



# 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, March 20, 2018

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; 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: American Red Cross Month  
From: Council President Reid And Councilmember Kalb  
Recommendation: Adopt A Resolution Declaring March 2018 As American Red Cross  
Month  
[18-0215](#)

**Sponsors:** Kalb

**Attachments:** [View Report](#)  
[View Supplemental Report 3-16-2018](#)

**Legislative History**

3/8/18	*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: Honoring Betty Soskin  
From: Councilmember Brooks  
Recommendation: Adopt A Resolution Celebrating And Honoring Betty Reid Soskin For  
Her Courageous, Innovative, Groundbreaking Work; Which Is Truly Inspirational; Has  
Promoted Positive Change, And Has Uplifted The Residents Of The City Of Oakland And  
The Nation In The Areas Of Social Justice, Advocacy, Arts And Culture, Business And  
Faith  
[18-0220](#)

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

**Legislative History**

3/8/18	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF MARCH 6, 2018  
AND THE MARCH 8, 2018 SPECIAL CITY COUNCIL MEETING  
[18-0233](#)

**Attachments:** [View Report 3-6-2018](#)  
[View Report 3-8-2018](#)

- 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  
[18-0234](#)  
**Sponsors:** Office Of The City Attorney  
**Attachments:** [View Report](#)
- 7.2 Subject: Declaration Of Medical Cannabis Health Emergency  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A Local Public Health Emergency With Respect To Safe, Affordable Access To Medical Cannabis In The City Of Oakland  
[18-0235](#)  
**Sponsors:** Office Of The City Attorney  
**Attachments:** [View Report](#)
- 7.3 Subject: Salary Ordinance Amendment-Various Classifications  
From: Human Resources Management Department  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Full-Time Classifications Of Treasury Administrator, Assistant, And Revenue & Tax Administrator, Assistant; To Amend The Title Of Deputy Director, Economic Development & Employment To Deputy Director, Economic & Workforce Development; To Amend The Title Of Treasury Manager To Treasury Administrator; To Amend The Title Of Operations Shift Supervisor To Help Desk Supervisor And Amend The Salary; To Amend The Title Of Marketing Specialist To Marketing Program Coordinator And To Amend The Salary; And To Amend The Title Of Child Education Coordinator To Head Start Education Coordinator And Amend The Salary  
[18-0129](#)  
**Attachments:** [View Report](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON MARCH 6, 2018 WITH VOTE TBD*

**Legislative History**

2/8/18

\*Rules & Legislation  
Committee

Scheduled to the \*Finance & Management  
Committee

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2/27/18	*Finance & Management Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
3/6/18	* 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

**7.4** Subject: Settlement Of Olga Cortez, Et Al., V. City Of Oakland

From: Office Of The City Attorney

Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Cases Of: Olga Cortez, Et Al., V. City Of Oakland, Et Al., United States District Court No. 16-CV-06256-JSW In The Amount Of Thirty Five Thousand Dollars And No Cents (\$35,000) Arising From Alleged Assaultive Conduct Of Intoxicated Off-Duty OPD Officer On December 7, 2015. (Oakland Police Department- Civil Rights) For A Total Settlement Amount Of Thirty Five Thousand And No Cents. (\$35,000)

[18-0190](#)

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

**Legislative History**

3/6/18	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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**7.5** Subject: Settlement Of Chinwe Olike, Et Al., V. City Of Oakland And United Financial Casualty 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 Cases Of: (1) Chinwe Olike & Ogenna Udemezue V. City Of Oakland, Et Al., Alameda County Superior Court No. RG16810453 In The Amount Of Ten Thousand Dollars And No Cents (\$10,000) And (2) The Related Case Of United Financial Casualty Co., V. City Of Oakland, Alameda County Superior Court, Case No. RG17854117) In The Amount Of Thirty Six Thousand Dollars, One Hundred And Fifteen Dollars And Fifty Two Cents (\$36,115.52) As A Result Of An Auto Collision On May 21, 2015. (Oakland Police Department- Auto Collision) For A Total Settlement Amount Of Forty Six Thousand, One Hundred And Fifteen Dollars And Fifty Two Cents. (\$46,115.52)

