



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 *Rules & Legislation Committee

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

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

Thursday, October 11, 2018

10:45 AM

City Council Chamber, 3rd Floor

The Oakland City Council Rules And Legislation Committee convened at 10:52 AM, with Council President Reid presiding as Chairperson.

Roll Call / Call To Order

Excused 1 - Lynette McElhaney

Present 3 - Abel J. Guillén, Laurence E. Reid, and Annie Campbell Washington

1 Determinations Of Closed Session

[18-0937](#)

Attachments: [View Report](#)

There will be a Closed Session on October 16, 2018 at 3 pm.

A motion was made by Abel J. Guillén, seconded by Annie Campbell Washington, that this matter be Accepted. The motion carried by the following vote:

Excused: 1 - McElhaney

Aye: 3 - Guillén, Reid, and Campbell Washington

NO VOTE: 0

2 Approval Of The Draft Minutes From The Committee Meeting Of September 27, 2018

[18-0938](#)

Attachments: [View Report](#)

A motion was made by Lynette McElhaney, seconded by Annie Campbell Washington, that this matter be Accepted. The motion carried by the following vote:

Excused: 1 - McElhaney

Aye: 3 - Guillén, Reid, and Campbell Washington

NO VOTE: 0

3 Determination Of Schedule Of Outstanding Committee Items
[18-0939](#)

Attachments: [View Report](#)

There were 3 speakers on this item.

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

Excused: 1 - McElhanev

Aye: 3 - Guillén, Reid, and Campbell Washington

NO VOTE: 0

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)
[18-0940](#)

Attachments: [View Report](#)

[View Report](#)

This Report and Recommendation be Accepted as Amended.

4.1 Subject: Dockless Scooter Sharing Program
From: Transportation Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) An Informational Report On The Draft Terms And Conditions For The Dockless Scooter Sharing Program; And
[18-1010](#)

Attachments: [View Report 10-26-2018](#)

This Informational Report be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 10/30/2018

2) Adopt An Ordinance Amending Ordinance Number 13497 C.M.S. (Fiscal Year 2018-2019 Master Fee Schedule) Establishing Fees For The Dockless Scooter Sharing Program

[NEW TITLE]

[18-0733](#)

Attachments: [View Report](#)

[View Supplemental Report 7-13-2018](#)

[View Supplemental Report 7-20-2018](#)

[View Supplemental Report 10-26-2018](#)

Public Hearing

This Ordinance be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 10/30/2018

4.2 Subject: Resolution Honoring Diane Fields Upon Her Retirement
From: Council President Reid
Recommendation: Adopt A Resolution Honoring Diane Fields Upon Her Retirement From The City Of Oakland After 35 Years Of Dedicated Service

[18-1012](#)

On Consent

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 10/30/2018

4.3 Subject: Occupational Medical Services Contract
From: Human Resource Management Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute An Agreement With Concentra Health Services For The Provision Of Occupational Medical Services For A Contract Amount Not To Exceed \$600,000 For Contract Year 2018-19, And With Acceptable Performance, Options To Extend The Agreement For Three Additional Two-Year Terms For A Total Not To Exceed \$600,000 Per Contract Year For Contract Years 2019-21, 2021-23, And 2023-25 For A Total Not To Exceed \$4,200,000.

[18-1007](#)

Attachments: [View Report](#)

[87396 CMS](#)

This City Resolution be Scheduled.to go before the *Finance & Management Committee to be heard 10/23/2018

- 4.4 Subject: Post-Employment Benefits (OPEB) Unfunded Actuarial Liability
From: Finance Department
Recommendation: Receive An Informational Report On The City's Other Post-Employment Benefits (OPEB) Unfunded Actuarial Liability [18-1003](#)

Attachments: [View Report](#)

This Informational Report be Scheduled.to go before the *Finance & Management Committee to be heard 10/23/2018

