



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 - DRAFT

Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board

*Oakland City Hall, 1 Frank H. Ogawa Plaza,
Oakland, California 94612*

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

Tuesday, June 20, 2017

5:30 PM

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 6:55 p.m.

2 ROLL CALL / CITY COUNCIL

Excused 1 - Desley Brooks

Present 7 - Annie Campbell Washington, Noel Gallo, Lynette McElhane, Abel J. Guillén, Dan Kalb, Rebecca Kaplan, and Laurence E. Reid

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

There were 25 open forum speakers

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

Councilmember Kaplan took a point of personal privilege and requested that the meeting be adjourned in memory of Andrew Goodman, James Chaney and Michael Schwerner.

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF MAY 30, SPECIAL JUNE 6 AND JUNE 6, 2017 CITY COUNCIL [16-1237](#)

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

Excused: 1 - Brooks

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

**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):**

Pursuant Council's Rules of Procedures, Rule 6(7) Councilmember Kalb made a motion, seconded by Pro Tem Guillen to pull item #8 regarding the Police Enabling Ordinance from the June 13, 2017 Public Safety Committee and schedule the item to the Special City Council meeting of June 26, 2017.

Councilmember McElhanev made a motion, seconded by Councilmember Kalb to reschedule the Police Enabling Ordinance from the Special City Council Meeting of June 26, 2017 to the Special City Council meeting of June 27, 2017. Hearing no objections, the motion passed by Ayes: Campbell Washington, Gallo, Guillen, Kalb, Kaplan, McElhanev, and Reid - 7; Excused: Brooks - 1

Subject: Police Commission Enabling Ordinance
From: Councilmembers Dan Kalb And Noel Gallo
Recommendation: Adopt An Ordinance (1) Enabling Implementation Of The City Charter Amendment Creating The Oakland Police Commission And The Community Police Review Agency, (2) Establishing A Civilian Inspector General, And (3) Requiring An Annual Report And Presentation By The Community Policing Advisory Board To The Commission
[16-1095](#)

This Ordinance be Referred to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 6/26/2017

This Ordinance be Referred to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 6/27/2017

Excused: 1 - Brooks

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

7 CONSENT CALENDAR (CC) ITEMS:

**AT THIS TIME, THE MEETING OF THE OAKLAND AREA GHAD
SHALL BE CONVENEED**

At 7:46 p.m. the meeting of the Geological Hazard Abatement District convened with Council President Reid serving as Chair.

- 7.1 Subject: Approve The GHAD Budget For The 2017/2018 Fiscal Year
From: Geologic Hazard Abatement District (GHAD)
Recommendation: Adopt The Following Pieces Of Legislation:

1) Adopt Oakland Area GHAD Resolution No. 16 Approving The GHAD Budget For 2017/2018 Fiscal Year And Updating GHAD Manager Payment Limit Under Consulting Services Agreement, As Recommended By The GHAD Attorney And GHAD Manager; And

[16-1252](#)

Upon the reading of Item 7.1 by the City Clerk, the Public Hearing was opened at 7:45 p.m.

0 individuals spoke on this item.

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

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

Excused: 1 - Brooks

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

2) Receive The GHAD Statement Of Investment Policy Prepared By The GHAD Treasurer

[16-1253](#)

A motion was made by Abel J. Guillén, seconded by Noel Gallo, that this matter be Received and Filed. The motion carried by the following vote:

Excused: 1 - Brooks

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

AT THIS TIME, THE MEETING OF THE OAKLAND AREA GHAD WILL BE ADJOURNED

At 7:49 p.m. the meeting of the Geological Hazard Abatement District adjourned.

Approval of the Consent Agenda

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

Excused: 1 - Brooks

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

- 7.2 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
[16-1238](#)

This City Resolution was Adopted.

- 7.3 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
[16-1239](#)

This City Resolution be Adopted.

- 7.4 Subject: "ASK" Day Resolution
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Proclaiming June 21st To Be "Asking Saves Kids" ("ASK") Day In The City Of Oakland
[16-1218](#)

This City Resolution was Adopted.

