



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>

Tuesday, October 4, 2016

5:30 PM

City Council Chamber, 3rd Floor

DEFINITION OF TERMS:

Consent Item: any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee.

Non-Consent Item: any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee.

Action Item: any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

Informational Item: an item of the agenda consisting only of an informational report that does not require or permit Council action.

1 PLEDGE OF ALLEGIANCE

2 ROLL CALL / CITY COUNCIL

COUNCILMEMBERS: Desley Brooks, District 6; Vice Mayor Annie Campbell Washington, District 4; Noel Gallo, District 5; Abel J. Guillén, District 2; Dan Kalb, District 1; 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: Update On State Of The City Report
From: Office Of the Mayor
Recommendation: Receive An Oral Update From Mayor Libby Schaaf Providing A
Digest Of The Upcoming State of the City Address
[16-0200](#)

Sponsors: Office Of The Mayor

Legislative History

9/22/16 *Rules & Legislation Committee Scheduled to the Concurrent Meeting of the
Oakland Redevelopment Successor
Agency and the City Council

As the first ceremonial item on the agenda

- 4.2** Subject: Children With Incarcerated Parents Month
From: Councilmember Desley Brooks
Recommendation: Adopt A Proclamation Declaring The Month Of October Children
With Incarcerated Parents Month And Raising Awareness
[16-0178](#)

Sponsors: Desley Brooks

Legislative History

9/22/16 *Rules & Legislation Committee Scheduled to the Concurrent Meeting of the
Oakland Redevelopment Successor
Agency and the City Council

as a ceremonial item

- 4.3** Subject: Recognizing Oakland's Police Activity League
From: President Pro Tem Reid
Recommendation: Adopt A Resolution Recognizing Oakland's PAL (Police Activity
League) For Their Achievements (Team And Individual Honors) During The 2016
Summer Olympic Games Held In Sacramento California In July Of 2016
[16-0179](#)

Sponsors: Mr. Reid

Attachments: [View Report](#)

Legislative History

9/22/16 *Rules & Legislation Committee Scheduled to the Concurrent Meeting of the
Oakland Redevelopment Successor
Agency and the City Council

as a ceremonial item

- 4.4 Subject: Honoring Dexter English
From: Councilmember Rebecca Kaplan
Recommendation: Adopt A Resolution Acknowledging The Retirement Of Dexter English After Thirty Years Of Dedicated Service To The City Of Oakland
[15-1231](#)

Sponsors: Kaplan

Attachments: [View Report](#)

Legislative History

6/23/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
7/7/16	*Rules & Legislation Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 4.5 Subject: Presentation By The Alameda County Mosquito Abatement District
From: Council President Lynette Gibson McElhaney
Recommendation: Receive A Brief Informational Presentation From The District Manager And Council Appointed Trustee Of The Alameda County Mosquito Abatement District
[16-0211](#)

Sponsors: Gibson McElhaney

Attachments: [View Report](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETINGS OF JULY 19, JULY 26, AND SEPTEMBER 20, 2016.
[16-0263](#)

Attachments: [View Report](#)

[View Report](#)

[View Report](#)

- 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: 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") I Acquired Immunodeficiency Syndrome ("AIDS") Epidemic
[16-0170](#)
Sponsors: Office Of The City Attorney
Attachments: [View Report](#)
- 7.2 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
[16-0171](#)
Sponsors: Office Of The City Attorney
Attachments: [View Report](#)
- 7.3 Subject: The Public Safety And Services Violence Prevention Oversight Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayors Appointment Of Natasha Middleton To The Public Safety And Services Violence Prevention Oversight Commission
[16-0116](#)
Sponsors: Office Of The Mayor
Attachments: [View Report](#)
Legislative History
9/20/16 Concurrent Meeting of the Adopted
Oakland Redevelopment
Successor Agency / City
Council / Geologic Hazard
Abatement District Board
- 7.4 Subject: Resolution In Support Of Prop 57
From: Councilmember Kalb And Council President Gibson McElhaney
Recommendation: Adopt A Resolution In Support Of California Proposition 57 That Would Increase Parole And Good Behavior Opportunities For Felons Convicted Of Nonviolent Crimes And Allow Judges Instead Of Prosecutors To Decide Whether To Try Certain Juveniles As Adults In Court
[16-0210](#)
Sponsors: Dan Kalb and Gibson McElhaney
Attachments: [View Report](#)
Legislative History

