



# 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 - FINAL

### \* 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>*

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Tuesday, April 18, 2017

5:30 PM

City Council Chamber, 3rd Floor

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#### 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 5:36 p.m.*

#### 2 ROLL CALL / CITY COUNCIL

**Excused** 1 - Laurence E. Reid

**Present** 7 - Desley Brooks, Annie Campbell Washington, Noel Gallo, Lynette McElhaney, Abel  
J. Guillén, Dan Kalb, and Rebecca Kaplan

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

*There were 7 open forum speakers*

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

*Councilmember Kalb, Gibson McElhaney and Kaplan took a point of personal  
privilege and requested that the meeting be adjourned in memory of Chaosarn  
Chao*

*Councilmember Gibson McElhaney took a point of personal privilege and  
requested that the meeting be adjourned in memory of The West Oakland Fire  
Victims*

- 4.1 Subject: Recognizing The Month Of April 2017 As National Library Month  
From: Council President Larry Reid And Councilmember Kalb  
Recommendation: Adopt A Resolution Declaring April, 2017 As National Library  
Month In The City Of Oakland  
[16-0908](#)

**Sponsors:** Mr. Reid

**Attachments:** [View Report](#)  
[86666 CMS](#)

*There was 1 speaker on this item*

**This City Resolution be Adopted.**

**Excused:** 1 - Reid

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

- 4.2 Subject: Commemorate The Ten-Year Anniversary Of The Woodfin Ice Raids  
From: Councilmember Kalb And President Pro Tempore Guillén  
Recommendation: Adopt A Resolution To Commemorate The Ten-Year Anniversary  
Of The Woodfin I.C.E. Raids, Honor The Workers And Their Community Allies Who  
Organized To Defend Immigrant Workers' Rights, And Call Upon Oakland Employers  
To Establish Sanctuary Workplaces  
[16-0869](#)

**Sponsors:** Kalb and Guillén

**Attachments:** [View Report](#)  
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[86667 CMS](#)

*There were 2 speakers on this item*

**This City Resolution be Adopted.**

**Excused:** 1 - Reid

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

- 4.3 Subject: Resolution Recognizing And Honoring Barry J. Miller  
From: Councilmember Kalb  
Recommendation: Adopt A Resolution Recognizing And Honoring Departing Oakland  
Parks And Recreation Advisory Commission Chair Barry J. Miller For His Dedicated  
Service To The Residents Of The City Of Oakland  
[16-0866](#)

**Attachments:** [View Report](#)  
[86668 CMS](#)

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

**Excused:** 1 - Reid

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

- 4.4 Subject: Resolution Honoring The Lake Merritt Breakfast Club  
From: President Pro Tempore Guillen  
Recommendation: Adopt A Resolution Honoring The Lake Merritt Breakfast Club For  
Holding Its 4,000th Meeting And For Its 84th Year In Existence  
[16-0894](#)

**Attachments:** [View Report](#)  
[86669 CMS](#)

**This City Resolution be Adopted.**

- 4.5 Subject: Celebration Of The Legacy Of Cesar Chavez  
From: Councilmembers Gallo, McElhaney And President Pro Tempore Guillén  
Recommendation: Adopt A Resolution In Celebration Of The Legacy Of Cesar  
Chavez By Recognizing Volunteerism And Giving Back To Oakland Through  
Leadership And Community Service  
[16-0928](#)

**Sponsors:** Gallo, McElhaney and Guillén

**Attachments:** [View Report](#)  
[86670 CMS.pdf](#)

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

**Excused:** 1 - Reid

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

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF MARCH 21st AND THE SPECIAL MEETING OF MARCH 28, 2017  
[16-0932](#)

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

[View Report](#)

**This Report and Recommendation be Approved.**

**Excused:** 1 - Reid

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

- 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):**

*The City Clerk announced that item 7.1, the final passages of the amendments to the salary ordinance, would be deferred to the May 2, 2017 City Council agenda.*

