



*City of Oakland*  
*Office of the City Clerk*

Upcoming Council Dates:

1 Week Out	10-20-15
3 Weeks Out	11-3-15

**Rules Committee Assignment of the Consent Calendar and Non-Consent Items to the ORSA/City Council Agenda (Committee Matrix)**

**Committee Agenda Date: OCTOBER 13, 2015**

RECOMMENDED

Item No.	FINANCE AND MANAGEMENT COMMITTEE	COMMITTEE ACTION	CONSENT	NON-CONSENT
3	Receive An Informational Report Regarding The Status Of The State And Federal Budget Development And Its Potential Impacts On The City Of Oakland [TITLE CHANGE] (15-0156)	Received & Filed 4 Ayes	No Council Action Necessary	
4	Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Classifications Of Crime Analyst, Environmental Services Analyst, Assistant, And Capital Improvement Project Coordinator, Assistant; Adjust The Title Of Internal Auditor III To Police Performance Auditor; And Delete All The Correctional Officer And Jail Classifications (15-0132) <b>The committee removed the classification of Crime analyst from the amended ordinance.</b>	Approve Staff Recommendations as Amended 4 Ayes	10-20-15	
5	Receive An Annual Informational Report From The City Administrator On The Acceptance And Appropriation Of Restricted Grant Funds, Gifts And Donations Of \$50,000 Or Less For The Period July 1, 2014 Through June 30, 2015 (15-0134) <b>The committee suggested some formatting issues to condense the report and make it easier to read</b>	Received & Forwarded 4 Ayes	10-20-15	
6	Adopt An Ordinance Repealing Resolution No. 74826 C.M.S. And Establishing A Budget Advisory Commission To Replace The Budget Advisory Committee And Transferring To Budget Advisory Commission The Duties And Functions Of The Budget Advisory Committee (15-0172)  <b>The Committee approved recommendations as amended to include the following amendments:</b>  1) SECTION 5. COMMISSION GOVERNANCE (a) At its first meeting following October 15 <sup>th</sup> of each year, the Commission shall select a Chairperson, a Vice-Chairperson, and a Liaison to the Finance and Management Committee from within its membership; (b) The Chairperson shall be responsible for chairing meetings, coordinating meeting times and agenda items in concert with City staff, representing the Commission in conversations with the Mayor, City Council President, City Administrator when required, and representing the Commission in public forums & meetings;	Approve Staff Recommendations as Amended 4 Ayes	10-20-15	

5

**RULES & LEGISLATION CMTTE**  
**OCT 14 2015**

	<p>(c) The Vice-Chairperson shall assist the Chairperson and shall perform the duties of Chairperson when the Chairperson is unavailable to perform those duties; and</p> <p>(d) The Liaison with the Finance and Management Committee shall be responsible for listening and where possible attending meetings of that body, keeping the Commission informed on significant issues, and coordinating reports submitted to the Finance and Management Committee.</p> <p>2) Add the following language regarding term limits: "Members of the Commission shall serve no more than 2 consecutive 3 year terms plus any initial term of less than 2 years."</p>			
Item No.	PUBLIC WORKS COMMITTEE	COMMITTEE ACTION	CONSENT	NON-CONSENT
3	<p>Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Accept And Appropriate Three Hundred Forty Two Thousand One Hundred Ten Thousand Dollars (\$342,110) In Regional Measure 2 (RM-2) Safe Routes To Transit (SR2T) Grant Funds For Access Improvements To The Lake Merritt Bart Station (15-0131)</p> <p>The Committee approved recommendations as amended to clarify the 1.5% Public Art Fee waiver request because the grant funds cannot be used for public art.</p> <p>The Committee also requested staff provide an update on what is being done in the interim for cleaning and lighting the access underpasses leading to the Lake Merritt BART Station.</p>	<p>Approve Recommendations as Amended 4 Ayes</p>	10-20-15	
4	<p>Adopt A Resolution Authorizing The City Administrator To Waive The Advertising And Bidding Requirements And Execute A Professional Services Agreement With eLock Technologies, LLC, In An Amount Not-To-Exceed Thirty Thousand Dollars (\$30,000.00) For Five Years For: (1) Service Plans For City-Owned Bicycle eLockers; And (2) As-Needed Repairs To City-Owned Bicycle eLockers Due To Vandalism And Other Causes Not Covered By The Service Plans. (15-0133)</p>	<p>Approve Recommendations 4 Ayes</p>	10-20-15	
5	<p>Adopt A Resolution Authorizing The Removal Of Travel Lanes And The Installation Of Class II Bicycle Lanes On Grand Avenue From Elwood Avenue To Jean Street (15-0137)</p>	<p>Approve Recommendations 4 Ayes</p>	10-20-15	
Item No.	COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE	COMMITTEE ACTION	CONSENT	NON-CONSENT
3	<p>Adopt The Following Pieces Of Legislation:</p> <p>1) A Resolution Authorizing The Assignment To The City Of Oakland Of The Oakland Redevelopment Successor Agency's Rights And Obligations Under The City Center Disposition And Development Agreement With Oakland T12 LLC For Development Of Property Located At 601 12th Street; And (15-0101)</p>	<p>Approve Recommendations 4 Ayes</p>	10-20-15	

