



SUPPLEMENTAL 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, July 15, 2014

5:30 PM

City Council Chambers, 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. These items are heard on the 5:30 P.M. portion of the agenda.

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. These items are heard on the 6:30 P.M. portion of the agenda.

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; Noel Gallo, District 5; Lynette Gibson McElhaney, District 3; Dan Kalb, District 1; President Pro Tempore Rebecca Kaplan, At-Large; Vice Mayor Larry Reid, District 7; Libby Schaaf, District 4; Council President Patricia Kernighan, District 2

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: Honoring 8th Citizens Academy Graduates
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution Recognizing The 8th Graduating Class Of The

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City Of Oakland's Citizens Academy
(13-0632)

- 4.2 Subject: ~~Recognizing Civicorps School And Teachers~~
From: ~~Councilmembers Schaaf And Gibson McElhaney~~
Recommendation: ~~Adopt A Resolution Recognizing Civicorps School And Teacher's
Caitlin Cruz Who Was Awarded The 2014 STEM (Science, Technology, Engineering
And Math) Women Of The Year, And Rachel Friedman On Her Robert F. Kennedy
Award~~
(13-0636)

**This item was withdrawn from the agenda at the July 10, 2014 Rules &
Legislation Committee agenda.**

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF JULY 1, 2014
- 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):

7. CONSENT CALENDAR (CC) ITEMS:

- 7.1-CC 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
(13-0707)
- 7.2-CC Subject: 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
(13-0708)
- 7.3-CC Subject: Tract 8138 Subdivision Map - The Hive
From: Planning & Building Department
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) A Resolution Conditionally Approving A Final Map For Tract No. 8138 Located At
2301-2345 Broadway, 421 24th Street, 2300-2350 Valley Street And 2380-2396 Valley
Street For A Seven Lot Subdivision For The Hive Development Group, LLC; And
(13-0701)

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2) A Resolution Authorizing The City Administrator Or His Designee To Enter Into (1) A Subdivision Improvement Agreement With The Hive Development Group, LLC For Deferred Construction Of Public Infrastructure Improvements As A Condition To Final Map Approval For Tract 8138 Located At 2301-2345 Broadway, 421 24th Street, 2300-2350 Valley Street And 2380-2396 Valley Street, And (2) A Deferred Improvement Agreement With The Hive Development Group, LLC To Satisfy Mitigation Measures Trans-1, Trans-2, And Trans-5 Of The Standard Conditions Of Approval And Mitigation Monitoring And Reporting Program
(13-0701-1)

This item was placed on the agenda by the June 26, 2014 Rules and Legislation Committee.

7.4-CC Subject: Adoption Of MOU Between IAFF Local 55 And The City Of Oakland
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Adjust The Salaries Of Employees In The Job Classifications Represented By The International Association Of Firefighters, Local 55 And Providing The Same Salary Adjustments For Unrepresented Sworn Classifications
(13-0682-1)

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

INTRODUCTION (First Reading) WAS PASSED ON JULY 1, 2014; 8 AYES.

7.5-CC Subject: Monthly Increase To OMERS Retirees & Beneficiaries
From: Finance Department
Recommendation: Adopt An Ordinance Amending Section 14.8 Of Ordinance No. 713 C.M.S. To Provide Increases In Monthly Payments To Oakland Municipal Employees' Retirement System Retirees
(13-0662)

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

INTRODUCTION (First Reading) WAS PASSED ON JULY 1, 2014; 8 AYES.

7.6-CC Subject: Ordinance Amending Oakland Municipal Code 9.24 "Gambling"
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code (OMC) Chapter 9.24 "Gambling" To Clarify Prohibited Gambling Activities And To Delete Outdated Provisions Related To Pinball Machines
(13-0641)

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

INTRODUCTION (First Reading) WAS PASSED ON JULY 1, 2014; 8 AYES.

7.7-CC Subject: Banning Automated Purchasing Machines
From: Councilmember Lynette Gibson McElhaney
Recommendation: Adopt An Ordinance Of The City Of Oakland, California, Amending Title 8 Of The Oakland Municipal Code To Add Chapter 8.21 Prohibiting Automated Purchasing Machines Which Buy Back Personal Electronic Devices Or Electronic Equipment
(13-0666)

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

INTRODUCTION (First Reading) WAS PASSED ON JULY 1, 2014; 8 AYES.

