



# 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

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

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

---

Tuesday, September 21, 2010

5:30 PM

Oakland City Hall, 3rd Floor

---

### **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: Patricia Kernighan, Dist. 2; Nancy Nadel, Dist. 3; Jean Quan, Dist. 4; Ignacio De La Fuente, Dist. 5; Desley Brooks, Dist. 6; Larry Reid, Dist. 7; Rebecca Kaplan, At-Large, and President Jane Brunner, Dist. 1
- 3 Open Forum / Citizens Comments  
(Time Available: 15 minutes)
- 4 ACTIONS ON SPECIAL ORDERS OF THE DAY  
(Ceremonial Presentations, Reports/Presentations from the Mayor, Council Acknowledgements/Announcements):
  - 4.1 Subject: National Crime Prevention Month  
From: Vice Mayor Quan  
Recommendation: Adopt A Resolution Proclaiming October 2010 As National Crime Prevention Month In The City Of Oakland, California  
(10-0005)

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, September 21, 2010

---

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

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE CONCURRENT MEETINGS OF 2010
- 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  
(10-0021)

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

- 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  
(10-0022)

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

- 7.3-CC Subject: Stephen Peskin v. City Of Oakland - Settlement Agreement  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Stephen Peskin v. City Of Oakland, Alameda County Superior Court Case No. RG09-450335, In The Amount Of \$165,000.00 As A Result Of Being Struck By A City Of Oakland Fire Department Vehicle (Oakland Fire Department)  
(10-0023)

**The item was discussed June 15, 2010 in Closed Session. Motion authorizing settlement was approved with a vote of 8 Ayes**

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

- 7.4-CC Subject: Latoya Marie Adams, et al. v. City Of Oakland, et al - Settlement Agreement

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, September 21, 2010

---

From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Latoya Marie Adams, Et Al. V. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG08381272, City Attorney File No. 26226 In The Amount Of \$27,500.00 (Oakland Police Department)  
(10-0024)

**The item was discussed July 20, 2010 in Closed Session. Motion authorizing settlement was approved with a vote of 7 Ayes,1 Abstain - Brooks**

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

7.5-CC Subject: CSAA As A/S/O For Kenneth Murphy - Settlement Agreement  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claims Of CSAA As A/S/O For Kenneth Murphy In The Amount Of \$10,520.13 And Kenneth Murphy In The Amount Of \$2,593.23, As A Result Of Property Damage And Bodily Injury Sustained In A Traffic Collision With A City Vehicle On December 3, 2009 (Public Works Agency)  
(10-0025)

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

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

7.6-CC Subject: USAA A/S/O Matthew And Carrie Levy - Settlement Agreement  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of USAA A/S/O Matthew And Carrie Levy, In The Amount Of \$10,000.00, As A Result Of Property Damage Sustained As A Result Of An Obstructed City Sewer Main On January 19, 2010 (Public Works Agency)  
(10-0026)

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

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

7.7-CC Subject: Christopher Russell v. City Of Oakland,- Settlement Agreement  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Christopher Russell v. City Of Oakland, Alameda County Superior Court Case No. RG07-356462 In The Amount Of \$13,000.00 As A Result Of Tripping And Falling On Uneven Pavement In Oakland, CA. (Office of Public Works - OPW)

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, September 21, 2010

---

(10-0027)

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

7.8-CC Subject: Kathleen Lobrovich v. City Of Oakland - Settlement Agreement  
From: Office Of The City Attorney  
Recommendation: Adopt Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Kathleen Lobrovich v. City Of Oakland, Alameda County Superior Court Case Nos. RG08-389328 & HG09-429737, In The Amount Of \$125,000.00 As A Result Of Being Hit And Knocked To The Ground By An Oakland Police Dog Running At A High Rate Of Speed (Oakland Police Department)

(10-0028)

**The item was discussed July 20, 2010 in Closed Session. Motion authorizing settlement was approved with a vote of 8 Ayes**

