



City of Oakland

Meeting Agenda

*Rules & Legislation Committee

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

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

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

Thursday, May 5, 2016

10:45 AM

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.

Roll Call / Call To Order

COMMITTEE MEMBERSHIP:

Abel J. Guillén, District 2; Dan Kalb, District 1; President Pro Tempore Larry Reid, District 7; Chairperson: Council President Lynette Gibson McElhaney, District 3

1 Determinations Of Closed Session

[15-0936](#)

2 Approval Of The Draft Minutes From The Committee Meeting Of May 5, 2016

[15-0933](#)

3 Determination Of Schedule Of Outstanding Committee Items

[15-0937](#)

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)

[15-0934](#)

Attachments: [View Report](#)

4.1 Subject: Health And Safety Impacts Of Coal In Oakland
From: Councilmember Kaplan
Recommendation: Request To Change The Title Of The Following Item Which Was Previously Scheduled To The June 27, 2016 Special City Council Meeting:

OLD TITLE: Conclude And Present Information From The Public Hearing On The Health And Safety Impacts Of Coal In Oakland And Options For Action, Including Whether To Adopt A Prohibition On The Storage, Loading, Import And Export Of Coal In Oakland

NEW TITLE: Conduct A Public Hearing And Upon Conclusion Consider Options for Action, Including Whether To Adopt An Ordinance Prohibiting The Storage, Loading, Import And Export Of Coal In Oakland

[15-0977](#)

Legislative History

5/3/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Referred to the * Special Meeting of the Oakland City Council
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4.2 Subject: National Public Works Week
From: Councilmember Rebecca Kaplan
Recommendation: Adopt A Resolution Celebrating The Week Of May 15-21, 2016 As National Public Works Week In The City Of Oakland; On The May 17, 2016 City Council Agenda As A Ceremonial Item

[15-0942](#)

Attachments: [View Report](#)

4.3 Subject: Celebrating 50 Years Of Woodminster Summer Musicals
From: Vice Mayor Annie Campbell Washington
Recommendation: Adopt A Resolution In Honor Of Producers Associates, Inc. Celebrating 50 Years Of Woodminster Summer Musicals; On The May 17, 2016 City Council Agenda As A Ceremonial Item

[15-0974](#)

- 4.4** Subject: Settlement Agreement - Alexis Herron 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 Alexis Herron V. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG14723878, City Attorney's File No. 29822, In The Amount Of Six Thousand Five Hundred Dollars And Zero Cents (\$6,500.00) (Public Works - Dangerous Condition); On The May 17, 2016 City Council Agenda As A Consent Item
[15-0982](#)
- 4.5** Subject: Settlement Agreement - Joanna Stamps 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 Joanna Stamps V. City Of Oakland, Et Al., Alameda County Superior Court Case No. HG15756338, City Attorney's File No. 30184, In The Amount Of Fourteen Thousand Dollars (\$14,000.00) (Public Works - Dangerous Condition); On The May 17, 2017 City Council Agenda As A Consent Item
[15-0986](#)

- 4.6 Subject: Quarterly Reports Regarding Police Training, Policy & Accountability
 From: Office Of The City Attorney & Oakland Police Department
 Recommendation: Request To Change The Title Of The Following Item Which Was Previously Scheduled To The May 17, 2016 City Council Agenda:

OLD TITLE: Receive The Quarterly Informational Report To the City Council From The Office Of The City Attorney And Police Department, Regarding Police Training, Policy and Accountability To Provide: (1) The Following Information Regarding Arbitration Decisions Issued During The Preceding Quarter - The Primary Rule Violation(s) At Issue, The Date Of The Arbitration Decision, The Discipline The City Imposed, And The Arbitrator’s Finding Regarding The Level of Discipline; (2) A Status Report On The Progress Of Updating OPD’s Policy Manual; (3) A Report Regarding Training(s) That Have Been Conducted For Internal Affairs Division And Skelly Hearing Officers, Including The Training Subject Matter, The Group(s) Assigned To Attend The Training, The Persons Assigned To Conduct The Training and The Training Date(s); And (4) Changes To OPD Personnel Policies, Including A Description of the Policy At Issue, An Explanation Of The Changes, The Effective Date Of The Changes, And A Description Of How The Change Will Be Implemented And/Or Disseminated

NEW TITLE: Receive The Quarterly Informational Reports To The City Council From The Office Of The City Attorney And Police Department, Regarding Police Training, Policy And Accountability To Provide: (1) Information From The Office Of The City Attorney Regarding Its Efforts To Support The Police Discipline Process And Recent Developments In Police Discipline; (2) The Following Information From The Office Of The City Attorney Regarding Arbitration Decisions Issued During The Preceding Quarter: The Primary Rule Violation(s) At Issue, The Date Of The Arbitration Decision, The Discipline The City Imposed, And The Arbitrator’s Finding Regarding The Level Of Discipline; And (3) Information From The Police Department Regarding IAD Investigations, Police Personnel Trainings, Updates To Police Policy, And Recent Developments In Police Discipline

