



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

*** Concurrent Meeting of the Oakland Redevelopment
Successor Agency and the City Council
Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California, 94612**

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

Tuesday, May 20, 2014

5:30 PM

City Council Chambers, 3rd Floor

1 PLEDGE OF ALLEGIANCE

ORA\Councilmember Present: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan

2 ROLL CALL / CITY COUNCIL

The Concurrent Meeting of the Oakland City Council and Successor Redevelopment Agency was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 5:42 PM.

The minutes were modified to show Councilmembers Gibson McElhaney and Council President Pro Tempore Kaplan present at 5:47 PM.

3 OPEN FORUM / CITIZEN COMMENTS (Time Available: 15 Minutes)

There were three Open Forum Speakers

4 ACTIONS ON SPECIAL ORDERS OF THE DAY

(Ceremonial Presentations, Reports/Presentations From The Mayor, Council Acknowledgements/Announcements):

President Pro Tempore Kaplan took a point of personal privilege and requested that the meeting be adjourned in memory of Helen JH Stephens.

Vice Mayor Reid took a point of personal privilege and requested that the meeting be adjourned in memory of Clarise Reiss(?) and Bill Taylor Councilmember Brooks requested association with Bill Taylor adjournment

Councilmember Brooks took a point of personal privilege and requested that the meeting be adjourned in memory of Claude E. Wilson and Sandra Barnes' brother.

Councilmember Schaaf took a point of personal privilege and requested that the meeting be adjourned in memory of Whitney Barazoto's mother.

4.1 Subject: National Public Works Week 2014
From: President Pro Tempore Kaplan
Recommendation: Adopt A Resolution Celebrating The Week Of May 18-24, 2014 As
National Public Works Week In The City Of Oakland
[13-0490](#)

A motion was made by Vice Mayor Reid, seconded by Councilmember Gibson McElhaney, that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
There were no speakers on this item.

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4.2 Subject: National Small Business Week
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution In Recognition Of May 12 - May 16, 2014 As National
Small Business Week
[13-0512](#)

A motion was made by Councilmember Gallo, seconded by Councilmember Gibson McElhaney, that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
There were no speakers on this item.

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- 4.3 Subject: Municipal Clerk's Week
 From: Council President Patricia Kernighan
 Recommendation: Adopt A Resolution Declaring May 4, 2014 Through May 10, 2014
 Municipal Clerk's Week In The City Of Oakland
 [13-0487](#)

A motion was made by Council President Kernighan, seconded by Councilmember Gibson McElhaney, that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF May 6, 2014

A motion was made by President Pro Tempore Kaplan, seconded by Councilmember Kalb, to *Approve as Submitted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan

- 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):

Council President Kernighan requested item 15 be heard before item 11 and item 18 be heard before item 13.

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
[13-0570](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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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
[13-0571](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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7.3-CC Subject: WPAD Advisory Board Appointment - Clint Johnson
From: Office Of The Mayor
Recommendation: Adopt A Resolution Appointing Clint Johnson As A Member Of The
Wildfire Prevention And Assessment District Advisory Board
[13-0537](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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7.4-CC Subject: Children's Fairyland Board Appointment - Karen Boyd
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Karen
Boyd To The Children's Fairyland Board
[13-0536](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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7.5-CC Subject: Civil Service Board Appointments - Levin And Baranco
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jeffrey Levin And Lauren Baranco To The Civil Service Board
[13-0535](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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7.6-CC Subject: Salary Ordinance Amendment - Executive Assistant To The Director
From: Department Of Human Resources Management
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Combine The Classifications Of Executive Assistant To The Agency Director And Executive Assistant Into One Classification Entitled Executive Assistant To The Director;
And
[13-0475](#)

This Matter was Approved for Final Passage on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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7.7-CC Subject: Salary Ordinance Amendment - Fire Marshal (Non-Sworn)
From: Department Of Human Resources Management
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Create The Classification Of Fire Marshal (Non-Sworn); And
[13-0476](#)

This Matter was Approved for Final Passage on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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7.8-CC Subject: Salary Ordinance Amendment - Training Coordinator
From: Department Of Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Create The Classification Of Training Coordinator
[13-0477](#)

This Matter was Approved for Final Passage on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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7.9-CC Subject: Establishing The Head Start Advisory Board
From: Department Of Human Services
Recommendation: Adopt An Ordinance Rescinding Resolution No. 76996 C.M.S. And Establishing The Head Start Advisory Board In Accordance With The Requirements Of City Charter Section 601
[13-0485](#)

