

- 4.1 Subject: Carla Service - Honorarium
From: Councilmember De La Fuente
Recommendation: Adopt A Resolution Honoring Carla Service And Dance-Of-Vision
Entertainment For 25 Years Of Community Service
[10-0204](#)

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

Votes: ORA\Councilmember Absent: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83061 CMS.pdf](#)

- 4.2 Subject: City And Port Of Oakland Employees' Chorus
From: Council President Brunner
Recommendation: Adopt A Resolution Honoring The City And Port Of Oakland Employees' Chorus For Over Seventy Years Of Annual Holiday Concerts
[10-0217](#)

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

Votes: ORA\Councilmember Absent: 2 - Councilmember Brooks and President of the Council Brunner
ORA\Councilmember Ayes: 6 - Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan and Councilmember Reid
[View Report.pdf](#)
[83062 CMS.pdf](#)

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE SPECIAL CONCURRENT MEETING OF THE NOVEMBER 9, 2010

A motion was made by Councilmember De La Fuente, seconded by Councilmember Reid, to *Approve as Submitted. The motion carried by the following vote:

Votes: ORA\Councilmember Absent: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

- 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):
There was no action necessary for this item

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
[10-0224](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan, Councilmember Reid and President of the
Council Brunner
[View Report.pdf](#)
[83063 CMS.pdf](#)

- 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
[10-0225](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan, Councilmember Reid and President of the
Council Brunner
[View Report.pdf](#)
[83064 CMS.pdf](#)

7.3-CC Subject: Gareth Slevin - 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 Gareth Slevin, In The Amount Of \$53,371.19, As A Result Of Property Damage Sustained When A Sewer Main Backed Up Into The Claimant's Residence On June 1, 2010 (Public Works Agency)
[10-0226](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83065 CMS.pdf](#)

7.4-CC Subject: Madeline Beaudreaux - 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 Madeline Beaudreaux Vs. City Of Oakland, Et Al., Alameda County Superior Court No. RG08409104, Our File No. 26366, In The Amount Of \$90,000.00 (Public Works Agency)
[10-0202](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83066 CMS.pdf](#)

~~7.5~~ ~~Subject: Quan Travel - League Of Cities, Denver, CO~~
~~From: Vice Mayor Quan~~
~~Recommendation: Adopt A Resolution Authorizing Council Member Jean Quan To Travel To Denver, CO. On November 30 - December 4, 2010 To Attend The National League Of Cities, "2010 Congress Of Cities & Exposition" And Designating Jean Quan As The City's Representative~~
~~[10-0218](#)~~

***Withdrawn with No New Date**

[View Report.pdf](#)

7.6-CC Subject: Rehabilitation Of Sanitary Sewers - Andes Construction
From: Public Works Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To Andes Construction, Inc. For The Rehabilitation Of Sanitary Sewers In The Area Bounded By East 24th Street, 17th Avenue, International Boulevard, And 13th Avenue (Sub-Basin 58-01 - Project No. C96110) In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of Four Million Four Hundred Seventy-Six Thousand Seven Hundred Thirty-One Dollars (\$4,476,731.00)
[10-0087](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83067 CMS.pdf](#)

7.7-CC Subject: Rehabilitation Of Sanitary Sewers - Mosto Construction
From: Public Works Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To Mosto Construction For The Rehabilitation Of Sanitary Sewers In The Easement By Doncaster Place And By Colton Boulevard And On Mandana Boulevard (Project No. C329118) In Accord With Plans And Specifications For the Project And Contractor's Bid In The Amount Of One Hundred Ninety-Seven Thousand Seven Hundred Seventy-One Dollars (\$197,771.00)
[10-0088](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83068 CMS.pdf](#)

7.8-CC Subject: Clean Air Funds
From: Public Works Agency
Recommendation: Adopt The Following Pieces Of Legislation:
1) A Resolution Authorizing The City Administrator, Or His Designee, To Accept And
Appropriate Ninety Thousand Dollars (\$90,000.00) In Transportation For Clean Air Funds For
The Webster/Franklin Streets Bikeway Project; And
[10-0089](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan, Councilmember Reid and President of the
Council Brunner

[View Report.pdf](#)
[83069 CMS.pdf](#)

