



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

Tuesday, June 4, 2019

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: Nikki Fortunato Bas, District 2; Noel Gallo, District 5; President Pro Tempore Dan Kalb, District 1; Council President Rebecca Kaplan, At Large; Lynette McElhaney, District 3; Vice Mayor Reid, District 7; Loren Taylor, District 6; Sheng Thao, District 4

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):

5 Approval Of The Draft Minutes From The Committee Meeting Of May 21, 2019

[18-1844](#)

Attachments: [View Report](#)

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
[18-1845](#)
- 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
[18-1846](#)
- 7.3** Subject: Declaration Of A Local Emergency On Homelessness
From: Council President Kaplan
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's
Declaration Of A Local Emergency Due To The Existence Of The City's Homelessness
Crisis
[18-1847](#)
- 7.4** Subject: FY 2019-20 Appropriations Limit
From: Finance Department
Recommendation: Adopt A Resolution Establishing An Appropriations Limit For Fiscal
Year 2019-20 Pursuant To Article XIII B Of The California Constitution
[18-1822](#)

Attachments: [View Report](#)

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Legislative History

5/16/19

*Rules & Legislation
Committee

Scheduled to the * Concurrent Meeting of
the Oakland Redevelopment Successor
Agency and the City Council

- 7.5 Subject: Measures M, N, Q, Z, And D FY 19-20 Cost-Of-Living Tax Adjustment
From: Finance Department
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2019-20 Increase In Accordance With The Consumer Price Index (CPI), Fixing The Rate Of The Property Tax, And Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year (FY) 2019-20 For Voter Approved Measure M (The Emergency Medical Services Retention Act Of 1997), Measure N (The Paramedic Services Act Of 1997), Measure Q (The Library Services Retention And Enhancement Act Of 2004), Measure Z (The 2014 Oakland Public Safety And Services Violence Prevention Act), And Measure D (The 2018 Oakland Public Library Preservation Act)
[18-1757](#)

Attachments: [View Report](#)

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

INTRODUCTION (First Reading) WAS PASSED ON MAY 21, 2019; 8 AYES.

Legislative History

5/2/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
5/21/19	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at 8:12 p.m.

2 individuals spoke on this item.

Vice Mayor Reid made a motion, seconded by Councilmember Gallo, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Taylor, Thao, Gallo, Bas, President Pro Tempore Kalb, Gibson McElhaney, Vice Mayor Reid and President Kaplan,

- 7.6 Subject: Emergency Shelter Activities And Amendment To Planning Code
From: Building And Planning Department
Recommendation: Adopt An Ordinance, As Recommended By The City Planning Commission, Amending Oakland Planning Code Section 17.07.060 To Allow Emergency Shelter Residential Activities And Emergency Housing Facilities On Property Designated By The City Administrator And Owned Or Leased By The City With No Discretionary Planning Approvals
[18-1762](#)

Attachments: [View Report](#)

[View Supplemental Report 5/24/2019](#)

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

INTRODUCTION (First Reading) WAS PASSED ON MAY 21, 2019; 8 AYES.

Legislative History

5/2/19	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
5/14/19	*Special Community & Economic Development Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The committee directed staff to include language that would require a report of decisions to come back to the planning commission and council.

This item is a public hearing.

There were 3 speakers on this item.

5/21/19	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at 8:17 p.m.

7 individuals spoke on this item.

Vice Mayor Reid made a motion, seconded by Councilmember Gallo, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Taylor, Thao, Gallo, Bas, President Pro Tempore Kalb, Gibson McElhaney, Vice Mayor Reid and President Kaplan

- 7.7 Subject: Fruitvale Transit Village IIB LDDA And Ground Lease
From: Economic Workforce Development Department
Recommendation: Adopt An An Ordinance Authorizing The City Administrator To Negotiate And Execute A Lease Disposition And Development Agreement, A Ninety-Nine Year Ground Lease And Related Documents (Collectively "LDDA") Among The City Of Oakland, The Spanish Speaking Unity Council Of Alameda County, Inc., And Bridge Housing Corporation Or Affiliated Entities For The Fruitvale Transit Village Phase IIB Affordable Housing Development To Be Located On APN 033-2197-019 Bounded By East 12th Street, 35th Avenue To The West, And 36th Avenue To The East
[18-1749](#)

Attachments: [View Report](#)

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

INTRODUCTION (First Reading) WAS PASSED ON MAY 21, 2019; 8 AYES.