- 7.5 Subject: Elder Abuse Awareness Month
From: Vice Mayor Campbell Washington
Recommendation: Adopt A Resolution Declaring June 15, 2017 As Elder Abuse Awareness Day And June 2017 As Elder Abuse Awareness Month
[16-1224](#)

This City Resolution was Adopted.

- 7.6 Subject: Amending The Emergency Management And Disaster Council Program
From: OFD/ Office Of Emergency Service
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 8.50 To Reflect Changes In The City's Emergency Organization, The City's Disaster Council, And Changes In State Rules And Regulations The New Title Of OMC 8.50 Shall Be "Oakland Emergency Services Organization And Disaster Council"
[16-1070](#)

This Ordinance was Approved for Final Passage.

- 7.7 Subject: Amending The Term Sheet For The DDA For The Properties Located At 3455 And 3461 Champion Street
From: Economic And Workforce Development Department
Recommendation: Adopt An Ordinance (1) Amending The Term Sheet For The Disposition And Development Agreement For The Properties Located At 3455 And 3461 Champion Street Previously Approved By Ordinance Number 13400 C.M.S. To Modify The Project Schedule, Including Extending The Outside Dates For Closing And Completion Of Construction, And The Hours Of Operation; And (2) Authorizing The City Administrator, Without Returning To The City Council, To Negotiate And Execute Such Disposition And Development Agreement And Related Documents Between The City Of Oakland And Carlos Soloman And Dominica Rice-Soloman (Or Their Related Entities Or Affiliates), All Of The Foregoing Documents To Be In A Form And Content Substantially In Conformance With The Amended Term Sheet Attached As Exhibit A [16-1160](#)

This Ordinance was Approved for Final Passage.

- 7.8 Subject: Salary Ordinance Amendment And Exemption Resolution
From: Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Classification Of Special Counsel - Labor And Employment [16-1096](#)

This Ordinance was Approved for Final Passage.

- 7.9 Subject: Salary Ordinance Amendment
From: Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Full-Time Classification Of Municipal Code Enforcement Officer; To Add The Permanent Part-Time Equivalent Classification Of Urban Economic Analyst, IV, Projects, PPT; To Amend The Title Of Citizen's Police Review Board (CPRB) Executive Director To Executive Director, Community Police Review Agency (CPRA); And To Delete Various Outdated Temporary Parks And Recreation Classifications [16-1065](#)

This Ordinance was Approved for Final Passage.

- 7.10 Subject: Reappointment To The Civil Service Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Christopher Johnson, Lauren Baranco To The Civil Service Board [16-1264](#)

This City Resolution was Adopted.

- 7.11 Subject: Appointment To The Commission On Persons With Disabilities
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Daryl Meshack To The Commission On Persons With Disabilities
[16-1265](#)

This City Resolution was Adopted.

- 7.12 Subject: Appointment To The Library Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Sarah McClung And Laura Liang As Members Of The Library Advisory Commission
[16-1266](#)

This City Resolution was Adopted.

- 7.13 Subject: Appointment To The Sugar Sweetened Beverages Community Advisory Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Gema Cardenas, Donna Carey, Jared Fine, Julia Liou, Tonya Love, Kim Martinez, Esperanza Pallana, Renia Webb, And Priscilla Wilson As Members Of The Sugar Sweetened Beverages Community Advisory Board
[16-1267](#)

This City Resolution was Adopted.

7.14 The Item Regarding "Amending Chapter 15.62 Of The Oakland Municipal Code" Has Moved To The Non-Consent Portion Of The Agenda And is Now Item 17

- 7.15 Subject: Support SB 355 (Mitchell)-No Reimbursement For Court-Appointed Counsel From People Found Guilty
From: Councilmember Kalb
Recommendation: Adopt A Resolution In Support Of California Senate Bill (SB) 355 (Senators Mitchell And Lara), Which Would Limit The Court's Ability To Order People Who Are Provided Court-Appointed Defense Counsel To Subsequently Reimburse The County For The Costs Of Such Counsel Except When They Are Convicted Of A Felony Or Misdemeanor
[16-1120](#)

This City Resolution was Adopted.

