



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, February 16, 2016

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; Abel J. Guillén, District 2; Dan Kalb, District 1; Rebecca Kaplan, At Large; President Pro Tempore Larry Reid, District 7; Council President Lynette Gibson McElhaney, District 3

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 Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was removed from this agenda and rescheduled to the March 15, 2016 City Council agenda.

4.2 Subject: Honoring African American Leaders For Black History & Heritage Month
From: Council President Gibson McElhaney
Recommendation: Adopt A Resolution In Celebration Of Black History Month Honoring The Following Courageous African American Individuals, Who Through Their Innovative, Groundbreaking Work, Have Promoted Positive Change And Uplift For The City Of Oakland In The Fields Of Social Justice, Advocacy, Arts And Culture, Business And Faith: Bishop Frank Pinkard Jr., Dr. William "Bill" Riley, Paul Cobb, Emory Douglas, Pastor George Cummings, Egypt King, Preston J. Turner, Assata Olugbala, Jean Blacksher, Gloria Jeffery, Ryan Coogler, And Theo Aytchan Williams
[15-0597](#)

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

Legislative History

2/4/16	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
--------	-----------------------------------	---

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF FEBRUARY 2, 2016
[15-0595](#)

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
[15-0593](#)

Attachments: [View Report](#)

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
[15-0594](#)

Attachments: [View Report](#)

7.3 Subject: Add The Classification Of Director Of Transportation
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance
No. 12187 C.M.S. ("Salary Ordinance") To Add The Classification Of Director Of
Transportation [TITLE CHANGE]
[15-0526](#)

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

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

INTRODUCTION (First Reading) WAS PASSED ON FEBRUARY 2, 2016; 8 AYES.

Legislative History

1/14/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
1/26/16	*Public Works Committee	Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
2/2/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved As Amended On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

*The Committee approved the Ordinance as Amended to revise the Class No.
from EM159 to EM264 and revise the Department of Transportation and
Infrastructure to merely Department of Transportation.*

*The Ordinance was amended as follows: 1) The Class No. was changed from
EM159 to EM264, and 2) The Department of Transportation and Infrastructure
was revised to Department of Transportation.*

There were 4 speakers in this item.

- 7.4 Subject: Settlement Agreement - Estate of Fletcher Jackson 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 The Estate Of Fletcher Jackson, Et Al. V. City Of Oakland, Et Al., United States District Court Case No. C12-02101 JCS, In The Amount Of Seventy-Five Thousand Dollars And No Cents (\$75,000.00) As A Result Of A Police Shooting On May 18, 2011 (Oakland Police Department)

[15-0612](#)

Attachments: [View Report](#)

Legislative History

2/4/16	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
--------	-----------------------------------	---

- 7.5 Subject: New California State Laws
From: Councilmember Desley Brooks
Recommendation: Receive An Informational Report And Briefing From The City Attorney's Office On All New California State Laws Which Become Effective In 2016

[15-0430](#)

Attachments: [View Report](#)

Legislative History

1/7/16	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
2/4/16	*Rules & Legislation Committee	Received and Forwarded to the Meeting of the Oakland City Council

- 7.6 Subject: Support For AB 1644: School-Based Early Mental Health Services
From: Councilmember Desley Brooks And Vice Mayor Campbell Washington
Recommendation: Adopt A Resolution In Support Of California Assembly Bill 1644 (Bonta) Which Expands School-Based Mental Health Intervention And Prevention Services Provided Under The Early Mental Health Intervention And Prevention Services For Children Act Of 1991 For Schools And Communities With High Levels Of Childhood Trauma And Adversity

[15-0563](#)

Attachments: [View Report](#)

[View Supplemental Report](#)

Legislative History

2/4/16	*Rules & Legislation Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
--------	-----------------------------------	---

- 7.7** Subject: Policylink Equity Summit Additional Travel Expense Authorization
From: Councilmember Brooks
Recommendation: Adopt A Resolution Authorizing Funding Of Additional Travel Expenses For Council Member Desley Brooks' Travel To The Policylink Equity Summit In Los Angeles, California October 27-29, 2015
[15-0614](#)

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

Legislative History

2/4/16	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
--------	-----------------------------------	---

- S7.8** Subject: Settlement Agreement - Kieu Luu 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 Kieu Luu, Et Al. V. City Of Oakland, Et Al., Alameda County Superior Court Case No. Rg15756460, City Attorney's File No. 30361, In The Amount Of Two Million Seven Hundred Fifty Thousand Dollars And No Cents (\$2,750,000.00) (Oakland Police Department-Personal Injury)
[15-0639](#)

Attachments: [View Report](#)

This item was placed on the agenda by the Pursuant to Rule 28(a) of Resolution 82580 C.M.S.

