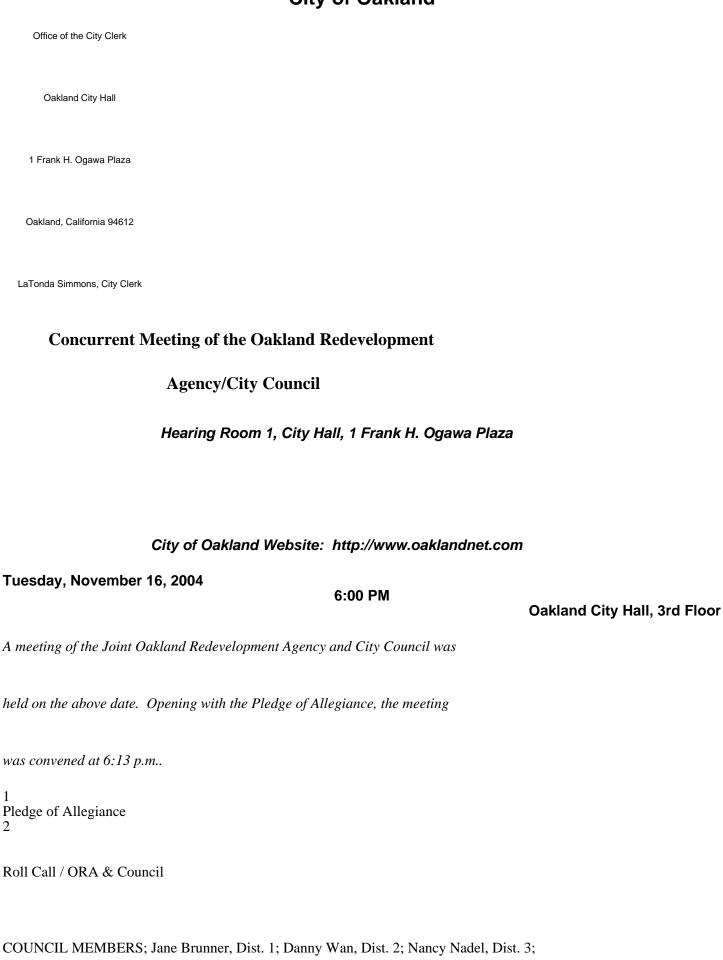
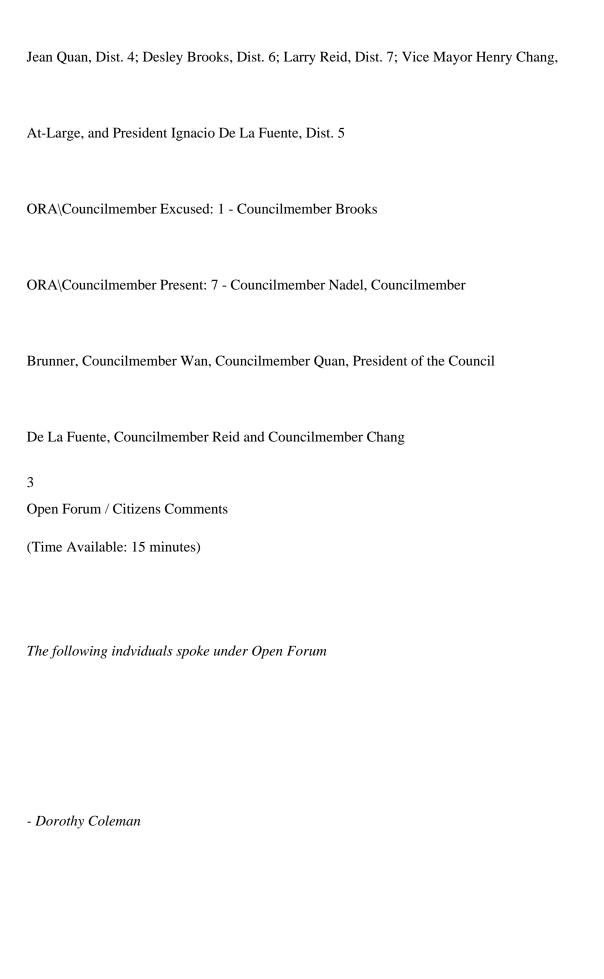
## Meeting Minutes City of Oakland





- Darnell Levingston		
- Oscar C. Wright		
- Cloteal Swoops		
- Hector Reyna		
- Sanjiv Handa		
- Sequonite Buggs		

- Hugh Bassette 4 Modifications to the Consent Calendar, and requests from Councilmember(s) to pull an item from the Consent Calendar, shall be scheduled for the next-succeeding City Council meeting as a non-consent item. No action was necessary for this item. Motion for 'Members' Requests for Reconsideration' of an Action taken at the preceding Council Meeting, shall be scheduled for the next-succeeding City Council meeting as a non-consent item. (Motion Maker must have voted on prevailing side) No action was necessary for this item. Requests from Councilmember(s) to schedule an Action Item considered by Committee but not forwarded to Council, shall be scheduled for the next-succeeding City Council meeting as a non-consent item. No action was necessary for this item. Approval of the Draft Minutes from the Concurrent Meeting of the Oakland Redevelopment Agency/City Council held on the October 19, 2004 A motion was made by Councilmember Reid, seconded by Councilmember Chang, to \*Approve as Submitted. The motion carried by the following

vote:

ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
8. PRESENTATION OF CEREMONIAL MATTERS 8.1
Subject: Friends of Mandela Parkway
From: Councilmember Nadel
Recommendation: Adopt a Resolution recognizing the newly formed "Friends of Mandela
Parkway" Organization (04-0881)
A motion was made by Councilmember Nadel, seconded by
Councilmember Chang, that this matter be Adopted. The motion carried
by the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember

Votes:

Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Reid and Councilmember Chang Resolution Number 78931 C.M.S. Council Rpt 8.1 11-16-04.pdf, 78931.pdf 8.2 Subject: Chief Richard L. Word - Service Recognition Councilmember Reid From: Recommendation: Adopt a Resolution honoring Chief Richard L. Word for his 20 years of dedication and service to the City of Oakland (04-0860) A motion was made by Councilmember Reid, seconded by Councilmember Quan, that this matter be Adopted. The motion carried by the following vote: Votes: ORA\Councilmember Excused: 1 - Councilmember Brooks ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council

De La Fuente, Councilmember Reid and Councilmember Chang

Resolutio	on Number 78876 C.M.S.
The follo	wing individual angles on this item and did not indicate a position.
1 ne jouo	wing individual spoke on this item and did not indicate a position:
- Sanjiv I	Handa
- Hugh B	Bassette
78876.pd	<u>lf,</u>
Council 1	Rpt 8.2 11-16-04.pdf,
78931.pd	<u>lf</u>
Subject:	Afterschool Initiative of 2004
From:	Councilmember Wan
Recomme	endation: Adopt a Resolution honoring the Oakland Fund for Children and Youth
Staff and	Board Members of the Planning and Oversight Committee for their outstanding work

on the Afterschool Initiative of 2004 (04-0855) A motion was made by Councilmember Quan, seconded by Councilmember Reid, that this matter be Adopted. The motion carried by the following vote: Votes: ORA\Councilmember Excused: 1 - Councilmember Brooks ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Reid and Councilmember Chang Resolution Number 78877 C.M.S. Council Rpt 8.3 11-16-04.pdf, 78877.pdf 8.4 Subject: Joseph T. Yew - Service Recognition Councilmember Wan From: Recommendation: Adopt a Resolution honoring Joseph T. Yew, Jr. for five years of

A motion was made by Councilmember Wan, seconded by President of the

outstanding service to the City of Oakland (04-0857)

## the following vote: Votes: ORA\Councilmember Excused: 1 - Councilmember Brooks ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Reid and Councilmember Chang Resolution Number 78878 C.M.S. Council Rpt 8.4 11-16-04.pdf, 78878.pdf 8.5 Subject: 2004 "Phoenix Award" Recipients From: Council President De La Fuente Recommendation: Adopt a Resolution commending East Bay Habitat for Humanity, the

Council De La Fuente, that this matter be Adopted. The motion carried by

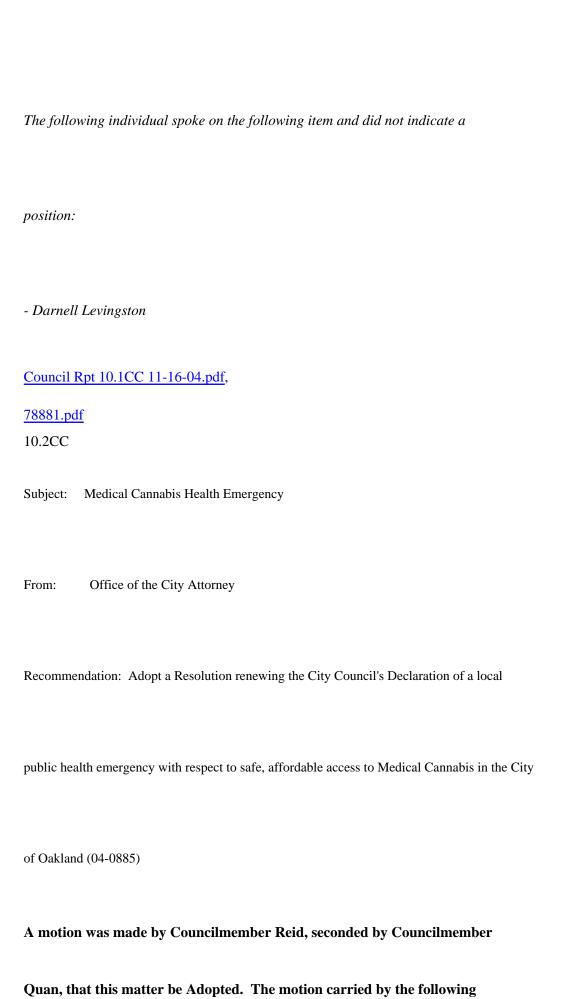
Environmental Services Division of Oakland's Public Works Agency, and the Housing
Development Division of Oakland's Community and Economic Devleopment Agency for
earning the Prestigous 2004 "Phoenix Award" by successfully developing a "Brownfield" site
and revitalizing an Oakland Neighborhood (04-0845)
A motion was made by Councilmember Reid, seconded by President of the
Council De La Fuente, that this matter be Adopted. The motion carried by
the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember  Brunner, Councilmember Wan, Councilmember Quan, President of the Council

## Council Rpt 8.5 11-16-04.pdf, 78879.pdf 8.6 Subject: International Education Week - November 15 - 19, 2004 From: Council President De La Fuente Recommendation: Adopt a Resolution declaring the week of November 15-19, 2004 as International Education Week in the City of Oakland (04-0896) A motion was made by Councilmember Reid, seconded by Councilmember Quan, that this matter be Adopted. The motion carried by the following vote: Votes: ORA\Councilmember Excused: 1 - Councilmember Brooks ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Reid and Councilmember Chang Council Rpt 8.6 11-16-04.pdf, 78880.pdf 9. COUNCIL ACKNOWLEDGEMENTS / ANNOUNCEMENTS 10. CONSENT CALENDAR (CC) ITEMS:

10.1CC

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 (04-0884)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
vote: Votes:
Votes:
Votes:  ORA\Councilmember Excused: 1 - Councilmember Brooks
Votes:  ORA\Councilmember Excused: 1 - Councilmember Brooks  ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember

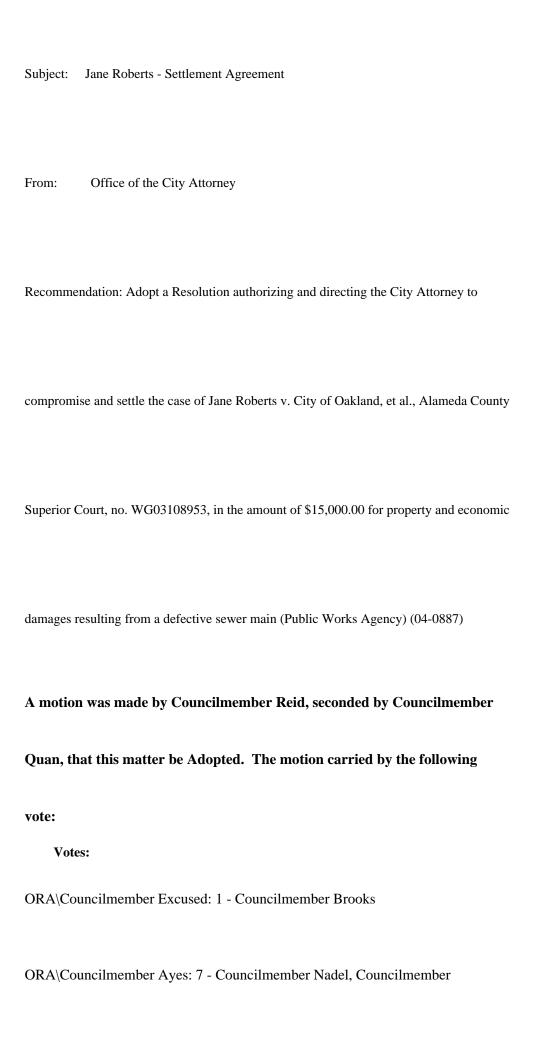
Resolution Number 78881 C.M.S.



vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78882 C.M.S.
The following individuals spoke on this item and did not indicate a position:
- Darnell Levingston
Council Rpt 10.2CC 11-16-04.pdf,
78882.pdf
10.3CC
Subject: Robert and Shelagh Brodersen - 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 Robert and Shelagh Brodersen, in the amount of \$54,457.41,
as a result of property damages sustained when a blocked city storm drain caused a landslide on
their property (Public Works Agency) (04-0886)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78883 C.M.S.
Council Rpt 10.3CC 11-16-04.pdf,

10.4CC



Brunner, Councilmember Wan, Councilmember Quan, President of the Council	
De La Fuente, Councilmember Reid and Councilmember Chang	
Resolution Number 78884 C.M.S.	
The following individual(s) spoke and did not indicate a position on this item:	
- Sanjiv Handa	
Council Rpt 10.4CC 11-16-04.pdf,	
78884.pdf	
10.5CC	
Subject: Craige R. Davis - Settlement Agreement	
From: Office of the City Attorney	
Recommendation: Adopt a Resolution authorizing and directing the City Attorney to	
compromise and settle the claim of Craige R. Davis, in the amount of thirteen thousand seven	

hundred dollars and no cents (\$13,700.00), as a result of property damage sustained as a result
of tree roots from a City Tree (Public Works Agency) (04-0888)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:  Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78885 C.M.S.  Council Rpt 10.5CC 11-16-04.pdf,
78885.pdf 10.6CC
Subject: Robert Girard - Settlement Agreement
From: Office of the City Attorney

The following individual(s) spoke and did not indicate a position on this item:
- Hugh Bassette
Council Rpt 10.6CC 11-16-04.pdf,
78886.pdf 10.7CC
Subject: Lea D. Rubio - 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 Lea D. Rubio v. City of Oakland, et al., Alameda County
Superior Court case no. 2002-077021, our file no. 22599, in the amount of \$85,000.00. This
case involves a slip and fall accident on an upraised portion of sidewalk. (Public Works

Agency) (04-0890)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang

Resolution Number 78887 C.M.S.

