



City of Oakland
Office of the City Clerk

Upcoming Council Dates:

| | |
|-------------|---------|
| 1 Week Out | 9-20-16 |
| 3 Weeks Out | 10-4-16 |

**Rules Committee Assignment of
Items to the City Council Agenda
(Committee MATRIX)**

Committee Agenda Date: September

RECOMMENDED

| Item No. | FINANCE AND MANAGEMENT COMMITTEE | COMMITTEE ACTION | CONSENT | NON-CONSENT |
|----------|---|---|-----------------------------|-------------|
| 3 | Receive An Informational Report Regarding The Status Of The State And Federal Budget Development And Its Potential Impacts On The City Of Oakland 16-0000 | Received and Filed 3 Ayes 1 Excused Gibson McElhane | No Council Action Necessary | |
| 4 | Receive A Supplemental Report Regarding Tax And Fee Assessment On Transportation Network Companies ("TNC") Operating In The City Of Oakland 16-0072 The Committee requested that this item return in January 2017 with supplemental reports providing information on how other cities are handling this issue. The Committee also requested that any current or pending legislation concerning taxing Transportation Network Companies be included in the January report. | Received and Filed 3 Ayes 1 Excused Gibson McElhane | No Council Action Necessary | |
| 5 | Receive An Informational Report On The Oakland Police And Fire Retirement System ("PFRS") Investment Portfolio As Of June 30, 2016 16-9 | Received and Filed 3 Ayes 1 Excused Gibson McElhane | No Council Action Necessary | |
| 6 | Receive The Cash Management Report For The Quarter Ended June 30, 2016 16-24 | Received and Filed 3 Ayes 1 Excused Gibson McElhane | No Council Action Necessary | |
| 7 | Adopt A Resolution To Amend Resolution No.85905 C.M.S. To Increase The Grant Award To Centro Legal De La Raza By Up To \$100,000 For A Total Grant Amount Not To Exceed \$977,231, Through June 30, 2017, To Help Fund Legal Services To Central American Unaccompanied Children In Oakland That Have Fled To The United States To Escape Violent And Other Oppressive Conditions In Their Countries 16-25 | Approved Recommendation 3 Ayes 1 Excused Gibson McElhane | 9/20/2016 | |
| 8 | Receive A Report From City Administrator's Office, Budget Department Regarding The Budget Advisory Commission's (BAC) Recommendations For Continual Improvement Of The Budget Process, And The City Administration's Response To Those Recommendations 16-26 | Received and Filed 3 Ayes 1 Excused Gibson McElhane | No Council Action Necessary | |
| 9 | A Resolution Authorizing: 1) The Execution Of A Master Lease Purchase Agreement (Lease 3.0) With A Financial Institution To Be Identified And Selected Through The Competitive Bidding Process For A Cumulative Amount Not To Exceed Eleven Million | Approved Recommendation As Amended 3 Ayes | | 9/20/2016 |

| | | | | |
|------------------------|--|--|-------------------------|---------------------------|
| | <p>Five Hundred Thousand Dollars (\$11,500,000.00) For A Term Not To Exceed Three To Ten Years And An Interest Rate Not To Exceed Three Percent (3%) For The Purchase Of A Minimum Of One Hundred And Thirty-One (131) Vehicles And Related Equipment For Use By Multiple City Agencies; 2) Authorize The City Administrator To Execute A Purchasing Agreement With One Or More Vendors To Be Selected Through The Request For Proposal/ Qualifications Process For The Purchase Of Vehicles And Equipment Without Return To Council;3) Authorize The City Administrator To Enter Into One Or More Cooperative Rate Purchase Agreements With Other Governmental Agencies To Facilitate The Acquisition Of The Aforementioned Vehicles And Equipment, And 4) Authorize A Waiver Of The Advertising And Competitive Bidding Requirements Associated With The Execution Of Said Cooperative Rate Agreements Provided That The City's Contracting Requirements Are Followed With Respect To These Purchases 16-0073</p> <p>The Committee requests an overview of the current purchase policy; in addition the Committee requested a clarified resolution concerning the waiver of the competitive bidding requirements.</p> | <p>1 Excused Gibson McElhaney</p> | | |
| <p>Item No.</p> | <p>PUBLIC WORKS COMMITTEE</p> | <p>COMMITTEE ACTION</p> | <p>CONSENT</p> | <p>NON-CONSENT</p> |
| <p>3</p> | <p>Adopt The Following Pieces Of Legislation: 1) Resolution Granting A Conditional And Revocable Major Encroachment Permit To Thomas Ramsey, LLC To Allow Portion Of The Existing Building Basement Below The Sidewalk At 1629 Telegraph Avenue To Encroach Into The Public Right-Of-Way Along The Building Frontage On Telegraph Avenue, Major Encroachment Permit ENMJ16054 16-28</p> | | | |
| | <p>2) Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permits To MPVCA Oakland, LLC To Allow Portion Of The Building Above Sidewalk At 4242 To 4266 Broadway To Encroach Into The Public Right-Of-Way Along Broadway, Major Encroachment Permit ENMJ16055 16-0063</p> | | | |
| | <p>3) Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permits To 718 Clay Street, LLC To Allow Portion Of The Building Above The Sidewalk And Temporary Support Below The Sidewalk At 718 Clay Street To Encroach Into The Public Right-Of-Way Along 7th Street And Clay Street, Major Encroachment Permit ENMJ16053 16-0062</p> | <p>Approve Recommendations 4 Ayes</p> | <p>9/20/2016</p> | |
| | <p>4) Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permits To Carlos Plazola To Allow Portion Of The Building Above The Sidewalk At 414 29th Avenue To Encroach Into The Public Right-Of-Way Along The Building Frontage On 29th Avenue, Major Encroachment Permit ENMJ14059 16-0064</p> | | | |
| | <p>5) Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permits To CRP/THC Oakland Broadway Uptown Venture, LLC To Allow Portion Of The Building Above The Sidewalk At 2630 Broadway To Encroach Into The Public Right-Of-Way Along The Building Frontage On Broadway, 26th Street, And 27th Street, Major Encroachment Permit ENMJ1605 16-31</p> | | | |