7.8 Subject: Revisions To Local Amendments To State Building Code
From: President Pro Tempore Rebecca Kaplan
Recommendation: Adopt An Ordinance To Amend And Restate Ordinance No. 13200 C.M.S., Adopted November 19, 2013, To Revise The Local Amendments To The 2013 Editions Of The California Building Standards Code (Title 24, California Code Of Regulations) And Amendments To Oakland Municipal Code Chapter 15.04 To Incorporate Modified Requirements For Seismic Retrofitting When There Is A Change Of Occupancy In Existing Buildings And Other Modifications
(13-0329)

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

INTRODUCTION (First Reading) WAS PASSED ON JULY 1, 2014; 7 AYES, 1 ABSTENTION - KALB.

7.9-CC Subject: Reasonable Accommodations Ordinance
From: Planning And Building Department
Recommendation: Adopt An Ordinance, As Recommended By The City Planning Commission, Amending The Oakland Planning Code To Create Chapter 17.131, Reasonable Accommodations Policy And Procedures
(13-0599)

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

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**INTRODUCTION (First Reading) WAS PASSED ON JULY 1, 2014; 8
AYES.**

7.10-CC Subject: Amend Planning Code Regarding Emergency Shelters
From: Planning And Building Department
Recommendation: Adopt An Ordinance, As Recommended By The City Planning
Commission, Amending The Oakland Planning Code To (1) Permit Emergency Shelters
By-Right In Limited Segments Of The Following Residential, Commercial, Civic And
Industrial Zones: Residential Mixed Use, Urban Residential, Neighborhood Center,
Community Commercial, Broadway Retail Frontage District Interim Combining Zone,
Medical Center, Housing And Business Mix, And The CIX-1, CIX-2, IG, And IO
Industrial Zones, And (2) Modify The Definitions For Transitional And Supportive
Housing, To Comply With California State Law
(13-0602)

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

**INTRODUCTION (First Reading) WAS PASSED ON JULY 1, 2014; 8
AYES.**

7.11-CC Subject: Settlement Agreement - Claim Of Gerald And Christina Gray
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Claim Of Gerald And Christina Gray, City Attorney's Claim
No. C29678, In The Amount Of Three Hundred Seventy Two Thousand, Two Hundred
Twenty-Two Dollars And Thirteen Cents (\$372,222.13) (Public Works Agency-Sewer
Overflow)
(13-0710)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to
this agenda.**

7.12-CC Subject: Settlement Agreement - Peter Dixon 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 Peter Dixon v. City Of Oakland, Et Al., United
States District Court, Northern District Of California No. C12-5207 DMR, City
Attorney's File No. 28890 In The Amount Of Twenty-Five Thousand Dollars
(\$25,000.00) (Oakland Police Department - Wrongful Arrest)
(13-0711)

**Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to
this agenda.**

7.13-CC Subject: Settlement Agreement - Eloise Chitmon v. City Of Oakland
From: Office Of The City Attorney

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Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Chitmon v. City Of Oakland, Alameda Superior Court Case No. RG1265533, City Attorney's File No. 29018, In The Amount Of One Hundred Five Thousand Dollars (\$105,000.00) (Public Works Agency - Dangerous Condition)

[\(13-0712\)](#)

Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.

S-7.14-CC Subject: Radio Fleet Replacement

From: Information Technology Department

Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To: 1) Appropriate And Allocate \$7,950,600 Of Radio Financing Funds To Pay For Public Safety Radio Fleet Replacement, And 2) Award Contracts To Motorola Solutions Inc. And Other Vendors For The Purchase Of Portable Radios And Associated Equipment, Products, Professional And Technical Services Within The Budget Of \$7,950,600 Without Return To Council, Provided That Prior To Expenditure Of Any Funds Staff Will Award Contracts And Establish Contract Amounts For The Controller's Bureau; And 3) Waive Advertising And Competitive Bidding And Request For Proposals/Qualifications (RFP/Q) Requirements, For Said Purchases [TITLE CHANGE]

[\(13-0650\)](#)

The July 8, 2014 Finance & Management Committee approved recommendations as amended with a vote of 4 Ayes.

