



# SUPPLEMENTAL

## City of Oakland

### Meeting Agenda

#### Meeting of the Oakland City Council

Office of the City Clerk  
Oakland City Hall  
1 Frank H. Ogawa Plaza  
Oakland, California 94612  
LaTonda Simmons, City Clerk

**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 19, 2012**

**5:30 PM**

**City Council Chambers, 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.***

***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.***

***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 / City Council  
COUNCIL MEMBERS: Desley Brooks, Dist. 6; Jane Brunner, Dist. 1, Ignacio De La Fuente; Dist. 5; Rebecca Kaplan, At-Large; Pat Kernighan, Dist. 2; Nancy Nadel, Dist. 3; Libby Schaaf, Dist. 4; Council President Larry Reid, Dist. 7
- 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: National HIV Testing Day  
From: Vice Mayor Nancy Nadel  
Recommendation: Adopt A Resolution In Support Of National HIV Testing Day And Declaring June 27, 2012, National HIV Testing Day In The City Of Oakland  
(11-0545)

**This item was added to this agenda by the June 7, 2012 Rules and**

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## Legislation Committee

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF JUNE 5, 2012

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 Human Immunodeficiency Virus ("HIV")/Acquired Immunodeficiency Syndrome ("AIDS") Epidemic  
[\(11-0542\)](#)

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  
[\(11-0543\)](#)

7.3-CC Subject: Performance Audits - Public Works And Residential Permit Parking Program  
From: Office Of The City Auditor  
Recommendation: Receive Follow-Up Reports: (1) Public Works Agency Performance Audit, "Administration" Category And (2) Residential Permit Parking Program Performance Audit  
[\(11-0539\)](#)

**This item was placed on this agenda by the May 31, 2012 Rules and Legislation Committee**

7.4-CC Subject: Portable Restroom Rentals  
From: Councilmember Patricia Kernighan  
Recommendation: Adopt A Resolution Approving A Transfer Of \$2,100.00 From Councilmember Patricia Kernighan's District Two Special Priority Funds To The Public Works Agency For Rental Of A Portable Restroom With Damage Waiver For Madison Square Park For Fiscal Year 2012 - 2013  
[\(11-0537\)](#)

**This item was placed on this agenda by the May 31, 2012 Rules and Legislation Committee**

7.5-CC Subject: Habitat For Humanity Housing Project  
From: Office Of Planning, Building And Neighborhood Preservation  
Recommendation: Adopt The Following Pieces Of Legislation:

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1) A Resolution Approving A Subdivision Improvement Agreement With Habitat For Humanity Of The East Bay For Deferred Construction Of Public Infrastructure Improvements For The Brookfield Court Tract No. 8056 Final Map Located At 9507 Edes Avenue

[\(11-0533\)](#)

2) A Resolution Conditionally Approving A Final Map For Brookfield Court Tract No. 8056 Located At 9507 Edes Avenue For An Affordable Housing Project For Habitat For Humanity Of The East Bay

[\(11-0533-1\)](#)

7.6-CC

Subject: Emergency Medical Services Measure M

From: Office Of The City Administrator

Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2012-13 Increase To A Special Tax Imposed For Emergency Medical Services, In Accordance With The Consumer Price Index, And Pursuant To The Emergency Medical Services Retention Act Of 1997 (Measure M)

[\(11-0478\)](#)

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF THIS ORDINANCE**

**Introduction (First Reading) was passed on June 5, 2012; 6 Ayes, 2 Excused - Reid, Brunner**

7.7-CC

Subject: Paramedic Emergency Services Measure N

From: Office Of The City Administrator

Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2012-13 Increase To A Special Tax Imposed For Paramedic Emergency Services, In Accordance With The Consumer Price Index, And Pursuant To The Paramedic Services Act Of 1997 (Measure N)

[\(11-0479\)](#)

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF THIS ORDINANCE**

**Introduction (First Reading) was passed on June 5, 2012; 6 Ayes, 2 Excused - Reid, Brunner**

7.8-CC

Subject: Library Services Retention And Enhancement Act Measure Q

From: Office Of The City Administrator

Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2012-13 Increase To A Special Tax Imposed For Library Services, In Accordance With The Consumer Price Index, And Pursuant To The Library Services Retention And Enhancement Act Of 2004 (Measure Q)

