

Meeting Minutes City of Oakland

Office of the City Clerk

Oakland City Hall

1 Frank H. Ogawa Plaza

Oakland, California 94612

LaTonda Simmons, City Clerk

Concurrent Meeting of the Oakland Redevelopment

Agency/City Council

DRAFT

Oakland City Hall, 1 Frank H. Ogawa Plaza Council Chambers, 3rd Floor

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

Tuesday, November 01, 2005

6:00 PM

Oakland City Hall, 3rd Floor

1
Pledge of Allegiance

A meeting of the Joint Oakland Redevelopment Agency and City Council was

held on the above date. Opening with the Pledge of Allegiance, the meeting

was convened at 6:13 P.M.

2
Roll Call / ORA & Council

ORA\Councilmember Present: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

The Roll Call was modified to note Councilmember Brooks present at 6:15

P.M.

The Roll Call was modified to note Councilmember Quan present at 6:20 P.M.

3

Open Forum / Citizens Comments

(Time Available: 15 minutes)

The following individual(s) spoke under Open Forum:

- *Sanjiv Handa*

- *Hugh Bassette*

- *Hector Reyna*

- *Deloris Allen*

- *Croteral Swoops*

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.

There was no action necessary for this item.

5

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)

There was no action necessary for this item.

6

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.

There was no action necessary for this item.

7

Approval of the Draft Minutes from the Concurrent Meeting of the Oakland Redevelopment Agency/City Council held on October 18, 2005

A motion was made by Councilmember Reid, seconded by Councilmember

Kernighan, to *Approve the Minutes. The motion carried by the following

vote:

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

8. PRESENTATION OF CEREMONIAL MATTERS

8.1

Subject: Adopt An Oakland Public School

From: Councilmember Kernighan

Recommendation: Adopt A Resolution To Encourage All Businesses And Organizations In

The City Of Oakland To Adopt An Oakland Public School (05-0844)

A motion was made by Councilmember Kernighan, seconded by

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

by the following vote:

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79547

[View Item.pdf](#),

[79547 CMS.pdf](#)

8.2

Subject: Herbert L. Pike Jr. - Recognition

From: Public Works Agency

Recommendation: Adopt A Resolution Commending Herbert L. Pike, Jr., For Nineteen Years

Of Dedicated And Distinguished Service To The City Of Oakland (05-0823)

A motion was made by Councilmember Reid, seconded by Councilmember

Nadel, that this matter be Adopted. The motion carried by the following

vote:

Votes:

ORA\Councilmember Absent: 1 - Vice Mayor Brunner

ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember

Kernighan, Councilmember Quan, President of the Council De La Fuente,

Councilmember Brooks, Councilmember Reid and Councilmember Chang

Resolution Number 79548

[View Item.pdf,](#)

[79548 CMS.pdf](#)

8.3

Subject: National Adoption Awareness Month

From: Councilmember Reid

Recommendation: Adopt A Resolution Commemorating National Adoption Awareness Month

And Saluting The Twenty-Third Anniversary Of The Black Adoption Placement And Research

Center, One Of Two Agencies In California That Specializes In Finding Permanent Homes For

African American And Other Waiting Children (05-0873)

A motion was made by Councilmember Reid, seconded by Councilmember

Brooks, that this matter be Adopted. The motion carried by the following

vote:

Votes:

ORA\Councilmember Absent: 1 - Vice Mayor Brunner

ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember

Kernighan, Councilmember Quan, President of the Council De La Fuente,

Councilmember Brooks, Councilmember Reid and Councilmember Chang

Resolution Number 79549

[View Item.pdf,](#)

[79549 CMS.pdf](#)

9. COUNCIL ACKNOWLEDGEMENTS / ANNOUNCEMENTS

Agency/Councilmember Nadel, Agency/Councilmember Brooks

Agency/Councilmember Reid, Agency/Councilmember Quan and

Agency/Councilmember De La Fuente took a point of personal privilege and

requested that the meeting be adjourned in memory of Rosa Parks.

