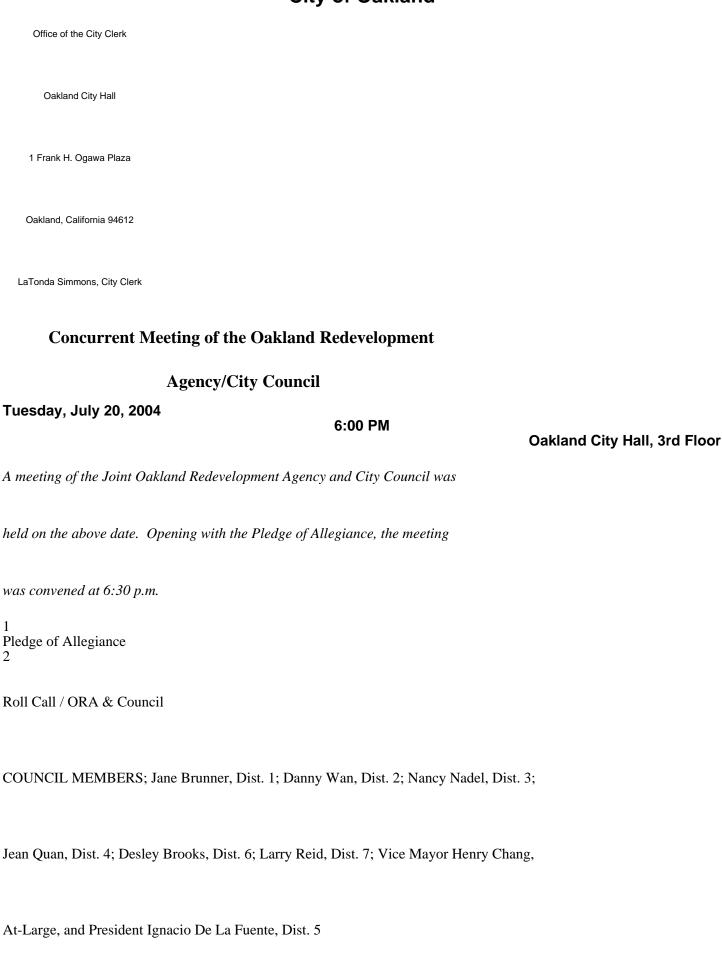
## Meeting Minutes City of Oakland



ORA\Councilmember Present: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
3
Open Forum / Citizens Comments
(Time Available: 15 minutes)
The following individual(s) spoke under Open Forum:

- Gregory Jurin

- Sal Gomez

- Jaye Shupin

- Karen Lind

- Dorothy Coleman	
- Judi Bank	
- Marlene Rodriguez	

- Ondrietta Johnson	
- Leo Handy, Jr.	
- Brady Gordon	

- Dwight McElroy		
- Sequonite Buggs		
- Mustafaa Abdul Ali		

item from the Consent Calendar, shall be scheduled for the next-succeeding City Council
meeting as a non-consent item.
A motion was made by Councilmember Reid, seconded by Councilmember
Nadel, to *Approve with the following amendments. The motion carried
by the following vote:
Votes:
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
Agency/Councilmember Reid made a motion, seconded by
Agency/Councilmember Nadel, to adopt the agenda with the exception of Items
10.31CC and 10.36CC, and hearing no objections, the motion passed by Ayes:
Agency/Councilmember: Brooks, Brunner, Chang, Nadel, Reid, Quan, Wan

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)

No action was 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.

 $No\ action\ was\ necessary\ for\ this\ item.$ 

7

Approval of the Draft Minutes from the 2004-2005 Mid-Cycle Special Budget Review held

on June 29, 2004 and the Concurrent Meeting of the Oakland Redevelopment Agency/City

Council held July 6, 2004

A motion was made by Councilmember Nadel, seconded by

Councilmember Reid, to \*Approve with the following amendments. The

motion carried by the following vote:

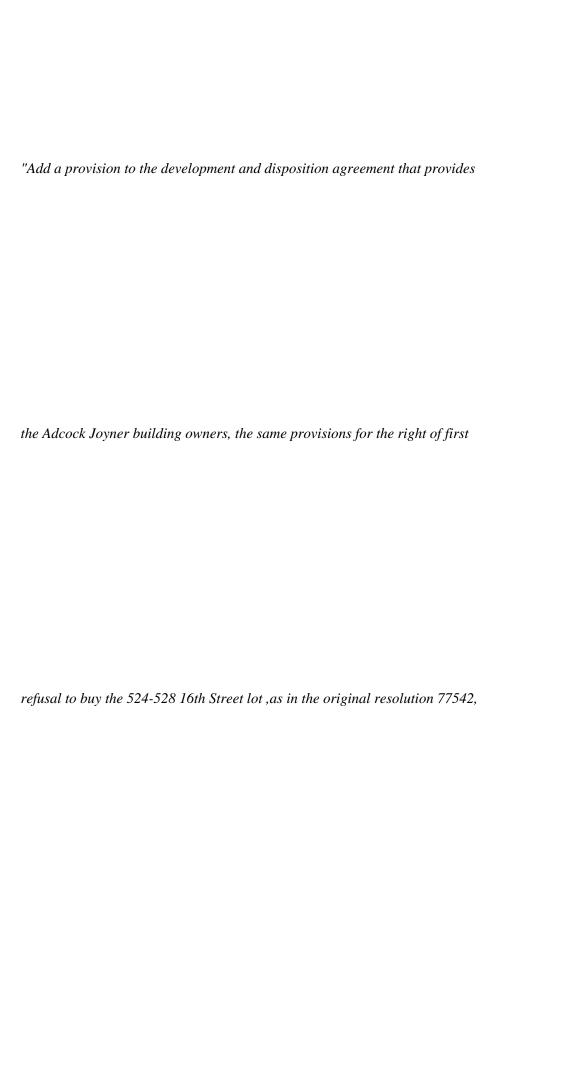
Votes:

 $ORA \\ Councilmember \ Ayes: 8 - Councilmember \ Nadel, \ Councilmember$ 

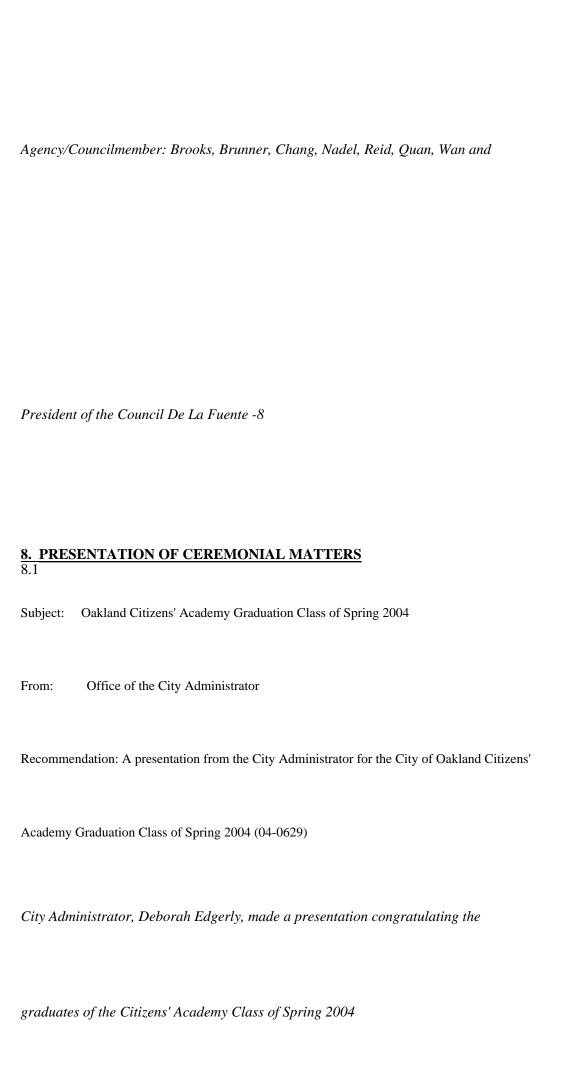
Brunner, Councilmember Wan, Councilmember Quan, President of the Council

De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
Agency/Councilmember Nadel made a motion, seconded by
Agency/Councilmember Reid, to approve the July 6, 2004 Minutes as amended
to include the following Friendly Amendment proposed by Councilmember





but restarting the clock to run until September of 2008.",
and hearing no objections, all members present were recorded as voting: Ayes:



The following individual(s) spoke on this item:
- Sanjiv Handa
Scheduling Request.pdf,
Item 8.1.pdf
8.2
Subject: Dwight Chambers - Service Recognition
From: Councilmember Brooks
Recommendation: Adopt a Resolution commending Dwight A. Chambers for 39 years of
dedicated service to the City of Oakland (7874804-0536)
A motion was made by Councilmember Brooks, seconded by
Councilmember Reid, that this matter be Adopted. The motion carried by
the following vote:
Votes:
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council

De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
Scheduling Request.pdf,
Item 8.2.pdf,
78680 CMS.pdf
8.3
Subject: Ernie Robinson - Service Recognition
From: Councilmember Reid
Recommendation: Adopt a Resolution commending Deputy Chief Ernest A. Robinson III for
30 years of outstanding and dedicated service and congratulating him on his retirement
(04-0613)
A motion was made by Councilmember Reid, seconded by Councilmember
Chang, that this matter be Adopted. The motion carried by the following
vote:
Votes:

ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
The following individual spoke in favor of this item:
- Sean Gascie
Scheduling Request.pdf,
Item 8.3.pdf,
78681 CMS.pdf
8.4
Subject: Gerald Simon - Service Recognition
From: Councilmember Reid
Recommendation: Adopt a Resolution commending Chief Gerald Simon for outstanding and
dedicated service and congratulating him on his retirement (04-0614)
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 Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
The following individual spoke in favor of this item:
- Sean Gascie
Scheduling Request.pdf,
Item 8.4.pdf,
78682 CMS.pdf
8.5
Subject: Henry Renteria - Service Recognition
From: Councilmember Reid
Recommendation: Adopt a Resolution commending Henry R. Renteria for his 19 years of
dedicated service as Oakland's Emergency Manager, congratulating him on his retirement from

the City of Oakland, and wishing him well as assumes leadership as the Director of the
Governer's Office of Emergency Services (04-0615)
*Withdrawn with No New Date
Scheduling Request.pdf,
Item 8.5.pdf,
78683 CMS.pdf
8.6
Subject: Barry Weiland - Service Recognition
From: Councilmember Reid
Recommendation: Adopt a Resolution honoring Barry Weiland upon his retirement from the
City of Oakland (04-0616)
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 Ayes: 8 - Councilmember Nadel, Councilmember

Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
Scheduling Request.pdf,
Item 8.6.pdf,
78683 CMS.pdf  9. COUNCIL ACKNOWLEDGEMENTS / ANNOUNCEMENTS
Agency/Councilmember Brooks took a point of personal privilege and
requested that the meeting be adjourned in memory of Dave McDonald.



Agency/Councilmember Reid took a point of personal privilege and requested
that the meeting be adjourned in memory of Dave McDonald.
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

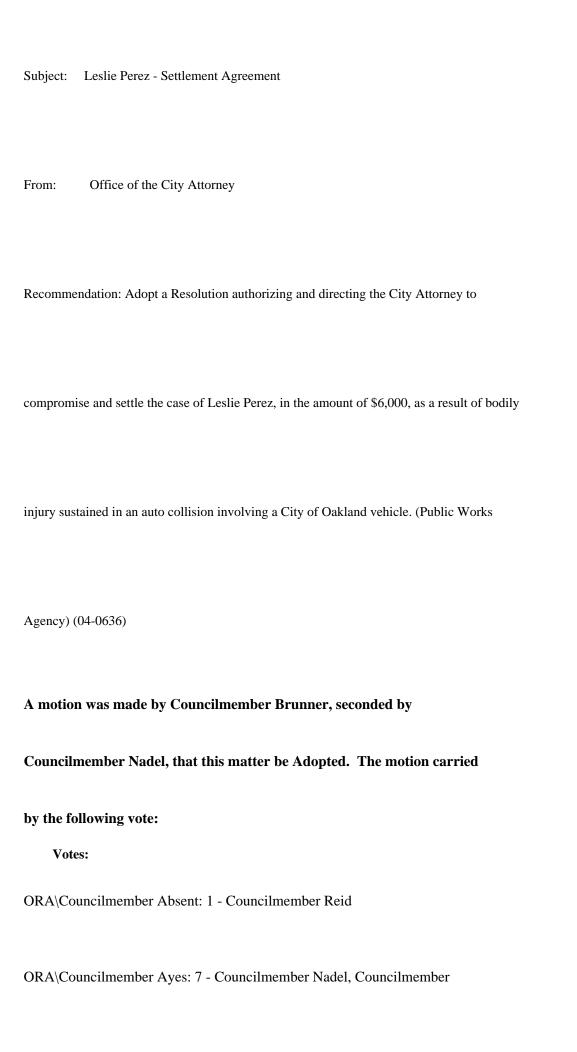
<b>AIDS</b>	epidemic (	(04-0631)
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A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78684 C.M.S.
Item 10.1CC.pdf,
78684 CMS.pdf 10.2CC
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 (04-0632)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78685 C.M.S.
<u>Ttem 10.2CC.pdf</u> , <u>78685 CMS.pdf</u> 10.3CC
Subject: Gary Deskins - Settlement Agreement
From: Office of the City Attorney

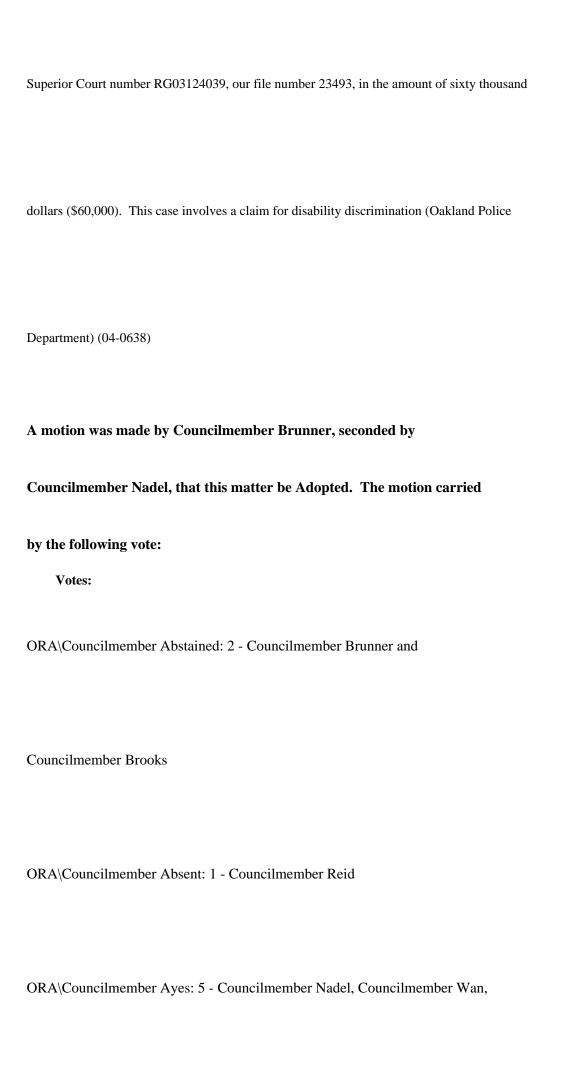
Recommendation: Adopt a Resolution authorizing and directing the City Attorney to
compromise and settle the case of Gary Deskins, et al. v. City of Oakland et al., United States
District Court no. C-03-3653-VRW, our file no. 23467, in the amount of \$40,000 (Oakland
Police Department - Warrentless Search) (04-0633)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:  Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78686 C.M.S.
Resolution Number 78686 C.M.S.



Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Brooks and Councilmember Chang Resolution Number 78687 C.M.S. Item 10.4CC.pdf, 78687 CMS.pdf 10.5CC Subject: Deborah Carney - Settlement Agreement Office of the City Attorney From: Recommendation: Adopt a Resolution authorizing and directing the City Attorney to compromise and settle the case of Allstate Insurance as subrogee for Deborah Carney, in the amount of \$9,248.47, as a result of an automobile collision involving a City of Oakland vehicle (Public Works Agency) (04-0635) A motion was made by Councilmember Brunner, seconded by

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

by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78688 C.M.S.
Item 10.5CC.pdf,
78688 CMS.pdf
10.6CC
Subject: Fe Hanson - 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 Fe Hanson v. City of Oakland, et al., Alameda County



Councilmember Quan, President of the Council De La Fuente and
Councilmember Chang
Resolution Number 78689 C.M.S.  Item 10.6CC.pdf,
78689 CMS.pdf 10.7CC
Subject: Yakpasua Zazaboi - 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 Yakpasua Zazaboi v. City of Oakland, et al., Alameda
County Superior Court case no. 2001-032605 our file no. 21415, in the amount of \$9,900
(Oakland Police Department) (04-0640)

A motion was made by Councilmember Brunner, seconded by

## by the following vote: Votes: ORA\Councilmember Absent: 1 - Councilmember Reid ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Brooks and Councilmember Chang Resolution Number 78690 C.M.S. Item 10.7CC.pdf, 78690 CMS.pdf 10.8CC Subject: Cheryl D. Taylor - Service Recognition From: Councilmember Reid Recommendation: Adopt a Resolution commending Cheryl D. Taylor for 31 years of devoted and dedicated service and congratulating her on her retirement (04-0591) A motion was made by Councilmember Brunner, seconded by Councilmember Nadel, that this matter be Adopted. The motion carried by the following vote:

Votes:

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

ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78691 C.M.S.
Scheduling Request.pdf,
Item 10.8CC.pdf,
78691 CMS.pdf
10.9CC
Subject: Edna Davis - Service Recognition
From: Councilmember Reid
Recommendation: Adopt a Resolution honoring Edna Davis upon her retirement from the City
of Oakland for more than 31 years of devoted and dedicated service and congratulating her on
her retirement (04-0592)

A motion was made by Councilmember Brunner, seconded by

## by the following vote: Votes: ORA\Councilmember Absent: 1 - Councilmember Reid ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Brooks and Councilmember Chang Resolution Number 78692 C.M.S. Scheduling Request.pdf, Item 10.9CC.pdf, 78692 CMS.pdf 10.10CC Subject: Janie B. Young - Service Recognition From: Councilmember Reid Recommendation: Adopt a Resolution commending Janie B. Young for 36 years of devoted and dedicated service and congratulating her on her retirement (04-0593)

A motion was made by Councilmember Brunner, seconded by

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

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

by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78693 C.M.S.
Scheduling Request.pdf,
Item 10.10CC.pdf,
78693 CMS.pdf
10.11CC
Subject: Doris M. Malvo - Service Recognition
From: Finance and Management Agency
Recommendation: Adopt a Resolution commending Doris M. Malvo for 36 years of
outstanding and dedicated service and congratulating her on her retirement (04-0607)
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 Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78694 C.M.S.
Scheduling Request.pdf,
Item 10.11CC.pdf,
78694 CMS.pdf
10.12CC
Subject: Standard Specifications for Public Works Construction
From: Public Works Agency
Recommendation: Approve the Final Passage (Second Reading) of an Ordinance adopting the
"Standard Specifications for Public Works Construction, 2003 Edition" and repealing
Ordinance No. 12321 C.M.S. and all resolutions related thereto (04-0516)

Votes:

A motion was made by Councilmember Brunner, seconded by

## Councilmember Nadel, that this matter be Approved as Amended for Final Passage. The motion carried by the following vote: Votes: ORA\Councilmember Absent: 1 - Councilmember Reid ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Brooks and Councilmember Chang Ordinance Number 12614 C.M.S. Scheduling Request, Item 4 6-22-04.pdf, Item 10.14CC 07-06-04.pdf,

12614 CMS.pdf

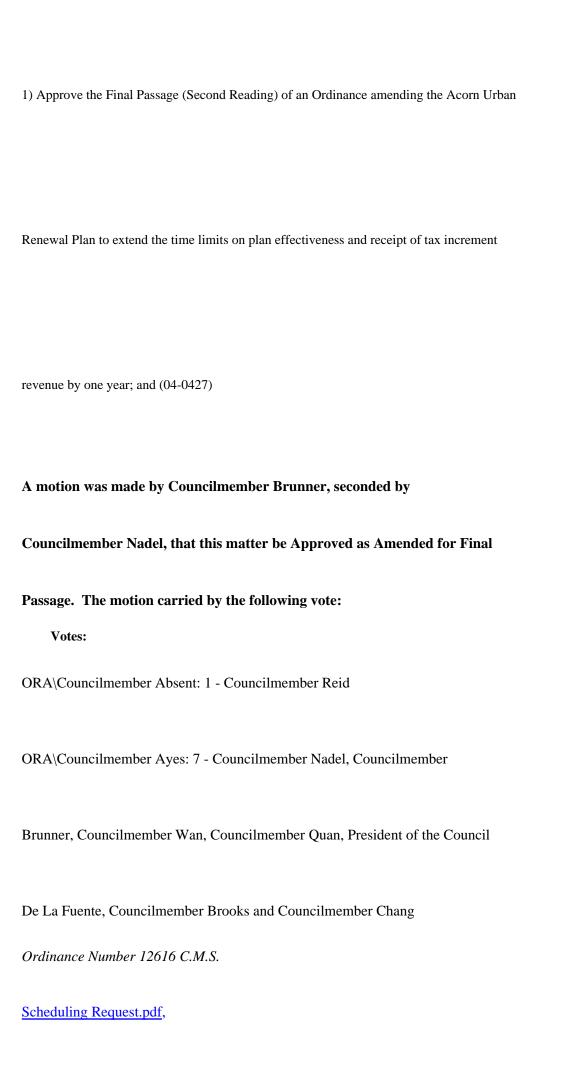
10.13CC

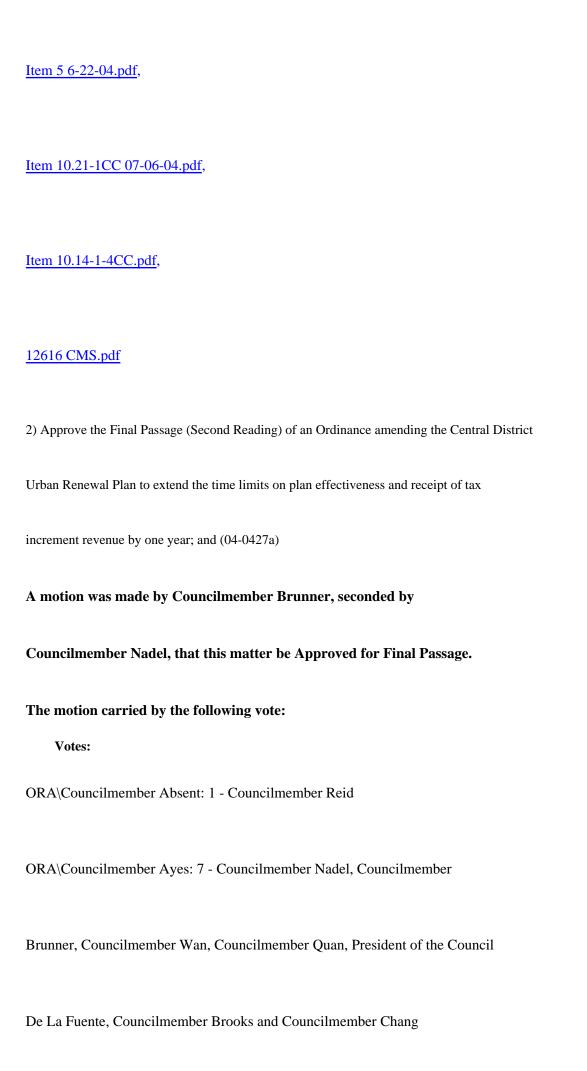
Subject: Sale of City-Owned Property - 3615 and 3619 35th Avenue

From: Community and Economic Development Agency

Recommendation: Approve the Final Passage (Second Reading) of an Ordinance authorizing
the negotiation and execution of a purchase and sale agreement for the sale of City-owned
property at 3615 and 3619 35th Avenue at fair market value (\$279,000) to Collins/PBA for the
development of a mixed-use project (04-0489)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Approved as Amended for Final
Councilmember Nadel, that this matter be Approved as Amended for Final  Passage. The motion carried by the following vote:
Passage. The motion carried by the following vote:
Passage. The motion carried by the following vote:  Votes:
Passage. The motion carried by the following vote:  Votes:  ORA\Councilmember Absent: 1 - Councilmember Reid
Passage. The motion carried by the following vote:  Votes:  ORA\Councilmember Absent: 1 - Councilmember Reid  ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Passage. The motion carried by the following vote:  Votes:  ORA\Councilmember Absent: 1 - Councilmember Reid  ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember  Brunner, Councilmember Wan, Councilmember Quan, President of the Council

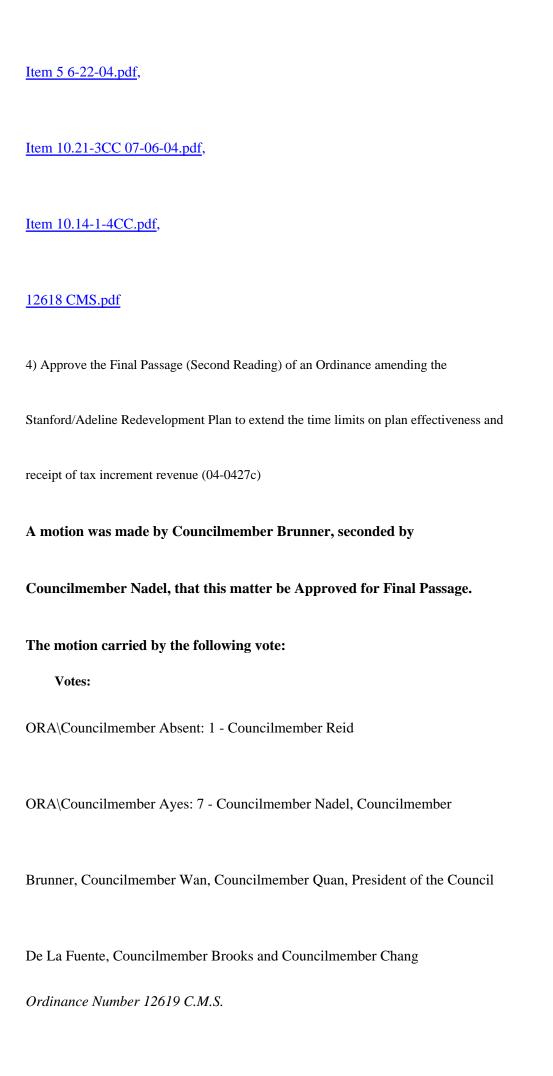
<u>Item 3 6-22-04.pdf</u> ,	
<u>Item 10.13CC 07-06-04.pdf</u> ,	
<u>12615 CMS.pdf</u>	
10.14CC	
Subject: Urban Renewal and Redevelopment Planning	
From: Community and Economic Development Agency	
Recommendation: Approve the Final Passage (Second Reading) of the following Ordinances	
regarding the Acorn, Central District, Oak Center and Stanford/Adeline project areas:	



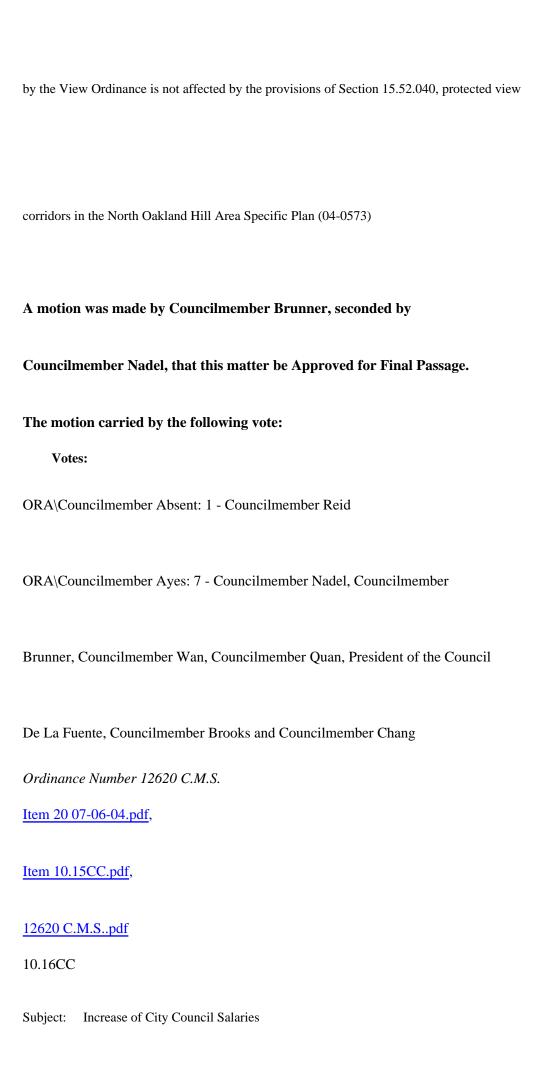


<u>Item 5 6-22-04.pdf</u> ,
<u>Item 10.21-2CC 07-06-04.pdf</u> ,
<u>Item 10.14-1-4CC.pdf</u> ,
<u>12617 CMS.pdf</u>
3) Approve the Final Passage (Second Reading) of an Ordinance amending the Oak Center
Urban Renewal Plan to extend the time limits on plan effectiveness and receipt of tax
increment revenue by one year; and (04-0427b)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Approved for Final Passage.
The motion carried by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Ordinance Number 12618 C.M.S.

Ordinance Number 12617 C.M.S.



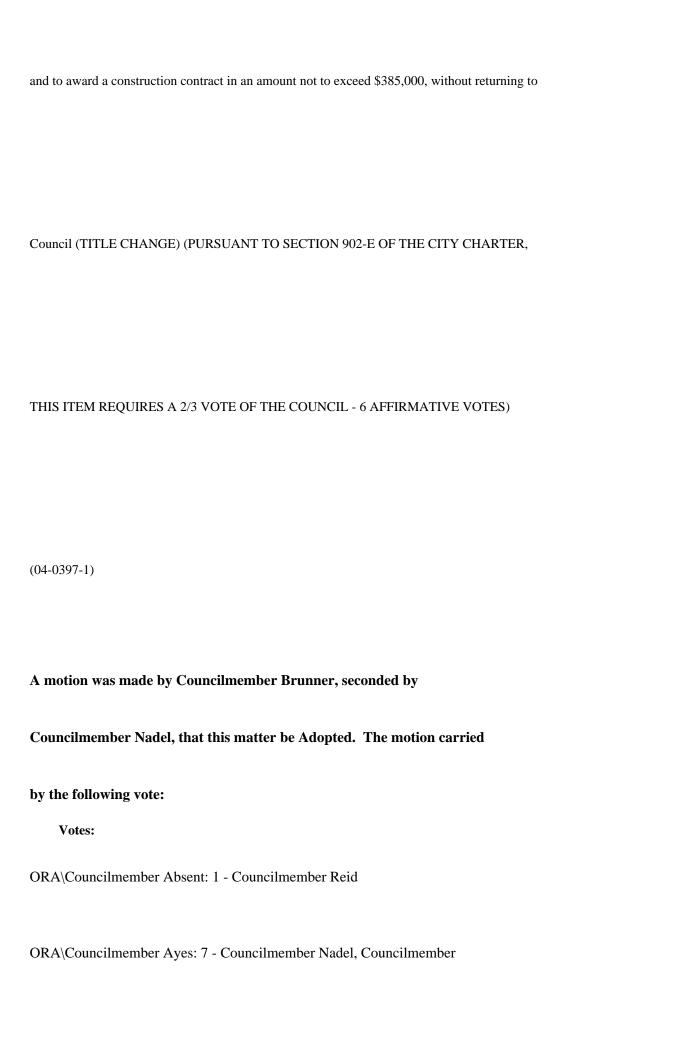
<u>Item 5 6-22-04.pdf</u> ,
<u>Item 10.21-4CC 07-06-04.pdf</u> ,
<u>Item 10.14-1-4CC.pdf</u> ,
12619 CMS.pdf
10.15CC
Subject: Amendment to View Ordinance
From: Councilmember Quan
Recommendation: Approve the Final Passage (Second Reading) of an Ordinance amending
Oakland Municipal Code Section 15.52 (View Ordinance) to clarify application to properties in
the entire City of Oakland and that the private right to reconciliation and arbitration established



From:	Public Ethics Commission and Office of the City Administrator
Recommen	ndation: Approve the Final Passage (Second Reading) of an Ordinance amending
Ordinance	Number 4727 C.M.S. to adjust the monthly salary schedule for the classification of
Council M	Tember (04-0541)
A motion	was made by Councilmember Brunner, seconded by
Counciln	nember Nadel, that this matter be Approved for Final Passage.
The moti	on carried by the following vote:
Vote	s:
ORA\Cot	uncilmember Absent: 1 - Councilmember Reid
ORA\Cοι	uncilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner,	Councilmember Wan, Councilmember Quan, President of the Council
De La Fu	ente, Councilmember Brooks and Councilmember Chang
Ordinanc	e Number 12621 C.M.S.
Schedulin	ng Request.pdf,

Item 2.5 Staff Report & Legislation 6-29-04.pdf,

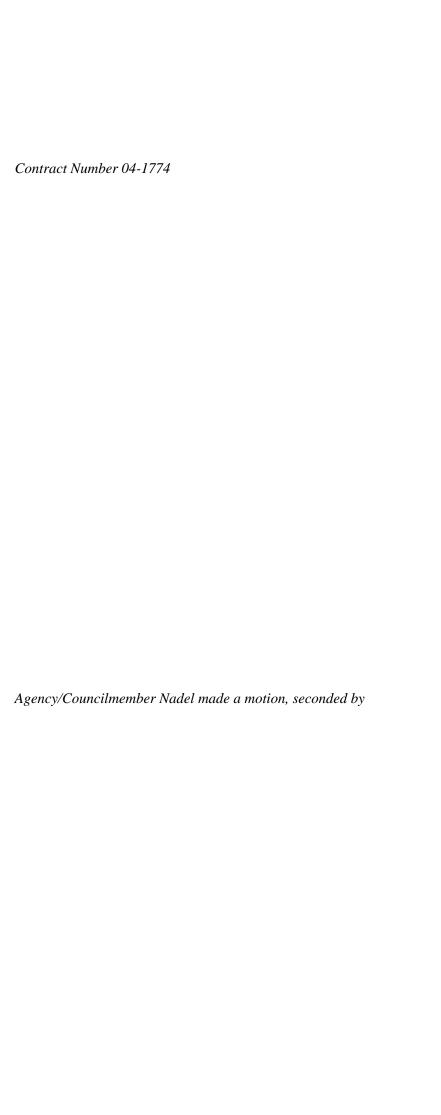
Item 10.16CC.pdf,
12621 CMS.pdf S-10.17CC
Subject: I-880 Public Art Project
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the City Administrator to allocate an
additional \$70,000 from the City's Public Art Municipal Capital Improvement Fund (Fund
5505) for the Broadway at I-880 Public Art Project, to reject all bids, to negotiate a contract



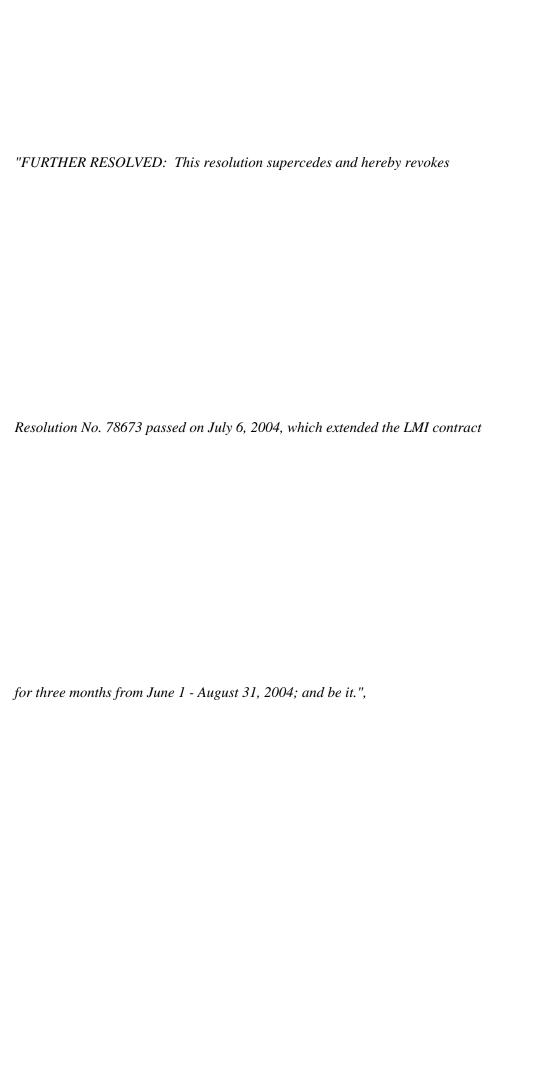
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78695 C.M.S.
Contract Number 04-1773
<u>Item 4 7-13-04.pdf</u> ,
Item S10-17CC.pdf,
78695 CMS.pdf
S-10.18CC
Subject: Lake Merrit Clean Up
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the sixth amendment to the professional
services agreement with the Lake Merritt Institute for the cleanup of Lake Merritt for Fiscal
Year 2004-2005 in an amount not to exceed \$151,570 for a total contract amount not to exceed

Resolution Number 78696 C.M.S.

