



City of Oakland

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

Meeting Minutes - FINAL Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

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

Tuesday, September 23, 2014

5:30 PM

City Council Chambers, 3rd Floor

1 PLEDGE OF ALLEGIANCE

The Special Concurrent Meeting of the Oakland City Council and Successor Redevelopment Agency was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 5:47 p.m.

2 ROLL CALL / CITY COUNCIL

Present 8 - Desley Brooks, Noel Gallo, Lynette Gibson McElhaney, Dan Kalb, Rebecca Kaplan, Laurence E. Reid, Libby Schaaf, and Patricia Kernighan

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

There were 13 Open Forum speakers.

4 ACTIONS ON SPECIAL ORDERS OF THE DAY

(Ceremonial Presentations, Reports/Presentations From The Mayor, Council Acknowledgements/Announcements):

Councilmember Brooks took a point of personal privilege and requested that the meeting be adjourned in memory of Anijah Walker.

Councilmember Gibson McElhaney took a point of personal privilege and requested that the meeting be adjourned in memory of Monique Robinson.

- 4.1 Subject: Recognizing District 5 Community Leaders
From: Councilmember Noel Gallo
Recommendation: Receive Commendations Recognizing Delmy Raymundo, Fabian Guerra, And Anthony James As Young Community Leaders Who Have Consistently Participated In District 5 Clean-Ups And Who Have Set An Example For Oakland Residents In Keeping Our City Clean And Safe
[13-0732](#)

Attachments: [View Report.pdf](#)

- 4.2** Subject: Recognizing Bruce Buckelew
From: Office Of The Mayor
Recommendation: Adopt A Resolution Recognizing Oakland Technology Exchange West And Its Founder/Director Mr. Bruce Buckelew, Who Has Provided Free Home Computers To At-Risk Oakland Unified Middle And High School Students Since 1995
[13-0743](#)

Attachments: [View Report.pdf](#)
[85160 CMS.pdf](#)

There was one speaker on this item.

A motion was made by Councilmember Schaaf, seconded by Councilmember Gibson McElhaney, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

- 4.3** Subject: Honoring The Black Cowboy Association's 40th Anniversary
From: Councilmember Gibson McElhaney
Recommendation: Adopt A Resolution To Honor The Oakland Black Cowboy Association On The 40th Anniversary Of The Oakland Black Cowboy Association Parade And Festival
[13-0754](#)

Attachments: [View Report.pdf](#)
[85161 CMS.pdf](#)

A motion was made by Councilmember Gibson McElhaney, seconded by Councilmember Schaaf, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

- 4.4** Subject: Recognizing The Oakland Black Officers Association
From: Office Of The Mayor
Recommendation: Adopt A Resolution Recognizing The Oakland Black Officers Association And Honoring Their 44 Years Of Service To The City Of Oakland And The Oakland Police Department
[14-0030](#)

Attachments: [View Report.pdf](#)
[85162 C.M.S.pdf](#)

A motion was made by Councilmember Brooks, seconded by Councilmember Kalb, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETINGS OF JULY 29, 2014, JULY 30, 2014 AND AUGUST 13, 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):

Per Council President Kernighan, Item 9.4 will be taken before Item 9.1

7. CONSENT CALENDAR (CC) ITEMS:

There were 13 total speakers on the Consent Calendar.

- 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
[14-0007](#)

Attachments: [View Report.pdf](#)
[85163 CMS.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 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
[14-0008](#)

Attachments: [View Report.pdf](#)
[85164 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.3 Subject: Permanent Regulations For Crematories
From: Department Of Planning And Building
Recommendation: Adopt An Ordinance, Recommended By The Planning Commission, And As Directed By City Council Under Emergency Ordinance No. 13222 C.M.S., To Amend The Planning Code To Establish Permanent Regulations Pertaining To Crematories Within The City Of Oakland
[13-0721](#)

Attachments: [View Report.pdf](#)
[13256 C.M.S.pdf](#)

This Matter was Approved for Final Passage on the Consent Agenda.