This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance, prior to hearing the item.

- S7.9** Subject: Oakland Fire Department Lease Amendment
From: Economic & Workforce Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Negotiate And Execute An Amendment To The Lease Agreement By And Between The City Of Oakland And Western Door & Sash For Property Located At 4450 Tidewater Avenue, Oakland, California, For An Emergency Response Facility For The Oakland Fire Department And California Urban Search And Rescue Task Force 4 To Respond To Structure Collapses And Other Emergencies
[15-0556](#)

Attachments: [View Report](#)

Legislative History

2/9/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and Finance and Management Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
--------	---	---

S7.10 Subject: Sanitary Sewers Root Foaming Construction Contract
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Construction Contract To Duke's Root Control, Inc., The Lowest Responsive, Responsible Bidder, In Accordance With Plans And Specifications For On-Call Sanitary Sewer Root Foaming Services FY 2015-16 (Project No. C457112) And With Contractor's Bid In The Amount Of Five Hundred Twenty-Two Thousand Four Hundred Ninety Dollars (\$522,490.00)
[15-0557](#)

Attachments: [View Report](#)

Legislative History

2/9/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
--------	-------------------------	---

S7.11 Subject: Bellevue Avenue And Pathway Construction Contract Award
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Construction Contract To Beliveau Engineering Contractors, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For The Construction Of Bellevue Avenue And Pathways Improvements Project (No. C393811) And With Contractor's Bid In The Amount Of Six Hundred Seventeen Thousand Ninety-Five Dollars (\$617,095.00)
[15-0558](#)

Attachments: [View Report](#)

Legislative History

2/9/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
--------	-------------------------	---

S7.12 Subject: Measure WW Bond Project Reallocation - Allendale Recreation Center
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing Reallocation Of The East Bay Regional Park District Open Space, Wildlife, Shoreline, And Parks Bond (Measure WW Bond) - Local Grant Program Fund For Laurel Park Project (No. C377110) In The Amount Of Five Hundred Thousand Dollars (\$500,000.00) To The Allendale Recreation Center Project (Number To Be Established); And Authorize The City Administrator Or Designee To Re-Apply For And Reallocate The Grant Funds From East Bay Regional Park District For The Measure WW Bond
[15-0559](#)

Attachments: [View Report](#)

Legislative History

2/9/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
--------	-------------------------	---

S7.13 Subject: FY 2015-2017 Park Project Prioritization
From: Oakland Public Works Department
Recommendation: Adopt A Resolution To Adopt The Updated Fiscal Year 2015-17
Park Project Prioritization List For City Of Oakland Capital Improvement Projects And
Authorize The City Administrator Or Designee To Apply For Grant Funds For Projects
On The Prioritization List Without Further Council Action
[15-0561](#)

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

Legislative History

2/9/16 *Public Works Committee Approve as Amended the Recommendation
of Staff, and Forward to the Meeting of the
Oakland City Council

*The Committee approved recommendation as amended to revise District 4
Priorities as follows: Withdraw Allendale Recreation Center and replace it with
Dimond Park.*

S7.14 Subject: Jack London Square Development Agreement Transfer & Assignment
From: Planning & Building Department
Recommendation: Adopt A Resolution Consenting To A Non-Affiliate Transfer And
Assignment Of The Development Agreement (DA) Between The City Of Oakland, Jack
London Square Partners LLC, And CEP-JLS I LLC, Dated July 6, 2004 (DA) To CIM
Group Acquisitions, LLC Pursuant To The DA And Planning Code Section 17.138.080
(Development Agreement Procedure); Action Taken In Reliance on Previously
Certified 2004 Environmental Impact Report (CEQA Guidelines 15162, 15183)
[15-0543](#)

Attachments: [View Report](#)
[2003 - Jack London Square DEIR](#)
[2004 - Jack London Square FEIR](#)
[2014 - Jack London Square Addendum EIR](#)
[2014 - Jack London Square Addendum EIR - Appendix Part A](#)
[2014 - Jack London Square Addendum EIR - Appendix Part B](#)
[2014 - Jack London Square Addendum EIR - Appendix Part C](#)

