



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, October 2, 2018

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

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: Update On State Of The City
From: Office Of The Mayor
Recommendation: Receive An Oral Update From Mayor Libby Schaaf Regarding State
Of The City
[18-0891](#)

Legislative History

9/13/18	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 4.2 Subject: Rose Foundation For Communities & The Environment's 25th Anniversary
From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution Celebrating The Rose Foundation For
Communities And The Environment's Twenty-Five Years In Oakland
[18-0898](#)

Attachments: [View Report](#)
[View Supplemental Report 9/28/2018](#)
[87351 CMS](#)

Legislative History

9/13/18	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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As a Ceremonial

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF SEPTEMBER 17,
2018
[18-0913](#)

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
[18-0914](#)

Attachments: [View Report](#)
[87352 CMS](#)

- 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
[18-0915](#)

Attachments: [View Report](#)
[87353 CMS](#)

- 7.3 Subject: Extension Of The Moratorium On Substantial Rehabilitation Exemptions
From: Councilmembers Kaplan And Kalb
Recommendation: Adopt An Ordinance Extending By Up To 180-Days Ordinances No. 13481 C.M.S. And 13465 C.M.S. That Imposed A Temporary Moratorium On Substantial Rehabilitation Exemptions From The Residential Rent Adjustment Ordinance (O.M.C. Section 8.22.030.B.2.)
[18-0874](#)

Sponsors: Kalb

Attachments: [View Report](#)
[13503 CMS](#)

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

INTRODUCTION (First Reading) WAS PASSED ON MONDAY SEPTEMBER 17, 2018; 7 AYES 1 EXCUSED BROOKS.

Legislative History

9/13/18	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
	<i>Non Consent</i>	
9/17/18	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage
	<i>There were 12 speakers on this item.</i>	

7.4 Subject: Cannabis Ordinance Technical Amendments
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending Permitting Requirements For Medical And Adult-Use Cannabis Dispensaries, Cultivation, Manufacturing And Other Facilities (Chapters 5.80 And 5.81 Of The Oakland Municipal Code) To: 1) Delete Section 5.81.110(B), Which Prohibits Enforcement Of Violations Of Chapter 5.81 Once A Permit Application Is Pending; 2) Align Chapter 5.81 Permit Types With State Law By Adding Packaging And Infusion Permit Categories; 3) Limit The Number Of Dispensary Permits To Two Per Individual Or Entity; 4) Clarify The Distance Requirements Between Cannabis Facilities And Schools; 5) Limit The Number Of Special Event Permits For Cannabis Activities; 6) Allow Ancillary Cannabis Activities, Including But Not Limited To Packaging, Distribution, And Infusion, At The Site Of A Permitted Dispensary; And 7) Add A Public Notice Requirement For All Cannabis Uses Within 300 Feet Of A Residential Zone

[NEW TITLE]

[18-0679](#)

Attachments:

[View Report](#)

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

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

[View Supplemental Report 9-21-2018](#)

[13504 CMS](#)

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

RE-INTRODUCTION (First Reading) WAS PASSED ON MONDAY SEPTEMBER 17, 2018; 6 AYES 1 ABSTAINED MCELHANEY 1 EXCUSED BROOKS.

Legislative History

6/28/18	*Rules & Legislation Committee	Scheduled to the *Special Public Safety Committee
7/17/18	*Special Public Safety Committee	Approved the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board
		<i>The committee directed staff to do more community outreach, notice the residents of the community, and remove the public hearing requirement.</i>
7/24/18	Special 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 Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

9/17/18	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>The Council AMENDED the Ordinance to strike the language "and/or consumption" on page 10, section 5.8.080 .</i>	Approved for Final Passage
9/20/18	*Rules & Legislation Committee <i>The City Attorney request that this item be rescheduled for Final Passage.</i>	Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

7.5 Subject: Clean Air Day Resolution
From: Councilmember Kalb And Councilmember McElhaney
Recommendation: Adopt A Resolution Supporting California's First Clean Air Day And Recognizing October 3, 2018 As Clean Air Day In The City Of Oakland
[18-0895](#)

Attachments: [View Report](#)
[View Supplemental Report 9/27/2018](#)
[87354 CMS](#)

Legislative History

9/13/18	*Rules & Legislation Committee <i>As a Ceremonial</i> <i>Councilmember McElhaney request to be added as a cosponsor.</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
9/20/18	*Rules & Legislation Committee <i>This Item was moved to the Consent calendar.</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

7.6 Subject: Resolution Authorizing Grant For Attitudinal Healing Connection
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Authorizing A Grant Of \$2,000 From Councilmember Kaplan's Graffiti Abatement Mural And Green Wall Funds To Attitudinal Healing Connection For A Mural On 32nd Street Between San Pablo Avenue And Filbert Street
[18-0901](#)

Attachments: [View Report](#)
[87355 CMS](#)

Legislative History

9/20/18	*Rules & Legislation Committee <i>Consent</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 7.7 Subject: Settlement Agreement - Michael Lewis And Lisa Lewis 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 Michael Lewis And Lisa Lewis V. City Of Oakland, Alameda County Superior Court Case No. RG16842881, City Attorney's File No. 31268, In The Amount Of One Million Seven Hundred And Fifty Thousand Dollars And Zero Cents (\$1,750,000.00) (Office Of Public Works - Wrongful Death)

[18-0921](#)

Attachments: [View Report](#)
[87356 CMS](#)

Legislative History

9/20/18	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 7.8 Subject: Settlement Agreement - Nancy McAfee, Et Al. 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: Nancy McAfee, Et Al. V. City Of Oakland, Alameda County Superior Court Case No. RG17846121 In The Amount Of One Million Dollars And No Cents (\$1,000,000.00) Arising From A January 12, 2016 Trip-And-Fall Incident On The Sidewalk On The 5700 Block Of Dover Street (Department Of Transportation - Trip And Fall)

[18-0922](#)

Attachments: [View Report](#)
[87357 CMS](#)

Legislative History

9/20/18	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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- 7.9 Subject: Resolution In Support Of Props 1 & 2
From: Councilmember Kalb And President Reid
Recommendation: Adopt A Resolution In Support Of Proposition 1, The Housing Programs And Veterans' Loans Bond, And Proposition 2, Use Millionaire's Tax Revenue For Homelessness Prevention Housing Bonds Measure

[18-0824](#)

Attachments: [View Report](#)
[View Supplemental Report](#)
[87358 CMS](#)

Legislative History

9/20/18 *Rules & Legislation Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

President Reid request to be added as a cosponsor.

