



# 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

### Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

*Oakland City Hall, 1 Frank H. Ogawa Plaza,  
Oakland, CA 94612*

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Monday, September 21, 2015

4:00 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 4:03 P.M.*

#### 2 ROLL CALL / CITY COUNCIL

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

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

*There were 15 Open Forum Speakers.*

- 4 Subject: Public Hearing On Coal or Petroleum Coke in Oakland  
From: Councilmembers Kalb, Kaplan & Reid  
Recommendation: Conduct A Public Hearing To Receive Information, Testimony And Other Evidence, Oral Or In Writing, Regarding The Types Of Coal Products That Are Transported, The Public Health And/Or Safety Impacts, And Other Impacts, Of The Transportation Transloading, Handling And/Or Export Of Those Products In/Through The City Of Oakland, Adequacy Of Existing Regulations, And The City's Ability To Regulate The Transportation And Handling Of Such Products, In Part, As A Follow-Up To Resolution No. 85054 CMS (Resolution Opposing The Transportation Of Hazardous Fossil Fuel Materials, Including Crude Oil, Coal, And Petroleum Coke, Through The City Of Oakland; Adopted On June 17, 2014 [TITLE CHANGE] [14-1215](#)

**Attachments:** [View Report.pdf](#)  
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**Councilmember Kalb made a motion, seconded by Vice mayor Kaplan, to:**

- 1) Keep the public hearing open;**
- 2) Direct the City Administrator to:**
  - a) Request additional relevant information from commenters, including possible responses to specific questions and that such additional information be submitted to the City no later than Monday, October 5th (2 weeks from tonight);**
  - b) Evaluate the evidence submitted through October 5th;**
  - c) After reviewing the evidence, present options to the City Council for consideration relating to addressing public health and/or safety at the former Oakland Army Base," and surrounding areas at a future Council meeting to be held as soon as feasible/practical, but no later than December 8, 2015. Such options shall be consistent with Development Agreement section 3.4.2 and shall include, without limitation:**
    - i. An Ordinance prohibiting coal;**
    - ii. A temporary Emergency Ordinance or Interim Controls strictly and comprehensively regulating coal;**
    - iii. A temporary moratorium prohibiting coal;**
    - iv. Other binding measures to protect health and/or safety through contract and/or enforceable regulation;**
  - d) Provide a status report on the issue at the October 20th City Council meeting.**

**The motion passed with a vote of 8 Ayes.**

**There were 676 speakers on this item.**

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

**S 5** Subject: EBRCSA  
From: Department Of Information And Technology  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Enter Into Letter Agreements With The Alameda County Fire Chiefs' Association, The Alameda County City Managers' Association And The Alameda County Mayors' Conference, Under Which Each Association Will Dedicate One Of Their Voting Seats On The Board Of The East Bay Regional Communications System Authority, Joint Power Authority ("EBRCSA") To The City Of Oakland  
[15-0025](#)

**Attachments:** [View Report.pdf](#)  
[85780 CMS](#)

**A motion was made that this matter be Adopted. The motion carried by the following vote:**

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

**Absent:** 1 - Reid

## **6 CONSENT CALENDAR (CC) ITEMS:**

*There was one speaker on this item*

### ***Approval of the Consent Agenda***

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

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

**S 6.1** Subject: MOU Between The City And Local 1245  
From: Office Of The City Administrator  
Recommendation: Adopt The following Pieces of Legislation:

1) Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The International Brotherhood Of Electrical Workers, Local 1245, Representing Employees In Representation Units 1e1 And Tv1, Covering The Period From Of July 1, 2015 Through June 30,2017; And

[15-0061](#)

**Attachments:** [View Report.pdf](#)  
[85781 CMS](#)

**This City Resolution was Adopted.**

Subject: Salary Ordinance Amendment Per IBEW Local 1245 MOU  
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 International Brotherhood Of Electrical Workers Local 1245; The Cost Of Living Adjustments Shall Be As Follows: Increase Of 4% Effective July 1, 2015; Increase Of 1% Effective October 1, 2016; And Increase Of 3% Effective April 1, 2017

