



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

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

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

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

Tuesday, November 1, 2016

5:30 PM

City Council Chamber, 3rd Floor

DEFINITION OF TERMS:

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

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

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

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

1 PLEDGE OF ALLEGIANCE

2 ROLL CALL / CITY COUNCIL

COUNCILMEMBERS: Desley Brooks, District 6; 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 MEETING OF OCTOBER 18,
2016

[16-0372](#)

Attachments: [View Report](#)

- 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") I Acquired
Immunodeficiency Syndrome ("AIDS") Epidemic

[16-0331](#)

Attachments: [View Report](#)

- 7.2 Subject: Medical Cannabis Health Emergency
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A
Local Public Health Emergency With Respect To Safe, Affordable Access To Medical
Cannabis In The City Of Oakland

[16-0332](#)

Attachments: [View Report](#)

7.3 Subject: I.T. Salary Ordinance Amendment
From: Human Resources Management
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Change The Titles Of Information Systems Supervisor And Information Systems Manager To Information Systems Manager I And Information Systems Manager II, Respectively; And To Increase The Salary Rate For Information Systems Manager I
[16-0137](#)

Attachments: [View Report](#)

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

INTRODUCTION (First Reading) WAS PASSED ON OCTOBER 4, 2016; (7 Ayes, 1 Excused - Gibson McElhaney).

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
9/27/16	*Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/4/16	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

- 7.4** Subject: Salary Ordinance Amendment - Various Classifications
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Permanent Part-Time Classifications Of Early Head Start Instructor, PPT, Head Start Instructor, PPT, And Van Driver, PPT; Reactivate And Amend The Title Of Curator Of History, Chief, To Curator Of African American Museum & Library At Oakland (AAMLO), Chief; Correct The Salary Rates For Cable TV Production & Operations Manager, Environmental Services Analyst, Assistant, And Capital Improvement Project Coordinator, Assistant; Adjust The Title Of Police Program And Performance Auditor To Police Program And Performance Audit Supervisor; And Adjust The Title Of Americans With Disabilities Act (ADA) Projects Coordinator To Disability Access Coordinator
[16-0140](#)

Attachments: [View Report](#)

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

INTRODUCTION (First Reading) WAS PASSED ON OCTOBER 4, 2016; (7 Ayes, 1 Excused - Gibson McElhaney).

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
9/27/16	*Finance & Management Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/4/16	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

- 7.5** Subject: Appointment To Commission On Aging
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Martha B. Scott, Michelle Hall, Irene Yen And Sandra Simon As Members Of The Commission On Aging
[16-0342](#)

Attachments: [View Report](#)

- 7.6 Subject: Appointment To Cannabis Regulatory Commission
From: Office of The Mayor
Recommendation: Adopt A Resolution Confirming The Appointment Of Jin Jack Shim
As A Member Of The Cannabis Regulatory Commission
[16-0343](#)

Attachments: [View Report](#)

- 7.7 Subject: Settlement Of Anita Aaron V. City Of Oakland, Case No. RG1471738
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Anita Aaron V. City Of Oakland, Alameda
County Superior Court Case No. RG14717380, City Attorney's File No. 29982, In The
Amount Of One Hundred Ten Thousand Dollars And Zero Cents (\$110,000.00) (Public
Works - Dangerous Condition)
[16-0334](#)

Attachments: [View Report](#)

Legislative History

10/20/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 7.8 Subject: Settlement Agreement Of Tracy Hobbs V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To
Compromise And Settle The Case Of Tracy Hobbs V. City Of Oakland, Alameda
County Superior Court Case No. RG14753212, City Attorney's File No. 30121, In The
Amount Of Seventy-Five Thousand Dollars And Zero Cents (\$75,000.00) (Public
Works - Dangerous Condition)
[16-0335](#)

Attachments: [View Report](#)

Legislative History

10/20/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 7.9** Subject: Settlement Agreement Of Michael Smith, ET AL., V. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Michael Smith, A Minor By And Through His Guardian Ad Litem Danelle Cyrus V. City Of Oakland, Alameda County Superior Court Case No. RG15778881, City Attorney's File No. 30524, In The Amount Of Sixty Thousand Dollars And Zero Cents (\$60,000.00) (Oakland Parks And Recreation - Dangerous Condition)
[16-0337](#)

Attachments: [View Report](#)

Legislative History

10/20/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 7.10** Subject: Settle The Claim Of CSAA Insurance
From: The Office The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of CSAA Insurance Exchange As Subrogee Of (A/S/O) Jeanne Foss-Swaine, In The Amount Of Seven Thousand Four Hundred Twenty Dollars And 43/100 Cents (\$7,420.43) As The Result Of Damages Sustained From An Automobile Collision On January 17, 2015 (Oakland Police Department - Automobile Collision)
[16-0338](#)

