



# City of Oakland

Office of the City Clerk  
Oakland City Hall  
1 Frank H. Ogawa Plaza  
Oakland, California 94612  
LaTonda Simmons, City  
Clerk

## Meeting Agenda - SUPPLEMENTAL

### Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

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

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Tuesday, December 9, 2014

5:30 PM

City Council Chamber, 3rd Floor

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#### **DEFINITION OF TERMS:**

**Consent Item:** any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee.

**Non-Consent Item:** any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee.

**Action Item:** any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

**Informational Item:** an item of the agenda consisting only of an informational report that does not require or permit Council action.

#### **1 PLEDGE OF ALLEGIANCE**

#### **2 ROLL CALL / CITY COUNCIL**

*COUNCILMEMBERS: Desley Brooks, District 6; Noel Gallo, District 5; Lynette Gibson McElhaney, District 3; Dan Kalb, District 1; President Pro Tempore Rebecca Kaplan, At-Large; Vice Mayor Larry Reid, District 7; Libby Schaaf, District 4; Council President Patricia Kernighan, District 2*

#### **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: 50th Anniversary Of The Wilderness Act  
From: Councilmember Dan Kalb And Council President Kernighan  
Recommendation: Adopt A Resolution Honoring 50th Anniversary Of The Wilderness Act Which Allows For Protection And Preservation Of America's Precious Wilderness For Present And Future Generations Of Human, Plant And Animal Species [TITLE CHANGE]  
[14-0133](#)

Legislative History

10/23/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 4.2 Subject: Honoring Neighborhood Volunteer Leaders Of Council District 2  
From: Council President Patricia Kernighan  
Recommendation: Adopt A Resolution Honoring The Neighborhood Volunteer Leaders Of Council District 2  
[14-0152](#)

Legislative History

10/23/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 4.3 Subject: Recognizing Renee Domingo  
From: Vice Mayor Larry Reid  
Recommendation: Adopt A Resolution Honoring And Recognizing Renee Domingo Upon Her Retirement From The City Of Oakland, After 25 Years Of Dedicated Service  
[14-0247](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 4.4 Subject: Recognizing Mayor Jean Quan  
From: Councilmembers Schaaf, Kernighan, Kaplan And Kalb  
Recommendation: Adopt A Resolution Recognizing Mayor Jean Quan For A Lifetime Of Dedication And Achievement In Making Government Work For The People And For Her Deep And Abiding Love For The City Of Oakland  
[14-0273](#)

*Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.*

- 4.5 Subject: Recognizing Council President Patricia Kernighan  
From: Councilmember Libby Schaaf  
Recommendation: Adopt A Resolution Recognizing Council President Patricia Kernighan For Her Outstanding Dedication And Service To Her Constituents And To The City Of Oakland  
[14-0281](#)

*Pursuant to Rule 28(a) of Resolution 82580 C.M.S., this item was added to this agenda.*

- S4.6** Subject: Ferguson Resolution  
From: Councilmember Desley Brooks  
Recommendation: Adopt A Resolution: "Ferguson - Calling For Charges To Be Filed  
And Recognizing Our Collective Responsibility To Advance Racial Equity"  
[14-0293](#)

Legislative History

12/4/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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**5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF NOVEMBER 18, 2014**

