



# 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 / Geologic Hazard Abatement District Board

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

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

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Tuesday, July 19, 2016

5:00 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; Vice Mayor Annie Campbell Washington, District 4; Noel Gallo, District 5; Abel J. Guillén, District 2; Dan Kalb, District 1; Rebecca Kaplan, At Large; President Pro Tempore Larry Reid, District 7; Council President Lynette Gibson McElhaney, District 3*

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

- 4 ACTIONS ON SPECIAL ORDERS OF THE DAY  
(Ceremonial Presentations, Reports/Presentations From The Mayor,  
Council Acknowledgements/Announcements):**
- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETINGS OF JUNE 21, 2016,  
JUNE 27, 2016, AND JULY 5, 2016**  
[15-1167](#)
- Attachments:**      [View Draft June 21 Minutes](#)  
                          [View Draft June 27 Minutes](#)  
                          [View Draft July 7 Minutes](#)
- 6 MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS  
(Requests To: Reschedule Items From Consent To Non-Consent  
To The Next Council Agenda, Speak On Consent Calendar, Register Votes,  
Change Order Of Items, Reconsiderations, Pull Items Held In Committee):**
- 7 CONSENT CALENDAR (CC) ITEMS:**
- 7.1**    Subject:    Declaration Of A Local Emergency Due To AIDS Epidemic  
          From:      Office Of The City Attorney  
          Recommendation: Adopt A Resolution Renewing And Continuing The City Council's  
                              Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health  
                              Crisis With Regard To The Human Immunodeficiency Virus ("HIV")/Acquired  
                              Immunodeficiency Syndrome ("AIDS") Epidemic  
                              [15-1168](#)
- Sponsors:**            Office Of The City Attorney
- Attachments:**        [View Report](#)
- 7.2**    Subject:    Declaration Of Medical Cannabis Health Emergency  
          From:      Office Of The City Attorney  
          Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A  
                              Local Public Health Emergency With Respect To Safe, Affordable Access To Medical  
                              Cannabis In The City Of Oakland  
                              [15-1169](#)
- Sponsors:**            Office Of The City Attorney
- Attachments:**        [View Report](#)

7.3 Subject: Army Base Real Estate Actions  
From: Office of City Administrator  
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate  
And Execute An Amendment To A Lease Disposition And Development Agreement  
(LDDA) With OMSS, LLC, To Delete The City's Obligation To Clear And Rough Grade  
A Portion Of The OMSS Development Site At The Former Oakland Army Base; And  
[15-1180](#)

Attachments: [View Report](#)

*ACTION ON THIS ITEM WOULD RESULT IN FINAL PASSAGE*

*INTRODUCTION WAS HEARD JULY 5, 2016 AND PASSED 7 AYES, 1 EXCUSED -  
KAPLAN*

Legislative History

6/2/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/9/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/28/16	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
7/5/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

2) Ordinance Authorizing The City Administrator To Negotiate And Execute An  
Easement Agreement With East Bay Municipal Utility District For A 40 Foot-Wide  
Roadway On The Former Oakland Army Base  
[15-1181](#)

*ACTION ON THIS ITEM WOULD RESULT IN FINAL PASSAGE*

*INTRODUCTION WAS HEARD JULY 5, 2016 AND PASSED X AYES, 1 ABSTAIN/NO  
- GALLO, 1 EXCUSED - KAPLAN*

Legislative History

6/2/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/9/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/28/16	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

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7/5/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board
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- 7.4** Subject: Pregnancy Information Disclosure and Protection Ordinance.  
From: Vice Mayor Annie Campbell Washington And Councilmembers Rebecca  
Kaplan, Abel Guillen, And City Attorney Barbara J. Parker  
Recommendation: Adopt An Ordinance Amending Section 5.06 Of The Oakland  
Municipal Code To Prohibit Limited Services Pregnancy Centers From Making False  
Or Misleading Statements To The Public About Pregnancy-Related Services The  
Centers Offer Or Perform.

[15-1223](#)

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

*ACTION ON THIS ITEM WOULD RESULT IN FINAL PASSAGE*

*INTRODUCTION WAS HEARD JULY 5, 2016 AND PASSED 7 AYES, 1 EXCUSED -  
KAPLAN*

**Legislative History**

6/16/16	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
6/28/16	*Life Enrichment Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
<i>There were 12 speakers on this item</i>		
7/5/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

**7.5** Subject: Amending Oakland's Preference Policy For Affordable Housing  
From: Council President Lynette Gibson McElhaney  
Recommendation: Adopt Ordinance Amending The Oakland Municipal Code To Adopt  
(1) A Preference Policy For Neighborhood Residents, Oakland Residents And  
Workers, And Displaced Households In Applying For Multifamily Affordable Housing  
Funded By The City, And (2) An Oakland Residency, Oakland Worker, Or Displaced  
Household Requirement For Participants In The City's First-Time Homebuyer Mortgage  
Assistance Program

[15-0886](#)

**Sponsors:** Gibson McElhaney

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

[View Report](#)

[View Report](#)

[View Supplemental Report](#)

*ACTION ON THIS ITEM WOULD RESULT IN FINAL PASSAGE*

*INTRODUCTION WAS HEARD JULY 5, 2016 AND PASSED AS AMENDED 6 AYES, 1  
ABSENT - REID, 1 EXCUSED - KAPLAN*

**Legislative History**

4/7/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
5/12/16	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee

5/31/16	*Special Community & Economic Development Committee	Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
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*There were three speakers on this item.*

*The Committee requested an amendment as follows to Policy Proposal - Local Preference (p. 3 of the Report):*

*Proposed:*

*This legislation reserves 30% of new affordable housing units for a local preference. This preference applies to residents who live in the same Council district to help keep low-income residents housed in their own neighborhoods. Legal and administrative constraints require this "local preference" to only apply to 30% of affordable housing units, and only for initial sales or rentals. All other preferences apply to all available affordable housing units including initial sales or rentals of units and units that are resold or turn over tenancies.*

*Amended:*

*This legislation reserves 30% of new affordable housing units for a local preference. This preference applies to residents who live in the same Council district OR WITHIN A 1 MILE RADIUS OF SAID DEVELOPMENT to help keep low-income residents housed in their own neighborhoods. Legal and administrative constraints require this "local preference" to only apply to 30% of affordable housing units, and only for initial sales or rentals. All other preferences apply to all available affordable housing units including initial sales or rentals of units and units that are resold or turn over tenancies.*

*Additionally, Committee requested to add "displaces" to 15.63.090 Residency Requirement under the Article II Requirements for First-Time Homebuyer Program.*

6/7/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	* Withdrawn and Rescheduled to the Meeting of the Oakland City Council
6/21/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	* Withdrawn and Rescheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
7/5/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved As Amended On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 7.6 Subject: Ordinance Amending The OMC Chapter 2.04 Purchasing System  
From: Office Of The City Administrator  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 2.04,Purchasing System: 1) Increasing City Administrator Purchasing Authority For Supplies And Services Including Professional Services, From \$100,000,To; \$250,000; 2) ;Eliminating All Lower Purchasing Limits For Certain Purchases; Raising The Dollar Amount To Conduct "Formal" Requests For Proposals/Qualifications (RFP/Q) To \$50,000; 4) Establishing City Administrator Authority To Waive RFPQ Requirements For Professional Services Purchases Up To Fifty Thousand Dollars (\$50,000); 5) Adding A Competitive Process Specific To Purchase Of Combined Projects Ant) Services For Information Technology Systems And: 6) Copying Certain Definitions And Other Clean Up  
[15-1212](#)

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

*ACTION ON THIS ITEM WOULD RESULT IN FINAL PASSAGE*

*INTRODUCTION WAS HEARD JULY 5, 2016 AND PASSED AS AMENDED 6 AYES,  
1 NO - GALLO, 1 EXCUSED - KAPLAN*

**Legislative History**

6/16/16	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
6/28/16	*Finance & Management Committee	Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*The committee requested a list of approved contracts with real titles, dollar amounts and information about non RFP contracts (semiannually)*

*The committee would also like the checklist and waiver request form posted on the city website.*

