



City of Oakland

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

Meeting Minutes

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

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

Monday, June 22, 2015

5:00 PM

City Council Chamber, 3rd Floor

1 PLEDGE OF ALLEGIANCE

The Concurrent Meeting of the Oakland City Council and Successor Redevelopment Agency was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 5:45 P.M.

2 ROLL CALL / CITY COUNCIL

The Roll Call was modified to note Councilmember Campbell Washington absent at 11:20 p.m.

Present 8 - Desley Brooks, Annie Campbell Washington, Noel Gallo, Abel J. Guillén, Dan Kalb, Rebecca Kaplan, Laurence E. Reid, and Lynette Gibson McElhaney

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

There were 34 Open Forum speakers.

4 ACTIONS ON SPECIAL ORDERS OF THE DAY

Councilmember Brooks took a point of personal privilege and requested that the meeting be adjourned in memory of Jose Duenas. Councilmembers Gallo, Guillen, Kaplan and McElhaney requested association with this adjournment.

Councilmember Gallo took a point of personal privilege and requested that the meeting be adjourned in memory of Antonio Gonzalez.

Councilmember Kaplan took a point of personal privilege and requested that the meeting be adjourned in memory of the nine killed in Charleston, SC: Rev. Clementa Pinckney, Rev. Sharonda Singleton, Dr. Daniel L. Simmons, Rev. DePayne Middleton-Doctor, Ethel Lee Lance, Cynthia Hurd, Myra Thompson, Tywanza Sanders and Susie Jackson.

Councilmember Kaplan took a point of personal privilege and requested that the meeting be adjourned in memory of the voting rights activists on the 51st anniversary of their murder: James Chaney, Andrew Goodman and Michael Schwerner.

5 THIS NUMBER NOT USED

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 Items, Reconsiderations, Pull Items Held In Committee:

7 CONSENT CALENDAR (CC) ITEMS

There was one speaker on the Consent Calendar.

Approval of the Consent Agenda

A motion was made by Reid, seconded by Gallo, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhaneey

- 7.1 Subject: Fruitvale Transit Village Phase II
From: Economic Workforce And Development Department
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A Lease Disposition And Development Agreement, A Sixty-Six (66) Year Ground Lease And Related Documents (Collectively "LDDA") Between The City Of Oakland And The Spanish Speaking Unity Council Of Alameda County, Inc. And L & M Development Partners, Inc. For Development Of Mixed-Income Housing Located On APN 033-2177-021 At 35th Avenue And East 12th Street; On The June 22, 2015 Special City Council Agenda
[14-0959](#)

Attachments: [View Report.pdf](#)
[13313 CMS.pdf](#)

This Ordinance was Approved for Final Passage.

7.2 Subject: Municipal Code Amendments For Zero Waste Implementation
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Oakland Municipal Code Chapter 8.28 ("Solid Waste Collection And Disposal And Recycling"), To Implement The Zero Waste System Design And Zero Waste Collection Services Franchise Contracts, By: 1) Establishing A Nuisance Abatement Process To Address Failures To Ensure Proper Handling Of Solid Waste; 2) Restricting Collection Of Commercial Organic Materials To Authorized Collectors; 3) Changing Definitions And Other Provisions To Allow For Regulation Of Commercial Recyclers And Non-Exclusive Franchise Haulers Of Construction And Demolition Debris, And 4) Conforming The New Zero Waste System To The Zero Waste Collection Services Franchises Awarded By City Council, Services To Begin July 1, 2015; And

[14-0961](#)

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[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)
[13314 CMS.pdf](#)

This Ordinance was Approved for Final Passage.

2) An Ordinance Amending Oakland Municipal Code Chapter 15.34 ("Construction And Demolition Debris Waste Reduction And Recycling Requirements") To Establish A Non-Exclusive Franchise Agreement System For The Hauling Of Such Debris To Become Effective July 1, 2015; And Authorizing The City Administrator To Execute Such Non-Exclusive Franchise Agreements; On The June 22, 2015 Special City Council Agenda

[14-0962](#)

Attachments: [View Supplemental Report.pdf](#)
[13315 CMS.pdf](#)

This Ordinance was Approved for Final Passage.

- 7.3 Subject: FY 2015-16 Measure Q Tax Adjustment
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2015-16 Increase To A Special Tax Imposed For Library Services, In Accordance With The Consumer Price Index, And Pursuant To The Library Services Retention And Enhancement Act Of 2004 (Measure Q); On The June 22, 2015 Special City Council Agenda [14-0970](#)

Attachments: [View Report.pdf](#)
[13316 CMS.pdf](#)

This Ordinance was Approved for Final Passage.

- 7.4 Subject: FY 2015-16 Measure M Tax Adjustment
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2015-16 Increase To A Special Tax Imposed For Emergency Medical Services, In Accordance With The Consumer Price Index, And Pursuant To The Emergency Medical Services Retention Act Of 1997 (Measure M); On The June 22, 2015 Special City Council Agenda [14-0971](#)

Attachments: [View Report.pdf](#)
[13317 CMS.pdf](#)

This Ordinance was Approved for Final Passage.

- 7.5 Subject: FY 2015-16 Measure N Tax Adjustment
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2015-16 Increase To A Special Tax Imposed For Paramedic Emergency Services, In Accordance With The Consumer Price Index, And Pursuant To The 1997 Paramedic Services Act (Measure N); On The June 22, 2015 Special City Council Agenda [14-0973](#)

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[13318 CMS.pdf](#)

This Ordinance was Approved for Final Passage.