Legislative History

5/2/19	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
5/14/19	*Special Community & Economic Development Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

This item will be heard as a Public Hearing.

There were 2 speakers on this item.

Councilmember Taylor returned at 2:50 pm

5/21/19	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved As Amended On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Upon the reading of Item 9.5 by the City Clerk, the Public Hearing was opened at 8:44 p.m.

1 individuals spoke on this item.

Councilmember Gallo made a motion, seconded by Councilmember Bas to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Taylor, Thao, Gallo, Bas, President Pro Tempore Kalb, Gibson McElhaney, Vice Mayor Reid and President Kaplan

- 7.8 Subject: City Of Oakland 2019-2020 Tax And Revenue Anticipation Note
From: Finance Department
Recommendation: Adopt An Ordinance Providing For The Borrowing Of Funds And The Issuance And Sale Of 2019-2020 Notes Payable From Revenues Received During The Fiscal Year 2019-2020 In An Amount Not To Exceed \$120,000,000 And Approving Certain Related Matters
[18-1740](#)

Attachments: [View Report](#)

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

INTRODUCTION (First Reading) WAS PASSED ON MAY 21, 2019; 8 AYES.

Legislative History

5/2/19	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
5/14/19	*Special Finance & Management Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
<i>This item will be heard as a non consent item.</i>		
5/21/19	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 7.9** Subject: The Sanctuary City Contracting And Investment Ordinance
 From: Office Of The City Administrator
 Recommendation: Adopt An Ordinance: (1) Amending Title Two Of The Oakland
Municipal Code (Title Two) To Prohibit The City From Contracting With Companies That
Contract With The United States Immigration And Customs Enforcement (ICE) Or
Customs And Border Protection (CBP) To Provide Services Or Goods For Data
Collection Or Immigration Detention Facilities; (2) Amending Title Two To Prohibit The
City From Investing In Companies That Contract With Ice Or CBP For The Services Or
Goods Mentioned Above; And (3) Requiring The City To Encourage The Governing
Bodies Of The City's Employee Pension Plans To Avoid Investing In Companies That
Contract With Ice Or CBP For The Services Or Goods Mentioned Above
[18-1056](#)

Attachments: [View Report](#)
 [View Supplemental Report 5/17/2019](#)

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

INTRODUCTION (First Reading) WAS PASSED ON MAY 21, 2019; 8 AYES.

Legislative History

10/25/18	*Rules & Legislation Committee	No Action Taken
5/2/19	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
5/14/19	*Public Safety Committee	Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*The Committee directed staff to include the Port of Oakland's definition of
"City", and language that includes, but not limited to Health And Human
Services Departments Office of Refugee Rescue.*

This item will be heard as a Non Consent item.

There were 8 speakers on this item.

5/21/19	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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There were 3 speakers on this item

- 7.10** Subject: Brooklyn Basin Affordable Housing Agreements
From: Housing And Community Development Department
Recommendation: Adopt An Ordinance (1) Authorizing Lease Disposition And Development Agreements With Midpen Housing Corporation And The Oakland Housing Authority, Or Affiliated Entities, For The Long-Term Ground Lease Of Parcel A At Brooklyn Basin, 2) Finding And Determining That The Lease Of The Parcel A Property To Nibbi Brothers Associates, Inc. For Less Than Its Fair Market Rental Value Is In The Best Interest Of The City, And (3) Making CEQA Findings For This Action

[18-1751](#)

Attachments: [View Report](#)

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

INTRODUCTION (First Reading) WAS PASSED ON MAY 21, 2019; 8 AYES.

Legislative History

5/2/19	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
5/14/19	*Special Community & Economic Development Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

This item will be heard as a Non Consent item.