- 7 **CONSENT CALENDAR (CC) ITEMS:**

*There were 28 speakers on the consent calendar*

- 7.1 Subject: Declaration Of 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  
[16-0933](#)

**Sponsors:** Office Of The City Attorney

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

[86671 CMS](#)

**Excused:** 1 - Reid

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

- 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  
[16-0934](#)

**Sponsors:** Office Of The City Attorney

**Attachments:** [View Report](#)  
[86672 CMS](#)

**This City Resolution was Adopted.**

- 7.3 Subject: Appointment To The Cannabis Regulatory Commission  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Appointment Of Stephanie  
Floyd Johnson As A Member Of The Cannabis Regulatory Commission  
[16-0874](#)

**Sponsors:** Office Of The Mayor

**Attachments:** [View Report](#)  
[86673 CMS](#)

**This City Resolution was Adopted.**

- 7.4 Subject: Appointment Of Beverly A. Williams To The Civil Service Board  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of  
Beverly A. Williams To The Civil Service Board  
[16-0870](#)

**Sponsors:** Office Of The Mayor

**Attachments:** [View Report](#)  
[86674 CMS](#)

**This City Resolution was Adopted.**

- 7.5 Subject: Mayor's Appointment To The Landmark Preservation Advisory Board  
From: The Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Vince Sugrue As A Member Of The Landmarks Preservation Advisory Board  
[16-0930](#)

**Sponsors:** Office Of The Mayor

**Attachments:** [View Report](#)  
[86675 CMS](#)

**This City Resolution was Adopted.**

- 7.6 Subject: Reappointment To The Privacy Advisory Commission  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Reappointment Of Raymundo Jacquez III And Robert T. Oliver As Members Of The Privacy Advisory Commission (TITLE CHANGE)  
[16-0875](#)

**Sponsors:** Office Of The Mayor

**Attachments:** [View Report](#)  
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[86676 CMS](#)

**This City Resolution was Adopted.**

- 7.7 Subject: Reappointment To The Housing, Residential Rent And Relocation Board  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Jessica Warner And Edward Lai To The Housing, Residential Rent And Relocation Board  
[16-0821](#)

**Sponsors:** Office Of The Mayor

**Attachments:** [View Report](#)  
[86677 CMS](#)

**This City Resolution was Adopted.**

- 7.8 Subject: Reappointment To The Children's Fairyland Board Of Directors  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of  
Nashwa Emam To The Children's Fairyland Board Of Directors  
[16-0940](#)

**Sponsors:** Office Of The Mayor

**Attachments:** [View Report](#)  
[86678 CMS](#)

**This City Resolution was Adopted.**

- 7.9 Subject: Support Of Assembly Bill 218 (Bonta)  
From: Council President Reid  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 218 (Bonta) To  
Continue To Allow The Oakland International Airport To Collect A Customer Facility  
Charge For Car Rental Transactions By Removing Indebtedness As A Requirement  
For Collection  
[16-0809](#)

**Sponsors:** Larry Reid

**Attachments:** [View Report](#)  
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[View Supplemental Report](#)  
[86679 CMS](#)

**This City Resolution was Adopted.**

- 7.10 Subject: Support For SB 300 - Health Warning Label On Sugar Sweetened  
Beverages  
From: Vice Mayor Campbell Washington And Council President Reid  
Recommendation: Adopt A Resolution In Support For SB 300 (Monning) Requiring A  
Health Warning Label Be Placed On Sugar Sweetened Beverages Sold In California  
That Contain Added Sweeteners And 75 Calories Or More Per 12 Ounces  
[16-0852](#)

**Sponsors:** Campbell Washington

**Attachments:** [View Report](#)  
[View Supplemental Report](#)  
[86680 CMS](#)

**This City Resolution was Adopted.**

7.11 Subject: Amendments To The Salary Schedule  
From: Human Resources Management Department  
Recommendation: Adopt The Following Six (6) Pieces Of Legislation:

1) An Ordinance An Ordinance Setting Forth The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") Effective July 1,2012; And [16-0823](#)

**Sponsors:** Human Resources Management Department

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

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[13428 CMS](#)

***as a consent calendiar item.***

**This Ordinance was \* Withdrawn and Rescheduled. to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/2/2017**

2) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") Effective July 1, 2013; And [16-0824](#)

**Sponsors:** Human Resources Management Department

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

[View Report](#)

[13429 CMS](#)

***as a consent calendiar item.***

**This Ordinance be \* Withdrawn and Rescheduled.to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/2/2017**



3) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S.  
("Salary Ordinance") Effective July 1, 2014; And  
[16-0825](#)

**Sponsors:** Human Resources Management Department

**Attachments:** [View Report](#)  
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[13430 CMS](#)

***as a consent calendiar item.***

**This Ordinance be \* Withdrawn and Rescheduled.to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/2/2017**

4) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S.  
("Salary Ordinance") Effective July 1, 2015; And  
[16-0826](#)

**Sponsors:** Human Resources Management Department

**Attachments:** [View Report](#)  
[View Report](#)  
[13431 CMS](#)

***as a consent calendiar item.***

**This Ordinance be \* Withdrawn and Rescheduled.to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/2/2017**

5) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S.  
("Salary Ordinance") Effective July 1, 2016; And  
[16-0827](#)

**Sponsors:** Human Resources Management Department

**Attachments:** [View Report](#)  
[View Report](#)  
[13432 CMS](#)

***as a consent calendiar item.***

**This Ordinance be \* Withdrawn and Rescheduled.to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/2/2017**

6) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S.  
("Salary Ordinance") Effective January 14, 2017  
[16-0828](#)

**Sponsors:** Human Resources Management Department

**Attachments:** [View Report](#)  
[View Report](#)  
[13433 CMS](#)

***as a consent calendar item.***

**This Ordinance be \* Withdrawn and Rescheduled to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/2/2017**

**S7.12** Subject: Rehabilitation Of Sanitary Sewers  
From: Oakland Public Works Department - BDC Wastewater Engineering  
Management Division  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Awarding A Construction Contract To Mosto Construction, The  
Lowest Responsive, Responsible Bidder, For Sanitary Sewer Rehabilitation In Various  
Locations (Project No. 1001018) In Accordance With Plans And Specifications For  
The Project And With Contractor's Bid In The Amount Of Three Hundred Ninety-Four  
Thousand One Hundred Thirty-Two Dollars (\$394,132.00); And  
[16-0878](#)

**Sponsors:** Oakland Public Works Department

**Attachments:** [View Report](#)  
[86681 CMS](#)

**This City Resolution was Adopted.**

2) A Resolution Awarding A Construction Contract To Pacific Trenchless, Inc., The  
Lowest Responsive, Responsible Bidder, For Sanitary Sewer Capacity Upgrades In  
Various Locations (Project No. 1001173) In Accordance With Plans And  
Specifications For The Project And With Contractor's Bid In The Amount Of Two  
Million Four Hundred Seven Thousand One Hundred Seven Dollars (\$2,407,107.00);  
And  
[16-0879](#)

**Sponsors:** Oakland Public Works Department

**Attachments:** [86682 CMS](#)

**This City Resolution was Adopted.**

3) A Resolution Awarding A Construction Contract To Pacific Trenchless, Inc., The Lowest Responsive, Responsible Bidder, For Sanitary Sewer Rehabilitation Sub-Basin 83-402 (Project No. 1001322) In Accordance With Plans And Specifications For The Project And With Contractor's Bid In The Amount Of One Million Three Hundred Thirty-One Thousand Twenty-One Dollars (\$1, 331,021.00)

[16-0880](#)

