



CITY of OAKLAND  
OFFICE of PARKS & RECREATION

PARKS AND RECREATION ADVISORY COMMISSION  
City of Oakland  
Wednesday, September 15, 2010, 4:30 P.M.  
Lakeside Garden Center, 666 Bellevue Avenue, Oakland, CA

AGENDA

1. CALL TO ORDER:
2. ROLL CALL:  
BELCHER, ENABULELE, HAMMOCK, MATIS, MILLER, MONTAUK, RICARDS, SCOTT, TAYLOR, WONG, WU
3. DISPOSITION OF MINUTES:
  - A. Minutes of July 14, 2010
4. SPECIAL ORDERS:
5. PRAC PENDING LIST:
  - A. Commissioners Report Update, Commissioner Taylor
6. MODIFICATIONS TO THE AGENDA:
7. NEW BUSINESS:
  - A. **Appeal of Tree Removal Permit for 5710 Margarido Drive:** The Tree Service Division approved the tree permit to remove two trees at 5710 Margarido Drive, and denied the removal of one other tree requested by the applicant. The property owner/applicant has appealed staff's decision.
  - B. **Appeal of Tree Removal Permit for 5452 Carlton Street:** The Tree Services Division denied the tree permit to remove one coast live oak tree growing in front of the yard of a home at 5452 Carlton Street. The property owner/applicant has appealed staff's decision.
  - C. **Appeal of Tree Removal Permit for 12550 Skyline Boulevard:** The Tree Services Division denied the tree permit to remove two Monterey cypress trees and one Birch. One Monterey cypress tree is growing in the front yard, the other on the west side of the home. The Birch tree is growing in the backyard, overhanging the corner of the carport at 12550 Skyline Blvd. The property owner/applicant has appealed staff's decision.
  - D. **Request from the American Foundation for Suicide Prevention to Collect and Sell Event Related Items On-site at the Community Out of the Darkness Walk at Lakeside Park on Saturday, October 16, 2010:** The Office of Parks and Recreation received a request from the American Foundation for Suicide Prevention (AFSP), a 501c3 non-profit foundation, to collect donations and sell t-shirts and other event related items on-site at their event. Proceeds from the event will go towards suicide prevention and awareness.
  - E. **Request from the Oakland Black Cowboys Association for Permission to Have Vendors and Sell Event Related Items at the Annual Black Cowboys Festival at Defremery Park on Saturday, October 2, 2010:** The Office of Parks and Recreation has received a request from the Oakland Black Cowboys Association (OBCA), a non-profit organization, to host

their Annual Black Cowboys Parade and Festival at Defremery Park. The OBCA is asking permission to have up to ten vendors that will comprise of food and non-food vendors. The OBCA is also asking to sell event related items that will consist of water, t-shirts and caps with their logo on them. Proceeds from their fundraising efforts will help support the Black Cowboys Association.

- F. **Request from the African People's Education and Defense Fund to Have Vendors at the Uhuru Wellness Festival at Arroyo Viejo Park on Saturday, October 9, 2010:** The Office of Parks and Recreation received a request from the African People's Education and Defense Fund to have vendors at the Uhuru Wellness Festival. The African People's Education and Defense Fund is hosting the event to address the toxic mix of conditions that contribute to poor health in the African community of Oakland.

8. COMMUNICATIONS:
9. PRAC COMMITTEE REPORT:
10. ADVISORY COUNCIL REPORTS:
11. CONDITIONAL USE PERMITS:
12. UNFINISHED BUSINESS:
13. COUNCIL REFERRALS:
14. DIRECTOR'S REPORT:
15. OPEN FORUM:
16. ANNOUNCEMENTS:
17. ADJOURNMENT:



This meeting is wheelchair accessible. To request materials in alternative formats, or to request an ASL interpreter, or assistive listening device, please call the *Office of Parks and Recreation* at (510) 238-7532 or TDD (510) 615-5883 at least three working days before the meeting. Please refrain from wearing scented products to this meeting so attendees who may experience chemical sensitivities may attend. Thank you.

***Next Meeting: Wednesday, October 13, 2010; 4:30 p.m.***

***Lakeside Garden Center  
666 Bellevue  
Oakland, CA***



**Public Works Agency  
Director's Office**

# Memorandum

To: The Honorable Jeffrey Taylor, Chair  
Parks and Recreation Advisory Commission (PRAC)

From: Vitaly B. Troyan, P.E. Public Works Agency Interim Director WJ

Date: August 27, 2010

Re: Appeal of Tree Removal Permit for 5710 Margarido Dr

---

The following is a summary, background, discussion and staff recommendations regarding the subject appeal of a tree removal permit determination.

## **SUMMARY**

The Tree Services Division approved the tree permit to remove two trees at 5710 Margarido Drive, and denied the removal of one other tree requested by the applicant. The property owner/applicant has appealed staff's decision.

## **BACKGROUND**

On July 7, 2010, Pamela Llewellyn of Professional Tree Care Company, agent for the property owner, submitted an application the Tree Services to remove three redwood trees. The application states their reason for removal as:

“Potential hazard to property, proximity to existing structures, damage to outdoor structure”

On August 9, 2010, the Tree Services Division made a permit decision allowing the removal of two redwoods and the preservation of one redwood. The two redwoods approved are adjacent to the retaining wall and could cause damage in the future.

On August 17, 2010, Pamela Llewellyn (agent for appellant) for 5710 Margarido Drive, appealed staff's decision. The basis for the appeal was stated as follows:

“The coast redwoods, planted by our client, are not appropriate trees for this location. Trees are producing the typical amount of debris expected by these trees, which is unacceptable to our client. In addition to the debris, the dew falling from the trees is staining the patio and patio furniture. Leaving one of these trees will soon produce the

same effect she is having now. We would like to remove all the trees and replace them with something more appropriate for this location”.

## **DISCUSSION**

The Protected Tree Ordinance (PTO), Section 12.36.050 of the OMC, lists the criteria used to decide if trees should be removed or preserved. Decision making for tree removals is a two-step process:

Step 1: Applications are reviewed to see if they accomplish at least one of five possible objectives. It has been determined that your permit application does not meet any of the five objectives.

