



AGENDA REPORT


TO: Jestin D. Johnson
City Administrator

FROM: Fred Kelley
Director, Oakland Parks,
Recreation and Youth
Development

SUBJECT: Annual Report from the Parks and
Recreation Advisory Commission

DATE: October 18, 2024

City Administrator Approval:


Jestin Johnson (Nov 7, 2024 15:31 PST)

Date: **Nov 7, 2024**

RECOMMENDATION

Staff Recommends That The City Council Receive An Informational Report From The Parks And Recreation Advisory Commission For Fiscal Years 2022-2023 and 2023-2024.

EXECUTIVE SUMMARY

This informational report from the Parks and Recreation Advisory Commission (PRAC) contains an update on PRAC activities during Fiscal Years 2022-2023 and 2023-2024 (**Attachment A**).

The attached report was prepared by the Chair and Vice Chair of the PRAC.

BACKGROUND / LEGISLATIVE HISTORY

City Council adopted Ordinance No. 8065 C.M.S. (**Attachment B**) in 1969, which dissolved the Parks and Recreation Commissions and created the PRAC. The City Council adopted Ordinance No. 11731 C.M.S. in 1994, which amended Ordinance No. 8065 C.M.S. to incorporate uniform requirements established by the City for the selection of members of boards and commissions and their duties, as well as the general responsibilities of boards and commissions.

City Council adopted Ordinance No. [13622 C.M.S](#) in November 2020, amending and restating Ordinance Nos. 11731 (**Attachment C**) and 8065 C.M.S. to update the duties of the PRAC and to include oversight of the 2020 City of Oakland Parks and Recreation Preservation, Litter Reduction, and Homelessness Support Act (Measure Q). It is the function of the PRAC to study, investigate, and research into such matters as the City Administrator or the Council, through the City Administrator, may direct, or as it may deem advisable; to make reports and recommendations thereon and to formulate policy recommendations and plans for the current and future operations and development of the City of Oakland Parks and Recreation System. The PRAC shall submit regular status report to the City Council committee at least once a year.

Life Enrichment Committee
November 19, 2024

ACTION REQUESTED OF THE CITY COUNCIL

Staff Recommends That The City Council Receive An Informational Report From The Parks And Recreation Advisory Commission For Fiscal Years 2022-2023 and 2023-2024.

For questions regarding this report, please contact Jasmine Bellow, Executive Assistant to the Director, at 510-238-7532.

Respectfully submitted,

Fred Kelley

Fred Kelley (Nov 6, 2024 11:20 PST)

Fred Kelley
Director, Parks, Recreation and Youth
Development Department

Prepared by:
Jasmine Bellow, Executive Assistant to the
Director
Administration

CC: Tam Tran
Chair, Parks and Recreation Advisory Commission

Marc Barach
Vice Chair, Parks and Recreation Advisory Commission

Attachments (3):

A: Annual Report from the Parks and Recreation Advisory Commission
B: Ordinance No. 8065 C.M.S.
C: Ordinance Nos. 11731



PRAC Annual Report For Fiscal Years 2022-2023 and 2023-2024

Prepared October 2024

Introduction

The Parks and Recreation Advisory Commission (PRAC) consists of individuals responsible for advising the Mayor, City Council, and City Administrator on policy and operations of the City's parks and recreation system. Commissioners are appointed by the Mayor's Office and approved by City Council.

This annual report describes activities that PRAC has been involved with during fiscal years (FY) 2022-2023 and 2023-2024¹ as they relate to the commission's responsibilities.² These duties and functions include:

- Recommendations for the current and future operations of Oakland's parks and recreation system
- Recommendations on matters affecting the useful and efficient operations of two city agencies involved with Oakland's parks and recreation system: Oakland Parks, Recreation, and Youth Development (OPRYD) and Oakland Public Works (OPW)
- Oversight of Measure Q: The 2020 Parks and Recreation Preservation, Litter Reduction, and Homelessness Support Act.

While PRAC commissioners take all their duties seriously, much of the group's attention and concern was directed at two key matters during this reporting period: (1) proposed consolidation of OPRYD and another city agency and (2) allocation of Measure Q funds. Discussion of these items can be found on pages 2-4.

A list of Oakland residents serving as PRAC commissioners during this reporting period can be found in Attachment A.

¹ FY 2022-2023 runs from July 1, 2022, to June 30, 2023. FY 2023-2024 runs from July 1, 2023, to June 30, 2024.

² PRAC's duties and functions are outlined in its enabling ordinance (Ordinance 13622 CMS).

