



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 - SUPPLEMENTAL

Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

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

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

Tuesday, November 3, 2015

5:30 PM

City Council Chamber, 3rd Floor

DEFINITION OF TERMS:

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

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

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

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

1 PLEDGE OF ALLEGIANCE

2 ROLL CALL / CITY COUNCIL

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

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

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

- 4.1 Subject: Presentation From Assemblymember Rob Bonta
From: Council President Gibson McElhaney
Recommendation: Receive An Informational Report Presented By Assemblymember Rob Bonta (District 15 - San Leandro, Alameda, And Half Of Oakland) On His Legislative Successes In The 2015 Legislative Season And Proposed Policies For 2016
[15-0238](#)

Legislative History

10/22/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 4.2 Subject: Resolution Recognizing BRIDGE Housing
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution Recognizing Bridge Housing- Saint Joseph's Campus In Oakland For Being California's Recipient Of The 2015 Global Award For Excellence From The Urban Land Institute (ULI)
[15-0234](#)

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Legislative History

10/15/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 4.3 Subject: Celebrating The Life Of Dominguita Velasco
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution Celebrating The Life Of Dominguita Velasco, Who Passed On Sunday, October 11, 2015 At The Age Of 114 Years Old. Ms. Velasco Was A Mother, A Grandmother, A Great-Grandmother Who Provided Leadership And Community Development To The City Of Oakland
[15-0235](#)

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Legislative History

10/15/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF OCTOBER 20, 2015
[15-0239](#)

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- 6 **MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS**
(Requests To: Reschedule Items From Consent To Non-Consent To The Next Council Agenda, Speak On Consent Calendar, Register Votes, Change Order Of Items, Reconsiderations, Pull Items Held In Committee):

7 CONSENT CALENDAR (CC) ITEMS:

- 7.1** Subject: Declaration Of A Local Emergency Due To AIDS Epidemic
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health Crisis With Regard To The Human Immunodeficiency Virus ("HIV")/Acquired Immunodeficiency Syndrome ("AIDS") Epidemic

[15-0267](#)

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- 7.2** Subject: Declaration Of Medical Cannabis Health Emergency
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A Local Public Health Emergency With Respect To Safe, Affordable Access To Medical Cannabis In The City Of Oakland

[15-0268](#)

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- 7.3** Subject: Amendment To The Salary Ordinance
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Classifications Of Environmental Services Analyst, Assistant, And Capital Improvement Project Coordinator, Assistant; Adjust The Title Of Internal Auditor III To Police Performance Auditor; And Delete All The Correctional Officer And Jail Classifications

[15-0132](#)

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

INTRODUCTION (First Reading) WAS PASSED ON OCTOBER 20, 2015, 8 AYES.

Legislative History

9/24/15	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
10/13/15	*Finance & Management Committee	Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

The Committee approved recommendations as amended to remove the classification of Crime Analyst from ordinance.

There was 1 speaker on this item.

- 7.5** Subject: Amending Salary Schedule Pursuant To Local 21 MOU
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide Cost Of Living Adjustments To The Salaries Of Certain Miscellaneous Employees Pursuant To The Memorandum Of Understanding Between The City Of Oakland And The International Federation Of Professional And Technical Engineers Local 21; The Cost Of Living Adjustments Shall Be As Follows: Increase Of 4% Effective July 1, 2015; And Increase Of 4% Effective January 14, 2017

[15-0195](#)

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

INTRODUCTION (First Reading) WAS PASSED ON OCTOBER 20, 2015, 8 AYES.

