



# 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 Successor Agency and the City Council

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

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

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Tuesday, June 04, 2013

5:30 PM

City Council Chambers, 3rd Floor

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### **DEFINITION OF TERMS:**

**CONSENT ITEM:** any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee. These items are heard on the 5:30 P.M. portion of the agenda.

**NON-CONSENT ITEM:** any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee. These items are heard on the 6:30 P.M. portion of the agenda.

**ACTION ITEM:** any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

**INFORMATIONAL ITEM:** an item of the agenda consisting only of an informational report that does not require or permit Council action.

1 Pledge of Allegiance

2 Roll Call / City Council

**COUNCILMEMBERS:** Desley Brooks, District 6; Noel Gallo, District 5; Lynette Gibson McElhaney, District 3; Dan Kalb, District 1; President Pro Tempore Rebecca Kaplan, At-Large; Vice Mayor Larry Reid, District 7; Libby Schaaf, District 4; Council President Patricia Kernighan, District 2

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: Honoring Sergeant Robert Crawford  
From: Councilmember Libby Schaaf

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Recommendation: Adopt A Resolution Honoring Sergeant Robert Crawford For  
Forty-Five Years Of Service To The City Of Oakland  
(12-0484)

4.2 Subject: Honoring Claremont Middle School  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution Recognizing Claremont Middle School For  
Serving The Oakland Community And Many Students For The Last 100 Years  
(12-0567)

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF MAY 21, 2013

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: 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  
(12-0544)

7.2-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 Human Immunodeficiency Virus ("HIV")/Acquired  
Immunodeficiency Syndrome ("AIDS") Epidemic  
(12-0545)

7.3-CC Subject: Cannabis Regulatory Commission Appointment - Reiman  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Appointing Amanda Reiman As A Member Of  
The Cannabis Regulatory Commission  
(12-0481)

7.4-CC Subject: Budget Advisory Committee Appointment - Sabbag  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of  
Jessamyn Sabbag To The Budget Advisory Committee  
(12-0535)

7.5-CC Subject: Commission On Persons With Disabilities Appointments  
From: Office Of The Mayor

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Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Richard Rueda, Fatimah Simmons, And Miquette Thompson To The Commission On Persons With Disabilities (MCPD)  
[\(12-0542\)](#)

7.6-CC Subject: Budget Advisory Committee Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Ekaterina Burton, Venus Johnson, Christian Garcia And The Reappointment Of Alexandria (Dria) Fearn To The Budget Advisory Committee  
[\(12-0548\)](#)

7.7-CC Subject: On-Call Environmental And Hazardous Materials Consulting Contracts  
From: Public Works Agency  
Recommendation: Adopt The Following Pieces Of Legislation Which Authorize The City Of Oakland To Enter Into Professional Services Agreements For On-Call Environmental Consulting Services In An Aggregate Amount Not To Exceed Four Million Dollars (\$4,000,000) For A Three-Year Period From July 1, 2013, Through June 30, 2016:  
[\(12-0405\)](#)

1) A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With AMEC For On-Call Environmental Consulting Services In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405 - A\)](#)

2) A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With Arcadis For On-Call Environmental Consulting Services In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405 - B\)](#)

3) A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With Baseline Environmental For On-Call Environmental Consulting Services In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405 - C\)](#)

4) A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With Erler & Kalinowski, Inc. For On-Call Environmental Consulting Services In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405 - D\)](#)

5) A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With Fugro Consultants For On-Call Environmental Consulting

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Services In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405 - E\)](#)

6) A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With Northgate Environmental For On-Call Environmental Consulting Services In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405 - F\)](#)

7) A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With Terraphase Engineering For On-Call Environmental Consulting Services In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405 - G\)](#)

8) A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With Weiss Associates For On-Call Environmental Consulting Services In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016.  
[\(12-0405 - H\)](#)

Adopt The Following Pieces Of Legislation Which Authorize The Oakland Redevelopment Successor Agency To Enter Into Professional Services Agreements For On-Call Environmental Consulting Services In An Aggregate Amount Not To Exceed Four Million Dollars (\$4,000,000) For A Three-Year Period From July 1, 2013, Through June 30, 2016:  
[\(12-0405-1\)](#)

1) A Resolution Authorizing The Oakland Redevelopment Successor Agency Administrator To Enter Into A Professional Services Agreement With AMEC For On-Call Environmental Consulting Services In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405-1A\)](#)

2) A Resolution Authorizing The Oakland Redevelopment Successor Agency Administrator To Enter Into A Professional Services Agreement With Arcadis For On-Call Environmental Consulting Services In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405-1B\)](#)

3) A Resolution Authorizing The Oakland Redevelopment Successor Agency Administrator To Enter Into A Professional Services Agreement With Baseline Environmental For On-Call Environmental Consulting Services In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000) For A Three Year Period From July