Legislative History

2/9/16 *Community & Economic
Development Committee Approve the Recommendation of Staff, and
Forward to the Meeting of the Oakland City
Council

S7.15 Subject: Parks & Recreation Management Software (RecWare)
From: Oakland Parks & Recreation Department
Recommendation: Receive An Informational Report On RecWare, The Oakland Parks
& Recreation Department's (OPR) Program And Management Software System
[15-0542](#)

Attachments: [View Report](#)

Legislative History

2/9/16	*Special Life Enrichment Committee	Received and Forwarded to the Meeting of the Oakland City Council <i>The Committee requested a verbal supplemental report at Council regarding coordination efforts with the Information Technology Department and a timeline for implementation of the new system by ITD.</i>
--------	---------------------------------------	--

S7.16 Subject: Polygraph Professional Services Agreement
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (A)
Increase The Budget For The Current Contract With Get Polygraphed! From \$95,000
To \$195,000 For The Period January 1, 2015 To October 31, 2016, For Additional
Polygraph Tests Needed To Meet Hiring Demands; (B) Extend The Contract For Two
Additional Years Plus Two One-Year Extension Options, From October 31, 2016
Through October 31, 2020, For A Total Of \$595,000 For Five Years; And (C) Waiving
The City's Request For Proposal/Qualifications Requirements [TITLE CHANGE]
[15-0520](#)

Attachments: [View Report](#)

Legislative History

1/14/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
2/9/16	*Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

There was 1 speaker

**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 Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was
removed from this agenda. The item will be heard in March 2016
at the Public Safety Committee.**

- 9.2** Subject: Brooklyn Basin Shoreline Park Final Development Permit Appeal
From: Planning & Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Denying Appeal Case File PUD06010-PUDF02-A01 And Upholding The Decision By The Oakland City Planning Commission To Approve The Brooklyn Basin Shoreline Park Final Development Permit; Action Taken In Reliance On Previously Certified 2009 Environmental Impact Report (CEQA Guidelines 15162, 15183)
[15-0599](#)

Attachments: [View Report](#)
[Attachment C Part A](#)
[Attachment C Part B](#)
[Attachment C Part C](#)
[Attachment C Part D](#)
[Attachment C Part E](#)

Legislative History

2/4/16	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
--------	-----------------------------------	---

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

- 11** Subject: Status Report On Coal
From: Office Of The City Administrator
Recommendation: Adopt A Resolution (A) Waiving Advertising, Competitive Bidding, And Request For Proposals/Qualification ("RFP/Q") Competitive Selection Requirements And (B) Authorizing The City Administrator Or Her Designee To Enter Into A Professional Services Contract With Environmental Science Associates In The Amount Of \$ 208,000 For The Analysis Of Potential Health And Safety Effects Of Certain Commodities Proposed At The Oakland Bulk And Oversized Terminal At The Oakland Army Base West Gateway Site And Further Authorizing The City Administrator To Approve An Additional \$ 45,000 For Other Work As Required Without Returning To City Council From Undesignated General Purpose Fund Balance [TITLE CHANGE]
[15-0362](#)

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

Legislative History

11/17/15	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	* Withdrawn and Rescheduled to the Meeting of the Oakland City Council
----------	--	---

2/4/16 *Rules & Legislation Committee Scheduled to the Meeting of the Oakland City Council

12 Subject: OFD Mandatory Overtime
From: Councilmember Abel Guillén
Recommendation: Receive An Informational Report On Mandatory Overtime For The Oakland Fire Department And Plans For Reducing Mandatory Overtime
[14-1243](#)

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

Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was removed from the February 2, 2016 City Council agenda and added to this agenda.

Legislative History

7/30/15	*Special Rules and Legislation Committee	Scheduled to the *Public Safety Committee
9/15/15	*Special Public Safety Committee	* Withdrawn and Rescheduled to the *Public Safety Committee
10/29/15	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
11/10/15	*Public Safety Committee	Continued to the *Public Safety Committee

The Committee requested the following:

1. Long-term plan for how to go beyond the current stop-gap measures to reduce department vacancies;
2. Timeframe for implementation of the long-term plan;
3. Information regarding the impact of promotions on vacancies on lower ranks;
4. Information on the relationship between the increase in overtime and increases in disabilities and/or sick time;
5. Information to better understand attrition; and
6. Historical, and pre-recession, analysis of staffing levels, vacancies and use of overtime for 3 years in addition to what has been provided.