	2) A Resolution Authorizing The Assumption By The City Of Oakland Of The Oakland Redevelopment Successor Agency's Rights And Obligations Under The City Center Disposition And Development Agreement With Oakland T12 LLC For Development Of Property Located At 601 12th Street (15-0102)			
4	Receive An Informational Report On The Status Of The Oakland Sustainable Neighborhood Initiative International Boulevard Corridor Project (15-0103)	Received & Filed 4 Ayes	No Council Action Necessary	
5	Receive A Quarterly Informational Report On the Status Of The Public Improvement Project At The Former Oakland Army Base ("Project") (15-0123)	Received & Filed 4 Ayes	No Council Action Necessary	
6	Receive An Informational Quarterly Tracking Report On Economic Development Activities Including Actions Related To The Preparation Of The Economic Development Strategy For The City Of Oakland (15-0124)	Received & Filed 4 Ayes	No Council Action Necessary	
7	Adopt A Resolution Authorizing: (1) A Two-Year Contract For \$165,000 Per Year, With The Option For Three One-Year Extensions, With Centro Legal De La Raza To Provide Legal Services To Low Income Tenants; And (2) A Two Year Contract For Up To \$35,000 Per Year With A Provider To Be Selected By The City Administrator To Provide Informational Workshops For Small Landlords (15-0169)  The Committee approved recommendations as amended to add 15 units or less to resolution language.  The Committee also requested that staff include follow-up information in annual Committee report.	Approve Staff Recommendations as Amended 4 Ayes	10-20-15	
Item No.	<b>LIFE ENRICHMENT COMMITTEE</b>	COMMITTEE ACTION	CONSENT	NON-CONSENT
3	Adopt A Resolution To Adopt The 2016-2019 Strategic Investment Plan Of The Oakland Fund For Children And Youth And Planning And Oversight Committee As Approved By The Planning And Oversight Committee (15-0175)	Approve Recommendations 4 Ayes	10-20-15	
4	Adopt A Resolution Authorizing The City Administrator To: (1) Enter Into An Agreement And Accept And Appropriate Up To \$152,000 From Alameda County For North County Winter Relief Efforts Including Winter Shelter Beds; (2) Enter Into An Agreement And Accept And Appropriate Up To \$15,000 From City Of Emeryville Funds For Winter Shelter Beds; (3) Enter Into A Grant Agreement With Society Of St. Vincent De Paul Of Alameda County For The Provision Of 50 Plus Emergency Winter Shelter Beds For The Period Of November 1, 2015 Through April 30, 2016 In An Amount Not To Exceed \$150,000; (4) Enter Into A Grant Agreement With Bay Area Community Services, Opera Tor Of The Henry Robinson Service Center, For The Provision Of 10 Emergency Winter Shelter Beds For The Period Of November 1, 2015 Through April 30, 2016 In An Amount Not To Exceed \$30,000; And (5) Accept And Appropriate Additional Funds From Alameda County And The City Of Emeryville To Fund Winter Relief Efforts And Amend The Grant Agreements For Additional Winter Relief Efforts For The Period Of November 1, 2015 Through April 30, 2016 Without Returning	Approve Recommendations 4 Ayes	10-20-15	

