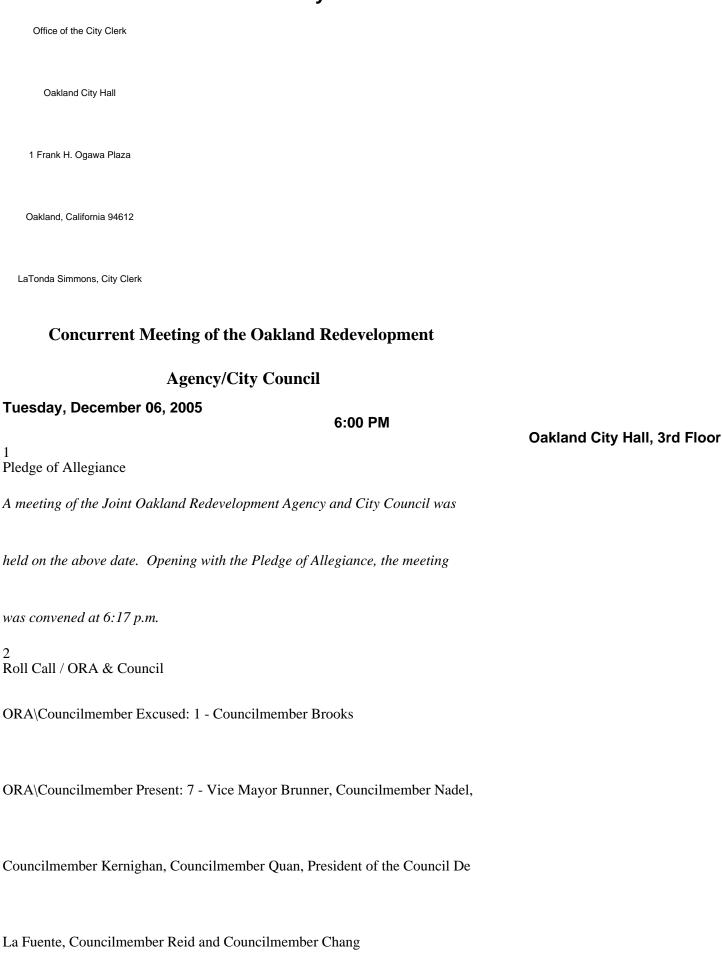
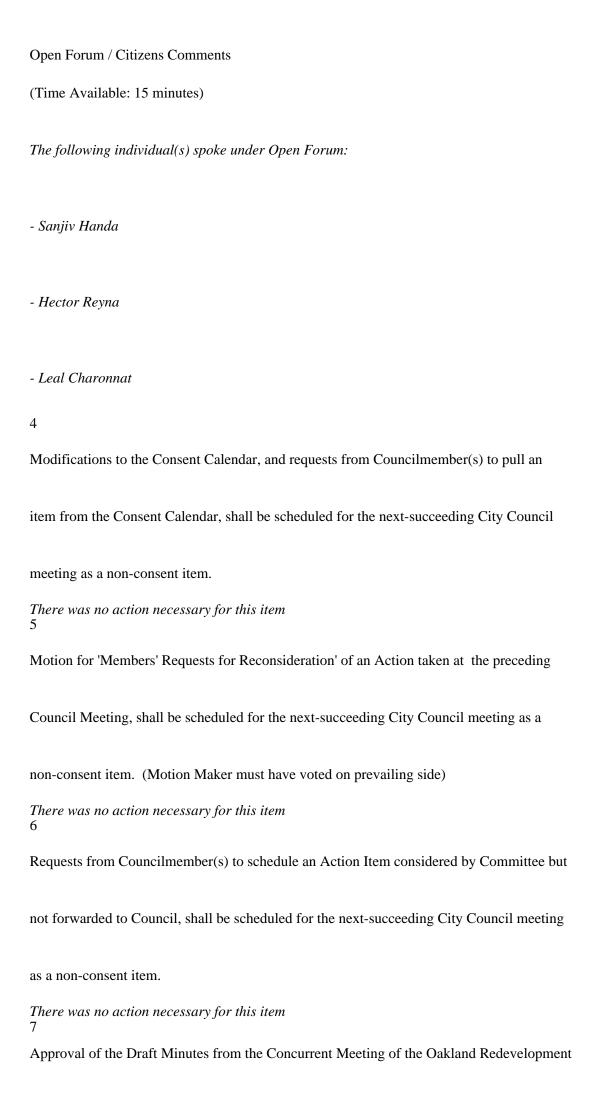
Meeting Minutes City of Oakland





A motion was made by Councilmember Reid, seconded by Councilmember Chang, to *Approve the Minutes. The motion carried by the following vote: Votes: ORA\Councilmember Excused: 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 **8. PRESENTATION OF CEREMONIAL MATTERS** 8.1 Dolores R. Serapio - Dedicated Service From: Community And Economic Development Agency Recommendation: Adopt A Resolution Commending Dolores R. Serapio For 31 Years Of Devoted And Dedicated Service And Congratulating Her On Her Retirement From The City Of

Agency/City Council held on November 15, 2005

Oakland (05-0900)

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 Excused: 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
View Report.pdf 8.2
Subject: Rhita Wilson - Dedicated Service
From: Vice Mayor Brunner
Recommendation: Adopt A Resolution Commending Rhita Wilson For Her Many Years Of
Devoted And Dedicated Service And Congratulating Her On Her Retirement From The City Of
Oakland (05-0941)

