



# 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>

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Tuesday, January 17, 2017

5:30 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; President Pro Tempore Abel J. Guillén, District 2; Dan Kalb, District 1; Rebecca Kaplan, At Large; Council President Larry Reid, District 7; 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):

- 4.1 Subject: Honoring Reverend Newton Carey Jr.  
From: Councilmember Gibson McElhaney  
Recommendation: Adopt A Resolution Celebrating The Life Of Reverend Newton Carey Jr. And Honoring Him For His Lifetime Of Evangelism, Public Service, And Dedication To Helping Those Less Fortunate  
[16-0581](#)

**Sponsors:** Gibson McElhaney

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

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

- 4.2 Subject: Recognizing January As National Slavery And Human Trafficking Prevention Month  
From: Vice Mayor Campbell Washington And Councilmember Gibson McElhaney  
Recommendation: Adopt A Resolution Recognizing January Of Every Year As Human Trafficking Awareness And Prevention Month In The City Of Oakland And Urging All Oakland Residents, Businesses And Organizations To Actively Engage In The Elimination Of Commercial Sex And Human Trafficking In The City Of Oakland  
[16-0582](#)

**Sponsors:** Campbell Washington and Gibson McElhaney

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

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

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF DECEMBER 13, 2016  
[16-0563](#)

- 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 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

[16-0564](#)

**Sponsors:** Office Of The City Attorney

**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

[16-0565](#)

**Sponsors:** Office Of The City Attorney

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

- 7.3 Subject: Appointment Of Debra Mesaros To Housing, Residential Rent And Relocation Board  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Debra Mesaros To The Housing, Residential Rent And Relocation Board As A Tenant Representative

[16-0503](#)

**Sponsors:** Office Of The Mayor

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

**Legislative History**

12/1/16	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
12/15/16	*Rules & Legislation Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*There is 1 speaker on this item.*

- 7.4** Subject: Settlement of Philadelphia Indemnity Insurance Co. 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 Philadelphia Indemnity Insurance Co. V. City Of Oakland, Alameda County Superior Court Case No. RG15768353, City Attorney's File No. 29681, In The Amount Of One Hundred Sixty-Two Thousand Dollars And Zero Cents (\$162,000.00) (Public Works - Inverse Condemnation)

[16-0531](#)

**Sponsors:** Office Of The City Attorney

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

**Legislative History**

12/15/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 7.5** Subject: Settlement Agreement Of Michele DiFrancia 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 Michelle DiFrancia V. City Of Oakland, Et. Al. Alameda County Superior Court Case No. RG15783586, City Attorney's File No. 30493, In The Amount Of Thirty-One Thousand Dollars And Zero Cents (\$31,000.00) (Oakland Public Works - Dangerous Condition)

[16-0532](#)

**Sponsors:** Office Of The City Attorney

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

**Legislative History**

12/15/16	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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**7.6 The Item regarding "12th Street Remainder Parcel DDA" was withdrawn by Rules and Legislation Committee January 12, 2017**

7.7 Subject: Lease Of 5050 Coliseum Way And 750 50th Avenue  
From: Economic And Workforce Development Department  
Recommendation: Adopt An Ordinance Authorizing The City Administrator, Without Returning To Council, To Negotiate And Execute A Lease For Properties Located At 5050 Coliseum Way And 750 50th Avenue With Dodg Corporation For Use By The City's Public Works Department For A Term Of Ten (10) Years, With Five, Three-Year Options To Extend The Lease, For The Monthly Rental Amount Of Forty-Three Thousand Dollars (\$43,000), Equal To An Initial Aggregate Annual Amount Of Five Hundred Sixteen Thousand Dollars (\$516,000), Plus Consumer Price Index Increases Each Annual Anniversary Date Not To Exceed Five Percent Per Year; And Making Certain California Environmental Quality Act Exemption Findings

[16-0419](#)