	To Council (15-0170)		
5	<p>Adopt A Resolution Amending Resolution No. 85581 C.M.S., Which Authorized The City Administrator To Apply For Accept And Appropriate Funds From The U.S. Department Of Housing And Urban Development (HUD) In The Estimated Amount Of \$3,766,755 Each Year For Fiscal Years (FY) 2015- 2016, 2016-2017 And Enter Into Grant Agreements For The Provision Of Transitional And Permanent Housing, To: (1) Authorize A Contribution From The General Purpose Fund For The Central Services Overhead Charges In An Estimated Amount Of \$14,918 Each Year For FY 2015- 2016 And 2016-2017; (2) Increase The Grant Amount Of One Of The Service Providers By \$74,724; (3) Clarify The Grant Terms; And (4) Authorize The City Administrator To Accept And Appropriate Additional Funds From HUD To Fund HUD Continuum Of Care (COC) Supportive Housing Programs And Amend The Grant Agreements For Additional Transitional And Permanent Housing And Support Services For FY 2015-2016 And 2016-2017 Without Returning To Council (15-0176)</p>	<p>Approve Recommendations 4 Ayes</p>	10-20-15
6	<p>Adopt A Resolution Amending Resolution No. 85582 C.M.S., Which Authorized The City Administrator To Accept And Appropriate Funds From The U.S. Department Of Housing And Urban Development (HUD) In An Estimated Amount Of \$2,176,581 Each Year For Fiscal Years (FY) 2015-2016 And 2016-2017, And Enter Into Grant Agreements With Alameda And Contra Cost A Counties For The Provision Of Housing Opportunities For Persons With Aids (HOPWA) Program For FY 2014-2015, 2015-2016, And 2016-2017, To Clarify The Grant Terms And To Seek A Contribution Of \$17,324 From The General Purpose Fund To Cover The Central Services Overhead Charges For FY 2015-2016 And 2016-2017 (15-0171)</p>	<p>Approve Recommendations 4 Ayes</p>	10-20-15
7	<p>Adopt A Resolution Authorizing The City Administrator To 1) Enter Into An Agreement With The Alameda County Department Of Housing And Community Development And Accept And Appropriate Funds In The Amount Of \$413,565 To Implement The Boomerang Rapid Rehousing Collaborative (BRRC) For The Period Of July 1, 2015 Through December 31, 2016; And 2) Enter Into Grant Agreements With Building Futures For Women And Children In An Amount Not To Exceed \$155,643 And With East Oakland Community Project In An Amount Not To Exceed \$207,797; And 3) Accept And Appropriate Additional Funds From Alameda County To Fund The BRRC And Amend The Grant Agreements Within The Grant Period Of July 1, 2015 To December 31, 2016 Without Returning To Council; And, 4) Authorize A Contribution From The General Purpose Fund For The Central Service Overhead Charges In An Estimated Amount Of \$2,393 For The Period Of July 1, 2015 To December 31, 2016 (15-0174)</p>	<p>Approve Recommendations 4 Ayes</p>	10-20-15