**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  
[14-0266](#)
- 7.2** Subject: 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  
[14-0267](#)
- 7.3** Subject: Amendment To Pay-Go Funds For Galatians Baptist Church  
From: President Pro Tempore Kaplan  
Recommendation: Adopt A Resolution Amending Resolution No. 85125 C.M.S. Which  
Authorized A Grant Of \$500.00 From Councilmember Kaplan's Pay-Go Funds To  
Good Hope Baptist Church's Youth Group For Travel And Meal Expenses To  
Disneyland, CA, To Change The Grantee Name To Galatians Baptist Church  
[14-0211](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.4** Subject: Graffiti Abatement Mural Funds To Corum LLC  
From: Councilmember Libby Schaaf  
Recommendation: Adopt A Resolution Authorizing A Grant Of \$13,600 From Councilmember Schaaf's Graffiti Abatement Mural And Green Wall Funds To Corum LLC For Two Murals On The Walls Of King's Coffee Shop At 3000 38th Avenue, Oakland [TITLE CHANGE]  
[14-0246](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.5** Subject: Graffiti Abatement Mural Funds To Debra Koppman  
From: Councilmember Libby Schaaf  
Recommendation: Adopt A Resolution Authorizing A Grant Of \$7,500 From Councilmember Schaaf's Graffiti Abatement Mural And Green Wall Funds To Debra Koppman For The Artist's Mural On The Wall At The End Of Champion Street, Next To 3480 Champion Street, Oakland  
[14-0244](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.6** Subject: Graffiti Abatement Mural Funds To Pamela Consear  
From: Councilmember Libby Schaaf  
Recommendation: Adopt A Resolution Authorizing A Grant Of \$6,625 From Councilmember Schaaf's Graffiti Abatement Mural And Green Wall Funds To Pamela Consear For Murals On Walls At Club 2101 At 2101 MacArthur Blvd., Oakland, St. Louis Veterinary Clinic At 3545 Fruitvale Ave., Oakland, And Loard's Ice Cream At 2825 MacArthur Blvd., Oakland  
[14-0243](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.7** Subject: Graffiti Abatement Mural Funds To Rock Paper Scissors Collective  
From: Councilmember Libby Schaaf  
Recommendation: Adopt A Resolution Authorizing A Grant Of \$11,100 From Councilmember Schaaf's Graffiti Abatement Mural And Green Wall Funds To Rock Paper Scissors Collective For A Mural On The Wall Of The Fairfax Lighthouse Deliverance Center At 5345 Foothill Blvd, Oakland  
[14-0242](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.8 Subject: Graffiti Abatement Mural Funds To Andrew Johnstone  
From: Councilmember Libby Schaaf  
Recommendation: Adopt A Resolution Authorizing A Grant Of \$2,000 From Councilmember Schaaf's Graffiti Abatement Mural And Green Wall Funds To Andrew Johnstone For A Mural On The Wall Of The Montclair-Mountain Trestle, Near 1902 Mountain Blvd, Oakland [TITLE CHANGE]  
[14-0241](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.9 Subject: Travel To League Of CA Cities Academy - Guillen & Campbell-Washington  
From: Council President Patricia Kernighan  
Recommendation: Adopt A Resolution Authorizing Councilmembers Abel Guillen And Anne Campbell Washington To Travel To Sacramento, CA To Attend The 2015 League Of California Cities New Mayors & Council Members Academy In Sacramento, CA From January 14 - 16, 2015  
[14-0225](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.10 Subject: Settlement Agreement - Claim Of Salvador And Laura Navarro  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Salvador And Laura Navarro, In The Amount Of Thirteen Thousand Seven Hundred Fifty-Six Dollars And Fourteen Cents (\$13,756.14), Payable To Salvador And Laura Navarro (Public Works Department - Sewers)  
[14-0259](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.11 Subject: Settlement Agreement - Claim Of Diana Montes And Jeremy Leeds  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claims Of Diana Montes And Jeremy Leeds, City Attorney's Claim No. C30134, In The Amount Of Seven Thousand Seven Hundred Twenty-Seven Dollars And Fifty Cents (\$7,727.50) (Public Works Department - Trees)  
[14-0260](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.12** Subject: Settlement Agreement - Ana Castaneda 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 Ana Castaneda v. City Of Oakland, Alameda County Superior Court Case No. RG13682362, City Attorney's File No. 29368, In The Amount Of One Hundred Thousand Dollars (\$100,000.00) (Public Works Department - Dangerous Condition)  
[14-0261](#)

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- 7.13** Subject: Creating The Oakland Animal Services Department  
From: Office Of The City Administrator  
Recommendation: Adopt An Ordinance Amending Chapter 2.29 Of The Oakland Municipal Code Entitled "City Agencies, Departments And Offices" To Establish The Oakland Animal Services Department In The City Administrator's Office  
[14-0169](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON NOVEMBER 18, 2014; 7 AYES, 1 ABSENT - GIBSON MCELHANEY.*

**Legislative History**

10/30/14	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
11/12/14	*Special Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
11/18/14	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

- 7.14** Subject: Fee To Implement Alameda County Integrated Waste Management Plan  
From: Oakland Public Works Department  
Recommendation: Adopt An Ordinance Establishing A Fee In The Initial Amount Of \$3,240,000, Effective July 1, 2015, To Be Adjusted By Changes In The Annual Consumer Price Index, To Pay The City's Costs Of Preparing, Adopting, And Implementing The Alameda County Integrated Waste Management Plan, To Be Collected By The Mixed Materials And Organics Franchisee From Its Customers, Which Shall Reduce Said Franchise Fee By An Equal Amount And Shall Not Result In An Increase In Mixed Materials And Organics Rates

[14-0192](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON NOVEMBER 18, 2014; 7 AYES, 1 ABSENT - REID.*

**Legislative History**

11/18/14	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council
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- 7.15** Subject: Amending Residential Recycling Franchise Award & Max Service Rates  
From: Oakland Public Works Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Ordinance No. 13258 C.M.S., Which Amended Ordinance No. 13253 C.M.S. To Among Other Things, Grant A Franchise For Mixed Materials And Organics Collection Services To Waste Management Of Alameda County And Approve Maximum Service Rates For Mixed Materials And Organics Collection, Residential Recycling And Disposal Services, To: (1) Add Two (2) Contamination Rates Of \$25 And \$50 To The Maximum Service Rates For Customer Placement Of Items Other Than Those Allowed In Recycling And Organic Materials Containers And (2) Make Appropriate Findings Required By The California Environmental Quality Act; And

[14-0157](#)