**Sponsors:** Economic & Workforce Development Department

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

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

*INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 13, 2017; 8 AYES.*

**Legislative History**

11/17/16	*Rules & Legislation Committee <i>Staff noted title change as follows: " Adopt An Ordinance Authorizing The City Administrator, Without Returning To Council, To Negotiate And Execute A Lease For Properties Located At 5050 Coliseum Way And 750 50th Avenue With Dodg Corporation For Use By The City's Public Works Department For A Term Of Ten (10) Years, With Five, Three-Year Options To Extend The Lease, For The Monthly Rental Amount Of Forty-Three Thousand Dollars (\$43,000), Equal To An Initial Aggregate Annual Amount Of Five Hundred Sixteen Thousand Dollars (\$516,000), Plus Consumer Price Indexes Each Annual Anniversary Date Not To Exceed 5% Per Year And Making Certain California Environmental Quality Act Exemption Findings"</i>	Scheduled to the *Special Community & Economic Development Committee
12/6/16	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee <i>There was 1 speaker on this item.</i>	Approve the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
12/13/16	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/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: License Agreement For Use Of Building L-118 At Oakland International Airport  
From: Economic And Workforce Development Department  
Recommendation: Adopt An Ordinance Authorizing The City Administrator, Without Returning To Council, To Negotiate And Execute An Amendment To A License And Concession Agreement With The Port Of Oakland For The City's Use Of Port Building L-118 At The Oakland Airport For Office Use And Maintenance Of City Helicopters: (1) Extending The Agreement By Five Years, With Five (5) One Year Options; And (2) Setting Rent At Sixteen Thousand Four Hundred Seventeen Dollars And Five Cents (\$16,417.05) Monthly, Such Rent To Be Offset By The Equivalent Value Of Services Provided By The Oakland Police Department At The Airport; And Making Certain California Environmental Quality Act Exemptions  
[16-0420](#)

**Sponsors:** Economic & Workforce Development Department

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

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

*INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 13, 2016; 8 AYES.*

**Legislative History**

11/17/16	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee <i>Staff requested a title change to read as follows: "Adopt An Ordinance Authorizing The City Administrator, Without Returning To Council, To Negotiate And Execute A Five-Year License Agreement, With Five One-Year Renewal Options, With the Port of Oakland For Use of Real Property Located At Port Building L-118, North Concord, Oakland International Airport, For The City's Use As An Office And For The Operation, Storage And Maintenance Of City Helicopters, And Reasonable Related Uses, For The Monthly Rental Amount of \$16,417.05 Equal To An Annual Aggregate Amount Of \$197,005 And Making Certain California Environmental Quality Act Exemption Findings"</i>
12/6/16	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
12/13/16	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 7.9** Subject: Brooklyn Basin Affordable Housing Parcel Swap  
From: Housing And Community Development Department  
Recommendation: Adopt An Ordinance (1) Authorizing The City To Acquire Project Parcel A For Affordable Housing Development At The Brooklyn Basin Project From Zarsion-OHP I, LLC, In Exchange For Project Parcel G, (2) Authorizing An Amendment To The Cooperation Agreement With The Oak To Ninth Community Benefits Coalition To Reflect The Exchange, And (3) Amending Resolution No. 84349 C.M.S. To Terminate The City's Put Option Providing For The Optional Resale Of The Affordable Housing Parcels Back To Zarsion-OHP I

[16-0431](#)

**Sponsors:** Housing And Community Development Department

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

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

*INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 13, 2016; 8 AYES.*

**Legislative History**

11/17/16	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee
12/6/16	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
	<i>There were 5 speakers on this item.</i>	
12/13/16	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

**7.10** Subject: Ordinance Amending Vehicular Food Vending Program  
From: Council President Reid  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapters 8.09, Vehicular Food Vending, And 5.49, Pushcart Food Vending Pilot Program, To Permit Vehicular Food Vending On Private Property And Within The Public Right-Of-Way On 85th Avenue Between Edes Avenue And San Leandro Boulevard And Make Related Administrative Changes, And Adopting California Exemption Quality Act (CEQA) Exemption Findings  
[16-0451](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 13, 2016; 8 AYES.*