Council Rpt 10.7CC 11-16-04.pdf,

Tamara Zeltzer - Settlement Agreement

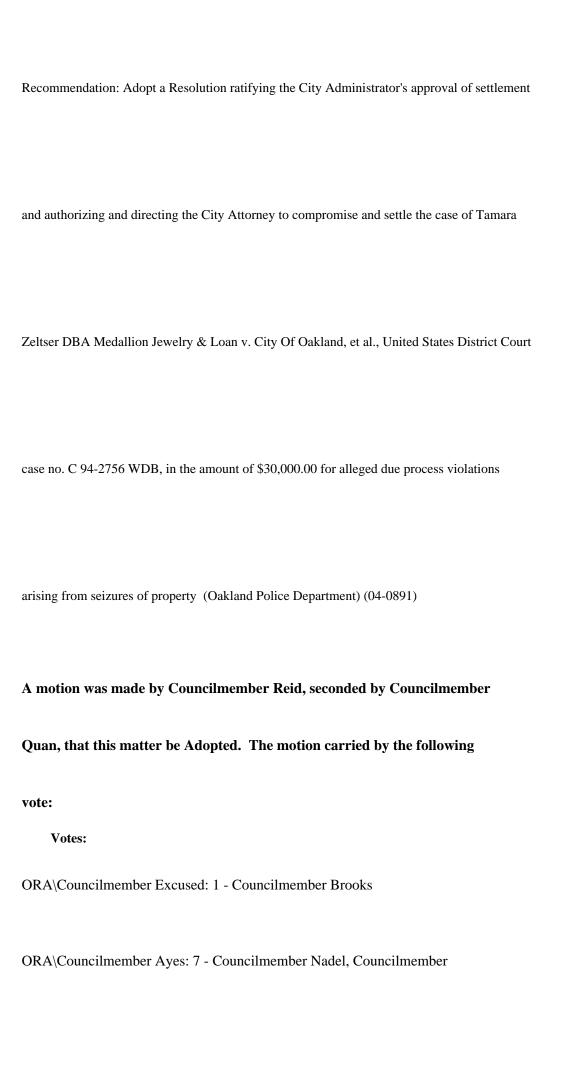
Office of the City Attorney

78887.pdf

10.8CC

Subject:

From:



Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78888 C.M.S.  Council Rpt 10.8CC 11-16-04.pdf,
78888.pdf 10.9CC
Subject: Renaming a portion of Broadway
From: Community and Economic Development Agency
Recommendation: Adopt a Resolution renaming "Broadway" between 5th Street and 6th Street
and under I-580 to "Broadway Auto Row" (04-0808)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:  Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang

Council Rpt 10.9CC 11-16-04.pdf,
<u>78889.pdf</u>
10.10CC
Subject: Piedmont Hills Underground Assessment District
From: Finance and Management Agency
Recommendation: Adopt a Resolution of the City Council of the City of Oakland granting
recommendation. Proops a resolution of the City Council of the City of Calcium granting
consent to the City of Piedmont to conduct proposed special assessment proceedings for
proposed Piedmont Hills Underground Assessment District (04-0812)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council

Resolution Number 78889 C.M.S.

Resolution Number 78890 C.M.S. Council Rpt 10.10CC 11-16-04.pdf, 78890.pdf 10.11CC Subject: Capital Improvement Program From: Office of the City Administrator Recommendation: Action on a Report on the Fiscal Year 2003-2008 Capital Improvement Program, though June 30, 2004 (04-0759) A motion was made by Councilmember Reid, seconded by Councilmember Quan, that this matter be \*Received and Filed. The motion carried by the following vote: Votes: ORA\Councilmember Excused: 1 - Councilmember Brooks ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Reid and Councilmember Chang 11-16-04 Council S-10.11CC .pdf,

10-26-04 Cmte Rpt 8.pdf

De La Fuente, Councilmember Reid and Councilmember Chang

Subject: City Auditor's Quarterly Report
From: Office of the City Auditor
Recommendation: Action on a Report on the City Auditor's Quarterly Report on the Status of
Recommendations for the Quarter ended September 30, 2003 (04-0751)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be *Received and Filed. The motion carried by the
following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Council Rpt 10.12CC 11-16-04.pdf,
Council Report 10.11CC 11-16-04.pdf 10.13CC
Subject: Clay Street Garage - Performance Audit of the Lease Agreement

From: Office of the City Auditor
Recommendation: Action on the Report regarding the Performance Audit of the lease
agreement between the City of Oakland and the City of Oakland-Clay Street Garage
Corporation regarding the operations of the Clay Street Garage (04-0777)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be *Received and Filed. The motion carried by the
following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember  Brunner, Councilmember Wan, Councilmember Quan, President of the Council
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
Brunner, Councilmember Wan, Councilmember Quan, President of the Council  De La Fuente, Councilmember Reid and Councilmember Chang

Subject: City of Oakland Investment Policy

From: Finance and Management Agency
Recommendation: Action on a Report on the implementation of the City's Investment policy
preference for socially responsible investments (04-0852)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be *Received and Filed. The motion carried by the
following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Council Rpt 10.14CC 11-16-04.pdf 10.15CC
Subject: Environmental Clean Up of Willow Park
From: Community and Economic Development Agency

Recommendation: Adopt the following pieces of legislation:
1) Adopt an Agency Resolution authorizing the Agency Administrator to apply for and accept a
loan for up to \$200,000 from the Environmental Protection Agency, appropriate the funds and
contribute the funds to the City under the cooperation agreement, for the Environmental Clean
up of Willow Park; and (04-0736)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:

ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
ORA Resolution Number 2004-36 C.M.S.
Contract Number 04-1830
Council Rpt 10.15CC 11-16-04.pdf,
<u>2004-56.pdf</u>
2) Adopt a Resolution authorizing the City to accept and appropriate up to \$200,000 in
Redevelopment Agency Funds under the cooperation agreement, for the Environmental Clean
up of Willow Park (04-0736-1)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember

Votes:

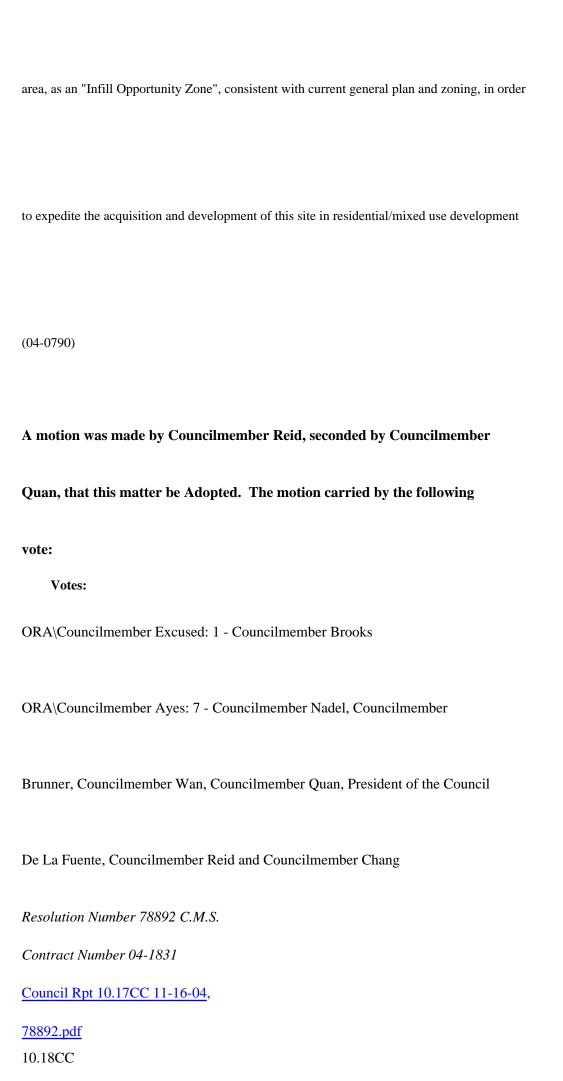
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78891 C.M.S.
Contract Number 04-1830
Council Rpt 10.15CC 11-16-04,
78891.pdf 10.16CC
Subject: Subsidized Funds Serving Low Income Tenants
From: Community and Economic Development Agency
Recommendation: Action on a Report from the Community and Economic Development
Agency regarding the number of buildings developed with subsidized funds serving low income
tenants scheduled to convert to market rate, the dates scheduled for conversion and steps to
mitigate the impacts of conversion to low income tenants (04-0732)

A motion was made by Councilmember Reid, seconded by Councilmember

following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Council Report 10.16CC 11-16-04.pdf,
11-16-04 Council S-10.16CC.pdf 10.17CC
Subject: Infill Opportunity Zone
From: Community and Economic Development Agency
Recommendation: Adopt a Resolution to identify a Caltrans-owned vacant parcel (APN 004

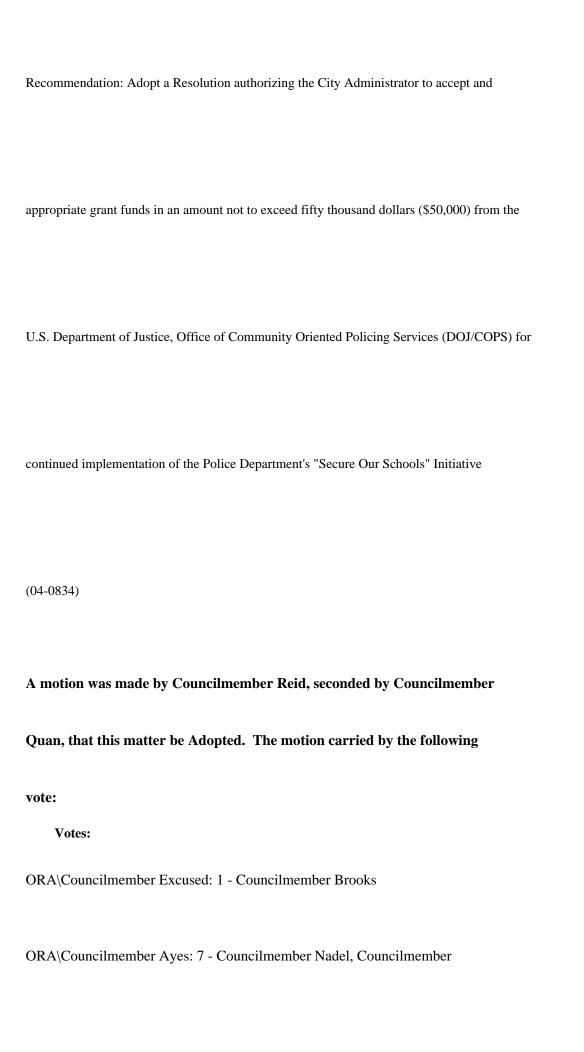
0051 018 00), within the West Oakland Redevelopment Area/ West Oakland Transit Village

Quan, that this matter be \*Received and Filed. The motion carried by the



Subject: Tobacco Control Enforcement	
From: Oakland Police Department	
Recommendation: Adopt a Resolution authorizing the City Administrator to accept and	
appropriate grant funds in an amount not to exceed fifteen thousand dollars (\$15,000) from the	
Alameda County Public Health Department, Tobacco Control Program for a three-month	
Tobacco Control Enforcement Project within the Police Department and authorizing the	
Department to enter into a contract for services with the Alameda County Public Health	

Department for implementation of this initiative (04-0828)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78893 C.M.S.
Council Rpt 10.18CC 11-16-04.pdf,
78893.pdf
10.19CC
Subject: "Secure Our Schools" Initiative
From: Oakland Police Department



Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78894 C.M.S.
Council Rpt 10.19CC 11-16-04,
78894.pdf 10.20CC
10.2000
Subject: Gang Resistance Education and Training Program
From: Oakland Police Department
Recommendation: Adopt a Resolution authorizing the City Administrator to accept and
appropriate grant funds in the amount of twenty-nine thousand nine hundred seventy-three
dollars (\$29,973) from the U.S. Department of Justice, Office of Justice Programs, to the Police
Department for the continued implementation of the Cone Desistence Education and Trailing
Department for the continued implementation of the Gang Resistance Education and Training

A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78895 C.M.S.
Council Rpt 10.20CC 11-16-04,
78895.pdf 10.21CC
Subject: Keep Oakland Beautiful
From: Public Works Agency
Recommendation: Adopt a Resolution recognizing the activities of Keep Oakland Beautiful

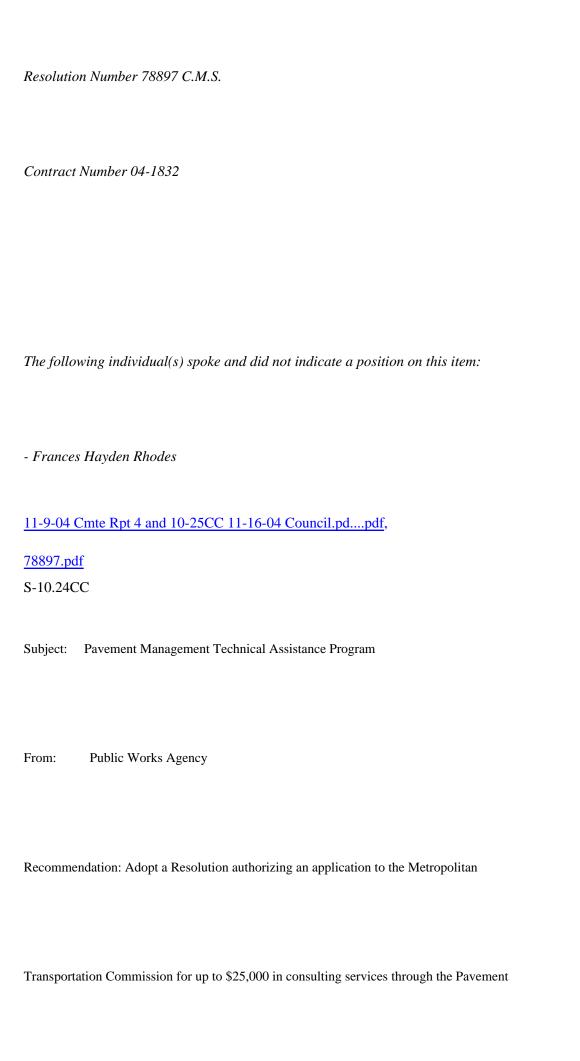
(GREAT) Program (04-0846)

and its advisory board members (04-0877)

A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78896 C.M.S.
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
Council Rpt 10.21CC 11-16-04.pdf,
<u>78896.pdf</u>
10.22CC
Subject: Kaiser Aluminum and Chemical Corporation v. City of Oakland

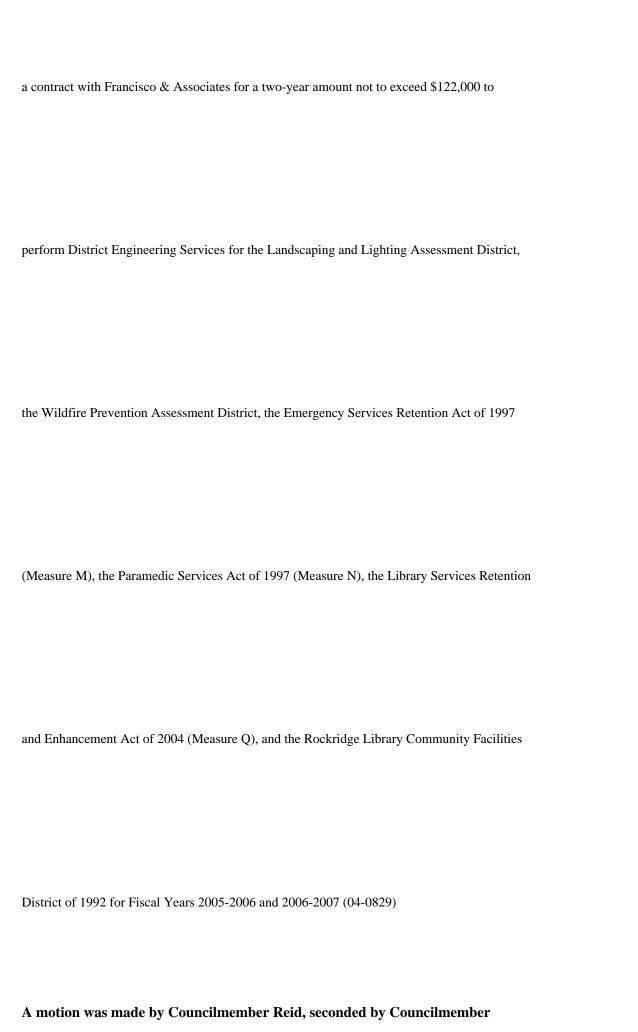
From: Office of the City Attorney	
Recommendation: Receive a report regarding the decision by California Court of Appeal in	
Kaiser Aluminum and Chemical Corporation v. City of Oakland, upholding constitutionality of	•
the City's Business Tax on landlords (04-0894)	
A motion was made by Councilmember Reid, seconded by Councilmember	
Quan, that this matter be *Received and Filed. The motion carried by the	
following vote:	
Votes:	
ORA\Councilmember Excused: 1 - Councilmember Brooks	
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember	
Brunner, Councilmember Wan, Councilmember Quan, President of the Council	
De La Fuente, Councilmember Reid and Councilmember Chang	
Council Rpt 10.22CC 11-16-04.pdf S-10.23CC	
Subject: Camron-Stanford House	