[\(11-0480\)](#)

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF THIS ORDINANCE**

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**Introduction (First Reading) was passed on June 5, 2012; 6 Ayes, 2 Excused  
- Reid, Brunner**

7.9-CC Subject: Violence Prevention And Public Safety Act Measure Y  
From: Office Of The City Administrator  
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2012-13 Increase To  
A Special Tax Imposed For Violence Prevention And Public Safety Services, In  
Accordance With The Consumer Price Index, And Pursuant To The Violence Prevention  
And Public Safety Act Of 2004 (Measure Y)  
[\(11-0481\)](#)

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second  
Reading) OF THIS ORDINANCE**

**Introduction (First Reading) was passed on June 5, 2012 ; 6 Ayes, 2  
Excused - Reid, Brunner**

7.10-CC Subject: Classification Amendment- Law Corps Attorney  
From: Department Of Human Resources Management  
Recommendation: Adopt The Following Ordinance:  
1) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S.  
("Salary Ordinance") To Add The Classification Of Neighborhood Law Corps Attorney;  
[\(11-0462\)](#)

**ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second  
Reading) OF THIS ORDINANCE**

**Introduction (First Reading) was passed on June 5, 2012; 6 Ayes, 2 Excused  
- Reid, Brunner**

7.11-CC Subject: Parks And Recreation Advisory Commission Appointment - Flores  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Mio  
Flores To The Parks And Recreation Advisory Commission  
[\(11-0553\)](#)

7.12-CC Subject: Community Policing Advisory Board Appointment - Gulbransen  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of  
Krista Gulbransen As A Member Of The Community Policing Advisory Board  
[\(11-0554\)](#)

7.13-CC Subject: Library Advisory Commission Appointments  
From: Office of the Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of David  
Bolanos And Susanne M. Perkins And Reappointment Of Linda Taylor As Members Of  
The Library Advisory Commission  
[\(11-0555\)](#)

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- 7.14-CC      Subject:      Cannabis Regulatory Commission Appointments - Mintz and Hendrix  
From:          Office of the Mayor  
Recommendation: Adopt A Resolution Appointing Charlie Mintz And Marlon S.  
Hendrix As Members Of The Cannabis Regulatory Commission  
[\(11-0556\)](#)
- 7.15-CC      Subject:      Election Consolidation  
From:          Office Of The City Clerk  
Recommendation: Adopt An Ordinance Requesting Consolidation Of The City Of  
Oakland General Municipal Election With The Statewide General Election To Be Held In  
The City Of Oakland On Tuesday, November 6, 2012  
[\(11-0551\)](#)
- This item was added to this agenda by the June 7, 2012 Rules and  
Legislation Committee**
- ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First  
Reading) OF THIS ORDINANCE**
- Final Passage (Second Reading) is scheduled for July 3, 2012**
- 7.16-CC      Subject:      Settlement Agreement - Sierra At Jack London Square Owners' Association  
From:          Office of the City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing the City Attorney To  
Compromise And Settle The Case Of Sierra At Jack London Square Owners' Association  
v. City Of Oakland, Alameda County Superior Court Case No. RG10520586 In The  
Amount of \$20,000.00 (Public Works Agency - Inverse Condemnation)  
[\(11-0557\)](#)
- 7.17-CC      Subject:      Settlement Agreement - Sandhu, Tripathi, Son And Jetter  
From:          Office of the City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To  
Compromise And Settle The Case Of Paul Sandhu, Manoj Tripathi, Kyung Son And  
William Jetter V. City Of Oakland, Alameda County Superior Court Case No.  
RG10544928, In The Amount Of \$60,000.00 (Public Works Agency - Inverse  
Condemnation)  
[\(11-0558\)](#)
- 7.18-CC      Subject:      Settlement Agreement - Aretha Thomas  
From:          Office of the City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To  
Compromise And Settle The Case Of Aretha Thomas V. City Of Oakland, Alameda  
County Superior Court Case No. RG10540748 In The Amount Of \$100,000.00 (Public  
Works Agency - Trip And Fall)  
[\(11-0559\)](#)
- 7.19-CC      Subject:      Settlement Agreement - Antonea Brown V. Officer S. Faleafine  
From:          Office of the City Attorney