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 Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang







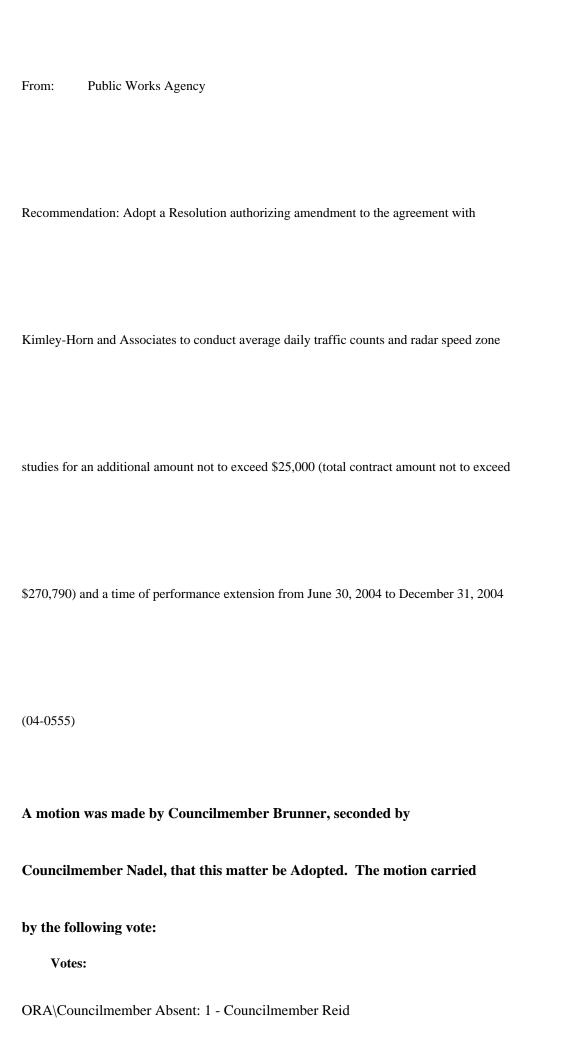


President of the Council De La Fuente -8
Item S10-18CC.pdf,
78696 CMS.pdf
S-10.19CC
Subject: Local Street and Road Repairs
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the City Administrator to apply for, accept,
and appropriate \$1,573,482 of Federal Surface Transportation Program Funds for local street
rehabilitation work in Fiscal Year 2005-2006 and Fiscal Year 2006-2007 (04-0535)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:

ORA\Councilmember Absent: 1 - Councilmember Reid ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Brooks and Councilmember Chang Resolution Number 78697 C.M.S. Scheduling Request.pdf, Item 6 7-13-04.pdf, Item S10-19CC.pdf, 78697 CMS.pdf S-10.20CC Subject: Installation of Stop Signs in the City of Oakland From: Public Works Agency Recommendation: Adopt a Resolution approving the installation of stop signs on: 1) 84th Avenue at E Street; 2) East 31st Street at 22nd Avenue; and 3) Gaskill Street at Aileen Street

A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78698 C.M.S.
Scheduling Request.pdf,
<u>Item 7 7-13-04.pdf</u> ,
Item S10-20CC.pdf,
78698 CMS.pdf
S-10.21CC

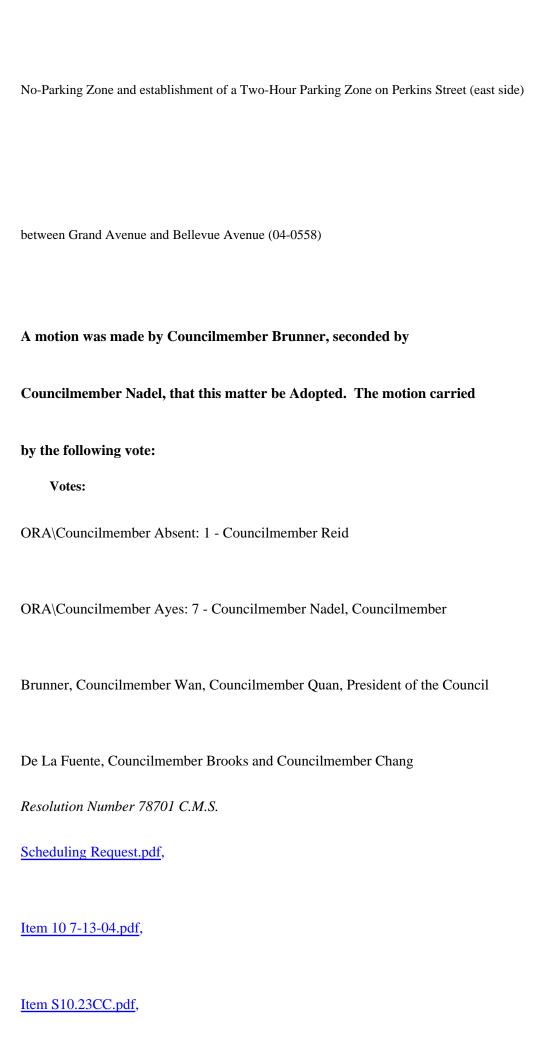
Subject: Traffic Counts and Speed Zone Studies



ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78699 C.M.S.
Contract Number 04-1776
Scheduling Request.pdf,
<u>Item 8 7-13-04.pdf</u> ,
Item S10-21CC.pdf,
78699 CMS.pdf
S-10.22CC
Subject: Korve Engineering - Design Services for Traffic Signals
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the City Administrator to enter into a

professional services agreement with Korve Engineering for the design of traffic signals at four
locations (Project Nos. C229310, C229110, C232710, C232310) for an amount not to exceed
eighty-five thousand seven hundred ten dollars (\$85,710) (04-0557)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78700 C.M.S.
Scheduling Request.pdf,
<u>Item 9 7-13-04.pdf</u> ,

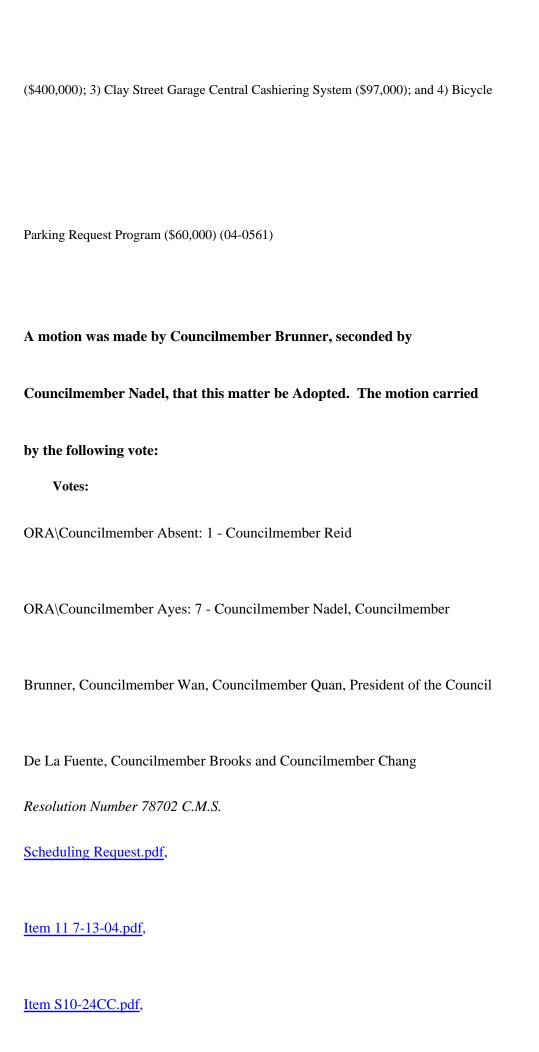
Item S10.22CC.pdf,
78700 CMS.pdf
S-10.23CC
Subject: Parking Designations in the City of Oakland
From: Public Works Agency
Recommendation: Adopt a Resolution approving the: 1) establishment of a No-Parking
between 3:00 A.M. and 6:00 A.M. Zone on Hegenberger Place (both sides) between
Hegenberger Road and the end; 2) establishment of a One-Hour Parking Zone on
East 12th Street (both sides) between 33rd Avenue and 35th Avenue; 3) removal of a



## 78701 CMS.pdf S-10.24CC Subject: Funding of Various Transportation Projects From: Public Works Agency Recommendation: Adopt a Resolution authorizing the City of Oakland to apply for, accept, and appropriate up to \$1,357,000 in Fiscal Year 2004-2005 Transportation Fund for Clean Air

Funds for the following four projects: 1) Oakland Airport - Coliseum Area Intelligent

Transportation Systems Deployment - Phase I (\$800,000); 2) Market Street Regional Bikeway



## 78702 CMS.pdf S-10.25CC Subject: DKS Associates - C

 $ORA \backslash Councilmember\ Absent:\ 1\ -\ Councilmember\ Reid$ 

ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Brooks and Councilmember Chang Resolution Number 78703 C.M.S. Contract Number 04-1777 Scheduling Request.pdf, Item 12 7-13-04.pdf, Item S10.25CC.pdf, 78703 CMS.pdf S-10.26CC Subject: Safe Routes to School Program From: Public Works Agency Recommendation: Adopt a Resolution authorizing the City Administrator to accept and appropriate the Safe Routes To School Program Fourth Cycle State funds in the amount of

A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
20 24 7 done, councilinomer 2100ks and councilinomer chang
Resolution Number 78704 C.M.S.
Scheduling Request.pdf,
<u>Item 13 7-13-04.pdf</u> ,
Item S10.26CC.pdf,
78704 CMS.pdf
S-10.27CC

\$441,045 for pedestrian safety improvements at various school locations (04-0560)

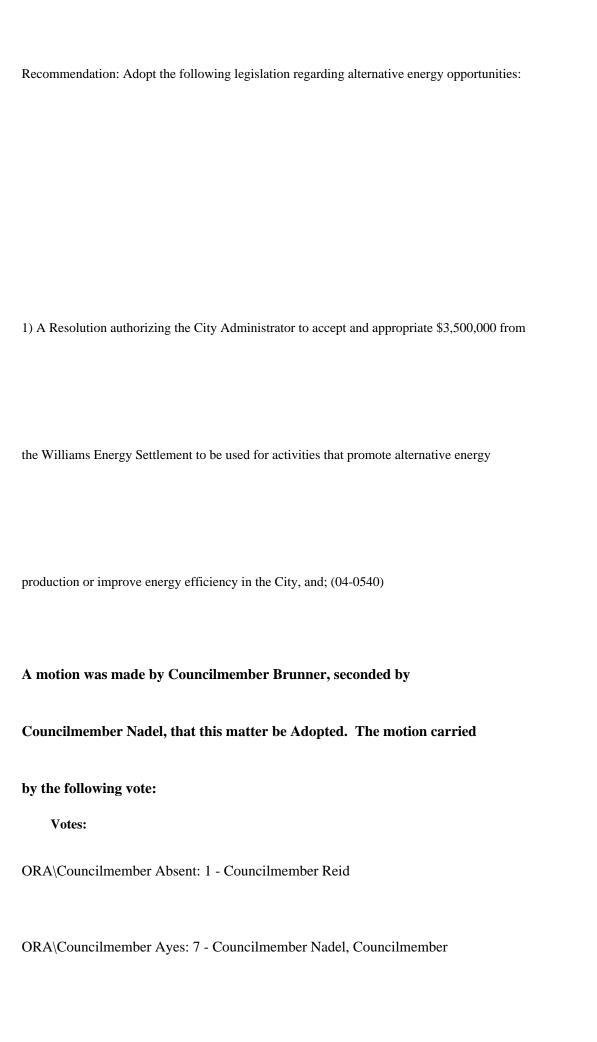
Subject: Bay Area Air (	quality Management District	
From: Public Works	Agency	
Recommendation:Adopt a	Resolution authorizing the City Administrator to apply for, accept	
and appropriate \$106,500	n grant funds to offset the incremental cost of acquiring one garbage	
packer truck and one stree	sweeper powered by compressed natural gas instead of diesel fuel	
and to enter into a funding	agreement with the Bay Area Quality Management District if the	
application is approved by	the Bay Area Air Quality Management District Board of Directors	

A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78705 C.M.S.
Contract Number 04-1778
Scheduling Request.pdf,
<u>Item 14 7-13-04.pdf</u> ,
Item S10.27CC.pdf,
78705 CMS.pdf

S-10.28CC

Subject: PSAI Old Oakland Associates
From: Community and Economic Development Agency
Recommendation: Adopt a Resolution granting PSAI Old Oakland Associates, LLC, a
California Limited Liability Company, a conditional revocable permit for the encroachment of
existing building structural supports, sidewalk basement to be converted into commercial space
and sidewalk basement stairs into the public right-of-way area of 9th Street and sidewalk
basement into the public right-of-way area of Broadway located at 901 Broadway (04-0576)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried

by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78706 C.M.S.
Scheduling Request.pdf,
<u>Item 15 7-13-04.pdf</u> ,
Item S10.28CC.pdf,
78706 CMS.pdf
S-10.29CC
Subject: Community Choice Aggregation Demonstration Project
From: Office of the City Administrator



Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78707 C.M.S.
Committee Report Item 5 7-13-04.pdf,
Council Report Item S10-29-1CC 7-20-04.pdf,
78707 CMS.pdf
2) A Resolution authorizing allocation of Williams Settlement Funds for a professional
services agreement with Navigant Consulting, Inc. to join the Bay Area Consortium
Community Choice Aggregation Demonstration Project to assess the feasibility, opportunities,
and risks for Oakland to become an aggregator in an amount not to exceed \$24,500
(04-0540-1)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:

ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78708 C.M.S.
<u>Item 5 7-13-04.pdf</u> ,
Item S10-29-1CC.pdf,
78708 CMS.pdf
S-10.30CC
Subject: Abatement of Dangerous and Insanitary Building Sewer Conditions
From: Public Works Agency
Recommendation: Adopt a Resolution confirming the report of assessment for the abatement of
dangerous and insanitary building sewer conditions throughout the City of Oakland (04-0538)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:

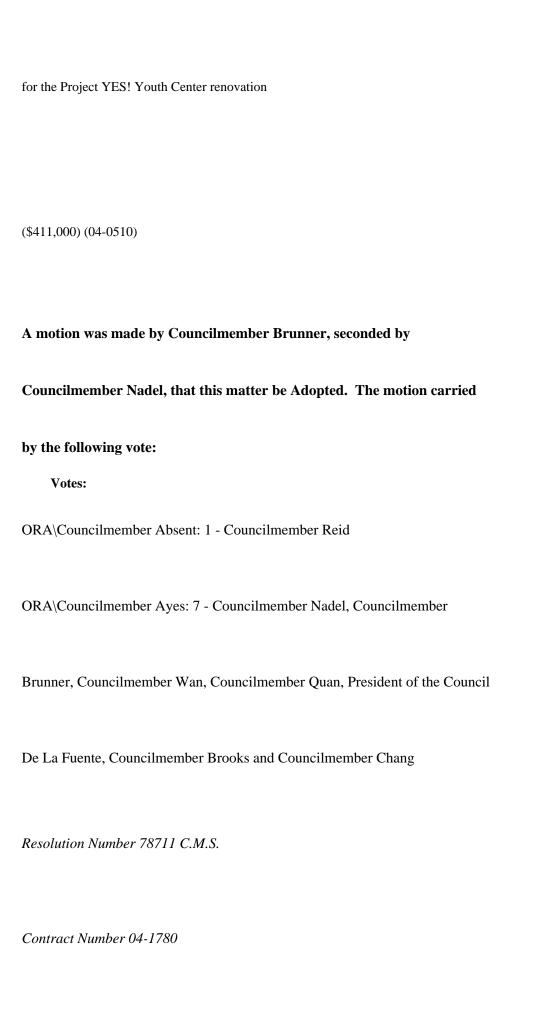
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78709 C.M.S.
Committee Report Item 8 7-13-04.pdf,
Council Report Item S10.30CC 7-20-04.pdf,
78709 CMS.pdf
S-10.31CC
Subject: Nuisance Abatement Liens and Costs
From: Community and Economic Development Agency
Recommendation: Approve the Introduction (First Reading) of an Ordinance amending
Oakland Municipal Code Sections 15.08.130, 1.08.040, 1.12.040 and 1.16.040 to authorize

foreclosure proceedings to collect nuisance abatement liens and costs, and amending Oakland
Municipal Code 1.08.060 to increase the maximum annual cumulative civil penalties from
\$250,000 to \$365,000. (04-0604)
Withdrawn and Rescheduled to Concurrent Meeting of the Oakland
Redevelopment Agency / City Council on 9/21/2004
Committee Report 7-13-04 Item 11 and Council Repor,
<u>Item 15 10-05-04.pdf</u> ,
Ordinance No.12623.pdf
S-10.32CC
Subject: Minor Home Repair Program
From: Community and Economic Development Agency
Recommendation: Adopt a Resolution authorizing an increase in the existing contract with the

