

Meeting Minutes City of Oakland

Office of the City Clerk

Oakland City Hall

1 Frank H. Ogawa Plaza

Oakland, California 94612

Ceda Floyd, City Clerk

Concurrent Meeting of the Oakland Redevelopment Agency

/City Council

Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California, 94612

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

Tuesday, April 06, 2004

6:00 PM

Oakland City Hall, 3rd Floor

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

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

was convened at 6:35 p.m.

1
Pledge of Allegiance
2

Roll Call / ORA & Council

COUNCIL MEMBERS; Jane Brunner, Dist. 1; Danny Wan, Dist. 2; Nancy Nadel, Dist. 3;

Jean Quan, Dist. 4; Desley Brooks, Dist. 6; Larry Reid, Dist. 7; Vice Mayor Henry Chang,

At-Large, and President Ignacio De La Fuente, Dist. 5

ORA\Councilmember Present: 8 - Councilmember Nadel, Councilmember

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

De La Fuente, Councilmember Brooks, Councilmember Reid and Vice Mayor

Chang

3

Open Forum / Citizens Comments

(Time Available: 15 minutes)

The following individuals spoke under this item:

-Michael Robert Collins

-Thordie Ashley

-James M. Smith

-Dorothy Coleman

-Oscar Wright

-John Grace

-Sanjiv Handa

-Lynda Carson

4

Modifications to the Consent Calendar, and requests from Councilmember(s) to pull an item from the Consent Calendar, shall be scheduled for the next-succeeding City Council meeting as a non-consent item.

Items 10.3CC, 10.5CC and 10.9CC were withdrawn and rescheduled to the April 20, 2004 City Council meeting as Non-Consent items.

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 Concurrent Meeting of the Oakland Redevelopment Agency/City Council held on March 16, 2004.

A motion was made by Councilmember Reid, seconded by Councilmember

Wan, 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 Vice Mayor

Chang

8. PRESENTATION OF CEREMONIAL MATTERS

8.1

Subject: Sandre R. Swanson

From: President De La Fuente and Councilmember Brunner

Recommendation: Adopt a Resolution declaring Sandre R. Swanson Day in Oakland and

commending him for 30 years of public service (04-0220)

A motion was made by Councilmember Brunner, seconded by President of

the Council De La Fuente, 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 Vice Mayor

Chang

Resolution Number 78436 C.M.S.

[04-0220.pdf](#),

[8.1.pdf](#),

[78436 CMS.pdf](#)

8.2

Subject: Sexual Assault Awareness Month

From: Councilmember Nadel

Recommendation: Adopt a Resolution declaring April as "Sexual Assault Awareness Month" (

04-0249)

A motion was made by Councilmember Nadel, seconded by

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

the following vote:

Votes:

ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember

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

De La Fuente, Councilmember Brooks, Councilmember Reid and Vice Mayor

Chang

Resolution Number 78437 C.M.S

The following individual spoke under this item and did not indicate a position:

-Ilana M. Gerjuoy

[04-0249.pdf,](#)

[8.2.pdf,](#)

[78437 CMS.pdf](#)

8.3

Subject: Students Run Oakland Program

From: Vice Mayor Chang

Recommendation: Adopt a Resolution commending the Students Run Oakland (SRO) Program

for outstanding achievement and contribution to Oakland youth (04-0245)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78438 C.M.S.

[04-0245.pdf](#),

[8.3.pdf](#),

[78438 CMS.pdf](#)

S-8.4

Subject: National Community Development Week

From: Vice Mayor Chang

Recommendation: Adopt a Resolution declaring April 12-18, 2004, National Community

Development Week (04-0274)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78439 C.M.S.

The City Clerk advised the Council that an urgency finding was necessary for

the Council to consider this item.

Agency/Councilmember Chang made a motion seconded by Agency/

Councilmember Wan to approve an urgency finding pursuant to Section 2.20.

080 E(2) regarding Item S-8.4 that there is a need to take immediate action

which came to the attention of the local body after the agenda was posted, and

that the need to take immediate action relates to a purely ceremonial or

commendatory action.

[04-0274.pdf](#),

[S-8.4 SUPP 4-6-04.pdf](#),

[78439 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 Fred Richardson and Albertine

Bradford.

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

that the meeting be adjourned in memory of Albertine Bradford and Sue Carol

Brown.

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

that the meeting be adjourned in memory of Bob Gattis.

10. CONSENT CALENDAR (CC) ITEMS:

10.1CC

Subject: Declaration of a Local Emergency due to AIDS epidemic

From: Office of the City Attorney

Recommendation: Adopt a Resolution renewing and continuing the City Council's Declaration

of a Local Emergency due to the existence of a critical public health crisis with regard to the

AIDS epidemic (04-0255)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78440 C.M.S.

The following individuals spoke in favor of this item:

-Joe Hawkins

-Hazel Wesson

-Patricia Kevena Fili

[10.1CC.pdf,](#)

[78440 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 (04-0256)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78441 C.M.S.

[10.2CC.pdf](#),

[78441 CMS.pdf](#)

10.3CC

Subject: Gustavo Fuentes - 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 Gustavo Fuentes v. Officer A. Ramos, et al., United States

District Court Case No. C-004647 CW, our file no. 20481, in the amount of \$450,000.000. This

case involves a claim of use of excessive force and false arrest, (Oakland Police Department-

Alleged Civil Rights Violation) (04-0257)

This item was withdrawn and rescheduled to the April 20, 2004 City Council

agenda

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

- Sanjiv Handa

[10.3CC.pdf](#),

[Item 17.pdf 4-20-04,](#)

[78491 CMS.pdf](#)

10.4CC

Subject: Donald Jones - 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 Donald Jones v. City of Oakland, et al., United States

District Court Case No. C03-3303 WHA, our file number 23206, in the amount of \$8,000.00.

This case involves claims of violations of civil rights against Oakland Police Officers (Oakland

Police Department-Police Conduct) (04-0185)

A motion was made by Vice Mayor Chang, seconded by Councilmember

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

vote:

Votes:

ORA\Councilmember Abstained: 1 - Councilmember Brunner

ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Wan,

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

Brooks, Councilmember Reid and Vice Mayor Chang

Resolution Number 78442 C.M.S.

The following individual spoke against this item:

- John Grace

[10.4CC.pdf,](#)

[04-0185 Withdrawn.pdf,](#)

[10.4CC.pdf,](#)

[78442 CMS.pdf](#)

10.5CC

Subject: Javad T.M. Jackson - 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 Javad T. M. Jackson v. City of Oakland, et al., United States

District Court Case No. C 02 4496 WHA (JCS), our file number 22389, in the amount of \$250,

000.00. (Oakland Police Department) (04-0262)

This item was withdrawn and rescheduled to the April 20, 2004 City Council

agenda

[10.5CC.pdf](#),

[Item 18.pdf 4-20-04](#),

[78492 CMS.pdf](#)

10.6CC

Subject: Uhuru Cooper - 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 Uhuru Cooper v. City of Oakland, et al., United States

District Court Case Number C 02-5926 MHP, our file number X01744, in the amount of \$35,

000.00. This case involves the arrest of the plaintiff (Oakland Police Department-Alleged Civil

Rights Violation) (04-0258)

A motion was made by Vice Mayor Chang, seconded by Councilmember

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

vote:

Votes:

ORA\Councilmember Abstained: 1 - Councilmember Brunner

ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Wan,

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

Brooks, Councilmember Reid and Vice Mayor Chang

Resolution Number 78443 C.M.S.

