



# 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

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

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

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Tuesday, June 15, 2010

5:30 PM

Oakland City Hall, 3rd Floor

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#### **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
- 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: HIV Awareness  
From: Councilmember Kaplan  
Recommendation: Adopt A Resolution Proclaiming June 27, 2010, Get Screened Oakland Day, And June 2010 As HIV/AIDS Awareness Month  
(09-1546)
- 5 APPROVAL OF THE DRAFT MINUTES FROM THE CONCURRENT MEETING OF JUNE 1, 2010

# SUPPLEMENTAL

- 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: 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  
(09-1510)
- 7.2-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  
(09-1511)
- 7.3-CC Subject: Senior Citizen Alarm Permit  
From: Oakland Police Department  
Recommendation: Adopt An Ordinance Amending Ordinance No. 12948 C.M.S. (Master Fee Schedule) To Reflect The Fee Changes Associated With Low Income Senior Citizen Alarm Permit Discount  
(09-1452)

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

**Introduction (First Reading) was approved June 1, 2010; 8 Ayes**

- 7.4-CC Subject: Scotlan Memorial Convention Center  
From: Community And Economic Development Agency  
Recommendation: Adopt A Ordinance Authorizing The City Administrator To Enter Into A Sublease With The Redevelopment Agency Of The City Of Oakland For The George P. Scotlan Memorial Convention Center For A Term Of Up To 12 Years For A Total Lease Payment Of \$2,000,000 In Fiscal Year 2009 - 2010 And \$2,000,000 In Fiscal Year 2010 - 2011  
(09-1388-1)

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

**Introduction (First Reading) was approved June 1, 2010; 7 Ayes, 1 Abstain - Brunner**

- 7.5-CC Subject: Special Tax Imposed For Emergency Medical Services

# SUPPLEMENTAL

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

**Tuesday, June 15, 2010**

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From: Budget Office

Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2010-2011 Increase To A Special Tax Imposed For Emergency Medical Services In Accordance With The Emergency Medical Services Retention Act Of 1997 (Measure M) In Setting June 1, 2010 As The Date For Public Hearing

[\(09-1286\)](#)

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

**Introduction (First Reading) was approved June 1, 2010; 8 Ayes**

7.6-CC Subject: Paramedic Emergency Services

From: Budget Office

Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2010-2011 Increase To A Special Tax Imposed For Paramedic Emergency Services In Accordance With The Paramedic Services Act Of 1997 (Measure N) In Setting June 1, 2010 As The Date For Public Hearing

[\(09-1289\)](#)

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

**Introduction (First Reading) was approved June 1, 2010; 8 Ayes**

7.7-CC Subject: Budget Advisory Committee

From: Office Of The Mayor

Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Kenneth Benson, Michael Killian And Sherbeam Wright As Members Of The Budget Advisory Committee

[\(09-1409\)](#)

7.8-CC Subject: OFCY Committee Appointment

From: Office Of The Mayor

Recommendation: Adopt A Resolution Appointing Nina Home As A Member Of The Children's Fund Planning And Oversight Board

[\(09-1404\)](#)

7.9-CC Subject: Courtland Creek Park - Quan's Pay-Go Funds

From: Vice Mayor Quan

Recommendation: Adopt A Resolution Authorizing A Grant \$10,035.65 From Councilmember Jean Quan's Pay-Go Funds To The Friends Of Oakland Parks And Recreation, Fiscal Agent For ACE Arts, For Rejuvenation Work For Courtland Creek Park

[\(09-1527\)](#)

7.10 Subject: Portable Restroom At Madison Square Park

From: Councilmember Kernighan

# SUPPLEMENTAL

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

**Tuesday, June 15, 2010**

Recommendation: Adopt A Resolution Authorizing An Allocation Of \$1960 To The Public Works Agency For Rental Of A Portable Restroom At Madison Square Park Through Fiscal Year 2010 -2011  
[\(09-1529\)](#)

7.11-CC Subject: Roseann Cochran - 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 Roseann Cochran v. City Of Oakland, Alameda County Superior Court Case No. RG08-390442, In The Amount Of \$30,000.00 As A Result Of A Trip And Fall Accident On 19th Street. (Public Works Agency)  
[\(09-1547\)](#)