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1, 2013 Through June 30, 2016; And  
[\(12-0405-1C\)](#)

4) A Resolution Authorizing The Oakland Redevelopment Successor Agency Administrator To Enter Into A Professional Services Agreement With Erler & Kalinowski For On-Call Environmental Consulting Services In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405-1D\)](#)

5) A Resolution Authorizing The Oakland Redevelopment Successor Agency Administrator To Enter Into A Professional Services Agreement With Fugro Consultants For On-Call Environmental Consulting Services In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405-1E\)](#)

6) A Resolution Authorizing The Oakland Redevelopment Successor Agency Administrator To Enter Into A Professional Services Agreement With Northgate Environmental For On-Call Environmental Consulting Services In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) For A Three Year Period from July 1, 2013 Through June 30, 2016; And  
[\(12-0405-1F\)](#)

7) A Resolution Authorizing The Oakland Redevelopment Successor Agency Administrator To Enter Into A Professional Services Agreement With Terraphase Engineering For On-Call Environmental Consulting Services In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405-1G\)](#)

8) A Resolution Authorizing The Oakland Redevelopment Successor Agency Administrator To Enter Into A Professional Services Agreement With Weiss Associates For On-Call Environmental Consulting Services In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) For A Three Year Period From July 1, 2013 Through June 30, 2016.  
[\(12-0405-1H\)](#)

Adopt The Following Pieces Of Legislation Which Authorize The City Of Oakland To Enter Into Professional Services Agreements For On-Call Hazardous Materials Consulting Services In An Aggregate Amount Not To Exceed One Million Two Hundred Fifty Thousand Dollars (\$1,250,000) For A Three-Year Period From July 1, 2013, Through June 30, 2016:  
[\(12-0405-2\)](#)

1) A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With ACC Environmental For On-Call Hazardous Materials

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[\(12-0405-2A\)](#)

2) A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With IHI Environmental For On-Call Hazardous Materials Consulting Services In An Amount Not To Exceed Two-Hundred Fifty Thousand Dollars (\$250,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405-2B\)](#)

3) A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With J Stanley Consulting For On-Call Hazardous Materials Consulting Services In An Amount Not To Exceed Two-Hundred Fifty Thousand Dollars (\$250,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405-2C\)](#)

4) A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With Ninyo & Moore For On-Call Hazardous Materials Consulting Services In An Amount Not To Exceed Two-Hundred Fifty Thousand Dollars (\$250,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405-2D\)](#)

5) A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With SCA Environmental For On-Call Hazardous Materials Consulting Services In An Amount Not To Exceed Two-Hundred Fifty Thousand Dollars (\$250,000) For A Three Year Period From July 1, 2013 Through June 30, 2016.  
[\(12-0405-2E\)](#)

Adopt The Following Pieces Of Legislation Which Authorize The Oakland Redevelopment Successor Agency To Enter Into Professional Services Agreements For On-Call Hazardous Materials Consulting Services In An Aggregate Amount Not To Exceed One Million Two Hundred Fifty Thousand Dollars (\$1,250,000) For A Three-Year Period From July 1, 2013, Through June 30, 2016:

[\(12-0405-3\)](#)

1) A Resolution Authorizing The Oakland Redevelopment Successor Agency Administrator To Enter Into A Professional Services Agreement With ACC Environmental For On-Call Hazardous Materials Consulting Services In An Amount Not To Exceed Two-Hundred Fifty Thousand Dollars (\$250,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And  
[\(12-0405-3A\)](#)

2) A Resolution Authorizing The Oakland Redevelopment Successor Agency Administrator To Enter Into A Professional Services Agreement With IHI Environmental For On-Call Hazardous Materials Consulting Services In An Amount Not To Exceed Two-Hundred Fifty Thousand Dollars (\$250,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And

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(12-0405-3B)

3) A Resolution Authorizing The Oakland Redevelopment Successor Agency Administrator To Enter Into A Professional Services Agreement With J Stanley Consulting For On-Call Hazardous Materials Consulting Services In An Amount Not To Exceed Two-Hundred Fifty Thousand Dollars (\$250,000) For A Three Year Period From July 1,2013 Through June 30, 2016; And

(12-0405-3C)

4) A Resolution Authorizing The Oakland Redevelopment Successor Agency Administrator To Enter Into A Professional Services Agreement With Ninyo & Moore For On-Call Hazardous Materials Consulting Services In An Amount Not To Exceed Two-Hundred Fifty Thousand Dollars (\$250,000) For A Three Year Period From July 1, 2013 Through June 30, 2016; And

(12-0405-3D)

5) A Resolution Authorizing The Oakland Redevelopment Successor Agency Administrator To Enter Into A Professional Services Agreement With SCA Environmental For On-Call Hazardous Materials Consulting Services In An Amount Not To Exceed Two-Hundred Fifty Thousand Dollars (\$250,000) For A Three Year Period From July 1, 2013 Through June 30, 2016.