Parks and Recreation Advisory Commission's Vision

1. **Strengthening Advisory Impact:** PRAC aims to deepen its advisory role by becoming more proactive in shaping policies and making data-driven, community-centered recommendations to OPRYD, OPW, and City Council. By collaborating closely with other city departments and leveraging community input, PRAC will work to ensure its guidance reflects both current needs and future trends.
2. **Enhanced Transparency and Accountability:** A key goal is to increase transparency in decision-making and improve accountability in the implementation of park initiatives. This will include regular reporting on progress and maintaining open lines of communication with the community.
3. **Diversity and Inclusion:** PRAC is committed to reflecting the diversity of Oakland in its decision-making. This means prioritizing diverse representation within the Commission itself and ensuring that its recommendations address the needs of all communities, particularly historically underserved groups.
4. **Visionary Leadership:** The Commission aspires to be seen not only as an advisory body but as visionary leaders in urban green space management. By anticipating future trends in recreation, environmental sustainability, and public health, the Commission can proactively shape Oakland's parks and recreation system for the next generation.

Measure Q

City Budget and Allocation of Measure Q Funds

Measure Q is a 20-year parcel tax levied on Oakland taxpayers to fund park maintenance and improvements that was passed in March 2020. Language in the measure specifies how funds from this tax should be spent.

During the reporting period, funds from Measure Q were allocated to other unrelated city expenses under the framework of "extreme fiscal necessity," despite stated concerns from PRAC and park advocates. While Measure Q language allows for this, PRAC is dismayed that the City has not provided clear or concise definitions of terms to describe the economic conditions that would justify these (mis-)allocations. These terms include "extreme fiscal necessity," "adverse fiscal conditions," "fiscal emergency," and "maintenance of effort."

In the absence of tight definitions that will serve as guardrails in future budget cycles, PRAC is concerned that the City will continue to utilize funds that the voters have approved for one purpose and use it to fund other City operations. This is an untenable situation. Aside from opening the City to legal liability, it is a breach of voter trust which will result in failure of future ballot measures that voters may be willing to pay for but will not approve for fear that the funds will be spent on unrelated items. In other words: a bait and switch. This will be a loss for everyone.

PRAC, along with other concerned organizations, has asked the Finance and Management Committee to specify the definitions of the aforementioned terms and that budgeting and allocations be in concert with best practices from other cities' consolidated fiscal policies and definitions of the terms referenced.

Furthermore, PRAC has also asked that prior to any "extreme fiscal situation" being declared, the City justify use of these emergency powers based upon a comprehensive set of evidentiary legislative findings. At a minimum, these findings should document that:

- An actual emergency exists, per the definitions that California courts have outlined
- That the City has taken all reasonable steps to avoid the problem prior to invoking the emergency
- That there is a demonstrable connection between the emergency and the actions taken, and
- That the City demonstrates that it has considered alternatives to the emergency declaration.

Reporting and Metrics for Measure Q

The bulk of Measure Q money goes to OPW to maintain Oakland's park, landscape, and recreational assets. PRAC works closely with OPW to document and communicate how the department is spending Measure Q money to meet specific deliverables. These include hiring of staff, cleaning of bathrooms, mowing of ballfields, litter removal, and other metrics. PRAC designated a subgroup of commissioners to work with OPW on reporting formats and accuracy, and this has accounted for a significant amount of time and effort for the Commission during this reporting period.

The effective documentation of this information hinges on accurate, reliable data collection. This was hampered by the ransomware attack in February 2023, staff turnover, and other factors. As such, much of the Measure Q reporting during the term of this report does not accurately document whether the specific performance measures developed around Measure Q spending are being met. Encampments in many parks caused the need for increased maintenance, and this factor also contributed to the complexity of tracking adherence to Measure Q performance metrics. Many of these issues are being worked through, and PRAC anticipates clearer reports will be available in 2025.

Performance Audit of Measure Q

The text of Measure Q (Section 5) notes that the City Auditor shall perform a biennial audit and that an annual financial audit may be performed to review accountability and proper revenue disbursement.

In December 2023, the Oakland City Auditor's office released an audit report to cover FY 2020-2021 and FY 2021-2022. Overall, the audit found that Measure Q revenue was spent on intended uses for those two fiscal years but that it was unclear if the money substantially achieved (or made progress towards achieving) what it was sent out to do, which is to improve parks, reduce homelessness, and improve water quality. Other findings from the auditor included underspending of Measure Q funds collected from taxpayers; improvements needed to how the City budgets Measure Q funds; unclear definitions/usage of "maintenance of effort" terms that resulted in lower spending on existing park services, which defeats the intent of Measure Q; not including outcome-oriented performance measures in Measure Q reporting; and not having a baseline to measure existing park conditions. OPW, OPRYD, and the City Administrator's office are working to implement the 16 recommendations in the auditor's report.

An annual financial audit has not been conducted for Measure Q since it was passed.

Proposed Merger of OPRYD and Human Services Department

The FY 2023-2035 budget proposed the merger of OPRYD and the Human Services Department. PRAC has expressed deep concerns about this merger to City Council and the City Administrator for several reasons. There has been limited information as to what this new department and its structure would look like, how the purported \$1.2 million in cost savings would be realized, and how OPRYD’s current services would be provided to Oakland residents as a part of the new department.