A motion was made by Vice Mayor 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 - Vice Mayor Brunner, Councilmember Nadel,
Councilmember Kernighan, Councilmember Quan, President of the Council De
La Fuente, Councilmember Reid and Councilmember Chang
View Report.pdf,
79604 CMS.pdf
8.3
Subject: California Revels
From: Councilmember Nadel
Recommendation: Adopt A Resolution Congratulating California Revels For Twenty Years Of
Community Performances In Oakland, Celebrating The Winter Solstice And Honoring Diverse
Cultures Throughout The World (05-0946)

A motion was made by Councilmember Nadel, seconded by

carried by the following vote: Votes: ORA\Councilmember Excused: 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 View Report.pdf, 79605 CMS.pdf 9. COUNCIL ACKNOWLEDGEMENTS / ANNOUNCEMENTS Agency/Councilmember Reid took a point of personal privilege and requested that the meeting be adjourned in memory of Doug Murphy and Elliott Nobles. 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 Crisis

Councilmember Kernighan, that this matter be Adopted. The motion

This Matter was Adopted on the Consent Agenda. Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Absent: 2 - Vice Mayor Brunner and Councilmember
Quan
ORA\Councilmember Ayes: 5 - Councilmember Nadel, Councilmember
Kernighan, President of the Council De La Fuente, Councilmember Reid and
Councilmember Chang
View Report.pdf,
79606 CMS.pdf 10.2-CC
Subject: Medical Cannabis Health Emergency

With Regard To The AIDS Epidemic (05-0955)

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 (05-0956)
This Matter was Adopted on the Consent Agenda. Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Absent: 2 - Vice Mayor Brunner and Councilmember
Quan
ORA\Councilmember Ayes: 5 - Councilmember Nadel, Councilmember
Kernighan, President of the Council De La Fuente, Councilmember Reid and

Councilmember Chang
View Report.pdf,
79607 CMS.pdf
10.3-CC
Subject: Mateo Mira - Settlement
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Claim Of Mateo Mira, In The Amount Of Seven Thousand Six
Hundred Dollars and No Cents (\$7,600.00), As A Result Of Property And Bodily Injury
Damages Sustained In An Automobile Collision With A City Vehicle (Finance Management

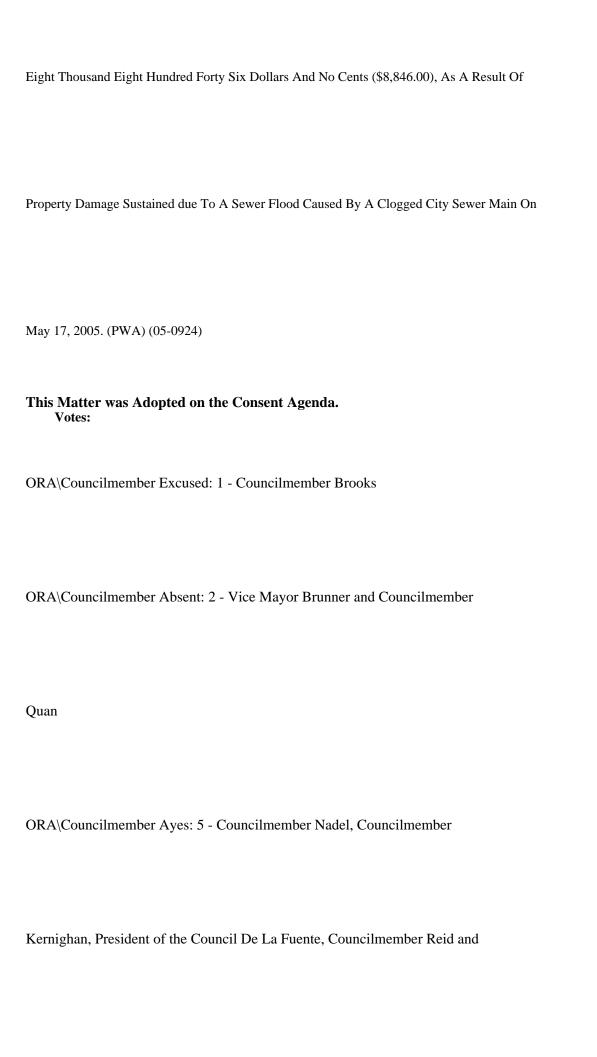
This Matter was Adopted on the Consent Agenda. Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Absent: 2 - Vice Mayor Brunner and Councilmember
Quan
ORA\Councilmember Ayes: 5 - Councilmember Nadel, Councilmember
Kernighan, President of the Council De La Fuente, Councilmember Reid and
Councilmember Chang
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79608 CMS.pdf 10.4-CC

Subject: Jeanette Grier - Settlement

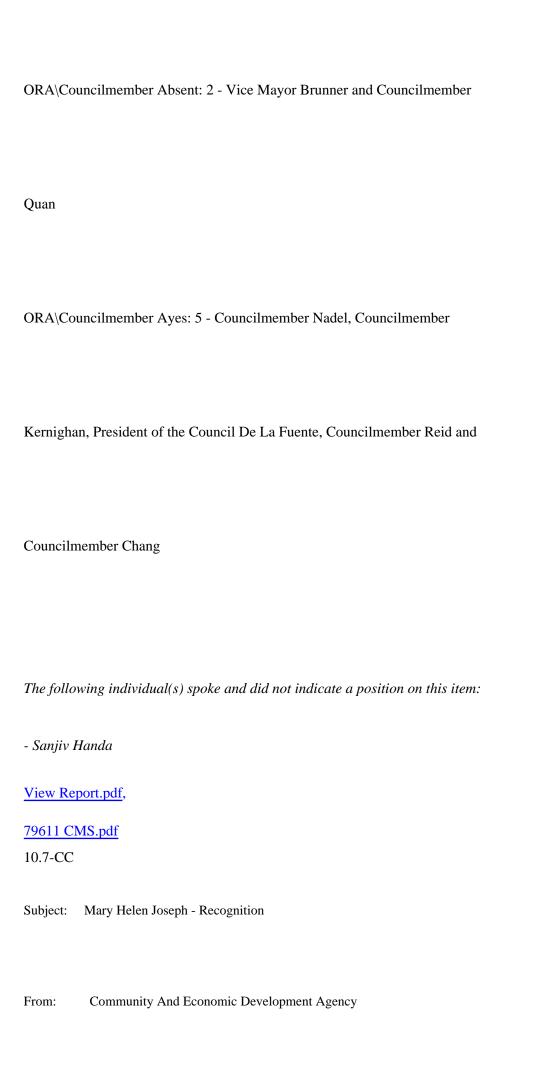
Agency) (05-0922)