From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the City Administrator to reject all bids for
the Camron-Stanford house restoration, waive the competitive bid process, and negotiate and
award a contract for a not to exceed amount of one hundred seventy five thousand dollars
(\$175,000) without return to Council (Project No. C198910) (04-0809)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang

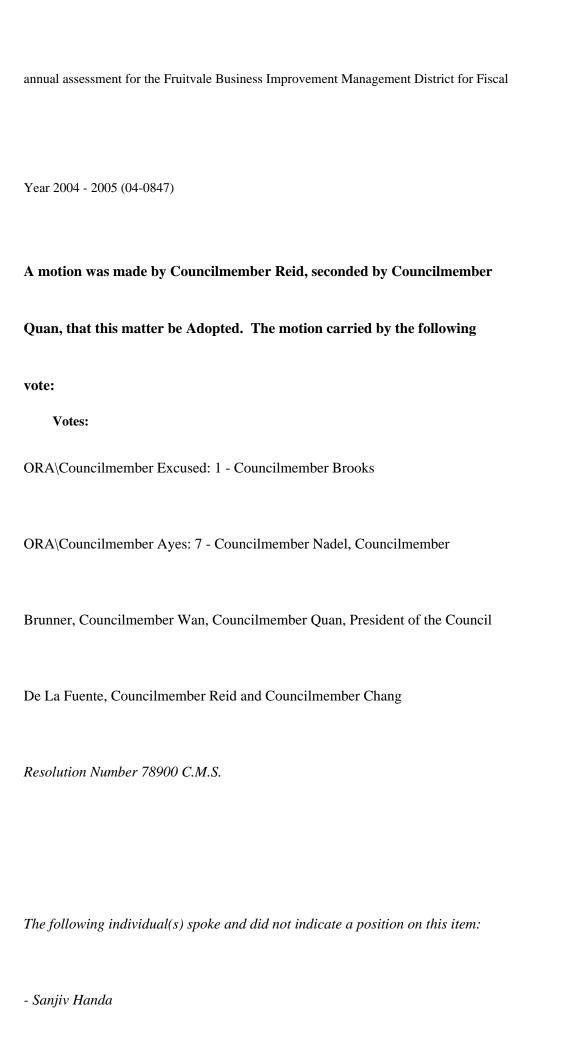


Management Technical Assistance Program and payment of local matching funds in the
amount of \$2,867.50 from Measure B Funds (04-0861)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78898 C.M.S.
11-9-04 CMTE Rpt 5 and 10-26CC 11-16-04.pdf,
78898.pdf
S-10.25CC
Subject: State EZ Program
From: Community and Economic Development Agency

Recommendation: Approve the Introduction (First Reading) of an Ordinance to amend
Ordinance Number 12611 C.M.S. (Master Fee Schedule) to increase the \$30 Enterprise Zone
Processing fee by \$10 to \$40 (04-0741)
Approved on Introduction for Final Passage to Concurrent Meeting of the
Oakland Redevelopment Agency / City Council on 12/7/2004
11-9-04 Cmte Rpt 5 and 11-16-04 Council 10.26CC &pdf,
<u>12631 CMS.pdf</u>
Subject: Award a Contract - Francisco & Associates
From: City Administrator's Budget Office
Recommendation: Adopt a Resolution authorizing the City Administrator to renew and execute



vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78899 C.M.S.
Contract Number 04-1833
11-9-04 Cmte Rpt 6 and 11-16-04 Council 10.26CC.pdpdf,
78899.pdf S-10.27CC
Subject: Fruitvale Business Improvement Management District Advisiory Board
From: Community and Economic Development Agency
Recommendation: Adopt a Resolution approving and confirming the Annual Report of the
Fruitvale Business Improvement Management District Advisiory Board and the continuing



## 78900.pdf S-10.28CC Subject: Senior Resident Needs Assessment and Comprehensive Plan From: Department of Human Services Recommendation: Action on a Report and Recommendations for the 2003-2004 Senior Resident Needs Assessment and Comprehensive Plan (04-0285) A motion was made by Councilmember Reid, seconded by Councilmember Quan, that this matter be \*Received and Filed. The motion carried by the following vote: Votes: ORA\Councilmember Excused: 1 - Councilmember Brooks ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Reid and Councilmember Chang 11-09-04 Cmte Rpt 3 and 11-16-04 Council 11-16-04C....pdf, Council Rpt S-10.28CC 11-16-04.pdf S-10.29CC

Cultural Affairs Commission's Pubic Art Advisory Cmte - Appointment

Subject:

11-9-04 Cmte Rpt 10 and 11-16-04 Council 10.27CC.p....pdf,

From: Cultural Arts and Marketing
Recommendation: Adopt a Resolution approving the appointment of Carole Jeung and Deborah
Lozier to the Cultural Affairs Commission's Public Art Advisory Committee (04-0836)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resoluion Number 78901 C.M.S.
11-9-04 Cmte Rpt 6 and 11-16-04 Council 10.29CC .ppdf,
78901.pdf
S-10.30CC
Subject: Medi-cal Administrative Activities Program

From: Department of Human Services
Recommendation: Adopt a Resolution authorizing the City Administrator to accept and
appropriate an estimated \$150,000 reimbursement for Fiscal Year 2002-2003 from the Federal
Medi-cal Administrative Activities (MAA) Program for activities related to the Medi-cal
population and to accept and appropriate a similar amount for subsequent program years for the
life of the Federal MAA Program without returning to Council each year (04-0773)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:  Votes:
OR A\Councilmember Evoused: 1 - Councilmember Brooks

ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Reid and Councilmember Chang Resolution Number 78902 C.M.S. 11-09-04 Cmte Rpt. 7 and 11-16-04 Council 10.30CC.....pdf, 78902.pdf S-10.31CC Subject: Public Art Services Contracts From: Cultural Arts and Marketing Recommendation: Adopt a Resolution authorizing the City Administrator to negotiate and execute cultural services contracts with seven Oakland-Based individual artists and nonprofit organizations providing public art services in Oakland in a total amount not to exceed (\$73,517) (04-0838)

A motion was made by Councilmember Reid, seconded by Councilmember

vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78093 C.M.S
Contract Number 04-1834
Committee Report 8.pdf,
78903.pdf S-10.32CC
Subject: Mandela Gateway Public Artwork - Robert Ellison
From: Cultural Arts and Marketing Department
Recommendation: Adopt a Resolution authorizing a professional services agreement between
the City of Oakland and Robert Ellison in an amount not to exceed forty three thousand dollars

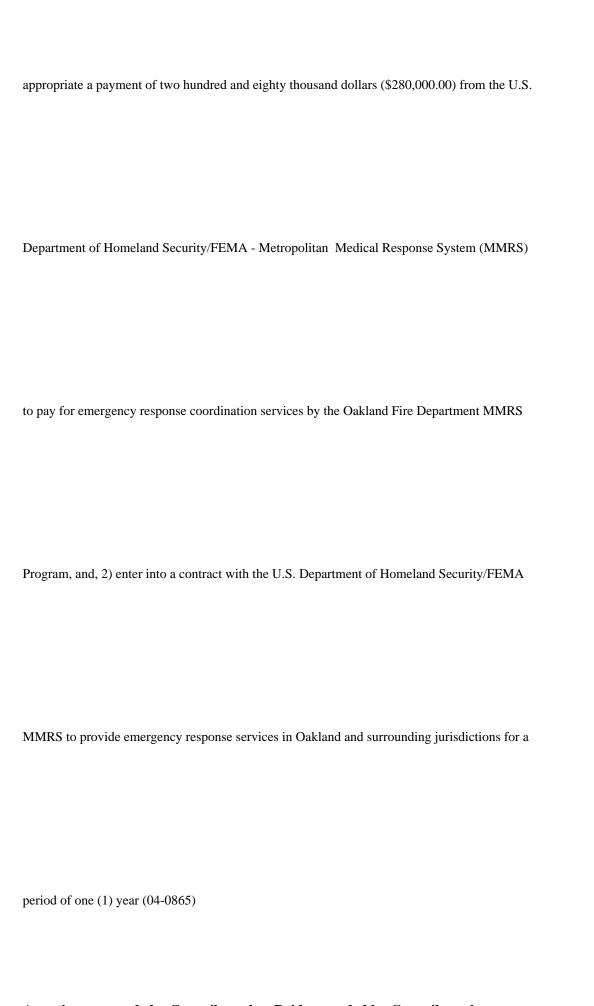
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78904 C.M.S.
Contract Number 04-1835
Committee Report 9.pdf,
<u>78904.pdf</u>
S-10.33CC
Subject: Metropolitan Medical Response System
From: Oakland Fire Department

(\$43,000) for the creation of public artwork for Mandela Gateway (04-0867)

Recommendation: Adopt a Resolution authorizing the City Administrator to accept and
appropriate five hundred thousand dollars (\$500,000.00) from the U.S. Department of
Homeland Security/FEMA - Metropolitan Medical Response System (MMRS) to fund the
Oakland Fire Department MMRS Program and Enhance Integrated, Systematic Mass Casualty
Preparedness, with primary focus on terrorist events involving radiological, nuclear, chemical,
biological, or explosive agents (04-0864)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:

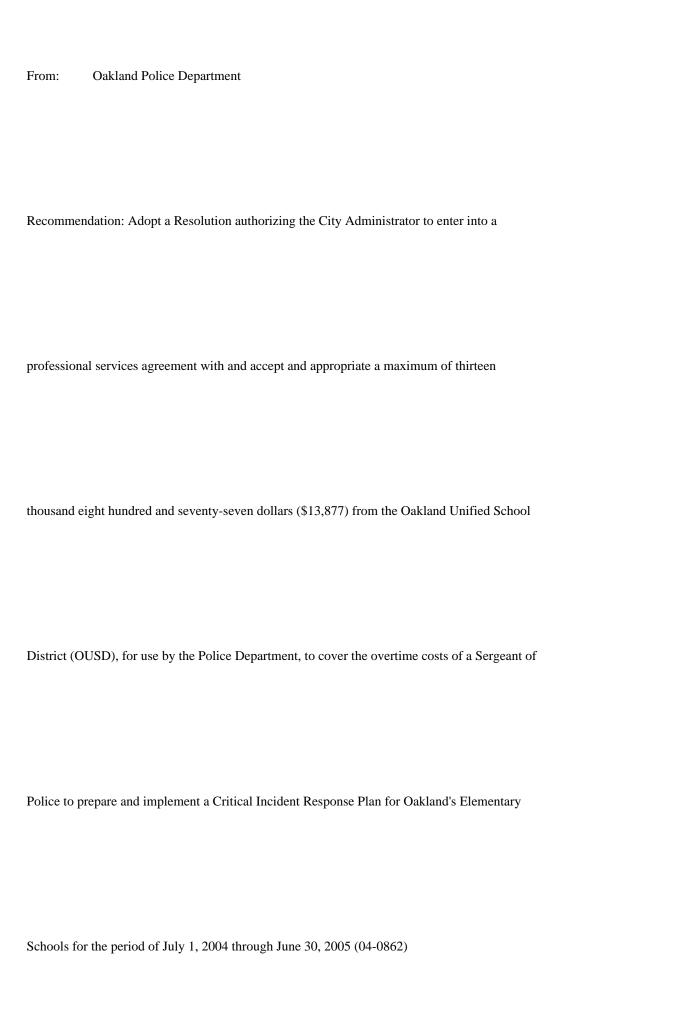
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78905 C.M.S.
Committee Report 4.pdf,
Council Report S-10.33CC 11-16-04.pdf,
78905.pdf
S-10.34CC
Subject: Emergency Response Services for Oakland
From: Oakland Fire Department
Recommendation: Adopt a Resolution authorizing the City Administrator to: 1) accept and

Votes:

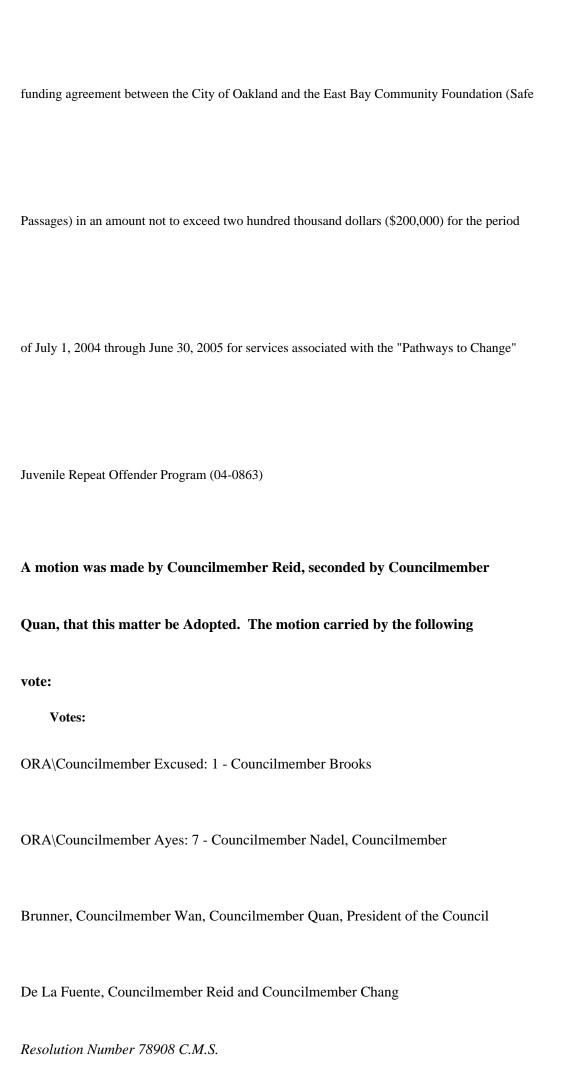


A motion was made by Councilmember Reid, seconded by Councilmember

vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78906 C.M.S.
Contract Number 04-01836
Committee Report 5.pdf,
Council Report S-10.34CC 11-16-04.pdf,
Council Report S-10.34CC 11-16-04.pdf,
78906.pdf
S-10.35CC
Subject: Oakland's Elementary Schools - Critical Incident Response Plan



A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78907 C.M.S.
Contract Number 04-1837
Committee Report 6.pdf,
78907.pdf S-10.36CC
Subject: Pathways to Change Juvenile Repeat Offender Program
From: Oakland Police Department
Recommendation: Adopt a Resolution authorizing the City Administrator to enter into a



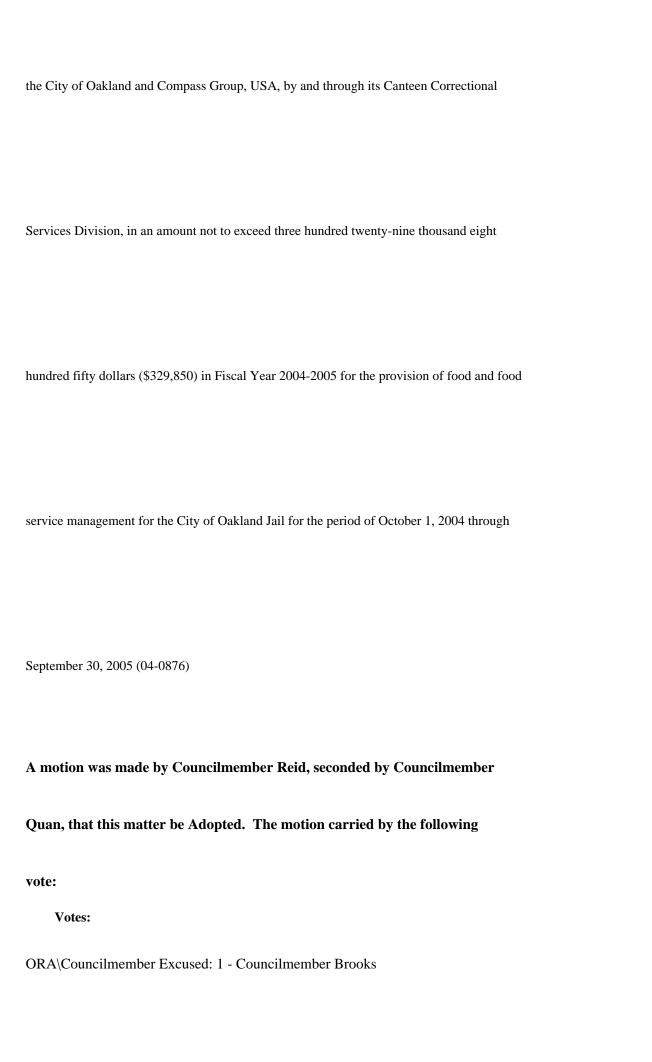
Committee Report 7.pdf,
78908.pdf S-10.37CC
Subject: 2004 Forensic Casework DNA Backlog Reduction Program
From: Oakland Police Department
Recommendation: Adopt a Resolution authorizing the City Administrator to accept and
appropriate grant funds in the amount of ninety-eight thousand three hundred and forty-four
dollars (\$98,344) from the U.S. Department of Justice, National Institute of Justice
(USDOJ/NIJ) for the 2004 Forensic Casework DNA Backlog Reduction Program (04-0868)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:  Votes:

ORA\Councilmember Excused: 1 - Councilmember Brooks

ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Reid and Councilmember Chang Resolution Number 78909 Committee Report 8.pdf, 78909.pdf S-10.38CC Subject: 2004 DNA Capacity Enhancement Program From: Oakland Police Department Recommendation: Adopt a Resolution authorizing the City Administrator the accept and appropriate grant funds in the amount of eighty-two thousand seven hundred and twenty-seven dollars (\$82,727) from the U.S. Department of Justice, National Institute of Justice (USDOJ/NIJ) for the 2004 DNA Capacity Enhancement Program (04-0869)

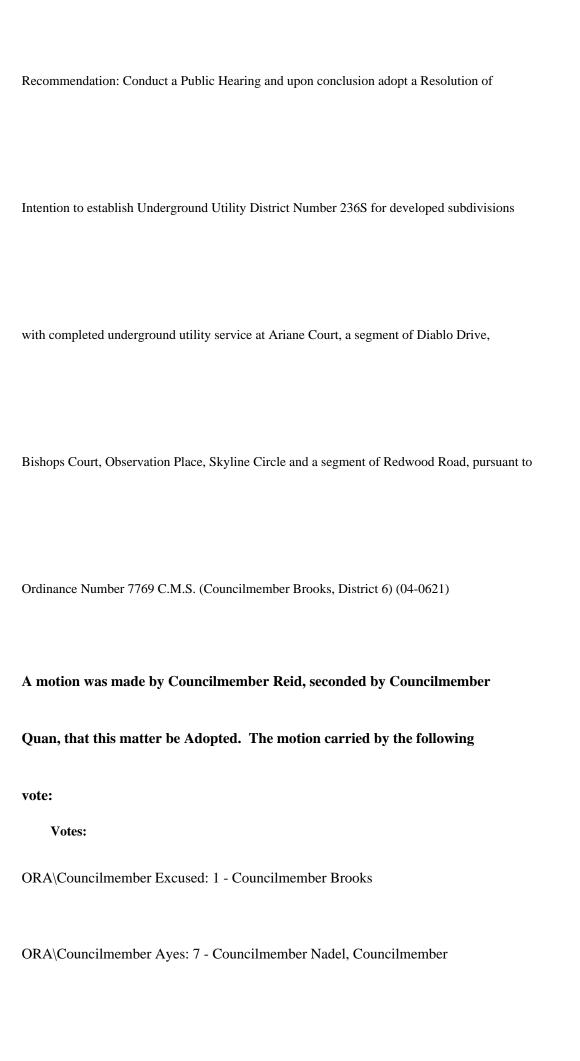
A motion was made by Councilmember Reid, seconded by Councilmember

vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78910 C.M.S.
Committee Report 9.pdf,
78910 CMS.pdf S-10.39CC
Subject: Food and Food Service Management
From: Oakland Police Department
Recommendation: Adopt a Resolution authorizing a professional services agreement between



ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
Committee Report 12.pdf,
78911 CMS.pdf 11 (04-0964) Adopted
Please refer to the attached Closed Session Report Out Form.
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
11-16-04 Closed Session Report Out Form.DOC
A disclosure of non-confidential Closed Session Discussion pursuant to Section 15 to the
Sunshine Ordinance
Agency/Councilmember Quan made a motion seconded by

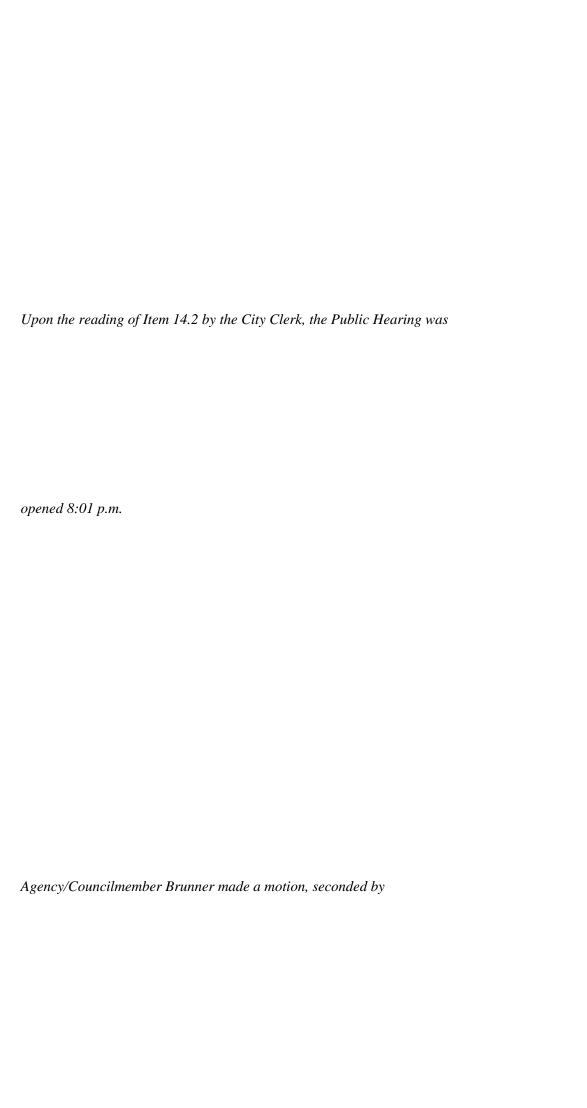
Agency/Councilmember Chang, confirming that there were no discussions
pursuant to Section 15 of the Sunshine Ordinance, and hearing no objections,
the motion passed by Ayes: Agency/Councilmember: Brunner, Chang, Nadel,
Reid, Quan, Wan and President of the Council De La Fuente -7, Excused -
Brooks - 1
COMMENCING AT 7:00 P.M. OR AS SOON AS REASONABLY PRACTICAL
THEREAFTER:
Reconsideration of Ordinances pursuant to Charter Section 216  No action was necessary for this item.  14. Consideration of items with statutory Public Hearing Requirements:  14.1
Subject: Underground Utility District Number 236S - Public Hearing
From: Public Works Agency



Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
De La Fuente, Councilinement Reid and Councilinement Chang
Upon the reading of Item 14.1 by the City Clerk, the Public Hearing was
opened 8:00 p.m.
Agency/Councilmember Reid made a motion, seconded by
Agency/Councumember Reta made a motion, seconded by
Agency/Councilmember Wan, to close the Public Hearing, and hearing no

objections, the motion passed by Ayes: Agency/Councilmember: Brooks,
Brunner, Chang, Nadel, Reid, Quan, Wan and President of the Council De La
Fuente -8
Cmtte Rpt 9-28-04 & 10-12-04 and Council Rpt 14.1pdf,
Council S-10.9CC Council Rpt 14.1 11-16-04.pdf,
78856.pdf
14.2
Subject: Rockridge Business Improvement District Advisory Board - Public Hearing
From: Community and Economic Development Agency
Recommendation: Conduct a Public Hearing and upon conclusion adopt a Resolution of

Intention to levy an Annual Assessment for Fiscal Year 2005 - 2006 for the Rockridge Business
Improvement District, approving the Annual Report of the Rockridge Business Improvement
District Advisory Board (Councilmember Brunner, District 1) (04-0737)
A motion was made by Councilmember Brunner, seconded by
Councilmember Reid, that this matter be Adopted. The motion carried by
the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang



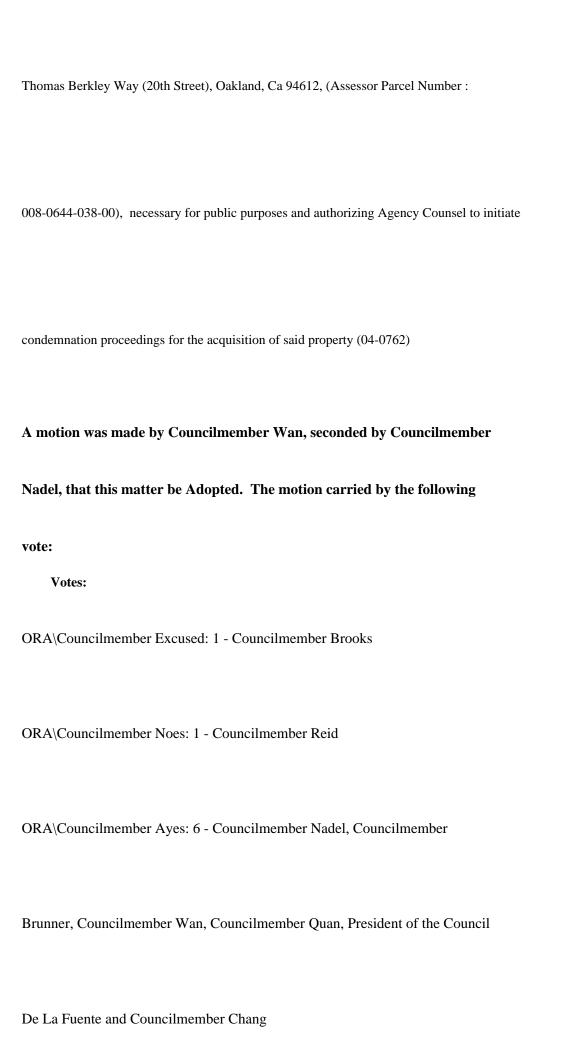


<u>78913.pdf</u>
14.3
Subject: Montclair Business Improvement District Advisory Board - Public Hearing
From: Community and Economic Development Agency
Recommendation: Conduct a Public Hearing and upon conclusion adopt a Resolution of
Intention to levy an Annual Assessment for Fiscal Year 2005 - 2006 for the Montclair Business
Improvement District, approving the Annual Report of the Montclair Business Improvement
District Advisory Board (Councilmember Quan, District 4) (04-0738)
A motion was made by Councilmember Quan, seconded by
Councilmember Reid, that this matter be Adopted. The motion carried by
the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks

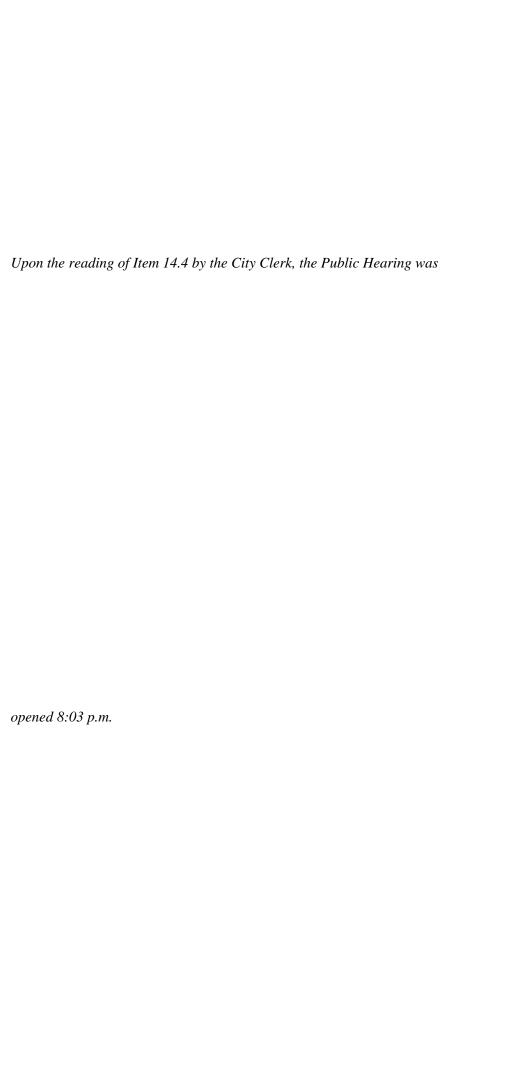
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78914 C.M.S.
Upon the reading of Item 14.3 by the City Clerk, the Public Hearing was
opened 8:02 p.m.
оронов 6.02 р.т.



Excused - Brooks - 1
CMTE Rpt 10-12-04 & Council 10.17CC & Council Rptpdf,
78860.pdf,
Council Rpt 14.3 11-16-04.pdf,
78914.pdf
14.4
Subject: Property Interests at Various Locations - Public Hearing
From: Redevelopment Agency, Real Estate Division
Recommendation: Conduct a Public Hearing and upon conclusion adopt the following pieces of
legislation: 1) An Agency Resolution of Necessity declaring certain property interests at 565











Chang, Nadel, Reid, Q	Quan, Wan and Presi	ident of the Council L	De La Fuente -7,
Excused - Brooks - 1			





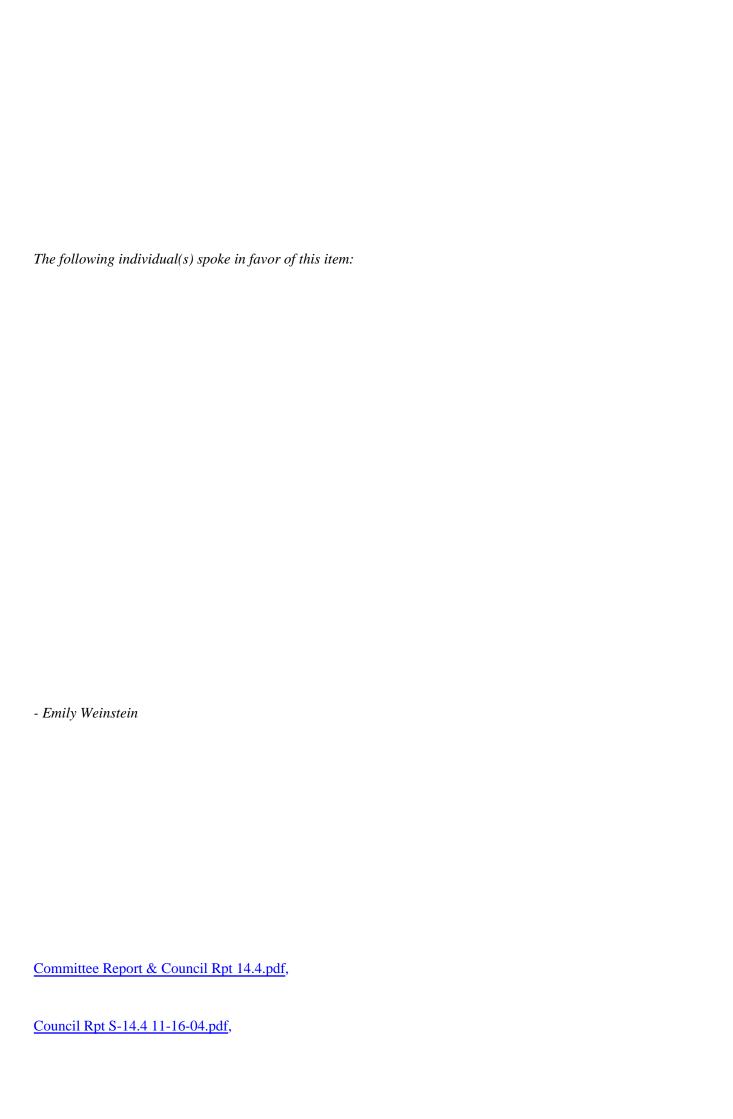
- Wallace E. Smith

- Kim Mayor

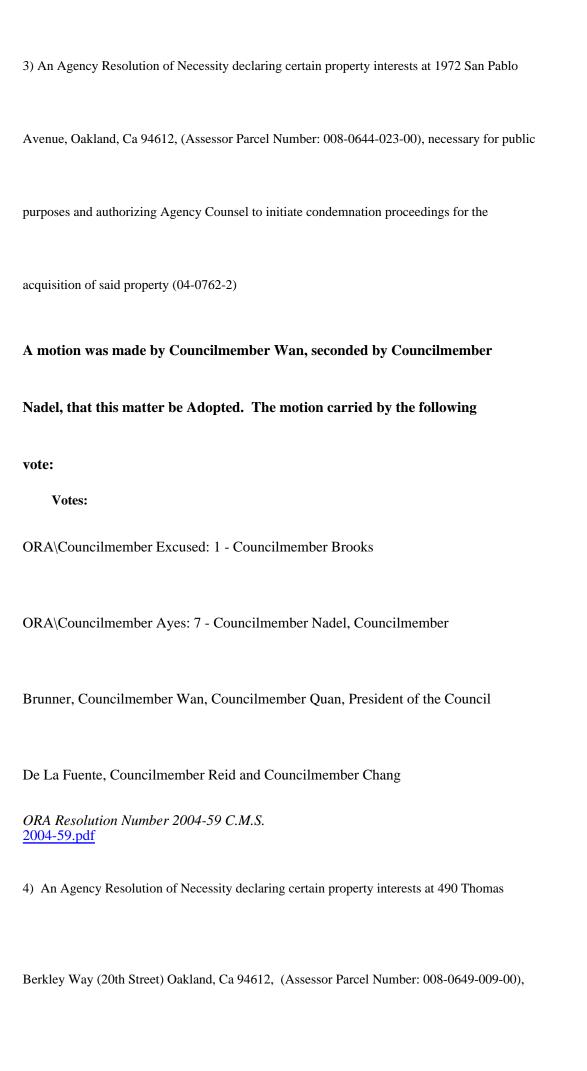
- Charles Hahn - Chunakei Tony Fung - John M. Revelli