| | | | | |
|---|--|---|------------------|--|
| 4 | <p>Adopt A The Following Pieces Of Legislation:</p> <p>1) 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 The Amount Of Four Hundred Thousand Dollars (\$400,000.00) In The Open Market For The Dimond Library Renovation Project (No. P457710) In Accordance With Project Plans And Specifications 16-33</p> | | | |
| | <p>2) A Resolution Waiving The Competitive Request For Proposal/Qualification ("RFP/Q") Requirement And Authorizing An Amendment To Increase The As-Needed Architectural Design Services Agreement With YHLA Architects By An Amount Not-To-Exceed Twenty Five Thousand Dollars (\$25,000.00), Bringing The Total Contract Amount From Three Hundred Fifty Thousand Dollars (\$350,000.00) To Three Hundred Seventy-Five Thousand Dollars (\$375,000.00); And Extending The Time Of Performance Of The Contract Work From December 31, 2016 To December 31, 2018 16-0090</p> | <p>Approve Recommendations 4 Ayes</p> | <p>9/20/2016</p> | |
| 5 | <p>Adopt A Resolution Honoring Bessie Coleman And Renaming The Airport Access Road To Bessie Coleman Drive In Her Honor 16-35</p> | <p>Approve Recommendations 4 Ayes</p> | <p>9/20/2016</p> | |
| 6 | <p>Adopt A Resolution Approving The Installation Of Stop Signs Pursuant To California Vehicle Code Sections 21351 And 21355 And Oakland Municipal Code Sections 10.12.010 And 10.12.110 At The Following Intersections: A. Hermosa Avenue, Single Leg Of T Intersection, At Florence Avenue B. Marguerite Drive And Hermosa Avenue, All Approaches C. Marguerite Drive And Mandalay Road, All Approaches D. Norman Lane, Single Leg Of T Intersection, At Mandalay Road E. Wilding Lane, Single Leg Of T Intersection, At Mandalay Road F. Harbord Drive, Northbound Approach, At Dulwich Road G. Valley Street, Single Leg Of T Intersection, At 24th Street H. Lion Way, Westbound Approach, At 69th Avenue I. Embarcadero West, Eastbound Approach At Webster Street 16-36</p> | <p>Approve Recommendations 4 Ayes</p> | <p>9/20/2016</p> | |
| 7 | <p>Adopt A Resolution To Summarily Vacate Poplar Street, A Public Right-Of-Way, Between 5th Street And 7th Street For Planned Transit Oriented Development Project Approved In Ordinance Number 13368 C.M.S. And Relying On The West Oakland Specific Plan Final Environmental Impact Report And The California Environmental Quality Act Exemptions 16-37</p> | <p>Withdrawn No Specific Date</p> | | |
| 8 | <p>Adopt A Resolution Authorizing The City Administrator Or Her Designee To: 1) Enter Into A Power Purchase Agreement (PPA) With Vanir Management, Inc. (Vanir) To Buy Solar Electricity Delivered From Equipment That Is Owned And Maintained By Vanir On Six City Facilities At A Cost Not To Exceed One Hundred Twenty Thousand Dollars (\$120,000) In The First Year And Three Million Two Hundred Twenty-Five Thousand Dollars (\$3,225,000) During The 20-Year Term Of The Agreement, Paid From The City Facilities Fund (Fund 4400) With Two (2) 5-Year Options To Extend The PPA Upon The Same Terms And Conditions, Only If Financially Beneficial To The City; 2) Accept And Appropriate A Project Management Reimbursement Fee From Vanir To Reimburse The City For Project Management Expenses In The Estimated Amount Of Seventy Thousand Dollars (\$70,000) To City Facilities Energy Conservation Projects Fund (Fund 4450); And 3) Pay Vanir, If Costs For Pacific Gas & Electric Company Interconnection, Or For Necessary Building</p> | <p>Approve Recommendations As Amended 4 Ayes</p> | <p>9/20/2016</p> | |

