



# 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

### Special Concurrent Meeting of the Oakland Redevelopment

### Successor Agency/City Council

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

---

Monday, June 22, 2015

5:00 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; Annie Campbell Washington, District 4; Noel Gallo, District 5; Abel J. Guillén, 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**

#### **5 THIS NUMBER NOT USED**

## 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 Items, Reconsiderations, Pull Items Held In Committee:

## 7 CONSENT CALENDAR (CC) ITEMS

- 7.1 Subject: Fruitvale Transit Village Phase II  
From: Economic Workforce And Development Department  
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A Lease Disposition And Development Agreement, A Sixty-Six (66) Year Ground Lease And Related Documents (Collectively "LDDA") Between The City Of Oakland And The Spanish Speaking Unity Council Of Alameda County, Inc. And L & M Development Partners, Inc. For Development Of Mixed-Income Housing Located On APN 033-2177-021 At 35th Avenue And East 12th Street; On The June 22, 2015 Special City Council Agenda  
[14-0959](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON JUNE 2, 2015, 7 AYES, 1 ABSENT-GIBSON MCELHANEY.*

### Legislative History

5/14/15	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
5/26/15	*Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
<i>There were 7 speakers on this item.</i>		
6/2/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council
<i>Upon the reading of Item 9.3 by the City Clerk, the Public Hearing was opened at 7:18 p.m.</i>		
<i>Seven individuals spoke on this item.</i>		
<i>Councilmember Gallo made a motion, seconded by Councilmember Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by 7 Ayes: Brooks, Campbell Washington, Gallo, Guillen, Kalb, Kaplan, Reid and 1 Absent - Gibson McElhaney.</i>		
6/18/15	*Rules & Legislation Committee	Scheduled to the * Special Meeting of the Oakland City Council

7.2 Subject: Municipal Code Amendments For Zero Waste Implementation  
From: Oakland Public Works Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Oakland Municipal Code Chapter 8.28 ("Solid Waste Collection And Disposal And Recycling"), To Implement The Zero Waste System Design And Zero Waste Collection Services Franchise Contracts, By: 1) Establishing A Nuisance Abatement Process To Address Failures To Ensure Proper Handling Of Solid Waste; 2) Restricting Collection Of Commercial Organic Materials To Authorized Collectors; 3) Changing Definitions And Other Provisions To Allow For Regulation Of Commercial Recyclers And Non-Exclusive Franchise Haulers Of Construction And Demolition Debris, And 4) Conforming The New Zero Waste System To The Zero Waste Collection Services Franchises Awarded By City Council, Services To Begin July 1, 2015; And

[14-0961](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON JUNE 2, 2015, 7 AYES, 1 ABSENT-GIBSON MCELHANEY.*

**Legislative History**

5/14/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
6/2/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

*Upon the reading of Item 9.4 by the City Clerk, the Public Hearing was opened at 7:37 p.m.*

*No individuals 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 7 Ayes: Brooks, Campbell Washington, Gallo, Guillen, Kalb, Kaplan, Reid and 1 Absent - Gibson McElhaney.*

6/18/15	*Rules & Legislation Committee	Scheduled to the * Special Meeting of the Oakland City Council
---------	--------------------------------	--

2) An Ordinance Amending Oakland Municipal Code Chapter 15.34 ("Construction And Demolition Debris Waste Reduction And Recycling Requirements") To Establish A Non-Exclusive Franchise Agreement System For The Hauling Of Such Debris To Become Effective July 1, 2015; And Authorizing The City Administrator To Execute Such Non-Exclusive Franchise Agreements; On The June 22, 2015 Special City Council Agenda

[14-0962](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON JUNE 2, 2015, 7 AYES, 1 ABSENT-GIBSON MCELHANEY.*

**Legislative History**

5/14/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
6/2/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

**7.3** Subject: FY 2015-16 Measure Q Tax Adjustment  
From: Office Of The City Administrator  
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2015-16 Increase To A Special Tax Imposed For Library Services, In Accordance With The Consumer Price Index, And Pursuant To The Library Services Retention And Enhancement Act Of 2004 (Measure Q); On The June 22, 2015 Special City Council Agenda

[14-0970](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON JUNE 2, 2015, 6 AYES, 2 ABSENT - KAPLAN, GIBSON MCELHANEY.*

**Legislative History**

5/14/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
---------	--------------------------------	--

6/2/15 Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council  
*Upon the reading of Item 9.6 by the City Clerk, the Public Hearing was opened at 7:54 p.m.*

*One individual spoke on this item.*

*Councilmember Gallo made a motion, seconded by Councilmember Campbell Washington, to close the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Brooks, Campbell Washington, Gallo, Guillen, Kalb, Reid and 2 Absent - Kaplan, Gibson McElhaney.*

**7.4** Subject: FY 2015-16 Measure M Tax Adjustment  
From: Office Of The City Administrator  
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2015-16 Increase To A Special Tax Imposed For Emergency Medical Services, In Accordance With The Consumer Price Index, And Pursuant To The Emergency Medical Services Retention Act Of 1997 (Measure M); On The June 22, 2015 Special City Council Agenda [14-0971](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON JUNE 2, 2015, 6 AYES, 2 ABSENT- KAPLAN, GIBSON MCELHANEY.*

