



City of Oakland

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

Meeting Agenda - SUPPLEMENTAL

*Rules & Legislation Committee

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

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

Thursday, September 13, 2018

10:45 AM

City Council Chamber, 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.

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.

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.

Roll Call / Call To Order

COMMITTEE MEMBERSHIP:

Lynette Gibson McElhaney, District 3; President Pro Tempore Abel J. Guillén, District 2;
Vice Mayor Campbell Washington, District 4; Chairperson: President Reid, District 7

1 Determinations Of Closed Session

[18-0805](#)

Attachments: [View Report](#)

2 Approval Of The Draft Minutes From The Committee Meeting Of July 19, 2018

[18-0806](#)

Attachments: [View Report](#)

3 Determination Of Schedule Of Outstanding Committee Items

[18-0807](#)

Attachments: [View Report](#)

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)

[18-0808](#)

Attachments: [View Report](#)

4.1 Subject: Settlement Agreement-Reyes Briones, Et Al. V City Of Oakland

From: Office Of The City Attorney

Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Reyes Briones, Et Al. V. City Of Oakland, Alameda County Superior Court Case No. Rg16810031, City Attorney's File No. 31072, In The Amount Of Thirty Thousand Dollars And Zero Cents (\$30,000.00) (Public Works - Nuisance); On The September 17, 2018 Special City Council Agenda As A Consent Item **18-0899**

4.2 Subject: The Healthy Development Guidelines

From: Vice Mayor Campbell Washington, Councilmember Kaplan And Brooks

Recommendation: [OLD TITLE]

Adopt A Resolution To Commend The Community Engagement Work Of Causa Justa: Just Cause, Communities For A Better Environment, East Bay Housing Organizations, East Oakland Building Healthy Communities, Hope Collaborative, And Alameda County Public Health Department And Their Partnership With The City Of Oakland Planning And Building Department

[NEW TITLE]

Adopt Resolution Commending The Community Engagement Work Of Causa Justa: Just Cause, Communities For A Better Environment, East Bay Housing Organizations, East Oakland Building Healthy Communities, Hope Collaborative And Alameda County Public Health Department To Develop The Healthy Development Guidelines, A Framework To Promote Health And Equity For New Development, And Commending The Collaborative Partnership With The Planning And Building Department: On The September 17, 2018 Special City Council Agenda As A Ceremonial Item

[18-0764](#)

Attachments: [View Report](#)

Legislative History

7/12/18

*Rules & Legislation
Committee

Scheduled to the *Community & Economic
Development Committee

- 4.3** Subject: Extension Of The Moratorium On Substantial Rehabilitation Exemptions
From: Councilmembers Kaplan And Kalb
Recommendation: Adopt An Ordinance Extending By Up To 180-Days Ordinances No. 13481 C.M.S. And No. 13465 C.M.S. That Imposed A Temporary Moratorium On Substantial Rehabilitation Exemptions From The Residential Rent Adjustment Ordinance (O.M.C. Section 8.22.030.B.2.); On The September 17, 2018 Special City Council Agenda As A Non-Consent Item
18-0874
- 4.4** Subject: Medical Director Contract One-Year Extension
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee To Extend The Existing Contract With Dr. Herbert Gene Hern Doing Business As (DBA) "Emergentt Consulting" To Provide The Services Of Medical Director For The Oakland Fire Department For An Additional One (1) Year Period Beginning October 1, 2018 Through September 30, 2019 In An Amount Not To Exceed Sixty-Five Thousand Two Hundred Thirty-Three Dollars (\$65,233.33) And Thirty-Three Cents; On The September 17, 2018 Special City Council Agenda As A Non-Consent Item
18-0861
- 4.5** Subject: Update On State Of The City
From: Office of the Mayor
Recommendation: Receive An Oral Update From Mayor Libby Schaaf Regarding State Of The City; On The October 2, 2018 City Council Agenda
18-0891
- 4.6** Subject: Clean Air Day Resolution
From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution Supporting California's First Clean Air Day And Recognizing October 3, 2018 As Clean Air Day In The City Of Oakland; On The October 2, 2018 City Council Agenda As A Ceremonial Item
18-0895
- 4.7** Subject: Rose Foundation For Communities & The Environment's 25th Anniversary
From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution Celebrating The Rose Foundation For Communities And The Environment's Twenty-Five Years In Oakland; On The October 2, 2018 City Council Agenda As A Ceremonial Item
18-0898
- 4.8** Subject: Status Of Required Audits
From: Department Of Transportation
Recommendation: Receive An Informational Report From The City Auditor On The Status Of Required Audits: DOT's Response To City Auditor Citation Void Report; On The October 23, 2018 Finance And Management Committee Agenda
18-0889