Attachments: [View Report](#)

Legislative History

10/20/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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7.11 Subject: Campaign Reform Act Amendment
From: Councilmember Dan Kalb, Noel Gallo, Abel Guillen, Vice Mayor Annie
Campbell-Washington and City Attorney Barbara Parker
Recommendation: Adopt An Ordinance Amending The "Oakland Campaign Reform
Act" (OCRA) Ordinance (A) Aligning OCRA With The 2014 Amendment To The
Oakland City Charter Section 603, (B) Strengthening The Commission's Enforcement
Authority To Match The Government Ethics Act And The California Political Reform
Act, And (C) Clarifying And Expanding Definitions And Substantive Provisions To
Ensure The Act Uses Clear And Enforceable Language And (D) Enhance Independent
Expenditure Disclosure Requirements

[16-0255](#)

Attachments:

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON (November 29, 2016).

Legislative History

9/29/16	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
10/20/16	*Rules & Legislation Committee	Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*Staff noted that the submitted ordinance included addition of new sponsors:
Councilmember Noel Gallo, Guillen, Campbell Washington, and City Attorney
Barbara Parker.*

S7.12 Subject: Parking And Mobility Initiatives
From: Transportation Services Division
Recommendation: Take The Following Actions:

1) Adopt A Resolution (A) Authorizing The City Administrator Or Designee To Accept And Appropriate One Million Three Hundred Thousand Dollars (\$1,300,000) In Congestion Mitigation And Air Quality (CMAQ) Improvement Funds From The Metropolitan Transportation Commission (MTC) For A Three-Year Demand-Responsive Parking And Mobility Management Initiative; And (B) Establishing All Parking Meter Zones In Oakland Municipal Code Section 10.36.140 As Flexible Parking Zones; And

[16-0216](#)

Attachments: [View Report](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
10/11/16	*Special Public Works Committee	Continued
10/25/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2) Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate A Bay Area Air Quality Management District (BAAQMD) Transportation Fund For Clean Air (TFCA) Grant Award Of Two Hundred And Forty-Four Thousand Dollars (\$244,000.00) To Conduct Site Preparation And Installation Of Twenty-Eight Electric Vehicle Charging Stations At Seven City-Owned Public Parking Facilities; And

[16-0217](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
10/11/16	*Special Public Works Committee	Continued to the *Public Works Committee
10/25/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

3) Adopt A Resolution Amending Resolution Number 85459 C.M.S. (Car Sharing Principles) To Provide More Detail Concerning Dedicated Space Car Sharing Program; And

[16-0218](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
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10/11/16	*Special Public Works Committee	Continued to the *Public Works Committee
10/25/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

4) Adopt A Resolution Of Support For The Bay Area Rapid Transit (BART) District's Station Access Plan And Establishing Curb Designations That Help Fulfill The Goals Of That Policy Around Oakland's Eight Bart Stations; And

[16-0219](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
10/11/16	*Special Public Works Committee	Continued to the *Public Works Committee
10/25/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There was 1 speaker on this item

5) Receive An Informational Report On The Pending Closure Of Clay St Parking Garage; And

[16-0221](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
10/11/16	*Special Public Works Committee	Continued to the *Public Works Committee <i>The committee directed staff to provide a supplemental Report on future development.</i>
10/25/16	*Public Works Committee	Received and Filed

6) Adopt A Resolution Authorizing And Directing The City Administrator Or Designee To Amend The City's Parking Operations And Facilities Management Contract With City Of Oakland Parking Partners By An Additional Eight Hundred And Fifty Thousand Dollars (\$850,000.00) In Annual Contract Capacity; And Waiving The Request For Qualifications/Proposal Competitive Selection Requirement; And

[16-0222](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
10/11/16	*Special Public Works Committee	Continued to the *Public Works Committee

10/25/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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7) Adopt A Resolution Authorizing The City Administrator Or Designee To Finalize And Execute A Maintenance And Service Agreement With Scheidt And Bachmann USA, Inc. In Support Of The Parking Access And Revenue Control System Used At City Parking Garages For A Period Of Three Years At A Total Contract Cost Of \$313,313.00; Appropriating Total Expenditures Of \$214,313.00 For Fiscal Years 2017-2019; Providing The Necessary Spending Authority For All Three Years Of The Contract; And Waving Advertising, Bidding And The Request For Qualifications/Proposal Competitive Selection Requirements

[16-0223](#)