From: Office Of The City Attorney	
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To	
Compromise And Settle The Claim Of Jeanette Grier, In The Amount Of Five Thousand Fo	our
Hundred Fifty Dollars And No Cents (\$5,450.00), As A Result Of Damage To Her Sanitary	7
Sewer Lateral Caused By Tree Roots From A City Tree On March 2, 2005 (PWA) (05-092)	3)
This Matter was Adopted on the Consent Agenda. Votes:	
ORA\Councilmember Excused: 1 - Councilmember Brooks	
ORA\Councilmember Absent: 2 - Vice Mayor Brunner and Councilmember	
Quan	
ORA\Councilmember Ayes: 5 - Councilmember Nadel, Councilmember	

Kernighan, 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
View Report.pdf,
79609 CMS.pdf
10.5-CC
Subject: Shem Coward and Jennifer Coward
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Claim Of Shem Coward And Jennifer Coward, In The Amount Of



Councilmember Chang
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
View Report.pdf,
79610 CMS.pdf 10.6-CC
10.0-66
Subject: Ofelia De Guzman - Recognition
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Commending Ofelia De Guzman For 18 Years Of
Devoted And Dedicated Service And Congratulating Her On Her Retirement From The City Of
Oakland (05-0916)
This Matter was Adopted on the Consent Agenda. Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks

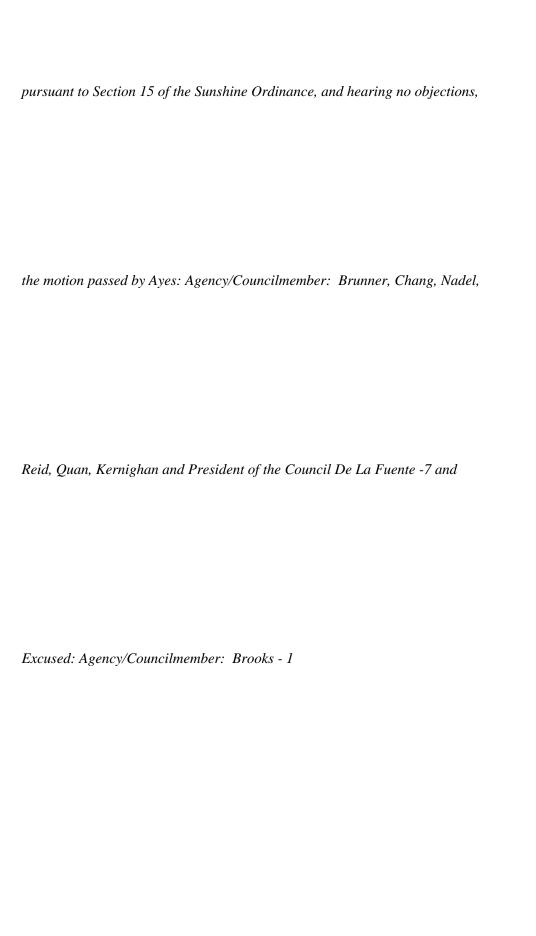


Recommendation: Adopt A Resolution Commending Mary Helen Joseph For 16 Years Of
Devoted And Dedicated Service And Congratulating Her On Her Retirement From The City Of
Oakland (05-0915)
This Matter was Adopted on the Consent Agenda. Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Absent: 2 - Vice Mayor Brunner and Councilmember
Quan
ORA\Councilmember Ayes: 5 - Councilmember Nadel, Councilmember
Kernighan, 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
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<u>79612 CMS.pdf</u>
Passed The Consent Agenda
A motion was made by Councilmember Chang, seconded by
Councilmember Reid, including all the preceding items marked as having
been adopted on the Consent Agenda. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Absent: 2 - Vice Mayor Brunner and Councilmember
Quan
ORA\Councilmember Ayes: 5 - Councilmember Nadel, Councilmember