Agency/Councilmember Brooks and Agency/Councilmember De La Fuente took

a point of personal privilege and requested that the meeting be adjourned in

memory of Larry Gamez.

Agency/Councilmember Reid took a point of personal privilege and requested

that the meeting be adjourned in memory of Sara Elizabeth Curry and Robert

Williams.

10. CONSENT CALENDAR (CC) ITEMS:
10.1-CC

Subject: Declaration Of A Local Emergency Due To AIDS Epidemic

From: Office of the City Attorney

Recommendation: Adopt A Resolution Renewing And Continuing The City Council's

Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health With

Regard To The AIDS Epidemic (05-0869)

This Matter was Adopted on the Consent Agenda.
Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79550

[View Item.pdf,](#)

[79550 CMS.pdf](#)

10.2-CC

Subject: Medical Cannabis Health Emergency

From: Office of the City Attorney

Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A Local

Public Health Emergency With Respect To Safe, Affordable Access To Medical Cannabis In

The City Of Oakland (05-0872)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79551

[View Item.pdf,](#)

[79551 CMS.pdf](#)

10.3-CC

Subject: Lester Austin - Settlement

From: Office Of The City Attorney

Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To

Compromise And Settle The Case Of Lester Austin v. City Of Oakland, Et Al., Alameda

County Superior Court Case No. 836240-3, Our File No. 20962, In The Amount Of \$37,000.00.

This Case Involves Claims Of Violations Of Civil Rights Against Oakland Police Officers.

(Oakland Police Department – Police Conduct) (05-0876)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79552

The following individual(s) spoke and did not indicate a position on this item:

- *Sanjiv Handa*

[View Item.pdf,](#)

[79552 CMS.pdf](#)

10.4-CC

Subject: Eleanor Luna - Settlement

From: Office Of The City Attorney

Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To

Compromise And Settle The Claim Of Eleanor Luna, In The Amount Of \$25,975 As A Result

Of Property Damage Sustained Due To A Broken City Sewer Main. (OPW) (05-0877)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79553

[View Item.pdf,](#)

[79553 CMS.pdf](#)

10.5-CC

Subject: Gerald Cheney - Purchase And Sales Agreement

From: Community And Economic Development Agency

Recommendation: Approve The Final Passage (Second Reading) Of An Ordinance Authorizing

The City Administrator To Enter Into A Purchase And Sales Agreement To Sell To Gerald

Cheney, The Adjoining Property Owner Approximately 10,600 Square Feet Of City Owned

Surplus Real Property Located At The Terminus Of Northwood Court (APN#

048E-7319-043-05) For The Fair Market Value Of \$125,000.00 (05-0721)

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

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Ordinance Number 12709

[View Report.pdf](#),

10.6-CC

Subject: Permanent Storm Drain Easements

From: Community And Economic Development Agency

Recommendation: Approve The Final Passage (Second Reading) Of An Ordinance Authorizing

The City Administrator To Acquire Permanent Storm Drain Easements From Mortimer

Howard For Properties Located At 3761 Park Boulevard Way (Assessor Parcel Number

024-0532-043-01) And 3829 Greenwood Avenue (Assessor Parcel Number 024-0532-035-01)

For The Appraised Fair Market Value Of \$57,200.00 Plus Closing Costs Of \$4,800 (05-0726)

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

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Ordinance Number 12710

[View Report.pdf,](#)

[12710 CMS.pdf](#)

S-10.7-CC

Subject: Temporary Street Lighting Change Project

From: Public Works Agency

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Contribution And Appropriation Of Redevelopment

Agency Funds To The City Of Oakland Under The Cooperation Agreement In The Amount Of

\$25,000 For The Temporary Street Lighting Change Project On 69th, 70th And 71st Avenues

Between International Boulevard And San Leandro Street In The Coliseum Redevelopment

Project Area (TITLE CHANGE); And (05-0622)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Agency Resolution Number 2005-0062

[View Report.pdf,](#)

