



# 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 - FINAL

### 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, January 6, 2015

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; Annie Campbell Washington, District 4; Noel Gallo, District 5; Lynette Gibson McElhaney, District 3; Abel J. Guillèn, District 2; Dan Kalb, District 1; Rebecca Kaplan, At-Large; Larry Reid, District 7*

3 OPEN FORUM / CITIZEN COMMENTS (Time Available: 15 Minutes)

4 ACTIONS ON SPECIAL ORDERS OF THE DAY  
(Ceremonial Presentations, Reports/Presentations From The Mayor, Council Acknowledgements/Announcements):

- 4.1 Subject: Recognizing First New Jerusalem Missionary Baptist Church  
From: Councilmember Noel Gallo  
Recommendation: Adopt A Resolution Recognizing First New Jerusalem Missionary Baptist Church For Their Outstanding Leadership In Education And Community Development For The Children And Families Of Oakland  
[14-0132](#)

Attachments: [View Report.pdf](#)

- 4.2 Subject: Honoring Interim Assistant City Administrator Arturo Sanchez  
From: Vice Mayor Reid  
Recommendation: Adopt A Resolution Honoring Interim Assistant City Administrator Arturo M. Sanchez For 13 Years Of Exemplary Service To The City Of Oakland  
[14-0318](#)

Attachments: [View Report.pdf](#)

- 4.3 Subject: Earthquake Brace + Bolt: Funds To Strengthen Your Foundation  
From: Council President Patricia Kernighan And Vice Mayor Larry Reid  
Recommendation: Receive A Presentation By The California Residential Mitigation Program Regarding "Earthquake Brace + Bolt: Funds To Strengthen Your Foundation"  
[14-0263](#)

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**5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETINGS OF DECEMBER 9, 2014 AND DECEMBER 16, 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  
[14-0332](#)

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- 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  
[14-0333](#)

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

- 7.3 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](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 9, 2014; 8 AYES.*

- 7.4 Subject: Honoring City Administrator Analyst Jim Bondi  
From: Vice Mayor Reid  
Recommendation: Adopt A Resolution Honoring City Administrator Analyst Jim Bondi For Over 12 Years Of Exemplary Service To The City Of Oakland  
[14-0319](#)

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- 7.5 Subject: Commending California Waste Solutions  
From: Council President Kernighan And Councilmember Gibson Mcelhaney  
Recommendation: Adopt A Resolution Commending California Waste Solutions  
[14-0321](#)

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

- 7.6** Subject: Amendments To The FY 2014-15 Midcycle Budget  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Amending The City Of Oakland's FY 2014-15 Midcycle Budget, Which Was Adopted Pursuant To Resolution No. 85085 C.M.S. On July 1, 2014 And Amended By Resolution 85281 C.M.S. On November 18, 2014 To Set-Aside FY 2014-15 General Purpose Fund Expenditures In An Amount Not To Exceed \$1,185,155 From Undesignated Fund Balance For Oakland Parks And Recreation Reserve For Youth Program (\$800,000) And Oakland Public Library Reserve (\$385,155)

[14-0264](#)

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- 7.7** Subject: Granicus Boards And Commissions  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Waiving Advertising, Bidding And Request For Proposals/Qualifications ("RFP/Q") Competitive Selection Requirements And 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](#)

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

- 7.8** Subject: Citywide Curb Ramps And Sidewalk Repair Project  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution Awarding A Construction Contract To Rosas Brothers Construction, The Lowest Responsive, Responsible Bidder, In Accordance With Plans And Specifications For Citywide Curb Ramps And Sidewalk Repair (Project No. C428013) And With Contractor's Bid In The Amount Of Nine Hundred Thirty Eight Thousand Six Hundred Six Dollars And Eighty Cents (\$938,606.80)

[14-0305](#)