The Committee approved recommendations as amended to revise the Resolution to outline what the City is purchasing.

S-7.15-CC Subject: Collection Of Local Taxes By Brokers, Aggregators And Collectives

From: President Pro Tempore Rebecca Kaplan

Recommendation: Adopt A Resolution Encouraging The Administration To Enter Into Agreements For The Collection And Remittance Of Local Taxes To The City Of Oakland By Brokers, Aggregators, And Collectives [TITLE CHANGE]

[\(13-0667\)](#)

The July 8, 2014 Finance & Management Committee approved recommendations with a vote of 4 Ayes.

S-7.16-CC Subject: Charter Amendment: Authorization to Purchase OMERS Annuity

From: Offices Of The City Attorney And City Administrator

Recommendation: Adopt A Resolution Submitting On The Council's Own Motion A Proposed Charter Amendment To Be Voted Upon At The Municipal Election To Be Held On November 4, 2014 That Would (1) Grant The City The Option To Purchase A Group Annuity Contract From A Reputable And Stable Annuity Provider To Guarantee Payment Of The Benefits Provided By The Oakland Municipal Employees' Retirement System (OMERS) To The Approximately 22 Remaining Members And Beneficiaries And (2)

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Save The City The Costs Of Administering OMERS, Which Was Closed To New Members In September, 1970; And Directing The City Clerk To Fix The Date For Submission Of Arguments And To Provide Notice And Publication In Accordance With The Law And Authorizing Certain Other Election Activities [TITLE CHANGE]
(13-0670)

The July 8, 2014 Finance & Management Committee approved recommendations with a vote of 4 Ayes.

S-7.17-CC Subject: City & Oakland Redevelopment Successor Agency Investment Policy
From: Treasury Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Oakland Redevelopment Successor Agency Resolution Adopting The Oakland Redevelopment Successor Agency's Investment Policy For Fiscal Year 2014-2015
(13-0673)

2) Resolution Adopting The City Of Oakland Investment Policy For Fiscal Year 2014-2015
(13-0673-1)

The July 8, 2014 Finance & Management Committee approved recommendations with a vote of 4 Ayes.

S-7.18-CC Subject: Oakland Municipal Code Amendment; Chapter 2.29
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending Chapter 2.29 Of The Oakland Municipal Code Entitled "City Agencies, Departments And Offices" To Revised The Titles Of Bureaus And Divisions In The Police Department And The Titles Of Divisions In The Planning & Building Department And The Economic & Workforce Development Department
(13-0684)

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE.

FINAL PASSAGE (Second Reading) WILL OCCUR ON JULY 29, 2014.

The July 8, 2014 Finance & Management Committee approved recommendations with a vote of 4 Ayes.

S-7.19-CC Subject: Short Term Encroachment Permit For Certified Farmers Market
From: President Pro Tempore Kaplan And Councilmember Kalb
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Encroachment Permit To Phat Beets Produce For A Certified Farmers Market On Grace Avenue Between Lowell Street And Los Angeles Street Each Saturday Between The Hours Of 8:00 A.M. And 4:00 P.M.

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[\(13-0655\)](#)

The July 8, 2014 Public Works Committee approved recommendations with a vote of 4 Ayes.

S-7.20-CC Subject: 2021-2029 Fruitvale Major Encroachment Permit
From: Planning & Building Department
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To 12th Street And Fruitvale, LLC, A California Limited Liability Company, To Allow Encroachment Of New Building Eave And Portion Of Existing Building Beyond Property Line Adjacent To 2021 - 2029 Fruitvale Avenue

[\(13-0671\)](#)

The July 8, 2014 Public Works Committee approved recommendations with a vote of 4 Ayes.

S-7.21-CC Subject: 2148 Broadway Encroachment Permit
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Dudley Franklin Investors, LLC, A Delaware Limited Liability Company, To Allow An Entry Awning On Broadway, And Entry Awnings, Bicycle Racks, Benches, Sidewalk Light Fixtures, Balcony, PG&E Underground Electrical Vault, And A Sidewalk Cafe On Franklin Street To Encroach Into The Public Right-Of-Way At 2148 Broadway

[\(13-0685\)](#)

The July 8, 2014 Public Works Committee approved recommendations with a vote of 4 Ayes.

