

# 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

## **\*Special Concurrent Meeting of the Redevelopment Agency**

### **and Finance and Management Committee**

***Hearing Room 1, 1 Frank H. Ogawa Plaza, Council Chambers, 3rd Floor***

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

**Tuesday, July 11, 2006**

**1:00 PM**

**Hearing Room One - 1st Floor**

#### **Roll Call / Call to Order**

Councilmember Present: 4 - Chair Quan, Member De La Fuente, Member Nadel

and Member Brunner

*The Oakland City Council Finance and Management Committee convened at*

*1:04 PM, with Vice Mayor Jean Quan presiding as Chairperson.*

1

Approval of the Draft Minutes from the Committee Meeting held on June 13, 2006

**A motion was made by Member Nadel, seconded by Chair Quan, to**

**\*Approve the Minutes. The motion carried by the following vote:**

#### **Votes:**

Councilmember Aye: Chair Quan, Member De La Fuente, Member Nadel and

Member Brunner

2

Determination of Schedule of Outstanding Committee Items

*There was no action necessary for this item*

3

Subject: Fiscal Year 2005-2006 Third Quarter Revenue

From: Budget Office

Recommendation: Adopt A Resolution Amending Resolution No. 79291 C.M.S. To Amend The

Second Year Of The 2005-2007 Biennial Budget As The Financial Plan For Conducting The

Affairs Of The City Of Oakland Based On Third Quarter Review Of Fiscal Year 2005-2006

Revenues And Expenditures (06-0309)

**A motion was made by Member Nadel, seconded by Member Brunner, that**

**this matter be \*Approve the Recommendation of Staff, and Forward to the**

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

**due back on July 18, 2006 as a Non-Consent item. The motion carried by**

**the following vote:**

**Votes:**

Councilmember No: Member De La Fuente

Councilmember Aye: Chair Quan, Member Nadel and Member Brunner

*The Committee amended the resolution to reflect the following disbursement of*

*the general purpose fund: The Priority Projects Funding for the Mayor will be*

*split 50/50 between Mayor Brown and Mayor elect Dellums; The Capital*

*Reserve will be split, 50% will go into a Reserve fund and 50% will be*

*designated for tree maintenance.*

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

*- Sanjiv Handa*

[View Report.pdf,](#)

[View Supplemental.pdf,](#)

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Subject: 2006 Summer Recess

From: Office Of The City Administrator

Recommendation: Adopt A The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing The Agency Administrator To Take Action On

Procurement Of The Following Professional Services Contracts Exceeding \$300,000 During The

Agency's 2006 Summer Recess:



a) Agency Resolution Authorizing The Amendment Of Professional Service Contracts Of Burns

& Watry And Keyser Marston Associates From \$53,500 Each To An Amount Not To Exceed

\$153,500 Each For Preparation Of Various Legally Required Redevelopment Documents

Necessary To Support The Merger And Plan Amendments Of The Oak Knoll And Central City

East Project Areas

b) Agency Resolution Amending Resolution No. 2005-0051, Which Authorized The Preparation

Of Fiscal Merger Amendments To The Central City East Redevelopment Plan And The Oak

Knoll Redevelopment Plan, To Authorize The Preparation Of Further Redevelopment Plan

Amendments Increasing The Oak Knoll Tax Increment Limit And Merging The Affordable

Housing Production Requirements For The Oak Knoll And Central City East Project Areas; And

(06-0587)

**A motion was made by Member Nadel, seconded by Member De La**

**Fuente, that this matter be \*Approve as Amended the Recommendation of**

**Staff, and Forward to the Concurrent Meeting of the Oakland**

**Redevelopment Agency / City Council, due back on July 18, 2006 as a**

**Non-Consent item. The motion carried by the following vote:**

**Votes:**

Councilmember No: Member Brunner

Councilmember Aye: Chair Quan, Member De La Fuente and Member Nadel

*The Committee approved the recommendations with the caveat that there would*

*be further discussion of item D (ADA programs) above at Council.*

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

*- Sanjiv Handa*

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[View Supplemental.pdf,](#)

[2006-0061 CMS.pdf](#)

2) A Resolution Authorizing The City Administrator To Take Action On Procurement Of The



Following Supplies And Services Exceeding \$500,000 And Professional Services Contracts

Exceeding \$300,000 During The Agency/Council 2006 Summer Recess:



a) Resolution Authorizing Award Of A Construction Contract To The Lowest Responsible

Bidder For The Construction Of Slope Stabilization Piers And Drainage Improvements Behind

Castle Drive (Project No C282850) For An Amount Not To Exceed \$800,000.00



b) Resolution Authorizing Award Of A Construction Contract To The Lowest Responsible