Step 2: Even if the tree qualifies for a removal objective, preservation is required if at least one of four possible grounds for denial applies to the situation. The Tree Services Division position is there are no grounds for denial:

- The Tree Services supports criterion 12.36.050 (B) of the Tree Preservation Ordinance which states, “Trimming, thinning, tree surgery or other reasonable treatment”.

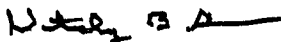
Section 12.36.11 (C) of the Ordinance states, “In considering the appeal, the Park and Recreation Advisory Commission shall determine whether the proposed tree removal conforms to the applicable criteria. The decision of the Tree Services can be sustained or require such changes or impose such reasonable conditions of approval as are, in its judgment, necessary to ensure conformity and said criteria”.

## **RECOMMENDATION**

The Public Works Agency recommends that the Park and Recreation Commission:

- Deny the appeal by Pamela Llewellyn; and
- Instruct staff to issue tree permit application ND10-057 for 5710 Margarido Drive, upholding staff’s decision to require preservation of one redwood and allowing the applicant to remove two redwood trees, #1 and #2 on the site plan.

Respectfully Submitted,



Vitaly Troyan, P.E.  
Interim Agency Director

RG:BS:pc

cc: Brooke A. Levin, Assistant Director  
Robert Zahn, Tree Services Division



**Public Works Agency  
Director's Office**

# Memorandum

To: The Honorable Jeffrey Taylor, Chair  
Parks and Recreation Advisory Commission (PRAC)

From: Vitaly B. Troyan, P.E. Public Works Agency Interim Director *VBT*

Date: August 27, 2010

Re: Appeal of Tree Removal Permit for 5452 Carlton Street

---

The following is a summary, background, discussion and staff recommendations regarding the subject appeal of a tree removal permit determination.

## SUMMARY

The Tree Services Division denied the tree permit to remove one tree coast live oak tree growing in front of the yard of a home at 5452 Carlton Street. The property owner/applicant has appealed staff's decision.

## BACKGROUND

On June 25, 2010, Robert Hemmer submitted an application to the Tree Services to remove one coast live oak tree. The application states their reason for removal as:

“Too close to house; blocks view and light, roots getting into our drainage system.”

On August 2, 2010, the Tree Services Division denied the removal of the tree because the removal of this healthy tree could be avoided by trimming, thinning, tree surgery or other reasonable treatment.

On August 4, 2010, Robert Hemmer (appellant), property owner of 5452 Carlton Street, appealed staff's decision. The basis for the appeal was stated as follows:

See attached Tree Removal Permit Appeal Form.

## DISCUSSION

The Protected Tree Ordinance (PTO), Section 12.36.050 of the OMC, lists the criteria used to decide if trees should be removed or preserved. Decision making for tree removals is a two-step process:

Step 1: Applications are reviewed to see if they accomplish at least one of five possible objectives. It has been determined that your permit application does not meet any of the five objectives.

Step 2: Even if the tree qualifies for a removal objective, preservation is required if at least one of four possible grounds for denial applies to the situation. The Tree Services Division position is there are no grounds for denial:

- The Tree Services supports criterion 12.36.050 (B) of the Tree Preservation Ordinance which states, "Trimming, thinning, tree surgery or other reasonable treatment".

Section 12.36.11 (C) of the Ordinance states, "In considering the appeal, the Park and Recreation Advisory Commission shall determine whether the proposed tree removal conforms to the applicable criteria. The decision of the Tree Services can be sustained or require such changes or impose such reasonable conditions of approval as are, in its judgment, necessary to ensure conformity and said criteria".

## RECOMMENDATION

The Public Works Agency recommends that the Park and Recreation Advisory Commission:

- Deny the appeal by Robert Hemmer; and
- Instruct staff to deny tree permit application ND10-059 for 5452 Carlton Street.

Respectfully Submitted,



Vitaly Troyan, P.E.  
Interim Agency Director

RG:BS:pc

Attachment

cc: Brooke A. Levin, Assistant Director  
Robert Zahn, Tree Supervisor II

TREE REMOVAL APPEAL : PERMIT # ND10-059 August 4, 2010

Robert Hemmer and Elizabeth Patelke  
5452 Carlton St.  
Oakland, CA 94618

We appeal the Tree Removal Denial on these grounds:

1. View: The entire western view from our house (a major feature with both aesthetic and financial value) is nearly eliminated by this tree. Far from blocking only a "narrow, wedge-shaped view of the northern section of San Francisco Bay," the tree cuts out most of the view from all four front windows.
2. Lollipop: Your idea for trimming the tree will result in an unsightly "lollipop" shape which will have none of the grace and beauty typical of mature oaks.
3. Ongoing expense: Regular pruning of a tree this size will be very costly to us as it will need to be done frequently to maintain the view.
4. Drainage: We have had extensive (and expensive) drainage work done on our property. The tree has tapped into that water source and is starting to push up the sidewalk and may damage our house foundation and our neighbors' driveway.
5. Neighbors: Our neighbors to the north (5460 Carlton St.) have lost the southern view from their front window. Their beautiful front garden is suffering from greatly reduced sunshine. In the winter months, when the sun is far to the south, their living room is cold and dark.

In sum, we request permission to remove this tree, which, although beautiful, is too big and aggressive for its location. I know that oak trees in Oakland are special, but that fact should not trump all other issues of cost, aesthetics, and appropriateness.

Photographs taken from our driveway can tell one story, but not the whole story. If you had come inside, you would see what we are dealing with every day.



**Public Works Agency  
Director's Office**

# Memorandum

To: The Honorable Jeffrey Taylor, Chair  
Parks and Recreation Advisory Commission (PRAC)

From: Vitaly B. Troyan, P.E. Public Works Agency Interim Director ll

Date: August 27, 2010

Re: Appeal of Tree Removal Permit for 12550 Skyline Blvd

---

The following is a summary, background, discussion and staff recommendations regarding the subject appeal of a tree removal permit determination.

## SUMMARY

The Tree Services Division denied the tree permit to remove two Monterey cypress trees and one Birch. One Monterey cypress tree is growing in the front yard, the other on the west side of the home. The Birch tree is growing in the backyard, overhanging the corner of the carport at 12550 Skyline Blvd. The property owner/applicant has appealed staff's decision.

