



City of Oakland

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

Meeting Agenda

Special Concurrent Meeting of the Oakland Redevelopment

Successor Agency/City Council

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

Tuesday, September 8, 2015

5:30 PM

City Council Chamber, 3rd Floor

DEFINITION OF TERMS:

Consent Item: any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee.

Non-Consent Item: any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee.

Action Item: any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

Informational Item: an item of the agenda consisting only of an informational report that does not require or permit Council action.

1 PLEDGE OF ALLEGIANCE

2 ROLL CALL / CITY COUNCIL

COUNCILMEMBERS: Desley Brooks, District 6; Annie Campbell Washington, District 4; Noel Gallo, District 5; Abel J. Guillén, District 2; Dan Kalb, District 1; Vice Mayor Rebecca Kaplan, At Large; President Pro Tempore Larry Reid, District 7; Council President Lynette Gibson McElhaney, District 3

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

4 ACTIONS ON SPECIAL ORDERS OF THE DAY

(Ceremonial Presentations, Reports/Presentations From The Mayor, Council Acknowledgements/Announcements):

- 4.1** Subject: Honoring PG&E
From: Office Of The Mayor
Recommendation: Adopt A Resolution Honoring And Thanking PG&E For Their
Contribution To Light Up Oakland During The NBA Finals
[14-1210](#)

Attachments: [View Report.pdf](#)

Legislative History

7/16/15	*Rules & Legislation Committee	Scheduled to the * Special Meeting of the Oakland City Council
7/23/15	*Rules & Legislation Committee	Rescheduled to the Meeting of the Oakland City Council

- 4.2** Subject: Supporting The Development Of Worker Cooperatives
From: Councilmembers Campbell Washington And Gibson McElhaney
Recommendation: Adopt A Resolution Supporting The Development Of Worker
Cooperatives In Oakland
[14-1232](#)

Attachments: [View Report.pdf](#)

Legislative History

7/30/15	*Special Rules and Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 4.3** Subject: Honoring Osborn Solitei
From: President Pro Tempore Reid
Recommendation: Adopt A Resolution Honoring Former Acting Finance Director /
Controller Osborn Solitei For 10 Years Of Exemplary Service To The City Of Oakland
[15-0009](#)

Attachments: [View Report.pdf](#)

*Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this
agenda.*

- S 4.4** Subject: Honoring City Of Oakland Youth Poet Laureates
From: Councilmember Lynette Gibson McElhaney
Recommendation: Honoring City Of Oakland Youth Poet Laureates Sophie Elkin
(2014) And Tova Ricardo (2015)
[15-0047](#)

Attachments: [View Reprt.pdf](#)

*Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this
agenda.*

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF JULY 20, 2015,
JULY 21, 2015 And JULY 30, 2015.

[15-0013](#)

Attachments: [JULY 20.PDF](#)
 [JULY 21.PDF](#)
 [JULY 30.PDF](#)

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):

7. CONSENT CALENDAR (CC) ITEMS:

- 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

[15-0010](#)

Attachments: [View Report.pdf](#)

- 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

[15-0011](#)

Attachments: [View Report.pdf](#)

7.3 Subject: Amending The Department Of Race & Equity Ordinance To Conform To Council Intent

From: Office Of The City Attorney

Recommendation: Adopt An Ordinance Amending Ordinance No. 13319 C.M.S., Which Amended Oakland Municipal Code Chapter 2.29, City Agencies, Departments And Offices, To Add The Department Of Race And Equity, Section 2.29.160 To The Municipal Code, To Revise Oakland Municipal Code Section 2.29.160.2, Definitions, And Delete Oakland Municipal Code Section 2.29.160.4

[14-1187](#)

Attachments: [View Report.pdf](#)

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

INTRODUCTION (First Reading) WAS PASSED ON (JULY 21, 2015); (7 Ayes, 1 EXCUSED, BROOKS).

Legislative History

7/9/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
7/21/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

7.4 Subject: Peralta Hacienda Historical Park Phase 4 - Museum Grant

From: Oakland Public Works Department

Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Apply For, Accept, And Appropriate Grant Funds Up To Two Hundred Fifty Thousand Dollars (\$250,000) From The California Cultural And Historic Endowment (CCHE) - Museum Grant Program For The Peralta Hacienda Historic Park Phase 4 - Historic Core Project (Project)

[14-1173](#)

Attachments: [View Report.pdf](#)

Legislative History

7/9/15	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
7/28/15	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

There was one speaker on this item.