**Legislative History**

11/17/16	*Rules & Legislation Committee <i>Staff requested that this item be added also onto the 12/13/16 Special City Council Agenda as a Public Hearing.</i>	Scheduled to the *Special Community & Economic Development Committee
12/6/16	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Community & Economic Development Committee <i>There were 7 speakers on this item.</i>	Approve the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
12/13/16	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at 8:52 p.m.</i>	Approved On Introduction and Scheduled for Final Passage to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*20 individuals spoke on this item.*

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



**S7.11** Subject: Examining Alameda County Probate Court Process, And Grand Jury Investigation  
From: Councilmember Gibson McElhaney  
Recommendation: Adopt A Resolution Requesting An Examination Of The Way In Which The Probate Courts In Alameda County Function And Directing The City Administrator To Send Copies Of The Resolution And Agenda Item To The Alameda County District Attorney Nancy O'Malley, The Judicial Council Of California, Alameda County Board Of Supervisors, Assemblymember Tony Thurmond, Assemblymember Rob Bonta, And State Senator Nancy Skinner

[16-0345](#)

**Sponsors:** Gibson McElhaney

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

**Legislative History**

10/27/16 \*Rules & Legislation Committee Scheduled to the \*Rules & Legislation Committee  
*President Gibson McElhaney along with Pro Tempore Reid agreed to work on this request and revise the title if necessary with the City Attorney's approval.*

*The title of this item should read:*

*A Resolution Requesting An Examination By The Alameda District Attorney Of The Way In Which The Probate Courts In Alameda County Function And The City Clerk Send Copies Of The Resolution And Agenda Item To The Alameda County District Attorney Nancy Omaley, Alameda County Supervisor Keith Carson, And Assemblymember Tony Thurman, and State Senator Loni Hancock.*

*Council President Gibson McElhaney requested to also add to the list Assemblymember Rob Bonta.*

*City Attorney made the following adjustments: "...To Direct The Oakland City Clerk To Send Copies to..."*

12/8/16 \*Rules & Legislation Committee Continued to the \*Rules & Legislation Committee  
*There were 2 speakers on this item.*

12/15/16 \*Rules & Legislation Committee Scheduled to the \*Rules & Legislation Committee  
*Staff requested title change to read as follows: "Adopt A Resolution Requesting An Examination Of The Way In Which The Probate Courts In Alameda County Function And Directing the City Administrator To Send Copies Of The Resolution And Agenda Item To The Alameda County District Attorney Nancy O'Malley, Alameda County Board of Supervisors, Assemblymember Tony Thurmond, And State Senator Nancy Skinner."*

1/12/17 \*Rules & Legislation Committee Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council  
*Councilmember Kalb requested to include in the title that the resolution and the agenda item in addition be send to Assemblymember Rob Bonta and to the Alameda County Board Of Supervisors.*

**S7.12** Subject: EPA Coalition Brownfields Assessment Grants  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept  
And Appropriate One Hundred Ten Thousand Dollars (\$110,000.00) From A United  
States Environmental Protection Agency Coalition Grant Under The Brownfields Grant  
Program For Assessment Of Petroleum Products And Hazardous Substances In Soil  
And Groundwater In The International Boulevard Corridor And Execute A  
Memorandum Of Agreement With The East Bay Brownfields Assessment Grant  
Coalition  
[16-0554](#)

**Sponsors:** Oakland Public Works Department

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

**Legislative History**

1/10/17	*Public Works Committee	Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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**S7.13** Subject: Lake Merritt Improvement Project  
From: Oakland Public Works Department  
Recommendation: Adopt The Following Pieces Of Legislation

1) 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 Merritt Improvement Project (Project No. C394010) In The Amount Of Two  
Million Thirty Eight Thousand, Two Hundred Twenty Five Dollars (\$2,038,225.00); And  
[16-0555](#)

**Sponsors:** Oakland Public Works Department

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

**Legislative History**

1/10/17	*Public Works Committee	Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*The Committee requested to include in the report:*