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**7.9** Subject: 2014 On-Call Transportation Engineering Services  
From: Oakland Public Works Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, Or Designee To Enter Into Professional Services Agreements For On-Call Transportation Engineering Services In The Amount Of Two Hundred Thousand Dollars (\$200,000) Each To Four Tier I Firms Including 1) Stantec Consulting Services, Inc., 2) Whitlock & Weinberger Transportation, Inc., 3) Sandis Civil Engineers Surveyors Planners, And 4) Spokemore Consulting; And

[14-0306](#)

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2) A Resolution Authorizing The City Administrator, Or Designee To Enter Into Professional Services Agreements For On-Call Transportation Engineering Services In The Amount Of Five Hundred Thousand Dollars (\$500,000) Each To Eight Tier II Firms Including 1) Fehr & Peers, 2) AECOM USA, Inc., 3) Kimley-Horn And Associates, 4) Wood Rodgers, Inc., 5) DKS Associates, 6) RBF Consulting, 7) Kittelson & Associates, Inc., And 8) TJKM Transportation Consultants

[14-0317](#)

**7.10** Subject: Facade & Tenant Improvement Program Professional Services Agreement  
From: Economic Workforce And Development Department  
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator, Or His Designee, To Increase The Total Amount For The Façade And Tenant Improvement Program Professional Services Agreement For Design Services By \$220,000 Using Bond Funds; And, 2) Authorizing The City Administrator, Or His Designee, To Amend The Facade And Tenant Improvement Program Professional Services Agreement's Time Of Performance

[14-0300](#)

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**7.11** Subject: Raiders Ticket Surcharge Budget Changes And Transfer  
From: Oakland Parks & Recreation Department  
Recommendation: Adopt A Resolution Decreasing Estimated Revenue And Offsetting Expenditures From The 2013 Raiders Ticket Surcharge To Reflect Actual Revenues Collected And Authorizing A Transfer Of \$148,467.66, Which Is The Actual Revenue Collected, From The Non-Departmental Citywide Activities Budget To The Oakland Parks And Recreation Budget To Benefit Citywide Youth Activities

[14-0221](#)

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

- 7.12** Subject: Authorizing A License Agreement With Montclair Tennis Association  
From: Oakland Parks & Recreation Department  
Recommendation: Adopt An Ordinance Authorizing A License Agreement With The Montclair Tennis Association For Use Of Tennis Courts And Other Property At Montclair Park For A Five Year Term With Two Three-Year Options To Renew Without Returning To Council  
[14-0302](#)

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON JANUARY 20, 2015.*

- 7.13** Subject: Settlement Agreement of Brenda Bailey v. City of Oakland, et al.  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Brenda Bailey v. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG13695039, City Attorney's File No. 29239, For A Sum Not To Exceed Twenty-Two Thousand Five Hundred Dollars And No Cents (\$22,500.00) (Public Works - Dangerous Condition)  
[14-0331](#)

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

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

- 7.14** Subject: Oakland Redevelopment Successor Agency FY 2013-2014 Annual Report  
From: Economic & Workforce Development Department  
Recommendation: Receive An Informational Report Presenting The Oakland Redevelopment Successor Agency (ORSA) Fiscal Year 2013-2014 Annual Reports On Blight, Loans, Property, And Time Limits In Accordance With The Reporting Requirements Of The California Community Redevelopment Law  
[14-0213](#)

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

- 7.15** Subject: Settlement Agreement - Aرسالاي, Et Al. v. City Of Oakland, Et Al.  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Mohammed Harun Aرسالاي, Et Al. v. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG11545214, City Attorney's File No. 28044 In The Amount Of Forty Thousand Dollars (\$40,000.00) (Oakland Police Department Battery/Negligence)  
[14-0340](#)

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

**8 ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION &  
DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS**

**COMMENCING AT 6:30 P.M., OR AS SOON AS REASONABLY PRACTICABLE  
THEREAFTER, THE NON - CONSENT CALENDAR PORTION OF THE AGENDA:**

