



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 7, 2017

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; President Pro Tempore Abel J. Guillén, District 2; Dan Kalb, District 1; Rebecca Kaplan, At Large; Lynette McElhaney, District 3; Council President Larry Reid, District 7

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: Update On 2017-2018 State Budget And Legislative Activities
From: President Reid
Recommendation: Receive An Informational Presentation From Assembly Member Rob Bonta On 2017-2108 State Legislative And Budget Activities
[17-0338](#)

Sponsors: Larry Reid

Attachments: [View Report](#)

Legislative History

10/12/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 4.2** Subject: Commending The Sigma Gamma Rho Sorority's Beta Theta Sigma Chapter
From: Councilmember McElhaney
Recommendation: Adopt A Resolution Congratulating Beta Theta Sigma Chapter Of The Sigma Gamma Rho Sorority On Their 70th Anniversary
[17-0250](#)

Attachments: [View Report](#)

[86946 CMS](#)

Legislative History

10/12/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 4.3** Subject: Honoring Rosalinda Advincula
From: Councilmember Gallo
Recommendation: Adopt A Resolution Recognizing And Honoring The Life And Legacy Of Rosalinda Abvincula For Her Dedicated Community Leadership And Exemplary Family Values
[17-0248](#)

Sponsors: Gallo

Attachments: [View Report](#)

[Supplemental Report 10-27-2017](#)

Legislative History

10/12/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 4.4 Subject: Honoring Tora Rocha For 36 Years Of Dedicated Service To Oakland
From: Vice Mayor Campbell Washington And President Pro Tem Guillen
Recommendation: A Resolution Honoring Tora Rocha For 36 Years Of Service To The
City Of Oakland And Congratulating Her On Her Retirement
[17-0246](#)

Attachments: [View Report](#)
[86947 CMS](#)

Legislative History

10/12/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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The item regarding "Commending The Omega Boys Club" was moved to the November 28, 2017 Special City Council Agenda By the Rules and Legislation Committee on November 2, 2017

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF OCTOBER 17, 2017
[17-0273](#)

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")/Acquired
Immunodeficiency Syndrome ("AIDS") Epidemic
[17-0274](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)
[86948 CMS](#)

- 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

[17-0275](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)

[86949 CMS](#)

- 7.3 Subject: Appointment To The Community Jobs Oversight Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Doug
Bloch To The Community Jobs Oversight Commission

[17-0266](#)

Attachments: [View Report](#)

[Supplemental 11-17-2017](#)

Legislative History

10/19/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 7.4 Subject: Reappointment To The Budget Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Lori
Erin Andrus, Kenneth Benson, Margurite Fuller, Brandon Baranco, Geoffrey Johnson, And
Jennifer West To The Budget Advisory Commission

[17-0267](#)

Attachments: [View Report](#)

[Supplemental 11-17-2017](#)

Legislative History

10/19/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*DUE TO THE PRESENCE OF COUNCILMEMBER KALB, A QUORUM OF THE
CITY COUNCIL WAS NOTED, AND A MOTION WAS MADE BY PRESIDENT
PRO TEM GUILLEN AND SECONDED BY COUNCILMEMBER MCELHANEY
TO ADJOURN THE MEETING OF THE RULES AND LEGISLATION
COMMITTEE, AND TO CONVENE AS A SPECIAL MEETING OF THE FULL
COUNCIL AT 10:53 AM*

7.5 The item regarding the "Moratorium On Substantial Rehabilitation Exemption" was moved to the Non Consent Calendar of this agenda by the Rules and Legislation Committee on November 2, 2017

7.6 Subject: Oakland Plaid Friday Weekend
From: President Reid
Recommendation: Adopt A Resolution Declaring November 24-26, 2017, As Oakland Plaid Friday Weekend, The Launch Of Our Holiday Shop Local Campaign.

