



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 and the City Council

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

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

Tuesday, October 6, 2015

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 5:43 p.m.

2 ROLL CALL / CITY COUNCIL

The Roll Call was modified to note Vice Mayor Kaplan present at 5:45 p.m.

The Roll Call was modified to note Council President Gibson McElhaney present at 7:21 p.m.

Present 8 - Desley Brooks, Annie Campbell Washington, Noel Gallo, Abel J. Guillén, Dan Kalb, Rebecca Kaplan, Laurence E. Reid, and Lynette Gibson McElhaney

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

There were 10 Open Forum speakers.

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

Councilmember Guillen took a point of personal privilege and requested that the meeting be adjourned in memory of David E. Carlson and Miguel Rodriguez De La Cruz.

President Pro Tempore Reid took a point of personal privilege and requested that the meeting be adjourned in memory of Jasvir Singh. Councilmembers Campbell Washington and Gibson McElhaney requested association with this adjournment.

- 4.1 Subject: 100th Anniversary Of Fouche's Hudson Funeral Home
From: Council President Gibson McElhaney
Recommendation: Adopt A Resolution Honoring The 100th Anniversary Of Fouche's
Hudson Funeral Home
[15-0120](#)

Attachments: [View report.pdf](#)
[View Supplemental Report.pdf](#)
[85791 CMS](#)

This City Resolution was Adopted.

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

Absent: 1 - Gibson McElhaney

- 4.2 Subject: Honoring Yvonne Hudson-Harmon
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Honoring Yvonne Hudson-Harmon For 10
Years Of Exemplary Service To The City Of Oakland And 46 Years Of Public Service
[15-0007](#)

Attachments: [View Report.pdf](#)
[85792 CMS](#)

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

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

Absent: 1 - Gibson McElhaney

- 4.3 Subject: Honoring Randolph W. Hall
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Honoring Randolph W. Hall For 29 Years Of
Exemplary Service To The City Of Oakland
[15-0008](#)

Attachments: [View Report.pdf](#)
[85793 CMS](#)

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

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

Absent: 1 - Gibson McElhaney

- 4.4** Subject: Honoring Grandparents Day & National Hispanic Heritage Month
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution Recognizing September 15th Through
October 15th As "National Hispanic Heritage Month" And Honoring Our Grandparents
In The City Of Oakland [TITLE CHANGE]

[15-0065](#)

Attachments: [View Report.pdf](#)
[View Supplemental Report.pdf](#)
[85794 CMS](#)

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

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

Absent: 1 - Gibson McElhaney

- 4.5** Subject: The Great California Shakeout
From: Councilmember Brooks
Recommendation: Adopt A Resolution Of Intent To Participate In The Great California
Shakeout On October 15, 2015 And Work Toward Becoming A Safer Community

[15-0148](#)

Attachments: [View Report.pdf](#)
[View Supplemental Report.pdf](#)
[85795 CMS](#)

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

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

Absent: 1 - Gibson McElhaney

- 5** APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF SEPTEMBER 8,
2015 AND SEPTEMBER 21, 2015

[15-0140](#)

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

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

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

Absent: 1 - 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):

Councilmember Brooks registered a No vote on Items 7.3, 7.14 and 7.32.

7 CONSENT CALENDAR (CC) ITEMS:

Approval of the Consent Agenda

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

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson
McElhaney

- 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
[15-0127](#)

Attachments: [View Report.pdf](#)
[85796 CMS](#)

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
[15-0128](#)

Attachments: [View Report.pdf](#)
[85797 CMS](#)

This City Resolution was Adopted.