9/22/16

*Rules & Legislation
Committee

Scheduled to the Concurrent Meeting of the
Oakland Redevelopment Successor
Agency and the City Council

- 7.5** Subject: Compromise And Settle The Case Of Fu Ming Zhang 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 Fu Ming Zhang V. City Of Oakland, Et Al.,
Alameda County Superior Court Case No. RG15779485, City Attorney's File No.
30611, In The Amount Of Sixty Thousand Dollars (\$60,000.00) (Public Works - Motor
Vehicle Collision)
[16-0155](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)

Legislative History

9/15/16

*Rules & Legislation
Committee

Scheduled to the Concurrent Meeting of the
Oakland Redevelopment Successor
Agency and the City Council

- 7.6** Subject: Elba Becerra V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Elba Becerra V. City Of Oakland, Et Al, Alameda
County Superior Court Case No. RG15-772706, In The Amount Of Seventy Five
Thousand Dollars And No Cents (\$75,000.00) As A Result Of A Trip And Fall Accident
On April 2, 2015 (Public Works - Dangerous Condition)
[16-0156](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)

Legislative History

9/15/16

*Rules & Legislation
Committee

Scheduled to the Concurrent Meeting of the
Oakland Redevelopment Successor
Agency and the City Council

- 7.7 Subject: Off-Street Parking And Loading Requirement Updates
From: Planning And Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Amending The Oakland Planning Code To Comprehensively Update Citywide Off-Street Parking And Loading Regulations And Make Conforming Changes To Other Planning Code Sections, And Adopting Environmental Findings
[16-4](#)

Sponsors: Planning & Building Department

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

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

INTRODUCTION WAS PASSED ON SEPTEMBER 20, 2016; 8 AYES.

Legislative History

9/13/16	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
9/20/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved As Amended On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Council amended the Ordinance to require that staff return 2 years after passage of the ordinance to the Planning Commission and the Community and Economic Development Committee to provide an update on the activities. Additionally, staff shall develop an enforcement mechanism to ensure the parking agreement requirements are maintained as required in perpetuity.

- 7.8** Subject: City Center 14th DDA Amendment
From: Economic And Workforce Development
Recommendation: Adopt A City Ordinance (A) Authorizing A 14th Amendment To The City Center Disposition And Development Agreement Between The City Of Oakland And Oakland T12 LLC For Development Of Property Located At 601 12th Street To Extend Performance Dates And To Establish And Accept Extension And Administrative Fees, And (B) Separately And Independently Relying On (1) The "T12 Project California Environmental Quality Act ("CEQA") Analysis (Addendum #6)" Dated March 2016 To (1) The Previously Certified 2000 City Center Environmental Impact Report, (2) The Previously Certified 1998 Land Use Transportation Element Environmental Impact Report And (3) The Previously Certified 2011 Redevelopment Plan Amendments Environmental Impact Report Per CEQA Guidelines Sections 15164, 15183, 15183.3, And 15168 And 15180
[16-39](#)

Attachments: [View Report](#)

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

INTRODUCTION WAS PASSED ON SEPTEMBER 20, 2016; 8 AYES.

Legislative History

9/13/16	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
9/20/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 7.9** Subject: James Barrett 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 James Barrett V.City Of Oakland, Alameda County Superior Court Case No. RG15777910, City Attorney's File No. 30502, In The Amount Of Thirty Five Thousand Dollars (\$35,000.00) (Public Works - Dangerous Condition)
[16-0157](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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7.10 Subject: Settlement Agreement Of Allene Hutchinson, Et Al., 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 Allene Hutchinson, Et Al. V. City Of Oakland, Et
Al., United States District Court, Northern District Of California Case
No.15-CV-05011/16-CV-01669, City Attorney's File No. 30189, In The Amount Of One
Million Two Hundred Thousand Dollars And No Cents (\$1,200,000.00) (Oakland Police
Department -Wrongful Death)
[16-0198](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*This item was noted as a duplicate and will be revised as the Resolution
authorizing the Settlement Agreement Of Allene Hutchinson, et al., v. City Of
Oakland*