S-7.22-CC Subject: Contract For Golden Gate Recreation Center Improvement Project
From: Oakland Public Works Department
Recommendation: Adopt A Resolution To Reject All Bids, Waive Further Competitive Bidding And Authorize The City Administrator, Or His Designee, To Negotiate A Construction Contract With Arntz Builders, Inc. Sole Bidder For The Golden Gate Recreation Center Improvement Project (No. C457510) In Accordance With Plans And Specifications For An Amount Of Six Million Five Hundred Sixty-Three Thousand Seventy-Nine Dollars (\$6,563,079.00) Plus Three Hundred Thousand Dollars (\$300,000.00) Construction Contract Contingency For A Total Construction Contract Amount Of Six Million Eight Hundred Sixty-Three Thousand Seventy-Nine Dollars (\$6,863,079.00)

[\(13-0675\)](#)

The July 8, 2014 Public Works Committee approved recommendations with a vote of 4 Ayes.

S-7.23-CC Subject: Contract Amendment For Rajappan & Meyer Consulting Engineers
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Waiving The Request For Proposal ("RFP")

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Competitive Selection Requirement; Authorizing The City Administrator, Or His Designee, To Amend The Professional Services Agreement With Rajappan And Meyer Consulting Engineers, Inc. For 10th Street Bridge To Increase The Contract Amount From One Million Six Hundred Thousand Dollars (\$1,600,000.00) To A Total Not-To-Exceed One Million Nine Hundred Thousand Dollars (\$1,900,000.00) To Be Funded From Measure DD Bond Series 2009b Proceeds; And Extending The Time Of Performance Of The Contract Work From December 31, 2014 To December 31, 2016
[\(13-0686\)](#)

The July 8, 2014 Public Works Committee approved recommendations with a vote of 4 Ayes.

S-7.24-CC Subject: Montclair Village Association Parking Facilities Contract
From: Oakland Public Works Department
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator To Execute A Contract With Montclair Village Association For The Operation And Management Of Montclair Garage, Located At 6235 La Salle Avenue And Scout Lot, Located On 2250 Mountain Boulevard For An Initial Period Of Three Years, With A Two-Year Extension, Contingent Upon Satisfactory Evaluation Of Performance, At A Compensation Rate Of Up To \$17,100 (Including A Management Fee Of \$790 And Up To \$16,310 In Operating Expenses) A Month Plus Incentive Fees Of Up To \$4,000 A Year For A Total Annual Contract Amount Of \$209,200; And, 2) Amending The FY 2014-15 Budget By Appropriating An Additional \$18,400 To Cover The Increased Costs Of The New Contract
[\(13-0687\)](#)

The July 8, 2014 Public Works Committee approved recommendations with a vote of 4 Ayes.

S-7.25-CC Subject: Active Transportation Program Grants
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (A) Apply For, Accept And Appropriate Up To Seventeen Million Three Hundred Eleven Thousand One Hundred Sixty Dollars (\$17,311,160.00) In Active Transportation Program Funds Assigned To The Metropolitan Transportation Commission; (B) Commit Matching Funds Of Up To Six Hundred Forty Seven Thousand Four Hundred Sixty Dollars (\$647,460.00) From Measure B (Fund 2211) Grant Matching Funds (C) If Funded, Assure Completion Of The Following Ten Active Transportation Program Projects: The International Boulevard Pedestrian Lighting And Sidewalk Repair Project, The International Boulevard Pedestrian Refuges Project, The City Of Oakland Improvements For Safe Routes To School Project, The Park Boulevard Area Improvements For Safe Routes To School Project, The Thornhill Drive/Mountain Boulevard Improvements For Safe Routes To School Project, The High Street - Courtland Avenue-Ygnacio Avenue Intersection Improvements For Safe Routes To School Project, The Harrison Street/ 27th Street/ 24th Street Intersection Improvements Project, The Lake Merritt To Bay Trail Bicycle Pedestrian Gap Closure Project, The

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Laurel Access To Mills Maxwell Park And Seminary Active Transportation Connections
Project And The Telegraph Avenue Great Streets Project
(13-0678)