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
10/11/16	*Special Public Works Committee	Continued to the *Public Works Committee
10/25/16	*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 Resolution Regarding A Non-Exclusive Agreement With Streetline Inc. Of The "Parking Mobility Initiative" Is Being Held In The Public Works Committee With No Date Certain

S7.13 Subject: Additional Funding For West Oakland Neighborhood Career Center
From: Economic And Workforce Development
Recommendation: Adopt A Resolution Amending Resolution NOS. 86253 And 86337 C.M.S., Which Adopted And Amended The Fiscal Year 2016-17 Workforce Development Budget And Authorized Workforce Service Provider Contracts, To Authorize \$48,098 Of Additional Funding To The Oakland Private Industry Council, Inc., To Provide Services At The West Oakland Neighborhood Career Center

[16-0203](#)

Attachments: [View Report](#)

Legislative History

9/15/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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10/25/16 Concurrent Meeting of the Oakland Redevelopment Successor Agency and the Community and 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

Committee Approved The Item And Forwarded It To Council With Direction That A New Request Be Submitted So That It Would Return Back To Committee With Respect To The Discussing More Funding.

There were 24 speakers to this item.

S7.14 Subject: Substance Abuse & Mental Health Services Grant
From: Human Service Department
Recommendation: Adopt A Resolution To Authorize The City Administrator To: (1) Accept And Appropriate A Grant Of 1,000,000 Annually For Five Years From The United States Substance Abuse And Mental Health Services Administration (SAMHSA); (2) Create Two New Staff Positions In The Human Services Department To Oversee Grant Funded Activities; (3) Enter Into An Agreement With Alameda County Health Care Services Agency, In An Amount Not To Exceed \$100,000, To Provide Trauma-Informed Care Trainings From September 30, 2016 To September 29, 2017; (4) Enter Into Grant Agreements With Mental Health Providers Selected Through A Competitive Process In A Total Amount Not To Exceed \$240,000 To Provide Behavioral Health Services Without Returning To Council; And (5) Enter Into Professional Services Agreements From September 30, 2016 To September 29, 2017 With Resource Development Associates In An Amount Not To Exceed \$65,000 To Provide Evaluation Services And Technical Support, And Prevention Institute For In An Amount Not To Exceed \$20,000 To Provide Curriculum For Community Resilience Trainings; And Waive The Competitive Request For Proposal/Qualification Process [16-0288](#)

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

Legislative History

10/25/16 *Life Enrichment Committee Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There were 2 spekaers on this item

S7.15 Subject: FY 2015-16 Annual Report On Grants and Donations up to \$50,000
From: Office Of The City Administrator
Recommendation: Receive An Annual Informational Report From The City Administrator On The Acceptance And Appropriation Of Restricted Grant Funds, Gifts, And Donations Of \$50,000 Or Less For The Period July 1, 2015 Through June 30, 2016
[16-0314](#)

Attachments: [View Report](#)

Legislative History

10/25/16 *Finance & Management Received and Forwarded to the Concurrent
Committee Meeting of the Oakland Redevelopment
Successor Agency and the City Council

There was 1 speaker to this item.

S7.16 Subject: Sale Of 3455 And 3461 Champion Street Properties
From: Economic And Workforce Development Department
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
Carlos Soloman And Dominica Rice-Soloman Or A Legal Entity Affiliated With Carlos
Soloman & Dominica Rice-Soloman For (A) The Sale Of The Parcels Located At 3455
And 3461 Champion Street, Reserving To The City An Easement For A Fiber Optics
Hub And Related Uses ("Property") For An Amount Not Less Than Three Hundred
Forty Thousand Dollars (\$340,000), And (B) Development And Operation On The
Property Of A Full Service Restaurant, 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 Exemption Findings
[16-0317](#)

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

*ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (FIRST READING) OF
THIS ORDINANCE.*

FINAL PASSAGE (SECOND READING) WILL OCCUR ON NOVEMBER 29, 2016.

Legislative History

10/25/16 Concurrent Meeting of the Approve the Recommendation of Staff, and
Oakland Redevelopment Forward to the Concurrent Meeting of the
Successor Agency and the Oakland Redevelopment Successor
Community and Economic Agency and the City Council
Development Committee

**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: Parking And Mobility Initiatives
From: Transportation Services Division
Recommendation: Conduct A Public Hearing And Upon Conclusion Take The
Following Actions:

1) Receive An Informational Report On The Downtown Oakland Parking Management
Report, The Final Deliverable Of The Metropolitan Transportation Commission-Funded
Downtown Oakland Parking Study

[16-0213](#)

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

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
10/11/16	*Special Public Works Committee	Received and Forwarded to the *Public Works Committee
10/25/16	*Public Works Committee	No Action Taken

2) Adopt An Ordinance Amending Titles Of The Oakland Municipal Code(1) 10.36.141
To Facilitate The Efficient Management Of Parking Meter Zones; And (2) 10.72. To
Establish New Dedicated Space Parking Permits To Eligible Car Sharing
Organizations; And

[16-0324](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON (November 29, 2016).