*ACTION ON THESE ITEMS WILL RESULT IN FINAL PASSAGE (Second Reading) OF THE ORDINANCES.*

*INTRODUCTION (First Reading) WAS PASSED ON NOVEMBER 18, 2014; 7 AYES, 1 ABSENT - REID.*

**Legislative History**

10/30/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
11/18/14	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

2) An Ordinance Amending Ordinance No. 13254 C.M.S, Which, Among Other Things, Granted A Franchise For Residential Recycling Collection Services To California Waste Solutions, Inc., For A Term Of Ten (10) Years From July 1, 2015 Through June 30, 2025, With Two Five-Year Extension Options In 2022 And 2027, To Change The Term Of The Contract To Twenty (20) Years: July 1,2015 Through June 30, 2035, And Make Appropriate Findings Required By The California Environmental Quality Act  
[14-0173](#)

*ACTION ON THESE ITEMS WILL RESULT IN FINAL PASSAGE (Second Reading) OF THE ORDINANCES.*

*INTRODUCTION (First Reading) WAS PASSED ON NOVEMBER 18, 2014; 7 AYES, 1 ABSENT - REID.*

**Legislative History**

10/30/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
11/18/14	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

**7.16** Subject: Establish 1% For Public Art In Private Development Projects  
From: Councilmember Libby Schaaf  
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To Adopt Chapter 15.70 Public Art Requirements, Which Establishes A New Requirement Of .5% For Residential Or 1% For Nonresidential Of Private Development Project Costs For Public Art And Codifies An Existing Requirement Of 1.5% Of The City's Capital Improvement Project Costs For Public Art, Adopted By The City Council Through Ordinance No. 11086 C.M.S.  
[14-0036](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON NOVEMBER 5, 2014; 6 AYES, 2 ABSENT - BROOKS, REID.*

**Legislative History**

9/18/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
10/14/14	*Special Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
10/21/14	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Continued to the Meeting of the Oakland City Council

11/5/14	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>There were 28 speakers on this item.</i>	Approved As Amended On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council
11/18/14	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Continued to the Meeting of the Oakland City Council

- 7.17** Subject: Certifying Election Results  
From: Office Of The City Clerk  
Recommendation: Adopt A Resolution Declaring The Results Of The City Of Oakland General Municipal Election Held On Tuesday, November 4, 2014  
[14-0272](#)

*Pursuant to Rule 28(b) of Resolution 82580 C.M.S., this item was added to this agenda.*

- 7.18** Subject: Budget Advisory Committee Appointment - Jon Bauer  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jon Bauer And To The Budget Advisory Committee  
[14-0274](#)
- 7.19** Subject: Children's Fairyland Board Appointment - Ron Zeno  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Ron Zeno To The Children's Fairyland Board Of Directors  
[14-0277](#)
- 7.20** Subject: Library Advisory Commission Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Grant Inaba And Reappointment Of Shanthi Gonzales, April Harper, And Ain Bailey As Members Of The Library Advisory Commission  
[14-0278](#)
- 7.21** Subject: Oakland Housing Authority Board Appointment - Donna Griggs Murphy  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Donna Griggs Murphy To The Oakland Housing Authority Board  
[14-0279](#)

- 7.22** Subject: Civil Service Board Appointment - Lisa Charbonneau  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Lisa Charbonneau To The Civil Service Board  
[14-0280](#)
- S7.23** Subject: Bicyclist And Pedestrian Advisory Commission Reappointment  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Robert Prinz, Chris Hwang, And Ryan Chan To The Bicyclist And Pedestrian Advisory Commission  
[14-0291](#)
- S7.24** Subject: Youth Advisory Commission Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Appointing Jamyla Coleman, Eleanor Good, Takai Gingwright, Shizhou Chen, Elliot Hunt, Rebecca Dharmapalan And Mahlik Smith As Members Of The Oakland Youth Advisory Commission  
[14-0292](#)
- S7.25** Subject: Settlement Agreement - Cordova-Munoz, 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 Abel Cordova-Munoz, Et Al V. City Of Oakland, Et Al, Alameda County Superior Court Case No. RG09-489243, In The Amount Of Twenty-Five Thousand Dollars And No Cents (\$25,000.00) As A Result Of An Arrest On Or About November 9, 2008 (Oakland Police Department)  
[14-0311](#)

**Legislative History**

12/4/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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- S7.26** Subject: Settlement Agreement - Hampton, 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 Hampton, Et Al V. City Of Oakland, Et Al., United States District Court, Case No. C13-3094 DMR, City Attorney's File No. 29442, In The Amount Of Fifteen Thousand Dollars (\$15,000.00) (Oakland Police Department - Wrongful Detention)  
[14-0313](#)