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Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Antonea Brown V. Officer S. Faleafine, United States District Court Case No. CV113373JCS, City Attorney's File No. 27593, In The Amount Of Seven Thousand Five Hundred Dollars And Zero Cents (\$7,500.00). (Police Department)

[\(11-0560\)](#)

7.20-CC Subject: Settlement Agreement - Michael And Isabel Herman

From: Office of the City Attorney

Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Michael And Isabel Herman, In The Amount Of \$12,778.32, As A Result Of Property Damage Sustained Caused By An Obstructed City Sewer Main. (Public Works Agency)

[\(11-0561\)](#)

**This item was not heard in closed session.**

7.21-CC Subject: Settlement Agreement - Marisela Mendoza

From: Office of the City Attorney

Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Marisela Mendoza v. City Of Oakland, Alameda County Superior Court Case No. RG11586525 In The Amount Of \$7,500.00 (Oakland Police Department - Motor Vehicle Accident)

[\(11-0562\)](#)

7.22-CC Subject: Settlement Agreement - Smith

From: Office of the City Attorney

Recommendation: Adopt A Resolution To Indemnify Former Oakland Police Officer Ingo Mayer For \$40,000 In Punitive Damages Awarded By The Federal Court In Smith Et Al. V. City Of Oakland Et Al., Case No. C 07-6298 MHP, Our File No. SS25818 (Oakland Police Department - "Strip" Search)

[\(11-0563\)](#)

S-7.23-CC Subject: East Bay Greenway Plan - ACTC/BART MOU

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute The Memorandum Of Understanding (MOU) Between The City Of Oakland, The Alameda County Transportation Commission (ACTC), And The San Francisco Bay Area Rapid Transit District (BART), Regarding The Administration, Design, Construction, Maintenance And Liability Terms For The Delivery Of The East Bay Regional Parks District's Regional Trail Segment 7a (75th Avenue To 85th Avenue Under The BART Tracks) Of Urban Ecology's 2008 East Bay Greenway Plan, As It Furthers The City's Interests In Providing Safe, Accessible, And Multiple Modes Of Access Between East Oakland Neighborhoods And The Coliseum BART Station

[\(11-0514\)](#)

**The June 12, 2012 Public Works Committee approved recommendations; 4 Ayes**

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S-7.24-CC Subject: Alameda Countywide Clean Water Program Agreement Amendment  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Amend And Renew The Existing Agreement Providing For Implementation Of The Alameda Countywide Clean Water Program (Clean Water Program)  
(11-0513)

**The June 12, 2012 Public Works Committee approved recommendations; 4 Ayes**

S-7.25-CC Subject: Collaborative And Clean Creeks Program Agreement  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Accept And Appropriate Two Hundred And Eighty Thousand Dollars (\$280,000.00) Annually From The Alameda County Flood Control And Water Conservation District (District) And To Enter Into An Agreement With The District To Implement The Collaborative Creek Improvement And Clean Creeks Programs (Programs) For The Period July 1, 2012 Through June 30, 2017  
(11-0512)

**The June 12, 2012 Public Works Committee approved recommendations; 4 Ayes**

S-7.26-CC Subject: California Hotel Encroachment Permit  
From: Department Of Neighborhood Investment  
Recommendation: Adopt A Resolution Granting California Hotel Oakland LP A Revocable And Conditional Permit To Allow Portions Of An Existing Building Located At 3501 San Pablo Avenue To Encroach Into The Public Right Of Way Along San Pablo Avenue And Chestnut Street  
(11-0515)

**The June 12, 2012 Public Works Committee approved recommendations; 4 Ayes**

S-7.27-CC Subject: Salary Schedule Ordinance Amendment - Sewer Maintenance Planner  
From: Department Of Human Resources Management  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 (The Salary Ordinance) To Add The Classification Of Sewer Maintenance Planner  
(11-0510)

**The June 12, 2012 Finance and Management Committee approved recommendations; 4 Ayes**

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE**

**FINAL PASSAGE (Second Reading) has been scheduled for July 3, 2012**

S-7.28-CC Subject: Semi-Annual Vacancy Report



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From: Department Of Human Resources Management  
Recommendation: Receive The Semi-Annual Vacancy Report  
(11-0511)