There were 4 speakers on this item.

5/21/19	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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There was 1 speaker

- 7.11 Subject: Ordinance Amending Cannabis Business Tax Rates
From: Pro Tempore Kalb And Council President Kaplan
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Title 5, Chapter 5.04, Section 5.04.480 And Section 5.04.481, To Create A Tiered And Category Based Tax Structure For Cannabis Businesses, Merge Medical And Non-Medical Cannabis Business Classifications, And Reduce Tax Rates For Cannabis Businesses [18-1321](#)

Attachments: [View Report](#)
[View City Administrator Report](#)
[View Supplemental Report 5/3/2019](#)
[View Supplemental Finance Report 5/3/2019](#)
[View Supplemental Finance Report 5/10/2019](#)
[View Supplemental Legislation 5/17/2019](#)
[View Supplemental Finance Report 5/17/2019](#)
[View Supplemental Legislation 5/24/2019](#)
[View Supplemental Report 5/31/2019](#)

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

INTRODUCTION (First Reading) WAS PASSED ON MAY 21, 2019; 8 AYES.

Legislative History

1/24/19 *Rules & Legislation Scheduled to the *Special Finance & Management Committee
President Kaplan requested to be added as a co-sponsor

1/29/19 *Special Finance & Management Committee Continued to the *Special Finance & Management Committee
There were 27 speakers on this item.

The Committee continued this item to the February 19, 2019 Special Finance And Management Meeting and also requested a Supplemental Economic Analysis that addresses the following:

- 1. How do we propose to close the gap in the current fiscal year?*
- 2. Will an increase in businesses offset this gap?*

2/7/19 *Rules & Legislation Rescheduled to the *Special Finance & Management Committee

3/14/19 *Rules & Legislation Rescheduled to the *Finance & Management Committee

4/11/19 *Rules & Legislation Rescheduled to the *Finance & Management Committee

5/2/19 *Rules & Legislation Scheduled to the *Finance & Management Committee
A Title Change was Approved

7.12 Subject: Salary Amendment And Equity Adjustments Of Various Classifications
From: Human Resources Management Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Recommending To The Civil Service Board The Exemption Of The
Classification Of Fire Marshal From The Operation Of Civil Service; And
[18-1888](#)

Attachments: [View Report](#)

Legislative History

5/23/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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2) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To: 1) Provide A One Percent (1%) Wage Increase To The Salaries Of Employees In Representation Units SB1, SC1, SD1, SI1, TA1, TF1, TM2, TW1, UH1, UM1, UM2, TM1, U41, U31, IE1, TV1, FQ1, US1, UR1, UU1, UK1, UK2 And UP1 Effective The First Pay Period After January 1, 2019; 2) Provide A One Percent (1%) Wage Increase To The Salary Schedule Of Unrepresented Units In Con, U51, UG1, TL1 And UJ1 Effective The First Pay Period After January 1, 2019; 3) Provide A Wage Increase To The Salaries Of Certain Unrepresented Employees In Units Con, U51, UG1, TL1, UJ1 UK1, UK2, UP1, And US1 As Follows: Increase Of Two Percent (2%) Effective The First Full Pay Period In July 2019 And An Increase Of Two Percent (2%) Effective The First Full Pay Period In July 2020; 4) Provide A Five Percent (5%) Wage Increase To The Salaries Of The Full-Time Classifications Of Deputy Chief Of Fire Department And Assistant Chief Of Fire Department Effective The First Full Pay Period In July 2019; 5) Provide A Twenty Percent (20%) Wage Increase To The Salary Of The Full-Time Classification Of Executive Assistant To The City Administrator And Amend The Representation Unit From U31 To UP1 Effective First Full Pay Period In July 2019; And 6) Amend The Title Of The Full-Time Classification Of Equal Employment Opportunities Officer To Equal Employment Opportunity And Civil Rights Director, Change The Classification Representation Unit From UK2 To UK1, And Internally Align The Compensation Range With The Department Of Race And Equity Director Effective The First Full Pay Period In July 2019.

[18-1889](#)

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 18, 2019.