- 7.16** Subject: Amendment Of Municipal Code Section 2.29
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending Chapter 2.29 Of The Oakland Municipal Code Entitled "City Agencies, Departments And Offices" To Create The Community Police Review Agency; To Transfer Employee Relations To The Human Resources Department; To Transfer The Budget Office To The Finance Department; And To Remove References To Divisions And Bureaus
[16-1113](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 6/27/2017

- S7.17** Subject: Accela Inc Contract
From: Information Technology Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To: 1) To Award A Contract(s) To Accela, Inc. Or Accela Authorized Vendors - I. For Continued Maintenance, Hosting, Licensing And Professional Services To Support The Accela System For A Period Of Five Years In A Total Amount Not To Exceed Two Million Three Hundred Eleven Thousand Four Hundred One Dollars (\$2,311,401), For All Contracts Awarded, And II. For Professional Services Associated With The Implementation Of A Fire Inspection Module For The Oakland Fire Department Fire Prevention Bureau In An Amount Not To Exceed Four Hundred Fourteen Thousand Dollars (\$414,000), For All Contracts Awarded, And 2) To Waive The Competitive Request For Proposal Requirements For These Contracts
[16-1212](#)

This City Resolution was Adopted.

- S7.18** Subject: Oakland Debt Management Policy
From: Finance Department
Recommendation: Adopt A Resolution Amending And Adopting The Debt Management Policy Of The City Of Oakland
[16-1165](#)

This City Resolution was Adopted.

- S7.19** Subject: BART Parking Program On Snell St. At The Coliseum Station
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The Establishment Of A Bay Area Rapid Transit (BART) Preferential Permit Parking Program On Snell Street Between 69th And 75th Avenues For The Daily Use By BART Riders At The Coliseum Station
[16-1171](#)

This City Resolution was Adopted.

- S7.20** Subject: Resolution To Establish Area "Q" And Expand RPP Area "C", "D", And "N"
From: Transportation Department
Recommendation: Adopt A Resolution To Establish Residential Permit Parking (RPP) Area "Q" And Expand Areas "C", "D" And "N" In Accordance With The Procedures Of The Oakland Municipal Code Chapter 10.44 At The Following Street Segments: A. Lagunitas Avenue Between Euclid Avenue And End, North Side B. Lagunitas Avenue Between Burk Street And Euclid End, South Side C. Lagunitas Avenue Between Burk Street And Euclid Avenue, South Side D. Burk Street Between Euclid Avenue And Lagunitas Avenue, South Side E. Euclid Avenue Between Burk Street And Lagunitas Avenue, East Side F. Euclid Avenue Between Lagunitas Avenue And Van Buren, East Side G. Shafter Avenue Between Cavour And Clifton Street H. Claremont Avenue Between Colby And 60th Street, North Side I. North Street Between Dana And Colby Street J. 40th Street Between Lusk And West Street K. Shafter Avenue Between 41st And 42nd Street L. 42nd Street Between Opal Street And Manila Avenue M. Manila Avenue Between 41st And 42nd Street N. Opal Street Between 41st And 42nd Street O. 41st Street Between Shafter Avenue And Opal Street, North Side P. Emerald Street Between 41st And Garnet Street, East Side Q. Emerald Street Between Garnet Street And 42nd Street, West Side R. Emerald Street Between 41st And 42nd Street, West Side S. 41st Street Between Broadway And Manila Avenue, South Side T. 41st Street Between West Street And Lusk Street U. Opal Street Between 40th And 41st Street, East Side V. 41st Street Between Opal And Manila Avenue W. Manila Avenue Between 40th And 41st Street, West Side

[16-1172](#)

To amend item Q of the item for this title to correct the typo to change West to East after the reference to "Garnet Street and 42nd Street"

This City Resolution was Adopted.

- S7.21** Subject: FEMA Winter Storm 2017
From: Oakland Public Works Department/Department Of Transportation
Recommendation: Adopt A Resolution Approving Appropriation Of \$3,782,303 To Secure Timely Payments Of Contracting Costs Incurred By The City For Emergency And Permanent Construction And Repair Work That Resulted From The January And February 2017 Disaster-Designated Winter Storms

[16-1214](#)

This City Resolution was Adopted.

