safety Committee approved
recommendations; 2 Ayes, 1 Abstain - Nadel, 1 Excused - Reid**

8 Oral Report of Final Decisions Made During Closed Session & Disclosure of Non-Confidential closed session discussions

**COMMENCING AT 6:30 P.M., OR AS SOON AS REASONABLY PRACTICABLE
THEREAFTER, THE NON - CONSENT CALENDAR PORTION OF THE AGENDA:**

**9. CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING
REQUIREMENTS:**

9.1 Subject: Authorizing Sale Of 319 Chester Street
From: Community And Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1)An Ordinance Authorizing The Sale Of A City-Owned Parcel At 319 Chester Street To The Alliance For West Oakland Development For A Purchase Price Of \$94,000, Authorizing Seller Financing For The Purchase Price, Authorizing A \$400,000 Construction Loan, And Authorizing A Disposition And Development Agreement With The Developer To Develop The Parcel With A Two-Family Home; And
(10-0096)

2) An Ordinance, As Recommended By The City Planning Commission, Rezoning From Open Space/Active Minipark (.OS-AMP) To Mixed Housing Type Residential (Rm-2) The Property At 319 Chester Street, Oakland Ca. (Case No. RZLLI-053; APN 004-0103-035-00)
(10-0096-1)

**The December 13, 2011 Community and Economic Development
Committee approved recommendations; 4 Ayes**

**ACTION ON THESE ITEMS WILL RESULT IN INTRODUCTION (First
Reading) OF THESE ORDINANCES**

Final Passage is scheduled for January 17, 2011.

9.2 Subject: Moratorium Ordinance Extension

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From: President Pro Tempore De La Fuente
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Extension Of Ordinance No. 13095 C.M.S., An Interim Ordinance, Adopted As An Urgency Measure Pursuant To California Government Code Section 65858, Establishing A Temporary Moratorium On The Establishment Or Expansion Of Businesses Engaged In And/ Or Conducting Buying, Selling, And/Or Exchanging Old Gold, Old Silver, Platinum Or Articles Of Platinum, Silverware, Secondhand Jewelry Or Other Precious Metals Or Stones (Secondhand Jewelry Dealers) Through March 20, 2012 Or Whenever Permanent Regulations Are Adopted, Whichever Occurs First
[\(11-0124-1\)](#)

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

Seven (7) votes required, effective upon adoption

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 Subject: Municipal ID System
From: President Pro Tempore De La Fuente
Recommendation: Action On A Report On The Options For Implementing The Municipal Identification And Debit Card Program
[\(11-0015\)](#)

The December 13, 2011 Finance and Management Committee received and forwarded this report and approved recommendations as amended to direct staff to 1) Move forward with implementation of the Muni ID debit card program and to negotiate and execute a contract with SF USA to work with their current banking partner to seek to establish a local presence or create an affiliation/service contract with a local financial institution within the first year of launching the Muni ID card program and 2) Include in the contract negotiations, requirements 2-17 on pages 2 and 3 of the report.

The committee further directed staff to prepare a supplemental report for the December 20, 2011 City Council to include information on the costs associated with staff time and the current financial status of UNB; 3 Ayes, 1 No - Brooks

11 Subject: WIA Providers Performance Report And Funds Allocation
From: Community And Economic Development Agency
Recommendation: Receive A Report On The Performance Of Workforce Investment Service Providers For Program Year 2010-2011, And Adopt The Following Pieces Of Legislation:
[\(11-0083\)](#)

1) A Resolution Adopting The Fiscal Year 2011-2012 Workforce Investment Budget, And Accepting And Appropriating Workforce Investment Act (WIA) Title I Funds For

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Adult, Dislocated Worker, And Youth Programs In The Amount Of \$4,908,908 And Special Grant Funds In The Amount Of \$1,517,462, For A Total Of \$6,426,370; And [\(11-0083-1\)](#)

2) A Resolution (1) Authorizing Contracts Or Contract Amendments For Fiscal Year 2011-2012 Workforce Investment Act (WIA) Funds With The Following Service Providers To Provide Adult, Dislocated Worker, And Youth Employment And Training Services In Not-To-Exceed Amounts: (A) Oakland Private Industry Council, Inc. (OPIC), One Stop Operator, \$195,000; (B) OPIC, One Stop Comprehensive Career Center, \$550,000; (C) OPIC, Eastbay Works, \$137,303; (D) The English Center, \$115,000; (E) Lao Family Community Development, One Stop Affiliate, \$102,500; (F) Unity Council, Inc., \$157,500; (G) Assets, \$120,000; (H) Lao Family Community Development Inc., Youth Services, \$215,033.48; (I) Pivotal Point Youth Services, \$331,479.78 (J) East Bay Spanish Speaking Citizens Foundation, \$97,366.02; (K) Youth Employment Partnership, In School Youth, \$124,536.77; (L) Youth Employment Partnership, Out Of School Youth, \$229,295.80; And (M) Youth Uprising, \$139,189.81; (2) Authorizing Contracts Or Contract Amendments For Fiscal Year 2011-2012 Special Grant Funds To Service Providers As Specified In The Grant Agreements; And (3) Authorizing The City Administrator To Provide Additional Funding To Adult Service Providers For Supportive Services, Intensive Training Accounts, And On-The-Job-Training Within Budgeted Amounts Without Returning To Council [\(11-0083-2\)](#)

