



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, January 16, 2018

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 McElhaneey, 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: Resolution Commending And Honoring Lois Gomes
From: Council President Pro Tem Guillén
Recommendation: Adopt A Resolution Commending And Honoring Lois Gomes For 30
Years Of Service To The City Of Oakland
[17-0457](#)

Attachments: [View Report](#)

[View Supplemental 01-05-2018](#)

Legislative History

12/14/17	*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: Members Of The Community Police Review Board
From: Council President Reid
Recommendation: Adopt A Resolution Recognizing And Honoring The Following Eight (8)
Outgoing Members Of The Citizen's Police Review Board For Their Services: Chris
Brown (6 Yrs), Charlette Green (2 Yrs), Sharon Ball (2 Yrs), Brian Bingham (5 Yrs), Jose
Dorado - (2 Yrs), Colette McPherson - (2 Yrs), Howard Tevelson (8 Yrs), Mauricio Wilson
(2 Yrs)
[18-0001](#)

Attachments: [View Report](#)

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF NOVEMBER 7,
NOVEMBER 28, AND DECEMBER 18, 2017
[18-0007](#)

- 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
[18-0004](#)

Attachments: [View Report](#)

7.2 Subject: Declaration Of Medical Cannabis Health Emergency
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A
Local Public Health Emergency With Respect To Safe, Affordable Access To Medical
Cannabis In The City Of Oakland
[18-0005](#)

Attachments: [View Report](#)

7.3 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](#)
[View Supplemental 11/08/17](#)
[View Kaplan Supplemental 12/14/17](#)
[View Campbell Wasgington Supplemental 12/14/17](#)
[View Revised 01/05/18](#)

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 18, 2017; 8 AYES.

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"*

11/7/17	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved As Amended On Introduction and Scheduled for Final Passage to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>The ordinance was amended to modify section 8.22.810 on page 2 of the attachment to the report as follows: to read: "Minor child(ren)" means a person(s) who is eighteen (18) years or younger at the time the notice is served."</i> <i>also amending the 2nd paragraph to read:</i> <i>"Owner or Property Owner means a person, persons, corporation, partnership, limited liability company, or any other entity holding any portion of the fee interest in the property, and the property owner's obligations in the chapter shall be joing and several as to each property owner."</i> <i>Modifying ordinance section 8.22.850(C)1 on page 4 of attachment to the report to read as follows: "The Owner must pay the Tenant half of the relocation payment provided for in Section 8.22.820(A) when the termination notice is given to the household and the remaining half when the Tenant vacates the unit provided that the Tenant agrees, in writing, not to contest an unlawful detainer based on the notice of terminate tenancy for the Owner or relative moving in to the Tenant's Rental Unit. If the Tenant does not so agree, then the entirety of the relocation payment is not due unless the Owner prevails in the unlawful detainer. If the Owner prevails in the unlawful detainer, the relocation payment must be paid to the Tenant prior to the Owner seeking a writ of possession for the Tenant to vacat the unit."</i>
11/28/17	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Withdrawn with No New Date

12/18/17

Special Concurrent Meeting
of the Oakland
Redevelopment Successor
Agency/City Council

Approved As Amended On Introduction and
Scheduled for Final Passage to the *
Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the
City Council

There were 26 Speakers on this item

*Council Committee adopted as amended to include Councilmember Kaplans
supplemental amendment as follows:*

*Striking Words from page 4 Sec. 2 Article VIII - Relocation Payments for Owner
or Relative Move-Ins*

8.22.850 - Relocation Payments for Owner or Relative Move-Ins

Part A, third sentence; "any of these" and replacing with "this"

and to include Vice Mayor Campbell Washington amendment as follows:

Adding to page 4, Sec. 1 - 8.22.820 Amount of relocation payments

*Part A, first sentence will be " Unless otherwise specified in a section of the
Oakland Municipal Code
requiring relocation payments"*

*Part B first sentence will be "Unless otherwise specified in a section of the
Oakland Municipal Code
requiring relocation payments"*

*Adding to page 4 & 5 Sec. 2 a New Part C and subsection 1-3 and conforming
with sections D and E from;*