Additionally, PRAC is concerned that the potential impacts of the consolidation could create problems that are felt by residents (e.g., reduced recreational programming, transportation services), especially children and youth. These effects cannot be measured in dollars. Lastly, the process and mechanics of reorganization would detract from current work in the City’s already short-staffed labor force, including OPRYD.

If the consolidation moves forward, PRAC strongly asserts that OPRYD’s mission must be a key, explicit function of the new department. As such, leadership from OPRYD must have a prominent role in the new organizational structure and equal weight in executive-level and staff-level decisions, including policy, budgeting, management, and operations.

While seemingly minor, PRAC also strongly encourages the inclusion of the words “parks” and “recreation” in the new department’s name, which the initial name of the combined entity did not reflect. The commission opposes diminishment of OPRYD’s stature and voice as a part of any merger as well as its functions and service to Oakland residents.

Lake Merritt

Lake Merritt is a key attraction for local residents as well as people from the region. It has also attracted disorderly conduct, crime, and other problems that have increased in recent years. This has a drastically negative effect on the quality of life for Lake Merritt residents, businesses, and visitors. Most notable are the anti-social behavior on holidays that have resulted in a chaotic environment that is unsafe, if not unbearable. PRAC has conveyed its concerns to the City Administrator and other City agencies, including asking for more enforcement and advance planning around holidays.

Projects, Plans, and Programs

PRAC played a central role in the review of numerous projects, plans, and programs that affected the city’s parks and/or recreation. These ranged from the installations of Little Libraries and murals to a cultural conservation easement to return land in Joaquin Miller Park to indigenous stewardship and park improvements at Raimondi ballfield for the Ballers baseball team. For the latter, PRAC held numerous discussions and conducted a special meeting to enable the Ballers to meet deadlines for their inaugural season.

FY 2022-2023	16 projects, plans, and programs
FY 2023-2024	12 projects, plans, and programs

Conditional Use Permits

PRAC reviews several conditional use permits (CUPs) for projects that are located in city parks and forwards recommendations (e.g., approval) to the Planning Department or other city agencies, as part of the City’s development process. Examples of such projects PRAC reviewed during this reporting period included CUPs for renovation of Lincoln Park’s recreation center, restoration of existing sidewalks at

Chinese Garden Park in Chinatown, and a restoration project at Courtland Creek Park. With the guidance of OPRYD’s Assistant Capital Improvement Project Coordinator, PRAC reviewed the following number of CUPs in the last two fiscal years.

FY 2022-2023	4 CUPs
FY 2023-2024	5 CUPs

Requests to Collect Funds in Parks

PRAC is responsible for implementing OMC Section 12.64.080, which requires individuals or organizations to seek permission from a city commission, department, or board to sell goods, food, donations, merchandise, etc. in a public park. Event requests come from a wide array of entities for a diverse range of activities, including fundraisers, concerts, cultural gatherings, health fairs, and others. With the assistance of OPRYD’s Central Reservations Unit, PRAC reviewed applications from event organizers during this reporting period as follows:

FY 2022-2023	25 applications
FY 2023-2024	26 applications

Tree Appeals

PRAC is responsible for reviewing appeals of non-development related tree removal permits and City-owned tree removal permits, pursuant to OMC section 12.36.110 and 12.36.120, respectively. There were no tree removal appeals during this reporting period.

Improvements Internal to PRAC

PRAC lacks organizational documents or other materials that can be used to orient commissioners on their roles or guide their review and decision-making process. To address this issue, the following steps were taken:

- Staff present proposed projects and plans to PRAC for review and, at times, recommendations for their advancement. To improve its review process, PRAC is working with OPRYD and OPW to submit information or discussion of how the proposed work complies with the General Plan’s Open, Space, Conservation, and Recreation (OSCAR) Element and other City policies.
- Draft bylaws were prepared and submitted to OPRYD and the City Attorney for review. It is anticipated that the bylaws will be finalized by early 2025.
- A handbook was prepared to onboard PRAC commissioners as well as serve as a continuing resource for commissioners. It contains information about PRAC’s roles and responsibilities; ordinances, codes, and regulations related to PRAC; and other information. The handbook is a supplement to the City of Oakland’s Board and Commissioner Member Handbook.
- The agenda template was updated to more accurately reflect PRAC’s monthly meeting procedures as well as to be more user-friendly. Changes included placing call-in information in a more prominent and accessible manner, given the hybrid nature of PRAC’s monthly meetings (i.e., remote/in-person meetings).

Looking Ahead

PRAC anticipates the below items to emerge in FY 2024-2025 (and beyond) in which it will be involved with.

OSCAR Update and Development of a Parks Master Plan

The Planning Department is beginning the second phase of the update to Oakland's General Plan. This phase will include changes to the OSCAR. Additionally, OPRYD, in collaboration with Trust for Public Land, is working to prepare a scope of work and secure funding for a long overdue Parks Master Plan. As both documents will set policies and involve long-range planning for Oakland's parks and recreation system, PRAC anticipates playing a significant role in their development.

