



# 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 - DRAFT \*Rules & Legislation Committee

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

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

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Thursday, December 6, 2018

10:45 AM

City Council Chamber, 3rd Floor

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***The Oakland City Council Rules And Legislation Committee convened at 10:53 AM ,  
with Council President Reid presiding as Chairperson.***

### Roll Call / Call To Order

**Present** 4 - Lynette McElhaney, Abel J. Guillén, Laurence E. Reid, and Annie Campbell  
Washington

#### 1 Determinations Of Closed Session

[18-1156](#)

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

**A motion was made by Lynette McElhaney, seconded by Annie Campbell  
Washington, that this matter be Accepted. The motion carried by the following  
vote:**

**Aye:** 4 - McElhaney, Guillén, Reid, and Campbell Washington

**NO VOTE:** 0

#### 2 Approval Of The Draft Minutes From The Committee Meeting Of November 15, 2018

[18-1157](#)

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

**This Report and Recommendation be Accepted.**

**Aye:** 4 - McElhaney, Guillén, Reid, and Campbell Washington

**NO VOTE:** 0

3 Determination Of Schedule Of Outstanding Committee Items  
[18-1158](#)

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

*The Item regarding "Receive an Information Report and Briefing from the City Attorney's Office on All New California State Laws Which become effective in 2018" be scheduled to a Rules And Legislation Committee in February 2019*

A motion was made by Abel J. Guillén, seconded by Annie Campbell Washington, that this matter be Accepted as Amended. The motion carried by the following vote:

**Aye:** 4 - McElhaney, Guillén, Reid, and Campbell Washington

**NO VOTE:** 0

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)  
[18-1159](#)

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

*There were 4 speakers on this item.*

A motion was made by Abel J. Guillén, seconded by Lynette McElhaney, that this matter be Accepted as Amended. The motion carried by the following vote:

**Aye:** 4 - McElhaney, Guillén, Reid, and Campbell Washington

**NO VOTE:** 0

4.1 Subject: Resolution Recognizing Katano Kasaine  
From: President Reid And Pro Tem Guillen  
Recommendation: Adopt A Resolution Recognizing And Honoring Finance Director Katano Kasaine For Receiving The 2018 Freda Johnson Award For Trailblazing Women In Public Finance  
[18-1191](#)

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

[View Report](#)

[87439 CMS](#)

*President Pro Tem Guillen request to be added as a cosponsor.*

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018

**4.2** Subject: 2016 Telegraph Avenue  
From: Economic And Workforce Development  
Recommendation: Adopt An Oakland Redevelopment A Successor Agency Resolution Authorizing The Agency Administrator Or Designee To Execute A Consent To (A) The Assignment By W/L Broadway Telegraph Owner VII, LLC To 2016 Telegraph Owner LLC, Or A Related Entity, Of The Assignor’s Interest In The Disposition And Development Agreement For Development Of Property Located At 2000-2016 Telegraph Avenue And 490 Thomas L. Berkeley Way, And (B) The Transfer Of All Of The Ownership Interest In 2016 Telegraph Owner LLC, Or A Related Entity, To Nash - Holland 2016 Telegraph Investors, LLC, Or A Related Entity; Relying On The 2004 Uptown Mixed-Use Project Environmental Impact Report And The “2016 Telegraph Avenue Project CEQA Analysis” Addendum Thereto, Finding That The Project Is Exempt From Additional Environmental Review Pursuant To CEQA Sections 15162-15164, 15168, 15180, 15183 And 15183.3, And Adopting Related CEQA Findings  
[18-1192](#)

**Attachments:** [View Report](#)  
[2018-015 CMS](#)

**This ORSA Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018**

**4.3** Subject: Modification To Resolution No 87403 CMS  
From: City Administrators Office  
Recommendation: Adopt A Resolution Amending Resolution No. 87403 C.M.S., Which Granted The City Administrator Authority To Implement Several Homeless Programs, To Waive The Competitive Request For Proposals/Qualifications Requirement And Authorize The City Administrator To Enter Into An Agreement With Service Providers To Operate A Community Cabin Shelter Site At 1449 Miller Avenue, And Increase The Appropriation Of The Homeless Emergency Aid Program Grant In The FY2018-19 Amended Midcycle Budget  
[18-1194](#)