Bidder For The Construction Of A Relief Sanitary Sewer Along Lakeshore Avenue Between

Mandana Boulevard And Walavista Avenue (Project No. C261010) For An Amount Not To

Exceed \$1,500,000.00



c) Resolution Authorizing Award Of A Construction Contract To The Lowest Responsible

Bidder For Miscellaneous General Construction Work, Including All Construction Trades

Normally Performed By A Licensed General Contractor For A One Year Term And For A Not

To Exceed Amount Of \$1,319,952.00, Based On The Contract Unit Prices And Authorized The



City Administrator To Extend The Contract For One Additional Year With The Same Terms And

Conditions



d) Resolution Authorizing The City Administrator, Or Her Designee, To Increase The Scope And

Amount Of The Citywide Sidewalk Condition / ADA Survey Contract With TranSystems

Corporation, Formally Known As Concept Marine Associates Incorporated, By \$238,250,

Making The Not-To-Exceed Contract Amount \$1,208,250, For Additional Public Right Of Way

Data Collection Services And Development Of The Federally-Mandated City Of Oakland ADA



## Public Right Of Way Transition Plan



e) Resolutions Authorizing The City Administrator, On Behalf Of The City Of Oakland, To

Execute A Grant Agreement With Dolores Collins In An Amount Not To Exceed \$74,820;

Vanessa Bulnes In An Amount Not To Exceed \$62,350; Valerie Hamilton And Rosalyn Penelton

In Amounts Not To Exceed \$58,050 Each; Melony Wyatt-Moore In An Amount Not To Exceed

\$53,750; Regina Benoit And Jontankia Stroud In Amounts Not To Exceed \$34,830 Each; And

Ilnsdra Jordan In An Amount Not To Exceed \$32,250 To Provide Child Care Services To The



Head Start Program; And Authorize The City Administrator To Extend Grant Funding Of Each

Grant Agreement For One Additional Year In An Additional Amount Not To Exceed \$408,930



f) Resolution Authorizing The City Administrator, On Behalf Of The City Of Oakland, To Apply

For, Accept And Appropriate The Child Care Food Program (CCFP) Grant From The California

Department Of Education In An Estimated Amount Of \$375,000 To Provide Funding For

Nutritious Meals For The City Of Oakland's Head Start Program For Program Year 2006-2007

(06-0587-1)

**A motion was made by Member Nadel, seconded by Member De La**

**Fuente, that this matter be \*Approve as Amended the Recommendation of**

**Staff, and Forward to the Concurrent Meeting of the Oakland**



**Redevelopment Agency / City Council, due back on July 18, 2006 as a**

**Non-Consent item. The motion carried by the following vote:**

**Votes:**

Councilmember No: Member Brunner

Councilmember Aye: Chair Quan, Member De La Fuente and Member Nadel

*The Committee approved the recommendations with the caveat that there would*

*be further discussion of item D (ADA programs) above at Council.*

[80090 CMS.pdf](#)

*The Roll Call was modified to note Councilmember Brunner absent at 3:10 PM.*

5

Subject: Deputy Director Of Police

From: Finance And Management Agency

Recommendation: Adopt A Resolution Recommending To The Civil Service Board That The

Classification Of Deputy Director Of Police (Non-Sworn) Be Exempted From The Operation Of

The Civil Service (06-0590)

**A motion was made by Member De La Fuente, seconded by Member**

**Nadel, that this matter be \*Approve as Amended the Recommendation of**

**Staff, and Forward to the Concurrent Meeting of the Oakland**

**Redevelopment Agency / City Council, due back on July 18, 2006 as a**

**Consent Calendar item. The motion carried by the following vote:**

**Votes:**

Councilmember Absent: Member Brunner

Councilmember Aye: Chair Quan, Member De La Fuente and Member Nadel

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

*- Sanjiv Handa*

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[80038 CMS.pdf](#)

*The Roll Call was modified to note Councilmember Brunner present at 3:15*

*PM.*

6

Subject: Public Financial Management OPOA Negotiations Contract

From: Finance And Management Agency

Recommendation: Adopt A Resolution To Amend The Public Financial Management-OPOA

Negotiations Contract By \$100,100 For A Total Contract Amount Not To Exceed \$250,000 For

Costing Proposals Regarding The Expiring Memorandum Of Understanding Between The City

Of Oakland And The Oakland Police Officers' Association And Extend The Contract From June

30, 2006 To June 30, 2007 (06-0594)

