



# City of Oakland

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

## Meeting Minutes - FINAL

### \* 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>

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Tuesday, June 6, 2017

5:30 PM

City Council Chamber, 3rd Floor

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#### 1 PLEDGE OF ALLEGIANCE

*The Concurrent Meeting of the Oakland City Council and Successor Redevelopment Agency was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 6:27 p.m.*

#### 2 ROLL CALL / CITY COUNCIL

**Present** 8 - Desley Brooks, Annie Campbell Washington, Noel Gallo, Lynette McElhaney, Abel J. Guillén, Dan Kalb, Rebecca Kaplan, and Laurence E. Reid

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

*There were 41 open forum speakers and 15 were allowed to speak at 1 minute each. Remaining speakers will have the opportunity to speak during the Continuation of Open Forum at the end of the meeting.*

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

*Councilmember Kalb took a point of personal privilege and requested that the meeting be adjourned in memory of Robert Bennett.*

*Councilmember McElhaney took a point of personal privilege and requested that the meeting be adjourned in memory of John Dicacio, Darnell Foster, unidentified man, Keith Lawrence, Javaugh Wilson, Travino Thomas, Kenya Levias, Dennis Johnson, and David Donoville Jr.*

- 4.1 Subject: Ceremonial Presentation  
From: Councilmember Brooks  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Recognizing The Outstanding Accomplishment Of Christine Harris For Winning The Urban Debate National Championship In Chicago On April 24, 2017;

And

[16-1094](#)

**This City Resolution be Adopted.**

2) A Resolution Recognizing The Outstanding Accomplishment Of Malachi Ambrose For Winning The Urban Debate National Championship In Chicago On April 24, 2017  
[16-1162](#)

**A motion was made by Desley Brooks, seconded by Annie Campbell Washington, that this matter be Adopted. The motion carried by the following vote:**

**Aye:** 7 - Brooks, Campbell Washington, McElhaney, Guillén, Kalb, Kaplan, and Reid

**Absent:** 1 - Gallo

**4.2** Subject: Recognizing The Oakland Wildfire Prevention Assessment District  
From: Councilmembers Kalb And And Vice Mayor Campbell Washington  
Recommendation: Adopt A Resolution Recognizing And Honoring All Members Of The Oakland Wildfire Prevention Assessment District (WPAD) Advisory Committee For Their Dedicated Service To The Residents Of The City Of Oakland Since 2004  
[16-1117](#)

**This City Resolution be Withdrawn and Rescheduled.to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 7/18/2017**

**Aye:** 5 - Campbell Washington, Guillén, Kalb, Kaplan, and Reid

**Absent:** 3 - Brooks, Gallo, and McElhaney

**4.3** Subject: Honoring Miloanne Hecathorn For 28 Years Service To The City Of Oakland  
From: Council President Reid  
Recommendation: Adopt A Resolution Commending And Honoring Miloanne Hecathorn For 28 Years Of Exemplary Service To The City Of Oakland  
[16-1159](#)

**A motion was made by Annie Campbell Washington, seconded by Larry Reid, that this matter be Adopted. The motion carried by the following vote:**

**Aye:** 7 - Campbell Washington, Gallo, McElhaney, Guillén, Kalb, Kaplan, and Reid

**Absent:** 1 - Brooks

**4.4** Subject: Declaring June 2017 - Second Chances Month  
From: Council President Reid  
Recommendation: Adopt A Resolution Declaring June 2017 - Second Chances Month In The City Of Oakland  
[16-1161](#)

**A motion was made by Abel J. Guillén, seconded by Noel Gallo, that this matter be Adopted. The motion carried by the following vote:**

**Aye:** 8 - Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, Kaplan, and Reid

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF MAY 16, 2017  
[16-1149](#)

A motion was made by Abel J. Guillén, seconded by Rebecca Kaplan, that this matter be Approved. The motion carried by the following vote:

Aye: 8 - Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, Kaplan, and Reid

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

*Items 7.15 and 7.16 were inadvertently added to this agenda and will be moved to the June 12, 2017 Special Council Meeting.*

7 CONSENT CALENDAR (CC) ITEMS:

***Approval of the Consent Agenda***

A motion was made by Guillén, seconded by Kaplan, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, Kaplan, and Reid

- 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  
[16-1157](#)