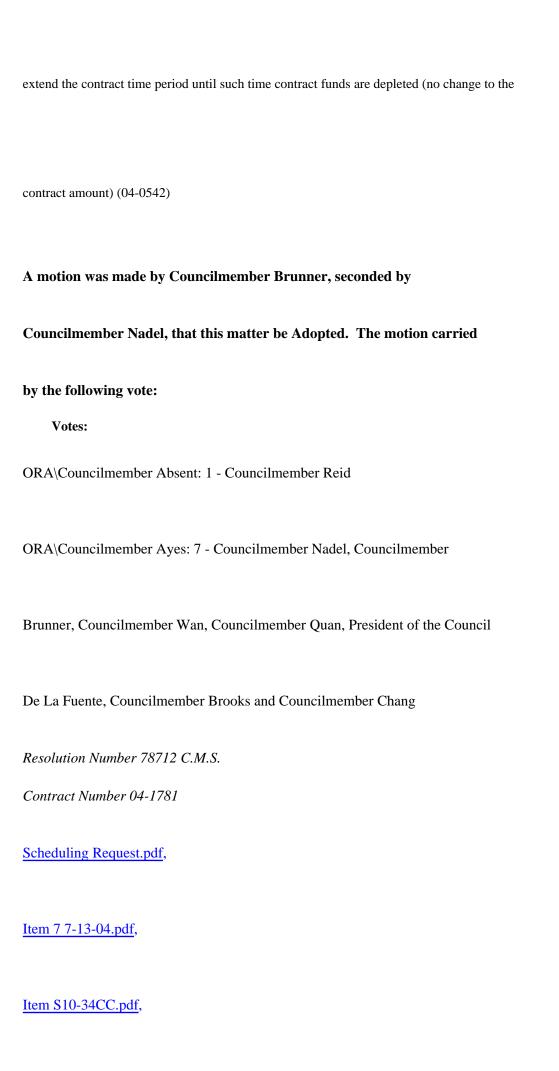
County of Alameda, Housing and Community Development Department, by an amount not to
exceed \$229,210, for a total contract amount of \$729,210 to administer the Minor Home Repair
Program (MHRP) (04-0509)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78710 C.M.S.
Contract Number 04-1779
Scheduling Request.pdf,

Item 5 7-13-04.pdf,

Item S10.32CC.pdf,
78710 CMS.pdf
S-10.33CC
Subject: Culinary Arts Academy
From: Community and Economic Development Agency
Recommendation: Adopt a Resolution authorizing the reallocation of \$436,000 of Community
Development Block Grant funds, and authorizing the City Administrator to negotiate and
execute agreements with the Oakland Unified School District for the Castlemont High School
Culinary Arts Academy (\$25,000) and with the Alameda County Health Care Services Agency



The following individual (s) spoke in favor of this item:
- Martina Hardaway
- Otis Simmons
Scheduling Request.pdf,
<u>Item 6 7-13-04.pdf</u> ,
Item S10.33CC.pdf,
78711 CMS.pdf
S-10.34CC
Subject: Origins Design Network - Extension of Contract Period
From: Community and Economic Development Agency
Recommendation: Adopt a Resolution amending a professional services contract between the
City of Oakland and Origins Design Network to perform residential design review services, to



## 78712 CMS.pdf

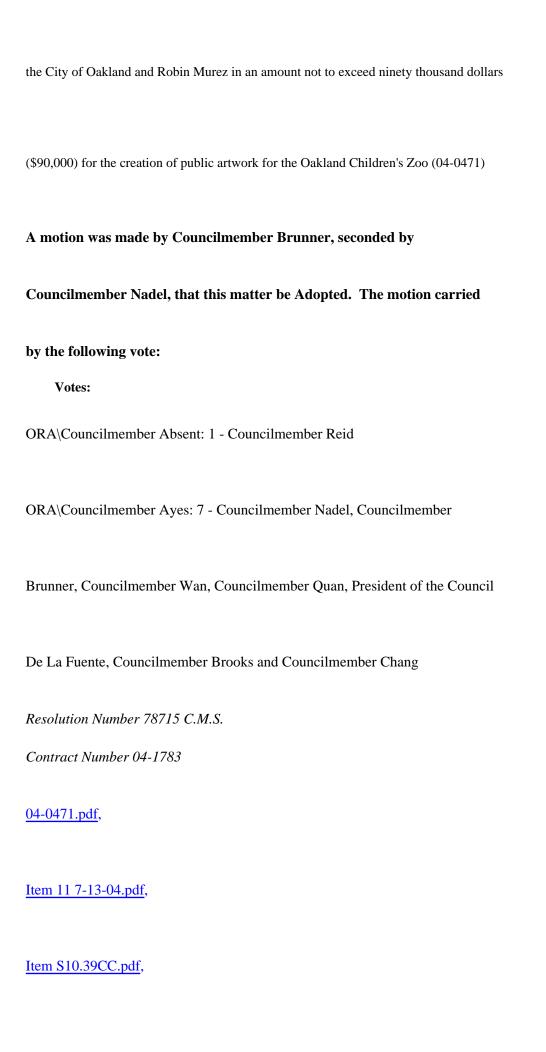
S-10.35CC
Subject: After-School Homework and Teen Homework Assistance Program
From: Oakland Public Library
Recommendation: Adopt a Resolution authorizing the City Administrator, on behalf of the City
of Oakland, to accept and appropriate a grant in the amount of \$225,000 from the Oakland
Public Library Foundation for the PASS! After-School Homework Program and the Teen
Homework Assistance Program for Fiscal Year 2004-2005 (04-0448)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid

ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Brooks and Councilmember Chang Resolution Number 78713 C.M.S. 04-0448.pdf, Item 7 7-13-04.pdf, Item S10-35CC.pdf, 78713 CMS.pdf S-10.36CC Subject: Cultural Arts Revolving Loan Program From: Cultural Arts and Marketing Department Recommendation: Adopt a Resolution rescinding Resolution Number 94-43 C.M.S., which authorized the implementation of the Cultural Arts Revolving Loan Program managed by the

Oakland Busin	ness Development Corporation, and authorizing the City's participation in the
Arts Loan Fur	nd managed by the Northern California Grantmakers (04-0424)
Withdrawn	and Rescheduled to Concurrent Meeting of the Oakland
Redevelopm	nent Agency / City Council on 9/21/2004
Council Rep	ort Item 18 9 -21-04.pdf,
Resolution 7	8803.pdf
S-10.37CC	
Subject: Oa	akland Museum of California Master Plan
From: C	Cultural Arts and Marketing Department
Recommenda	tion: Receive an Informational progress Report on the Oakland Museum of
California Ma	aster Plan (04-0423)
A motion wa	as made by Councilmember Brunner, seconded by
Councilmen	nber Nadel, that this matter be *Received and Filed. The
motion carr	ried by the following vote:
Votes:	
ORA\Counc	ilmember Absent: 1 - Councilmember Reid
ORA\Counc	ilmember Ayes: 7 - Councilmember Nadel, Councilmember

Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
<u>04-0423.pdf</u> ,
<u>Item 9 7-13-04.pdf</u> ,
Item S10.37CC.pdf
S-10.38CC
Subject: Public Artwork - Bella Vista Park
From: Cultural Arts and Marketing Department
Recommendation: Adopt a Resolution authorizing a professional services agreement between
the City of Oakland and Eric Powell in an amount not to exceed \$16,500 for the creation of
public artwork for the Bella Vista Park (04-0469)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:

ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78714 C.M.S.
Contract Number 04-1782
<u>04-0469.pdf</u> ,
<u>Item 10 7-13-04.pdf</u> ,
Item S10.38CC.pdf,
78714 CMS.pdf
S-10.39CC
Subject: Public Artwork for the Oakland Childrens Zoo
From: Cultural Arts and Marketing Department
Recommendation: Adopt a Resolution authorizing a professional services agreement between



## 78715 CMS.pdf S-10.40CC Subject: Home Improvements For Paratransit Riders From: Department of Human Services

Recommendation: Adopt a Resolution authorizing the City Administrator to apply for, accept,

and appropriate funds in the amount of \$132,763 from Alameda County Transportation

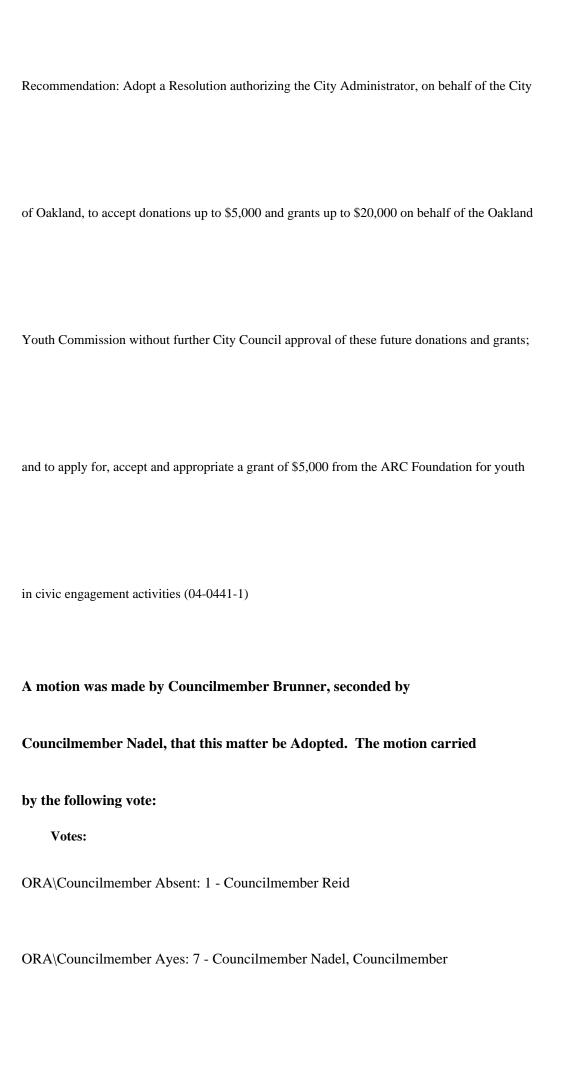
Improvement Authority (ACTIA) Measure B Funds for the Fiscal Years 2004-2006 and to

execute one year contracts with Center for Independent Living, Rebuilding Together - Oakland,
Rebuilding Together - Albany/Emeryville, to provide accessible home improvements for
paratransit services for Fiscal Years 2004-2006 in an amount not to exceed \$78,000 and to
amend the contracts for additional amounts received without returning to City Council
(04-0442)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried

by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78716 C.M.S.
Contract Number 04-1784
<u>04-0442.pdf</u> ,
<u>Item 12 7-13-04.pdf</u> ,
Item S10.40CC.pdf,
78716 CMS.pdf
S-10.41CC
Subject: Oakland Youth Commission

Department of Human Services

From:



Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78717 C.M.S.
<u>04-0441-1.pdf</u> ,
<u>Item 13 7-13-04.pdf</u> ,
Item S10.41CC.pdf,
78717 CMS.pdf
S-10.42CC
Subject: Child Care Food Program (CCFP) Grant
From: Department of Human Services
Recommendation: Adopt a 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 \$360,000 for program

year 2004-2005 (04-0584)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78718 C.M.S.
Scheduling Request.pdf,

Item S10.42CC.pdf,

Item 14 7-13-04.pdf,

78718 CMS.pdf

S-10.43CC

Subject: Access to Electronic Health Information Project Grant

From: Oakland Public Library
Recommendation: Adopt a Resolution authorizing the City Administrator to apply for, accept,
and appropriate a grant in the amount of \$8,000 from the National Network of Libraries of
Medicine Access to Electronic Health Information Project for Fiscal Year 2004-2005
(04-0449)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:  ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang

Resolution Number /8/19 C.M.S.
<u>04-0449.pdf</u> ,
<u>Item 15 7-13-04.pdf</u> ,
Item S10.43CC.pdf,
78719 CMS.pdf
S-10.44CC
Subject: Library Services Grants
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 \$25,000 from the
California State Library, Library Services and Construction Act Global Languages Programs
for Fiscal Year 2004-2005 (04-0446)

A motion was made by Councilmember Brunner, seconded by

## Councilmember Nadel, that this matter be Adopted. The motion carried by the following vote: Votes: ORA\Councilmember Absent: 1 - Councilmember Reid ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Brunner, Councilmember Wan, Councilmember Quan, President of the Council De La Fuente, Councilmember Brooks and Councilmember Chang Resolution Number 78720 C.M.S. Scheduling Request.pdf, Item 16 7-13-04.pdf, Item S10.44CC.pdf, 78720 CMS.pdf

National Forensic Sciences Improvement Act Program

Oakland Police Department

S-10.45CC

Subject:

From:

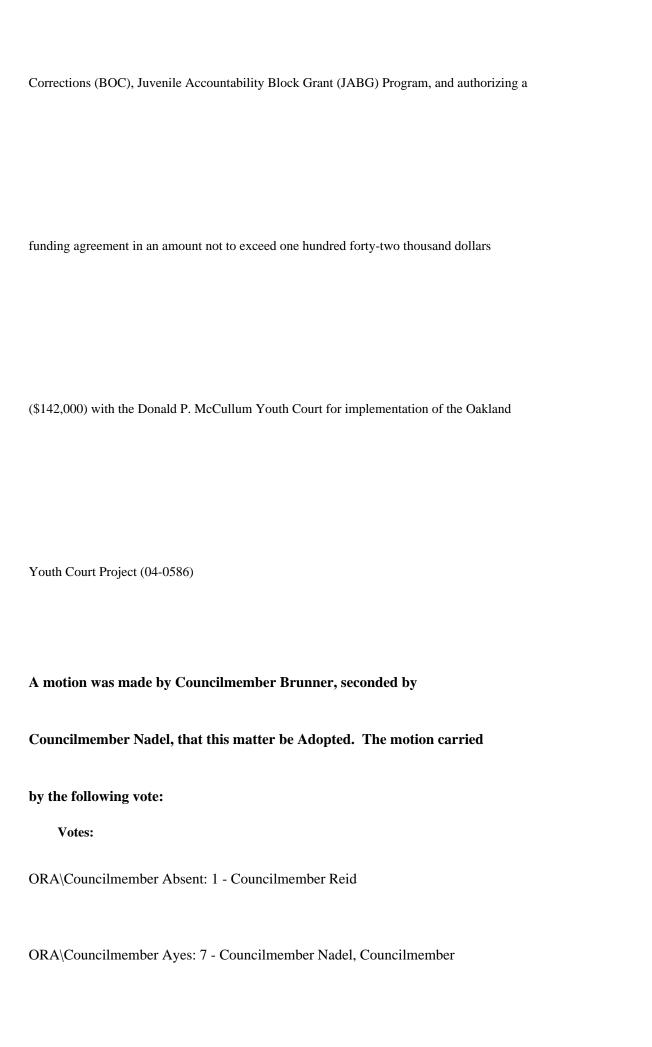
Recommendation: Adopt a Resolution authorizing the City Administrator, on behalf of the City
of Oakland to accept and appropriate grant funds in the amount of nine thousand one hundred
and eighty dollars (\$9,180) from the Governor's Office of Emergency Services for the Paul
Coverdell National Forensic Sciences Improvement Act Program being conducted in the Police
Department (04-0537)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember

Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78721 C.M.S.
Scheduling Request.pdf,
<u>Item 3 7-13-04.pdf</u> ,
Item S10.45CC.pdf,
<u>78721 CMS.pdf</u>
S-10.46CC
Subject: Domestic Violence Abatement Activities
From: Oakland Police Department
Recommendation: Adopt a Resolution authorizing the City Administrator, on behalf of the City
of Oakland, to accept and appropriate funds in the amount of seventeen thousand three hundred

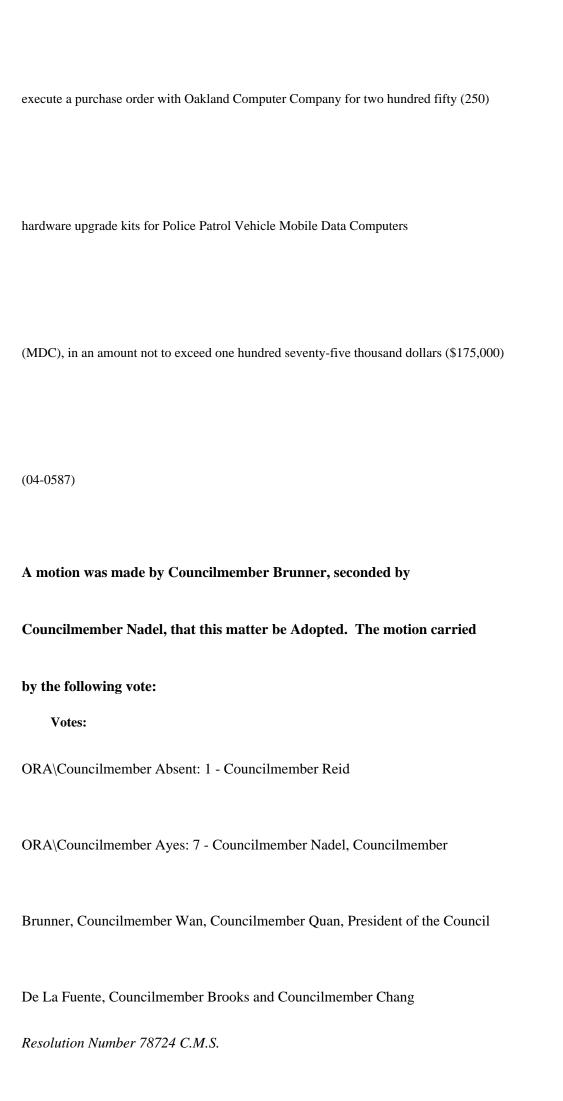
forty-three dollars and forty-five cents (\$17,343.45) from the State of California, Domestic
Violence Restraining Order System Fund, for use by the Oakland Police Department for
Domestic Violence Abatement Activities (04-0585)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:  Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78722 C.M.S.
Scheduling Request.pdf,
Item 4 7-13-04.pdf,

## Item S10.46CC.pdf

S-10.47CC
Subject: Oakland Youth Court Project
From: Oakland Police Department
Recommendation: Adopt a Resolution authorizing the City Administrator on behalf of the City
of Oakland to accept and appropriate a grant in an amount not to exceed one hundred fifty-three
thousand two hundred and three dollars (\$153,203) from the State of California, Board of