- 7.5** Subject: 440 59th Street Major Encroachment Permit
From: Planning And Building Department
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To James Brickley And Tia Hunnicutt To Allow An Existing Building To Encroach Less Than Six Inches (6") Into The Public Right-Of-Way Along The Building's Frontage On Howell Street At 440 59th Street
[14-1175](#)

Attachments: [View Report.pdf](#)

Legislative History

7/9/15	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
7/28/15	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

- 7.6** Subject: Property Assessed Clean Energy (PACE) Provider Authorizations
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Of Oakland Joining The Western Riverside Council Of Governments (WRCOG) As An Associate Member, (2) WRCOG To Administer The Hero Pace Program In The City, And (3) The City Administrator To Execute Necessary Agreements To Support The Launch Of The Hero Pace Program;
And
[14-1176](#)

Attachments: [View Report.pdf](#)

Legislative History

7/9/15	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
7/28/15	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

The Committee directed staff to provide a supplemental report to provide the public with the contact information for each PACE program.

2) A Resolution Authorizing The City Of Oakland Joining The Figtree Pace Program For Alameda County, Authorizing The California Enterprise Development Authority (CEDA) To Administer The Pace Program In The City, And Authorizing The City Administrator To Execute Necessary Agreements To Support The Launch Of The Figtree Pace Program; And
[14-1177](#)

Legislative History

7/9/15	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
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7/28/15 *Public Works Committee Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

3) A Resolution Authorizing The City Of Oakland Joining The California Home Finance (CHF) Authority As An Associate Member, Authorizing CHF To Administer The Ygrene Pace Program In The City, And Authorizing The City Administrator To Execute Necessary Agreements To Support The Launch Of The Ygrene Pace Program; And [14-1178](#)

Legislative History

7/9/15 *Rules & Legislation Committee Scheduled to the *Public Works Committee

7/28/15 *Public Works Committee Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

4) A Resolution Authorizing The City Of Oakland Joining The Ygrene Pace Program, Authorizing The California Home Finance (CHF) Authority To Administer The Ygrene Pace Program In The City, And Authorizing The City Administrator To Execute Necessary Agreements To Support The Launch Of The Ygrene Pace Program; And [14-1179](#)

Legislative History

7/9/15 *Rules & Legislation Committee Scheduled to the *Public Works Committee

7/28/15 *Public Works Committee Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

5) A Resolution Authorizing The City Of Oakland Joining The Open PACE Program, Authorizing Allianceng, Through The California Statewide Communities Development Authority (CSCDA), To Administer The Open Pace Program In The City, And Authorizing The City Administrator To Execute Necessary Agreements To Support The Launch Of The Open PACE Program [14-1180](#)

Legislative History

7/9/15 *Rules & Legislation Committee Scheduled to the *Public Works Committee

7/28/15 *Public Works Committee Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

- 7.7 Subject: Grant To Develop Building Code Changes For Vehicle Charging Stations
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation

1) A Resolution Authorizing The City Administrator, Or Her Designee, To Apply For, Accept And Appropriate A California Energy Commission (CEC) Alternative And Renewable Fuel Vehicle And Technology Program (ARFVTP) Grant Award Of One Hundred Seventy Thousand Three Hundred Twenty-Four Dollars (\$170,324.00) From The State Of California Other Fund (2159) To Prepare Building Code Amendments Which Will Increase The Number Of Plug-In Electric Vehicle (PEV) Charging Stations In Oakland, The City And County Of San Francisco, And The Town Of Tiburon; And [14-1170](#)

Attachments: [View Report.pdf](#)

Legislative History

7/9/15	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
7/28/15	*Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

2) A Resolution Waiving The Request For Proposals/Qualifications ("RFP/Q") Requirement And Authorizing The City Administrator, Or Her Designee, To Execute A Professional Services Contract With Energy Solutions, In An Amount Of One Hundred Fifty-Two Thousand Six-Hundred Nineteen Dollars (\$152,619.00) For A Term Of Twenty Six (26) Months, To Assist Oakland, The City And County Of San Francisco, And The Town Of Tiburon To Prepare Building Code Amendments Which Will Increase The Number Of Plug-In Electric Vehicle (PEV) Charging Systems Within These Jurisdictions
[14-1171](#)

