



# SUPPLEMENTAL

## City of Oakland

### Meeting Agenda

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 Agency/City Council/Geological Hazard Abatement District Board

*Oakland City Hall, 1 Frank H. Ogawa Plaza Council Chambers, 3rd Floor*

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

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**Tuesday, June 21, 2011**

**5:30 PM**

**Oakland City Hall, 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. These items are heard on the 5:30 P.M. portion of the agenda.

***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. These items are heard on the 6:30 P.M. portion of the agenda.

***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 / ORA & 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: Alfred "Jay" Musante - Retirement  
From: Council President Larry Reid  
Recommendation: Adopt A Resolution Recognizing And Honoring Alfred "Jay" Musante For His Dedicated Service To The City Of Oakland Upon His Retirement After

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32 Years  
(10-0688)

- 4.2 Subject: Re-Naming Oakland Business Assistance Center  
From: Council President Larry Reid, Vice Mayor Desley Brooks  
And Councilmember Jane Brunner  
Recommendation: Adopt A Resolution Re-Naming The Oakland Business Assistance  
Center After Mr. Michael Leslie McPherson  
(10-0733)

**This item requires an Urgency Finding (2/3 majority vote) pursuant to  
Section 2.20.080 E(2) of the Sunshine Ordinance, prior to hearing the item.**

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE SPECIAL AND REGULAR  
CONCURRENT MEETINGS OF April 11, May 5, May 12, May 17, 2011 and June 7,  
2011
- 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 AIDS Epidemic  
(10-0711)
- 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  
(10-0710)
- 7.3-CC Subject: Jack London Mixed - Use Parking Program  
From: Councilmember Nancy Nadel  
Recommendation: Adopt An Ordinance Adding Section 10.45.150 To The Oakland  
Municipal Code Adopting The Temporary Extension Of The Interim Mixed Use Permit  
Parking Program For The Jack London District Set To Expire At The End Of June 2011  
(10-0533)

**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 7, 2011; 8 Ayes**

7.4-CC Subject: Amending Section 10.52.060  
From: Public Works Agency  
Recommendation: Adopt An Ordinance Amending Section 10.52.060 Of The Oakland Municipal Code To Add Sunnymere Avenue And Hillmont Drive To The List Of City Streets Where Commercial Vehicles Exceeding Four And One-Half Tons Are Prohibited  
(10-0547)

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

**Introduction (First Reading) was passed on June 7, 2011; 8 Ayes**

7.5-CC Subject: Increase To A Special Tax Imposed For Emergency Medical Services  
From: Office Of Budget  
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2011-2012 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)  
(10-0657)

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

**Introduction (First Reading) was passed on June 7, 2011; 8 Ayes**

7.6-CC Subject: Special Tax Imposed For Paramedic Emergency Services  
From: Office Of Budget  
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2011-2012 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)  
(10-0658)

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

**Introduction (First Reading) was passed on June 7, 2011; 8 Ayes**

7.7-CC Subject: Special Tax Imposed For Library Services  
From: Office Of Budget  
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2011-2012 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)  
(10-0659)

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

**Introduction (First Reading) was passed on June 7, 2011; 8 Ayes**

- 7.8-CC Subject: Special Tax Imposed For Violence Prevention And Public Safety Services  
From: Office Of Budget  
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2011-2012 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)  
(10-0660)

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

**Introduction (First Reading) was passed on June 7, 2011; 8 Ayes**

- 7.9-CC Subject: CPAB Board Appointment  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Greg Novak As A Member Of The Community Policing Advisory Board  
(10-0720)
- 7.10-CC Subject: Budget Advisory Committee Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jay Ashford, Kenneth L. Benson And Damon Eaves To The Budget Advisory Committee  
(10-0714)
- 7.11-CC Subject: Settlement Agreement - Jones And Fleming  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Victor Jones And Novender Fleming V. City Of Oakland, United States District Court Case Nos. 09-CV-4757-BZ And 09-CV-01613-B2, City Attorney's File Nos. 27053 And 26944, In The Amount Of Three Hundred Fifty Thousand Dollars And No Cents (\$350,000.00) (OPD)  
(10-0721)

**This item was discussed in Closed Session on May 3, 2011. The motion passed with a vote of 7 Ayes, 1 Excused - Kaplan.**