- S7.22** Subject: Woodminster Amphitheater - Phase 2 ADA Improvements
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Rejecting All Bids, Waiving Further Advertising And Competitive Bidding, And Authorizing The City Administrator, Or Designee, To Negotiate And Execute A Construction Contract Up To An Amount Of Nine Hundred Ten Thousand Dollars (\$910,000.00) In The Open Market For The Woodminster Amphitheater - Phase 2 ADA Improvements (Project No. 1000964) In Accordance With The Contract Documents, And To Allocate From Woodminster Miscellaneous Trust Fund (7999) Up To An Amount Of One Hundred Thirty Thousand Dollars (\$130,000.00) To The Capital Improvement Project Organization (92270) Under Project No. 1000964.
[16-1176](#)

This City Resolution was Adopted.

- S7.23** Subject: Acceptance Of One Bay Area Grants
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Apply For, Accept And Appropriate Nine Million Six Hundred Eighty Seven Thousand Dollars (\$9,687,000) In One Bay Area Grant Funds From The Metropolitan Transportation Commission For The Oakland Local Streets And Roads (LSR) Paving Program Project And The Lakeside Family Streets Project; Commit Matching Funds Of Up To One Million Two Hundred Fifty Seven Thousand Dollars (\$1,257,000); And Assure Completion Of The Projects
[16-1179](#)

This City Resolution was Adopted.

- S7.24** Subject: Oakland Fund For Children And Youth (OFCY) 2017-2018 Grant Renewal
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Renew The Oakland Fund For Children And Youth Grant Agreements Between The City Of Oakland And Various Public And Non-Profit Agencies To Provide Direct Services For Children And Youth In Fiscal Year 2017-2018 In An Amount Not To Exceed \$13,803,200; Which Includes The Award Of Two Grants To East Bay Asian Youth Center In Amounts Not To Exceed \$72,000 And \$85,000, And One Grant Award To Ujima Foundation In An Amount Not To Exceed \$72,000
[16-1187](#)

This City Resolution was Adopted.

- S7.25** Subject: Amendments To The Public Art Requirements
From: Planning And Building Department
Recommendation: Adopt An Ordinance Repealing Ordinance No. 13275 C.M.S.,
Amending The Oakland Municipal Code To Adopt Chapter 15.78, Public Art
Requirements For Private Development, And Adopting California Environmental
Quality Act Exemption Findings
[16-1183](#)

*The City Clerk clarified the action of the June 13, 2017 Special Community and
Economic Development Committee*

**This Ordinance was Approved On Introduction and Scheduled for Final Passage.
to the Special Concurrent Meeting of the Oakland Redevelopment Successor
Agency/City Council to be heard 6/27/2017**

- S7.26** Subject: Update To Informational Report On Gun Tracing
From: Councilmember Brooks
Recommendation: Receive This Supplemental Report And Update From The Oakland
Police Department (OPD) Criminal Investigations Division (CID) Regarding Gun
Tracing, From January 2015 Through December 2016, As Well As An Update On The
Use Of One Million Dollars (\$1M) Allocated To Gun Tracing In The Fiscal Year (FY)
2015-17 Budget.
[16-1128](#)

This Informational Report was Received and Filed.

- S7.27** Subject: Measure Z MOU's For Evaluation Services
From: City Administrators Office
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter
Into Memorandums Of Understanding (MOUS) Or Agreements With Alameda County
And State Agencies As Needed Related To The Safety And Services Act (Measure Z)
Evaluation To Enable The Evaluation Contractors To Receive Data From These
Agencies To Support Measure Z Evaluation Goals.
[16-1189](#)

This City Resolution was Adopted.

- S7.28** Subject: OPD Crisis Intervention Training MOU
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Enter Into An Intergovernmental Memorandum Of Understanding (MOU) Between The City Of Oakland Police Department (OPD) And The Alameda County Behavioral Health Care Services Agency (ACBHCS), For The Purposes Of Funding Crisis Intervention Training Courses, Including OPD'S Appropriation Of Payments Made By ACBHCS And Other Law Enforcement Agencies To Cover Costs Associated With The Trainings, For A Period Of Five Years.
[16-1190](#)

This City Resolution was Adopted.