- Winn Schwyhert

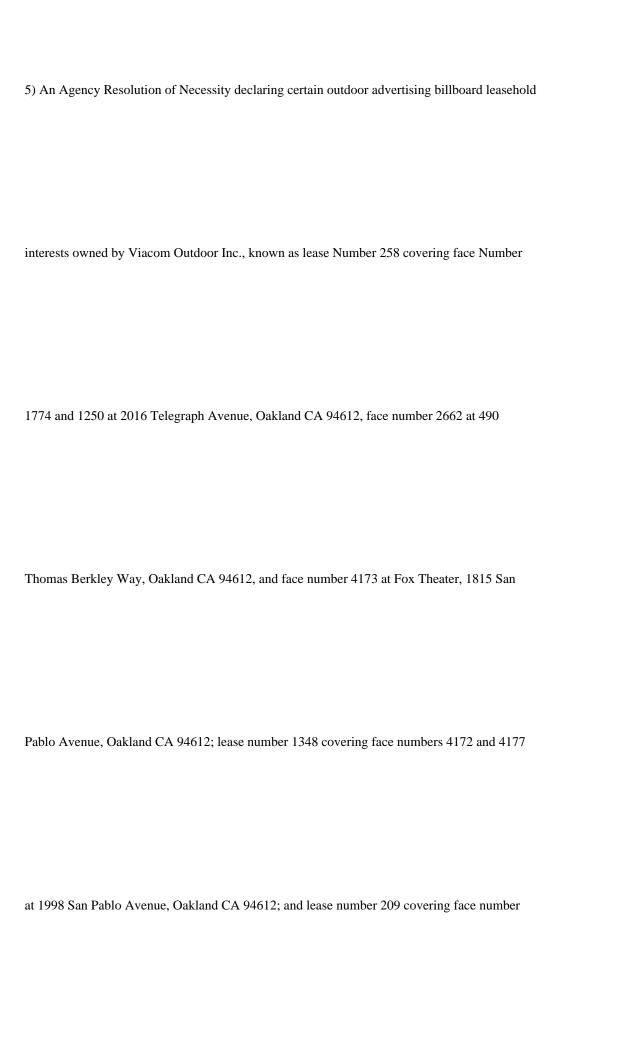
- Jeff Leon

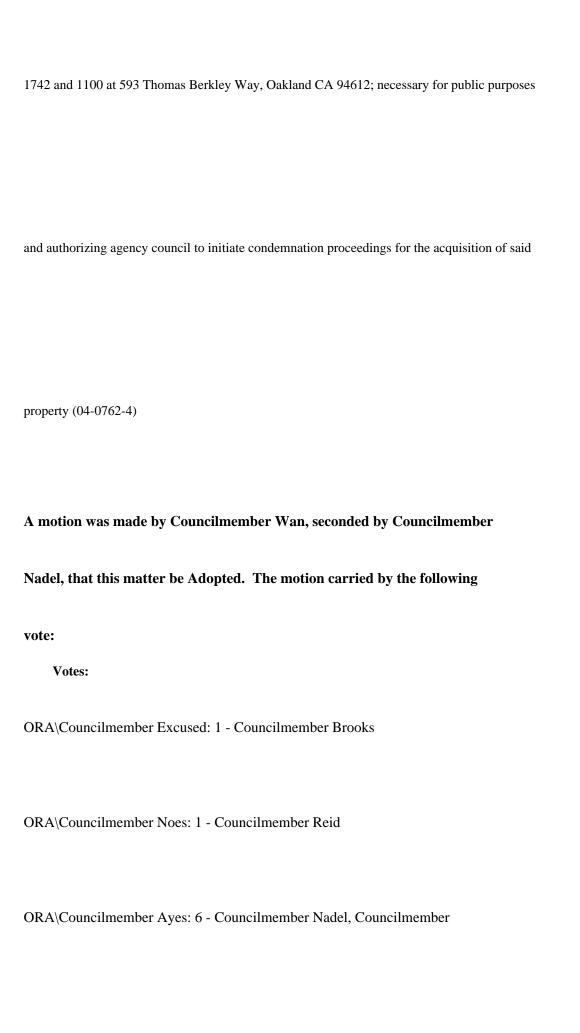


2) An Agency Resolution of Necessity declaring certain property interests at 571 Thomas
Berkley Way (20th Street), Oakland, Ca 94612, (Assessor Parcel Numbers: 008-0644-036-00,
008-0644-037-00), necessary for public purposes and authorizing Agency Counsel to initiate
condemnation proceedings for the acquisition of said property (04-0762-1)
A motion was made by Councilmember Wan, seconded by Councilmember
Nadel, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Noes: 1 - Councilmember Reid
ORA\Councilmember Ayes: 6 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente and Councilmember Chang



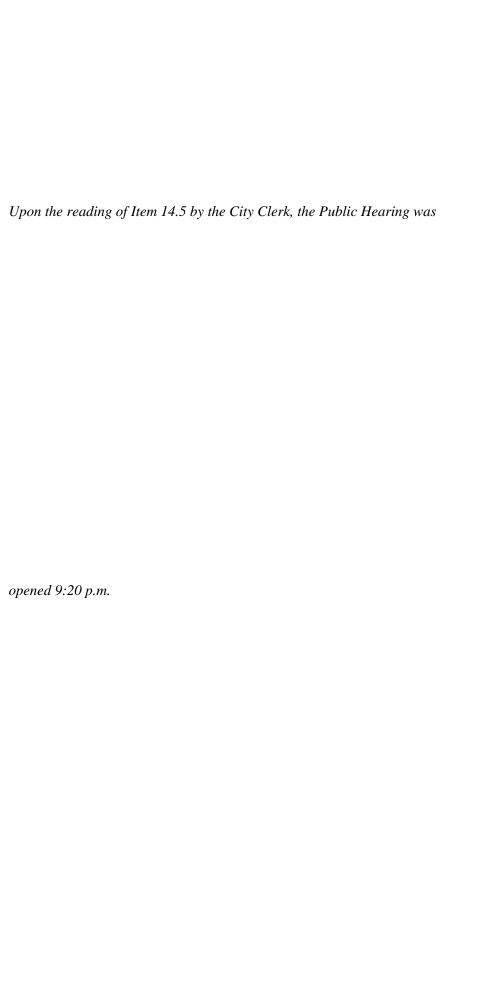
and 2000-2016 Telegraph Avenue, Oakland, Ca 94612, (Assessor Parcel Number:
008-0649-010-00), necessary for public purposes and authorizing Agency Counsel to initiate
condemnation proceedings for the acquisition of said property (04-0762-3)
A motion was made by Councilmember Wan, seconded by Councilmember
Nadel, that this matter be Adopted. The motion carried by the following
vote:  Votes:
votes:
ORA\Councilmember Excused: 2 - Councilmember Brooks and
Councilmember Reid
ORA\Councilmember Ayes: 6 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente and Councilmember Chang
ORA Resolution Number 2004-60 C.M.S. 2004-60.pdf





Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente and Councilmember Chang
ORA Resolution Number 2004-61 C.M.S. 2004-61.pdf 14.5
Subject: Amendment to the Oakland Municipal Code - Public Hearing
From: Community and Economic Development Agency
Recommendation: Conduct a Public Hearing and upon conclusion approve the Introduction
(First Reading) of an Ordinance to amend the Oakland Planning Code to rezone approximately

423 par	cels, comprising approximately 121 acres of land, in an area generally bounded by
Joaquin	Miller Road and Park to the north, Holy Names College and Highway 13 to the south
and we	st, and Crestmont Drive to the east, and commonly referred to as Butters Canyon
Neighb	orhood, from the R-30 one-family residential zone to the R-20 low density residential
zone (C	Councilmember Quan, District 4) (04-0758)
Appro	ve as Amended on Introduction for Final Passage to Concurrent
Meetii	ng of the Oakland Redevelopment Agency / City Council on
12/7/20	004







Chang, Nadel, Reid, Quan, Wan and President of the Council De La Fuente -7,

Excused - Brooks - 1





- Walter Anderson

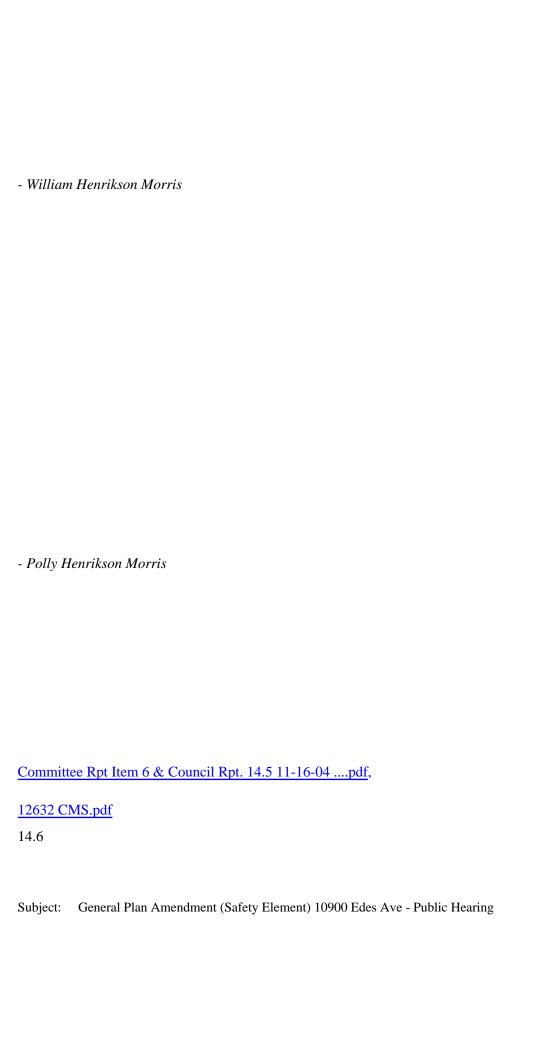
- Judy Anderson

- Connie Skoogs

- Carol Bernau

- Paul Dries

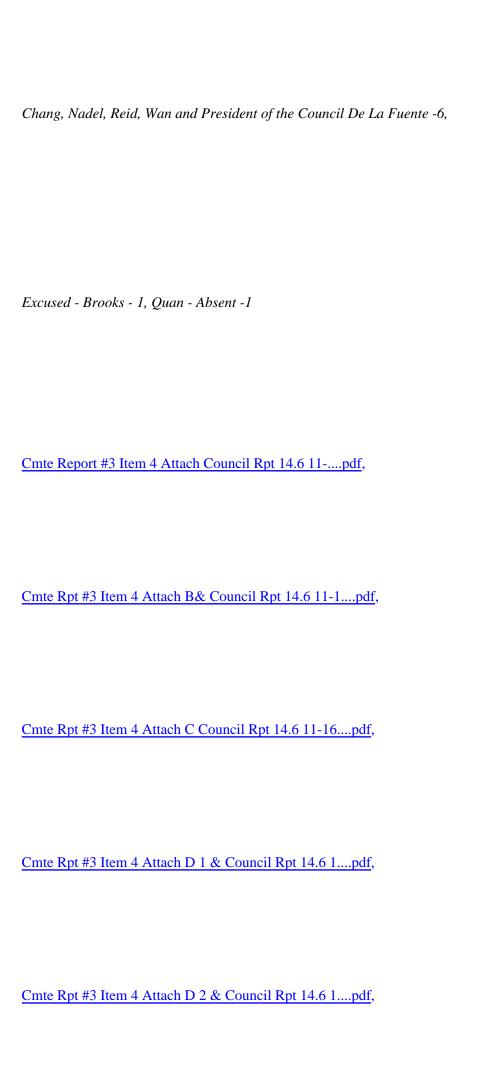
- Amy Evans McClure



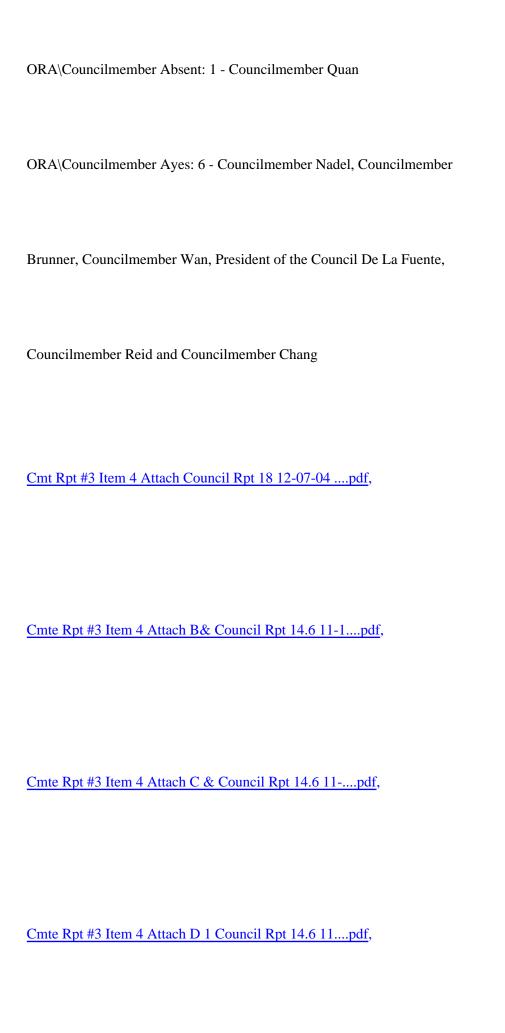


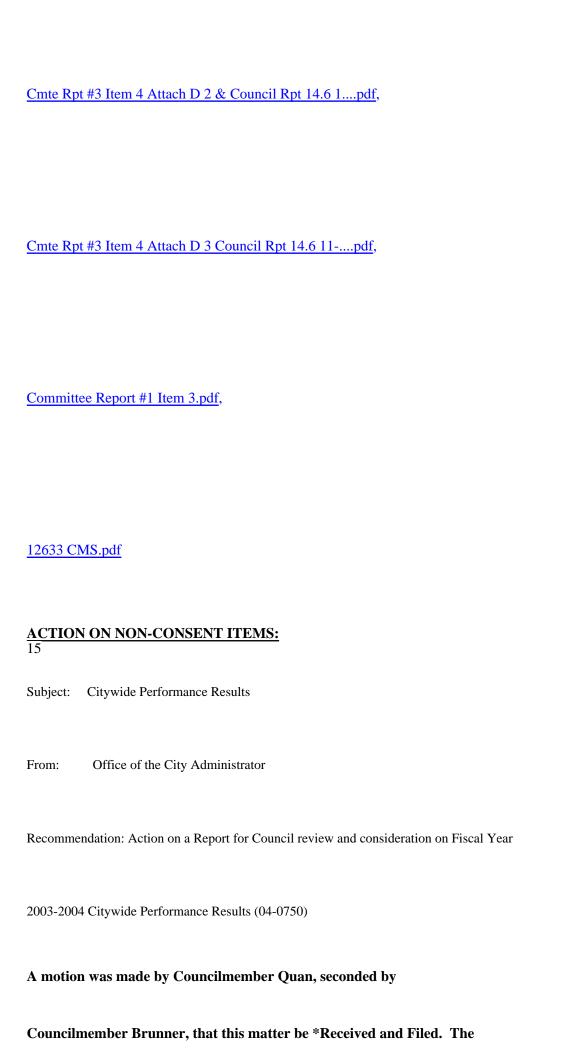
ORA\Councilmember Absent: 1 - Councilmember Quan
ORA\Councilmember Ayes: 6 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, President of the Council De La Fuente,
Councilmember Reid and Councilmember Chang
Resolution Number 78915 C.M.S.
Upon the reading of Item 14.2 by the City Clerk, the Public Hearing was