- 4.9** Subject: Acceptance Of California Active Transportation Grants
From: Transportation Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator Or Her Designee To Accept And Appropriate Ten Million Five Hundred Seventy-Eight Thousand Dollars (\$10,578,000.00) In Active Transportation Program Funds Assigned To The California Transportation Commission For The 14th Street Safe Routes In The City Project, And; Commit Matching Funds Of Up To Three Million Four Hundred Fifty-Four Thousand Dollars (\$3,454,000.00); And

18-0893

2) A Resolution Authorizing The City Administrator Or Her Designee To Accept And Appropriate Five Million Eight Hundred Fifty Thousand Dollars (\$5,850,000.00) In Active Transportation Program Funds Assigned to the California Transportation Commission For the Fruitvale Alive Gap Closure Project, And; Commit Matching Funds Of Up To Two Million Four Hundred Forty One Thousand Dollars (\$2,441,000.00).; On The September 25, 2018 Public Works Committee Agenda

18-0894

- 4.10** Subject: Update On Illegal Dumping
From: Oakland Public Works
Recommendation: Receive An Informational Report Providing An Update On Oakland Public Works' Efforts To Address Illegal Dumping In The City, Including An Evaluation Of Oakland Public Works' Proactive Illegal Dumping Pickup Program; On The September 25, 2018 Public Works Committee Agenda

18-0864

- 4.11** Subject: Sheriff Work Alternative Program
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To: 1) Execute An Agreement With Alameda County For The City's Participation In The Sheriff's Office Work Alternative Program (SWAP) Through The Oakland Public Works Department (OPW) For A Term Of Five (5) Years, With Three (3) Two (2) Year Options To Extend, Without Returning To Council, And 2) Add Individuals Participating In The Swap To The City's Self-Administered And Excess Workers' Compensation Programs; On The September 25, 2018 Public Works Committee Agenda

18-0863

- 4.12** Subject: Capital Improvement Program Prioritization Process Update
From: Oakland Public Works
Recommendation: Adopt A Resolution To Approve The Updated Capital Improvement Program Prioritization Process, Adopt The Weighting System And Authorize The City Administrator To Implement The Process Beginning Budget Cycle Fiscal Year (FY) 2019-2021; On The September 25, 2018 Public Works Committee Agenda

18-0857

- 4.13** Subject: Cal Fire Urban Forestry Grant
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Accept And Appropriate Nine Hundred Seventy Thousand, One Hundred Thirty Dollars And Eight Cents (\$970,130.08) From The California Department Of Forestry And Fire Protection (CAL FIRE) Urban And Community Forestry Grant Program, As Provided Through The Greenhouse Gas Reduction Fund, For Completion Of A Citywide Street And Urban Park Tree Inventory, Development Of Oakland's Urban Forest Master Plan (UFMP), And The Planting Of Seven Hundred (700) Trees; 2) Waive The Advertising And The Competitive Request For Proposal/Qualification Selection Requirements For Related Community Engagement Services And Award A Contract To Oakland Climate Action Coalition In The Amount Of Forty-Six Thousand Dollars (\$46,000); And 3) Authorize The City Administrator To Accept And Award A Contract For Citywide Street And Urban Park Tree Inventory And Oakland's Urban Forest Master Plan In An Amount Of Six Hundred And Twenty-Five Thousand Dollars (\$625,000) To The Successful Proposer After Conducting A Competitive Request For Proposal Without Returning To Council; On The September 25, 2018 Public Works Committee Agenda
18-0856
- 4.14** Subject: Update On Let's Bike Oakland
From: Department Of Transportation
Recommendation: Receive An Informational Report On The Status Of Let's Bike Oakland, Oakland's Citywide Bike Plan; On The September 25, 2018 Public Works Committee Agenda
18-0853
- 4.15** Subject: East Bay Bus Rapid Transit (BRT) Update
From: Councilmember Kaplan
Recommendation: Receive An Informational Report From The City Administrator Or Her Designee On The Progress Of The East Bay Bus Rapid Transit (BRT) Project; On The October 23, 2018 Public Works Committee Agenda
18-0883
- 4.16** Subject: Climate Emergency Resolution
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Endorsing The Declaration Of A Climate Emergency And Requesting Regional Collaboration On An Immediate Just Transition And Emergency Mobilization Effort To Restore A Safe Climate; On The October 23, 2018 Public Works Committee Agenda
18-0882

- 4.17** Subject: Loan Term Extension For Madison Park Apartments
 From: Housing Development Services
 Recommendation: Adopt A Resolution Amending City Council Resolution No. 2011-0015 C.M.S. To Extend The Loan Term Of The Existing Madison Park Apartments Loan To Fifty-Five (55) Years; On The September 25, 2018 Community And Economic Development Committee Agenda
18-0860

- 4.18** Subject: Encourage The Development Of Transit-Oriented And Affordable Housing
 From: Councilmember Kaplan
 Recommendation: Adopt An Ordinance To Allow For Increased Housing Units (Raising Height And Density Limits, Reducing Parking Requirements) In Specified Transit-Oriented Locations When Affordable And Workforce Housing Conditions Are Met, To Increase The Transit-Accessible Housing Supply For All Income Levels In Oakland: On The November 13, 2018 Community And Economic Development Committee Agenda
18-0879