Parks Assets and Conditions Assessment

In FY 2024-2025, OPW will be preparing a comprehensive inventory and assessment of the City's physical park assets (with the exception of buildings [e.g., recreation centers]). This is a foundational step to advance work that improves the functionality and quality of the City's parks and is one of the recommendations of the auditor's 2023 performance audit report (p. 3).

Measure Y: The 2022 Oakland Zoo Animal Care, Education, and Improvement Ordinance

In November 2022, Oakland residents passed Measure Y. This measure is a 20-year parcel tax that would fund improvements to the Oakland Zoo. The measure identified PRAC as the oversight committee for these funds. At the time that this annual report was prepared, a lawsuit was in place to block this measure. As such, PRAC has not taken any steps related to this measure. The outcome of the lawsuit would dictate new tasks for PRAC. It is unknown at this time when the lawsuit will be settled.

ATTACHMENT A | PRAC COMMISSIONERS

As of June 30, 2023

Marc Barach
Donna Duhe
Jinhee Ha
Isaac Kos-Read
Daral Smith
Kenzie Smith
Evelyn Torres
Tam Tran
Robert Watkins
Kye Whitmore

As of June 30, 2024

Marc Barach
Sal Alper
Fernando Cervantes
Adrian Henderson
Isaac Kos-Read
Thomas Omolo
Cameron Snyder
Josefina Thomas
Tam Tran
Robert Watkins
Kye Whitmore

INTRODUCED BY COUNCILMAN _____


Deputy CITY ATTORNEY

ORDINANCE No. 8065 C. M. S.

AN ORDINANCE ADOPTED PURSUANT TO ARTICLE V OF THE CHARTER DISCONTINUING THE PARK COMMISSION AND THE RECREATION COMMISSION; TRANSFERRING THE POWERS AND DUTIES HERETOFORE EXERCISED BY SAID COMMISSIONS TO THE CITY MANAGER AND COUNCIL RESPECTIVELY; AND CREATING A PARK AND RECREATION ADVISORY COMMISSION TO ASSIST AND ADVISE THE CITY MANAGER AND THE COUNCIL.

The Council of the City of Oakland does ordain as follows:

SECTION I. Pursuant to Section 502 of the Charter, the Park Commission of the City of Oakland is hereby discontinued. Nothing herein shall affect the validity or enforceability of any legislation, bond, contract, or other obligation heretofore enacted or entered into for, or on behalf of, the City by the Park Commission.

SECTION II. Pursuant to Section 502 of the Charter, the Recreation Commission of the City of Oakland is hereby discontinued. Nothing herein shall affect the validity or enforceability of any legislation, bond, contract, or other obligation heretofore enacted or entered into for, or on behalf of, the City by the Recreation Commission.

SECTION III. To the extent permitted by law, all duties, powers and functions heretofore exercised by the Park Commission and by the Recreation Commission will be exercised by the City Manager. Any power, duty, or function which by law may not be exercised by the City Manager shall be exercised by the Council. It is the intent of this ordinance, pursuant to subdivision (a) of Section 404 of the Charter, to transfer to the City Manager, to the fullest extent permitted by law, all of the duties, powers, and functions presently exercised by each of the above-named Commissions over their respective departments, facilities and properties. In furtherance of this purpose and without limiting the generality of the foregoing, the City Manager, with respect to the Park Department and the Recreation Department, heretofore governed by the said Commissions respectively, shall have the following powers and duties:

(a) He may, to the extent permitted by law, prescribe and enforce such general and specific rules and regulations as he may deem necessary or expedient to the general operation and conduct of each of the said Departments. He may, by directive, modify or terminate any resolution, order, rule, regulation, or by-law, heretofore adopted by or promulgated under the authority of either of the said Commissions. Until so modified or terminated, all such resolutions, orders, rules, regulations, and by-laws shall, by virtue of this ordinance, remain in full force and effect, and shall be enforced by the City Manager.

(b) Subject to the Charter and appropriate rules of the Civil Service Board, he shall appoint, regulate, and control all personnel of the said Departments, and shall exercise

with respect to said personnel the powers and duties set forth in Section 404 of the Charter. Pending such action by the City Manager, all existing appointments made by either of the said Commissions, shall remain effective for all purposes. The compensation of the personnel of the said Departments shall, pursuant to Section 207 of the Charter, be fixed by the Council, and until so fixed shall remain as presently established.

(c) He shall control and administer the financial affairs of the said Departments, and shall control and administer all moneys and funds which may now or hereafter be allocated by the Council to said Departments, or either of them, including the Park Fund and the Recreation Fund, which funds are hereby continued. The City Manager shall, to the extent permitted by law, control and administer the disbursement of said funds, and each of them. Subject to §1103 of the Charter, the City Manager shall have the right to control, administer, and disburse all moneys that may be derived from any donation, legacy, or bequest to the said Departments, or either of them, unless otherwise provided by the terms of such donation, legacy, or bequest.

