

# 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

### **\*Special Concurrent Meeting of the Redevelopment Agency and Council Community & Economic Development Committee**

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

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

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**Tuesday, January 27, 2009**

**2:00 PM**

**Hearing Room One - 1st Floor**

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#### **Roll Call / Call to Order**

Councilmember Excused: 1 - Chair De La Fuente

Councilmember Present: 3 - Member Brunner, Member Kernighan and Member Reid

*The Oakland City Council Community and Economic Development Committee convened at 2:05 p.m., with Councilmember Reid presiding as Chairperson.*

1 Approval of the Draft Minutes from the Committee Meeting held on January 13, 2009

[Play Video](#)

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

**Votes:** Councilmember Excused: Chair De La Fuente

Councilmember Aye: Member Kernighan, Member Brunner and Member Reid

2 Determination of Schedule of Outstanding Committee Items

[Play Video](#)

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

**Votes:** Councilmember Excused: Chair De La Fuente

Councilmember Aye: Member Kernighan, Member Brunner and Member Reid

*The following individual(s) spoke and did not indicate a position on this item:*

*- Sanjiv Handa*

# DRAFT

**\*Special Concurrent Meeting of the  
Redevelopment Agency and  
Council Community & Economic  
Development Committee**

---

**Meeting Minutes**

**January 27, 2009**

3        ~~Subject:    Central City East And Coliseum Project Areas Security  
From:        Community and Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing A Professional Services-  
Agreement For An Amount Not To Exceed \$180,000 With (TBD) To Provide Private-  
Commercial Security Services In The Central City East And Coliseum Redevelopment Project  
Areas  
[07-1778](#)  
[Play Video](#)                    [View Report.pdf](#)~~

4        Subject:    Olson 737-Oakland 1, LLC - Agreement Amendment  
From:        Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:  
1) A Redevelopment Agency Resolution (1) Authorizing An Amendment To The Disposition  
And Development Agreement With Olson 737 - Oakland 1, LLC, For The City Center T-10  
Residential Project At 14th Street, 13th Street Pedestrian Walk, Jefferson Street And Martin  
Luther King, Jr. Way: (A) To Permit The Project To Be A Rental Project, (B) To Extend The  
Dates For Project Development And Completion, (C) To Authorize Transfer Of The Project  
And Property To DCA City Walk, L.P., Or To Another Qualified Entity Approved By The  
Agency Administrator Without Returning To The Agency, (D) To Add Local Construction  
Employment Requirments, And (E) To Modify The Profit-Sharing Provision; And (2)  
Rescinding Resolution No. 2007-0087  
[07-1802](#)  
[Play Video](#)

**A motion was made by Member Brunner, 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 February 3, 2009 as a Public Hearing  
The motion carried by the following vote:**

**Votes:** Councilmember Excused: Chair De La Fuente  
Councilmember Aye: Member Kernighan, Member Brunner and Member Reid  
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# DRAFT

**\*Special Concurrent Meeting of the  
Redevelopment Agency and  
Council Community & Economic  
Development Committee**

---

**Meeting Minutes**

**January 27, 2009**

2) A City Resolution Approving An Amendment To The Disposition And Development Agreement Between The Redevelopment Agency And Olson 737 - Oakland 1, LLC, For The City Center T-10 Residential Project At 14th Street, 13th Street Pedestrian Walk, Jefferson Street And Martin Luther King, Jr. Way, (A) To Permit The Project To Be A Rental Project, (B) To Extend The Dates For Project Development And Completion, (C) To Authorize Transfer Of The Project And Property To DCA City Walk, L.P., Or To Another Qualified Entity, (D) To Add Local Construction Employment Requirements, And (E) To Modify The Profit-Sharing Provision

07-1802-1

**A motion was made by Member Brunner, 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 February 3, 2009 as a Public Hearing. The motion carried by the following vote:**

**Votes:** Councilmember Excused: Chair De La Fuente  
Councilmember Aye: Member Kernighan, Member Brunner and Member Reid  
*The Committee requested additional clarifying language regarding the 15% for only one craft.*

*The following individual(s) spoke and did not indicate a position on this item:*

- Councilmember Desley Brooks
- Andrew Slivlez
- Tony Bosowski
- Sanjiv Handa

# DRAFT

**\*Special Concurrent Meeting of the  
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---

**Meeting Minutes**

**January 27, 2009**

5           Subject:     Housing Trust Fund Grant  
              From:       Community and Economic Development Agency  
              Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For And  
              Accept Up To \$2 Million In Funds From The California Department Of Housing And  
              Community Development Under The Local Housing Trust Fund Matching Grant Program,  
              Housing And Emergency Shelter Trust Fund Act Of 2006 (Proposition 1C) Affordable Housing  
              Innovation Fund, And Allocating Up To \$1.3 Million For The First-Time Homebuyer Program  
              And Up To \$700,000 For Affordable Rental And Ownership Housing Development  
              [07-1868](#)  
              [Play Video](#)

**A motion was made by Member Brunner, 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 February 3, 2009 as a Public Hearing. The motion carried by the following vote:**