(12-0405-3E)

**The May 16, 2013 Rules & Legislation Committee placed this item on this agenda.**

**The April 23, 2013 Public Works Committee approved recommendations, 4 Ayes.**

7.8-CC Subject: Support For AB 1324: Increased Vehicle Registration Fees  
From: Councilmember Noel Gallo  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1324 (Skinner And Bonta) Authorizing Alameda County To Increase Annual Vehicle Registration Fees, With The Proceeds To Be Used To Fund Local Investigation And Prosecution Of Vehicle Theft Crimes

(12-0500)

**The May 23, 2013 Rules & Legislation Committee approved recommendations, 3 Ayes, 1 Absent - Reid.**

7.9-CC Subject: Support For SB 299: Requiring Reporting Of Lost Or Stolen Firearms  
From: Councilmember Noel Gallo  
Recommendation: Adopt A Resolution In Support Of Senate Bill 299 (DeSaulnier) Regarding Firearms, Which Would Require Every Person Whose Firearm Is Lost Or Stolen To Notify Local Law Enforcement That Their Firearm Was Lost Or Stolen

(12-0501)

**The May 23, 2013 Rules & Legislation Committee approved**



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**recommendations, 3 Ayes, 1 Absent - Reid.**

7.10-CC Subject: Support For SB 47: Broadening The Definition Of "Assault Weapon"  
From: Councilmember Noel Gallo  
Recommendation: Adopt A Resolution In Support Of Senate Bill 47(Yee) Regarding  
Assault Weapons Which Seeks To (1) Revise The Statewide Definition Of "Assault  
Weapon" To Include All Semiauto-Matic Pistols And Semiautomatic Centerfire Rifles  
Which Have Enumerated Features, But Do Not Have A Fixed Ammunition Magazine,  
And (2) Require Registration With The Department Of Justice Of Assault Weapons  
Fitting The Revised Definition  
(12-0502)

**The May 23, 2013 Rules & Legislation Committee approved  
recommendations, 3 Ayes, 1 Absent - Reid.**

7.11-CC Subject: Support For Senate Bill 254: Recycling And Recovery Of Used Mattresses  
From: Council President Kernighan And Pro Tempore Rebecca Kaplan  
Recommendation: Adopt Resolution Expressing Support For Senate Bill 254(Hancock),  
The Used Mattress Recovery And Recycling act, An Act To Add Chapter 21  
(Commencing With Section42985) To Part 3 Of Division 30 Of The Public Resources  
Code, Which Will Require Manufacturers Of Mattresses Sold In This State To Develop,  
Finance And Implement A Convenient And Cost Effective Program To Collect And  
Recycle Used Mattresses  
(12-0497)

**The May 23, 2013 Rules & Legislation Committee approved  
recommendations, 3 Ayes, 1 Absent - Reid.**

7.12-CC Subject: Clean Air Act- Reduce Heat Trapping Greenhouse Gas Pollution  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution In Support Of Reducing Heat-Trapping  
Greenhouse Gas Pollution Under The Clean Air Act  
(12-0498)

**The May 23, 2013 Rules & Legislation Committee approved  
recommendations, 3 Ayes, 1 Absent - Reid.**

7.13-CC Subject: Support For SB 33: Infrastructure Financing District  
From: Vice Mayor Larry Reid  
Recommendation: Adopt A Resolution Supporting Senate Bill 33 (Senator Lois Wolk)  
To Use Infrastructure Financing Districts To Pay For Public Works Projects Without  
Impacting School District's Share Of Property Tax Or The State General Fund: Voter  
Approved Repeal  
(12-0489)

**The May 23, 2013 Rules & Legislation Committee approved  
recommendations, 3 Ayes, 1 Absent - Reid.**

7.14-CC Subject: Support Of SB 613: Toll Revenue Expenditures



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From: Council President Kernighan  
Recommendation: Adopt A Resolution In Support Of SB 613 (DeSaulnier) Toll Revenue Expenditures, Which Would Impose Certain Limitations On The Use Of Toll Revenues From The Seven State-Owned Toll Bridges In The San Francisco Bay Area That Are Within The Jurisdiction Of The Bay Area Toll Authority  
(12-0503)

**The May 23, 2013 Rules & Legislation Committee approved recommendations, 3 Ayes, 1 Absent - Reid.**

7.15-CC Subject: Settlement Agreement - Alison Fletcher  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Alison Fletcher v. City Of Oakland, Alameda County Superior Court Case No. RG12620055, City Attorney's File No. 28621, In The Amount Of Twenty-Five Thousand Dollars And No Cents (\$25,000.00) (Public Works Agency - Trip And Fall)  
(12-0547)