- 4.5 Subject: CalPERS Pension Rates And Forecast Through FY 2023-24
From: Finance Department
Recommendation: Receive An Informational Report On The June 30, 2017 CalPERS Actuarial Valuation Reports For Miscellaneous And Safety Plans That Establishes Employer Pension Contributions For Fiscal Year (FY) 2019-20 And Provides Forecast Employer Contribution Rates Through Fiscal Year 2023-24 [18-1004](#)

Attachments: [View Report](#)

This Informational Report be Scheduled.to go before the *Finance & Management Committee to be heard 10/23/2018

- 4.6 Subject: Biannual Report On Aging And Outstanding Revenue
From: Finance Department
Recommendation: Receive The Biannual Report On Aging And Outstanding Revenue [18-1009](#)

Attachments: [View Report](#)

This Informational Report be Scheduled.to go before the *Finance & Management Committee to be heard 11/13/2018

- 4.7 Subject: Expenditures Spent For Every Program In City Departments
From: Member Of The Public: Etta Johnson
Recommendation: Receive An Informational Report Of All Expenditures Spent For Every Program In City Departments: Human Services, Housing and Parks And Recreation From January 1, 2017 Through September 30, 2018; As Soon As Possible On The Finance And Management And Life Enrichment Committee Agenda [18-1002](#)

This item was deferred to the City Adminsitrator's Office

This item was not scheduled, but was deferred to the City Adminsitrator's Office.

4.8 Subject: Loan Term Extension For Madison Park Apartments
From: Housing Development Services
Recommendation: Adopt A Resolution Amending Oakland Redevelopment Successor Agency Resolution No. 2011-0015 To Extend The Term Of The Existing Madison Park Apartments Loan To The Earlier Of Fifty-Five (55) Years From Permanent Loan Conversion Or December 31, 2076 And To Change The Interest Rate Of The Existing Loan To The Long-Term, Compounding Applicable Federal Rate (AFR)
[NEW TITLE]
[18-0860](#)

Attachments: [View Report](#)
[View Supplemental Report 10-12-2018](#)
[View Supplemental Report 10-19-2018](#)
[2018-014 CMS](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 10/23/2018

4.9 Subject: Equity Indicators Report
From: Race And Equity Department
Recommendation: Receive An Informational Report Regarding The 2018 Oakland Equity Indicators
[18-1008](#)

Attachments: [View Report](#)

This Item is scheduled to go before the November 13, 2018 Life Enrichment and Public Safety Committee

This Informational Report be Scheduled.to go before the *Public Safety Committee to be heard 11/13/2018

4.10 Subject: Presentation From OUSD On Chronic Absenteeism
From: Councilmember McElhaney
Recommendation: Receive A Presentation From The Oakland Unified School District On Chronic Absenteeism Including An Overview Of The Scope Of The Issue And A Discussion Of Current And Planned Initiatives
[18-1005](#)

Attachments: [View Report](#)

This Informational Report be Scheduled.to go before the *Education Partnership Committee to be heard 10/23/2018

4.11 Subject: Ohlone Recognition Resolution
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Of The City Of Oakland, Recognizing And Supporting The Lisjan Ohlone Tribe, And Urging The State And Federal Government To Formally Recognize The Lisjan Ohlone Tribe Of California, The First People To Live In Huichin (Oakland)
[18-1006](#)

Attachments: [View Report](#)

This City Resolution be Rescheduled.to go before the *Rules & Legislation Committee to be heard 11/15/2018

5 A Review Of The Council Committees' Actions From October 9, 2018 And Determination Of Scheduling To The City Council Meeting Of October 16, 2018 (MATRIX)
[18-0941](#)

Attachments: [View Report](#)

There was 1 speaker on this item.

A motion was made by Abel J. Guillén, seconded by Annie Campbell Washington, that this matter be Accepted. The motion carried by the following vote:

Excused: 1 - McElhaney

Aye: 3 - Guillén, Reid, and Campbell Washington

NO VOTE: 0

6 A Review Of The Draft Agendas For The Council Committee Meetings Of October 23, 2018 And The Rules And Legislation Committee Of October 25, 2018
[18-0942](#)

Attachments: [View Report](#)

A motion was made by Abel J. Guillén, seconded by Annie Campbell Washington, that this matter be Accepted as Amended. The motion carried by the following vote:

Excused: 1 - McElhaney

Aye: 3 - Guillén, Reid, and Campbell Washington

NO VOTE: 0

CHANGES MADE TO THE DRAFT OCTOBER 23, 2018 FINANCE AND MANAGEMENT COMMITTEE AGENDA

This meeting will convene at 9 AM.