Cmte Rpt #3 Item 4 Attach D 3 & Council Rpt 14.6 1pdf,
<u>78915.pdf</u>
2) Approve the Introduction (First Reading) of an Ordinance rezoning 10900 Edes Avenue,
from the M-20, Light Industrial Zone to the R-40, Garden Apartment Residential Zone
(04-0761-1)
A motion was made by Councilmember Quan, seconded by
Councilmember Reid, that this matter be Approved on Introduction for
Final Passage to the Concurrent Meeting of the Oakland Redevelopment
Agency / City Council, due back on December 7, 2004. The motion carried
by the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks





motion carried by the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
11-12-04 Cmte 4 & 11-16-04 Council 15 .pdf,
<u>Council S-15 11-16-04.pdf</u> 15.1
Subject: Oakland Fund for Children and Youth - Request for Proposals
From: Department of Human Services
Recommendation: Action on a Report and request for approval of the Fiscal Year 2005-2006
Request for Proposals for the Oakland Fund for Children and Youth (04-0756)
A motion was made by Councilmember Nadel, seconded by
Councilmember Wan, that this matter be *Received and Filed. The motion
carried by the following vote:
Votes:

ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Cmt Rpt 10-26-04 & Council Rpt 15.1 11-16-04 pdf 15.2
Subject: Oakland Fund for Children and Youth - Evaluation Report
From: Department of Human Services
Recommendation: Adopt a Resolution regarding the Oakland Fund for Children and Youth
Final Evaluation Report for Fiscal Year 2003-2004 (04-0757)
A motion was made by Councilmember Nadel, seconded by
Councilmember Wan, that this matter be Adopted. The motion carried by
the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council

De La Fuente, Councilmember Reid and Councilmember Chang Resolution Number 78916 C.M.S. Cmt Rpt 4 10-26-04 & Council Rpt 15.2 11-16-04.pd....pdf, Council Rpt 15.2 11-16-04.pdf, 78916.pdf 15.3 Subject: Oakland Fund for Children and Youth Strategic Plan From: Department of Human Services Recommendation: Adopt a Resolution authorizing the City Administrator to negotiate and execute an agreement with Gibson and Associates for the period of November 17, 2004 through November 16, 2005, in an amount not to exceed \$124,778 for professional services to develop the Oakland Fund for Children and Youth third Strategic Plan (2006-2010) (04-0789) A motion was made by Councilmember Nadel, seconded by

Councilmember Wan, that this matter be Adopted. The motion carried by

the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78917 C.M.S.
Contract Number 04-1840
Cmte Rpt Item 5 & Council Rpt 15.3 11-16-04.pdf,
78917.pdf 16
Subject: Free Holiday Parking and Anticipated Parking Revenues
From: Community and Economic Development Agency
Recommendation: Adopt the following pieces of legislation:
1) A Resolution authorizing free parking at certain City-owned parking garages during the 2004
Holiday season; and (04-0733)

A motion was made by Councilmember Wan, seconded by Councilmember
Nadel, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78918 C.M.S.



- Aziz Khatri

- Lome Aseron

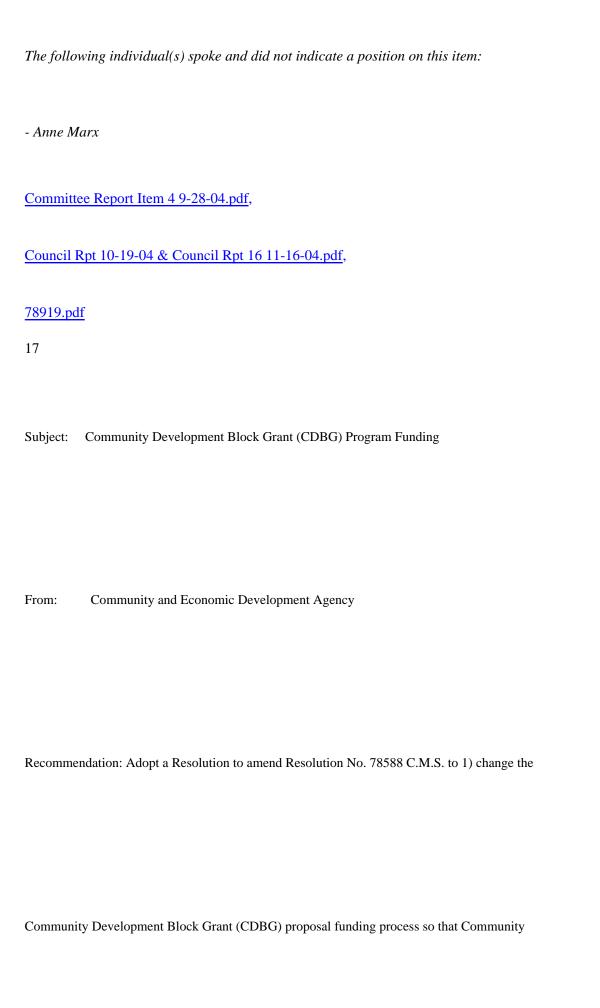
- Pamela A. Drake

- Nancy Strange

- Jenny Kassan

The following individual(s) spoke and did not indicate a position on this item:
The following individual(s) spoke and alla hol indicate a position on this tiem.
- Sanjiv Handa
Cmte Rpt 9-28-04 & 10-19-04 and Council Rpt 16 11pdf,
78918.pdf
2) A Resolution authorizing budgeting and appropriation of anticipated parking meter and

enforcement revenue funds for additional Shop Oakland marketing and merchant organizing
activities in Fiscal Year 2004-2005 and authorizing a sole source contract with the Oakland
Merchants Leadership Forum in an amount not to exceed \$155,000 for marketing and merchant
organizing services in Fiscal Year 2004-2005 (TITLE CHANGE) (04-0733-1)
A motion was made by Councilmember Nadel, seconded by
Councilmember Wan, that this matter be Adopted. The motion carried by
the following vote:
Votes:
Votes:  ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Excused: 1 - Councilmember Brooks  ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
ORA\Councilmember Excused: 1 - Councilmember Brooks  ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember  Brunner, Councilmember Wan, Councilmember Quan, President of the Council



Development (CD) District Boards will review proposals and make funding recommendations
only for programs funded with CDBG district allocations, with the option of funding projects
for one or two years; and 2) include participation of the City Advisory Committee in the budget
hearings process to review and make recommendations to the City Council on the proposed
budget for City programs receiving CDBG funding (TITLE CHANGE) (04-0749-1)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted as Amended. The
motion carried by the following vote:
Votes:

ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78920 C.M.S.







- Toni R. Cook

- Charles Chiles

Cmte Rpt 10-12-04 & Council Rpt 17.pdf,

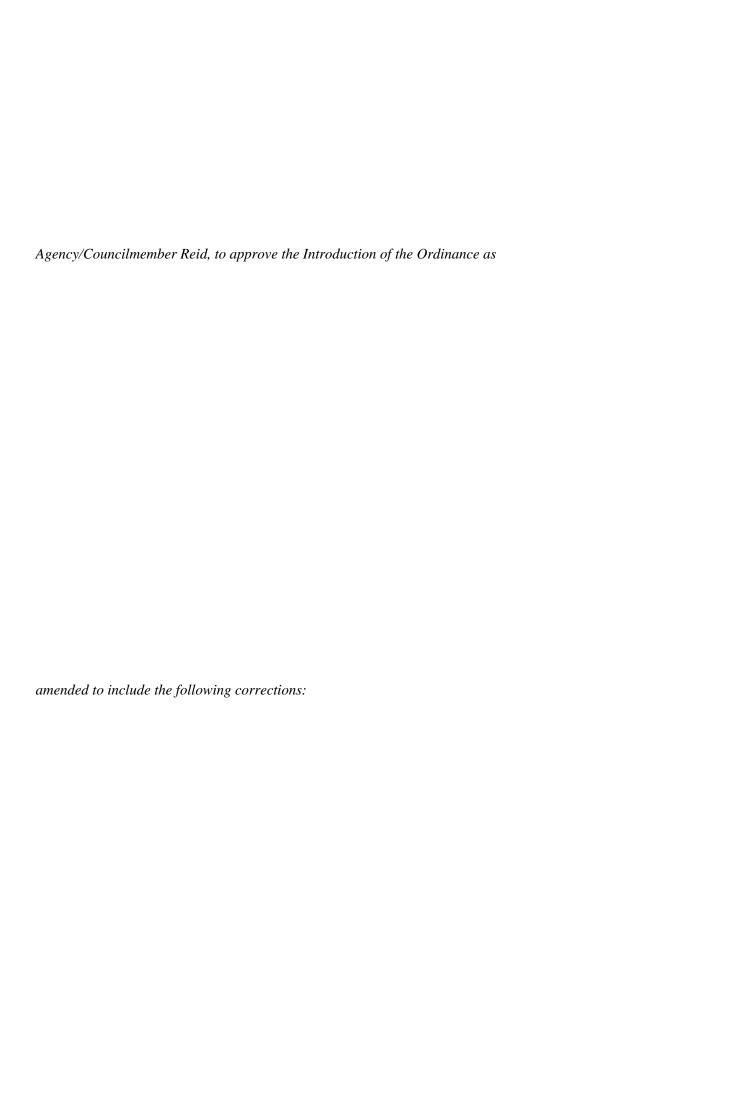
Council S10.19CC & Council Rpt 17 11-16-04.pdf,

78920.pdf

Subject: Purchasing System Amendments
From: Finance and Management Agency/Office of the City Attorney
Recommendation: Approve the Introduction ( First Reading) of an Ordinance amending
Ordinance No. 7937 C.M.S., adopted February 6, 1969, and amendments thereto, codified at
Oakland Municipal Code Title 2, Chapter 2.04, Purchasing System, Article I, Bidding,
Contracting and Purchasing, to increase the City Administrator's contract approval limits,

revise City Council approval limits accordingly, revise the local business preference, make	
necessary corrections, clarifications, delete obsolete provisions and codify current procedures	
(03-0289)	
A motion was made by Councilmember Brunner, seconded by	
Councilmember Reid, that this matter be Approve as Amended on	
Introduction for Final Passage to the Concurrent Meeting of the Oakland	
Redevelopment Agency / City Council, due back on December 7, 2004. The	
motion carried by the following vote:	
Votes:	

ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Agency/Councilmember Brunner made a motion, seconded by

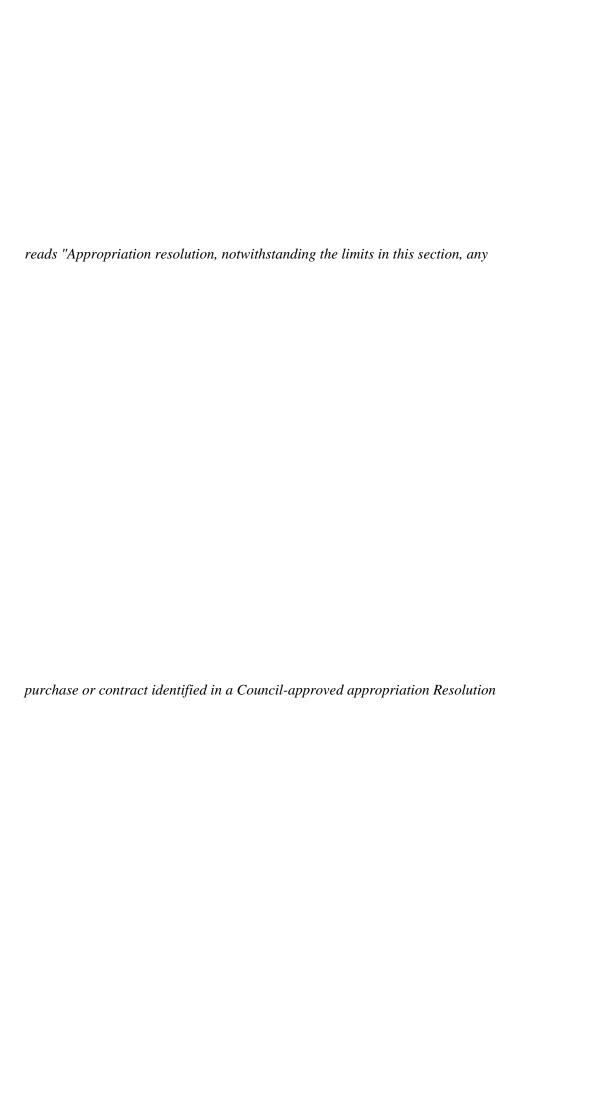


1 page 5 2.02.020 b 3 change "contact" to contract

2. page 7 2.04.030 a 1 change 2.04.030 b to 2.04.030 a 2

3. page 8 2.04.030 a 2

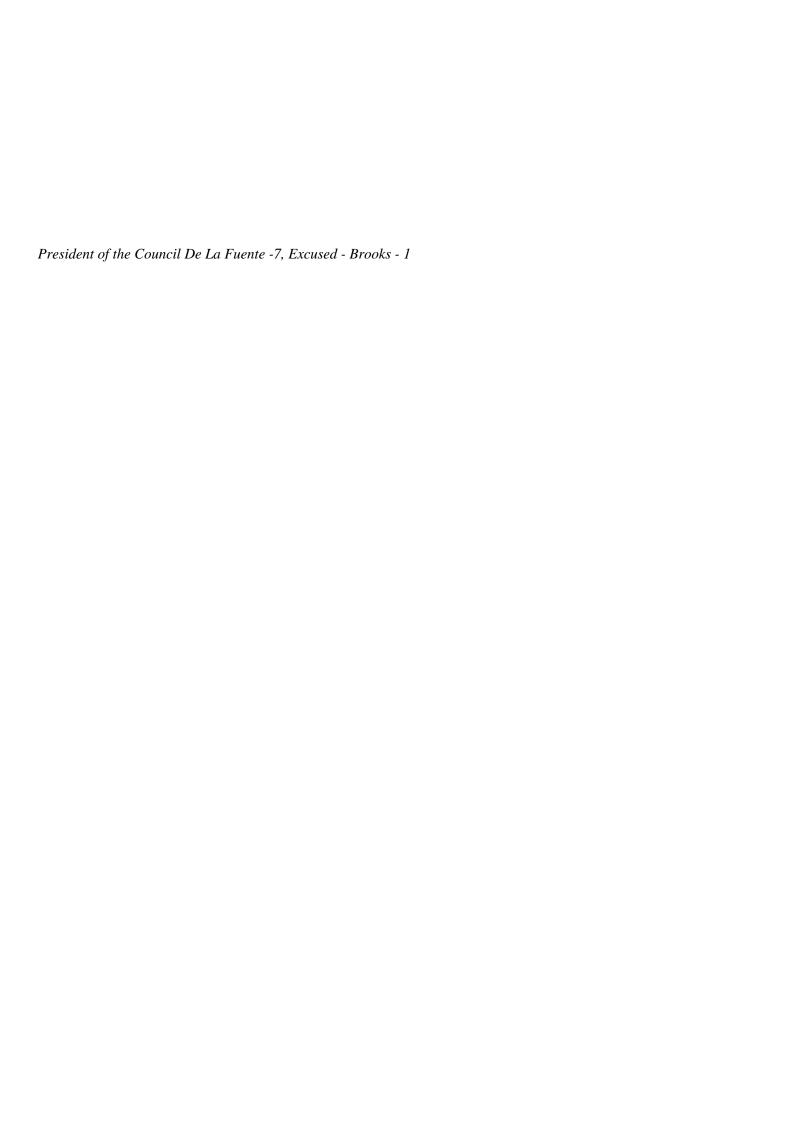
add a subpart " c" 2.04.030 a 2 c, which is indentical to 2.04.020.b 3 which