- 7.12-CC Subject: Settlement Agreement - Dexter English  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Dexter English V. City Of Oakland, Alameda County Superior Court Case No. RG08421502 WHA, Our File No. X26676, In The

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Amount Of Two Hundred And Fifty Thousand Dollars (\$250,000.00) (Public Works Agency)  
(10-0722)

**This item was discussed in Closed Session on May 3, 2011. The motion passed with a vote of 6 ayes, 1 No- De La Fuente and 1 Excused - Kaplan.**

7.13-CC Subject: Settlement Agreement - Douglas Laughlin  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Douglas Laughlin V. City Of Oakland, Et Al., United States District Court, Northern District Of California Case No. CV 10-2422 WHA In The Amount Of \$175,000.00 As A Result Of An Incident At Highland Hospital On March 21, 2009. (OPD)  
(10-0725)

**This item was discussed in Closed Session on June 7, 2011. The motion passed with a vote of 7 Ayes and 1 Abstain - Brooks.**

~~7.14 Subject: Settlement Agreement - Jean-Luc And Jeanne Dupont  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Jean-Luc And Jeanne Dupont, In The Amount Of \$16,076.48. As A Result Of Property Damage Sustained Caused By An Obstructed City Sewer Main (Public Works Agency)  
(10-0726)~~

**Pursuant to Rule 28a of Resolution 82580 C.M.S., this item was removed from this agenda.**

7.15-CC Subject: Settlement Agreement - Edward Harder  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Edward Harder. In The Amount Of \$7,800.00. As A Result Of Bodily Injury Sustained Due To A Trip And Fall On An Uplifted Sidewalk Caused By Tree Roots From An Official City Tree (Public Works Agency)  
(10-0727)

**This item was not discussed in Closed Session.**

7.16-CC Subject: Settlement Agreement - Sooksaan Land Trust, Et Al.  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Sooksaan Land Trust, Et Al V. City Of Oakland, Alameda County Superior Court Case No. RG09-438657, In The Amount Of \$45,000.00 As A Result Of A Disconnected Sewer Line To Plaintiffs' Property (Public Works Agency)  
(10-0728)

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**This item was not discussed in Closed Session.**

7.17-CC      Subject:     Coliseum License Agreement Amendment  
                 From:        Office Of The City Attorney  
                 Recommendation: Adopt A Resolution Approving And Authorizing Amendment No. 3  
                 Of The Oakland-Alameda County Coliseum Arena License Agreement Golden State  
                 Warriors (Office Of The City Administrator)  
[\(10-0729\)](#)

**This item was not discussed in Closed Session.**

7.18-CC      Subject:     Citizen's Police Review Board Appointment  
                 From:        Office Of The Mayor  
                 Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of  
                 Derrick H. Muhamamad And Elizabeth Diaz To The Citizen's Police Review Board  
[\(10-0730\)](#)

7.19-CC      Subject:     Housing, Residential Rent & Relocation Board Appointment  
                 From:        Office Of The Mayor  
                 Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of  
                 Beverly A. Williams To The Housing, Residential Rent And Relocation Board  
[\(10-0731\)](#)

7.20-CC      Subject:     Measure Q Follow Up Report  
                 From:        Office Of The City Auditor  
                 Recommendation: Receive A Follow Up Report On Recommendation Follow - Up For  
                 The Measure Q, "Library Services Retention And Enhancement Act Of 1994, As  
                 Amended In 2004," Performance Audit  
[\(10-0636\)](#)

7.21-CC      Subject:     FRALS Service Agreement  
                 From:        Oakland Fire Department  
                 Recommendation: Adopt A Resolution Authorizing The City Administrator To Extend  
                 The First Responder Advanced Life Support (FRALS) Services Agreement With  
                 Alameda County Emergency Medical Services District (County) To Provide Paramedic  
                 Services Within Oakland In Exchange For County Funding For The Term July 1, 2011 To  
                 October 31, 2011, Or Until The Date The New Agreement Is Executed By Both The City  
                 And County, Whichever Is Sooner  
[\(10-0718\)](#)