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

~~7.9-CC Subject: Replacement Oak Trees  
From: Councilmember Patricia Kernighan  
Recommendation: Adopt A Resolution Authorizing An Allocation Of Up To \$350-  
From Cm Kernighan's District 2 Priority Project Funds To The Public Works Agency-  
For Purchase Of Four Replacement Oak Trees For Mandana Boulevard~~

~~(10-0006)~~

**This item was withdrawn and rescheduled to the October 5, 2010 City Council Agenda by the September 16, 2010 Rules and Legislation Committee**

7.10-CC Subject: Final Map For Tract Number 7885  
From: Community And Economic Development Committee  
Recommendation: Adopt A Resolution Conditionally Approving A Final Map For Tract No.7885 To Convert Twenty-Two Rental Housing Units Located In The Primary Conversion Area And Two Commercial Spaces To Condominium Ownership At 244 Lakeside Drive

(10-0029)

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

S-7.11-CC Subject: Public Works Construction Specifications 2009 - Repeal of Ordinance 12780  
From: Public Works Agency  
Recommendation: Adopt An Ordinance Adopting The "Standard Specifications For Public Works Construction, 2009 Edition" And Repealing Ordinance No. 12780 C.M.S. And All Resolutions Related Thereto

(10-0010)

# SUPPLEMENTAL

**Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council**

**Tuesday, September 21, 2010**

---

S-7.12-CC Subject: Citywide Street Resurfacing And Slurry Sealing  
From: Public Works Agency  
Recommendation: Adopt A Resolution Awarding A Construction Contract For Citywide Street Resurfacing And Slurry Sealing (Project No. C317610) To Gallagher And Burk, Inc., In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of Three Million Thirty-Two Thousand Seventy-Nine Dollars And Eighty Cents (\$3,032,079.80) Increasing The Contract Amount To Four Million Dollars (\$4,000,000.00), If Said Bid Is Deemed Non-Responsive, Authorizing The City Administrator To Reject All Bids And Negotiate A Contract Not To Exceed Four Million Dollars (\$4,000,000.00)  
(10-0011)

**The September 14, 2010 Public Works Committee approved  
recommendations as amended to revise the resolution to conform the  
contract amount tot the bid amount; 4 Ayes**

S-7.13-CC Subject: 23rd Avenue Improvement Project  
From: Public Works Agency  
Recommendation: Adopt A Resolution Awarding A Construction Contract To Ray's Electric For The Construction Of The 23rd Avenue Improvement Project (Project No. P233271) In Accord With The Project Plans And Specifications And Contractor's Bid In The Amount Of One Million Eight Hundred Seventy-Six Thousand And Twenty-One Dollars (\$1,876,021.00)  
(10-0012)

**The September 14, 2010 Public Works Committee approved  
recommendations; 4 Ayes**

S-7.14-CC Subject: Federal Surface Transportation Program (STP)  
From: Public Works Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate \$3,617 Million In Federal Surface Transportation Program (STP) And/Or Congestion Mitigation And Air Quality Improvement (CMAQ) Funding From The Alameda County Transportation Commission And The Metropolitan Transportation Commission For Oakland Various Streets Resurfacing Project; Committing \$468,700 In Local Match Funds; Stating The City's Assurance To Complete The Project; And  
(10-0013)

2) A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate \$435,000 In Federal Surface Transportation Program (STP) And/Or Congestion Mitigation And Air Quality Improvement (CMAQ) Funding From The Alameda County Transportation Commission And The Metropolitan Transportation Commission For Oakland Class 2 Bike Lanes Project; Committing \$56,400 In Local Match Funds; Stating The City's Assurance To Complete The Project  
(10-0013-1)

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, September 21, 2010

---

**The September 14, 2010 Public Works Committee approved  
recommendations; 4 Ayes**

S-7.15-CC Subject: Albany Ford Contract - Vehicle Purchase  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The Waiver Of The Competitive Bidding Requirements In Accordance With Oakland Municipal Code 2.04.050.1.2, And Enter Into An Agreement With Albany Ford In An Amount Not-To-Exceed Two Hundred Twenty Nine Thousand Seven Hundred And Five Dollars (\$229,705) For The Purchase Of Eight (8) Police Vehicles, And Appropriating Funds For The Purchase  
(10-0015)