**This matter was heard in Closed Session on Tuesday, June 4, 2013.**

7.16-CC Subject: Settlement Agreement - Charles Toney  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Charles Toney v. City Of Oakland, Alameda County Superior Court Case No. RG12632052, City Attorney's File No. 29022, In The Amount Of Twelve Thousand Dollars And No Cents (\$12,000.00) (Public Works Agency - Trip And Fall)  
(12-0549)

**This matter was heard in Closed Session on Tuesday, June 4, 2013.**

7.17-CC Subject: Honoring American Association Of Physiological Medicine And Dentistry  
From: Councilmembers Dan Kalb And Desley Brooks  
Recommendation: Adopt A Resolution Recognizing The American Association Of Physiological Medicine And Dentistry On The Occasions Of A Symposium In Oakland On June 14 Through June 15, 2013 And The Hosting A Free Health Screening And Awareness Event In Oakland On June 13, 2013  
(12-0568)

S-7.18-CC Subject: Duty And Practice Ammunition Contracts  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Awarding Contracts To San Diego Police Equipment, A Corporation, In An Amount Not To Exceed Four Hundred Twenty Four Thousand, Four Hundred Twelve Dollars And Eighty-One Cents (\$424,412.81) And To Adamson Police Products, A Corporation, In An Amount Not To Exceed Eighty Thousand, Two Hundred Seventy-Eight Dollars And Fifty Cents (580,278.50) Per Year

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For An Aggregate Amount Not To Exceed \$1,514,073.93 For The Contract Period Of July 1, 2013 To June 30, 2016, To Provide Duty And Practice Ammunition, To The City Of Oakland In Accordance With Specification No. 13-680-04/Request For Quote (RFQ) No. 4449 And The General Conditions Therefor On File In Purchasing According To Its Bid Filed With The City On February 25, 2013

[\(12-0508\)](#)

**The May 28, 2013 Finance & Management Committee approved recommendations as amended with a vote of 4 Ayes.**

**The Committee amended the title of the resolution to include the total aggregate amount being allocated.**

S-7.19-CC Subject: EBMUD Sewer Service Term Agreement  
From: City Administrator's Office  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A 10 Year Term Agreement To Provide Sewer Service Charges, Billing And Collection Services By And Between East Bay Municipal Utility District (EBMUD) And The City Of Oakland From July 1, 2013 To June 30, 2023

[\(12-0511\)](#)

**The May 28, 2013 Finance & Management Committee approved recommendations with a vote of 4 Ayes.**

S-7.20-CC Subject: BART 17th Street Gateway Construction Contract Award  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award And Execute A Construction Contract To Bay Construction, The Lowest Responsive And Responsible Bidder, For The BART 17th Street Gateway Improvement Project (Project No. C464510), In The Amount Of One Million One Hundred Twenty-Eight Thousand Three Hundred Twenty Dollars (\$1,128,320.00) In Accord With The Project Plans And Specifications And The Contractor's Bid

[\(12-0518\)](#)

**The May 28, 2013 Public Works Committee approved recommendations with a vote of 4 Ayes.**

S-7.21-CC Subject: Civicorps Schools Recycling Services Contract  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Three-Year Agreement With Civicorps Schools For An Amount Not-To-Exceed Two Hundred Twenty-Five Thousand Dollars (\$225,000) To Provide Recycling And Related Services And Waiving The Advertising And Competitive Request For Proposal/Qualification Requirements

[\(12-0521\)](#)

**The May 28, 2013 Public Works Committee approved recommendations**

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**with a vote of 4 Ayes.**

S-7.22-CC Subject: Fire Station One Parking Lot Biotreatment Retrofit Construction Award  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Reject All Bids Received For The Construction Of The Fire Station One Parking Lot Biotreatment Retrofit, To Waive Further Competitive Bidding, And To Negotiate With The Bidders To Award A Contract For The Construction Of The Fire Station One Parking Lot Biotreatment Retrofit (Project No. C329126) In An Amount Up To One Hundred Ninety-Six Thousand Dollars (\$196,000.00)  
[\(12-0523\)](#)

**The May 28, 2013 Public Works Committee approved recommendations with a vote of 4 Ayes.**

S-7.23-CC Subject: Lake Merritt Channel To Bay Trail Connector Project  
From: Public Works Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, Or Her Designee, To Award And Enter Into A Professional Services Contract With Moffatt And Nichol Engineers For Design And Engineering Services For The Lake Merritt Channel To Bay Trail Connector Project (No. C242510) In An Amount Not-To-Exceed Two Million Six Hundred Thousand Dollars (\$2,600,000.00); And  
[\(12-0524\)](#)