7.22-CC      Subject:     BBI Construction Co. Inc - Settlement Agreement  
                 From:        Office Of The City Attorney  
                 Recommendation: Adopt A Resolution 1) To Authorize And Allocate One Hundred  
                 Forty-Eight Thousand Four Hundred Ninety-Eight Dollars And No Cents (\$148,498.00)  
                 Of Measure DD Series 2003a Unallocated Interest Funds To The Lake Merritt Municipal  
                 Boathouse Project (No. C241911) And 2) To Re Allocate The Remaining Unused  
                 Measure DD Series 2003a Interest Funds Of One Hundred Forty-Three Thousand Nine

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Hundred Seventy-Six Dollars And No Cents (\$143,976.00) From Studio One Art Center Rehabilitation Project (No. C244710) To Lake Merritt Municipal Boathouse Project (No. C241911) And Use Additional Funds As Required To Compromise And Settle The Cases Of Hayward-Baker, Inc. V. BBI Construction Co. Inc., Et Al. And BBI Construction Co. Inc. V. City Of Oakland, Et Al. Alameda County Superior Court Case Nos. RG08-416061 And RG09-436256 In The Total Amount Of \$768,502 As A Result Of Contracting Disputes At The Boathouse And Studio One Projects. (Office Of Public Works - OPW)

[\(10-0735\)](#)

**This item was heard at the May 17, 2011 Closed Session.**

**The motion passed with a vote of 8 Ayes.**

S-7.23-CC Subject: Andes Construction Inc. - Contract Award  
From: Public Works Agency  
Recommendation: Adopt A Resolution Awarding A Construction Contract To Andes Construction, Inc., For The On-Call Sanitary Sewers Emergency Project Fiscal Year 2011-2012 (Project No. C329120) In Accord With The Specifications For The Project And Contractor's Bid In The Amount Of Three Hundred Seventeen Thousand Five Hundred Dollars (\$317,500.00)

[\(10-0622\)](#)

**The June 14, 2011 Public Works Committee approved recommendations; 4  
Ayes**

S-7.24-CC Subject: Four As-Needed Graphic Design Services  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award Agreements For As-Needed Graphic Design Services In A Maximum Amount Not-To-Exceed One Hundred Thousand Dollars (\$100,000.00) Per Agreement To:

- Circle Point,
- Jung Design, Inc.,
- MMM Design, And
- The Planning Center/DC&E

[\(10-0638\)](#)

**The June 14, 2011 Public Works Committee approved recommendations; 4  
Ayes**

S-7.25-CC Subject: Bay Area Stormwater Management Agencies Association  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To Accept And Appropriate Up To Two Hundred Thousand Dollars (\$200,000.00) From, And To Enter Into An Agreement With, The Bay Area Stormwater Management Agencies Association To Reimburse The City For Staff Costs Expended On The Clean Watersheds For A Clean Bay Project

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(10-0641)

**The June 14, 2011 Public Works Committee approved recommendations; 4  
Ayes**

S-7.26-CC Subject: Stormwater Trash Control Devices  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His  
Designee To Enter Into An Agreement With The Association Of Bay Area Governments  
(ABAG) To Accept Up To Four Hundred Thousand Dollars (\$400,000.00) Worth Of Free  
Storm Water Trash Control Devices, That Will Be Paid For By American Recovery And  
Reinvestment Act Of 2009 (ARRA) Funds

(10-0642)

**The June 14, 2011 Public Works Committee approved recommendations; 4  
Ayes**

S-7.27-CC Subject: Water Quality And Waterway Restoration  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award: 1)  
As-Needed Design And Technical Services Agreements For Water Quality And Waterway  
Restoration In A Maximum Amount Per Agreement Not-To-Exceed Seven Hundred Fifty  
Thousand Dollars (\$750,000.00), To:

- AMEC Geomatrix, Inc.,
- Arcadis-U.S., Inc.,
- ENGEO Incorporated,
- Environmental Science Associates (Esa Pwa),
- Horizon Water & Environment,
- Northgate Environmental Management, Inc.,
- The Planning Center/Dc& E,
- Questa Engineering Corporation,
- Restoration Design Group, And
- Stantec Consulting Services, Inc.; And

2) An As-Needed Design And Technical Services Agreement For Water Quality And  
Waterway Restoration In An A Maximum Amount Not-To-Exceed One Hundred Fifty  
Thousand Dollars (\$150,000.00) To PGAdesign, Inc.