**Legislative History**

12/4/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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**S7.27** Subject: Appropriation Of Regional Measure 2 Safe Routes To Transit Funds  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, The Director Of Public Works, Or The Assistant Director, Bureau Of Engineering And Construction, To Execute Agreements With BART, Fourth Bore Coalition, And Metropolitan Transportation Commission (MTC) For The SR2T Grant Funds And To Accept And Appropriate: 1) Four Hundred Seventy-Two Thousand Dollars (\$472,000.00) In Regional Measure 2 (RM-2) Safe Routes To Transit (SR2T) Funds; 2) Eighteen Thousand Dollars (\$18,000.00) Matching Funds From BART; And 3) Fifty Thousand Dollars (\$50,000.00) Matching Funds From Fourth Bore Coalition; To Fund Pedestrian And Bicycle Access And Safety Improvement Around Rockridge BART Station, And At The Intersections Of College Avenue/Keith Avenue And College Avenue/Miles Avenue  
[14-0214](#)

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
12/2/14	*Special Public Works Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

**S7.28** Subject: 5107 Broadway Major Encroachment Permit  
From: Planning & Building Department  
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Merrill Gardens At Rockridge LLC To Allow Fourteen Tie Backs To Encroach Into The Public Right-Of-Way Along The Building's Frontage At 5107 Broadway  
[14-0215](#)

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
12/2/14	*Special Public Works Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

**S7.29** Subject: Construction Extension  
From: President Pro Tempore Rebecca Kaplan  
Recommendation: Adopt A Resolution (A) Extending Until December 31, 2015 The Expiration Date Of Permits Issued Under The Authority Of Title 17 Of The Oakland Municipal Code (Planning Code), Creek Protection Permits Issued Under The Authority Of Chapter 13.16 Of The Oakland Municipal Code, And Development-Related Tree Protection Permits Issued Under The Authority Of Chapter 12.36 Of The Oakland Municipal Code That Otherwise Would Expire On Or Prior To January 1, 2015 Or During 2015, Upon Request And Payment Of The Administrative Fee And (B) Memorializing The Long-Standing Practice Of Extending The Time Frame For Land Use Related Permits That Have Been Litigated In Court By The Length Of The Litigation Period  
[14-0145](#)

**Legislative History**

10/23/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
12/2/14	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve as Amended the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council

*The Committee approved recommendations as amended to include the following revisions:*

- 1) Delete section B of the Resolution title;*
- 2) Delete the last further resolved in resolution; and*
- 3) Add the following: FURTHER RESOLVED Any project such seeking an extension will be subject to and agree to pay any development impact fees determined by the city council, unless a vested interest is obtained prior to the impact fee adoption date and such project is diligently pursued toward completion is reasonably determined by the director of planning.*

**S7.30** Subject: Sale Of Surplus Lot On Tunnel Road  
From: Economic & Workforce Development Department  
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A Purchase And Sale Agreement For The Sale Of A City-Owned Surplus Vacant Lot APN: 048H-7520-066 Located On The West Side Of Tunnel Road Next To 2245 Tunnel Road To Zafer Yasa For Two Hundred Thousand Dollars (\$200,000) And Authorizing The City Administrator To Enter Into A Purchase And Sales Agreement For This Sale.  
[14-0218](#)

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON JANUARY 6, 2015.*

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
12/2/14	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council

**S7.31** Subject: Definition Of Deferred Maintenance  
From: Housing & Community Development Department  
Recommendation: Adopt A Resolution Amending Rent Adjustment Regulations,  
Appendix A, Sections 10.1 And 10.2.2 To Address Excluding The Costs Of Deferred  
Maintenance From Capital Improvement And Housing Service Costs Rent Increases  
[14-0216](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
12/2/14	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council

**S7.32** Subject: Contract For Impact Fee Nexus Study  
From: Planning & Building Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To  
Negotiate And Execute A Professional Services Agreement With Hausrath Economics  
Group For Preparation Of An Impact Fee Nexus Study And Implementation Strategy In  
An Amount Of One Million One Hundred Thousand Dollars (\$1,100,000); And To Apply  
For, Accept And Appropriate Grant Funds Should They Become Available For The  
Same Stated Purpose, And To Increase The Contract Amount To Reflect Additional  
Grant Funds Obtained Without Returning To Council  
[14-0210](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
12/2/14	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council

**S7.33** Subject: 2014 Community Oriented Policing Services (COPS) Grant  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, On Behalf Of The City Of Oakland To (1) Accept And Appropriate Grant Funds In An Amount Not To Exceed One Million Eight Hundred Seventy-Five Thousand Dollars (\$1,875,000) From The U.S. Department Of Justice, Office Of Community Oriented Policing Services (USDOJ/COPS) To Fund The Entry-Level Salary And Fringe Benefits Costs Of Fifteen (15) Full-Time Equivalent (FTE) Police Officers Positions For A Thirty-Six Month Period From September 1, 2014 Through August 31, 2017; (2) Appropriate Said Funds To The Oakland Police Department (OPD); (3) Authorize An Appropriation Of Eight Million Seven Hundred Seventy-Four Thousand Nine Hundred Forty-Four Dollars (\$8,774,944) From The Undesignated General Purpose Fund To OPD's Baseline Budget To Cover The Local Cash Match Requirement And Central Services Overhead Cost  
[14-0220](#)