8	<p>Adopt A Resolution Authorizing The City Administrator To Execute A Grant Agreement With Eden Information &amp; Referral Inc., For The Provision Of 2-1-1 Telephone Line Services For Information And Referral Services In The Amount Of \$100,000 Each Year For Fiscal Year 2015-2016 And Fiscal Year 2016-2017 (15-0173)</p> <p>The Committee requested that staff provide a supplemental report regarding challenges and problems that create barriers for providing services to all callers, including the number of calls that do not go well, how often this happens and what happens when it does not go well.</p>	<p>Approve Recommendations 4 Ayes</p>	<p>10-20-15</p>	
Item No.	<p><b>PUBLIC SAFETY COMMITTEE</b></p>	<p><b>COMMITTEE ACTION</b></p>	<p><b>CONSENT</b></p>	<p><b>NON-CONSENT</b></p>
3	<p>Receive An Informational Report Regarding Oakland Police Department Recruitment Efforts From 2010 To Present With A Focus On Efforts To Recruit And Retain African Americans As Police Officers (14-0456)</p> <p>Staff was directed to look at whether or not OPD is using the best practices. Come back with additional data such as the Front-Line National Test as done in San Francisco and a number of other agencies in California, also look at Portland's recruiting process.</p>	<p>Continued 11-10-15 4 Ayes</p>	<p>No council Action Necessary</p>	
4	<p>Receive A Report And Recommendations Regarding Adopting Legislation Requiring The Use Of Psychological Testing And Screening For Officer New Hires, And The Re-testing Of All Sworn Personnel In 5 Year Intervals Thereafter (14-0823)</p>	<p>Received &amp; Filed 4 Ayes</p>	<p>No council Action Necessary</p>	
5	<p>Receive A Report And Recommendations Regarding Adopting Policies And Procedures Which Require OPD To Train Officers More Effectively In The Use Of Force, Especially Lethal Force; Such Training Should Not Only Define Conditions In Which Officers May Use Lethal Force But Also, More Broadly, Show Them How To Avoid It (14-0824)</p> <p>The committee requested a supplemental report answering the following questions: 1) after critical incident is there anything OPD could have done differently to obtain a different outcome? 2) Even though OPD did everything in compliance, should they have done it that way? Staff was asked to include data with respect to what's happening now? Have there been increases or decreases to the use of force...how about since the use of body cameras?</p>	<p>Continued 11-10-15 4 Ayes</p>	<p>No council Action Necessary</p>	
6	<p>Receive A Report And Recommendations Regarding Adopting Officer Reporting And Disclosure Requirements For Both Responding And On-Scene Officers In All Use Of Force Cases; Mandatory Firing And Criminal Prosecution For Failure To Report And/Or Disclose Officer Misconduct And For Providing False Information (14-0826)</p> <p>The committee wanted the following questions addressed 1) after critical incident is there anything OPD could have done differently to obtain a different outcome? 2) Even</p>	<p>Continued 11-10-15 4 Ayes</p>	<p>No council Action Necessary</p>	

	<p>though OPD did everything in compliance, should they have done it that way?</p>		
<p>8</p>	<p>Adopt A Resolution Authorizing The City Administrator, Or Designee, To: 1) Enter Into A Grant Program Administration Agreement With The State Of California, Board Of State And Community Corrections, For The Juvenile Accountability Block Grant Program (JABG) Funds; 2) Accept, Appropriate, And Administer JABG Direct Allocation Funds For Fiscal Year (FY) 2015-16 To The Oakland Police Department In The Amount Of Twenty-Seven Thousand, Seven Hundred Seventy Dollars (\$27,770) For The School Safety Project For The Period July 1, 2015 Through June 30, 2016; And 3) The General Purpose Fund Provide A Contribution To Cover The Central Services Overhead (CSO) Costs Of Approximately Two Thousand Seven Hundred Thirteen Dollars (\$2,713) <b>(15-0115)</b></p>	<p><b>Approve Staff Recommendations 4 Ayes</b></p>	<p><b>10-20-15</b></p>

DRAFT



**City Of Oakland  
City Council  
Legislative Calendar**

ALL MEETINGS ARE HELD IN CITY HALL  
ONE FRANK H. OGAWA PLAZA, OAKLAND, CA

Office of the City Clerk  
Oakland City Hall  
1 Frank Ogawa Plaza  
Oakland, CA 94612  
LaTonda Simmons, City Clerk

Date	Time	Meeting Body	Meeting Location
------	------	--------------	------------------

**FOR THE WEEK OF OCTOBER 19, 2015**

**\*\* PLEASE NOTE CHANGE IN LOCATION \*\***

**Oakland Redevelopment Successor Agency/City Council**

10-20-2015	3:00 P.M.	Special Closed Session	Sgt. Daniel Sakai (HR 4) 2nd Floor
	5:30 P.M.	Ceremonial Presentations And Consent Items	Council Chamber
	6:30 P.M.	Items Requiring Discussion (Non-Consent)	3rd Floor
10-22-2015	10:30 A.M.	Special Closed Session	Building Bridges Room 3rd Floor
	10:45 A.M.	*Rules & Legislation Committee	Sgt. Mark Dunakin Rm (HR1) 1st Floor