(10-0649)

**The June 14, 2011 Public Works Committee approved recommendations; 4  
Ayes**

S-7.28-CC Subject: Oakland Shines Program  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept,  
Appropriate And Expend One-Hundred Eighty Thousand Thirty-eight Dollars  
(\$180,038.00) Of Stimulus Package Funds From Quantum Energy Services And  
Technologies (QuEST) For City Staff Activities In The Oakland Shines Energy



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Efficiency Program  
(10-0679)

**The June 14, 2011 Public Works Committee approved recommendations; 4  
Ayes**

S-7.29-CC Subject: Investment Policy For Fiscal Year 2011-2012  
From: Finance And Management Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Adopting The Oakland Redevelopment Agency's Investment  
Policy For Fiscal Year 2011-2012; And  
(10-0639)

2) Resolution Adopting The City Of Oakland Investment Policy For Fiscal Year  
2011-2012  
(10-0639-1)

**The June 14, 2011 Finance and Management Committee approved  
recommendations; 4 Ayes**

S-7.30-CC Subject: Debt And Swap Policy  
From: Finance And Management Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Adopting The City Of Oakland's Debt Management Policy And Swap  
Policy For Fiscal Year 2011-2012; And  
(10-0640)

2) An Agency Resolution Adopting The Oakland Redevelopment Agency's Debt  
Management Policy And Swap Policy For Fiscal Year 2011-2012  
(10-0640-1)

**The June 14, 2011 Finance and Management Committee approved  
recommendations; 3 Ayes, 1 Abstain - Brunner**

S-7.31-CC Subject: Rehabilitation - Scotlan Memorial Convention Center  
From: Community And Economic Development Agency  
Recommendation: Adopt An Agency Resolution Amending Resolution No. 2010-0099  
C.M.S. To Increase The Funding Allocation For Capital Improvements To The George P.  
Scotlan Memorial Convention Center By \$3,750,000 For A Total Allocation Of Up To  
\$7,750,000, And To Authorize An Amendment To The Management Agreement With  
Integrated Services Corporation To Increase The Original Construction Management Fee  
By Up To \$153,000 For A Total Fee Of Up To \$306,000 (TITLE CHANGE)  
(10-0601)

**The June 14, 2011 Community and Economic Development Committee  
approved recommendations; 4 Ayes**

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S-7.32-CC Subject: Entitlements Extension  
From: Councilmember Brunner and President Pro Tempore De La Fuente  
Recommendations: Adopt A Resolution Extending Until December 31, 2012 The Expiration Date Of Permits Issued Under The Authority Of Title 17 Of The Oakland Municipal Code (Planning Code) And Creek Protection Permits Issued Under The Authority Of Chapter 13.16 Of The Oakland Municipal Code That Otherwise Would Expire Prior To January 1, 2012 Upon Request And Payment Of Administrative Fee (10-0665)

**The June 14, 2011 Community and Economic Development Committee approved recommendations and directed staff to provide in a supplemental report a list of current larger projects (include fiscal impacts); 4 Ayes**

S-7.33-CC Subject: Center On The Social Emotional Foundations Of Early Learning (CSEFEL)  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Execute Grant Agreements With The Center On The Social Emotional Foundations Of Early Learning (CSEFEL) For Specialized Training And Technical Assistance For Head Start Staff In An Estimated Amount Of \$23,000 For Fiscal Year 2010-2011 And An Estimated Amount \$50,000 For Fiscal Year 2011-2012 Contingent Upon Receipt Of Grant Funding (10-0646)

**The June 14, 2011 Life Enrichment Committee approved recommendations; 4 Ayes**

S-7.34-CC Subject: Preschool Expansion Grant  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For, Accept, And Appropriate The California State Preschool Program Expansion Grant From The California Department Of Education In An Estimated Amount Of \$1,073,929 For Program Year 2011-2012, And Authorizing A Grant Agreement With The Unity Council For The Estimated Amount Of \$123,609 To Fund Prekindergarten And Family Literacy Services In Accord With Said Grants (10-0567)