- 7.3** Subject: T5/6 DDA Public Hearing
From: Economic Workforce Development Department
Recommendation: Adopt An Ordinance Authorizing: (1) The City Administrator, Without Returning To The City Council, To Negotiate And Execute A Disposition And Development Agreement And Related Documents Between The City Of Oakland, And Strada T5 Llc (Or A Related Entity Or Affiliate) For Sale Of The City Center T-5/6 Parcels Located On The Block Bounded By Broadway, 11th Street, 12th Street And Clay Street For No Less Than \$6.45 Million And Development As A Residential Mixed-Use Project And A Hotel Mixed-Use Project, All Of The Foregoing Documents To Be In A Form And Content Substantially In Conformance With The Term Sheet Attached As Exhibit A; And (2) Set-Aside Of No More Than \$1,000,000 From Land Sales Proceeds For Remediation Of Property
[15-0049](#)

Attachments: [View Report.pdf](#)
[View Supplemental Report.pdf](#)
[13328 CMS](#)

A motion was made by Kalb, seconded by Reid, that this matter be Approved for Final Passage. The motion carried by the following vote:

Aye: 7 - Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhaney
No: 1 - Brooks

- 7.4** Subject: Permitting Process For Residential Solar Systems
From: Councilmember Campbell Washington
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To Adopt Chapter 15.33 Residential Rooftop Solar Requirements, Which Provides A Standardized And Streamlined Permitting Process For Small Residential Rooftop Solar Systems
[14-1225](#)

Attachments: [View Report.pdf](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the Meeting of the Oakland City Council to be heard 10/20/2015

- 7.5** Subject: Traffic Controls, Electric, Systems, Electric Parts & Equipment Contracts
From: Finance Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award Contracts To Western Pacific Signal, A Corporation, The Lowest Responsible, Responsive Bidder ,To Furnish Traffic Controls, Electrical Parts And Equipment In An Annual Amount Not To Exceed One Hundred Thousand Dollars (\$100,000.00), For The Period Of August 1, 2015 To July 31, 2018, For An Aggregate Contract Amount Of Three Hundred Thousand Dollars (\$300,000.00); And Iteris, A Corporation, The Lowest Responsible, Responsive Bidder To Furnish Vehicle Electric Systems In An Annual Amount Not To Exceed One Hundred Thousand Dollars (\$100,000.00) For The Period Of August 1, 2015 To July 31,2018, For An Aggregate Contract Amount Of Three Hundred Thousand Dollars (\$300,000.00) In Accordance With Specification No. 15-550-80/ Request For Quotation (RFQ) 5591-2 And The General Conditions Therefor On File In Purchasing According To Its Bid Filed With The City On June 23, 2015
[15-0027](#)

Attachments: [View Report.pdf](#)
[85798 CMS](#)

This City Resolution was Adopted.

- 7.6** Subject: Caldecott Settlement Agreement Projects 5 And 6
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Construction Contract To Ray's Electric, The Lowest Responsible, Responsive Bidder, For Caldecott Tunnel Area Improvements Projects 5 And 6 (City Project No. C369560), In Accordance With Project Plans, Specifications, State Requirements And With Contractor's Bid In The Amount Of Three Hundred Fifteen Thousand Six Hundred And Thirty-Two Dollars (\$315,632.00)
[15-0028](#)

Attachments: [View Report.pdf](#)
[85799 CMS](#)

This City Resolution was Adopted.

- 7.7 Subject: Approving The Installation Of Stop Sign
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Approving The Installation Of A Stop Sign Pursuant To California Vehicle Code Sections 21351 And 21355 And Oakland Municipal Code Sections 10.12.010 And 10.12.110 On Linda Avenue At The Intersection Of Kingston And Rose Avenues
[15-0029](#)

Attachments: [View Report.pdf](#)

[85800 CMS](#)

This City Resolution was Adopted.

- 7.8 Subject: Rehabilitation Of Sanitary Sewers
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Construction Contract To Andes Construction, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For The Rehabilitation Of Sanitary Sewers In The Area Bounded By E. 24th Street, 19th Avenue, Beaumont Avenue And E. 33rd Street (Project No. C329151) And With Contractor's Bid In The Amount Of Four Million Fifty-Three Thousand Seven Hundred Seventy-Five Dollars (\$4,053,775.00)
[15-0030](#)

Attachments: [View Report.pdf](#)

[85801 CMS](#)

This City Resolution was Adopted.