**UPCOMING MEETINGS for Council Committees:**

10-27-2015	9:30 A.M.	* Finance & Management Committee	Sgt. Mark Dunakin Rm (HR1) 1st Floor
10-27-2015	11:30 A.M.	* Public Works Committee	Sgt. Mark Dunakin Rm (HR 1) 1st Floor
10-27-2015	1:30 P.M.	* Community & Economic Development Committee	Sgt. Mark Dunakin Rm (HR 1) 1st Floor
10-27-2015	4:00 P.M.	* Life Enrichment Committee	<b>CANCELLED</b>
10-27-2015	4:00 P.M.	* Special Education Partnership Committee	<b>Council Chamber 3rd Floor</b>
10-27-2015	6:00 P.M.	* Public Safety Committee	Sgt. Mark Dunakin Rm (HR 1) 1st Floor
10-29-2015	10:30 A.M.	Special Closed Session	Building Bridges Room 3rd Floor
	10:45 A.M.	*Rules & Legislation Committee	Council Chamber 3rd Floor

*\* In the event that 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 actions can be taken.*

*City of Oakland*

*This document is provided as a courtesy only and is not an official notice as prescribed by local and state laws.  
Please refer to the published Meeting Agendas for official noticing information.*

**RULES & LEGISLATION CMTTE**

**OCT 14 2015**



# 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, October 20, 2015

5:30 PM

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.

1 PLEDGE OF ALLEGIANCE

2 ROLL CALL / CITY COUNCIL

*COUNCILMEMBERS: Desley Brooks, District 6; Annie Campbell Washington, District 4; Noel Gallo, District 5; Abel J. Guillén, District 2; Dan Kalb, District 1; Vice Mayor Rebecca Kaplan, At Large; President Pro Tempore Larry Reid, District 7; Council President Lynette Gibson McElhaney, District 3*

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: State Of The City Address  
From: Office Of The Mayor  
Recommendation: Receive An Informational Report From Mayor Schaaf Providing  
Digest Of Upcoming State Of The City Address  
15-0203
- Attachments: [View Report](#)
- Legislative History
- |         |                                   |   |
|---------|-----------------------------------|---|
| 10/8/15 | *Rules & Legislation<br>Committee | Scheduled to the Meeting of the Oakland<br>City Council |
|---------|-----------------------------------|---|
- 4.2 Subject: Honoring Gay Plair Cobb  
From: President Pro Tem Reid, Vice Mayor Kaplan And Councilmember Gallo  
Recommendation: Adopt A Resolution Recognizing And Honoring Gay Plair Cobb For  
30 Years Of Dedicated Service Assisting Job Seekers Through The Private Industry  
Council (PIC)  
15-0118
- Attachments: [View Report.pdf](#)
- Legislative History
- |         |                                   |   |
|---------|-----------------------------------|---|
| 9/17/15 | *Rules & Legislation<br>Committee | Scheduled to the Meeting of the Oakland<br>City Council |
|---------|-----------------------------------|---|
- 4.3 Subject: Endorsing Efforts To Combat Sex Trafficking  
From: Councilmembers Gibson McElhaney, Campbell Washington, Guillén And  
Mayor Schaaf  
Recommendation: Adopt A Resolution Endorsing Efforts To Combat Demand Of The  
Purchase Of Sex With Minors As A Critical Component Of Ending Sexual Exploitation  
Of Children And Transitional Aged Youth In Oakland And Beyond, Including The  
"Cease Initiative," A Nationwide Campaign To Reduce The Demand For Sex With  
Minors In Partnership With Law Enforcement And Municipalities, And "No Traffick  
Ahead," A Regional Effort To Prevent And Interrupt Sex Trafficking During The 2016  
Super Bowl  
15-0122
- Attachments: [View Report](#)
- Legislative History
- |         |                                   |   |
|---------|-----------------------------------|---|
| 9/17/15 | *Rules & Legislation<br>Committee | Scheduled to the Meeting of the Oakland<br>City Council |
|---------|-----------------------------------|---|
- 4.4 Subject: Writers Week  
From: Councilmembers Campbell Washington, Gibson McElhaney And Guillén  
Recommendation: Adopt A Resolution Declaring The Week Of October 18 - 24, 2015  
As Writers Week In Recognition Of The California Writers Club  
15-0187
- Attachments: [View Report](#)
- Legislative History



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  
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  
15-0057

Attachments: [View Report.pdf](#)

7.2 Subject: Declaration Of 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  
15-0058

Attachments: [View report.pdf](#)