| | | | | |
|-----------------|--|---|----------------|--|
| | <p>Upgrades, Or Other Unforeseen Conditions Arise, In An Amount Not To Exceed One Hundred Fifty Three Thousand Dollars (\$153,000) In The First Year And Not To Exceed Three Million Seven Hundred Eighty Thousand Dollars (\$3,780,000) During The 20-Year PPA Term, Paid From The City Facilities Fund (Fund 4400); And 4) Terminate The PPA With Vanir, And Enroll The City In PG&E Solar Choice Program To Purchase Electricity At A Production Amount Equal To That In Vanir's Proposal, At An Estimated Premium Cost Of Seventeen Thousand Five Hundred Dollars (\$17,500) In The First Year, If The Costs Of PG&E Interconnection And Necessary Building Upgrades Under 3) Above Would Incur A Rate Adjustment That Increases Costs More Than Three Million Seven Hundred Twenty Thousand Dollars (\$3,720,000) During The 20-Year PPA Term; And 5) Take The Actions Herein Without Returning To The City Council For Further Approvals 16-38</p> <p>The Committee amended the resolution in the supplemental section of the "Further Resolved" on page 3 of the resolution under section "b)" to require that staff return to the City Council prior to any action to terminate the PPA with Vanir.</p> | | | |
| Item No. | COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE | COMMITTEE ACTION | CONSENT | NON-CONSENT |
| 3 | Adopt A Resolution Requesting The City Planning Commission To Consider Zoning Regulation Changes To The CN-1 Neighborhood Commercial CN-1 Zone To Allow The City To Deem A Use Permit To Be Abandoned If The Use Has Been Discontinued Or If The Business License Lapses For More Than One Year 15-1317 | <p>Approved Recommendation 3 Ayes 1 Excused Gibson McElhaney</p> | 9/20/2016 | |
| 4 | Adopt A Resolution Granting A Conditional And Revocable Encroachment Permit To Diamond Improvement Association To Allow The Art In The Street Event On Champion Street Between Macarthur Boulevard And Lincoln Avenue On The Second Sunday Of Each Month From April 1st Until September 30th Between The Hours Of 12:00 P.M. And 6:00 P.M 15-1318 | <p>Approved Recommendation 3 Ayes 1 Excused Gibson McElhaney</p> | 9/20/2016 | |
| 5 | Adopt A City Ordinance (A) Authorizing A 14th Amendment To The City Center Disposition And Development Agreement Between The City Of Oakland And Oakland T12 LLC For Development Of Property Located At 601 12th Street To Extend Performance Dates And To Establish And Accept Extension And Administrative Fees, And (B) Separately And Independently Relying On (1) The "T12 Project California Environmental Quality Act ("CEQA") Analysis (Addendum #6)" Dated March 2016 To (1) The Previously Certified 2000 City Center Environmental Impact Report, (2) The Previously Certified 1998 Land Use Transportation Element Environmental Impact Report And (3) The Previously Certified 2011 Redevelopment Plan Amendments Environmental Impact Report Per CEQA Guidelines Sections 15164, 15183, 15183.3, And 15168 And 15180 16-39 | <p>Approved Recommendation 3 Ayes 1 Excused Gibson McElhaney</p> | 9/20/2016 | |
| 6 | Adopt An Ordinance Amending The Oakland Planning Code To Comprehensively Update Citywide Off-Street Parking And Loading Regulations And Make Conforming Changes To Other Planning Code Sections, And Adopting Environmental Findings 16-4 | <p>Approved Recommendation 3 Ayes 1 Excused Gibson McElhaney</p> | | <p>PH 9/20/2016</p> |

