



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

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, January 19, 2016

5:30 PM

City Council Chamber, 3rd Floor

1 PLEDGE OF ALLEGIANCE

The 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 6:04 p.m.

2 ROLL CALL / CITY COUNCIL

Excused 1 - Laurence E. Reid

Present 7 - Desley Brooks, Annie Campbell Washington, Noel Gallo, Abel J. Guillén, Dan Kalb, Rebecca Kaplan, and Lynette Gibson McElhaney

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

There were 14 Open Forum speakers.

4 ACTIONS ON SPECIAL ORDERS OF THE DAY (Ceremonial Presentations, Reports/Presentations From The Mayor, Council Acknowledgements/Announcements):

Councilmember Campbell Washington took a point of personal privilege and requested that the meeting be adjourned in memory of Joyce Williams.

Councilmember Gallo took a point of personal privilege and requested that the meeting be adjourned in memory of Sergio Pablo Rodriguez and Laura Dempsey Robbins.

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

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

- 4.1 Subject: Proclaiming January As Human Trafficking Prevention Month
From: Councilmembers Gibson McElhaney, Campbell Washington, Guillén And
Office Of The Mayor
Recommendation: Adopt A Resolution Proclaiming January As National Slavery And
Human Trafficking Prevention Month In The City Of Oakland And Urging All Oakland
Residents To Actively Engage In The Elimination Of Slavery And Human Trafficking In
The City
[15-0489](#)

Attachments: [View Report](#)
[85948 CMS](#)

A motion was made by Guillén, seconded by Campbell Washington, that this matter be Adopted as Amended. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 7 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson McElhaney

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF JANUARY 5, 2016
[15-0476](#)

Attachments: [View Report](#)

A motion was made by Kaplan, seconded by Campbell Washington, that this matter be Received and Filed. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 7 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson McElhaney

- 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):

Item 7.5 will be withdrawn and rescheduled to the February 2, 2016 City Council meeting.

- 7 **CONSENT CALENDAR (CC) ITEMS:**

There were 22 speakers on Consent Calendar items.

Approval of the Consent Agenda

A motion was made by Kalb, seconded by Gallo, to approve the Consent Agenda. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 7 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson
McElhanev

- 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
[15-0432](#)

Attachments: [View Report](#)
[85949 CMS](#)

*Councilmember Brooks requested that an updated resolution be provided by the
City Attorney.*

This City Resolution was Adopted.

- 7.2 Subject: Declaration Of Medical Cannabis Health Emergency
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A
Local Public Health Emergency With Respect To Safe, Affordable Access To Medical
Cannabis In The City Of Oakland
[15-0477](#)

Attachments: [View Report](#)
[85950 CMS](#)

*Councilmember Brooks made a motion, seconded by Vice Mayor Kaplan, to
request that staff bring to the next Rules & Legislation Committee meeting a
request to schedule an informational report on the City's proposed Cannabis
Regulations to ensure Oakland is in compliance with current legal regulations in
anticipation of forthcoming changes.*

This City Resolution was Adopted.

- 7.3 Subject: Creation Of A Privacy Advisory Commission
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Establishing The Privacy Advisory
Commission, Providing For The Appointment Of Members Thereof, And Defining The
Duties And Functions Of Said Commission
[15-0294](#)

Attachments: [View Report](#)
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[13349 CMS](#)

This Ordinance was Approved for Final Passage.

- 7.4 Subject: DDA For 2330 Webster Street & 2315 Valdez Street
From: Economic & Workforce Development Department
Recommendation: Adopt An Ordinance Authorizing The City Administrator, Without Returning To The City Council, To Negotiate And Execute A Disposition And Development Agreement (DDA) And Related Documents Between The City Of Oakland And TDP Webster, LLC Or A Related Entity Or Affiliate That Provides For (1) The Sale Of Two Contiguous City-Owned Parcels Located At 2330 Webster Street And 2315 Valdez Street To Developer For Their Combined Appraised Market Value Of \$9,450,000; (2) TDP Webster's Construction On The Property Of A Residential Mixed-Use Project, Including Ground Floor Retail Space And A Public Parking Garage; (3) The City's Purchase From TDP Webster, LLC Of The Public Parking Garage For A Cost Not To Exceed \$13,468,780; (4) Negotiation And Execution Of Agreements Providing For Easements And Entry Rights And Other Matters Required For The Operation And Maintenance Of The Public Parking Garage; And (5) Negotiation And Execution Of Amendments To Existing Parking License Agreement With Third Parties To Facilitate Development Of The Project
[15-0406](#)

Attachments: [View Report](#)
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[13350 CMS](#)

This Ordinance was Approved for Final Passage.