7.11 Subject: Settlement Agreement - Soumpholthadky, Et Al. V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Vongviseth Soumpholthadky V. City Of Oakland,
Alameda County Superior Court, Case No. Rg15760052 (Consolidate With California
Charter Schools Joint Powers V. City Of Oakland, Alameda County Superior Court,
Case No. Rg15764149) In The Amount Of Fifteen Thousand Dollars And No Cents
(\$15,000) As A Result Of A Trip And Fall Accident On October 13, 2013. (Public
Works - Dangerous Condition)
[16-0199](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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7.12 Subject: Claim Of Chris Latraille
From: Office Of the City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle
The Claim Of Chris Latraille In The Amount Of Fifteen Thousand Three Hundred
Thirty Six Dollars And 38/100 Cents
(\$15, 336.38) (Oakland Public Works-Hillside Washout)
[16-0201](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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7.13 Subject: Mauricio Calmo 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 Mauricio Calmo V.City Of Oakland, Et. Al.,
Alameda County Superior Court Case No. RG15782631, City Attorney's File No.
30671, In The Amount Of Seventeen Thousand And Five Hundred Dollars And Zero
Cents (\$17,500.00) (Oakland Police Department - Motor Vehicle Accident)
[16-0202](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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7.14 Subject: Christina Brennan 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 Christina Brennan V.City Of Oakland, Alameda
County Superior Court Case No. RG14743083, City Attorney's File No. 29953, In The
Amount Of Twenty-Five Thousand Dollars And Zero Cents (\$25,000.00) (Public Works
- Dangerous Condition)
[16-0204](#)

Sponsors: Office Of The City Clerk

Attachments: [View Report](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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7.15 Subject: Michael Green 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 Michael Green V.City Of Oakland Alameda County Superior Court Case No. RG15759494 City Attorney's File No. 30189, In The Amount Of Ten Thousand Dollars And No Cents (\$10,000.00) (Oakland Public Works - Dangerous Condition)

[16-0205](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)

[View Report](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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7.16 Subject: Settlement Agreement Of Nigar Raza 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 Nigar Raza V. City Of Oakland, Alameda County Superior Court Case No.RG15790241, City Attorney's File No. 30042, In The Amount Of Twenty-Five Thousand Dollars And Zero Cents (\$25,000.00) (Public Works - Dangerous Condition)

[16-0206](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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7.17 Subject: Philip Onwuatogwu 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 Philip Onwuatogwu V. City Of Oakland, Alameda County Superior Court Case No. RG1300368, City Attorney's File No. 29286, In The Amount Of Thirty Thousand Dollars And No Cents (\$30,000.00) (Oakland Police Department - Property Damage)

[16-0207](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)

Legislative History

9/22/16 *Rules & Legislation
Committee Scheduled to the Concurrent Meeting of the
Oakland Redevelopment Successor
Agency and Finance and Management
Committee

7.18 Subject: Green Wall Funds To Golden Gate Community Association
From: Councilmember Kalb
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$9,000
From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To
Golden Gate Community Association For A Mural On The Property At 950 57th Street
(The Warehouse Wall Of Glow Glass Art Studio) In Oakland
[16-0113](#)

Attachments: [View Report](#)

Legislative History

9/20/16 Concurrent Meeting of the
Oakland Redevelopment
Successor Agency / City
Council / Geologic Hazard
Abatement District Board Withdrawn and Rescheduled to the
Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the
City Council

9/22/16 *Rules & Legislation
Committee Scheduled to the Concurrent Meeting of the
Oakland Redevelopment Successor
Agency and the City Council

7.19 Subject: Green Wall Funds To North Oakland Community Charter School
From: Councilmember Kalb
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$8,000
From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To North
Oakland Community Charter School (NOCCS) For A Mural On The Property At 1000
42nd Street (Wall Facing Linden Park) In Oakland
[16-0107](#)

Sponsors: Dan Kalb

Attachments: [View Report](#)

Legislative History

9/20/16 Concurrent Meeting of the
Oakland Redevelopment
Successor Agency / City
Council / Geologic Hazard
Abatement District Board Withdrawn and Rescheduled to the
Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the
City Council

9/22/16 *Rules & Legislation
Committee Scheduled to the Concurrent Meeting of the
Oakland Redevelopment Successor
Agency and the City Council

7.20 Subject: Green Wall Funds Mural On The Outside Of The Arlington Medical
From: Councilmember Kalb
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$6,000
From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To Artist
Caroline Stern For A Mural On The Outside Of The
Arlington Medical Center Bldg. At 5709 Market Street In Oakland In Cooperation With
Ms. Caroline Watson.