[View Supplemental Report.pdf,](#)

[2005-0062 CMS.pdf](#)

2) A Resolution Authorizing The City To Accept And Appropriate A Contribution Of

Redevelopment Agency Funds Under The Cooperation Agreement In The Amount Of \$25,000

For The Temporary Street Lighting Change Project On 69th, 70th, And 71st Avenues Between

International Boulevard And San Leandro Street In The Coliseum Redevelopment Project Area

(TITLE CHANGE) (05-0622-1)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79554

[View Report.pdf,](#)

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[79554 CMS.pdf](#)

S-10.8-CC

Subject: Financial Support Of AC Transit By The Metropolitan Transportation Commission

From: Councilmember Nadel

Recommendation: Adopt A Resolution Supporting Increased Financial Support Of AC Transit

For The Equitable Benefit Of Its Passengers By The Metropolitan Transportation Commission

(05-0797)

This Matter was Adopted on the Consent Agenda.
Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79555

The following individual(s) spoke and did not indicate a position on this item:

- Sanjiv Handa

The following individual(s) spoke in favor of this item:

- Traci Newman

- Sylvia Darensburg

- Guillermo Mayer

[View Report.pdf](#)
S-10.9-CC

Subject: City Administrator's Approval Thresholds Measure B And Measure DD

From: Office Of The City Administrator - Budget Office

Recommendation: Adopt An Appropriation Resolution Authorizing The City Administrator To

Approve Contracts Listed In Attachment A Related To Voter-Approved Measure B (Alameda

County Transportation Authority) In The Combined Amount Of Two Million One Hundred

Forty-Seven Thousand Dollars (\$2,147,000) And Measure DD (Capital Improvement - Clean

Water, Safe Parks & Open Space) In The Combined Amount Of Three Hundred Twenty-Five

Thousand Dollars (\$325,000) As Authorized By The 2005 Amendments To Oakland Municipal

Code Chapter 2.04 (Purchasing Ordinance) (05-0699)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79556

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[79556 CMS.pdf](#)

S-10.10-C

C

Subject: Andes Construction - Contract

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing Award Of A Contract To Andes

Construction, Inc. For The Construction Of Sanitary Relief Sewer Along Beaumont Avenue

Between East 30th Street And East 33rd Street - Subbasin 58 - 4.000 (Project No. C227410)

For The Amount Of One Hundred Seventy-Five Thousand Seventy-Two Dollars (\$175,072.00)

(05-0787)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79557

Contract Number 05-0183

[View Report.pdf,](#)

[79557 CMS.pdf](#)

S-10.11-C

C

Subject: Ray's Electric - Contract

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A

Construction Contract To Ray's Electric For The Safe Routes To School Cycle 4 Project (City

Project No. G254110, Federal Project No. STPLHS-5012(072)) For An Amount Of Three

Hundred Sixteen Thousand Sixty-Nine Dollars (\$316,069.00) (05-0756)

This Matter was Adopted on the Consent Agenda.
Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79558

Contract Number 05-0184

[View Report.pdf,](#)

[View Supplemental Report.pdf,](#)

[79558 CMS.pdf](#)

S-10.12-C

C

Subject: Shah Kawasaki - Contract

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend The

Contract With Shah Kawasaki Architects To Add Additional Design And Engineering Services

For The Studio One Art Center Rehabilitation Project And To Increase The Contract From One

Million Dollars (\$1,000,000.00) To A Total Contract Amount Not-To-Exceed One Million One

Hundred Thousand Dollars (\$1,100,000.00) (05-0794)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79559

[View Report.pdf,](#)

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S-10.13-C

C

Subject: DKS Associates - Agreement Amendment

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Authorizing An Amendment To The Agreement With

DKS Associates For Streetscape Improvements For Telegraph Avenue Between 16th And 20th

Streets To Provide Additional Design And Construction Support Services And To Increase The

Contract Amount By \$270,000 For A Total Contract Amount Not To Exceed \$500,938

(05-0830)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79560

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[79560 CMS.pdf](#)