- 7.5 Subject: Amendments To Transitional And Supportive Housing Regulations
From: Planning & Building Department
Recommendation: Adopt An Ordinance, As Recommended By The City Planning Commission, Amending The Oakland Planning Code To: 1) Change Transitional And Supportive Housing Regulations To Comply With State Law; 2) Revise Regulations For Secondary Units; And 3) Make Miscellaneous Minor Changes In Various Chapters Of The Planning Code, And Make Appropriate California Environmental Quality Act Determinations
[15-0357](#)

Attachments: [View Report](#)

[ATTACHMENT A](#)

[ATTACHMENT B](#)

[ATTACHMENT C](#)

[ATTACHMENT D](#)

[View Supplemental Report](#)

[View Supplemental Report](#)

[ATTACHMENT A Revised](#)

[ATTACHMENT B Revised](#)

[ATTACHMENT C Revised](#)

[ATTACHMENT D Revised](#)

[View Supplemental Report](#)

[EXHIBIT A Revised](#)

This Ordinance was * Withdrawn and Rescheduled.to the Meeting of the Oakland City Council to be heard 2/2/2016

- 7.6 Subject: Imposing A Ban On Unsecured Concealable Firearms
From: Councilmembers Kaplan, Kalb & Campbell Washington And City Attorney Barbara Parker
Recommendation: Adopt An Ordinance Banning Unsecured Firearms And Ammunition Located In Unattended Vehicles In The Public Right Of Way And "Public Places" As Defined In The Ordinance [TITLE CHANGE]
[15-0422](#)

Attachments: [View Report](#)

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[13351 CMS](#)

This Ordinance was Approved for Final Passage.

7.7 Subject: Large Capacity Magazine Ban & Safe Firearm Storage
From: Councilmembers Dan Kalb & Annie Campbell Washington
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Prohibiting Possession Of Large-Capacity Magazines; And
[15-0424](#)

Attachments: [View Report](#)
[View Supplemental Report](#)
[View Supplemental Report](#)
[13352 CMS](#)

This Ordinance was Approved for Final Passage.

2) An Ordinance Requiring The Safe Storage Of A Firearm In A Residence
[15-0426](#)

Attachments: [View Report](#)
[View Supplemental Report](#)
[View Supplemental Report](#)
[13353 CMS](#)

This Ordinance was Approved for Final Passage.

7.8 Subject: Settlement Agreement - Zeremariam 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 Joan Zeremariam, Et Al. V. City Of Oakland,
Et Al., Alameda County Superior Court Case No. RG15767845, City Attorney's File
No. 30286, In The Amount Of One Hundred Fifty Thousand Dollars (\$150,000.00)
(Public Works - Dangerous Condition)
[15-0488](#)

Attachments: [View Report](#)
[85951 CMS](#)

This City Resolution was Adopted.

7.9 Subject: Partial Settlement - Claim Of St. John's Episcopal Church
From: Office Of City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle Part Of St. John's Episcopal Church's Claim Against The City Of Oakland, City Attorney's File No. 30323, In The Amount Of Ninety Thousand Five Hundred Sixty-Six Dollars And Thirty Cents (\$90,566.30) (Oakland Public Works -- Sewer)
[15-0487](#)

Attachments: [View Report](#)
[85952 CMS](#)

This City Resolution was Adopted.

7.10 Subject: Settlement Agreement - Christopher Berg 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 Christopher Berg V. City Of Oakland, Alameda County Superior Court Case No. RG14-733306, In The Amount Of Sixty-Five Thousand Dollars And No Cents (\$65,000.00) As A Result Of A Trip And Fall Accident On Or About July 15, 2013 (Public Works Agency - Dangerous Condition)
[15-0485](#)

Attachments: [View Report](#)
[85953 CMS](#)

This City Resolution was Adopted.