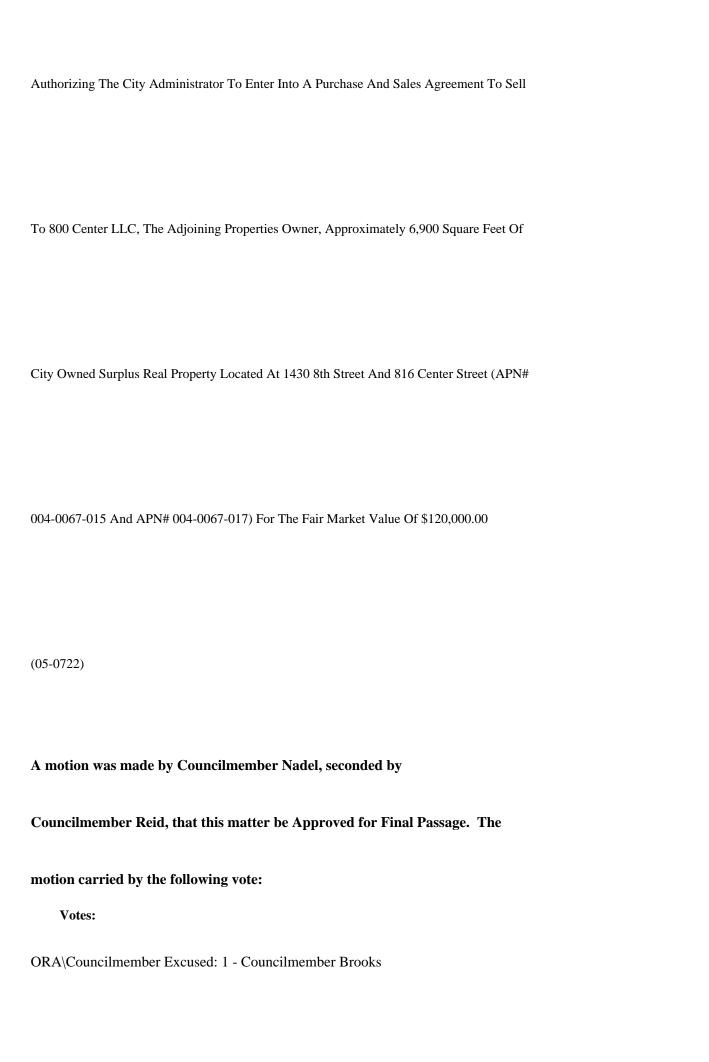
Kernighan, President of the Council De La Fuente, Councilmember Reid and
Councilmember Chang
11 An oral report from the Agency Counsel / City Attorney of final decisions made during
Closed Session
A motion was made by Councilmember Chang, seconded by
Councilmember Reid, to *Received and Filed. The motion carried by the
following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Absent: 1 - Vice Mayor Brunner
ORA\Councilmember Ayes: 6 - Councilmember Nadel, Councilmember
Kernighan, Councilmember Quan, President of the Council De La Fuente,
Councilmember Reid and Councilmember Chang

There were 3 final actions reported out from Closed Session. Please review
attachment "A".
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
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 Chang confirming that there were no discussions



Upon completion of the Consent Calendar the Clerk noted the time was 6:53
P.M. and Council recessed prior to hearing the Non-consent portion of the
agenda.
COMMENCING AT 7:00 P.M. OR AS SOON AS REASONABLY PRACTICAL
THEREAFTER: The ORA/City Council resumed at 7:05 P.M. 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: 14.1
Subject: Tree Appeal - 436 Oakland Avenue
From: Public Works Agency

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution
Denying The Appeal Filed By Neil Kaplan Against The Decision Of The Public Works Agency
Approving The Issuance Of Tree Removal Permit DRO5-073 For 436 Oakland Avenue
(05-0637)
View Report.pdf ACTION ON NON-CONSENT ITEMS: 15
Subject: 800 Center LLC - Purchase And Sales Agreement
From: Community And Economic Development Agency
Recommendation: Approve The Final Passage (Second Reading) Of A City Ordinance



Ol	RA\Councilmember Ayes: 7 - Vice Mayor Brunner, Councilmember Nadel,
Co	ouncilmember Kernighan, Councilmember Quan, President of the Council De
La	Fuente, Councilmember Reid and Councilmember Chang
Vi	ew Report.pdf,
	712 CMS.pdf 15.1
Su	bject: Status Report On Katrina Evacuees
Fr	om: Councilmember Brooks
Re	commendation: Receive A Status Report On Katrina Evacuees And City Of Oakland
As	sistance Efforts; Recommendations For City Action To Provide Continued Relief From This
Cr	isis (05-0964)
A	motion was made by Councilmember Nadel, seconded by Vice Mayor
Bı	runner, that this matter be *Received and Filed. The motion carried by
th	e following vote:
	Votes:
Ol	RA\Councilmember Excused: 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/Councilmember Reid made a motion seconded by
Agency/Councilmember Quan to approve an urgency finding pursuant to