**This City Resolution was Adopted.**

- 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  
[16-1158](#)

**This City Resolution was Adopted.**

- 7.3 Subject: Reappointment Of Jahmese Myres To The City Planning Commission  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of  
Jahmese Myres To The City Planning Commission  
[16-1089](#)

**This City Resolution was Adopted.**

**7.4 The Item Regarding "Amendment Of Municipal Code Section 2.29" Has Been Moved By Rules June 1, 2017 To The June 12, 2017 Special Budget City Council Agenda As A Final Passage**

**7.5 The Item Regarding "Measures M, N, Q, & Z FY 2017-18 Cost-Of-Living Tax Adjustment" Has Been Moved By Rules June 1, 2017 To The June 12, 2017 Special Budget City Council Agenda As A Final Passage**

- 7.6 Subject: Award Of Contract To Mason Tillman For Race And Gender Disparity Study  
From: Office Of The Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator To  
Negotiate And Execute A Contract With Mason Tillman Associates LTD, In An  
Amount Not-To-Exceed Four Hundred Ninety Thousand Eight Hundred Seventy-Five  
Dollars (\$490,875.00) To Complete The Race And Gender Disparity Study For The  
City Of Oakland  
[16-0994](#)

**This City Resolution was Adopted.**

- 7.7 Subject: Salary Ordinance Amendment And Exemption Resolution  
From: Human Resources Management  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Recommending To The Civil Service Board The Exemption Of The  
Classification Of Special Counsel - Labor And Employment From The Operation Of  
Civil Service; And

[16-1064](#)

**This City Resolution was Adopted.**

Subject: Salary Ordinance Amendment And Exemption Resolution  
From: Human Resources Management  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance  
No. 12187 C.M.S. ("Salary Ordinance") To Add The Classification Of Special Counsel  
- Labor And Employment  
[16-1096](#)

**This Ordinance was Approved On Introduction and Scheduled for Final Passage.  
to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and  
the City Council to be heard 6/20/2017**

- 7.8 Subject: Salary Ordinance Amendment  
From: Human Resources Management  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Full-Time Classification Of Municipal Code Enforcement Officer; To Add The Permanent Part-Time Equivalent Classification Of Urban Economic Analyst, IV, Projects, PPT; To Amend The Title Of Citizen's Police Review Board (CPRB) Executive Director To Executive Director, Community Police Review Agency (CPRA); And To Delete Various Outdated Temporary Parks And Recreation Classifications  
[16-1065](#)

**This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 6/20/2017**

- 7.9 Subject: Single Audit Report  
From: Finance Department  
Recommendation: Receive The Single Audit Report For The Year Ended June 30, 2016  
[16-1078](#)

**This Informational Report was Received and Filed.**

- 7.10 Subject: Measure C - Oakland Hotel Tax Audit and Program Status Report  
From: Finance Department  
Recommendation: Receive The Measure C-Oakland Hotel Tax Audit And Program Status Report For The Year Ended June 30, 2016.  
[16-1080](#)

**This Informational Report was Received and Filed.**

- 7.11 Subject: BAAQMD Grant For Commercial Lawn And Garden Equipment  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Apply For, Accept, And Appropriate Grant Funds From The Bay Area Air Quality Management District For The Commercial Lawn And Garden Project In An Amount Not-To Exceed Ninety-Two Thousand Dollars (\$92,000.00)  
[16-1076](#)

**This City Resolution was Adopted.**

- 7.12 Subject: Agreement With UPRR For The Existing 5th Avenue At-Grade Crossing  
From: Department of Transportation  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee, The Director Of Transportation Or Assistant Director Of Transportation, To Negotiate And Execute An Agreement With Union Pacific Railroad Company (UPRR), In Accordance With California Public Utility Commission (CPUC) Regulations, For The Construction, Maintenance And Operations Of A Signal Interconnect Facility At The Existing 5TH Avenue At-Grade Crossing  
[16-1083](#)