**The September 16, 2010 Finance and Management Committee approved  
recommendations: 3 Ayes, 1 Excused - De La Fuente**

S-7.16-CC Subject: Data Center Server Improvements  
From: Department Of Information Technology  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To: 1) Negotiate And Award A Design-Build Agreement At The Conclusion Of A Competitive Solicitation For Server Virtualization Technology Improvements To The Data Center Servers For An Amount Not To Exceed Four Hundred Thousand Dollars (\$400,000.00), To Be Paid With Federal Government Stimulus Package Funds Without Returning To Council; And 2) Accept And Appropriate Energy-Related Rebates In Project Numbers C388910 (Civic Center Data Center Server Virtualization), For Energy Efficiency Improvements As A Result Of The Data Center Virtualization Project  
(10-0016)

**The September 16, 2010 Finance and Management Committee approved  
recommendations: 3 Ayes, 1 Excused - De La Fuente**

S-7.17-CC Subject: Oakland Neighborhood Projects Initiative Program  
From: Community And Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution (A) Authorizing Funding In An Amount Not To Exceed \$179,935 Under The West Oakland Neighborhood Projects Initiative (NPI) Program For (1) Façade, Fencing And Street Tree Improvements In The Dogtown Neighborhood, (2) Improvements To The Meltzer Boys And Girls Club Building, (3) Installation Of An Aquaponics Garden On 5th And Union Streets, And (4) Surveillance Equipment At 3rd And Lewis Streets To Combat Illegal Dumping; And (B) Authorizing A Contribution To The City Of Oakland NPI Funds Under The Cooperation Agreement In An Amount Not To Exceed \$160,265 For (1) Installation Of Speedbumps And Outdoor Lighting On And Around Milton Street, And (2) Tree Planting And Landscape Improvements Along 27th Street, 31st Street, 40th Street, And At Various Locations Throughout The Longfellow Neighborhood; And  
(09-1652)

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, September 21, 2010

---

2) A City Resolution (A) Accepting And Appropriating Agency Funds In An Amount Not To Exceed \$160,265 Under The Cooperation Agreement For 1) The Installation Of Speedbumps And Outdoor Lighting On And Around Milton Street, And 2) Tree Planting And Landscape Improvements Along 27th Street, 31st Street, 40th Street, And At Various Locations Throughout The Longfellow Neighborhood Funded Through The West Oakland NPI Project, And (B) Authorizing The City Administrator To Enter Into Agreements With Project Sponsors And Make Necessary Expenditures To Implement Projects Under The Program Without Returning To The City Council  
(09-1652-1)

**The September 16, 2010 Community and Economic Development  
Committee approved recommendations: 3 Ayes, 1 Excused - De La Fuente**

S-7.18-CC Subject: Alameda County Community Food Bank  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Waive The Competitive Process And Enter Into An Agreement With The Alameda County Community Food Bank In An Amount Not To Exceed \$100,000 From The General Purpose Fund For The Procurement Of Bulk Foods And The Acceptance Of Donated Foods For The City Of Oakland Hunger Program For The Period Of September 1, 2010 Through June 30, 2011; And (2) Renew The Food Bank Agreement Annually Thereafter Without Returning To Council For As Long As City Appropriates Funds To Support The Hunger Program Through The Budget Process; And (3) Allocate To The Food Bank Agreement Any Additional Funds That Might Be Donated To The Hunger Program From Outside Sources Without Returning To Council; And (4) Grandfather In Current Procurement Practices For Spot Purchases Of Food Commodities Until Full Compliance With Requirements Of The Purchasing Ordinance Can Be Implemented  
(10-0008)

**The September 14, 2010 Life Enrichment Committee approved  
recommendations as amended to revise the resolution to delete the words  
"without returning to council"; 4 Ayes**