(d) He shall perform with respect to the said Departments all of the powers and duties enjoined upon him, with respect to City affairs generally, by §§403 and 404 of the Charter.

SECTION IV. As the governing body of the City, the Council shall exercise those powers and duties which under former Charter were vested in each of the said Commissions and which may not legally be exercised by the City Manager. The City Attorney, the City Clerk, and the City Auditor shall exercise with regard to the said Departments the powers and duties conferred upon them by the Charter with respect to the other departments of the City.

SECTION V. Pursuant to §501 of the Charter, there is hereby created a Parks and Recreation Advisory Commission. It shall be the function and duty of the Parks and Recreation Advisory Commission to study, investigate and research into such areas and matters as the City Manager or the Council, through the City Manager, may direct, or as it may deem advisable; to make reports and recommendations thereon and to formulate policy recommendations and plans for the future development of the Park Department and the Recreation Department; to advise the City Manager and the Council, through the City Manager, on matters affecting the useful and efficient operation of the Park Department and the Recreation Department so that their facilities, functions and exhibits can be utilized to the fullest advantage of the citizens of this community; to hold, control, and administer such properties and trusts as may be required by the terms of the particular instrument creating or conveying the same; and to perform such other duties and functions as the City Manager may from time to time direct. The following special provisions shall apply to the Parks and Recreation Advisory Commission:

(a) The Commission shall consist of seven members who will be appointed pursuant to §501 of the Charter, and who shall serve without compensation. Four Commissioners shall constitute a quorum. Of the Commissioners first

appointed, one shall be appointed for a term of one year, two for two years, two for three years, and two for four years, said terms to commence upon the date of appointment. Thereafter each appointment shall be for a term of four years, except that an appointment to fill a vacancy shall be for the unexpired term only.

(b) A vacancy in the Commission will exist whenever a Commissioner dies, resigns, or is removed, or whenever an appointee fails to be confirmed by the Council within ten days of appointment. A Commissioner may be removed pursuant to §501 of the Charter. Conviction of a felony, misconduct, incompetency, inattention to or inability to perform his duties, and absence from three consecutive regular meetings except on account of his own illness or when absent from the City by permission of the Commission, shall constitute cause for removal.

(c) Each year at its first regular meeting in July, the Commission shall elect a chairman and a vice chairman from amongst its members. The Commission shall meet at least once each month at an established time and place suitable for its purpose. Such meetings shall be designated regular meetings. Meetings called by the Mayor or City Manager, and meetings scheduled for a time or place other than for regular meetings, shall be designated special meetings. Written notice of special meetings shall be given to the Commission members, the Council, and the public press at least twenty-four hours before the meeting is scheduled to convene.

(d) The Commission shall, in consultation with the City Manager and with the approval of the Council, establish rules and procedures for the conduct of its business. The affirmative vote of four members shall be required for the adoption of any motion. The Commission shall make its reports, findings and recommendations in writing unless otherwise directed by the City Manager. All reports, findings and recommendations shall be made to the City Manager who shall forward to the Council those matters within the province of the Council. Recommendations from the Commission to the City Manager shall be carefully and fully considered by him. If rejected by the City Manager, the Commission may submit its recommendations to the Council for its consideration, as appropriate.

(e) The City Manager may provide the Commission with assistance from City employees under his jurisdiction. The provisions of Section 221 of the Charter shall apply to members of the Commission.

IN COUNCIL, OAKLAND, CALIF., NOV 13 1969, 19

PASSED BY THE FOLLOWING VOTE:

AYES - BINNS, BROM, CHIALVO, ~~ENG, MAGGIORA, OGAWA, OSBORNE, ROSE,~~
AND ^{VUKASIN} ~~VICE PRESIDENT READING - ROSE - 6~~

NOES - *NONE*

ABSENT - *ENG, OGAWA, READING - 3*

ATTEST: 
MAYOR OF THE CITY OF OAKLAND, CALIF.

ATTEST: 
CITY CLERK AND CLERK OF THE COUNCIL
OF THE CITY OF OAKLAND, CALIF.

CITY OF OAKLAND



CITY HALL • 14TH AND WASHINGTON STREETS • OAKLAND, CALIFORNIA 94612

Office of the City Clerk

July 6, 1982

Ms. Joyce Desfosse
InterCapital Liquid Asset Fund, Inc.
c/o The First Jersey National Bank
P.-O. Box 902
Jersey City, New Jersey 07303

Dear Ms. Desfosse:

Attached is an official list of the members of the Parks and Recreation Advisory Commission. The Parks and Recreation Advisory Commission members also serve as Trustees of the Children's Fairyland Trust Fund as authorized by Resolution No. 8464 March 8, 1950, and amended by Ordinance No. 8065, CMS, November 13, 1969.

As City Clerk of Oakland, I do hereby certify the attached list to be the current members of the Parks and Recreation Advisory Commission and Trustees of the Children's Fairyland Trust Fund for the City of Oakland.