[17-0270](#)

Attachments: [View Report](#)

[86950 CMS](#)

Legislative History

10/19/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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7.7 Subject: Lucio G. Pelayo & Alberto Pelayo V. Matthew Jung & The 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 Lucio G. Pelayo & Alberto Pelayo V. Matthew Jung & The City Of Oakland, Et Al., Alameda County Superior Court Case No. RG16829240, In The Amount Of Thirty Thousand Dollars And No Cents (\$30,000.00) As A Result Of A Vehicle Collision On February 2, 2016 (Oakland Police Department - Negligence)

[17-0271](#)

Sponsors: Office Of The City Attorney

Attachments: [View Report](#)

[86951 CMS](#)

Legislative History

10/19/17	*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: Brooklyn Basin Affordable Housing Agreements
From: Housing And Community Development Department
Recommendation: Adopt an Ordinance (1) Authorizing A Master Housing Agreement With The Oakland Housing Authority And Midpen Housing Corporation, Or Affiliated Entities, For Development Of Affordable Housing At Brooklyn Basin, (2) Authorizing Lease Disposition And Development Agreements With Midpen Housing Corporation And The Oakland Housing Authority, Or Affiliated Entities, For The Long-Term Ground Lease Of Parcel F At Brooklyn Basin For The First Phases Of Development, And (3) Making Ceqa Findings For This Action

[17-0150](#)

Attachments: [View Report](#)
[13458 CMS](#)

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

INTRODUCTION (First Reading) WAS PASSED ON OCTOBER 17, 2017; 7 AYES 1 EXCUSED GUILLEN.

Legislative History

9/21/17	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
10/10/17	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the Community and Economic Development Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/17/17	* 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

- 7.9** Subject: Arbor Day 2017
From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution Proclaiming Thursday November 9, 2017, To Be Arbor Day 2017 In Oakland

[17-0302](#)

Sponsors: Kalb

Attachments: [View Report](#)
[86952 CMS](#)

Legislative History

10/26/17	*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: Agreements With Caltrans And Attitudinal Healing
From: Councilmember McElhaney
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Submit An Application And Enter Into An Agreement With The State Of California Department Of Transportation For The Sponsorship And Maintenance Of The "Oakland Super Heroes Mural No. 4," Project For West Street Under Interstate 580 - East Wall, As Proposed By Attitudinal Healing Connection; And 2) Enter Into An Agreement With Attitudinal Healing Connection For Installation Of The Mural Project And Ongoing Maintenance

[17-0291](#)

Sponsors: McElhaney

Attachments: [View Report](#)
[View Supplemental 11-07-2017](#)
[86953 CMS](#)

Legislative History

10/26/17	*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: Prohibit Contracting With Companies Bidding On The Border Wall
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To Prohibit The City From Contracting With Companies That Contract With The Federal Government To Provide Services Or Goods To Construct The Border Wall Referenced In Executive Order No. 13767, Dated January 25, 2017

[16-1293](#)

Sponsors: Office Of The City Administrator

Attachments: [View Report](#)
[Supplemental 10-12-17](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON November 28, 2017

Legislative History

6/29/17	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
7/11/17	* Special Concurrent Meeting of the Oakland Redevelopment Successor Agency and Finance and Management Committee <i>There was 1 speaker on this item.</i>	Withdrawn with No New Date
10/5/17	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee

10/24/17 *Finance & Management Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

1 speaker spoke on this item

Subject: FY 2016-17 4TH Quarter Revenue And Expenditure Report
From: Finance Department
Recommendation: Receive An Informational Report On The Unaudited Fiscal Year (FY) 2016-17 Fourth Quarter Revenue and Expenditure Results And Year-End Summaries For The General Purpose Fund (GPF, 1010) and Eight Selected Funds; And General Purpose Fund (GPF, 1010) Carryforward for FY 2017-18; And Overtime Analysis For The General Purpose Fund (GPF, 1010) And All Funds
[17-0021](#)

Attachments: [View Report](#)

Legislative History

10/24/17 *Finance & Management Committee Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

1 speaker spoke on this item

The Committee directed staff to include in the December 5, 2017 Public Safety Overtime Expenditure report, comprehensive detail specifically with Oakland Policy Department on what policies are driving overtime, who we are "back filing", what crime we peruse and what crime we don't, who makes these decisions and that the staff be present

7.13 Subject: Amendment To Ordinance No. 12187 C.M.S.
From: Human Resources Management
Recommendation: Adopt An Ordinance Amending Ordinance No. 12187 C.M.S.("Salary Ordinance") And Amending The Salary Schedule Of The Salary Ordinance To Increase The Salary For City Clerk
[17-0234](#)

Sponsors: Human Resources Management Department

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON November 28, 2017.