[18-0189](#)

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

**Legislative History**

3/6/18 \* Concurrent Meeting of the  
Oakland Redevelopment  
Successor Agency and the  
City Council Continued to the \* Concurrent Meeting of the  
Oakland Redevelopment Successor Agency  
and the City Council

**7.6** Subject: MOU With International Federation Of Professional & Technical Engineers  
From: Department Of Human Resource Management  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Approving Memorandum Of Understanding Between The City Of Oakland  
And The International Federation Of Professional & Technical Engineers ("IFPTE"), Local  
21, Representing Employees In Representation Units TA1, TF1, TM2, TW1, UH1, UM1,  
UM2, TM1, And U41, Covering The Period From Of July 1,2017 Through June 30,2019;  
And

[18-0218](#)

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

**Legislative History**

3/8/18 \*Rules & Legislation  
Committee Scheduled to the \* Concurrent Meeting of  
the Oakland Redevelopment Successor  
Agency and the City Council

2) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary  
Ordinance") To Provide Wage Increases To Represented Employees Pursuant To The  
Memorandum Of Understanding Between The City Of Oakland And The International  
Federation Of Professional & Technical Engineers, Local 21; The Wage Increases Shall  
Be As Follows: Increase Of 4% Effective July 1,2017; Increase Of 1% Effective The First  
Pay Period In January 2019; Additional Increase Of 2% For Select Listed Classifications  
Effective January 1, 2018; And Additional Increase Of 2% For Select Listed  
Classifications Effective July 1, 2018

[18-0219](#)

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

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON APRIL 17, 2018.*

**Legislative History**

3/8/18 \*Rules & Legislation  
Committee Scheduled to the \* Concurrent Meeting of  
the Oakland Redevelopment Successor  
Agency and the City Council

*A Title change was read into record.*

**7.7** Subject: Adding Cannabis Permitting Staff  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution To Authorize The City Administrator Or Her Designee To Appropriate Three Hundred Seven Thousand And Thirty-Two Dollars (\$307,032) Of Available One-Time Project Funds Generated Through Cannabis Permit Application Fees To Fund One Full-Time City Administrator Analyst And One Full-Time Public Service Representative To Work On Cannabis Regulation And Implement The Cannabis Equity Permit Program Through June 30, 2019

[18-0240](#)

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

**Legislative History**

3/8/18	*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: Adams Point Neighborhood Group Graffiti Abatement Grant  
From: Councilmember McElhaney  
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$1,000 From Councilmember McElhaney's Graffiti Abatement Mural And Green Wall Funds To The Oakland Parks And Recreation Foundation For The Adams Point Neighborhood Group's Mosaic Trash Container Project

[18-0242](#)

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

**Legislative History**

3/8/18	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 7.9 Subject: Ordinance To Enact The Tenant Move Out Agreement Ordinance  
From: Office Of The City Attorney, President Pro Tem Guillén And Councilmember Kalb  
Recommendation: Adopt An Ordinance Adding A New Article VI To O.M.C. Chapter 8.22 To (1) Regulate Tenant Move Out Agreements And Negotiations, (2) Create Disclosure And Reporting Requirements For Such Agreements And Negotiations, And (3) Provide Remedies For Violations  
[17-0415](#)

**Sponsors:** Office Of The City Attorney

**Attachments:** [View Report](#)  
[View Supplemental 1-19-2018](#)  
[View Supplemental 3-16-2018](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON FEBRUARY 6, 2018; 8 AYES.*