S-10.14-C

C

Subject: Wood Rogers, Inc. - Agreement

From: Public Works Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A

Professional Service Agreement With Wood Rodgers, Inc. For As-Needed Transportation

Engineering Services In An Amount Not-To-Exceed Two Hundred Fifty Thousand Dollars

(\$250,000.00) (05-0825)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79561

The following individual(s) spoke and did not indicate a position on this item:

- *Sanjiv Handa*

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[79561 CMS.pdf](#)

S-10.15-C

C

Subject: Cornelius Investment Group - Agreement

From: Community And Economic Development Agency

Recommendation: Approve The Introduction (First Reading) Of An Ordinance Authorizing

The City Administrator To Enter Into A Purchase And Sales Agreement To Sell To Cornelius

Investment Group, LLC, The Adjoining Property Owner Approximately 4,350 Square Feet Of

City Owned Surplus Real Property Located At Oakdale Avenue (APN# 037A-2785-006) For

The Fair Market Value Of \$85,000.00 (05-0720)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

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S-10.16-C

C

Subject: City Administrator's Approval Threshold

From: Office Of The City Administrator - Budget Office

Recommendation: Adopt An Appropriation Resolution Authorizing The City Administrator To

Approve Contracts Listed In Attachment A Related To The Landscaping And Lighting

Assessment District (LLAD), The Wildfire Prevention Assessment District (WPAD), Or

Related To Technological, Computer or Computerized System Services, Software, Equipment,

Hardware or Products As Authorized By The 2005 Amendments To Oakland Municipal Code

Chapter 2.04 (Purchasing Ordinance) (05-0697)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79562

The following individual(s) spoke and did not indicate a position on this item:

- Sanjiv Handa

[View Report.pdf](#),

[79562 CMS.pdf](#)

S-10.17-C

C

Subject: Zimmerman Revocable Trust - Lease Agreement

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A

Three (3) Year Lease, With Two (2) One Year Options, With Zimmerman Revocable Trust

(Landlord) For 753 Square Feet Of Office Space Located At 1330 Broadway To Comply With

A Provision Of The Negotiated Settlement Agreement Between The City Of Oakland And The

Plaintiffs In The Case Of "Delphine, Allen, Et Al., v. The City Of Oakland, Et Al.", Which

Required Office Space For An Independent Monitoring Team (05-0831)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79563

Contract Number 05-0186

[View Report.pdf,](#)

[79563 CMS.pdf](#)

S-10.18-C

C

Subject: City Administrator's Approval Threshold

From: Office Of The City Administrator - Budget Office

Recommendation: Adopt An Appropriation Resolution Authorizing The City Administrator To

Approve Contracts Listed In Attachment A Funded By The Redevelopment Agency As

Authorized By 2005 Amendments To Oakland Municipal Code Chapter 2.04 (Purchasing

Ordinance) (05-0805)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79564

The following individual(s) spoke and did not indicate a position on this item:

- *Sanjiv Handa*

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[79564 CMS.pdf](#)

S-10.19CC

Subject: Mortgage Assistance Program Loans

From: Community And Economic Development Agency

Recommendation: Adopt The Following Pieces Of Legislation:

1) Adopt A Resolution Modifying The Mortgage Assistance Program Guidelines For First

Time Homebuyers To Increase The Maximum Loan Amount To \$75,000 (05-0827)

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 Abstained: 1 - Councilmember Brooks

ORA\Councilmember Ayes: 7 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Reid and Councilmember Chang

Resolution Number 79565

The following individual(s) spoke and did not indicate a position on this item:

- Hugh Bassette

[View Report.pdf,](#)

[79565 CMS.pdf](#)

2) An Agency Resolution Authorizing A Contribution Of \$1,000,000 In Low And Moderate

Income Housing Funds To The City Under The Cooperation Agreement To The Mortgage

Assistance Program For First Time Homebuyers For Fiscal Year 2005-2006 (05-0827-1)