CHANGES MADE TO THE DRAFT OCTOBER 23 PUBLIC WORKS COMMITTEE

Subject: JPA And Side Agreement

From: Oakland Public Works

Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To 1) Enter Into The Joint Exercise Of Powers Agreement (JPA) Establishing And Governing Operation Of The Collection System Technical Advisory Committee (CSTAC) And 2) Enter Into The Defendants' Side Agreement To Facilitate Consent Decree (CD) Compliance

[18-0815](#)

Attachments: [View Report](#)

This item was put on the Pending No Date Specific at the October 9, 2018 Public Works Committee Meeting

This City Resolution be Withdrawn with No New Date.

CHANGES MADE TO THE DRAFT OCTOBER 23, 2018 COMMUNITY AND ECONOMIC DEVELOPMENT

Subject: Residential Hotel Regulations

From: Planning And Building Department

Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance (1) Amending The Oakland Planning Code To Adopt A New Section 17.153 Regulating The Demolition, Conversion And Rehabilitation Of Residential Hotels And Make Related And Conforming Amendments To Other Planning Code Sections, And (2) Determining That The Actions Authorized By This Ordinance Were Both The Subject Of Adequate Previous Analysis Under The California Environmental Quality Act ("CEQA") And Are Exempt From CEQA Pursuant To CEQA Guidelines Sections 15061(B)(3) And 15183; And

[18-0963](#)

Attachments: [View Report](#)

There was a Title change read into record.

This Ordinance be Accepted.

Subject: Residential Hotel Regulations
From: Planning And Building Department
Recommendation: Adopt An Ordinance (1) Amending The Oakland Municipal Code To Establish A Citywide Residential Hotel Demolition And Conversion Impact Fee And Make Related And Conforming Amendments, (2) Amending The Master Fee Schedule (Ordinance No. 13497, C.M.S., As Amended) To Include The Residential Hotel Demolition And Conversion Impact Fee, And (3) Determining That The Adoption Of The Residential Hotel Demolition And Conversion Impact Fee Is Exempt From CEQA And That Any Projects Funded By The Fee Revenue Will Be The Subject Of Future CEQA Analysis
[18-0965](#)

Attachments: [View Report](#)

There was a Title change read into record.

This Ordinance be Accepted.

CHANGES MADE TO THE DRAFT OCTOBER 23, 2018 LIFE ENRICHMENT COMMITTEE AGENDA

This meeting will convene at 2:30 PM.

Subject: 2018-2019 BACS Grant Agreement
From: Human Services Department
Recommendation: Adopt Resolution: 1) Authorizing The City Administrator To Enter Into A Grant Agreement With Bay Area Community Services (BACS) For An Amount Not To Exceed \$800,000 To Provide An Interim Housing Program For Unsheltered Persons At The City-Owned Property Located At 641 West Grand Avenue For A Term Of November 1, 2018 Through June 30, 2019; And 2) Finding And Determining That The Lease Of The Property At 641 West Grand Avenue To BACS For Less Than Its Fair Market Rental Value Is In The Best Interest Of The City; And 3) Determining That The Actions Authorized By This Resolution Are Exempt From The California Environmental Quality Act (CEQA) Pursuant To CEQA Guidelines Section 15301
[18-0959](#)

Attachments: [View Report](#)

[View Supplemental Report 10-26-2018](#)

[87399 CMS](#)

A Title Change was read into record.

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 10/23/2018

Open Forum (Total Time Available: 15 Minutes)

There were 4 speakers on this item.

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules And Legislation Committee adjourned the meeting at 11:56 AM

Americans With Disabilities Act

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Office of the City Clerk - Agenda Management Unit

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