Legislative History

5/23/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 7.13** Subject: Juanita Johnson v. City Of Oakland And Gloria Brown
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Juanita Johnson V. City Of Oakland And Gloria Brown, Alameda County Superior Court Case No. RG17886477, In The Amount Of Thirty Four Thousand Five Hundred Dollars And No Cents (\$34,500.00) (Department Of Transportation - Vehicle Collision)
[18-1893](#)

Attachments: [View Report](#)

Legislative History

5/23/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 7.14** Subject: Settlement Agreement - Blake Trisler 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 Blake Trisler V. City Of Oakland, Alameda County Superior Court Case No. RG18899726, In The Amount Of Fifty Thousand Dollars And No Cents (\$50,000.00) (Department Of Transportation - Vehicle Collision)
[18-1894](#)

Attachments: [View Report](#)

Legislative History

5/23/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 7.15** Subject: Settlement Agreement - Beverly Whittington Burton 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 Beverly Whittington Burton V. Mark Hoffmann, City Of Oakland, Et Al, Alameda County Superior Court Case No. RG17883475, In The Amount Of Fifty Thousand Dollars And No Cents (\$50,000.00) (Oakland Fire Department - Vehicle Collision)
[18-1895](#)

Attachments: [View Report](#)

Legislative History

5/23/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 7.16** Subject: Claim Of Tien-Yu Mao
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Tien-Yu Mao, In The Amount Of Three Hundred Ten Thousand Dollars And 00/100 Cent (\$310,000.00) (Public Works-Failed Sewer Main)
[18-1901](#)

Attachments: [View Report](#)

Legislative History

5/23/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- S7.17** Subject: Neonicotinoid Restriction To Protect Pollinators
From: President Pro Tempore Kalb, Councilmember Bas And President Kaplan

Recommendation: Adopt A Ordinance: (1) Establishing The City Of Oakland's (City) Policy Prohibiting The City's Use Of Neonscotinoid Pesticides (Neonicotinoids) In Order To Protect Honey Bees And Other Pollinators; (2) Urging The Adoption Of State And Federal Restrictions On Neonscotsnoids; And (3) Urging Retailers Operating In The City Of Oakland To Not Sell Neonscotinoids

[18-1638](#)

Attachments: [View Report](#)

[View Supplemental Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 18, 2019.

Legislative History

4/4/19	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
5/2/19	*Rules & Legislation Committee <i>A Title Change was Approved</i>	Rescheduled to the *Public Works Committee
	<i>Councilmember Bas And Council President Kaplan requested to be added as Co-Sponsors</i>	
5/28/19	*Public Works Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.18 Subject: On-Call General Environmental Consulting Contracts
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Enter Into Eight Professional Service Agreements With 1) EKI Environment & Water, Inc., 2) Fugro USA Land, Inc., 3) GSI Environmental Inc, 4) Haley & Aldrich, Inc., 5) Northgate Environmental Management, Inc., 6) Terraphase Engineering, 7) TRC Companies, Inc., And 8) Weiss Associates For On-Call General Environmental Consulting Contracts In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000.00) Each For A Three-Year Period From July 1, 2019 Through June 30, 2022

[18-1801](#)

Attachments: [View Report](#)

Legislative History

5/9/19	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
5/28/19	*Public Works Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.19 Subject: Civicorps School Contracts
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Three-Year Agreement With The Possibility Of Two (2) One Year Extensions At The City's Option With Civicorps Schools, And Appropriate The Amount Of Three Hundred Thousand Dollars (\$300,000.00) To Assist With Used Oil Recycling Activities, Perform Bicycle Locker And Sign Cleaning, And Provide Interns To Assist The City's Recycling Hotline And Community Outreach, And Waive The Advertising And The Competitive Request For Proposal/Qualification Selection Requirements

[18-1802](#)

Attachments: [View Report](#)

Legislative History

5/9/19	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
5/28/19	*Public Works Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Agenda was modified to show item 6 being heard out of order after item 2