- 7.4 Subject: Salary Ordinance Amendment For Increase Council Members
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Increase The Salary For The Classification Of Council Member
[13-0749](#)

Attachments: [View Report.pdf](#)
[13257 C.M.S.pdf](#)

This Matter was Approved for Final Passage on the Consent Agenda.

- 7.5 Subject: Childhood Cancer Month
From: Office Of The Mayor
Recommendation: Adopt A Resolution Honoring The American Cancer Fund For Children And The Kids Cancer Connection, And Recognizing The Month Of September As Childhood Cancer Awareness Month In The City Of Oakland
[14-0031](#)

Attachments: [View Report.pdf](#)
[85165 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.6 Subject: City Of Oakland V. AIG Financial Products Corp
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Approving Partial Settlement Of In Re
Municipal Derivatives Antitrust Litigation, United States District Court Southern District
Of New York, MDL No. 1950, Authorizing Acceptance Of Payment From Bank Of
America Merrill Lynch Of \$325,000, In Exchange For Dismissal Of The Lawsuit By
The City
[14-0032](#)

Attachments: [View Report.pdf](#)
[85166 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.7 Subject: City Of Oakland V. AMBAC Financial Group, Inc.,
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Approving Partial Settlement Of City Of
Oakland V. AMBAC Financial Group, Inc., Et Al., San Francisco Superior Court Case
No. CGC-08-479241, Authorizing Acceptance Of Payment From Financial Security
Assurance, Inc. And Assured Guaranty, Inc. Of \$1,000, In Exchange For Dismissal Of
The Lawsuit By The City
[14-0033](#)

Attachments: [View Report.pdf](#)
[85167 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.8 Subject: Erenst Edel 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 Erenst Edel V. City Of Oakland, Alameda
County Superior Court Case No. RG13-682796, In The Amount Of Eighty-Seven
Thousand Five Hundred Dollars And No Cents (\$87,500.00) As A Result Of A Trip
And Fall Accident On Or About June 19, 2012 (Public Works Agency - Dangerous
Condition/Trip & Fall)
[14-0034](#)

Attachments: [View Report.pdf](#)
[85168 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.9** Subject: Crown Castle NG West, Inc. V. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Approving Settlement Of Crown Castle Ng West, Inc. V. City Of Oakland Et Al. (Alameda Superior I Court Case No. Rg12617055), By Accepting The Trial Court's Judgment That The City Cannot Charge Rent, And Must Issue Encroachment Permits, For Crown 4 Castle To Install Telecommunications Equipment In City Rights-Of-Way At Two Locations, Pursuant To Previously Approved Conditional Use Permits, In Exchange For Crown Castle (A) Dismissing Its Cause Of Action Challenging Oakland Planning Code Regulations Governing The Siting Of Wireless Telecommunication \$.Facilities And (B) Accepting Reasonable Conditions For The Two Locations Pursuant To Encroachment Permits [14-0035](#)

Attachments: [View Report.pdf](#)
[85169 CMS.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.10** Subject: Health Care Task Force Report
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution Stating The Intent Of The City Council Of The City Of Oakland To Support The Goals Of The City Of Oakland/Employee Union Health Care Task Force, Which Seeks To Reduce Health Costs While Improving Quality By Establishing Transparency And Holding Health Plans And Providers Accountable For Delivering Safe, Effective, And Fairly Priced Health Care Services To Oakland Employees, Residents, And Taxpayers [14-0010](#)

Attachments: [View Report.pdf](#)
[View Supplemental Report.pdf](#)
[85170 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.11** Subject: 17th Street And 20th Street Bike Lanes
From: Department Of Public Works
Recommendation: Adopt A Resolution Authorizing The Removal Of Travel Lanes And The Installation Of Class II Bicycle Lanes On 17th Street From Martin Luther King Jr. Wav To Telegraph Avenue And On 20th Street From Broadway To Harrison Street [14-0020](#)