[10.6CC.pdf](#),

[78443 CMS.pdf](#)

10.7CC

Subject: West Bay Builders, Inc. - 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 City of Oakland v. West Bay Builders, Inc., Superior Court,

County of Alameda, Case No. 840197-1, in the amount of \$600,000.00. This case involves

claims for extra work arising from the construction of the Oakland Animal Shelter (Public

Works Agency) (04-0259)

A motion was made by Vice Mayor Chang, seconded by Councilmember

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

vote:

Votes:

ORA\Councilmember Abstained: 1 - Councilmember Brunner

ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Wan,

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

Brooks, Councilmember Reid and Vice Mayor Chang

Resolution Number 78444 C.M.S.

[10.7CC.pdf](#),

[78444 CMS.pdf](#)

10.8CC

Subject: Alameda Point General Plan Amendment - 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 City of Oakland v. City of Alameda (Alameda Point General

Plan Amendment) on the following terms: City will provide \$462,000 in traffic and pedestrian

safety improvements in Oakland Chinatown; City of Alameda will provide an additional \$500,

000 for such improvements in Oakland Chinatown; and the City of Alameda will provide \$75,

000 to cover the cost of establishing and administering an Oakland Chinatown Advisory

Committee that will advise Oakland and Alameda on Chinatown development and

environmental review issues (Alameda County Superior Court Case Number RG-03133599) (

04-0235)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78445 C.M.S.

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

-Sanjiv Handa

[04-0235.pdf,](#)

[10.8CC.pdf,](#)

[78445 CMS.pdf](#)

10.9CC

Subject: Jose Ortiz - 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 Jose Ortiz v. City of Oakland, et al., Alameda County

Superior Court Case No. 2002-045451, our file number 21470, in the amount of \$15,000.00. (

Oakland Police Department) (04-0261)

This item was withdrawn and rescheduled to the April 20, 2004 City Council

agenda

[10.9CC.pdf,](#)

[Item 19.pdf 4-20-04,](#)

10.10CC

Subject: Salary Ordinance Amendment - Unrepresented Employee

From: Finance and Management Agency

Recommendation: Approve the Final Passage (Second Reading) of an Ordinance amending the

Salary Schedule of Ordinance Number 12187 C.M.S. (the Salary Ordinance) to increase the

salaries of Unrepresented Employee job classifications in Units UK1, U31, UN1 and UR1 (04-

0116)

A motion was made by Vice Mayor Chang, seconded by Councilmember

Wan, that this matter be Approved for Final Passage. 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 Vice Mayor

Chang

Ordinance Number 12590 C.M.S.

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

-Sanjiv Handa

[04-0116.pdf](#),

[Item 4 3-9-04.pdf](#),

[S-10.29CC.pdf](#),

[10.10CC.pdf](#),

[12590 CMS.pdf](#)

10.11CC

Subject: Salary Ordinance Amendment - Classifications

From: Finance and Mangement Agency

Recommendation: Approve the Final Passage (Second Reading) of an Ordinance amending the

Salary Schedule of Ordinance Number 12187 C.M.S. (the Salary Ordinance) to add the

classifications of Construction and Maintenance Mechanic, PPT, Head Start Facilities

Coordinator, Hearing Officer, Hearing Officer, PPT, Maintenance Mechanic, PPT, Senior

Hearing Officer, Senior Hearing Officer, PPT and Web Specialist, and to amend the

classifications of Police Identification Section Supervisor, Fire Communications Dispatcher,

Senior, Fire Communications Supervisor, Electrical Engineer II and Electrical Engineer III (04-

0124)

A motion was made by Vice Mayor Chang, seconded by Councilmember

Wan, that this matter be Approved for Final Passage. 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 Vice Mayor

Chang

Ordinance Number 12591 C.M.S.

[04-0124.pdf,](#)

[Item 3 3-9-04.pdf,](#)

[Item S-23 3-16-04.pdf,](#)

[10.11CC.pdf,](#)

[12591 CMS.pdf](#)

10.12CC

Subject: Motorized Scooters

From: Oakland Police Department

Recommendation: Adopt a Resolution in support of Assembly Bill 1878 (Chan) to amend the

California Vehicle Code to provide additional traffic enforcement strategies to address

problems associated with motorized scooters (04-0193)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78446 C.M.S.

[04-0193.pdf](#),

[10.12CC.pdf](#),

[78446 CMS.pdf](#)

10.13CC

Subject: Planning Commission Appeal - 4690 Tompkins

From: Community and Economic Development Agency

Recommendations: Adopt a Resolution upholding the appeal, reversing the decision of the City

Planning Commission approving the application, and denying the application for a Major

Conditional Use Permit to convert an existing rest home facility into a twenty-seven unit

residential project located at 4690 Tompkins Avenue, Oakland (03-0120-1)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78447 C.M.S.

The following individual spoke in favor of this item:

- Jeff John Doney

[10.13CC.pdf](#),

[78447 CMS.pdf](#)

10.14CC

Subject: Certified Farmers' Market-Mo' Better Foods

From: Community and Economic Development Agency

Recommendation: Adopt a Resolution granting Mo' Better Foods a Conditional Revocable

Encroachment Permit for a Farmers' Market on Mandela Parkway between 5th Street and the

Mandela Parkway BART entrance (04-0167)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78448 C.M.S.

[04-0167.pdf](#),

[Item 3 3-23-04.pdf](#),

[10.14CC.pdf](#),

[78448 CMS.pdf](#)

10.15CC

Subject: High Street Access Improvements Project - Phase II

From: Public Works Agency

Recommendation: Adopt a Resolution authorizing the City Administrator to enter into a

professional services agreement with TY Lin International/CCS for design services for the

42nd Avenue and High Street Access Improvements Project - Phase II (City Project Number C

98510) for an amount not to exceed one million thirty-seven thousand nine hundred eighty-

three dollars (\$1,037,983) (04-0217)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78449 C.M.S.