**A motion was made by Member Nadel, seconded by Member Brunner, that**

**this matter be \*Approve as Amended the Recommendation of Staff, and**

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

**Agency / City Council, due back on July 18, 2006 as a Consent Calendar**

**item. The motion carried by the following vote:**

**Votes:**

Councilmember No: Member De La Fuente

Councilmember Aye: Chair Quan, Member Nadel and Member Brunner

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

*- Sanjiv Handa*

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7

Subject: Public Law Group Negotiations OPOA Contract

From: Finance And Management Agency

Recommendation: Adopt A Resolution To Amend The Public Law Group-OPOA Negotiations

Contract By \$150,100 For A Total Contract Amount Not To Exceed \$300,000 For Negotiating

The Expiring Memorandum Of Understanding Between The City Of Oakland And The Oakland

Police Officers' Association And Extend The Contract From June 30, 2006 To June 30, 2007

(06-0595)

**A motion was made by Member Nadel, seconded by Member Brunner, that**

**this matter be \*Approve as Amended the Recommendation of Staff, and**

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

**Agency / City Council, due back on July 18, 2006 as a Consent Calendar**

**item. The motion carried by the following vote:**

**Votes:**

Councilmember Aye: Chair Quan, Member De La Fuente, Member Nadel and

Member Brunner

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

- *Sanjiv Handa*

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8

Subject: City Council Expenses

From: Finance And Management Agency

Recommendation: Discussion and Action On A Report On The Use of City Council Personnel

Appropriated Budget For Non-Personnel Expenditures And Conditions For Grants To Non-City

Entities (TITLE CHANGE) (06-0434)

**A motion was made by Member De La Fuente, seconded by Member**

**Nadel, that this matter be Accepted and forwarded to the Concurrent**

**Meeting of the Oakland Redevelopment Agency / City Council, due back**

**on July 18, 2006 as a Non-Consent item. The motion carried by the**

**following vote:**

**Votes:**

Councilmember Aye: Chair Quan, Member De La Fuente, Member Nadel and  
Member Brunner

*The Committee concurred with the opinion provided by the City Attorney*

*regarding grants to outside entities and will continue this discussion at*

*committee in the Fall.*

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

- Sanjiv Handa

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

*DUE TO THE PRESENCE OF COUNCILMEMBER KERNIGHAN, A*

*QUORUM OF THE CITY COUNCIL WAS NOTED, AND A MOTION WAS*

*MADE AND SECONDED TO ADJOURN THE MEETING OF THE FINANCE*

*AND MANAGEMENT COMMITTEE, AND TO CONVENE AS A SPECIAL*

*MEETING OF THE FULL COUNCIL AT 3:42 PM*



From: Councilmember Kernighan

Recommendation: Receive An Informational Report On The Status Of The Implementation Of

The Equal Access Ordinance And Recommendations For Improving Language Access To City

Services For Oakland's Diverse Population (06-0203)

**A motion was made by Member De La Fuente, seconded by Chair Quan,**

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

**following vote:**

**Votes:**

Councilmember Aye: Chair Quan, Member De La Fuente, Member Nadel and

Member Brunner

*The Committee directed staff to include the following information in the Fall*

*quarterly report: 1) Clear timelines for concrete recommendations; 2) Hiring*

*goals for bi-lingual employees; 3) A list defining public contact positions; 4)*

*Deadline for departmental compliance plans; and 5) Boiler plate language for*

*job announcements to recruit bi-lingual employees. The Committee also*

*requested that someone from the City Administrator's office sit on the Equal*

*Access Task Force to ensure that the task force recommendations are moved*

*forward.*

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

- *Willie Nguyen*

- *Lilia Pena*

- *Timothy Griffiths*

- *Martin Curiel*



- *Luz Buitrago*

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

*- Sanjiv Handa*

- *Wai Fong*

- *Linda Okahara*

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*THE SPECIAL MEETING OF THE CITY COUNCIL ADJOURNED AT THIS*

*TIME AND RECONVENED AS THE FINANCE AND MANAGEMENT*

*COMMITTEE*

10

Subject: Debt Management And Swap Policy For Fiscal Year 2006-2007

From: Finance And Management Agency

Recommendation: Adopt The Following Pieces of Legislation:

1) A Resolution Adopting The City Of Oakland's Debt Management Policy And Swap Policy For

Fiscal Year 2006-2007; And (06-0496)

**A motion was made by Member De La Fuente, seconded by Member**

**Nadel, that this matter be \*Approve as Amended the Recommendation of**

**Staff, and Forward to the Concurrent Meeting of the Oakland**

**Redevelopment Agency / City Council, due back on July 18, 2006 as a**

**Consent Calendar item. The motion carried by the following vote:**

**Votes:**

Councilmember Aye: Chair Quan, Member De La Fuente, Member Nadel and  
Member Brunner