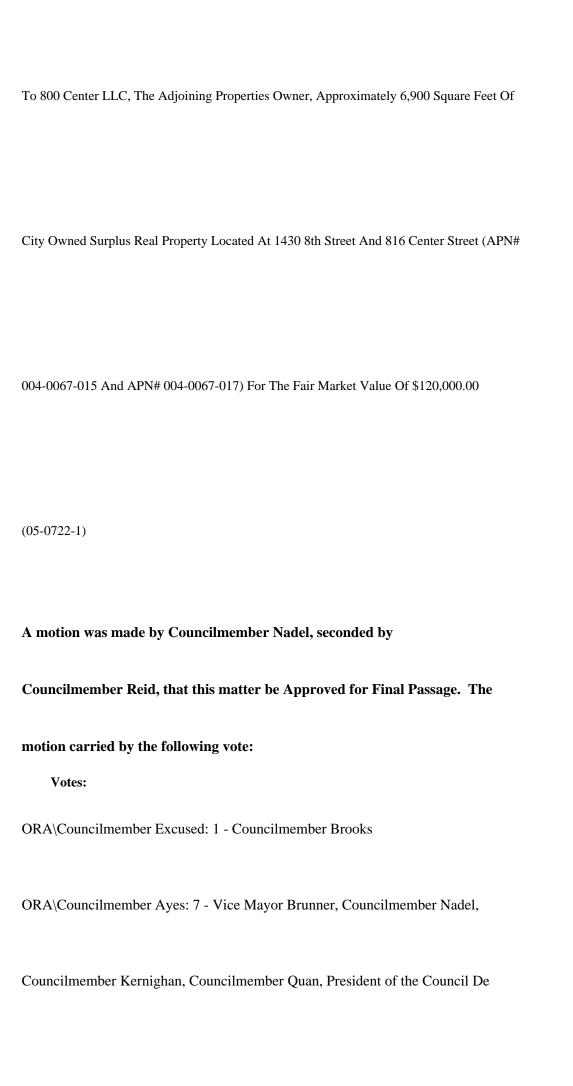
- CC Campbell Rock

- Lori Nairne

- Millie Burns

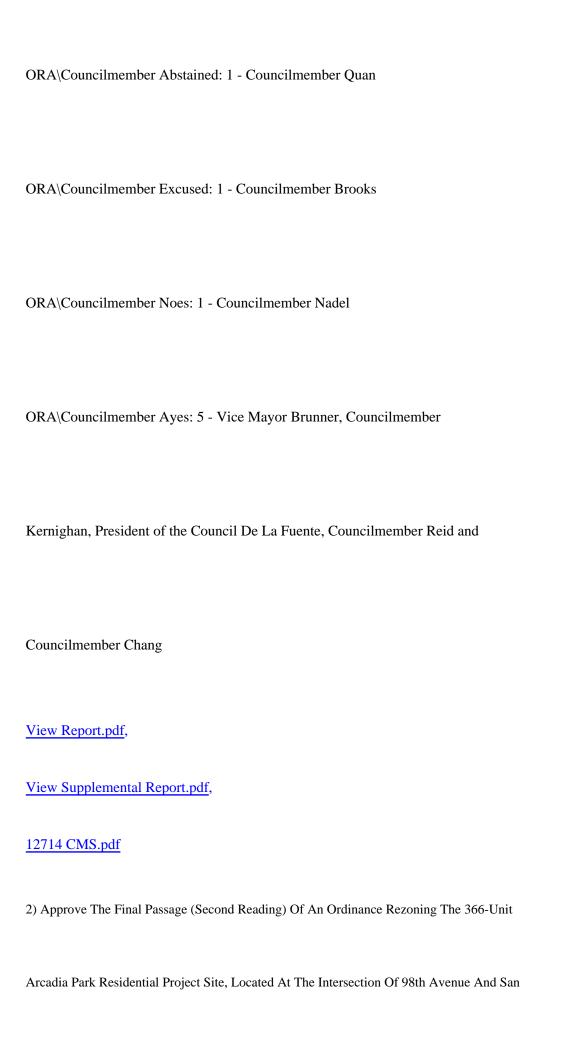
- Tre' Riddle

- Sanjiv Handa
View Report.pdf,
<u>View Report.pdf</u> 16
Subject: 800 Center LLC - Purchase And Sales Agreement
From: Community And Economic Development Agency
Recommendation: Approve The Final Passage (Second Reading) Of A City Ordinance
Authorizing The City Administrator To Enter Into A Purchase And Sales Agreement To Sell



La Fuente, Councilmember Reid and Councilmember Chang
View Report.pdf,
View Report.pdf,
<u>12713 CMS.pdf</u>
17
Subject: Arcadia Park Residential Project
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

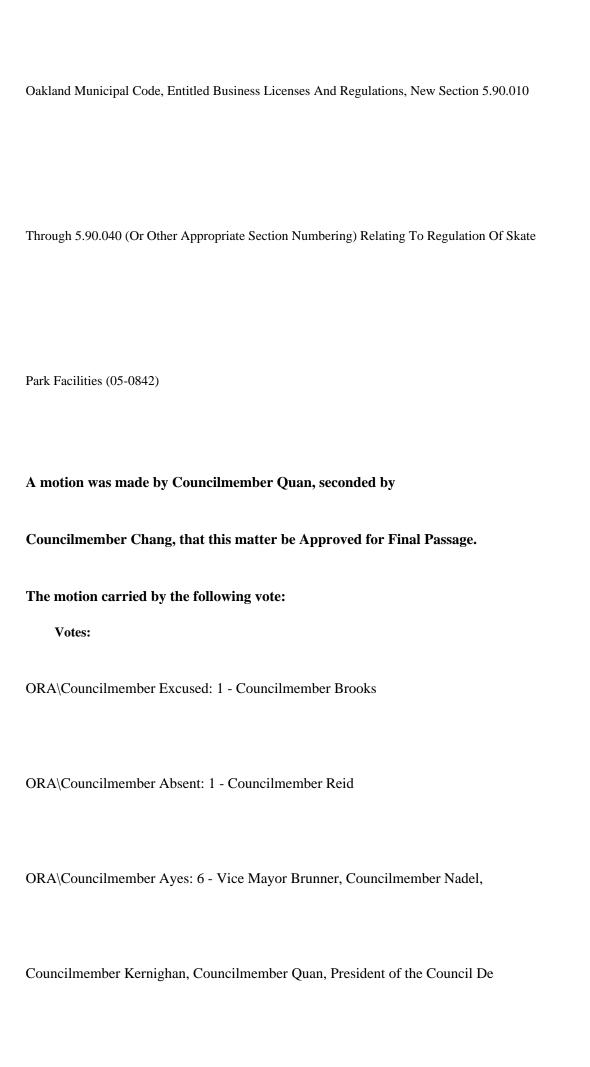
1) Approve The Final Passage (Second Reading) Of An Ordinance Adopting The Fourth
Amendment To The Coliseum Area Redevelopment Plan Amending The Land Use Designation
For The 366-Unit Arcadia Park Residential Project Site, Located At The Intersection Of 98th
Avenue And San Leandro Street, From Manufacturing To Housing And Business Mix
(05-0832-4)
A motion was made by President of the Council De La Fuente, seconded by
Councilmember Quan, that this matter be Approved for Final Passage.
The motion carried by the following vote:
Votes:

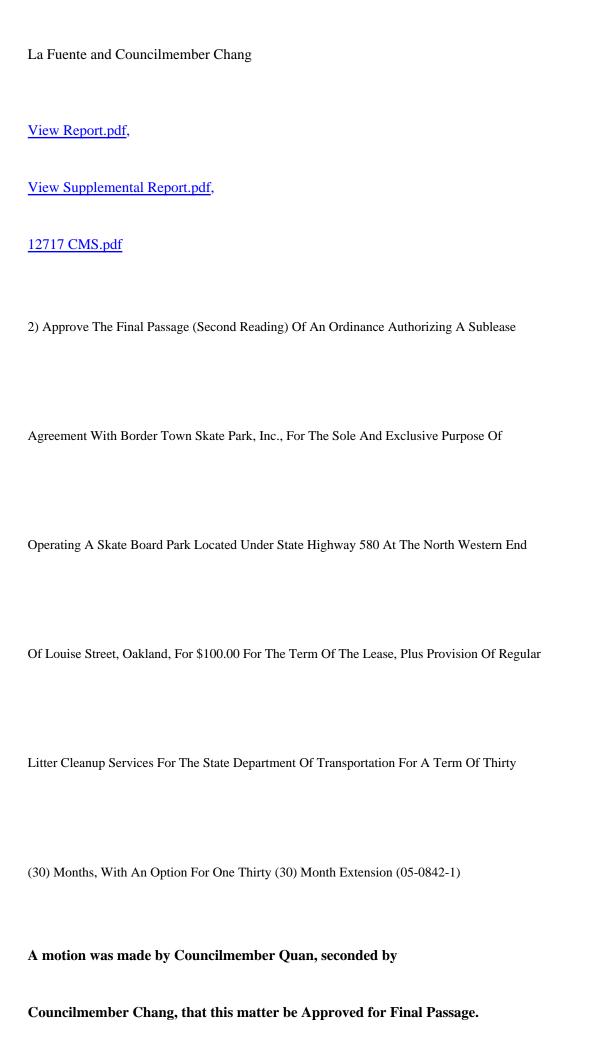


Leandro Street, From The M-30 General Industrial Zone To The R-30 One-Family Residential
Zone And R-50 Medium Density Residential Zone (05-0832-6)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Approved for Final Passage. The motion carried
by the following vote:
Votes:
ORA\Councilmember Abstained: 1 - Councilmember Quan
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Noes: 1 - Councilmember Nadel
ORA\Councilmember Ayes: 5 - Vice Mayor Brunner, Councilmember
Kernighan, President of the Council De La Fuente, Councilmember Reid and
Councilmember Chang

Subject: Rent Adjustment And Enterprise Zone Hiring Credit Voucher
From: Community And Economic Development Agency
Recommendation: Approve The Final Passage (Second Reading) An Ordinance Amending
Ordinance Number 12676 C.M.S. (Master Fee Schedule), As Amended To Modify Rent
Adjustment And Enterprise Zone Hiring Credit Voucher Fees Assessed By The Community
And Economic Development Agency (05-0855)
A motion was made by Councilmember Reid, seconded by Councilmember
Nadel, 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 - Vice Mayor Brunner, Councilmember Nadel,

Councilmember Kernighan, Councilmember Quan, President of the Council De		
La Fuente, Councilmember Reid and Councilmember Chang		
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12716 CMS.pdf 19		
Subject: Bordertown Skate Park - Agreement		
From: Community And Economic Development Agency		
Recommendation: Adopt The Following Pieces Of Legislation:		
1) Approve The Introduction (First Reading) Of An Ordinance Adding The Chapter 5 Of The		





The motion carried by the following vote:	
Votes:	
ORA\Councilmember Excused: 1 - Councilmember Brooks	
ORA\Councilmember Absent: 1 - Councilmember Reid	
ORA\Councilmember Ayes: 6 - Vice Mayor Brunner, Councilmember Nadel,	
Councilmember Kernighan, Councilmember Quan, President of the Council De	
La Fuente and Councilmember Chang	
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Subject: Comcast Cable Franchise	

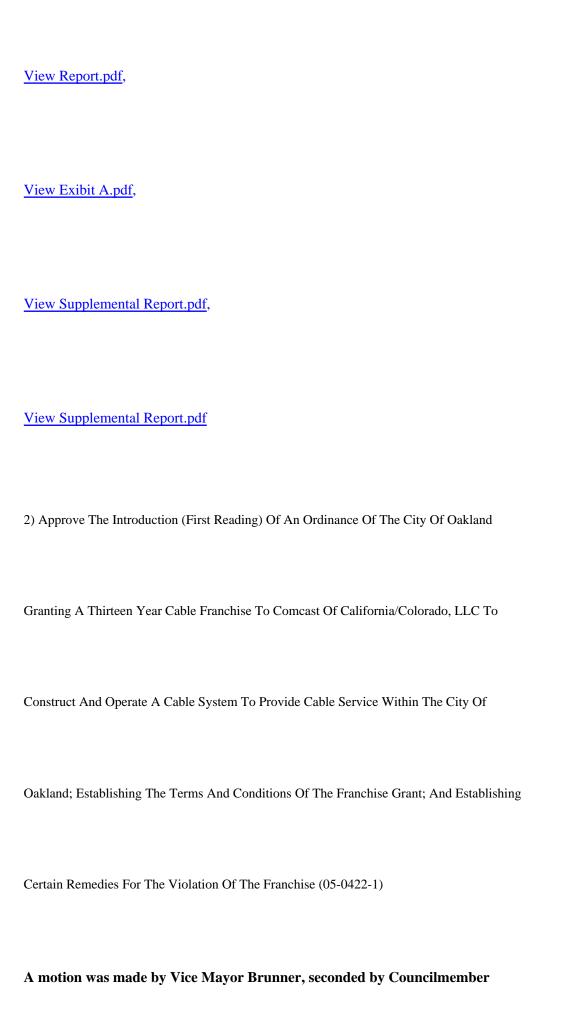
Office of the City Administrator and Office of the City Clerk