- 4.19** Subject: Sugar Freedom Project One-Time Grant
 From: Human Service Department
 Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An Agreement With Tigra Transnational Institute For Grassroots Research And Action, The Fiscal Sponsor Of The Sugar Freedom Project In An Amount Not To Exceed \$200,000 For The Sugar Freedom Project To Provide Community-Based Outreach To Oakland Communities Most Impacted By Sugar-Sweetened Drinks, Implementing The FY2018-19 Midcycle Budget Amendment Allocation For The Sugar Freedom Project Within The Grant Term Of October 1, 2018 Through June 30, 2020.; On The September 25, 2018 Life Enrichment Committee Agenda
18-0892

- 4.20** Subject: African American Museum And Library Procedure And Discarding Protocol
 From: Councilmember Kaplan And Councilmember McElhaney
 Recommendation: Receive An Informational Report From City Administration On: 1) Status Of Hiring And Programming At The African American Museum And Library At Oakland (AAMLO); And 2) General Library Procedures For Removing Books From The Oakland Public Library (OPL) Collection, Including Responding To Recent Issue Regarding Numerous Rare African American-Oriented Books Being Discarded;On The Life Enrichment Committee Pending List - No Specific Date
[18-0478](#)

Attachments: [View Report](#)

Legislative History

5/10/18	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
		<i>Councilmember McElhaney request to be added as an author.</i>

There was a title change was read into record.

5/22/18 *Life Enrichment Committee Scheduled to the *Life Enrichment Committee

6/26/18 *Life Enrichment Committee Continued to the *Life Enrichment Committee

4.21 Subject: Pilot Workforce Development Program For Unsheltered Persons
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Grant Agreement With Downtown Streets, Inc. In An Amount Not To Exceed \$85,000 To Provide A Pilot Workforce Development Program For Unsheltered Persons Commencing October 1, 2018 And Ending December 31, 2019, And Amend The Grant Agreement To Increase The Grant Amount Within The Grant Term If Additional Funds Become Available; On The September 25, 2018 Life Enrichment Committee Agenda
18-0866

4.22 Subject: FY 2018-19 Head Start Cost Of Living Allocation
From: Human Services Department
Recommendation: Adopt A Resolution To Authorize The City Administrator To Accept And Appropriate The Head Start /Early Head Start Cost Of Living Adjustment In An Estimated Amount Of \$420,829 And Authorize The Addition Of 3.00 Full Time Employee (FTE) Positions To Provide Early Education Services To Families And Children And Requesting A General Purpose Fund Contribution In An Estimated Amount Of \$53,783 To Offset Associated Central Services Overhead Charges For Fiscal Year (FY) 2018-19; On The September 25, 2018 Life Enrichment Committee Agenda
18-0865

4.23 Subject: Updates On The Department Of Violence
From: Office Of The City Administrator
Recommendation: Receive An Information Report On Updates From The Office Of The City Administrator On The Implementation Of Ordinance Number 13451 C.M.S., Which Established The Department Of Violence Prevention On Ending The Epidemic Of Violent Crime In Oakland And Healing Trauma In Impacted Communities; On Each Life Enrichment Committee Agenda Commencing October 9, 2018
18-0877

4.24 Subject: Ceasefire Impact Evaluation
From: Oakland Public Works
Recommendation: Receive An Informational Report On the Ceasefire Impact Evaluation; On the September 25, 2018 Public Safety Committee Agenda
18-0859

4.25 Subject: Unapproved Surveillance Technology Usage
From: Oakland Police Department
Recommendation: Receive An Informational Report From The Oakland Police Department With Information Regarding Usage Of Unapproved Surveillance Technology; On The September 25, 2018 Public Safety Committee Agenda
18-0858

4.26 Subject: Board Of Port Commissioners Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Yui Hay Lee To The Board Of Port Commissioners; On The September 27, 2018 Rules And Legislation Committee Agenda
18-0878

5 A Review Of The Council Committees' Actions From September 11, 2018 And Determination Of Scheduling To The City Council Meeting Of September 17, 2018
[18-0809](#)

Attachments: [View Report](#)

6 A Review Of The Draft Agendas For The Council Committee Meetings Of September 25, 2018 And The Rules And Legislation Committee Of September 27, 2018
[18-0810](#)

Attachments: [View Report](#)

7 Pursuant to Rule 28b of Resolution 87044 C.M.S., the item regarding "Resolution In Support Of Props 1 & 2" was removed from this agenda.

Open Forum (Total Time Available: 15 Minutes)

Adjournment

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 5 days 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.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 238-3254

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 8:30AM TO 5:00PM

* In the event a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however, no final City Council action can be taken.