[16-0112](#)

Sponsors: Kalb

Attachments: [View Report](#)

Legislative History

9/20/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Withdrawn and Rescheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
9/22/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

7.21 Subject: Green Wall Funds For A Mural At 6200 Shattuck In Oakland
From: Councilmember Kalb
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$9,500
From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To Artist
Caroline Stern For A Mural On The Property At 6200 Shattuck In Oakland In
Collaboration With Claremont Middle School

[16-0114](#)

Sponsors: Kalb

Attachments: [View Report](#)

Legislative History

9/20/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Withdrawn and Rescheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
9/22/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 7.22** Subject: Green Wall Funds To The Temescal Bid Mural By Artist Lori Anne Fischer
From: Councilmember Kalb
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$9,450
From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To Artist
Lori Anne Fischer With The Support Of The Temescal-Telegraph Business
Improvement District For A Mural On The Property At 4685 Telegraph Avenue In The
Temescal Neighborhood.

[16-0115](#)

Sponsors: Kalb

Attachments: [View Report](#)

Legislative History

9/20/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Withdrawn and Rescheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
9/22/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

7.23 Number Not used

- 7.24** Subject: Resolution In Support Of Prop 55
From: Councilmembers Kalb, Guillen. Vice Mayor Campbell Washington
Recommendation: Adopt A Resolution In Support Of California Proposition 55 That
Would Continue Increased Taxes On Personal Incomes Over \$250,000

[16-0209](#)

Sponsors: Kalb, Guillén and Campbell Washington

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

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 7.25** Subject: Public Safety And Services Violence Prevention Oversight Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Troy
Williams To The Public Safety And Services Violence Prevention Oversight
Commission

[16-0146](#)

Attachments: [View Report](#)

- 7.26** Subject: Appointment-Community Policing Advisory Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jack Bryson As A Member Of The Community Policing Advisory Board
[16-0212](#)

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON OCTOBER 18, 2016.

- S7.27** Subject: Acceptance Of Grant Funds From The Kenneth Rainin Foundation
From: Office Of The Mayor
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate Grant Funds From The Kenneth Rainin Foundation In The Total Amount Of Four Hundred Seventeen Thousand Six Hundred Dollars (\$417,600), With The First Half, Two Hundred Eight Thousand Eight Hundred Dollars (\$208,800), To Be Paid Upon The Foundation's Receipt Of The Signed Grant Agreement, And The Balance To Be Paid In August 2017, To Be Used To Fully Fund A Part Time (80 Percent) Position As The Mayor's Policy Director For Art Spaces For A Two-Year Period.
[16-0153](#)

Sponsors: Office Of The Mayor

Attachments: [view report](#)

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
9/27/16	*Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Roll Call Was Modified To Show President Gibson McElhaney Present At 9:50 A.M

- S7.28** Subject: Acceptance Of Grant Funds From The Oakland Public Education Fund
From: Office Of The Mayor
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate Grant Funds From The Oakland Public Education Fund In The Total Amount Of Two Hundred Seven Thousand Dollars (\$207,000) To Be Used To Provide Full Funding For The Mayor's Director Of Education For The Remainder Of Fiscal Year 2017 (November 2016-June 2017)
[16-0150](#)

Sponsors: Office Of The Mayor

Attachments: [View Report](#)

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
9/27/16	*Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.29 Subject: Fire And Police Trainees
From: Hunman Resources Managemnet Department
Recommendation: Adopt A Resolution Recommending To The Civil Service Board
That The Classifications Of Fire Fighter Trainee, Fire Fighter Paramedic Trainee, And
Police Officer Trainee Be Exempted From Civil Service
[16-0141](#)

Sponsors: Human Resources Management Department

Attachments: [View Report](#)

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
9/27/16	*Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.30 Subject: I.T. 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 Change The Titles Of Information Systems
Supervisor And Information Systems Manager To Information Systems Manager I And
Information Systems Manager II, Respectively; And To Increase The Salary Rate For
Information Systems Manager I
[16-0137](#)

Sponsors: Human Resources Management Department

Attachments: [View Report](#)