**The June 12, 2012 Finance and Management Committee received and forwarded this report**

- S-7.29-CC Subject: Preservation And Rehabilitation Development Loans  
From: Department Of Housing And Community Development  
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) A Resolution Authorizing A Preservation And Rehabilitation Loan In An Amount Not To Exceed \$1,200,000 To Chelsea Investment Corporation For The C.L. Dellums Project Located At 644 14th Street, And Authorizing Loan Extensions And/Or Changes In Terms For Existing Loans For The Project  
(11-0534)
  - 2) A Resolution Authorizing A Preservation And Rehabilitation Loan In An Amount Not To Exceed \$989,000 To East Bay Asian Local Development Corporation For The Madrone Hotel Project Located At 477 8th Street, And Authorizing Loan Extensions And/Or Changes In Terms For Existing Loans For The Project  
(11-0534-1)
  - 3) A Resolution Increasing The Amount Of An Affordable Housing Preservation And Rehabilitation Loan To Dignity Housing West, Inc. For The James Lee Court Affordable Housing Development Located At 690 15th Street By \$1,105,000 For A Total Loan Amount Of \$3,501,000, And Authorizing Loan Extensions And/Or Changes In Terms For Existing Loans For The Project  
(11-0534-2)
  - 4) A Resolution Authorizing A Preservation And Rehabilitation Loan In An Amount Not To Exceed \$382,000 To East Bay Asian Local Development Corporation For The Marcus Garvey Commons Project Located At 1769 Goss Street And 1766 7th Street, And Authorizing Loan Extensions And/Or Changes In Terms For Existing Loans For The Project  
(11-0534-3)
  - 5) A Resolution Authorizing A Preservation And Rehabilitation Loan In An Amount Not To Exceed \$669,000 To East Bay Asian Local Development Corporation For The Slim Jenkins Court Project Located At 700 Willow Street, And Authorizing Loan Extensions And/Or Changes In Terms For Existing Loans For The Project  
(11-0534-4)

**The June 12, 2012 Community and Economic Development Committee approved recommendations; 4 Ayes**

- S-7.30-CC Subject: Lifeline Transportation Grant  
From: Oakland Public Library  
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Accept And Appropriate Grant Funds In An Amount Not To Exceed \$185,000 To Continue An Existing Program Providing Transportation To And From The West



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Oakland Branch Library For Preschool And Kindergarten Children For A Period Of Three Years And (2) Authorizing The Filing Of An Application For Federal Funding Through The Metropolitan Transportation Commission's Lifeline Transportation Program, Committing The Necessary Non-Federal Match And Stating The Assurance To Complete The Project  
(11-0508)

**The June 12, 2012 Life Enrichment Committee approved recommendations; 4 Ayes**

S-7.31-CC Subject: Oakland Senior Aides Program Grant  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Grant Funds In The Estimated Amount Of \$1,076,058 From Senior Services America, Inc., For The City Of Oakland Senior Aides Program For Fiscal Year 2012-2013  
(11-0516)

**The June 12, 2012 Life Enrichment Committee approved recommendations; 4 Ayes**

S-7.32-CC Subject: Oakland Senior Companion Assessment & Referral Program Grant  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Grant Funds For Fiscal Year 2012-2013 From: 1) 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); 2) From The Alameda County Transportation Commission (ACTC) In The Amount Of \$92,000 For The SCP/Taxi Up & Go (TUGO) Project; And 3) From The Community Development Block Grant (CDBG) In The Amount Of \$24,000 For The SCP/Oakland Senior Companion Assessment & Referral (OSCAR) Project  
(11-0517)

**The June 12, 2012 Life Enrichment Committee approved recommendations; 4 Ayes**

S-7.33-CC Subject: Measure B Funds - Transportation Reimbursement Agreements  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Measure B Pass- Through Funds In The Amount Of \$872,810, Measure B Minimum Service Level Grant Funds Up To \$25,000 And Measure B Gap Grant Funds Up To \$162,000 From The Alameda County Transportation Commission (ACTC) For Fiscal Year 2012-2013 To Provide Paratransit Services; And Authorizing The City Administrator To Negotiate And Execute Reimbursement Agreements In Amounts Of: 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 Agreements For