**The June 14, 2011 Life Enrichment Committee approved recommendations; 4 Ayes**

S-7.35-CC Subject: Measure B Funds  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Measure B Funds In The Amount Of \$868,385 And Measure B Gap Grant Funds Up To \$170,000 From The Alameda County Transportation Commission (ACTC) For Fiscal Year 2011-2012 To Provide Paratransit Services; And Authorizing The City Administrator To Negotiate And Execute Reimbursement Contracts In Amounts Not To Exceed: 1) \$380,000 To V.I.P. Express Transport, Inc., 2)

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\$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 Contracts For Any Additional Amounts Received Under Measure B Without Returning To City Council  
(10-0559)

**The June 14, 2011 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-7.36-CC Subject: Multipurpose Senior Services Program Grants  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Grant Funds In The Amount Of \$1,405,480 From The California Department Of Aging For The Multipurpose Senior Services Program (MSSP) For Fiscal Year 2011-2012; And Authorizing The City Administrator To Enter Into Contract Number MS-1112-01 With The California Department Of Aging For The Multipurpose Senior Services Program For Fiscal Year 2011-2012; And Authorizing The City Administrator To Accept, Appropriate And Allocate Any Additional Funding Received Without Returning To Council  
(10-0563)

**The June 14, 2011 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-7.37-CC Subject: Child/Adult Care Food Program  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply For, Accept And Appropriate The Child Care Food Program (CCFP) Grant From The California Department Of Education In An Estimated Amount Of \$375,000 To Provide Funding For Nutritious Meals For The City Of Oakland's Head Start Program For Program Year 2011-2012  
(10-0566)

**The June 14, 2011 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-7.38-CC Subject: National And Community Services Grant Funds  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Grant Funds From 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) For The Fiscal Year 2011-2012  
(10-0568)

**The June 14, 2011 Life Enrichment Committee approved**

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**recommendations; 4 Ayes**

S-7.39-CC Subject: Oakland Senior Aides Program Funds  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply  
For, Accept, And Appropriate Grant Funds In An Estimated Amount Of \$1,294,896  
From Senior Services America, Inc., For The City Of Oakland Senior Aides Program For  
Fiscal Year 2011-2012  
(10-0569)

**The June 14, 2011 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-7.40-CC Subject: Supporting AB 1389 - Clarity On California DUI Checkpoints  
From: President Pro Tempore De La Fuente  
Recommendation: Adopt A Resolution Supporting Assembly Bill 1389 (Allen) "Clarity  
On California DUI Checkpoints" Which Would Establish Uniformity In The Way That  
DUI Checkpoints And Vehicle Impoundments Are Conducted Across The State  
(10-0627)

**The June 9, 2011 Rules and Legislation Committee approved  
recommendations and directed staff to draft a letter of support that also  
addresses the Oakland Police Department's concerns with this legislation ;  
4 Ayes**

S-7.41-CC Subject: Supporting AB90 - Human Trafficking  
From: Council President Larry Reid and President Pro Tempore Ignacio De La  
Fuente  
Recommendation: Adopt A Resolution Supporting Assembly Bill 90 (Sandre R.  
Swanson) Human Trafficking: Minors  
(10-0635)

**The June 9, 2011 Rules and Legislation Committee approved  
recommendations; 4 Ayes**

7.42-CC Subject: Supporting AB12  
From: Council President Larry Reid  
Recommendation: Adopt A Resolution Supporting Assembly Bill 12 (Sandre R.  
Swanson) Abolition Of Child Commerce, Exploitation, And Sexual Slavery Act Of 2011  
(10-0634)

**The June 9, 2011 Rules and Legislation Committee approved  
recommendations; 4 Ayes**

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:**

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## **9. CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING**