*The City Administrator will strengthen enterprise language in the ordinance.*

7/5/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved As Amended On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board
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*Pro Tempore Reid was noted as present at 8:26 p.m.*

- 7.7 Subject: Recyclers' ENA Extension; Acceptance of ACTC Grant; and Interim Bridge Funding to Complete Public Improvements  
From: Office of The City Administrator  
Recommendation: Adopt An Ordinance Authorizing The City Administrator, Without Returning To Council, To Negotiate And Execute Agreements And Related Documents, To Secure Interim Bridge Funding In An Amount Not To Exceed Fifty-Three Million, Two-Hundred Thousand Dollars (\$53,200,000) To Meet Critical Cash Flow Needs For The Completion Of Construction Of The City's Public Improvement Obligations At The Former Oakland Army Base ("Base"), Which Options Could Include, Among Other Alternatives: (1) Obtaining Loan(S) Secured By Cityowned Land At The Base Or An Assignment Of The City's Right To Receive Rents From Such City-Owned Land; (2) Providing An Option To A Developer To Acquire Development Rights To The North Gateway Area Of The Base If The City And Two West Oakland Recyclers Fail To Close Escrow On Such Property; And (3) Negotiating For An Army Base Ground Lease Tenant(S) To Prepay A Discounted Present Value Of The Tenant(S)' Long Term Ground Lease Rent To The City  
[15-1221](#)

*ACTION ON THIS ITEM WOULD RESULT IN FINAL PASSAGE*

*INTRODUCTION WAS HEARD JULY 5, 2016 AND PASSED 6 AYES, 1 NO - GALLO,  
1 EXCUSED - KAPLAN*

**Legislative History**

6/16/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/28/16	* 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 Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
		<i>The Committee amended the legislation to subsection 2 – replace \$46m with \$68m and item 3 strike subsection 2 and replace with asking ACTC for additional assistance.</i>
7/5/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council



7.8 Subject: 12th Street Remainder Parcel Disposition And Development Agreement With  
Urbancore And EBALDC  
From: Economic And Workforce Development  
Recommendation: Adopt An Ordinance: (1) Authorizing The City Administrator,  
Without Returning To The City Council, To Negotiate And Execute A Disposition And  
Development Agreement And Related Documents Between The City Of Oakland And  
Urbancore Development, LLC Or Its Related Entities Or Affiliates ("Urbancore"), And  
East Bay Asian Local Development Corporation Or Its Related Entities Or Affiliates  
("EBALDC"), For (A) Sale Of The 12th Street Remainder Parcel Located At E12th  
Street And 2nd Avenue ("Property") For No Less Than \$8.0 Million, (B) A Seller  
Carryback Loan From The City To EBALDC In The Amount Of \$3.3 Million Plus The  
Cost Of Loan Origination, And (C) Development Of The Property As A Residential  
Mixed-Use Project, All Of The Foregoing Documents To Be In A Form And Content  
Substantially In Conformance With The Term Sheet Attached As Exhibit A, And; (2)  
Adopting CEQA Exemptions (15183 & 15183.3) And Addendum (Relying On The  
Previously Certified 2014 Lake Merritt Station Area Plan EIR)

[15-1218](#)

**Sponsors:** Economic & Workforce Development Department

**Attachments:** [View Report](#)  
[Attachment A - Lakehouse -](#)  
[View Supplemental Report](#)

*ACTION ON THIS ITEM WOULD RESULT IN FINAL PASSAGE*

*INTRODUCTION WAS HEARD JULY 5, 2016 AND PASSED AS AMENDED TO THE  
TERM SHEET 6 AYES, 1 NO - GALLO, 1 EXCUSED - KAPLAN*

**Legislative History**

6/16/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/28/16	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
7/5/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved As Amended On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 7.9** Subject: City Of Oakland/PERS Boards Contract Amendment - Sworn Classic Police  
From: Finance Department  
Recommendation: Adopt An Ordinance Of the City Of Oakland To Approve An  
Amendment To The Contract Between The City of Oakland And The Board Of  
Administration Of The California Public Employees' Retirement System (CALPERS) To  
Include A 2% Employees Cost Sharing Of Additional Benefits For Tier I And Tier II  
Classic Police Members (California Government Code Section 20516)  
[15-1205](#)

*ACTION ON THIS ITEM WOULD RESULT IN FINAL PASSAGE*

*INTRODUCTION WAS HEARD JUNE 21, 2016 AND PASSED 6 AYES, 2 ABSENT -  
BROOKS, CAMPBELL WASHINGTON*

**Legislative History**

6/21/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council
6/30/16	*Rules & Legislation Committee	Rescheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*AS A CONSENT CALENDAR ITEM*

- 7.10** Subject: Measures M, N, Q, & Z FY 2016-17 Cost-of-Living Tax Adjustment  
From: Office Of The City Administrator  
Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2016-17 Increase In  
Accordance With The Consumer Price Index, Fixing The Rate Of Property Tax, And  
Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year  
2016-2017 For Voter Approved Measure M (The Emergency Medical Services  
Retention Act), Measure N (The 1997 Paramedic Services Act), Measure Q (The  
Library Services And Retention Act), And Measure Z (The Public Safety And Services  
Act Of 2014)  
[15-1068](#)

**Sponsors:** Office Of The City Administrator

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

*ACTION ON THIS ITEM WOULD RESULT IN FINAL PASSAGE*

*INTRODUCTION WAS HEARD JUNE 7, 2016 AND PASSED 7 AYES, 1 NO -  
GUILLEN*

**Legislative History**

5/26/16	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
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6/7/16

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

*Upon the reading of Item 9.5 by the City Clerk, the Public Hearing was opened  
at 9:16 p.m.*

*1 individual spoke on this item.*

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

- 7.11** Subject: Community Jobs Oversight Commission - Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Re-Appointment Of  
Andreas Cluver, Josie Camacho, Kate O'hara, Shirley Burnell, Margaret Gordon, Brian  
Beveridge, Megan Morodomi, Jens Hilmer, And The Appointment Of Len Turner, Art  
Shanks And David Lau To The Community Jobs Oversight Commission

[15-1287](#)

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

- 7.12** Subject: Wildfire Prevention And Assessment District Advisory Board  
From: Office of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Lin  
Barron, Steven E. Hanson, Martin A. Matarresse And Glen Dahlbacka And The  
Reappointment Of Douglas Wong As Members Of The Wildfire Prevention And  
Assessment District Advisory Board

[15-1288](#)

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

- 7.13** Subject: Library Advisory Commission - Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of  
Sophia V. Rodriguez And Reappointment Of Lesley Mandros Bell As Members Of The  
Library Advisory Commission

[15-1289](#)

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

**7.14** Subject: Commission On Persons With Disabilities - Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Olivia De Jimenez, Brandon Young, Preet Anand And Sarah Garner To The Commission On Persons With Disabilities  
[15-1290](#)

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

**7.15** Subject: Community Policing Advisory Board - Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Akiba D. Bradford As Members Of The Community Policing Advisory Board  
[15-1294](#)

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

**7.16** Subject: Health And Safety Impacts Of Coal In Oakland  
From: Councilmember Rebecca Kaplan  
Recommendation: Adopt An Ordinance (1) Amending The Oakland Municipal Code To Prohibit The Storage And Handling Of Coal And Coke At Bulk Material Facilities Or Terminals Throughout The City Of Oakland And (2) Adopting • California Environmental Quality Act Exemption Findings  
[15-0977](#)

**Sponsors:** Kaplan

**Attachments:** [View Report](#)  
[ATTACHMENT C- ESA Report](#)  
[Kalb Memo View Report](#)  
[Kalb COAL REPORT](#)

*ACTION ON THIS ITEM WOULD RESULT IN FINAL PASSAGE*

*INTRODUCTION WAS HEARD JUNE 27, 2016 AND PASSED 7 AYES, 1 EXCUSED - BROOKS*

**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
5/5/16	*Rules & Legislation Committee	Scheduled to the * Special Meeting of the Oakland City Council
6/23/16	*Rules & Legislation Committee	Scheduled to the * Special Meeting of the Oakland City Council
6/27/16	* Special Meeting of the Oakland City Council	Approved On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

