

# 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 Finance and Management Committee Hearing Room 1, 1 Frank H. Ogawa Plaza**

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

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**Tuesday, July 14, 2009**

**11:30 AM**

**Hearing Room One - 1st Floor**

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

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Councilmember Present: 4 - Member Kernighan, Member De La Fuente, Member Nadel and Chair Quan  
*The Oakland City Council Finance and Management Committee convened at 11:50 a.m. with Councilmember Quan presiding as Chairperson.*

- 1 Approval of the Draft Minutes from the Committee Meeting held on June 23, 2009

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

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

- 2 Determination of Schedule of Outstanding Committee Items

[Play Video](#)

**A motion was made by Member De La Fuente, seconded by Member Kernighan, to \*Approve with the following amendments. The motion carried by the following vote:**

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

*The Committee directed staff to take the following actions on the pending list:*

*UNDER PENDING NO SPECIFIC DATE:*

*Item 5 - AB 2987 Implementation (Council) - Remove*

*Item 6 - AB 2987 Implementation (City Administrator) - Remove*

*Item 9 - Douglas Parking Contract - Combine with item 4 (City Garage Report) on the September 22, 2009 Committee agenda*

*Item 13 - Residential Permit Parking - Remove*

*Item 14 - Cost to Modify Residential Permit Parking - Remove*

*The following individual spoke on this item:*

*- Sanjiv Handa*

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**FROM FOR TRACKING PURPOSES**

#12           Subject:    Event Tables  
              From:    Finance and Management Agency  
              Recommendation:    Receive An Informational Report On Event Tabela Purchased By The City  
  During The Fiscal Year  
              [09-0711](#)

**Scheduled to \*Finance & Management Committee on 9/29/2009**

#13           Subject:    Travel Expenditures  
              From:    Finance and Management Agency  
              Recommendation:    Receive An Informational Report On Travel Expenditures Incurred By The  
  City During The Fiscal Year  
              [09-0712](#)

**Scheduled to \*Finance & Management Committee on 9/29/2009**

*The Committee directed staff to provide an earlier response for public notice on  
the Grand Jury's decision.*

#14           Subject:    Grants And Donations For Fiscal Year  
              From:    Finance And Management Agency  
              Recommendation:    Receive An Informational Report Providing A List Of Grants And  
  Donations Accepted And Appropriated By The City Administrator On Behalf Of The City  
  Council During The Fiscal Year  
              [09-0713](#)

**Scheduled to \*Finance & Management Committee on 10/13/2009**

#15           Subject:    Mayoral Pay-Go Expenditures  
              From:    Finance and Management Agency  
              Recommendation:    Receive An Informational Report On Fiscal Year Council And Mayoral  
  Pay-Go Expenditures Through The Fiscal Year End  
              [09-0714](#)

**Scheduled to \*Finance & Management Committee on 9/29/2009**

#16           Subject:    Quarterly Vacancy Reports  
              From:    Finance And Management Agency  
              Recommendation:    Receive Vancany Reports - September and March  
              [09-0715](#)

**Scheduled to \*Finance & Management Committee on 9/29/2009**

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- 3 Discussion And Action On Potential Proposals To Obtain Grant Funds Provided Under The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package")

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*The following individual spoke on this item:*

- Sanjiv Handa

09-0188

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[View Supplemental Report.pdf](#)

- 4 Subject: State Budget Status  
From: Budget Office  
Recommendation: Receive A Status Report From The City Administrator On The State Budget And Potential Impacts On The City's Proposed Budget For Fiscal Year 2009-2011

09-0439

[Play Video](#)

*Staff will present a report regarding the States Gas Tax at the July 28, 2009 Special Council Meeting. Staff will also present a proposal to revise the budget if the state takes back the Gas Tax Fund.*

*The following individuals spoke on this item:*

- Sanjiv Handa

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- 5 Subject: Residential Parking Permit Renewal Process  
From: Council President Brunner  
Recommendation: Receive An Informational Report From Parking Operations On Streamlining And Implementing Revisions To The Residential Parking Permit Program

09-0421

[Play Video](#)

**A motion was made by Member Nadel, seconded by Member Kernighan, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 21, 2009 as a Non-Consent item. The motion carried by the following vote:**

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

*The Committee directed staff to come back to a future meeting and inform them on whether the permit fee should be bumped up or if the permit fee is cost covering/cost neutral.*