Legislative History

10/12/17 *Rules & Legislation Committee Scheduled to the *Finance & Management Committee

10/24/17 *Finance & Management Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The recorded was modified to show that item 4 was moved to be heard as the last item on the agenda

- 7.14** Subject: Resolution Calling For Utility User Taxes Based On Greenhouse Gas
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Urging Pacific Gas And Electric To Allow The City To Set Utility User Taxes Based On Greenhouse Gas Pollution
[17-0188](#)

Attachments: [View Report](#)
[10-20-17 Supplemental](#)
[86954 CMS](#)

Legislative History

9/28/17 *Rules & Legislation Committee Scheduled to the *Public Works Committee
10/24/17 *Public Works Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There were 4 speakers on this item.

- 7.15** Subject: Ordinance To Enact The Uniform Residential Tenant Relocation Ordinance
From: Councilmember Kaplan
Recommendation: Adopt An Ordinance To Enact The Uniform Residential Tenant Relocation Ordinance To (1) Establish An Uniform Schedule Of Relocation Payments; (2) To Extend Relocation Payments To Tenants Displaced By Owner Move-In Evictions; (3) To Extend Relocation Payments To Tenants Displaced By Condominium Conversions; And (4) Conform Existing Ellis Act And Code Compliance Relocation Amounts To Those In The Uniform Schedule
[17-0111](#)

Attachments: [View Report](#)
[Supplemental 10/12/17](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON November 28, 2017.

Legislative History

9/21/17 *Rules & Legislation Committee Scheduled to the *Community & Economic Development Committee

10/24/17 *Community & Economic Development Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There was 19 speakers for this item

The Committee directed staff to bring forth at Rules a Supplemental report that includes Councilmember McElhaney's motion; "amendments to the proposed ordinance with a 'hardship exemption' that would exempt owners without the income or assets necessary to provide relocation payments for an owner or relative move-in eviction"

7.16 Subject: 2017 Mills Act Contract Recommendations
From: Planning And Building Department
Recommendation: Adopt A Resolution, As Recommended By The Landmarks Preservation Advisory Board, Approving Five (5) Mills Act Contracts Between The City Of Oakland And The Properties At 836 Trestle Glen Road (Estimated \$8,669/ Year Property Tax Reduction), 3130 Union Street (Estimated \$294/Year Property Tax Reduction), 1630-32 Myrtle Street (Estimated \$5,285/Year Property Tax Reduction), 783 20th Street (Estimated \$2,255/Year. Property Tax Reduction, And 863 Cleveland Street (Estimated \$12,889/Year Property Tax Reduction), Pursuant To Ordinance No. 12987 C.M.S., To Provide Property Tax Reductions In Exchange For Owners' Agreement To Repair And Maintain Historic Properties In Accordance With Submitted Work Programs
[17-0205](#)

Attachments: [View Report](#)
[86955 CMS](#)

Legislative History

10/5/17 *Rules & Legislation Committee Scheduled to the *Community & Economic Development Committee
10/24/17 *Community & Economic Development Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The agenda was modified to show Item 3 was heard following item 4

7.17 Subject: Oakland Museum Of California Policies
From: Office Of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation;

1) An Ordinance Amending Oakland Municipal Code Title II To Add Chapter 2.05, Which Will Establish Procedures For The Acquisition (Also Referenced As "Accession") And Disposition (Also Referenced As "Deaccession") Of Artifacts And Other Items For/From The Listed Holdings Of The Oakland Museum Of California (OMCA), And [17-0098](#)

Sponsors: Office Of The City Administrator

Attachments: [View Report](#)
[Supplemental Report 10/12/17](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON November 28, 2017.

Legislative History

9/26/17 *Life Enrichment Committee * Withdrawn and Rescheduled to the *Life Enrichment Committee

There were 2 speakers on this item.

10/24/17 *Life Enrichment Committee Approved 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 the item.