**7.17** Subject: Settlement Agreement of David Addams 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 David Addams V. City Of Oakland, Alameda County Superior Court Case No. G15761677, City Attorney's File No. 30202, In The Amount Of One Hundred And Thirty-Five Thousand Dollars And Zero Cents (\$135,000.00) (Public Works - Dangerous Condition)  
[15-1283](#)

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

**Legislative History**

7/7/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board
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**7.18** Subject: Claim of Kenneth Meislin  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Kenneth Meislin/ First Class Lodi LLC, Claim No. C30693, In The Amount Of Twenty Five Thousand Dollars And No Cents (\$25,000.00) (Public Works - Dangerous Condition)  
[15-1284](#)

**Sponsors:** Office Of The City Attorney

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

**Legislative History**

7/7/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board
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**7.19** Subject: East Bay Economic Development Alliance Appointments  
From: Council President Gibson McElhaney  
Recommendation: Adopt A Resolution Reappointing Council President Lynette Gibson McElhaney To The Executive Committee Of The East Bay Economic Development Alliance For A Term Beginning July 1, 2016 And Ending June 30, 2017, And Appointing President Pro Tempore Larry Reid As Alternate Member Of The Executive Committee Of The East Bay Economic Development Alliance For A Term Beginning July 1, 2016 And Ending June 30, 2017  
[15-1300](#)

**Sponsors:** Mr. Reid and Gibson McElhaney

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

**Legislative History**

7/7/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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**7.20** Subject: Reappointment To The Parks And Recreation Advisory Commission  
From: Office of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of  
Chryl N.E. Corbin To The Parks And Recreation Advisory Commission  
[15-1302](#)

**Sponsors:** Office Of The Mayor

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

**7.21** Subject: Mayor's Reappointments to the Board of Port Commissioners  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of  
Andreas Ferreira Cluver And Arabella Martinez To The Board Of Port Commissioners  
[15-1238](#)

**Sponsors:** Office Of The Mayor

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

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
7/7/16	*Rules & Legislation Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*As a consent calendar item*

**S 7.22** Subject: Classification Exemption - Police Communications Manager  
From: Human Resources Management Department  
Recommendation: Adopt A Resolution Recommending To The Civil Service Board The  
Exemption Of The Classification Of Police Communications Manager From The  
Operation Of Civil Service  
[15-1074](#)

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

*Pursuant to Rule 28 (b)(Committee) of Resolution 86034 C.M.S., this item was added  
this agenda.*

**Legislative History**

5/26/16	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
6/14/16	*Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

**S 7.23** Subject: Amendment to the Salary Ordinance  
From: Human Resource Management  
Recommendation: Adopt An Ordinance Amending Ordinance No. 12187 C.M.S., "The Salary Ordinance," To Clarify The Authority Of The City Administrator In Setting The Compensation And Other Terms And Conditions Of Employment For Department Heads And Amending Ordinance No. 12903 C.M.S. And Repealing Ordinance No. 12918 C.M.S.  
[15-1241](#)

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

*ACTION THIS ITEM WILL RESULT IN THE INTRODUCTION OF THE ORDINANCE*

*FINAL PASSAGE WILL BE DETERMINED BY THE CITY COUNCIL.*

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
7/12/16	*Special Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

*There was 1 speaker on this item.*

**S 7.24** Subject: Professional Services Contract With Centro De La Raza  
From: Contracts and Compliance Division  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Professional Services Agreement To Centro Legal De La Raza In An Amount Not To Exceed \$240,000 To Provide Minimum Wage Education, Outreach And Enforcement Support Services For Measure FF, Oakland's Minimum Wage Law  
[15-1270](#)

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
7/12/16	*Special Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Agency/City Council/Geological Hazard Abatement District Board

*There were 2 speakers on this item*

**S 7.25** Subject: Citywide Preventive Maintenance Resurfacing

From: Oakland Public Works

Recommendation: Adopt A Resolution Rejecting All Bids, Waiving Further Advertising And Bidding Requirements, And Authorizing The City Administrator Or Designee To Negotiate And Execute A Construction Contract With Gallagher & Burk, Inc., In Accordance With Plans And Specifications For The Construction Of Citywide Preventive Maintenance Resurfacing (Project No. C427720) In The Amount Of Three Million Nine Hundred Fifty Thousand Seven Hundred Twenty-Three Dollars And Seventy Cents (\$3,950, 723. 70); And

[15-1242](#)

**Sponsors:** Oakland Public Works Department

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

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
7/12/16	*Special Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

2) Resolution Allocating Measure BB Local Streets And Roads And Bike Fund (2216) Funds In The Amount Of Eight Hundred Fifty-Three Thousand Dollars(\$853,000.00) For The Paving Of Martin Luther King, Jr. Way From 27th Street To West MacArthur Boulevard; And

[15-1243](#)

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
7/12/16	*Special Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

3) Resolution Authorizing The Removal Of Travel Lanes And The Installation Of Class II Bicycle Lanes On Clay Street From 7th Street To 17th Street

[15-1244](#)

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
7/12/16	*Special Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*There was 1 speaker on this item.*



**S 7.26** Subject: Upper Broadway Road Diet/Citywide RRFB Project

From: Oakland Public Works

Recommendation: Adopt A Resolution: 1) Authorizing The Removal Of Travel Lanes And The Installation Of Class Ii Bicycle Lanes On Broadway From Broadway Terrace To Keith Avenue; 2) Awarding A Construction Contract To Ray's Electric, The Lowest Responsive, Responsible Bidder, In Accordance With Plans And Specifications For Upper Broadway Road Diet And Citywide Rectangular Rapid Flashing Beacon Project (Project No. C369550) And With Contractor's Bid In The Amount Of One Million Seven Hundred Sixty-One Thousand Eight Hundred Thirty-Six Dollars And Seventy Cents (\$1,761,836.70); And 3) Adopting California Environmental Quality Act Exemption Findings

[15-1248](#)

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

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
7/12/16	*Special Public Works Committee	Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*The committee amended the report and if applicable the resolution to correct the identified street locations as 63rd street as an existing crossing*

**S 7.27** Subject: Status Of Measure "B", Measure "BB" And "Vehicle Registration Fees"

From: Councilmember Rebecca Kaplan

Recommendation: Receive An Informational Report On The Budget Status Of The Funds In Measure "B", Measure "BB" And "Vehicle Registration Fees," Including Specifically: (1) The June 2016 Fund Balance For Each Of These Three Funds (2) Actual Expenditures And Revenues For The Year '15-'16 For Each, (3) Budgeted Expenditure And Revenue For The Years '15-'16' And '16-'17 For Each, (4) The Remaining Unexpended Fund Balance Now Projected In The Revised Budget For June 2017 And (5) If Any Of The Fund Balance Is Allocated But Not Yet Spent, A List Of Specific Projects To Which The Funds Are Allocated

[15-1176](#)

**Sponsors:** Rebecca Kaplan

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

**Legislative History**

6/2/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
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7/12/16 \*Special Public Works Committee Received and Forwarded to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board  
*The committee directed Staff to provide a supplemental chart that provides a breakdown of administrative costs of the identified \$3.1 million.*

**S 7.28 Subject:** Lakeside Green Streets Project

**From:** Oakland Public Works

**Recommendation:** Adopt A Resolution Authorizing The City Administrator, Or Designee, To Award A Construction Contract To Mcguire And Hester, Inc., The Lowest Responsible, Responsive Bidder In Accordance With Project Plans And Specifications For The Lakeside Green Streets Project (Project No. C393910) And With Contractor's Base Bid In The Amount Of Nine Million Four Hundred Twentyeight Thousand, Six Hundred One Dollars (\$9,428,601.00) And Authorize The City Administrator To Increase The Same Construction Contract By The Amount Of Two Million Two Hundred Two Thousand Six Hundred Thirtytwo Dollars (\$2,202,632.00) For A Total Contract Amount Not-To-Exceed Eleven Million Six Hundred Thirty-One Thousand Two Hundred Thirty-Three Dollars (\$11,631,233.00) As Additional Funds Become Available; And