2) A Resolution Authorizing The City Administrator, Or Her Designee, To Apply For, Accept And Appropriate Grant Funds Up To One Hundred Thousand Dollars (\$100,000.00) From The San Francisco Bay Trail Regional Development Program Grant For The Lake Merritt Channel To Bay Trail Connector Project (No. C242510); And  
[\(12-0524-1\)](#)

3) A Resolution Authorizing The City Administrator, Or Her Designee, To Apply For, Accept And Appropriate Grant Funds Up To One Hundred Thousand Dollars (\$100,000.00) From The East Bay Regional Park District - Measure WW Regional Open Space, Wildlife, Shoreline And Open Space Park Bond Extension For The Lake Merritt Channel To Bay Trail Connector Project (No. TBD); And  
[\(12-0524-2\)](#)

4) A Resolution Authorizing The City Administrator, Or Her Designee, To Apply For, Accept And Appropriate Grant Funds Up To Four Hundred Thousand Dollars (\$400,000.00) From The Alameda County Transportation Commission (ACTC) Measure B And/Or Vehicle Registration Fee (VRF) Grant Funding, For The Lake Merritt Channel To Bay Trail Connector Project (No. C242510); And  
[\(12-0524-3\)](#)

5) A Resolution Authorizing The City Administrator, Or Her Designee, To Reallocate

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Measure DD Series 2009B Bond Proceeds In An Amount Up To Seven Hundred Seventy Thousand Dollars (\$770,000.00) Within The Estuary Waterfront Access Category From The Brooklyn Basin Project (C394410) To A Sub-Project For The Lake Merritt Channel To Bay Trail Connector Project (No. TBD)  
[\(12-0524-4\)](#)

**The May 28, 2013 Public Works Committee approved recommendations with a vote of 4 Ayes.**

S-7.24-CC Subject: Crisis In Higher Education & College Works Scholarship Program  
From: Councilmember Desley Brooks  
Recommendation: Receive An Informational Report And Overview On The Crisis In Higher Education And College Works Scholarship Program  
[\(12-0339\)](#)

**The May 28, 2013 Life Enrichment Committee received and forwarded the report, 3 Ayes, 1 Absent - Gibson McElhaney.**

**Committee directed staff to provide an oral report for full Council Meeting.**

S-7.25-CC Subject: Multipurpose Senior Services Program Funds FY 2013-2014  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Accept And Appropriate State Of California Standard Agreement Funds In The Amount Of \$1,405,480 And Enter Into An Agreement With The State Of California, Department Of Aging For The Multipurpose Senior Services Program (MSSP) For Fiscal Year 2013-2014, And 2) Enter Into Professional Service Agreements With Various Vendors To Provide In-Home Services To Frail Seniors For The Period July 1, 2013 Through June 30, 2014, With A One Year Option To Renew  
[\(12-0476\)](#)

**The May 28, 2013 Life Enrichment Committee approved recommendations, 3 Ayes, 1 Absent - Gibson McElhaney.**

S-7.26-CC Subject: Senior Companion & Foster Grandparent Program Grant Funds  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Grant Funds For Fiscal Year 2013-2014 From 1) The Corporation For National And Community Services (CNCS) In The Amount Of \$329,802 For The Senior Companion Program (SCP) And Foster Grandparent Program (FGP) And 2) The Alameda County Transportation Commission (ACTC) In The Amount Of \$92,500 For The SCP/Taxi Up & Go (TUGO) Project  
[\(12-0527\)](#)

**The May 28, 2013 Life Enrichment Committee approved recommendations, 3 Ayes, 1 Absent - Gibson McElhaney.**

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S-7.27-CC Subject: Senior AIDES Program Grant Funds FY 2013-2014  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Grant Funds In An Estimated Amount Of \$981,426 From Senior Services America, Inc., For The Oakland Senior Aides Program For Fiscal Year 2013-2014  
[\(12-0528\)](#)

**The May 28, 2013 Life Enrichment Committee approved recommendations, 3 Ayes, 1 Absent - Gibson McElhaney.**

S-7.28-CC Subject: Oakland Paratransit Program Funds FY 2013-2014  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Measure B Pass-Through Funds In The Amount Of \$947,481 And Measure B Gap Grant Funds Up To \$92,500 From The Alameda County Transportation Commission (ACTC) For Fiscal Year 2013-2014 To Provide Paratransit Services; And Authorizing The City Administrator To Negotiate And Execute Reimbursement Agreements In Amounts Of: 1) \$380,000 To V.I.P. Express Transport, Inc., 2) \$200,000 To Friendly Transportation, Inc. DBA Friendly Transportation, Friendly Cab Company, Metro Yellow Cab Company And Yellow Cab Company, And 3) \$200,000 To Veterans Transportation, Inc. DBA Veterans Transportation And Veterans Cab Company; And Authorizing The City Administrator To Execute Amendments To The Agreements For Any Additional Amounts Received Under Measure B Or Reallocation, Of Funds Without Returning To City Council  
[\(12-0529\)](#)