This Matter was Approved for Final Passage on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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7.10-CC Subject: Abduction Of Female Students- Nigeria
From: Councilmember Brooks
Recommendation: Adopt A Resolution Condemning The Abduction Of Female Students By Armedmilitants From The Government Girls Secondary School In The Northeastern Province Of Borno In The Federal Republic Of Nigeria
[13-0583](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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7.11-CC Subject: License Agreement between New Cingular Wireless PCS And the Oakland Alameda County Coliseum Authority
From: Oakland Coliseum Authority
Recommendation: Adopt A Resolution Approving And Authorizing The Execution Of A First Amendment To License Agreement Between New Cingular Wireless PCS And The Oakland Alameda County Coliseum Authority And Certain Related Matters
[13-0548](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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7.12-CC Subject: Settlement Agreement- Claim Of Edward Rinne
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Edward Rinne City Attorney's Claim No. C29970, In The Amount Of Fourteen Thousand Five Hundred Twenty Dollars And No Cents (\$14,520.00) (Public Works Agency-Sewer Overflow)
[13-0572](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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7.16-CC Subject: Community Policing Advisory Board - Gomez And Hunter
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Sal Gomez And Barbara Hunter As Members Of The Community Policing Advisory Board
[13-0584](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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S-7.17-CC Subject: Single Audit Report For Fiscal Year 2012-2013
From: Finance Department
Recommendation: Receive The Single Audit Report For Fiscal Year 2012-2013
[13-0507](#)

This Matter was *Received and Filed on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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S-7.18-CC Subject: Fiscal Year 2014-2015 LLAD Intention To Levy Assessments
From: Office of the City Administrator
Recommendation: Adopt A Resolution Of Intention To Levy Assessments, Acceptance Of The FY 2014-15 Preliminary Engineer's Report For The City Of Oakland Landscaping And Lighting Assessment District, And Setting June 2, 2014 As The Date For A Public Hearing
[13-0505](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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S-7.19 Subject: Restricting 2% of Cable Franchise Fee Revenues for KTOP
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance (1) Restricting Expenditure Of Two Percent (2%) Of
The Five Percent (5%) Cable Franchise Fee Revenues To Fund KTOP-TV 10 And
Cable-Related Activities, And (2) Directing That Said 2% Be Segregated In The
Telecommunications Reserve Fund (Fund 1760)
[13-0503](#)

A motion was made by Councilmember Brooks, seconded by President Pro Tempore Kaplan, to Approved As Amended On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the June 3, 2014 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Noes: 1 - Councilmember Schaaf
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid and Council President Kernighan
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S-7.20-CC Subject: Sanitary Sewer Rehabilitation
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Award A Construction Contract To J. Howard Engineering, Inc. For The Rehabilitation Of Sanitary Sewers In The Easement Between Shepherd Canyon Road And Moore Drive, And In Larry Lane Between Ascot Drive And Mastlands Drive (Project No. C329138) In Accordance With Plans And Specifications For The Project And With Contractor's Bid In The Amount Of Four Hundred Fifty-Six Thousand Nine Hundred Thirty-Nine Dollars (\$456,939.00); And
[13-0516](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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2) A Resolution Authorizing The City Administrator To Award A Construction Contract To Beliveau Engineering Contractors, Inc. For The Rehabilitation Of Sanitary Sewers At Lakeside Park Boat House (Project No. C455611) In Accordance With Plans And Specifications For The Project And With Contractor's Bid In The Amount Of One Hundred Sixty-Four Thousand Sixty Dollars (\$164,060.00); And

[13-0516-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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3) A Resolution Authorizing The City Administrator To Award A Construction Contract To Pacific Trenchless, Inc. For The Rehabilitation Of Sanitary Sewers In The Area Bounded By Broadway, Golden Gate Ave, And Contra Costa Rd (Project No. C329134) In Accordance With Plans And Specifications For The Project And With Contractor's Bid In The Amount Of Nine Hundred Fifty-Seven Thousand Thirty-Five Dollars (\$957,035.00); And

[13-0516-2](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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4) A Resolution Authorizing The City Administrator To Award A Construction Contract To J. Howard Engineering, Inc. For The Rehabilitation Of Sanitary Sewers In The Area Bounded By Ostrander Rd And Broadway Terrace, And The Easement By Margarido Dr (Project No. C329137) In Accordance With Plans And Specifications For The Project And With Contractor's Bid In The Amount Of Two Hundred Ninety-Three Thousand Four Hundred Fifty-Two Dollars (\$293,452.00)

