



SUPPLEMENTAL

City of Oakland

Meeting Agenda

Office of the City Clerk
Oakland City Hall
1 Frank H. Ogawa Plaza
Oakland, California 94612
LaTonda Simmons, City Clerk

*** Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council**

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

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

Tuesday, September 17, 2013

5:30 PM

City Council Chambers, 3rd Floor

DEFINITION OF TERMS:

CONSENT ITEM: any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee. These items are heard on the 5:30 P.M. portion of the agenda.

NON-CONSENT ITEM: any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee. These items are heard on the 6:30 P.M. portion of the agenda.

ACTION ITEM: any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

INFORMATIONAL ITEM: an item of the agenda consisting only of an informational report that does not require or permit Council action.

1 PLEDGE OF ALLEGIANCE

2 ROLL CALL / CITY COUNCIL

COUNCILMEMBERS: Desley Brooks, District 6; Noel Gallo, District 5; Lynette Gibson McElhaney, District 3; Dan Kalb, District 1; President Pro Tempore Rebecca Kaplan, At-Large; Vice Mayor Larry Reid, District 7; Libby Schaaf, District 4; Council President Patricia Kernighan, District 2

3 OPEN FORUM / CITIZEN COMMENTS (Time Available: 15 Minutes)

4 ACTIONS ON SPECIAL ORDERS OF THE DAY
(Ceremonial Presentations, Reports/Presentations From The Mayor, Council Acknowledgements/Announcements):

4.1 Subject: Commending Gregoria Torres For Exemplary Service
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Commending Gregoria Torres For More Than

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28 Years Of Exemplary And Dedicated Service To The City Of Oakland And
Congratulating Her On Her Retirement And Bidding Her Farewell
(12-0721)

- 4.2 Subject: Honoring John Stewart
From: Vice Mayor Larry Reid And Councilmember Desley Brooks
Recommendation: Adopt A Resolution Recognizing And Honoring John Stewart For
41 Years Of Dedicated Services To The City Of Oakland
(13-0030)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to
this agenda.**

- 4.3 Subject: "Earthquake Brace + Bolt: Funds To Strengthen Your Foundation" Report
From: Council President Patricia Kernighan
Recommendation: Receive A Presentation By The California Residential Mitigation
Program Regarding "Earthquake Brace + Bolt: Funds To Strengthen Your Foundation"
(13-0035)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to
this agenda.**

- S-4.4 Subject: Honoring Martin Matarrese
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution Honoring Martin Matarrese On His Retirement
(13-0042)

- S-4.5 Subject: Student Attendance Awareness And Achievement Month
From: Councilmember Dan Kalb
Recommendation: Adopt A Proclamation Of September As Attendance Awareness And
Student Achievement Month
(13-0031)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to
this agenda.**

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF JULY 25, 2013,
JULY 30, 2013 AND AUGUST 2, 2013

- 6 MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS
(Requests To: Reschedule Items From Consent To Non-Consent To The Next Council
Agenda, Speak On Consent Calendar, Register Votes, Change Order Of Items,
Reconsiderations, Pull Items Held In Committee):

7. CONSENT CALENDAR (CC) ITEMS:

- 7.1 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

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Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health Crisis With Regard To The Human Immunodeficiency Virus ("HIV")/Acquired Immunodeficiency Syndrome ("AIDS") Epidemic
[\(13-0022\)](#)

7.2 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
[\(13-0023\)](#)

7.3 Subject: Children's Fairyland Board Reappointment - Webb
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Matthew Webb To The Children's Fairyland Board
[\(13-0001\)](#)

7.4 Subject: Board Of Port Commissioners Reappointment - Hamlin
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Earl Hamlin To The Board Of Port Commissioners
[\(13-0002\)](#)

7.5 Subject: Commission On Aging Appointments - Jones And Forte
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Julie Jones And Patrick Forte As Members Of The Commission On Aging
[\(13-0021\)](#)

7.6 Subject: Oakland Housing Authority Board Reappointment - Hartwig
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Greg Hartwig To The Oakland Housing Authority Board
[\(13-0032\)](#)

7.7 Subject: Travel Authorization - Brooks
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Authorizing Councilmember Desley Brooks To Travel To Seattle, Washington To Attend The 2013 National League Of Cities' Congress Of Cities And Exposition Annual Conference From November 13, 2013 - November 16, 2013
[\(13-0003\)](#)

Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.