**This City Resolution was Adopted.**

- 7.13 Subject: Amend Construction Contract - 23RD Avenue  
From: Department Of Transportation  
Recommendation: Adopt A Resolution (1) Waiving Advertising And Competitive Bidding And (2) Authorizing The City Administrator Or Her Designee, To Amend The 23RD Avenue/29TH Avenue Rail Crossing Project Construction Contract (No. G381112) With McGuire And Hester Construction Increasing The Total Contract Amount From Five Hundred Eighty-Seven Thousand Nine Hundred Fifty-Five Dollars (\$587,955.00) To Eight Hundred Seventeen Thousand Nine Hundred Fifty-Five Dollars (\$817,955.00)  
[16-1084](#)

**This City Resolution was Adopted.**

- 7.14 Subject: Contracts For Vehicular Maintenance and Repairs  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution Authorizing (1) The City Administrator Or Designee To Enter Into A Three-Year Professional Services Agreement With Chargepoint, Inc. For An Amount Not To Exceed Sixty Thousand Dollars (\$60,000.00) Annually For The Period Of March 1, 2017 Through February 29, 2020 For Maintenance And Repair Of Electric Vehicle Charging Stations, Electric Vehicle Charging Station Access Cards And Monthly Network Access; With Two One-Year Options To Extend The Agreement For A Grand Total Contract Amount Of Three Hundred Thousand Dollars (\$300,000.00), Without Returning To Council, And (2) Waiving The Advertising, Competitive Bidding And Request For Proposal/Qualifications (RFP/Q) Requirements  
[16-1086](#)

**This City Resolution was Adopted.**

- 7.15** Subject: Quarterly Status Report On The Rent Adjustment Program (RAP)  
From: Office Of The City Administrator  
Recommendation: Take The Following Actions:

1) Receive A Quarterly Status Report On Implementation Of The Rent Adjustment Program Improvements Highlighted In The Performance Audit Dated June 27, 2016  
[16-0952](#)

**This Informational Report be \* Withdrawn and Rescheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 6/12/2017**

- 7.16** Subject: Brooklyn Basin Community Facilities District (CFD)  
From: Planning And Building  
Recommendation: Adopt A Resolution Of Intention Of The City Of Oakland To Establish City Of Oakland Community Facilities District No. 2017-1 (Brooklyn Basin Public Services); Schedule A Public Hearing; Levy A Special Tax To Finance The Maintenance Of Certain Public Improvements; And Approving A Proposed Boundary Map For Community Facilities District No. 2017-1 Pursuant To The Mello-Roos Community Facilities Act Of 1982; On The September 19, 2017 City Council Agenda As A Public Hearing  
[16-1088](#)

**This City Resolution be Withdrawn and Rescheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 6/12/2017**

- 7.17** Subject: West Oakland Job Resource Center Fiscal Agency Contract  
From: Economic And Workforce Development  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Waive The Advertising, Competitive Bid, And Request For Proposals/Qualifications Process; And 2) Amend The Contract With Urban Strategies Council To Act As The Fiscal Agent For The West Oakland Job Resource Center To Increase The Contract Amount From \$212,936 To \$240,782 (Previously Amended By Resolutions 85251 C.M.S., 85661 C.M.S., And 86240 C.M.S.) And To Extend The Termination Date To December 31, 2017  
[16-1068](#)

**This City Resolution was Adopted.**

- 7.18** Subject: Information And Assistance (I&A) Program For Oakland Seniors FY 2017-2019  
From: Human Services Department  
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Accept And Appropriate A Grant In An Amount Not To Exceed \$48,118 Per Year For Fiscal Years 2017-2018 And 2018-2019 For A Total Amount Of \$96,236 For Two Years From Alameda County Social Services Agency For Continued Operation Of The Information And Assistance (I&A) Program For Oakland Seniors For The Period Of July 1, 2017 Through June 30, 2019; And Accept And Appropriate Any Additional Funds From The Grantor For The I&A Program Within The Grant Term; And (2) Authorizing A Contribution From The General Purpose Fund In The Amount Equivalent To The Departmental Overhead Charges In An Estimated Amount Of \$5,820 For FY 2017-2019 And Central Services Overhead Charges In An Estimated Amount Of \$21,816 For FY 2017-2019  
[16-1069](#)