**Sponsors:** Oakland Public Works Department

**Attachments:** [86683 CMS](#)

**This City Resolution was Adopted.**

**S7.13** Subject: Tract Map For 845 Embarcadero  
From: Oakland Public Works Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Conditionally Approving A Final Map For Tract No. 8395, As Phase 2 Of Tract Map No. 7621, Located At 845 Embarcadero For A Four Lot Subdivision For Zarsion-OHP I, LLC; And

[16-0881](#)

**Sponsors:** Oakland Public Works Department

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

[86684 CMS](#)

**This City Resolution was Adopted.**

2) A Resolution Authorizing The City Administrator Or Designee To Enter Into A Subdivision Improvement Agreement With Zarsion-OHP I, LLC For Deferred Construction Of Public Infrastructure Improvements As A Condition To Final Map Approval For Tract No. 8395, As Phase 2 Of Tract Map No. 7621, Located At 845 Embarcadero

[16-0882](#)

**Sponsors:** Oakland Public Works Department

**Attachments:** [86685 CMS](#)

**This City Resolution was Adopted.**

**S7.14** Subject: Tract Map 5300 And 5310 San Pablo Avenue  
From: Oakland Public Works Department  
Recommendation: Adopt The Following Pieces Of Legislation

1) A Resolution Conditionally Approving A Final Map For Tract No. 8161, Located At 5300 And 5310 San Pablo Avenue For An Eight Lot Subdivision For 53rd Street/San Pablo Avenue, LLC; And  
[16-0884](#)

**Sponsors:** Oakland Public Works Department

**Attachments:** [View Report](#)  
[86686 CMS](#)

**This City Resolution was Adopted.**

2) A Resolution Authorizing The City Administrator Or Designee To Enter Into A Subdivision Improvement Agreement With 53RD Street/San Pablo Avenue, LLC For Deferred Construction Of Public Infrastructure Improvements As A Condition To Final Map Approval For Tract No. 8161 Located At 5300 And 5310 San Pablo Avenue  
[16-0885](#)

**Sponsors:** Oakland Public Works Department

**Attachments:** [86687 CMS](#)

**This City Resolution was Adopted.**

**S7.15** Subject: ENA For Disposition Of City Owned Parcel At 73rd And Foothill  
From: Economic And Workforce Development  
Recommendation: Adopt A Resolution Authorizing An Exclusive Negotiating Agreement With Portfolio Development Properties LLC, Or Related Affiliates, For One Year, With One Optional Six-Month Administrative Extension, For The Potential Disposition And Development Of A Retail Project On A City-Owned Parcel (APN 039-3291-020) Located At 73rd Avenue And Foothill Boulevard  
[16-0899](#)

**Attachments:** [View Report](#)  
[View Report](#)  
[View Report](#)  
[View Report](#)  
[View Report](#)  
[View Report](#)  
[View Report](#)  
[86688 CMS](#)

**This City Resolution was Adopted.**

**S7.16** Subject: Updates To The NOFA Housing Funding Pipeline  
From: Housing And Community Development  
Recommendation: Adopt A Resolution Amending Resolution No. 86090 C.M.S. Which Authorized \$5,013,851 In Loans To The Fruitvale Transit Village Phase II, Redwood Hill Townhomes, Camino 23, 3706 San Pablo Avenue, Coliseum Place, And Embark Apartments Affordable Housing Projects, To (1) Authorize And Appropriate An Additional \$1,222,192 From The Low And Moderate Income Housing Asset Fund For These Loans, For A Total Authorized Loan Amount Of \$6,236,043; (2) Add The Coliseum Connections Project To The List Of Projects Authorized For These Loans; And (3) Approve Funding Awards To These Projects From Funds Allocated To Oakland From The Alameda County Housing Bond In An Amount Not To Exceed \$18.65 Million  
[16-0898](#)