7.3 Subject: Permitting Process For Residential Solar Systems  
From: Councilmember Campbell Washington  
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To  
Adopt Chapter 15.33 Residential Rooftop Solar Requirements, Which Provides A  
Standardized And Streamlined Permitting Process For Small Residential Rooftop Solar  
Systems  
14-1225

Attachments: [View Report.pdf](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON OCTOBER 6, 2015 WITH A  
VOTE OF 8 AYES.*

Legislative History

7/30/15	*Special Rules and Legislation Committee	Scheduled to the *Community & Economic Development Committee
9/15/15	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
9/21/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

- 7.4 Subject: MOU With Confidential Management Employee Association  
From: Office Of The City Administrator  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide Cost Of Living Adjustments To The Salaries Of Certain Miscellaneous Employees Pursuant To The Memorandum Of Understanding Between The City Of Oakland And The Confidential Management Employees Association; The Cost Of Living Adjustments Shall Be As Follows: Increase Of 4% Effective July 1, 2015; Increase Of 2% Effective November 1, 2016; And Increase Of 2% Effective May 1, 2017  
15-0152

Attachments: [View Report](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON OCTOBER 6, 2015 WITH A VOTE OF 8 AYES.*

Legislative History

10/6/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council
---------	---	---

- 7.5 Subject: Amendment Of The Mayor's Commission On Persons With Disabilities  
From: Oakland Public Works Department  
Recommendation: Adopt An Ordinance Amending And Restating Ordinance No. 9968 C.M.S. And Ordinance No. 11864 C.M.S. To Change The Name Of The Commission On Disabled Persons To The Commission On Persons With Disabilities, And To Modify The Commission's Membership Terms, Quorum Requirement, And Meeting Frequency  
15-0105

Attachments: [View Report.pdf](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON OCTOBER 6, 2015 WITH A VOTE OF 8 AYES.*

Legislative History

9/17/15	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
9/29/15	*Special Life Enrichment Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

*There was one speaker on this item.*

10/6/15 Concurrent Meeting of the  
Oakland Redevelopment  
Successor Agency and the  
City Council Approved On Introduction and Scheduled  
for Final Passage to the Meeting of the  
Oakland City Council

**7.6** Subject: Unattended Donation/Collection Box Regulations  
From: Planning And Building Department  
Recommendation: Adopt An Ordinance 1) Establishing Oakland Municipal Code  
(OMC) Chapter 5.19 "Unattended Donation/Collection Boxes (UDCBs)" Regulating  
UDCBs; 2) Amending The Master Fee Schedule (Ordinance No. 13171 C.M.S., As  
Amended) To Establish Fees Related To Applications, Inspection And Appeals For  
UDCBS; And 3) Amending OMC Sections 1.12.020A And 1.12.060 And Other OMC  
Provisions To Establish Administrative Citations And Make Other Conforming Changes  
Relating To UDCBs  
15-0135

Attachments: [View Report.pdf](#)  
[View Supplemental Report](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON OCTOBER 6, 2015 WITH A  
VOTE OF 8 AYES.*

Legislative History

9/24/15 \*Rules & Legislation Scheduled to the Meeting of the Oakland  
Committee City Council  
10/6/15 Concurrent Meeting of the Approved As Amended On Introduction and  
Oakland Redevelopment Scheduled for Final Passage to the Meeting  
Successor Agency and the of the Oakland City Council  
City Council  
*Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened  
at 7:55 p.m.*

*6 individuals spoke on this item.*

*Councilmember Guillén made a motion, seconded by Councilmember Kalb, to  
close the Public Hearing, and hearing no objections, the motion passed by 8  
Ayes: Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid and  
Council President Gibson McElhaney.*

*Councilmember Guillen made a motion, seconded by Councilmember Kalb, to  
adopt the ordinance as amended to including the amendment to Section  
5.19.080 to reflect staff's recommendation to change the time from 30 days to 60  
days, and the addition of the following: "Whereas; That the City Council  
recommends that operators of Unattended Donation/Collection Bins maintain  
their bins on a daily basis and regularly monitor their bins in order to deter  
blight and to encourage operators to proactively manage their property; and be  
it."*