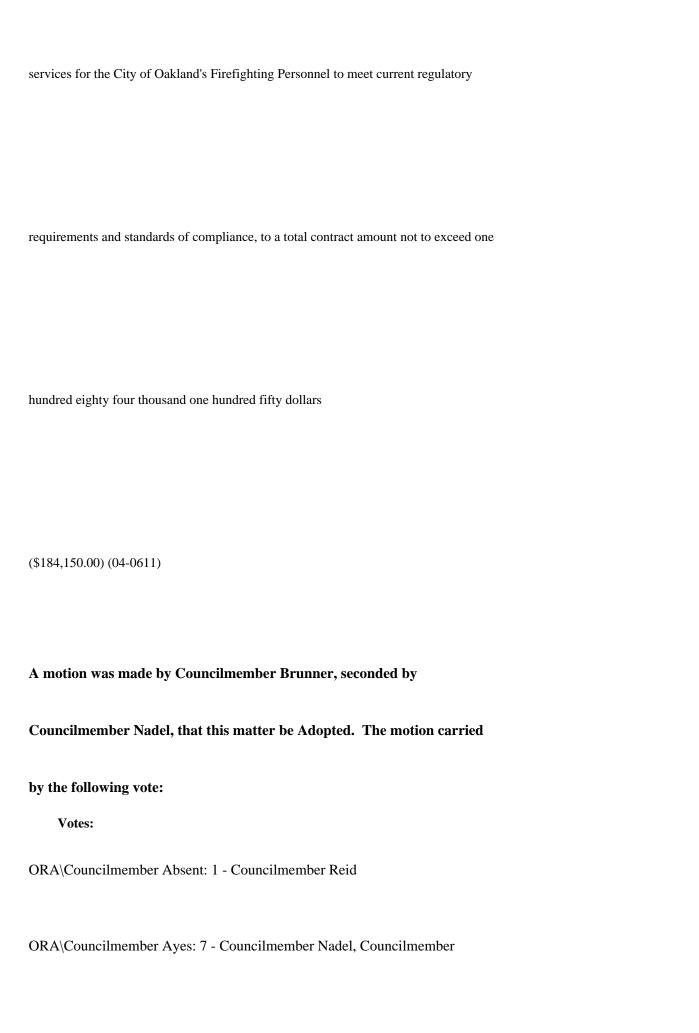
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78723 C.M.S.
Contract Number 04-1785
Scheduling Request.pdf,
<u>Item 5 7-13-04.pdf</u> ,
Item S10.47CC.pdf,
78723 CMS.pdf
S-10.48CC
Subject: Police Patrol Vehicle Mobile Data Computers
From: Oakland Police Department
Recommendation: Adopt a Resolution authorizing the City Administrator, or her designee, to



Scheduling Request.pdf,
<u>Item 6 7-13-04.pdf</u> ,
Item S10.48CC.pdf,
78724 CMS.pdf
S-10.49CC
Subject: New Weed and Seed Sites in East and West Oakland
From: Oakland Police Department
Recommendation: Adopt a Resolution authorizing a professional services agreement with
Resource Development Associates in the amount of forty thousand dollars
(\$40,000) for the development of two official recognition applications for submission to the

U.S. Department of Justice, Office of Justice Programs, Executive Office for Weed and Seed,
for the establishment of New Weed and Seed Sites in East and West Oakland (04-0610)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:  Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78725 C.M.S.
Contract Number 04-1786
Scheduling Request.pdf,
<u>Item 7 7-13-04.pdf</u> ,

Item S10.49CC.pdf,
<u>78725 CMS.pdf</u>
S-10.50CC
Subject: Sutter Health - Contract Amendment
From: Oakland Fire Department
Recommendation: Adopt a Resolution authorizing the City Administrator to amend Resolution
Number 76105 C.M.S dated October 31, 2000 to increase the contract with Sutter Health @
Work by ninety thousand dollars (\$90,000) for physical fitness assessments and health testing

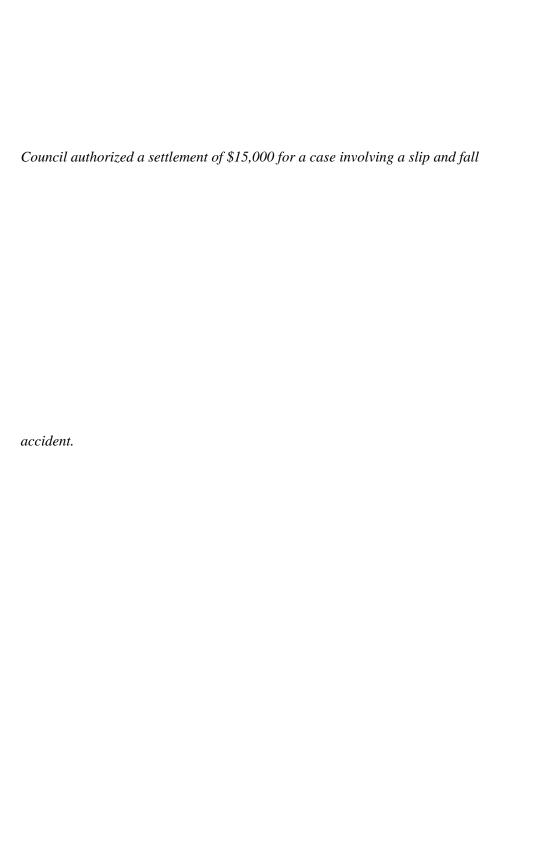


Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78726 C.M.S.
Contract Number 04-1787
Scheduling Request.pdf,
<u>Item 8 7-13-04.pdf</u> ,
Item S10.50CC.pdf,
78726 CMS.pdf
S-10.51CC
Subject: Recreation and Sports Programs - Assembly Bill 2404
From: President of the Council De La Fuente
Recommendation: Adopt a Resolution proclaiming support for initiatives that encourage equal
access to local recreation and sports programs for girls and boys throughout California

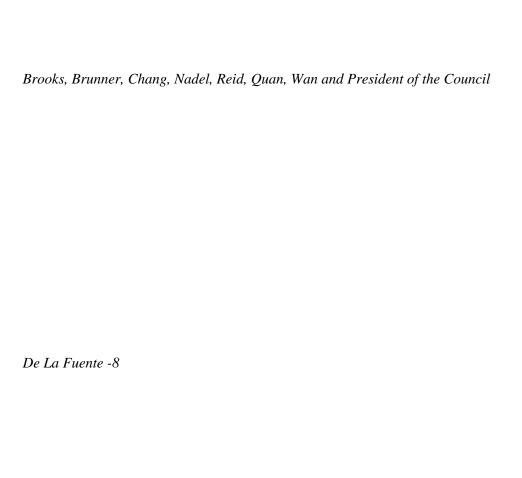
(including those in Oakland) who want to participate in such programs, specifically State
Assembly Bill 2404 introduced by Assembly Member Darrell Steinberg (04-0639)
A motion was made by Councilmember Brunner, seconded by
Councilmember Nadel, that this matter be Adopted. The motion carried
by the following vote:
Votes:
ORA\Councilmember Absent: 1 - Councilmember Reid
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks and Councilmember Chang
Resolution Number 78727 C.M.S.
Scheduling Request.pdf,
<u>Item S-7 7-15-04.pdf</u> ,
Item S10-51CC.pdf,
78727 CMS.pdf

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 *Approve as Submitted. The motion carried by
the following vote:
Votes:
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
There was one final decision made during closed session.







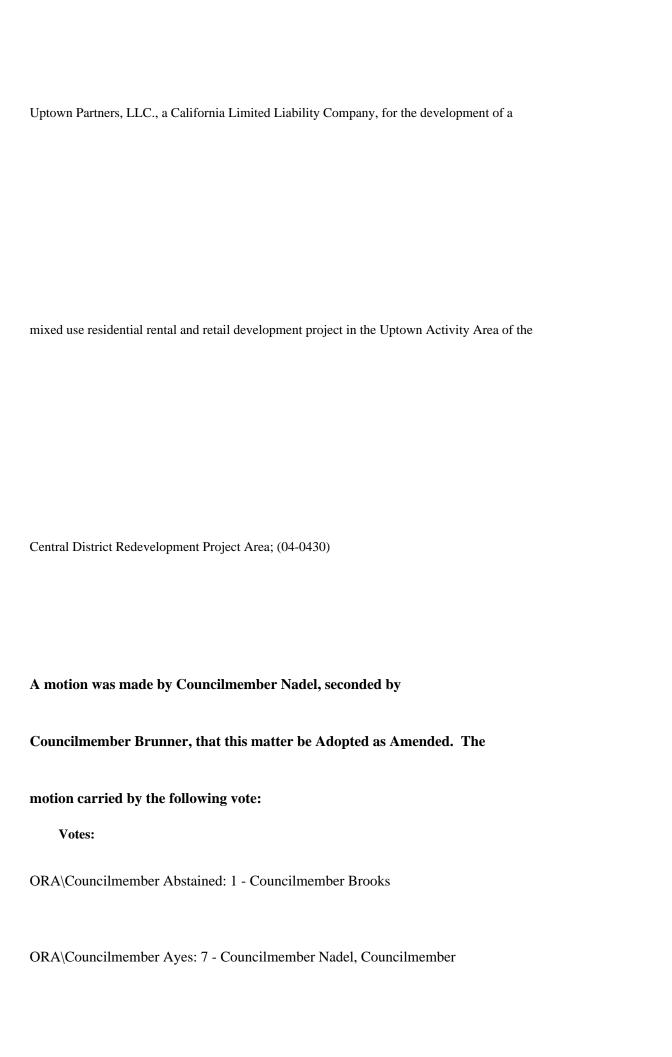


The following individual spoke and did not indicate a position on this item:
- Sanjiv Handa
12 A disclosure of non-confidential Closed Session Discussion pursuant to Section 15 to the
Sunshine Ordinance  A motion was made by Councilmember Wan, seconded by Councilmember
Chang, to Accepted. The motion carried by the following vote:  Votes:
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and

Councilmember Chang
Agency/Councilmember Wan 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: Brooks, Brunner, Chang,
Nadel, Reid, Quan, Wan and President of the Council De La Fuente -8
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: Uptown Activity Area - Continued Public Hearing

From: Co	ommunity and Economic Development Agency
Recommendati	ion: Conduct a continued Public Hearing and upon conclusion adopt the
following City	and Agency Resolutions regarding redevelopment activities in the Uptown
Activity Area	of the Central District Redevelopment Project Area

(Councilmember Nadel, District 3):	
(1) A Resolution authorizing approval and execution of a Lease Disposition and Development (1) A Resolution authorizing approval and execution of a Lease Disposition and Development (1) A Resolution authorizing approval and execution of a Lease Disposition and Development (1) A Resolution authorizing approval and execution of a Lease Disposition and Development (1) A Resolution	nent
Agreement, Ground Leases, and related documents between the Redevelopment Agency a	nd



Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
Resolution Number 78728 C.M.S.







- John Nelson

- Sean Heron

- Phil Tagami





- Steve Lowe

- Robert Leste

- Geoffrey Pete

- Wilson Riles



- Joyce Roy



- Anna Naruta

- John Chapman

- Sanjiv Handa

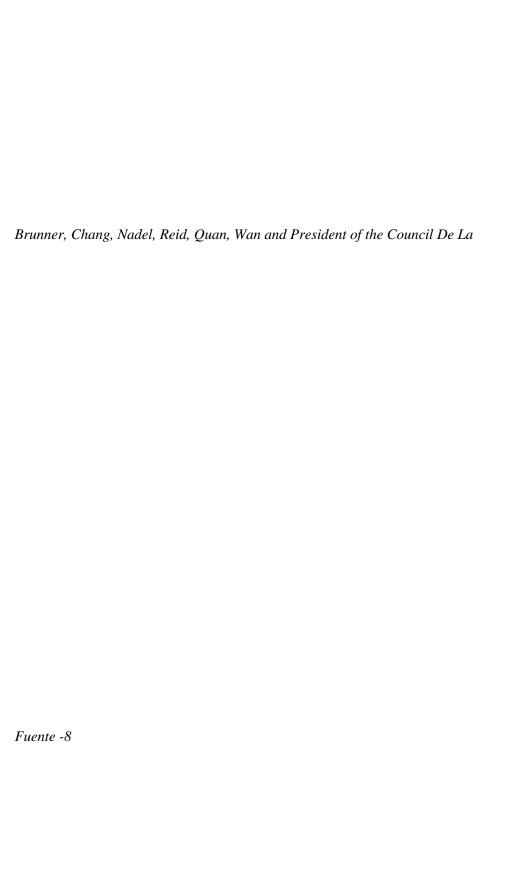


opened at 9:15 PM









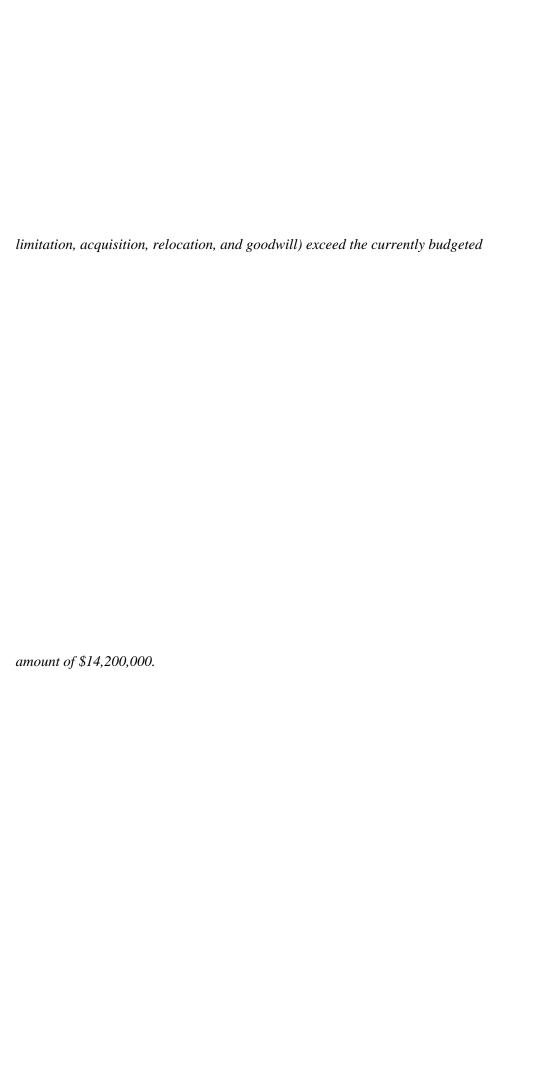


Agency/Councilmo	ember Brunner to adop	t the resolution as an	nended on Item	
14.1-1 and 14.1-2	to include in the LDD.	A provisions giving th	ne Agency and the	

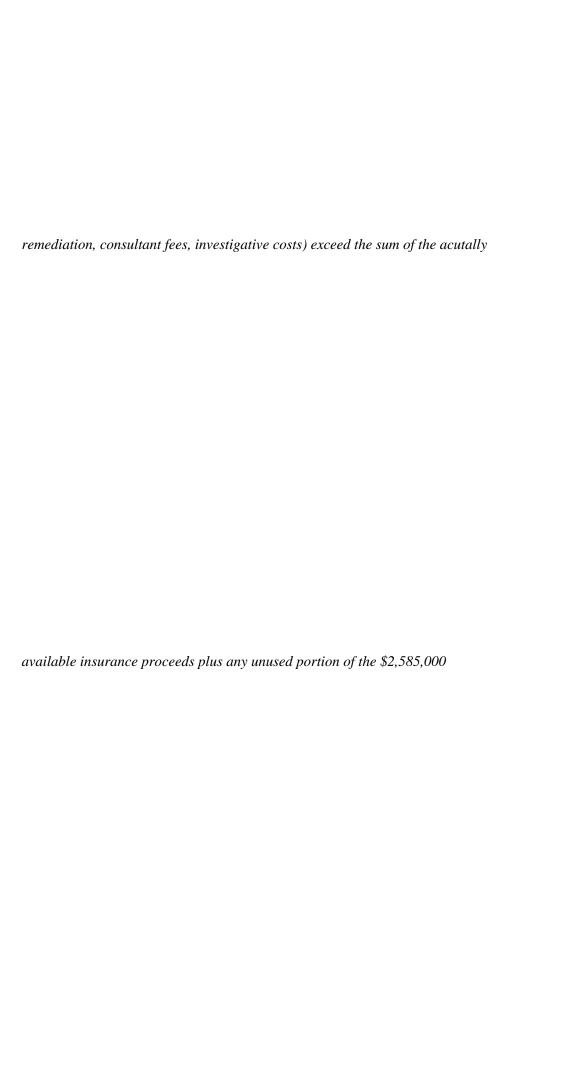


A. The Agency/City	Remediation and cost	sharing obligation we	ould exceed
\$2,585,000 and an o	acceptable cost sharing	g agreement has not b	een approved

by the Agency, or				
B. The projected	costs associated with	h land acquisition (	(including, withou	ıt