S7.10 Subject: Board Of Port Commissioners Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Appointment Of Yui Hay Lee To The Board Of Port Commissioners
[18-0878](#)

Attachments: [View Report](#)
[87359 CMS](#)

Legislative History

9/13/18 *Rules & Legislation Committee Scheduled to the *Rules & Legislation Committee
9/27/18 *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.

S7.11 Subject: Economic And Workforce Development Strategy
From: Economic Development Department
Recommendation: Receive An Informational Report On The Progress Implementing Oakland's Economic Development Strategy For 2018-2020
[18-0900](#)

Attachments: [View Report](#)

Legislative History

9/25/18 *Community & Economic Development Committee Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The roll call was modified to show Councilmember McElhaney as present

There was 1 speaker on this item

S7.12 Subject: Sugar Freedom Project One-Time Grant
From: Human Service Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Grant Agreement With Tigra Transnational Institute For Grassroots Research And Action As The Fiscal Sponsor Of The Sugar Freedom Project In An Amount Not To Exceed \$200,000 For The Sugar Freedom Project To Provide Community-Based Outreach To Oakland Communities Most Impacted By Sugar-Sweetened Drinks From October 1, 2018 Through June 30, 2020

[18-0892](#)

Attachments: [View Report](#)
[87360 CMS](#)

Legislative History

9/13/18	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
9/25/18	*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

S7.13 Subject: Pilot Workforce Development Program For Unsheltered Persons
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Grant Agreement With Downtown Streets, Inc. In An Amount Not To Exceed \$85,000 To Provide A Pilot Workforce Development Program For Unsheltered Persons Commencing October 1, 2018 And Ending December 31, 2019, And Amend The Grant Agreement To Increase The Grant Amount Within The Grant Term If Additional Funds Become Available

[18-0866](#)

Attachments: [View Report](#)
[87361 CMS](#)

Legislative History

9/13/18	*Rules & Legislation Committee <i>A Title change will be made to correct the title.</i>	Scheduled to the *Life Enrichment Committee
9/25/18	*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

S7.14 Subject: FY 2018-19 Head Start Cost Of Living Allocation
From: Human Services Department
Recommendation: Adopt A Resolution To: 1) Authorize The City Administrator To Accept
And Appropriate The Head Start /Early Head Start Cost Of Living Adjustment In An
Estimated Amount Of \$420,829, And 2) Authorize The Addition Of 3.00 Full Time
Equivalent Positions To Provide Early Education Services To Families And Children, And
3) Authorize A General Purpose Fund Contribution In An Estimated Amount Of \$52,767
To Offset Associated Central Services Overhead Charges For Fiscal Year 2018-19
[18-0865](#)

Attachments: [View Report](#)
[View Supplemental Report 9/28/2018](#)
[87362 CMS](#)

Legislative History

9/13/18	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
9/25/18	*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

*The Committee amended the Resolution to change the classification of
"Program Analyst II" to "Administrative Analyst II".*

**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:**

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

11 Subject: Public Bank Feasibility Study Prepared By Global Investment Company
From: Finance Department
Recommendation: Receive An Informational Report On Multi-Jurisdictional Public Bank
Feasibility Study Prepared By Global Investment Company (GIC)
[18-0698](#)

Attachments: [View Report](#)
[View Supplemental Report 9-21-18](#)
Legislative History

6/28/18	*Rules & Legislation Committee	Scheduled to the *Special Finance & Management Committee
7/5/18	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the *Finance & Management Committee
9/11/18	*Finance & Management Committee	Received and Forwarded to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

There were 16 speakers on this item

*DUE TO THE PRESENCE OF COUNCILMEMBER KAPLAN'S
REPRESENTATIVE A QUORUM OF THE CITY COUNCIL WAS NOTED, AND A
MOTION WAS MADE AND SECONDED TO ADJOURN THE MEETING OF THE
FINANCE & MANAGEMENT AND TO CONVENE AS A SPECIAL MEETING
OF THE FULL COUNCIL AT 10:29 A.M.*

9/13/18	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 12** Subject: OTS STEP Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee,
To Accept And Appropriate Grant Funds In The Amount Of Five Hundred Thousand
Dollars (\$500,000) Dollars From The State Of California, Office Of Traffic Safety (OTS),
For The Fiscal Year 2018-2019 Selective Traffic Enforcement Program (STEP) To Be
Administered By The Oakland Police Department (OPD), And To Authorize The General
Purpose Services Fund To Contribute Sixty Five Thousand Eight Hundred And One
Dollars (\$65,801) To Cover The Central Services Overhead (CSO) Charges
[18-0822](#)

Attachments: [View Report](#)
[View Supplemental Report 9/28/2018](#)
[87363 CMS](#)

Legislative History

9/11/18	*Public Safety Committee	Approved as Amended the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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There was 1 speaker on this item

*The Committee approved staffs recommendations as amended to include racial
demographics and directed the Department of Transportation be present at the
City Council Meeting for questions*

9/13/18	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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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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