## BACKGROUND

On July 14, 2010, Damon Charles & Andrew Levinson submitted an application to the Tree Services to remove two Monterey cypress and one Birch trees. The application states their reason for removal as:

“Two Cypress trees at front of property and one Birch have created moisture from the weeping trees that has created thousands and thousands of dollars in damage by creating wet rot and black mold and green mold along the entire roof, eave, beams, and decking”.

On August 2, 2010, the Tree Services Division denied the removal of the tree because the removal of this healthy tree could be avoided by trimming, thinning, tree surgery or other reasonable treatment.

On August 17, 2010, Damon Charles & Andrew Levinson (appellant), property owner of 12550 Skyline Blvd. appealed staff's decision. The basis for the appeal was stated as follows:

“We believe the inspector's decision was biased because of things he said immediately before the inspection, during the inspection and when done with the inspection. Damage to the house builds with every day the trees “weep” on the house and keep it moist by blocking any



sun. This house was built as a church in 1964-65 probably with no forethought that it would ever become a house, and that the trees could and would cause such damage. We should not be penalized for that”.

## **DISCUSSION**

The Protected Tree Ordinance (PTO), Section 12.36.050 of the OMC, lists the criteria used to decide if trees should be removed or preserved. Decision making for tree removals is a two-step process:

Step 1: Applications are reviewed to see if they accomplish at least one of five possible objectives, It has been determined that your permit application it does not meet any of the five objectives.

Step 2: Even if the tree qualifies for a removal objective, preservation is required if at least one of four possible grounds for denial applies to the situation. The Tree Services Division position is there are no grounds for denial:

- The Tree Services supports criterion 12.36.050 (B) of the (TPO) which states, “Trimming, thinning, tree surgery or other reasonable treatment”.

Section 12.36.11 (C) of the TPO states, “In considering the appeal, the Park and Recreation Advisory Commission shall determine whether the proposed tree removal conforms to the applicable criteria. The decision of the Tree Services can be sustained or require such changes or impose such reasonable conditions of approval as are, in its judgment, necessary to ensure conformity and said criteria”.

## **RECOMMENDATION**

The Public Works Agency recommends that the Park and Recreation Advisory Commission:

- Deny the appeal by Damon Charles and Andrew Levinson; and
- Instruct staff to deny tree permit application ND10-065 for 12550 Skyline Blvd.

Respectfully Submitted,



Vitaly Troyan, P.E.  
Interim Agency Director

RG:BS:pc

cc: Brooke A. Levin, Assistant Director  
Robert Zahn, Tree Services Division

CITY OF OAKLAND  
Interoffice Memorandum



Office of Parks and Recreation

**TO:** Jeffrey Taylor, Chair, Parks and Recreation Advisory Commission  
**FROM:** Gail McMillon, Central Reservations Supervisor  
**DATE:** September 15, 2010  
**SUBJECT:** Request from the American Foundation for Suicide Prevention to Collect and Sell Event Related Items On-site at the Community Out of the Darkness Walk at Lakeside Park on Saturday, October 16, 2010

SUMMARY

The Office of Parks and Recreation has received a request from the American Foundation for Suicide Prevention (AFSP), a 501c(3) non-profit foundation, to collect donations and sell t-shirts and other event related items on-site at the second annual Community Out of the Darkness Walk to be held at Lakeside Park on Saturday, October 16, 2010. Proceeds from the event will go towards suicide prevention and awareness.

FISCAL IMPACT

There will be no fiscal impact on the Office of Parks and Recreation.

BACKGROUND

This is the AFSP's second year hosting the event at Lakeside Park. There was no request submitted to accept donations on-site last year. Donations and other monies were accepted in advance of the event date.

The event will consist of participants representing survivors of suicide, who have collected sponsorship donations for the education and distribution of information about suicide awareness and prevention. One hundred percent of the proceeds will benefit the prevention and education about suicide with fifty percent of the funds retained locally for the Alameda County Crisis support and the local chapter of the AFSP.

RECOMMENDATION

Staff recommends that the Park and Recreation Advisory Commission approve the request from the American Foundation for Suicide Prevention to collect sponsorship donations at the Community Out of the Darkness Walk at Lakeside Park on Saturday, October 16, 2010.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "G. McMillon".

Gail McMillon  
Central Reservations Supervisor

Attachments: Exhibit A – AFSP Request Letter  
Exhibit B – Park Use Application  
Exhibit C – Non-Profit Status  
Exhibit D – Reservation Request

American Foundation for Suicide Prevention  
**Out of the  
DARKNESS**  
COMMUNITY WALKS

July 19, 2010

To Whom It May Concern:

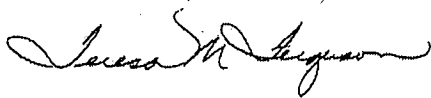
This is a request from the American Foundation for Suicide Prevention, a nonprofit organization, for permission to host a walk-a-thon on Saturday October 16, 2010 from 6am to 9am and to collect donations and sell T-shirts and other event-related merchandise at Lakeside Park preceding a walk around Lake Merritt. 100% of the proceeds from this event will benefit the prevention and education about suicide with 50% of the funds retained locally for the Alameda County Crisis support and the local chapter of the American Foundation for Suicide Prevention, a 501(c)(3) non-profit foundation.

This is planned to be the second Community Out of the Darkness Walk in the East Bay following the same event held at this location in 2009. The event will consist of participants representing survivors of suicide, who have collected sponsorship donations for the education and distribution of information about suicide awareness and prevention. Participants would check-in, receive a T-shirt and then listen to guest speakers. After a short introduction to the event, they will walk together around the Lake and will be greeted at completion with brochures and certificates of completion.

This event is open to the public. The sole purpose of this event is to raise funds for suicide prevention and awareness.

Please do not hesitate to contact me at the number below or my co-chair, Alanna Coyote, at 206-987-2114 with any additional questions.