2) A Resolution Authorizing The Installation Of Class II Bicycle Lanes On Webster And
Franklin Streets By Reducing Travel Lanes From Four (4) Through Lanes To Three (3)
Through Lanes On Franklin Street Between 14th Street And 20th Street, And On Webster
Street Between 14th Street And 19th Street; And From Three (3) Through Lanes To Two (2)
Through Lanes On Franklin Street Between 20th Street And 22nd Street, And On Webster
Street Between 19th Street And 25th Street

[10-0089-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan, Councilmember Reid and President of the
Council Brunner

[83070 CMS.pdf](#)

7.9-CC Subject: Arcadia Park Subdivision Public Facilities Easement
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Conditionally Accepting A Dedication From The
Arcadia Park Owners Association Of A Public Facilities Easement To Construct A Privately
Maintained Park In The Arcadia Park Subdivision Located At 921 98th Avenue
[10-0142](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan, Councilmember Reid and President of the
Council Brunner

[View Report.pdf](#)
[83071 CMS.pdf](#)

7.10-CC Subject: Biringer V. City Of Oakland - Settlement
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Biringer V. City Of Oakland, Alameda County Superior
Court Case No. RG10508411 In The Amount Of \$15,000.00 (Public Works Agency - Trip And
Fall)
[10-0241](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan, Councilmember Reid and President of the
Council Brunner
[View Report.pdf](#)
[83072 CMS.pdf](#)

7.11-CC Subject: Waterfront Trail Project
From: Public Works Agency
Recommendation: Adopt A Resolution: 1) Rejecting All Bids Submitted For The Fruitvale
Avenue To High Street, Waterfront Trail Project (C395010), 2) Waiving Further Competitive
Bidding Requirements, And 3) Authorizing the City Administrator To Negotiate And Purchase
The Necessary Construction Services And Materials In Accord With Plans And Specifications
For The Project On The Open Market In An Amount Not To Exceed One Million Six Hundred
Thousand Dollars (\$1,600,000.00) Without Return To The City Council
[10-0139](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan, Councilmember Reid and President of the
Council Brunner
[View Report.pdf](#)
[83073 CMS.pdf](#)

7.12-CC Subject: Cash Management Report
From: Finance And Management Agency
Recommendation: Receive A Cash Management Report For The Quarter Ended September 30,
2010
[10-0192](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan, Councilmember Reid and President of the
Council Brunner
[View Report.pdf](#)

7.13-CC Subject: Oracle Payroll Software System
From: Department Of Information Technology
Recommendation: Adopt A Resolution Waiving The Request For Qualifications Or Proposal Requirements Of The Oakland Municipal Code, And Awarding A Five-Year Term Contract To Vertex Inc., Berwyn, PA., To Provide Taxation Data for The Oracle Payroll Software System For A Payment Of Approximately Eleven Thousand Dollars (\$11,000.00) Annually, With An Option To Increase The Contract By 5% Each Year Of The Contract, For A Grand Total Not-To-Exceed Sixty-Four Thousand Dollars (\$64,000.00)
[10-0125](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83074 CMS.pdf](#)

7.14-CC Subject: Code Enforcement Relocation Program
From: Community And Economic Development Agency
Recommendation: Adopt A City Resolution 1) Creating A Revolving Fund To Provide Relocation Assistance To Eligible Tenants Under The Code Enforcement Relocation Program, And Appropriating \$150,000 In Community Development Block Grant Funds For This Purpose; And 2) Creating A Vacant, Blighted Property Board Up, Clean Up Revolving Fund With \$150,000 In Appropriated Fiscal Year 2010-2011 Community Development Block Grant Funds
[10-0157](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83075 CMS.pdf](#)

7.15-CC Subject: Employment Training And Job Placement Services
From: Office Of The Mayor
Recommendation: Adopt A Resolution (1) Appropriating \$285,000 From A Workforce Investment Act Grant For The Oakland Green Jobs Initiative To Train And Place Oakland Residents In Green Jobs For Fiscal Year 2010-2011, (2) Authorizing Contracts With Men Of Valor In The Amount Of \$35,000, CivicCorps In The Amount Of \$49,600, Growth Sector In The Amount Of \$40,000, Urban University In The Amount Of \$89,400, And Cypress Mandela Training Center In The Amount Of \$25,000 To Collaboratively Provide Employment Training And Job Placement Services, (3) Authorizing A Contract For Up To \$20,000 To Evaluate Program Performance Without Returning To Council, And (4) Allocating \$26,000 For City Administration
[10-0149](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[View Supplemental Report.pdf](#)
[83076 CMS.pdf](#)