- 7.9 Subject: Various Streets Rehabilitation
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Construction Contract To Gallagher And Burk, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For The Construction Of Various Streets Rehabilitation (Project No. C476510) And With Contractor's Bid In The Amount Of Three Million Seven Hundred Nineteen Thousand Seven Hundred Nineteen Dollars (\$3,719,719.00)
[15-0031](#)

Attachments: [View Report.pdf](#)

[Supplemental Report - Various Streets](#)

[85802 CMS](#)

This City Resolution was Adopted.

- 7.10 Subject: Oakland Acura ENA For Oakport Street Parcel
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Negotiate And Execute An Exclusive Negotiating Agreement With Oakland Acura Or Affiliated Entity For Twelve Months With One Optional Six Month Administrative Extension For Development On The 3.625 Acre (APN#: 041-3902-021) Oakport Street Parcel
[15-0034](#)

Attachments: [View Report.pdf](#)
[85803 CMS](#)

This City Resolution was Adopted.

- 7.11 Subject: Contract With Causa Justa::Just Cause
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution Authorizing A Contract With Causa Justa::Just Cause For Fiscal Year 2015-16 In The Amount Of \$132,000 With A One-Year Option To Renew For Fiscal Year 2016-2017 In The Amount Of \$160,000 To Administer The Oakland Day Labor Program
[15-0033](#)

Attachments: [View Report.pdf](#)
[85804 CMS](#)

This City Resolution was Adopted.

- 7.12 Subject: ENA For 3050 International Boulevard And Derby Avenue
From: Economic And Workforce Development Department
Recommendation: Adopt The Following Pieces of Legislation:

1) A Resolution Authorizing The City Administrator Or Designee To Negotiate And Execute An Exclusive Negotiating Agreement With The Pacific Companies Or Its Related Entities Or Affiliates For Twelve Months With One Optional Six Month Administrative Extension For The Development Of The Derby A Venue Property On APN No. 025-0720-002-01; And
[15-0035](#)

Attachments: [View Report.pdf](#)
[85805 CMS](#)

This City Resolution was Adopted.

2) A Resolution Authorizing The City Administrator Or Designee To Negotiate And Execute An Exclusive Negotiating Agreement With Primestor Development, Inc. Or Its Related Entities Or Affiliates For Twelve Months With One Optional Six Month Administrative Extension For The Development Of 3050 International Boulevard On APN No. 025-0719-007-01

[15-0044](#)

Attachments: [85806 CMS](#)

This City Resolution was Adopted.

7.13 Subject: FLIR Privacy And Data Retention Policy
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Establishing The City Of Oakland Forward Looking Infrared Thermal Imaging Camera System (FLIR) Privacy And Data Retention Policy Which Prescribes The Rules For The Use Of The FLIR; Establishes Oversight, Auditing And Reporting Requirements; And Imposes Penalties For Violations

[14-1209](#)

Attachments: [View Report.pdf](#)

[View Supplemental Report.pdf](#)

[View Supplemental Report.pdf](#)

[85807 CMS](#)

This City Resolution was Adopted.

7.14 Subject: Fire Department Medical Director Contract
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Enter Into An Agreement With Herbert Gene Hern, M.D., To Provide The Services Of Medical Director For The Oakland Fire Department, For The Period Beginning October 1, 2015 Through September 30, 2018, In An Amount Not To Exceed Sixty-Five Thousand Two Hundred Thirty-Three Dollars And Thirty-Three Cents (\$65,233.33) Per Year Over A Three Year Period, With Two One-Year Options To Extend At The Same Annual Rate, For A Total Contract Amount Not To Exceed Three Hundred Twenty-Six Thousand One Hundred Sixty-Six Dollars Sixty-Five Cents (\$326,166.65)

[15-0038](#)

Attachments: [View Report.pdf](#)

[View Supplemental Report.pdf](#)

[85808 CMS](#)

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

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

No: 1 - Brooks

7.15 Subject: Actions Taken By The Mayor During The 2015 Annual Recess
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Ratifying Action Taken By The Mayor During
The Oakland City Council 2015 Annual Recess In Conformance With The Council's
Rules Of Procedure Codified In Resolution No. 82580 C.M.S., Passed March 2, 2010
[15-0099](#)

Attachments: [View Report.pdf](#)
[85809 CMS](#)

This City Resolution was Adopted.