From:

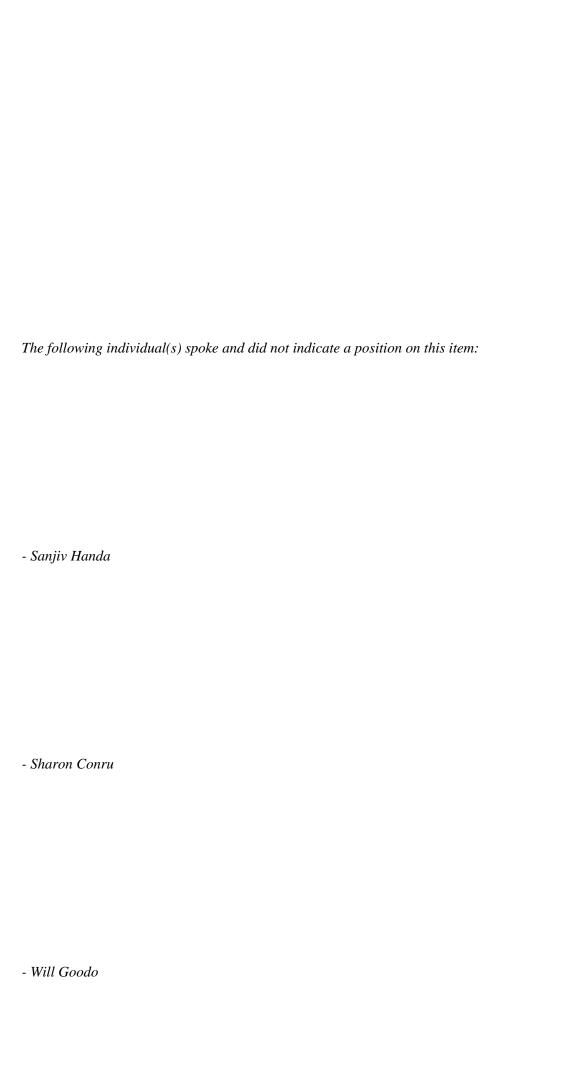
Recommendation: Adopt The Following Pieces Of Legislation:
1) Approve The Introduction (First Reading) Of Ordinance Of The City Of Oakland Amending
Chapter 5.16 Of Title 5 Of The Oakland Municipal Code To Regulate The Occupancy And Use
Of Public Rights-Of-Way By Cable Systems And Open Video Systems, To Provide For

Establishment Of Customer Service Standards; Establishing Franchise And Licensing
Requirements For Operators Of Such Systems And To Prescribe Minimum Charges, Terms,
And Conditions For And Upon The Construction, Maintenance, And Repair Of Such Systems;
And (05-0422)
A motion was made by Vice Mayor Brunner, seconded by Councilmember
Quan, 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 20, 2005. The motion carried by the		
following vote:		
Votes:		
ORA\Councilmember Excused: 1 - Councilmember Brooks		
ORA\Councilmember Recused: 1 - Councilmember Kernighan		
ORA\Councilmember Ayes: 6 - Vice Mayor Brunner, Councilmember Nadel,		
Councilmember Quan, President of the Council De La Fuente, Councilmember		
Reid and Councilmember Chang		
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Quan, 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 20, 2005. The motion carried by the
following vote:
Votes:
ORA\Councilmember Excused: 1 - Councilmember Brooks
ORA\Councilmember Recused: 1 - Councilmember Kernighan
ORA\Councilmember Ayes: 6 - Vice Mayor Brunner, Councilmember Nadel,
Councilmember Quan, President of the Council De La Fuente, Councilmember
Reid and Councilmember Chang





- Ondrietta Johnson
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View Report.pdf,
View Exibit A.pdf,
View Supplemental Report.pdf,
View Supplemental Report.pdf
20.1
Subject: Franchise Grantee Worker Protections

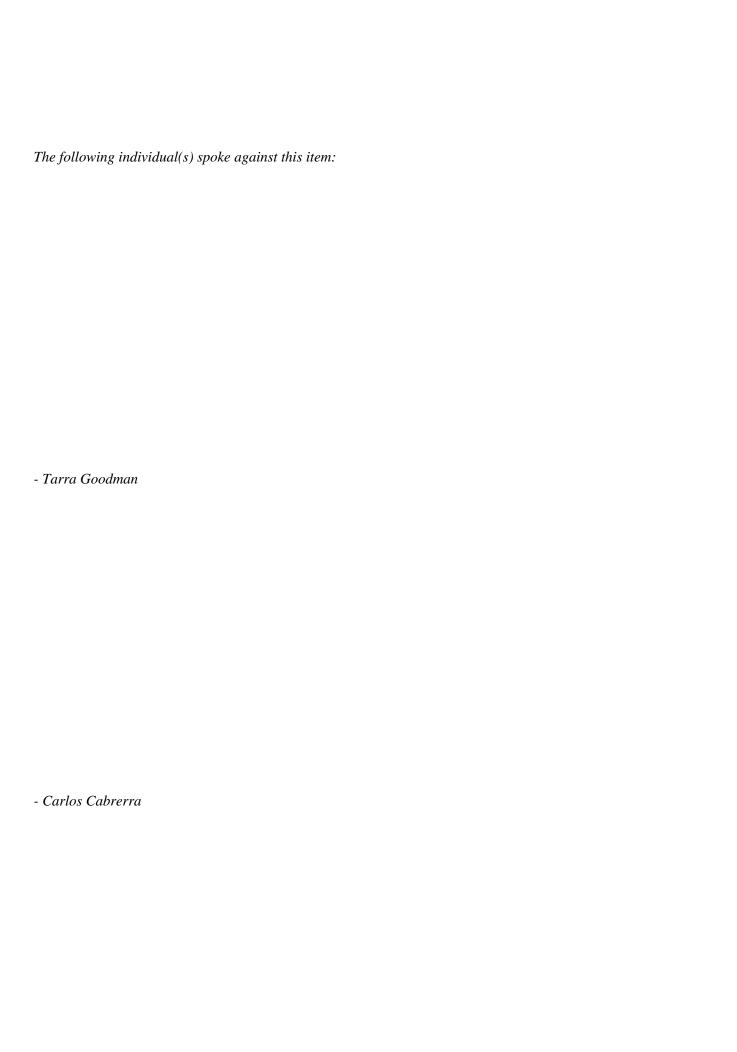
From:	Office of the City Attorney
Recommen	dation: Approve The Introduction (First Reading) Of An Ordinance Creating
Chapter 2.3	36 Of The Oakland Municipal Code To: Prohibit Franchise Grantees From
Discrimina	ting Against Employees For Participating In Employee Organizations; Require
Franchise (Grantees To Notify Contractors And Subcontractors Of Their Labor Obligations;