| | | | | |
|----|--|--|-----------|--|
| 7 | Adopt A Resolution Authorizing The City Administrator To Submit A Foreign Trade Zone Alternative Site Framework Application And To Sign And Enter Into An Agreement With The Foreign Trade Zone Board, U.S. Department Of Commerce 16-53 | Approved Recommendation 3 Ayes 1 Excused Gibson McElhaney | 9/20/2016 | |
| 8 | Adopt The Following Pieces Of Legislation: 1) A Resolution Authorizing The Agency Administrator To Consent To The Assignment Of The \$1.4 Million Loan Agreement Between The Agency And Fox Theater Master Tenant, LLC To Assign The \$1.4 Million Loan To Fox Oakland Theater, Inc. And Subordinate The Loan To A New \$4,600,000 Loan; And 16-55 | Approved Recommendation 3 Ayes 1 Excused Gibson McElhaney | 9/20/2016 | |
| | 2) Resolution Regarding The Fox Theater Project Amending Resolution Nos. 2006-0073 And 2009-0057 To Modify The Existing Loan Repayment Guarantee From The Redevelopment Agency Of The City Of Oakland To Fox Oakland Theater, Inc. For Conventional Loan Not To Exceed \$4,600,000 16-0089 | | | |
| 9 | Adopt A Resolution Authorizing The City Administrator To Negotiate And Enter Into A Professional Services Agreement Not-To-Exceed \$1,000,000 With Anewamerica Community Corporation To Provide Technical Assistance For Businesses Along The Bus Rapid Transit Route In Oakland Effective September 21, 2016 Through September 30, 2018 16-56 The councilmembers will provide specific questions to staff that will be addressed at the next committee meeting | Continued to 9/27/2016 Committee Meeting | | |
| 10 | Adopt The Following Pieces Of Legislation: 1) A Resolution Amending Resolution No 77655 C.M.S., Which Appropriated Loan Repayments Under The Mortgage Assistance Program For Continuation Of The Program, To Instead Appropriate Current And Future Loan Repayments To The Low And Moderate Income Housing Asset Fund For The Development Of Affordable Housing, And Appropriating \$1,600,000 In Affordable Housing Trust Funds To The Mortgage Assistance Program; And 16-57 | Approved Recommendation 3 Ayes 1 Excused Gibson McElhaney | 9/20/2016 | |
| | 2) A Resolution Amending Resolution No 86126 C.M.S., Which Authorized \$600,000 In Funding For The Affordable Housing Multi Family Emergency Repair Program, To Change The Source Of Program Funding From The Affordable Housing Trust Fund To The Low And Moderate Income Housing Asset Fund; And 16-58 | | | |
| | 3) A Resolution Amending Resolution No 86125 C.M.S., Which Authorized \$1,000,000 In Funding For The Affordable Housing Acquisition, Rehabilitation And Preservation Program, To Change The Source Of Program Funding From The Affordable Housing Trust Fund To The Low And Moderate Income Housing Asset Fund 16-59 | | | |
| 11 | Adopt A Resolution Approving The Submission Of An Amendment To The 2016-17 Recognized Obligation Payment Schedule For Payments Under The Fox Theater Loan Guaranty And The Uptown Apartments Tax Increment Rebate For January 1, 2017, Through June 30, 2017, To The Oakland Oversight Board And The State 16-61 | Approved Recommendation 3 Ayes 1 Excused Gibson McElhaney | 9/20/2016 | |
| 12 | Adopt A Resolution Establishing A Small Business Task Force And Providing The Terms And Responsibilities Of The Task Force Members 16-0085 | Approved Recommendation 3 Ayes 1 Excused Gibson McElhaney | 9/20/2016 | |

| Item No. | LIFE ENRICHMENT COMMITTEE | COMMITTEE ACTION | CONSENT | NON-CONSENT |
|----------|---|---|-----------------------------|-------------|
| 3 | Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Cash Grants And Accept Noncash Grants From The Friends Of The Oakland Public Library In The Cumulative Amount Not-To-Exceed \$1,000,000 Through June 30, 2021 16-50 | Approve Recommendations 3 Ayes 1 Absent – Gallo | 9/20/2016 | |
| 4 | Adopt A Resolution (1) Authorizing The City Administrator To Apply For, Accept And Appropriate California Library Literacy Services (CLLS) Grant Funds From The California State Library In The Estimated Annual Amount Of \$75,600 For Fiscal Year (FY) 2017-18 And FY 2018-19 Which Will Be Included In The FY17-19 Biennial Budget Development; And (2) Authorizing The City Administrator To Accept And Appropriate Additional CLLS Grant Funds For The Same Purposes, Within The Same Grant Term, Without Returning To Council During FY16-17, FY17-18 And FY18-19; And (3) Authorizing A Contribution Annually From The General Purpose Fund In An Estimated Amount Of \$3,075 To Subsidize Central Services Overhead Costs 16-51 | Approve Recommendations 3 Ayes 1 Absent – Gallo | 9/20/2016 | |
| Item No. | PUBLIC SAFETY COMMITTEE | COMMITTEE ACTION | CONSENT | NON-CONSENT |
| 3 | Receive The Quarterly Informational Report From The Oakland Police Department (OPD) On Crime, Crime Trends, And Crime Reduction Activities In The City Of Oakland 16-48 The committee requested more information on correlation between crime reduction and ceasefire and explanation of UCR numbers and year to date numbers. | Received and Filed 4 Ayes | No Council Action Necessary | |
| 4 | Receive The Oakland Police Department's (OPD) Monthly Informational Report On Recruiting And Sworn Staffing Levels As Of July 31, 2016 16-49 The committee requested detailed information on resignations (FTO vs Non FTO), and would like this information provided in future reports | Received and Filed 4 Ayes | No Council Action Necessary | |
| 5 | Adopt New Police Recruitment And Hiring Policies To: (1) Prohibit The Use Of Past Marijuana Use As Grounds For Rejection; (2) Prohibit The Use Of Having Student Loans As Grounds For Rejection; (3) Restrict The Use Of Debt As Grounds For Rejection To Those Situations Where Lack Of Income Would Be Solved By Obtaining A Job As A Police Officer; (4) To Seek A Goal Of Not Less Than 50% Of New Hires Will Be Among Those Who Do Have Some Connection Or History With Oakland Or Live Or Have Lived In Oakland; (5) Evaluate The Use Of And Impact Of Rejecting Applicants With An "Association" To People With Criminal Records, And Determine How This Is Being Used | Continued to 10/25/2016 Committee Meeting | No Council Action Necessary | |