**9 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING  
REQUIREMENTS:**

**ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

**10 THIS NUMBER INTENTIONALLY NOT USED**

- 11** Subject: State Legislative Activities & Proposed 2015 State Legislative Priorities  
From: Council President Patricia Kernighan  
Recommendation: Receive A Report On 2014 State Legislative Activities And  
Accomplishments, And Take Possible Action On Proposed 2014-15 State Legislative  
Priorities [TITLE CHANGE]  
[14-0129](#)

**Attachments:** [View Report.pdf](#)  
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- 12** 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](#)

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- 13** 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](#)

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

- 14 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](#)

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

- 15 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](#)

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

- 16 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](#)

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

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- 17 Subject: Budget Advisory Committee Appointment - Jon Bauer  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jon Bauer To The Budget Advisory Committee

[14-0274](#)

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

- 18 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](#)

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



- 19 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 Shanthy Gonzales, April Harper, And Ain Bailey As Members Of The Library Advisory Commission  
[14-0278](#)  
**Attachments:** [View Report.pdf](#)
- 20 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](#)  
**Attachments:** [View Report.pdf](#)
- 21 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](#)  
**Attachments:** [View Report.pdf](#)  
[View Supplemental Report.pdf](#)
- 22 Subject: Youth Advisory Commission Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Appointing Jamila Coleman, Eleanor Good, Takai Ginwright, Shizhou Chen, Elliot Hunt, Rebecca Dharmapalan And Mahlik Smith As Members Of The Oakland Youth Advisory Commission  
[14-0292](#)  
**Attachments:** [View Report.pdf](#)
- 23 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](#)  
**Attachments:** [View Report.pdf](#)

- 24** Subject: Confirmation Of City Council President's Committee & Chair Appointments  
From: Council President Kernighan  
Recommendation: Adopt A Resolution Pursuant To The Council's Rules Of Procedure (Resolution No. 82580 C.M.S.) To Confirm The City Council President's Appointments Of The Members And Chairpersons Of The Following Committees: Finance And Management, Public Works, Community And Economic Development, Life Enrichment, Public Safety, Rules And Legislation, And Education Partnership  
[14-0226](#)

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

- 25** Subject: Lexipol  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To 1) Negotiate And Enter Into A One-Year Contract With Lexipol, LLC, In An Amount Not To Exceed \$217,908 With The Option To Renew The Subscription Services In The Amount Of \$50,408 Per Year For Up To Four Additional Years, For Law Enforcement Policy Management Services For The Oakland Police Department, For A Total Contract Amount Not To Exceed \$419,540; And 2) Waive The Local/Small Local Business Enterprise Program (L/SLBE)  
[14-0308](#)

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

- 26** Subject: Annuitization & Termination Of Oakland Municipal Employees' Retirement System  
From: Finance Department  
Recommendation: Adopt The Following Pieces Of Legislation:

(1) Ordinance Amending The Oakland Municipal Employees' Retirement System To Meet All Requirements Of The Internal Revenue Code Applicable To The Oakland Municipal Employees' Retirement System ; And  
[14-0327](#)

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

(2) Ordinance To Terminate The Oakland Municipal Employees' Retirement System Pursuant To Section 2017 Of Article Xx Of The Charter Of The City Of Oakland  
[14-0328](#)

*ACTION ON THESE ITEMS WILL RESULT IN INTRODUCTION (First Reading) OF THE ORDINANCES.*

*FINAL PASSAGE (Second Reading) WILL OCCUR ON JANUARY 20, 2015.*

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

## CONTINUATION OF OPEN FORUM

**ADJOURNMENT OF COUNCIL SESSION**

**(Meeting Shall Conclude No Later Than 12:00 A.M., Unless Extended By Majority Vote  
Of The Council)**

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sensitivities, please refrain from wearing strongly scented products to meetings.**

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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.**