**Legislative History**

11/16/17	*Rules & Legislation Committee <i>This Item was scheduled to be heard at the 1st Committee in January.</i>	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 <i>The Committee directed staff to change the Article number in the report from 6 to 7</i>  <i>There was 3 speakers on this item</i>	Continued to the *Community & Economic Development Committee
1/11/18	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
1/23/18	*Community & Economic Development Committee  <i>There were 4 speakers for this item</i>  <i>The Staff read into record the following amendments: 1) a title change, to strike VI and change it "VII" and change in Section 1 page 3 from VI to "VII". 2) Section 3 page 14 strike effective thirty (30) days after adoption and add "on May 1, 2018"</i>	Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
2/6/18	* 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

2/20/18	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
3/8/18	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*This item will result in a second reading.*

- 7.10** Subject: Support Of Temporary Protected Status  
From: Councilmember Brooks And President Pro Tem Guillen  
Recommendation: Adopt A Resolution Calling On The Federal Government To Extend Temporary Protected Status (TPS) For All Nations Currently Under The Program, And To Establish A Pathway To Permanent Residency For Current Beneficiaries

[18-0173](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 3-1-2018](#)  
[View Report](#)

**Legislative History**

3/8/18	*Rules & Legislation 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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- 7.11** Subject: Agreement With The State Of California Office Of Emergency Services (CAL OES)  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee To Enter Into An Agreement With The State Of California Office Of Emergency Services (Cal OES) To Accept, Appropriate, And Administer Grant Funds In An Amount Not To Exceed Two Hundred Twenty-Eight Six Hundred Eighty-One Dollars And Sixty Cents (\$228,681.60) For A Scheduled Full-Scale Exercise To Meet Personnel And Supply Expenses For The Training Of The Oakland Fire Department's Urban Search And Rescue (US&R) Team

[18-0247](#)

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

**Legislative History**

3/8/18	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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**7.12** Subject: James Prator V. City Of Oakland, Et Al., Alameda County  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of James Prator V. City Of Oakland, Et Al., Alameda County Superior Court No. RG15792210 In The Amount Of Nine Hundred Thousand Dollars And No Cents (\$900,000.00), As A Result Of Multiple Severe Injuries Arising From A Trip And Fall On A Section Of Uplifted Sidewalk Occurring On January 29, 2015 (Oakland Department Of Transportation - Dangerous Condition)

[18-0248](#)

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

**Legislative History**

3/8/18	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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**7.13** Subject: Rezoning Of 4432-4434 And 4444 Telegraph Avenue  
From: Planning And Building Department  
Recommendation: Adopt An Ordinance, To Rezone Portions Of Two Parcels Located At 4432-4434, And 4444 Telegraph Avenue From The RM-1 Mixed Housing Type Residential Zone To The CN-2 Neighborhood Center Zone And To Adopt Related California Environmental Quality Act (CEQA) Findings

[18-0040](#)

**Sponsors:** Planning & Building Department

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

*Pursuant to Rule 28(a) (Council) of Resolution 87044 C.M.S., this item was added to this agenda.*

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

*INTRODUCTION (First Reading) WAS PASSED ON FEBRUARY 6, 2018; 8 AYES.*

**Legislative History**

1/11/18	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
1/23/18	*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 Committee Approved the Recommendation of Staff to have this item forwarded to City Council to be heard as a Public Hearing*

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2/6/18	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 7:26 p.m.</i>  <i>1 individual spoke on this item.</i>  <i>Councilmember Kalb made a motion, seconded by Councilmember McElhaney, to close the Public Hearing, and hearing no objections, the motion passed by Ayes: Brooks, Campbell Washington, Gallo, Kalb, Kaplan, Reid and President Gibson McElhaney - 7, Recused: Guillén - 1</i>	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
2/20/18	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	No Action Taken
3/6/18	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	No Action Taken
3/8/18	*Rules & Legislation Committee	No Action Taken

**7.14** Subject: Reappointment To The Community Jobs Oversight Commission  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Larry Gallegos To The Community Jobs Oversight Commission  
[18-0249](#)