There were 2 speakers on this item.

1/26/16	*Public Safety Committee	Received and Forwarded to the Meeting of the Oakland City Council
---------	--------------------------	---

The Committee received and forwarded this report and requested the City Administrator provide more information on how the goal of increasing OFD staffing levels can be achieved more quickly and provide a status report regarding the negotiated Letter of Understanding between OFD & Local 55.

There were 3 speakers on this item.

- 13 Subject: Amendments To Transitional And Supportive Housing Regulations
From: Planning & Building Department
Recommendation: Adopt An Ordinance, As Recommended By The City Planning Commission, Amending The Oakland Planning Code To: 1) Change Transitional And Supportive Housing Regulations To Comply With State Law; 2) Revise Regulations For Secondary Units; And 3) Make Miscellaneous Minor Changes In Various Chapters Of The Planning Code, And Make Appropriate California Environmental Quality Act Determinations
[15-0357](#)

Attachments: [View Report](#)
[ATTACHMENT A](#)
[ATTACHMENT B](#)
[ATTACHMENT C](#)
[ATTACHMENT D](#)
[View Supplemental Report](#)
[View Supplemental Report](#)
[ATTACHMENT A Revised](#)
[ATTACHMENT B Revised](#)
[ATTACHMENT C Revised](#)
[ATTACHMENT D Revised](#)
[View Supplemental Report](#)
[EXHIBIT A Revised](#)

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

INTRODUCTION (First Reading) WAS PASSED ON JANUARY 5, 2016, 8 AYES.

Legislative History

11/19/15	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
12/1/15	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee <i>Non consent</i>	Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
12/8/15	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	* Withdrawn and Rescheduled to the Meeting of the Oakland City Council

1/5/16

Concurrent Meeting of the
Oakland Redevelopment
Successor Agency and the
City Council

Approved As Amended On Introduction and
Scheduled for Final Passage to the Meeting
of the Oakland City Council

*Upon the reading of Item 9.4 by the City Clerk, the Public Hearing was opened
at 8:41 p.m.*

16 individuals spoke on this item.

*Councilmember Kalb made a motion, seconded by Vice Mayor Kaplan, to close
the Public Hearing, and hearing no objections, the motion passed by 8 Ayes:
Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid and Council
President Gibson McElhaney.*

*Councilmember Kalb made a motion, seconded by Kaplan, to amend the
Ordinance as follows:*

*1) Remove the following language from the Oakland Planning Code section
17.103.080(A)(3) "Owner Occupancy. The legal owner shall occupy either the
primary dwelling or the Secondary Unit. Prior to issuance of a building permit
for a Secondary Unit, the applicant shall record as a deed restriction in the
Alameda County Recorder's Office, notice of this requirement, in a form
prescribed by the Director of City Planning."*

*3) Revise section 17.103.080 (A)(5) to read as follows: "Required Parking.
Except as specified in Subsection (a) below the minimum parking requirements
for a Secondary Unit shall be as prescribed in the applicable individual zone
regulations and in Chapter 17.116. Tandem parking may be permitted
according to the regulations in Section 17.116.240."*

*4) Revise section 17.103.080(A)(5)(a) to read as follows: "Secondary Units that
are located on sites (i) within one-half (1/2) mile of a BART Station, BRT
Station, or Major Transit Stop, (ii) one-half (1/2) mile of a designated rapid bus
line not located on Telegraph Avenue; (iii) one-quarter (1/4) mile of a
designated rapid bus line located on Telegraph Avenue; or (iv) one-half (1/2)
mile of the transit hub at the intersection of Lakeshore Avenue and Lake Park
Avenue ½ mile of a Bay Area Rapid Transit (BART) Station, Bus Rapid Transit
(BRT) Station, or Major Transit Stop would have no additional parking
requirement. For the purposes of this Chapter, a "Major Transit Stop" is defined
consistent with California Public Resources Code Section 21064.3, as may be
amended; and means a site containing an existing rail transit station, a ferry
terminal served by either a bus or rail transit service, or the intersection of two
(2) or more major bus routes with a frequency of service interval of fifteen (15)
minutes or less during the morning and afternoon peak commute periods."*