2) An Ordinance Amending Oakland Municipal Code Chapter 2.04 To Exempt Acquisition (Accession) And Disposition (Deaccession) Of City Of Oakland Personal Property Known As The Oakland Museum Of California Collection, From The Provisions Of The Purchasing Ordinance, Oakland Municipal Code Chapter 2.04, Applicable To Purchase And To Disposition And Disposal Of Surplus Property; And [17-0101](#)

Sponsors: Office Of The City Administrator

Attachments: [View Report](#)
[Supplemental Report 10/12/17](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON November 28, 2017.

Legislative History

9/26/17 *Life Enrichment Committee * Withdrawn and Rescheduled to the *Life Enrichment Committee

10/24/17 *Life Enrichment Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 7.18** Subject: Grant Agreement To Administer A Safe Haven Outdoor Navigation Center
From: Vice Mayor Campbell Washington
Recommendation: Adopt A Resolution Authorizing The City Administrator To:
1. Enter Into A Grant Agreement With Bay Area Community Services In An Amount Not To Exceed \$200,000 Each Year For Fiscal Year (FY) 2017-2018 And FY 2018-2019 To Provide Housing Navigation Services At An Outdoor Navigation Center Site; And
 2. Enter Into A Grant Agreement With Operation Dignity In An Amount Not To Exceed \$300,000 Each Year For FY 2017-2018 And FY 2018-2019 To Provide Site Management Services At An Outdoor Navigation Center Site; And
 3. Accept And Appropriate Any Funds Or Donations For Outdoor Navigation Centers That May Become Available From Alameda County, The City Of Emeryville, And Any Other Sources Without Returning To Council For The Period Of Fy2017-2018 And FY 2018-2019; And
 4. Amend The Above Grant Agreements To Increase The Grant Amounts For Additional Outdoor Navigation Center Services And Efforts Without Returning To Council Within The Grant Term Of FY 2017-2018 And FY 2018- 2019

[17-0158](#)

Sponsors: Campbell Washington

Attachments: [View Report](#)
[View Report Attachment A](#)
[View Report Attachment B](#)
[View Report Attachment C](#)
[View Report Attachment D](#)
[View Report Attachment E](#)
[Supplemental Report 10-20-17](#)
[Supplemental 11-02-17](#)
[86956 CMS](#)

Legislative History

9/21/17	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
10/12/17	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee

10/24/17 *Life Enrichment Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There were 12 speakers on this item.

Councilmember Kalb left at 5:49 p.m.

7.19 Subject: Winter Shelter Strategy
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Take The Following Actions To Provide Winter Shelter And Winter Relief Efforts For The Period Of November 1, 2017 Through June 30, 2018:

1. Accept And Appropriate Up To \$150,000 From Alameda County And Up To \$15,000 From City Of Emeryville;
2. Enter Into Grant Agreements With The Following Agencies In The Following Amounts: Society Of Saint Vincent De Paul Of Alameda County In An Amount Not To Exceed \$250,000; Bay Area Community Services In An Amount Not To Exceed \$108,000;
3. Amend The Grant Agreements With The Following Agencies In The Following Amounts: St. Mary's Center In An Amount Not To Exceed \$15,000; East Oakland Community Project (EOCP) In An Amount Not To Exceed \$22,000; And
4. Accept And Appropriate Any Additional Winter Relief Funds From Alameda County, The City Of Emeryville, And Any Other Sources During The Period Of November 1, 2017 Through June 30, 2018; And Amend The Grant Agreements Above To Increase The Grant Amounts, And Execute New Grant Agreements For Additional Winter Relief Efforts For The Period Of November 1, 2017 Through June 30, 2018 Without Returning To Council [17-0220](#)

Sponsors: Human Services Department

Attachments: [View Report](#)
[86957 CMS](#)

Legislative History

10/5/17 *Rules & Legislation Committee Scheduled to the *Life Enrichment Committee
10/24/17 *Life Enrichment Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There were 6 speakers on this item.