Article VIII - Relocation Payments for Owner or Relative Move-Ins

8.22.850 - Relocation Payments for Owner or Relative Move-Ins

*"C Tenant Eligibility for Payment. Tenants will be eligible for relocation
payments according to the following schedule based on the effective any any
notice to terminate:*

- 1. Upon taking possession of the Rental Unit, the Tenant will be eligible for
one-third {1/3} of the total payment pursuant to subsection B above.*
- 2. After one year of occupancy of the Rental Unit, the Tenant will be eligible
for two-thirds {2/3} of the total payment pursuant to subsection B above.*
- 3. After two years of occupancy of the Rental Unit, the Tenant will be eligible
for the full amount of the total payment pursuant to subsection B above"*

Striking Part C to become Part D, Striking Part D to become Part E

*Correction made by the City Attorney as to the New Part C second sentence
striking the word "any" and replacing it with "date of"*

Add to page 13 Section 7 Subtitle and after the last sentence;

"and Application".

*"Section 2 of this Ordinance (Relocation for Owner Occupancy eviction) shall
apply to all notices to terminate tenancy that were served on or after November*

28,2017, Section 5 of this Ordinance (Relocation for Displacement
Condominium Conversion) shall apply to any notice to terminate tenancy
served by an Owner or Tenant on or after November 28, 2017."

- 7.4 Subject: Graffiti Abatement Grant Authorization For DreamCatcher Youth Services
From: Councilmember McElhaney
Recommendation: Adopt A Resolution Authorizing A Grant Of \$4,680 From
Councilmember McElhaney's Anti-Graffiti Mural And Green Wall Funds To Dreamcatcher
Youth Services For Installation Of A Mural In The Cul-De-Sac On Jefferson Street South Of
5th Street Including The Associated Costs Of Youth Engagement

[17-0298](#)

Attachments: [View Report](#)

Legislative History

10/26/17	*Rules & Legislation Committee	Withdrawn with No New Date
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- 7.5 Subject: 2017 State/Federal Legislative Activities & Proposed 2018 Legislative
Priorities
From: Office Of The Mayor
Recommendation: Receive An Informational Report Regarding 2017 State And Federal
Legislative Activities And Proposed Legislative Priorities For 2018

[17-0393](#)

Attachments: [View Report](#)

[View Report](#)

[View Supplemental 12-15-2017](#)

Legislative History

11/16/17	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
12/14/17	*Rules & Legislation Committee	Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

7.6 Subject: Oakland Lobbyist Registration Act
From: Public Ethics Commission
Recommendation: Adopt An Ordinance Amending The City Of Oakland Lobbyist Registration Act (Act) Ordinance To (A) Transfer The Responsibility For Collecting And Retaining Lobbyist Forms From The City Clerk To The Public Ethics Commission, (B) Reflect The Current Structure Of The City And The Public Ethics Commission, And (D) Clarify The Provisions Of The Act
[17-0394](#)

Attachments: [View Report](#)

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 18, 2017; 8 AYES.

Legislative History

11/16/17	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
12/14/17	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
12/18/17	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved As Amended On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

7.7 Subject: CMEA MOU Ratification and Salary Ordinance Amendment
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide Cost Of Living Adjustments To The Salaries Of Certain Miscellaneous Employees Pursuant To The Memorandum Of Understanding Between The City Of Oakland And The Confidential Management Employees Association; The Cost Of Living Adjustments Shall Be As Follows: Increase Of 4% Effective July 1, 2017; Increase Of 1% Effective January 1, 2019
[17-0461](#)

Attachments: [View Report](#)

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 18, 2017; 8 AYES.

Legislative History

12/18/17	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
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- 7.8** Subject: IBEW MOU Ratification And Salary Ordinance Amendment
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide Cost Of Living Adjustments To The Salaries Of Certain Miscellaneous Employees Pursuant To The Memorandum Of Understanding Between The City Of Oakland And The International Brotherhood Of Electrical Workers; The Cost Of Living Adjustments Shall Be As Follows: Increase Of 4% Effective July 1, 2017; Increase Of 1% Effective January 1,2019

[17-0463](#)

Attachments: [View Report](#)

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 18, 2017; 8 AYES.