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 Abstained: 1 - Councilmember Brooks

ORA\Councilmember Ayes: 7 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Reid and Councilmember Chang

Agency Resolution Number 2005-0063

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[2005-0063 CMS.pdf](#)

3) A Resolution Accepting \$1,000,000 In Low And Moderate Income Housing Funds From

The Redevelopment Agency Under The Cooperation Agreement And Appropriating Those

Funds To The Mortgage Assistance Program For First Time Homebuyers For Fiscal Year

2005-2006 (05-0827-2)

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 Abstained: 1 - Councilmember Brooks

ORA\Councilmember Ayes: 7 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Reid and Councilmember Chang

Resolution Number 79566

[View Report.pdf,](#)

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4) An Agency Resolution Authorizing A Contribution Of Up To \$1,000,000 In Low And

Moderate Income Funds To The City Under The Cooperation Agreement To Provide

Temporary Funding Under The City's Mortgage Assistance Program To Cure Defaults On

Senior Mortgages And Protect The City's Loans (05-0827-3)

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 Abstained: 1 - Councilmember Brooks

ORA\Councilmember Ayes: 7 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Reid and Councilmember Chang

Agency Resolution Number 2005-0064

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[2005-0064 CMS.pdf](#)

5) A Resolution Authorizing The Use Of Mortgage Assistance Program Funds To Cure

Defaults On Senior Loans To Protect The City's Loans, And Accepting Up To \$1,000,000 In

Low And Moderate Income Housing Funds From The Agency Under The Cooperation

Agreement For This Purpose (05-0827-4)

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 Abstained: 1 - Councilmember Brooks

ORA\Councilmember Ayes: 7 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Reid and Councilmember Chang

Resolution Number 79567

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[79567 CMS.pdf](#)

S-10.20-C

C

Subject: Mortgage Assistance Program Guidelines - Modification

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Modifying The Mortgage Assistance Program (MAP)

Guidelines For First-Time Homebuyers To Increase The Maximum Loan To Value

Requirement From The Current 97% To 100% (05-0759)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79568

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S-10.21-C

C

Subject: Free Parking For 2005 Holiday Season

From: Community And Economic Development Agency

Recommendation: Adopt A Resolution Authorizing Free Parking At Certain City-Owned

Parking Garages During The 2005 Holiday Season (05-0828)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79569

The following individual(s) spoke and did not indicate a position on this item:

- Sanjiv Handa

[View Report.pdf,](#)

[79569 CMS.pdf](#)

S-10.22CC

Subject: Oakland Convention And Visitors Bureau - Fiscal Review

From: Cultural Arts And Marketing Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And

Execute A Two-Year Professional Services Agreement With The Oakland Convention And

Visitors Bureau To Provide Visitor Marketing Services In An Amount Not To Exceed

\$650,000 For Fiscal Year 2005-2006 And \$650,000 For Fiscal Year 2006-2007 And Provide A

Financial Incentive Should Transient Occupancy Tax (TOT) Receipts Exceed Annual Budgeted

Revenues And OCVB Exceed Its Annual Cumulative Economic Value Benchmark (05-0736)

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 Abstained: 1 - Vice Mayor Brunner

ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember

Kernighan, Councilmember Quan, President of the Council De La Fuente,

Councilmember Brooks, Councilmember Reid and Councilmember Chang

Resolution Number 79570

The following individual(s) spoke and did not indicate a position on this item:

- Sanjiv Handa

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[79570 CMS.pdf](#)

S-10.23-C

C

Subject: Public Access Computer Hardware Upgrade Program

From: Oakland Public Library

Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The

City Of Oakland, To Apply For, Accept, And Appropriate A Grant In The Amount Of

\$147,000 From The Bill And Melinda Gates Foundation For The Public Access Computer

Hardware Upgrade Program For Calendar Years 2005 - 2008 (05-0788)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79571

The following individual(s) spoke and did not indicate a position on this item:

- *Sanjiv Handa*

[View Report.pdf,](#)

[79571 CMS.pdf](#)

S-10.24-C

C

Subject: Stocker Foundation Grant

From: Oakland Public Library

Recommendation: Adopt A Resolution Authorizing The City Administrator, On Behalf Of The

City Of Oakland, To Apply For, Accept, And Appropriate A Grant In The Amount Of \$55,000

From The Stocker Foundation For The Library's Summer Reading Program For Fiscal Year

2006 - 2007 (05-0793)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79572

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[79572 CMS.pdf](#)

S-10.25-C

C

Subject: George P. Scotlan Youth And Family Center - Agreement

From: Office Of Parks And Recreation

Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A

License Agreement Between The City Of Oakland And Alameda County Youth Development,

Inc./George P. Scotlan Youth And Family Center For A Three Year Term With Three

Consecutive Two-Year Options To Renew (05-0791)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79573

Contract Number 05-0187

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[View Supplemental Report.pdf,](#)

[79573 CMS.pdf](#)

S-10.26-C

C

Subject: Revising Resolution 79275

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing A Waiver Of The Local And Small Local

Business Enterprise Program Provisions Relative To A Professional Services Agreement With

Cross-Sector Solutions, LLC, Previously Approved By Resolution 79275 C.M.S., For

Consulting And Technical Services With The Police Department's Law Enforcement Response

To Human Trafficking Grant Program And The East Bay Task Force On Human Trafficking

(05-0817)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79574

Contract Number 05-0076

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[79574 CMS.pdf](#)

S-10.27-C

C

Subject: Patrol Canine Acquisition

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee

To Accept And Appropriate A Donation In The Amount Of Five Thousand Dollars (\$5,000)

From Milk-Bone Corporation To The Oakland Police Department For The Acquisition Of A

Patrol Canine, Valued At Approximately Four Thousand Eight Hundred Dollars (\$4,800), For

Use By The Police Department Canine Program, With Any Remaining Funds To Be Used To

Offset Handler Training Costs And The Purchase Of Supplemental Supplies And/Or Services

(05-0818)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79575

[View Report.pdf,](#)

[79575 CMS.pdf](#)

S-10.28-C

C

Subject: Police Dog Donation

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee

To Accept And Appropriate The Donation Of A Police Dog, Valued At Approximately Four

Thousand Eight Hundred Dollars (\$4,800), From Oakland Police Officer John Fukuda For Use

By The Police Department Canine Program (05-0819)

This Matter was Adopted on the Consent Agenda.

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79576

[View Report.pdf](#),

Passed The Consent Agenda

A motion was made by Councilmember Nadel, seconded by

Councilmember Chang, including all the preceding items marked as

having been adopted on the Consent Agenda. The motion carried by the

following vote:

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

11
An oral report from the Agency Counsel / City Attorney of final decisions made during

Closed Session

A motion was made by Councilmember Reid, seconded by Councilmember

Quan, to *Received and Filed. The motion carried by the following vote:

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

12

A disclosure of non-confidential Closed Session Discussion pursuant to Section 15 of the
Sunshine Ordinance

Agency/Councilmember Reid made a motion seconded by

Agency/Councilmember Quan 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: Brooks, Brunner, Chang,

Nadel, Reid, Quan, Kernighan and President of the Council De La Fuente -8

COMMENCING AT 7:00 P.M. OR AS SOON AS REASONABLY PRACTICAL

THEREAFTER:

13

Reconsideration of Ordinances pursuant to Charter Section 216

There was no action necessary for this item.