[13-0516-3](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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S-7.21-CC Subject: On-Call Sanitary Sewer Root Foaming For Fiscal Year 2013-2014
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee To Award A Construction Contract To Duke's Root Control, Inc., The Only Responsive And Responsible Bidder, For On-Call Sanitary Sewer Root Foaming Services FY 2013-14 (Project No. C457111) In Accordance With Plans And Specifications For The Project And With Contractor's Bid In The Amount Of Five Hundred Forty-Four Thousand Three Hundred Seventy Dollars (\$544,370.00)
[13-0515](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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S-7.22-CC Subject: 7th Street West Oakland Transit Village
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Waiving Advertising And Competitive Bidding And Authorizing The Increase Of The Change Order Limit For The Contract With Gallagher & Burk, Inc. For Construction Of 7th Street West Oakland Transit Village Streetscape (Project No. G313110) From Fifteen Percent (15%) To Twenty Percent (20%) Of The Original Contract For A Total Contract Amount Not-To-Exceed Three Million Eight Hundred Sixty Thousand Nine Hundred Fifty-Four Dollars (\$3,860,954.00)
[13-0514](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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S-7.23-CC Subject: Transportation Development Act Article 3 Funds Approval
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Up To Three Hundred Thirty-One Thousand Two Hundred Eighty-One Dollars (\$331,281.00) In Fiscal Year 2014-15 State Transportation Development Act Article 3 Funds As Follows: (1) Bicyclist Signage Program, Seventy-Five Thousand Dollars (\$75,000.00); (2) Bicyclist Safe Storm Drain Inlet Program, Seventy-Five Thousand Dollars (\$75,000.00); (3) Rehabilitation Of The Short Cut Stair Path At Alvarado Road, One Hundred Eighty-One Thousand Two Hundred Eighty-One Dollars (\$181,281.00)
[13-0519](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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S-7.24-CC Subject: Child & Adult Care Food Program (CACFP) 2014-2015
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For, Accept And Appropriate The Child And Adult Care Food Program (CACFP) Grant From The California Department Of Education In An Estimated Amount Of \$545,000 To Provide Funding For Nutritious Meals For The City Of Oakland's Head Start Program From September 1, 2014 Through August 31, 2015
[13-0518](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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S-7.25-CC Subject: California State Preschool Program (CSPP) Grant 2014-2015
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For And Accept The California State Preschool Program (CSPP) Expansion Grant From The California Department Of Education In An Estimated Amount Of \$913,421 And Amend The Appropriation Included In The FY 2013-2015 Adopted Budget For Program Year 2014-2015 To Fund Prekindergarten And Family Literacy Services In Accord With Said Grant From July 1,2014 To June 30,2015
[13-0517](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
There was one speaker on this item.

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S-7.26-CC Subject: AB 109 Realignment Funding
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To: Accept As Fiscal Agent For The Alameda County Police Chiefs And Sheriffs Association (ACCPSA) Police Grant Funds Allocated By The California Board Of State And Community Corrections (BSCC) To The Alameda County Region To Mitigate The Impacts Of California Assembly Bill 109, And To Distribute Such Funds At The Sole Direction Of The ACCPSA; And Accept Police Grant Funds Awarded By The ACCPSA To The City Of Oakland To Mitigate The Impacts Of Assembly Bill 109, And To Allocate To Projects As Authorized For Approved Projects
[13-0534](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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S-7.27-CC Subject: Assistance To Firefighters Grant (AFG) Wellness Grant
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To Enter Into An Agreement With U.S. Department Of Homeland Security's Federal Emergency Management Agency (FEMA) To Accept, Appropriate, And Administer Assistance To Firefighters Grant (AFG) Program Funds For The Period Of One Year From Award Date In The Amount Of Two Hundred Seventy Three Thousand Nine Hundred And Four Dollars (\$273,904) With Matching City Of Oakland Funds In The Amount Of Twenty Seven Thousand Three Hundred And Ninety Dollars (\$27,390) To Pay For Exercise Equipment, And Associated Services And Taxes, To Be Used By Members Of The Fire Department To Enhance Their Ability To Remain Fit For Duty
[13-0509](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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S-7.28-CC Subject: Annual Cannabis Regulatory Commission Report For 2013
From: Office Of The City Administrator
Recommendation: Receive The Annual Report From The Cannabis Regulatory Commission (Formerly Named The Measure Z Oversight Committee) To The Oakland City Council For Calendar Year 2013
[13-0513](#)

This Matter was *Received and Filed on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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Passed The Consent Agenda

A motion was made by Councilmember Kalb, seconded by President Pro Tempore Kaplan, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan

8 ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION &
DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS

A motion was made by Vice Mayor Reid, seconded by Councilmember Gallo, to *Approve as Submitted the oral report of the City Attorney of 2 final decisions made during closed session as reflected in Attachment "A" hereto The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan

**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:**

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

At this time item 15 was taken out of order and heard before 11.

