



# City of Oakland

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

## Meeting Agenda - SUPPLEMENTAL

### 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, February 3, 2015

5:30 PM

City Council Chamber, 3rd Floor

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#### **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. Guillèn, 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: Recognizing Service For Peace  
From: Councilmember Noel Gallo  
Recommendation: Adopt A Resolution Recognizing Service For Peace For Their Exemplary Volunteerism And Commitment To Serving Oakland Residents In Beautifying Parks, Schools, And Neighborhoods On Martin Luther King, Jr. Annual Day Of Service  
[14-0447](#)

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

**Legislative History**

1/22/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 4.2 Subject: Recognizing Victory Outreach Oakland  
From: Councilmember Noel Gallo  
Recommendation: Adopt A Resolution Recognizing Victory Outreach Oakland For Their Outstanding Leadership In The District 5 Safety Walks And Their Commitment To Ending Sexual Exploitation In Oakland  
[14-0448](#)

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

**Legislative History**

1/22/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETINGS OF JANUARY 20, 2015 AND JANUARY 24, 2015  
[14-0461](#)

- 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 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  
[14-0445](#)

**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  
[14-0446](#)

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

- 7.3 Subject: Police And Fire Retirement Board Appointment  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Approving The Mayor's Designation Of The  
Controller Of The City Of Oakland To Serve In The Mayor's Place And Stead As A  
Member Of The Police And Fire Retirement Board  
[14-0392](#)

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**Legislative History**

1/22/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.4 Subject: Amending Grant Funds To Friends Of Peralta Hacienda Historical Park  
From: Councilmember Noel Gallo  
Recommendation: Adopt A Resolution Amending Resolution No. 85129 C.M.S. Which  
Authorized A Grant Of \$3,100 From Councilmember Noel Gallo's Graffiti Abatement  
Mural And Green Wall Funds To Peralta Hacienda For The Athena Mural Project  
Completed By The California College Of The Arts And Arise High School, To Change  
The Grantee Name To Friends Of Peralta Hacienda Historical Park  
[14-0396](#)

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**Legislative History**

1/22/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.5 Subject: Settlement Agreement - Rickey Clay 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 Rickey Clay Aka Bakari Olatunji v. City Of  
Oakland, Et Al., Northern District Of California Case No. C13-04633 NC, City  
Attorney's File No. 29615, In The Amount Of Forty Thousand Dollars (\$40,000.00)  
(Oakland Police Department - Wrongful Arrest)  
[14-0426](#)

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*This item was heard in Closed Session on January 6, 2015.*

**Legislative History**



**7.9** Subject: Establishing New Times For The Council Committees  
From: Council President Lynette Gibson McElhaney  
Recommendation: Action On A Motion Pursuant To Rule 4 Of The Council's Rules Of Procedure (Resolution No. 79006 C.M.S. As Amended By Resolution No. 82580 C.M.S.) To Change The Meeting Time Of The Community & Economic Development Committee [TITLE CHANGE]  
[14-0381](#)

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

**Legislative History**

1/8/15	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
1/22/15	*Rules & Legislation Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

**S7.10** Subject: Salary Ordinance Amendment To Increase Minimum Wage  
From: Human Resource Management Department  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Adjust The Salary Rates For All Classifications For Which The Lowest Step Would Be Below The City Of Oakland Minimum Wage Of Twelve Dollars And Twenty-Five Cents (\$12.25) Per Hour, Effective March 2, 2015; And Raising The Salary Ranges For Related Classifications In The Classification Series To Prevent Salary Compaction; And Authorizing, Without Return To Council, A Similar Amendment To The Salary Schedule Annually Based On The Consumer Price Index As Required In The City Of Oakland Municipal Code Section 5.92  
[14-0367](#)

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON FEBRUARY 17, 2015.*

**Legislative History**

1/8/15	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
1/27/15	*Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

**S7.11** Subject: Ordinance For 5050 Coliseum Way And 750 50th Avenue  
From: Economic And Workforce Development Department  
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A Lease For 5050 Coliseum Way And 750 50th Avenue With DODG Corporation (The Property Owner) For A Term Of Ten (10) Years, With Five, Three Year Options To Extend The Lease, In The Monthly Amount Of Thirty-Six Thousand Six Hundred Forty-Seven Dollars And Fifty-Four Cents (\$36,647.54), For The Initial Annual Amount Of Four Hundred Thirty-Nine Thousand Seven Hundred Seventy Dollars And Forty-Eight Cents (\$439,770.48), Plus Consumer Price Index Increases Each Annual Anniversary Date

[14-0373](#)

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON FEBRUARY 17, 2015.*

**Legislative History**

1/8/15	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
1/27/15	*Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