[15-1245](#)

**Sponsors:** Oakland Public Works Department

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

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
7/12/16	*Special Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

2) A Resolution Waiving The Competitive Request For Proposal/Qualification Process And Authorizing An Amendment To Increase The As-Needed Landscape Architectural Services Agreement With Placeworks (Formerly Design Community And Environment) By An Amount Not-To-Exceed Two Hundred Fifty Thousand Dollars (\$250,000.00), Bringing The Total Contract Amount From Eight Hundred Fifty Thousand Dollars (\$850,000.00) To One Million One Hundred Thousand Dollars (\$1,100,000.00)

[15-1247](#)

**Sponsors:** Oakland Public Works Department

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
7/12/16	*Special Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

**S 7.29** Subject: Contract Amendment for Rainbow Recreation Center Expansion & Renovation Project  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution (1) Waiving The Competitive Request For Proposal/Qualification Process And (2) Authorizing The City Administrator, Or Designee, To Amend The Professional Services Agreement With Byrens Kim Designworks For The Rainbow Recreation Center Expansion And Renovation Project (No. C470910) In The Amount Not To Exceed An Additional Two Hundred Fifty Thousand Dollars (\$250,000.00) For A Total Contract Amount Of Seven Hundred Seventy Five Thousand Dollars (\$775,000,000)

[15-1246](#)

**Sponsors:** Oakland Public Works Department

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

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
7/12/16	*Special Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*there were 3 speakers on this item*

**S 7.30** Subject: Alameda County's Plastic Bag Expansion Program  
From: Councilmember Kalb  
Recommendation: Receive An Informational Presentation And Feedback on Proposed Expansion Of Alameda County's Plastic Bag Ban By Stopwaste

[15-1232](#)

**Sponsors:** Kalb

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

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
7/12/16	*Special Public Works Committee	Received and Forwarded to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

**S 7.31** Subject: I-880 Integrated Corridor Management North Alameda Segment Project  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee  
To Execute Three Wireline Crossing Agreements With The Union Pacific Railroad  
(Upr), For The Interstate 880 Integrated Corridor Management (1-880 ICM) North  
Alameda Segment Project  
[15-1249](#)

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

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
7/12/16	*Special Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*There were no speakers on this item.*

**S 7.32** Subject: Statement Of Policy On Adopting Regulations For Short Term Residential  
Rentals  
From: Council President Lynette Gibson McElhaney, Vice Mayor Annie Campbell  
Washington and Councilmembers Abel Guillén And Councilmember Dan Kalb  
Recommendation: Adopt A Resolution To Issue An Official Statement Of Policy To  
Implement Regulations Pertaining To Short Term Residential Rental Housing Via  
Transient Residential Hosting Platforms Pursuant To Future Amendments To Oakland  
Municipal Code And Oakland Planning Code  
[15-1224](#)

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

**Legislative History**

6/16/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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**S 7.33** Subject: Property BID Annual Reports And Assessment Payment Approval

From: Economic Workforce And Development

Recommendation: Adopt The Following Pieces Of Legislation:

1) Resolution (A) Approving the Fiscal Year 2015-2016 Annual Reports Of The Koreatown/Northgate Community Benefit District Of 2007, The Downtown Oakland Community Benefit District Of 2008, The Lake Merritt/Uptown Community Benefit District Of 2008, The Fruitvale Property Business Improvement District Of 2011, The Lakeshore/Lake Park Business (Improvement Management District Of 2012, The Jack London Improvement District, And The Temescal/Telegraph Business Improvement District 2015 Advisory Boards; Confirming The Continuing Annual Assessment For Each Applicable District 2016-2017; And (B) Authorizing Payment Of The City's Cumulative Fiscal Year 2016-2017 Fair Share Assessment In An Approximate Amount Of \$219,120.93 For City-Owned Properties In The Koreatown/ Northgate District, The Downtown Oakland District,, The Lake Merritt/Uptown District, The Fruitvale District, The Jack London District, And The Temescal/Telegraph District 2015; And

[15-1260](#)

**Sponsors:** Economic & Workforce Development Department

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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2) A Successor Agency Resolution Authorizing Payment Of The Oakland Redevelopment Successor Agency's Cumulative Fiscal Year 2016-2017 Fair Share Assessment In An Approximate Amount Of \$2,973.29 For One Oakland Redevelopment Successor Agency-Owned Property In The Downtown Oakland Community Benefit District Of 2008

[15-1262](#)

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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**S 7.34** Subject: Amending City Charter to Increase the Maximum Lease Term to 99 Years  
From: Economic Workforce Development  
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting  
To The Voters At The November 8, 2016 Statewide General Election A Proposed  
Amendment To The City Charter To Increase The Maximum Lease Term Of  
City-Owned Real Property From 66 Years To 99 Years, And Directing The City Clerk  
To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The  
Election, As Such Charter Amendment Is Not A Project Under The California  
Environmental Quality Act ("CEQA"), Including Without Limitation CEDA Guidelines  
Sections 15061(B)(3) And 15378  
[15-1263](#)

**Sponsors:** Economic & Workforce Development Department

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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**S 7.35** Subject: Brooklyn Basin Affordable Housing  
From: Housing And Community Development  
Recommendation: Adopt A Resolution Authorizing An Unsecured Predevelopment  
Loan In The Amount Of \$360,000 To Midpen Housing Corporation, Inc., Or Affiliated  
Entities To Support The Development Of Affordable Housing At The Brooklyn Basin  
Project  
[15-1261](#)

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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**S 7.36** Subject: On-Call Plan Check Services  
From: Planning And Building  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee  
To Enter Into Professional Services Agreements For On-Call Building Plan Check  
Services In An Amount Not-To-Exceed One Million Dollars  
(\$1,000,000) Each, For A Total Not-To-Exceed Amount Of Two Million Dollars  
(\$2,000,000), For A Two-Year Term, With Three One-Year Options To Extend, With  
(1) CSG Consultants, Inc., And (2) TRB+ Associates, Inc.  
[15-1255](#)

**Sponsors:** Planning & Building Department

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

**Legislative History**

6/30/16 \*Rules & Legislation Committee Scheduled to the \*Community & Economic Development Committee

**S 7.37** Subject: Pilot Project to Modify Library Fines & Fees for Oakland Youth  
From: Oakland Public Library  
Recommendation: Adopt An Ordinance Authorizing The City Administrator And Director Of Library Services, As Part Of A One Year Pilot Project, To Modify The Oakland Public Library Fines And Fees Affecting Youth (18 Years-Old And Under) In Order To Reduce A Substantial Barrier To Library Use By Oakland Students

[15-1264](#)

**Sponsors:** Oakland Public Library

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

*ACTION THIS ITEM WILL RESULT IN THE INTRODUCTION OF THE ORDINANCE*

*FINAL PASSAGE WILL BE DETERMINED BY THE CITY COUNCIL.*

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
7/12/16	*Life Enrichment Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

**S 7.38** Subject: 2016-2017 Tandem Partners Book Bag Program  
From: Human Services Department  
Recommendation: Adopt A Resolution Waiving Advertising, Bidding, And Request For Proposals/Qualifications Requirements For An Agreement With Tandem Partners In Early Learning To Provide Books, Learning Materials, And Ongoing Training And Technical Support For A Book Bag Rotation Program For The Head Start/Early Head Start Program In An Amount Not To Exceed \$5,000 For The Program Year 2016-2017 Contingent Upon Adoption And Fund Availability Of Fiscal Year 2016-2017 Head Start Grant Funds.