The November 29, 2011 Special Community and Economic Development Committee approved recommendations and directed staff to provide in a supplemental report to the December 20, 2011 City Council:

- 1. The name of the organization**
- 2. The training provided**
- 3. The number of clients served**
- 4. The number of placements (%)**
- 5. The length (duration) of the placement; 4 Ayes**

12 Subject: Two Tier Retirement Amendment - Safety
From: Department Of Human Resources

Recommendation: Adopt The Following Pieces Of Legislation:

1) A CalPERS Resolution Of Intention To Approve An Amendment To The Contract Between The City Of Oakland And The Board Of Administration Of The California Public Employees' Retirement System (CalPERS) To: 1) Provide New City Of Oakland Safety Members Different Level Of Benefits (California Government Code Section 20475), 3% At 55 Full Formula And Government Code Section (California Government Code Section 21363.1), Three-Year Final Compensation (California Government Code Section 20037) Applicable To Local Safety Members Entering Membership For The First Time In The Safety Classification After The Effective Date Of This Amendment To Contract; And 2) Include For City Of Oakland Fire Members A 4% Employees Cost Sharing Of Additional Benefits For Second Tier Local Fire Members (California

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Government Code Section 20516) ; And
(11-0191)

2) An Ordinance Of The City Of Oakland To Approve An Amendment To The Contract Between The City Of Oakland And The Board Of Administration Of The California Public Employees' Retirement System (CalPERS) To: 1) Provide New City Of Oakland Safety Members Different Level Of Benefits (California Government Code Section 20475), 3% At 55 Full Formula And Government Code Section (California Government Code Section 21363.1), Three-Year Final Compensation (California Government Code Section 20037) Applicable To Local Safety Members Entering Membership For The First Time In The Safety Classification After The Effective Date Of This Amendment To Contract; And 2) Include For City Of Oakland Fire Members A 4% Employees Cost Sharing Of Additional Benefits For Second Tier Local Fire Members (California Government Code Section 20516)
(11-0191-1)

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE

Final Passage (Second Reading) is scheduled for January 17, 2012.

This item was placed on this agenda by the December 8, 2011 Rules and Legislation Committee.

S-13

Subject: Henry J. Kaiser Convention Center Improvements
From: Community And Economic Development Agency

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Oakland Joint Powers Financing Authority Resolution Authorizing The Sale Of The Henry J. Kaiser Convention Center Improvements To The City Of Oakland For One Dollar; And
(11-0178)

2) A City Resolution Authorizing The Purchase Of The Henry J. Kaiser Convention Center Improvements From The Oakland Joint Powers Financing Authority For One Dollar
(11-0178-1)

The December 13, 2011 Finance and Management Committee approved recommendations; 3 Ayes, 1 No - Brooks

S-14

Subject: Recycling Facilities At Oakland Army Base
From: Community And Economic Development Agency

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Agency Administrator To Negotiate And Enter Into A 360-Day Exclusive Negotiating Agreement With California Waste Solutions And Custom Alloy Scrap Sales, Inc. For The Development Of Two Recycling Facilities On Approximately 20 Acres Of The North Gateway Area Of The Former Oakland Army

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Base; And
(11-0182)

2) A City Resolution Authorizing The City Administrator To Negotiate And Enter Into A 360-Day Exclusive Negotiating Agreement With California Waste Solutions And Custom Alloy Scrap Sales, Inc. For The Development Of Two Recycling Facilities On Approximately 20 Acres Of The North Gateway Area Of The Former Oakland Army Base
(11-0182-1)

**The December 13, 2011 Community and Economic Development
Committee approved recommendations; 4 Ayes**

S-15 Subject: Evaluating Lighting Levels in Crime Hot Spots
From: Vice Mayor Desley Brooks
Recommendation: Receive A Report Providing 1) Analysis Of The Pacific Gas And Electric (PG&E) Turnkey Lighting Replacement Program, The California Energy Commission (CEC) Financing Program And A Turnkey Replacement Program Offered By The Energy Store And Service Pros (ESSP) And 2) A Recommendation For Installation Of Lighting In East Oakland Locations Identified As Crime Hot Spots
(11-0038-1)

The December 13, 2011 Public Safety Committee received and forwarded the report and approved recommendations to implement the evaluated lighting enhancements in East Oakland using the PG&E Turnkey lighting replacement program and directed staff to provide funding options for the West Oakland sites to a future Public Safety Committee; 3 Ayes, 1 Excused - Reid

S-16 Subject: Port of Oakland Shut-Downs
From: President Pro Tem De La Fuente and Councilmember Schaaf
Recommendation: Adopt A Resolution Opposing Any Purposeful Upcoming Or Future Port Of Oakland Shut-Downs, Directing The City Administrator And Urging The Mayor To Use Whatever Lawful Tools We Have, Including Enforcement Of All State Laws And Local Municipal Code Regulations And Requirements, To Prevent Future Shut Downs Or Disruptions Of Any Port Operations
(11-0206)

This item was placed on this agenda by the December 13, 2011 Rules and Legislation Committee.

This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance, prior to hearing the item.

Continuation of Open Forum

SUPPLEMENTAL

Concurrent Meeting of the Oakland
Redevelopment Agency/City Council/Joint
Powers Financing Authority

Tuesday, December 20, 2011

ADJOURNMENT OF COUNCIL SESSION

(Meeting shall conclude no later than 12:00 a.m., unless extended by Majority Vote of the Council)

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**LaTonda Simmons
City Clerk and
Clerk of the Council**