**This City Resolution was Adopted.**

- 7.19** Subject: Multipurpose Senior Service Program (MSSP) FY 2017-2018  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Apply For, Accept And Appropriate State Of California Standard Agreement Funds In The Amount Of \$1,405,480 And Enter Into Agreement Number MS-1718-01 With The State Of California Department Of Aging For The Multipurpose Senior Services Program (MSSP) For Fiscal Year 2017-2018; And (2) Enter Into Professional Service Agreements With Various Vendors To Provide In-Home Services To Frail Seniors For The Period July 1, 2017 Through June 30, 2018 In A Total Amount Not To Exceed \$210,822; And Waiving The Request For Proposal/Qualifications Requirement For The Agreements; And Authorizing A Contribution From The General Purpose Fund In The Amount Equivalent To The Departmental Overhead Charges Estimated At \$56,124 And Central Services Overhead Charges Estimated At \$216,571  
[16-1071](#)

**This City Resolution was Adopted.**

- 7.20** Subject: Alameda County Social Service Agency/Bay Area Community Services/Shelter Plus FY 2017-2019  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Enter Into An Agreement With Alameda County Social Service Agency To Accept Funds In The Amount Of \$305,008 Each Year For Fiscal Years 2017-2018 And 2018-2019; And Appropriate Said Funds; 2) Enter Into A Grant Agreement With Bay Area Community Services In The Amount Of \$247,550 Each Year For Fiscal Years 2017-2018 And 2018-2019 For The Provision Of Interim Housing And Support Services At The Housing Fast Support Network; 3) Enter Into A Grant Agreement With Abode Services For Provision Of After-Care Services To Shelter Plus Care Families In The Amount Of \$30,000 Each Year For Fiscal Years 2017-2018 And 2018-2019; And 4) Authorize A Contribution From The General Purpose Fund In The Amount Equivalent To The Department's Central Services Overhead In An Estimated Amount Of \$4,130 For Fiscal Year 2017-2018 And \$3,943 For Fiscal Year 2018-2019  
[16-1072](#)

**This City Resolution was Adopted.**

- 7.21** Subject: Senior Center Trust Fund  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept, Appropriate, And Expend Revenue Received In City Established Trust Accounts For Senior Center Events And Activities  
[16-1073](#)

**This City Resolution was Adopted.**

- 7.22** Subject: Senior Companion Program/Foster Grandparent Program (SCP/FGP) FY 2017-2018  
From: Human Services Department  
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Enter Into Grant Agreements To Accept Grant Funds For Fiscal Year 2017-2018 From The Corporation For National And Community Services (CNCS) In Amounts Not To Exceed \$287,126 For The Senior Companion Program And \$29,484 For The Foster Grandparent Program; (2) Authorizing The City Administrator To Accept And Appropriate Additional Grant Funds From CNCS Within The Grant Terms Without Returning To Council; And (3) Authorizing A Contribution From The General Purpose Fund In The Amount Equivalent To The Departmental Overhead Charges In An Estimated Amount Of \$6,513 And Central Services Overhead Charges In An Estimated Amount Of \$25,133  
[16-1074](#)

**This City Resolution was Adopted.**

- 7.23** Subject: Paratransit Measure B & BB Funds For Fiscal Year 2017-18  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Direct Local Program Distribution Funds In The Amount Of \$1,101,522 Measure B And \$1,145,144 Measure BB For Fiscal Year 2017-2018 From The Alameda County Transportation Commission To Provide Paratransit Services; And Authorizing The City Administrator To Execute Reimbursement Agreements For Fiscal Year 2017-2018 In Amounts Of: 1) \$600,000 To Friendly Transportation, Inc. DBA Friendly Cab Company And Metro Yellow Cab Company, 2) \$100,000 To St. Mini Cab Corporation DBA Veterans Cab, 3) \$325,000 To Quality Transit, LLC, 4) \$200,000 To Bell Transit Corporation And 5) \$175,000 To Bay Area Charters, Inc.; And Authorizing The City Administrator To Accept And Appropriate Any Additional Grant Funds That Become Available For FY 2017-2018 And Amend The FY 2017-2018 Agreements Without Returning To City Council  
[16-1077](#)

**This City Resolution was Adopted.**

- 7.24** Subject: Amending The Emergency Management And Disaster Council Program  
From: OFD/ Office Of Emergency Service  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 8.50 To Reflect Changes In The City's Emergency Organization, The City's Disaster Council, And Changes In State Rules And Regulations The New Title Of OMC 8.50 Shall Be "Oakland Emergency Services Organization And Disaster Council"  
[16-1070](#)