- 7.7 Subject: Extending Contracts To Townsend Public Affiars  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Extending Contracts With Townsend Public Affiars To Continue Services As The City Of Oakland's State Lobbyist From September 30, 2015 To September 30, 2017 And Increasing The Contract Amount By \$252,000 For A Total Of \$556,500 And To Continue Services As The City Of Oakland's Federal Lobbyist From September 30, 2015 To September 30, 2017 And Increasing The Contract Amount By \$144,000 For A Total Of \$312,000, And Waiving Advertising And The Rfp Process For Each Contract  
15-0138

Attachments: [View Report.pdf](#)  
[View Supplemental Report.pdf](#)  
[ViewSupplemental Report](#)

Legislative History

9/24/15	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
10/8/15	*Rules & Legislation Committee	Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

*The Committee approved recommendations as amended to revise the Resolution to reflect the correct amount of the State Lobbyist contract of \$252,00 and Federal Lobbyist contract of \$144,000.*

*There was one speaker on this item.*

- 7.8 Subject: National League of Cities' 2015 Annual Business Meeting Appointments  
From: Council President Gibson McElhaney  
Recommendation: Adopt A Resolution Appointing Councilmember Abel Guillén As The City Of Oakland's Voting Delegate And Council President Lynette Gibson McElhaney As The City Of Oakland's Alternate Voting Delegate To The National League Of Cities' 2015 Annual Business Meeting, Taking Place In Nashville On November 7, 2015  
15-0197

Attachments: [View Report](#)

Legislative History

10/8/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
---------	--------------------------------	--

- 7.9 Subject: Travel Authorization To National League Of Cities Conference  
From: Councilmember Abel Guillén  
Recommendation: Adopt A Resolution Authorizing Councilmember Abel Guillén To  
Travel To Nashville, Tennessee To Attend The 2015 National League Of Cities Annual  
Conference And Expo From November 4-7, 2015  
15-0194

Attachments: [View Report](#)

Legislative History

10/8/15 \*Rules & Legislation Scheduled to the Meeting of the Oakland  
Committee City Council

- 7.10 Subject: Settlement Agreement - In Re Municipal Derivatives Antitrust Litigation  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Approving Partial Settlement Of In Re  
Municipal Derivatives Antitrust Litigation, United States District Court Southern District  
Of New York, MDL No. 1950, Authorizing Acceptance Of Payment From JP Morgan Of  
\$200,000, In Exchange For Dismissal Of The Lawsuit By The City  
15-0199

Attachments: [View Report](#)

Legislative History

10/8/15 \*Rules & Legislation Scheduled to the Meeting of the Oakland  
Committee City Council

- 7.11 Subject: Settlement Agreement - Ulla Steingruber 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 Ulla Steingruber V. City Of Oakland, Et Al.,  
Alameda County Superior Court Case No. RG14-746584, City Attorney's File No.  
30155 In The Amount Of Nine Thousand, Five Hundred Dollars (\$9,500.00) (Oakland  
Police Department- Motor Vehicle Accident)  
15-0200

Attachments: [View Report](#)

Legislative History

10/8/15 \*Rules & Legislation Scheduled to the Meeting of the Oakland  
Committee City Council

7.12 Subject: Settlement Agreement - Joshua Daniels 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 Joshua Daniels V. City Of Oakland, Et Al., United States District Court, Northern District Of California Case No. 3:14-CV-03088, City Attorney's File No. 29913, In The Amount Of Two Hundred Five Thousand Dollars And No Cents (\$205,000.00) (Oakland Public Works-Personal Injury)  
15-0201

Attachments: [View Report](#)

Legislative History

10/8/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
---------	-----------------------------------	---

7.13 Subject: Settlement Agreement - Nina Wiley 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 Nina Wiley V. City Of Oakland, Alameda County Superior Court Case No. RG13669229 City Attorney's File No. 29283, In The Amount Of Two Hundred Sixty-Five Thousand Dollars And No Cents (\$265,000.00) (Oakland Public Works-Dangerous Condition)  
15-0202

Attachments: [View Report](#)

Legislative History

10/8/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
---------	-----------------------------------	---

7.14 Subject: Opposing Reductions To Section 8 Fair Market Rate Vouchers  
From: Council President Gibson McElhaney And Councilmember Brooks  
Recommendation: Adopt A Resolution Opposing The Reductions Proposed By The U.S. Department Of Housing And Urban Development's "Fair Market Rate" Formula Which Would Decrease The Section 8 Voucher Value And Cause Harm And Displacement To Low-Income Oakland Tenants  
15-0206