Attachments: [View Report.pdf](#)
[85171 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.12 Subject: Recognized Obligation Payment Schedule
From: Oakland Redevelopment Successor Agency
Recommendation: Adopt A Resolution Approving The Submission Of A Recognized Obligation Payment Schedule And Successor Agency Administrative Budget For January Through June 2015 To The Oakland Oversight Board, The County, And The State
[14-0014](#)

Attachments: [View Report.pdf](#)
[2014-009 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.13 Subject: Foreclosure Prevention Grant & Mitigation Program Allocation
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Approving A Grant Of \$50,000 In Community Development Block Grant Funds To Housing And Economic Rights Advocates For Foreclosure Prevention Legal Services, And Authorizing A Program Analyst III Position For The Building Bureau's Foreclosed And Investor Owned Properties Programs
[14-0017](#)

Attachments: [View Report.pdf](#)
[85172. C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.14 Subject: Reduction in Unit Count at Sojourner Truth Manor
From: Department Of Housing And Community Development
Recommendation: Adopt A Resolution Amending Resolution No. 78597 C.M.S, Authorizing A Loan To Christian Church Homes Of Northern California For The Sojourner Truth Manor Project At 5815,5915 And 6015 Martin Luther King Jr. Way, To Reduce The Number Of Assisted Units From 87 To 85.
[14-0018](#)

Attachments: [View Report.pdf](#)
[85173 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.15** Subject: Removal Of City Liens For County Disposition Of Abandoned Properties
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Approving (1) The Removal Of Liens On 34 Properties To Facilitate The County Tax Collector's Sale Of These Properties For Affordable Housing Purposes And Appropriate The Sale Proceeds From These Properties To The Affordable Housing Trust Fund And (2) The Removal Of Liens On 25 Properties To Facilitate The Sale Of These Properties In The County Tax Auction Process And Appropriate The Sale Proceeds From These Properties To Code Enforcement And Blight Abatement
[14-0026](#)

Attachments: [View Report.pdf](#)
[85174 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.16** Subject: Boating and Waterways Grant Authorization
From: Department Of Parks And Recreation
Recommendation: Adopt A Resolution Authorizing The City Administrator Or His Designee To Apply For, Accept And Appropriate Grant Funds From The State Of California Department Of Parks And Recreation Division Of Boating And Waterways Aquatic Center Grant Program In The Amount Not To Exceed Forty-Five Thousand Dollars (\$45,000) For The Remainder Of The Fiscal Year 2013/2014 - 2014/2015 Grant Cycle, And In An Amount Not To Exceed Ninety-Five Thousand Dollars (\$95,000) For The Full Fiscal Year 2015/2016 - 2016/2017 Grant Cycle For Funding For Oakland Parks & Recreation Boating Program Equipment, Scholarships, Staff Training, And Event Support
[14-0021](#)

Attachments: [View Report.pdf](#)
[85175 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.17 Subject: AC-OCAP Resolution Amending Resolution No. 84818 C.M.S.
From: Department Of Human Services
Recommendation: Adopt A Resolution (1) Amending Resolution No. 84818 C.M.S. Adopted On February 4, 2014, Which Authorized The City Administrator To Accept, Appropriate, And Allocate A Grant In An Anticipated Amount Of \$1,077,711 In Antipoverty Community Services Block Grant (CSBG) Funds For 2014 From The California Department Of Community Services And Development (CSD) To Amend The Amount Of The Grant From \$1,077,711 To \$1,258,856; And (2) Authorizing The City Administrator To Accept Additional Grant Funds Of \$50,000 Or Less Without Returning To Council, To Support The State Approved Alameda County - Oakland Community Action Partnership (AC-OCAP) 2014-2015 Anti-Poverty Community Action Plan
[14-0024](#)