7.8 Subject: Travel Authorization - Kalb

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From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution Authorizing Councilmember Kalb To Travel To Sacramento To Attend The 2013 League Of California Cities' Annual Conference From September 18-20, 2013
(13-0017)

Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.

7.9 Subject: Travel Authorization - Reid
From: Vice Mayor Larry Reid
Recommendation: Adopt A Resolution Authorizing Vice Mayor Larry Reid To Travel To Seattle Washington To Attend The 2013 National League Of Cities Annual Conference And Expo From November 13-16, 2013
(13-0024)

Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.

7.10 Subject: Settlement Agreement- Allstate Insurance As Subrogee Of Squethia Giddens
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Allstate Insurance Company For Their Insured Squethia Giddens City Attorney's Claim No. C29614, In The Amount Of Six Thousand Eight Hundred Nine Dollars And Ninety Three Cents (\$6,809.93) (Public Works Agency- Auto Collision)
(13-0025)

This item was heard in Closed Session on September 17, 2013.

Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.

7.11 Subject: Settlement Agreement- Abraham Sanchez
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Abraham Sanchez, City Attorney's Claim No. C29205, In The Amount Of Nine Thousand Dollars And No Cents (\$9,000.00) (Police Department- Auto Collision)
(13-0026)

This item was heard in Closed Session on September 17, 2013.

Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.

7.12 Subject: Settlement Agreement- GEICO Direct As Subrogee Of Anthony Paone
From: Office Of The City Attorney

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Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Government Employees Insurance Company (GEICO) Direct As Subrogee For Anthony Paone City Attorney's Claim No. C29582, In The Amount Of Six Thousand Two Hundred Forty Five Dollars And Forty-Three Cents (\$6,245.43) (Public Works Agency - Auto Collision)
[\(13-0027\)](#)

This item was heard in Closed Session on September 17, 2013.

Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.

7.13 Subject: Settlement Agreement- Paul And Gwen Stephens
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Paul And Gwen Stephens, City Attorney's Claim No. C29622, In The Amount Of Eight Thousand Seven Dollars And Nine Cents (\$8,007.09) (Public Works Agency-Sewer Overflow)
[\(13-0028\)](#)

This item was heard in Closed Session on September 17, 2013.

Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.

7.14 Subject: Settlement Agreement- Johnny Burks
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Johnny Burks, City Attorney's Claim No. C29646, In The Amount Of Twelve Thousand Dollars And No Cents (Police Department - Search Warrant Execution)
[\(13-0029\)](#)

This item was heard in Closed Session on September 17, 2013.

Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.

7.15 Subject: Settlement Agreement - Davis v. Strutynsky
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Denise Davis v. Jurij & Lidia Strutynsky, Alameda County Superior Court Case No. RG12-621529, In The Amount Of Two Hundred Thousand Dollars And No Cents (\$200,000.00) As A Result Of A Trip And Fall Accident On Or About September 2, 2012 (Public Works Agency - Trip And Fall)
[\(13-0039\)](#)

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This item was heard in Closed Session on July 30, 2013.

Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.

7.16 Subject: Add Employee Relations Analyst Classification To Salary Ordinance
From: Department Of Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Classification Employee Relations Analyst, Principal
(12-0672)

ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF THIS ORDINANCE.

INTRODUCTION (First Reading) WAS PASSED ON JULY 30, 2013; 7 AYES, 1 EXCUSED - BROOKS.

S-7.17 Subject: Amending Salary Ordinance - Investment Supervisor Title Change
From: Department Of Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Change The Title For The Classification Of Investment Supervisor To Investment Officer And Increase The Salary Range For The Classification
(13-0014)

The September 10, 2013 Finance & Management Committee approved recommendations with a vote of 3 Ayes, 1 Absent - Brooks.