15 Subject: Support For Measure AA: Extending Tax For Health Care Services
From: Council President Kernighan And Councilmember Gibson McElhaney
Recommendation: Adopt A Resolution In Support Of The Alameda County Measure AA, The Essential Healthcare Services Measure, On The June 3, 2014 Ballot, Which Will Extend The Half Cent Sales Tax Increase That Was Passed By Voters In 2004 For The Purposes Of Providing Emergency And Preventative Health Care Services For All Alameda County Residents
[13-0501](#)

A motion was made by Councilmember Gibson McElhaney, seconded by Council President Kernighan, that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan

This item was taken before Item 11.

There was one speaker on this item.

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11 Subject: Auditor's Pension Report
 From: Councilmember Noel Gallo
 Recommendation: Receive The City Auditor's Pension Audit Report Released In April 2014
 From The And Staff's Response And Recommendations In Relation To Oakland's Reported
 \$1.5 Billion Unfunded Pension Liability
 [13-0541](#)

A motion was made by Councilmember Kalb, seconded by Councilmember Gallo, that this matter be *Approve as Submitted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
There are no speakers on this item.

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12 Subject: Joint Management Contract For Off-Street Parking Facilities
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution (1) Authorizing The City Administrator To Execute A Joint Contract With City Of Oakland Parking Partners, Along With The Oakland Redevelopment Successor Agency, For The Operation And Management Of Sixteen Municipal Parking Facilities For An Initial Period Of Five Years, With Options To Extend For An Additional Two-And-A-Half Year Term And/Or On A Month-To-Month Basis For Up To Eighteen Months, At A Compensation Rate Of Up To \$219,418 A Month Plus Incentive Fees Of Up To \$50,000 A Year For A Total Annual Contract Amount Of \$2,683,013; (2) Appropriating Funds In The Amount Of: (A) \$125,000 For Contract Transition And Start-Up Costs, And (B) \$1,750,000 For Off-Street Parking Facilities Capital Improvement Projects; And (3) Amending The Budget To: (A) Create A New Off-Street Parking And Traffic Control Fund, (B) Transfer The Existing Fund Deficit Of Approximately \$6,046,000 As Well As All Other Project Balances And Budgeted Items Currently Recorded In Multipurpose Reserve Fund 1750 To Other Funds, And (C) Create A Program Analyst III Support Position In The Transportation Services Division;
And

[13-0530](#)

A motion was made by Councilmember Brooks, seconded by Vice Mayor Reid, that this matter be Adopted as Amended. The motion carried by the following vote:

Votes: ORA\Councilmember Recused: 1 - Councilmember Gallo
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
Councilmember Brooks made a motion seconded by Councilmember Reid to adopt the resolution and bifurcate the issue of creating a Program Analyst III support position and forward that issue to be heard during the mid-cycle budgeting process.

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2) A Resolution Authorizing The Oakland Redevelopment Successor Agency ("ORSA") Administrator To Execute A Contract With City Of Oakland Parking Partners, Along With The City Of Oakland, For The Operation And Management Of ORSA Parking Facilities For An Initial Period Of Five Years With Options To Extend For An Additional Two-And-A-Half Year Term And/Or On A Month-To-Month Basis For Up To Eighteen Months

[13-0530-1](#)

Adopted

[2014-003 C.M.S.pdf](#)

At this time item 18 was taken out of order and heard before item 13.