### **REQUIREMENTS:**

- 9.1           Subject:     Oakland Area And Leona Quarry GHAD  
              From:       Vice Mayor Desley Brooks  
              Recommendation: Conduct A Public Hearing And Upon Conculsion Adopt The  
              Following Pieces Of Legislation:
- 1) A Resolution Appointing A Member Of The Leona Quarry Geological Hazard  
              Abatement District (GHAD) Board As Chairperson Of The Leona Quarry Geological  
              Hazard Abatement District Board;  
              (10-0709)
- 2) A Resolution Confirming Transfer Of Property And Improvements To The Geological  
              Hazard Abatement District (GHAD) And Adopting 2010/2011 And 2011/2012 Budget;  
              And  
              (10-0708)
- 3) A Resolution Appointing A Member Of The Oakland Area Geologic Hazard  
              Abatement District (GHAD) Board As Chairperson Of The Oakland Area Geologic  
              Hazard Abatement District Board  
              (10-0734)
- 9.2           Subject:     Oakland Zoo Master Plan Appeal  
              From:       Community And Economic Development Agency  
              Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution  
              Denying The Appeals And Upholding The Decisions Of The City Planning Commission  
              And Parks And Recreation Advisory Commission Approving The Amendment To The  
              Oakland Zoo Master Plan And Related Tree Permit For Phase One Of The Amended  
              Master Plan, Respectively, Located At 9777 Golf Links Road (Case File Numbers  
              CM09-085; CP09-078; ER09-005; And T09-019)  
              (10-0670)
- 9.3           Subject:     Delinquent Real Property Transfer Taxes  
              From:       Finance and Management Agency  
              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  
              (10-0685)

# SUPPLEMENTAL

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 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; Or  
[\(10-0685-1\)](#)

3) 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  
[\(10-0685-2\)](#)

9.4

Subject: Delinquent Business Taxes

From: Finance And Management Agency

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  
[\(10-0686\)](#)

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 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  
[\(10-0686-1\)](#)

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  
[\(10-0686-2\)](#)

9.5

Subject: Delinquent Mandatory Garbage Fees

From: Finance And Management Agency

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

# SUPPLEMENTAL

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

[\(10-0687\)](#)

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 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; Or

[\(10-0687-1\)](#)

3) 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

[\(10-0687-2\)](#)

9.6

Subject: Temporary Vehicle Permits - Taxi

From: Office Of The City Administrator

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance, Pursuant To Municipal Code Section 5.64.080(1), Authorizing The City Administrator To Issue Temporary Vehicle Permits Finding There Is An Urgent Public Need To Ensure The Maintenance Of Safe And Reliable Taxi Service In Oakland

[\(10-0732\)](#)

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

**Final Passage will be scheduled at the determination of Council on June 21, 2011**

9.7

Subject: Amending Ordinance No. 13024 C.M.S (Master Fee Schedule)

From: Office Of Budget

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Amending Ordinance Number 13024 C.M.S. (Master Fee Schedule), As Amended, To Establish, Modify And Delete Fees Assessed By The Office Of The City Administrator, Office Of The City Clerk, Finance And Management Agency, Oakland Police Department, Oakland Fire Department, Oakland Public Library, Office Of Parks And Recreation, Department Of Human Services Public Works Agency, And The Community And Economic Development Agency.

# SUPPLEMENTAL

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**Tuesday, June 21, 2011**

(10-0663)

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

**Final Passage will be scheduled at the determination of Council on June 21,  
2011**

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

- 10            Subject:    City Of Oakland Budget  
                 From:        Office Of Budget  
                 Recommendation: Adopt A Resolution Authorizing The Fiscal Year 2011 - 2013  
                 Biennial Budget As The Financial Plan For Conducting The Affairs Of The City Of  
                 Oakland And Appropriating Certain Funds To Provide For The Expenditures Proposed  
                 By Said Budget  
(10-0695)
- 11            Subject:    ORA Biennial Budget  
                 From:        Office Of The Budget  
                 Recommendation: Adopt An Agency Resolution Authorizing The Fiscal Years 2011-13  
                 Biennial Budget As The Financial Plan For Conducting The Affairs Of The  
                 Redevelopment Agency Of The City Of Oakland And Appropriating Certain Funds To  
                 Provide For The Expenditures Proposed By Said Budget  
(10-0694)
- 12            Subject:    FY 2011 - 2012 Appropriations Limits  
                 From:        Office Of Budget  
                 Recommendation: Adopt A Resolution Establishing An Appropriations Limit For Fiscal  
                 Year 2011 - 2012 Pursuant To Article XIII B Of The California Constitution  
(10-0697)
- 13            Subject:    Revisions To Organizational Structure  
                 From:        Office Of Budget  
                 Recommendation: Adopt An Ordinance Amending Chapter 2.29 Of The Oakland  
                 Municipal Code, Entitled, "City Agencies, Departments And Offices", To Revise The  
                 Organizational Structure Of The City Under The City Administrator's Jurisdiction In  
                 Accordance With The Requirements Of City Charter Section 600, By Eliminating The  
                 Department Of Contracting And Purchasing And Transferring The Function To The  
                 Finance And Management Agency And The City Administrator's Office, Eliminating The  
                 Museum Department, And Eliminating The Parking Division And Transferring The  
                 Function To The Revenue Division To More Closely Coordinate Its Activities  
(10-0696)