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

This Approve as Submitted the report of one final dection made during closed session regarding the matter of Andrew Johnson v. City of Oakland et. al. to settle the claim in the amount of \$44,000 for damages/injuries from a trip and fall on City owned property..

Excused: 1 - Brooks

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

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: LLAD Confirmation For FY 2017-2018
From: Finance Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A
Resolution Confirming The Information In The Engineer's Report For The City Of
Oakland Landscaping And Lighting Assessment District For Fiscal Year (FY) 2017-18
And The Levying Of Assessments
[16-1114](#)

Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 8:20 p.m.

Councilmember McElhaneey made a motion, seconded by Councilmember Campbell Washington, to close the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid and President Gibson McElhaneey; 1 Absent: Kaplan; 1 Excused: Brooks

Council took item 16 out of order.

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

Excused: 1 - Brooks

Aye: 7 - Campbell Washington, Gallo, McElhaneey, Guillén, Kalb, Kaplan, and Reid

- S16** Subject: Forensic Logic Contract Extension
From: Oakland Police Department
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator, Or Designee, To Enter Into A Six Month Contract Extension With Forensic Logic, Inc., For The Period Of July 1, 2017 Through December 31, 2017, In An Amount Not To Exceed One Hundred Twelve Thousand One Hundred Eighty Eight Dollars (\$112,188), For Use Of Their Leap Network Suite Of Crime Analysis Applications, Licensing, Technical Support, And Consulting Services; And 2) Waiving The City's Advertising/ Bidding And Request For Proposal Requirements For The Proposed Purchases
[16-1191](#)

Council returned to the order of items to hear item 9.2.

Councilmember Kaplan was noted out of her seat at 8:38 p.m.

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

Excused: 1 - Brooks

Aye: 7 - Campbell Washington, Gallo, McElhaneey, Guillén, Kalb, Kaplan, and Reid

- 9.2** Subject: An Ordinance Amending Ordinance No. 13387 C.M.S.
From: Economic Workforce Development Department
Recommendation: Adopt An Ordinance Amending Ordinances No. 13313 C.M.S., No. 13346 C.M.S., And No.13387 C.M.S. (Collectively "The Authorizing Ordinance") To Extend The Term Of The Ground Lease Between The City, The Spanish Speaking Unity Council And The East Bay Asian Local Development Corporation And/Or Related Entities For The Development Of Mixed Income Housing For The Fruitvale Transit Village Phase IIA From A Term Of Sixty-Six (66) Years To Ninety-Nine (99) Years
[16-1138](#)

Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at 8:27 p.m.

Councilmember Gallo made a motion, seconded by Councilmember McElhaney, to close the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Gallo, Guillén, Kalb, Kaplan, McElhaney and President Reid 1 Absent: Kaplan 1 Excused: Brooks

Councilmember Kaplan was noted out of her seat at 8:34 p.m.