[15-0777](#)

Legislative History

3/10/16	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council <i>This item will be heard quarterly at City Council on the third Tuesdays of July, October, January and April of each year thereafter.</i>
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- 4.7 Subject: Expunge Cannabis Related Convictions And Offenses
 From: Councilmember Rebecca Kaplan
 Recommendation: Adopt A Resolution Urging The California Legislature To Expunge Past Arrests And Convictions For Cannabis-Related Offenses And Remove All Restrictions And Barriers That Exclude Individuals With Cannabis Related Offenses From Participating In The Cannabis Industry Or Being Excluded From Other Job Or Business Opportunity; On The May 19, 2016 Rules & Legislation Committee Agenda

[15-0975](#)

- 4.8** Subject: Information On On-Demand Carpooling
From: Councilmember Rebecca Kaplan
Recommendation: (1) Receive An Informational Powerpoint Presentation About New Systems That Are Capable Of On-Demand Carpool Matching, And (2) For The Public Works Committee To Recommend To The Council A Resolution Encouraging Carpooling For Trips Both To And From The City Of Oakland Including Through Use Of On-Demand Carpool Matching Technology, And To Include Disseminating Information To City Of Oakland Employees And Potentially Interested Local Employers To Encourage Carpooling; On The May 24, 2016 Public Works Committee Agenda [15-0976](#)
- 4.9** Subject: Information Report On Latham Square Streetscape Improvements Project
From: Oakland Public Works Department
Recommendation: Receive An Informational Report On The Outreach Efforts And The Construction Schedule For The Latham Square Streetscape Improvements Project; On The May 24, 2016 Public Works Committee Agenda [15-0987](#)
- 4.10** Subject: ACTC Master Programs Funding Agreement
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Approving The Master Programs Funding Agreement Between The Alameda County Transportation Commission And The City Of Oakland Effective From July 1, 2016 To June 30, 2026; On The May 24, 2016 Public Works Committee Agenda [15-0988](#)
- 4.11** Subject: Linked Banking Services Ordinance Amendment
From: Housing And Community Development Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 12066 C.M.S. Establishing The Linked Banking Services Program To Add Reporting Requirements, And Codifying The Linked Banking Services Ordinance Into The Oakland Municipal Code; On The May 24, 2016 Community And Economic Development Committee Agenda [15-0981](#)
- 4.12** Subject: 1100 Broadway Project Agreements
From: Economic And Workforce Development Department
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) An Oakland Redevelopment Successor Agency (ORSA) Resolution Authorizing The Assignment Of An Amended And Restated Owner Participation Agreement (OPA) Between ORSA And SKS Broadway, LLC (SKS) To The City Of Oakland (“City”) For Development Of An Office Tower On A Vacant Parcel At 1100 Broadway (The “Property”), Which Will Include The Adaptive Reuse Of The Adjacent Historic Key System Building (The “1100 Broadway Project”); And [15-0983](#)

2) A City Council Resolution Authorizing The Assumption By The City Of Oakland Of The ORSA's Rights And Obligations Under The OPA And Amending The Terms Of The OPA; And

[15-0984](#)

3) A City Council Ordinance Authorizing An Amendment To The Purchase And Sale Agreement (PSA) Between The City And SKS For A City-Owned Garage Located At 409 - 12th Street (UCOP Garage) To Extend Performance Dates Consistent With The Amended OPA, And Modify Fee And Deposit Requirements; On The May 24, 2016 Community And Economic Development Committee Agenda

[15-0985](#)

5 A Review Of The Draft Agendas For The City Council Meeting Of May 17, 2016 And The Rules And Legislation Committee Of May 19, 2016

[15-0935](#)

Attachments: [item 5](#)

6 Subject: Support For AB 1957: Release Of Law Enforcement Body Camera Footage
From: Councilmember Desley Brooks

Recommendation: Adopt A Resolution In Support Of Assembly Bill 1957 (Quirk) Which Requires State Or Local Law Enforcement To Make Available, Upon Request, Footage From Law Enforcement Body-Worn Cameras 60 Days After The Commencement Of An Investigation Into Misconduct That Uses Or Involves That Footage

[15-0878](#)

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

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

Legislative History

4/7/16	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
5/3/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Adopted

Open Forum (Total Time Available: 15 Minutes)

Adjournment

Americans With Disabilities Act

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

Office of the City Clerk - Agenda Management Unit

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

*** In the event a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however, no final City Council action can be taken.**