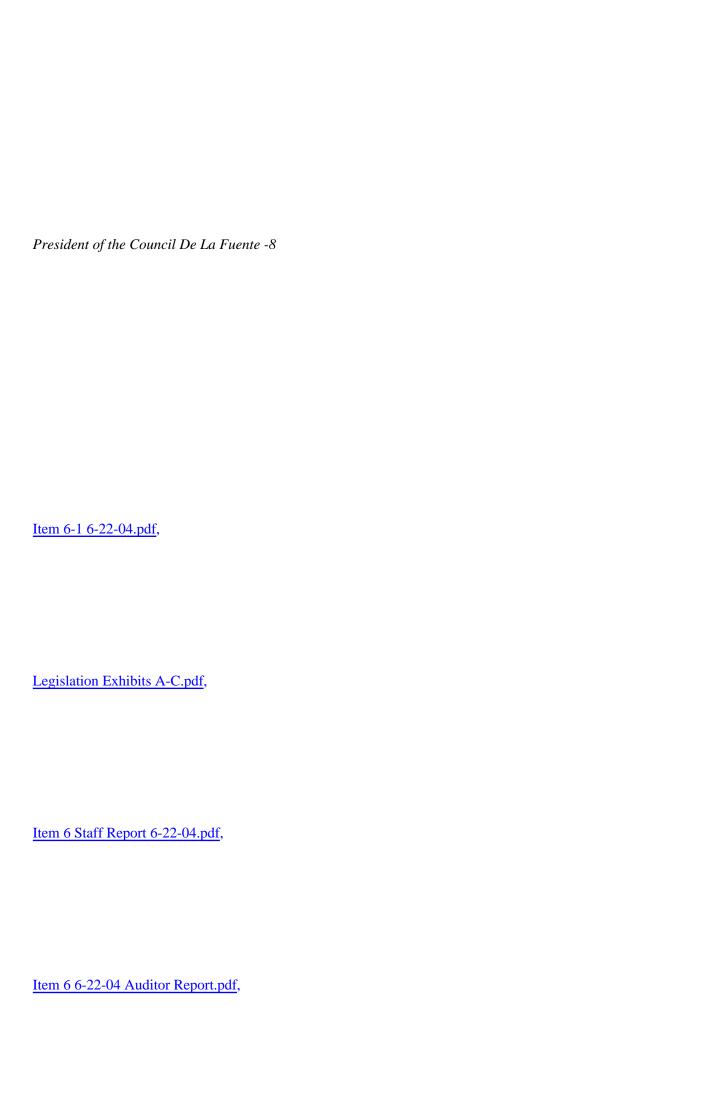


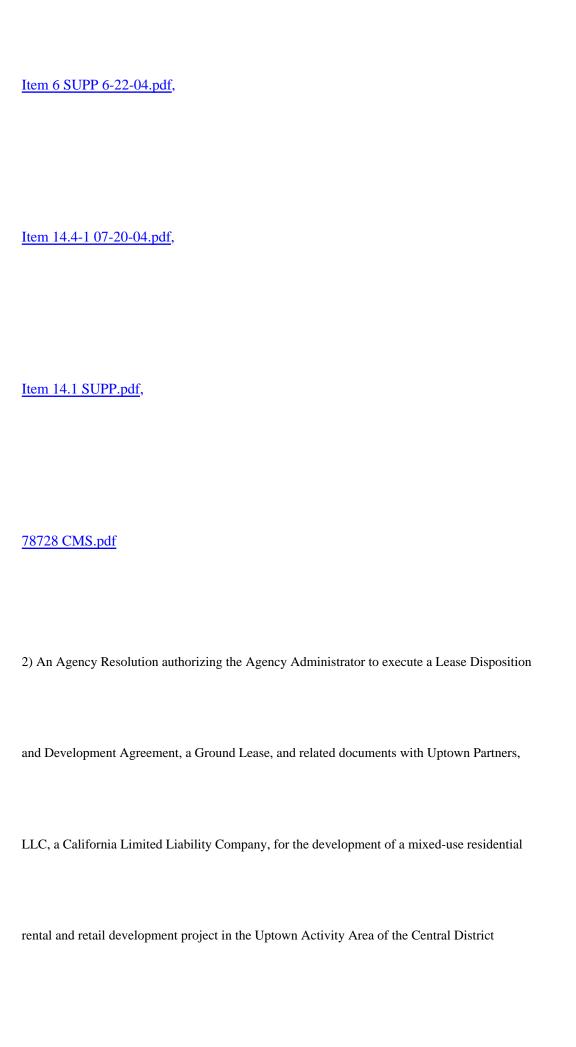
2. If, after closing, the re	emediation costs for	previously unknow	n
contamination (including	, without limitation,	environmental insi	urance costs,







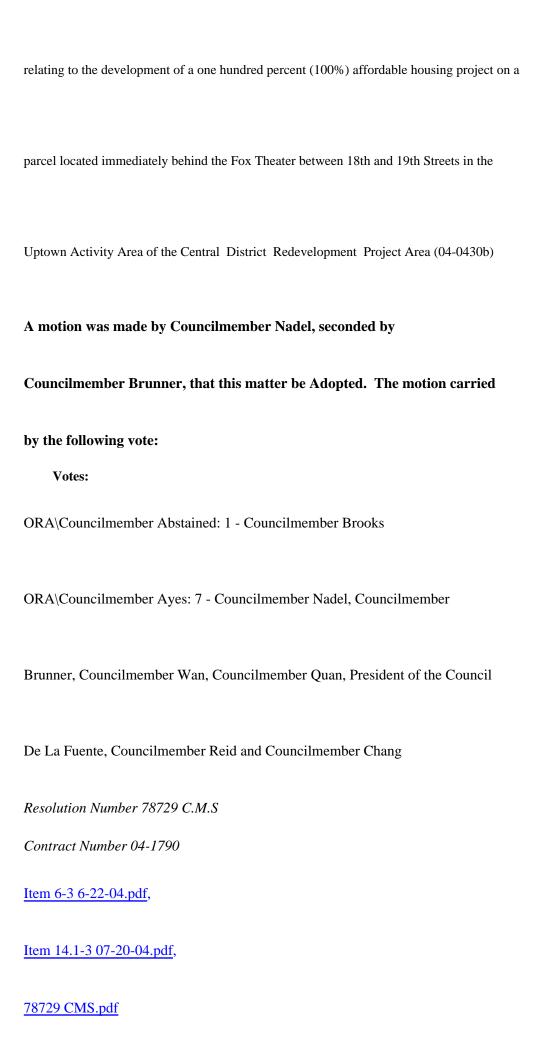




A motion was made by Councilmember Nadel, seconded by
Councilmember Brunner, that this matter be Adopted as Amended. The
motion carried by the following vote:
Votes:
ORA\Councilmember Abstained: 1 - Councilmember Brooks
ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Reid and Councilmember Chang
ORA Resolution Number: 2004-38 C.M.S.
Contract Number 04-1789
<u>Item 6-2 6-22-04.pdf</u> ,
<u>Item 14.1-2 07-20-04</u> ,
<u>2004-38 CMS.pdf</u>
3) A Resolution authorizing the City Administrator to execute a Cooperation Agreement with

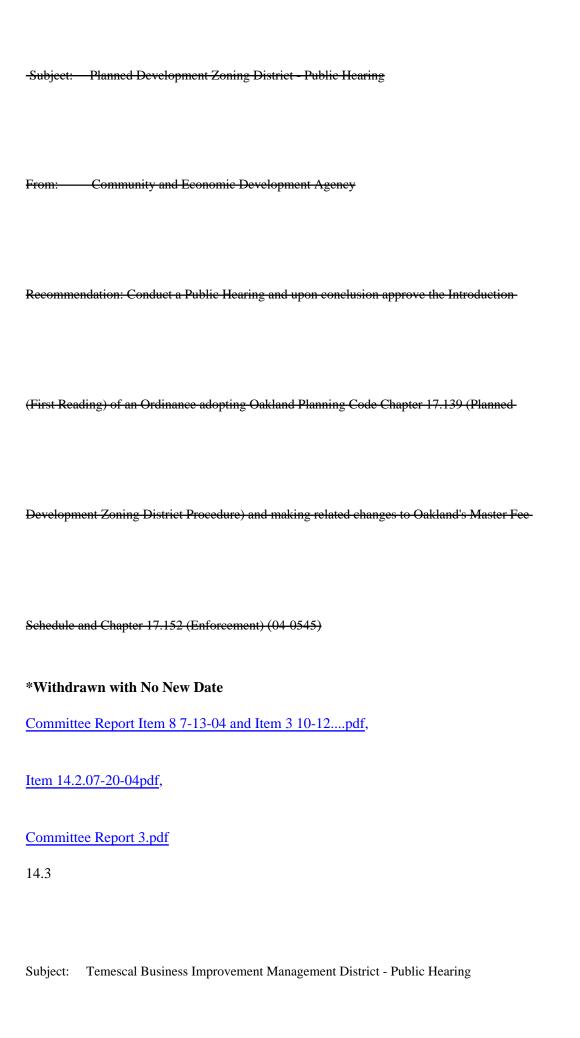
the Redevelopment Agency of the City of Oakland, and the Coalition for Workforce Housing

Redevelopment Project Area; (04-0430a)



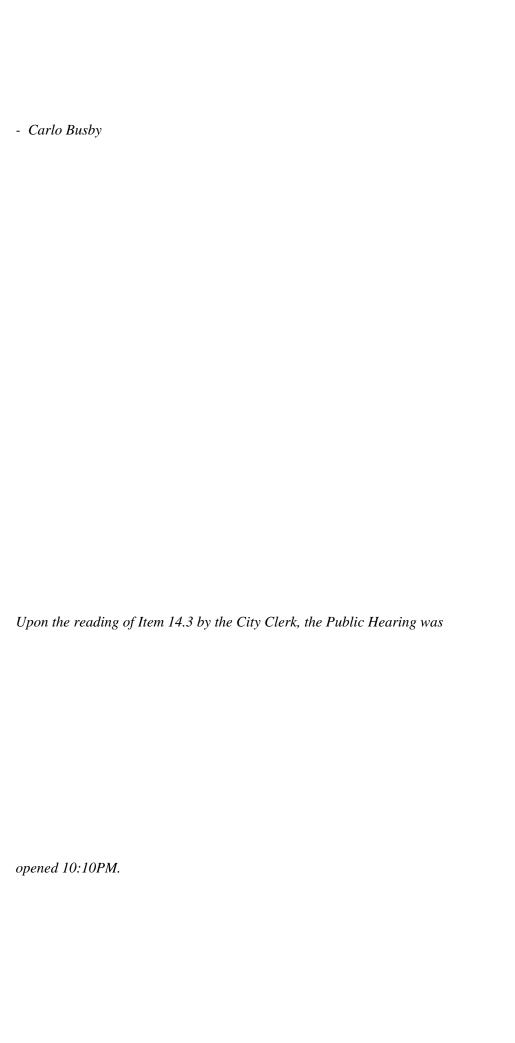
4) An Agency Resolution authorizing the Agency Administrator to execute a Cooperation				
Agreement with the City of Oakland, and the Coalition for Workforce Housing Relating to the				
development of a one hundred percent (100%) affordable housing project on a parcel located				
immediately behind the Fox Theater between 18th and 19th Streets in the Uptown Activity				
Area of the Central District Redevelopment Project Area; and (04-0430c)				
A motion was made by Councilmember Nadel, seconded by				
Councilmember Brunner, that this matter be Adopted. The motion carried				
Councilmember Brunner, that this matter be Adopted. The motion carried by the following vote:				
by the following vote:				
by the following vote:  Votes:				
by the following vote:  Votes:  ORA\Councilmember Abstained: 1 - Councilmember Brooks				
by the following vote:  Votes:  ORA\Councilmember Abstained: 1 - Councilmember Brooks  ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember				
by the following vote:  Votes:  ORA\Councilmember Abstained: 1 - Councilmember Brooks  ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember  Brunner, Councilmember Wan, Councilmember Quan, President of the Council				

Item 6-4 6-22-04.pdf, Item 14.1-4 07-20-04.pdf, 2004-39 CMS.pdf 5) An Agency Resolution adopting a Replacement Housing Plan for housing units to be demolished at the Westerner Hotel, 1918-1954 San Pablo Avenue, for the Uptown Project (04-0430d) A motion was made by Councilmember Nadel, seconded by Councilmember Brunner, that this matter be Adopted. The motion carried by the following vote: Votes: ORA\Councilmember Abstained: 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: 2004-40 C.M.S. Item 6-5 6-22-04.pdf, Item 14.1-5 07-20-04.pdf, 2004-40 CMS.pdf <del>14.2</del>

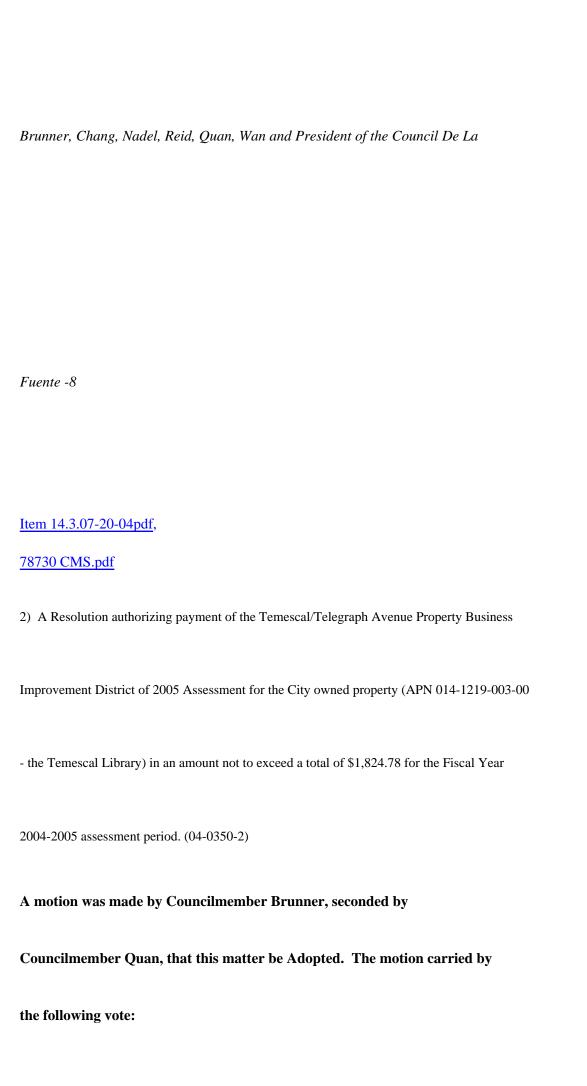


From: Community and Economic Development Agency
Recommendation: Conduct a Public Hearing and upon conclusion adopt the following pieces of
legislation (Councilmember Brunner, District 1):
1) A Resolution establishing the Temescal/Telegraph Avenue Property Business Improvement

District of 2005, approving the Management Plan, directing filing of the proposed assessment
district boundary description, making a determination with regard to the majority protest
procedure for approval of the proposed assessments; and approving the assessments for the
District; and (04-0350-1)
A motion was made by Councilmember Brunner, seconded by  Councilmember Quan, that this matter be Adopted. The motion carried by
the following vote:  Votes:
ORA\Councilmember Absent: 1 - Councilmember Nadel







ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
Resolution Number 78731 C.M.S.
<u>Item 14.3.07-20-04pdf</u> ,
78731 CMS.pdf
14.4
Subject: Tree Permit Appeal-4437 Mountain View Avenue - Public Hearing
From: Office of Parks and Recreation
Recommendation: Conduct a Public Hearing and upon conclusion adopt a Resolution denying
the appeal filed by Guy Moore and Shirley Leonard-Moore against the decision of the Director
of the Office of Parks and Recreation approving the issuance of a tree removal permit -

Votes:

	<b>Continued to</b>	Concurrent 1	Meeting of the	Oakland Redevelo	opment Agency /
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## **City Council on 9/21/2004**

The following individual(s) spoke and indicated a neutral position on this item:

- Shirley Moore

Council Report Item 14.6 9-21-04.pdf,

Supplemental Council Report 14.6 9-21-04.pdf,

Resolution 78799.pdf

## ACTION ON NON-CONSENT ITEMS:

Subject: Cannabis Initiative Petition

Office of the City Clerk From:

Recommendation: Receive a Report from the City Clerk on the results of signature verification

of the Oakland Cannabis Initiative Petition and adopt the following legislation: (04-0626)

Scheduling Request.pdf,

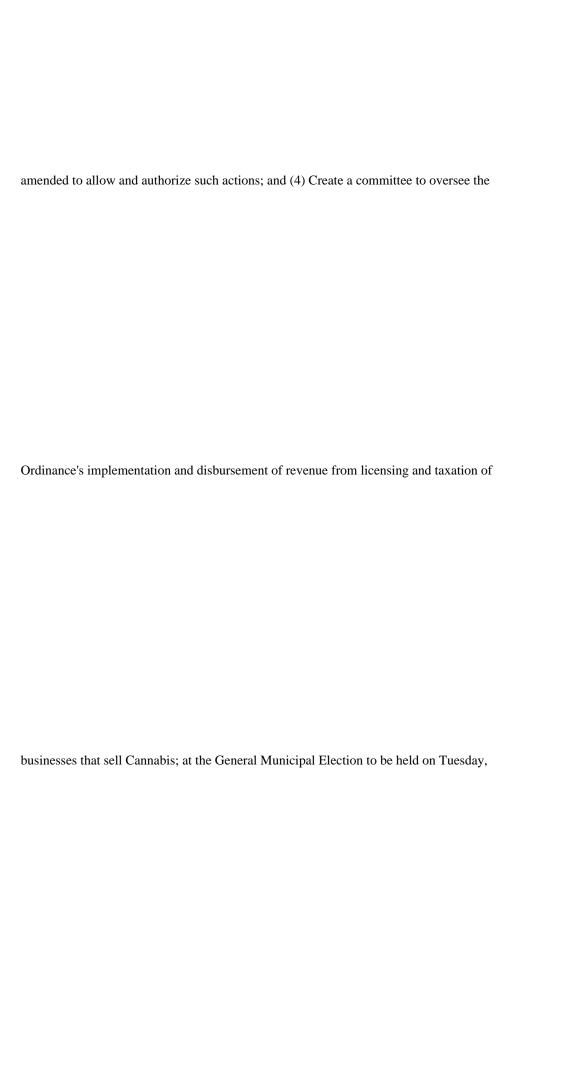
Item 15. 07-20-04pdf,

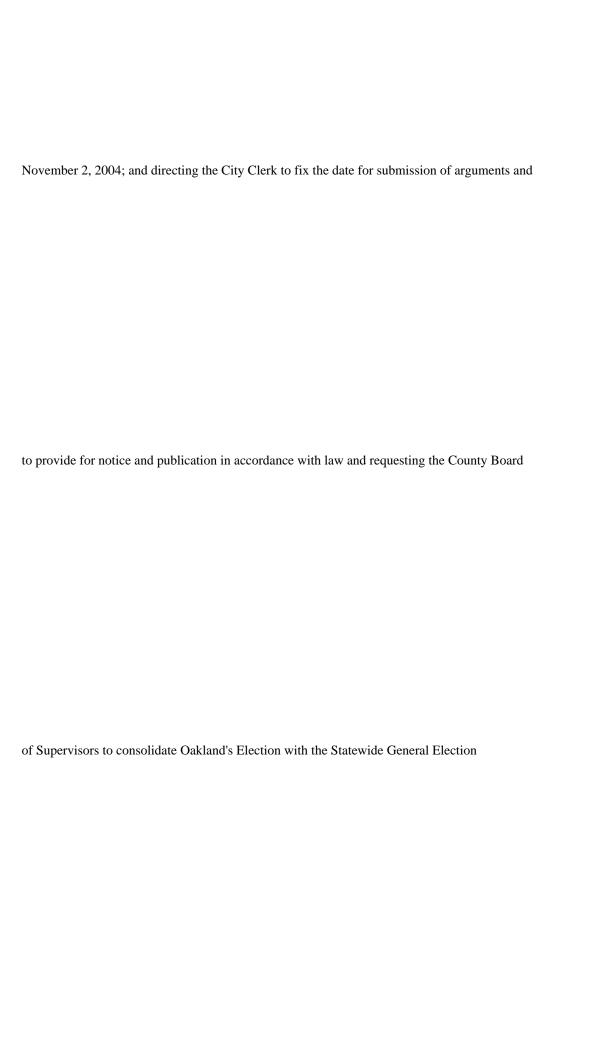
78733 CMS.pdf

1) A Resolution submitting to the voters a Proposed Initiative Ballot Measure - an Ordina	nce
that would require that the City of Oakland (1) Make investigation, citation and arrest for	
private adult cannabis (marijuana) offenses the City's lowest law enforcement priority;	