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
9/27/16	*Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.31 Subject: Salary Ordinance Amendment - Various Classifications
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Permanent Part-Time Classifications Of Early Head Start Instructor, PPT, Head Start Instructor, PPT, And Van Driver, PPT; Reactivate And Amend The Title Of Curator Of History, Chief, To Curator Of African American Museum & Library At Oakland (AAMLO), Chief; Correct The Salary Rates For Cable TV Production & Operations Manager, Environmental Services Analyst, Assistant, And Capital Improvement Project Coordinator, Assistant; Adjust The Title Of Police Program And Performance Auditor To Police Program And Performance Audit Supervisor; And Adjust The Title Of Americans With Disabilities Act (ADA) Projects Coordinator To Disability Access Coordinator
[16-0140](#)

Sponsors: Human Resources Management Department

Attachments: [View Report](#)

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
9/27/16	*Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.32 Subject: On-Call Construction Contract Amendment For DC Construction
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Waiving Advertising And Competitive Bidding And Authorizing The City Administrator, Or Designee, To Amend The On-Call Construction Contract With DC Construction Increasing The Total Contract Amount From Six Hundred Thousand Dollars (\$600,000.00) To Seven Hundred Twenty-Five Thousand Dollars (\$725,000.00)
[16-0132](#)

Sponsors: Oakland Public Works Department

Attachments: [View Report](#)

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
9/27/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.33 Subject: Rehabilitation Of Sanitary Sewers
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Construction Contract To Andes Construction, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For The Rehabilitation Of Sanitary Sewers In The Area Bounded By Campus Drive, Mountain Boulevard, Knoll Avenue And Rusting Avenue (Project No.C329147) And With Contractor's Bid In The Amount Of Two Million Seven Hundred One Thousand One Hundred Eighty-Two Dollars (\$2,701,182.00)

[16-0134](#)

Sponsors: Oakland Public Works Department

Attachments: [View Report](#)

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
9/27/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.34 Subject: Encroachment Permit
From: Oakland Public Works
Recommendation: Adopt The Following Pieces Of Legislation:

1) Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permits To Center For Elders' Independence To Allow Portion Of The Building Below Sidewalk At 510 17th Street To Encroach Into Public Right-Of-Way Along 17th Street;
And

[16-0129](#)

Sponsors: Oakland Public Works Department

Attachments: [View Report](#)

[View Supplemental Report](#)

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
9/27/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2) Resolution Granting A Conditional And Revocable Major Encroachment Permit To Bay Devre, LLC To Allow Portion Of Existing Building Above Sidewalk At 3139 To 3145 West Street To Encroach Into The Public Right-Of-Way Along West Street And 32nd Street; And

[16-0130](#)

Sponsors: Oakland Public Works Department

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee - CANCELLED
9/27/16	*Public Works Committee	Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Committee Amended The Resolution To Correct The Address Of 3149 To Read 3145

3) Resolution Granting A Conditional And Revocable Major Encroachment Permit To Jean W. SETO, Trustee Of The Jean W. SETO Living Trust, To Allow Architectural Features Above Sidewalk At 580 Grand Avenue To Encroach Into Public Right-Of-Way Along Burk Street And Grand Avenue, Encroachment Permit ENMJ16061.

[16-0131](#)

Sponsors: Oakland Public Works Department

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
9/27/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.35 Subject: State Youth Soccer Grant
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 California Youth Soccer And Recreation Development Program For The Rainbow Recreation Center Renovation Project In An Amount Not-To-Exceed Six Hundred Thousand Dollars (\$600,000.00) And For The Raimondi Park Phase Two Synthetic Field In An Amount Not-To-Exceed One Million Dollars (\$1,000,000.00)

[16-0133](#)

Sponsors: Oakland Public Works Department

Attachments: [View Report](#)

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
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9/27/16 *Public Works Committee Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.38 Subject: Actions To Preserve Residential Hotels For Low Income Oaklanders
From: Councilmember Gibson McElhaney, Reid and Guillen
Recommendation: Adopt A Resolution (1) Requesting The City Planning Commission To Consider Zoning Regulation Changes To Further Preserve Residential Hotels For Very Low And Low Income Residents, (2) Strengthening Tenant Protections And (3) Directing The City Administrator To Prepare Options To Preserve Oakland's Supply Of Residential Hotels Available For Very Low And Low Income Residents
[16-0144](#)