| | | | | |
|----------------------------|---|---|---|--------------------------------|
| | <p>And Decide Whether It Genuinely Measures The Potential Of The Applicants, And Whether It Is Disproportionately Excluding Oakland Residents And/or People Of Color; (6) Weigh Out-Of-School Suspensions, Dismissal From School Or Poor Academic Performance Within Reasonable Contexts; (7) Request A Review Of Recent Applicants Who Were Rejected At The Background Check Stage To Determine If Any Of Them, Especially Oakland Residents, Were Rejected For Reasons That Might Warrant Reconsideration; (8) Expand Outreach And Explore Additional Strategies To Mitigate The Under Representation Of Women, LGBT People, And People Of Color In The Department; (9) Explore And Report Back To Council On Additional Strategies To Improve Recruitment Screening For Attitude Issues, Including Attitudes About Appropriate Conduct Toward Women And Understanding Of Respecting The Community 15-1214</p> <p>The committee requested detailed information per Kaplan's report, Item #6: 1) What is OPD's total budget for recruitment, advertising and outreach 2) How is this money being spent currently 3) Who decides what expenditures to make for recruitment and outreach purposes. 4) What outreach was made to the LGBT community, women and people of color. 5) Please provide a comprehensive list of where OPD recruits and advertisements and of what this looks like and also with more analysis of education levels of officers broken down by race, outcomes and retention rates for officers with different education levels These items to be received in conjunction with the AD Hoc report on October 25. And the education and recruit success rate to be included in October 25th meeting.</p> | | | |
| 6 | <p>Receive An Informational Report Concerning Illegal Independence Day 2016 Activity In The City Of Oakland And The Oakland Police Department (OPD) Deployment 16-52</p> | <p>Received and Filed 4 Ayes</p> | <p>No Council Action Necessary</p> | |
| 7 | <p>Receive An Informational Report Presenting The Full And Final Report Of The Ad hoc Working Group On Police Recruitment 16-0081</p> <p>Provide a timeline and a budget on suggested action by The Ad Hoc Working Group to be included in October 25th meeting</p> | <p>Received and Filed 4 Ayes</p> | <p>No Council Action Necessary</p> | |
| <p>Item No.</p> | <p>RULES AND LEGISLATION COMMITTEE</p> | <p>COMMITTEE ACTION</p> | <p>CONSENT</p> | <p>NON- CONSENT</p> |
| | | | | |
| | | | | |

| | | | | |
|--|--|--|--|--|
| | | | | |
|--|--|--|--|--|

DRAFT



CITY OF OAKLAND

City Of Oakland City Council Legislative Calendar

ALL MEETINGS ARE HELD IN CITY HALL
ONE FRANK H. OGAWA PLAZA, OAKLAND, CA

Office of the City Clerk
Oakland City Hall
1 Frank Ogawa Plaza
Oakland, CA 94612
LaTonda Simmons, City Clerk

| Date | Time | Meeting Body | Meeting Location |
|--------------------------------|------------|--------------------------------|---------------------------------------|
| FOR THE WEEK OF 9-20-16 | | | |
| 9-20-16 | 3:00 P.M. | Special Closed Session | Sgt. Daniel Sakai (HR 4) 2nd Floor |
| 9-20-16 | 5:30 P.M. | Oakland City Council | Council Chamber 3rd Floor |
| 9-20-16 | 10:30 A.M. | Special Closed Session | Building Bridges Room 3rd Floor |
| 9-22-16 | 10:45 A.M. | *Rules & Legislation Committee | Council Chamber 3rd Floor |