Attachments: [View Report.pdf](#)
[85176 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.18 Subject: Nuisance Eviction Ordinance Amendments
From: Office Of The City Attorney
Recommendation: Adopt An Ordinance Amending Nuisance Eviction Ordinance (O.M.C. Section 8.23) To: 1) Include Prostitution Related Crimes, Gambling And Illegal Possession Of Ammunition As Grounds To Require A Landlord To Bring An Eviction Action Against A Nuisance Tenant, 2) To Revise Definitions Relating To Drug Nuisance And Weapons, And 3) Authorize The City Attorney, In Addition To The City Administrator, To Issue Notices To Owners To Bring Nuisance Eviction Actions
[13-0748](#)

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

This Matter was Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the October 7, 2014 meeting on the Consent Agenda.

- 7.19** Subject: CA Board Of State & Community Corrections (CBSCC) Funding FY 2014-2015
From: Department Of Human Services/ Oakland Unite
Recommendation: Adopt A Resolution Authorizing The City Administrator; 1) To Accept And Appropriate A Recidivism Reduction Funds Grant From The California Board Of State And Community Corrections (CBSCC) In An Amount Not To Exceed \$2 Million Dollars; 2) To Amend Existing Oakland Unite Grant Agreements In An Amount Not To Exceed \$1310,000; 3) To Enter Into New Grant Agreements Between The City Of Oakland And Various Public And Non-Profit Agencies To Provide Violence Prevention And Reduction Programs In An Amount Not To Exceed \$340,000; 4) To Augment Existing Violence Prevention Services In Oakland Police Department And Human Services Department In An Amount Not To Exceed \$275,000, And; 5) To Amend Existing Professional Service Agreements With Resource Development Associates For Evaluation Services And Cityspan Technologies For Database Improvements For An Estimated Total Amount Not To Exceed \$75,000

[14-0012](#)

Attachments: [View Report.pdf](#)

[85177 CMS.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.20** Subject: Medical Director Contract
From: Oakland Fire Department
Recommendation: Adopt A Resolution: 1) Waiving The Competitive Request For Proposals/Qualifications (RFP/Q) Process, And 2) 1) Authorizing The City Administrator Or His Designee To Extend The Existing Contract With Dr. Hern To Provide The Services Of Medical Director For The Oakland Fire Department For An Additional One (1) Year, Beginning October 1, 2014 Through September 30, 2015, In An Amount Not To Exceed Sixty Five Thousand Two Hundred And Thirty-three Dollars (\$65,233)

[14-0016](#)

Attachments: [View Report.pdf](#)

[85184 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.21** Subject: MOU Between OUSD And The City Of Oakland
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Enter Into An Intergovernmental Memorandum Of Understanding (MOU) With The Oakland Unified School District (OUSD) To Establish And Define The Relationship Between The City And OUSD With Respect To Implementing The Oakland Police Department's (OPD) School Safety Officer Program
[14-0023](#)

Attachments: [View Report.pdf](#)
[85178 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

- 7.22** Subject: Office Of The Mayor
From: Commission On Aging Appointments
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of D. Blake Spears And Reappointments Of Karen Smulevitz And Sylvia Stadmire As Members Of The Commission On Aging
[14-0046](#)

Attachments: [View Report.pdf](#)
[85179 C.M.S.pdf](#)

This Matter was Adopted on the Consent Agenda.

Passed The Consent Agenda

Aye: 8 - Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

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: Revision To Jack London Square Redevelopment Project
From: Department Of Planning And Building
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:
1) 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-B](#)

Attachments: [View Report.pdf](#)
[85180.pdf](#)

There were 18 speakers on this item

Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 7:34 p.m.

20 individuals spoke on this item.