Legislative History

12/18/17	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
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- 7.9** Subject: Salary Ordinance Amendment For The Neighborhood Law Corps Attorney
From: Office Of The City Attorney
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Amend The Salary Range For The Classification Of Neighborhood Law Corps Attorney

[18-0002](#)

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON TBD.

- 7.10** Subject: Appointment To The Library Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Sarah McClung And Tyron Jordan As Members Of The Library Advisory Commission

[18-0003](#)

Attachments: [View Report](#)

S7.11 Subject: Major Encroachment Permit at 1611 Clay Street
From: Department Of Transportation
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Yui Hay Lee And Suzie Lee, Trustees Of The Yui Hay And Suzie Lee 2005 Family Trust To Allow Existing Structural Sidewalk And Sub-Surface Basement At 1611 Clay Street To Encroach. Into The Public Right-Of-Way On Clay Street, Major Encroachment Permit ENMJ17060
[17-0389](#)

Attachments: [View Report](#)

Legislative History

11/16/17	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
1/9/18	*Public Works Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.12 Subject: Major Encroachment Permit At 1937-1943 5th Avenue
From: Department Of Transportation
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Cleavon Smith, Tamara R. Dukes, Daniel Levy, And Sarah H. Gailey To Allow Portions Of The Existing Building, Concrete Steps, And Retaining Wall At 1937-1943 5th Avenue To Encroach Into The Public Right-Of-Way Along E 20th Street, Major Encroachment Permit ENMJ17059.
[17-0390](#)

Attachments: [View Report](#)

Legislative History

11/16/17	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
1/9/18	*Public Works Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.13 Subject: Rehabilitation Of Sanitary Sewers
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Construction Contract To Pacific Trenchless, Inc., The Lowest Responsive, Responsible Bidder, For The On-Call Sanitary Sewers Emergency Projects FY 2017-18 (Project No. 1000720) In Accordance With Specifications For The Project And With Contractor's Bid In The Amount Of Two Million Three Hundred Eighty-Seven Thousand Two Hundred Fifty Dollars (\$2,387,250.00)
[17-0401](#)

Attachments: [View Report](#)

Legislative History

11/16/17	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
1/9/18	*Public Works Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.14 Subject: Begin Plaza Claim Settlement And Construction Contract Amendment
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To 1) Accept, Appropriate And Allocate Professional Errors & Omission Claim Of Funds In The Amount Of Two Hundred Forty-One Thousand Dollars (\$241,000.00) For The Begin Plaza Renovation Project (No. 1001028) And 2) Waive Further Competitive Bid Processes And Amend The On-Call Construction Contract With Mcguire & Hester By An Amount Not-To-Exceed Two Hundred Sixty-Five Thousand Dollars (\$265,000.00) Increasing The Contract From Seven Hundred Seventy-Five Thousand Dollars (\$775,000.00) To One Million Forty Thousand Dollars (\$1,040,000.00)
[17-0386](#)

Attachments: [View Report](#)

Legislative History

11/16/17	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
1/9/18	*Public Works Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S7.15 Subject: Resolution To Issue RFP For Affordable Housing On Barcelona Parcel
From: Councilmember Kaplan And Council President Reid
Recommendation: Adopt A Resolution Directing The City Administrator To Issue A
Request For Proposals For The Development Of Affordable Housing On The 5.4 Acre
Parcel Of Land Owned By The City At Oak Knoll Known As The "Barcelona" Parcel
[17-0371](#)

Attachments: [View Report](#)

Legislative History

11/16/17	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
1/9/18	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

*DUE TO THE PRESENCE OF COUNCILMEMBER Kaplan A QUORUM OF
THE CITY COUNCIL WAS NOTED, AND A MOTION WAS MADE AND
SECONDED TO ADJOURN THE MEETING OF THE Community and Economic
AND TO CONVENE AS A SPECIAL MEETING OF THE FULL COUNCIL AT
1:37 P.M.*

3 Speakers spoke on this item

S7.16 Subject: Recognized Obligation Payment Schedule 2018-19
From: Finance Department
Recommendation: Adopt A Resolution Approving The Submission Of A Recognized
Obligation Payment Schedule And Successor Agency Administrative Budget For July 1,
2018, Through June 30, 2019, To The Oakland Oversight Board, The County And The
State
[17-0479](#)