[15-0125](#)

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

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[13329 CMS](#)

**This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the Meeting of the Oakland City Council**

**S 6.2** Subject: MOU Between The City & Local 1021  
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 Service Employees International Union, Local 1021, Representing Employees In Representation Units Sb1, Sc1, Sd1 And SLL, Covering The Period From Of July 1, 2015 Through June 30, 2017;And

[15-0060](#)

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

[85782 CMS](#)

**This City Resolution was Adopted.**

Subject: Salary Ordinance Amendment Per SEIU Local 1021  
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 Service Employees International Union Local 1021; The Cost Of Living Adjustments Shall Be As Follows: Increase Of 4% Effective July 1, 2015; Increase Of 1% Effective October 1, 2016; And Increase Of 3% Effective April 1, 2017

[15-0126](#)

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

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[13330 CMS](#)

**This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the Meeting of the Oakland City Council to be heard 10/6/2015**

**S 6.3** Subject: Settlement Agreement - State Farm Ins. Co. v. Jean Quan  
From: Office Of the City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of State Farm Mutual Automobile Ins. Co. v. Jean Quan, City Of Oakland, Alameda County Superior Court Case No. RG15762054, City Attorney's File No. X04132, In The Amount Of Ten Thousand Five Hundred Dollars (\$10,500.00) (Subrogation Claim)

[15-0066](#)

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[85783 CMS](#)

**This City Resolution was Adopted.**

**S 6.4** Subject: Settlement Agreement - Lakisha Renee Lovely v. Jean Quan  
From: Office Of the City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Lakisha Renee Lovely v. Jean Quan, City Of Oakland, Alameda County Superior Court Case No. RG14746187, City Attorney's File No. 30171, In The Amount Of Fifteen Thousand Dollars (\$15,000.00) (Motor Vehicle Accident); On The September 21, 2015 Special City Council Agenda As A Consent Item

[15-0067](#)

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

[85784 CMS](#)

**This City Resolution was Adopted.**

**S 6.5** Subject: Settlement Agreement - Kenneth Windsor 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 Kenneth Windsor v. City Of Oakland, Alameda County Superior Court Case No. RG14-733628, In The Amount Of Eighty Thousand Dollars And No Cents (\$80,000.00) As A Result Of A Bicycle Accident On Or About September 7, 2013 (Public Works Department - Dangerous Condition);  
[15-0068](#)

**Attachments:** [View Report.pdf](#)  
[85785 CMS](#)

**This City Resolution was Adopted.**

**S 6.6** Subject: Settlement Agreement - Claim Of Ezio Maiolini  
From: Office Of the City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Ezio Maiolini, In The Amount Of Eight Thousand Seven Hundred Seventy-Five Dollars And Seventy Cents (\$8,775.70) (Public Works-Failed Sewer Main)  
[15-0070](#)

**Attachments:** [View Report.pdf](#)  
[85786 CMS](#)

**This City Resolution was Adopted.**

**S 6.7** Subject: Settlement Agreement - Claim Of Shirley Zhang  
From: Office Of the City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Shirley Zhang, In The Amount Of Seven Thousand Five Hundred Dollars And 00/100 Cents (\$7,500.00) (Oakland Police Department-Automobile Collision)  
[15-0071](#)

**Attachments:** [view Report.pdf](#)  
[85787 CMS](#)

**This City Resolution was Adopted.**

**S 6.8** Subject: Chabot Space And Science Center JPA Appointment - Quan  
From: Council President Gibson McElhane  
Recommendation: Adopt A Resolution Appointing Jean Quan To The Chabot Space  
And Science Center Joint Powers Authority Board Of Directors  
[15-0069](#)

Attachments: [View Report.pdf](#)  
[85788 CMS](#)

This City Resolution was Adopted.

## 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 at 10:38 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 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

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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.