UPCOMING MEETINGS FOR COUNCIL COMMITTEES:

| | | | |
|---------|------------|---|--|
| 9-27-16 | 9:30 A.M. | * Finance & Management Committee | Sgt. Mark Dunakin Rm (HR1) 1st Floor |
| 9-27-16 | 11:30 A.M. | * Public Works Committee | Sgt. Mark Dunakin Rm (HR 1) 1st Floor |
| 9-27-16 | 1:30 P.M. | * Community & Economic Development Committee | Sgt. Mark Dunakin Rm (HR 1) 1st Floor |
| 9-27-16 | 4:00 P.M. | * Life Enrichment Committee | Sgt. Mark Dunakin Rm (HR 1) 1st Floor |
| 9-27-16 | 6:00 P.M. | * Public Safety Committee | Sgt. Mark Dunakin Rm (HR 1) 1st Floor |
| 9-29-16 | 10:30 A.M. | Special Closed Session | Building Bridges Room 3rd Floor |
| | 10:45 A.M. | *Rules & Legislation Committee | Council Chamber 3rd Floor |

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

City of Oakland

*This document is provided as a courtesy only and is not an official notice as prescribed by Local and State laws.
Please refer to the published Meeting Agendas for official noticing information.*



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

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, September 20, 2016

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; Vice Mayor Annie Campbell Washington, District 4; Noel Gallo, District 5; Abel J. Guillén, District 2; Dan Kalb, District 1; 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: Declaring September 2016 United Nations Month
From: Council President Lynette Gibson McElhaney
Recommendation: Adopt A Resolution Declaring September 2016 United Nations
Month In The City Of Oakland And Authorizing The City Of Oakland To Serve As An
Honorary Sponsor Of The United Nations 50th Anniversary Flag Raising Ceremony On
September 17, 2016

16-0086

Attachments: View Report

Pursuant to Rule 28(a) of Resolution 86034 C.M.S., this item was added to this agenda

- 4.2 Subject: Recognizing Downtown Senior Center
From: Council President Lynette Gibson McElhaney
Recommendation: Resolution Recognizing The Downtown Oakland Senior Center For
More Than 35 Years Of Service

16-0087

Attachments: View Report

Pursuant to Rule 28(a) of Resolution 86034 C.M.S., this item was added to this agenda

**5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF July 19, 2016 And
July 26, 2016**

**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

16-0096

Attachments: View Report

- 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
16-0097
Attachments: View Report
- 7.3 Subject: Appointments To The League Of California Cities' 2016 General Assembly
From: Council President Lynette Gibson McElhaney
Recommendation: Adopt A Resolution Appointing Councilmember Dan Kalb As Voting Delegate And Appointing Councilmember Abel Guillén As Alternate Voting Delegate To Represent The City Of Oakland At The League Of California Cities' 2016 General Assembly Scheduled To Be Held In Long Beach Beginning October 5
16-0088
Attachments: View Report
Pursuant to Rule 28(a) of Resolution 86034 C.M.S., this item was added to this agenda
- 7.4 Subject: Landmarks Preservation Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Klara Komorous-Towey As A Member Of The Landmarks Preservation Advisory Board
16-0099
Attachments: View Report
- 7.5 Subject: Commission On Persons With Disabilities
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Frank Sterling And The Reappoint Of Jian Hong To The Commission On Persons With Disabilities
16-0100
Attachments: View Report
- 7.6 Subject: Parks And Recreation Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Amit Garg And Evelyn Torres To The Parks And Recreation Advisory Commission
16-0102
Attachments: View Report

- 7.7 Subject: Privacy Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Appointment Of Robert T.
Oliver And Deirdre K. Mulligan As Members Of The Privacy Advisory Commission
16-0103

Attachments: [View Report](#)

- 7.8 Subject: Ordinance Amending Chapter 8.22, Article I (Rent Adjustment)
From: Councilmembers Kalb, Gibson McElhane and Guillen
Recommendation: Adopt An Ordinance Amending Chapter 8.22, Article I (Rent
Ajustment) Of The Oakland Municipal Code To: (1) Modify Exemptions For
Owner-Occupied Duplexes And Triplexes And Substantially Rehabilitated Properties;
(2) Require That Owners File Petitions For Rent Increases In Excess Of The Annual
Consumer Price Index Increase (3) Change The Amortization Period For Capital
Improvements To That Of The Useful Life Of The Improvement; (4) Clarify That
Certain Types Of Work Are Not Capital Improvements; (5) Amend Timelines For Filing
Petitions; (6) Require Owners To Pay Interest On Security Deposits; And (7) Amending
Chapter 8.22, Article Iv To Permit Tenants To Choose To Pay Their Portion Of The
Program Fee Either In A Lump Sum Or In Six Monthly Installments
15-1226