7.16-CC Subject: Coliseum Industrial Infrastructure Improvements
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Contributing An Amount Not To Exceed \$460,000 To The City Of Oakland Under The Cooperation Agreement To Complete Feasibility Studies And Construction Documents With \$260,000 For The Proposed Coliseum Industrial Infrastructure Improvements And \$200,000 For The Proposed Tyrone Carney Park Reconfiguration In The Coliseum Project Area; And
[10-0156](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[2010-0119 CMS.pdf](#)

2) A City Resolution Accepting A Contribution In An Amount Not To Exceed \$460,000 From The Redevelopment Agency Under The Cooperation Agreement To Complete Feasibility Studies And Construction Documents With \$260,000 For The Proposed Coliseum Industrial Infrastructure Improvements And \$200,000 For The Proposed Tyrone Carney Park Reconfiguration
[10-0156-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[83077 CMS.pdf](#)

7.17-CC Subject: Façade And Tenant Improvement Programs
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Amending Resolution No. 2009-0078 C.M.S. To Increase Third Party Design Contracts For The Façade And Tenant Improvement Programs By \$196,000 For A Total Of \$726,000 For Fiscal Year 2010-2011 Utilizing Funds Appropriated In The Fiscal Year 2009-2011 Redevelopment Agency Budget And Authorizing The Agency Administrator To Negotiate, Execute And Amend All Third Party Contracts For The Façade And Tenant Improvement Programs
[10-0107](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[2010-0120 CMS.pdf](#)

2) An Agency Resolution Allocating An Additional \$300,000 From Coliseum Redevelopment Funds For A Total Allocation Of \$500,000 For Fiscal Year 2010-2011 To The Coliseum Commercial Façade Improvement Program; And
[10-0107-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[2010-0121 CMS.pdf](#)

3) An Agency Resolution Allocating \$150,000 To The West Oakland Redevelopment Project Area Façade Improvement Program And Allocating \$150,000 To The West Oakland Redevelopment Project Area Tenant Improvement Program For Fiscal Year 2010-2011
[10-0107-2](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[2010-0122 CMS.pdf](#)

7.18-CC Subject: Five Professional Service Agreement
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing A Professional Service Agreement In An Amount Not To Exceed \$219,000 With Seifel Consulting Inc. For The Preparation Of Reports And Studies For The Proposed Amendment To The Central District Redevelopment Plan Extending Time Limits And Increasing The Tax Increment Cap;
[10-0144](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[2010-0123 CMS.pdf](#)

2) An Agency Resolution Authorizing A Professional Service Agreement In An Amount Not To Exceed \$260,000 With Environmental Science Associates For The Preparation Of An Environmental Impact Report For The Proposed Redevelopment Plan Amendment To The Central District Redevelopment Plan Extending Time Limits And Increasing The Tax Increment Cap;
[10-0144-1](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[2010-0124 CMS.pdf](#)

3) An Agency Resolution Authorizing A Professional Service Agreement In An Amount Not To Exceed \$230,000 With Seifel Consulting Inc. For The Preparation Of Reports And Studies For The Proposed Amendment To The Broadway/MacArthur/San Pablo Redevelopment Plan Expanding The Project Area To Incorporate The Lowell Street/Golden Gate/Gaskill Area And Extending The Eminent Domain Time Limit;

[10-0144-2](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

[2010-0125 CMS.pdf](#)

4) An Agency Resolution Authorizing A Professional Service Agreement In An Amount Not To Exceed \$287,000 With Environmental Science Associates For The Preparation Of An Environmental Impact Report For The Proposed Redevelopment Plan Amendment To The Broadway/MacArthur/San Pablo Redevelopment Project Area Plan Expanding The Project Area To Incorporate The Lowell Street/Golden Gate/Gaskill Area And Extending The Eminent Domain Time Limit; And