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (FIRST READING) OF THIS ORDINANCE

FINAL PASSAGE (SECOND READING) IS SCHEDULED FOR OCTOBER 1, 2013

S-7.18 Subject: Amending Salary Ordinance And Exemption From Civil Service
From: Department Of Human Resources Management
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Change The Title Of Support Services Administrator To Manager, Support Services And To Lower The Pay Grade Associated With The Classification; And
(13-0015)

2) A Resolution Recommending To The Civil Service Board The Exemption Of The

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Classifications Of Manager, Support Services And Manager, Human Resources From
The Operation Of The Civil Service
(13-0015-1)

**The September 10, 2013 Finance & Management Committee approved
recommendations with a vote of 3 Ayes, 1 Absent - Brooks.**

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (FIRST
READING) OF THIS ORDINANCE**

**FINAL PASSAGE (SECOND READING) IS SCHEDULED FOR
OCTOBER 1, 2013**

S-7.19 Subject: Encroachment At 457 17th Street
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major
Encroachment Permit To WFGP LLC To Allow An Existing Under-Sidewalk Basement
For The Building Located At 457 17th Street To Encroach Into The Public
Right-Of-Way Along The Building's Frontage On 17th Street And Broadway
(13-0006)

**The September 10, 2013 Public Works Committee approved
recommendations with a vote of 3 Ayes, 1 Absent - Reid.**

S-7.20 Subject: Encroachment At 2901 Broadway
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major
Encroachment Permit To GAB Associates LLC To Allow 12 Canopy Columns And An
Entry Element To Encroach Into The Public Right-Of-Way At 2901 Broadway
(13-0007)

**The September 10, 2013 Public Works Committee approved
recommendations with a vote of 3 Ayes, 1 Absent - Reid.**

S-7.21 Subject: Vacate Easement At 25 Duncan Way
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Approving The Summary Vacation Of An
Unused Portion Of An Existing Public Service Easement Located At 25 Duncan Way To
Brian L. Mell And Mary Jane Mell
(13-0009)

**The September 10, 2013 Public Works Committee approved
recommendations with a vote of 3 Ayes, 1 Absent - Reid.**

S-7.22 Subject: Rehabilitation of Sanitary Sewers
From: Public Works Agency
Recommendation: Adopt The Following Pieces Of Legislation:

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1) A Resolution Awarding A Construction Contract To Andes Construction, Inc., The Lowest Responsive And Responsible Bidder, For The Rehabilitation Of Sanitary Sewers Bounded By Golf Links Road, Encina Way And Calandria Avenue (Project No. C312810), In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of Two Million Two Hundred Seventy-Five Thousand Thirty-Three Dollars (\$2,275,033.00); And
[\(13-0011\)](#)

2) A Resolution Awarding A Construction Contract To Andes Construction, Inc., The Lowest Responsive And Responsible Bidder, For The Rehabilitation Of Sanitary Sewers At 57th Avenue Between San Leandro Street And International Boulevard (Project No. C461810), In Accord With Plans And Specifications For The Project And Contractor's Bid In The Amount Of Three Hundred Ninety-Seven Thousand Three Hundred Five Dollars (\$397,305.00).
[\(13-0011-1\)](#)

The September 10, 2013 Public Works Committee approved recommendations with a vote of 3 Ayes, 1 Absent - Reid.

S-7.23 Subject: On-Call Special Inspection And Testing Services
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Enter Into A Series Of Professional Service Contracts In An Amount Not-To-Exceed Seven Hundred And Fifty Thousand Dollars (\$750,000.00) Each With The Firms Of 1) Applied Materials & Engineering, Inc. (LBE), 2) Biggs Cardosa Associates, Inc. (LBE), 3) Consolidated Engineering Laboratories (LBE), 4) Construction Testing Services, Inc. (LBE), 5) Ninyo & Moore (LBE), And 6) URS (LBE) For On-Call Special Inspection And Testing Services Over A Period Of Three Years
[\(13-0012\)](#)

The September 10, 2013 Public Works Committee approved recommendations with a vote of 3 Ayes, 1 Absent - Reid.

S-7.24 Subject: MOA For 1835 Trestle Glen Road Development
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Enter Into A Memorandum Of Agreement With The City Of Piedmont For The Development Of A Secondary Unit At 1835 Trestle Glen Road, A Property Located Within Both Jurisdictions
[\(13-0008\)](#)

The September 10, 2013 Community & Economic Development Committee approved recommendations with a vote of 3 Ayes, 1 Absent - Reid.