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

A motion was made by Reid, seconded by Campbell Washington, that this matter be Approve as Submitted the oral report from the Office of the City Attorney of no final decisions made during Closed Session. The motion carried by the following vote:

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhaney

9 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING REQUIREMENTS

There are no Public Hearings this evening

- 10 Subject: Adoption Of The FY 2015-2017 Biennial Budget
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The Fiscal Year ("FY") 2015-2017 Biennial Budget And Appropriating Certain Funds To Provide For The Expenditures Proposed By Said Budget

[14-0925](#)

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[85672 CMS.pdf](#)

The Council received and filed the second errata to the budget and Continued the resolution to adopt the budget to the June 30, 2015 Special City Council meeting.

There were 68 speakers.

A motion was made by Kaplan, seconded by Kalb, that this matter be Continued. The motion carried by the following vote:

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhaney

- 11 Subject: FY 2015-2017 Proposed Policy Budget Presentation
From: Office Of The City Administrator
Recommendation: 1) Receive A Report Presenting The Fiscal Year 2015-2017 Proposed Policy Budget In Accordance With The Consolidated Fiscal Policy; And

[14-0844](#)

Attachments: [View Report.pdf](#)

[View Supplemental Report.pdf](#)

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There were 72 speakers.

A motion was made by Kaplan that this matter be Received and Filed. The motion carried by the following vote:

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhaney

Subject: Council President's Budget Presentation
From: Councilmember Gibson McElhaney
Recommendation: Receive The Council President's Budget Presentation And
Amendments Provided By Additional Councilmembers
[14-1099](#)

Attachments: [View Report.pdf](#)

[View Supplemental Report.pdf](#)

[Gallo Supplemental Report.pdf](#)

[Brooks Supplemental Report.pdf](#)

[Guillen Supplemental report.pdf](#)

[Noel part 2 Supplemental.pdf](#)

[Kaplan Supplemental Report.pdf](#)

[Council President Supplemental Report.pdf](#)

[Kalb Supplemental Report.pdf](#)

[Response To Council Questions Supplemental Report.pdf](#)

[Council President Supplemental Report.pdf](#)

[Assessment Of Councilmember Budgets.pdf](#)

[Council President Validations in Color.pdf](#)

This Informational Report was Received and Filed.

- 12 Subject: Creating The Department Of Race And Equity
From: Councilmember Desley Brooks
Recommendation: Adopt An Ordinance Amending Chapter 2.29 Of The Oakland Municipal Code Entitled, "City Agencies, Departments And Offices", Which Established The Organizational Structure Of The City Under The City Administrator's Jurisdiction In Accordance With The Requirements Of The City Charter Section 600, To Create The Department Of Race And Equity By December 2015, That Will Report Directly To The City Administrator; Establishing Definitions And Implementation Steps Related To A Citywide Strategy Of A Fair And Just City [TITLE CHANGE]
[14-0457](#)

Attachments: [View Finance Committee Report.pdf](#)
[View Life Enrichment Committee Report.pdf](#)
[View Finance Supplemental Report.pdf](#)
[View Life Enrichment Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)
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[View Supplemental Report.pdf](#)
[13319 CMS.pdf](#)

There were 30 speakers on this item.

A motion was made by Brooks, seconded by Kaplan, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard 6/30/2015. The motion carried by the following vote:

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhaney

- 13** Subject: Amending Ordinance 13238 FY 2014-2015 Master Fee Schedule
From: Revenue Management Bureau
Recommendation: Adopt An Ordinance Amending Ordinance 13238 C.M.S. (The FY 2014-15 Master Fee Schedule, Or "MSF"), To Establish, Modify And Delete Fees And Penalties Assessed By All Offices, Departments, Bureaus, And Agencies Of The City Of Oakland
[14-0923](#)

Attachments: [View Report Part A.pdf](#)
[View Report Part B.pdf](#)
[View Report Part C.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)
[View Supplemental Report.pdf](#)
[13320 CMS.pdf](#)

The Council approved as amended to include the revisions recommended by the Finance Committee that have been incorporated into the revised Master Fee Schedule and the following amendments:

- 1. Modify the Residential Parking Permit fees to be \$82 for new permits and \$59 for annual permit renewal; and***
- 2. Do not delete the following fees: 1.) City Administrator, page B2: Special Activities: (A) APPLICATION FILING FEE FOR A SPECIAL ACTIVITY PERMIT AS REQUIRED BY OAKLAND MUNICIPAL CODE: (22) Owner's Permit To Operate a Motor Vehicle: (a) Escort Service; (b) Limousine.***

The Council also directed staff to bring a future report to the Finance & Management Committee regarding recommendations for options and analysis on how to better collect delinquent fees under \$300.

A motion was made by Kalb, seconded by Kaplan, that this matter be Approved As Amended On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard 6/30/2015. The motion carried by the following vote:

Aye: 6 - Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhaney

Absent: 2 - Brooks, and Campbell Washington

- 14 Subject: Appropriations Limit For Fiscal Years 2015-2016
From: Finance Department
Recommendation: Adopt A Resolution Establishing As Appropriations Limit For Fiscal
Years 2015-2016 Pursuant To Article XIII B Of The California Constitution
[14-0988](#)

Attachments: [View Report.pdf](#)
[85671 CMS.pdf](#)

There was one speaker on this item.

This City Resolution was Continued to the Meeting of the Oakland City Council to
be heard 6/30/2015

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson
McElhanev

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)

*There being no further business, and upon the motion duly made, the Council
adjourned the meeting in memory of Jose Duenas, Rev. Clementa Pinckney, Rev.
Sharonda Singleton, Dr. Daniel L. Simmons, Rev. DePayne Middleton-Doctor,
Ethel Lee Lance, Cynthia Hurd, Myra Thompson, Tywanza Sanders, Susie
Jackson, James Chaney, Andrew Goodman and Michael Schwerner at 11:35 p.m.*

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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.**