7.12-CC Subject: RMC Pacific Materials, Inc - Settlement Agreement  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Approving Settlement Of RMC Pacific Materials, Inc. Successor In Interest To Lone Star California, Inc. v. City Of Oakland (Alameda Superior Court Case Number RG09489761), By Obligating City To Pay Plaintiff \$107,250, Which Constitutes Reimbursement Of Three-Fourths Of Real Property Transfer Taxes Paid By Plaintiff, In Exchange For Dismissal Of Lawsuit Challenging Imposition Of Transfer Taxes In The Amount Of \$143,340.07 (Finance And Management Agency; Real Property Transfer Taxes)  
[\(09-1548\)](#)

7.13-CC Subject: Oakland Airport Plaza Hotel - Settlement Agreement  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Approving Settlement Of Oakland Airport Plaza Hotel L.P. v. City Of Oakland Finance & Management Agency, Revenue Division (Alameda Superior Court Case No. RG09446651), By Obligating Plaintiff To Dismiss Lawsuit And To Pay City \$57,793, Which Represents Interest Owed On Late - Paid Real Property Transfer Taxes, In Exchange For Release Of Lien On Real Property And Relief From Penalties For Late - Paid Taxes (Finance And Management Agency)  
[\(09-1549\)](#)

7.14-CC Subject: Yetter & Berry - Settlement Agreement  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of David Yetter And Elizabeth Berry In The Amount Of \$163,207.03, As A Result Of Property Damage Sustained Due To An Obstructed City Sewer Main On July 6, 2009 (Public Works Agency)  
[\(09-1550\)](#)

S-7.15-CC Subject: Amending The Salary Schedule  
From: Department Of Human Resource Management  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance Number 12187 C.M.S. (The Salary Ordinance) To: Add The Permanent Part Time (PPT) And Part Time (PT) Equivalent Classifications Of: Case Manager, Supervising, PPT;

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, June 15, 2010

Case Manager, Supervising, PT; Case Manager II, PPT; Case Manager II, PT; Case  
Manager I, PT

(09-1513)

**The June 8, 2010 Finance and Management Committee approved  
recommendations; 4 Ayes**

S-7.16-CC Subject: CalHome Program  
From: Community And Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation  
1) A Resolution Authorizing The City Administrator To Apply For, Accept, And  
Appropriate Grant Funds From The California Department Of Housing And Community  
Development In An Amount Not To Exceed \$1.5 Million Under The CalHome Program  
For First-Time Homebuyer Mortgage Assistance Programs; And  
(09-1435)

2) A Resolution To Amend Resolution Number 80513 C.M.S. To Authorize An  
Amendment To The Calhome Standard Agreement With The California Department Of  
Housing And Community Development To Extend The Term  
(09-1435-1)

**The June 8, 2010 Community and Economic Development Committee  
approved recommendations; 4 Ayes**

S-7.17-CC Subject: Oakland Enterprise Zone  
From: Community And Economic Development Agency  
Recommendation: Adopt A Resolution Appropriating And Allocating Annual  
Administrative Fees Paid By The Cities Of Berkeley And Emeryville For Their  
Participation In The Oakland Enterprise Zone To Cover Current And Past Operating  
Expenses Of The Enterprise Zone Program  
(09-1437)

**The June 8, 2010 Community and Economic Development Committee  
approved recommendations; 4 Ayes**

S-7.18-CC Subject: Federal Surface Transportation Program Funding  
From: Community And Economic Development Agency  
Recommendation: Adopt The Following Pieces of Legislation:

1) A Resolution Authorizing Applying For, Accepting, And Appropriating \$1.7 Million  
In Federal Surface Transportation Program And/Or Congestion Mitigation And Air  
Quality Improvement Grant Funds From The Alameda County Congestion Management  
Agency's And The Metropolitan Transit Commission's Transportation For Liveable  
Communities Programs For The MacArthur Boulevard Streetscape Project; Committing  
\$3.3 Million In Local Match Funds; Stating The City's Assurance To Complete The  
Project; And Accepting A Contribution From The Redevelopment Agency Under The  
Cooperation Agreement For The Local Match Funds;  
(09-1469)

# SUPPLEMENTAL

2) A Resolution Authorizing Applying For, Accepting, And Appropriating \$2.0 Million In Federal Surface Transportation Program And/Or Congestion Mitigation And Air Quality Improvement Grant Funds From The Alameda County Congestion Management Agency's And The Metropolitan Transit Commission's Transportation For Liveable Communities Programs For The Fruitvale/Foothill Boulevard Streetscape Project; Committing \$1.37 Million In Local Match Funds; Stating The City's Assurance To Complete The Project; And Accepting A Contribution From The Redevelopment Agency Under The Cooperation Agreement For The Local Match Funds;