7.16 Subject: MOU With Confidential Management Employee Association
From: Office Of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Approving Memorandum Of Understanding Between The City Of
Oakland And The Confidential Management Employees Association, Representing
Employees In Representation Units U31, Covering The Period From Of July 1, 2015
Through June 30, 2017; And
[15-0119](#)

Attachments: [View Report.pdf](#)
[85810 CMS](#)

This City Resolution was Adopted.

Subject: MOU With Confidential Management Employee Association
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of
Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide Cost Of Living
Adjustments To The Salaries Of Certain Miscellaneous Employees Pursuant To The
Memorandum Of Understanding Between The City Of Oakland And The Confidential
Management Employees Association; The Cost Of Living Adjustments Shall Be As
Follows: Increase Of 4% Effective July 1, 2015; Increase Of 2% Effective November 1,
2016; And Increase Of 2% Effective May 1, 2017
[15-0152](#)

Attachments: [View Report](#)

**This Ordinance was Approved On Introduction and Scheduled for Final Passage.
to the Meeting of the Oakland City Council on 10/20/2015**

7.17 Subject: Salary Ordinance Amendment Per IBEW Local 1245 MOU
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide Cost Of Living Adjustments To The Salaries Of Certain Miscellaneous Employees Pursuant To The Memorandum Of Understanding Between The City Of Oakland And The International Brotherhood Of Electrical Workers Local 1245; The Cost Of Living Adjustments Shall Be As Follows: Increase Of 4% Effective July 1, 2015; Increase Of 1% Effective October 1, 2016; And Increase Of 3% Effective April 1, 2017
[15-0125](#)

Attachments: [View Report.pdf](#)
[View Supplemental Report.pdf](#)
[13329 CMS](#)

This Ordinance was Approved for Final Passage.

7.18 Subject: Salary Ordinance Amendment Per SEIU Local 1021
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide Cost Of Living Adjustments To The Salaries Of Certain Miscellaneous Employees Pursuant To The Memorandum Of Understanding Between The City Of Oakland And The Service Employees International Union Local 1021; The Cost Of Living Adjustments Shall Be As Follows: Increase Of 4% Effective July 1, 2015; Increase Of 1% Effective October 1, 2016; And Increase Of 3% Effective April 1, 2017
[15-0126](#)

Attachments: [View Report.pdf](#)
[View Supplemental Report.pdf](#)
[13330 CMS](#)

This Ordinance was Approved for Final Passage.

7.19 Subject: Employee Benefits Broker/Consultant Contract
From: Human Resources Management
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Award A Professional Services Agreement To Keenan And Associates In An Amount Not To Exceed Five Hundred Two Thousand Forty Four Dollars (\$502,044) For Three (3) Years With Two (2) One-Year Options To Renew In An Amount Not To Exceed Three Hundred Ninety Thousand Six Hundred Forty Seven Dollars (\$390,647) For A Total Contract Amount Not To Exceed Eight Hundred Ninety Two Thousand Six Hundred Ninety One Dollars (\$892,691), To Provide Employee Benefits Broker And Consulting Services For The City Of Oakland; And (2) Delegating Authority To The City Administrator To Act, Including Signing Authority, In All Matters Relating To The City Of Oakland Employee Benefits Programs And Plans
[15-0051](#)

Attachments: [View Report.pdf](#)
[View Supplemental Report.pdf](#)
[85811 CMS](#)

This City Resolution was Adopted.

7.20 Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was removed from this agenda.

7.21 Subject: Tract No. 8185 Located At 4901 Broadway
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Conditionally Approving A Final Map For Tract No. 8185 Located At 4901 Broadway For A Nine Lot Subdivision For SRM Development, LLC; And
[15-0149](#)

Attachments: [View Report.pdf](#)
[View Supplemental Report.pdf](#)
[85812 CMS](#)

This City Resolution was Adopted.