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
12/2/14	*Special Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

*There was one speaker on this item.*

**S7.34** Subject: Housing, Residential Rent And Relocation Board Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jessica "Jessie" Warner, Tyfahra D. Singleton And Thomas Cameron And Reappointment Of Noah Frigault To The Housing, Residential Rent And Relocation Board  
[14-0314](#)

**S7.35** Subject: Approving Final Map For Tract No. 8176 At 857-867 West Grand Avenue  
From: Planning & Building Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Conditionally Approving A Final Map For Tract No. 8176 Located At 857-867 West Grand Avenue For A Six Lot Residential Subdivision For Flatlands Development LLC; And

[14-0227](#)

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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2) Resolution Authorizing The City Administrator Or His Designee To Enter Into A Subdivision Improvement Agreement With Flatlands Development LLC For Deferred Construction Of Public Infrastructure Improvements As A Condition To Final Map Approval For Tract No. 8176 Located At 857-867 West Grand Avenue  
[14-0228](#)

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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**S7.36** Subject: Approving Final Map For Tract No. 8196 At 4425 Piedmont Avenue  
From: Planning & Building Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) Resolution Conditionally Approving A Final Map For Tract No. 8196 Located At 4425 Piedmont Avenue For A Seven Lot Subdivision For 4425 Piedmont LP; And  
[14-0229](#)

2) Resolution Authorizing The City Administrator Or His Designee To Enter Into A Subdivision Improvement Agreement With 4425 Piedmont LP For Deferred Construction Of Public Infrastructure Improvements As A Condition To Final Map Approval For Tract No. 8196 Located At 4425 Piedmont Avenue  
[14-0230](#)

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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**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: Rockridge Business Improvement District Annual Report  
From: Economic & Workforce Development Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Confirming The Annual Report Of The Rockridge Business Improvement District Advisory Board And Levying The Annual Assessment For The Rockridge Business Improvement District For Fiscal Year 2015-2016  
[14-0275](#)

- 9.2** Subject: Montclair Business Improvement District Annual Report  
From: Economic & Workforce Development Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Confirming The Annual Report Of The Montclair Business Improvement District Advisory Board And Levying The Annual Assessment For The Montclair Business Improvement District For Fiscal Year 2015-2016  
[14-0276](#)
- 9.3** Subject: 2015 - 2023 Housing Element  
From: Planning & Building Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Adopting The 2015-2023 Housing Element As A General Plan Amendment To The Oakland General Plan And Adopting The Addendum To The Previous CEQA Documents, As Recommended By The City Planning Commission  
[14-0217](#)

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
12/2/14	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council

- 9.4** Subject: Assessment Of Liens For Delinquent Garbage Fees  
From: Finance Department  
Recommendation: Conduct A Public Hearing On Delinquent Garbage Fees For April/May/June 2014 Monthly Accounts And July-August-September 2014 Quarterly Accounts And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:
- 1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or  
[14-0245](#)
- 2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Garbage Service Fees And The Recordation Of Liens With Administrative And Assessment Charges As Necessary-Pursuant To Chapter 8.28 Of The Oakland Municipal Code; Or  
[14-0248](#)

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Garbage Service Fees And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection

[14-0249](#)

Legislative History

11/20/14

\*Rules & Legislation  
Committee

Scheduled to the Meeting of the Oakland  
City Council

**9.5** Subject: Assessment Of Liens For Delinquent Business Taxes

From: Finance Department

Recommendation: Conduct A Public Hearing On The Assessment Of Liens For Delinquent Business Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Confirming The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges To Be Turned Over To The County Tax Collector For Collection; Or

[14-0250](#)

2) A Resolution Continuing Hearing On Reports Of The City Administrator On The Delinquent Business Taxes And The Confirming Of The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code; Or

[14-0251](#)

3) A Resolution Overruling Protests And Accepting And Confirming Reports Of The City Administrator On The Delinquent Business Taxes And Confirming The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges To Be Turned Over To The County Tax Collector For Collection

[14-0252](#)

Legislative History

11/20/14

\*Rules & Legislation  
Committee

Scheduled to the Meeting of the Oakland  
City Council

- 9.6** Subject: Assessment Of Liens For Delinquent Real Property Transfer Taxes  
From: Finance Department  
Recommendation: Conduct A Public Hearing On The Assessment Of Liens For Delinquent Real Property Transfer Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

[14-0253](#)

2) A Resolution Continuing Hearing On Reports Of The City Administrator On The Delinquent Business Taxes And The Confirming Of The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code; Or

[14-0254](#)

3) A Resolution Overruling Protests And Accepting And Confirming Reports Of The City Administrator On The Delinquent Business Taxes And Confirming The Recordation Of Liens, Administrative Charges And Assessment Charges As Necessary - Pursuant To Title 5, Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges To Be Turned Over To The County Tax Collector For Collection

[14-0255](#)