**The July 8, 2014 Public Works Committee approved recommendations
with a vote of 4 Ayes.**

S-7.26-CC Subject: LDDA Terms And Conditions With OMSS
From: Economic And Workforce Development Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 13201 C.M.S. (That
Authorized The City Administrator, Without Returning To The City Council, To
Negotiate And Execute A Lease Disposition And Development Agreement ("LDDA")
And Ground Lease Between The City Of Oakland And Oakland Maritime Support
Services, LLC, Or Its Affiliate ("OMSS"), For The Development Of Truck Parking And
Truck-Related Services On Approximately 17 Acres Of The Former Oakland Army Base)
To Amend The General Terms Of The LDDA As Follows: (1) Modify The Financial
Requirements For The Project Guarantor; And (2) Grant OMSS An Exclusive Right To
Sell Truck Fuel On The City-Owned Portions Of The Army Base For Ten (10) Years
(13-0693)

**ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First
Reading) OF THIS ORDINANCE.**

FINAL PASSAGE (Second Reading) WILL OCCUR ON JULY 29, 2014.

**The July 8, 2014 Community & Economic Development Committee
approved recommendations with a vote of 3 Ayes, 1 No - Schaaf.**

S-7.27-CC Subject: Support For The Policy Direction Of The Rohrabacher Amendment
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution To Support The Policy Direction Of The
Rohrabacher Amendment Included In The Commerce And Justice Departments'
Appropriation Bill To Prohibit The Use Of Funds To Prevent Certain States From
Implementing Their Own State Laws That Authorize The Use, Distribution, Possession,
Or Cultivation Of Medical Marijuana
(13-0668)

**The July 10, 2014 Rules & Legislation Committee approved
recommendations with a vote of 4 Ayes.**

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:**

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9. CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING

REQUIREMENTS:

- 9.1 Subject: Plan Amendments For Jack London Square And West Oakland
From: Planning & Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Approving The Environmental Determinations For, And Adopting, The Following Two Amendments To The City Of Oakland General Plan: (1) Approve Changes To The General Plan Designations In Support Of The West Oakland Specific Plan, As Delineated In Exhibit A; And (2) Approve Changes To The General Plan Designations Of (A) Assessor's Parcel Number 0018-0415-001-01 (Known As "Site D" Of The Jack London Square Development Project, And Generally Bounded By The Building Known As 70 Washington Street To The South And West, Embarcadero West To The North, And Broadway To The East) From RDE-1 (Retail, Dining, Entertainment Phase 1) To RDE-2 (Retail, Dining, Entertainment Phase 2), And (B) Assessor's Parcel Number 0018-0420-004-01 (Known As "Site F-2" Of The Jack London Square Development Project, And Generally Bounded By Harrison Street To The West, Embarcadero West To The North, Alice Street To The East, And Water Street To The South) From WCR-1 (Waterfront Commercial Recreation 1) To MUD (Mixed Use Development), As Delineated In Exhibit B
(13-0694)

The July 8, 2014 Community & Economic Development Committee approved recommendations with a vote of 4 Ayes.

The Committee also requested that parties be given the opportunity to confer and produce a revised recommendation for the July 15, 2014 City Council meeting that includes information on modified building heights.

- 9.2 Subject: Jack London Square Redevelopment Project Revision #1
From: Planning & Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Approving The Jack London Square Redevelopment Project Revision #1, Including: A) Adopting Addendum #1 To The Jack London Square Redevelopment Project Environmental Impact Report; B) Adopting Revisions To The Jack London Redevelopment Project Planned Unit Development And Design Review Subject To Conditions Of Approval; And C) Approving A Minor Variance From Loading Requirements
(13-0695)

The July 8, 2014 Community & Economic Development Committee approved recommendations with a vote of 4 Ayes.

The Committee also requested that parties be given the opportunity to confer and produce a revised recommendation for the July 15, 2014 City Council meeting that includes information on modified building heights.