(2)Advocate through its lobbyist and City officers for changes in state and other laws to (a)	
allow and authorize taxation and regulation of cannabis marijuana) for adults and eliminate	
criminal penalties for private, adult cannabis use, (b) grant local control to cities and counties	







(04-0626-1)
A motion was made by Councilmember Wan, seconded by President of the
Council De La Fuente, that this matter be Adopted as Amended. The
motion carried by the following vote:  Votes:
ORA\Councilmember Noes: 2 - Councilmember Reid and Councilmember
Chang
ORA\Councilmember Ayes: 6 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente and Councilmember Brooks





- Dale Gieringer

- Mikki Norris

- Chris Conrad

- Joe DeVries



- Katherine Moore

- Svea O'Banion















and also directing the City Attorney to research the legality and validity of the
ballot measure and authorize the City Attorney to take action necessary to
address legal issues that the City Attorney identifies,
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
<u>Item 15. 07-20-04pdf</u> ,
78733 CMS.pdf
Councilmember Nadel made a motion, seconded by Vice Mayor Chang, to
extend the meeting past 10:30 p.m.  16
Subject: Community Policing and Violence Prevention Ballot Measure

From: City Administrator's Office/Office of the City Attorney	
Recommendation: Adopt a Resolution submitting, on the City Council's own motion, to the	
Electors at the November 2, 2004 General Election, a proposed Ordinance (1) creating a special	
parcel tax and (2) increasing the parking tax, (3) increasing the Business License Tax for	
massage establishments and liquor stores in order to fund violence and crime prevention	
programs; consolidating the Election with the Statewide Presidential Election; and directing the	

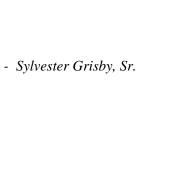
City Clerk to fix the date for submission of arguments and provide for notice and publication in
accordance with the November 2, 2004, Statewide Presidential Election (04-0389-6c)
A motion was made by Councilmember Quan, seconded by
Councilmember Wan, that this matter be Approve as Amended. The
motion carried by the following vote:
Votes:
ORA\Councilmember Noes: 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



- Michele Clark

- Bill Ashley





- Darryl Ham



- Judi Hirsh

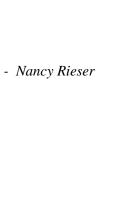






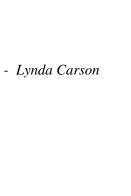
- Aaron Shuman





- Elder Freeman





- James Vann

- Vildred Dawson





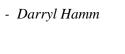






- Colleen Brown

- Orlando Johnson



- Beverly Dove

- Mark Daly















2) Part 1, Section 3, Paragraph 2, B will include the following language at the





3) Part 1, Section 3, Paragraph 2, C will include the following language at the	





4) Part 2, Section 4, Paragraph,	will be revised to include the	e word "sworn"	



5) 1	Part 3, Section 2 (C), sha	ll include the following o	additional language:	







































President of the Council De La Fuente -7, Noes: Nadel-1

Item 3 Report & Legislation 6-2-04.pdf,

Item 16. 07-20-04 pdf,

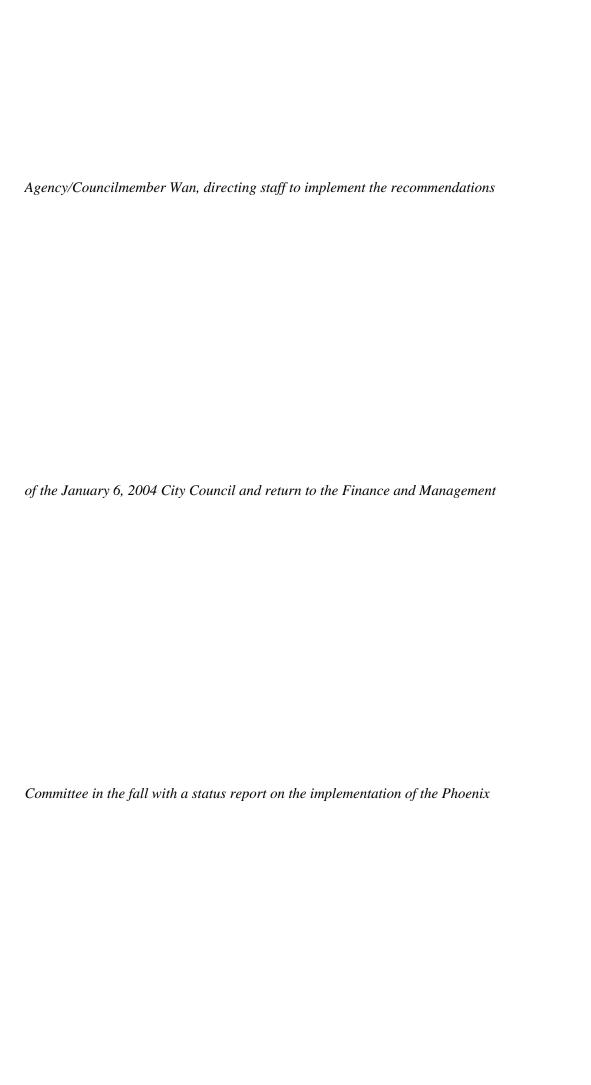
78734 CMS.pdf

Subject: Phoe	enix Model Implementation Report
From: Off	fice of the City Attorney
Recommendation	on: A Discussion and Action on a report regarding allocating costs of general
liability claims	among City agencies according to a model used by the City of Phoenix
(04-0637)	
A motion was	s made by Councilmember Brunner, seconded by
Councilmeml	ber Wan, that this matter be Approved. The motion carried
by the follow	ing vote:
Votes: ORA\Council:	member Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Cou	ncilmember Wan, Councilmember Quan, President of the Council
De La Fuente,	Councilmember Brooks, Councilmember Reid and
Councilmemb	er Chang

The following individual(s) spoke in favor of this item:	
- Rashidah Grinage	
- Vildred Dawson	

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

- Sanjiv Handa	
Agency/Councilmember Brunner made a motion, seconded by	





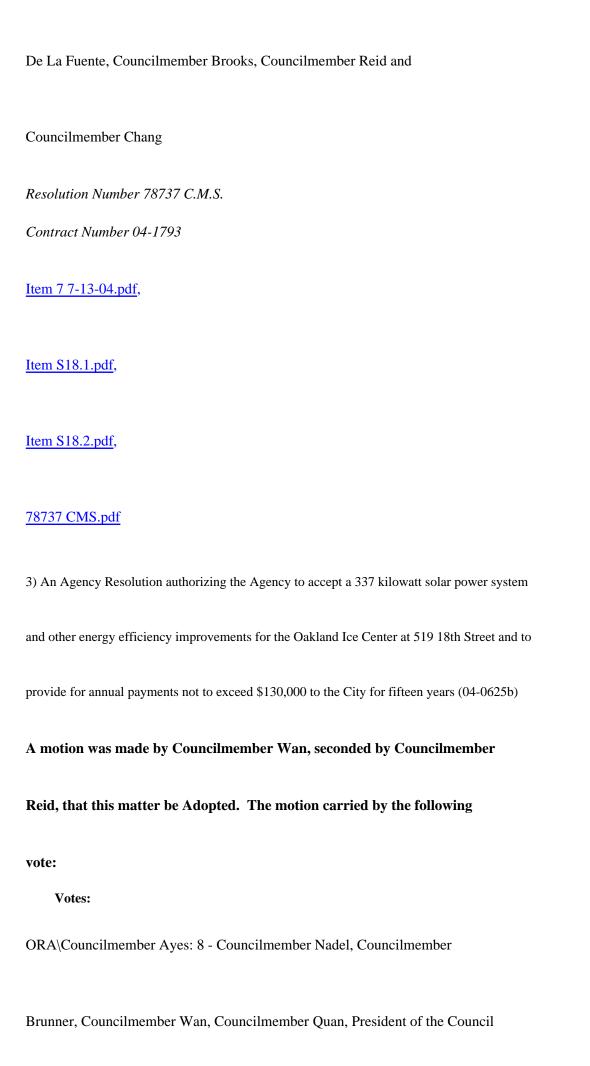
Fuente -8
Scheduling Request.pdf,
<u>Item 17.07-20-04 pdf</u> 18
Subject: Solar Power Project
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the City Administrator to accept and
appropriate approximately \$3,839,258 in rebates from Pacific Gas and Electric Company for
implementing a one megawatt solar power and energy efficiency project (04-0625c)
A motion was made by Councilmember Wan, seconded by Councilmember
Reid, that this matter be Adopted. The motion carried by the following
vote:

Votes:

1) A Resolution authorizing the City Administrator to implement a one megawatt solar power
and energy efficiency project by appropriating and allocating funds in the total amount of
\$7,759,500; and entering into an agreement with PowerLight Corp. in an amount not to exceed
\$7,214,338 (PURSUANT TO SECTION 902-E OF THE CITY CHARTER, THIS ITEM
REQUIRES A 2/3 VOTE OF THE COUNCIL - 6 AFFIRMATIVE VOTES); and (04-0625)
Adopted

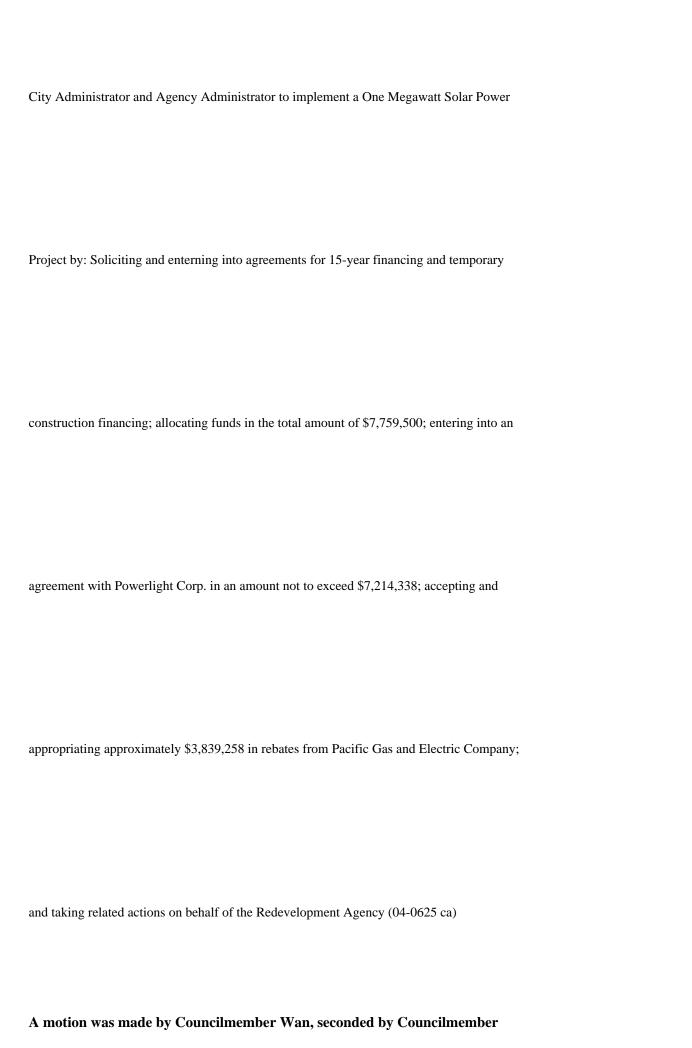
Resolution Number 78736 C.M.S.

Committee Report Item 7 7-13-04.pdf,
Council Report Item S18-1 7-20-04.pdf,
<u>Item S18.2.pdf</u> ,
78736 CMS.pdf
2) A Resolution authorizing the City Administrator to solicit, and enter into agreements for
15-year financing in an amount not to exceed \$3,138,858 and temporary construction financing
in an amount not to exceed \$1,000,000 for implementing a one megawatt solar power and
energy efficiency project; and (04-0625a)
A motion was made by Councilmember Wan, seconded by Councilmember
Reid, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council



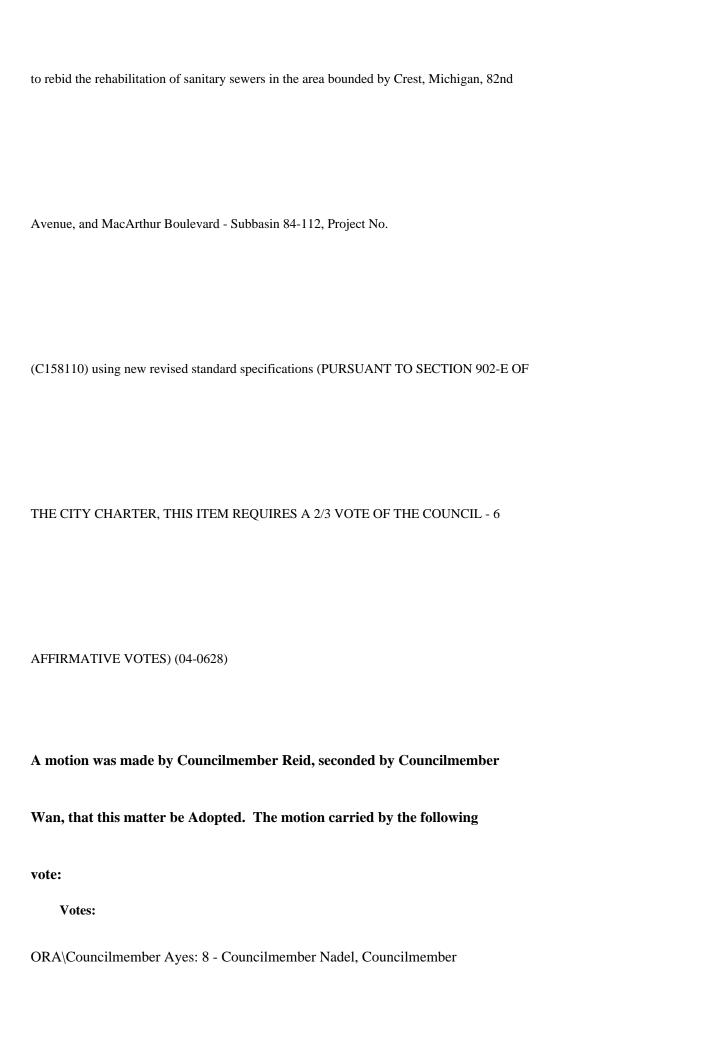
Councilmember Chang
ORA Resolution Number 2004-41 C.M.S.
Item 7 7-13-04.pdf,
Item S18.1.pdf,
Item S18.2.pdf,
2004-41 CMS.pdf
S-18.2
Subject: One Megawatt Solar Power Project
From: Office of the City Auditor
Recommendation: Receive the City Auditor's report regarding the Resolutions authorizing the

De La Fuente, Councilmember Brooks, Councilmember Reid and



following vote:
Votes:
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
Item S18.2.pdf,
<u>Item S18.1.pdf</u> 19
Subject: Rehabilitation of Sanitary Sewers
From: Public Works Agency
Recommendation: Adopt a Resolution authorizing the City Administrator to reject all bids and

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



Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
Resolution Number 78738 C.M.S.
Scheduling Request.pdf,
<u>Item 19. 07-20-04 pdf</u> ,
78738 CMS.pdf
20
Subject: Tree Appeal - 6036 Contra Costa Road
From: Public Works Agency
Recommendation: Adopt a Resolution to amend Resolution No. 77953 C.M.S. and Tree
Removal Permit DR01-154 Conditions of Approval regarding a Tree Removal Permit Appeal
at 6036 Contra Costa Road (04-0630)
A motion was made by Councilmember Brunner that this matter be
Adopted. The motion carried by the following vote:  Votes:

ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
Resolution Number 78739 C.M.S.
The following individual(s) spoke in favor of this item:
- Stephen Glaudemans
- Guita Boostani
Scheduling Request.pdf,
<u>Item 20. 07-20-04 pdf</u> ,
78739 CMS.pdf
21

Subject: Assembly Bill 2782		
From: Office of the City Attorney		
Recommendation: Adopt a Resolution declaring the City of Oakland's position on the following		
2004 State Legislation support for Assembly Bill 2782. Public Agencies, Joint Powers		
Agencies, Meetings. Assemblyman Benoit (04-0643)		
A motion was made by Councilmember Wan, seconded by Councilmember		
Quan, that this matter be Adopted. The motion carried by the following		
Quan, that this matter be Adopted. The motion carried by the following		
Quan, that this matter be Adopted. The motion carried by the following vote:		
vote:		
vote: Votes:		
vote:  Votes:  ORA\Councilmember Absent: 1 - Councilmember Reid		
vote:  Votes:  ORA\Councilmember Absent: 1 - Councilmember Reid  ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember		
vote:  Votes:  ORA\Councilmember Absent: 1 - Councilmember Reid  ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember  Brunner, Councilmember Wan, Councilmember Quan, President of the Council		

78740 CMS.pdf

Subject:	Oakland Workforce Investment Board - Ultimate Staffing
From:	Community and Economic Development Agency
Recommer	ndation: Adopt the following legislation regarding the Workforce Investment Board's
Business S	ervices Plan:
1) A Resol	ution authorizing the appropriation of all revenues generated through the
implement	ation of the Oakland Workforce Investment Board's Business Services Plan to