There were 7 speakers on this item

S7.20 Subject: Courtland Creek Restoration Design And Construction Services
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Award And Execute A Professional Services Agreement With FlowWest, LLC For An Amount Not-To-Exceed Four Hundred Thousand Dollars (\$400,000.00) To Complete Initial Design Services (Phase I) For The Courtland Creek Restoration Project, With The Option To Complete Remaining Design, Construction, And Postconstruction Support Services (Phase II) Upon Identification And Receipt Of Additional Funding And Future Council Approval

[18-1795](#)

Attachments: [View Report](#)

Legislative History

5/9/19	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
5/28/19	*Public Works Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.21 Subject: Pedestrian Lighting And Sidewalk Improvement On International Blvd
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The City Council Adopt A Resolution Authorizing The City Administrator To Award A Construction Contract To Ray's Electric, The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications And Contractor's Bid For The Pedestrian Lighting, Sidewalk Repair And Crosswalk Striping On International Boulevard From 1st Avenue To 5th Avenue, And 22nd Avenue To Fruitvale Avenue Project (Project No. 1004422) Including Base Bid And Bid Alternate For A Total Contract Amount Not-To-Exceed One Million, Two Hundred Thirty-Seven Thousand, Five Hundred Dollars (\$1,237,500.00) As Additional Funds Become Available

[18-1798](#)

Attachments: [View Report](#)

Legislative History

5/9/19	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
	<i>There was a Title Change read into record</i>	
5/28/19	*Public Works Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.22 Subject: Write Off Of Three Loans For Total Of \$241,926
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: Write-Off Three Uncollectible Loans For A Total Of \$241,926 Under The Economic Development Administration Revolving Loan (EDA RL) Program To Decrease - Reportable Default Rate, Enabling The City To Maintain The EDA RL Balance For Future Loans To Oakland Small Businesses; And Authorize Without Returning To Council, Future Small Business Loans That Meet The EDA RL Grant Requirements Up To The Available Balance Of \$201,676.30 Under EDA Award #07-39-02873

[18-1820](#)

Attachments: [View Report](#)

Legislative History

5/16/19	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
5/28/19	*Community & Economic Development Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There was one speaker on this item.

S7.23 Subject: Children's Fairyland Agreement
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An Agreement With Oakland Children's Fairyland, Inc. For The Operation And Management Of Children's Fairyland For A Fifteen Year Term Expiring On December 31, 2034, And Authorizing An Annual Subsidy To Children's Fairyland Of \$200,000 Plus Cost Of Living Adjustments

[18-1753](#)

Attachments: [View Report](#)

Legislative History

5/2/19	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
5/28/19	*Special Life Enrichment Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There were 8 speakers on this item.

S7.24 Subject: Grant Extension For Safe Parking Program
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend The Grant Agreement With WeHOPE To Extend The Grant Term Through April 30, 2020 To Continue The Operation Of A Safe Parking Program For Persons Living In Vehicles
[18-1789](#)

Attachments: [View Report](#)
[View Supplemental Report 5/31/2019](#)

Legislative History

5/9/19	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
5/28/19	*Special Life Enrichment Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There was a motion by Councilmember McElhaney, seconded by Councilmember Kaplan to approve the staff recommendation with an amendment to extend the contract through June 30, 2020 if extra money is found and report back at the end of the fiscal year and include residents in the process.

There were 8 speakers on this item.

S7.25 Subject: Increase Advance Crime Scene Restoration Contract
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Increase Spending Authority For Advance Crime Scene Restoration, For Removal Of Biohazards, Contaminants And Physical Hazards From City Vehicles And Property, By One Hundred Thousand Dollars (\$100,000) For A Total Contract Amount Not To Exceed Three Hundred Fifty Thousand Dollars (\$350,000) For The Period Of November 1, 2017 Through October 31, 2019
[18-1821](#)

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

Legislative History

5/16/19	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
5/28/19	*Public Safety Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There was 1 speaker on this item

