



# 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

### \* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee

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

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

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Tuesday, July 17, 2018

11:30 AM

Council Chambers - 3rd Floor

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#### **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:**

*President Reid, District 7; Lynette Gibson McElhaney, District 3; Noel Gallo, District 5;  
Chairperson: Vice Mayor Annie Campbell Washington, District 4*

1 Approval Of The Draft Minutes From The Committee Meeting Of June 26, 2018

[18-0738](#)

Attachments: [View Report](#)

2 Determination Of Schedule Of Outstanding Committee Items

[18-0739](#)

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

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

3 Subject: Receive A Report On The Public Lands Policy Process And Analysis  
From: Councilmember Guillén And Kaplan  
Recommendation: Receive A Report And Recommendation On The Public Lands Policy  
Process And Analysis To Inform Council Direction To Prepare Legislation To Implement A  
City Public Lands Policy And/Or Strategy

[18-0522](#)

**Attachments:** [View Report Guillen And Kaplan Report](#)

[View Report](#)

[View Report Attachments A-G](#)

[View Supplemental Report 6-15-2018](#)

[View Supplemental Report Attachments A - B](#)

[View Supplemental Report 6-22-2018](#)

[View Supplemental Presentation 6-22-2018](#)

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

**Legislative History**

5/10/18 \*Rules & Legislation Scheduled to the \*Community & Economic  
Committee Development Committee  
*Councilmember Kaplan request to be added as an author.*

*A title change was read into record, and will read "Receive a Report and  
Recommendation".*

6/26/18 \* Special Concurrent Continued to the \*Community & Economic  
Meeting of the Oakland Development Committee  
Redevelopment Successor  
Agency and Community &  
Economic Development  
Committee  
*There were 64 speakers on this item*

- 4 Subject: Resolution Approving A Moratorium On The Sale Of Public Land  
From: Councilmember Kaplan  
Recommendation: Adopt A Resolution Approving A 180-Day Moratorium On Council  
Approval Of The Long-Term Ground Lease Or Sale Of City Real Property, Or Until The  
City Council Has Adopted A Public Lands Policy If Adopted Within The 180-Day  
Moratorium Period  
[18-0533](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 6-22-2018](#)

**Legislative History**

5/17/18	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/26/18	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Continued to the *Community & Economic Development Committee

*The Agenda was modified to show the remaining items were heard in the  
following order  
7, 8, 9, 10, 5 and 6*

*There were 44 speakers on this item*

- 5 Subject: Tax Of 1% On Rental Property Revenue  
From: Councilmember Kaplan  
Recommendation Adopt A Resolution On The City Council's Own Motion Submitting To  
The Voters At The General Municipal Election On November 6, 2018, A Proposed  
Ordinance To Adopt A Special Supplemental Business License Tax On Rental Of  
Property At A Rate Of 1% Of Annual Gross Receipts In Excess Of \$200,000 To Fund  
Solutions For Homelessness, Illegal Dumping Remediation, And Related Programs; And  
Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare  
For And Conduct The November 6, 2018 General Municipal Election  
[18-0707](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 7-13-2018](#)  
[View Supplemental Finance Report 7-13-2018](#)

**Legislative History**

6/28/18	*Rules & Legislation Committee	Scheduled to the *Special Finance & Management Committee
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*This item will be heard at the Finance and Management Committee and  
Community And Economic Development Committee, and the Rules And  
Legislation Committee Agenda.*

- 6** Subject: Just Cause Amendment Ballot Measure  
From: Councilmember Gallo And Councilmember Kalb  
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The November 6, 2018 General Municipal Election Proposed Amendments To Oakland Municipal Code Section 8.22.300 Et Seq. (Just Cause For Eviction Ordinance) To: (1) Remove The Exemption For Owner Occupied Duplexes And Triplexes; (2) Allow The City Council, Without Returning To The Voters, To Add Limitations On A Landlord's Right To Evict; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With City Of Oakland's General Municipal Election On November 6, 2018

[New Title]

[18-0720](#)

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

**Legislative History**

6/28/18	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee
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*This was also scheduled to be heard at the Rules And Legislation Committee of July 19, 2018*

- 7** Subject: Cost To Implement Owner Occupancy Exemption Regulations  
From: Housing And Community Development Department  
Recommendation: Receive An Informational Report Of The Cost To Implement Regulations That Ensure Compliance With The Provision Within The Just Cause Eviction Ordinance (O.M.C. 8.22.300) Which Exempts Buildings With Two Or Three Units From Just-Cause Protection If The Property Owner Lives In One Of The Units As A Primary Residence

[18-0569](#)

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

**Legislative History**

5/24/18	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/26/18	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Continued to the *Community & Economic Development Committee