**This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 6/20/2017**

- 7.25** Subject: Oakland Unite Renewal FY 2017-2018  
From: HSD/Oakland Unite  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Renew Oakland Unite Grant Agreements Between The City Of Oakland And Various Public And Non-Profit Agencies And Fund Direct City Services To Provide Violence Intervention Programs For An Estimated Amount Of \$8,050,687 For Fiscal Year 2017-2018; And (2) Amend Professional Service Agreements With Pathways Consultants To Increase The Amount By Up To \$30,000 For A Fiscal Year 2017-2018 Contract Amount Not To Exceed \$50,000, And With Bright Research Group To Increase The Amount By Up To \$80,000 For Training And Technical Assistance For A Fiscal Year 2017-2018 Contract Amount Not To Exceed \$330,000  
[16-1082](#)

**This City Resolution was Adopted.**

- 7.26** Subject: Measure Z - Public Safety And Services Violence Prevention Act Of 2014  
From: Finance Department  
Recommendations: Receive The Measure Z - Public Safety And Services Violence Prevention Act of 2014 Audit Report For The Year Ended June 30, 2016  
[16-1079](#)

**This Informational Report was Received and Filed.**

- 7.27** Subject: Borrowing Of Funds And Issuance And Sale Of 2017-2018 Notes  
From: Finance Department  
Recommendation: Adopt An Ordinance Providing For The Borrowing Of Funds And The Issuance And Sale Of 2017-2018 Notes Payable From Revenues Received During The Fiscal Year 2017-2018 In An Amount Not To Exceed \$86,000,000 And Approving Certain Related Matters  
[16-1026](#)

**This Ordinance was Approved for Final Passage.**

- S7.28** Subject: Support SB 393 (Lara & Mitchel)-Sealing Records Of Arrests That Do Not Result In Conviction  
From: Councilmember Kalb  
Recommendation: Adopt A Resolution In Support Of Senate Bill 393, By State Senators Ricardo Lara And Holly Mitchell, That Would Allow People To Petition A Court To Seal Records Of Arrests That Did Not Result In Any Conviction, With Exceptions For Domestic Violence, Elder Abuse And Child Abuse; And Require Consumer Reporting Agencies To Not Share Such Records  
[16-1121](#)

**This City Resolution was Adopted.**

- S7.29** Subject: Support SB 395 (Lara & Mitchel)-Requires Youth Under 18 To Consult With Counsel Prior To Custodial Interrogation Or Waiving Of Rights  
From: Councilmember Kalb  
Recommendation: Adopt A Resolution In Support Of Senate Bill 395, By State Senators Ricardo Lara And Holly Mitchell, That Would Require Any Youth Under The Age Of Eighteen To Consult With A Qualified Counsel Prior To Custodial Interrogation Or Any Waiving Of Specified Rights  
[16-1122](#)

**This City Resolution was Adopted.**

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

*The City Attorney report 1 final decision made during closed session regarding the approval of a settlement resulting in a payout to the City of Oakland in the amount of \$754,888.44 as a result of a settlement regarding the AMBAC Bond Insurance Cases.*

A motion was made by Abel J. Guillén, seconded by Noel Gallo, that this matter be Approve as Submitted. The motion carried by the following vote:

**Aye:** 7 - Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, and Reid

**Absent:** 1 - Kaplan

**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: Housing Element Annual Progress Report For Calendar Year 2016  
From: Housing And Community Development  
Recommendation: Conduct A Public Hearing To Receive And File The City Of  
Oakland's Housing Element Annual Progress Report For Calendar Year 2016  
[16-1066](#)

*Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 8:25 p.m.*

*2 individuals spoke on this item.*

*Councilmember McElhaney 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, McElhaney, and President Reid.*

A motion was made by Lynette McElhaney, seconded by Rebecca Kaplan, that this matter be Received and Filed. The motion carried by the following vote:

**Aye:** 8 - Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, Kaplan, and Reid

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

**10 THIS NUMBER INTENTIONALLY NOT USED**

- 12 Subject: Bicycle Master Plan Update Contract  
From: Oakland Public Works, Transportation Planning & Funding  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Negotiate And Execute A Professional Services Contract For A Total Amount Not To Exceed Six Hundred Thousand Dollars (\$600,000.00), Including A Contingency Of Fifty-Five Thousand Dollars (\$55,000.00) With Alta Planning + Design For Professional Services Of Planning, Engineering, And Environmental Review For The Bicycle Master Plan Update For A Term Of Three (3) Years  
[16-0883](#)