**Attachments:** [View Report](#)  
[86689 CMS](#)

**This City Resolution was Adopted.**

**S7.17** Subject: Oakland Fund For Children And Youth (OFCY) 2017 Summer Grant Renewal  
From: Human Services Dept/Children & Youth Services Division  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Renew The Oakland Fund For Children And Youth Grant Agreements Between The City Of Oakland And Various Public And Non-Profit Agencies To Provide Direct Services For Children And Youth Through The 2017 Summer Youth Development & Empowerment Funding Strategy In An Amount Not To Exceed \$1,043,091  
[16-0891](#)

**Sponsors:** Human Services Department

**Attachments:** [View Report](#)  
[86690 CMS](#)

**This City Resolution was Adopted.**

**S7.18** Subject: PATH-BFWC Amend/Increase & OHA Grant Amount Increase 2016-2017  
From: Human Services/Community Housing Services Division  
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Amend The Permanent Access To Housing (PATH) Grant With Cornerstone Community Development Corporation DBA Building Futures With Women And Children To Increase The Grant Amount By Up To \$120,000 For The Fiscal Year 2016-2017 Grant Year For The Provision Of Rapid Rehousing Services To Literally Homeless Families From Oakland; And 2) Increase The Amount Of The Grant Agreement With The Oakland Housing Authority By Up To \$89,135.90 For The Grant Term Of November 1, 2016 Through October 31, 2017 For The Administration Of Rapid Rehousing Subsidies For Homeless Families In Oakland  
[16-0890](#)

**Sponsors:** Human Services Department

**Attachments:** [View Report](#)  
[86691 CMS](#)

**This City Resolution was Adopted.**

**S7.19** Subject: Support AB 43 - State Incarceration Prevention Fund  
From: Councilmember Kalb, McElhaney And Vice Mayor Campbell Washington  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 43 (Thurmond) To Create A State Incarceration Prevention Fund By Assessing A Tax On For-Profit Companies That Contract To Do Business With A State Prison Or The Ca Department Of Corrections Or The Department Of General Services To Provide A State Prison With A Good Or Service  
[16-0853](#)

**Sponsors:** Kalb, McElhaney and Campbell Washington

**Attachments:** [View Report](#)  
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[86692 CMS](#)

**This City Resolution was Adopted.**

**S7.20** Subject: Support Of AB 1505 - Inclusive Neighborhoods  
From: Councilmember Kalb  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1505 (Bloom, Chiu, & Gloria) That Would Authorize Local Jurisdictions To Require Residential Developments To Include A Percentage Of Affordable Rental Units  
[16-0865](#)

**Sponsors:** Kalb

**Attachments:** [View Report](#)  
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[86693 CMS](#)

**This City Resolution was Adopted.**

**S7.21** Subject: Support Of SB 560 - Protecting Pensions From Climate Risk By Senator Ben Allen  
From: Councilmembers Kalb  
Recommendation: Adopt A Resolution In Support Of Senate Bill 560 (Senator Allen) That Will Require Members Of California's Public Pension Funds Boards, As Part Of Their Fiduciary Duties, To Consider Financial Risks Associated With Climate Change With Respect To Their Investments, And, Beginning In 2020, To Report Annually On The Financial Climate Risks, Including The Carbon Footprint Of The Investments  
[16-0867](#)

**Sponsors:** Kalb

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

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[86694 CMS](#)

**This City Resolution was Adopted.**

**S7.22** Subject: Co-Sponsorship Of Senate Bill 699 (Galgiani)  
From: Council President Reid  
Recommendation: Adopt A Resolution To Co-Sponsor Senate Bill 699 (Galgiani)  
Vehicles: Removal And Impoundment  
[16-0888](#)

**Sponsors:** Mr. Reid

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

[86695 CMS](#)