- 1)Under "Youth Summer Jobs in the Parks & Recreation Department" include  
parks without recreation centers;*
- 2)Oakland Unified School District, and City collaboration for summer school  
programs;*
- 3)State the number of youth hired during this program; and*
- 4)Return to future committee with no date certain.*

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 Bottomley Design & Planning By An Amount Not-To-Exceed One Hundred Fifty Thousand Dollars (\$150,000.00), Bringing The Total Contract Amount From Five Hundred Thousand Dollars (\$500,000.00) To Six Hundred Fifty Thousand Dollars (\$650,000.00)

[16-0556](#)

**Sponsors:** Oakland Public Works Department

**Legislative History**

1/10/17	*Public Works Committee	Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*The Committee requested to include in the report:*

*1)Under "Youth Summer Jobs in the Parks & Recreation Department" include parks without recreation centers;*

*2)Oakland Unified School District, and City collaboration for summer school programs;*

*3)State the number of youth hired during this program; and*

*4)Return to future committee with no date certain.*

**S7.14** Subject: Recognized Obligation Payment Schedule 2017-18  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Approving The Submission Of A Recognized Obligation Payment Schedule And Successor Agency Administrative Budget For July 1, 2017 Through June 30, 2018 To The Oakland Oversight Board, The County And The State

[16-0530](#)

**Sponsors:** Office Of The City Administrator

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

**Legislative History**

12/15/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
1/10/17	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the Community and Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council

**S7.15** Subject: Downtown Oakland Specific Plan And EIR

From: Planning And Building Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To:

A. Execute A Professional Services Contract With The I-SEED Team Of Consultants, In An Amount Not To Exceed \$200,000, For Services Related To The Downtown Oakland Specific Plan Social Equity Strategy Without Returning To Council; And

B. Amend The Professional Services Contract Between The City Of Oakland And Dover, Kohl & Partners In The Amount Of Four Hundred Fifty Three Thousand Four Hundred Forty Dollars (\$453,440), Plus An Additional Project Contingency Amount Of One Hundred Thousand Dollars (\$100,000) For An Overall Amount Not To Exceed The Amount Of Five Hundred Fifty Three Thousand Four Hundred Forty Dollars (\$553,440), For Enhanced Services Related To The Downtown Oakland Specific Plan And Environmental Impact Report Without Returning To Council; And

C. Apply For, Accept, And Appropriate Six Hundred Thousand Dollars (\$600,000) From The Federal Transit Administration (FTA) Transit-Oriented Development Pilot Program Funds For Enhanced Transportation, Economic, And Environmental Analysis To Develop A Comprehensive Transit-Oriented Development Strategy For Downtown Oakland That Will Help Increase Transit Ridership By Encouraging Reverse Commuting To Oakland Without Returning To Council; And

D. Enter Into A Memorandum Of Understanding With Bay Area Rapid Transit (BART) For The FTA Transit-Oriented Development Pilot Program Funds Without Returning To Council.

[16-0557](#)

**Sponsors:** Planning & Building Department

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

[View Supplemental Report](#)

**Legislative History**

1/10/17	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 Meeting of the Oakland City Council
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*Staff requested a supplemental report of detailed scope of work from Dover, Kohl, & Partners and other consultants, and I-SEED compensations for additional neighborhood work.*

*There were 3 speakers on this item.*

**S7.16 THIS ITEM REGARDING THE RENT ADJUSTMENT ORDINANCE AND THE RESOLUTION AMENDING REGULATIONS HAS BEEN RELOCATED TO ITEM NON CONSENT PORTION OF THE AGENDA AS ITEM S17**

*This item was relocated pursuant to Rule 28 of Council's Rules of Procedures 86034 C.M.S.*

**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 The Item regarding "Plug In Electrical Vehicle" was withdrawn by Rules and Legislation Committee January 12, 2017**

**9.2** Subject: Extending The Emergency Moratorium On Residential Hotel Conversion Or Demolition

From: Council President Gibson McElhaney, President Pro Tem Reid, Councilmember Kaplan and Councilmember Gullien