S-7.25 Subject: Semi-Annual ROPS And Successor Agency Budget
From: Office Of Neighborhood Investment

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Recommendation: Adopt A Resolution Approving The Submission Of A Recognized
Obligation Payment Schedule And Successor Agency Administrative Budget For January
Through June 2014 To The Oakland Oversight Board, The County, And The State
(13-0010)

**The September 10, 2013 Community & Economic Development Committee
approved recommendations with a vote of 3 Ayes, 1 Absent - Reid.**

S-7.26 Subject: Authorization To Change The Name Of The 19th Street BART Station
From: Councilmember Lynnette Gibson McElhaney
Recommendation: Adopt A Resolution Authorizing Bay Area Rapid Transit (BART)
To Change The Name Of The "19th Street/Oakland" Station To The "19th Street/Uptown
Oakland" Station
(13-0016)

**The September 10, 2013 Community & Economic Development Committee
approved a motion with a vote of 3 Ayes, 1 Absent - Reid.**

The Committee approved the following motion:

- 1) Approve, in concept, the name change of the 19th Street BART Station
to "19th Street/Oakland Uptown;"**
- 2) The application to change the name will be submitted on behalf of the
City to BART for approval and a determination of the estimated costs of
the change for the City; and**
- 3) The item will be brought back to Council for final approval of name
change and costs.**

S-7.27 Subject: Taking A Position On League Of California Cities' Resolutions
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution Taking A Position On Two League Of California
Cities' Proposed Resolutions To Be Considered At The League's September 20, 2013
Annual Business Meeting: 1) Resolution Calling Upon The Governor And The
Legislature To Work With The League Of California Cities In Providing Adequate
Funding And To Prioritize Water Bonds To Assist Local Government In Water
Conservation, Ground Water Recharge And Reuse Of Stormwater And Urban Runoff
Programs; And 2) Resolution Calling Upon The Governor And Legislature To Enter Into
Discussions With The League And California Police Chiefs' Association Representatives
To Identify And Enact Strategies That Will Ensure The Success Of Public Safety
Realignment From A Local Municipal Law Enforcement Perspective
(13-0038)

8 ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION &
DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS

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**COMMENCING AT 6:30 P.M., OR AS SOON AS REASONABLY PRACTICABLE
THEREAFTER, THE NON - CONSENT CALENDAR PORTION OF THE AGENDA:**

**9. CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING
REQUIREMENTS:**

- 9.1 Subject: Delinquent Mandatory Garbage Fees
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing On Delinquent Mandatory Garbage Fees For January/February/March 2013 Monthly Accounts And April/May/June 2013 Quarterly Accounts And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:
- 1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or
(13-0004)
 - 2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Garbage Service Fees And The Recordation Of Liens With Administrative And Assessment Charges As Necessary-Pursuant To Chapter 8.28 Of The Oakland Municipal Code; Or
(13-0004-1)
 - 3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection
(13-0004-2)
- Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.**

- 9.2 Subject: Assessment Of Liens For Delinquent Real Property Transfer Taxes
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing On The Assessment Of Liens For Delinquent Real Property Transfer Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:
- 1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Confirming The Recordation Of Liens With Administrative And Assessment

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Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or
(13-0005)

2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Real Property Transfer Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary-Pursuant To Chapter 4.20 Of The Oakland Municipal Code; Or
(13-0005-1)

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection
(13-0005-2)

Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

11 Subject: Increase In The Premium Pay For The Paramedic Support Program
From: Oakland Fire Department
Recommendation: Adopt A Resolution Approving An Amendment To Section 2.9.4 Of The Memorandum Of Understanding Between The City Of Oakland And International Association Of Firefighters Local 55 To Allow For Continuation Of The Paramedic Support Program From July 1, 2013 Through June 30, 2014 With An Increase In The Premium Pay From Three Percent (3%) To Three And One-Half Percent (3.5%) Above The Top Step Fire Fighter's Regular Base Rate Of Pay For Any Period In Which An Authorized Unit Member Participates In The Program
(13-0034)

Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.