**S7.12** Subject: Extend And Increase Contract With International Contact, Inc.  
From: Human Resources Management Department  
Recommendation: Adopt A Resolution Amending The Contract For On-Call Translation And Interpretation Service With International Contact, Inc. To Extend The Contract Period By One Year And Increase The Contract Amount By \$75,000 (Seventy-Five Thousand Dollars) To A New Cap Of \$150,000 (One Hundred Fifty Thousand Dollars) For The Two Year Contract Term

[14-0380](#)

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**Legislative History**

1/8/15	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
1/27/15	*Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

**S7.13** Subject: OFCY Strategic Planning Services  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Professional Services Agreement With Bright Research Group For The Development Of The Oakland Fund For Children And Youth (OFCY) Strategic Investment Plan 2016-2019 And Additionally For Planning For Violence Prevention And Intervention Services For An Amount Not To Exceed \$90,000 For The Period From December 1, 2014 Through November 30, 2015  
[14-0374](#)

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**Legislative History**

1/8/15	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
1/27/15	*Life Enrichment Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

**S7.14** Subject: OUSD Student Internship Stipends 2015  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Grant Agreement With The Oakland Unified School District For The College And Career Readiness Academies Student Internship Stipends In An Amount Not To Exceed \$112,500 For The Term From September 1,2013 To August 30, 2015  
[14-0375](#)

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**Legislative History**

1/8/15	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
1/27/15	*Life Enrichment Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

**S7.15** Subject: California Gang Reduction, Intervention And Prevention (CalGRIP) 2015  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Accept And Appropriate A California Gang Reduction, Intervention And Prevention (CalGRIP) Grant From The California Board Of State And Community Corrections (CBSCC) For \$1.5 Million Dollars To Be Received In Three Annual Allocations For The Time Period Of January 1, 2015 Through December 31, 2017; 2) Amend The Existing Oakland Unite Grant Agreement With The Mentoring Center To Increase The Grant In An Amount Not To Exceed \$180,000, Add Services For Ceasefire Clients, And Extend The Grant Term Through December 31,2017; 3) Amend The Existing Oakland Police Department Grant Agreement With California Partnership For Safe Communities To Increase The Grant In An Amount Not To Exceed \$200,000, Add Services For Ceasefire Best Practices, And Extend The Grant Term Through December 31,2017; 4) Enter Into A New Grant Agreement With Empower Initiative To Provide Support For Ceasefire Community Outreach And Client Mentoring Efforts In An Amount Not To Exceed \$75,000 For The Time Period Of January 1,2015 Through December 31,2017; 5) Appropriate Funds To Augment Existing Violence Prevention Services In Oakland Police Department And Human Services Department In An Amount Not To Exceed \$970,000 Over The Three Year Project Period; And Waiving The Request For Proposals/Qualifications Requirements And Authorizing An Amendment Of The Agreement With Resource Development Associates For Evaluation Services To Increase Compensation In An Amount Not To Exceed \$75,000, Add Additional Program Evaluation Services, And Extend The Agreement Through December 31, 2017

[14-0376](#)

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

**Legislative History**

1/8/15	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
1/27/15	*Public Safety Committee	Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

*The Committee directed staff to provide a matrix identifying the companies getting contracts, amount, duration, and scope of work to be done.*

*There were 3 speakers on this item.*

**S7.16** Subject: Continue The Pilot Extended Hours Permits Program  
From: Councilmember Rebecca Kaplan  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter  
5.12 Cabaret Extended Hours Permit Process To Make The Pilot Program A  
Permanent Part Of The OMC [TITLE CHANGE]  
[14-0309](#)

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

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON FEBRUARY 17, 2015.*

**Legislative History**

12/4/14	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
1/13/15	*Public Safety Committee	* Withdrawn and Rescheduled to the *Public Safety Committee
1/27/15	*Public Safety Committee	Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

*The title was amended as follows: Ordinance Amending Oakland Municipal  
Code Chapter 5.12.040, Cabarets, Extended Hours Permit Process To Make  
The Pilot Program A Permanent Part Of The OMC.*

*There were 3 speakers on this item.*

**S7.17** Subject: Commemorating The 55th Anniversary Of Bethany Baptist Church  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution Commemorating The 55th Anniversary Of The  
Bethany Baptist Church And Honoring Its Commitment To The Community  
[14-0471](#)

*This item was placed on the agenda by the January 29, 2015 Rules and Legislation  
Committee*

*This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080  
E(2) of the Sunshine Ordinance, prior to hearing the item.*

**Legislative History**

1/29/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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*Councilmember Kalb made a motion seconded by President pro Tempore Reid  
to approve the urgency finding on this 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 a purely ceremonial or commendatory action.*

**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: Partial Abandonment Of Thomas Berkley Way  
From: Public Works Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The  
Following Pieces Of Legislation:

1) A Resolution Of Findings Supporting The Vacation To The City Of Oakland Of A  
Portion Of The Public Right-Of-Way Of Thomas Berkley Way (Formerly Known As  
20th Street) From Its Intersection At Harrison Street To Its Intersection With Lakeside  
Drive; And  
[14-0356](#)

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

**Legislative History**

1/13/15	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
1/20/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Continued to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*This item was continued to the February 3, 2015 City Council Meeting Agenda.*

2) An Ordinance Vacating To The City Of Oakland A Portion Of The Public  
Right-Of-Way Of Thomas Berkley Way (Formerly Known As 20th Street) From Its  
Intersection At Harrison Street To Its Intersection With Lakeside Drive  
[14-0357](#)

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

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON FEBRUARY 17, 2015.*

**Legislative History**

1/13/15	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
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1/20/15 Concurrent Meeting of the  
Oakland Redevelopment  
Successor Agency and the  
City Council Continued to the Meeting of the Oakland  
City Council

- 9.2** Subject: Permanent Regulations On Unattended Donation Boxes  
From: Planning And Building Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An  
Ordinance 1) Establishing Oakland Municipal Code (OMC) Chapter 5.19 "Unattended  
Donation/Collection Boxes;" And 2) Amending The Master Fee Schedule (Ordinance  
No. 13171 C.M.S., As Amended) And OMC Sections 1.12.020A And 1.12.060 To  
Establish Application, Inspection, Appeal And Other Fees, Administrative Citations,  
And Fines Related To Unattended Donation/Collection Boxes  
[14-0393](#)

Attachments: [View Report](#)  
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*ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS  
ORDINANCE.*

*FINAL PASSAGE (Second Reading) WILL OCCUR ON FEBRUARY 17, 2015.*

Legislative History

1/22/15 \*Rules & Legislation  
Committee Scheduled to the Meeting of the Oakland  
City Council

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

**10 THIS NUMBER INTENTIONALLY NOT USED**

- 11** Subject: Citywide Curb Ramps And Sidewalk Repair Project  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution Awarding A Construction Contract To Rosas  
Brothers Construction, The Lowest Responsive, Responsible Bidder, In Accordance  
With Plans And Specifications For Citywide Curb Ramps And Sidewalk Repair (Project  
No. C428013) And With Contractor's Bid In The Amount Of Nine Hundred Thirty Eight  
Thousand Six Hundred Six Dollars And Eighty Cents (\$938,606.80)  
[14-0305](#)

Attachments: [View Report](#)

Legislative History

12/4/14 \*Rules & Legislation  
Committee Scheduled to the \*Public Works Committee  
12/16/14 \*Special Public Works  
Committee Approve the Recommendation of Staff, and  
Forward to the Meeting of the Oakland City  
Council

*There was one speaker on this item.*

1/6/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Continued to the Meeting of the Oakland City Council
1/20/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Continued to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*This item was continued to the February 3, 2015 City Council meeting agenda.*

- 12** Subject: Racial Inequality Within The Economic And Criminal Justice Systems  
From: Council President Gibson McElhaney  
Recommendation: Continued Discussion With Possible Action On Items Raised At The Special City Council Meeting On Saturday, January 24 To Address Racial Inequality Within The Economic And Criminal Justice Systems, Trauma Endured By Exposure To Violence, And The Loss Of Black Lives, In Response To The Local Protests And Demonstrations That Have Called For Elected Leaders To Create Policy And Programs That Address This Inequality And Injustice  
[14-0383](#)

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

1/8/15	*Rules & Legislation Committee	Scheduled to the * Special Meeting of the Oakland City Council
1/22/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council

- S13** Subject: False Alarm Reduction Program Contract Amendment  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Amending Resolution 84501, To Authorize The City Administrator To Amend The Contract With PMAM Corporation For Administration Of The False Alarm Reduction Program For An Additional Two Hundred Forty Two Thousand Seven Hundred Ninety Six Dollars (\$242,796), Bringing The Total Contract Amount To Six Hundred Ninety Two Thousand Seven Hundred Ninety Six Dollars (\$692,796) For Three Years Of Services  
[14-0365](#)

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

- 1/13/15      \*Public Safety Committee      Continued to the \*Public Safety Committee  
*The Committee requested information about the following:*
- *Why the City's transition to a new bank and the subsequent electronic transfer was so slow (causing the large penalty).*
  - *Why the original contract had such a large penalty for this change written into it.*
  - *City Administrator to attempt to negotiate a smaller penalty amount.*
  - *Information about the original RFP process and company selection.*
- The Committee also requested a report be brought to Committee about the appeals process because Council Offices have received complaints about the difficulty their constituents have had in appealing the charges when they receive them.*
- 1/27/15      \*Public Safety Committee      Approve the Recommendation of Staff, and  
Forward to the Meeting of the Oakland City  
Council
- The Committee also directed staff to provide an evaluation of the program to Council every 2 years.*

## 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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