*The following individual spoke on this item:*

- Sanjiv Handa

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6 Subject: False Alarm Reduction Program  
From: Oakland Police Department  
Recommendation: Adopt The Following Pieces of Legislation:

1) An Ordinance Repealing And Reenacting Oakland Municipal Code (OMC) Chapter 8.02, Burglar Alarm Systems;

[09-0394](#)

[Play Video](#)

**A motion was made by Member Kernighan, seconded by Member De La Fuente, 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 July 21, 2009 as a Non-Consent item. The motion carried by the following vote:**

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

*The Committee directed staff to provide a supplemental report on the following:*

*1) Responses from SEIU 1021 regarding their position on the City's/OPDs decision to outsource the contract to run the False Alarm Program. The Committee also directed staff to comeback to Committee with the results from RFP process.*

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[View Supplemental Report.pdf](#)

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2) An Ordinance Amending Ordinance No. 12809 (Master Fee Schedule) To Establish Service Fees For False Alarms And For False Alarm Reduction Activities; And

[09-0394-1](#)

[Play Video](#)

**A motion was made by Member Kernighan, seconded by Member De La Fuente, 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 July 21, 2009 as a Non-Consent item. The motion carried by the following vote:**

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

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3) A Resolution Authorizing The City Administrator To Create A Special Fund To Receive Revenues Generated By The False Alarm Reduction Program Administered By The Oakland Police Department

[09-0394-2](#)

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**A motion was made by Member Kernighan, seconded by Member De La Fuente, 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 July 21, 2009 as a Non-Consent item. The motion carried by the following vote:**

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

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*The following individual spoke on this item:*

*- Sanjiv Handa*

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7 Subject: Measure K Audit  
From: Office of the City Auditor  
Recommendation: Receive The Measure K - 2.5% Set-Aside For The KIDS FIRST! Oakland  
Children's Fund Performance Audit - The City Owes Kids First! \$647,000  
[09-0494](#)  
[Play Video](#)

**A motion was made by Member De La Fuente, seconded by Member Nadel, that this matter be \*Received and Filed. The motion carried by the following vote:**

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

*The Committee directed staff to return in September with the following information: 1) Legal Clarification on the 3 objections raised by the Auditors office; 2) Guidance on Broader Issues such as the Committee's intent or non intent to designate certain funding streams as restricted funds (i.e., Library funds, what was the original agreement regarding repayment when City Center was bonded out) and whether or not it was expected to include rents as part of the repayment stream*

*The following individual spoke under this item:*

*- Sanjiv Handa*

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8 Subject: Indenture & Loan Agreement Amendment - Uptown Project  
From: Finance and Management Agency  
Recommendation: Adopt An Agency Resolution By The Redevelopment Agency Of The City Of Oakland 1) Authorizing Amendments To The Multifamily Housing Revenue Bonds (Uptown Apartments Project) 2005 Series Trust Indenture Between The Agency And Wells Fargo Bank, As Trustee, And Related Loan Agreement Between The Agency And Uptown Housing Partners Extending The Term Of The Current Project Financing By Fourteen Months, And (2) Authorizing Necessary Actions In Connection Therewith  
[09-0523](#)

**A motion was made by Member De La Fuente, seconded by Member Kernighan, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 21, 2009 as a Non-Consent item The motion carried by the following vote:**

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

*The following individual spoke on this item:*

*- Sanjiv Handa*

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[2009-0080 CMS.pdf](#)

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## \*Special Concurrent Meeting of the Redevelopment Agency and Finance and Management Committee

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9           Subject:    City's Bond Ratings  
              From:       Councilmember Jean Quan  
              Recommendation: Receive An Informational Report Providing Status On The City's Bond  
              Rating  
              [09-0575](#)  
              [Play Video](#)

**A motion was made by Member De La Fuente, seconded by Member Nadel, that this matter be \*Received and Filed. The motion carried by the following vote:**

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

*The following individual spoke on this item:*

- Sanjiv Handa  
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10           Subject:    Smartboot System  
              From:        Finance and Management Committee  
              Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Enter Into A Sole-Source Service Agreement With Paylock, Inc. To Operate Within The City Of Oakland A Vehicle Immobilizer "Boot" Program, At No Cost To The City, For A Three-Year Term With Two One-Year Renewal Options; And  
[09-0588](#)  
[Play Video](#)