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9.3 Subject: West Oakland Specific Plan And Related Actions
 From: Planning & Building Department
 Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The
 Following Pieces Of Legislation:

1) A Resolution, As Recommended By The City Planning Commission, (A) Certifying The Environmental Impact Report And Making Related CEQA Findings; And (B) Adopting The West Oakland Specific Plan And Design Guidelines; And (C) Authorizing The Installation Of Bicycle Lanes On Adeline Street From Seventh (7th) Street To Thirty-Sixth (36th) Street, And On West Grand Avenue From Mandela Parkway To Market Street; And

[\(13-0696\)](#)

2) An Ordinance, As Recommended By The City Planning Commission, Amending The Oakland Planning Code To Create The Commercial Industrial Mix CIX-1A Business Enhancement Zone, Commercial Industrial Mix CIX-1B Low Intensity Business Zone, Commercial Industrial Mix CIX-1C High Intensity Business Zone, Commercial Industrial Mix CIX-1D Retail Commercial Mix Zone, Housing And Business Mix HBX-4 Zone, And The "T" Combining Overlay Zone Regulations And Make Conforming Changes To Other Planning Code Sections, As Well As Mapping Of A 'C' (Commercial) Overlay For The RM-2 Zoned Properties Near The West Oakland BART Station Along The 5th Street And Chester Street Frontage Area, And Adopting Zoning And Height Area Maps

[\(13-0696-1\)](#)

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE.

FINAL PASSAGE (Second Reading) WILL OCCUR ON JULY 29, 2014.

The July 8, 2014 Community & Economic Development Committee approved recommendations with a vote of 4 Ayes.

The Committee also requested the language from the Broadway Valdez project be included in this plan.

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

11 Subject: Establishing A Minimum Wage
 From: Office Of The City Clerk
 Recommendation: Adopt A Resolution, Pursuant To An Initiative Petition, Submitting To The Electors At The November 4, 2014 Statewide General Election, A Proposed City Ordinance "Establishing A City Minimum Wage, Sick Leave, And Other Employee Rights"; Consolidating The Election With The Statewide General Election; And

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Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Law And Authorizing Certain Other Election Activities

(13-0692)

This item was placed on the agenda by the June 26, 2014 Rules and Legislation Committee.

- 12 Subject: Submitting Public Safety Ballot Measure For November Election
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The November 4, 2014 Statewide General Election, A Proposed Ordinance To Maintain The Current Special Parcel Tax And The Parking Tax Surcharge For Police Services And Violence Prevention Strategies, To Address Violent Crime And To Improve Public Safety In The City Of Oakland; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 4, 2014 Statewide General Election [TITLE CHANGE]
(13-0374)

The June 24, 2014 Public Safety Committee approved recommendations as amended with a vote of 4 Ayes.

The Committee directed staff amend the legislation to incorporate oversight, composition and accountability, and the maintenance of effort.

- 13 Subject: Public Ethics Commission Charter Amendment Reform
From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The November 4, 2014 Statewide General Election A Proposed Amendment To The City Charter To Provide The Public Ethics Commission With Greater Independence, Enforcement Authority, Responsibilities And Staffing, And Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The Election [TITLE CHANGE]
(13-0653)

The June 19, 2014 Rules & Legislation Committee approved recommendations with a vote of 3 Ayes, 1 Absent - Reid.

- S-14 Subject: Permanent Access To Housing (PATH) Strategy
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1. Enter Into Grant Agreements With Agencies Selected Under The City Of Oakland's 2014-2015 Request For Proposals (RFP) Process For The Permanent Access To Housing (Path) Strategy In An Amount Of \$1,101,022 With An Option To Extend For An Additional Two Years Without Returning To Council; 2. Allocate A General Purpose Fund Match Up To \$133,000 To East Oakland Community Project (EOCP) For The City's Families In Transition (FIT) Program, Funded By The U.S. Department Of Housing & Urban