Legislative History

10/8/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
10/20/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

- 7.6** Subject: Settlement Agreement - Claim Of Michelle Sosa
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Michelle Sosa, In The Amount Of Sixteen Thousand Three Hundred Thirty-One Dollars And 70/100 Cents (\$16,331.70) (Oakland Public Works-Sewer Main)

[15-0262](#)

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Legislative History

10/22/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.7** Subject: Settlement Agreement - Palacios And Carmona 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 Case Of Palacios And Carmona V. City Of Oakland, Alameda County Superior Court Case No. RG14741812, City Attorney's File No. 29307, In The Amount Of Fifty Thousand Dollars And No Cents (\$50,000.00) (Public Works Department - Motor Vehicle Accident)

[15-0263](#)

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Legislative History

10/22/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.8** Subject: Settlement Agreement - Claim Of Pacific Gas & Electric Company
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Pacific Gas & Electric Company, In The Amount Of Eight Thousand Three Hundred Ten Dollars And 72/100 Cents (\$8,310.72) As The Result Of Damages Sustained From A Construction Event On October 18, 2014 (Oakland Public Works-Property Damage)

[15-0264](#)

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Legislative History

10/22/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.9** Subject: Settlement Agreement - Chase Dickens 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 Case Of Chase Dickens V. City Of Oakland, Alameda County Superior Court Case No. RG14744830, City Attorney's File No. 30211, In The Amount Of Forty Thousand Dollars And No Cents (\$40,000.00) (Office Of Public Works- Dangerous Condition)

[15-0265](#)

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Legislative History

10/22/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.10** Subject: Settlement Agreement - Janett Linn 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 Case Of Janet Linn V. City Of Oakland, Alameda County Superior Court Case No. RG14719094 City Attorney's File No. 29726, In The Amount Of Sixty-Five Thousand Dollars And No Cents (\$65,000.00) (Oakland Public Works-Dangerous Condition)

[15-0266](#)

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Legislative History

10/22/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.11** Subject: Cannabis Regulatory Commission Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Reappointing Dale Gieringer, Sierra Martinez, James Anthony, Matt Hummel, Jake Sassamen, A. Kathryn Parker And Amanda Reiman To The Community Oversight Committee For Oversight Of Implementation Of The Measure Z, The Oakland Cannabis Regulation Ordinance No. 12694 C.M.S., Approved By The Voters In November 2004 [TITLE CHANGE]

[15-0270](#)

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- 7.12** Subject: Housing, Residential Rent And Relocation Board Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Ubaldo Fernandez To The Housing, Residential Rent And Relocation Board

[15-0271](#)

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- 7.13** Subject: Purchase Of Remington Shotguns And Accessories
From: Finance Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To LC Action Police Supply, The Lowest Responsible, Responsive Bidder, A Corporation, To Provide Remington Shotguns And Accessories, In An Amount Not To Exceed One Hundred Twenty-Seven Thousand One Hundred Ninety-Five Dollars And Twenty Cents (\$127,195.20) Per Request For Quotation (RFQ) No. 5608, Specification No. 15-680-52 And The General Conditions Therefor On File In The Purchasing Section According To Its Bid Filed With The City On June 29, 2015

[15-0184](#)

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Legislative History

10/8/15	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
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10/27/15 *Finance & Management
Committee Approve the Recommendation of Staff, and
Forward to the Meeting of the Oakland City
Council

- 7.14** Subject: Opposing The Trans-Pacific Partnership
From: Councilmembers Guillén, Campbell Washington, Kalb And Gibson
McElhaney
Recommendation: Adopt A Resolution Opposing The Trans-Pacific Partnerhsip (TPP)
Trade And Urging United States Senators And Congressmembers To Oppose The
Ratification Of The TPP Trade Treaty Agreement
[15-0233](#)

Attachments: [View Report](#)
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Legislative History

10/15/15 *Rules & Legislation Scheduled to the *Rules & Legislation
Committee Committee
*Councilmember Kalb made a motion seconded by President Pro Tempore Reid
to approve the urgency finding this item 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 subsequent special or regular meeting.*

10/29/15 *Rules & Legislation Approve as Amended the Recommendation
Committee of Staff, and Forward to the Meeting of the
Oakland City Council
The Committee approved recommendations as amended to revise the following:

- 1) The title was revised: Resolution Opposing The Trans-Pacific Partnerhsip (TPP) Trade And Urging United States Senators And Congressmembers To Oppose The Ratification Of The TPP Trade Treaty Agreement;*
- 2) Add: "WHEREAS, the Trans-Pacific Partnership (TPP) is a proposed trade agreement among twelve (12) Pacific Rim countries concerning a variety of matters of economic policy, about which agreement was reached on October 5, 2015 by all 12 nations, after seven years of negotiations, and is now pending ratification by Congress. According to the Economic Policy Institute, the TPP will lead to the outsourcing of service sector and manufacturing jobs, threaten wages, benefits and collective bargaining of U.S. employees, and allow the U.S. to become vulnerable to currency manipulation;" and*
- 3) Add: FURTHER RESOLVED: That the City Council directs the Council President to send a letter to the Honorable Barbara Lee, Member of Congress, (CA-13) on behalf of the City setting forth the concerns described above and position of the Council.*

There were 2 speakers on this item.

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

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

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

- 9.1** Subject: Amending The FY 2015-16 Master Fee Schedule
From: Finance Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Amending Ordinance 13320 C.M.S. (The FY 2015-16 Master Fee Schedule, "MFS"), To Establish, Modify And Delete Fees And Penalties, And Issue Fee Refunds Assessed By Offices, Departments, Bureaus, And Agencies Of The City Of Oakland

[15-0191](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON NOVEMBER 17, 2015.

Legislative History

10/8/15	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
10/27/15	*Finance & Management Committee	Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

- 1. The committee requested a Report on the cost of refunding appeals to the winning party*
- 2. Reduce the planning commission fee to \$890*
- 3. Detailed breakdown of planning and building fees for the supplemental*
- 4. Reduce notice fee to \$524*

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

- 10 THIS NUMBER INTENTIONALLY NOT USED**

- 11 Subject: Extending Contracts To Townsend Public Affairs
From: Office Of The Mayor
Recommendation: Adopt A Resolution Extending Contracts With Townsend Public Affairs To Continue Services As The City Of Oakland's State Lobbyist From September 30, 2015 To September 30, 2017 And Increasing The Contract Amount By \$252,000 For A Total Of \$556,500 And To Continue Services As The City Of Oakland's Federal Lobbyist From September 30, 2015 To September 30, 2017 And Increasing The Contract Amount By \$144,000 For A Total Of \$312,000, And Waiving Advertising And The RFP Process For Each Contract
[15-0138](#)

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Legislative History

9/24/15	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
10/8/15	*Rules & Legislation Committee	Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
<i>The Committee approved recommendations as amended to revise the Resolution to reflect the correct amount of the State Lobbyist contract of \$252,00 and Federal Lobbyist contract of \$144,000.</i>		
<i>There was one speaker on this item.</i>		
10/20/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Withdrawn and Rescheduled to the Meeting of the Oakland City Council

- 12 Subject: AC Transit Service Expansion Plan
From: Vice Mayor Kaplan
Recommendation: Receive An Informational Presentation From AC Transit Regarding Their Service Expansion Plan And The Proposed Changes To Routes And Schedules In Oakland
[15-0269](#)

Attachments: [View Report](#)

Legislative History

10/22/15	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 13 Subject: Appropriate Justice Assistance Grant (JAG) Funds
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or
Designee, To Accept And Appropriate The Fiscal Year 2015 Edward Byrne Memorial
Justice Assistance Grant (JAG) Funds In The Amount Of Five Hundred Fifty-Six
Thousand, Seven Hundred Eighty-Nine Dollars (\$556,789) For October 1, 2014
Through September 30, 2018

[15-0185](#)

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

Legislative History

10/8/15

*Rules & Legislation
Committee

Scheduled to the *Public Safety Committee

CONTINUATION OF OPEN FORUM

ADJOURNMENT OF COUNCIL SESSION

**(Meeting Shall Conclude No Later Than 12:00 A.M., Unless Extended By Majority Vote
Of The Council)**

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**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.**