[10-0144-3](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

[2010-0126 CMS.pdf](#)

5) An Agency Resolution Authorizing A Professional Service Agreement In An Amount Not To Exceed \$30,000 With Wood Rodgers For The Preparation Of A Legal Description For The Proposed Amendment To The Broadway/MacArthur/San Pablo Redevelopment Plan Expanding The Project Area To Incorporate The Lowell Street/Golden Gate/Gaskill Area

[10-0144-4](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

[2010-0127 CMS.pdf](#)

7.19-CC Subject: Cultural Services Grants
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into Forty-Two (42) Cultural Services Grants To Forty-One (41) Oakland-Based Nonprofit Organizations And Individual Artists Providing Arts And Cultural Services In Oakland During Fiscal Year 2010-2011 In A Total Amount Not To Exceed \$408,745.00 [TITLE CHANGE]
[10-0090](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[View Supplemental Report.pdf](#)
[83078 CMS.pdf](#)

7.20-CC Subject: Oakland Head Start Advisory Panel
From: Department of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City of Oakland, To Review and Approve The Request Of The Oakland Head Start Advisory Panel To Change Their Name To Oakland Head Start Advisory Board; And Add A Voting Member To The Membership And Add A Non-Voting Policy Council Member Liaison To Report To The Advisory Panel; And Make Revisions To Their By-laws, And Subsequent Documents Pertaining To The Advisory Panel, To Reflect Said Changes
[10-0123](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83079 CMS.pdf](#)

7.21-CC Subject: Head Start/Early Head Start Governing Procedures
From: Department of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City of Oakland, To Review and Approve Oakland Head Start/Early Head Start Governing Procedures Developed In Accordance With Recent Head Start Legislation
[10-0124](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83080 CMS.pdf](#)

7.22-CC Subject: Re-entry Case Management Services
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate A Grant In An Amount Not To Exceed \$290,649.00 From Alameda County Probation Department To Provide Re-entry Coordination Through The Department Of Human Services (\$112,149.00) And To Provide The Project Choice Program To Oakland Residents In Santa Rita Jail And To Execute A Grant Agreement With Volunteers Of America Bay Area In An Estimated Amount Of \$178,500.00 To Provide Said Project Choice Re-entry Services From October 1, 2010 Through September 30, 2011
[10-0113](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83081 CMS.pdf](#)

7.23-CC Subject: Juvenile Offender Reentry Grant
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate A Second Chance Act Juvenile Offender Re-entry Grant In An Amount Not To Exceed \$750,000.00 From The U.S. Department Of Justice, Office Of Juvenile Justice And Delinquency Prevention And To Enter Into Various Grant Agreements For One Year With Various Public And Non-Profit Partners Named In The Grant For An Estimated Amount Not To Exceed \$660,595.00 From October 1, 2010 Through September 30, 2011
[10-0115](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83082 CMS.pdf](#)

7.24-CC Subject: 2010 Sobriety Checkpoint Program
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Grant Funds In The Amount Of Fifty-Four Thousand Eight Hundred Twenty-Nine Dollars And Fifty-Four Cents (\$54,829.54) From The Regents Of The University Of California, Berkeley, School Of Public Health, Traffic Safety Center, Serving As The Fiscal Agent For The State Of California, Office Of Traffic Safety, For The 2010 Sobriety Checkpoint Program To Be Conducted By The Police Department For The Project Term Of October 1, 2010 Through September 30, 2011, And Waive Central Services Overhead Charges Associated With This Award
[10-0129](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[View Supplemental Report.pdf](#)
[83083 CMS.pdf](#)

7.25-CC Subject: Food Stamp And EBT Fraud Investigative Program
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Accept And Appropriate Project Funds In An Amount Not To Exceed Forty Thousand Dollars (\$40,000) From The U.S. Department Of Agriculture, Office Of The Inspector General, For The Fiscal Year 2011 Enactment Of The Food Stamp And Electronic Benefit Transfer Fraud Investigative Program Within The Police Department
[10-0145](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83084 CMS.pdf](#)