Contract Number 04-1706

[04-0217.pdf,](#)

[Item 4 3-23-04.pdf,](#)

[10.15CC.pdf,](#)

[78449 CMS.pdf](#)

10.16CC

Subject: Traffic Islands Project

From: Public Works Agency

Recommendation: Adopt a Resolution authorizing award of a construction contract to

A. J. W. Construction Company for the Traffic Islands Project (Project No. C158910) in the

amount of two hundred eighteen thousand five hundred fifty-four dollars and fifty cents

(\$218,554.50) (PURSUANT TO SECTION 902-E OF THE CITY CHARTER, THIS ITEM

REQUIRES A 2/3 VOTE) (04-0212)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78450 C.M.S.

Contract Number 04-1707

[04-0212.pdf,](#)

[Item 5 3-23-04.pdf,](#)

[10.16CC.pdf,](#)

[78450 CMS.pdf](#)

10.17CC

Subject: Landscaping and Lighting Assessment District

From: Office of the City Administrator

Recommendation: Adopt a Resolution initiating the Fiscal Year 2004-2005 assessment process

for the City of Oakland Landscaping and Lighting Assessment District and authorizing the City

Administrator to order an engineer's report pursuant to the California Streets and Highways

Code (04-0160)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78451 C.M.S.

The folloiwng individual spoke and did not indicate a position:

- Sanjiv Handa

[04-0160.pdf](#),

[Item 3 3-23-04.pdf](#),

[10.17CC.pdf](#),

10.18CC

Subject: Capital Expenditures - Oakland Sewer System

From: Finance and Management Agency

Recommendation: Adopt a Resolution declaring the official intent of the City of Oakland

regarding certain capital expenditures for the City of Oakland's sewer system to be reimbursed

from the proceeds of a tax-exempt obligation (04-0121)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78452 C.M.S.

The following individual spoke and did not indicate a position:

- Sanjiv Handa

[04-0121.pdf](#),

[Item 4 3-23-04.pdf](#),

[10.18CC.pdf](#),

[78452 CMS.pdf](#)

10.19CC

Subject: City of Oakland's Sun Enterprise Server System

From: Finance and Management Agency

Recommendation: Adopt a Resolution authorizing the City Administrator to execute a Master

Agreement with Sun Microsystems, Inc. ("SUN") and Sun Microsystems Finance, Inc. ("Sun

Finance") in order to acquire equipment and necessary services contracts to refresh the City's

Sun server platform in an amount not to exceed three million six hundred twenty-six thousand

five hundred sixty dollars (\$3,626,560); and authorizing the City Administrator to execute

contracts with third party vendors for equipment and services required to support the refresh of

the Sun Server platform in an amount not to exceed four hundred thirteen thousand dollars (\$

413,000); and authorizing the City Administrator to execute a master lease-purchase agreement

and related documents with Sun Finance for financing in an amount not to exceed four million

thirty-nine thousand five hundred and sixty dollars (\$4,039,560), plus the cost of financing. (04

-0106)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78453 C.M.S.

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

-Sanjiv Handa

[04-0106.pdf](#),

[Item 6 3-23-04.pdf](#),

[SUN Master Agreement.pdf](#),

[Item 6 SUPP 3-23-04.pdf](#),

[10.19CC.pdf](#),

[78453 CMS.pdf](#)

10.20CC

Subject: Information Technology Cost Savings

From: Finance and Management Agency

Recommendation: Adopt a Resolution authorizing the City Administrator or her designee to

negotiate contracts for the technology cost savings measures and projects identified in the City

Administrator's report with return to the City Council for review and approval of the necessary

A motion was made by Vice Mayor Chang, seconded by Councilmember

Wan, that this matter be Adopted Councilmember Brunner confirmed

with staff that references for Shoreline Communications will be provided

when the Voice Over Internet Protocol component returns to the Finance

and Management Committee, and that data conversion will not be

transferred overseas. 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 Vice Mayor

Chang

Resolution Number 78454 C.M.S

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

-Sanjiv Handa

[Item 7 3-23-04.pdf](#),

[10.20CC.pdf](#),

[78454 CMS.pdf](#)

10.21CC

Subject: Sale of Multiple City-owned Properties

From: Community and Economic Development Agency

Recommendation: Adopt the following legislation regarding the sale and development of City-

owned properties:

1) Adopt an Agency Resolution authorizing the sale at fair market value of the duplex at 1072

55th Street to an owner-occupant; and (04-0119b)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

ORA Resolution Number 2004-16 C.M.S.

[Item 4 3-23-04.pdf,](#)

[10.21CC.pdf,](#)

[2004-16 CMS.pdf](#)

2) Approve the Introduction (First Reading) of an Ordinance authorizing the sale of two lots on

Dover Street at 57th Street to the Rotary Club of Oakland, Inc., at no cost for development with

affordable housing by the Peralta Community College District; and (04-0119a)

Approved on Introduction for Final Passage to Concurrent Meeting of the

Oakland Redevelopment Agency / City Council on 4/20/2004

[Item 4 3-23-04.pdf,](#)

[10.21CC.pdf,](#)

[10.10-2CC.pdf 4-20-04,](#)

[12594 CMS.pdf](#)

2) Approve the Final Passage (Second Reading) of an Ordinance rescinding Ordinance Number

12220 C.M.S. and authorizing a Disposition and Development Agreement with Richard N.

Pukatch for the sale at fair market value and development of three City-owned properties at

1430 8th Street, 816 Center Street, and 1728 14th Street with market-rate housing (04-0119)

Approved on Introduction for Final Passage to Concurrent Meeting of the

Oakland Redevelopment Agency / City Council on 4/20/2004

[04-0119.pdf,](#)

[Item 4 3-23-04.pdf,](#)

[10.21CC.pdf,](#)

[10.10CC.pdf 4-20-04,](#)

[12595 CMS.pdf](#)

10.22CC

Subject: Uptown Project

From: Community and Economic Development Agency

Recommendation: Adopt an Agency Resolution authorizing the Agency Administrator to

negotiate and execute a Third Amendment to the Exclusive Negotiating Agreement between

the Redevelopment Agency and Forest City Residential West, Inc. regarding development of

the Uptown Project in downtown Oakland by extending the Exclusive Negotiating Agreement

for an additional term of sixty (60) days, resulting in a total exclusive negotiating agreement

term of 23 months (TITLE CHANGE) (03-0063-1)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

ORA Resolution Number 2004-17 C.M.S.

The following individual spoke against this item:

- Steve Lowe

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

-*Sanjiv Handa*

[03-0063-1.pdf](#),

[Item 6 3-23-04.pdf](#),

[10.22CC.pdf](#),

[10.22CC SUPP.pdf](#),

[2004-17 CMS.pdf](#)

10.23CC

Subject: Commercial Lending Programs

From: Community and Economic Development Agency

Recommendation: Adopt the following legislation regarding the City's commercial lending

programs:

1) Adopt a Resolution amending Resolution Number 76972 C.M.S., and authorizing the City

Administrator to negotiate an amended agreement with the Oakland Business Development

Corporation to increase their lending authority for City commercial loans from \$100,000 to \$

249,500, and return to the Community and Economic Development Committee for approval to

execute the negotiated agreement (TITLE CHANGE); and (04-0078a)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78455 C.M.S.