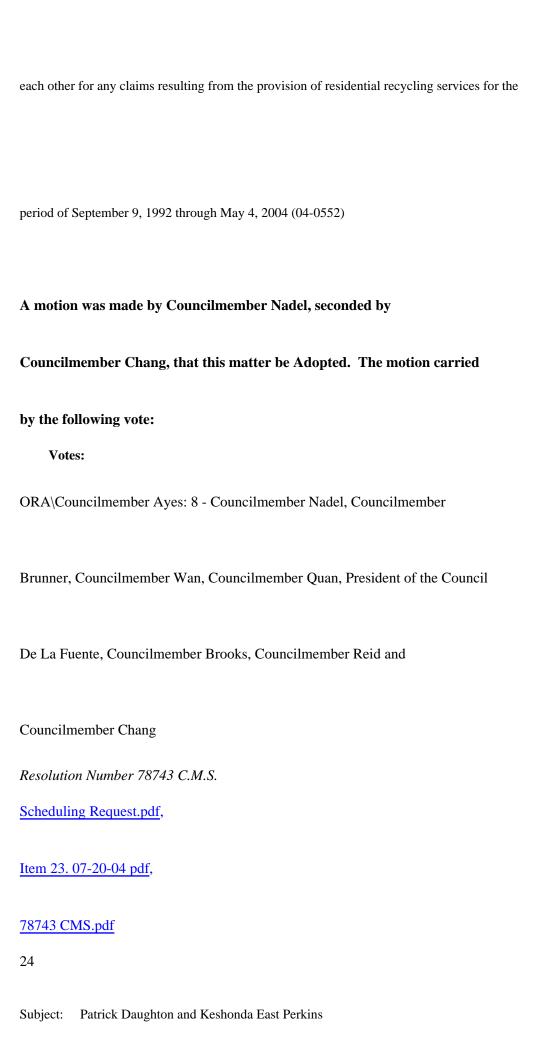
business service activities; and (04-0399)		
A motion was made by Councilmember Brunner, seconded by		
Councilmember Wan, that this matter be Adopted. The motion carried by		
the following vote:		
Votes:		
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember		
Brunner, Councilmember Wan, Councilmember Quan, President of the Council		
De La Fuente, Councilmember Brooks, Councilmember Reid and		
Councilmember Chang		
Resolution Number 78741 C.M.S.		
<u>04-0399.pdf</u> ,		
Item 4 6-22-04.pdf,		
Item 10.20-1CC 07-06-04.pdf,		

Item 22. 07-20-04 pdf,

## 78741 CMS.pdf

2) A Resolution authorizing a contract for professional services with Ultimate Staffing to	
provide business services on behalf of the Oakland Workforce Investment Board from July 1,	
2004 through June 30, 2005, in an amount not to exceed \$350,000 (04-0399a)	
A motion was made by Councilmember Brunner, seconded by	
Councilmember Wan, that this matter be Adopted. The motion carried by	
the following vote:	
Votes:	
ORA\Councilmember Abstained: 2 - Councilmember Nadel and	
Councilmember Brooks	
ORA\Councilmember Ayes: 6 - Councilmember Brunner, Councilmember	
Wan, Councilmember Quan, President of the Council De La Fuente,	
Councilmember Reid and Councilmember Chang	
Resolution Number 78742 C.M.S.	
Contract Number 04-1794	

<u>Item 4 6-22-04.pdf</u> ,	
<u>Item 10.20-2CC 07-06-04.pdf</u> ,	
<u>Item 22. 07-20-04 pdf</u> ,	
78742 CMS.pdf	
23	
Subject: Closeout of 1992 Residential Recycling Agreement	
From: Public Works Agency	
Recommendation: Adopt a Resolution authorizing the City Administrator to execute an	
Agreement with California Waste Solutions (CWS) in the amount of \$109,405 to pay for the	
closeout of CWS' 1992 Residential Recycling Agreement and for both parties to indemnify	



## Children's Fund Planning and Oversight Committee

From: Councilmember Brunner
Recommendation: Adopt a Resolution reappointing Patrick Daughton and Keshonda East
Perkins as members of the Children's Fund Planning and Oversight Committee (04-0634)
A motion was made by Councilmember Quan, seconded by
Councilmember Wan, that this matter be Adopted. The motion carried by
the following vote:
Votes:
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
Resolution Number 78744 C.M.S.
Item 24. 07-20-04 pdf,
78744 CMS.pdf
25

Subject: Nicole Franklin and Michael Lighty - City Planning Commission

From: Office of the Mayor			
Recommendation: Adopt a Resolution reappointing Nicole Franklin and Michael Lighty as			
members of the City Planning Commission (04-0641)			
A motion was made by Councilmember Quan, seconded by			
Councilmember Wan, that this matter be Adopted. The motion carried by			
the following vote:			
Votes:			
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember			
Brunner, Councilmember Wan, Councilmember Quan, President of the Council			
De La Fuente, Councilmember Brooks, Councilmember Reid and			
Councilmember Chang			
Resolution Number 78745 C.M.S.			
<u>Item 25. 07-20-04 pdf</u> ,			
78745 CMS.pdf 26			
Subject: Alfred Lee - Oakland Housing Authority			
From: Office of the Mayor			
Recommendation: Adopt a Resolution reappointing Alfred Lee as a member of the Oakland			

Housing Authority (04-0642)		
A motion was made by Councilmember Quan, seconded by		
Councilmember Wan, that this matter be Adopted. The motion carried by		
the following vote:		
Votes:		
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember		
Brunner, Councilmember Wan, Councilmember Quan, President of the Council		
De La Fuente, Councilmember Brooks, Councilmember Reid and		
Councilmember Chang		
Resolution Number 78746 C.M.S.		
<u>Item 26. 07-20-04 pdf</u> ,		
78746 CMS.pdf S-27		
Subject: City of Oakland Infrastructure Needs		
From: Public Works Agency		

Recommendation: A continued discussion and action on a follow-up report and adopt a

Resolution establishing prioritization methods for the City of Oakland's facilities and structures
parks and open space, sewers, storm drains, streets sidewalks, and traffic improvement
infrastructure needs (04-0226-1)
A motion was made by Councilmember Reid, seconded by Councilmember
Wan, that this matter be Adopted. The motion carried by the following
vote: Votes:
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
Resolution Number 78747 C.M.S.
<u>Item 3 7-13-04.pdf</u> ,
Item S27.pdf,
<u>78747 CMS.pdf</u>

S-28

Subject: Sur	mmer Recess Purchase Authorizations
From: O	ffice of the City Administrator
Recommendat	tion: Adopt a Resolution authorizing the City Administrator to take action on
procurement o	of the following supplies and services exceeding \$500,000 and professional
services contra	acts exceeding \$150,000 during the Oakland Redevelopment Agency /City

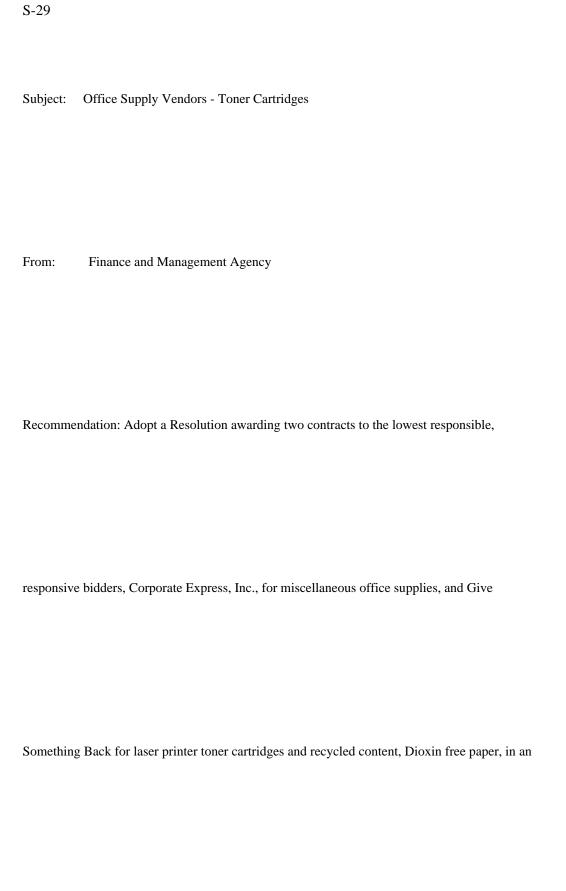
Council 2004 Summer Recess:					
Council 2004 Summer Recess:					
1) Authorization to negotiate and execute a professional services contract for transportation					
planning services with the selected consultant in an amount not to exceed \$156,000 from the					
Fruitvale Alive Environmental Justice Grant; and (04-0612)					
A motion was made by Councilmember Reid, seconded by Councilmember					
Nadel, that this matter be Adopted. The motion carried by the following					
,					

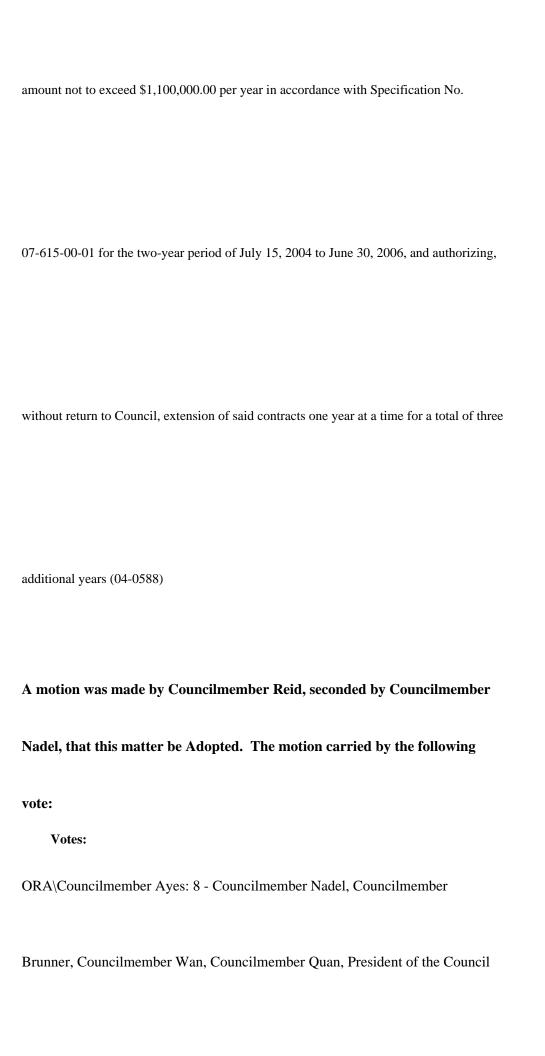
vote:
Votes:
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
Resolution Number 78748 C.M.S
Contract Number 04-1795
Committee Report Item 6 7-13-04.pdf,
Council Report Item S28 7-20-04.pdf,
78748 CMS_V2.pdf
2) Authorization to increase the change order limit by \$115,000 on the construction contract
with Ray's Electric for the Eastlake Streetscape and Pedestrian Enhancement Project, for a total
contract amount not to exceed \$1,909,685. (Project Number G174710) (04-0612a)
Contract Number 04-1796
Council Report Item S28 7-20-04.pdf,
78748 CMS.pdf
3) Authorization to award a construction contract to the lower responsible bidder for a not to

exceed amount of one hundred fifty thousand dollars (\$150,000) for the installation of	
merchant kiosks at the Frank Ogawa Plaza, without return to the Council/Agency, provided that	
if bids are not received or are non-responsive, the City/Agency Administrator may reject all	
bids and negotiate and award the contract not to exceed \$150,000, without return to the	
Council/Agency, and reprogram funds for this purpose; and (04-0612b)	
Contract Number 04-1797	
Committee Report Item 6 7-13-04.pdf,	
Council Report Item S28 7-20-04.pdf,	
78748 CMS.pdf	
4) Authorization to use Redevelopment Agency funds, or alternative non-Agency funds, in the	
amount of one hundred fifty thousand dollars (\$150,000) for the installation of merchant kiosks	
at the Frank Ogawa Plaza, and making supporting findings (04-0612c)	
Committee Report Item 6 7-13-04.pdf,	

Counciil Report Item S28 7-20-04.pdf,

## 78748 CMS.pdf





De La Fuente, Councilmember Brooks, Councilmember Reid and						
Councilmember Chang						
Resolution Number 78749 C.M.S.						
Contract Number 04-1798						
Committee Report Iterm 10 7-13-04.pdf,						
Council Report Item S29 7-20-04.pdf,						
78749 CMS.pdf						
S-30						
Subject: Street Tree Protection						
From: Councilmember Brunner						
Recommendation: Approve the Introduction (First Reading) of an Ordinance amending						
Oakland Municipal Code Sections 12.36.010 and 12.36.090 and adding a new Section						
12.04.400 for the purpose of further protecting Oakland's City-owned street trees (.04-0543)						

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 September 21, 2004.							
The motion carried by the following vote:							
Votes:							
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember							
Brunner, Councilmember Wan, Councilmember Quan, President of the Council							
De La Fuente, Councilmember Brooks, Councilmember Reid and							
Councilmember Chang							
Resolution NumberThe following individual(s) spoke and did not indicate a							
position on this item:							
- Gabriel Union							
Council Report 7 6-22-04.pdf,							

Committee Report Item 3 7-13-04.pdf,

## Council Report Item S30 7-20-04.pdf, Council Report Item 20.pdf S-31 Oakland Trust for Clean Water and Safe Parks Subject: From: Public Works Agency Recommendation: Adopt a Resolution authorizing the implementation plans for the Oakland Trust for Clean Water and Safe Parks, Measure DD, Creek Restoration, Watershed Acquisition and Lake Merritt Water Quality Programs (04-0422) A motion was made by Councilmember Nadel, seconded by Councilmember Quan, that this matter be Adopted. The motion carried by the following vote: Votes:

De La Fuente, Councilmember Brooks, Councilmember Reid and

ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember

Brunner, Councilmember Wan, Councilmember Quan, President of the Council

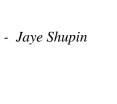
Councilmember Chang
Resolution Number 78750 C.M.S.
<u>04-0422.pdf</u> ,
<u>Item 4 7-13-04.pdf</u> ,
Item S31.pdf,
78750 CMS.pdf
S-32
Subject: Oakland City Stables
From: Office of Parks and Recreation
Recommendation: Discussion and action on a report and recommendations to issue a Request
for Proposals for the operation of Oakland City Stables and to proceed with Capital
Improvements (04-0609)
A motion was made by Councilmember Reid, seconded by Councilmember
Quan, that this matter be Approved. The motion carried by the following
vote:

ORA\Councilmember Noes: 2 - Councilmember Nadel and Councilmember
Brooks
ORA\Councilmember Ayes: 6 - Councilmember Brunner, Councilmember
Wan, Councilmember Quan, President of the Council De La Fuente,
Councilmember Reid and Councilmember Chang

Votes:



- Ondriette Johnson





- Judi Bank

- Carol Balfe





- Michael Smith

- M. Kathy Dunn

- C'Dell Johnson

- Elena Knox

- Bill Ritchie

- Susan Burnett



















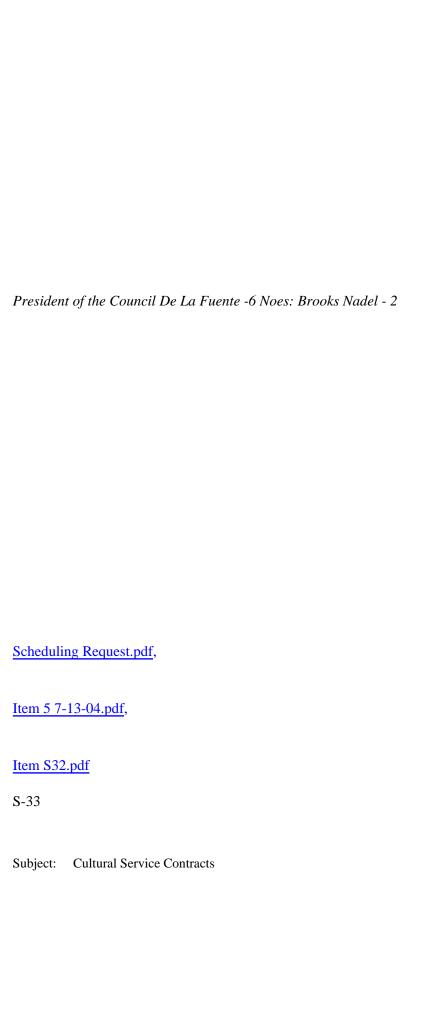












From: Cultural Arts and Marketing Department
Recommendation: Adopt a Resolution authorizing the City Administrator to enter into cultural
services contracts with 67 Oakland-based nonprofit organizations and individual artists
providing arts and cultural services in Oakland during Fiscal Year 2004-2005 in a total amount
not to exceed \$1,306,517 (04-0425)
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 Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang

Contract Number 04-1799
<u>04-0425.pdf</u> ,
<u>Item 6 7-13-04.pdf</u> ,
Item S33.pdf,
78751 CMS.pdf
S-34
Subject: Swinerton Builders - Police Administration Building
From: Public Works Agency

Recommendation: Adopt a Resolution authorizing the City Administrator to amend the

Resolution Number 78751 C.M.S.

professional services contract with Swinerton Builders for Construction Manager At-Risk	
Services to include the construction phase of the Police Administration Building Weak Story	
Seismic Retrofit Phase I Project and to either (1) increase the contract compensation amount by	
\$8 million for a total contract amount not to exceed \$8.5 million if the Federal government	

approves Federal Emergency Management Agency ("FEMA") Grant Funds for the project or,
(2) increase the contract compensation amount by \$5.5 million of Measure I funding (Bond
funding for public safety purposes) for a total contract amount of \$6 million, if FEMA grant
funds are not approved (PURSUANT TO SECTION 902-E OF THE CITY CHARTER, THIS

ITEM REQUIRES A 2/3 VOTE OF THE COUNCIL - 6 AFFIRMATIVE VOTES) (04-0622)
A motion was made by Councilmember Reid, seconded by Councilmember
Chang, that this matter be Adopted. The motion carried by the following
vote:
Votes:
ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember
Brunner, Councilmember Wan, Councilmember Quan, President of the Council
De La Fuente, Councilmember Brooks, Councilmember Reid and
Councilmember Chang
Resolution Number 78752 C.M.S.
Contract Number 04-1800

The following individual(s) spoke and did not indicate a position on this item:	
- Sanjiv Handa	
Scheduling Request.pdf,	
<u>Item 9 7-13-04.pdf</u> ,	
Item 9 Auditor Report 7-13-04.pdf,	
Item S34.pdf,	
78752 CMS.pdf	
<b>Continuation of Open Forum</b>	
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 2:36 a.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.



Phone: (510) 238-7370 Fax: (510) 238-6699 Recorded Agenda: (510) 238-2386 Telecommunications Display Device: (510) 839-6451 (TDD)

City Clerk and Clerk of the Council