



City of Oakland

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

Meeting Minutes - FINAL Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

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

Monday, September 29, 2014

1:30 PM

City Council Chambers - 3rd Floor

1 PLEDGE OF ALLEGIANCE

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 1:43 P.M.

2 ROLL CALL / CITY COUNCIL

Excused 2 - Laurence E. Reid, and Libby Schaaf

Present 6 - Desley Brooks, Noel Gallo, Lynette Gibson McElhaney, Dan Kalb, Rebecca Kaplan, and Patricia Kernighan

3 OPEN FORUM (Total Time Available: 15 Minutes)

There were 2 Open Forum speakers.

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

A motion was made by President Pro Tempore Kaplan, seconded by Councilmember Gallo, to approve the oral report from the Office of the City Attorney of no final decisions made during Closed Session. The motion carried with a vote of 6 Ayes, 2 Excused - Schaaf, Reid.

- 5** Subject: Ordinance Amending Ordinance No. 13253 C.M.S.
From: Office Of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:
1) An Ordinance Amending Ordinance No. 13253 C.M.S., Which Granted A Franchise For Mixed Materials And Organics Collection Services To California Waste Solutions, Inc., To Instead Grant The Franchise For Mixed Materials And Organics Collection Services To Waste Management Of Alameda County, And/Or Such Other Affiliate Entity Approved By The City Administrator, Contingent On Its Execution Of A Mixed Materials And Organics Collection Services Contract With The City, And Authorizing The City Administrator To Negotiate And Execute Such A Contract Which May Regulate Maximum Service Rates For Mixed Materials And Organics Collection Services, Residential Recycling Services, And Disposal Services, And Setting Forth Procedures To Allow For Adjustment Of Maximum Service Rates, On Such Terms And Conditions And Rates Approved By The City Council
[14-0047](#)

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

Excused: 2 - Reid, and Schaaf

Aye: 6 - Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, and Kernighan

2) An Ordinance Amending Ordinance No. 13255 C.M.S., Which Authorized The City Administrator To Execute An Exclusive Contract For Landfill Disposal Services With California Waste Solutions, Inc., To Instead Authorize The City Administrator To Execute An Exclusive Contract For Landfill Disposal Services With Waste Management Of Alameda County, And/Or Such Other Affiliate Entity Approved By The City Administrator, On Such Terms And Conditions And Rates Approved By The City Council

[14-0047-1](#)

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[13259 C.M.S..pdf](#)

Councilmember Gallo made a motion, seconded by Councilmember Gibson McElhaney to approve for final passage staff's recommendations with the addition that in negotiating the Franchise agreements with Waste Management, the indemnification for CEQA lawsuits shall include payment of the City's outside counsel costs, authorizing the City Attorney to procede as she considers appropriate, inclusive of the City Administrator's statement.

The motion passed with a vote of 5 Ayes, 1 Abstention - Brooks, and 2 Excused - Schaaf, Reid.

There were 4 speakers on this item.

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

Excused: 2 - Reid, and Schaaf

Aye: 6 - Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, and Kernighan

CONTINUATION OF OPEN FORUM

ADJOURNMENT

There being no further business, and upon the motion duly made, the Council adjourned the meeting at 2:20 P.M.

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