**This City Resolution was Adopted.**



**S7.23** Subject: Support Of Support SB 31 (Lara) - Religious Freedom Act  
From: Councilmembers Kalb And McElhaney  
Recommendation: Adopt A Resolution In Support Of Senate Bill 31 (Lara) That Would Prohibit (1) State And Local Agencies From Assisting The Federal Government In Compiling A Religious Affiliation Database And (2) State And Local Law Enforcement Agencies From Collecting Religious Affiliation Information Or Assisting In The Enforcement Of Any Religious Registry Requirement  
[16-0895](#)

**Sponsors:** Kalb and McElhaney

**Attachments:** [View Report](#)  
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[86696 CMS](#)

**This City Resolution was Adopted.**

**S7.24** Subject: Appointment To The Housing, Residential Rent And Relocation Board  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Mary Jo Cook To The Housing, Residential Rent And Relocation Board  
[16-0896](#)

**Attachments:** [View Report](#)  
[86697 CMS](#)

**This City Resolution was Adopted.**

**S7.25** Subject: Support Of AB1356 - Tuition-Free College  
From: Councilmembers Kalb, McElhaney, Vice Mayor Campbell Washington, President Pro Tem Guillén  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1356 (Assemblymember Eggman) That Will Establish The Higher Education Assistance Fund With The Goal Of Providing Tuition-Free Higher Education To California Students. It Funds Itself Through A 1 Percent Tax On Incomes Exceeding One Million Dollars  
[16-0906](#)

**Attachments:** [View Report](#)  
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[86698 CMS](#)

**This City Resolution was Adopted.**

**S7.26** Subject: Appointment To The Residential Rent And Relocation Board  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Terry Sandoval And Robert Stone To The Housing, Residential Rent And Relocation Board  
[16-0929](#)

**Sponsors:** Office Of The Mayor

**Attachments:** [View Report](#)  
[86699 CMS](#)

**This City Resolution was Adopted.**

**S7.27** Subject: Support of Assembly Bill 1008  
From: Council President Reid, Councilmember McElhaney, President Pro Tem Guillén  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1008 (McCarty) Amending The Fair Employment And Housing Act (FEHA )And Extending The Ban The Box To Private Employers, Delaying The Background Check Until The Conditional Offer Phase Of The Hiring Process, And Incorporating The 2012 EEOC Guidelines That Protect People Of Color Against Discrimination Based On A Background Check  
[16-0931](#)

**Sponsors:** Mr. Reid

**Attachments:** [View Report](#)  
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[View Supplemental Report](#)  
[86700 CMS](#)

**This City Resolution was Adopted.**

**S7.28** Subject: Support Of AB1316 (Quirk)  
From: Councilmember McElhaney And Vice Mayor Campbell Washington  
Recommendation: Adopt A Resolution In Support Of Ab1316 (Quirk) "Childhood Lead Poisoning" That Would Mandate That All Children Are Evaluated For Elevated Blood Lead Levels To Prevent Blood Lead Poisoning  
[16-0872](#)

**Sponsors:** McElhaney

**Attachments:** [View Report](#)  
[86701 CMS](#)

**This City Resolution was Adopted.**

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

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

**Excused:** 1 - Reid

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

**COMMENCING AT 6:30 P.M., OR AS SOON AS REASONABLY PRACTICABLE  
THEREAFTER, THE NON - CONSENT CALENDAR PORTION OF THE AGENDA:**

*Items were taken in the following order.*

- S11** Subject: Support Of Senate Bill 562 (Lara & Atkins), The Healthy California Act  
From: Councilmember Kaplan  
Recommendation: Adopt A Resolution In Support Of Senate Bill 562 (Lara & Atkins), The Healthy California Act, That Would Create The Heathy California Program To Provide Comprehensive Universal Single-Payer Health Care Coverage And A Health Care Cost Control System For The Benefit Of All Residents Of The State  
[16-0782](#)

**Sponsors:** Kaplan

**Attachments:** [View Report](#)  
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[86702 CMS](#)

*This item was placed on the agenda by the April 13, 2017 Rules and Legislation Committee.*