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

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

*INTRODUCTION WAS PASSED ON JULY 19, 2016; 7 AYES, 1 ABSTAINED-
BROOKS.*

Legislative History

| | | |
|---------|--|---|
| 6/16/16 | *Rules & Legislation Committee | Scheduled to the *Community & Economic Development Committee |
| 6/28/16 | * Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee | Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council |

*The Committee amended the resolution to: 1) Change the number of years from
3 to 2 years; 2) have owners to petition above 5% instead of the CIP; 3) strike
#4 changing the amortization period fro capital imporvements to that of useful
life of improvement; 4) on item 6 strike requirement that landlords pay interest
on security deposits; 5) on Item 7 strike the monthly payments; and 6) on item 8
obtain clarification on equal access requirements pertaining to City materials.*

| | | |
|---------|--|--|
| 6/30/16 | *Rules & Legislation Committee | Rescheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council |
| 7/19/16 | Special Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board <i>This item did not meet the noticing deadline to be heard at the Special Council Meeting of July 26, 2016 and was scheduled for final passage at the Septmeber 20, 2016 City Council Meeting.</i> | Approved As Amended On Introduction and Scheduled for Final Passage |

7.9 Subject: OUSD Use Of City Hall Agreement
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Waiving Facility Rental Fees For Oakland
Unified School District Use Of City Hall Facilities For Purposes Of Conducting
Twice-Monthly Board Meetings For A One Year Period
15-1308

Attachments: [View Report](#)

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

INTRODUCTION WAS PASSED ON JULY 26, 2016; 8 AYES.

Legislative History

| | | |
|---------|---|--|
| 7/14/16 | *Rules & Legislation Committee | Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Agency/City Council/Geological Hazard Abatement District Board |
| 7/19/16 | Special Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board | Withdrawn and Rescheduled to the * Special Meeting of the Oakland City Council |
| 7/21/16 | *Rules & Legislation Committee | Scheduled to the * Special Meeting of the Oakland City Council |
| 7/26/16 | * Special Meeting of the Oakland City Council | Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council |

- 7.10** Subject: The Public Safety And Services Violence Prevention Oversight Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayors Appointment Of
Natasha Middleton To The Public Safety And Services Violence Prevention Oversight
Commission
16-0116

Attachments: View Report

- 7.11** Subject: Green Wall Funds To Golden Gate Community Association
From: Dan Kalb
Recommendation: Resolution Authorizing A Grant Not To Exceed \$9,000 From
Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To Golden
Gate Community Association For A Mural On The Property At 950 57th Street (The
Warehouse Wall Of Glow Glass Art Studio) In Oakland
16-0113

- 7.12** Subject: Graffiti Abatement Mural And Green Wall Funds To North Oakland
Community Charter School (NOCCS) For A Mural On The Property At 1000 42nd
Street
From: Councilmember Kalb
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$8,000
From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To North
Oakland Community Charter School (NOCCS) For A Mural On The Property At 1000
42nd Street (Wall Facing Linden Park) In OAKLAND
16-0107

- 7.13** Subject: Graffiti Abatement Mural And Green Wall Funds To Artist Caroline Stern For
A Mural On The Outside Of The Arlington Medical Center Bldg. At 5709 Market Street
From: Councilmember Kalb
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$6,000
From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To Artist
Caroline Stern For A Mural On The Outside Of The Arlington Medical Center Bldg. At
5709 Market Street In Oakland In Cooperation With Ms. Caroline Watson
16-0112

Pursuant to Rule 28(a) of Resolution 86034 C.M.S., this item was added to this agenda

- 7.14** Subject: Graffiti Abatement Mural And Green Wall Funds To Artist Caroline Stern For
A Mural On The Property At 6200 Shattuck In Oakland
From: Councilmember Kalb's
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$9,500
From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To Artist
Caroline Stern For A Mural On The Property At 6200 Shattuck In Oakland In
Collaboration With Claremont Middle School
16-0114

Pursuant to Rule 28(a) of Resolution 86034 C.M.S., this item was added to this agenda

- 7.15** Subject: Abatement Mural And Green Wall Funds To The Temescal Bid For A Mural By Artist Lori Anne Fischer On The Property At 4685 Telegraph Avenue In Oakland.
From: Councilmember Kalb
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$9,450 From Councilmember Kalb's Graffiti Abatement Mural And Green Wall Funds To The Temescal Bid For A Mural By Artist Lori Anne Fischer On The Property At 4685 Telegraph Avenue In Oakland
16-0115

Pursuant to Rule 28(a) of Resolution 86034 C.M.S., this item was added to this agenda