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt an Ordinance Extending Ordinance No. 13410 C.M.S., An Interim Ordinance, Adopted As An Urgency Measure Pursuant To California Government Code Section 65858, Establishing A Temporary Moratorium On The Conversion, Demolition, Reconfiguration, And Rehabilitation Of Residential Hotels, To Take Immediate Effect, Through December 11, 2018 Or Whenever Permanent Regulations Are Adopted, Whichever Occurs First

[16-0533](#)

**Sponsors:** Gibson McElhaney, Mr. Reid, Rebecca Kaplan and Guillén

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

*PURSUANT TO CA SECTION 65858 (EMERGENCY ORDINANCE) THIS ITEM MAY BE INTRODUCED AND ADOPTED AT THE SAME MEETING, REQUIRING 7 VOTES, UPON PASSAGE ORDINANCE WILL BE DEEMED APPROVED*

**Legislative History**

12/15/16

\*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: Contracts With Independent Monitor And Compliance Director  
From: Oakland Police Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administer Or Designee To Increase The 2016-2017 Professional Services Agreement Between The City Of Oakland And Police Performance Solutions, LLC For Monitoring And Technical Assistance Services In Delphine Allen V. City Of Oakland In An Amount Not To Exceed Seventy Five Thousand Dollars (\$75,000), Waive The City's Advertising And Bidding And Request For Proposals / Qualifications Requirements, And Authorize A One-Year Extension (Through January 20, 2018) Of The Professional Services Agreement Between The City Of Oakland And Police Performance Solutions, LLC For Monitoring And Technical Assistance Services In Delphine Allen V. City Of Oakland, In The Amount Of Seven Hundred Twenty Two Thousand Seventy Six Dollars (\$722,076) For A Total Contract Amount Not To Exceed Six Million Six Hundred Ninety One Thousand Three Hundred Ninety Six Dollars (\$6,691,396); And

[16-0579](#)

**Sponsors:** Oakland Police Department

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

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

2) A Resolution Authorizing The City Administrator Or Designee To Waive The City's Advertising And Bidding Requirements And Request For Proposals/ Qualifications (RFP/Q) Requirements And Enter Into A One-Year Extension (Through January 20, 2018) With Warshaw & Associates Inc., To Provide Compliance Director Services To The City In Delphine Allen V. City Of Oakland, In An Amount Not To Exceed One Hundred Sixty Five Thousand Dollars (\$165,000) And For A Total Contract Amount Not To Exceed Six Hundred Sixty Thousand Dollars (\$660,000).

[16-0580](#)

**Sponsors:** Oakland Police Department

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

**S12** Subject: Resolution to Protect DACA Youth  
From: Councilmember Kaplan  
Recommendation: Adopt A Resolution To Demand President Obama Take Action To Protect Deferred Action For Childhood Arrivals (DACA) Youth

[16-0608](#)

**Sponsors:** Kaplan

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

**Legislative History**

1/12/17      \*Rules & Legislation      Scheduled to the Concurrent Meeting of the  
Committee      Oakland Redevelopment Successor  
Agency and the City Council

*This item was placed on the agenda by the 01/12/2017 Rules and Legislation  
Committee.*

*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.*

*Councilmember Gallo made a motion seconded by Councilmember Kalb to  
approve the urgency finding on item 4.2 for the following reason: That there is a  
need to take immediate action which came to the attention of the local body  
after the agenda was posted, and that the need to take immediate action due to  
President Obama's end of presidency on Janaury 20, 2017.*

**S13**    Subject:    Unity Schools Right Of Entry Agreement  
From:      Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or  
Designee To Enter Into A Memorandum Of Understanding With Unity Schools For The  
Period Of October 1, 2016 To September 30, 2017 To Allow The Oakland Police  
Department (OPD) To Use Unity Schools Premises For Training Purposes  
[16-0528](#)