Legislative History

7/9/15	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
7/28/15	*Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

- 7.8** Subject: Office Of Traffic Safety STEP Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Accept And Appropriate Grant Funds In The Amount Of Two Hundred Ninety Thousand Dollars (\$290,000) From The State Of California, Office Of Traffic Safety (OTS), For The FY 2015-16 Selective Traffic Enforcement Program (Step) To Be Administered By The Oakland Police Department (OPD); 2) Authorize The General Purpose Fund To Contribute Eleven Thousand Eight Hundred Twelve Dollars (\$11,812) To Cover The CSO Charges; And 3) To Accept And Appropriate The FY 2016-17 OTS Step Grant Award In Advance In An Amount Not To Exceed Three Hundred Forty-Eight Thousand Dollars (\$348,000) And Authorize The General Purpose Fund To Cover The Associated CSO Charges

[14-1172](#)

Attachments: [View Report.pdf](#)

Legislative History

7/9/15	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
7/28/15	*Special Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

- 7.9** Subject: Adding Chapter 9.08.270 To Chapter 9 Of The Oakland Municipal Code
From: Members Of The Public:100 Black Men
Recommendation: Adopt An An Ordinance Adding Chapter 9.08.270 To Chapter 9 Of The Oakland Municipal Code Establishing The Right To Photograph, Video And/Or Audio Record Police And/Or Peace Officer(S)

[14-1219](#)

Attachments: [View Report.pdf](#)

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE.

FINAL PASSAGE (Second Reading) WILL OCCUR ON SEPTEMBER 22, 2015.

Legislative History

7/23/15	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
7/28/15	*Special Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

The Committee approved Draft Ordinance No Penalty Option 1 dated July 24, 2015.

- 7.10** Subject: "Do Shoot" Campaign
From: 100 Black Men Of The Bay Area
Recommendation: Receive A Report And Recommendations Encouraging The Public To Initiate A "Do Shoot" Campaign Urging Anyone Who Sees Someone Being Pulled Over By The Police Or Being Arrested To Shoot Video Of The Incident With Their Cell Phone Camera As A Means Of Self Defense
[14-0830](#)

Legislative History

4/16/15	*Rules & Legislation Committee	Rescheduled to the *Public Safety Committee
6/4/15	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the *Public Safety Committee
7/14/15	*Special Public Safety Committee	Continued to the *Special Public Safety Committee
7/28/15	*Special Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

The Committee approved the recommendation to staff to support and encourage "Do Shoot" campaign development.

- 7.11** Subject: Civil Service Board Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Christopher Johnson To The Civil Service Board
[15-0014](#)

Attachments: [View Report.pdf](#)

- 7.12** Subject: Commission On Persons With Disabilities Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Thomas Gregory, Caleb Van Docto, Danelle P. Roundtree, Miquette A. Thompson, Aaron B. Zisser, Brian D. Harrington, And The Reappointment Of Fatimah Simmons, Elise Bernstein To The Commission On Persons With Disabilities
[15-0015](#)

Attachments: [View Report.pdf](#)

- 7.13** Subject: Parks And Recreation Advisory Commission - Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Marsha C. Peterson, Faith Du Bois, Mandolin Kadera-Redmond, Paul Rosenbloom, Toshia Marshall And The Appointment Of Chryl N.E. Corbin And Cyril Manning To The Parks And Recreation Advisory Commission
[15-0016](#)

Attachments: [View Report.pdf](#)

7.14 Subject: Library Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of
Rebekah Randle And Traci M.S. Griffin As Members Of The Library Advisory
Commission
[15-0017](#)

Attachments: [View Report.pdf](#)

7.15 Subject: FY 2014-2015 State Homeland Security Grant Program
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her
Designee To: 1) Accept Fiscal Year 2014-2015 Grant Funds In An Amount Not To
Exceed One Hundred Thousand Dollars (\$100,000) From The Statewide Homeland
Security Grant Program (SHSGP); 2) Appropriate And Administer Said Funds; 3)
Approve The Fiscal Year 2014-2015 SHSGP Spending Plan; And 4) Expend Said
Funds In Accordance With The Preliminary Spending Plan
[14-1174](#)