2) A Resolution Authorizing The City Administrator Or Designee To Enter Into A Subdivision Improvement Agreement With SRM Development, LLC, For Deferred Construction Of Public Infrastructure Improvements As A Condition To Final Map Approval For Tract No. 8185 Located at 4901 Broadway
[15-0150](#)

Attachments: [85813 CMS](#)

This City Resolution was Adopted.

- 7.22** Subject: PolicyLink Summit Travel Authorization
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution Authorizing Council Member Desley Brooks To Travel To Los Angeles, California To Attend The PolicyLink Equity Summit October 27-29, 2015

[15-0129](#)

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

This City Resolution was Adopted.

- S7.23** Subject: Aftermarket Automotive Parts & Accessories Contract
From: Finance Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To General :Auto- Parts Company , The- Lowest Responsible, Responsive Bidder, A Corporation, In An Annual Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000.00) To Provide Aftermarket Automotive Parts & Accessories For A Three Year Term, August 1, 2015 To July 31, 2018 For A Total Not To Exceed Contract Amount Of One Million Five Hundred Thousand Dollars (\$1,500,000.00), In Accordance With Specification No. 15-465-14-01/Request For Quotation (RFQ) No. 5466, And The General Conditions Therefor On File In Purchasing Section And Contractor's Bid Filed With The City On June 1, 2015.

[15-0106](#)

Attachments: [View Report.pdf](#)
[85815 CMS](#)

This City Resolution was Adopted.

- S7.24** Subject: CalTrans Annual Progress Report
From: Office Of The City Administrator
Recommendation: Receive An Informational Report On The Annual Progress Of CalTrans Maintenance Activities In The City Of Oakland

[15-0107](#)

Attachments: [View Report.pdf](#)

This Informational Report was Received and Filed.

S7.25 Subject: Rehabilitation Of Sanitary Sewers
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Construction Contract To Andes Construction, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For The Rehabilitation Of Sanitary Sewers In The Area Bounded By Mountain Boulevard, Berneves Court, Redwood Road, And Sereno Circle (Project No. C329149) And With Contractor's Bid In The Amount Of Two Million Three Hundred Seventy -One Thousand One Hundred And Fifty-Five Dollars (\$2,371,155.00)

[15-0112](#)

Attachments: [View Report.pdf](#)

[85816 CMS](#)

This City Resolution was Adopted.

S7.26 Subject: Seismic Retrofit Of The 23rd Avenue Bridge
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Accept And Appropriate Additional Nine Hundred Fifty Thousand Dollars (\$950,000.00) In Federal Highway Administration And State Proposition 1B Funds For The Seismic Retrofit Of The 23rd Avenue Bridge

[15-0113](#)

Attachments: [View Report.pdf](#)

[85817 CMS](#)

This City Resolution was Adopted.

S7.27 Subject: Decreasing 2014 Raiders Surcharge
From: Oakland Parks & Recreation Department
Recommendation: Adopt A Resolution Decreasing Estimated Revenue And Offsetting Expenditures From The 2014 Raiders Ticket Surcharge To Reflect Actual Revenues Collected And Authorizing A Transfer Of \$162,101.38 Which Is The Actual Revenue Collected, From The Non Departmental Citywide Activities Budget To The Oakland Parks And Recreation Budget To Benefit Citywide Youth Activities

[14-1164](#)

Attachments: [View Report.pdf](#)

[View Supplemental Report.pdf](#)

[85818 CMS](#)

This City Resolution was Adopted.

S7.28 Subject: 2016-2017 HS/EHS Grant Application
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For Funding For Head Start/Early Head Start Grantee City Of Oakland Through The Funding Opportunity Number HHS-2016-ACF-OHS-CH-R09-1085 In An Estimated Amount Of \$18,587,933 Per Year For A Five-Year Period From 2016 Through 2021 From The United States Department Of Health And Human Services Administration For Children And Families, Office Of Head Start
[14-1121](#)

Attachments: [View Report.pdf](#)
[View Supplemental Report.pdf](#)
[85819 CMS](#)

This City Resolution was Adopted.