**Votes:** Councilmember Excused: Chair De La Fuente  
          Councilmember Aye: Member Kernighan, Member Brunner and Member Reid

*The following individual(s) spoke and did not indicate a position on this item:*

- Sanjiv Handa  
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6           Subject:     Vacant Building Registration  
              From:       Councilmember Desley Brooks  
              Recoomendation: Adopt The Following Pieces Of Legislation

1) An Ordinance Amending The Oakland Muncpal Code To Add A New Chapter 8.54  
Requiring The Registration Of Vacant Buildings; And  
[07-1717](#)  
[Play Video](#)

**A motion was made by Member Brunner, seconded by Member Reid, 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 February 3, 2009 as a Non-Consent item. The motion carried by the following vote:**

**Votes:** Councilmember Abstained: Member Kernighan  
          Councilmember Excused: Chair De La Fuente  
          Councilmember Aye: Member Brunner and Member Reid  
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# DRAFT

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2) An Ordinance Amending Ordinance No. 12880 C.M.S. (Master Fee Schedule) To Add New Fees For Registering Vacant Buildings  
[07-1717-1](#)

**A motion was made by Member Brunner, seconded by Member Reid, 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 February 3, 2009 as a Non-Consent item. The motion carried by the following vote:**

**Votes:** Councilmember Abstained: Member Kernighan

Councilmember Excused: Chair De La Fuente

Councilmember Aye: Member Brunner and Member Reid

*The Committee directed staff to submit a supplemental report with the following information: 1) An analysis of the establishment of a \$5,000 cap on penalty fees; 2) Clarification of the annual registration fees; and 3) The implementation process of the Vacant Building list. The Committee further directed that staff provide a future report on the legal analysis of charging private owners lower penalties than bank owners. The committee also stated that offline discussions will occur about the registration and wavier timeframes.*

*The following individual(s) and did not indicate a position on this item:*

- *Councilmember Desley Brooks*
- *Heraclio Herrera*
- *William Chornear*
- *Ruth Medellin*
- *Maria Chavarria*
- *Olivia Espinoza*
- *Bertha Borrayo*
- *Scott Peterson*
- *Anne Bruff*
- *Steven Edrington*
- *Sanjiv Handa*

# DRAFT

**\*Special Concurrent Meeting of the  
Redevelopment Agency and  
Council Community & Economic  
Development Committee**

---

**Meeting Minutes**

**January 27, 2009**

7 Subject: Spur Track Maintenance  
From: Office of the City Administrator  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Rescinding No. 80939 C.M.S. Adopted December 4, 2007, To: 1) Restore Resolution No. 23515 C.M.S., Passed August 30, 1949, Which Granted A Revocable Permit For The Maintenance And Operation Of A Spur Track On And Across 23rd Avenue, 29th Avenue, Derby Street, Lancaster Street And Ford Street And Upon And Along Glascock Street Between 29th Avenue And Lancaster Street In The City Of Oakland ("Fruitvale Track"), And 2) Withdraw Previous Direction Regarding The Filing Of An Action For "Adverse Abandonment" Of The Fruitvale Track With The Department Of Transportation Surface Transportation Board, And

[09-0031](#)

[Play Video](#)

**A motion was made by Member Brunner, seconded by Member Reid, 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 February 3, 2009 as a Non-Consent item. The motion carried by the following vote:**

**Votes:** Councilmember Excused: Chair De La Fuente  
Councilmember Aye: Member Kernighan, Member Brunner and Member Reid  
[View Report.pdf](#)  
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# DRAFT

**\*Special Concurrent Meeting of the  
Redevelopment Agency and  
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---

**Meeting Minutes**

**January 27, 2009**

2) A Resolution Authorizing The City Administrator To Negotiate And Execute A Letter Of Understanding And Subsequent Cooperative Agreement With The California Department Of Transportation ("Caltrans") To Close The Railroad Crossing At 5th Avenue, Known As The Hanlon Lead, Provided That Certain Railroad Safety And Community Improvements Are Implemented On And Around The Fruitvale Track With Funding Provided By Caltrans, All In Connection With Caltrans 5th Avenue Seismic Retrofit Project  
[09-0031-1](#)

**A motion was made by Member Brunner, seconded by Member Reid, 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 February 3, 2009 as a Non-Consent item. The motion carried by the following vote:**

**Votes:** Councilmember Excused: Chair De La Fuente  
Councilmember Aye: Member Kernighan, Member Brunner and Member Reid  
*The Committee directed staff to negotiate with the representatives from Union Pacific, and Caltrans to resolve the outstanding Union Pacific operational issues before this item goes to full council.*

*The following individual(s) spoke and did not indicate a position on this item:*

*- Sanjiv Handa*

**Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)**

*The following individual(s) spoke under Open Forum:*

*- Sanjiv Handa*

**Adjournment**

*There being no further business, and upon the motion duly made, the Oakland City Council Community and Economic Development Committee adjourned the meeting at 3:50 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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**Meeting Minutes**

**January 27, 2009**

NOTE:

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*City Clerk and Clerk of the Council*