*This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance, prior to hearing the item.*

*Councilmember Kaplan made a motion seconded by Councilmember Kalb to approve the urgency finding on item 11 for the following reasons: That there is a need to take immediate action which came to the attention of the local body after the agenda was posted, and that the need to take immediate action; This item relates to federal or state legislation; and hearing no objections, the motion passed by with the following vote: 7 Ayes: Brooks, Campbell Washington, Gallo, Kalb, Kaplan, McElhaney, and Council President Pro Tem Guillén. 1 Excused: President Reid.*

*There were 5 speakers on this item*

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

**Excused:** 1 - Reid

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

**9 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING  
REQUIREMENTS:**

**9.1** Subject: West Oakland-Focused Planning Code, Zoning Map, And Height Area Amendments  
From: Planning And Building Department  
Recommendation: Adopt An Ordinance, As Recommended By The City Planning Commission, Amending: 1) The Oakland Zoning And Height Area Maps To (A) Make Map And Height Designation Changes For The 3rd To 7th Street Areas Between West Oakland Bart And Downtown; (B) Make Map Designation Changes For The West Side Of Mandela Parkway From 17th To 8th St., For The 8th St. Corridor From Mandela To Wood, And For The Peralta/Lewis/5th St. Triangle; (C) Make A Map Designation Change For A Portion Of Adeline Street Between 18th And 19th; (D) Bring The Rear Portion Of The Lot At San Pablo Avenue And 33rd Street Into Adjacent RU-5 Zone And 60 Ft. Height Area; And (E) Make Map Designation Changes For The Wood Street Zone To Convert Development Areas 1-9 Into Nine Separate Zoning Districts; And 2) The Oakland Planning Code To Move The Development Standards Summary Table For Wood Street Into The D-Ws Wood Street District Zone Chapter (17.101a) And Make Minor Revisions; And Make Appropriate California Environmental Quality Act Determinations  
[16-0886](#)

**Sponsors:** Planning & Building Department

**Attachments:** [View Report](#)  
[View Supplemental Report](#)  
[View Supplemental Report](#)  
[13434 CMS](#)

*Upon reading of item 9.1 by the City Clerk, the Public hearing was opened at 8:29 p.m.*

*There was one speaker on this item.*

*Councilmember McElhaney made a motion, seconded by Councilmember Kaplan, TO CONTINUE THIS ITEM TO THE MAY 2, 2017 CITY COUNCIL MEETING, and hearing no objections, the motion passed by the following vote: 7 Ayes: Brooks, Campbell Washington, Gallo, Gibson McElhaney, Kalb, Kaplan, McElhaney, and President Pro Tem Guillèn. 1 Excused: President Reid*

*At X, Councilmember McElhaney made a motion to RECONSIDER the action on this item, seconded by Kalb; and hearing no objections, the motion passed with the following vote: 7 Ayes: Brooks, Campbell Washington, Gallo, Gibson McElhaney, Kalb, Kaplan, McElhaney, and President Pro Tem Guillèn. 1 Excused: President Reid*

*At X, the public hearing on Item 9.1 was re- opened at 8:50 p.m.*

*Councilmember McElhaney made a motion including the following amendment; For Wood Street Zone 6, revert back to the minimum density of unit/1,000 square feet of site area (44 dwelling units per acre).*

*The motion was seconded by Councilmember Kalb to close the Public Hearing, and hearing no objections, the motion passed by 7 Ayes: Brooks, Campbell Washington, Gallo, Kalb, Kaplan, McElhaney, and President Pro Tem Guillén. 1-Excused Reid*

This City Resolution be Continued.to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/2/2017