(09-1469-1)

3) A Resolution Authorizing Applying For, Accepting, And Appropriating \$3.6 million In Federal Surface Transportation Program And/Or Congestion Mitigation And Air Quality Improvement Grant Funds From The Metropolitan Transit Commission's Transportation For Liveable Communities Program For The Telegraph Temescal Pedestrian Streetscape Project; Committing \$901,800 Million In Local Match Funds; Stating The City's Assurance To Complete The Project; And Accepting A Contribution From The Redevelopment Agency Under The Cooperation Agreement For \$661,800 Of The Local Match Funds; And

(09-1469-2)

4) An Agency Resolution Authorizing A Contribution Of Funds From The Redevelopment Agency To The City of Oakland Under The Cooperation Agreement To Fund The Required Local Matches For Grant Applications To The Transportation For Liveable Communities Programs As Follows: \$661,800 For The Telegraph Temescal Pedestrian Streetscape Project From The Broadway/MacArthur/San Pablo Redevelopment Project Area, \$3.3 million For The MacArthur Boulevard Streetscape Project From The Central City East Redevelopment Project Area, And \$1.37 Million For The Fruitvale/Foothill Boulevard Streetscape Project From The Central City East Redevelopment Project Area

(09-1469-3)

**The June 8, 2010 Community and Economic Development Committee  
approved recommendations; 4 Ayes**

S-7.19-CC Subject: West Oakland Street Tree Master Plan  
From: Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Authorizing A Grant Not To Exceed \$40,000 To The West Oakland Reforestation Project For The Creation Of A West Oakland Street Tree Master Plan

(09-1491)

**The June 8, 2010 Community and Economic Development Committee  
approved recommendations; 3 Ayes, 1 No - Brunner**

S-7.20-CC Subject: Weatherization Assistance Program  
From: Office Of The City Administrator/Equal Access  
Recommendation: Adopt A Resolution Amending Resolution Number 82636 C.M.S.

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, June 15, 2010

Authorizing A Subcontract With The County Of Alameda To Administer The California  
Community Services And Development Department's Weatherization Assistance  
Program Outside Of Oakland, To Allow For The Use Of Funds Within Oakland  
(09-1514)

**The June 8, 2010 Community and Economic Development Committee  
approved recommendations; 3 Ayes, 1 Absent - Reid**

S-7.21-CC Subject: Bradley C. Walters Room - Oakland Library  
From: Oakland Public Library  
Recommendation: Adopt A Resolution To Name The West Auditorium Of The Oakland  
Main Library As The "The Bradley C. Walters Community Room "  
(09-1395)

**The June 8, 2010 Life Enrichment Committee approved recommendations;  
4 Ayes**

S-7.22-CC Subject: Senior Service America, Inc  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply  
For And Accept Grant Funds In The Estimated Amount Of \$1,353,460 From Senior  
Services America, Inc., For The City Of Oakland Senior Aides Program For Fiscal Year  
2010-2011  
(09-1397)

**The June 8, 2010 Life Enrichment Committee approved recommendations;  
4 Ayes**

S-7.23-CC Subject: National And Community Services (CNCS)  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply  
For, Accept And Appropriate Grant Funds From The Corporation For National And  
Community Services (CNCS) In The Amount Of \$329,801 For The Senior Companion  
Program (SCP) And Foster Grandparent Program (FGP) For The Fiscal Year 2010 -  
2011  
(09-1398)

**The June 8, 2010 Life Enrichment Committee approved recommendations;  
4 Ayes**

S-7.24-CC Subject: Multipurpose Senior Services Program- FY 2010-2011  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply  
For, Accept, And Appropriate Grant Funds In The Amount Of \$1,581,165 From The  
California Department Of Aging For The Multipurpose Senior Services Program (MSSP)  
For Fiscal Year 2010-2011; And Authorizing The City Administrator To Enter Into  
Contract Number MS-1011-01 With The California Department Of Aging For The  
Multipurpose Senior Services Program For Fiscal Year 2010-2011; And Authorizing The  
City Administrator To Accept, Appropriate And Allocate Any Additional Funding

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, June 15, 2010

Received Without Returning To Council  
(09-1399)