**Attachments:** [View Report](#)  
[87456 CMS](#)

***A Title Change Was read into record.***

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018**

**4.4** Subject: Honoring Councilmember Annie Campbell Washington  
From: Office Of The Mayor And Council President Reid  
Recommendation: Adopt A Resolution Honoring Councilmember Annie Campbell Washington For Her Four Years Of Exemplary Service To The People Of Oakland As A Distinguished Member Of The Oakland City Council  
[18-1195](#)

Attachments: [View Report](#)  
[87441 CMS](#)

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018**

**4.5** Subject: Honoring Councilmember Abel Guillén  
From: Office Of The Mayor And Council President Reid  
Recommendation: Adopt A Resolution Honoring Councilmember Abel Guillen For His Four Years Of Exemplary Service To The People Of Oakland As A Distinguished Member Of The Oakland City Council  
[18-1196](#)

Attachments: [View Report](#)  
[87442 CMS](#)

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018**

**4.6** Subject: License Agreement At 1910 Moutain Boulevard  
From: Vice Mayor Campbell Washington  
Recommendation: Adopt A Ordinance Authorizing A License Agreement With Andrew Johnstone For Use Of The City-Owned Property At 1910 Moutain Boulevard For An Amount Less Than Fair Market Value For The Installation Of A Grafitti Abatement Mural For A Term Of Five Years  
[18-1198](#)

Attachments: [View Report](#)

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018**

**4.7** Subject: Scheduling Of Special Council Retreats  
From: Finance Department  
Recommendation: Approve A Report And Reccomendation Scheduling Of Two Special Council Budget Retreats For Thursday, January 31, 2019 From 9:00am-4:00pm And Wednesday, March 6, 2019 From 9:00am-4:00pm  
**18-1190**

**This Report and Recommendation be Accepted.**

- 4.8** Subject: Support For Green New Deal Resolution  
From: Councilmember Kalb  
Recommendation: Adopt A Resolution Supporting A Green New Deal And Encouraging The United States Congress To Solve Human-Caused Climate Change Through Transitioning To A Clean Energy Economy, Phasing Out The Burning Of Fossil Fuels, And Increasing Democratic Control Over Our Energy Systems; On The First Rules And Legislation Committee Agenda In January 2019  
**18-1197**

**This City Resolution be Scheduled.to go before the \*Rules & Legislation Committee**

- 4.9** Subject: Naming Unnamed Road Oscar Grant Way  
From: Councilmember Brooks and Councilmember Kaplan  
Recommendation: Adopt A Resolution Naming The Unnamed Road (37.7774628, -122.224452) On The West Side Of The Fruitvale Bart Station Between 33rd Avenue And 35th Avenue, "Oscar Grant Way", Per The Process Established By Res. No. 77967 C.M.S.; On The Next Finance And Management Committee And Life Enrichment Committee Agendas  
**18-1193**

*This item was scheduled to be heard at the first Finance and Management and Life Enrichment Committee in January 2019 upon approval of calendar.*

**This City Resolution be Scheduled.to go before the \*Finance & Management Committee**

**ITEMS SUBMITTED UPON THE DAIS**

Subject: Honoring Council Member Desley Brooks  
From: Council President Reid And Councilmember McElhane  
Recommendation: Adopt A Resolution Honoring Councilmember Desley Brooks For Her 16 Years Of Exemplary Service To The People Of Oakland As A Distinguished Member Of The Oakland City Council  
[18-1201](#)