Prohibit Discrimination Against Employees For Speaking Before Or Filing A Complaint With
Any Government Agency Or Court; Ensure That Company Policies Are Not Construed To
Limit Organizing Activities By Employees, And; Authorize The Establishment Of A
"Franchise Grantee Workers Rights Board" (05-0422-3)
Continued to Concurrent Meeting of the Oakland Redevelopment
Agency/City Council on 12/20/2005



- James Thomas

- Bill Rivas



- Dwight Grayson	
- Ana Chiok	
- Christopher Rico	

_	James Martinez	
_	Michelle Lowery	
_	Brian Mollath	

- Leonard Ochatt
- Jeffrey Hollington
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View Supplemental Report.pdf
21 Subject: Henry J. Kaiser Convention Center - Closure
From: Office Of The City Administrator

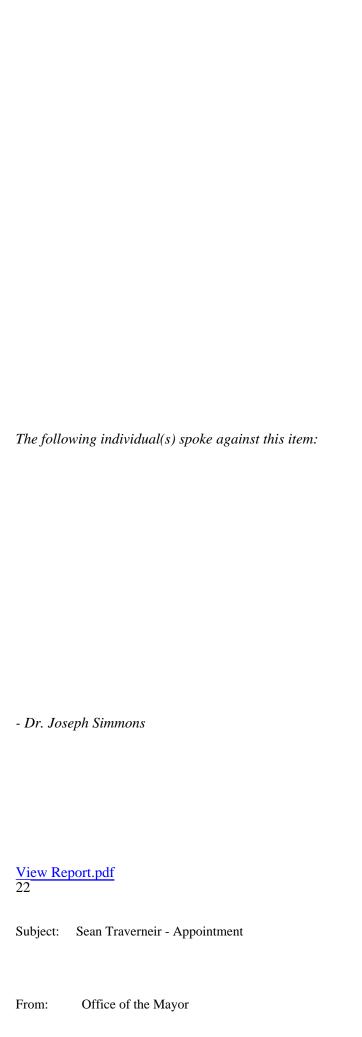
Recommendation: Receive A Status Report Regarding The Proposed Closure Of The Henry J.
Kaiser Convention Center On December 31, 2005 (05-0884)
*Received and Filed
Staff was directed to continue to pursue options for funding an entertainment
company to run the facility and work with staff and Reverend
Simmons to conduct service until the renovations of Greater St. Paul are



- Joe Briglia

- Alton Jells

The following individue	al(s) spoke and did no	ot indicate a pos	ition on this item:
Sanjiv Handa			
Rose Goodrich			



Recommendation: Adopt A Resolution Appointing Sean Traverneir As A Member Of The
Landmarks Preservation Advisory Board (05-0957)
A motion was made by Councilmember Nadel, seconded by Vice Mayor
Brunner, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Excused: 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
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
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23
Subject: Housing, Residential Rent And Relocation Board - Appointment
From: Office Of The Mayor

Recommendation: Adopt A Resolution Appointing Bob McClain As A Member Of The
Housing, Residential Rent And Relocation Board (05-0904)
*Withdrawn with No New Date View Report.pdf 24
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)
A motion was made by Councilmember Reid, seconded by Councilmember
A motion was made by Councilmember Reid, seconded by Councilmember Chang, that this matter be Adopted. The motion carried by the following
Chang, that this matter be Adopted. The motion carried by the following
Chang, that this matter be Adopted. The motion carried by the following vote:
Chang, that this matter be Adopted. The motion carried by the following vote: Votes:

Kernighan, Councilmember Quan, President of the Council De La Fuente,
Councilmember Reid and Councilmember Chang
The following individual(s) spoke against this item:
- Eddie Ytuarte
- Arlinda Befort
View Item.pdf,
79614 CMS.pdf 25
Subject: Appointment to the Community Policing Advisory Board
From: Councilmember Nadel
Recommendation: Adopt A Resolution Appointing Olugbemiga Oluwole, Sr. As A Member Of
The Community Policing Advisory Board (05-0959)
A motion was made by Councilmember Nadel, seconded by Vice Mayor
Brunner, that this matter be Adopted. The motion carried by the following

vote:
Votes:
ORA\Councilmember Excused: 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
The following individual(s) spoke and did not indicate a position on this item:
- Sanjiv Handa
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79615 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 8:45 p.m.
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	



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TY OF THOSE ATTENDING MEETINGS. () City Clerk and Clerk of the Council