7.20 Subject: Reallocate Funding For The CPRB Database And Case Management System
From: Citizens' Police Review Board
Recommendation: Adopt A Resolution To Rescind Resolution No. 86489 C.M.S. And
Adopt A Resolution To Waive The Multiple-Step Solicitation Process Requirements And
Authorize The City Administrator, Or Designee, To Enter Into A Contract With Outsystems
Or An Outsystems Certified Partner - Doitlean For The Purchase Of Professional Services
To Build And Maintain The Citizens' Police Review Board Database And Case
Management System For An Amount Not To Exceed Four Hundred-Ten Thousand Dollars
(\$410,000)

[17-0241](#)

Sponsors: Office Of The City Administrator

Attachments: [View Report](#)
[86958 CMS](#)

Legislative History

10/12/17	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
10/24/17	*Public Safety Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2 speakers spoke on this item

7.21 Subject: Fiscal Year 2017 FEMA Urban Search and Rescue Grant
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her
Designee, To: A) Enter Into A Grant Cooperative Agreement With The Federal
Emergency Management Agency (FEMA) To Accept And Appropriate Federal FEMA
Funds For The Period September 1, 2017 To August 31, 2020, In The Amount Of One
Million Two Hundred Forty Thousand And Thirteen Dollars (\$1,240,013) To Meet
Continuing Management, Training And Equipment Needs Of The Fire Department's Urban
Search And Rescue (US&R) Task Force Four; B) To Host The US&R Medical Team
Training In June 2018; C) Expend The FEMA Funds In Accordance With The Preliminary
Spending Plan Without Further Council Approval, Including Funding For Training And The
Purchase Of Equipment From The General Services Administration And Other
Government Pricing Schedules; D) Waiving The City's Advertising And Competitive
Bidding And Purchasing Requirements For Procurement Of Equipment When Required
By The Grant Funds; And E) Approve Travel For City Personnel That Provide Services
Under The FEMA Cooperative Agreement Program On Short Notice Without Further
Council Authorization

[17-0243](#)

Attachments: [View Report](#)
[86959 CMS](#)

Legislative History

10/12/17	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
10/24/17	*Public Safety Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

I speaker spoke on this item

*The Roll Call was modified show Council President Reid out his seat at 6:57
p.m.*

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: Brooklyn Basin Community Facilities
From: Planning And Building
Recommendation: Conduct A Public Hearing On Formation Of Community Facilities
District No. 2017-1 (Brooklyn Basin Public Services) And Upon Conclusion, Consider
Adopting:

1. A Resolution Of Formation Of Community Facilities District No. 2017-1 (Brooklyn
Basin Public Services) And Authorization Of Levy Of Special Tax Therein; And
[16-1288](#)

Attachments: [View Report](#)
[86960 CMS](#)

Legislative History

6/29/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/12/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

As a Public Hearing

2. A Resolution Of The Council Of The City Of Oakland Calling Special Election For Qualified Electors Of Community Facilities District No. 2017-1 (Brooklyn Basin Public Services); And

[16-1289](#)

Attachments: [View Report](#)
[86961 CMS](#)

Legislative History

6/29/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/12/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

As a public Hearing

3. A Resolution Determining The Result Of The Special Election Held In Community Facilities District No. 2017-1 (Brooklyn Basin Public Services), On November 7, 2017; And

[16-1290](#)

Attachments: [View Report](#)
[86962 CMS](#)

Legislative History

6/29/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/12/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Subject: Brooklyn Basin Community Facilities

From: Planning And Building

Recommendation: Adopt An Ordinance Levying Special Taxes Within Community Facilities District No. 2017-1 (Brooklyn Basin Public Services)

[16-1291](#)

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON December 5, 2017.

Legislative History

6/29/17	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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10/12/17

*Rules & Legislation
Committee

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

S9.2 Subject: Oak Knoll Project And City Owned Barcelona Parcel
From: Council President Reid
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution (A) Certifying The Environmental Impact Report And Adopting Related CEQA Findings, Including Adoption Of A Statement Of Overriding Considerations; (B) Amending The General Plan Land Use Diagram For The Oak Knoll Site To Match The Project's Parcel-By-Parcel Specificity And Existing Site Conditions; (C) Adopting Planned Unit Development Permit, Preliminary Development Plan And Design Guidelines, Final Development Plan For Master Developer Site Improvements, Final Development Plan For Club Knoll Relocation And Rehabilitation, Vesting Tentative Tract Map, Conditional Use Permit For Shared Access Facilities, Creek Permit, Tree P Permit And Other Development Related Land Use Permits For Oak Knoll Mixed Use Community Plan Project, Located On The Former Oak Knoll Naval Medical Center Property At 8750 Mountain Boulevard; And

[17-0208](#)