**The June 8, 2010 Life Enrichment Committee approved recommendations;  
4 Ayes**

S-7.25-CC Subject: OFCY - Various Non-Profit And Public Agencies  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Appropriating And Allocating \$31,354 In Interest  
Income Earned To The Oakland Fund For Children And Youth; And Authorizing The  
City Administrator To Negotiate And Execute Grant Agreements Between The City Of  
Oakland And Various Non-Profit And Public Agencies To Provide Direct Services For  
Children And Youth For Fiscal Year 2010-2011 In An Amount Not To Exceed  
\$10,729,000 Which Grant Agreements Are Renewable For Two One Year Periods With  
Council Approval  
(09-1493)

**The June 8, 2010 Life Enrichment Committee approved recommendations  
and directed staff to work with the POC to take the following actions: 1)  
Implement a performance improvement plan for underperforming sites  
and report out on a quarterly basis; 2) Convene as a citywide conversation  
regarding poor performing programs versus the obligation to fund areas of  
high need (between POC and OUSD); and 3) Clearly identify the scoring  
method used in the RFP process and how various factors are weighted.  
This information should report out to the POC and then to the committee  
on a quarterly or semi-annual basis; 4 Ayes**

S-7.26-CC Subject: Measure B Gap Grant Funds  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply  
For, Accept, And Appropriate Measure B Funds In The Amount Of \$751,487 And  
Measure B Gap Grant Funds Up To \$240,224 From The Alameda County Transportation  
Improvement Authority (ACTIA) For Fiscal Year 2010-2011 To Provide Paratransit  
Services; And Authorizing The City Administrator To Negotiate And Execute  
Reimbursement Contracts In Amounts Not To Exceed: 1) \$380,000 To V.I.P. Express  
Transport, Inc., 2) \$200,000 To Friendly Transportation, Inc. DBA Friendly  
Transportation, Friendly Cab Company, Metro Yellow Cab Company And Yellow Cab  
Company, And 3) \$200,000 To Veterans Transportation, Inc. DBA Veterans  
Transportation And Veterans Cab Company; And Authorizing The City Administrator  
To Execute Amendments To The Contracts For Any Additional Amounts Received  
Under Measure B Without Returning To City Council  
(09-1465)

**The June 8, 2010 Life Enrichment Committee approved recommendations;  
4 Ayes**

S-7.27-CC Subject: Behavioral Science Consultation and Training Services  
From: Oakland Police Department

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, June 15, 2010

Recommendation: Adopt A Resolution Authorizing The City Administrator To Exercise The Option To Extend For An Additional Term, The Period Of July 1, 2010 Through June 30, 2011, The Contract With Michael Palmertree To Continue Providing Behavioral Science Consultation And Training Services To The Oakland Police Department To Meet The Objectives Of The Personnel Assessment System (PAS) Policy As Required By Tasks 40 And 41 Of The Memorandum Of Understanding (Formerly The Negotiated Settlement Agreement) At A Cost Not To Exceed Fifty Thousand Dollars (\$50,000) And Increase The Total Contract Amount Cap from One Hundred Thousand Dollars (\$100,000) To One Hundred Fifty Thousand Dollars (\$150,000)  
(09-1470)

**The June 8, 2010 Public Safety Committee approved recommendations; 4 Ayes**

S-7.28-CC Subject: The Mass Care And Shelter Plan - NIMS/SEMS  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing Adoption Of The Mass Care And Shelter Plan Functional Needs Annex To Be Added To The City Of Oakland's National Incident Systems NIMS/Standardized Emergency Management System SEMS Emergency Plan, To Prepare For And Provide Temporary Mass Care And Shelter To People With Disabilities As Part Of The Settlement Agreement In The Case Of California Foundation For Independent Living Centers, Et Al. v. City Of Oakland Et Al., U.S. District Court Action No. C 07-04608 EDL  
(09-1321)

**The June 8, 2010 Public Safety Committee approved recommendations; 4 Ayes**

S-7.29-CC Subject: Subsidized Employment Programs  
From: Councilmember Nadel  
Recommendation: Adopt A Resolution Urging The United States Congress To Grant An Extension Of The American Recovery And Reinvestment Act's Temporary Assistance For Needy Families Emergency Fund (Federal Government's Stimulus Package) That Allows States And Counties To Create Subsidized Employment Programs To Stimulate Local Economies  
(09-1545)