S-7.19-CC Subject: Oakland Army Base Temporary Winter Shelter  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Waive The Competitive Process And Enter Into An Agreement For The Period Of October 15, 2010 Through May 15, 2011 In An Amount Not To Exceed \$297,053 With Anka Behavioral Health, Inc. To Open And Operate The Oakland Army Base Temporary Winter Shelter (OABTWS) From November 15, 2010 Through April 30, 2011; And (2) Enter Into A Six Month Lease For \$1.00 A Year With The Oakland Redevelopment Agency For Use Of Building 821 At The Army Base From November 1, 2010 Through April 30, 2011; And (3) Allocate \$100,000 From CDBG Funds And Allocate \$125,000 From Alameda County, And \$56,000 From The City Of Berkeley, And \$16,053 In Prior Year Carry Forward Funds To Establish And Operate The Temporary Winter Shelter At The Oakland Army Base

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, September 21, 2010

---

(10-0009)

**The September 14, 2010 Life Enrichment Committee approved  
recommendations; 4 Ayes**

S-7.20-CC Subject: Metropolitan Medical Response System Program Grant Funding  
From: Oakland Fire Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) Resolution Authorizing The City Administrator To Accept And Appropriate A Three Hundred Twenty One Thousand Two Hundred Twenty One Dollar (\$321,221) Grant For The Federal Fiscal Year 2009 From The Governor's Office Of Homeland Security To Fund Oakland Fire Department Metropolitan Medical Response System (MMRS) Program Planning, Equipment And Training And To Enter Into Service And Purchasing Agreements To Expend Grant Funds Without Return To Council Provided Competitive Solicitation And Purchasing Programs/Policies Are Followed; And

(10-0018)

2) Resolution Authorizing The City Administrator To Accept And Appropriate A Three Hundred Seventeen Thousand Four Hundred Nineteen Dollar (\$317,419) Grant For The Federal Fiscal Year 2010 From The Governor's Office Of Homeland Security To Fund Oakland Fire Department Metropolitan Medical Response System (MMRS) Program Planning, Equipment And Training And To Enter Into Service And Purchasing Agreements To Expend Grant Funds Without Return To Council Provided Competitive Solicitation And Purchasing Programs/Policies Are Followed

(10-0018-1)

**The September 14, 2010 Public Safety Committee approved  
recommendations; 4 Ayes**

S-7.21-CC Subject: Opposing Proposition 23  
From: Councilmember Nadel  
Recommendation: Adopt A Resolution Opposing Proposition 23, A Ballot Initiative To Suspend The Clean Energy And Air Pollution Control Standards Of The Global Warming Solutions Act Of 2006 (AB32)

(10-0007)

**The September 16, 2010 Rules and Legislation Committee approved  
recommendations: 3 Ayes, 1 Excused - De La Fuente**

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

**COMMENCING AT 6:30 P.M., OR AS SOON AS REASONABLY PRACTICABLE  
THEREAFTER, THE NON - CONSENT CALENDAR PORTION OF THE AGENDA:**

9 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING REQUIREMENTS:

9.1 Subject: Delinquent Mandatory Garbage Fees



# SUPPLEMENTAL

**Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council**

**Tuesday, September 21, 2010**

---

From: Finance And Management Agency

Recommendation: Conduct A Public Hearing On Delinquent Mandatory Public Hearing On Delinquent Mandatory Garbage Fees For January/February/March 2010, Monthly Accounts And April/May/June 2010 Quarterly Accounts 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

[\(10-0031\)](#)

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

[\(10-0031-1\)](#)

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

[\(10-0031-2\)](#)

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

9.2 Subject: Assessment Of Liens - 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

[\(10-0033\)](#)

2) A Resolution Overruling Protests And Accepting And Confirming Reports Of The City Administrator On The Delinquent Business Taxes And Confirming The Recordation

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, September 21, 2010

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

(10-0033-1)

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

(10-0033-2)

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

9.3 Subject: Assessment Of Liens - Delinquent 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

(10-0032)

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

(10-0032-1)

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

(10-0032-2)

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

9.4 Subject: Regulations On Laundromats  
From: Community And Economic Development Agency

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, September 21, 2010

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Alternative Ordinances:

1) An Ordinance Adopting Various Planning Code Text Amendments To Regulate Laundromats. In Addition, To Improve Consistency Among Chapters, Chapters 17.58, 17.73, 17.86, And 17.98 Are Being Revised To Add "Other Zoning Provisions," These Amendments Also Contain Regulations Not Related To Laundromats.(TITLE CHANGE); OR