Sponsors: Reid

Attachments:

[View Report](#)

[Att 1 PC Staff Report for 10-18](#)

[Att 2 6-21-17 PC Staff Report](#)

[Att 2-A Illustrative Site Plan](#)

[Att 2-B PUD Preliminary Dev. Plan](#)

[Att 2-C PUD Design Guidelines](#)

[Att 2-D Exist General Plan Diagram](#)

[Att 2-E Proposed General Plan Diagram](#)

[Att 2-F Exist Zoning](#)

[Att 2-F\(b\) 17.13 RH Hillside Residential Zones 5-12-17](#)

[Att 2-G Proposed Re-Zone Diagram](#)

[Att 2-G\(b\) Zoning Text](#)

[Att 2-H \(b\) VTM Barcelona.Reduced September 2017](#)

[Att 2-H VTM_Barcelona.Reduced September 2017](#)

[Att 2-I Master Dev. Improvement FDP](#)

[Att 2-J Club Knoll FDP \(1\)](#)

[Att 2-K Hydrology and Creeks Plan](#)

[Att 2-L Removal of Development Agreement](#)

[Att 2-L-Letter to Heather Klein 10-6-17 Regarding the Development Agreement](#)

[Att 2-M Tree Removal and Mitigation Plan](#)

[Att 2-N General Plan Conformity and Land Use Diagram Amendment](#)

[Att 2-O Planning Findings-Final](#)

[Att 2-P SCAs and MMRP](#)

[Att 2-Q CEQA Findings](#)

[Att 2-Q\(b\) Oak Knoll Economic Benefit Report 6.13.17](#)

[Att 2-R -Oak Knoll COA Exhibit A EDUs](#)

[Att 2-R -Oak Knoll COA Exhibit B-Ownership maintenance matrix](#)

[Att 2-R Oak Knoll Conditions of Approval - Final Clean](#)

[Att 2-R Oak Knoll Conditions of Approval - Final Redline](#)

[Att 2-R -Oak Knoll Exhibit C and D](#)

[Att 2-R -Oak Knoll Exhibit E Extension of Barcelona Street](#)

[Att 2-S Public Comments -2](#)

[Att 2-S Public Comments](#)

[Att 2-T Fire Department Memo- Revised](#)

[Att 3 T1500124 - Oak Knoll Permit](#)

[Att S Public Comments -1](#)

[View Supplemental 11-03-17](#)

[86963 CMS](#)

Legislative History

10/5/17

*Rules & Legislation
Committee

Scheduled to the *Special Community &
Economic Development Committee

10/31/17

* Special Concurrent
Meeting of the Oakland
Redevelopment Successor
Agency and Community &
Economic Development
Committee

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

*Roll Call was modified to show Councilmember McElhaney Present at 10:11
a.m.*

There were 32 speakers on this item

*The Committee approved staffs recommendations as amended to include
Councilmembers Brooks findings for a signal at Keller and Creekside:*

*A) (1) Installing the traffic signal with appropriate signs and pavement
markings such as "stop ahead" or "signal ahead" that indicate drivers should
slow down as they approach the intersection would reduce travel speed in the
downhill direction toward Keller. If deemed appropriate as part of the design,
flashing beacons ahead of the intersection could be used to further alert drivers
of the traffic signal ahead. (2) The necessary and standard components of a
traffic signal such as ADA accessible crosswalks and curb ramps, countdown
pedestrian signal heads, pushbutton activation and bicycle loop detectors are
a superior solution for pedestrians and bicycles in the area as they offer
protected crossing. (3) These components assure that pedestrian have specific
protected time to cross the intersection. If there is a line of vehicles
approaching a stop sign controlled intersection at this location, it is more
difficult to see pedestrians crossing at crosswalks. Having a protected
pedestrian phase is safer in this regard. (4) Similarly, implementing bicycle
detectors would assure safer access across Keller. This feature is a standard
part of the City's signal design.*

*B) Furthermore, it is requested that an additional traffic signal at Keller and
Creekside Parkway be added to the list of new signals in Condition of
Approval No. 22. The protocol of having all design, installation and
appropriate signs and other features should be a part of this requirement, as
with the other signalization projects to be installed as part of the project.; And*

*The following language from a member of the public with the Firefighter Union
:*