Attachments: [View Report](#)

Legislative History

1/9/18	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
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S7.17 Subject: Agreement With Sequoia Nursery School Inc.
From: Oakland Parks And Recreation Department
Recommendations: Adopt An Ordinance Authorizing The City Administrator To Execute A License Agreement With Sequoia Nursery School, Inc. To Operate A Cooperative Nursery School At The Sequoia Lodge For A Five-Year Term For A License Fee Of \$1,457.83 Per Month; And Amend The License Agreement For Two Consecutive Five-Year Terms Without Returning To Council
[17-0315](#)

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR TBD.

Legislative History

11/2/17	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
1/9/18	*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 2 speakers on this item.

S7.18 Subject: Agreement With Peter Pan Cooperative Nursery School Inc.
From: Oakland Parks And Recreation Department
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Execute A License Agreement With Peter Pan Nursery School, Inc. To Operate A Cooperative Nursery School At The Maxwell House And The Adjacent Play Area At Maxwell Park For A Five-Year Term With A License Fee Of \$1,123.20 Per Month; And Amend The License Agreement For Two Consecutive Five-Year Terms Without Returning To Council
[17-0318](#)

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR TBD.

Legislative History

11/2/17	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
1/9/18	*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 2 speakers on this item.

S7.19 Subject: Amendment To HSD MOU With OUSD To Increase Student Attendance
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute An Amendment To The Memorandum Of Understanding Between The City And The Oakland Unified School District To Reduce Chronic Absenteeism And Increase Student Attendance In Order To Extend The Agreement For Fiscal Years 2017-2018 And 2018-2019 For The Provision Of Two Case Manager Positions
[17-0405](#)

Attachments: [View Report](#)

Legislative History

11/16/17	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
1/9/18	*Life Enrichment Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The was 1 speaker on this item.

S7.20 Subject: City of Oakland Joint Powers Authority (JPA) Contribution
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An Agreement With The Youth Ventures Joint Powers Authority (JPA) Through Its Fiscal Agent Marcus A Foster Educational Institute Dba Marcus Foster Education Fund (MFEF), In The Amount Of \$150,000 Per Year For Fiscal Years 2017-2018 And 2018-2019, For The City Of Oakland's Annual Contribution To The JPA
[17-0478](#)

Attachments: [View Report](#)

Legislative History

1/9/18	*Life Enrichment Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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There was 1 speaker on this item.

S7.21 Subject: City Alignment With ACLUs Model Law Enforcement Policies And Rules
From: Council President Pro Tempore Guillén
Recommendation: Receive An Informational Report From The Oakland Police
Department (OPD) On To What Extent The City Of Oakland's Existing Law Enforcement
Policies And Rules Align With The American Civil Liberties Union (ACLU) Freedom Cities
Nine Model State And Local Law Enforcement Policies And Rules
[16-1012](#)

Attachments: [View Report](#)
[Supplemental 9-29-2017](#)
[Supplemental 11-10-2017](#)
[Supplemental 12-29-2017](#)

Legislative History

4/20/17	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
6/1/17	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
7/11/17	*Public Safety Committee	Continued to the *Public Safety Committee
10/10/17	*Special Public Safety Committee	Continued to the *Public Safety Committee

There were 3 speakers on this item.

The Committee directed staff to include the following additional specific data;

- *In respect to the NCRIC and HIS, what information is being transmitted?*
- *What data fields have been shared?*
- *The frequency in which this data has been shared?*

11/14/17	*Public Safety Committee	Continued to the *Public Safety Committee
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There were 3 speakers on this item

The Committee directed staff to return to the first Public Safety committee meeting in January 2018 with a report and recommendation that includes the law that says we are required to prove this information "place of birth and citizenship status", and an analysis from the City Attorney as to what happens if we provoke "Sanctuary Cities" and don't provide the above information.

