



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

Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

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

Tuesday, December 16, 2014

10:30 AM

City Council Chamber, 3rd Floor

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 10:38 a.m.

2 ROLL CALL / CITY COUNCIL

Present 8 - Desley Brooks, Noel Gallo, Lynette Gibson McElhaney, Dan Kalb, Rebecca Kaplan, Laurence E. Reid, Libby Schaaf, and Patricia Kernighan

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

There was one Open Forum speaker.

Vice Mayor Reid took a point of personal privilege and requested that the meeting be adjourned in memory of Madelina Hernandez.

Councilmember Gibson McElhaney took a point of personal privilege, joined by Vice Mayor Reid and Councilmember Brooks, and requested that the meeting be adjourned in memory of Gordon Humphrey.

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

No report was given.

- 5** Subject: Ban Of Bullhook Use On Elephants
From: Councilmembers Gallo And Kalb
Recommendation: Adopt An Ordinance Amending Titles 1 And 6 Of The Oakland Municipal Code To Add Provisions Prohibiting In The City Of Oakland The Use Of A Bullhook, Ankus, Or Other Implement Or Tool Designed To Inflict Pain On Elephants To Train Them Or Control Their Behavior, And Prohibiting The Use Of Baseball Bats, Axe Handles Or Pitchforks To Train And/Or Control Elephant Behavior
[14-0131](#)

Attachments: [View Report.pdf](#)
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[13280 CMS.pdf](#)

A motion was made by Gallo, seconded by Kalb, that this matter be Approved for Final Passage. The motion carried by the following vote:

Abstained: 1 - Gibson McElhaney

Aye: 5 - Gallo, Kalb, Kaplan, Schaaf, and Kernighan

No: 2 - Brooks, and Reid

- 6** Subject: Increasing The Salary Of The Director Of Animal Services Classification
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Increase The Salary Of The Director Of Animal Services Classification
[14-0168](#)

Attachments: [View Report.pdf](#)
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[13281 CMS.pdf](#)

A motion was made by Reid, seconded by Gallo, that this matter be Approved for Final Passage. The motion carried by the following vote:

Aye: 8 - Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

- 7 Subject: Sale Of Surplus Lot On Tunnel Road
From: Economic & Workforce Development Department
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A Purchase And Sale Agreement For The Sale Of A City-Owned Surplus Vacant Lot APN: 048H-7520-066 Located On The West Side Of Tunnel Road Next To 2245 Tunnel Road To Zafer Yasa For Two Hundred Thousand Dollars (\$200,000) And Authorizing The City Administrator To Enter Into A Purchase And Sales Agreement For This Sale.

[14-0218](#)

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[13282 CMS.pdf](#)

A motion was made by Reid, seconded by Gallo, that this matter be Approved for Final Passage. The motion carried by the following vote:

Aye: 8 - Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

- 8 Subject: Real Property Acquisition And Disposition
From: Economic & Workforce Development Dept. & City Attorney
Recommendation: Adopt An Ordinance Updating And Revising The City's Real Property Acquisition And Disposition Laws, And Codifying Such Laws Into The Oakland Municipal Code

[14-0162](#)

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This Ordinance was Continued.to the Meeting of the Oakland City Council to be heard 1/6/2015

9 Subject: Oakland Army Base Amendments
From: Office Of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) Ordinance Authorizing The City Administrator To Negotiate And Execute A Third Amendment To The Army Base Gateway Redevelopment Project Lease Disposition And Development Agreement ("LDDA") With Prologis CCIG Oakland Global, LLC ("Developer") Substantially In Conformance With The Attached Term Sheet, Without Returning To The City Council, To: (1) Divide The Central Gateway Between Developer Affiliates Prologis, L.P. ("Prologis") And CCIG Oakland Global, LLC ("CCIG"); (2) Exclude From The Central Gateway Ground Lease An Approximately 14.63 Acre Parcel Known As MH-1; (3) Change The Central Gateway Lessee To Prologis; (4) Negotiate And Execute A New Ground Lease With CCIG For The MH-1 Parcel; (5) Provide The Option To Lease The East Gateway Parcels, CE1 And CE2, In Separate Phases; And (6) Amend The Leases As Necessary To Reflect The Term Sheet ; And

[14-0235](#)

Attachments: [View Report.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)
[13283 CMS.pdf](#)

A motion was made by Reid, seconded by Kaplan, that this matter be Approved for Final Passage. The motion carried by the following vote:

Abstained: 1 - Brooks

Aye: 7 - Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

2) An Ordinance Authorizing The City Administrator To Negotiate And Execute, Without Returning To The City Council, An Amendment To The Lease Between The City And Port Of Oakland For Berth 9 Dated June 28,2013 To Extend The Term Up To March 2020, Expand The Use And Lease Premises, And Include Additional Related Amendments; And

[14-0237](#)

Attachments: [13284 CMS.pdf](#)

A motion was made by Reid, seconded by Kaplan, that this matter be Approved for Final Passage. The motion carried by the following vote:

Abstained: 1 - Brooks

Aye: 7 - Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

3) An Ordinance Authorizing The City Administrator To Negotiate And Execute, Without Returning To The City Council, An Agreement And Related Lease And Sublease With CCIG Oakland Global, LLC And/Or Caltrans, Regarding Caltrans': (1) Move From The West Gateway At The Former Oakland Army Base To City-Owned Land At The Base Commonly Known As Mh-1; And (2) Sublease From The City Of Berth 9 At The Port Of Oakland; And

[14-0238](#)

Attachments: [13285 CMS.pdf](#)

A motion was made by Reid, seconded by Kaplan, that this matter be Approved for Final Passage. The motion carried by the following vote:

Abstained: 1 - Brooks

Aye: 7 - Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

4) An Ordinance, Authorizing The City Administrator To Negotiate And Execute, Without Returning To The City Council, An Amendment To The Memorandum Of Agreement With East Bay Municipal Utility District And CCIG Oakland Global, LLC, Substantially In Conformance With The Attached Term Sheet, Relating To Property Rights, Timing And Construction Of Engineers Road In The Former Oakland Army Base

[14-0239](#)

Attachments: [13286 CMS.pdf](#)

A motion was made by Reid, seconded by Kalb, that this matter be Approved for Final Passage. The motion carried by the following vote:

Abstained: 1 - Brooks

Aye: 7 - Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

10

Subject:

From: Councilmembers Gibson McElhaney & Reid

Recommendation: 1) Discussion And Action On Request That The City Council Schedule A Special Meeting To Hold A Black Lives Matter Forum With Possible Action To Address Racial Inequality Within The Economic And Criminal Justice Systems, Trauma Endured By Exposure To Violence, And The Loss Of Black Lives, In Response To The Local Protesters And Demonstrations That Have Called For Elected Leaders To Create Policy And Programs That Address This Inequality And Injustice; And

[14-0324](#)

Attachments: [View Report](#)

A Special City Council meeting has been scheduled for January 12, 2015.

2) Adopt A Resolution Authorizing The City Administrator To Allocate Funds For Costs Related To The Special Meeting To Be Scheduled For The Black Lives Matter Forum, Such As Outreach

[14-0325](#)

Attachments: [85326 CMS.pdf](#)

A motion was made by Reid, seconded by Gibson McElhaney, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Brooks, Gallo, Gibson McElhaney, Kalb, Kaplan, Reid, Schaaf, and Kernighan

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 Madelina Hernandez and Gordon Humphrey at 12:16 p.m.

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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.