**A motion was made by Member De La Fuente, seconded by Member Kernighan, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 21, 2009 as Consent Calendar item. The motion carried by the following vote:**

**Votes:** Councilmember Aye: Member Kernighan, Member De La Fuente, Member Nadel and Chair Quan  
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2) An Ordinance Amending Ordinance Number 12880 C.M.S. (Master Fee Schedule), As Amended, To Add Boot Removal Fee  
[09-0588-1](#)

**A motion was made by Member De La Fuente, seconded by Member Kernighan, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 21, 2009 as a Consent Calendar item The motion carried by the following vote:**

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

*The following individuals spoke on this item:*

- Sanjiv Handa  
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11 Subject: City Administrator 2009 Summer Recess Authorization  
From: Office of the City Administrator  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City/Agency Administrator To Make Grant Awards, Accept Grant Funds And Take Action On Procurement Of Certain Supplies, Construction Labor And Materials Exceeding \$500,000.00 And Professional Services Contracts Exceeding \$300,000.00 During The City Council Annual Recess Of 2009 As Follows:

1. A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Award An On-Call Construction Contract To The Lowest Responsive, Responsible Bidder For Citywide Resilient Safety Surfaces Under ADA (Americans With Disabilities Act) Play Surfacing Project (No. C274251) In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Not-To-Exceed Six Hundred Thousand Dollars (\$600,000.00); And

2. A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Approve Two Brownfield Cleanup Revolving Loan Fund Loans/Grants From The City's Existing Environmental Protection Agency/American Reinvestment And Recovery Act-Funded Loan Program To: 1) Debra Esposito For Environmental Remediation At 2906 Chapman Street, Related To The Development Of 12 Units Of Housing, For An Amount Not -To -Exceed \$400,000.00; And 2) Aspire Charter School, For Environmental Remediation At 1009-66th Avenue Related To The Development Of A 420-Student Charter School, For An Amount Not -To -Exceed \$1,000,000.00; And

[09-0591](#)

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**A motion was made by Member De La Fuente, seconded by Member Nadel, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 21, 2009 as a Consent Calendar item: The motion carried by the following vote:**

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

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2) A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For New Grant Opportunities, And To Accept Funds From Grants Awarded To The City Of Oakland From The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package") During The City Council's 2009 Annual Recess

[09-0591-1](#)

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**A motion was made by Member De La Fuente, seconded by Member Nadel, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 21, 2009 as a Consent Calendar item. The motion carried by the following vote:**

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

*The following individual spoke on this item:*

*- Sanjiv Handa*

[82202 CMS.pdf](#)

12

Subject: 2008 Raiders Ticket Surcharge

From: Budget Office

Recommendation: Adopt A Resolution Increasing Estimated Revenue And Offsetting Expenditures From The 2008 Raiders Ticket Surcharge And Authorizing A Transfer Of \$176,456 From The Non-Departmental Citywide Activities Budget To The Office Of Parks And Recreation Budget To Benefit Citywide Youth Activities

[09-0580](#)

[Play Video](#)

**A motion was made by Member De La Fuente, seconded by Member Nadel, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 21, 2009 as a Consent Calendar item. The motion carried by the following vote:**

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

*The Committee directed staff to look at rotating the surcharge used to staff the pools for the next budget cycle*

*The following individual spoke on this item:*

*- Sanjiv Handa*

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13      Subject:    Seizure Of City Funds  
From:        Councilmember Quan  
Recommendation: Adopt A Resolution Authorizing The City Attorney To Cooperate With The League Of California Cities, Other Cities, And Counties In Litigation Challenging The Constitutionality Of Any Seizure By State Government Of The City's Street Maintenance Funds [09-0578](#)  
[Play Video](#)

**A motion was made by Member De La Fuente, seconded by Member Nadel, that this matter be \*Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 21, 2009 as a Consent Calendar item. The motion carried by the following vote:**

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

*The following individual spoke on this item:*

- Sanjiv Handa  
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**Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)**

*The following individual spoke under Open Forum:*

- Sanjiv Handa

**Adjournment**

*There being no further business, and upon the motion duly made, the Oakland City Council Finance and Management Committee adjourned the meeting at 2:00 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.

NOTE:    Americans With Disabilities Act  
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*City Clerk and Clerk of the Council*