



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 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>

Tuesday, June 21, 2011

5:30 PM

Oakland City Hall, 3rd Floor

1 Pledge of Allegiance

The Concurrent Meeting of the Oakland Redevelopment Agency and City Council was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 6:23 p.m.

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

ORA\Councilmember Present: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid

3 Open Forum / Citizens Comments

(Time Available: 15 minutes)

There were 15 speakers during Open Forum.

4 ACTIONS ON SPECIAL ORDERS OF THE DAY

(Ceremonial Presentations, Reports/Presentations from the Mayor, Council Acknowledgements/Announcements):

Agency/Councilmember Reid took a point of personal privilege and requested that the meeting be adjourned in memory of Michael Leslie McPherson. The full Council has requested association with this Tribute.

Agency/Councilmember Reid took a point of personal privilege and requested that the meeting be adjourned in memory of Savannah Parker. The full Council has requested association with this Tribute.

- 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 32 Years
[10-0688](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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- 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](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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- 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

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid

- 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):

*It was announced that the City Council will not discuss or take action on items
9.7, 10, 11, 12, 13, 15, and 17 on the agenda. Members of the public will be
provided opportunity to address all items on the agenda.*

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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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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
[10-0710](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
There was one speaker on this item.

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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](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
There was one speaker on this item.

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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](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid

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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](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
There was one speaker on this item.

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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](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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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](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
There were 4 speakers on this item.
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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](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
There was one speaker on this item.
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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 Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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 Amount Of Two
Hundred And Fifty Thousand Dollars (\$250,000.00) (Public Works Agency)
[10-0722](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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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](#)

**A motion was made that this matter be Adopted. The motion carried by
the following vote:**

Votes: ORA\Councilmember Abstained: 1 - Vice Mayor Brooks
ORA\Councilmember Ayes: 7 - Councilmember Brunner, President Pro
Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan,
Councilmember Nadel, Councilmember Schaaf and Council President Reid
There was one speaker on this item.

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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](#)~~

***Withdrawn with No New Date**

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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 Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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](#)

A motion was made that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Abstained: 1 - Vice Mayor Brooks
ORA\Councilmember Ayes: 7 - Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
There was one speaker on this item.
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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](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
There were six speakers on this item.
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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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 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 Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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
[10-0641](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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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 Efficiency Program
[10-0679](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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2) Resolution Adopting The City Of Oakland Investment Policy For Fiscal Year 2011-2012
[10-0639-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
[83422 CMS.pdf](#)

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](#)

A motion was made that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Abstained: 1 - Councilmember Brunner
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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2) An Agency Resolution Adopting The Oakland Redevelopment Agency's Debt Management Policy And Swap Policy For Fiscal Year 2011-2012

[10-0640-1](#)

A motion was made that this matter be Adopted. The motion carried by the following vote:

Votes: ORA\Councilmember Abstained: 1 - Councilmember Brunner

ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid

[2011-0049 CMS.pdf](#)

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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid

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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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) \$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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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S-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](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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Passed The Consent Agenda

A motion was made by Vice Mayor Brooks, seconded by President Pro Tempore De La Fuente, 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 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid

- 8 Oral Report of Final Decisions Made During Closed Session & Disclosure of
Non-Confidential closed session discussions

A motion was made by Councilmember Kaplan, seconded by Councilmember Schaaf, to *Approve as Submitted The final report of the City Attorney of 2 final decisions made during closed session and the report of no non-confidential closed session discussion. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid

**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:**

At this time, the City Council moved, seconded and carried a motion to adjourn as the ORA/City Council and convene as the GHAD Board.

Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 7:33 p.m.

One individual spoke on this item.

Agency/Councilmember Brooks made a motion, seconded by Agency/Councilmember De La Fuente, to close the Public Hearing, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brooks, Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf, and President Reid -8

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](#)

A motion was made by President Pro Tempore De La Fuente, seconded by Council President Reid, that this matter be Adopted appointing Vice Mayor Brooks as the Chair of the Leona Quarry Geological Hazard Abatement District Board. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
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[10 GHAD.pdf](#)

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](#)

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

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid
[11 GHAD.pdf](#)

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](#)

A motion was made by Council President Reid, seconded by President Pro Tempore De La Fuente, that this matter be Adopted to appoint Vice Mayor Brooks as Chairperson of the Oakland Area Geological Hazard Abatement District Board The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid

At this time the GHAD Board moved, seconded and carried a vote to adjourn as the GHAD Board and reconvene as the Concurrent ORA/City Council Meeting.
[8 GHAD.pdf](#)

Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at 8:46 p.m.

42 individuals spoke on this item.

Agency/Councilmember De La Fuente made a motion, seconded by Agency/Councilmember Reid, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Agency/Councilmember: Brooks, Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf, and President Reid

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](#)

A motion was made by President Pro Tempore De La Fuente, seconded by Vice Mayor Brooks, that this matter be Adopted as Amended to the Conditions of Approval regarding the Transportation Demand Management Plan to add a clarification to the existing plan for reducing traffic back up/congestion on extremely busy days. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Schaaf and Council President Reid

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Upon the reading of Item 9.3 by the City Clerk, the Public Hearing was opened at 9:35 p.m.