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

Excused: 1 - Brooks

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

Absent: 1 - Kaplan

- 9.3** Subject: DDA With TDP Webster, LLC For 2330 Webster St. And 2315 Valdez St.
From: Economic And Workforce Development Department
Recommendation: Adopt An Ordinance: (1) Consenting To A Change In The Ownership Structure And Control Of TDP-Webster, LLC ("Developer") With Which The City Of Oakland ("City") Has Previously Entered Into A Disposition And Development Agreement ("DDA") For The Sale And Development Of Two Contiguous City-Owned Parcels Located At 2330 Webster Street And 2315 Valdez Street, Including Construction Of A New City Parking Garage ("City Garage"); (2) Authorizing The City Administrator, Without Returning To The City Council, To Negotiate And Execute An Amendment To The DDA To (A) Change The Interest Rate Calculated On The City's Seller Carryback Loan To Developer For The Developer's Acquisition Of The Property, (B) Change The Formula Used To Calculate The Purchase Price To Be Paid By The City For The Acquisition Of The City Garage, (C) Increase The Required Minimum Net Worth Of The Guarantor Providing The Completion Guaranty, (D) Waive Performance And Payment Bond Requirements, Unless Otherwise Required By Lender, And (E) Modify The Affordability Level Of The Project's Moderate Income Housing Units; (3) Allocating And Appropriating Up To \$350,000 To Create A Contingency Account For Finish And Equipment Enhancements Related To Security And Energy Efficiencies; (4) Authorizing The City Administrator Without Returning To The City Council, To Negotiate And Execute An Amendment To The Parking License Agreement Between The City Of Oakland And Cim Oakland 1 Kaiser Plaza, L.P. ("CIM") Providing For The Temporary Relocation Of CIM's Parking Rights To The Franklin Garage And Recordation Of Such Amendment And Related Documents On Title For The Franklin Garage Until The City Is Able To Transfer CIM's Parking Rights To The New City Garage; And (5) Making Related CEQA Findings Pursuant To Public Resources Code Section 21166 (CEQA Guidelines Section 15162)

[16-1181](#)

Upon the reading of Item 9.3 by the City Clerk, the Public Hearing was opened at 8:35 p.m.

4 individuals spoke on this item.

Councilmember Kaplan was noted in her seat at 8:40 p.m.

Councilmember Gallo made a motion, seconded by Councilmember McElhaney, to close the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Gallo, Guillén, Kalb, Kaplan, Reid and President Gibson McElhaney 1 Absent: Campbell Washington 1 Excused: Brooks

Vice Mayor Campbell Washington was noted out of her seat at 8:46 p.m.

A motion was made that this matter be Approved On Introduction and Scheduled for Final Passage to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 6/27/2017. The motion carried by the following vote:

Excused: 1 - Brooks

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

- 9.4** Subject: Public Hearing On Assessment Of Liens For Delinquent Business Taxes
From: Finance Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt 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 Business Taxes And
Confirming The Recordation Of Liens, Administrative Charges And Assessment
Charges As Necessary Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal
Code, And Directing The Notice Of Lien And Assessment Charges To Be Turned
Over To The County Tax Collector For Collection; Or

[16-1217](#)

*Upon the reading of Item 9.4 by the City Clerk, the Public Hearing was opened at
8:47 p.m.*

Vice Mayor Campbell Washington was noted in her seat at 8:49 p.m.

4 individuals spoke on this item.

*Councilmember Kaplan made a motion, seconded by Councilmember McElhane
to continue the Public Hearing to July 18, 2017 City Council meeting, and hearing
no objections, the motion passed by 7 Ayes: Campbell Washington, Gallo,
Guillén, Kalb, Kaplan, McElhane, and Council President Reid; 1 Excused:
Brooks*

**This City Resolution be Continued.to go before the Concurrent Meeting of the
Oakland Redevelopment Successor Agency and the City Council**

2) A Resolution Continuing Hearing On Reports Of The City Administrator On The
Delinquent Business Taxes And The Confirming Of The Recordation Of Liens,
Administrative Charges And Assessment Charges As Necessary Pursuant To Title 5,
Chapter 5.04 Of The Oakland Municipal Code; Or

[16-1245](#)

**This City Resolution be Continued.to go before the Concurrent Meeting of the
Oakland Redevelopment Successor Agency and the City Council**

3) A Resolution Overruling Protests And Accepting And Confirming Reports Of The
City Administrator On The Delinquent Business Taxes And Confirming The
Recordation Of Liens, Administrative Charges And Assessment Charges As
Necessary Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code, And
Directing The Notice Of Lien And Assessment Charges To Be Turned Over To The
County Tax Collector For Collection.

[16-1246](#)

**This City Resolution be Continued.to go before the Concurrent Meeting of the
Oakland Redevelopment Successor Agency and the City Council**

- 9.5** Subject: Mandatory Trash Delinquent Fees And Special Assessment Charges 2017
From: Revenue Management Bureau
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The
Following Pieces Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator For Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection Of The Periods April 2017 And Quarterly April-June 2017; Or
[16-1221](#)

Upon the reading of Item 9.5 by the City Clerk, the Public Hearing was opened at 9:01 p.m.