Sponsors: Gibson McElhaney, Larry Reid and Guillén

Attachments: [View Report](#)

Legislative History

9/15/16 *Rules & Legislation Committee Scheduled to the *Community & Economic Development Committee
9/27/16 *Community & Economic Development Committee Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.39 Subject: 2016-2017 Unity Council Agreement Amendment
From: Department of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend The Grant Agreement With Unity Council For Head Start And Early Head Start Services From July 1, 2016 To June 30, 2017 To Increase The Grant By Up To \$200,199, For A Total Grant Amount Of \$4,689,123
[16-0135](#)

Sponsors: Human Services Department

Attachments: [View Report](#)

Legislative History

9/15/16 *Rules & Legislation Committee Scheduled to the *Life Enrichment Committee
9/27/16 *Life Enrichment Committee Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

On the consent calendar

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: Appeal Of Planning Commission Approval
This item was removed from the agenda

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

11 Subject: Fox Theater Loan Assignment And Guarantee
From: Economic And Workforce Development
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The Agency Administrator To Consent To The Assignment
Of The \$1.4 Million Loan Agreement Between The Agency And Fox Theater Master
Tenant, LLC To Assign The \$1.4 Million Loan To Fox Oakland Theater, Inc. And
Subordinate The Loan To A New \$4,600,000 Loan; And

[16-55](#)

Attachments: [View Report](#)

[View Supplement](#)

Legislative History

9/13/16	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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2) Resolution Regarding The Fox Theater Project Amending Resolution Nos.
2006-0073 And 2009-0057 To Modify The Existing Loan Repayment Guarantee From
The Redevelopment Agency Of The City Of Oakland To Fox Oakland Theater, Inc. For
Conventional Loan Not To Exceed \$4,600,000.

[16-0089](#)

Attachments: [View Report](#)

Legislative History

9/13/16	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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S12 Subject: Housing, Residential Rent And Relocation Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Tracie
Mason To The Housing, Residential Rent And Relocation Board
[16-0149](#)

Sponsors: Office Of The Mayor

Attachments: [View Report](#)

*Pursuant to Rule 28(b)(Committee) of Resolution 86034 C.M.S., this item was added
this agenda.*

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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S13 Subject: Naming Grove In Defremery Park In Honor Of Bobby Hutton
From: Council President Gibson McElhaney And Pro Tempore Reid
Recommendation: Adopt A Resolution To Name The Grove In Defremery Park As
'Bobby Hutton Grove' In Commemoration Of The 50TM Anniversary Of The Founding
Of The Black Panther Party
[16-0143](#)

Sponsors: Office Of The City Council

Attachments: [View Report](#)

*Pursuant to Rule 28(b)(Committee) of Resolution 86034 C.M.S., this item was added
this agenda.*

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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S14 Subject: Ellis Act For Preservation Of Residential Hotels In Oakland
From: Council President Gibson McElhaney And Councilmember Guillen
Recommendation: Adopt A Resolution Urging The State Legislature And Governor To
Amend The Ellis Act (Government Code SEC. 7060 ET SEQ.) To Permit All California
Cities To Effectively Regulate Residential Hotels
[16-0145](#)

Sponsors: Office Of The City Council

Attachments: [View Report](#)

*Pursuant to Rule 28(b)(Committee) of Resolution 86034 C.M.S., this item was added
this agenda.*

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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S15 Subject: Support Of Prop 62 And In Opposition To Prop 66
From: President Pro Tem Larry Reid, Councilmember Kalb And Kaplan And City Attorney Barbara Parker
Recommendation: Adopt A Resolution In Support Of California Proposition 62 That Would Repeal The Death Penalty And In Opposition To Proposition 66 That Would Make Carious Changes To Procedures In Death Penalty Cases
[16-0208](#)

Sponsors: Kalb, Kaplan, Larry Reid and Office Of The City Attorney

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

Pursuant to Rule 28(b)(Committee) of Resolution 86034 C.M.S., this item was added this agenda.

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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S16 Subject: Citizens' Police Review Board.
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jose A. Dorado To The Citizen's Police Review Board
[16-0091](#)

Sponsors: Office Of The Mayor

Attachments: [View Report](#)

Legislative History

9/22/16	*Rules & Legislation Committee	No Action Taken
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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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