Sincerely,



Teresa Ferguson  
Co-Chair  
[Oaklandwalk@aol.com](mailto:Oaklandwalk@aol.com)  
510-832-5606

07/08/2009 08:41 5102982397

PARKS RECS

PAGE 13/13

Office of Parks and Recreation  
250 Frank H. Ogawa Plaza, Suite 3330 Oakland,  
CA 94612



CITY OF OAKLAND  
OFFICE OF PARKS & RECREATION

Central Reservations Unit  
PH: (510) 238-3187 Fax: (510) 238-2397

Park Use Rental Application

ATTENTION: Wendy

Application Date: 3/18/10

\*RESIDENCY IS DETERMINED ACCORDING TO ADDRESS INDICATED ON DRIVER'S LICENSE OR STATE IDENTIFICATION CARD

REQ No: <u>9003839</u>	OFFICE USE ONLY	Receipt No.
RWP No. <u>WY-5/13</u>	Approved By/Date	Issued By/Date
Police Special Events Permit Required? <u>Yes</u>	If required, Special Events Permit due to OPR by <u>9-16-2010</u>	

Application on behalf of: (Group, Individual, Organization) American Foundation for Suicide Prevention

\* Address: 120 Wall St 22nd Floor City: New York State: NY Zip: 10005

Individual responsible for event: Name: Teresa Ferguson \*Address: 1047 Alvarado Rd

City: Berkeley State: CA Zip: 94705 Email: oaklandwalk@aol.com

Home #: 510-843-3082 Work #: 510-852-5006 Fax #: 510-832-2436 Cell #: 510-292-5211

To use: (Name of Park): Lakeside Park Location: Between Grand Ave & Lakeshore Ave

On the following date(s): 10/16/2010 General Public Allowed? Yes  No  Number of Participants: 100-299

Between the hours of: (Start Time/Setup) 5am (Actual Event Time) from 6am to 12pm (End Time/Cleanup) 1pm

Type of Event/Purpose (be specific; i.e., Piano, Walk/Run, Entertainment, Family Reunion, Rally, etc.)

Fundraising walk to raise funds for suicide prevention & research

Note: Charging admission, selling tickets or merchandise, or solicitation of money in any manner is prohibited in any way.

Sound Amplification: Amplified  Yes  No Non-Amplified  Yes  No

Type of equipment to be used (i.e., Jumbos, musical instruments, live band, cd player, amplifiers, microphones, etc.):

Basic microphone/speakers used for event speakers

Will food be served? Yes  No  (If yes, please list type(s) of food to be served.) Water, fruit, bagels, coffee

Please describe below special accommodations/requests required for your event; if no special accommodations/requests required, write NONE.

Registration and walk will begin at the colonnades between Grand Ave & Lakeshore Ave

Fees: Rent: \$180.00 Deposit: \$150.00

Sound Use: \$80.00 Other Fees: 0

Total of ALL Fees PLUS Deposit: \$380.00

\*Deposits are refunded 6-8 weeks AFTER event date, provided the facility is left in acceptable condition and the event goes as planned.

CANCELLATION FEES: 31 days or more notice: Forfeit 1/2 Deposit  
20 days 11 days notice: Forfeit Deposit PLUS 1/2 Rental Fee  
10 days or less notice: Forfeit All Fees

Check Amount: \$ \_\_\_\_\_ Check #: \_\_\_\_\_ Cash: \_\_\_\_\_

Type of Credit Card (Visa or Master Card Only): Visa

Credit Card #: \_\_\_\_\_ Expiration Date: 10/2011

Authorize the Office of Parks and Recreation, Central Reservations Unit to charge my Visa or Master Card \$ 380.00

or my reservation at Lakeside Park on October 16, 2010

Teresa Ferguson  
Signature Required)

Teresa Ferguson  
(Print Name)

\_\_\_\_\_  
(Driver License #/Expiration Date)

\*\*\*ATTENTION\*\*\*

- ✓ DID YOU REMEMBER TO SIGN THIS APPLICATION?
- ✓ DID YOU REMEMBER TO ATTACH A LEGIBLE COPY OF YOUR DRIVER'S LICENSE OR STATE IDENTIFICATION CARD?

Aug. 27. 2004 10:49AM AFSP

DEPARTMENT OF THE TREASURY No. 6939 P. 2

35 Tillary St., Brooklyn, N.Y. 11201

District  
Director

Date: JUL 06 1987

American Suicide Association  
1045 Park Avenue  
New York, NY 10028Employer Identification Number:  
13-3393329  
Accounting Period Ending:  
June 30th  
Foundation Status Classification:  
509(a)(1) & 170(b)(1)(A)(vi)  
Advance Ruling Period Ends:  
June 30, 1991  
Person to Contact:  
D.M. Hamilton  
Contact Telephone Number:  
(718) 780-6138

Dear Taxpayer:

Based on information supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code.

Because you are a newly created organization, we are not now making a final determination of your foundation status under section 509(a) of the Code. However, we have determined that you can reasonably be expected to be a publicly supported organization described in section(s) 509(a)(1) & 170(b)(1)(A)(vi).

Accordingly, you will be treated as a publicly supported organization, and not as a private foundation, during an advance ruling period. This advance ruling period begins on the date of your inception and ends on the date shown above.

Within 90 days after the end of your advance ruling period, you must submit to us information needed to determine whether you have met the requirements of the applicable support test during the advance ruling period. If you establish that you have been a publicly supported organization, you will be classified as a section 509(a)(1) or 509(a)(2) organization as long as you continue to meet the requirements of the applicable support test. If you do not meet the public support requirements during the advance ruling period, you will be classified as a private foundation for further periods. Also, if you are classified as a private foundation, you will be treated as a private foundation from the date of your inception for purposes of sections 507(d) and 4940.