1 individual who spoke on this item.

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

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

Excused: 1 - Brooks

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

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator For Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection For Collection Of The Periods April 2017 And Quarterly April-June 2017; Or
[16-1240](#)

This City Resolution be No Action Taken.

3) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection Of The Periods April 2017 And Quarterly April-June 2017
[16-1241](#)

This City Resolution be No Action Taken.

- 9.6** Subject: Delinquent Real Estate Property Transfer Taxes Assessments Of Liens
From: Finance Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt 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 Real Property Transfer Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 4.20 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

[16-1227](#)

Upon the reading of Item 9.6 by the City Clerk, the Public Hearing was opened at 9:05 p.m.

No individuals spoke on this item.

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

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

Excused: 1 - Brooks

Aye: 7 - Campbell Washington, Gallo, McElhaneey, Guillén, Kalb, Kaplan, and Reid

2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Real Property Transfer Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 4.20 Of The Oakland Municipal Code; Or

[16-1242](#)

This City Resolution be No Action Taken.

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 Real Property Transfer Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection

[16-1243](#)

This City Resolution be No Action Taken.

- S9.7** Subject: Sale Of Property At 7th Street And Campbell Street
From: Housing And Community Development Department
Recommendation: Adopt An Ordinance Authorizing A Disposition And Development Agreement With Oakland And The World Enterprises, Inc., Or An Affiliated Entity, For The Sale Of Property At 7th Street And Campbell Street For Development As A Mixed Use Affordable Housing Development, And Making CEQA Findings For This Action
[16-1185](#)

This Ordinance be * Withdrawn and Rescheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 6/27/2017

- 2) A Resolution Appropriating Up To \$32,016 In License Fees From A License Of Property Located At 7th And Campbell From The Low And Moderate Income Housing Asset Fund To Pay For The Expenses Of Maintaining The Property And Developing A Project On The Property
[16-1186](#)

This City Resolution be Withdrawn and Rescheduled.to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 6/27/2017

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

- 11** Subject: Establishing The Department Of Violence Prevention
From: Councilmember McElhaney, Kaplan And Council President Reid
Recommendation: Adopt A Ordinance Amending Chapter 2.29 Of The Oakland Municipal Code Entitled "City Agencies, Departments And Offices" To Create The Department Of Violence Prevention Focusing On Ending The Epidemic Of Violent Crime In Oakland And Healing Trauma In Impacted Communities
[16-1232](#)

The City Council took action on this item at the 5:00 P.M. June 20, 2017 Special Meeting of the City Council.

There were 3 speakers on this item.

This Ordinance be No Action Taken.

- 12** Subject: Housing Infrastructure Grant At 801-844 71st Avenue
From: Council President Reid
Recommendation: Adopt A Resolution Authorizing A Zero Interest Loan In An Amount Not To Exceed \$4,675,000 From Housing-Related Infrastructure Grant Funds Under The 2015-16 Affordable Housing And Sustainable Communities Program, To Coliseum Transit Village One LP Or Affiliate For Housing-Related Infrastructure At The Coliseum Connections Affordable Housing Development At 801-844 71 St Avenue
[16-1228](#)

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

Excused: 1 - Brooks

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

- S13** Subject: Feasibility And Economic Impact Of Establishing A Public Bank
From: Finance Department
Recommendation: Adopt A Resolution (1) Amending The City Of Oakland's Fiscal Year (FY) 2016-17 Midcycle Budget (Which Was Adopted Pursuant To Resolution No. 86250 C.M.S. On June 21,2016) To Appropriate One Hundred Thousand Dollars (\$100,000), From The Fiscal Year 2016-17 General Purpose Fund (1010) Balance For A Contract To Complete A Feasibility Study On Public Banking In Oakland, And (2) Authorizing The City Administrator Or Her Designee To Negotiate A Scope Of Work, Terms And Execute A Contract With Global Investment Company In An Amount Not To Exceed One Hundred Thousand Dollars (\$100,000)
[16-0972](#)