7.26-CC Subject: Community-Based Violence Prevention
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate A Grant For \$2,216,000 From The Department Of Justice, Office Of Juvenile Justice And Delinquency Prevention, For Community Based Violence Prevention For \$2,216,000 From October 1, 2010 Through September 30, 2013 And Authorizing Grant Agreements With Various Non-Profit Agencies Named In The Grant Proposal To Provide Violence Prevention Services From October 1, 2010 Through June 30, 2012
[10-0114](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83085 CMS.pdf](#)

7.27-CC Subject: Business Tax Board Of Review Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of David Jones, Sabrina Jones, Charles R. "Chip" Conradi, And Sabrina Landreth As Members Of The Business Tax Board Of Review
[10-0182](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)

7.28-CC Subject: Head Start Advisory Panel Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Appointing Robert Beggs And Dr. Linda Perez As Members Of The Head Start Advisory Panel
[10-0185](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)

7.29-CC Subject: Wildfire Prevention Advisory - Board Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Appointing Sean Walsh As Member Of The Wildfire
Prevention And Assessment District Advisory Board
[10-0227](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan, Councilmember Reid and President of the
Council Brunner
[View Report.pdf](#)
[83088 CMS.pdf](#)

7.30-CC Subject: Public Art Advisory Committee Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Kevin Chen
And Nick Dong As Members Of The Public Art Advisory Committee
[10-0228](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan, Councilmember Reid and President of the
Council Brunner
[View Report.pdf](#)
[83089 CMS.pdf](#)

7.31-CC Subject: Taxation And Assessment Board Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of David
Jones, Charles R. "Chip" Conradi And Sabrina Landreth As Members Of The Oakland
Taxation And Assessment Board Of Review Under The Transient Occupancy Tax Ordinance
[10-0229](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan, Councilmember Reid and President of the
Council Brunner
[View Report.pdf](#)
[83090 CMS.pdf](#)

7.32-CC Subject: Parking Tax Review Board - Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of David Jones, Charles R. "Chip" Conradi And Sabrina Landreth As Members Of The Parking Tax Board Of Review
[10-0230](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83091 CMS.pdf](#)

7.33-CC Subject: Citizen's Police Review Board Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Appointing Sarah Lynne Cohen As A Member Of The Citizen's Police Review Board
[10-0231](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83092 CMS.pdf](#)

7.34 ~~Subject: Board Of Port Commissioners~~
~~From: Office Of The Mayor~~
~~Recommendation: Adopt A Resolution Appointing Junaid Mohiuddin As A Member Of The Board Of Port Commissioners~~
~~[10-0233](#)~~

[View Report.pdf](#)

7.35-CC Subject: Measure Y Appointment - Joanne Brown
From: Office Of The Mayor
Recommendation: Adopt A Resolution Appointing Joanne Brown As A Member Of The Violence Prevention And Public Safety Committee
[10-0234](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83093 CMS.pdf](#)

7.36-CC Subject: Quan Travel - League Of California Cities Directors Meeting
From: Vice Mayor Quan
Recommendation: Adopt A Resolution Authorizing Council Memeber Jean Quan To Travel
To San Diego, CA On November 17-19, 2010 To Attend The League Of California Cities
Board Of Directors Meeting
[10-0235](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83094 CMS.pdf](#)

~~7.37-CC~~ ~~Subject: 2011 State and Federal Legislative Agenda~~
~~From: Council President Brunner~~
~~Recommendation: Action On A Report Requesting Approval Of The Proposed 2011 State and~~
~~Federal Legislative Agenda For The City Of Oakland~~
~~[10-0126](#)~~

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)

7.38 Subject: Laurel Elementary Playground Renovation
From: Vice Mayor Quan
Recommendation: Adopt A Resolution Authorizing A Grant Of \$150,000 From
Councilmember Jean Quan's Pay-Go Funds To Oakland Unified School District For Capital
Expenditures Associated With Renovating The Laurel Elementary School Playground.
[10-0237](#)

***Withdrawn with No New Date**

[View Report.pdf](#)

7.39-CC Subject: Measure Y Appointment - Jose Dorado
From: Office Of The Mayor
Recommendation: Adopt A Resolution Appointing Jose Dorado As A Member Of The
Violence Prevention And Public Safety Committee
[10-0238](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83095 CMS.pdf](#)