- S7.26** Subject: Condemning Deportations Of Southeast Asian Refugee Communities
From: Councilmember Bas And Councilmember Thao
Recommendation: Adopt A Resolution Condemning Deportations Of Southeast Asian Refugee Communities By The Trump Administration's Immigration And Customs Enforcement (ICE); Respectfully Urging Governor Newsom To Grant Pardons For Rehabilitated Formerly Incarcerated Southeast Asian Individuals; And Respectfully Urging Alameda County District Attorney O'Malley To Collaborate With The Public Defender To Reopen Old Cases And Lower Offensives To Non-Deportable Charges

[18-1837](#)

Attachments:

[View Report](#)

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[View Supplemental Report 5/31/2019](#)

Legislative History

5/16/19 *Rules & Legislation Scheduled to the *Public Safety Committee
Committee

Councilmember Thao requested to be added as a Co-Sponsor

5/28/19 *Public Safety Committee Approved as Amended the Recommendation
of Staff, and Forward to the * Concurrent
Meeting of the Oakland Redevelopment
Successor Agency and the City Council

There were 8 speakers on this item

The Agenda was modified to show item 9 being heard after item 6

*The Committee approved staff recommendation as amended to include to the
3rd page, 1st Further Resolved: Black Communities.*

- S7.27** Subject: Disclosure Of Principal Officers And Solicitation Of Contributions
From: Council President Kaplan
Recommendation: Adopt A Ordinance Amending The "Oakland Campaign Reform Act"
By Amending Section 3.12.020 And Adding Sections 3.12.116 And 3.12.117 To Require
Disclosure Of The Principal Officers Of Non-Candidate Controlled Committees Required
To File Campaign Statements In Oakland And Requiring That City Public Servants Also
Disclose Solicitation Of Contributions From Any Person Or Entity Contracting Or
Proposing To Contract With The City Of Oakland

[18-1796](#)

Attachments:

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 18, 2019.

Legislative History

5/9/19	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
5/30/19	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There was 1 speaker on this item

S7.28 Subject: Gwen Jackson Park
From: Councilmember Gallo
Recommendation: Adopt A Resolution Authorizing The Renaming Of Nicol Park To Gwen
Jackson Park
[18-1760](#)

Attachments: [View Report](#)

Legislative History

5/2/19	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
5/9/19	*Rules & Legislation Committee	Rescheduled to the *Rules & Legislation Committee
5/30/19	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There were 6 speakers on this item.

S7.29 Subject: Proposed Amendments To AB 1487 (Chiu)
From: Council President Kaplan
Recommendation: Adopt A Resolution In Support Of Proposed Amendments To
Assembly Bill 1487 (Chiu) To Address Funding And Governance Strategies For Regional
Housing Solutions
[18-1830](#)

Attachments: [View Report](#)
[View Report 5/31/2019](#)

Legislative History

5/16/19	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
5/30/19	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*The committee explicitly expressed they will only support the bill if the
amendments are made.*

There was 1 speaker 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: 2019/20 Consolidated Annual Action Plan
From: Housing And Community Development
Recommendation: Adopt A Following Pieces Of Legislation;

1) A Resolution: 1. Authorizing The City Administrator To Prepare And Submit To The U.S. Department Of Housing And Urban Development The Fiscal Year 2019-2020 Consolidated Annual Action Plan; 2. Accepting And Appropriating An Anticipated Award Of U.S. Department Of Housing & Urban Development Grant Funds In The Amount Of \$13,964,586 For Community Development Block Grant, Home Investments Partnership, Emergency Solutions Grant, And Housing Opportunities For Persons With Aids Fiscal Year 2019-2020 Programs; And 3. Appropriating \$850,000 In Revolving Fund Program Income And Any Amounts In Excess Thereof For Housing Rehabilitation Activities; And 4. Authorizing The City Administrator To Negotiate And Execute Grant Agreements For The Fiscal Year 2019-2020 Community Development Block Grant, Home Investments Partnership, Emergency Solutions Grant, And Housing Opportunities For Persons With Aids Programs; And 5. Authorizing The Use Of General Purpose Funds To Pay Central Service Overhead Charges For The Emergency Solutions Grant And Housing Opportunities For Persons With Aids Program; And

[18-1799](#)

