

DRAFT



City of Oakland Meeting Minutes

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

*** Special Concurrent Meeting of the Oakland
Redevelopment Successor Agency and Community &
Economic Development Committee
Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California 94612**

City of Oakland Website: <http://www.oaklandnet.com>

Tuesday, July 22, 2014

1:30 PM

City Council Chambers - 3rd Floor

Roll Call / Call To Order

Councilmember Present: 4 - Vice Mayor Reid, Council President Kernighan, Member Schaaf and Member Gibson McElhaney
The Oakland City Council Community and Economic Development Committee convened at 1:40 p.m, with Vice Mayor Reid presiding as Chairperson.

Councilmember Schaaf arrived at 1:45 p.m.

COMMITTEE MEMBERSHIP:

Lynette Gibson McElhaney, District 3, Council President Patricia Kernighan, District 2, Libby Schaaf, District 4; Chairperson: Vice Mayor Larry Reid, District 7

1 Approval Of The Draft Minutes From The Committee Meeting Held On July 8, 2014

A motion was made by Member Gibson McElhaney, seconded by Council President Kernighan, to * Approve as Submitted. The motion carried by the following vote:

Votes: Councilmember Absent: Member Schaaf

Councilmember Aye: Vice Mayor Reid, Council President Kernighan and Member Gibson McElhaney

2 Determination Of Schedule Of Outstanding Committee Items

A motion was made by Member Gibson McElhaney, seconded by Council President Kernighan, to * Approve as Submitted. The motion carried by the following vote:

Votes: Councilmember Absent: Member Schaaf

Councilmember Aye: Vice Mayor Reid, Council President Kernighan and Member Gibson McElhaney

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3 Subject: Informational Report On Bankruptcy Proceedings Of R.E, Loans LLC
From: Council President Kernighan
Recommendation: Receive An Informational Report From The City Attorney Addressing Questions Raised By Gene Hazzard Regarding A Lawsuit Entitled Dennis Faulkner, As Trustee Of REL Liquidating Trust v. Rotunda Partners II, LLC And Leonard Epstein, Arising Out Of The Chapter 11 Bankruptcy Proceeding Of R.E. Loans, LLC, And Whether That Lawsuit Impacts The City's Legal Rights Against Rotunda Partners II Under The Disposition And Development Agreement For The Rotunda Building And Related Parcels [TITLE CHANGE] [13-0690](#)

A motion was made by Council President Kernighan, seconded by Member Schaaf, that this matter be * Received and Filed. The motion carried by the following vote:

Votes: Councilmember Aye: Vice Mayor Reid, Member Schaaf, Council President Kernighan and Member Gibson McElhaney
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4 ~~Subject: Continue The Pilot Extended Hours Permits Program For Cabarets~~
~~From: President Pro Tempore Kaplan~~
~~Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 5.12, Cabarets, To Continue The Pilot Extended Hours Permits Program For An Additional Two Years~~
~~[13-0656](#)~~

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5 Subject: Emeryville Berkeley Oakland Transit Study
From: Department Of Economic And Workforce Development
Recommendation: Receive An Informational Report On The Emeryville Berkeley Oakland Transit Study
[13-0719](#)

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

Votes: Councilmember Aye: Vice Mayor Reid, Member Schaaf, Council President Kernighan and Member Gibson McElhaney
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6 Subject: Application To Expand Foreign Trade Zone
From: Department Of Economic And Workforce Development
Recommendation: Adopt A Resolution Authorizing The City Administrator To Submit A Foreign Trade Zone Alternative Site Framework Application And To Sign And Enter Into An Agreement With The Foreign Trade Zone Board, U.S Department Of Commerce
[13-0720](#)

A motion was made by Member Gibson McElhaney, seconded by Member Schaaf, that this matter be * Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council, due back on July 29, 2014. The motion carried by the following vote:

Votes: Councilmember Aye: Vice Mayor Reid, Member Schaaf, Council President Kernighan and Member Gibson McElhaney
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[85136 C.M.S.pdf](#)

7 Subject: ENA For 2315 Valdez St And 2330 Webster Street
From: Department Of Economic And Workforce Development
Recommendation: Adopt A Resolution Authorizing An Exclusive Negotiating Agreement For A Period Of One Year With The Option To Extend Administratively For 90 Days With Harrison TDP Partners, LLC, To Develop A Mixed-Use Project On City owned Properties At 2315 Valdez Street And 2330 Webster Street
[13-0722](#)