**This item was added to this agenda pursuant to Rule 28 of the Council's Rules of Procedure, Resolution 82580 C.M.S.**

**This item requires an urgency finding pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance requiring a 2/3 majority vote**

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:**

# SUPPLEMENTAL

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

9.1 Subject: Assessment Of Liens - Delinquent Taxes  
From: Finance And Management Agency  
Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent  
Real Property Transfer Taxes And Upon Conclusion Adopt One Of The Following  
Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The  
Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes  
And Confirming The Recordation Of Liens With Administrative And Assessment  
Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And  
Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County  
Tax Collector For Collection; Or

[\(09-1473\)](#)

2) A Resolution Overruling Protests And Objections And Accepting And Confirming  
Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For  
Delinquent Real Property Transfer Taxes And Authorizing The Recordation Of Liens  
With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20  
Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment  
Charges Be Turned Over To The County Tax Collector For Collection; Or

[\(09-1473-1\)](#)

3) A Resolution Continuing Hearing Of The Reports Of The City Administrator On  
Delinquent Real Property Transfer Taxes And The Recordation Of Liens With  
Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of  
The Oakland Municipal Code

[\(09-1473-2\)](#)

9.2 Subject: Delinquent Mandatory Garbage Fees  
From: Finance And Management Agency  
Recommendation: Conduct A Public Hearing On Delinquent Mandatory Public Hearing  
On Delinquent Mandatory Garbage Fees For October/November/December 2009,  
Monthly Accounts And January/ February/March 2010 Quarterly Accounts And Upon  
Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The  
Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And  
Confirming The Recordation Of Liens With Administrative And Assessment Charges As  
Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing  
The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax  
Collector For Collection; Or

[\(09-1474\)](#)

2) A Resolution Overruling Protests And Objections And Accepting And Confirming

# SUPPLEMENTAL

Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or  
[\(09-1474-1\)](#)

3) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Garbage Service Fees And The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code  
[\(09-1474-2\)](#)

9.3

Subject: Assessment Of Liens - Business Taxes

From: Finance And Management Agency

Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent Business Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Confirming The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges To Be Turned Over To The County For Collection; Or  
[\(09-1475\)](#)

2) A Resolution Overruling Protests And Accepting And Confirming Reports Of The City Administrator On The Delinquent Business Taxes And Confirming The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges To Be Turned Over To The County Tax Collector For Collection; Or  
[\(09-1475-1\)](#)

3) A Resolution Continuing Hearing On Reports Of The City Administrator On The Delinquent Business Taxes And The Confirming Of The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code  
[\(09-1475-2\)](#)

9.4

Subject: Assessment Of Liens - Transient Occupancy Taxes

From: Finance And Management Agency

Recommendation: Conduct A Public Hearing On Assessment Of Liens For Delinquent Transient Occupancy Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

# SUPPLEMENTAL

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Transient Occupancy Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.24 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

(09-1476)

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Transient Occupancy Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.24 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over to The County Tax Collector For Collection; Or

(09-1476-1)

3) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Transient Occupancy Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.24 Of The Oakland Municipal Code

(09-1476-2)

9.5

Subject: Vacating (Abandoning) A Portion Of Peralta Street

From: Community And Economic Development Agency

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Adopting Findings And Setting A Hearing To Receive Supporting Evidence And Public Comment On A Proposed Conditional Vacation Of A Portion Of Peralta Street At Its Intersection With 36th Street Without Costs To The Emeryville Redevelopment Agency To Facilitate Construction Of The Ambassador Affordable Housing Project; Or

(09-1468)

2) An Ordinance Conditionally Vacating A Portion Of Peralta Street At Its Intersection With 36th Street Without Cost To The Emeryville Redevelopment Agency To Facilitate Construction Of The Ambassador Affordable Housing Project

(09-1468-1)

**ACTION ON THIS ITEM WILL RESULT IN THE INTRODUCTION  
OF THE ORDINANCE.**

**Final Passage (Second Reading) is scheduled for July 6, 2010**

9.6

Subject: Design Review For A Telecommunications Facility

From: Community And Economic Development Agency

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Denying The Appeal (A10-055), And Upholding The Planning Commission Decision To

# SUPPLEMENTAL

Approve A Regular Design Review At 1001 42nd Street To Establish A Mini Telecom Facility (Telecommunication Civic Activity).