S-18 Subject: Code for America Fellowship 2.0
From: Office Of The City Administrator
Recommendation: Adopt A Resolution 1) Awarding A Professional Services Agreement To Code For America For Phase I And An Option To Extend The Agreement For Phase II Of The "Digital Front Door" Project Which Would Modernize Oakland's Digital Presence And Service Delivery For An Amount Not To Exceed \$75,000 For Phase I, And For An Amount Not To Exceed \$125,000 For Phase II If The Council Allocates Funds In The FY 2014-15 Policy Budget For Phase II; And 2) Waiving The Request For Proposals/Qualifications Process Requirement [TITLE CHANGE]
[13-0506](#)

A motion was made by President Pro Tempore Kaplan, seconded by Councilmember Schaaf, that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Abstained: 1 - Councilmember Brooks
ORA\Councilmember Absent: 1 - Councilmember Gallo
ORA\Councilmember Ayes: 6 - Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
Per Council President Kernighan, this item was taken out of order and heard after item 12.

There were no speakers on this item.

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[84998 C.M.S.pdf](#)

13 Subject: West Oakland Job Resource Center Fiscal Agent
From: Economic & Workforce Development Department
Recommendation: Adopt A Resolution Authorizing An Amendment To The Contract With Urban Strategies Council To Act As The Fiscal Agent For The West Oakland Job Resource Center To Increase The Contract Amount From \$24,991 To \$50,000, And To Extend The Termination Date From June 20, 2014, To November 20, 2014, And Waiving The Advertising, Competitive Bid, And Request For Proposals/ Qualifications Process
[13-0504](#)

A motion was made by Councilmember Gallo, seconded by President Pro Tempore Kaplan, that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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[84994 C.M.S.pdf](#)

14 Subject: Adoption Of Long-Range Property Management Plan
From: Economic And Workforce Development Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Oakland Redevelopment Successor Agency (ORSA) Resolution Amending Resolution No. 2013-022 And Approving A Revised Long-Range Property Management Plan For The Disposition And Use Of Former Redevelopment Agency Properties; And
[13-0532](#)

A motion was made by Councilmember Brooks, seconded by Councilmember Gallo, that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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[2014-004 C.M.S.pdf](#)

2) A Resolution Accepting Property From The Oakland Redevelopment Successor Agency Pursuant To Its Long-range Property Management Plan, And Authorizing Execution Of Compensation Agreements With Taxing Entities Addressing The Distribution Of Sale Proceeds From Properties To Be Conveyed To The City Pursuant To The Long-Range Property Management Plan
[13-0532-1](#)

[84995 C.M.S.pdf](#)

S-16 Subject: Support For Prop 42: Public Records & Open Meetings Compliance
From: Councilmember Dan Kalb And President Pro Tempore Kaplan
Recommendation: Adopt A Resolution In Support Of California Proposition 42 - Constitutional Amendment To Protect The Public's Right To Know By Requiring Compliance By Local Agencies With The Public Records Act And The Brown Act For Open Meetings
[13-0539](#)

A motion was made by Councilmember Kalb, seconded by Councilmember Schaaf, that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan
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[84997 C.M.S.pdf](#)

S-17 Subject: 2014-2015 Tax And Revenue Anticipation Notes
From: Office of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Providing For The Borrowing Of Funds For Fiscal Year 2014-2015 In An Amount Not To Exceed Seventy-Five Million Dollars (\$75,000,000) And The Issuance And Sale Of 2014- 2015 Tax And Revenue Anticipation Notes Therefor And Approving Certain Related Matters; And

[13-0508](#)

A motion was made by Councilmember Gallo, seconded by President Pro Tempore Kaplan, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the June 3, 2014 meeting. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan

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2) A Resolution Authorizing The Sale Of 2014-2015 Tax And Revenue Anticipation Notes In An Amount Not To Exceed Seventy-Five Million Dollars (\$75,000,000); And, Authorizing The Execution And Delivery Of Related Documents And Approving Certain Related Actions

[13-0508-1](#)

[84999 C.M.S.pdf](#)

S-19 Subject: EHAPCD Deferred Loan Signatories
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing Either Fred G. Blackwell As The City Administrator Or Henry L. Gardner, As The Acting Or Interim City Administrator, To Sign On Behalf Of The City, Legal Documents Relating To The Award Of State Emergency Housing And Assistance Program Capital Development (EHAPCD) Deferred Loans

[13-0533](#)

A motion was made by Councilmember Gibson McElhaney, seconded by Vice Mayor Reid, that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember Gallo, Councilmember Gibson McElhaney, Councilmember Kalb, President Pro Tempore Kaplan, Vice Mayor Reid, Councilmember Schaaf and Council President Kernighan

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[85000 C.M.S.pdf](#)

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)

There being no further business, and upon the motion duly made, the Council adjourned the meeting at 9:24 p.m.

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City Clerk and Clerk of the Council