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Any Additional Amounts Received Under Measure B Or Reallocation Of Funds Without Returning To City Council

[\(11-0521\)](#)

**The June 12, 2012 Life Enrichment Committee approved recommendations; 4 Ayes**

S-7.34-CC Subject: Multipurpose Senior Services Program - Professional Services Agreements  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Accept And Appropriate Standard Agreement Funds In The Amount Of \$1,405,480 And Enter Into Standard Agreement Number MS-1213-01 With The State Of California, Department Of Aging, For The Multipurpose Senior Services Program (MSSP) For Fiscal Year 2012-2013, 2) Waive The Central Service Overhead Cost Of \$166,414 And 3) Enter Into Professional Service Agreements With Vendors To Provide In-Home Services To Frail Seniors For The Period July 1, 2012 Through June 30, 2012, With Two-One Year Options To Extend, In An Amount Of \$210,821 Annually For Continued Program Implementation Of The MSSP

[\(11-0522\)](#)

**The June 12, 2012 Life Enrichment Committee approved recommendations; 4 Ayes**

S-7.35-CC Subject: Regional Catastrophic Preparedness Grant Program  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator To Enter Into An Agreement With The City And County Of San Francisco To Accept And Appropriate Grant Funds In An Amount Not To Exceed Two Hundred And Fifty Thousand, Four Hundred And Twenty-Two Dollars (\$250,422) From The U.S. Department Of Homeland Security, Fiscal Year 2010 Regional Catastrophic Preparedness Grant Program (RCPGP) To The Oakland Fire Department, Office Of Emergency Services For The Period Of April 1, 2012 To March 31, 2013, To Develop And Establish A Pilot Program, "Building Community Readiness And Resiliency" (BCRR); 2) Waiving Central Services Overhead Costs Estimated At \$8,500; And 3) Authorizing The City Administrator To Expend Funds In Accordance With The Preliminary Spending Plan Which Includes But Is Not Limited To The Purchasing Of Program Supplies, Materials, Equipment, And Professional Services As Needed, And The Hiring Of A Senior Emergency Planning Coordinator, And Up To Three High School Interns And Three College Interns For Program Development And Implementation Through March 31, 2013, Without Further Council Authorization Provided City Policies And City Purchasing, Contracting And Hiring Requirements Are Followed

[\(11-0507\)](#)

**The June 12, 2012 Public Safety Committee approved recommendations; 4 Ayes**

**The committee directed staff to explore adding the waived Central Service Overhead funds to the local match required by the grant agreement.**

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S-7.36-CC Subject: Late Night Live In The Parks Project  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Measure Y Community Engagement Programs Including City-County Neighborhood Initiative (CCNI), Messengers4change And The Late Night Live In The Parks Project Utilizing Two Hundred Fifty Thousand Dollars (\$250,000) In Measure Y, The Violence Prevention And Public Safety Act Of 2004 Funds From July 1, 2012 - June 30, 2015 [TITLE CHANGE]  
(11-0242-1)

**The June 12, 2012 Public Safety Committee approved recommendations and approved option 3 in the staff report; 4 Ayes**

S-7.37-CC Subject: Vacant Residential Property Registration Program Amendment  
From: Councilmember Brunner  
Recommendation: Adopt The Following Pieces Of Legislation:  
1) An Ordinance Amending And Restating Oakland Municipal Code Chapter 8.54 (The Foreclosed And Vacant Residential Building Registration Program) By Expanding It To Include Both Vacant And Occupied Residential Properties And Multiple Unit Buildings To The Foreclosed And Defaulted Residential Property Registration Program, To Set Out More Specific Maintenance And Security Requirements And To Provide For Abatement Of Blight And Nuisances At Such Properties  
(11-0429)  
2) An Ordinance Amending The Master Fee Schedule (Ordinance No. 13078 C.M.S.) To Establish New Fees For Registering Defaulted And Foreclosed Residential Properties  
(11-0429-2)