12 Subject: Allocation Of Funds For The Affordable Housing Trust
From: Councilmember Dan Kalb
Recommendation: Adopt An Ordinance (1) Amending Oakland Municipal Code Section 15.68.100 That Established The Affordable Housing Trust Fund To Set Aside An Amount Equal To 25% Of Funds Distributed To The City As A Taxing Entity Under The Redevelopment Dissolution Laws Into The Affordable Housing Trust Fund, (2) Amending Ordinance No. 12502 C.M.S. That Established A General Fund Reserve

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Policy To Exempt These Distributions From The Requirement To Use One Time Revenues To Pay For One Time Expenses Or Reduce Negative Fund Balances, And (3) Appropriating And Transferring Such Distributions From The General Purpose Fund To The Affordable Housing Trust Fund
(12-0665)

ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF THIS ORDINANCE.

INTRODUCTION (First Reading) WAS PASSED ON JULY 30, 2013; 7 AYES, 1 EXCUSED - BROOKS.

13 Subject: Prohibiting Tools Of Violence During Demonstrations
From: Councilmember Noel Gallo
Recommendation: Adopt An Ordinance Prohibiting The Possession Of The Tools Of Violence And Vandalism During A Demonstration
(12-0709)

ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF THIS ORDINANCE.

INTRODUCTION (First Reading) WAS PASSED ON JULY 30, 2013; 5 AYES, 1 ABSTENTION - KALB, 1 ABSENT - REID, 1 EXCUSED - BROOKS.

The Council approved recommendations as amended to include the following revisions:

- 1) Definition of club will be changed to "greater than one-half inch thick;" and**
- 2) Staff will return within 24 months of enactment to provide Council with a status report.**

S-14 Subject: Amending Salary Ordinance To Civilianize OPD Positions
From: Department Of Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Classification Of Intake Technician
(13-0013)

The September 10, 2013 Finance & Management Committee approved recommendations as amended with a vote of 4 Ayes.

The Committee approved recommendations as amended to include the following:

- 1) Approve for forwarding to Council staff's Salary Ordinance placing the**

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- Intake Technician class in the Salary Ordinance with specified salary range;
- 2) Request that the Civil Service Board amend the classification to remove the specification of an agency or department for the position, subject to compliance with the City's obligations under law, if any;
 - 3) Clarify that the positions shall be housed in a civilian department;
 - 4) Seek to complete these tasks as soon as possible, honoring existing deadlines; and
 - 5) Place the job specifications in the supplemental packet.

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (FIRST READING) OF THIS ORDINANCE

FINAL PASSAGE (SECOND READING) IS SCHEDULED FOR OCTOBER 1, 2013

S-15 Subject: Safe Routes Transit Grant For Uptown Bike Station
From: Public Works Agency
Recommendation: Adopt A City Of Oakland Resolution To Accept The 2012 Metropolitan Transportation Commission's (MTC) Regional Measure 2 Safe Routes To Transit Grant Of Five Hundred Thirty-One Thousand Dollars (\$531,000.00) For The Uptown Bike Station; Comply With Regional Measure 2 Policy And Procedures In The Implementation Of The Grant; Authorize The City Administrator To Enter Into A Memorandum Of Understanding (MOU) With The Bay Area Rapid Transit District (BART) For Support Of The Operations And Management Of The Station; And Contribute Operating Funds In An Amount Not To Exceed Two Hundred Fifty Thousand Dollars (\$250,000.00) [TITLE CHANGE]
(12-0256)

The September 10, 2013 Public Works Committee approved recommendations with a vote of 3 Ayes, 1 Excused - Reid.

CONTINUATION OF OPEN FORUM

ADJOURNMENT OF COUNCIL SESSION

(Meeting Shall Conclude No Later Than 12:00 A.M., Unless Extended By Majority Vote Of The Council)

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 48 hours prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

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(TTD)

**THE HANGING OF BANNERS, POSTERS, SIGNS, OR ANY MATERIAL ON OR OVER
THE GALLERY BANNISTERS IS STRICTLY PROHIBITED IN ORDER TO ENSURE THE
SAFETY OF THOSE ATTENDING MEETINGS.**

**MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY
COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN
THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND
FLOOR, OAKLAND, CA 94612 FROM 8:30 A.M. TO 5:00 P.M.**

**LaTonda Simmons
City Clerk and
Clerk of the Council**