**Legislative History**

5/14/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
6/2/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council <i>Upon the reading of Item 9.7 by the City Clerk, the Public Hearing was opened at 7:58 p.m.</i>

*No individuals spoke on this item.*

*Councilmember Gallo made a motion, seconded by Councilmember Campbell Washington, to close the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Brooks, Campbell Washington, Gallo, Guillen, Kalb, Reid and 2 Absent - Kaplan, Gibson McElhaney.*

- 7.5 Subject: FY 2015-16 Measure N Tax Adjustment  
From: Office Of The City Administrator  
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2015-16 Increase To A Special Tax Imposed For Paramedic Emergency Services, In Accordance With The Consumer Price Index, And Pursuant To The 1997 Paramedic Services Act (Measure N); On The June 22, 2015 Special City Council Agenda  
[14-0973](#)

Attachments: [View Report.pdf](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON JUNE 2, 2015, 7 AYES 1 ABSENT-GIBSON MCELHANEY*

Legislative History

5/14/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
6/2/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

*Upon the reading of Item 9.9 by the City Clerk, the Public Hearing was opened at 8:12 p.m.*

*No individuals spoke on this item.*

*Councilmember Gallo made a motion, seconded by Councilmember Guillen, to close the Public Hearing, and hearing no objections, the motion passed by 7 Ayes: Brooks, Campbell Washington, Gallo, Guillen, Kalb, Kaplan, Reid and 1 Absent - Gibson McElhaney.*

## **8 ORAL REPORT ON FINAL DECISIONS MADE DURING CLOSED SESSION & DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS**

## **9 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING REQUIREMENTS**

**There are no Public Hearings this evening**

- 10 Subject: Adoption Of The FY 2015-2017 Biennial Budget  
From: Office Of The City Administrator  
Recommendation: Receive A Second Errata To The Proposed Budget And Adopt A Resolution Authorizing The Fiscal Year ("FY") 2015-2017 Biennial Budget And Appropriating Certain Funds To Provide For The Expenditures Proposed By Said Budget  
[14-0925](#)

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

**Legislative History**

5/7/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council <i>The request to schedule a Review Of The Mayor's Proposed 2015-2017 Budget to The May 26, 2015 Finance &amp; Manangement Committee was withdrawn.</i>
6/11/15	*Rules & Legislation Committee	Scheduled to the * Special Meeting of the Oakland City Council

- 11 Subject: FY 2015-2017 Proposed Policy Budget Presentation  
From: Office Of The City Administrator  
Recommendation: 1) Receive A Report Presenting The Fiscal Year 2015-2017 Proposed Policy Budget In Accordance With The Consolidated Fiscal Policy; And  
[14-0844](#)

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

**Legislative History**

4/23/15	*Rules & Legislation Committee	Scheduled to the * Special Meeting of the Oakland City Council
5/5/15	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Continued to the Meeting of the Oakland City Council <i>There were 10 speakers on this item.</i>
6/1/15	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Received and Filed
6/11/15	*Rules & Legislation Committee	Scheduled to the * Special Meeting of the Oakland City Council

2) Receive The Council President's Budget Presentation

[14-1099](#)

**Attachments:**      [View Report.pdf](#)  
[View Supplemental Report.pdf](#)  
[Gallo Supplemental Report.pdf](#)  
[Brooks Supplemental Report.pdf](#)  
[Guillen Supplemental report.pdf](#)

- 12**      Subject:    Creating The Department Of Race And Equity  
From:        Councilmember Desley Brooks  
Recommendation: Adopt An Ordinance Amending Chapter 2.29 Of The Oakland Municipal Code Entitled, "City Agencies, Departments And Offices", Which Established The Organizational Structure Of The City Under The City Administrator's Jurisdiction In Accordance With The Requirements Of The City Charter Section 600, To Create The Department Of Race And Equity By December 2015, That Will Report Directly To The City Administrator; Establishing Definitions And Implementation Steps Related To A Citywide Strategy Of A Fair And Just City; And Receive An Informational Report Identifying The Timeline And All Steps Necessary To Implement The Department By December 2015 [TITLE CHANGE]

[14-0457](#)

**Attachments:**      [View Finance Committee Report.pdf](#)  
[View Life Enrichment Committee Report.pdf](#)  
[View Finance Supplemental Report.pdf](#)  
[View Life Enrichment Supplemental Report.pdf](#)  
[View Supplemental Report.pdf](#)  
[View Supplemental Report.pdf](#)  
[View Supplemental Report.pdf](#)

**Legislative History**

1/29/15	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
2/24/15	*Finance & Management Committee	Received and Filed