**ACTION ON THESE ITEMS WILL RESULT IN FINAL PASSAGE  
(Second Reading) OF THESE ORDINANCES**

**Introduction (First Reading) was passed on May 15, 2012; 8 Ayes**

**This item was rescheduled from the June 5, 2012 City Council Agenda.**

**THIS ITEM BEARS THE FOOTER OF ITEM 15**

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:**

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

9.1 Subject: Army Base LDDA  
From: Office Of Neighborhood Investment  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The

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Following Pieces Of Legislation:

- 1) A Resolution Approving Amendments To The (Former) Oakland Army Base Final Reuse Plan Relating To A Revised Conceptual Land Use Strategy Emphasizing Warehousing/Logistics, And Authorizing City Staff To Make Any And All Necessary Conforming Changes Without Returning To The City Council, And;  
[\(11-0536\)](#)
- 2) A Resolution Authorizing The City Administrator To Negotiate And Execute A Memorandum Of Agreement With The East Bay Municipal Utility District And CCIG Oakland Global, LLC, A California Limited Liability Company And/Or Oakland Bulk Oversized Terminal, LLC, A California Limited Liability Company (Or Their Related Entities Or Affiliates) Relating To Mutual Cooperation In The Development Of The Former Oakland Army Base In A Form And Content Substantially In Conformance With The Attached Documents, Without Returning To The City Council  
[\(11-0536-1\)](#)
- 3) A Resolution Authorizing The City Administrator To Negotiate And Execute An Amended And Restated Cost Sharing Agreement Between The Redevelopment Agency Of The City Of Oakland (Agency) And The Port Of Oakland Pertaining To Infrastructure Improvements At The Former Oakland Army Base, To Reflect The Transfer Of The Property From The Agency To The City Of Oakland, To Acknowledge An Amendment To The Trade Corridor Improvement Funds (TCIF) Baseline Agreement, To Establish Respective Roles And Responsibilities Between The Port And City As To Grant Funding; To Identify The Funding Sources To Match The TCIF Grant; And To Commit An Additional \$22.5 Million In City Funds To Match The TCIF Grant, In A Form And Content Substantially In Conformance With The Attached Agreement, Without Returning To The City Council  
[\(11-0536-2\)](#)
- 4) An Ordinance: (1) Authorizing The City Administrator To Negotiate And Execute A Lease Disposition And Development/Billboard Franchise Agreement, Ground Leases, Site Management Pass-Through Lease, And Related Documents (Collectively "LDDA") Between The City Of Oakland, And Prologis CCIG Oakland Global, LLC, A Delaware Limited Liability Company (Or Its Related Entities Or Affiliates), For The Development Of A Mixed-Use Industrial (Warehousing And Logistics), Commercial, Including Billboard, Maritime, Rail, And Open Space Project On Approximately 130 Acres In The Central, East, And West Gateway Areas Of The Former Oakland Army Base ("Project"); (2) Amending In Part The City's Employment And Contracting Programs For The Army Base Project; And (3) Waiving The Advertising And Request For Proposal Process For A Design-Build Contract For The Construction Of Public Improvements As Described In The LDDA ("Public Improvements"), And Authorizing The City Administrator To Enter Into A Contract For The Design-Build Of The Public Improvements With CCIG Oakland Global, LLC, In An Amount To Be Determined Pursuant To The Terms Of The LDDA; All Of The Forgoing Documents To Be In A Form And Content Substantially In Conformance With The Attached Documents, Without Returning To City Council  
[\(11-0536-3\)](#)

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**ACTION ON THIS ITEM WILL RESULT INTRODUCTION (First Reading) OF THIS ORDINANCE**

**Final Passage (Second Reading) is scheduled for July 3, 2012**

5) A Resolution Authorizing The City Administrator To Negotiate And Execute A Cooperation Agreement Among The City Of Oakland, Alameda County Building And Construction Trades Council, Alameda County Central Labor Council, And Specified Oakland Community-Based Organizations Relating To The Application Of Specified Community Benefits Regarding The Development Of The Former Oakland Army Base, In A Form And Content Substantially In Conformance With The Attached Documents, Without Returning To City Council  
(11-0536-4)

**The June 12, 2012 Community and Economic Development Committee approved recommendations; 3 Ayes, 1 Abstain - Nadel**

**The committee directed staff to continue negotiations with stakeholders.**

9.2

Subject: Delinquent Mandatory Garbage Fees

From: Office Of The City Administrator

Recommendation: Conduct A Public Hearing 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  
(11-0524)