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2) An Agency Resolution Adopting The Oakland Redevelopment Agency's Debt Management  
Policy And Swap Policy For Fiscal Year 2006-2007 (06-0496-1)

**A motion was made by Member De La Fuente, seconded by Member**

**Nadel, that this matter be \*Approve as Amended the Recommendation of**

**Staff, and Forward to the Concurrent Meeting of the Oakland**

**Redevelopment Agency / City Council, due back on July 18, 2006 as a**

**Consent Calendar item.**

**The motion carried by the following vote:**

**Votes:**

Councilmember Aye: Chair Quan, Member De La Fuente, Member Nadel and

Member Brunner

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[2006-0054 CMS.pdf](#)

11

Subject: Off Street Parking Facilities Management

From: Public Works Agency

Recommendation: Adopt A Resolution Rejecting All Proposals For The Management Of Thirteen

(13) City Of Oakland Off-Street Parking Facilities, And To Issue A New Request For Proposal

(RFP) For Operation And Management Of The City's Off-Street Parking Facilities (06-0509)

**A motion was made by Member Nadel, seconded by Member De La**

**Fuente, that this matter be \*Approve as Amended the Recommendation of**

**Staff, and Forward to the Concurrent Meeting of the Oakland**

**Redevelopment Agency / City Council, due back on July 18, 2006 as a**

**Consent Calendar item. The motion carried by the following vote:**

**Votes:**

Councilmember Aye: Chair Quan, Member De La Fuente, Member Nadel and

Member Brunner

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

- *Sanjiv Handa*

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*The Roll Call was modified to note Councilmember Brunner absent at 4 PM.*

12

Subject: Dangerous And Insanitary Building Sewers

From: Public Works Agency

Recommendations: Adopt A Resolution Confirming The Report Of Assessment For The

Abatement Of Dangerous And Insanitary Building Sewer Conditions Throughout The City Of

Oakland (06-0523)

**A motion was made by Member Nadel, seconded by Member De La**

**Fuente, that this matter be \*Approve as Amended the Recommendation of**

**Staff, and Forward to the Concurrent Meeting of the Oakland**

**Redevelopment Agency / City Council, due back on July 18, 2006 as a**

**Consent Calendar item.**



**The motion carried by the following vote:**

**Votes:**

Councilmember Absent: Member Brunner

Councilmember Aye: Chair Quan, Member De La Fuente and Member Nadel

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13

Subject: Raiders Ticket Surcharge

From: Office Of The City Administrator

Recommendation: Adopt A Resolution Decreasing Estimated Revenue And Offsetting

Appropriation From The 2005 Raiders Ticket Surcharge And Authorizing A Transfer Of

\$152,624.26 From The Non-Departmental Citywide Activities To The Office Of Parks And

Recreation To Benefit Citywide Youth Activities (06-0525)

**A motion was made by Member De La Fuente, seconded by Member**

**Nadel, that this matter be \*Approve as Amended the Recommendation of**

**Staff, and Forward to the Concurrent Meeting of the Oakland**

**Redevelopment Agency / City Council, due back on July 18, 2006 as a**

**Consent Calendar item.**

**The motion carried by the following vote:**

**Votes:**

Councilmember Absent: Member Brunner

Councilmember Aye: Chair Quan, Member De La Fuente and Member Nadel

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

*- Sanjiv Handa*

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*The Roll Call was modified to note Councilmember Brunner present at 4:05*

*PM.*

14

Subject: Automotive Fleet Usage

From: Public Works Agency

Recommendation: Receive An Informational Report On Fleet Usage, Expansion Of The City's

Automotive Pool, And Commute Options (06-0559)

**A motion was made by Member De La Fuente, seconded by Member**

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

**following vote:**

**Votes:**

Councilmember Absent: Member Brunner

Councilmember Aye: Chair Quan, Member De La Fuente and Member Nadel

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

*- Sanjiv Handa*

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15

Subject: Progressive Solutions Contract

From: Finance And Management Agency

Recommendation: Adopt A Resolution Authorizing The City Administrator To Waive

Competitive Bidding And Enter Into A Negotiated Contract With Progressive Solutions, Inc. For

An Automated Local Tax System And Maintenance And Support Services For A Period Of

Three Years In An Amount Not To Exceed Six Hundred Seventeen Thousand Dollars

(\$617,000.00) (06-0586)

**\*Approve as Amended the Recommendation of Staff, and Forward to**

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

**on 7/18/2006**

*The Committee amended the resolution to include language that guarantees*

*that the City will not be paying for a service that does not work.*

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*Item 16 was taken out of order.*