[\(09-1306\)](#)

9.7 Subject: Master Fee Schedule - Amendments

From: The Budget Office

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Amending Ordinance Number 12948 C.M.S. (Master Fee Schedule), As Amended, To Establish, Modify And Delete Fees Assessed By The Office Of The City Administrator, Office Of The City Clerk, Department Of Contracting And Purchasing, Finance And Management Agency-Parking Management, Oakland Police Department, Oakland Fire Department, Oakland Museum Of California, Office Of Parks And Recreation, Public Works Agency, And The Community And Economic Development Agency

[\(09-1365\)](#)

**ACTION ON THIS ITEM WILL RESULT IN THE INTRODUCTION OF THE ORDINANCE.**

**Final Passage (Second Reading) is scheduled for July 6, 2010**

9.8 Subject: Special Tax Imposed For Library Services

From: Budget Office

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Authorizing A Fiscal Year 2010-2011 Increase To A Special Tax Imposed For Library Services In Accordance With The Library Services Retention And Enhancement Act Of 2004 (Measure Q)

[\(09-1292\)](#)

**ACTION ON THIS ITEM WILL RESULT IN THE INTRODUCTION OF THE ORDINANCE.**

**Final Passage (Second Reading) is scheduled for July 6, 2010**

9.9 Subject: Violence Prevention And Public Safety Services

From: Budget Office

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Authorizing A Fiscal Year 2010-2011 Increase To A Special Tax Imposed For Violence Prevention And Public Safety Services In Accordance With The Violence Prevention And Public Safety Act Of 2004 (Measure Y); And Setting June 15, 2010 As The Date For Public Hearing

[\(09-1293\)](#)

**ACTION ON THIS ITEM WILL RESULT IN THE INTRODUCTION OF THE ORDINANCE.**

**Final Passage (Second Reading) is scheduled for July 6, 2010**

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, June 15, 2010

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**ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

10 THIS NUMBER IS INTENTIONALLY NOT USED

S-10.1 Subject: Layoff Notices To 200 Police Officers  
From: Councilmember De La Fuente  
Recommendation: Adopt A Resolution Directing The City Administrator To Start Preparing To Immediately Issue Potential Lay-Off Notices To 200 Police Officers And Other Staff, If The City Council Decides to Proceed With Such Lay-Offs At Its June 24, 2010 Special Budget Meeting  
(09-1542)

**The backup material for this Item can be found under Item 16**

S-10.2 Subject: Urban Renewal (OCCUR) - Contract Approval  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The Approval Of Contracts To Oakland Citizens Committee For Urban Renewal (OCCUR), Regional Technical Training Center (RTTC), And Allen Temple Housing & Economic Development Corporation (ATHEDCO) For An Amount Not To Exceed \$100,000 Each To Conduct Community Outreach For The City's Weatherization And Energy Retrofit Loan Program Through The Community Development Block Grant Received From The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package")  
(09-1481)

**The June 8, 2010 Community and Economic Development Committee approved recommendations and directed staff to address the following in a supplemental report: 1) Describe exactly what the three groups being awarded the contracts will be doing; 2) Explain the rating system used in the RFQ interviews; and 3) Provide information as to why various groups did not apply; 2 Ayes, 1 No - De La Fuente, 1 Absent - Reid**

S-10.3 Subject: EBMUD- Sewer Lateral Regional Ordinance  
From: Community And Economic Development Agency  
Recommendation: Adopt An Ordinance Adopting The East Bay Municipal Utility District's Private Sewer Lateral Regional Ordinance Establishing Requirements For Property Owners To Inspect And Certify Private Sewer Laterals At The Time Of Property Transfer, Major Remodel And Change In Water Service  
(09-1415)

**The June 8, 2010 Public Works Committee approved recommendations; 3 Ayes, 1 Excused - Brooks**

**ACTION ON THIS ITEM WILL RESULT IN THE INTRODUCTION OF THE ORDINANCE.**

**Final Passage (Second Reading) is scheduled for July 6, 2010**

11 Subject: Clear Channel Billboard Agreement - Ordinance 13003 C.M.S.

# SUPPLEMENTAL

From: Office of the City Administrator  
Recommendation: Adopt An Ordinance To Amend Ordinance Number 13003 C.M.S. (Authorizing A Billboard Agreement And Sublease Amendments With Clear Channel Outdoor, Inc. (Clear Channel) Relating To Three Signs At 165 98th Avenue, Interstate 580 & Ettie Street, and Oakport & Hassler) Deleting The Requirements That The City Have: (1) Exclusive Use Of, And An Even (50/50) Split Of Revenue From, A Portion Of The Oakport And Hassler Sign; And (2) The Right To Use Unsold Advertising Space On All Three Signs, And Providing Instead That Clear Channel Allow The City To Use Fifty Percent (50%) Of Any Unsold Space On The Oakport & Hassler Sign  
(09-1484)