There were 14 speakers on this item

A motion was made by Annie Campbell Washington, seconded by Larry Reid, that this matter be Continued to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 7/18/2017. The motion failed by the following vote:

Excused: 1 - Brooks

Abstained: 1 - Kalb

Aye: 4 - Campbell Washington, Gallo, McElhane, and Reid

No: 2 - Guillén, and Kaplan

S14 Subject: City of Oakland 2017-2018 Tax and Revenue Anticipation Notes
From: Finance Department
Recommendation: Adopt A Resolution Of The Council Of The City Of Oakland
Providing For The Borrowing Of Funds For Fiscal Year 2017-18 And The Issuance
And Sale Of The City Of Oakland 2017-2018 Tax And Revenue Anticipation Note In
An Amount Not To Exceed \$86,000,000, And Approving The Execution Of A Note
Purchase Agreement Relating To Such Note And Authorizing Other Actions In
Connection Therewith
[16-1167](#)

*Staff were directed to prepare a follow up informational report providing status
on the process.*

This City Resolution be Adopted.

Excused: 1 - Brooks

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

S15 Subject: Linked Banking Services Ordinance Amendment
From: Housing and Community Development
Recommendation: Adopt An Ordinance Amending Ordinance No. 12066 C.M.S.
Establishing The Linked Banking Services Program To Require Eligible Depositories
To Submit Improvement Plans And Other Information Concerning Banking And
Lending Practices As Required By The City Administrator
[16-1087](#)

There were 14 speakers on this item.

Councilmember Kalb made a motion, seconded by Gallo, to amend the resolution with the following addition to the definition of "Eligible Depository":

** Amend 4 (third 'or' becomes "and/or" last "and" struck) and 5 (replace period with semi-colon):*

4. Provides detailed information that shows whether or not the depository does or does not " Support the Dakota Access Pipeline". Violate Indigenous Sovereignty", and/or "Support Mass Incarceration" as defined below; striking the word "and"

5. Complies with reporting requirements specified in Section 3 of this ordinance;

** Add 6, 7, and 8:*

6. Provides written information on the felony convictions of the depository and any civil or regulatory fines or penalties exceeding \$10 million imposed on the depository within the past five years;

7. Provides a wirtten summary of the fees charged to the depository's consumer customers; and

8. Provides a listof names and locations of payday lending companies doing business in Oakland that are affiliated with the depository.

This Ordinance be Approved As Amended On Introduction and Scheduled for Final Passage.to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 6/27/2017

Excused: 1 - Brooks

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

- 17 Subject: Amending Chapter 15.62 Of The Oakland Municipal Code
From: Councilmember Kalb And Vice Mayor Campbell Washington
Recommendation: Adopt An Ordinance Amending Chapter 15.62 Of The Oakland
Municipal Code To Allow Affordable Housing Trust Funds From Funds Distributed To
The City Under Redevelopment Dissolution Laws To Be Used For Anti-displacement
And Homeless Prevention Services
[16-1259](#)

There were 13 speakers on this item.

The ordinance was amended to include the the following amendments:

15.62.040-Use of Funds.

C. Notwithstanding the provisions of subsection A above, until June 20, 2027, funds deposited into the Affordable Housing Trust Fund from the setaside of funds distributed to the City as the taxing entity under the Dissolution Laws may also be used for services and interventions aimed at: preventing displacement of low-income renters from their homes: preventing the displacement of low-income, senior, or disabled homeowners from their homes: rehousing for homeless residents: or protecting low-income renters from poor housing conditions leading to displacement. These services and activities may include, but are not limited to housing, counseling and outreach, rapid rehousing, legal services, and housing assistance funds for tenants and homeowners who are lower income households or very low income households and who are not at risk of losing their home or becoming homeless.

Notwithstanding the above until June 30, 2018, funds deposited into the affordable housing trust fund, from the set aside funds distributed to the city as a taxing entity disallusion laws may also be used for services for homeless residents.

This Ordinance be Approved As Amended On Introduction and Scheduled for Final Passage.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 6/27/2017

Excused: 1 - Brooks

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

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 Andrew Goodman, James Chaney and Michael Schwerner at 11:34 p.m.

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