Legislative History

10/25/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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3) Adopt An Ordinance To Amend Ordinance Number 13184 C.M.S. (The Fiscal Year 2015-2016 Master Fee Schedule) To (A) Support The City's Demand Responsive Parking Management Initiatives With (1) Variable Pricing Of On-Street Meter Rates And (2) Off-Street Parking Facility Rates That Reflect The Recommendations Of The Downtown Oakland Parking Management Report; And (B) Establish Fees For A Dedicated Space Car Sharing Program

[16-0224](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON (November 29, 2016).

Items Previously Listed Were Moved To Consent

Legislative History

9/22/16	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
10/11/16	*Special Public Works Committee	Continued to the *Public Works Committee
10/25/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There were 2 speakers on this item

The Resolution Regarding A Non-Exclusive Agreement With Streetline Inc. Of The "Parking Mobility Initiative" Is Being Held In The Public Works Committee With No Date Certain

- 9.2** Subject: 24th & Harrison Appeal
From: Planning and Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Denying An Appeal By Oakland Residents For Responsible Development And Thus Upholding The Planning Commission's Approval Of A Proposal To Construct 437 Dwelling Units Over Approximately 65,000 Square Feet Of Retail Located At 277 27th Street (24th & Harrison), Oakland CA (Project Case No. PLN16-080), Including Adopting CEQA Exemptions And Addendum (Relying On The Previously Certified 2014 Broadway Valdez District Specific Plan EIR).

[16-0315](#)

Attachments: [View Report](#)
[View Report - Attachment A](#)
[View Report - Attachment B](#)
[View Report - Attachment C](#)
[View Report - Attachment D](#)

Pursuant to Rule 28(a) Council of Resolution 86034 C.M.S., this item was added to this agenda.

9.3 This Item "Appeal Of Planning Commission Approval" Is Being Moved To The November 14, 2016 Special Meeting Of The City Council

This Item Was Continued From The October 18, 2016 City Council Meeting

- 9.4** Subject: Amendments To The Oakland Fire Code
From: Oakland Fire Department
Recommendation: Conduct A Public Hearing And Upon Conclusion :

Adopt An Ordinance 1) Repealing Current Oakland Municipal Code Chapter 15.12, The Oakland Fire Code, Making Findings To Substantiate Modifications To California Building Codes And Standards Due To Local Climatic, Geological Or Topographical Conditions, And Adopting And Making Local Amendments To The 2016 Edition Of The California Model Building Code, California Code Of Regulations Title 24, Part 9, Including, But Not Limited To, National Fire Protection Association And Other Referenced Standards As Adopted By The California State Fire Marshal, And Recodifying Said Code At Oakland Municipal Code Chapter 15.12 As The Oakland Fire Code

[16-0283](#)

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

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (FIRST READING) OF THIS ORDINANCE.

FINAL PASSAGE (SECOND READING) WILL OCCUR ON NOVEMBER 29, 2016.

[Legislative History](#)

10/25/16 Concurrent Meeting of the
Oakland Redevelopment
Successor Agency and the
Community and Economic
Development Committee
Approve the Recommendation of Staff, and
Forward to the Concurrent Meeting of the
Oakland Redevelopment Successor
Agency and the City Council
There was 1 speaker to this item.

9.5 Subject: Classic Safety Police Employee Pension Cost Sharing
From: Treasury Bureau
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The
Following Pieces Of Legislation

1) A Resolution Of Intention To Approve An Amendment To Contract Between The
Board Of Administration California Public Employees' Retirement System And The City
Council City Of Oakland, And

[16-0318](#)

Attachments: [View Report](#)

Legislative History

10/20/16 *Rules & Legislation
Committee Scheduled to the Concurrent Meeting of the
Oakland Redevelopment Successor
Agency and the City Council

2) 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 One Percent (1%)
Employees Cost Sharing Of Additional Benefits For Tier I And Tier II Classic Police
Members (California Government Code Section 20516)

[16-0336](#)

*ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (FIRST READING) OF
THIS ORDINANCE.*

FINAL PASSAGE (SECOND READING) WILL OCCUR ON NOVEMBER 29, 2016.