One individual spoke on this item.

Agency/Councilmember Schaaf made a motion, seconded by Agency/Councilmember Brunner, to close the Public Hearing, and hearing no objections, the motion passed by 7 Ayes: Agency/Councilmember: Brooks, Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf: Absent: President Reid -1

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](#)

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

Votes: ORA\Councilmember Absent: 1 - Council President Reid

ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel and Councilmember Schaaf

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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](#)

Not Adopted

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](#)

Not Adopted

Upon the reading of Item 9.4 by the City Clerk, the Public Hearing was opened at 9:36p.m.

1 individual spoke on this item.

Agency/Councilmember Schaaf made a motion, seconded by Agency/Councilmember Brunner, to close the Public Hearing, and hearing no objections, the motion passed by 7 Ayes: Agency/Councilmember: Brooks, Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf. Absent: President Reid -1

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](#)

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

Votes: ORA\Councilmember Absent: 1 - Council President Reid

ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel and Councilmember Schaaf

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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](#)

Not Adopted

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](#)

Not Adopted

Upon the reading of Item 9.5 by the City Clerk, the Public Hearing was opened at 9:38 p.m.

One individual spoke on this item.

Agency/Councilmember Schaaf made a motion, seconded by Agency/Councilmember Brunner, to close the Public Hearing, and hearing no objections, the motion passed by 7 Ayes: Agency/Councilmember: Brooks, Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf. Absent: President Reid -1

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:

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](#)

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

Votes: ORA\Councilmember Absent: 1 - Council President Reid
ORA\Councilmember Ayes: 7 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel and Councilmember Schaaf
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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](#)

Not Adopted

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](#)

Not Adopted

Upon the reading of Item 9.6 by the City Clerk, the Public Hearing was opened at 9:39 p.m.

Council President Reid was noted present at 9:55pm.

Eleven individuals spoke on this item.

Agency/Councilmember Brooks made a motion, seconded by Agency/Councilmember Scaaf, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Agency/Councilmember: Brooks, Brunner, De La Fuente, Kaplan, Kernighan, Nadel, Schaaf, and President Reid

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](#)

A motion was made by Vice Mayor Brooks, seconded by Councilmember Schaaf, to Approved As Amended On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, to be heard at the July 5, 2011 meeting as amended to add language stating "standard fees in effect as of July 8, 2011 shall apply to applications per this ordinance. The motion carried by the following vote:

Votes: ORA\Councilmember Abstained: 2 - Councilmember Kernighan and Councilmember Nadel
ORA\Councilmember Ayes: 6 - Vice Mayor Brooks, Councilmember Brunner, President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember Schaaf and Council President Reid
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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.
[10-0663](#)

***Withdrawn and Rescheduled to *Special Concurrent Meeting of the
Oakland Redevelopment Agency/City Council on 6/28/2011**

There was one speaker on this item.

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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](#)

**Withdrawn and Rescheduled to *Special Concurrent Meeting of the
Oakland Redevelopment Agency/City Council on 6/28/2011**

There were 65 speakers on this item.

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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](#)

**Withdrawn and Rescheduled to *Special Concurrent Meeting of the
Oakland Redevelopment Agency/City Council on 6/28/2011**

There was one speaker on this item.

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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](#)

**Withdrawn and Rescheduled to *Special Concurrent Meeting of the
Oakland Redevelopment Agency/City Council on 6/28/2011**

There were 2 speakers on this item.

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- 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](#)

***Withdrawn and Rescheduled to *Special Concurrent Meeting of the
Oakland Redevelopment Agency/City Council on 6/28/2011**
There were ten speakers on this item.

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- 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](#)~~

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- 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](#)

**Withdrawn and Rescheduled to *Special Concurrent Meeting of the
Oakland Redevelopment Agency/City Council on 6/28/2011**

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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](#)

**Withdrawn and Rescheduled to *Special Concurrent Meeting of the
Oakland Redevelopment Agency/City Council on 6/28/2011**
There were two speakers on this item.

[2011-0053 CMS.pdf](#)

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](#)

**A motion was made by Councilmember Nadel, seconded by
Councilmember Schaaf, to Approved As Amended On Introduction and
Scheduled for Final Passage to the Concurrent Meeting of the Oakland
Redevelopment Agency/ City Council, to be heard at the July 5, 2011
meeting to remove the Museum classifications from the code amendment.
The motion carried by the following vote:**

Votes: ORA\Councilmember Ayes: 8 - Vice Mayor Brooks, Councilmember Brunner,
President Pro Tempore De La Fuente, Councilmember Kaplan, Councilmember
Kernighan, Councilmember Nadel, Councilmember Schaaf and Council
President Reid
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S-17 Subject: East Oakland Sports Complex Maintenance Contract Award
From: Public Works Agency
Recommendation: Adopt A Resolution: 1) Awarding A Property Management And 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](#)

**Withdrawn and Rescheduled to *Special Concurrent Meeting of the
Oakland Redevelopment Agency/City Council on 6/28/2011**

There was one speaker on this item.

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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 Agency/Council adjourned the meeting in memory of the following individuals Michael McPherson and Savannah Parker at 11:15 p.m.

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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