Attachments: [View Report](#)

Legislative History

5/9/19	*Rules & Legislation Committee <i>To be heard as a Public Hearing On June 14, 2019 City Council Agenda</i>	Scheduled to the *Community & Economic Development Committee
5/16/19	*Rules & Legislation Committee <i>There was a Title Change read into record to have this item bifurcated</i>	Scheduled to the *Community & Economic Development Committee
5/28/19	*Community & Economic Development Committee <i>There were 7 speakers on this item.</i>	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2) A Resolution: 1. Authorizing Reappropriation And Use Of \$394,739 In Surplus Community Development Block Grant Funds For Fiscal Year 2019- 2020 And Fiscal Year 2020-2021 Community Development Block Grant Programs And Activities; And 2. Authorizing The Use Of Approximately \$1,632,035 In Surplus Community Development Block Grant Funds And Approximately \$579,100 In Surplus Revolving Loan Program Income For Fiscal Year 2019-2020 And 2020-2021 Residential Lending/Rehabilitation Programs; And 3. Authorizing Use Of Available 2014 Housing Opportunities For Persons With Aids Grant Funds To Increase Existing Grant Agreement With Contra Costa County By \$57,193 As Approved By The U.S. Department Of Housing And Urban Development; And 4. Reinstating Previously Approved Community Development Block Grant Funds For The Bus Rapid Transit/Business Mitigations Assistance Program; And 5. Authorizing The Allocation Of Up To \$236,712 In Economic Development Initiative Funds To The City's Commercial Lending Program For FY 2019-2020 To Supplement Community Development Block Grant Funds Awarded To Main Street Launch

[18-1843](#)

Attachments: [View Report](#)

Legislative History

5/28/19

*Community & Economic
Development Committee

Approved the Recommendation of Staff, and
Forward to the * Concurrent Meeting of the
Oakland Redevelopment Successor Agency
and the City Council

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

- 11 Subject: Elimination Of Rent Ordinance For Owner-Occupied Duplexes And Triplexes
From: President Pro Tempore Kalb And Councilmember Gallo
Recommendation: Adopt An Ordinance Amending (1) The Rent Adjustment Ordinance (O.M.C. 8.22.020 Et SEQ) To Eliminate Exemptions For Owner-Occupied Duplexes And Triplexes And Allow A Limited Transitional Rent Increase For Newly Covered Units And (2) The Tenant Protection Ordinance (O.M.C. 8.22.600 Et SEQ) To Eliminate Exemptions For Owner-Occupied Duplexes And Triplexes

[18-1636](#)

Attachments: [View Report](#)
[View City Administrator Report](#)
[View Supplemental Report 5/17/2019](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON MAY 21, 2019; 5 AYES, 2
EXCUSED MCELHANEY AND REID, 1 RECUSED TAYLOR*

Legislative History

4/4/19	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
5/14/19	*Special Community & Economic Development Committee	Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>Councilmember Taylor recused himself at 1:37 pm</i>

*The Committee Amended the legislation to adding to Page 9, Section 6, part C
"on/or" before January 31, 2020; and to section 7 changing the time from "30
Days" to "60 Days"*

There 45 speakers on this item.

5/21/19	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved As Amended On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>Councilmember Kalb made a motion, seconded by Councilmember Gallo to approve the ordinance as amended to change the date on page 9 to June 30, 2020 and request a task force of small landlords and include information about education and outreach.</i>
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This item will be placed on non-consent

S12 Subject: Decriminalizing Entheogenic Plants
From: Councilmember Gallo
Recommendation: Adopt A Resolution Supporting Entheogenic Plant Practices And
Declaring That The Investigation And Arrest Of Individuals Involved With The Adult Use Of
Entheogenic Plants On The Federal Schedule 1 List Be Amongst The Lowest Priority For
The City Of Oakland
[18-1790](#)

Attachments: [View Report](#)

Legislative History

5/9/19	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
5/28/19	*Public Safety Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There were 73 speakers on this item

The Agenda was modified to show item 8 being heard after item 9

This item is to be listed as Non-Consent

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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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.