Sincerely,

A handwritten signature in cursive script that reads "Arrece Jameson".

Arrece Jameson
City Clerk

Encls.

BOARDS AND COMMISSIONS

APPOINTED

EXPIRATION

PARKS AND RECREATION ADVISORY COMMISSION

Seven members - Four-year term

Mayor and Council appointment

Meet: Second and Fourth Wednesdays - 4:00 p.m. - Board Room, 1520 Lakeside Drive

Warren L. Brown (VC) Retired Businessman	9-2-80	11-13-84
Anne Woodell (C) Housewife	4-2-74	11-13-83
Edward Hing Retired Businessman	9-2-80	11-13-83
Vacant		11-13-85
Willie R. Boyette Program Director	12-16-80	11-13-84
Marsha Corprew Teacher	11-14-77	11-13-85
Noel Gallo	6-23-81	11-13-85

v. Hap Smith, Director and Secretary
(Phone: 273-3091)

6/1/82

ACCEPTANCE

The Board of Park Directors of the City of Oakland does hereby agree to accept any and all donations, legacies and bequests that may now, or hereafter be offered to it for the purposes of said Children's Fairyland Fund, upon all the terms and conditions hereinbefore set forth.

IN WITNESS WHEREOF said Board of Park Directors of the City of Oakland has this 8th day of March, 1950, caused its name to be hereunto affixed by its President and Secretary pro tem thereunto duly authorized by Resolution No. 3464 of said Board.

BOARD OF PARK DIRECTORS OF
THE CITY OF OAKLAND

By W. J. [Signature]
Its President

By J. [Signature]
Its Vice President

By [Signature]
Its Member

By [Signature]
Its Secretary pro tem

BOARD OF PARK DIRECTORS
CITY OF OAKLAND, CALIFORNIA

RESOLUTION NO. 8464

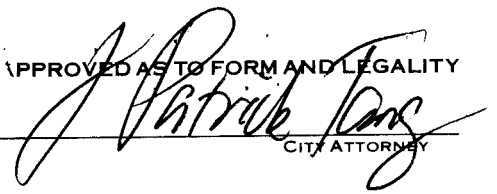
RESOLVED: That the Acceptance of Gift made this 8th day of March, 1950, by the Board of Governors of the LAKE MERRITT BREAKFAST CLUB, to the Board of Park Directors of the City of Oakland, to accept any and all donations, legacies and bequests that may now, or hereafter be offered to the Park Board for the purposes of said Children's Fairyland Fund, upon all the terms and conditions as set forth in said agreement of Gift, for the construction and maintenance in Lakeside Park, Oakland, California, of an exhibit or exhibits utilizing animals in exemplifying children's fairy tales, for the enjoyment and edification of little children of the community, to be known and designated as "Children's Fairyland", is hereby approved, and the President and Directors of the Board, and Secretary pro tem of the Board of Park Directors are hereby authorized to sign said Acceptance of Gift.

ADOPTED BY THE FOLLOWING VOTE:
AYES—DIRECTOR Rossi
NOES—

Vice-
AND PRESIDENT Mann
ABSENT President Ostrander

I HEREBY CERTIFY THAT THE FOREGOING IS A FULL, TRUE, AND CORRECT COPY OF
RESOLUTION NO. 8464 ADOPTED AT A REGULAR MEETING OF THE BOARD OF PARK DIRECTORS,
HELD March 8, 1950

Helen Rigney
SECRETARY pro tem


CITY ATTORNEY**ORDINANCE NO. 11731 C. M. S.****ORDINANCE ADOPTED PURSUANT TO ARTICLE VI OF
THE CITY CHARTER AMENDING ORDINANCE NO. 8065
C.M.S. ESTABLISHING THE PARKS AND RECREATION
ADVISORY COMMISSION**

WHEREAS, the Parks and Recreation Advisory Commission (Commission) was established by the City Council of the City of Oakland on November 13, 1969 by Ordinance No. 8065 C.M.S., for the purpose of researching and formulating policy recommendations and plans for the future development of the Office of Parks and Recreation (OPR) and advising the City Manager and City Council on matters affecting the operation of the OPR and their facilities, functions, exhibits and duties; and

WHEREAS, at a Special Meeting of the City Council convened on or about April 26, 1994, the City Council determined that existing boards and commissions should be amended to incorporate uniform requirements regarding the selection of members, the duties of said members, and the general responsibilities of boards and commissions. and

WHEREAS, in the interest of expanding and broadening representation for all groups with an interest in matters related to the City's parks and recreation areas, membership to the Commission should be expanded to eleven (11) members.

The Council of the City of Oakland does ordain as follows:

Section 1. The duties and functions of the duly appointed commissioners of the Park and Recreation Advisory Commission (Commission) as provided in Section V of Ordinance No. 8065 C.M.S., are amended to read as follows:

"Section V. Duties and Functions.