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



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**Final Passage will be scheduled at the determination of Council on June 21,  
2011**

- 14      Subject:    Call For 2011 Special Election  
From:        Office Of The City Administrator  
Recommendation: ~~Adopt An Ordinance Adding Section 3.08.015 To Chapter 3.08 Of  
The Oakland Municipal Code, Entitled "Elections," To Authorize The City Council To  
Call A Special Municipal Election On November 15, 2011~~  
(10-0555-1)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was removed  
from this agenda.**

- 15      Subject:    Purchase Of Kaiser Convention Center Property  
From:        Office Of Budget  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A City Resolution Consenting To The Use Of Central District And Central City East  
Redevelopment Funds For The Purchase Of The Henry J. Kaiser Convention Center  
Property; And  
(10-0736)

2) An Agency Resolution Approving The Use Of Central District And Central City East  
Redevelopment Funds For The Purchase Of The Henry J. Kaiser Convention Center  
Property  
(10-0736-1)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to  
this agenda.**

- 16      Subject:    Amending Conflict Of Interest Code  
From:        Office Of The City Attorney  
Recommendation: Adopt An Ordinance Amending The City Of Oakland's Conflict Of  
Interest Code (Ordinance Number 11562 C.M.S Adopted March 23,1993, As Amended,  
Oakland Municipal Code Chapter 3.16) Enacting A Conflict Of Interest Code For City Of  
Oakland Employees, Members Of Boards And Commissions, And Consultant Positions  
To Update The Designation Of Positions Covered By The Code  
(10-0606)

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

**Final Passage will be scheduled at the determination of Council on June 21,  
2011**

- S-17    Subject:    East Oakland Sports Complex Maintenance Contract Award  
From:        Public Works Agency  
Recommendation: Adopt A Resolution: 1) Awarding A Property Management And

# SUPPLEMENTAL

**Concurrent Meeting of the Oakland  
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**Tuesday, June 21, 2011**

Maintenance Contract To ABM Facility Services To Manage, And Maintain The East Oakland Sports Complex (EOSC) For A Term Of Two Years In An Amount Not-To-Exceed Seven Hundred Thousand Dollars (\$700,000.00) (350,000.00, Annually), And 2) Authorizing The City Administrator Or His Designee To Exercise Two One-Year Options To Renew The Contract For Up To An Amount Not-To Exceed Three Hundred Eighty Five Thousand Dollars (385,000.00) In The Third Year And Up To An Amount Not-To-Exceed Four Hundred Twenty Three Thousand Five Hundred Dollars (\$423,500.00) In The Fourth Year, Which Includes 10% Increases In Each Additional Year To Cover Increased Labor Costs, And 3) Waiving The City's Advertising And Bidding Requirements For The Purchase Of Products, Parts And Other Materials Needed To Manage And Maintain The EOSC And Authorizing The City Administrator To Include Such Necessary Purchases In The Management And Maintenance Contract With ABM Facility Services  
(10-0683)

**The June 14, 2011 Public Works Committee approved recommendations and directed staff to explain the following information in a supplemental report: 1) Funding source for the 1st fiscal year; 2) Changes in the subcontracting; and 3) Why staff felt ABM Facility Services was the most qualified contractor.**

**The Committee also referred the discussion regarding the legal issues to the June 21, 2011 Closed Session.**

**If the information is in compliance with the laws then the recommendation is to move forward with the project; 3 Ayes, 1 Abstain - Schaaf**

## **ADJOURNMENT OF COUNCIL SESSION**

**(Meeting shall conclude no later than 12:00 a.m., unless extended by Majority Vote of the Council)**

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 48 hours prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

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**THE HANGING OF BANNERS, POSTERS, SIGNS, OR ANY MATERIAL ON OR OVER THE GALLERY BANNISTERS IS STRICTLY PROHIBITED IN ORDER TO ENSURE THE SAFETY OF THOSE ATTENDING MEETINGS.**

**MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM 8:30AM TO 5:00PM**

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