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Development (HUD) Supportive Housing Program (SHP) Grant; 3. Allocate A General Purpose Fund Match Up To \$52,750 To EOCP For The City's Matilda Cleveland Transitional Housing Program (MCTHP), Funded Under HUD/SHP; 4. Allocate Community Development Block Grant (CDBG) Funds Up To \$23,064 To Cover Lease Costs At The Matilda Cleveland Transitional Housing Facility For The Fiscal Year (FY) 2014-2015; 5. Accept And Appropriate Funding Up To \$268,943 Awarded To The City Of Oakland By Alameda County And Enter Into A Grant Agreement With Bay Area Community Services, Inc., For Shelter Services From July 1, 2014 To June 30,2015; 6. Allocate Funds Up To \$91,000 To Cover Mortgage Costs At EOCP For The Crossroads Shelter For The FY 2014-2015 And Enter Into A Grant Agreement With EOCP In The Amount Of \$126,504 For The Operation Of The Shelter; 7. Allocate Funds Up To \$40,020 To Fulfill The City's Annual Obligation To The Alameda County Everyone Home Strategy And Alameda County Homeless Management Information System (HMIS); 8. Allocate Match Funds \$17,103 For The Abode Services Supportive Housing Program Grant To Increase Supportive Housing Services In Oakland Through The Oakland Path Rehousing Initiative (OPRI); 9. Enter Into A Grant Agreement With Alameda County Community Food Bank In The Amount Of \$100,000 For The City's Hunger Program From July 1 2014 To June 30, 2015, And Accept Any Additional Funds Up To \$50,000 Donated To The Hunger Program And Amend The Agreement With The Food Bank Without Returning To Council; And 10. Specify The Funding Sources Of Grant Funds For A Memorandum Of Understanding And Grant Agreement With Alameda County Behavioral Health Care Services (BHCS) Agency For Path Activities In The Amount Of \$200,000 As Authorized By Resolution No 84927 C.M.S. (13-0697)

This item was placed on the agenda at the July 10, 2014 Rules & Legislation Committee meeting.

S-15 Subject: P25 Network or EBRCSA Selection Project
From: Information Technology Department
Recommendation: Authorize The City Administrator Or His Designee To: (A) Continue Using The Oakland's P25 Network By Adopting Resolution 1 Below; Or Alternatively, (B) Join The East Bay Regional Communication Systems Authority ("EBRCSA") Network By Adopting Resolution 2 Below:

1) A Resolution Authorizing The City Administrator Or His Designee To: 1) Negotiate And Award A Two-Year Contract To Harris Public Safety Communications And Other Related Vendors, In An Amount Not To Exceed Five-Million Nine Hundred Ninety-Thousand Dollars (\$5,990,000) For The Purchase Of Equipment, Hardware, Software And Other Professional Services For The Proposed Oakland P25 Network And Other Technological Upgrades ; And 2) Negotiate And Award A Two-Year Agreement To Aviat Networks In An Amount Not To Exceed One Million Six Hundred Thirty-Three Thousand Dollars (\$1,633,000) For The Purchase Of Network Equipment, Hardware, Software And Other Professional Services To Enhance Microwave Backbone Resiliency For The P25 Network; And 3 Waive Advertising, Competitive Bidding, And The Request

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For Proposals/Qualifications (RFP/RFQ) Requirements For The Purchase Of Equipment, Hardware, Software And Other Professional Services For The Above-Referenced Contracts And Service Agreements; And 4) Award Contracts Utilizing The City's Competitive Bidding Requirements Within The Budget Amount Of Nine Hundred Twenty Thousand Dollars (\$920,000) To Purchase Mobile Radios For The City's Non-Public Safety Departments And For Additional Upgrades To The City's Outdoor Public Siren System Project Without Return To Council, Provided That Prior To Expenditure Of Any Funds Staff Will Award Contracts And Establish Contract Amounts For The Controller's Bureau; And 5) Authorize Additional Appropriations To The Fiscal Year 2014-2015 Operating Budget For The Information Technology Department In An Amount Of Three Hundred Seventy Four Thousand Four Hundred Dollars (\$374,400) For Professional Service Contracts And Other Related Service Agreements To Implement The Proposed P25 Network; Or
(13-0546)