2) 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; Or  
(11-0524-1)

3) 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 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  
(11-0524-2)

**This item was placed on this agenda by the May 24, 2012 Rules and Legislation Committee**

# SUPPLEMENTAL

9.3 Subject: Delinquent Real Property Transfer Taxes  
From: Office of the City Administrator  
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

[\(11-0523\)](#)

2) 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; Or

[\(11-0523-1\)](#)

3) 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

[\(11-0523-2\)](#)

**This item was placed on this agenda by the May 24, 2012 Rules and Legislation Committee**

9.4 Subject: Delinquent Business Taxes  
From: Office of the City Administrator  
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

[\(11-0525\)](#)

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



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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

[\(11-0525-1\)](#)

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

[\(11-0525-2\)](#)

**This item was placed on this agenda by the May 24, 2012 Rules and Legislation Committee**

9.5 Subject: Assessment Of Liens - Transient Occupancy Taxes

From: Office of the City Administrator

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:

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

[\(11-0526\)](#)

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

[\(11-0526-1\)](#)

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

[\(11-0526-2\)](#)

**This item was placed on this agenda by the May 24, 2012 Rules and Legislation Committee**

9.6 Subject: General Plan Safety Element Amendment

From: Department Of Planning, Building, And Neighborhood Preservation

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Amending The Safety Element Of The Oakland General Plan To Incorporate The



# SUPPLEMENTAL

Oakland Local Hazard Mitigation Plan As An Implementation Annex  
(11-0509)

**The June 12, 2012 Community and Economic Development Committee  
approved recommendations; 4 Ayes**

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

10 THIS NUMBER INTENTIONALLY NOT USED

11 ~~Subject: Safe Medication Disposal Support  
From: Councilmembers Brunner And Brooks  
Recommendation: Adopt A Resolution Of Support For Extended Producer  
Responsibility And The Alameda County Safe Medication Disposal Ordinance, Which  
Would Require Producers Selling Pharmaceutical Drugs In Alameda County To  
Participate In A Drug Stewardship Program  
(11-0490)~~

**This item was rescheduled to the July 3, 2012 City Council Agenda  
pursuant to Rule 28(a) of Resolution 82580 C.M.S., Council's Rules of  
Procedures.**

12 Subject: Effects On Redevelopment Projects And Funds  
From: Councilmember Brunner  
Recommendation: Action On A Report On The State's Efforts To "Clawback"  
Redevelopment Funds And The Effects On Redevelopment Projects And Funds  
(11-0501)

**This item was rescheduled from the June 5, 2012 City Council Agenda.**

13 Subject: Zero Waste RFP Economic Benefit Measures  
From: Public Works Agency  
Recommendation: Adopt A Resolution Adopting Zero Waste System Request For  
Proposals Economic Benefit Measures: Competitive Wages And Benefits, Job Retention,  
Local Business Participation, Local Hire Preference Points, In-County Landfill  
Preference Points; And Seeks Proposals From All Qualified Firms To Establish  
Competition To Avoid Significant Additional Costs To City Rate Payers  
(11-0379)

**This item was continued from the June 5, 2012 City Council Agenda.**

**The May 8, 2012 Public Works committee approved recommendations as  
amended to amend the resolution and RFP as follows:**

**1. To ensure effective and knowledgeable customer service, the call  
center/customer service personnel location is preferred to be local. In this  
instance local includes all of Alameda County. Additionally, the bidder  
may also propose a non-local location if they can demonstrate how they  
will provide quality customer service from a non-local facility**

**2. "Maximization of local business presence participation" includes local**

# SUPPLEMENTAL

**non-profit and agency participation**

**3. Staff will return to a future Public Works Committee with proposals for enforcement that prevent non-franchisee from taking unpermitted work or otherwise undermining the franchise agreements; 4 Ayes**

14 Subject: Sale Of Pension Obligation Bonds  
From: Finance And Management Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Authorizing The Issuance And Sale Of City Of Oakland, California Taxable Pension Obligation Bonds, Series 2012 For The City Of Oakland Police And Fire Retirement System (PFRS) And Approving Certain Related Matters; And [TITLE CHANGE]