(a) Pursuant to Section 601 of the Charter, there is hereby created a Parks and Recreation Advisory Commission. It shall be the function and duty of the Parks and Recreation Advisory Commission (Commission) to study, investigate and research into such areas and matters as the City Manager or the Council, through the City Manager, may direct, or as it may deem advisable; to make reports and recommendations thereon and to formulate policy recommendations and plans for the future development of the Office of Parks and Recreation; to

advise the City Manager and the Council, through the City Manager, on matters affecting the useful and efficient operation of the Office of Parks and Recreation so that their facilities, functions and exhibits can be utilized to the fullest advantage of the citizens of this community; to hold, control, and administer such properties and trusts as may be required by the terms of the particular instrument creating or conveying the same; and to perform such other duties and functions as the City Manager may from time to time direct.

(b) The Commission shall submit regular status reports to the City Council committee designated as liaison to the Commission at least once a year.

(c) Status reports submitted in fulfillment of subsection (b) above must include a detailed description of operating and staffing needs, to be developed and maintained by the department responsible for staffing and administration of the Commission.

(d) Each year, the Commission shall review the annual goals and objectives of the City Council. Review of City Council goals and objectives shall be undertaken to provide the Commission the opportunity to better integrate the activities of the Commission with the City's overall goals and objectives.

(e) City Council approval must be obtained prior to the creation of any standing committee of the Commission. A proposal to create a standing committee of the Commission must include information regarding the costs associated with staffing the standing committee, and the costs of complying with noticing and reporting requirements resulting from the establishment of any such standing committee of the Commission."

Section 2. Section V(a) of Ordinance No. 8065, relating to the number and appointment of members to the Commission, shall be renumbered as Section VI and amended to read as follows:

"Section VI. Composition.

(a) The Commission shall consist of eleven (11) members who will be appointed pursuant to Section 601 of the Charter, and who shall serve without compensation. Six (6) Commissioners shall constitute a quorum.

(b) To the extent practicable, appointments to the Commission shall be made in accordance with the City's affirmative action policies.

(c) To the extent practicable, appointments to the Commission shall reflect the geographical diversity of the City.

(d) In making appointments to the Commission the Mayor shall accept for consideration recommendations for appointments offered by each Councilmember. Councilmembers must submit recommendations to the Mayor for consideration at least 30 days prior to expiration of an existing Commission member's term."

Section 3. Sections V(a) and V(b) of Ordinance No. 8065, relating to the length and frequency of the terms of members appointed to the Commission, shall be renumbered as Section VII and amended to read as follows:

"Section VII. Appointment.

(a) Staggered Terms. Commencing with the effective date of this Ordinance, Commission members shall be appointed to staggered terms, said terms to commence upon the date of appointment, except that an appointment to fill a vacancy shall be for the unexpired portion of the term only.

(b) Length of Terms. Except for the initial appointments made immediately following passage of this Ordinance which may be for lesser terms of two (2) years or one (1) year in order to establish staggered terms pursuant to subsection A, all appointments shall be for a period of three (3) years.

(c) Limit on Consecutive Terms. Commencing with the effective date of this Ordinance, no person shall be appointed to serve more than two (2) consecutive terms as a member of the Commission. Members of the Commission sitting on the effective date of this ordinance shall not be appointed to serve more than (1) additional consecutive term as a member of the Commission.

(d) Removal. To assure participation of Commission members, attendance by the members of the Commission to all regularly scheduled and special meetings of the Commission shall be recorded, and such record shall be provided semi-annually to the Office of the Mayor for review. A member may be removed pursuant to Section 601 of the City Charter. Among other things, conviction of a felony, misconduct, incompetency, inattention to or inability to perform duties, or absence from three (3) consecutive regular meetings except on account of illness or when absent from the City by permission of the Commission, shall constitute cause for removal."

Section 4. Section V(c) of Ordinance No. 8065, relating to the meetings of the Commission, shall be renumbered as Section VIII.

Section 5. Section V(d) of Ordinance No. 8065, relating to the rules and procedures of the Commission, shall be renumbered as Section IX and amended to read as follows:

"Section IX. Rules and Procedures.

The Commission shall, in consultation with the City Manager and with the approval of the Council, establish rules and procedures for the conduct of its business. The affirmative vote of six (6) members shall be required for the adoption of any motion. The Commission shall make its reports, findings and recommendations in writing unless otherwise directed by the City Manager. All reports, findings and recommendations shall be made to the City Manager who shall forward to the Council those matters within the province of the Council. Recommendations from the Commission to the City Manager shall be carefully and fully considered by him/her. If rejected by the City Manager, the Commission may submit its recommendations to the Council for its consideration, as appropriate."

Section 6. Section V(e) of Ordinance No. 8065, relating to the staff assistance to the Commission, shall be renumbered as Section X.