The following individual spoke and did not indicate a position:

-Sanjiv Handa

[0078.pdf](#),

[Item 8 3-23-04.pdf](#),

[10.23CC.pdf](#),

[78455 CMS.pdf](#)

2) Adopt an Agency Resolution authorizing the Agency Administrator to negotiate an

agreement with the Oakland Business Development Corporation for services to include the

underwriting and approval of commercial loans in amounts not to exceed \$249,500, and return

to the Community and Economic Development Committee to execute the negotiated agreement

(TITLE CHANGE) (04-0078b)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

ORA Resolution Number 2004-18 C.M.S.

[Item 8 3-23-04.pdf,](#)

[10.23CC.pdf,](#)

[2004-18 CMS.pdf](#)

10.24CC

Subject: Marcus A. Foster Educational Institute

From: Department of Human Services

Recommendation: Adopt a Resolution authorizing the City Administrator to negotiate and

execute an amendment to the agreement with the Marcus A. Foster Educational Institute for

additional services for the Children and Youth Grants Program and increasing the amount of

the existing agreement by \$144,006 to a total amount not to exceed \$244,006 (04-0171)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78456 C.M.S.

[04-0171.pdf](#),

[Item 3 3-23-04.pdf,](#)

[10.24CC.pdf,](#)

[78456 CMS.pdf](#)

10.25CC

Subject: Paratransit Services

From: Department of Human Services

Recommendation: Adopt a Resolution authorizing the City Administrator to increase contracts

with Bay Area Community Services; At Your Services (AYS); V.I.P. Inc.; Friendly

Transportation; and Veterans Transportation by \$95,000 for a total amount not to exceed \$895,

000 for Fiscal Year 2003-2004 to continue paratransit services for frail seniors and adults with

mobility disabilities (002599-1)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78457 C.M.S.

Contract Numbers 04-1708, 04-1709, 04-1710, 04-1711, and 04-1712

[002599-1.pdf](#),

[Item 4 3-23-04.pdf](#),

[10.25CC.pdf](#),

[78457 CMS.pdf](#)

10.26CC

Subject: Lake Merritt Master Plan - Wallace Roberts & Todd, Inc.

From: Public Works Agency

Recommendation: Adopt a Resolution authorizing Amendment No. 2 to the professional

services agreement with Wallace Roberts & Todd, Inc., to provide design services for the Lake

Merritt Master Plan project for an amount not to exceed one million two hundred fifty thousand

dollars (\$1,250,000), bringing the total contract amount to one million seven hundred fifty four

thousand eight hundred eighty-five dollars (\$1,754,885) (04-0208)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78458 C.M.S

Contract Number 04-1713

[04-0208.pdf,](#)

[Item 5 3-23-04.pdf,](#)

[10.26CC.pdf,](#)

[10.26CC SUPP.pdf,](#)

[78458 CMS.pdf](#)

10.27CC

Subject: 26th Avenue Street Closure

From: Office of the City Administrator

Recommendation: Adopt a Resolution of the City Council of the City of Oakland adopting

rules and regulations to partially and permanently close 26th Avenue between the 2400 and

2600 block through appropriate roadway design features to protect public safety and implement

the City's Transportation Plan (04-0164)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78459 C.M.S.

[04-0164.pdf,](#)

[Item 4 3-23-04.pdf,](#)

[10.27CC.pdf,](#)

[78459 CMS.pdf](#)

10.28CC

Subject: Federal Local Law Enforcement Block Grant

From: Oakland Police Department

Recommendation: Adopt a Resolution amending Resolution No. 78106 C.M.S. authorizing the

acceptance and appropriation of eight hundred seventy-nine thousand, one hundred seventy-

seven dollars (\$879,177) in Federal Local Law Enforcement Block Grant (LLEBG) Funds to

the Police Department and ninety-seven thousand, six hundred eighty-six dollars (\$97,686) in

matching funds from State Citizen's Options for Public Safety (COPS) funds to supplement

front line policing efforts by providing additional support personnel and community outreach (

03-0277)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78460 C.M.S.

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

-Sanjiv Handa

[0277.pdf,](#)

[Item 8 12-9-03.pdf,](#)

[03-0277.pdf](#),

[Item 5 3-23-04.pdf](#),

[10.28CC.pdf](#),

[78460 CMS.pdf](#)

10.29CC

Subject: Oakland Army Base Public Trust Exchange Act

From: Community and Economic Development Agency

Recommendation: Adopt the following legislation in support of Senate Bill 1435:

1) Adopt a Resolution supporting State legislation regarding a Public Trust Land Exchange at

the former Oakland Army Base and authorizing the City Administrator to negotiate and enter

into an exchange agreement with the State Lands Commission and to take all other necessary

actions to effectuate the exchange; and (04-0199)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78461 C.M.S.

ORA Resolution Number 2004-19 C.M.S.

Contract Number 04-1714

[04-0199.pdf,](#)

[Item 7 3-25-04.pdf,](#)

[10.29CC.pdf,](#)

[78461 CMS.pdf](#)

2) Adopt an Agency Resolution supporting State legislation regarding a Public Trust Land

Exchange at the former Oakland Army Base and authorizing the Agency Administrator to

negotiate and enter into an exchange agreement with the State Lands Commission and to take

all other necessary actions to effectuate the exchange (04-0199a)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

Resolution Number 78474 C.M.S.

[Item 7 3-25-04.pdf,](#)

[10.29CC.pdf,](#)

[2004-19 CMS.pdf](#)

10.30CC

Subject: Sulphur Springs Park Re-Naming

From: Office of Parks and Recreation

Recommendation: Adopt a Resolution authorizing the re-naming of Sulphur Springs Park to

Marjorie Saunders Park (04-0204)

A motion was made by Vice Mayor Chang, 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 Vice Mayor

Chang

[04-0204.pdf,](#)

[Item 8 3-25-04.pdf,](#)

[10.30CC.pdf,](#)

[78474 CMS.pdf](#)

11

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

Closed Session

A motion was made by Councilmember Wan, 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 Vice Mayor

Chang

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

-Sanjiv Handa

1. Item 2G: Bernard Hill v. Oakland Police Department, et.al

Council authorized settlement in the amount of \$7,500. This action arose of

plaintiff's claim that the OPD used excessive force in the course of detaining

and arresting him for drunk driving. Plaintiff sustained a broken bone in his

right hand.

Motion Made by: Councilmember Reid

Motion Seconded by: Councilmember Brooks

8 Ayes: *Brooks Brunner Chang Nadel Quan Reid Wan President*

De La Fuente

2. Item 2F: Besse Johnson v. City of Oakland

Council authorized settlement in the amount of \$65,000. Plaintiff slipped and

fell on an uneven portion of sidewalk and fractured her pelvis. She was

hospitalized for 10 days and spent an additional 30 days in rehabilitation; she

incurred \$39,500 in medical expenses.