(11-0431)

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE**

**Final Passage (Second Reading) is scheduled for July 3, 2012**

2) A Resolution Approving The Issuance And Sale Of Not To Exceed \$250,000,000 Aggregate Principal Amount Of City Of Oakland, California Taxable Pension Obligation Bonds, Series 2012 For The City Of Oakland Police And Fire Retirement System (PFRS); Prescribing The Terms Of Sale Of Said Bonds; Approving The Form Of And Authorizing The Execution And Delivery Of A Third Supplemental Trust Agreement, Funding Agreement, Pension Obligation Debenture, | Continuing Disclosure Certificate And Bond Purchase I Contract; Approving The Form Of And Authorizing The Distribution Of A Preliminary Official Statement And Authorizing The Execution And Delivery Of An Official Statement; And Authorizing Necessary Actions Related Thereto

(11-0431-1)

**This item was rescheduled from the June 5, 2012 City Council Agenda pursuant to Rule 7(6) of Resolution 82580 C.M.S., Council's Rules of Procedures.**

15 Subject: ~~Vacant Residential Property Registration Program Amendment~~  
From: ~~Councilmember Brunner~~  
Recommendation: ~~Adopt The Following Pieces Of Legislation:~~

~~1) An Ordinance Amending And Restating Oakland Municipal Code Chapter 8.54 (The Foreclosed And Vacant Residential Building Registration Program) By Expanding It To Include Both Vacant And Occupied Residential Properties And Multiple Unit Buildings To The Foreclosed And Defaulted Residential Property Registration Program, To Set Out More Specific Maintenance And Security Requirements And To Provide For Abatement Of Blight And Nuisances At Such Properties~~

~~(11-0429)~~

~~2) An Ordinance Amending The Master Fee Schedule (Ordinance No. 13078 C.M.S.) To Establish New Fees For Registering Defaulted And Foreclosed Residential Properties~~

# SUPPLEMENTAL

[\(11-0429-2\)](#)

**THIS ITEM CAN BE FOUND ON THE CONSENT CALENDAR AS  
ITEM 7.37**

S-16 Subject: Classification Plan Report  
From: Department Of Human Resources Management  
Recommendation: Receive An Informational Report On The City's Classification Plan  
[\(11-0527\)](#)

**The June 12, 2012 Finance and Management Committee received and forwarded this report.**

**The committee directed staff to provide the classification list in a supplemental report to the June 19, 2012 City Council.**

S-17 Subject: Coast Landscape Management Contract  
From: Finance And Management Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To Coast Landscape Management, A Corporation, For The Maintenance Of The Mandela Parkway Landscape In The City Of Oakland For An Annual Amount Not To Exceed One Hundred Seven Thousand, Eight Hundred Thirty Two Dollars (\$107,832.00), For The Period Of July 1, 2012 To July 31, 2013, Per Request For Quotation 1825-02, Specification No. 11-988-36-02, And The General Conditions Therefore On File In The Purchasing Section According To Its Bid Filed With The City On August 3, 2011, And To Reject All Bids Received In Response To RFQ 1825.  
[\(11-0532\)](#)

**The June 12, 2012 Finance and Management Committee approved recommendations; 4 Ayes**

**The committee approved recommendations with the following amendments:**

**1. To go back and negotiate with all three landscaping companies and return with a recommendation for the lowest bidder and include all of the bidding information and amend the title of the resolution to add L/SLBE.**

S-18 Subject: Construction Contract For Army Base Building 6 - Downrite Corp  
From: Office Of Neighborhood Investment  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Construction Contract With Downrite Corporation For An Amount Not-To-Exceed One Million Seven Hundred Thirty-Four Thousand Five Hundred Sixty-Five Dollars (\$1,734,565) For The Oakland Army Base Building 6,6t, 60, And 70 Demolition And Remediation Project (P294110)  
[\(11-0520\)](#)

**The June 12, 2012 Community and Economic Development committee approved recommendations; 3 Ayes, 1 Abstain - Brunner**

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The committee directed staff to amend the resolution to award but not execute the contract until the state has provided assurances that the project is safe from clawback.

## 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)

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**LaTonda Simmons  
City Clerk and  
Clerk of the Council**