(09-1606)

2) An Ordinance Adopting Various Planning Code Text Amendments To Regulate Laundromats Including A Conditional Use Permit Requirement. In Addition, To Improve Consistency Among Chapters, Chapters 17.58, 17.73, 17.86, And 17.98 Are Being Revised To Add "Other Zoning Provisions," These Amendments Also Contain Regulations Not Related To Laundromats, OR

(09-1606-2)

3) An Ordinance Adopting Various Planning Code Text Amendments As A Clean-Up Item From Other Zoning Amendments, Sections 17.58, 17.73, 17.86, and 17.98 Are Herby Revised To Add "Other Zoning Provisions", AND

(09-1606-1)

4) An Emergency Ordinance Pursuant To Charter Section 213, Extending By Ninety (90) Days Emergency Ordinance No. 12972 C.M.S. Requiring A Major Conditional Use Permit For Self-Serve Laundromats In The City Of Oakland, To Take Effect Immediately Upon Introduction And Adoption. (Extends The One-Year Emergency Ordinance Adopted September 22, 2009)

(09-1606-3)

**The July 27, 2010 Community and Economic Committee approved recommendations in support of the first Ordinance with the following amendments:**

- 1) All new Laundromats shall be required to obtain a major conditional use permit;**
- 2) Rather than measuring the 500 feet from building entrance to building entrance, the measurement methodology should be a "Radius"**
- 3) The last sentence of #5 c) of the proposed regulations should replace the word "may" with the word "shall"**
- 4) Add a regulation regarding lighting as follows: a) Exterior lighting of the facade of the property shall be enough to illuminate and make easily discernable the appearance and conduct of all persons on or about the premises; 4 Ayes**

**THIS ITEM PROPOSES THREE (3) OPTIONAL ORDINANCES AND A FOURTH (4th) ORDINANCE TO EXTEND THE MORATORIUM**

# SUPPLEMENTAL

9.5 Subject: City Center Project  
From: Community And Economic Development Agency  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The  
Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Agency To Enter Into A Thirteenth Amendment To The Disposition And Development Agreement With Oakland T12 LLC, Regarding The City Center Project To (1) Extend The Date To Complete An Office Development On Block T-12 Of The City Center Project By 36 Months Changing It From April 12, 2012 To April 12, 2015, With Two Additional Extension Options Of 12 Months Each: And (2) Accept Payment Of \$300,000 From Oakland T12 LLC To The Agency For The Initial Extension, And Payments Of \$300,000 And \$400,000, Respectively, For Each Additional 12-Month Option To Extend To Complete The Office Development

[\(09-1609\)](#)

2) An Ordinance Authorizing The City Of Oakland To Enter Into A Thirteenth Amendment To The Disposition And Development Agreement With Oakland T12 LLC, Regarding The City Center Project To Extend The Date To Complete An Office Development On Block T-12 Of The City Center Project By 36 Months Changing It From April 12, 2012 To April 12, 2015, With Two Additional Extension Options Of 12 Months Each

[\(09-1609-1\)](#)

**The July 27, 2010 Community and Economic Development Committee approved recommendations: 3 Ayes, 1 No - Brunner**

9.6 Subject: Downtown Education Complex - Reconstruction  
From: Community And Economic Development Agency  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The  
Following Pieces Of Legislation:

1) A Resolution Adopting Findings And Setting A Hearing To Receive Supporting Evidence And Public Comments; And

[\(09-1607\)](#)

2) An Ordinance Conditionally Abandoning A Portion Of A Public Utilities Easement And A Sanitary Sewer Main Adjoining East 11th Street and 3rd Avenue To Facilitate Reconstruction Of The Downtown Education Complex By the Oakland Unified School District

[\(09-1607-1\)](#)

**The July 27, 2010 Public Works Committee approved recommendations; 4 Ayes**

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

S-10 Subject: Five Year Strategic Plan (OPD)