Motion Made by: Councilmember Wan

Motion Seconded by: Councilmember Reid

8 Ayes: *Brooks Brunner Chang Nadel Quan Reid Wan President*

De La Fuente

3. NAME OF CASE: *Anticipated Litigation in Lockyer v. City and County of*

San Francisco

Council authorized filing of a letter supporting the position of the City and

County of San Francisco in the litigation.

Attorney General Lockyer has asked the California Supreme Court to rule,

among other things, that San Francisco lacks authority to defy state marriage

laws by issuing same-sex marriage licenses with obtaining appellate court

ruling that the marriage laws are unconstitutional.

Motion Made by: Councilmember Wan

Motion Seconded by: Councilmember Brunner

6 Ayes: *Brunner, Chang, Nadel, Quan, Wan, and President De La Fuente*

2 Abstentions: Brooks, Reid

4. NAME OF CASE: Anticipated Litigation in City and County of San

Francisco v. State of California, et al.

Council authorized City Attorney to file letters of support and amicus briefs in

the litigation and in any subsequent appellate proceedings.

San Francisco has asked the Superior court to declare that marriage law which

require San Francisco officials to deny same-sex couples marriage licenses

violate the California Constitution's Equal Protection and Due Process Clauses

and constitutionally protected privacy interest and therefore are unenforceable

and void.

Motion Made by: Councilmember Wan

Motion Seconded by: Councilmember Brunner

7 Ayes: Brooks, Brunner, Chang, Nadel, Quan, Wan and President De La

Fuente

1 Abstention: Reid

Agency/Councilmember Wan made a motion, seconded by Agency/

Councilmember Reid, to accept the oral report from the City Attorney on final

decisions made during Closed Session, and hearing no objections, all members

present were recorded as voting: Ayes: Agency/Councilmember: Brooks,

Brunner, Chang, Nadel, Reid, Quan, Wan and President of the Council De La

Fuente -8

12

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

Sunshine Ordinance

***Approve as Submitted**

Agency/Councilmember Wan made a motion seconded by Agency/

Councilmember Reid 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:

13

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: Tree Removal Appeal - 300 Elysian Fields Drive - Public Hearing

From: Office of Parks and Recreation

Recommendation: Conduct a continued Public Hearing and upon conclusion adopt a

Resolution denying the appeal filed by Stefanie Y. Gandolfi against the decision of the Director

of the Office of Parks and Recreation approving the issuance of Tree Removal Permit DR03-

123 at 300 Elysian Fields Drive (Councilmember Reid, District 7) (04-0036)

***Withdrawn with No New Date**

[14.2.pdf](#),

[04-0036.pdf](#),

[Item 14-1 4-6-04.pdf](#)

14.2

Subject: Lease and Revenue Bonds - Interest Rate Swaps - Public Hearing

From: Finance and Management Agency

Recommendation: Conduct a Public Hearing and upon conclusion adopt the following

legislation regarding the execution of interest rate swaps:

1) Approve the Introduction (First Reading) of Ordinance authorizing the City to enter into a

lease and sublease with the Oakland Joint Powers Financing Authority in connection with the

issuance by the Oakland Joint Powers Financing Authority of certain Lease Revenue Bonds,

and authorizing the taking of all necessary actions relating to such financing; and the

publication of the Notice and Digest and certain other related matters; and (04-0214)

A motion was made by Councilmember Wan, seconded by Vice Mayor

Chang, that this matter be Approved on Introduction for Final Passage to

the Concurrent Meeting of the Oakland Redevelopment Agency / City

Council, due back on April 20, 2004. The motion carried by the following

vote:

Votes:

ORA\Councilmember Nos: 1 - Councilmember Brunner

ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember Wan,

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

Brooks, Councilmember Reid and Vice Mayor Chang

Upon the reading of Item 14.2 by the City Clerk, the Public Hearing was

opened at 9:15 p.m

Agency/Councilmember Wan made a motion, seconded by Agency/

Councilmember Quan, to close the Public Hearing, and hearing no objections,

the motion passed by Ayes: Agency/Councilmember: Brooks, Chang, Nadel,

Reid, Quan, Wan and President of the Council De La Fuente -7 Absent:

Brunner - 1

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

-Sanjiv Handa

[04-0214.pdf](#),

[Item 5 3-23-04.pdf](#),

[Item 14.2 4-6-04.pdf](#),

[14.2.pdf](#),

[12596 CMS.pdf](#)

~~-2) Adopt a Joint Powers Financing Authority Resolution authorizing the issuance and sale of~~

~~the Lease Revenue Bonds (Oakland Administration Building) Series 2004, in two series, in an~~

~~aggregate principal amount not to exceed one hundred thirty five million dollars (\$135,000,000~~

~~); authorizing the execution and delivery of a trust agreement, lease, sublease, escrow~~

~~agreement, bond purchase agreements, approving the form of and authorizing the distribution~~

~~of a preliminary official statement and authorizing execution and delivery of an official~~

~~statement; approving the retention of bond counsel and other agents; authorizing payment of~~

~~costs of issuance; and (04-0214a)~~

*This item was withdrawn and rescheduled to the April 20, 2004 City Council
agenda.*

[Item 5 3-23-04.pdf](#),

[Item 14.2 4-6-04.pdf,](#)

[14.2.pdf 4-20-04](#)

~~3) Adopt a Resolution approving the issuance by the Oakland Joint Powers Financing~~

~~Authority of Lease Revenue Bonds, in one or more series, of not to exceed one hundred thirty~~

~~five million dollars (\$135,000,000) aggregate principal amount; approving the form of and~~

~~authorizing the execution and delivery of bond purchase agreements; authorizing the City~~

~~Manager to secure one or more swaps for a synthetic fixed rate transaction; and authorizing~~

~~execution of documents and the taking of all necessary actions relating to the bonds and the~~

~~swap and authorizing necessary actions relating to the lease financing with the Oakland Joint~~

~~Powers Financing Authority (04-0214b)~~

*This item was withdrawn and rescheduled to the April 20, 2004 City Council
agenda.*

[Item 5 3-23-04.pdf,](#)

[Item 14.2 4-6-04.pdf,](#)

[14.2.pdf 4-20-04,](#)

[78487 CMS.pdf](#)

14.3

Subject: Oak Center Redevelopment Project Area - Public Hearing

From: Community and Economic and Development Agency

Recommendation: Conduct a Public Hearing and upon conclusion adopt the following

legislation:

1) An Agency Resolution authorizing capital improvement spending for the Oak Center

Redevelopment Project Area, in an amount not to exceed \$600,000, including a contract to

improve the Oak Center Cultural Center, for \$50,000, and authorizing the Agency

Administrator to enter into contracts for the work without returning to the Agency; and (03-

0150-2)

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 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 Vice Mayor Chang

ORA Resolution Number 2004-20 C.M.S.