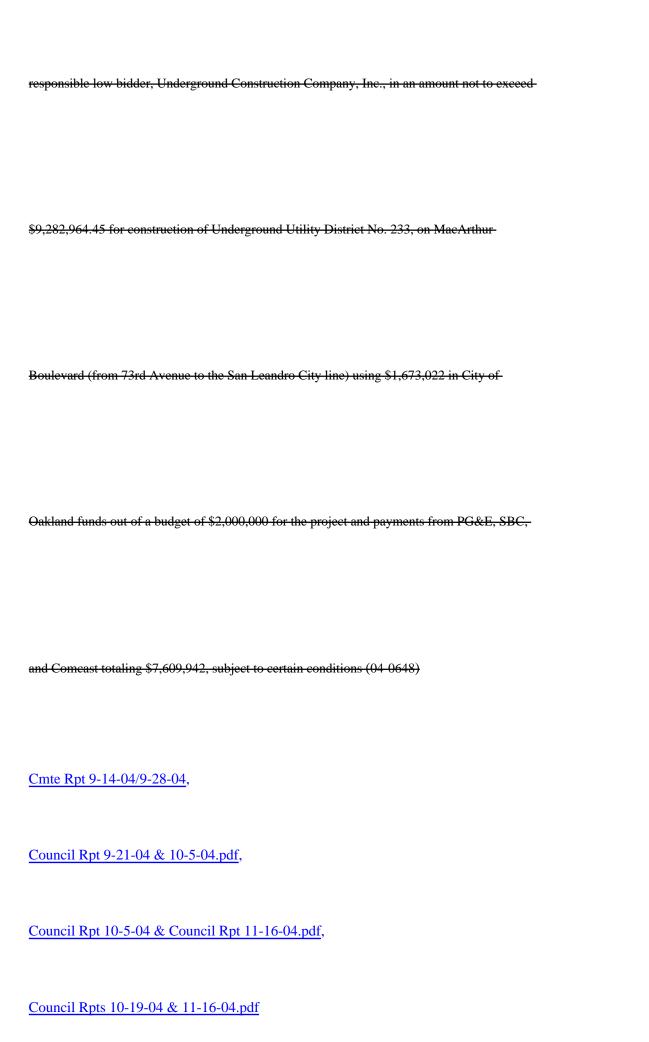
4. page 8 2.04.030 d change "d" to "c"





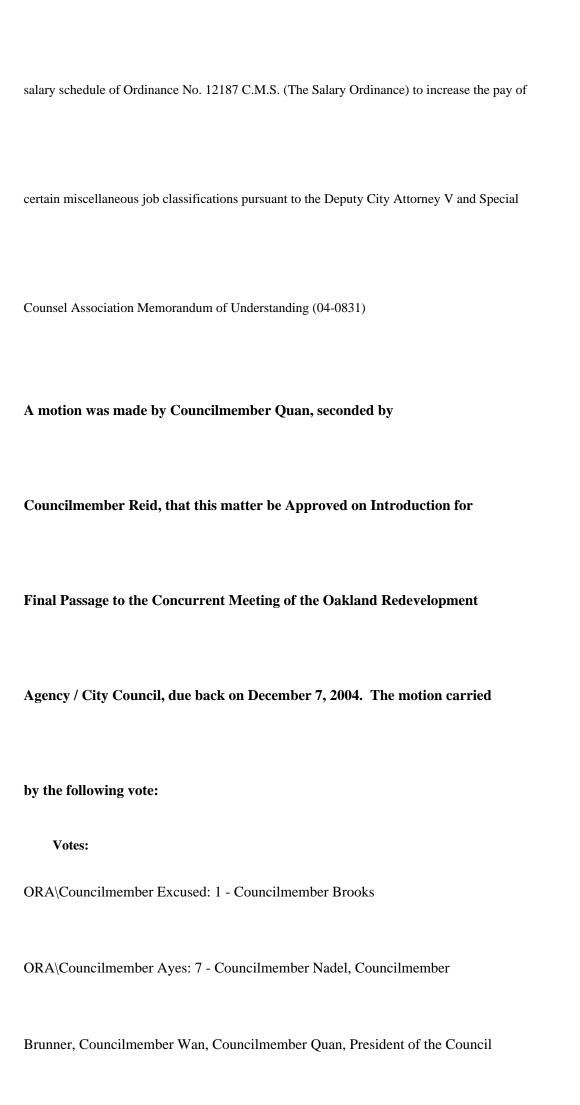


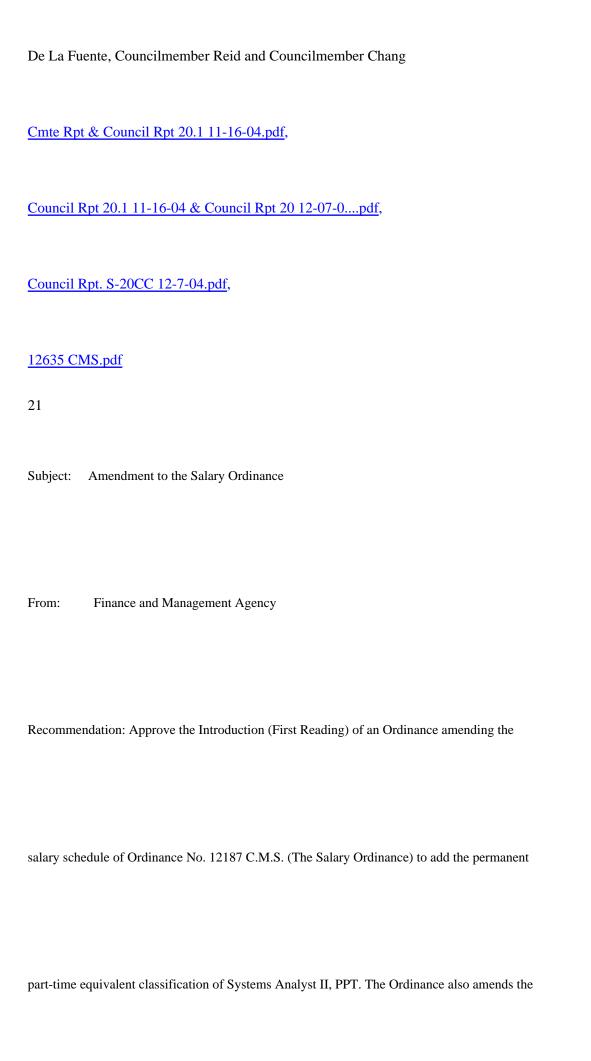
<u>Cmt Rpt 5-11-04.pdf</u> ,
Cmte Rpt 7-13-04.pdf,
Cmte Rpt 9-28-04 & Council Rpt 18 11-16-04 & Councpdf,
Council Rpt. Item 19 12-07-04.pdf,
<u>12634 CMS.pdf</u>
<del>19</del>
-Subject: MacArthur Boulevard Utility Undergrounding-
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing award of a construction contract to the

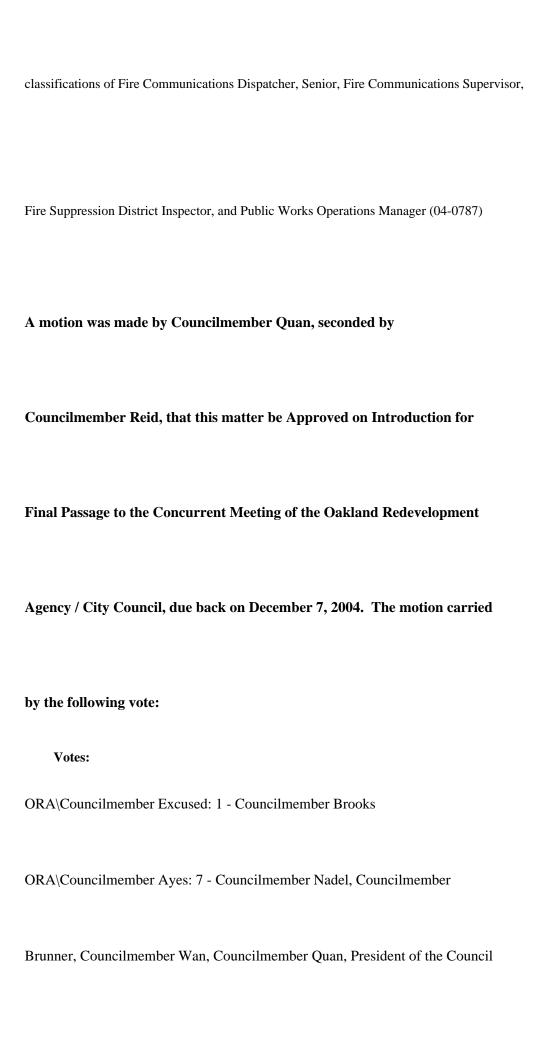


Subject: Memorandum of Understanding Regarding Unit U41
From: Finance and Management Agency
Recommendation: Adopt a Resolution approving memorandum of understanding between the
City of Oakland and the Deputy Attorney V and Special Counsel Association, representing
employees in representation Unit U41 covering the period of July 1, 2003 through June 30,
2005 (04-0837)
A motion was made by Councilmember Brunner, seconded by
Councilmember Reid, that this matter be Adopted. The motion carried by
the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember

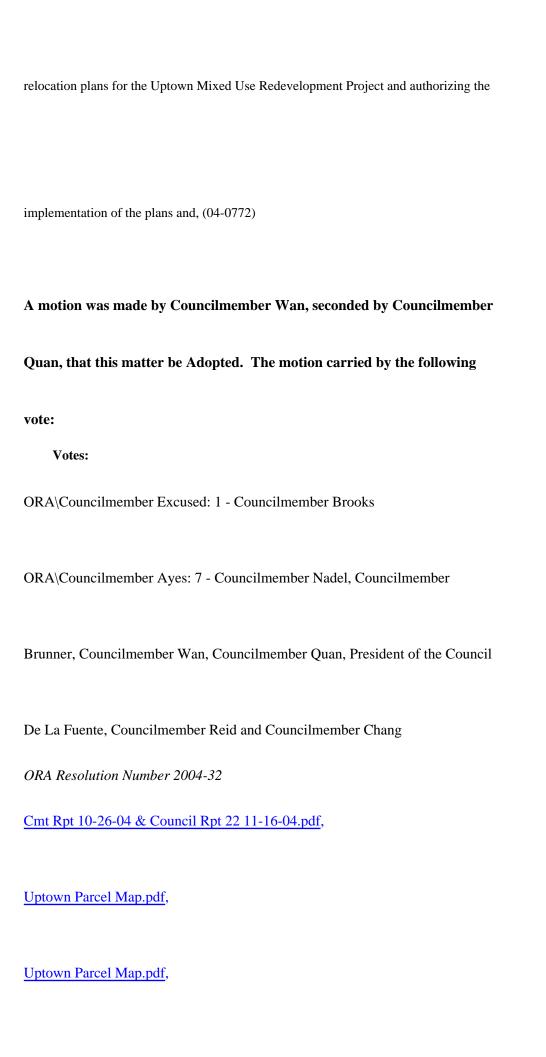
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78921 C.M.S
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
Cmte Rpt Item 4 & Council Rpt 20 11-16-04.pdf,
Council Rpt 20 11-16-04.pdf,
78921.pdf 20.1
Subject: Amendment to the Salary Ordinance
From: Finance and Management Agency
Recommendation: Approve the Introduction (First Reading) of an Ordinance amending the







De La Fuente, Councilmember Reid and Councilmember Chang
The following individual(s) spoke and did not indicate a position on this item:
- Ralph Kanz
Cmte Rpt & Council Rpt 21 11-16-04 & Council Rpt 2pdf,
12636 CMS.pdf 22
Subject: Uptown Mixed Use Redevelopment Project
From: Community and Economic Development Agency
Recommendation: Adopt the following pieces of legislation:
An Agency Resolution requesting the approval of the updated residential and commercial



## 2004-62.pdf

2) Adopt a City Resolution adopting the updated Residential and Commercial Relocation Plans
for the Uptown Mixed Use Redevelopment Project (04-0772-1)
A motion was made by Councilmember Wan, seconded by Councilmember
Quan, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78922 C.M.S.
Cmt Rpt & Council Rpt 22 11-16-04.pdf,
Uptown Parcel Map.pdf,
Uptown Parcel Map.pdf,
<u>78922.pdf</u>

Subject: Easement - 5982 Ascot Drive
From: Community and Economic Development Agency
Recommendation: Approve the Final Passage (Second Reading) of an Ordinance abandoning a
5-foot wide reserve public utility easement located on the northeastern line of 5982 Ascot Drive
(04-0712)
A motion was made by Councilmember Wan, seconded by Councilmember
Reid, that this matter be Approved as Amended for Final Passage. The
motion carried by the following vote:  Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Ordinance Number 12627 C.M.S.
CMTE Rpt 5 9-28-04/10-12-04 & Council Rpt 10-19pdf,
12627.pdf

Subject: Easement - 6012 Ascot Drive
From: Community and Economic Development Agency
Recommendation: Approve the Final Passage (Second Reading) of an Ordinance abandoning a
5-foot wide reserve public utility easement located on the southwestern line of 6012 Ascot
Drive (04-0713)
A motion was made by Councilmember Wan, seconded by Councilmember
Reid, that this matter be Approved for Final Passage. The motion carried
by the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
De La Fuente, Councilmember Reid and Councilmember Chang  Ordinance Number 12628 C.M.S.

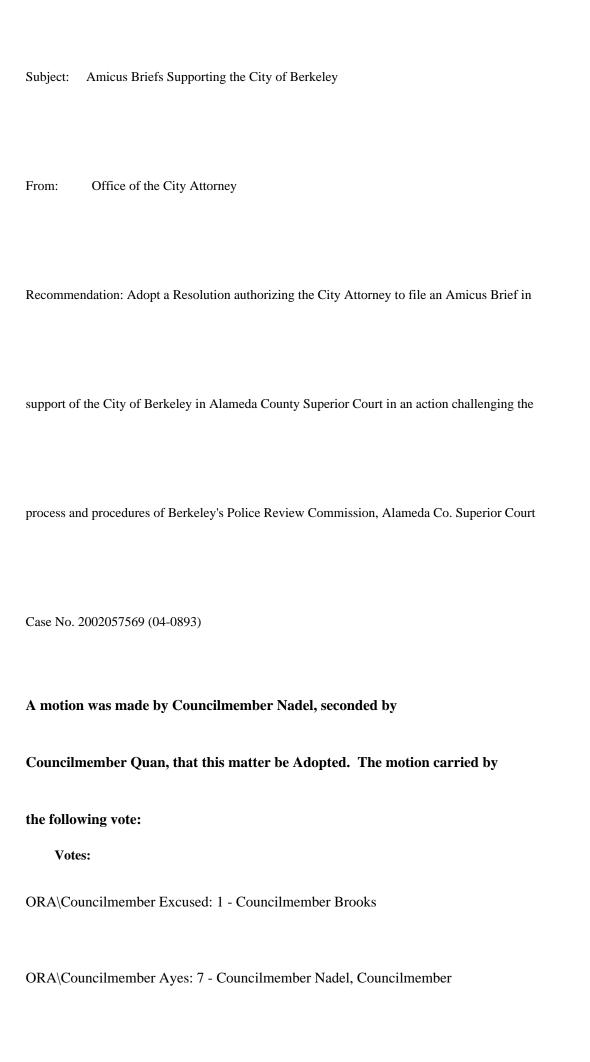
78850.pdf,
<u>12628.pdf</u>
25
Subject: Amendment to the Salary Ordinance
From: Finance and Management Agency
Decommondation, Approve the Final Decome (Second Decding) of an Ordinance amonding the
Recommendation: Approve the Final Passage (Second Reading) of an Ordinance amending the
Salary Schedule of Ordinance No. 12298 C.M.S. (The Salary Ordinance) to provide a fifty

percent salary range table for executive management employee job classifications in Unit UK1,	
Unit UN1 and Unit UR1 and to amend the classification of City Manager, Assistant City	
Manager, Deputy City Manager, Assistant to the City Manager, Executive Assistant to the City	
Manager, Receptionist to the City Manager, City Manager Analyst, Director of Aging, Health	