# SUPPLEMENTAL

Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council

Tuesday, September 21, 2010

---

From: Oakland Police Department  
Recommendation: Receive An Informational Report From The Office Of Chief Of  
Police Detailing The Police Department's Five Year Strategic Plan  
(10-0002)

**The September 14, 2010 Public Safety Committee received and forwarded the report with direction to staff to prepare a supplemental report that discusses how the Oakland Police Department plans to prioritize strategic goals; 4 Ayes**

- 11 Subject: Improving Language Access To City Services  
From: Office Of The City Administrator/ Equal Access  
Recommendation: Receive A Status Report On The Implementation Of The Equal  
Access To Services Ordinance  
(09-1526)
- 12 Subject: Appropriation Of Cable Franchise Funding  
From: Department Of Information Technology  
Recommendation: Adopt A Resolution Appropriating Funds Paid By Cable And Video  
Franchisees, Comcast And AT&T, ("PEG Funds") For The Capital Expenses Of The  
Public, Education, And Government Channels ("PEG") Operated By The City Of  
Oakland ("KTOP"), Oakland Unified School District ("KDOL") And Peralta Community  
College District ("Peralta TV"), And Authorizing Grants Of Proportionate Shares Of The  
PEG Funds To The City, Oakland Unified School District And The Peralta Community  
College District And For Their Cable And Video Television Facilities  
(10-0030)
- Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.**
- 13 Subject: CPRB Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Re-Appointing Thomas Cameron, Ann Wyman,  
Risha Jamison, And Susan Shawl, As Members Of The Citizen's Police Review Board  
(10-0034)
- 14 Subject: Commission On Persons With Disabilities Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Appointing Stephen Beard, Michelle Hernandez,  
Denise Sherer Jacobson, And Phillip Smith, And Re-Appointing Lori Ann Dotson As  
Members Of The Commission On Persons With Disabilities  
(10-0035)
- 15 Subject: Appointments To The OMERS Board  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Appointing James Edward Hillas A Member Of  
The Oakland Municipal Employees' Retirement System Board  
(10-0036)

# SUPPLEMENTAL

**Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council**

**Tuesday, September 21, 2010**

---

- 16 Subject: Planning Commission Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Re-Appointing Sandra E. Galvez And Carlton  
"Blake" Huntsman As Members Of The City Planning Commission  
(10-0037)
- 17 Subject: CPAB Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Appointing Krista C. Gulbransen As Am Ember  
Of The Community Policing Advisory Board  
(10-0038)
- S-18 Subject: Guidelines For First-Time Homebuyers  
From: Community And Economic Development Agency  
Recommendation: Adopt A Resolution Amending Resolution No. 79132 C.M.S. To  
Modify The Mortgage Assistance Program Guidelines For First-Time Homebuyers To  
Set The Maximum Allowable Purchase Price From The Current 95 Percent Of The  
Median Sales Price Of Single Family Homes In Oakland To An Amount Equal To A  
Sales Price That Is Affordable For Households Earning 100 Percent Of Area Median  
Income  
(09-1653)

**The September 14, 2010 Community and Economic Development  
Committee approved recommendations; 2 Ayes, 1 No - Brunner, 1 Excused  
- De La Fuente**

- S-19 Subject: Personal Video Management System  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His  
Designee To 1) Implement A Personal Video Management System (PVMS) Within The  
Oakland Police Department In An Amount Not-To-Exceed Five Hundred Forty  
Thousand Forty-Eight Dollars (\$540,048), For The Purchase Of 350 VIEVU Portable  
Cameras From Adamson Police Products, To Be Used By Patrol Officers, And 2) Waive  
The City Of Oakland's Competitive Bid Process  
(10-0004)

**The September 14, 2010 Public Safety Committee approved  
recommendations as amended to revise the resolution to add a "Further  
Resolved" that waives the competitive bidding process; 4 Ayes**

## **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)**

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee

# SUPPLEMENTAL

**Concurrent Meeting of the Oakland  
Redevelopment Agency / City Council**

**Tuesday, September 21, 2010**

---

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.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-3226

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 839-6451

(TTD)

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  
Agency Secretary/City Clerk  
and Clerk of the Council**

ORA - Oakland Redevelopment Agency  
S - Supplemental Item