Attachments: [View Report.pdf](#)

Legislative History

7/9/15	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
7/28/15	*Special Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

S7.16 Subject: 90th Anniversary of Memorial Tabernacle Church
From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution Celebrating The 90th Anniversary Of The
Memorial Tabernacle Church
[15-0046](#)

Attachments: [View Report.pdf](#)

*Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this
agenda.*

S7.17 Subject: Commission On Aging Appointments
From: Office of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of
Joyce Batiste, Johnnie Mae Wiley And D.Blake Spears As Members Of The
Commission On Aging
[15-0055](#)

Attachments: [View Report.pdf](#)

S7.18 Subject: Landmarks Preservation Advisory Board Appointments
From: Office of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of
Christopher Andrews And Frank Flores As Members Of The Landmarks Preservation
Advisory Board
[15-0056](#)

Attachments: [View Report.pdf](#)

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

**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: DDA City Center T-5/6 Parcels

This item was removed pursuant to Rule 28 (A)

S 9.2 Subject: T5/6 DDA Public Hearing
From: Economic Workforce Development Department
Recommendation: Adopt One Of The Following Pieces Of Legislation:

1) 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 \$500,000 From Land Sales Proceeds For Remediation Of Property; Or Alternatively

[15-0048](#)

Attachments: [View Report.pdf](#)

2) 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](#)

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE.

FINAL PASSAGE (Second Reading) WILL OCCUR ON SEPTEMBER 22, 201

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

- 9.3** Subject: Wood Street Development Area 1 Appeal
From: Planning And Building Department
Recommendation: Adopt A Resolution Denying The Appeal Filed By The Law Offices Of Wallace Doolittle, Representing California Waste Solutions (CWS), Of The Planning Commission's May 20, 2015 Approval Of A Preliminary/Final Development Plan, Design Review, And Vesting Tentative Parcel Map For A One-Lot Subdivision To Construct 47 New Townhouse-Style Residential Condominiums Located At A Vacant 2.11-Acre Site (Parcel 2, A Portion Of Development Area 1 Of The Wood Street Zoning District) Bounded By The Pacific Cannery Lofts/Iron horse Apartments To The East, 14th Street To The North, 11th Street To The South And Front Age Road To The West (Zoning Case No. PLN15047-PUDF01-A01; VTPM10346)

[15-0012](#)

Attachments: [View Report.pdf](#)

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

11 Wood Street Development Area 1 Appeal

This item is listed on the Agenda as Item 9.3

- S12** Subject: Resolution In Support Of SB 168 - Drones And Emergency Situations
From: Council Member Dan Kalb
Recommendation: Adopt A Resolution In Support Of State Senate Bill (Sb) 168 (Gaines And Jackson) That Would Make It Unlawful To Interfere With Firefighting With An Unmanned Aircraft And Would Limit Exposure To Liability For Emergency Responders (And Their Agencies) That Damage Unmanned Aircraft That Interfere With Ambulances, Firefighting, Or Search & Rescue Operations

[15-0045](#)

Attachments: [View Report.pdf](#)

Pursuant to Rule 28(a) (Council) of Resolution 82580 C.M.S., this item was added to this agenda.

- S13** Subject: California Partnership Agreement Extension for Ceasefire
From: Oakland Police Department
Recommendation: Adopt A Resolution Extending The Contract With The California Partnership For Safe Communities (CPSC) For Technical Assistance Support To Implement The Ceasefire Strategy For Fiscal Years 2015-2016, 2016-2017, And 2017-2018, As Part Of The Public Safety And Services Violence Prevention Act Of 2014 (Measure Z), In An Amount Not To Exceed \$125,000.00 Per Year, For A Total Contract Amount Not To Exceed \$775,000.00, And Waiving The Advertising And Request For Proposal (RFP) Requirements For This Contract

[15-0052](#)

Attachments: [View Report.pdf](#)

Pursuant to Rule 28(a) (Council) of Resolution 82580 C.M.S., this item was added to this 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)

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