*1) To further implement SCA HAZ-4, Fire Safety, each Developer's Fire Safety
Phasing Plan shall demonstrate to the satisfaction of the City's Fire Safety
Division that the construction proposed by the Developer during each phase
meets the requirements of the City's Fire Code (Municipal Code Chapter 15.12,
including, but not limited to, Chapter 3, 5, 10, 33). The Plan's details must
include, but are not limited to, information addressing the following
requirements: (1) Notification of the California Emergency Management
Agency prior to and at the completion of construction, (2) Fire apparatus
access by phase, (3) Fire protection water supply by phase,
(4) Means of egress by phase, and (5) Storage of combustible materials during
construction.*

2) To further implement SCA HAZ-5, Wildfire Prevention Area- Vegetation

Management, the Vegetation Management Plan shall demonstrate to the satisfaction of the City's Fire Safety Division that the Project meets the requirements of Chapter 49 of the California Fire Code, as amended by the City through Municipal Code

Chapter 15 .12. Among other requirements, Chapter 49 includes requirements pertaining to maintaining defensible space, clearance of brush and vegetative growth from electrical transmission and distribution lines, and ignition source control.

Subject: Oak Knoll Project And City Owned Barcelona Parcel
From: Council President Reid
Recommendation: Adopt An Ordinance (A) Adopting CEQA Findings, Including Certification Of Environmental Impact Report; And (B) Rezoning, Including New Zoning Districts, New Zoning Text And Zoning Map Changes For Oak Knoll Mixed Use Community Plan Project, Located On The Former Oak Knoll Naval Medical Center Property At 8750 Mountain Boulevard, Oakland
[17-0209](#)

Sponsors: Reid

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON November 28, 2017.

Legislative History

10/5/17	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee
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3) A Resolution (A) Certifying The Supplemental Environmental Impact Report And Adopting Related CEQA Findings And (B) Amending The General Plan From Hillside Residential And Resource Conservation To Detached Unit Residential For The City Owned Barcelona Parcel Located At Barcelona Street And St. Andrews Road, Oakland;
And
[17-0210](#)

Attachments: [View Report](#)

Legislative History

10/5/17	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee
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4) An Ordinance (A) Adopting CEQA Findings, Including Certification Of The Supplemental Environmental Impact Report And (B) Rezoning From RH-3 Hillside Residential Zone -3 To The Proposed D-OK-1 Oak Knoll District Residential Zone - 1 And The D-OK-7 Passive Open Space Zoning For The City-Owned Barcelona Parcel Located At Barcelona Street And St. Andrews Road, Oakland

[17-0211](#)

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON November 28, 2017.

Legislative History

10/5/17	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee
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ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

11 Subject: Economic Development Strategy
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution Adopting An Economic Development Strategy for
2018-2020

[17-0156](#)

Sponsors: Economic & Workforce Development Department

Attachments: [View Report](#)
[Color Copy Strategy](#)
[Color Copy Appendices](#)
[Supplemental 11-03-17](#)

Legislative History

9/21/17	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
10/10/17	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the Community and Economic Development Committee <i>There were 2 speakers on this item</i>	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

12 Subject: Adult-Use Cannabis Regulations
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending Chapters 5.80 And 5.81 Of The Oakland Municipal Code To: (1) Authorize The Retail Sale, Cultivation, Distribution, Testing, And Manufacturing Of Adult-Use (Recreational) Cannabis; (2) Clarify Allowed Locations For Delivery Only Cannabis Dispensaries; (3) Expand The Types Of Documentation An Equity Program Applicant Can Use To Show Income And Local Residency; And (4) Clarify What Local Authorization Means For The Purposes Of A Business Obtaining A Temporary State License To Engage In Commercial Cannabis Activity.

[17-0237](#)

Sponsors: Office Of The City Administrator

Attachments: [View Report](#)
[Supplemental Report 10-27-2017](#)
[Supplemental 11-02-17](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON November 28, 2017.

Legislative History

10/12/17	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
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10/24/17

*Public Safety Committee

Approved as Amended the Recommendation
of Staff, and Forward

9 speakers spoke on this item

The Roll Call was modified to show Council President Reid Present at 7 p.m.