14. Consideration of items with statutory Public Hearing Requirements:

THERE WERE NO PUBLIC HEARINGS SCHEDULED FOR THIS EVENING

ACTION ON NON-CONSENT ITEMS:

15

Subject: Housing, Residential Rent And Relocation Board - Appointment

From: Office Of The Mayor

Recommendation: Adopt A Resolution Appointing Ricardo Hunter As A Member Of The

Housing, Residential Rent And Relocation Board (05-0874)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment**

Agency/City Council on 11/15/2005

The following individual(s) spoke and did not indicate a position on this item:

- *Sanjiv Handa*

[View Item.pdf](#)

16

Subject: Board Of Port Commissioners - Appointments

From: Office Of The Mayor

Recommendation: Adopt A Resolution Appointing Mark McClure And Re-appointing Anthony

Batarse, Jr. As Members Of The Board Of Port Commissioners (05-0875)

***Rescheduled to Concurrent Meeting of the Oakland Redevelopment**

Agency/City Council on 11/15/2005

The following individual(s) spoke and did not indicate a position on this item:

- *Sanjiv Handa*

[View Item.pdf](#)

S-17

Subject: Jackson Center Two - Agreement

From: Community And Economic Development Agency

Recommendation: Adopt An Agency Resolution Authorizing An Owner Participation

Agreement With Jackson Center Two, LLC, For The Development Of A Mixed-Use Project

With A Public Parking Garage At 235 12th Street In The Central District That Includes An

Agency Rebate Of The Net Property Tax Increment Generated By The Project (05-0790)

A motion was made by Councilmember Kernighan, seconded by

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

the following vote:

Votes:

ORA\Councilmember Abstained: 2 - Councilmember Quan and

Councilmember Brooks

ORA\Councilmember Ayes: 6 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, President of the Council De La Fuente,

Councilmember Reid and Councilmember Chang

Agency Resolution Number 2005-0065

Contract Number 05-0188

The following individual(s) spoke in favor of this item:

- Peter Wang

[View Report.pdf,](#)

[View Report.pdf,](#)

[2005-0065 CMS.pdf](#)

S-17.1

Subject: Jackson Center Two - Agreement

From: Office Of The City Auditor

Recommendation: Receive A Report On A Redevelopment Agency Resolution Authorizing An

Owner Participation Agreement With Jackson Center Two, LLC, For The Development Of A

Mixed-Use Project With A Public Parking Garage At 235 12th Street In The Central District

That Includes An Agency Rebate Of The Net Property Tax Increment Generated By The

Project (05-0790-CA)

***Received and Filed**

[View Report.pdf](#),

[View Report.pdf](#)

S-18

Subject: Oakland Fund For Children And Youth - Annual Evaluation

From: Department Of Human Services

Recommendation: Adopt A Resolution Adopting The Oakland Fund For Children And Youth

Final Evaluation Report For Fiscal Year 2004 - 2005 (05-0718)

A motion was made by Councilmember Brooks, seconded by

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

the following vote:

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79577

The following individual(s) spoke and did not indicate a position on this item:

- *Sanjiv Handa*

[View Report.pdf,](#)

[View Supplemental.pdf,](#)

[79577 CMS.pdf](#)

S-19

Subject: Oakland Fund For Children And Youth Strategic Plan

From: Department Of Human Services

Recommendation: Adopt A Resolution To Adopt The 2006 - 2010 Strategic Plan For The

Oakland Fund For Children And Youth (05-0719)

A motion was made by Councilmember Brooks, seconded by

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

the following vote:

Votes:

ORA\Councilmember Ayes: 8 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De

La Fuente, Councilmember Brooks, Councilmember Reid and Councilmember

Chang

Resolution Number 79578

The following individual(s) spoke and did not indicate a position on this item:

- Sanjiv Handa

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[79578 CMS.pdf](#)

Continuation of Open Forum

ADJOURNMENT OF COUNCIL SESSION

There being no further business, and upon the motion duly made, the

Agency/Council adjourned the meeting at 8:25 p.m.

NOTE:

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please contact the Office of the City Clerk. When possible, please notify the City Clerk 48

hours prior to the meeting so we can make reasonable arrangements to ensure accessibility.

Also, in compliance with Oakland's policy for people with environmental illness or multiple

chemical sensitivities, please refrain from wearing strongly scented products to meetings.

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City Clerk and Clerk of the Council