



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

*Finance & Management Committee

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

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

Tuesday, May 26, 2009

12:00 PM

Hearing Room One - 1st Floor

Roll Call / Call to Order

Councilmember Present: 4 - Member De La Fuente, Member Kernighan, Chair Quan and Member Nadel

The Oakland City Council Finance and Management Committee convened at 12:05 p.m. with Councilmember Quan presiding as Chairperson.

- 1 Approval of the Draft Minutes from the Committee Meeting held on May 12, 2009.

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A motion was made by Member Kernighan, seconded by Member Nadel, to *Approve the Minutes. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel

- 2 Determination of Schedule of Outstanding Committee Items

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A motion was made by Member Kernighan, seconded by Member Nadel, to *Approve as Submitted. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel

- 3 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")

No Action Taken

09-0188

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4 Subject: Performance Measurement Process
From: Office of the City Administrator
Recommendation: Action On A Report On The Current Status and Recommended
Improvements To The Citywide Performance Measurement Process
[09-0137](#)

A motion was made by Member De La Fuente, seconded by Member Kernighan, that this matter be Continued to the *Finance & Management Committee, due back on June 9, 2009. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel
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5 Subject: City Banking
From: Finance and Management Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing With Wells Fargo Bank, N.A. To Provide Primary Depository Services For The City At An Annual Cost Not To Exceed \$275,000
[09-0284](#)
[Play Video](#)

A motion was made by Member De La Fuente, seconded by Member Nadel, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on June 2, 2009 as a Non-Consent item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel
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2) A Resolution Authorizing An Agreement With Wells Fargo Bank To Provide Primary Custodial Banking Services For The City At An Annual Cost Not To Exceed \$25,000; And
[09-0284-1](#)

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A motion was made by Member De La Fuente, seconded by Member Nadel, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on June 2, 2009 as a Non-Consent item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel

The Committee directed staff to provide a supplemental report on the following:
1) *Whether or not the bank meets the minimum wage requirements;* 2) *Will the bank agree in writing to uphold the city's eviction rules;* 3) *The name of the person appointed by the bank to serve as a point person to provide counseling and to inform the community about the loan modification process;* and 4) *Will the bank make available a phone line for Housing Counseling Services.*

The following individual(s) spoke on this item:

- Adam Gold
- Dianne Huntsberry
- Lazane Jobe
- Matt Nelson
- Sanjiv Handa

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6 Subject: Municipal Identification Cards
From: Vice Mayor Ignacio De La Fuente
Recommendation: Adopt An Ordinance Amending Chapter 2.34, Title 2, Of The Oakland Municipal Code Authorizing A Municipal Identification Card Program To Provide For The Issuance Of Municipal Identification Cards To Residents Of The City Of Oakland For The Purposes Of Improving Public Safety, Increasing Civic Participation, And Supporting Local Commerce
[09-0321](#)
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A motion was made by Member De La Fuente, seconded by Member Nadel, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on June 2, 2009 as a Non-Consent item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel

The Committee directed staff to prepare an Implementation Plan that includes the following: 1) A Bi-Local Incentive Programs for broader use; 2) The fiscal impact if the city provides this service; 3) Cost covering measures; 4) Considers a multiuse card (debit card). Staff was also directed to provide a description of the most practical way to move forward with this project.

The following individual(s) spoke on this item:

- Maria Dominguez
 - Annie Flores
 - Jesse Newmark
 - Bianca Sierra
 - Velia Navarro
 - Emilia Otero
 - Carlos Mares
 - Kevin Bynes
 - Lupita Figueiredo
 - Elias Enciso
 - Miguel Robles Valencia
 - Sanjiv Handa
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7 Subject: Real Property Sale - 4689 And 4683 Benevides Avenue
From: Community and Economic Development Agency
Recommendation Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A Purchase And Sale Agreement To Sell Approximately Two Thousand (2,000) Square Feet Of City-Owned Surplus Real Property Located Along The Westerly Edge Of Dimond Park Adjacent To 4689 And 4683 Benevides Avenue To Shay And Olivia Harting, The Adjoining Property Owners, For The Total Fair Market Value Of Forty-Five Thousand Dollars (\$45,000.00)
[09-0358](#)
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A motion was made by Member Nadel, seconded by Member Kernighan, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on June 2, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Absent: Member De La Fuente
Councilmember Aye: Member Kernighan, Chair Quan and Member Nadel
The following individual spoke on this item:
- Shay Harting
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8 Subject: False Alarm Reduction Program
From: Oakland Police Department
Recommendation: Adopt The Following Pieces of Legislation:

1) An Ordinance Repealing And Reenacting Oakland Municipal Code (OMC) Chapter 8.02, Burglar Alarm Systems;
[09-0394](#)
[Play Video](#)

A motion was made by Member De La Fuente, seconded by Member Kernighan, that this matter be Continued to the *Finance & Management Committee, due back on June 23, 2009. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel
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2) An Ordinance Amending Ordinance No. 12809 (Master Fee Schedule) To Establish Service Fees For False Alarms And For False Alarm Reduction Activities; And
[09-0394-1](#)

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A motion was made by Member De La Fuente, seconded by Member Kernighan, that this matter be Continued to the *Finance & Management Committee, due back on June 23, 2009. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel

3) A Resolution Authorizing The City Administrator To Create A Special Fund To Receive Revenues Generated By The False Alarm Reduction Program Administered By The Oakland Police Department
[09-0394-2](#)

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A motion was made by Member De La Fuente, seconded by Member Kernighan, that this matter be Continued to the *Finance & Management Committee, due back on June 23, 2009. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel

The Committee continued this item to the June 23, 2009 Finance and Management Committee agenda and directed staff to develop a plan that requires the alarm companies to collect initial fees from subscribers.