[15-1268](#)

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
7/12/16	*Life Enrichment Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*There were no speakers on this item.*

**S 7.39** Subject: 2016-2017 Head Start/Early Head Start Program  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1. Accept And Appropriate Head Start Basic And Training And Technical Assistance, Early Head Start Basic And Training And Technical Assistance Grants For A Five-Year Period From 2016 Through 2021 From The U.S. Department Of Health And Human Services, Administration For Children And Families, Office Of Head Start, With The First Installment (For FY 2016- 2017) In An Estimated Amount Of \$16,702,952; And 2. Enter Into Grant Agreements With The Following Partners To Fund Comprehensive Child Development Services From July 1, 2016 To June 30, 2017 In Amounts Not To Exceed: Unity Council \$4,488,924; Brighter Beginnings \$720,000; St. Vincent's Day Home \$214,800; Peralta Community College District-Laney College Children's Center (Laney College) \$48,000; Oakland Unified School District \$120,000; University Of California San Francisco (USCF) Benioff Children's Hospital Oakland \$9,000; And 3. Accept And Appropriate Additional Federal Grant Funding If It Becomes Available During The Same Grant Term And Amend The Grant Agreements With Unity Council, Brighter Beginnings, St. Vincent's Day Home, Laney College, Oakland Unified School District, And USCF Benioff Children's Hospital Oakland, Without Returning To Council [15-1267](#)

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
7/12/16	*Life Enrichment Committee	Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*There were 2 speakers on this item.*

*The Committee amended the item to require a smoothing process be established for displaced tenants, and correcting information regarding the FAME program.*



**S 7.40** Subject: Innovative Interfaces Contract Renewal

From: Oakland Public Library

Recommendation: Adopt A Resolution Waiving Advertising, Bidding And Request For Proposals/Qualifications Requirements, And Authorizing The City Administrator To Execute An Agreement With Innovative Interfaces, Inc. For The Upgrade Of The Integrated Library System, Including New Computer Hardware And Software In An Amount Not To Exceed Three Hundred Fifty Thousand Dollars (\$350,000), And For Maintenance Services For A Five Year Term In An Amount Not To Exceed Seven Hundred Thousand Dollars (\$700,000), For A Grand Total Contract Amount Of One Million Fifty Thousand Dollars (\$1,050,000)

[15-1266](#)

**Sponsors:** Oakland Public Library

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
7/12/16	*Life Enrichment Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

**S 7.41** Subject: Child and Adult Care Food Program (CACFP) for Fiscal Year 2016-2017

From: Human Services Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For And Accept The Child And Adult Care Food Program (CACFP) Grant From The California Department Of Education In An Estimated Amount Of \$545,000, Included In The Fiscal Year (FY) 2015-2017 Adopted Budget To Provide Funding For Nutritious Meals For The City Of Oakland's Head Start/Early Head Start Program From July 1, 2016 Through June 30, 2017

[15-1269](#)

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

[View Supplemental Report](#)

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
7/12/16	*Life Enrichment Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*There was 1 speaker on this item.*

**S 7.42** Subject: Graffiti Abatement Funds Allocation

From: President Pro Tem Larry Reid

Recommendation: Adopt A Resolution Authorizing The Use Of Graffiti Abatement Mural And Green Walls Funds In The Amount Of \$25,000 Out Of Council District 7 Graffiti Abatement Funds, As Established And Commonly Referred As The "Graffiti Abatement Mural And Green Walls Fund", Which Has An Allocation Of \$400,000 For Councilmembers To Award At Their Discretion, Subject To Council Approval, To Deter Illegal Graffiti In Their Respective Districts, For Additional Effective Abatement And Deterrence Methods To Deter Illegal Graffiti

[15-1272](#)

**Sponsors:** Mr. Reid

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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**S 7.43** Subject: California State Preschool Program (CSPP) for Fiscal Year 2016-2017

From: Human Services Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For And Accept The California State Preschool Program Expansion Grant From The California Department Of Education (CDE) In An Amount Of \$1,031,308 To Fund Prekindergarten And Family Literacy Services In Accord With Said Grant From July 1, 2016 To June 30, 2017

[15-1275](#)

**Sponsors:** Human Resources Management Department

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

[View Supplemental Report](#)

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
7/12/16	*Life Enrichment Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*There were no speakers on this item.*

**S 7.44** Subject: OUSD Use of City Hall Agreement  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into  
An Agreement With The Oakland Unified School District For Use Of City Hall Facilities  
For Purposes Of Conducting Twice-Monthly Board Meetings For A One Year Period  
[15-1278](#)

**Sponsors:** Office Of The City Administrator

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
7/12/16	*Life Enrichment Committee	Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*There were no speakers on this item.*

*The Committee amended the resolution to the 2nd resolved of the resolution to read:as: "Further resolved, that the City Council of the City of Oakland hereby direct staff to return to Council with an ordinance to waive an estimated \$66,000 in applicable facility rental fees listed in the Master Fee Schedule for the District's use of City Hall facilities for the purposes of the meetings."*

**S 7.45** Subject: OUSD Use Of City Hall Agreement  
From: Office Of The City Administrator  
Recommendation: Adopt An Ordinance Waiving Facility Rental Fees For Oakland  
Unified School District Use Of City Hall Facilities For Purposes Of Conducting  
Twice-Monthly Board Meetings For A One Year Period  
[15-1308](#)

**Sponsors:** Office Of The City Administrator

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

**ACTION THIS ITEM WILL RESULT IN THE INTRODUCTION OF THE ORDINANCE**

**FINAL PASSAGE WILL BE DETERMINED BY THE CITY COUNCIL.**

**Legislative History**

7/14/16	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Agency/City Council/Geological Hazard Abatement District Board
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**S 7.46** Subject: Abode Services Grant Agreement 2016-2017  
From: Department Of Human Services  
Recommendation: Adopt Resolution Authorizing The City Administrator To Enter Into A Grant Agreement With Abode Services In An Amount Not To Exceed \$116,000 For Housing Case Management Services From August 1, 2016 To June 30, 2017 With A One Year Option To Renew

[15-1236](#)

**Sponsors:** Human Services Department

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

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
6/30/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
<i>WITH APPROVAL OF THE PROPOSED TITLE CHANGE</i>		
7/12/16	*Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

**S 7.47** Subject: Employer Engagement and Training and Technical Assistance Consultant Contracts for Oakland Unite Violence Prevention and Intervention Provider Network 2016-2017

From: Human Services Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With: (1) Urban Strategies Council, In An Amount Not To Exceed \$100,000, To Provide Employer And Training Partner Engagement Services To Support The Hiring Of Oakland Unite Participants From July 1, 2016 To June 30, 2017 With A One-Year Option To Renew For A Total Amount Not To Exceed \$200,000; (2) Pathways Consultants, In An Amount Not To Exceed \$30,000, To Provide Employer Engagement Services To Support The Hiring Of Oakland Unite Participants From July 1, 2016 To June 30, 2017 With A One-Year Option To Renew For A Total Amount Not To Exceed \$50,000; And (3) Bright Research Group, In An Amount Not To Exceed \$250,000, To Plan And Deliver Training And Technical Assistance To Oakland Unite Grantees, From July 1, 2016 To June 30, 2017 With A One-Year Option To Renew For A Total Amount Not To Exceed \$500,000

[15-1237](#)

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

[View Supplemental Report](#)

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
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7/12/16	*Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board
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*There was 1 speaker on this item.*

*At 6:22 p.m., Councilmember Guillen made a motion seconded by Council member Kalb to adjourn as the Public Safety Committee and reconvene as a Special Meeting of the City Council.*

**S 7.48** Subject: Vegetation Management Plan Consulting Contract  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Enter Into A Professional Services Agreement With Horizon Water And Environment, LLC, For Three Years In An Amount Not To Exceed Six Hundred And Fifty Thousand Dollars (\$650,000.00) For Services Relating To The Development Of A Vegetation Management Plan And Accompanying California Environmental Quality Act (CEQA) Documentation For The Oakland High Fire-Severity Zone/Wild Land Urban Interface ("WUI") Areas, With The Option To Increase The Contract Amount For Additional Services, Without Return To Council, Based On Availability Of Project Funds

[15-1240](#)

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

**Legislative History**

6/23/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
7/12/16	*Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*There were 2 speakers on this item*

**S 7.49** Subject: 2016 Ceasefire Evaluation Contract  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee  
To: 1) Enter Into A Professional Services Agreement With Northeastern University,  
And Its Sub-consultant Yale University, For The Period Of August 1,2016 Through July  
31, 2018 In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000),  
For A Process And Impact Evaluation Of The Oakland Police Department's (OPD)  
Ceasefire Strategy; And 2) Waive The Local And Small Business Enterprise Programs  
(L/SLB) Provisions For The Purchase Of Professional Services  
[15-1257](#)