Upon the reading of Item 14.3 by the City Clerk, the Public Hearing was

opened at 9:19 p.m.

Agency/Councilmember Nadel made a motion, seconded by Agency/

Councilmember Brooks, to close the Public Hearing, and hearing no

objections, the motion passed by Ayes: Agency/Councilmember: Brooks,

Brunner, Chang, Nadel, Reid, Quan, Wan and President of the Council De La

Fuente -8

Agency/Councilmember Nadel made a motion, seconded by Agency/

Councilmember Brooks, to adopt the Resolution as amended to revise the

second "Resolved" to read as follows:

"That the Agency Administrator or his or her designee as agent of the Agency is

hereby authorized to negotiate and enter into an agreement with the Oakland

Center Cultrual Center, Inc., in an amount not to exceed \$50,000 to make

improvements to the Oak Cener Cultural Center which includes a requirement

as noted in Attachment A."

"Attachment A" will also be amended to read as follows:

"The OCCCI shall receive no funds under this agreement until the following

has been demonstrated:

1. A schedule of community events and commitment to a similar schedule in the

future have been developed and published as approved by the Administrator.

2. After a period of 6 months from the publishing of that schedule, the Center

has hosted at least one well publicized event of general community interest per

month and the Administrator received evidence that the Center has been

available for meetings of local neighborhood groups upon reasonable notice."

and hearing no objections, the motion passed by Ayes: Agency/Councilmember:

Brooks, Chang, Nadel, Reid, Quan, Wan and President of the Council De La

Fuente -7, Noes: Brunner-1

[03-0150-2.pdf,](#)

[Item 5 3-23-04.pdf,](#)

[Item 14.3 4-6-04.pdf,](#)

[2004-20 CMS.pdf](#)

2) Adopt a Resolution consenting to the use of Redevelopment Agency funds for public

improvements to City facilities in the Oak Center Redevelopment Project Area (

Councilmember Nadel, District 3) (03-0150-3)

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 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 Vice Mayor Chang

Resolution Number 78462 C.M.S

[Item 5 3-23-04.pdf,](#)

[Item 14.3 4-6-04.pdf,](#)

[78462 CMS.pdf](#)

14.4

Subject: Citizen's Option For Public Safety - Public Hearing

From: Oakland Police Department

Recommendation: Conduct a Public Hearing and upon conclusion adopt a Resolution

implementing California Government Code Sections 30061-30065 establishing in each County

Treasury a Supplemental Law Enforcement Services Fund (SLESF) to distribute "Citizen's

Option for Public Safety" funds to local Jurisdictions, and appropriating six hundred fourteen

thousand twenty-seven dollars (\$614,027) in eighth year funding for the "Citizen's Option For

Public Safety" (COPS) Grant to the Police Department and approving the Fiscal Year 2003-

2005 Spending Plan submitted by the Chief of Police (04-0206)

A motion was made by Vice Mayor Chang, seconded 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 Vice Mayor

Chang

Resolution Number 78463 C.M.S.

Upon the reading of Item 14.4 by the City Clerk, the Public Hearing was

opened at 9:29 p.m.

Agency/Councilmember Chang made a motion, seconded by Agency/

Councilmember Brunner, to close the Public Hearing, and hearing no

objections, the motion passed by Ayes: Agency/Councilmember: Brooks,

Brunner, Chang, Nadel, Reid, Quan, Wan and President of the Council De La

Fuente -8

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

-*Sanjiv Handa*

[04-0206.pdf](#),

[Item 6 3-23-04.pdf](#),

[Item 6 SUPP 3-23-04.pdf](#),

[Item 14.4 4-6-04.pdf](#),

[78463 CMS.pdf](#)

ACTION ON NON-CONSENT ITEMS:

15

Subject: Assembly Bill 1967

California Marriage License Non-Discrimination Act

From: Councilmember Wan

Recommendation: Adopt a Resolution supporting Assembly Bill 1967, the "California

Marriage License Non-Discrimination Act" (04-0251)

A motion was made by Councilmember Wan, seconded by Councilmember

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

vote:

Votes:

ORA\Councilmember Abstained: 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 Vice Mayor Chang

Resolution Number 78464 C.M.S.

The following individuals spoke in favor of this item:

- *Molly McKay*

-Jason Victor Bellecci-Serinus

-Christopher Taylor Edwards

-Belinda Ryan

-Geoff Scowcroft

-Peter Wolf

-Patricial Kevena Fili

-Ronald Wong

-Vicente Cruz

-Kara Korbel Chinula

-Jonathan Winters

-Joe Samson

-Timnah Steinman

-Tom Itan

-Laila Dawn Ibrahim

[04-0251.pdf](#),

[Item 15 4-6-04.pdf](#),

[78464 CMS.pdf](#)

15.1

Subject: Assembly Joint Resolution 67 - Federal Marriage Amendment

From: Councilmember Wan

Recommendation: Adopt a Resolution urging defeat of the proposed Federal Marriage

Amendment (House Joint Resolution 56 & Senate Joint Resolution 26) and the proposed

Assembly Joint Resolution endorsing a Federal Marriage Amendment (AJR No. 67) (04-0252)

A motion was made by Councilmember Wan, seconded by Councilmember

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

vote:

Votes:

ORA\Councilmember Abstained: 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 Vice Mayor Chang

Resolution Number 78465 C.M.S.

[04-0253.pdf](#),

[Item 15.1 4-6-04.pdf](#),

[78465 CMS.pdf](#)

The Council moved, seconded and carried a motion to extend the meeting past

10:30 p.m.

16

Subject: Illegal Activities Evictions - Alternative " Z "

From: Office of the City Attorney

Recommendation: Approve the Introduction (First Reading) of an Ordinance requiring rental

property owners to evict tenants engaged in certain illegal activities on the premises and

including off-premises drug related activities that use the premises to further the off-premises

illegal drug activity and authorizing the City Attorney to accept assignment of eviction causes

of action from rental property owners for evictions involving certain illegal activities by

establishing Section 8.23.100 of the Oakland Municipal Code, "Nuisance Eviction Ordinance"

(03-0329-1)

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 Nos: 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 Vice Mayor Chang

Ordinance Number 12592 C.M.S.