**Excused:** 1 - Reid

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

- 9.2** Subject: Amendments To Oakland's Secondary Unit Regulations  
From: Planning And Building Department  
Recommendation: Adopt An Ordinance, As Recommended By The City Planning Commission, Amending The Oakland Planning Code To: 1) Revise Regulations For Secondary Units To Comply With State Law; 2) Create And Map A New Zoning Overlay That Identifies Areas In The City Where New Category Two Secondary Units Are Not Permitted; 3) Make Minor Changes In Various Chapters Of The Planning Code; And 4) Make Appropriate California Environmental Quality Act Determinations  
[16-0887](#)

**Sponsors:** Planning & Building Department

**Attachments:** [View Report](#)  
[View Supplemental Report](#)  
[13435 CMS](#)

*Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at 8:35 p.m.*

*There was one speaker on this item.*

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

This Ordinance be Approved On Introduction and Scheduled for Final Passage.to go before the \*Community & Economic Development Committee to be heard 5/2/2017

**Excused:** 1 - Reid

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

**ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

**10 THIS NUMBER INTENTIONALLY NOT USED**

**S12** Subject: Allocation Of Additional Funding - Code Compliance Relocation Program  
From: Housing And Community Development  
Recommendation: Adopt A Resolution (1) Amending Resolution Nos. 84860 C.M.S.  
And 85413 C.M.S., Which Authorized A \$750,000 Loan To Habitat For Humanity East  
Bay/Silicon Valley To Acquire And Rehabilitate Foreclosed, Vacant And Abandoned  
Single Family Homes, To Change The Source Of Project Funding For The Remaining  
Balance Of \$615,000 From Community Development Block Grant Funds To The Low  
And Moderate Income Housing Asset Fund; And (2) Allocating \$615,000 Of  
Community Development Block Grant Funds To The Code Enforcement Relocation  
Program  
[16-0977](#)

**Sponsors:** Housing And Community Development Department

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

[86703 CMS](#)

*Councilmember McElhaney made a motion seconded by Councilmember Kaplan to approve the urgency finding on item 12 for the following reasons: That there is a need to take immediate action which came to the attention of the local body after the agenda was posted, and that the need to take immediate action is required to avoid a substantial adverse impact that would occur if the action were deferred to a future meeting.*

*And hearing no objections, the motion passed by with the following vote: 7 Ayes: Brooks, Campbell Washington, Gallo, Kalb, Kaplan, McElhaney, and Council President Pro Tem Guillèn. 1 Excused: President Reid.*

*There were 10 speakers on this item*

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

**Excused:** 1 - Reid

**Aye:** 7 - Brooks, Campbell Washington, Gallo, McElhaney, Guillèn, Kalb, and Kaplan

**S13** Subject: Arnold Saavedra V. City Of Oakland  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Arnold Saavedra V. City Of Oakland, In The Amount Of Seventy-Five Thousand Dollars And 00/100 Cents (\$75,000.00) As The Result Of Alleged Employment Discrimination (Oakland Public Works - Employment Discrimination)  
[16-0984](#)

**Sponsors:** Office Of The City Attorney

**Attachments:** [View Report](#)  
[86704 CMS](#)

*Councilmember Gallo made a motion seconded by Councilmember Kaplan to approve the urgency finding on item S13 for the following reasons: That there is a need to take immediate action which came to the attention of the local body after the agenda was posted, and that the need to take immediate action is required to avoid a substantial adverse impact that would occur if the item were deferred to a future meeting.*

*And hearing no objections, the motion passed by with the following vote: 6 Ayes: Campbell Washington, Gallo, Kalb, Kaplan, McElhaney, and Council President Pro Tem Guillèn. 1 No: Brooks. 1 Excused: President Reid.*

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

**Excused:** 1 - Reid

**Aye:** 6 - Campbell Washington, Gallo, McElhaney, Guillèn, Kalb, and Kaplan

**No:** 1 - Brooks

## 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 Chaosaryn Chao, Edwarn Anderson, Cassandra Robertson, Ashantikee Wilson, Olatunde Adejumbi, and the West Oakland Fire Victims at 9:35 p.m..*



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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.

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