**The May 28, 2013 Life Enrichment Committee approved recommendations, 3 Ayes, 1 Absent - Gibson McElhaney.**

S-7.29-CC Subject: CDCR GSW Transitional Employment & Job Placement Services  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Amend The Public Entity Agreement Between The City Of Oakland And The California Department Of Corrections And Rehabilitation (CDCR) To Extend The Contract Through June 30, 2014, With Additional Funding In The Amount Of \$2,808,895 Given To The City Of Oakland To Provide A Golden State Works (GSW) Transitional Employment And Job Placement Services Program For Oakland Residents On Parole; And 2) Enter Into A Grant Agreement With Volunteers Of America (VOA) In The Amount Of \$2,325,000 To Provide Parolee Work Crews, Job Placement, And Job Retention Services From July 1, 2013 Through June 30, 2014  
[\(12-0507\)](#)

**The May 28, 2013 Public Safety Committee approved recommendations, 4 Ayes.**

S-7.30-CC Subject: Second Contract Amendment With Michael Glenn Investigations

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From: Oakland Police Department  
Recommendation: Adopt A Resolution Amending The Contract With Michael Glenn Investigations To Complete Additional Investigation-Related Work On Police Misconduct Claims Resulting From Occupy Oakland Protest Incidents, By Increasing The Contract Amount By Twenty Thousand Dollars (\$20,000) For A Total Contract Amount Of One Hundred Twenty Thousand Dollars (\$120,000)  
(12-0515)

**The May 28, 2013 Public Safety Committee approved recommendations, 4 Ayes.**

S-7.31-CC Subject: Oakland Unite Violence Prevention Programs Renewal FY 2013-2014  
From: Department Of Human Services  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Exercise The Option To Renew Oakland Unite Grant Agreements Between The City Of Oakland And Various Public And Non-Profit Agencies To Provide Violence Prevention Programs For An Estimated Amount Of \$6,023,073 For Fiscal Year 2013-2014  
(12-0512)

**The May 28, 2013 Public Safety Committee approved recommendations, 4 Ayes.**

S-7.32-CC Subject: Amending Article 10 Of Oakland Municipal Code-Parking Regulations  
From: Oakland Police Department  
Recommendation: Adopt An Ordinance Amending Title 10 Of The Oakland Municipal Code To (1) Supplement And Clarify Terms Affecting Parking In Limited-Time Parking Zones And (2) Amend The Parking And Meter Holidays To Conform With Currently Observed Holidays  
(12-0517)

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

**FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 18, 2013.**

**The May 28, 2013 Public Safety Committee approved recommendations, 4 Ayes.**

**Committee directed staff to provide Council with information regarding the cost of providing additional street signage and provide the public with the following means of notice:**

- 1. Extend grace period to 60 days;**
  - 2. Run notices on KTOP; and**
- Run notices in newspapers.**

S-7.33-CC Subject: FY 2011-2012 Measure Y Evaluation

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From: Office Of The City Administrator  
Recommendation: Receive The Measure Y Program Evaluation For Fiscal Year  
2011-2012  
(12-0538)

**The May 28, 2013 Public Safety Committee received and forwarded the  
report, 4 Ayes.**

8 Oral Report Of Final Decisions Made During Closed Session & Disclosure Of  
Non-Confidential Closed Session Discussions

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

**9. CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING  
REQUIREMENTS:**

9.1 Subject: Wildfire Prevention Assessment District Report And Assessment Levy  
From: Office Of The City Administrator  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution  
Confirming The Information In The Annual Report For The City Of Oakland Wildfire  
Prevention Assessment District For Fiscal Year 2013-14 And The Levying Of  
Assessments  
(12-0565)

9.2 Subject: Landscaping & Lighting Assessment District Report And Assessment Levy  
From: Office Of The City Administrator  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution  
Confirming The Information In The Engineer's Report For The City Of Oakland  
Landscaping And Lighting Assessment District For Fiscal Year 2013-14 And The  
Levying Of Assessments  
(12-0566)

9.3 Subject: Measure M: FY 2013-2014 Tax Adjustment  
From: City Administrator's Office  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An  
Ordinance Authorizing A Fiscal Year 2013-2014 Increase To A Special Tax Imposed For  
Emergency Medical Services, In Accordance With The Consumer Price Index, And  
Pursuant To The Emergency Medical Services Retention Act Of 1997 (Measure M)  
(12-0514)