The following individuals spoke in favor of this item:

-*Colleen Brown*

-*Steven Edrington*

-*Wayne Rowland*

-*Sylvester Grisby*

-Ken Harvey

-Stephanie Allen

-*Mark Daly*

-Karen Lind

-Elaine Peacock

-Vernita Dumas

-Gloria Jeffery

-Jean Blacksher

The following individuals spoke against this item:

-Clifford E. Fried

-*Steve DeCaprio*

-Jason Ziedeberg

-Doris Stancil

-Dorsey Nunn

-Tara Spalby

-Tommy Escarcega

-Sarah Augusta Jarmon

-Rose Braz

-Lynda Carson

The following individuals spoke on this item and did not indicate a position:

-Jim Weber

-Vicente Cruz

-Aaron Peter Shuman

Agency/Councilmember Reid made a motion, seconded by Agency/

Councilmember Quan, directing staff not to commence enforcement of this

approved ordinance until June 2004 or until such time as all the forms are

ready and return to Council in 6 months, 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

[03-0329-1.pdf,](#)

[Item 16.1 3-16-04.pdf,](#)

[Item 16 4-6-04.pdf,](#)

[12592 CMS.pdf](#)

17

Subject: 25-Year Alameda Countywide Transportation Plan

From: Public Works Agency

Recommendation: Receive a report and provide direction on transportation projects the City

should propose for inclusion in the 25-Year Alameda Countywide Transportation Plan (04-

0148)

A motion was made by Councilmember Wan, seconded by Councilmember

Brunner, that this matter be Continued to the *Rules & Legislation

Committee, due back on April 8, 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 Vice Mayor

Chang

Agency/Councilmember Wan made a motion, seconded by Agency/

Councilmember Brunner, to forward this item to the Rules and Legislation

Committee as a request to schedule a workshop with staff, elected officials, and

key stakeholders to discuss State and Federal funding issues related to

transportation projects with a chart showing all the different projects by

Council District, 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

[04-0148.pdf](#),

[Item 6 3-9-04.pdf CEDA,](#)

[Item 11 3-9-04.pdf PWC,](#)

[Item 17 4-6-04.pdf](#)

18

Subject: Senate Bill 1366 - Release of Sexual Predators

From: Councilmember Brooks

Recommendation: Adopt a Resolution declaring the City of Oakland's support of Senate Bill

1366 which would require that sexual predators be returned to the county where they were

convicted except under extraordinary circumstances, and mandate notification of local law

enforcement 45 days prior to release (04-0260)

A motion was made by Councilmember Brooks, 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 Vice Mayor

Chang

Resolution Number 78466 C.M.S.

[04-0260.pdf](#),

[Item 18 4-6-04.pdf](#),

[78466 CMS.pdf](#)

19

Subject: Main Street Program - Council District Six

From: Community and Economic Development Agency

Recommendation: Adopt a Resolution authorizing the City Administrator to negotiate and

execute an agreement for a Professional Services Contract with OCCUR Community

Information Service ("OCCUR") pursuant to which OCCUR will provide Main Street

consulting services for establishment of a Main Street Program in City Council District Six in

an amount not to exceed \$187,500, utilizing the services of Mills College and California Main

Street Alliance (TITLE CHANGE) (04-0147-1)

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 Nos: 1 - Councilmember Wan

ORA\Councilmember Ayes: 7 - Councilmember Nadel, Councilmember

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

Councilmember Brooks, Councilmember Reid and Vice Mayor Chang

Resolution Number 78467 C.M.S.

Contract Number 04-1715

Agency/Councilmember Brooks made a motion seconded by Agency/

Councilmember Wan to approve an urgency finding pursuant to Section 2.20.

080 E(2) regarding Item 19 that there is a need to take immediate action which

came to the attention of the local body after the agenda was posted, and that the

need to take immediate action is required to avoid a substantial adverse impact

that would occur if the action were deferred to a subsequent special or regular

meeting.

[Item 19 SUPP 4-6-04.pdf,](#)

[Item 19 4-6-04.pdf,](#)

[78467 CMS.pdf](#)

20

Subject: Palm Villas Project

From: Community and Economic Development Agency

Recommendation: Adopt an Agency Resolution authorizing a grant in an amount not to exceed

\$1,100,000 to MacArthur Park Development Associates, LLC, to cover additional costs for the

development of the final phase of the Palm Villas Project on MacArthur Boulevard between 90

th and 94th Avenues (04-0107)

A motion was made by Councilmember Brunner, seconded by

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

the following vote:

Votes:

ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember

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

De La Fuente, Councilmember Brooks, Councilmember Reid and Vice Mayor

Chang

ORA Resolution Number 2004-21 C.M.S.

[04-0107.pdf,](#)

[Item 4 3-9-04.pdf,](#)

[Item 4 SUP 3-9-04,](#)

[Item 20 4-6-04.pdf,](#)

[2004-21 CMS.pdf](#)

Subject: Affordable Housing Developer Funding

From: Community and Economic Development Agency

Recommendation: A follow-up report regarding staff recommendations to 1) increase the

maximum income levels for the use of Redevelopment Agency Affordable Housing Funds for

ownership housing projects to 120% of median income as long as the average income in the

project does not exceed 100% of median income; and 2) use approximately \$3.2 million in

unallocated affordable housing funds to issue a new Notice of Funding Availability (NOFA) for

homeownership and rehabilitation of existing affordable rental housing (03-0213-1)

Approve as Amended

BIFURCATED MOTION:

Agency/Councilmember Reid made a motion, seconded by Agency/

Councilmember Chang to approve the staff recommendations as amended to:

increase the maximum income levels for the use of Redevelopment Agency

Affordable Housing Funds for ownership housing projects to 120% of median

income as long as the average income in the project does not exceed 100% of

median income, and to direct staff to consider a high priority for senior

projects, find funding for rehabilitation projects or include in a future Notice of

Funding Availability, and to return to the Community and Economic

Development Committee at that time, and hearing no objections, the motion

passed by Ayes: Agency/Councilmember: Brooks, Chang, Nadel, Reid, Quan,

Wan and President of the Council De La Fuente -7; No: Brunner -1

Agency/Councilmember Brunner made a motion, seconded by Agency/

Councilmember Reid, to revise staff's recommendation to use the \$3,118,850 in

unallocated affordable housing funds as follows: 1) \$1,100,000 for the Palm

Villas project; and 2) the remaining \$2,018,850 for the MLK-MacArthur BART

Senior Housing project, 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

[Item 5 3-9-04.pdf,](#)

[Item 21 4-6-04.pdf](#)

21.1

Subject: MLK/BART Senior Homes Project

From: Community and Economic Development Agency

Recommendation: Adopt an Agency Resolution authorizing an affordable housing development

loan in an amount not to exceed \$2,018,850 to Oakland Community Housing, Inc. and

Community Development Corporation of Oakland for the MLK/BART Senior Homes Project

located at 3823-3837 Martin Luther King Jr. Way and consolidating an existing \$52,000 site

acquisition loan with the development loan for a total development loan in an amount not to

exceed \$2,070,850 (03-0213-2)

A motion was made by Councilmember Brunner, seconded by

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

the following vote:

Votes:

ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember

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

De La Fuente, Councilmember Brooks, Councilmember Reid and Vice Mayor

Chang

ORA Resolution Number 2004-22 C.M.S.