Letter 1045(DO)(6-77)

# Central Reservations Unit

250 Frank H. Ogawa Plaza Ste 3330  
Oakland, CA 94612

(510) 238-3187



CITY of OAKLAND  
OFFICE of PARKS & RECREATION

American Foundation for Suicide  
120 Wall Street, 22nd Floor  
New York, NY 10005

## Reservation Request

Status: In-Process

Customer Type: Private

Authorized Agent: Teresa Ferguson

Work: (510) 832-5606 Home: (510) 843-3082

DATE/USER	REQUEST NUMBER	CHARGES	DISCOUNT	TAXES	REFUNDS & CREDITS	PAYMENTS	REQUEST EXPIRES	BALANCE DUE
05/13/2010 Wendy Johnson	9003839	\$380.00	\$0.00	\$0.00	\$0.00	\$0.00	10/16/2010	\$380.00

### RESERVATIONS

EVENT NAME	FACILITY	CENTER
Fundraisor Walk Attendance: 299 Type: Park Run/Walk	Lakeside Park Pergola	Lakeside Park Lake Merritt Oakland, CA 94610
DATES RESERVED	HRS	
Saturday - 10/16/2010	05:00 AM to 01:00 PM 8	

Total Number of Dates: 1 Total Number of Hours: 8

**NOTES:** THIS CUSTOMER HAS SUBMITTED A REQUEST LETTER TO ACCEPT FEES (I.E. DONATIONS, FUNDRAISING, CONTRIBUTIONS, GIFTS, ASSISTANCE, OFFERINGS, ECT.) AT THIS PARK USE EVENT TO BE SUBMITTED TO THE PRAC BOARD ON 9/18/2010 @ THE GARDEN CENTER - 666 BELLEVUE - OAKLAND @ 4:30 pm. PLEASE HAVE SOMEONE FROM YOUR ORGANIZATION ATTEND THIS MEETING. THANK YOU

ACTUAL EVENT TIME: 6:00am - 12:00pm \*\*\* FOODS SERVED: WATER/FRUIT/BAGELS/COFFEE

TYPE OF SOUND = MICROPHONE-W/SPEAKERS

- 1= OPD SPECIAL EVENTS PERMIT. \_\_\_\_\_
  - 2= CERTIFICATE OF INSURANCE. \_\_\_\_\_
  - 3= ONE-DAY FOOD HANDLERS PERMIT. \_\_\_\_\_
  - 4= CHARITABLE SOLICITATION PERMIT. \_\_\_\_\_
  - 5= SELLERS PERMITS (EACH VENDOR MUST HAVE A SEELERS PERMIT). \_\_\_\_\_
  - 6= DUMPSTER REQUIRED FOR EVENTS WITH 200 OR MORE PARTICIPANTS. \_\_\_\_\_  
or CUSTOMER WILL HAVE 2 EXTRA GARBAGE CONTAINERS TO ACCOMODATE THE EXCESS DEBRIS.
  - 7= PORTABLE TOILET CONTRACT COPY. \_\_\_\_\_
- 1 TEMPORARY PORTABLE TOILET IS MANDATORY PER EVERY 200 PATRONS. PARKS & RECREATION RECOMMENDS 3 PORTABLE TOILETS. (1=MALE & 1=FEMALE POSSIBLY W/SINK & A HANDICAP ACCESSIBLE TOILET)) THANK YOU !!

NO JUMPERS PERMITTED WITHOUT PRIOR KNOWLEDGE TO PARKS & RECREATION  
NO BBQ PITS OF ANY KIND ARE ALLOWED TO BE BROUGHT INTO THE PARK-ONLY PARK PITS PERMITTED FOR USE  
NO ALCOHOL ALLOWED IN THE PARK"

CUSTOMER UNDERSTANDS THAT THE PARK MUST BE LEFT CLEAN & CLEAR OF ALL GARBAGE/DEBRIS GENERATED FROM THIS PARK USE EVENT

GROUPS HAVE NON-EXCLUSIVE USE OF THE PARK

CITY OF OAKLAND  
Interoffice Memorandum



**Office of Parks and Recreation**

**TO:** Jeffrey Taylor, Chair, Parks and Recreation Advisory Commission  
**FROM:** Gail McMillon, Central Reservations Supervisor  
**DATE:** September 15, 2010  
**SUBJECT:** Request from the Oakland Black Cowboys Association for Permission to Have Vendors and Sell Event Related Items at the Annual Black Cowboys Festival at Defremery Park on Saturday, October 2, 2010

SUMMARY

The Office of Parks and Recreation has received a request from the Oakland Black Cowboys Association (OBCA), a non-profit organization, to host their Annual Black Cowboys Parade and Festival at Defremery Park on Saturday, October 2, 2010. The OBCA is asking permission to have up to ten vendors that will comprise of food and non-food vendors. The OBCA is also asking to sell event related items that will consist of water, t-shirts and caps with their logo on them. Proceeds from their fundraising efforts will help support the Black Cowboys Association.

FISCAL IMPACT

There will be no fiscal impact on the Office of Parks and Recreation.

BACKGROUND

The OBCA has hosted a parade and festival for the community at Defremery Park every year since their inception. They came before the PRAC in 2004 through 2006, 2008 and 2009 for permission to have vendors and sell event related items. The OBCA have been granted PRAC approval each year to have food and non-food vendors and to sell OBCA event related items. The events have been successful and well attended by the community.

A Post Event Report is attached with information from last year's event.

RECOMMENDATION

Staff recommends that the Park and Recreation Advisory Commission approve the request to allow up to ten food and non-food vendors and allow the OBCA to sell water, t-shirts and caps during the Black Cowboys Parade at Defremery Park on Saturday, October 2, 2010.

Respectfully submitted,

*Gail McMillon*

Gail McMillon  
Central Reservations Supervisor

Attachments: Exhibit A – OBCA Request Letter  
Exhibit B – OBCA Post Event Report  
Exhibit C – Park Use Application  
Exhibit D – Pending Facility Permit



# OAKLAND BLACK COWBOY ASSOCIATION

**Board of Directors: Wilbert McAlister, President ♦ Odest Logan, Vice President  
Virgil Robertson, Treasurer ♦ Amber Whaley, Secretary**

**August 30, 2010**

**City of Oakland Parks & Rec  
250 Frank H. Ogawa Plaza  
3<sup>rd</sup> Floor, Suite 3330  
Oakland, CA. 94612**

**Oakland Black Cowboy Association  
P.O. 4889  
Oakland, Ca. 94605**

**The OBCA is planning our 36 Annual Parade & Festival October 2, 2010 from 8am-7pm. We are requesting permission to host 8-10 vendors. They will be a mixture of FOOD vendors, NON-FOOD vendors, such as T-Shirts, Jewelry, Hand bags, Italian Ice, Hot dogs, B.B.Q, soft drinks, water. As we have done in the past years there are no major changes whatsoever. I thank you in advance for all your consideration .**

**Wilbert F. McAlister  
President of Oakland Black Cowboy Association  
510.541.2763**





### POST EVENT REPORT

Please complete and return the Post Event Report not more than 30 days after event date, to the Office of Parks and Recreation, Central Reservations Unit, Attention: Central Reservations Supervisor, 250 Frank H. Ogawa Plaza, 3<sup>rd</sup> Floor, Suite 3330, Oakland, CA 94612.