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

**FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 18, 2013.**

9.4 Subject: Measure N: FY 2013-2014 Tax Adjustment  
From: Office Of The City Administrator



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Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Authorizing A Fiscal Year 2013-14 Increase To A Special Tax Imposed For Paramedic Emergency Services, In Accordance With The Consumer Price Index, And Pursuant To The Paramedic Services Act Of 1997 (Measure N)  
[\(12-0516\)](#)

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

**FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 18, 2013.**

9.5 Subject: Measure Q: FY 2013-2014 Tax Adjustment  
From: City Administrator's Office  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Authorizing A Fiscal Year 2013-14 Increase To A Special Tax Imposed For Library Services, In Accordance With The Consumer Price Index, And Pursuant To The Library Services Retention And Enhancement Act Of 2004 (Measure Q)  
[\(12-0520\)](#)

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

**FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 18, 2013.**

9.6 Subject: Measure Y: FY 2013-2014 Tax Adjustment  
From: City Administrator's Office  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Authorizing A Fiscal Year 2013-14 Increase To A Special Tax Imposed For Violence Prevention And Public Safety Services, In Accordance With The Consumer Price Index, And Pursuant To The Violence Prevention And Public Safety Act Of 2004 (Measure Y)  
[\(12-0522\)](#)

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

**FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 18, 2013.**

9.7 Subject: Central Estuary Area Plan  
From: Department Of Planning And Building  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) An Ordinance, As Recommended By The City Planning Commission, Amending The Oakland Planning Code To Create The Central Estuary District Zoning Regulations And Make Conforming Changes To Other Planning Code Sections And The Oakland Zoning Map; And

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(12-0532)

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

**FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 18, 2013.**

2) A Resolution, As Recommended By The City Planning Commission, Adopting The Central Estuary Area Plan, Amendments To The Estuary Policy Plan And Related Design Guidelines And Authorizing Planning Staff To Make (1) Minor Ongoing Revisions To The Adopted Design Guidelines For The Central Estuary Consistent With The Central Estuary Area Plan, Estuary Policy Plan And Oakland Planning Code But With Major Revisions To Be Made By The Planning Commission; And (2) Non-Substantive Technical Conforming Changes (Essentially Correction Of Typographical And Clerical Errors And Minor Clarifications) To The Central Estuary Area Plan Prior To Formal Publication Consistent With The Estuary Policy Plan And Oakland Planning Code Without Returning To The City Council Or City Planning Commission

(12-0532-1)

**The May 28, 2013 Community & Economic Development Committee approved recommendations, 4 Ayes.**

9.8

Subject: Army Base Rezoning And Development Agreement

From: Department Of Planning And Building

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

1) An Ordinance, As Recommended By The City Planning Commission, Amending The Oakland Planning Code To Create The Gateway Industrial District (D-GI) Zone, And Make Conforming Changes To Other Planning Code Sections And The Oakland Zoning Map To Apply The D-GI Zone To Approximately 160 Acres In The Gateway Development Area Of The Former Oakland Army Base; And

(12-0533)

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

**FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 18, 2013.**

2) An Ordinance, As Recommended By The City Planning Commission, Authorizing The City Administrator To Execute A Development Agreement Between The City Of Oakland And Prologis CCIG Oakland Global, LLC, A Delaware Limited Liability Company, For The Development On Approximately 160 Acres In The Gateway Development Area Of The Former Oakland Army Base To Be In A Form And Content Substantially In Conformance With The Attached Documents

(12-0533-1)

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

**FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 18, 2013.**

3) A Resolution, As Recommended By The City Planning Commission, Adopting Design Standards For The Gateway Industrial District (D-GI) Zone Located On Approximately 160 Acres In The Gateway Development Area Of The Former Oakland Army Base And Authorizing Staff To Make Minor Ongoing Revisions To The Adopted Design Standards Consistent With The D-GI Zone And Oakland Planning Code, But Major Revisions To Be Made By The City Planning Commission, Without Returning To The City Council ([12-0533-2](#))

**The May 28, 2013 Community & Economic Development Committee approved recommendations, 4 Ayes.**

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

10 THIS NUMBER INTENTIONALLY NOT USED

11 Subject: New Dog Play Area Appeal  
From: Department Of Planning And Building  
Recommendation: Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Upholding The Appeal (A12-062), Of The Decision Of The Oakland Planning Commission, And Granting Approval Of An Application For A Minor Conditional Use Permit For The Creation Of A New Dog Play Area At Lakeview Park (Planning Case File No. Cull-208); Or ([11-0624](#))

2) A Resolution Denying The Appeal (A12-062), Of The Decision Of The Oakland Planning Commission And Denying The Application For A Minor Conditional Use Permit For The Creation Of A New Dog Play Area At Lakeview Park (Planning Case File No. Cull-208) ([11-0624-1](#))

**This item was heard by the December 4, 2012 City Council.**

**A motion was made by Vice Mayor Nadel, seconded by Councilmember Schaaf to adopt the resolution upholding the appeal of the Planning Commission's decision and grant the permit application for the New Dog Park Play Area. The motion failed with a vote of 4 Ayes, 3 Noes - Brooks, Kernighan, Reid, 1 Excused - Brunner.**

**A second motion was made by Councilmember Brooks, seconded by Councilmember Kernighan to deny the appeal and the application of a**

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permit application for the New Dog Park Play Area. The motion failed with a vote of 3 Ayes, 4 Noes - De La Fuente, Kaplan, Nadel, Schaaf, 1 Excused - Brunner.