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
7/12/16	*Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*The committee amended recommendations to require that the research  
assistance utilize local participants.*

*There was 1 speaker on this item.*

**S 7.50** Subject: Citizens Options for Safety Grant FY 2015-16  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee  
To Accept And Appropriate The FY 2015-16 State Of California Citizens Options For  
Public Safety Grant (State Cops Grant XVIII) In The Amount Of Six Hundred Forty-One  
Thousand Eight Hundred Twelve Dollars (\$641,812) To Fund Equipment, Human  
Trafficking Operations And Ceasefire Operations For The Oakland Police Department  
(OPD) In Accordance With The State Cops XVIII Spending Plan  
[15-1258](#)

**Sponsors:** Oakland Police Department

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
7/12/16	*Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*There was 1 speaker on this item.*

**S 7.51** Subject: OPD Oak Knoll Access Agreement  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Revocable Right Of Entry Agreement With Suncal Oak Knoll, LLC And Oak Knoll Acquisitions Venture, LLC, For Oakland Police Department (OPD) Personnel Training Purposes  
[15-1256](#)

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
7/12/16	*Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

**S 7.52** Subject: Oakland Public Library-Oakland Unified School District Joint Memo of Understanding for Student ID/Library Card  
From: Oakland Public Library  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Memorandum Of Understanding With The Oakland Unified School District To Develop An Infrastructure That Will Allow OUSD Students To Easily Access And Use The Oakland Public Library's Electronic And Print Resources Freely Through The Use Of A Joint Student ID/Library Card Known As The Oakland Promise Card  
[15-1265](#)

**Sponsors:** Oakland Public Library

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
7/12/16	*Life Enrichment Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*There were 2 speakers on this item.*

**S 7.53** Subject: FY15-16 Cultural Funding Grants Amendment  
From: Economic And Workforce Development  
Recommendation: Adopt A Resolution Amending Resolution No. 85820 C.M.S. Which  
Authorized Fiscal Year 2015-2016 Cultural Services Grants, To Correct The Name Of  
Art-In-The-Schools Grantee From Arc Associates To Unity Schools  
[15-1277](#)

**Sponsors:** Economic & Workforce Development Department

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

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON July 26, 2016*

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
7/12/16	*Life Enrichment Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*There were speakers on this item.*

**S 7.54** Subject: Glenview Elementary Reconstruction Crossing Guard Funding Grant  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or  
Designee To Accept And Appropriate A Grant From The Oakland Unified School  
District (OUSD), In An Amount Not To Exceed Two Hundred Thousand Five Hundred  
Twenty Nine Dollars (\$201,532), To Fund Four Oakland Police Department (OPD)  
Crossing Guards, To Support Pedestrian Safety At Glenview Elementary School And  
Edna Brewer Middle School From August 1, 2016 To August 30, 2018 During The  
Reconstruction Project  
[15-1271](#)

**Sponsors:** Oakland Police Department

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
7/12/16	*Public Safety Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board



**S 7.55** Subject: Appointments- Privacy Advisory Commission.  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Appointment Of Yaman Sahali  
As A Member Of The Privacy Advisory Commission.  
[15-1309](#)

**Sponsors:** Office Of The Mayor

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

**S 7.56** Subject: Appointments-The Commission On Aging  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Martha  
B. Scott And Michael B. Coleman As Members Of The Commission On Aging  
[15-1311](#)

**Sponsors:** Office Of The Mayor

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

**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: Fruitvale Transit Village 2A - Removal of Development Partner  
From: Economic And Workforce Development  
Recommendation: Adopt An Emergency Ordinance Pursuant To Charter Section 213  
Amending Ordinance No. 13346 C.M.S. And Approving (1) The Removal Of L & M  
Development Partners, Inc. From The Development Team Of The Fruitvale Transit  
Village Phase IIA, A Mixed Income Housing Project ("Project"), And As A Party To All  
Related Documents And (2) Retaining The Spanish Speaking Unity Council Of  
Alameda County, Inc. And The East Bay Asian Local Development Corporation, Or  
Any Related Entity, As The Development Team Of The Project And As Parties To All  
Related Documents And Authorizing The City Administrator Or Designee To Negotiate,  
Amend And Execute All Necessary Documents, And Adopting CEQA Exemptions  
[15-1293](#)

**Sponsors:** Economic & Workforce Development Department

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

**Legislative History**

7/7/16

\*Rules & Legislation  
Committee

Scheduled to the Concurrent Meeting of the  
City Council/Geological Hazard Abatement  
District Board

*Reason for Urgency: EBALSE and the Spanish Speaking Unity Council need to  
submit the application by the end of this month for tax credits.*

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

**AT THIS TIME, THE MEETING OF THE OAKLAND/LEONA QUARRY GHAD SHALL  
BE CONVENED**

- 10** Subject: Resolution To Approve Revised Oakland Area GHAD Plan Of Control For  
The Siena Hill Development (No. 10)  
From: Geologic Hazard Abatement District (GHAD)  
Recommendation: Adopt A Resolution To Approve The Revised Oakland Area GHAD  
Plan Of Control For The Siena Hill Development (No. 10) Declare The GHAD's Intent  
To Order A Revised Assessment For The Siena Hill Development And Set A Date For  
A Public Hearing To Consider The Proposed Assessment And Any Protests Thereto  
(No. 11).  
[15-1295](#)

**Legislative History**

7/7/16

\*Rules & Legislation  
Committee

Scheduled to the Concurrent Meeting of the  
City Council/Geological Hazard Abatement  
District Board

**AT THIS TIME, THE MEETING OF THE OAKLAND AREA/LEONA QUARRY GHAD  
WILL BE ADJOURNED**

- 11 Subject: Police Commission Charter Amendment Measure  
From: Councilmembers Noel Gallo And Dan Kalb  
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The November 8, 2016 Statewide General Election 1) A Proposed Amendment To The City Charter To Create The Oakland Police Commission, The Community Police Review Agency, And A Process For Police Discipline And 2) A Proposed Enabling Ordinance Relating To The Oakland Police Commission And The Community Police Review Agency, And Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The Election

[15-1035](#)

**Sponsors:** Gallo and Kalb

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

[View Supplemental Report](#)

[6.14.16 PSC Kalb.Gallo Handout](#)

[Police Commission Requested Amendments to Item 3 ACW AG LR](#)

[View Supplemental Report](#)

**Legislative History**

5/12/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
6/2/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee

6/14/16

\*Special Public Safety  
Committee

Approve as Amended the Recommendation  
of Staff, and Forward to the Concurrent  
Meeting of the Oakland Redevelopment  
Successor Agency and the City Council

*Councilmembers Kalb and Gallo distributed a revised resolution with the following 18 changes:*