JUL 26 1994

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 19 _____

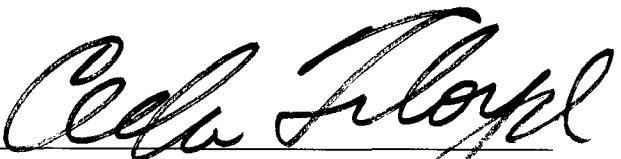
PASSED BY THE FOLLOWING VOTE:

AYES— BAYTON, DE LA FUENTE, JORDAN, MILEY, MOORE, ~~OGAWA~~, SPEES, WOODS-JONES, and PRESIDENT HARRIS ¹⁻⁸

NOES— NONE

ABSENT— NONE

ABSTENTION— NONE

ATTEST: 
CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California

The Oakland Tribune.

66 Jack London Square, Oakland, CA 94607
(510) 208-6300

LEGAL NO. 3228

PUBLIC NOTICE

NOTICE AND DIGEST ORDINANCE ADOPTED PURSUANT TO ARTICLE VI OF THE CITY CHARTER AMENDING ORDINANCE NO. 8065 C.M.S. ESTABLISHING THE PARKS AND RECREATION ADVISORY COMMISSION

An Ordinance to amend the legislation creating the Parks and Recreation Advisory Commission to set forth standard commission duties and functions, composition requirements and terms limits, and increasing membership to fifteen (15) members.

This Ordinance was introduced at the regular Council Meeting, Tuesday evening, July 19, 1994, and passed to print 8 Ayes, 0 Noes. Hearing on final adoption is set for regular Council Meeting at the Lakeside Park Garden Center, 666 Bellevue Avenue, Oakland, California, Tuesday July 26, 1994 at 7:30 p.m.

Three full copies are available for use and examination by the public in the Office of the City Clerk at 505 - 14th Street, Suite 609, Oakland, California.

CEDA FLOYD,
City Clerk

Oakland Tribune, Legal No. 3222
July 23, 1994

PROOF OF PUBLICATION

Case No.

In the matter of
City of Oakland

Samantha Allen..... deposes and says that he/she was the Public Notice Advertising Clerk of THE OAKLAND TRIBUNE a newspaper of general circulation as defined by Government Code Section 6000, adjudicated as such by the Superior Court of the State of California, County of Alameda (Order No. 237798, December 4, 1951) which is published and circulated in Oakland Township in said county and state seven days a week.

That the
Notice of Hearing.....

of which the annexed is a printed copy, was published in every issue of THE OAKLAND TRIBUNE on the following dates:

July 26, 1994

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date July 26, 1994
at Oakland, California.

Samantha Allen.....

Public Notice Advertising Clerk

94 JUL 28 PM 2:58

FILED
OFFICE OF THE CITY CLERK
OAKLAND

65-10

The Oakland Tribune.

66 Jack London Square, Oakland, CA 94607
(510) 208-6300

LEGAL NO. 3222

D. 11731 CMS

PUBLIC NOTICE

NOTICE AND DIGEST ORDINANCE ADOPTED PURSUANT TO ARTICLE VI OF THE CITY CHARTER AMENDING ORDINANCE NO. 8065 C.M.S. ESTABLISHING THE PARKS AND RECREATION ADVISORY COMMISSION

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CEDA FLOYD,
City Clerk

Oakland Tribune, Legal No. 3222

PROOF OF PUBLICATION

Case No.

In the matter of
City of Oakland

Ordinance No. 8065 C.M.S.

Samantha Allen

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That the
Notice & Digest

of which the annexed is a printed copy, was published in every issue of THE OAKLAND TRIBUNE on the following dates:

July 23, 1994

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date July 25, 1994
at Oakland, California.

Samantha Allen

Public Notice Advertising Clerk

94 JUL 27 PM 3:09
FILED
OFFICE OF THE CITY CLERK
OAKLAND

12944

NOTICE AND DIGEST

ORDINANCE ADOPTED PURSUANT TO ARTICLE VI OF
THE CITY CHARTER AMENDING ORDINANCE NO. 8065
C.M.S. ESTABLISHING THE PARKS AND RECREATION
ADVISORY COMMISSION

0.11731 CMS

An Ordinance to amend the legislation creating the Parks and Recreation Advisory Commission to set forth standard commission duties and functions, composition requirements and terms limits, and increasing membership to fifteen (15) members.

C.F.

This Ordinance was introduced at the regular Council Meeting, Tuesday evening, July 19, 1994, and passed to print 9 Ayes, 0 Nocs. Hearing on final adoption is set for regular Council Meeting at the Lakeside Park Garden Center, 666 Bellevue Avenue, Oakland, California, Tuesday July 26, 1994 at 7:30 P.M.

Three full copies are available for use and examination by the public in the Office of the City Clerk at 505 14th Street, Suite 609, Oakland, California.

CEDA FLOYD City Clerk
(cc) FRI, July 23, 1994
SAT

0.11731 CMS

NOTICE AND DIGEST

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CEDA FLOYD City Clerk
C-: FRT, July 23, 1994
SFT