*2) Add the following to section 17.103.080(A)(5)(b) "For new or newly legalized
Secondary Units established after the effective date of this Subsection and
located within a residential parking permit area, a residential parking permit
shall not be issued to the occupant(s) of the Secondary Unit except that the
verified occupant(s) of the Secondary Unit may be issued no more than one (1)
of the permits associated with the primary dwelling unit. This Subsection only
applies to Secondary Units located on sites near transit as defined in Subsection
(a) above."*

5) Revise section 17.116.060(A) to read as follows:

a) *One-family Dwelling with Secondary Unit*

i) *RH, RD, RM-1, and RM-2 Zones, except when combined with the S-12 Zone: One (1) space for the Secondary Unit unless the lot already contains a total of at least three (3) spaces or is located near transit Pursuant to Section 17.103.080; however, when combined with the S-11 Zone, the requirement shall be one (1) space for each bedroom in any Secondary Unit, up to a maximum requirement of two (2) spaces per Secondary Unit. See Section 17.103.080.*

ii) *D-LM Zones, except when combined with the S-12 Zone: No additional space required for the Secondary Unit.*

iii) *All other zones, except when combined with the S-12 Zone: One (1) space for the Secondary Unit unless the lot already contains a total of at least two (2) spaces or is located near transit pursuant to Section 17.103.080; however, when combined with the S-11 Zone, the requirement shall be one (1) space for each bedroom in any Secondary Unit, up to a maximum requirement of two (2) spaces per Secondary Unit. See Section 17.103.080.*

iv) *Any zone combined with the S-12 Zone: See Section 17.94.040.*

1/19/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	* Withdrawn and Rescheduled to the Meeting of the Oakland City Council
2/2/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	* Withdrawn and Rescheduled to the Meeting of the Oakland City Council

S-14 Subject: Amendments To The Ellis Act Ordinance
From: Housing & Community Development Department
Recommendation: Adopt One Of The Following Options:

1) An Ordinance To Amend The Ellis Act Ordinance O.M.C. 12530 C.M.C. To (1) Extend Relocation Payments To All Households Regardless Of Income; (2) Set The Base Amount Of Relocation Payment At \$8,000 Per Unit; (3) Require An Additional Payment Of \$2,500 Per Unit For Units With Tenants Who Are Seniors, Disabled, Low Income, Or Families With Minor Children; And (4) Require That Half Of The Payment Be Made When The Termination Notice Is Given And The Other Half Of The Payment Made Upon Tenant's Move Out; Or

2) An Ordinance To Amend The Ellis Act Ordinance O.M.C. 12530 C.M.C. To (1) Extend Relocation Payments To All Households Regardless Of Income; (2) Set The Base Amount Of Relocation Payment At \$6,500 Per Studio/One-Bedroom Units, \$8,000 Per Two-Bedroom Units, And \$9,875 Per Three Or More Bedroom Units; (3) Require An Additional Payment Of \$2,500 Per Unit For Units With Tenants Who Are Seniors, Disabled, Low-Income, Or Families With Minor Children; And (4) Require That Half Of The Payment Be Made When The Termination Notice Is Given And The Other Half Of The Payment Made Upon Tenant's Move Out

[15-0407](#)

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

Legislative History

12/3/15	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
12/15/15	*Special Community & Economic Development Committee	Continued to the *Community & Economic Development Committee
		<i>The Committee requested language be included stating that the relocation will only be provided upon tenant sign off that they are waiving their right to contest the eviction.</i>
		<i>The Committee also requested options regarding the difference in cost based on bedroom sizes.</i>
		<i>There were 23 speakers on this item</i>
1/26/16	*Special Community & Economic Development Committee	Continued to the *Community & Economic Development Committee
2/9/16	*Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
		<i>The Committee approved recommendations for Option 2 and forwarded to the City Council for consideration.</i>

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)**

Americans With Disabilities Act

**If you need special assistance to participate in Oakland City Council and
Committee meetings please contact the Office of the City Clerk. When possible,
please notify the City Clerk 5 days prior to the meeting so we can make
reasonable arrangements to ensure accessibility. Also, in compliance with
Oakland's policy for people with environmental illness or multiple chemical
sensitivities, please refrain from wearing strongly scented products to meetings.**

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 238-3254

**THE HANGING OF BANNERS, POSTERS, SIGNS, OR ANY MATERIAL ON OR OVER THE
GALLERY BANNISTERS IS STRICTLY PROHIBITED IN ORDER TO ENSURE THE SAFETY OF
THOSE ATTENDING MEETINGS.**

**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.**