7.11 Subject: Establish Residential Permit Parking Area "P"
From: Oakland Public Works Department
Recommendation: Adopt A Resolution To Establish Residential Permit Parking Area "P" In Accordance With The Procedures Of The Oakland Municipal Code Chapter 10.44 To Satisfy A Condition Of Approval For The Children's Hospital And Research Center Oakland (Now UCSF Benioff Children's Hospital Oakland) Expansion Project Per City Ordinance No. 13311 C.M.S. Approved On June 2, 2015; And To Accept And Appropriate \$23,450 From UCSF Benioff Children's Hospital Oakland To Establish Residential Permit Parking Area "P"
[15-0460](#)

Attachments: [View Report](#)
[85954 CMS](#)

This City Resolution was Adopted.

7.12 Subject: Acceptance Of California Active Transportation Program Grants
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Up To Four Million Five Hundred Fifty Four Thousand Dollars (\$4,554,000.00) In Active Transportation Program Funds Assigned To The Metropolitan Transportation Commission; Commit Matching Funds Of Up To Three Hundred Sixty Thousand Dollars (\$360,000.00), And; Assure Completion Of The Telegraph Avenue Complete Street Project; And
[15-0461](#)

Attachments: [View Report](#)
[85955 CMS](#)

This City Resolution was Adopted.

2) A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Up To Four Million Six Hundred Eighty Three Thousand Dollars (\$4,683,000.00) In Active Transportation Program Funds Assigned To The California Transportation Commission For The 19th Street Bart To Lake Merritt Urban Greenway Project, And; Commit Matching Funds Of Up To One Hundred Thousand Dollars (\$100,000.00)
[15-0462](#)

Attachments: [85956 CMS](#)

This City Resolution was Adopted.

7.13 Subject: Major Encroachment Permit At 322 Broadway & 419 4th Street
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Dowell Company Inc. To Allow A Portion Of The Existing Building To Encroach Into The Public Right-Of-Way Along The Building's Frontage At 322 Broadway And At 419 4th Street
[15-0463](#)

Attachments: [View Report](#)
[85957 CMS](#)

This City Resolution was Adopted.

- 7.14 Subject: Designating 14th Street Corridor The "Black Arts Movement And Business District"
From: Council President Lynette Gibson McElhaney
Recommendation: Adopt A Resolution Designating The 14th Street Corridor From Oak Street To Frontage Road As The "Black Arts Movement And Business District" To Highlight, Celebrate, Preserve And Support The Contributions Of Oakland's Black Artists And Business Owners And The Corridor As A Place Central Both Historically And Currently To Oakland's Black Artists And Black Owned Businesses [TITLE CHANGE]
[15-0368](#)

Attachments: [View Report](#)
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[85958 CMS](#)

This City Resolution was Adopted.

- 7.15 Subject: Recognized Obligation Payment Schedule 2016-17
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Approving The Submission Of A Recognized Obligation Payment Schedule And Successor Agency Administrative Budget For July 1, 2016, Through June 30, 2017, To The Oakland Oversight Board, The County And The State
[15-0459](#)

Attachments: [View Report](#)
[View Supplemental Report](#)
[View Supplemental Report](#)
[2016-001 ORSA](#)

This City Resolution was Adopted.

- 7.16 Subject: Trust Accounts For Senior Center Events And Activities
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept, Appropriate, And Expend Revenue Received In City Established Trust Accounts For Senior Center Events And Activities
[15-0468](#)

Attachments: [View Report](#)
[View Supplemental Report](#)
[85959 CMS](#)

This City Resolution was Adopted.