**Sponsors:**      Oakland Police Department

**Attachments:**    [View Report](#)

**Legislative History**

12/15/16      \*Rules & Legislation      Scheduled to the \*Public Safety Committee  
Committee  
1/12/17      \*Rules & Legislation      Scheduled to the Concurrent Meeting of the  
Committee      Oakland Redevelopment Successor  
Agency and the City Council

*Staff requested to place this item on the non-consent portion of the City Council  
meeting agenda on 01/17/2017.*

**S14** Subject: Fiscal Year 2015 FEMA, Urban Search And Rescue Supplemental Funding  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Amending Resolution No. 85941 CM.S. Which Authorized The City Administrator Or Her Designee Among Other Things, To Enter Into An Agreement To Accept, Appropriate And Administer FY 2015 Urban Search And Rescue (US&R) Grant Funds, To Accept, Appropriate And Administer Supplemental FY 2015 US&R Grant Funds In An Amount Not To Exceed Forty-Nine Thousand One Hundred And Fifty-One Dollars (\$49,151) For A Cumulative FY 2015 US&R Grant Award Allocation In An Amount Not To Exceed One Million Two Hundred And Seventy-Eight Thousand Seven Hundred And Thirty-Three Dollars (\$1,278,733) And Appropriate Said Funds To The US&R Task Force  
[16-0529](#)

**Sponsors:** Oakland Fire Department and

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

**Legislative History**

12/15/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
1/12/17	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*Staff requested to place this item on the non-consent portion of the City Council meeting agenda on 01/17/2017.*

**S15** Subject: East Bay Public Safety Program Appropriation  
From: Oakland Police Department  
Recommendation: Adopt Resolution Authorizing The City Administrator, Or Designee, To Accept And Appropriate East Bay Public Safety Program (EBPSP) Funds In The Amount Of Six Hundred Six Thousand Dollars (\$606,000) For Operation Ceasefire And Three Hundred Twenty-Five Thousand Dollars (\$325,000) For The Grow Our Own/Police Pipeline Project For A Total Amount Of Nine Hundred Thirty-One Thousand Dollars (\$931,000) And To Authorize The Use Of The General Purpose Fund To Subsidize The Central Services Overhead Charges Of Up To One Hundred Thirty-Two Thousand Eight Hundred Eighty-Six Dollars (\$132,886)  
[16-0562](#)

**Sponsors:** Oakland Police Department

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

**Legislative History**

1/12/17	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*Staff requested to place this item on the non-consent portion of the City Council meeting agenda on 01/17/2017.*



- S16** Subject: Rent Adjustment Ordinance And Regulation Changes  
From: Housing And Community Development  
Recommendation: Adopt The Following Pieces Of Legislation:  
1. An Ordinance Amending The Rent Adjustment Ordinance (Article I Of O.M.C Chapter 8.22) To (1) Facilitate Implementation Of The Requirements For Owner Petitions For Rent Increases In Excess Of The CPI Rent Adjustment And Banking; (2) Enhance The Reporting Requirements Due From The Owner To A Tenant Where The Owner Is Not Permitted To Set The Initial Rent At The Commencement Of A Tenancy; And (3) Make Clarifying Amendments For Internal Consistency And Efficient Program Operation; And

[16-0558](#)

**Sponsors:** Housing And Community 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 FEBRUARY 7, 2017.*

**Legislative History**

1/10/17	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the Community and Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
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2. A Resolution Ratifying Amendments To The Rent Adjustment Regulations And Appendix A To The Regulations Approved By The Housing, Residential Rent And Relocation Board To (1) Conform The Regulations To Recent Amendments To The Rent Adjustment Ordinance (Article I of O.M.C Chapter 8.22); (2) Enact A Capital Improvement Amortization Schedule; (3) Make Other Clarifying Amendments For Internal Consistency And Efficient Program Operation; And (4) Remove Inactive Provisions.

[16-0559](#)

*This item was relocated from the Consent calender pursuant to Rule 28 of Council's Rules of Procedures 86034 C.M.S.*

## 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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