The following individual spoke on this item;

- Sanjiv Handa

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9 Subject: 2009-2010 Tax And Revenue Anticipation Notes
 From: Finance and Management Agency
 Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The Sale Of The 2009-2010 Tax And Revenue Anticipation Notes, Series A And Series B (Federally Taxable) In An Amount Not To Exceed One Hundred Fifty-Five Million Dollars (\$155,000,000); And, Authorizing The Execution And Delivery Of Related Documents And Approving Certain Related Actions; And
[09-0435](#)

A motion was made by Member De La Fuente, seconded by Member Kernighan, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on June 2, 2009 as a Non-Consent item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel

The following individual spoke on this item:

- Sanjiv Handa

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2) An Ordinance Providing For The Borrowing Of Funds For Fiscal Year 2009-2010 In An Amount Not To Exceed \$155,000,000 And The Issuance And Sale Of 2009-2010 Tax And Revenue Anticipation Notes, Series A And Series B (Federally Taxable) Therefore And Approving Certain Related Matters
[09-0435-1](#)

A motion was made by Member De La Fuente, seconded by Member Kernighan, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on June 2, 2009 as a Non-Consent item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel

The Committee amended the resolution to increase the not to exceed amount from \$155,000,000 to \$185,000,000 and requested that the City Attorney report back on what the City can do legally to address the issue with CalPERS regarding the Port of Oakland.

The following individual spoke on this item:

- Sanjiv Handa

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10 Subject: State Budget Status
 From: Budget Office
 Recommendation: Receive A Status Report From The City Administrator On The State Budget
 And Potential Impacts On The City's Proposed Budget For Fiscal Year 2009-2011
 [09-0439](#)

A motion was made by Member De La Fuente, seconded by Member Kernighan, that this matter be Continued to the *Finance & Management Committee, due back on June 9, 2009. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel
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11 Subject: Oakland's Parking Violation Fines Comparison
 From: Finance and Management Agency
 Recommendation: Receive A Follow-Up Report From The Parking Division On Comparison Of
 Oakland's Parking Violation Fines With Other Cities
 [09-0433](#)
 [Play Video](#)

A motion was made by Member De La Fuente, seconded by Member Kernighan, that this matter be Continued to the *Finance & Management Committee, due back on June 9, 2009. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel

The Committee continued this item to the June 9, 2009 Finance and Management Committee agenda and directed staff to provide a supplemental report on the following: 1) The Proposed increase for commercial vehicles; 2) A comprehensive list of all the increases that Parking is expecting and what the total charge would be. The Committee also directed staff to include information from all the surrounding cities (i.e. Berkeley, Hayward, etc.) in the report

The following individual spoke on this item:

- Sanjiv Handa
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12 Subject: General Purpose Fund Clarification
 From: Councilmember Jean Quan
 Recommendation: Discussion And Consideration Of An Ordinance Amending Ordinance No. 12502 C.M.S. To Clarify General Purpose Fund (GPF) Reserve Requirements; Require A Mayoral Declaration Of Fiscal Emergency And Approval By Council Before The GPF Reserve Can Be Drawn Down; Require That Excess Real Property Transfer Tax Revenues Be Used To Build Up The GPF Reserve, Pay Back Negative Internal Service Fund Balances, Establish Set-Asides For Other Post-Employment Benefits (OPEB) And Police And Fire Retirement System (PFRS) Liabilities, And Fund Capital Improvements Projects; Require That One-Time Revenues Be Used To Repay Negative Fund Balances In Internal Service And Other Funds; And Provide Criteria For Project Carryforwards And Encumbrances In The GPF (TITLE CHANGE)
[09-0452](#)

A motion was made by Member De La Fuente, seconded by Member Kernighan, that this matter be Continued to the *Finance & Management Committee, due back on June 9, 2009. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel

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S-13 Subject: Seized Property Tax Funds
 From: Finance and Management Agency
 Recommendation: Adopt A Resolution Finding Severe Fiscal Hardship Will Exist If Additional City Property Tax Funds Are Seized And Additional Unfunded Mandates Are Adopted By The State Of California
[09-0460](#)

A motion was made by Member De La Fuente, seconded by Member Kernighan, that this matter be Continued to the *Finance & Management Committee, due back on June 9, 2009. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member De La Fuente, Chair Quan and Member Nadel

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Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)

*The following individual spoke under Open Forum:
- Sanjiv Handa*

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Finance and Management Committee adjourned the meeting at 2:20 p.m.

* In the event of a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however no final City Council action can be taken.

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