Legislative History

10/20/16 *Rules & Legislation
Committee Scheduled to the Concurrent Meeting of the
Oakland Redevelopment Successor
Agency and the City Council

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

- 11** Subject: FY 2016-17 Justice Local Assistance Grant (JAG) Funds
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate The Fiscal Year (FY) 2016 U.S. Department Of Justice (DOJ) Edward Byrne Memorial Justice Assistance Grant (JAG) Funds In An Amount Not To Exceed Six Hundred And Nine Thousand, Seven Hundred Eighty Dollars (\$609,780) For October 1, 2015 Through September 30, 2019

[16-0280](#)

Attachments: [View Report](#)

Legislative History

10/20/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Due to specific grant deadlines, staff requested placing this item directly to the City Council agenda on 11/1/2016 bypassing the Public Safety Committee.

- 12** Subject: Infrastructure Bond Affordable Housing Enabling Ordinance
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To Enact The City Of Oakland Affordable Housing And Infrastructure Bond Law, Which Provides For Issuance Of General Obligation Bonds To Fund The Affordable Housing Program And Other Purposes Described Herein

[16-0340](#)

Attachments: [View Report](#)

[View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON (November 29, 2016).

Legislative History

10/20/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 13** Subject: Waterways Enforcement Equipment Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate Grant Funds From The State Of California Department Of Parks And Recreation, Division Of Boating And Waterways, In An Amount Not To Exceed Forty-Four Thousand Three Hundred And Eighty-Two Dollars (\$44,382) By September 30, 2017, To Purchase Equipment For The Marine Enforcement Unit (MEU) Of The Oakland Police Department (OPD)
[16-0279](#)

Attachments: [View Report](#)

Legislative History

10/20/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>Due to specific grant deadlines, staff requested placing this item directly to the City Council agenda on 11/1/2016 bypassing the Public Safety Committee.</i>
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- 14** Subject: Ordinances Amending Chapters 5.80 and 5.81 - Cannabis
From: The Oakland Diversity And Equity Cannabis Coalition
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Oakland Municipal Code Chapter 5.80, Medical Cannabis Dispensary Permits, To Refine The Equity Permit Program; And
[15-1285](#)

Attachments: [View Report](#)

[View Supplemental Report](#)

[View Supplemental Report](#)

[View Supplemental Report](#)

[View Supplemental Report](#)

[View Supplemental Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON (November 29, 2016).

Legislative History

6/30/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
7/7/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee

9/27/16	*Public Safety Committee	No Action Taken <i>There Were Two Motions On The Floor; The Motion To Adopt All Amendments And Send To Full Council Died With Two Ayes And Two Noes, And The Second Motion To Accept No Amendments And Return Back To Committee For A Work Through Died With Two Ayes And Two Noes.</i>
10/18/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Referred

2) Ordinance Amending Oakland Municipal Code Chapter 5.81, Medical Cannabis Cultivation Facility Permits, To Refine The Equity Permit Program;
[15-1291](#)

Pursuant to Rule 7(8) of the Council's Rules of Procedure Resolution 86034 C.M.S., Councilmember Brooks made a motion seconded by Councilmember Gallo to add this item to the November 1, 2016 City Council agenda.

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON (November 29, 2016).

Legislative History

7/7/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
9/27/16	*Public Safety Committee	No Action Taken <i>There Was 99 Speakers To This Item</i>
10/18/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Referred to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S15 Subject: National League Of Cities Appointment And Travel Authorization
From: Council President Lynette Gibson McElhaney
Recommendation: Adopt A Resolution (1) Appointing Councilmember Abel Guillén As The City Of Oakland's Voting Delegate And Council President Lynette Gibson McElhaney As The City Of Oakland's Alternate Voting Delegate To The National League Of Cities' 2016 Annual Business Meeting, Taking Place In Pittsburgh From November 16 To 19, 2016 And (2) Authorizing Reimbursement For Council President Lynette Gibson McElhaney's Costs Of Approximately \$2,067.50 From The Council Contingency Fund For Travel To This Meeting
[16-0371](#)

Attachments: [View Supplemental Report](#)

This item was placed on the agenda by the October 27, 2016 Rules and Legislation Committee or Pursuant to Rule 28a/b.

This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance, prior to hearing the item.

S16 Subject: Resolution In Support Of Proposition 64
From: Councilmember Kaplan And Kalb
Recommendation: Adopt A Resolution In Support Of Proposition 64, The Marijuana
Legalization Initiative
[16-0368](#)

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

*This item was placed on the agenda by the October 27, 2016 Rules and Legislation
Committee or Pursuant to Rule 28a/b.*

*This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080
E(2) of the Sunshine Ordinance, prior to hearing the item.*

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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**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.**