Due to a lack of 5 affirmative votes to pass either of the noticed options, this item was automatically rescheduled to the next regularly scheduled City Council meeting.

Pursuant to Oakland Planning Code Section 17.134.070(A), this item shall appear for a vote on each regular meeting of the City Council until a decision on a resolution upholding or denying the appeal is reached.

12 Subject: Army Base Real Property Issues  
From: Office Of Neighborhood Investment  
Recommendation: Receive An Informational Report And Recommend Possible Action To Address Issues Of Immediate Concern To Current City Tenants At The Former Oakland Army Base, And Receive Additional Information Requested By The City Council At Its May 7 Meeting  
(12-0505)

**This item was Continued from the May 21, 2013 City Council Meeting.**

**At the May 21, 2013 City Council meeting, Councilmember Gibson McElhaney made a motion, seconded by President Pro Tempore Kaplan, to adopt the following:**

- 1. Defer unlawful detainer actions for 15 days (June 1, 2013 to June 15, 2013) pending further clarification regarding overall development;**
- 2. Prohibit real estate manager from giving consent to issue unlawful detainer actions against Oakland Army Base tenants between June 1, 2013 to June 15, 2013;**
- 3. Maintain regular communication with tenants;**
- 4. Maintain open and honest negotiations with OMSS**
- 5. Maintain communication with the Port for smooth transition of tenants.**

**The motion passed with a vote of 7 Ayes, 1 Abstain - Kernighan.**

13 Subject: Council Redistricting Criteria  
From: Department Of Planning And Building  
Recommendation: Adopt A Resolution Establishing Criteria And Guidelines For The 2013 City Of Oakland Redistricting  
(12-0561)

S-14 Subject: Amending The Oakland Municipal Code For Debarment Actions  
From: Councilmember Desley Brooks  
Recommendation: Adopt An Ordinance Amending Oakland's Contractor Debarment Ordinance Codified At Oakland Municipal Code Chapter 2.12 (Enacted By Ordinance

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No. 12926 C.M.S.), To, In Addition To The City Administrator, Authorize The City Council: 1) Consider Information And Evidence Concerning The Existence Of Grounds For Debarment, And 2) Determine Whether To Proceed With A Debarment Action, And Establishing A Standard For The Commencement Of Debarment Actions  
(12-0444)

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

**FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 18, 2013.**

**The May 28, 2013 Finance & Management Committee approved recommendations as amended with a vote of 4 Ayes, and further adopted the following amendments provided by the City Attorney on the dais except for the following:**

- 1. Section 2.12.030 - General, Section D will remain as originally amended by Councilmember Brooks;**
  - 2. Section 2.12.040 - Investigation, referral and temporary suspension, Section B will remain as originally amended by Councilmember Brooks; and**
- Section 2.12.060 - Notice of proposed debarment to contractor (respondent), Section A will remain as originally amended by Councilmember Brooks.**

S-15 Subject: Central District Subordinated Refunding TABs, Series 2013  
From: Office Of The City Administrator  
Recommendation: Adopt An Oakland Redevelopment Successor Agency Resolution Authorizing The Issuance And Prescribing The Terms, Conditions And Form Of Not To Exceed \$117,000,000 Principal Amount Of The Oakland Redevelopment Successor Agency Central District Redevelopment Project Subordinated Tax Allocation Refunding Bonds, Series 2013, Approving The Form Of And Authorizing The Execution And Delivery Of A Fourth Supplemental Indenture Of Trust And A Bond Purchase Agreement; Approving The Form Of And Authorizing The Distribution Of A Preliminary Official Statement And Authorizing Execution And Delivery Of An Official Statement; Approving The Selection And Retention Of A Financial Advisor And Underwriter; Authorizing Payment Of Costs Of Issuance; And Authorizing And Approving Necessary Actions In Connection Therewith  
(12-0540)

**The May 28, 2013 Finance & Management Committee approved recommendations with a vote of 3 Ayes, 1 Absent - Brooks.**

**Continuation Of Open Forum**

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## ADJOURNMENT OF COUNCIL SESSION

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

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(TTD)

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

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