7.40-CC Subject: Measure Y Appointment - Michael Brown, Jr.
From: Office Of The Mayor
Recommendation: Adopt A Resolution Appointing Michael E. Brown, Jr., As A Member Of
The Violence Prevention And Public Safety Committee
[10-0239](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83096 CMS.pdf](#)

7.41-CC Subject: Measure Y Appointment - Peter Barnett
From: Office Of The Mayor
Recommendation: Adopt A Resolution Appointing Peter Barnett As A Member Of The
Violence Prevention And Public Safety Committee
[10-0240](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83097 CMS.pdf](#)

S-7.42-CC Subject: 25th Street Mini Park Improvement
From: Public Works Agency
Recommendation: Adopt A Resolution Awarding A Contract To Beliveau Engineering Contractors, Inc., The Lowest, Responsible, Responsive Bidder, For The Construction Of The 25th Street Mini Park Improvement Project (No. C377610) In Accord With Project Plans And Specifications And Contractor's Bid Therefore In The Amount Of Four Hundred Seventy Thousand Dollars (\$470,000.00)
[10-0138](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[83098 CMS.pdf](#)

S-7.43-CC Subject: Expanded Low Emission Vehicle Standards
From: Councilmembers Nadel And Quan
Recommendation: Adopt A Resolution Urging The State Of California And The California Air Resources Board To Adopt Expanded Low Emission Vehicle Standards To Reduce Criteria Air Pollutants And Greenhouse Gases And To Strengthen The State's Zero Emission Vehicle And Clean Fuels Outlet Infrastructure Programs To Protect The Health Of California's Economy, Environment And Its People
[10-0146](#)

This Matter was Adopted on the Consent Agenda.

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[View Report.pdf](#)
[83099 CMS.pdf](#)

Passed The Consent Agenda

A motion was made by Councilmember De La Fuente, seconded by Councilmember Reid, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

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

A motion was made by Councilmember De La Fuente, seconded by Councilmember Reid, to *Approve as Submitted the report from the City Attorney of Final decisions made during Closed Session. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

**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:**

Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 7.13 p.m.

9.1 Subject: Mills Act Contracts
From: Community And Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Approving Five (5) Mills Act Contracts Between The City Of Oakland And The Properties At 2801 Harrison Street (Estimated Amount - \$665/Year), 1081 53rd Street (Estimated Amount - \$860/Year), 1926 Martin Luther King Jr. Way (Estimated Amount - \$448/Year), 2651 22nd Avenue (Estimated Amount - \$1,502/Year), And 1615 Broadway (Estimated Amount - To Be Determined), Pursuant To Ordinance No. 12987 C.M.S., To Provide These Owners With Property Tax Reductions In Exchange For Their Agreement To Repair And Maintain Their Historic Property In Accordance With Submitted Work Programs
[10-0109](#)

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

Votes: ORA\Councilmember Absent: 1 - Councilmember De La Fuente
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
One person spoke on this item:

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

[View Report.pdf](#)
[83100 CMS.pdf](#)

Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at 7:14 p.m.

9.2 Subject: Annual Assessment - Rockridge Improvement District
 From: Community And Economic Development Agency
 Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution
 Confirming The Annual Report Of The Rockridge Business Improvement District Advisory
 Board And Levying The Annual Assessment For The Rockridge Business Improvement
 District For Fiscal Year 2011 - 2012
 [10-0110-1](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

One person spoke on this item

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

[View Report.pdf](#)
[83101 CMS.pdf](#)

Upon the reading of Item 9.3 by the City Clerk, the Public Hearing was opened at 7:15 p.m.

9.3 Subject: Annual Assessment - Montclair Business Improvement District
From: Community And Economic Development Agency
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution
Confirming The Annual Report Of The Montclair Business Improvement District Advisory
Board And Levying The Annual Assessment For The Montclair Business Improvement District
For Fiscal Year 2011-2012
[10-0111-1](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

One person spoke on this item.

Agency/Councilmember Quan 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, De La Fuente, Kaplan, Kernighan, Nadel, Reid, Quan, and President of the Council Brunner -8

[View Report.pdf](#)
[83102 CMS.pdf](#)

Upon the reading of Item 9.4 by the City Clerk, the Public Hearing was opened at 7:16 p.m.