8 Subject: Affordable Housing Sustainable Communities Program  
From: Housing And Community Development Department  
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Amending Resolution No. 86993 C.M.S., Which Authorized The City To Apply For, Accept And Appropriate Loan And Grant Funds Under The State Of California's Affordable Housing And Sustainable Communities Program In Connection With The 7th And Campbell Project At 1664-1676 7th Street, To Revise Fiscal Provisions, Include Provisions Required By The State, And Authorize Agreements With Bart And AC Transit For Transportation-Related Improvements; And  
[18-0576](#)

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

**Legislative History**

5/24/18	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/28/18	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee

2) A Resolution Amending Resolution No. 86994 C.M.S., Which Authorized The City To Apply For, Accept And Appropriate Loan And Grant Funds Under The State Of California's Affordable Housing And Sustainable Communities Program In Connection With The 3268 San Pablo Project At 3268 San Pablo Avenue, To Revise Fiscal Provisions, Include Provisions Required By The State, And Authorize Agreements With Bart And AC Transit For Transportation Related Improvements; And  
[18-0577](#)

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

**Legislative History**

5/24/18	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/28/18	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee

3) A Resolution Amending Resolution No. 86995 C.M.S., Which Authorized The City To Apply For, Accept And Appropriate Loan And Grant Funds Under The State Of California's Affordable Housing And Sustainable Communities Program In Connection With The Coliseum Place Project At 905 72nd Avenue, To Revise Fiscal Provisions, Include Provisions Required By The State, And Authorize Agreements With Bart And AC Transit For Transportation-Related Improvements; And  
[18-0578](#)

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

**Legislative History**

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5/24/18	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/28/18	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee

4) A Resolution Amending Resolution No. 86216 C.M.S., Which Authorized The City To Apply For, Accept And Appropriate Loan And Grant Funds Under The State Of California's Affordable Housing And Sustainable Communities Program In Connection With The Empyrean & Harrison Hotel At 1300 Webster Street And 1415 Harrison Street, To Revise Fiscal Provisions, Include Provisions Required By The State, And Authorize Agreements With Bart And AC Transit For Transportation-Related Improvements; And [18-0579](#)

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

**Legislative History**

5/24/18	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/28/18	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee

5) A Resolution Amending Resolution No. 86217 C.M.S., Which Authorized The City To Apply For, Accept And Appropriate Loan And Grant Funds Under The State Of California's Affordable Housing And Sustainable Communities Program In Connection With The Lakehouse Commons Project At E 12th And Lake Merrit Boulevard, To Revise Fiscal Provisions, Include Provisions Required By The State, And Authorize Agreements With Bart And AC Transit For Transportation-Related Improvements [18-0580](#)

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

**Legislative History**

5/24/18	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/28/18	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee

**9** Subject: Anti-Displacement Services Program  
From: Housing And Community Development Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Enter Into A Services Agreement With Centro Legal De La Raza To Administer The Anti-Displacement Program And To Provide Related Services To Oakland Residents In The Amount Of \$2,200,000 From The Affordable Housing Trust Fund (1870) For A Two-Year Term And Waive The Request For Proposals Process [18-0665](#)

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

**Legislative History**

6/28/18

\*Rules & Legislation  
Committee

Scheduled to the \*Special Community &  
Economic Development Committee

*There was a title change read into record.*

- 10** Subject: 2018/19 HUD Annual Action Plan For Entitlement Formula Grants  
From: Department Of Housing & Community Development  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Prepare And Submit To The U.S. Department Of Housing And Urban Development The City's Consolidated Annual Action Plan For Fiscal Year 2018/19; 2) Accept And Appropriating \$14,090,589 Awarded To The City Under The U.S. Department Of Housing & Urban Development's Community Development Block Grant, Home Investments Partnership, Emergency Solutions Grant, And Housing Opportunities For Persons With Aids Program; 3) Negotiate And Execute 2018/19 Community Development Block Grant Agreement And/Or Continue The Second Year Of Existing Two-Year Community Development Block Grant Agreements For 2017/18 And 2018/19; 4) Accept Community Development District Board Recommendations For The Reallocation Of CDBG Funds Declined By Youth Employment Partnership, Oakland Beautification Council, And Oak Cultural Center For Districts Two And Three And The Allocation Of 2018/19 Community Development Block Grant Funds Earmarked For Capital Development Left To The Discretion Of The Office Of The Councilmember For District Two; 5) Appropriate \$850,000 In Revolving Loan Fund Program Income And Any Amounts In Excess Thereof For Housing Rehabilitation Activities; 6) Authorize The Reprograming, Reallocation And Extension Of Use Of Reconciled Community Development Block Grant Funds And Program Income From Prior Funding Allocations For Activities To Be Carried Out In Fiscal Year 2018/19; And 7) Authorize \$11,058 In General Purpose Funds To Pay Central Service Overhead Charges Associated With The Housing Opportunities For Persons With Aids Grant And \$8,146 In General Purpose Funds To Pay Central Service Overhead Charges Associated With The Emergency Solutions.