**Attachments:** [View Report](#)  
[87443 CMS](#)

**Councilmember McElhane request to be added as a cosponsor.**

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018**

Subject: Honoring Dr. Bertram Lubin  
From: Vice Mayor Campbell Washington And Councilmember McElhaney  
Recommendation: Adopt A Resolution Honoring Dr. Bertram Lubin On His Retirement From Children’s Hospital Oakland And His Extraordinary Dedication To Oakland’s Children  
[18-1200](#)

**Attachments:** [View Report](#)  
[87438 CMS](#)

***Councilmember McElhaney request to be added as a cosponsor.***

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018**

**CHANGES TO THE PREVIOUSLY DISTRIBUTED 10 DAY AGENDA FOR DECEMBER 11, 2018  
SPECIAL CITY COUNCIL AGENDA**

Subject: Resolution Honoring Martin Tovar  
From: President Pro Tempore Abel Guillén  
Recommendation: Adopt A Resolution Honoring Martin Tovar For Exemplary Service To The City Of Oakland  
[18-1182](#)

**This City Resolution be Withdrawn with No New Date.**

Subject: Planning Code Amendments  
From: Planning And Building Department  
Recommendation: Conduct A Public Hearing & Upon Conclusion Adopt An Ordinance, As Recommended By The City Planning Commission, Amending Oakland Planning Code Regulations Related To Parking, Loading, Emergency Shelters, Extensive Impact Civic Activities, Permitted Activities In The D-GI Zone, Conditional Use Permits, Hotel Conversions In The CIX-2 Zone, And Joint Living And Working Quarters; And Make Appropriate California Environmental Quality Act Determinations  
[18-1051](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 11-30-2018](#)

***This item was withdrawn and rescheduled to be heard at the first City Council meeting in January 2019.***

**This Ordinance be Rescheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council**

- 5 A Review Of The Council Committees' Actions From December 4, 2018 And Determination Of Scheduling To The City Council Meeting Of December 11, 2018 (MATRIX)  
[18-1160](#)

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

*There was 1 speaker on this item.*

**A motion was made by Abel J. Guillén, seconded by Annie Campbell Washington, that this matter be Accepted. The motion carried by the following vote:**

**Aye:** 4 - McElhaney, Guillén, Reid, and Campbell Washington

**NO VOTE:** 0

- 6 A Review Of The Cancellation Agendas For The Winter Recess  
[18-1161](#)

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

*There was 1 speaker on this item.*

**A motion was made by Annie Campbell Washington, seconded by Abel J. Guillén, that this matter be Accepted. The motion carried by the following vote:**

**Aye:** 4 - McElhaney, Guillén, Reid, and Campbell Washington

**NO VOTE:** 0

- 7 Subject: 2018 Legislative Activities & Proposed 2019 Legislative Priorities  
From: Office Of The Mayor  
Recommendation: Receive An Informational Report Regarding 2018 State And Federal Legislative Activities And Proposed Legislative Priorities For 2019  
[18-1136](#)

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

*There was 1 speaker on this item.*

**A motion was made by Abel J. Guillén, seconded by Lynette McElhaney, that this matter be Received and Filed. The motion carried by the following vote:**

**Aye:** 4 - McElhaney, Guillén, Reid, and Campbell Washington

**NO VOTE:** 0

8 Subject: Board Of Port Commissioners  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Appointment Of Barbara Leslie  
To The Board Of Port Commissioners  
[18-1169](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 11/30/2018](#)  
[View Supplemental Report 12/7/2018](#)  
[87478 CMS](#)

*There were 2 speakers on this item.*

A motion was made by Annie Campbell Washington, seconded by Lynette McElhaney, that this matter be Approved the Recommendation of Staff, and Forward to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 12/11/2018. The motion carried by the following vote:

**Aye:** 4 - McElhaney, Guillén, Reid, and Campbell Washington

**NO VOTE:** 0

**Open Forum (Total Time Available: 15 Minutes)**

*2 speakers spoke on Open Forum.*

**Adjournment**

*There being no further business, and upon the motion duly made, the Rules And Legislation Committee adjourned the meeting at 11:58 p.m.*

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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 8:30AM TO 5:00PM**

**\* In the event 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.**