*The resolution was amended as follows:*

*In the "RESOLVED"*

- 1) to amend the language to require the amount not exceed \$600,000 and that a \$55,000 contingency be included within the \$600,000.*
- 2) require the sub consultant transform to execute professional service contracts with "Outdoor Afro" and "Bikes 4 Life" as two of four "anchor institutions" assisting with community engagement.*

*Add a "FURTHER RESOLVED" that reads: "the City Administrator will report to council after execution of the contracts on the scopes of service and amounts of the agreements.*

*The Council approved the May 23, 2017 Public Works committee's requested changes accordingly:*

- 1) economic barriers to biking, access to safe staff bike parking, and access to safe routes to school will be added to the scope of services.*

*The Council further amended the title of the resolution and in the top "RESOLVED" on the second page to strike the word "including" and add "which includes" after "\$600,000"*

*A motion was made by Dan Kalb, seconded by Desley Brooks, that this matter be Adopted as Amended. The motion carried by the following vote:*

*Aye:* 8 - Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, Kaplan, and Reid

## **11 The Item Regarding "Oakland Children - Smoking Prevention Ordinance" Was Removed June 1, 2017 Via Rule 28**

**Pursuant to Rule 28a Council of Resolution 86034 C.M.S., this item was removed from this agenda.**

- 13** Subject: Amending The Term Sheet For The DDA For The Properties Located At 3455 And 3461 Champion Street  
From: Economic And Workforce Development Department  
Recommendation: Adopt An Ordinance (1) Amending The Term Sheet For The Disposition And Development Agreement For The Properties Located At 3455 And 3461 Champion Street Previously Approved By Ordinance Number 13400 C.M.S. To Modify The Project Schedule, Including Extending The Outside Dates For Closing And Completion Of Construction, And The Hours Of Operation; And (2) Authorizing The City Administrator, Without Returning To The City Council, To Negotiate And Execute Such Disposition And Development Agreement And Related Documents Between The City Of Oakland And Carlos Soloman And Dominica Rice-Soloman (Or Their Related Entities Or Affiliates), All Of The Foregoing Documents To Be In A Form And Content Substantially In Conformance With The Amended Term Sheet Attached As Exhibit A [16-1160](#)

**A motion was made by Annie Campbell Washington, seconded by Noel Gallo, that this matter be Approved On Introduction and Scheduled for Final Passage to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 6/20/2017. The motion carried by the following vote:**

**Aye:** 8 - Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, Kaplan, and Reid

- 14** Subject: AMBAC Bond Insurance Cases  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Approving Settlement Of The City's Lawsuit Against Defendant Ambac Assurance Corporation In The Ambac Bond Insurance Cases For Ambac Assurance Corporation's, Payment Of \$754,888.44 [16-1091](#)

**A motion was made by Noel Gallo, seconded by Rebecca Kaplan, that this matter be Adopted. The motion carried by the following vote:**

**Aye:** 8 - Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, Kaplan, and Reid

- S15** Subject: Revenue-Neutral Carbon Fee  
From: Councilmember Kaplan  
Recommendation: Adopt A Resolution Urging The United States Congress To Enact A Revenue-Neutral Carbon Fee [16-1219](#)

***Councilmember Kaplan made a motion seconded by Councilmember Guillen to approve the urgency finding on item S15 for the following reasons: That there is a need to take immediate action which came to the attention of the local body after the agenda was posted, and that the need to take immediate action; relates to federal or state legislation;***

**A motion was made by Rebecca Kaplan, seconded by Annie Campbell Washington, that this matter be Adopted. The motion carried by the following vote:**

**Aye:** 8 - Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, Kaplan, and Reid

## **CONTINUATION OF OPEN FORUM**

### **ADJOURNMENT OF COUNCIL SESSION**

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

*There being no further business, and upon the motion duly made, the Council  
adjourned the meeting in memory of Robert Dennis Bobby Kennedy and David  
Donovan Jr. at 9:00 p.m.*

### **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**

**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.**