*There were 2 speakers on this item*

2/24/15	*Life Enrichment Committee <i>The Committee approved Councilmember Brooks motion to:</i> 1. <i>Change the title from an informational item to an action item. The title would now read: Receive an Informational report and possible action”;</i> 2. <i>That the title be amended to include: “and approval of the Department of Race and Equity Draft Work Plan;</i> 3. <i>That the ordinance be amended to incorporate by reference “Exhibit A” The department of Equity Draft Work Plan (attached in councilperson Brooks’ initial submission);</i> 4. <i>That the item return to the March 24, 2015 Life Enrichment Committee and the City Administrator will identify, set a timeline, and report back all the steps necessary to establish the Department of Race and Equity by December 2015.</i> 5. <i>That this item be scheduled to the full City Council meeting on March 31, 2015.</i>	Continued to the *Life Enrichment Committee
3/5/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
3/24/15	*Life Enrichment Committee  <i>There were 21 speakers on this item.</i>	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
3/26/15	*Rules & Legislation Committee	Rescheduled to the Meeting of the Oakland City Council
6/1/15	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council  <i>There were 22 speakers on this item.</i>	Referred to the Meeting of the Oakland City Council
6/4/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council

**13** Subject: Amending Ordinance 13238 FY 2014-2015 Master Fee Schedule  
From: Revenue Management Bureau  
Recommendation: Adopt An Ordinance Amending Ordinance 13238 C.M.S. (The FY 2014-15 Master Fee Schedule, Or “MSF”), To Establish, Modify And Delete Fees And Penalties Assessed By All Offices, Departments, Bureaus, And Agencies Of The City Of Oakland

[14-0923](#)

- Attachments:**
- [View Report Part A.pdf](#)
  - [View Report Part B.pdf](#)
  - [View Report Part C.pdf](#)
  - [View Supplemental Report.pdf](#)
  - [View Supplemental Report.pdf](#)

**Legislative History**

5/7/15	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
--------	--------------------------------	--

5/26/15 \*Finance & Management Committee Continued to the \*Finance & Management Committee  
*The City Administrator will look into traffic stop revenue to look into possible disparities.*

*The Committee requested the following be provided in a supplemental report:*

- 1. Clarify information about fees in a supplemental report; all fees, new revenue vs. old and detailed information about the following sets of fees: illegal dumping/litter enforcement (OPW), basic police training academy fee, fees on newspaper stands, and telephone booths;*
- 2. Provide information about Prop 26 provided in a supplemental report; and*
- 3. Provide Ellis Application Fees current year vs previous year*

6/9/15 \*Finance & Management Committee Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

*Non-consent*

*The Committee requested the following:*

- Staff to provide analysis from Fire regarding whether any of their proposed decreases (I-31-34) are lower than the fee rate as of the effective date of Prop 26;*
- Reverse proposed deletion of Fire's High-Rise fees (I-36);*
- Staff to provide Prop-26 compliant penalty structure to replace the increased re-inspection fees (I-36) that are proposed for deletion;*
- Reverse proposed reduction for ADA expert witness (M-89);*
- Staff to examine if Parcel Map – Certificate of Correction fee (M-94) is being proposed for less than fee rate as of the effective date of Prop 26;*
- Staff to examine Planning fee reductions (P-99-101, 114-116, 118, & 120) to see if any are proposed for less than fee rate as of the effective date of Prop 26;*
- Reverse proposed deletion of Project Delivery – Survey Services fees (M-90);*
- Increase Pawn Broker Permit & Renewal fees (B-2) to be 100% cost recovering;*
- Staff to examine Parks & Rec entrance and rental fees to provide 5-10% increase for non-residents & a decrease for Oakland seniors;*
- Reverse the proposed increase for Evening Rate for Pacific Renaissance Plaza Garage (stays at \$2/space) (F-16);*
- Change the proposed increase for on-street parking meters (F-15) so that current \$2 rate is retained for smart meters where occupancy is less than 85%;*
- Staff to clarify the work flow processes use for initiating and renewing Residential Permit Parking permits;*
- Staff to identify the revenue loss for FY 15-17 from retaining a Residential Permit Parking Renewal fee (F-21) of \$50.*

**14** Subject: Appropriations Limit For Fiscal Years 2015-2016  
From: Finance Department  
Recommendation: Adopt A Resolution Establishing As Appropriations Limit For Fiscal Years 2015-2016 Pursuant To Article XIII B Of The California Constitution  
[14-0988](#)

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

[Legislative History](#)

6/1/15	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Referred to the * Special Meeting of the Oakland City Council
6/11/15	*Rules & Legislation Committee	Scheduled to the * Special Meeting of the Oakland City Council
6/18/15	*Rules & Legislation Committee	Scheduled to the * Special Meeting of the Oakland City Council

#### **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)**

#### **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**

**Recorded Agenda: (510) 238-2386**

**Telecommunications Display Device: (510) 238-3254**

**THE HANGING OF BANNERS, POSTERS, SIGNS, OR ANY MATERIAL ON OR OVER THE GALLERY BANNISTERS IS STRICTLY PROHIBITED IN ORDER TO ENSURE THE SAFETY OF THOSE ATTENDING MEETINGS.**

**MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM 8:30 A.M. TO 5:00 P.M.**