[18-0686](#)

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

**Legislative History**

6/28/18

\*Rules & Legislation  
Committee

Scheduled to the \*Special Community &  
Economic Development Committee

*This Will also be scheduled as Public Hearing on July 24, 2018*

- 11** Subject: Professional Services Agreement With FUSE Corps  
From: Planning And Building Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee  
To: 1) Negotiate And Execute A Contract Between Fuse Corps And The City In An  
Amount Not-To-Exceed One Hundred And Fifty Thousand Dollars (\$150,000) To Fund  
One Executive-Level Fellow For The Planning And Building Department For A Full  
12-Month Contract Term 2) Negotiate And Execute A Contract Between Fuse Corps And  
The City In An Amount Not-To-Exceed One Hundred And Fifty Thousand Dollars  
(\$150,000) To Fund One Executive-Level Fellow For The Economic And Workforce  
Development Department For A Full 12- Month Contract Term; 3) Accept And Appropriate  
One Hundred And Twenty-Five Dollars (\$125,000) From Fuse Corps; And 4) Waive The  
Competitive Request For Proposals/Qualifications (RFP/Q) Process Requirement For  
Listed Agreements

[18-0648](#)

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

**Legislative History**

6/28/18	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee
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- 12** Subject: FEMA Grants For Residential Soft Story Seismic Retrofits  
From: Housing And Community Development Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee,  
To Apply For, Accept, And Appropriate Up To A Total Of \$15,000,000 In Hazard  
Mitigation Grant Program Funds From The Federal Emergency Management Agency And  
The State Of California Governor's Office Of Emergency Services For (1) A 5-9 Unit Soft  
Story Apartment Seismic Retrofit Grant Up To \$5,000,000;(2) A 10+ Unit Soft Story  
Apartment Retrofit Grant Up To \$5,000,000; And (3) A Soft Story Apartment Retrofit Grant  
For Publicly Supported Buildings For Up To \$5,000,000

[18-0715](#)

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

**Legislative History**

6/28/18	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee <i>An Urgency Motion was made to bypass committee.</i>
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- 13** Subject: Property BID Annual Reports and Assessment Payment Approval  
From: Economic And Workforce Development Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution (A) Approving The Fiscal Year 2017-2018 Annual Reports Of The Fruitvale Property Business Improvement District Of 2011, The Lakeshore/Lake Park Business Improvement Management District Of 2012, The Jack London Improvement District, The Temescal/Telegraph Business Improvement District 2015, And The Laurel Business Improvement District 2016 Advisory Boards; (B) Confirming The Continuing Annual Assessment For Each Said District And For The Koreatown/Northgate Community Benefit District 2017 For Fiscal Year 2018-2019; And (C) Authorizing Payment Of The City's Cumulative Fiscal Year 2018-2019 Fair Share Assessment In An Approximate Amount Of \$26,453.74 For City-Owned Properties In The Fruitvale District, The Jack London District, The Temescal District And The Koreatown District; And [18-0746](#)

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

**Legislative History**

7/5/18	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee
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2) A Successor Agency Resolution Authorizing Payment Of The Oakland Redevelopment Successor Agency's Cumulative Fiscal Year 2018-2019 Fair Share Assessment In An Approximate Amount Of \$707.98 For One Oakland Redevelopment Successor Agency-Owned Property In The Downtown Oakland Community Benefit District Of 2008 [18-0747](#)

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

**Legislative History**

7/5/18	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee
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- 14** Subject: California Waste Solutions ENA  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing An Exclusive Negotiating Agreement ("ENA") With California Waste Solutions, Inc. ("CWS"), Permitting Staff To 1) Negotiate The Price And Terms Of A Development And Disposition Agreement With CWS For The Relocation Of Its Existing West Oakland Recycling Uses To A Portion Of The North Gateway Parcels Located At The Former Oakland Army Base; 2) Accepting And Appropriating A Project Expense Payment In Connection With The ENA; And 3) Confirming The Application Of An Existing Security Deposit [18-0745](#)

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

**Legislative History**

7/5/18

\*Rules & Legislation  
Committee

Scheduled to the \*Special Community &  
Economic Development Committee

- 15** Subject: Air Quality Plan For Operations Of The At The Former Oakland Army Base  
From: Office Of The City Administrator  
Recommendation: Receive An Informational Report On The Air Quality Plan Approved By  
The City Administrator For Operations Of The PODS Facility In The CE-1 Warehouse At  
The Oakland Army Base Redevelopment Project  
[18-0697](#)

Attachments: [View Report](#)

Legislative History

6/28/18

\*Rules & Legislation  
Committee

Scheduled to the \*Special Community &  
Economic Development Committee

**Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)**

**Adjournment**

\* In the event of 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.

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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 8:30 A.M. TO 5:00 P.M.