**Legislative History**

11/20/14

\*Rules & Legislation  
Committee

Scheduled to the Meeting of the Oakland  
City Council

- 9.7** Subject: Assessment Of Liens For Delinquent Transient Occupancy Taxes  
From: Finance Department  
Recommendation: Conduct A Public Hearing On The Assessment Of Liens For Delinquent Transient Occupancy Taxes And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Transient Occupancy Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.24 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

[14-0256](#)

2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Transient Occupancy Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.24 Of The Oakland Municipal Code; Or  
[14-0257](#)

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Transient Occupancy Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary - Pursuant To Chapter 4.24 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection  
[14-0258](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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**ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

**S10** Subject: Ban Of Bullhook Use On Elephants  
From: Councilmembers Gallo And Kalb  
Recommendation: Adopt An Ordinance Amending Titles 1 And 6 Of The Oakland Municipal Code To Add Provisions Prohibiting In The City Of Oakland The Use Of A Bullhook, Ankus, Or Other Implement Or Tool Designed To Inflict Pain On Elephants To Train Them Or Control Their Behavior, And Prohibiting The Use Of Baseball Bats, Axe Handles Or Pitchforks To Train And/Or Control Elephants  
[14-0131](#)

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON JANUARY 6, 2015.*

Legislative History

10/16/14	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
12/2/14	*Special Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

*There were 80 speakers on this item.*

- 11 Subject: Increasing The Salary Of The Director Of Animal Services Classification  
From: Office Of The City Administrator  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance  
No. 12187 C.M.S. ("Salary Ordinance") To Increase The Salary Of The Director Of  
Animal Services Classification  
[14-0168](#)

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON JANUARY 6, 2015.*

**Legislative History**

10/30/14	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
11/12/14	*Special Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
		<i>The Committee also requested a supplemental report further clarifying the salary justifications.</i>
11/18/14	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Continued to the Meeting of the Oakland City Council

**12 Item 12, Approving Final Map For Tract No. 8176 At 857-867 West Grand Avenue, has been  
moved to the Consent portion of the agenda and renumbered as Item S7.35.**

**13 Item 13, Approving Final Map For Tract No. 8196 At 4425 Piedmont Avenue, has been  
moved to the Consent portion of the agenda and renumbered as Item S7.36.**

- 14 Subject: Lake Merritt Station Area Plan And Related Actions  
From: Planning & Building Departmen  
Recommendation: Adopt An Ordinance, Amending The Oakland Planning Code To  
Create The D-LM Lake Merritt Station Area District Zone Regulations And Make  
Conforming Changes To Other Planning Code Sections, As Well As Adopting Zoning  
And Height Area Maps  
[14-0121-1](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON NOVEMBER 18, 2014; 8 AYES.*

**Legislative History**

10/16/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
11/18/14	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

- 15 Subject: Oakland Zoo Conservation Easement  
From: Planning & Building Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance, Which Was Considered By The Parks And Recreation Advisory Commission, Granting A 53-Acre Conservation Easement In Knowland Park, Located At 9777 Golf Links Road, To Protect The Alameda Whipsnake, Which Further Implements The June 2011 California Trail Exhibit Project Approvals, Conditions Of Approval And Mitigation Measures And Authorizing The City Administrator To Take Any And All Actions Necessary To Implement The Conservation Easement Without Returning To Council (CEQA Determination: Reliance On Previously Approved 2011 Subsequent Mitigated Negative Declaration/Addendum)  
[14-0158](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON NOVEMBER 18, 2014; 6 AYES, 2 NO - KALB, KAPLAN.*

**Legislative History**

10/30/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
11/12/14	*Special Community & Economic Development Committee <i>There were 68 speakers on this item</i>	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
11/18/14	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

- 16** Subject: Government Ethics Act  
From: Councilmember Dan Kalb And The Office Of The City Attorney  
Recommendation: Adopt A "Government Ethics Act" Ordinance (A) Adopting And Expanding Local Oversight Over Ethical Requirements Regarding Conflicts Of Interest, Revolving Door, Use Of City Resources For Private Gain, Gifts, City Officers Contracting With The City, And Other Ethics Issues; (B) Adopting And Expanding State Governmental Ethics Laws Applicable To Local Government Officials And Public Servants; (C) Granting The Public Ethics Commission Authority To Impose Penalties For Violations Of Certain Charter Provisions Including Sections 218 (Noninterference In Administrative Affairs) And 907 (Nepotism); (D) Requiring That The Public Ethics Commission Provide Training, Advice And Assistance Regarding Compliance With The Act; And (E) Authorizing The Commission To Impose Penalties And Fines For Violations [TITLE CHANGE]

[14-0078](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON NOVEMBER 18, 2014; 7 AYES, 1 ABSENT - REID.*

**Legislative History**

10/16/14	*Rules & Legislation Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
11/18/14	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

- 17** Subject: Establishing A Rainy Day Policy And Consolidated Fiscal Policy  
From: Office Of The City Administrator And Councilmember Schaaf  
Recommendation: Adopt An Ordinance Amending The City Of Oakland Financial Policies, To Establish A New Rainy Day Policy And Consolidating All Fiscal Policies Into The City Of Oakland Consolidated Fiscal Policy