#### I. GENERAL INFORMATION

Name of Event: Oakland Black Cowboy Association Parade & Festival

Location of Event: DeFremery Park Oakland California

Date/Hours of Event: 10.03.09 8:00am - 7:00pm Permit No. 20269

Contact Person: Wilbert F. McAlister Phone No. 510.541.2763

Contact Person Address: P.O. Box 4889 Oakland, CA 94605

Is this a first time event at this location?  Yes  No If no, when was the event held previously?

1. Were Facility Rental/Set-up fees waived?  Yes  No  Not Applicable

2. Check other permits required for event?  
 OPD Special Events Permit  Food Handler's Permit  Seller's Permit  
 Charitable Solicitations Permit  Certificate of Insurance  Other - Please list

#### II. ATTENDANCE INFORMATION

1. Total number in attendance: 500
2. Were registration fees collected on-site for the event?  Yes  No
3. If yes (above), how many people registered? \_\_\_\_\_
4. What was the cost for registration? \_\_\_\_\_
5. How much money was collected on site for registration fees? \_\_\_\_\_

POST EVENT REPORT (Continued)  
Page 2

#1

III. VENDOR INFORMATION

List all Vendors who participated at the event. (Attach additional sheets, if necessary):

Were all vendors in compliance per agreement?  Yes  No

Of no, why not? \_\_\_\_\_

Name of Vendor(s) (Attach additional sheets if necessary)	Non-Profit or For Profit Org'n?	Food (Describe)	Craft (Describe)	Seller's Permit Y/N
CJ's B.B.Q.	For profit	B.B.Q. & Fish		
SEYMANT	For profit	Fish, Chicken, Shrimp soft drinks, aguas frescas		
Los Cantaros Restaurant	For profit	Tacos, Burritos, Tepal Salvo		
Rainbow Italian Ice	For profit	Rainbow Italian Ice		

IV. COMMENTS

List ways in which the Applicant desires to improve the event, in the future (Attach additional sheets, if necessary): (For example: changes or additional vendors, location, change of hours, etc.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

List any problems, concerns, or, other comments about your satisfaction in the way the event turned out? (Attach additional sheets, if necessary):

\_\_\_\_\_  
\_\_\_\_\_

\*Submitted by: Wilber/Dorothy McAllister Date: 9.1.2010

Approved by: \_\_\_\_\_ Date: \_\_\_\_\_  
(OPR Staff)

Comments: \_\_\_\_\_

POST EVENT REPORT (Continued)  
 Page 2

#2

III. VENDOR INFORMATION

List all Vendors who participated at the event. (Attach additional sheets, if necessary):

Were all vendors in compliance per agreement?  Yes  No

Of no, why not? \_\_\_\_\_

Name of Vendor(s) (Attach additional sheets if necessary)	Non-Profit or For Profit Org'n?	Food (Describe)	Craft (Describe)	Seller's Permit Y/N
PANAHE	For profit		Sunglasses, bags, belts, JEWELRY, Sun Umbrellas	
C-DOGS	For profit	Hot Dogs, Hot Links, Nachos, Lemonade, Fried Fries		
HALS N.Y. HOT DOGS	For profit	Hot Dogs, Hot Links, Bacon Dogs, Nachos, Slur, Sodas & Water		
RIPS-IN-THINGS B.B.D.	For profit	Ribs, Chicken, Tai-Tai, bake beans, POTATOE SALAD, greens, yams, red beans/rice		
WEST OAKLAND Lowerbottom Park children foundation	For profit		Air Brush T-Shirts	

List ways in which the Applicant desires to improve the event, in the future (Attach additional sheets, if necessary): (For example: changes or additional vendors, location, change of hours, etc.)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

List any problems, concerns, or other comments about your satisfaction in the way the event turned out? (Attach additional sheets, if necessary):

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\*Submitted by: Wilbert McAlister

Date: 9.1.2010

Approved by: \_\_\_\_\_  
 (OPR Staff)

Date: \_\_\_\_\_

Comments: \_\_\_\_\_



Office of Parks and Recreation

250 Frank H. Ogawa Plaza, Suite 3330 Oakland, CA 94612

CITY OF OAKLAND OFFICE of PARKS & RECREATION

Central Reservations Unit

PH (510) 238-3187 Fax (510) 238-2397

Park Use Rental Application

Application Date: 08.26.10

ATTENTION:

\*RESIDENCY IS DETERMINED ACCORDING TO ADDRESS INDICATED ON DRIVER'S LICENSE OR STATE IDENTIFICATION CARD

REQ No: \_\_\_\_\_ RWP No: \_\_\_\_\_ Received By/Date: 8/30/10 OFFICE USE ONLY Approved By/Date: \_\_\_\_\_ Issued By/Date: \_\_\_\_\_ Receipt No: \_\_\_\_\_ Police Special Events Permit Required? [X] Yes [ ] No If required, Special Events Permit due to OPR by \_\_\_\_\_

Application on behalf of: (Group, Individual, Organization) OAKLAND BLACK COWBOY ASSOCIATION Address: P.O. Box 4884 City: OAKLAND State: CA Zip: 94605 Individual responsible for event: Name: WILBERT F. McALISTER Address: 10330 GREENVIEW DR City: OAKLAND State: CA Zip: 94605 Email: WILBERTFMALISTER@COMCAST.NET Home #: 510.568.1130 Work #: \_\_\_\_\_ Fax #: 510.564.3835 Cell#: 510.541.2763 Park Use (Name of Park): de FREMERY Location: 1651 Adeline St. On the following date (s): 10.02.10 General Public Allowed: Yes [ ] No [X] Number of Participants: 600 Between the hours of: (Start Time/Setup) 0800hrs. (Actual Event Time) from 10:00AM to 6:00PM (End Time/Cleanup) 7:00pm. Type of Event/Purpose (be specific; i.e., Picnic, Walk/Run, Entertainment, Family Reunion, Rally, etc.) PARADE & FESTIVAL

Notes: Charging admission, selling tickets or merchandise, or solicitation of money in any manner is prohibited in any way. Sound Amplification: Amplified [X] Yes [ ] No Non-Amplified [ ] Yes [X] No Type of equipment to be used (i.e., jumpers, musical instruments, live band, cd player, amplifiers, microphones, etc.) Will food be served? Yes [X] No [ ] (if yes, please list type(s) of food to be served.) Hot Dogs, B.B.Q., Chips, Potato Salad Please describe below special accommodations/requests required for your event. If no special accommodations/request required, write NONE.