**Pursuant to Rule 7(9) b of the Council's Rules of Procedures, Resolution Number 82580 C.M.S. a motion was made by Councilmember Quan seconded by Councilmember De La Fuente to pull this item from the June 1, 2010 City Council agenda and reschedule it to the June 15, 2010**

**ACTION ON THIS ITEM WILL RESULT IN THE FINAL PASSAGE OF THE ORDINANCE.**

**Introduction (First Reading) was approved May 18, 2010**

12 Subject: Assembly Bill 781 - Bilingual Services  
From: Councilmembers De La Fuente and Kernighan, Vice Mayor Quan  
Recommendation Adopt A Resolution In Opposition Of Assembly Bill 781, As Amended (JEFFERIES), "Bilingual Services" Which Would Effect Statutory Changes Relating To Bilingual Hiring Requirements In Local Agencies  
(09-1487)

**Pursuant to Rule 7(6) of the Council's Rules of Procedures, Resolution Number 82580 C.M.S. a motion was made by Councilmember Brooks seconded by Councilmember Reid to pull this item from the June 1, 2010 City Council agenda and reschedule it to the June 15, 2010**

13 Subject: Amending 2009-2011 ORA Biennial Budget  
From: Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Amending The Oakland Redevelopment Agency's (ORA) Biennial Budget For Fiscal Years 2009-2011 To Revise Appropriations For Fiscal Year 2010-2011 [TITLE CHANGE]  
(09-1501)

14 Subject: 2009-2011 Adopted CEDA Biennial Budget  
From: Community And Economic Development Agency  
Recommendation: Adopt A Resolution Amending The City Of Oakland's Fiscal Year 2009-2011 Adopted Biennial Budget, Which Was Amended Pursuant To Resolution Number 82578, C.M.S., To Provide For Changes In Revenue Estimates And Appropriations For Various Funds Administered By The Community And Economic Development Agency (CEDA) [TITLE CHANGE]

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, June 15, 2010

(09-1490)

- 15        Subject:    Promise Neighborhoods  
             From:        President Brunner And Councilmember Brooks  
             Recommendation: Action On A Report and Recommendation To Authorize And Direct  
                         The City Administrator To Apply For And Accept [OR ALTERNATIVELY, Directing  
                         The City Administrator Not To Apply For Or Accept /Participate In] In The Federal  
                         Government's Promise Neighborhoods Program Funding Which Would Provide  
                         Competitive, One-Year Planning Grants To Support Eligible Entities, Including  
                         Nonprofit, Community Based Organizations And Institutions Of Higher Education To  
                         Support The Development Plans For Comprehensive Neighborhood Programs, Modeled  
                         After The Harlem Children's Zone (Which Provides Programs And Services Designed  
                         To Combat The Effects Of Poverty And Improve Education And Life Outcomes For  
                         Children From Birth Through College To Career).

(09-1544)

- 16        Subject:    Layoff Notices To 200 Police Officers  
             From:        Councilmember De La Fuente  
             Recommendation: Adopt A Resolution Directing The City Administrator To Start  
                         Preparing To Immediately Issue Potential Lay Off Notices To 200 Police Officers And  
                         Other Staff, If The City Council Decides to Proceed With Such Lay Offs At Its June 24,  
                         2010 Special Budget Meeting

(09-1542)

**This Item has been moved to Item 10.1**

## Continuation of Open Forum

### ADJOURNMENT OF COUNCIL SESSION

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

**IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES  
ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN  
THE MEETINGS OF THE OAKLAND REDEVELOPMENT  
AGENCY/CITY COUNCIL AND COMMITTEES PLEASE CONTACT  
THE OFFICE OF THE CITY CLERK (510) 238-6406. NOTIFICATION  
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.**

**MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED  
TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA  
PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK,  
1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA  
94612 FROM 8:30AM TO 5:00PM**

# SUPPLEMENTAL

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

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**Tuesday, June 15, 2010**

**LATONDA SIMMONS  
Agency Secretary/City Clerk  
and Clerk of the Council**

ORA - Oakland Redevelopment Agency  
S - Supplemental Item