1. *Eliminates a "Whereas" clause referencing Los Angeles and San Francisco.*
2. *Adds the following to the end of Charter Section 604(b)(9): "This provision shall not apply to any recruitment for the position of Chief of Police that is pending at the time of the Commission's first meeting."*
3. *Adds the following to the end of Charter Section 604(e)(6): "in consultation with the City Administrator."*
4. *Adds the following to the end of Charter Section 604(e)(7): "The Chief of Police may assign a sworn officer to act as a liaison from the Department to the Inspector General."*
5. *Adds the following to the beginning of Charter Section 604(f)(1): "Beginning sixty (60) days after the City Council's confirmation of the first group of Commissioners and alternates,"*
6. *Adds the following parenthetical notation to Charter Section 604(f)(2): "(IAD)."*
7. *Replaces Charter Section 604(g) ("Adjudication") with a revised form of the Alternative Adjudication Section previously submitted as Attachment A to the Resolution. The major ways in which current version of 604(g) differs from the previous submission is: (a) requires disclosure of the disposition of arbitration cases on discipline; (b) In lieu of the Police Commission determining the arbitrators used, the Commission would select a list of 20 arbitrators, from which the City Attorney's office and Police Officers' Association would each strike 6 names, with the resultant 8 names being the publicly disclosed list.*
8. *Adds to Ordinance Section 2.45.020(C): "and the Chief of Police"*
9. *Adds to Ordinance Section 2.45.020(E): "one hundred and eighty (180)" (instead of 150 days).*
10. *Adds to Ordinance Section 2.45.020(E)(5): "the Mayor,"*
11. *Adds Ordinance Section 2.45.020(E)(6): "Conducting an annual review of trends and patterns regarding Department training and education, and the Department's use of the Internal Personnel Assessment System (IPAS) and other early warning system(s). The Police Auditor shall also monitor the number and percentage of sworn officers who have received adequate training on profiling and implicit bias, procedural justice, de-escalation training, and work-related stress management."*
12. *Adds Ordinance Section 2.45.020(F): "Direct the Inspector General to develop and present a plan to the Commission to measure the performance of each element of the Department's discipline process."*
13. *Adds Ordinance Section 2.45.020(M): "Monitor and evaluate the Department's recruitment and hiring practices for sworn personnel."*
14. *Adds to Ordinance Section 2.45.040 that the submission to the City Council must be within three days of the Commission's vote and that the Council has 90 days, instead of 60, to approve or reject the Commission's rules and procedures.*
15. *Adds to Ordinance Section 2.45.060 "the Agency" and "Chapter 2.46."*
16. *Adds Ordinance Section 2.45.075, which provides clarifying details about the arbitration selection process described in the Charter Amendment.*
17. *Adds to the end of Ordinance Section 2.45.080: "consistent with applicable law and any adopted Memorandum of Understanding between the City and the*

employee association(s) representing sworn Oakland police officers. ”

18. Adds to the end of Ordinance Section 2.46.030: “in consultation with the City Administrator”

In addition, the committee approved inclusion of the following components from the Campbell, Reid and Guillen document handed out on the floor:

Item 2 - “Delete all open deliberation of Police Chief Selection process.”

Instead, request amendment wherein to select a Chief of Police, Commission forms a Search Committee of three to four Commissioners. All sensitive and/or identifying documentation about candidates for the Chief of position shall remain confidential to Search committee members only. Alternatively, all sensitive and/or identifying documentation about candidates for the Chief position shall remain confidential to Commissioners only.” – accepted such that the language will be refined with the assistance of the City Attorney

Item 3 - “For The Purposes of this charter amendment, “serious Incident” shall be defined as officer-involved shooting, in-custody death, death, or serious bodily harm caused by the action and/or inaction of a police officer, and/or criminal activity by an Oakland Police Department employee, whether on-duty or off-duty. Employee shall include sworn officers, as well as staff, technicians and all other civilian staff” to the ordinance and additionally adding a definition section to the ordinance;

Item 5 “The commission shall communicate its decision to the complainant, if there is one, to the greatest extent permitted by law.”;

Item 6 as modified on the floor to read: “The Office of the IG shall complete all audits or reviews requested by any of the following: an affirmative vote of the majority of the commissions, a request by the Mayor, a request by the City Administrator, or by affirmative vote of the majority of the City council. The IG shall report findings to the requestor.”; and

Item 9 as limited to add two trainings to section 2.45.070 – 1) Oakland Police department’s Procedural Justice Training Implicit bias Training and Crisis intervention Training, and 2) Peace Officer Standards and Training Domains 15 and 16 trainings on arrest search and seizure procedures.

Item 10 – to be added to the ordinance “Add Amended Section 5: The following reporting and transparency mechanisms shall apply in the City of Oakland with the passage of this Charter Amendment.

A. Regular Reporting to Community

At least quarterly and as permitted by law, the IG shall report to the Commission and to City Council, and include the following information in each report, as permitted by law:

1. Complaint and disciplinary data, summarizing the work of the Agency, the Commission and the Police Department’s Internal Affairs Division, including but, including but not limited to:

a. The number of total complaints;

b. The Date of each complaint or Serious Incident, whether or not there is a related complaint;

c. Whether or not the Police Department recommended discipline:

d. Whether or not supervisory accountability was assessed:

e. Whether or not that discipline was sustained:

f. The final disciplinary action taken, if different from what the Oakland Police Department had recommended; and

g. The most recent discipline matrix for viewers’ reference. For those complaints or Serious Incidents which are closed and for which discipline has been implemented, the Commission shall report on whether the discipline was less than what is recommended using the Oakland Police Department’s

*discipline matrix as well as previous sanctions, closely evaluating and comparing levels of discipline across cases.*

*2. The IG shall report to the Commission and to the City Council on all trends and/or patterns in OPD training, education and the Oakland Police Department's use of the IPAS early warning systems. Specifically, the IG shall inform the Commission and the City Council of the percentage of officers that have received training for:*

- a. Procedural Justice;*
- b. Implicit Bias;*
- c. Crisis Intervention and De-escalation Training; and*
- d. Job-related Stress Management*

*Along with this data, the IG shall provide insight into any trends and/or patterns it sees about connections or the absence of connections between (1) training and/or education (2) involvement in allegations of Serious Incidents; and (3) sustained findings of Serious Incidents.*

*B. Establish "Right to Know" Policy*

*1. When a Serious Incident is alleged or appears to have occurred, the Chief of Police shall notify the Commission Chair, the Agency Director and the IG immediately. The Chief shall then provide two status reports to the Commission Chair, the Police Commission's investigatory Agency Director and the IG in the coming days and weeks. The first will take place within 10 days of the incident date. The second status report will take place within 45 days of the incident.*

*2. When sharing information with the public, the Commission shall work closely with the Mayor and the City Administrator to evaluate the City of Oakland's capacity to waive certain exemptions to public records requests, to the extent allowable by law.*

*3. After the Commission has been briefed by the the Chief of Police, and worked closely with the Mayor and the City Administrator to evaluate privilege waivers and records exemptions, the Commission shall share as much information with the public as it legally is able to at the earliest possible date. The notification will be posted on the City of Oakland website, and made accessible on the Commission webpage, accessible by Equal Access standards." – accepted such that the language will be refined with the assistance of the City Attorney. The committee further noted that the remaining elements of the Campbell, Guillen and Reid proposal will be a continuing dialogue with the authors and directed the City Administrator to proceed with meet and confer to the extent necessary.*

6/30/16

\*Rules & Legislation  
Committee

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

*AS A NON CONSENT ITEM*

- 12 Subject: Ordinance Amending Chapter 8.22, Article I (Rent Adjustment)  
From: Councilmembers Kalb, Gibson McElhaney and Guillen  
Recommendation: Adopt An Ordinance Amending Chapter 8.22, Article I (Rent Ajustment) Of The Oakland Municipal Code To: (1) Modify Exemptions For Owner-Occupied Duplexes And Triplexes And Sustainably Rehabilitated Properties; (2) Require That Owners File Petitions For Rent Increases In Excess Of The Annual Consumer Price Index Increase (3) Change The Amortization Period For Capital Improvements To That Of The Useful Life Of The Improvement; (4) Clarify That Certain Types Of Work Are Not Capital Improvements; (5) Amend Timelines For Filing Petitions; (6) Require Owners To Pay Interest On Security Deposits; And (7) Amending Chapter 8.22, Article Iv To Permit Tenants To Choose To Pay Their Portion Of The Program Fee Either In A Lump Sum Or In Six Monthly Installments  
[15-1226](#)