Fees: Rent: \_\_\_\_\_ Deposit: \_\_\_\_\_ Sound Use: \_\_\_\_\_ Other Fees: \_\_\_\_\_ Total of ALL Fees PLUS Deposit: \_\_\_\_\_

Deposits are refunded 6-8 weeks AFTER event date, provided the facility is left in acceptable condition and the event goes as planned. CANCELLATION FEES: 31 days or more notice: Forfeit 1/2 Deposit 30 days 11 days notice: Forfeit Deposit PLUS 1/2 Rental Fee 10 days or less notice: Forfeit All Fees

Check Amount: \$ \_\_\_\_\_ Check #: \_\_\_\_\_ Cash: \_\_\_\_\_ Type of Credit Card (Visa or Master Card Only): \_\_\_\_\_ Credit Card #: \_\_\_\_\_ Expiration Date: \_\_\_\_\_

Authorize the Office of Parks and Recreation, Central Reservations Unit to charge my Visa or Master Card \$ \_\_\_\_\_ (Amount to be Charged) for my reservation at \_\_\_\_\_ on \_\_\_\_\_ (Park) (Event Date)

Signature Required: [Signature] Wilbert F. McAlister (Print Name) [Redacted] (Driver License #/Expiration Date)

\*\*\*ATTENTION\*\*\*

- ✓ DID YOU REMEMBER TO SIGN THIS APPLICATION?
✓ DID YOU REMEMBER TO ATTACH A LEGIBLE COPY OF YOUR DRIVER'S LICENSE OR STATE IDENTIFICATION CARD?

# Defremery Recreation Center

1651 Adeline Street  
Oakland, CA 94607

(510) 238-7739

Oakland Black Cowboys Association  
PO Box 8849  
Oakland, CA 94603

## Facility Permit

Status: Approved

Customer Type: Non-Profit

Authorized Agent: Wilbert McAlister

Work: (510) 541-2763 Home: (510) 568-1130

DATE/USER	PERMIT NUMBER	CHARGES	DISCOUNT	TAXES	REFUNDS & CREDITS	PAYMENTS	NEXT PAYMENT DUE	BALANCE DUE
08/27/2010 Dan Worley	22223	\$1250.00	\$0.00	\$0.00	\$0.00	\$0.00	09/03/2010	\$1250.00

### RESERVATIONS

EVENT NAME	FACILITY	CENTER
<b>OBCA Parade and Festival</b> Attendance: 500 Type: Celebration	<b>deFremery Park</b>	deFremery Park 1651 Adeline Street Oakland, CA 94607
DATES RESERVED	HRS	
Saturday - 10/2/2010	08:00 AM to 08:00 PM 12	

Total Number of Dates: 1 Total Number of Hours: 12

NOTES: 8/30/10-CRU received-gm

Request received to have food and non-food vendors on-site. Request to go before PRAC on September 15, 2010. Permit is pending final approval. gm

### CHARGES

CHARGE DESCRIPTION	FACILITY/EVENT	UNIT FEE	QTY	TAX	TOTAL CHARGED	DISCOUNTED/PAID	BALANCE DUE
CRU Park Use Permit Fee	deFremery Park - OBCA Parade and Festival	\$750.00	1.00	\$0.00	\$750.00	\$0.00	\$750.00
Deposit (Rentals)	deFremery Park - OBCA Parade and Festival	\$500.00	1.00	\$0.00	\$500.00	\$0.00	\$500.00

### PAYMENTS AND REFUNDS

RECEIPT NUMBER	DATE	CHARGE DESCRIPTION	FACILITY/EVENT	AMOUNT
----------------	------	--------------------	----------------	--------

### ADDITIONAL CUSTOMER INFORMATION

Customer Cell Phone: (510) 541-2763

### DISCLAIMERS

CITY OF OAKLAND  
Interoffice Memorandum



**Office of Parks and Recreation**

**TO:** Jeffrey Taylor, Chair, Parks and Recreation Advisory Commission  
**FROM:** Reco Bemby, Recreation General Supervisor  
**DATE:** September 15, 2010  
**SUBJECT:** Request from the African People's Education and Defense Fund to Have Vendors at the Uhuru Wellness Festival at Arroyo Viejo Park on Saturday, October 9, 2010

---

SUMMARY

The Office of Parks and Recreation has received a request from the African People's Education and Defense Fund to have vendors at the Uhuru Wellness Festival at Arroyo Viejo Park on Saturday, October 9, 2010.

FISCAL IMPACT

There will be no fiscal impact on the Office of Parks and Recreation.

BACKGROUND

The African People's Education and Defense Fund (APEDF) is hosting the event to address the toxic mix of conditions that contribute to poor health in the African community of Oakland. The APEDF is collaborating with organizations like Kijiji Farms, Alameda County Department of Public Health, One Love, the Scraper Bikes Club, Peralta School District as well as health workers, artists, nutrition experts and a mobile clinic.

APEDF is ready to include vendors in order to cover the costs of hosting this event. They recognize that there are additional fees and permits involved with this. The prospective vendors will have jewelry, soaps and incense, food, oils, hair products and paintings. The APEDF expected turnout is between 200 and 300 people. Park security will be provided by the Uhuru Defense Force.

The APEDF have agreed to secure a one day food handlers permit, provide private security of which they have 30 years of experience and port-o-potties from an approved City of Oakland Vendor.

RECOMMENDATION

Staff recommends that the Park and Recreation Advisory Commission approve the request to allow food and non-food vendors at the APEDF Uhuru Wellness Festival at Arroyo Viejo Park on Saturday, October 9, 2010. The APEDF is aware that additional permits are required prior to the issuance of their permit.