7.17 Subject: Chabot Space And Science Center Funding
From: Councilmember Campbell Washington
Recommendation: Adopt A Resolution Amending The FY 2015-2017 Biennial Budget (Resolution No. 85672 C.M.S.) To Increase The FY 2015-16 Appropriation From The Undesignated General Purpose Fund Balance By \$273,105 And Decrease The FY 2016-2017 Appropriation By An Equal Amount To Advance The FY 2016-17 Subsidy To The Chabot Space And Science Center, And Amending Resolution No. 85741 C.M.S., Which Approved A Grant In The Amount Of \$273,105 In Fiscal Year 2015-16, To Increase The Grant For Fiscal Year 2015-16 To \$546,210
[15-0469](#)

Attachments: [View Report](#)
[View Supplemental Report](#)
[85960 CMS](#)

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

Excused: 1 - Reid

Abstained: 1 - Brooks

Aye: 6 - Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson McElhaney

7.18 Subject: Recreational Therapy Internship Programs
From: Oakland Parks And Recreation Department
Recommendation: Adopt A Resolution To Authorize The City Administrator To Enter Into An Agreement With California State University, Sacramento And An Agreement With California State University, East Bay For Recreational Therapy Internship Programs For A Five Year Term Each
[15-0470](#)

Attachments: [View Report](#)
[85961 CMS](#)

This City Resolution was Adopted.

- 7.19** Subject: West Oakland Street Outreach Services Extension
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend The Oakland Unite Grant Agreement With Healthy Communities, Inc. To Extend West Oakland Street Outreach Services For Up To Six Months From January 1, 2016 Through June 30, 2016 In An Additional Amount Not To Exceed \$156,000
[15-0465](#)

Attachments: [View Report](#)
[View Supplemental Report](#)
[85962 CMS](#)

This City Resolution was Adopted.

- 7.20** Subject: Alameda County School Safety Agreement
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To: 1) Accept And Appropriate The Alameda County Public Health Department (ACPHD) Active Transportation Program Grant Funds In An Amount Not To Exceed Eighty Four Thousand Dollars (\$84,000); 2) Enter Into A Contract With ACPHD For The Period Of July 1, 2015 To September 30, 2017 To Develop Traffic Safety Plans, Implement School Safety Patrol Programs, And Provide Additional Traffic Enforcement Around Schools, In Support Of The "Be Oakland Be Active" (BOBA) Program; And 3) Authorize A Contribution In An Estimated Amount Of Twelve Thousand Nine Hundred And Two Dollars (\$12,902) From The General Purpose Fund To Subsidize The Central Services Overhead (CSO) Charges Affiliated With This Program.
[15-0466](#)

Attachments: [View Report](#)
[85963 CMS](#)

This City Resolution was Adopted.

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

A motion was made by Guillén, seconded by Gallo, that this matter be Approve as Submitted the oral report from the Office of the City Attorney of 3 final decisions made during Closed Session. Please refer to Attachment A for the details of the final decision. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 7 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson McElhane

**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: Golden Gate Renaming
From: Oakland Parks And Recreation Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A
Resolution To Rename The Golden Gate Recreation Center The Charles Porter
Golden Gate Recreation Center
[15-0408](#)

Attachments: [View Report](#)
[85964 CMS](#)

*Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at
8:00 p.m.*

1 individual spoke on this item.

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

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

Excused: 1 - Reid

Aye: 7 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson
McElhaney

9.2 Subject: Implementing A Bike Share Program
From: Oakland Public Works Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The
Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator Or Designee To Accept And
Appropriate Anticipated Shared Revenue And Any Liquidated Damages From The
Metropolitan Transportation Commission For The Bike Share Program; And
[15-0471](#)

Attachments: [View Report](#)
[85965 CMS](#)

*Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at
8:07 p.m.*

No individuals spoke on this item.

*Vice Mayor Kaplan made a motion, seconded by Councilmember Gallo, to close
the Public Hearing, and hearing no objections, the motion passed by 7 Ayes:
Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan Council President
Gibson McElhane and 1 Excused - Reid.*

**A motion was made by Kaplan, seconded by Gallo, that this matter be Adopted
with the request that Staff continue to negotiate for lower fees and lower late fees
for low-income individuals, provide an option for a monthly pass and provide for
community outreach and input regarding locations for stations. The motion
carried by the following vote:**