9.4 Subject: Delinquent Mandatory Garbage Fees
From: Finance And Management Agency
Recommendation: Conduct A Public Hearing On Delinquent Mandatory Garbage Fees For
April/May/June 2010, Monthly Accounts And July/August/September 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
[10-0164](#)

**A motion was made by Councilmember Quan, seconded by
Councilmember De La Fuente, that this matter be Adopted. The motion
carried by the following vote:**

Votes: ORA\Councilmember Absent: 1 - President of the Council Brunner
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember De La
Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember
Nadel, Councilmember Quan and Councilmember Reid

The following individuals spoke on this item:

*Agency/Councilmember Quan 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, De La Fuente, Kaplan, Kernighan, Nadel, Reid, Quan - 7 Absent:
President of the Council Brunner -1*

[View Report.pdf](#)

[83103 CMS.pdf](#)

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
[10-0164-1](#)

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
[10-0164-2](#)

Not Adopted

Upon the reading of Item 9.5 by the City Clerk, the Public Hearing was opened at 7:17 p.m.

9.5 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 [10-0165](#)

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

Votes: ORA\Councilmember Absent: 1 - President of the Council Brunner
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan and Councilmember Reid
One person spoke on this item.

Agency/Councilmember Quan made a motion, seconded by Agency/Councilmember Nadel, to close the Public Hearing, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brooks, De La Fuente, Kaplan, Kernighan, Nadel, Reid, Quan - 7 Absent: President of the Council Brunner -1
[View Report.pdf](#)
[83104 CMS.pdf](#)

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 [10-0165-1](#)

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
[10-0165-2](#)

Not Adopted

Upon the reading of Item 9.6 by the City Clerk, the Public Hearing was opened at 7:18 p.m.

9.6 Subject: 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
[10-0166](#)

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

Votes: ORA\Councilmember Absent: 1 - President of the Council Brunner
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan and Councilmember Reid
One person spoke on the item.

Agency/Councilmember Nadel made a motion, seconded by Agency/Councilmember Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brooks, De La Fuente, Kaplan, Kernighan, Nadel, Reid, Quan - 7 Absent: President of the Council Brunner -1
[View Report.pdf](#)
[83105 CMS.pdf](#)

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
[10-0166-1](#)

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
[10-0166-2](#)

Not Adopted

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 Subject: Medical Cannabis Dispensaries
From: Councilmembers Reid And Kaplan
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 5.80 "Medical Cannabis Dispensary Permits" To Increase The Total Number Of Dispensary Permits From Four (4) To Eight (8), And Increase Fees, Delete And Move Section 5.80.90 "Performance Standards" To City Administrator Guidelines, And Add Appeal Timeline
[09-1619](#)

**A motion was made by Councilmember Kaplan, seconded by Councilmember Nadel, that this matter be Approved for Final Passage.
The motion carried by the following vote:**

Votes: ORA\Councilmember Noes: 1 - President of the Council Brunner
ORA\Councilmember Ayes: 7 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan and Councilmember Reid

[View Report.pdf](#)

[View Report.pdf](#)

[View Report.pdf](#)

[View Report.pdf](#)

[13049 CMS.pdf](#)

11 ~~Subject: 25th Street Mini Park Improvement
From: Public Works Agency
Recommendation: Adopt A Resolution Awarding A Contract To Beliveau Engineering-
Contractors, Inc., The Lowest, Responsible, Responsive Bidder, For The Construction Of The
25th Street Mini Park Improvement Project (No. C377610) In Accord With Project Plans And
Specifications And Contractor's Bid Therefore In The Amount Of Four Hundred Seventy-
Thousand Dollars (\$470,000.00)~~
[10-0138](#)

[View Report.pdf](#)
[83098 CMS.pdf](#)

12 Subject: Improvements To Agency-Owned Site - 66th Ave /San Leandro Street
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces of Legislation:

1) An Agency Resolution Resolution Authorizing An Additional \$300,000 Of Agency Funds For A Total Allocation Of \$1,300,000 For The Improvement Of An Agency Owned Site Located At The Northeast Corner Of 66th Avenue And San Leandro Street ("The Property"); Authorizing The Agency Administrator To Award A Contract Or Contracts On The Open Market For Improvements To The Property, Including But Not Limited To Demolition Of Structures, Trailers And Concrete, Removal Of Hazardous Materials And Restoration Of Facilities Such As Utilities, Storm Drainage, Sewage And Water Facilities, Parking Areas And Driveways, In An Amount Or Amounts Not To Exceed, Cumulatively, \$130,000.00; Waiving Advertising And Bidding Requirements For Said Work; And Authorizing From The Total Budget Of \$1,300,000 A Contribution Of Agency Funds In An Amount Of \$200,000 To The City Under The Cooperation Agreement For Payment Of City Staff Costs For Project Management; And

[10-0158](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner

[View Report.pdf](#)
[2010-0128 CMS.pdf](#)

2) A City Resolution Accepting And Appropriating Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Of \$200,000 For Payment Of City Staff Costs For Management Of Improvements To The Oakland Redevelopment Agency Site Located At The Northeast Corner Of 66th Avenue And San Leandro Street
[10-0158-1](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[83106 CMS.pdf](#)

13 Subject: Schedule Of Parking Fines - Amending OMC
From: Finance And Management Agency
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code (O.M.C.) Section 10.48.025 "Imposition Of County And State Surcharges" To Increase By \$3.00 The Pass-Through Surcharge To All O.M.C. Parking Violation Fines Including All California Vehicle Code (C.V.C.) Violation Citations To Offset And Remit To State/Alameda County Those Surcharges Imposed By California Government Code Sections 76000, 76100 And 70372(B) And C.V.C. Section 40255
[10-0130](#)

Approved As Amended On Introduction to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 12/21/2010

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

Agency/Councilmember Brooks made a motion, seconded by Agency/Councilmember Reid, to schedule a report on the recent officer involved shooting of Derrick Jones,, and hearing no objections, the motion passed by Ayes: Agency/Councilmember: Brooks, Brunner, Chang, Kernighan, Nadel, Reid, Quan, and President of the Council De La Fuente -8

14 Subject: Writing Off Unresolvable Accounts And Housing Loans
From: Finance And Management Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Make Adjustments To The City's Accounts Receivables By Writing Off Uncollectible Accounts With Balances Over \$1,000 For A Total Amount Of \$1,417,858.10 Within Specific Parameters, To Accurately Reflect The Net Realizable Value Of Accounts Receivable Assets In The City's Financial Statements
[10-0137](#)

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

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[View Supplemental Report.pdf](#)
[83107 CMS.pdf](#)

15 Subject: Permit Fees - Medical Cannabis Dispensaries
From: Councilmembers Kaplan and Reid
Recommendation: Adopt An Ordinance Amending The Master Fee Schedule (Ordinance Number 9336, As Amended) To Establish A Medical Cannabis Dispensary Permit Application Fee Of \$5,000 And An Annual Regulatory Fee For Permitted Medical Dispensaries Of \$60,000.
[10-0147](#)

A motion was made by Councilmember Kaplan, seconded by Councilmember Reid, to Approved As Amended On Introduction to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on December 21, 2010 to edit the language to remove the December 1 effective date to provide for an accurate and immediate effective date of the ordinance. The motion carried by the following vote:

Votes: ORA\Councilmember Ayes: 8 - Councilmember Brooks, Councilmember De La Fuente, Councilmember Kaplan, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Councilmember Reid and President of the Council Brunner
[View Report.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)

S-16 Subject: 2011 State and Federal Legislative Agenda
From: Council President Brunner
Recommendation: Action On A Report Requesting Approval Of The Proposed 2011 State and
Federal Legislative Agenda For The City Of Oakland
[10-0126](#)

Approved as Amended

[View Report.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)

S-17 Subject: Board Of Port Commissioners
From: Office Of The Mayor
Recommendation: Adopt A Resolution Appointing Junaid Mohiuddin As A Member Of The
Board Of Port Commissioners
[10-0233](#)

***Withdrawn with No New Date**

[View Report.pdf](#)

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 Louis Coleman, Howard
Ransom, and Derrick Jones at 9:16 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.

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**

City Clerk and Clerk of the Council