Respectfully submitted,

Reco Bemby, Recreation General Supervisor

Attachments: Exhibit A – Letter from ADEFD  
Exhibit – B – Park Use Application

Attention Gail McMillon

The African People's Education and Defense Fund (APEDF) is hosting "Uhuru Wellness Festival – Health Uprising" on Saturday, October 9, 2010 from 10am to 4pm at Arroyo Viejo Park in East Oakland. The festival is designed to educate, entertain, provide free services and mobilize the community to transformative action.

The idea for the Uhuru Wellness Festival evolved from the May 2010 collaborative forum between the APEDF and the Alameda County Department of Public Health (ACDPH) that addressed the unhealthy conditions for African people in Oakland. The ACDPH stated in their 2008 report *Life & Death from Unnatural Causes: Health and Social Inequity in Alameda County* that "a toxic mixture of conditions such as poverty, pollution, poor education, substandard housing, a shortage of grocery stores, cheap fast food, violence, unemployment and racism" contribute to the health inequities of the African community. In fact, an African person born in West Oakland can expect to die 15 years earlier than a white person born in the Oakland Hills.

The Uhuru Wellness Festival will provide a fun and safe environment for our Central East Oakland community to address this reality. Some of the consolidated booths include:

- Black images in the media (arts and crafts and dialogue)
- "Try it, it's free" (nutrition and free food)
- "I'm pissed off because..." (art expression)
- Free health screenings (HIV, and others)
- Jessica Parker Acupuncture
- Oakland Discovery School (science and math for children)
- Kijiji Farms (alternative food growing techniques)
- Children's activities
- Black Organizing Project (voices of youth)
- Demonstrations of martial arts and Brazilian dance
- Presentation by Ironiff Ifoma, Nat'l President of APEDF

We are ready to include vendors in order to cover the costs of hosting this event. We recognize that there are additional fees and permits involved with this. The prospective vendors will have jewelry, soaps and incense, food, oils, hair products and paintings.

We will secure a one day food handlers permit and port-o-potties. Any information regarding subsidization of the toilets will be appreciated.

Our expected turnout is between 200 and 300 people. Park security will be provided by the Uhuru Defense Force. We are open to any information or advice that would help us to provide a safe and nurturing environment for this important event.

Please contact me with any questions or concerns. Thank you.

Joel Hamburger, APEDF  
510-406-0563 or 510-763-3342

Office of Parks and Recreation

250 Frank H. Ogawa Plaza, Suite 3330 Oakland, CA 94612



CITY of OAKLAND OFFICE of PARKS & RECREATION

Park Use Rental Application

Central Reservations Unit

PH (510) 238-3187 Fax (510) 238-2397

ATTENTION:

Application Date: \_\_\_\_\_

\*RESIDENCY IS DETERMINED ACCORDING TO ADDRESS INDICATED ON DRIVER'S LICENSE OR STATE IDENTIFICATION CARD

REQ No. \_\_\_\_\_ OFFICE USE ONLY Receipt No. \_\_\_\_\_  
 RWP No. \_\_\_\_\_ Received By/Date \_\_\_\_\_ Approved By/Date \_\_\_\_\_ Issued By/Date \_\_\_\_\_  
 Police Special Events Permit Required?  Yes  No If required, Special Events Permit due to OPR by \_\_\_\_\_

Application on behalf of: (Group, Individual, Organization) African People's Education and Defense Fund (APEDF)

Address: 7911 McArthur Blvd City: Oakland State: CA Zip: 94605

Individual responsible for event: Name: Joel Hamburger Address: 3742 Grand Ave

City: Oakland State: CA Zip: 94610 Email: \_\_\_\_\_

Home #: \_\_\_\_\_ Work #: \_\_\_\_\_ Fax #: \_\_\_\_\_ Cell#: 510-406-0563

Park Use (Name of Park): Arroyo Viejo Park Location: 7701 Krause Ave

On the following date(s): Oct 9, 2010 General Public Allowed: Yes  No  Number of Participants: 150-200

Between the hours of: (Start Time/Setup) 8am/6pm (Actual Event Time) from 10am to 4pm (End Time/Cleanup) 6pm

Type of Event/Purpose (be specific; i.e., Picnic, Walk/Run, Entertainment, Family Reunion, Rally, etc.) Wellness/Health Fair

Note: Charging admission, selling tickets or merchandise, or solicitation of money in any manner is prohibited in any way.

Sound Amplification: Amplified  Yes  No Non-Amplified  Yes  No

Type of equipment to be used (i.e. jumpers, musical instruments, live band, cd player, amplifiers, microphones, etc.)

amplifiers & microphones

Will food be served? Yes  No  (If yes, please list type(s) of food to be served.) \_\_\_\_\_

Please describe below special accommodations/requests required for your event. If no special accommodations/request required, write NONE.

Extension cards None

Fees:  
 Rent: \_\_\_\_\_ Deposit: \_\_\_\_\_  
 Sound Use: \_\_\_\_\_ Other Fees: \_\_\_\_\_

Total of ALL Fees PLUS Deposit: \_\_\_\_\_

Deposits are refunded 6-8 weeks AFTER event date, provided the facility is left in acceptable condition and the event goes as planned)

CANCELLATION FEES:	31 days or more notice:	Forfeit 1/2 Deposit
	30 days 11 days notice:	Forfeit Deposit PLUS 1/2 Rental Fee
	10 days or less notice:	Forfeit All Fees

Check Amount: \$ 300.00 Check #: 1849 Cash: \_\_\_\_\_

Type of Credit Card (Visa or Master Card Only): \_\_\_\_\_

Credit Card #: \_\_\_\_\_ Expiration Date: \_\_\_\_\_

Authorize the Office of Parks and Recreation, Central Reservations Unit to charge my Visa or Master Card \$ \_\_\_\_\_ (Amount to be Charged)

For my reservation at \_\_\_\_\_ on \_\_\_\_\_ (Park) (Event Date)

Signature Required: Joel Hamburger

Joel Hamburger (Print Name)

\_\_\_\_\_  
(Driver License #/Expiration Date)

\*\*\*ATTENTION\*\*\*

- ✓ DID YOU REMEMBER TO SIGN THIS APPLICATION?
- ✓ DID YOU REMEMBER TO ATTACH A LEGIBLE COPY OF YOUR DRIVER'S LICENSE OR STATE IDENTIFICATION CARD?