1/9/18	*Public Safety Committee	Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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2 Speaker spoke on this item

The Committee directed staff to have the City Administrator office reach out to the state lobbyist to add to the legislative agenda "not to share "citizenship status" / information to the California Department of Justice and the Alameda County Sheriff's Office"

S7.22 Subject: ACDAO HEAT Taskforce MOU
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Negotiate And Enter Into A Memorandum (MOU) Between The Oakland Police Department (OPD) And Alameda County District Attorney's Office (ACDAO) Human Exploitation And Trafficking (Heat) Taskforce For The Purpose Of Bringing Together Local, State, Federal Government And Non-Governmental Agencies To Improve The Safety And Recovery Outcomes For Victims Of Sex-Trafficking And Labor-Trafficking, And To Hold Traffickers Accountable, For The Period Of October 1,2017 Through October 1, 2020
[17-0398](#)

Attachments: [View Report](#)

Legislative History

11/16/17	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
1/9/18	*Public Safety Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Items 9 and 10 were heard together

1 Speakers spoke on this item

S7.23 Subject: Sexual Assault Victim Services MOU
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Memorandum Of Understanding (MOU) Between The Alameda County Health Care Services (Ahs) Sexual Assault Response And Recovery Team (SARRT) And The Oakland Police Department (OPD) To Provide Comprehensive Services To Victims Of Sexual Assault, Between September 1, 2017 And August 31, 2020
[17-0397](#)

Attachments: [View Report](#)

Legislative History

11/16/17	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
1/9/18	*Public Safety Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

1 Speakers spoke on this item

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:**

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

S11 Subject: HSI/ICE Raid In West Oakland On August 16, 2017
From: Councilmembers Brooks And Kaplan
Recommendation: Receive A Report And Recommendation Regarding The HSI/ICE Raid
In West Oakland On August 16, 2017. Said Report Shall Include 1.) A Chronological
Timeline And Review Of The August 16, 2017 HIS/ICE Raid; 2.) The Date The OPD/ICE
Memorandum Of Understanding Was Officially Terminated; 3.) Specifically Set Forth Any
And All Oakland Police Department Involvement In, And Tasks, At The HIS/ICE West
Oakland Raid On August 16, 2017; 4.) Number Of Officers And Associated Cost Of OPD
Involvement; 5.) Respond To Each Question Raised In The Privacy Commission's Memo
Dated October 5, 2017; And 6.) Recommendations For Improvement In Transparency,
And Compliance With Council Approved Policy Regarding Involvement With ICE
[17-0252](#)

Attachments: [View Report](#)
[ATTCHMNT C 11-15-2017](#)
[ATTCHMNT D 11-15-2017](#)
[Supplemental 12-1-2017](#)

Legislative History

10/12/17	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
11/9/17	*Rules & Legislation Committee	Withdrawn with No New Date
		<i>This Item was withdrawn from this agenda and placed on the pending list with no date specific.</i>
11/14/17	*Public Safety Committee	Scheduled to the *Special Public Safety Committee
1/9/18	*Public Safety Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

12 Speakers spoke on this item

S12 Subject: Resolution Clarifying And Reaffirming Policy On Non-Cooperation With ICE
From: Councilmembers Kaplan, Brooks And Gallo
Recommendation: Adopt A Resolution Supplementing And Amending Resolutions 63950,
80584 And 86498 In Order To Strengthen The Policy Of The City Of Oakland Not To
Cooperate With Or Provide Support For Immigration And Customs Enforcement Actions
[17-0370](#)

Attachments: [View Report](#)
[Kaplan/Brooks/Gallo Supplemental 12-1-2017](#)
[Kaplan Supplemental 12-1-2017](#)
[Brooks Supplemental Coalition Support Letter 12-28-2017](#)
[Brooks Supplemental Oakland Privacy 12-28-2017](#)

Legislative History

11/16/17	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
1/9/18	*Public Safety Committee	Approved as Amended 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 11 and 12 were heard together after
item 2*

12 Speakers spoke on this item

The Committee amended the resolution to include the following:

*FURTHER RESOLVED: That in the event OPD assists in an a criminal; A) ICE
investigation, or B) detention, or C) arrest, or D) targeted enforcement action,
or any other operation, OPD shall explain the facts giving rise to its action in a
written report to the Public Safety Committee at the earliest opportunity;*

*The committee also directed staff to include an additional FURTHER
RESOLVED that directs the City Administration to come back in 60 days with a
draft ordinance*

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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