A motion was made by Member Gibson McElhaney, seconded by Council President Kernighan, that this matter be * Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council. The motion carried by the following vote:

Votes: Councilmember Aye: Vice Mayor Reid, Member Schaaf, Council President Kernighan and Member Gibson McElhaney
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8 Subject: Annual Reports Of Property-Based BID's
From: Department Of Economic And Workforce Development
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Approving The Fiscal Year 2013-2014 Annual Reports Of The Koreatown/Northgate Community Benefit District Of 2007, The Downtown Oakland Community Benefit District Of 2008, The Lake Merritt/Uptown Community Benefit District Of 2008, The Fruitvale Property Business Improvement District Of 2011, And The Lakeshore/Lake Park Business Improvement Management District Of 2012 Advisory Boards; Confirming The Continuing Annual Assessment For Each Applicable District For Fiscal Year 2014/15; And Authorizing Payment Of The City's Cumulative Fiscal Year 2014/15 Fair Share Assessment In An Approximate Amount Of \$209,150.04 For City-Owned Properties In The Koreatown/Northgate District, The Downtown Oakland District, The Lake Merritt/Uptown District And The Fruitvale District; And
[13-0730](#)

A motion was made by Council President Kernighan, seconded by Member Schaaf, that this matter be * Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council, due back on July 29, 2014. The motion carried by the following vote:

Votes: Councilmember Aye: Vice Mayor Reid, Member Schaaf, Council President Kernighan and Member Gibson McElhaney
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2) An Oakland Redevelopment Successor Agency Resolution Authorizing Payment Of The Oakland Redevelopment Successor Agency's Cumulative Fiscal Year 2014/15 Fair Share Assessment In An Approximate Amount Of \$8,819.40 For Oakland Redevelopment Successor Agency-Owned Properties In The Downtown Oakland Community Benefit District Of 2008, And The Fruitvale Property Business Improvement District Of 2011
[13-0730-1](#)

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9 Subject: Basement Backfill And Repair Program
From: Department Of Economic And Workforce Development
Recommendation: Adopt A Resolution (1) Authorizing The Creation Of A City Basement Backfill And Repair Program, (2) Allocating \$2,636,845 For The Program Using Excess Central District Bond Funds Under The Bond Expenditure Agreement, And (3) Authorizing The City Administrator To Make Grants Under The Program Without Returning To Council
[13-0731](#)

A motion was made by Council President Kernighan, seconded by Member Schaaf, that this matter be * Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council, due back on July 29, 2014. The motion carried by the following vote:

Votes: Councilmember Aye: Vice Mayor Reid, Member Schaaf, Council President Kernighan and Member Gibson McElhaney
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10 Subject: Permanent Regulations For Crematories
From: Department Of Planning And Building
Recommendation: Conduct A Public Hearing And Upon Conclusion 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](#)

A motion was made by Member Gibson McElhaney, seconded by Member Schaaf, that this matter be * Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council, due back on July 29, 2014. The motion carried by the following vote:

Votes: Councilmember Aye: Vice Mayor Reid, Member Schaaf, Council President Kernighan and Member Gibson McElhaney
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11 Subject: Oakland Sustainable And Fair Compensation Act Of 2014
From: Council President Patricia Kernighan
Recommendation: Adopt A Resolution Submitting, On The Council's Own Motion To The Electors At The November 4, 2014 Statewide General Election, The "Oakland Sustainable And Fair Compensation Act Of 2014", A Proposed City Ordinance Establishing A City Minimum Wage And Requiring Paid Sick Leave; And Directing The City Clerk To Fix The Dates For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Law
[13-0735](#)

*** No Action Taken**
Item 11 and 12 were taken together

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S-12 Subject: City Minimum Wage And Sick Leave Ordinance
From: Council President Patricia Kernighan
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To Establish
A City Minimum Wage And Require Paid Sick Leave
[13-0757](#)

*** Scheduled to * Special Meeting of the Oakland City Council on 7/29/2014**

The Committee approved recommendations as amended to include the following revisions:

1) Add direct care worker to 2nd tier of the phase in with small business owners; and

Add and option to eventually get to \$15.00.

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Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Community and Economic Development Committee adjourned the meeting at 4:15 p.m.

* In the event of a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however no final City Council action can be taken.

NOTE: 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.

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**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.**

City Clerk and Clerk of the Council