2) Resolution Authorizing The City Administrator Or His Designee To: 1) Enter Into An Agreement With East Bay Regional Communication Systems Authority (EBRCSA) To Join The EBRCSA P25 Network Within Three Months And Migrate All Of The Oakland Estimated 2,900 Users To The EBRCSA Network Within Twenty Four Months, In An Amount Not To Exceed \$200 Per Radio As A One-Time System Access Fee, For A Total Of \$580,000 And \$35 Per Radio On A Monthly Basis As A Usage Fees For A Total Annual Estimated Amount Of \$1,218,000; And 2) Negotiate And Award A Contract To Motorola Solutions Inc. In An Amount Not To Exceed \$6,130,950 For The Purchase Of Mobile Radios And The Professional Services, And 3) Award Contracts In An Amount Not To Exceed \$1,708,800 To Purchase Equipment And Professional Services Without Return To Council, Provided That Prior To Expenditure Of Any Funds Staff Will Award Contracts And Establish Contract Amounts For The Controller's Bureau; And 4) Negotiate And Award A Two-Year Agreement With Aviat Networks In An Amount Not To Exceed \$1,633,000 For The Purchase Of Network Equipment, Hardware, Software And Other Professional Services To Enhance Microwave Backbone Resiliency For The P25 Network; And 5) Waive The City's Advertising, Bid And Request For Proposal (RFP) Process For Equipment, Products And Professional Services For The Above Described Contracts; And 6) Award Agreements Utilizing The City's Competitive Contracting Requirements Within A Budget Amount Of \$4,416,300 For Public Works Portable And Mobile Radios And Public Siren System Replacement Project Provided That Prior To Expenditure Of Any Funds Staff Will Award Contracts And Establish Contract Amounts For The Controller's Bureau [TITLE CHANGE]
(13-0546-1)

The July 8, 2014 Finance & Management Committee approved recommendations as amended, with a vote of 3 Ayes, 1 Abstention - Kernighan, for Option 2 with the following amendments:

Resolution Authorizing The City Administrator or Designee to: 1) Enter into an Agreement with East Bay Regional communications System

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Authority (EBRCSA) To join the EBRCSA P25 Network within 3 months and migrate all of the Oakland estimated 2,900 users to the EBRCSA Network within twenty four months, in an amount not to exceed \$200 per radio as a one time system access fee, for a total of \$580,000 and \$35 per radio on a monthly basis as a usage fees for a total annual estimated amount of \$1,218,000 on the condition that EBRSCA first provide the City Administrator of Oakland, in writing, the following:

A) EBRSCA secure MOU's from a minimum of (3) seats shall be reserved for City of Oakland representatives;

B) That EBRCSA present a plan to ensure effective inter-operability between EBRCSA and BART;

C) EBRCSA and City Administration reach agreement about termination rights;

D) Report to Council that conditions have been met and we are moving forward by October; and

5) Waive The City's Advertising, Bid And Request For Proposal (RFP) Process For Equipment, Products And Professional Services For The Above Described Contracts; And 6) Award Agreements Utilizing The City's Competitive Contracting Requirements Within A Budget Amount Of \$4,416,300 For Public Works Portable And Mobile Radios And Public Siren System Replacement Project Provided That Prior To Expenditure Of Any Funds Staff Will Award Contracts And Establish Contract Amounts For The Controller's Bureau.

Staff will provide a revised costing sheet which will be included with the Supplemental agenda.

The Committee also requested that staff report back to the Finance & Management Committee within 6 months detailing how components of Oakland's existing networks could be re-configured to take advantage of the EBRCSA system, and thus provide more robust system for EBRCSA and Oakland's communication needs.

S-16 Subject: Fiscal Year 2014-2015 Workforce Investment Budget
From: Economic and Workforce Development Department.
Recommendation: Adopt A Resolution (1) Adopting The Fiscal Year 2014-2015 Workforce Investment Budget; (2) Accepting And Appropriating Workforce Investment Act (WIA) Title I Formula Funds For Adult, Dislocated Worker, Rapid Response And Youth Programs In The Amount Of \$4,628,338; (3) Accepting And Appropriating \$988,217 In WIA Discretionary Grant Funds; (4) Authorizing Contracts With Service Providers Competitively Selected By The Oakland Workforce Investment Board To Provide Adult, Dislocated Worker, Rapid Response And Youth Services From WIA Title I Formula Funds Through June 2016; And (5) Authorizing Contracts With The English Center, Lao Family Community Development, Oakland Private Industry Council, And

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The Unity Council To Provide Services For Long-Term Unemployed Clients From WIA
Discretionary Grant Funds Through June 2016
(13-0709)

The July 8, 2014 Community & Economic Development Committee
forwarded this item with a vote of 4 Ayes.

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)

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**LaTonda Simmons
City Clerk and
Clerk of the Council**