[14-0120](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON NOVEMBER 18, 2014; 5 AYES, 3 ABSENT - BROOKS, GALLO, REID.*

**Legislative History**

10/16/14	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
10/28/14	Concurrent Meeting of the Oakland Redevelopment Successor Agency and Finance and Management Committee	Continued to the *Finance & Management Committee

10/30/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
11/12/14	*Special Finance & Management Committee	Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council  <i>The Mayor, City Administrator and/or designee will meet and discuss the key features of the Mayor's proposed draft budget with these labor unions, which represent city employees as duly authorized representatives for the respective bargaining units, in accordance with applicable state labor law, provided the labor unions can respond within the timeline required.</i>  <i>The timeline may be restricted and may require short notice. Reasonable notice shall be provided. Further, information contained in the Mayor's budget prior to release is in draft form and subject to change before a final version is released to the City Council and the public.</i>
11/18/14	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

**S18** Subject: Resolution Awarding Contract To Sans Digital  
From: Finance Department  
Recommendation: Adopt A Resolution Awarding A Contract To Sans Digital, A Corporation, To Furnish A Video File Delivery And File Sharing Network System, In An Amount Not To Exceed One Hundred Thousand, Two Hundred Twenty-Three Dollars And Sixty-One Cents (\$100,223.61), In Accordance With Specification No. 14-206-89/Request For Quotation (RFQ) No. 5052 And The General Conditions Therfor On File In Purchasing According To Its Bid Filed With The City On May 5, 2014.

[14-0167](#)

Legislative History

10/30/14	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
12/2/14	*Special Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council

**S19** Subject: HRA Administrator Contract With ICMA-RC  
From: Human Resources Management Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Execute A Three (3) Year Contract (January 1, 2015 To December 31,2017) With One Option To Extend For An Additional Two (2) Year Term, With ICMA-RC, For Plan Administration Services Of A Health Reimbursement Account (HRA) Under An Agreed Upon Fee Structure To Be Paid By Individual Account Participants And Waiving Advertising And The Request For Proposals/Qualifications Process

[14-0234](#)

Legislative History

11/20/14	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
12/2/14	*Special Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council

**S20** Subject: Setting The Salary For The Newly Elected City Auditor  
From: Office Of The City Administrator And Council President Kernighan  
Recommendation: Adopt A Resolution Setting The Salary For The Newly Elected City  
Auditor Of The City Of Oakland Pursuant To The Oakland City Charter, Article Iv,  
Section 403, Effective 2015  
[14-0271](#)

Legislative History

12/2/14	*Special Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council
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**S21** Subject: Emeryville-Berkeley-Oakland Transit Study  
From: Planning & Building Department  
Recommendation: Receive A Report And Provide Possible Direction To Staff To  
Endorse And/Or Provide Comments To The City Of Emeryville, As The Lead Agency,  
In Response To The Draft Emeryville-Berkeley-Oakland Transit Study (EBOTS)  
[14-0191](#)

Legislative History

11/18/14	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Continued to the *Public Works Committee
12/2/14	*Special Public Works Committee	Received and Forwarded to the Meeting of the Oakland City Council <i>The Committee received and forwarded the report with the following recommendations:</i>

- 1. Do not recommend metal-rail streetcars;*
- 2. Route should go to shops on Shellmound not Hollis in Emeryville;*
- 3. Route should not impede freight transportation; and*
- 4. Encourage partnership with AC Transit.*

*The Committee also directed staff to review the short and mid-term plans, and if  
implemented, provide analysis of the impact on development in North Oakland  
along the San Pablo corridor.*

*There were 5 speakers on this item.*

**S22** Subject: Telegraph Avenue Complete Streets Plan  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution Authorizing The Removal Of Travel Lanes And  
The Installation Of Bicycle Lanes On Telegraph Avenue From 19th Street To 41st  
Street, Making Associated Traffic Safety And Operational Improvements, And  
Committing To Future Study Of A Continuous Bikeway For The Area From 41st Street  
To 57th Street

[14-0212](#)

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
12/2/14	*Special Public Works Committee	Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

*The Committee approved recommendations as amended to amend the second to last further resolved to read as follows: "FURTHER RESOLVED: That the City Council authorizes a continuous, dedicated bikeway for the area from 41st Street to 57th Street, including the reconfiguration of the Telegraph Avenue / Shattuck Avenue intersection, and directs staff to study and conduct extensive community outreach on how best to implement the bikeway and reconfiguration to become a complete street and to seek all potential funding sources to support technical design assistance and a focused community outreach program on this matter; and be it"*

*There were 9 speakers on this item.*

**S23** Subject: Soft Story Seismic Retrofit Program Update  
From: Councilmember Dan Kalb And The Office Of The Mayor  
Recommendation: Receive An Informational Report On The Progress Of Soft Story  
Seismic Retrofit Program