[Item 21.1 4-6-04.pdf,](#)

[2004-22 CMS.pdf](#)

21.2

Subject: MLK/BART Senior Homes Project

From: Community and Economic Development Agency

Recommendation: Approve the Final Passage (Second Reading) of an Ordinance authorizing

the negotiation and execution of an agreement with Oakland Community Housing, Inc., and

Community Development Corporation of Oakland to provide for the transfer at no cost of the

City-owned lot at 3823 Martin Luther King Jr. Way for its inclusion in the MLK/BART Senior

Homes Project (03-0213-3)

A motion was made by Councilmember Brunner, seconded by

Councilmember Reid, that this matter be Approved on Introduction for

Final Passage to the Concurrent Meeting of the Oakland Redevelopment

Agency / City Council, due back on April 20, 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 Vice Mayor

Chang

[Item 21.2 4-6-04.pdf,](#)

[10.9CC.pdf 4-20-04,](#)

[12593 CMS.pdf](#)

22

Subject: Traffic Signal Projects

From: Public Works Agency

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

construction contract to W. Bradley Electric for the traffic signal projects at the intersections of

International Boulevard at 25th Avenue, Broadway at Broadway Terrace, and Broadway at

College Avenue (City Project No. C159310 & C160210) in the amount of three hundred

sixty-two thousand seven hundred fifty-three dollars and ninety-five cents (\$362,753.95)

(PURSUANT TO SECTION 902-E OF THE CITY CHARTER, THIS ITEM REQUIRES A 2/

3 VOTE) (04-0218)

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 Vice Mayor

Chang

Resolution Number 78468 C.M.S

Contract Number 04-1716

[04-0218.pdf,](#)

[Item 6 3-23-04.pdf,](#)

[Item 22 4-6-04.pdf,](#)

[Item 22 SUPP 4-6-04.pdf,](#)

[78468 CMS.pdf](#)

23

Subject: Oakland School for the Arts

From: Office of the City Administrator

Recommendation: A continued discussion to adopt an Agency Resolution authorizing the

Agency Administrator to enter into a lease agreement with the Oakland School for the Arts

under which the school will pay \$1,000 per month to occupy the parking lots behind and to the

west of the Fox Theater and bounded by 18th and 19th Streets and San Pablo Avenue for a

period from April 12, 2004 to July 1, 2006 for the purpose of constructing and operating the

facilities necessary to house the Oakland School for the Arts (04-0219)

Continued to Concurrent Meeting of the Oakland Redevelopment Agency /

City Council on 4/20/2004

Agency/Councilmember Wan made a motion, seconded by Agency/

Councilmember Chang, to adopt the resolution as amended on Item 23 to

include approval of the proposal with additional direction for staff to meet with

parents to review the safety plan, reconstruction of entrance prior to school

occupancy, lighting plan and return with a report to the Community and

Economic Development Committee.

THE ORIGINAL MOTION FAILED DUE TO THE ADOPTION OF THE

FOLLOWING SUBSTITUTE MOTION.

Agency/Councilmember Quan made a substitute motion, seconded by Agency/

Councilmember Brooks, to direct staff to meet with the ice rink patrons in an

effort to achieve consensus on the proposed parking plan and return to the April

20, 2004 City Council meeting and upon the call for the roll, the motion passed

by Ayes: Agency/Councilmember: Brooks, Nadel, Quan and Reid-4, Noes:

Chang, Wan and De Le Fuente-3; Abstain: Brunner-1

[Item 7 3-23-04.pdf,](#)

[Item 7 SUPP 3-23-04.pdf,](#)

[Item 23 4-6-04.pdf,](#)

[Item 23 SUPP 4-6-04.pdf,](#)

[Item 15.pdf 4-20-04,](#)

[Item 15 SUPP 4-20-04.pdf](#),

[2004-23 ORA.pdf](#)

24

Subject: Warren Freeway State Route 13-Scenic Highway Status

From: Councilmember Quan

Recommendation: Adopt a Resolution urging the Legislature of the State of California to enact

legislation declaring the Warren Freeway, State Route 13, eligible for Scenic Highway status (

04-0233)

A motion was made by Councilmember Quan, seconded by

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

the following vote:

Votes:

ORA\Councilmember Ayes: 8 - Councilmember Nadel, Councilmember

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

De La Fuente, Councilmember Brooks, Councilmember Reid and Vice Mayor

Chang

Resolution Number 79469 C.M.S.

[04-0233.pdf](#),

[Item 24 4-6-04.pdf](#),

[78469 CMS.pdf](#)

25

Subject: Travel Authorization

From: Councilmembers Brunner and Wan

Recommendation: Adopt a Resolution authorizing Councilmember Jane Brunner and

Councilmember Danny Wan's travel to Washington, D.C. on March 17-19, 2004 to meet with

Federal officials (04-0241)

A motion was made by Councilmember Reid, seconded by Vice Mayor

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 Vice Mayor

Chang

Resolution Number 78470 C.M.S.

[04-0241.pdf,](#)

[Item 25 4-6-04.pdf,](#)

[78470 CMS.pdf](#)

26

Subject: Jamilah Jefferson - Citizens Police Review Board

From: Office of the Mayor

Recommendation: Adopt a Resolution appointing Jamilah Jefferson as a member of the

Citizens Police Review Board (04-0263)

A motion was made by Councilmember Reid, seconded by Vice Mayor

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 Vice Mayor

Chang

Resolution Number 78471 C.M.S.

[Item 26 4-6-04.pdf,](#)

[78471 CMS.pdf](#)

S-27

Subject: Voter Approval on Local Tax Funds

From: Vice Mayor Chang

Recommendation: Adopt a Resolution expressing the City of Oakland's support for a statewide

ballot initiative to require voter approval before state government may take local tax funds (04-

0221)

A motion was made by Councilmember Reid, seconded by Vice Mayor

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 Vice Mayor

Chang

Resolution Number 78472 C.M.S.

[04-0221.pdf](#),

[Item 6 4-1-04.pdf](#),

[Item S-27 4-6-04.pdf](#),

[78472 CMS.pdf](#)

S-28

Subject: Assembly Bill 2318 - California Public Records Act

From: Office of the City Auditor

Recommendation: Adopt a Resolution in support of Assembly Bill 2318, a proposal to amend

the Government Code for the purpose of allowing the City Auditor to exempt from disclosure

of certain information otherwise made available to the public under the California Public

Records Act (04-0215)

A motion was made by Councilmember Reid, seconded by Vice Mayor

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 Vice Mayor

Chang

Resolution Number 78473 C.M.S.

[04-0215.pdf](#),

[Item 7 4-1-04.pdf](#),

[Item S-28 4-6-04.pdf](#),

[78473 CMS.pdf](#)

ADJOURNMENT OF COUNCIL SESSION

(Meeting shall conclude no later than 10:30 p.m., unless extended by Majority Vote of the Council

)

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

Council adjourned the meeting in memory of Fred Richardson Albertine

Becford, Sue Carol Brown, and Bob Gattis at 1:17 a.m.

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