& Human Services, Director of Parks and Recreation, Agency Director of Finance &
Management and add the classifications of Director of Development, Director of
Redevelopment & Economic Development, CPRB Executive Director and Administrative
Assistant to the City Administrator (04-0794)
A motion was made by Councilmember Brunner, seconded by
Councilmember Reid, that this matter be Approved for Final Passage. The
motion carried by the following vote:

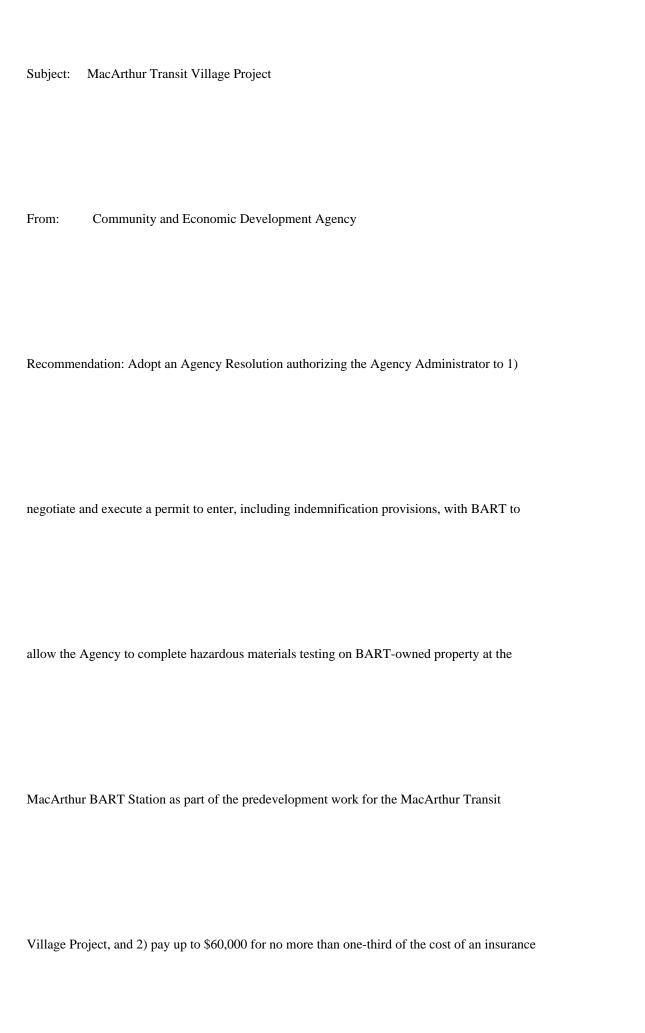
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Ordinance Number 12629 C.M.S.
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
CMTE Rpt 10-12-04 & Council Rpt 28.pdf,
Council Rpt 10-19-04 & Council Rpt 25 11-16-04.ppdf,
12629.pdf 26
Subject: Easement Encroachment on 198 Oak Road
From: Community and Economic Development Agency

Recommendation: Approve the Final Passage (Second Reading) of an Ordinance authorizing
the granting of an encroachment easement of 885 square feet to Hoi Liang Phua and Linli Lee
on City property located at Davie Tennis Stadium at 198 Oak Road, Oakland for the appraised
market value of \$5,350 (04-0740)
A motion was made by Councilmember Nadel, seconded by
Councilmember Reid, that this matter be Approved for Final Passage. The
motion carried by the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Ordinance Number 12630 C.M.S.
CMTE Rpt & Council Rpt.10.15CC & Council Rpt 26 11pdf,
<u>12630.pdf</u>



Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78923 C.M.S.
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
11-16-04 Council 27.pdf,
11-16-04 Council S-27.pdf,
78923.pdf 28
Subject: MacArthur Transit Village Project - City Attorney's Report
From: Office of the City Attorney
Recommendation: Receive the City Attorney's Report highlighting legal issues, and risks

regarding the Resolution authorizing the Agency Administrator to (1) execute an agreement
that will allow the Agency to complete hazardous materials testing on BART-owned property
at the Macarthur BART station and (2) pay up to \$60,000 for insurance to cover liability to
third parties (04-0895)
A motion was made by Councilmember Brunner, seconded by
Councilmember Chang, that this matter be *Received and Filed. The
Councilmember Chang, that this matter be *Received and Filed. The motion carried by the following vote:
motion carried by the following vote:  Votes:
motion carried by the following vote:  Votes:  ORA\Councilmember Excused: 1 - Councilmember Brooks



policy, and the policy deductible, to cover third party liability (04-0843)
A motion was made by Councilmember Brunner, seconded by
Councilmember Chang, that this matter be Adopted. The motion carried
by the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
ORA Resolution Number 2004-63 C.M.S.
11-9-04 Cmte 9 and 11-16-04 Council 28-1.pdf,
2004-63.pdf 29
Subject: Appointments to the Commission on Persons with Disabilities
From: Office of the Mayor
Recommendation: Adopt a Resolution re-appointing Denis Craig, Nancy Crosby, Lynne Cutler
and Alice Moore as members of the Commission on Persons with Disabilities (04-0898)

Councilmember Nadel, that this matter be Adopted. The motion carried by the following vote: Votes: ORA\Councilmember Excused: 1 - Councilmember Brooks ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Reid and Councilmember Chang Resolution Number 78924 C.M.S. Council Rpt 29 11-16-04.pdf, 78924.pdf 30 Subject: Appointment to the Children's Fund Planning and Oversight Committee From: Councilmember Nadel Recommendation: Adopt a Resolution appointing Diana Alonso as a member of the Children's Fund Planning and Oversight Committee (04-0897) A motion was made by Councilmember Brunner, seconded by

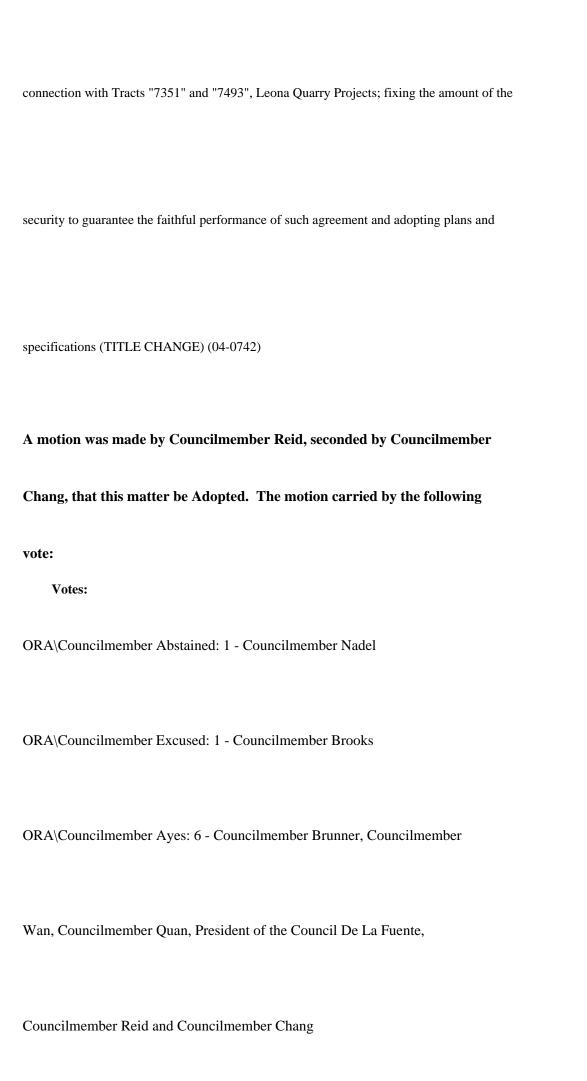
Councilmember Nadel, that this matter be Adopted. The motion carried

A motion was made by Councilmember Brunner, seconded by

by the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78925 C.MS.
Council Rpt 30 11-16-04.pdf,
<u>S-30 11-16-04.pdf</u> ,
78925.pdf
31
Subject: Appointment to the Housing, Residential Rent and Relocation Board
From: Office of the Mayor
Recommendation: Adopt a Resolution amending Resolution number 78926 appointing Stephen
Sanger as a member of the Housing, Residential Rent and Relocation Board (04-0892)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:

ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78926
Council Rpt 31 11-16-04.pdf,
<u>78926.pdf</u> ,
Council Rpt Item 25 12-07-04.pdf
S-32
Subject: Leona Quarry Project Tract Maps 7351 and 7493
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the City Engineer to enter into a subdivision
improvement agreement with Desilva Group, Inc. for construction of certain improvements in

Votes:









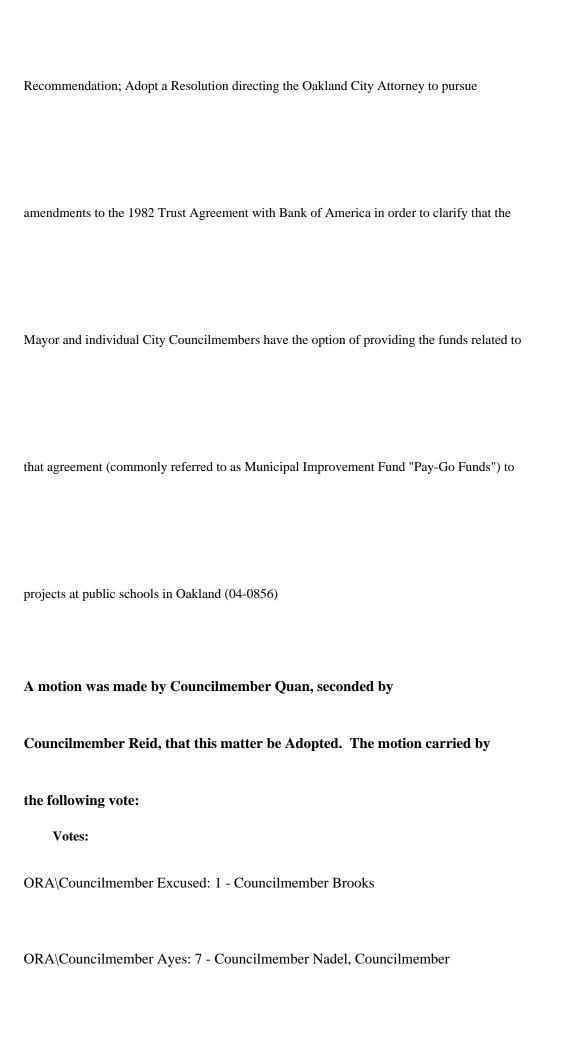
S-33
Subject: Pedestrian Countdown Signals
From: Public Works Agency
Recommendation: Adopt a Resolution authoring the City Administrator to enter into a grant
agreement with the State of California, Office of Traffic Safety (OTS), in the amount of one
hundred thirty-one thousand five hundred dollars (\$131,500), and to accept and appropriate
project funds to install pedestrian countdown signals at twenty-three (23) intersections
(04-0704)

78927.pdf

A motion was made by Councilmember Quan, seconded by

## the following vote: Votes: ORA\Councilmember Excused: 1 - Councilmember Brooks ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Reid and Councilmember Chang Resolution Number 78928 C.MS Contract Number 04-1844 11-9-04 Cmte 3.pdf, Council Report S-33 11-16-04.pdf, 78928.pdf S-34 Subject: Municipal Improvement Fund "Pay-Go Funds" From: Council President Ignacio De La Fuente/Councilmember Quan

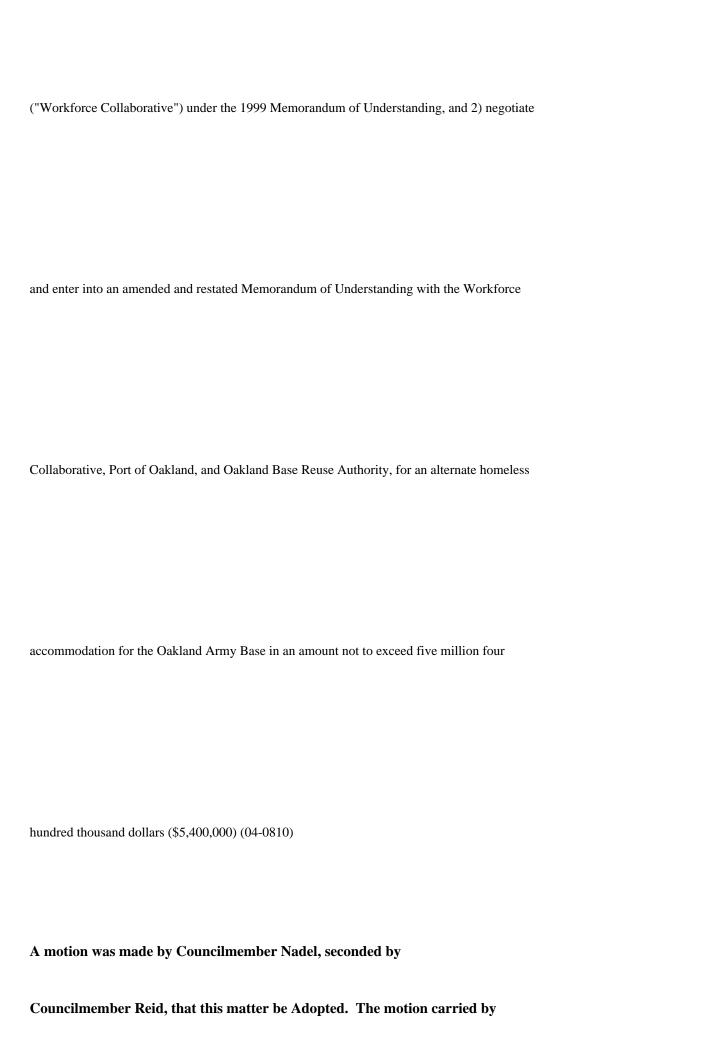
Councilmember Reid, that this matter be Adopted. The motion carried by



Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78929 C.MS
Contract Number 04-1845
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
11-9-04 Cmte 7 and 11-16-04 Council 34.pdf,
78929.pdf S-35
Subject: Grant Procedures for Pay-Go Account Funds
From: Office of the City Attorney
Recommendation: Approve the Introduction (First Reading) of an Ordinance confirming
procedures for grants from the Pay-Go Account to non-city entities (04-0858)

A motion was made by Councilmember Brunner, seconded by
Councilmember Wan, that this matter be Approve as Amended on
Introduction for Final Passage to the Concurrent Meeting of the Oakland
Redevelopment Agency / City Council, due back on December 7, 2004. The
motion carried by the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
11-9-04 Cmte 8 and 11-16-04 Council 35.pdf,
Council Report S-35 11-16-04 & Council Rpt 22 12-0pdf,
<u>12637 CMS.pdf</u>
\$ 26

Subject:	Oakland Army Base Workforce Development Collaborative
From:	Oakland Base Reuse Authority
Recomme	ndation: Adopt an Agency Resolution authorizing the Agency Administrator to 1)
consent to	the assignment of the rights and obligations of the Alameda County Homeless Base
Conversio	on Collaborative to the Oakland Army Base Workforce Development Collaborative



the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 2004-64 C.M.S.
The following individual(s) spoke in favor of this item:
- John Braver
- Dan Scarola

The following individual(s) spoke and indicated a neutral position on this item:
- Matt Davis
11-9-04 Cmte 5 and 11-16-04 Council 36.pdf,
<u>2004-64.pdf</u> S-37
Subject: Lakeshore/Lake Park Business Improvement Management Dist Advisory Bd.
From: Community and Economic Development Agency
Recommendation: Adopt a Resolution approving and confirming the Annual Report of the
Lakeshore/Lake Park Business Improvement Management District Advisory Board and the
continuing annual assessment for the Lakeshore/Lake Park Business Improvement
Management District for Fiscal Years 2004 - 2005 (04-0842)

A motion was made by Councilmember Nadel, seconded by
Councilmember Reid, that this matter be Adopted. The motion carried by
the following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78930 11-9-04 Cmte 8 and 11-16-04 Council 37.pdf Continuation of Open Forum
ADJOURNMENT OF COUNCIL SESSION
(Meeting shall conclude no later than 10:30 p.m., unless extended by Majority Vote of the
<u>Council)</u>
There being no further business, and upon the motion duly made, the
Agency/Council adjourned the meeting at 11:46 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	



Fax: (510) 238-6699
Recorded Agenda: (510) 238-2386
Telecommunications Display Device: (510) 839-6451 (TDD)
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.
City Clerk and Clerk of the Council