Councilmember Gibson McElhaney made a motion, seconded by Councilmember Reid, to close the Public Hearing, and hearing no objections, the motion passed by 7 Ayes: Brooks, Gallo, Gibson McElhaney, Kaplan, Reid, Schaaf, President Kernighan; 1 Abstain - Kalb

The motion was amended to include the additional community benefit contributions and to add the following changes:

An addition to the title that reads: D) Accepting JLSV Land, LLC offer to contribute additional community benefits.

and to include an additional Further Resolved as follows:

Further Resolved: That the City accepts the JLSV Land and LLC offer to contribute additional community benefits, as described in the memo dated September 23, 2014, which has been submitted to this body as evidence of such offer and, accordingly, directs staff to incorporate the same as a condition of approval of this project; ...

A motion was made by Councilmember Gibson McElhaney, seconded by Vice Mayor Reid, that this matter be Adopted as Amended. The motion carried by the following vote:

Abstained: 1 - Kalb

Aye: 7 - Brooks, Gallo, Gibson McElhaney, Kaplan, Reid, Schaaf, and Kernighan

2) Resolution Approving The Environmental Determination For, And Adopting, The Following Amendment To The City Of Oakland General Plan: 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 A
[13-0695B-1](#)

Attachments: [85185 CMS.pdf](#)

9.2 Subject: Delinquent Mandatory Garbage Fees
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing On Delinquent Mandatory Garbage Fees For January/February/March 2014, Monthly Accounts And April/May/June 2014, Quarterly Accounts And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or
[14-0029](#)

Attachments: [View Report.pdf](#)
[85181 C.M.S.pdf](#)

Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at 8:55 p.m.

There were no speakers on this item.

Councilmember Brooks made a motion, seconded by Councilmember Gibson McElhaney, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and President Kernighan.

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

Aye: 8 - Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Garbage Service Fees And The Recordation Of Liens With Administrative And Assessment Charges As Necessary-Pursuant To Chapter 8.28 Of The Oakland Municipal Code; Or

[14-0029-1](#)

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection

[14-0029-2](#)

9.3 Subject: Sale Of Champion Street Site
From: Economic Workforce Development Department
Recommendation: Adopt An Ordinance Authorizing The City Administrator To: 1) Negotiate And Execute A Disposition And Development Agreement For The Sale Of 3455and 3461 Champion Street ("Properties") To Jack Stewart Or A / Legal Entity Affiliated With Jack Stewart And Approved By City Administrator For Development Of A Restaurant On The Following Terms: (1) Purchase Price Not Less Than Three Hundred Eighty Two Thousand Five Hundred Dollars (\$382,500); (2) Credit To Buyer For Fuel Tank Removal Not To Exceed Ten Thousand Dollars (\$10,000); (3) Reservation Of An Easement To The City For A Fiber Optics Hub And Related Uses; 2) Direct Two Hundred Thousand Dollars (\$200,000) Of The Net Sales Proceeds Towards Funding The City's Asset Portfolio Management Plan; And 3) Allocate Seventy Five Thousand Dollars (\$75,000) In Community V Development Block Grant (CDBG) Funds To Developer Exclusively For Facade And Exterior Improvements Of The Properties

[14-0013](#)

Attachments: [View Report.pdf](#)

Upon the reading of Item 9.3 by the City Clerk, the Public Hearing was opened at 8:56 p.m.

There were no speakers on this item.

Councilmember Schaaf made a motion, seconded by Councilmember Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and President Kernighan.

A motion was made by Councilmember Schaaf, seconded by President Pro Tempore Kaplan, that this matter be Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard at the October 7, 2014 meeting. The motion carried by the following vote:

Aye: 8 - Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

- 9.4** Subject: Ordinance Amending Section 12 Of Ordinance 12301 C.M.S.
From: Councilmember Dan Kalb
Recommendation: Adopt An Ordinance Amending Section 12 Of Ordinance 12301 C.M.S. (That Established The Rockridge Business Improvement District, Granted Approval Of The Management Plan For The District, Approved The Assessment District Boundary Description, And Approved The Proposed Assessment To The Affected Businesses), Thereby Modifying The Requirement That The Advisory Board Give Notice Of The Right To Seek Disestablishment Of The District To Once Every Five Years Starting From The Effective Date Of This Ordinance
[14-0009](#)

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

Upon the reading of Item 9.4 by the City Clerk, the Public Hearing was opened at 7:30 p.m.