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:

At This Time, The ORSA/ City Council Meeting Will Adjourn And Reconvene Into The Meeting Of The Geological Hazard Abatement District

- 9.1** Subject: Revised Assessment For The Geological Hazzard Abatement District
From: Geological Hazzard Abatement District
Recommendation: Conduct A Public Hearing And Upon Conclusion Receive A Report On The Proposed Revised Assessment, Accept The Canvass Of Votes, And If Allowed By The Votes, Confirm The Revised Assessment, And Order The Levy And Collection Of The Assessment.
16-0111

Attachments: View Report

Pursuant to Rule 28(a) of Resolution 86034 C.M.S., this item was added to this agenda

At This Time, The Geological Hazard Abatement District Board Will Adjourn And Reconvene As The Meeting Of The ORSA/City Council.

- 9.2 Subject: Assessment Of Liens For Delinquent Garbage Fees
From: Finance Department
Recommendation: Conduct A Public Hearing On Delinquent Garbage Fees For
Quarterly Accounts And Upon Conclusion Adopt One Of 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 Garbage Service Fees And
Confirming The Recordation Of Liens With Administrative And Assessment Charges
As Necessary Pursuant To Chapter 8.28 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
16-0105

Attachments: [View Report](#)

Pursuant to Rule 28(a) of Resolution 86034 C.M.S., this item was added to this agenda

2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On
Delinquent Garbage Service Fees And The Recordation Of Liens With Administrative
And Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland
Municipal Code; Or
16-0106

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 Garbage Service Fees And Authorizing The Recordation Of Liens With
Administrative And Assessment Charges As Necessary Pursuant To Chapter 8.28 Of
The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment
Charges Be Turned Over To The County Tax Collector For Collection
16-0109

- 9.3 Subject: Off-Street Parking And Loading Requirement Updates For New
Development
From: Planning And Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An
Ordinance Amending The Oakland Planning Code To Comprehensively Update
Citywide Off-Street Parking And Loading Regulations And Make Conforming Changes
To Other Planning Code Sections, And Adopting Environmental Findings
16-4

Attachments: [View Report](#)

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

- 11 Subject: Grand Jury Revenue Management Bureau Investigation
From: Office Of The City Administrator
Recommendation: Staff Recommends That The City Council Accept This Informational Report On City Of Oakland Response To The 2015-16 Alameda County Grand Jury Final Report Titled "Management Issues Within The City Of Oakland Revenue Division."

16-0083

Attachments: View Report

Pursuant to Rule 28(a) of Resolution 86034 C.M.S., this item was added to this agenda

- 12 Subject: Ratification Of Actions Taken During The 2016 Annual Recess
From: Office Of The City Administrator
Recommendation: Staff Recommends That The City Council Adopt A Resolution Ratifying Action Taken By The Mayor During The Oakland City Council 2016 Annual Recess In Conformance With The Council's Rules Of Procedure.

16-0110

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)

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 5 days prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 238-3254

THE HANGING OF BANNERS, POSTERS, SIGNS, OR ANY MATERIAL ON OR OVER THE GALLERY BANNISTERS IS STRICTLY PROHIBITED IN ORDER TO ENSURE THE SAFETY OF THOSE ATTENDING MEETINGS.

**MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL
AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE
CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM
8:30 A.M. TO 5:00 P.M.**



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 - FINAL

*Rules & Legislation Committee

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

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

Thursday, September 22, 2016

10:45 AM

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.

Roll Call / Call To Order

COMMITTEE MEMBERSHIP:

Abel J. Guillén, District 2; Dan Kalb, District 1; President Pro Tempore Larry Reid, District 7; Chairperson: Council President Lynette Gibson McElhaney, District 3

- 1 Determination Of Closed Session
16-0092
- 2 Approval Of The Draft Minutes From The Committee Meeting Of July 21, 2016
16-0094

- 3 Determination Of Scheduling Of Outstanding Committee Items
[16-0095](#)
- 4 Scheduling Of Agenda Items And Revisions To Previously Distributed
[16-0098](#)
- 6 A Review Of The Council Committees's Actions From July 21, 2016
[16-0101](#)
- 7 Subject: Citizens' Police Review Board.
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jose A. Dorado To The Citizen's Police Review Board
[16-0091](#)

Sponsors: Office Of The Mayor
Attachments: [View Report](#)
- 8 Subject: Housing, Residential Rent And Relocation Board
From: Office of the Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Debrenia Madison To The Housing, Residential Rent And Relocation Board
[16-0104](#)

Sponsors: Office Of The Mayor
Attachments: [View Report](#)

Open Forum (Total Time Available: 15 Minutes)

Adjournment

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 5 days prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 238-3254

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 8:30AM TO 5:00PM

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

5