[14-0262](#)

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
12/2/14	*Special Public Works Committee	Continued to the Meeting of the Oakland City Council

- S24** Subject: Real Property Acquisition And Disposition  
From: Economic & Workforce Development Dept. & City Attorney  
Recommendation: Adopt An Ordinance Updating And Revising The City's Real  
Property Acquisition And Disposition Laws, And Codifying Such Laws Into The  
Oakland Municipal Code  
[14-0162](#)

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON JANUARY 6, 2015.*

**Legislative History**

10/30/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
12/2/14	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council

- S25** Subject: Establish Policy To Lease, Rather Than Sell, City Property  
From: Offices Of The City Administrator And City Attorney, And Councilmember  
Gibson McElhaney  
Recommendation: Adopt A Resolution Establishing A General Policy To Lease,  
Rather Than Sell, City Property  
[14-0175](#)

**Legislative History**

10/30/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
11/20/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
12/2/14	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council

**S26** Subject: Oakland Army Base Amendments  
From: Office Of The City Administrator  
Recommendation: Adopt The Following Pieces Of Legislation:

1) Ordinance Authorizing The City Administrator To Negotiate And Execute A Third Amendment To The Army Base Gateway Redevelopment Project Lease Disposition And Development Agreement ("LDDA") With Prologis CCIG Oakland Global, LLC ("Developer") Substantially In Conformance With The Attached Term Sheet, Without Returning To The City Council, To: (1) Divide The Central Gateway Between Developer Affiliates Prologis, L.P. ("Prologis") And CCIG Oakland Global, LLC ("CCIG"); (2) Exclude From The Central Gateway Ground Lease An Approximately 14.63 Acre Parcel Known As Mh-1; (3) Change The Central Gateway Lessee To Prologis; (4) Negotiate And Execute A New Ground Lease With CCIG For The Mh-1 Parcel; (5) Provide The Option To Lease The East Gateway Parcels, Cel And Ce2, In Separate Phases; And (6) Amend The Leases As Necessary To Reflect The Term Sheet ; And

[14-0235](#)

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON JANUARY 6, 2015.*

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
12/2/14	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the * Special Meeting of the Oakland City Council

2) Resolution Authorizing The City Administrator To Negotiate And Execute, Without Returning To The City Council, A Rail Access Agreement And Related Agreements With The Port Or Oakland For A Term Up To 66 Years, To Enable Shared Rail Access For The City's Development At The Former Oakland Army Base; And

[14-0236](#)

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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3) An Ordinance Authorizing The City Administrator To Negotiate And Execute, Without Returning To The City Council, An Amendment To The Lease Between The City And Port Of Oakland For Berth 9 Dated June 28,2013 To Extend The Term Up To March 2020, Expand The Use And Lease Premises, And Include Additional Related Amendments; And

[14-0237](#)

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON JANUARY 6, 2015.*

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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4) An Ordinance Authorizing The City Administrator To Negotiate And Execute, Without Returning To The City Council, An Agreement And Related Lease And Sublease With CCIG Oakland Global, LLC And/Or Caltrans, Regarding Caltrans': (1) Move From The West Gateway At The Former Oakland Army Base To City-Owned Land At The Base Commonly Known As Mh-1; And (2) Sublease From The City Of Berth 9 At The Port Of Oakland; And

[14-0238](#)

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON JANUARY 6, 2015.*

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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5) An Ordinance, Authorizing The City Administrator To Negotiate And Execute, Without Returning To The City Council, An Amendment To The Memorandum Of Agreement With East Bay Municipal Utility District And CCIG Oakland Global, LLC, Substantially In Conformance With The Attached Term Sheet, Relating To Property Rights, Timing And Construction Of Engineers Road In The Former Oakland Army Base

[14-0239](#)

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON JANUARY 6, 2015.*

**Legislative History**

11/20/14	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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**S27** Subject: State Legislative Activities & Proposed 2015 State Legislative Priorities  
From: Council President Patricia Kernighan  
Recommendation: Receive An Informational Report On 2014 State Legislative  
Activities, Accomplishments And Proposed 2014-2015 State Legislative Priorities  
[14-0129](#)

Legislative History

10/16/14	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
12/4/14	*Rules & Legislation Committee	Received and Forwarded to the Meeting of the Oakland City Council

**S28** Subject: Granicus Boards And Commissions  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or  
Designee To Execute A Contract Amendment With Granicus, Inc To Host A  
Web-Based Application To Manage Boards And Commissions Activities In An Annual  
Amount Not To Exceed Sixteen Thousand Eight Hundred Dollars (\$16,800) For A  
Period Of 3 Years, For An Additional Total Contract Amount Of Fifty Thousand Four  
Hundred Dollars (\$50,400), With Two One Year Options To Extend The Term Of The  
Contract  
**14-0315**

Legislative History

12/4/14	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland 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)**

**Americans With Disabilities Act**

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MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM 8:30 A.M. TO 5:00 P.M.