S7.29 Subject: Amendment Of The Mayor's Commission On Persons With Disabilities
From: Oakland Public Works Department
Recommendation: Adopt An Ordinance Amending And Restating Ordinance No. 9968 C.M.S. And Ordinance No. 11864 C.M.S. To Change The Name Of The Commission On Disabled Persons To The Commission On Persons With Disabilities, And To Modify The Commission's Membership Terms, Quorum Requirement, And Meeting Frequency
[15-0105](#)

Attachments: [View Report.pdf](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the Meeting of the Oakland City Council to be heard 10/20/2015

S7.30 Subject: FY 2015-2016 Cultural Funding Grant Awards
From: Economic & Workforce Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into Seventy-Seven (77) Cultural Services Grants To Sixty-Eight (68) Oakland-Based Nonprofit Organizations And Individual Artists Providing Arts And Cultural Services In Oakland During Fiscal Year 2015-2016 In A Total Amount Not To Exceed \$969,500
[15-0108](#)

Attachments: [View Report.pdf](#)
[85820 CMS](#)

This City Resolution was Adopted.

S7.31 Subject: 2015-2018 Cityspan Contract
From: Human Services Department
Recommendation: Adopt A Resolution Waiving The Advertising And Bidding Requirements And The Request For Proposal/Qualifications Process And Authorizing The City Administrator To Execute An Agreement With Cityspan Technologies, Inc. To Provide Licensing And Hosting, Web-Based Client-Level Tracking And Contract Management Database Systems For Three Oakland Human Services Department Programs In An Amount Not To Exceed \$338,700 For Three Years From July 1, 2015 To June 30, 2018

[15-0114](#)

Attachments: [View Report.pdf](#)

[85821 CMS](#)

This City Resolution was Adopted.

S7.32 Subject: Amending Ordinance Re Max Service Rates For Waste Management
From: Oakland Public Works Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 13258 C.M.S., Which Amended Ordinance No. 13253 C.M.S. To Among Other Things, Grant A Franchise For Mixed Materials And Organics Collection Services To Waste Management Of Alameda County And Approve Maximum Services Rates For Mixed Materials And Organics Collection, Residential Recycling And Disposal Services, To :
1) Set Maximum Commercial Organics Rates To Be 30 Percent Below Maximum Commercial Mixed Materials Rates For Equivalent Service Frequency And Container Size Effective October 1, 2015, And Setting Maximum Commercial Organics Rates To Be 25 Percent Below Maximum Commercial Mixed Materials Rate For Equivalent Service Frequency And Container Size Effective July 1, 2016; And 2) Add Rates For Additional Single Family Organics Cart Collection, Garbage Compactor Bin Collection, Commercial Cart Push Service, Roll-Off Organics Tipping Services, Roll-Off Ancillary Services, Lock And Key Services, Special Events Bin Services, And Commercial Organics Cart And Bin Collection Six And Seven Times Per Week

[15-0139](#)

Attachments: [View Report.pdf](#)

[View Supplemental Report.pdf](#)

[13331 CMS](#)

A motion was made by Kalb, seconded by Reid, that this matter be Approved for Final Passage. The motion carried by the following vote:

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

No: 2 - Brooks, and Gallo

S7.33 Subject: United Nations Month
From: Councilmembers Gibson McElhaney And Gallo
Recommendation: Adopt A Resolution Declaring October 2015 United Nations Month
In The City Of Oakland, And Authorizing The City Of Oakland To Serve As An
Honorary Sponsor Of The United Nations 70th Anniversary Flag Raising Ceremony
On October 19, 2015
[15-0153](#)

Attachments: [View Report.pdf](#)

[85822 CMS](#)

This City Resolution was Adopted.