*COUNCILMEMBER At Large Kaplan WAS NOTED PRESENT AT 7:03 P.M.
AND A QUORUM WAS DECLARED.*

*The Committee approved staffs recommendations as amended to strike the
language currently in Sections 5.80.120 and 5.81.140 and replace the
language with the following amended language:*

5.80.120 - Local Authorization For Temporary State Licenses

*A. For The Purpose Of Qualifying For A Temporary State License To Conduct
Commercial Cannabis Activity Pursuant To California Business And
Professions Code Section 26050.1, The City Administrator May Only Provide
Local Authorization To The Following:*

*1. Individuals Or Entities That Have Been Issued A Permit Under Oakland
Municipal Code Chapters 5.80 And 5.81.*

*2. Applicants With A Pending Application Pursuant To Oakland Municipal
Code 5.80 Or 5.81 Who Have Been Approved By The Planning Department And
Revenue Management Bureau.*

*B. Temporary Permits Shall Only Be Issued To Applicants Meeting The
Requirements Of Section A(2) Above, And In Compliance With The Processing
Of Permits During The Initial Permitting Phase Of The Equity Permit Program,
At Any Point In Time A Minimum Of Fifty (50) Percent Of All Applicants
Authorized Under OMC 5.80.120(A)(2) And OMC 5.81.140(A)(2) Shall Be
Issued To Equity Applicants. Likewise, A General Applicant That Serves As An
Equity Incubator Will Receive The Next Available General Applicant Local
Authorization Under OMC 5.80.120(A)(2) And OMC 5.81.140(A)(2).*

*C. Local Authorization For Applicants Under OMC 5.80.120(A)(2) And OMC
5.81.140(A)(2) Shall Be Provided Based On The Timing Of The Approvals
Received By The Planning Department And Revenue Management Bureau And
The Restrictions Described Under OMC 5.80.120(B) And OMC 5.81.140(B).*

5.81.140 -Local Authorization For Temporary State Licenses

*A. For The Purpose Of Qualifying For A Temporary State License To Conduct.
Commercial Cannabis Activity Pursuant To California Business And
Professions Code Section 26050.1, The City Administrator May Only Provide
Local Authorization To The Following:*

*1. Individuals Or Entities That Have Been Issued A Permit Under Oakland
Municipal Code Chapters 5.80 And 5.81.*

*2. Applicants With A Pending Application Pursuant To Oakland Municipal
Code 5.80 Or 5.81 Who Have Been Approved By The Planning Department And*

Revenue Management Bureau.

B. Temporary Permits Shall Only Be Issued To Applicants Meeting The Requirements Of Section A(2) Above, And In Compliance With The Processing Of Permits During The Initial Permitting Phase Of The Equity Permit Program, At Any Point In Time A Minimum Of Fifty (50) Percent Of All Applicants Authorized Under OMC 5.80.120(A)(2) And OMC 5.81.140(A)(2) Shall Be Issued To Equity Applicants. Likewise, A General Applicant That Serves As An Equity Incubator Will Receive The Next Available General Applicant Local Authorization Under OMC 5.80.120(A)(2) And OMC 5.81.140(A)(2).

C. Local Authorization For Applicants Under OMC 5.80.120(A)(2) And OMC 5.81.140(A)(2) Shall Be Provided Based On The Timing Of The Approvals Received By The Planning Department And Revenue Management Bureau And The Restrictions Described Under OMC 5.80.120(B) And OMC 5.81.140(B).

- S13** Subject: Moratorium On Substantial Rehabilitation Exemption
From: Councilmembers Kalb And Kaplan
Recommendation: Adopt An Ordinance Imposing A 180-Day Moratorium On Substantial Rehabilitation Exemptions Pursuant To Chapter 8.22 Of The Oakland Municipal Code ("Residential Rent Adjustment Program") Section 8.22030.B.2.
[17-0268](#)

Attachments: [View Report](#)
[View Supplemental 11-02-17](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON November 28, 2017.

Legislative History

10/19/17 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Staff read into record a title change to this item to read the following " Adopt an ordinance imposing a 180-day moratorium on substantial rehabilitation exemptions pursuant to chapter 8.22 of the oakland municipal code ("residential rent adjustment program") section 8.22030.B.2"

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.