Excused: 1 - Reid

Aye: 7 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson
McElhane

Subject: Implementing A Bike Share Program
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Title 12.08 Of The Oakland Municipal Code To Allow For
The Encroachment Of Bike Sharing Stations In The Public Right Of Way; And
Amending Ordinance Number 13339 (The FY 2015-16 Master Fee Schedule, Or
"MFS") To Establish Fees For The New Permits And Appropriates The New Fees Into
The Bay Area Air Quality Management District Fund (2166), Transportation Planning
And Funding Organization (30275), Project Number To Be Established; And
[15-0472](#)

Attachments: [View Report](#)

**A motion was made by Kaplan, seconded by Gallo, that this matter be Approved
On Introduction and Scheduled for Final Passage to the Meeting of the Oakland
City Council, to be heard 2/2/2016. The motion carried by the following vote:**

Excused: 1 - Reid

Aye: 7 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson
McElhanev

2) An Ordinance Granting A Franchise To Bay Area Motivate, LLC To Operate A Bike Share Program, Authorizing The City Administrator Or Designee To Negotiate And Execute A Franchise Agreement, And Certifying CEQA Exemption Findings

[15-0473](#)

Attachments: [View Report](#)

A motion was made by Kaplan, seconded by Gallo, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard 2/2/2016. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 7 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson
McElhanev

9.3 Subject: 6046 Colton Boulevard Utility Pole Telecommunications Project Appeal
From: Planning & Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Denying Appeal #PLN15071-A01 and Upholding the Decision of the City Planning Commission to Approve Regular Design Review to Install A Telecommunications Facility Onto a Replacement Utility Pole Located in the Public Right-of-Way Fronting the Lot Line At 6046 Colton Boulevard

[15-0484](#)

Attachments: [View Report](#)

[85966 CMS](#)

Upon the reading of Item 9.3 by the City Clerk, the Public Hearing was opened at 8:14 p.m.

Three parties spoke on this item.

Councilmember Campbell Washington made a motion, seconded by Councilmember Brooks, to close the Public Hearing, and hearing no objections, the motion passed by 7 Ayes: Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan and Council President Gibson McElhanev and 1 Excused - Reid.

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

Excused: 1 - Reid

Aye: 7 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson
McElhanev

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

11 Subject: AC-OCAP Annual Report And 2016 CSBG Grant Renewal
From: Human Services Department
Recommendation: 1) Receive The Alameda County-Oakland Community Action Partnership (AC-OCAP) Annual Report; And
[15-0347](#)

Attachments: [View Report](#)

There were 6 speakers on this item.

A motion was made by Gibson McElhaney, seconded by Guillén, that this matter be Received and Filed. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 7 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson McElhaney

2) Adopt A Resolution: (1) Authorizing The City Administrator To Accept And Allocate A Renewal Grant In The Amount Of \$1,270,145 In Anti-Poverty Community Services Block Grant (CSBG) Funds For 2016 From The California Department Of Community Services And Development (CSD); (2) Authorizing The City Administrator To Accept And Appropriate Additional Grant Funds From CSD For The Same Purpose Without Returning To Council; (3) Authorizing A Contribution From The General Purpose Fund In An Amount Equivalent To The Department's Central Services Overhead Charges Estimated At \$86,789; And (4) Authorizing The City Administrator To Enter Into Grant Agreements, Professional Services Contracts, And Amendments With Alameda County - Oakland Community Action Partnership's Service Providers For The 2016 Program Year
[15-0361](#)

Attachments: [View Report](#)
[85967 CMS](#)

The Council adopted the resolution as amended to withdraw the grant awards from Dream Catcher and Covenant House pending review and determination by the City Attorney regarding a possible conflict of interest for a AC-OCAP Board member.

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

Excused: 1 - Reid

Aye: 7 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson McElhaney

- 12 Subject: Extension Of Contracts With Independent Monitor And Compliance Director
From: Oakland Police Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Waiving The Advertising/ Bidding And Request For Proposals/ Qualifications Requirements And Authorizing A One-Year Extension (Through January 20, 2017) Of The Professional Services Agreement Between The City Of Oakland And Police Performance Solutions, LLC. For Monitoring And Technical Assistance Services In Delphine Allen V. City Of Oakland, For Six Hundred Fifty Thousand (\$650,000) And A Total Contract Amount Not To Exceed Five Million Eight Hundred Ninety-Four Thousand Three Hundred Twenty Dollars (\$5,894,320); And [15-0464](#)

Attachments: [View Report](#)
[View Supplemental Report](#)
[85968 CMS](#)

There was one speaker on this item.