*DUE TO THE PRESENCE OF COUNCILMEMBER CHANG, A QUORUM*

*OF THE CITY COUNCIL WAS NOTED, AND A MOTION WAS MADE AND*

*SECONDED TO ADJOURN THE MEETING OF THE FINANCE AND*

*MANAGEMENT COMMITTEE, AND TO CONVENE AS A SPECIAL*

*MEETING OF THE FULL COUNCIL AT 1:50 PM*

Subject: Transient Occupancy Tax-Zoo, Museum And Space And Science Center

From: Vice Mayor Quan And Councilmembers Chang And Reid

Recommendation: Adopt A Resolution Submitting, On The Council's Own Motion, To The

Electors At The November 7, 2006 Election, A Proposed Ordinance Amending The Oakland

Municipal Code In Order To Provide For A Two Percent Surcharge To The City's Transient

Occupancy Tax (Hotel Tax) To Support The Oakland Zoo, Oakland Museum Of California,

Chabot Space And Science Center And The Cultural/Funding Grants Program For Free Or Low

Cost Performing Arts Programs (06-0599)

**A motion was made by Member Nadel, seconded by Chair Quan, that this**

**matter be \*Approve as Amended the Recommendation of Staff, and**

**Forward to the \*Rules & Legislation Committee. The motion failed by the**

**following vote:**

**Votes:**

Councilmember No: Member De La Fuente and Member Nadel

Councilmember Aye: Chair Quan and Member Brunner

*A motion was made by Councilmember Brunner seconded by Councilmember*

*Quan to forward the item without Section "E" of the Resolution. The motion*

*failed.*



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

- *Cindy Margulis*

- *Jasmin Tuan*

- *Gibor Basri*

- *Lance Gyorfi*

- *Alex Barnett*

- *Roger Brett*

- *Dick Spees*

*The following individual(s) spoke against this item:*

*- Scott Peterson*

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

- *Sanjiv Handa*

- *Lori Fogarty*

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*THE SPECIAL MEETING OF THE CITY COUNCIL ADJOURNED AT THIS*

*TIME AND RECONVENED AS THE FINANCE AND MANAGEMENT*

*COMMITTEE*

17

Subject: Emergency Response And Permanent Storm Mitigation Measures

From: Public Works Agency

Recommendation; Adopt A Resolution Appropriating \$6,094,763.00 In City Funds For

Emergency Response And Permanent Storm Mitigation Measures And Authorizing The City

Administrator To Accept Funds From State And Federal Agencies For Emergency And

Permanent Storm Mitigation Measures And Support Activities For The Periods From December

17, 2005 To January 3, 2006 And From March 29, 2006 To April 16, 2006 With FEMA And

FHWA Reimbursement For Costs Deemed Eligible, Waiving The City's Competitive Bid And

RFP/RFQ Processes And Authorizing The City Administrator To Award Emergency Contracts

For All Permanent Repairs Through An Informal Bid, Solicitation Or Negotiation Process, If

Necessary Without Return To Council (06-0607)

**A motion was made by Member De La Fuente, seconded by Member**

**Nadel, that this matter be \*Approve the Recommendation of Staff, and**

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

**Agency / City Council, due back on July 18, 2006 as a Consent Calendar**

**item. The motion carried by the following vote:**

**Votes:**

Councilmember Absent: Member Brunner

Councilmember Aye: Chair Quan, Member De La Fuente and Member Nadel

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

- *Sanjiv Handa*

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18

Subject: Office Of The City Auditor - Position Funding

From: Office Of The City Administrator

Recommendation: Action On A Report On The Office Of The City Auditor (06-0611)

**A motion was made by Member Brunner, seconded by Member De La**

**Fuente, that this matter be \*Approve the Recommendation of Staff, and**

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

**Agency / City Council, due back on July 18, 2006 as a Consent Calendar**

**item. The motion carried by the following vote:**

**Votes:**

Councilmember Aye: Chair Quan, Member De La Fuente, Member Nadel and  
Member Brunner

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

- Sanjiv Handa

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**Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)**

*The following individual(s) spoke under Open Forum:*

- Sanjiv Handa

**Adjournment**

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

*City Council Finance and Management Committee adjourned the meeting at*

*4:30 PM*

\*

In the event of a quorum of the City Council participates on this Committee, the meeting is

noticed as a Special Meeting of the City Council; however no final City Council action can

be taken.

NOTE:

Americans With Disabilities Act

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

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

prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in

compliance with Oakland's policy for people with environmental illness or multiple chemical

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

Office of the City Clerk - Agenda Management Unit

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*City Clerk and Clerk of the Council*