Attachments: [View Report](#)

Legislative History

10/8/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
---------	-----------------------------------	---

- 7.15** Subject: Anti-Graffiti Grant For Two Mural Projects On Carrington Way  
From: Councilmember Noel Gallo  
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$5,000  
From Councilmember Noel Gallo's Graffiti Abatement Mural And Green Wall Funds To  
The Spanish Speaking Unity Council, As Fiscal Sponsor, For Two Mural Projects On  
Carrington Way In In The Fruitvale Neighborhood  
15-0205

Attachments: [View Report](#)

Legislative History

10/8/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
---------	-----------------------------------	---

- 7.16** Subject: Housing, Residential Rent And Relocation Board Appointment - Skipper  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Kevin  
L. Skipper To The Housing, Residential Rent And Relocation Board  
15-0210

Attachments: [View Report](#)

- 7.17** Subject: Status Report Re Public Hearing On Coal's Health & Safety Impacts  
From: Office Of The City Administrator  
Recommendation: Receive An Informational Report A Follow Up To The September  
21, 2015 Public Hearing On Coal's Health & Safety Impacts  
15-0211

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

**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 2015 Monthly Accounts And April - June 2015 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  
[15-0062](#)

**Attachments:** [View Report](#)

**Legislative History**

9/17/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
---------	-----------------------------------	---

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  
[15-0063](#)

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  
[15-0064](#)

**ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

**10 THIS NUMBER INTENTIONALLY NOT USED**

**11** Subject: Amending The City's FY 2014-2016 Biennial Budget  
From: Vice Mayor Kaplan And Councilmember Brooks  
Recommendation: Adopt A Resolution Amending The City Of Oakland's Fiscal Year  
2015-2017 Biennial Budget, Which Was Adopted Pursuant To Resolution No. 85672  
C.M.S. On June 30, 2015  
[15-0117](#)

**Attachments:** [View Report](#)

**Legislative History**

---

9/17/15	*Rules & Legislation Committee	No Action Taken
9/30/15	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Referred to the Meeting of the Oakland City Council

- 12** Subject: Approving MOU Between City & IFPTE  
From: Office Of The City Administrator  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Approving Memorandum Of Understanding Between The City Of Oakland And The International Federation Of Professional And Technical Engineers, Local 21, Representing Employees In Representation Units T A1, TF1, TM2, TW1, UH1, UM1, UM2, TM1, And U41, Covering The Period From Of July 1, 2015 Through June 30, 2017; And

15-0186

Attachments: [View Report](#)

Legislative History

10/8/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
---------	-----------------------------------	---

2) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide Cost Of Living Adjustments To The Salaries Of Certain Miscellaneous Employees Pursuant To The Memorandum Of Understanding Between The City Of Oakland And The International Federation Of Professional And Technical Engineers Local 21; The Cost Of Living Adjustments Shall Be As Follows: Increase Of 4% Effective July 1, 2015; And Increase Of 4% Effective January 14, 2017

15-0195

Attachments: [View Report](#)

Legislative History

10/8/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
---------	-----------------------------------	---

**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.

### **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

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.



# 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

### \*Rules & Legislation Committee

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

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

---

Thursday, October 22, 2015

10:45 AM

Hearing Room 1, 1st Floor

---

**\*\* PLEASE NOTE CHANGE IN LOCATION \*\***

#### **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:**

*Abel J. Guillén, District 2; Dan Kalb, District 1; President Pro Tempore Larry Reid, District 7; Chairperson: Council President Lynette Gibson McElhaney, District 3*

1 Determinations Of Closed Session

15-0179

2 Approval Of The Draft Minutes From The Committee Meeting Of October 8, 2015

15-0180

Attachments: [View Report](#)

3 Determination Of Schedule Of Outstanding Committee Items

15-0181

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

15-0182

5 A Review Of The Draft Agendas For The City Council Meeting Of November 3, 2015 And The Rules And Legislation Committee Of November 5, 2015

15-0183

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 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.

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.

5

**RULES & LEGISLATION CMTTE**  
**OCT 14 2015**