A motion was made by Kaplan, seconded by Campbell Washington, that this matter be Adopted. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 6 - Brooks, Campbell Washington, Guillén, Kalb, Kaplan, and Gibson McElhaney

No: 1 - Gallo

2) A Resolution Waiving The Advertising/ Bidding And Request For Proposals/ Qualifications Requirements And Authorizing Up To A One-Year Extension (Through January 20, 2017) Of The Professional Services Agreement Between The City Of Oakland And Warshaw & Associates Inc., To Provide Compliance Director Services To The City In Delphine Allen V. City Of Oakland, In An Amount Not To Exceed One Hundred Sixty-Five Thousand Dollars (\$165,000) And For A Total Contract Amount Not To Exceed Four Hundred Ninety-Five Thousand Dollars (\$495,000) [15-0458](#)

Attachments: [85969 CMS](#)

A motion was made by Kaplan, seconded by Campbell Washington, that this matter be Adopted. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 6 - Brooks, Campbell Washington, Guillén, Kalb, Kaplan, and Gibson McElhaney

No: 1 - Gallo

- 13** Subject: Homeless Shelter Crisis in the City of Oakland
From: Office Of The city Administrator
Recommendation: Receive A Report And Recommendation Authorizing The City
Administrator To Take Necessary Actions To Create Immediate Additional Shelter
Capacity And Finalize A Proposal For Sanctioned Shelter
[15-0490](#)

Attachments: [View Report](#)

There were 24 speakers on this item.

Councilmember Guillén made a motion, seconded by Council President Gibson McElhane, to schedule Option 1, the allocation of \$180,000 for expansion of the winter shelter program by adding 50 beds, to the January 26, 2016 Community & Economic Development Committee agenda. The motion carried with a vote of 7 Ayes, 1 Excused - Reid.

A motion was made by Vice Mayor Kaplan, seconded by Councilmember Guillén, that this report be Continued to the Meeting of the Oakland City Council and request additional information including details of the costs and implementation of the proposals in the report and additionally City-owned properties that might be used and a new option whether it becomes a City-owned property or not for a scaled down new sheltering location that does not have to have the \$2.5 million of service, but something in between that and more in the direction of our current winter shelter where it doesn't have every service on site but does allow us to get more people out of the rain more quickly. This should include not only City-owned properties, but staff should work with state, county, and federal agencies, Community College Districts, and OUSD for utilization of any and all public facilities.

The motion carried with a vote of:

Excused: 1 - Reid

Aye: 7 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson McElhane

- 14** Subject: City Issued Firearms - Public Safety Committee Motion
From: Office Of The City Attorney
Recommendation: Adopt A Motion Recommending That The Council (i) Request That The City Administrator Conduct The Necessary Meet And Confer Process With The Union, Regarding Ordinance No. 2 Above, And (ii) Requesting That The City Administrator Or City Attorney Schedule The Ordinance For Council Consideration Once The Meet And Confer Process Is Concluded

Ordinance No. 2: An Ordinance Requiring That City-Issued Firearms In Unattended Vehicles Be Secured

[15-0491](#)

Attachments: [View Report](#)

There are 2 speakers on this item.

A motion was made by Kalb, seconded by Kaplan, to Adopt the Motion Recommending That The Council (i) Request That The City Administrator Conduct The Necessary Meet And Confer Process With The Union, Regarding An Ordinance Requiring That City-Issued Firearms In Unattended Vehicles Be Secured, And (ii) Requesting That The City Administrator Or City Attorney Schedule The Ordinance For Council Consideration Once The Meet And Confer Process Is Concluded. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 7 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Gibson McElhane

15 This item was removed from the agenda and rescheduled to the February 2, 2016 City Council agenda.

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 in memory of Joyce Williams, Sergio Pablo Rodriguez, Laura Dempsey Robbins, Andrew Hatch and Nicholas Caldwell at 10:40 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 5 days 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

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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.