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

*ACTION THIS ITEM WILL RESULT IN THE INTRODUCTION OF THE ORDINANCE*

*FINAL PASSAGE WILL BE DETERMINED BY THE CITY COUNCIL.*

**Legislative History**

6/16/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
6/28/16	* 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 Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
		<i>The Committee amended the resolution to: 1) Change the number of years from 3 to 2 years; 2) have owners to petition above 5% instead of the CIP; 3) strike #4 changing the amortization period fro capital improvements to that of useful life of improvement; 4) on item 6 strike requirement that landlords pay interest on security deposits; 5) on Item 7 strike the monthly payments; and 6) on item 8 obtain clarification on equal access requirements pertaining to City materials.</i>
6/30/16	*Rules & Legislation Committee	Rescheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 13** Subject: Renter Protection Act of 2016 (Rent and Eviction Ordinance Amendments Ballot Measure)  
From: Councilmember Rebecca Kaplan  
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The November 8, 2016 Statewide General Election Proposed Amendments To The Rent Adjustment Ordinance (O.M.C. Chapter 8, Article I (8.22.100, Et Seq.) (1) To Require Owners Petition For Rent Increases In Excess Of An Annual Allowance; And Proposed Amendments To The Just Cause For Eviction Ordinance (Measure EE (2002), (O.M.C. Chapter 8, Article Ii (8.22.300, Et Seq.) To (2) Modify The New Construction Exemption To Apply To Units Constructed After January 1, 1995, (3) To Require Relocation Payments For Owner-Occupancy Evictions, (4) To Permit The City Council Limited Authority To Modify The Ordinances, And (5) Amending O.M.C. Chapter 8.22 (Rent And Evictions) To Increase Transparency, Including Regular Reports From The Rent Program To The City Council And (6) Removing The Requirement For Council Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 8, 2016 Statewide General Election

[15-1197](#)

**Attachments:**

[View Report](#)

[View Supplemental Report](#)

[View Supplemental Report](#)

[View Supplemental Report](#)

[View Supplemental Report Kaplan updated memo](#)

[View Supplemental Report](#)

**Legislative History**

6/9/16	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
6/21/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Continued to the Meeting of the Oakland City Council
6/30/16	*Rules & Legislation Committee	Rescheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*AS A NON CONSENT ITEM*



14 Subject: Adoption Of Legislation To Place An Infrastructure Bond On The November 2016 Ballot

From: Office of City Administrator

Recommendation: 1) Adopt A Resolution On The City Council's Own Motion Submitting To The November 8, 2016 Statewide General Election, A Proposed Ordinance To Authorize Issuance Of \$600 Million General Obligation Bonds To Fund Various City Infrastructure And Affordable Housing Projects; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 8, 2016 Statewide General Election; Action Taken In Reliance On Previously Certified Environmental Impact Reports And CEQA Exemptions Without Limitation, CEQA Guidelines 15162,15183,15183.3 And 15378 [TITLE CHANGE]

[15-1174](#)

**Sponsors:** Office Of The City Administrator

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

[View Report - Attachment A](#)

[View Report - Attachment B](#)

[View Supplemental Report Part 1](#)

[Attachment A](#)

[Attachment B](#)

[Attachment C](#)

[View Supplemental Report Part 2](#)

**Legislative History**

6/2/16	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
6/14/16	*Finance & Management Committee	Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

*The committee approved recommendations as amended the committee wanted legal language to include charter provisions regarding non-contracting out this item will be on the non-consent portion of the agenda  
There were 12 speakers on this item*

6/14/16 \*Public Works Committee Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*The PWC advanced the following questions for response by staff:*

- *Please adjust either the measure question by removing the reference to pot holes or by adding pot holes to the list of allowable uses.*
- *How much of affordable housing funds could be used for moderate income housing?*
- *What is the impact to Council's ability to act by inclusion of the language that locks in the housing uses, and the reference the 2016 Alameda County Bond measure?*
- *The committee would like to see the Affordable Housing Bond Law prior to Council's approval of the bond measure.*
- *Can there be low income exemption for the cost?*
- *Reconsider the language providing for the Council's ability to reallocate funding across the categories after 10 years?*
- *Does the \$100m Anti-displacement/ Affordable Housing funding include the Accessibility rehabs?*
- *Consider modifying the 10 year reallocation provision with language that provides reallocation for up to 10%*
- *Under existing language, could funding be used to enhance existing and/or facilitate new wetlands? If not, could language be added to do so?*
- *Please respond to the questions submitted by the Sierra Club.*
- *Request for an Infrastructure strategy reflective of all bond measures proposed by all agencies (BART, EBMUD, OUSD, ALCO, etc.)*
- *What is the structural and fiscal impact to from all of the proposed Bond measures?*
- *Consideration of including a 50% Oakland Resident employment requirement for all work proposed under the bond.*

*There were 4 speakers on this item.*

6/30/16 \*Rules & Legislation Committee Rescheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*AS A NON-CONSENT ITEM*

7/7/16 \*Rules & Legislation Committee Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*The City Administrator proposed an amendment to the title of the resolution to add addition language as read into into the record as follows: "...direct the city administration to prepare an affordable housing law ordinance; and direct the city administrator to complete the analysis of the capital improvement program by October 14 to assess opportunities for doing additional work with city employees."*

2) Recommendation: Direct The City Administrator To Expedite The Analysis Required By Article 14.16 Of The SEIU Local 1021 Memorandum of Agreement (Reviewing the Capital Improvement Plan To Identify Work That May Be Completed By Represented Employees In Lieu Of Contracting Out Such Work), Focusing First On The Types Of Work Anticipated To Be Funded By The Infrastructure Bond And Complete That Element Of The Analysis By October 14, 2016.

**15-1312**

**Sponsors:** Office Of The City Administrator

*These items were added July 15, 2016 in consultation with the Office of the City Attorney*

3) Direct The City Administrator To Prepare The Affordable Housing Bond Law Ordinance, Consistent With The Anti-Displacement And Affordable Housing Framework, For Adoption By City Council

**15-1313**

**15** Subject: RAP Fee Increase

From: Council President Gobson McElhaney, President Pro Tem Reid and Vice Mayor Campbell Washington

Recommendation: Adopt An Ordinance Amending Ordinance No. 13320 C.M.S. (The 2015-16 Master Fee Schedule) To Increase The Rent Program Service Fee From \$30 Per Unit To \$68 Per Unit

**15-1299**

**Sponsors:** Mr. Reid, Campbell Washington and Gibson McElhaney

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

[View Supplemental Report](#)

[View Report](#)

[View Report](#)

[View Kaplan Supplemental Report](#)

[View Supplemental Report](#)

*ACTION ON THIS ITEM WOULD RESULT IN INTRODUCTION*

*FINAL PASSAGE WILL BE SCHEDULED AS DETERMINED BY THE CITY COUNCIL*

**Legislative History**

7/7/16

\*Rules & Legislation  
Committee

Scheduled to the \* Special Meeting of the  
Oakland City Council

**S 16** Subject: BRT Business Assistance Fund Guidelines-Supplemental Report  
From: Housing And Community Development  
Recommendation: Adopt A A Resolution To 1) Approve Eligibility Criteria And Disbursement Guidelines For The Business Assistance And Sustainability Fund And To Authorize The City Administrator, Without Returning To City Council, To Disburse Said Funds In The Form Of Grants Not-To-Exceed \$100,000 Per Eligible Business Based Upon The Approved Eligibility Criteria And Disbursement Guidelines; And 2) To Renegotiate The Terms And Allocation Of A \$2,000,000 Business Technical Assistance Grant From Ac Transit

[15-1259](#)

**Sponsors:** Housing And Community Development Department

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

**Legislative History**

6/30/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
7/12/16	*Special Public Works Committee	Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the City Council/Geological Hazard Abatement District Board

*The committee amended the report to include the requirement that relocation funding would be for relocation within the City of Oakland*

**S17** Subject: Resolution Urging Bay Area Air Quality Management District (BAAQMD) Board Of Directors To Adopt The Refinery Emission Limits  
From: Councilmembers Kalb And Kaplan  
Recommendation: Adopt A Resolution Urging Bay Area Air Quality Management District (Baaqmd) Board Of Directors To Adopt The Refinery Emission Limits Detailed In The Community-Worker Alternative To Rule 12-16 To Ensure Community And Refinery Worker's Health And Safety

[15-1306](#)

**Sponsors:** Kalb and Kaplan

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

**Legislative History**

7/14/16	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Agency/City Council/Geological Hazard Abatement District Board
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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)**

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Oakland's policy for people with environmental illness or multiple chemical  
sensitivities, please refrain from wearing strongly scented products to meetings.**

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THOSE ATTENDING MEETINGS.**

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