S7.34 Subject: National League Of Cities Conference Travel Authorization
From: Councilmember Brooks
Recommendation: Adopt A Resolution Authorizing Council Member Desley Brooks To
Travel To Nashville, Tennessee To Attend The 2015 National League of Cities And
Exposition in Nashville, Tennessee From November 4-7, 2015
[15-0177](#)

Attachments: [View Report.pdf](#)

[View Supplemental Report.pdf](#)

[85823 CMS](#)

**This City Resolution was Adopted as Amended to change the source of funds
from the Council Contingency Project funds to the Councilmembers' budget.**

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

A motion was made by Reid, seconded by Kaplan, that this matter be Approve as
Submitted the oral report from the Office of the City Attorney of 4 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:

Abstained: 2 - Guillén, and Gibson McElhaney

Aye: 4 - Brooks, Gallo, Kaplan, and Reid

Absent: 2 - Campbell Washington, and Kalb

**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: Unattended Donation/Collection Box Regulations
From: Planning And Building Department
Recommendation: Adopt An Ordinance 1) Establishing Oakland Municipal Code (OMC) Chapter 5.19 "Unattended Donation/Collection Boxes (UDCBs)" Regulating UDCBs; 2) Amending The Master Fee Schedule (Ordinance No. 13171 C.M.S., As Amended) To Establish Fees Related To Applications, Inspection And Appeals For UDCBS; And 3) Amending OMC Sections 1.12.020A And 1.12.060 And Other OMC Provisions To Establish Administrative Citations And Make Other Conforming Changes Relating To UDCBs
[15-0135](#)

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Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 7:55 p.m.

6 individuals spoke on this item.

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

Councilmember Guillen made a motion, seconded by Councilmember Kalb, to adopt the ordinance as amended to including the amendment to Section 5.19.080 to reflect staff's recommendation to change the time from 30 days to 60 days, and the addition of the following: "Whereas; That the City Council recommends that operators of Unattended Donation/Collection Bins maintain their bins on a daily basis and regularly monitor their bins in order to deter blight and to encourage operators to proactively manage their property; and be it."

A motion was made by Guillén, seconded by Kalb, that this matter be Approved As Amended On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard 10/20/2015. The motion carried by the following vote:

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhaney

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

- 10 THIS NUMBER INTENTIONALLY NOT USED**

- 11 Subject: Mutual Aid Emergency Response Reimbursements
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Seek Reimbursement For "Portal-To- Portal" Activities From State And Federal Agencies For Funds Expended By The Oakland Fire Department While Participating In Mutual Aid Incidents And Emergencies; And 2) Accept And Appropriate Funds Received From State And Federal Agencies For Actual Emergency Firefighting, Rescue, Hazardous Materials Response, Recovery Actions, And Support Activities Carried Out By The Oakland Fire Department
[15-0116](#)

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[85824 CMS](#)

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

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhanev

12 Subject: IT Projects & Financing
From: Information Technology Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Execute A Master Lease Agreement(S) With IBM Credit LLC For Financing Not To Exceed An Amount Of \$17,000,000, A Term Of 7 Years And An Interest Rate Of 3.5% Tax Exempt And/Or 5.5% Taxable; And Waiving Competitive Selection Requirements For The Financing Agreement(S). Proceeds Of The Financing To Fund: (A) Current Information Technology Systems Operations And Maintenance; And (B) Project To Upgrade/Implement The Oracle Systems Including Hardware, Software, Professional Services, Support And Maintenance; And (C) Project To Implement A New Municipal Budgeting System Including Hardware, Software, Professional Services, Support And Maintenance; And (D)Project To Replace And Improve 9-1-1 Public Safety Systems Including Hardware, Software, Professional Services, Support And Maintenance; And 2.Approving The Recommendations Of The City Administrator For The Award Of Contracts To Provide Professional Services To Upgrade/Implement The Oracle Systems And To Implement A New Municipal Budgeting System (Projects 1(B) And 1(C) Above) Based On The Results Of The Competitive Selection Process; And Authorizing The City Administrator Or Designee To Negotiate And Enter Into Professional Services Contracts With The Approved Firms.

[15-0059](#)

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

Abstained: 1 - Brooks

Aye: 6 - Campbell Washington, Gallo, Kalb, Kaplan, Reid, and Gibson McElhaneey

No: 1 - Guillén

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 David E. Carlson, Miguel Rodriguez De la Cruz and Jasvir Singh at 8:59 p.m.

Americans With Disabilities Act

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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.