1 individual spoke on this item.

Councilmember Kalb made a motion, seconded by Councilmember Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Gallo, Gibson McElhaney, Kalb, Kaplan, Schaaf, President Kernighan; 2 Absent : Reid, Brooks

A motion was made by Councilmember Kalb, seconded by President Pro Tempore Kaplan, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard at the October 7, 2014 meeting. The motion carried by the following vote:

Aye: 8 - Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

- 11 Subject: Amendment To Coliseum Authority Wireless Agreement
From: Department Of Finance
Recommendation: Adopt A Resolution Approving And Authorizing The Execution Of
The First Amendment To License Agreement Between GTE Mobilnet Of California
Limited Partnership, D/B/A Verizon Wireless ("Verizon") And The Oakland Alameda
County Coliseum Authority ("Authority")
[14-0011](#)

Attachments: [View Report.pdf](#)
[85182 C.M.S.pdf](#)

**A motion was made by President Pro Tempore Kaplan, seconded by
Councilmember Gallo, that this matter be Adopted. The motion carried by the
following vote:**

Aye: 8 - Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

- 12 Subject: Illegal Dumping And Graffiti Witness Rewards Campaign
From: Office Of The City Administrator
Recommendation: Adopt A Resolution To (1) Establish A Rewards Fund For Illegal
Dumping And Graffiti Witnesses Who Provide Information
That Leads To Successful Enforcement Actions And (2) Appropriate \$10,000 For A
Related Public Awareness Campaign
[13-0728](#)

Attachments: [View Report.pdf](#)
[85183.pdf](#)

**A motion was made by Councilmember Gallo, seconded by President Pro
Tempore Kaplan, that this matter be Adopted as Amended. The motion carried
by the following vote:**

Aye: 7 - Brooks, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

No: 1 - Gallo

- 13 Subject: Eliminating Prostitution And Human Trafficking On International Blvd
From: Councilmember Noel Gallo
Recommendation: Receive A Report And Recommendations From the Chief of
Police Regarding The City of Oakland's Efforts To Eliminate The Continued Ongoing
Prostitution And Human Trafficking On International Blvd, From Seminary Avenue to
14th Avenue [TITLE CHANGE]
[13-0691](#)

Attachments: [View Report.pdf](#)

11 speakers

**A motion was made by Vice Mayor Reid, seconded by Councilmember Gibson
McElhaney, to Approve as Submitted. The motion carried by the following vote:**

Aye: 8 - Brooks, Gallo, Gibson McElhane, Kalb, Kaplan, Reid, Schaaf, and Kernighan

- 14** Subject: Amendments To The Oakland Campaign Reform Act
From: Council President Patricia Kernighan
Recommendation: Adopt An Ordinance Amending The Oakland Campaign Reform Act, Oakland Municipal Code Chapter 3.12, To Prohibit The Use Or Transfer Of Funds From Ballot Measure Committees Controlled By Candidates For City Office Or City Officeholders To Support The Candidate's Or Officeholder's Election To City Office
[13-0633](#)

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

There was one speaker on this item.

A motion was made by President Pro Tempore Kaplan, seconded by Vice Mayor Reid, that this matter be Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard at the October 7, 2014 meeting. The motion carried by the following vote:

Aye: 8 - Brooks, Gallo, Gibson McElhane, Kalb, Kaplan, Reid, Schaaf, and Kernighan

CONTINUATION OF OPEN FORUM

ADJOURNMENT OF COUNCIL SESSION

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

There being no further business, and upon the motion duly made, the Council adjourned the meeting at 10:22 p.m.

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 48 hours prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

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