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

**7.15** Subject: Reappointment To The Privacy Advisory Commission  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Heather Patterson And Chloe Brown As A Member Of The Privacy Advisory Commission  
[18-0250](#)

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

- 7.16** Subject: Appointment To The Community Policing Advisory Commission  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Collette McPherson And Kimberly Aceves As A Member Of The Community Policing Advisory Board  
[18-0251](#)  
**Sponsors:** Office Of The Mayor  
**Attachments:** [View Report](#)
- 7.17** Subject: Appointment To The Sugar Sweetened Beverages Community Advisory Board  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Gabriela Regalado As Members Of The Sugar Sweetened Beverages Community Advisory Board  
[18-0252](#)  
**Sponsors:** Office Of The Mayor  
**Attachments:** [View Report](#)
- 7.18** Subject: Appointment To The Civil Service Board  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Carmen Lorena Martinez To The Civil Service Board  
[18-0253](#)  
**Attachments:** [View Report](#)
- 7.19** Subject: Restricting The Issuance Of Cannabis Permits At Properties With Residential Tenants  
From: Councilmember Kaplan, Office Of The Mayor And Office Of The City Administrator  
Recommendation: Adopt An Ordinance Amending Chapters 5.80 And 5.81 Of The Oakland Municipal Code To Restrict Or Prohibit Approval And/Or Permitting Of Cannabis Businesses At Locations (A) Where "Work/Live" Type Uses, As Defined In Chapters 5.80 And 5.81, Existed As Of March 6, 2018 Or (B) Where Residential Uses Existed As Of March 6, 2018  
[18-0241](#)  
**Attachments:** [View Report](#)  
[View Supplemental Report 3-8-2018](#)  
  
*ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF THIS ORDINANCE.*  
  
*INTRODUCTION (First Reading) WAS PASSED ON MARCH 8, 2018; 5 AYES 2 EXCUSED BROOKS AND MCELHANEY.*  
**Legislative History**

3/8/18

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

Approved On Introduction and Scheduled for  
Final Passage

*Councilmember Kaplan made a motion, seconded by Councilmember Kalb to  
approve the ordinance with the following amendments:*

*5.81.150 - Restrictions on Approvals for Properties Used for Work/Live or  
Residential Purposes*

*A. No permit or local authorization shall be issued under OMC Chapters 5.80  
or 5.81 to a cannabis  
applicant at premises where either:*

*1. Work/Live use existed as of March 6, 2018; or 2. Residential use existed as of  
March 6, 2018. In both  
the foregoing, this applies irrespective of any subsequent reconfiguration of the  
premises; or*

*2. Residential use existed as of March 6, 2018.*

*B. A permit or local authorization may be issued under OMC Chapters 5.80 or  
5.81 to a cannabis*

*applicant utilizing different premises within a parcel of land that also contains  
Work/Live or residential*

*uses, so long as the cannabis applicant mitigates potential impacts, if possible,  
as directed by the City*

*Administrator, Fire Marshall, and/or Building Official, including any  
mitigations required by the Fire*

*Marshall and/or the Building Office, and so long as volatile manufacturing  
may only take place in a*

*separate building with approval of the Fire Marshall and Building Official and  
under such mitigations as*

*they or the City Administrator may require.*

*C. The City Administrator may develop further guidelines and operating  
standards to implement this*

*section*

*There were 19 speakers on this item*

**S7.20** Subject: Negative Fund Repayment Plan and Recommendations  
From: Finance Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Remove Or Reallocate Appropriations In Specified Funds With Negative Fund Balances And No Sources Of Revenue; (2) Revise The Existing Repayment Schedule To Add 10 Year Repayment Plans For Specified Funds With Negative Fund Balances As Part Of The FY 2019-21 Proposed Policy Budget  
[18-0159](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 3-9-2018](#)

*This item was placed on the agenda by the March 15, 2018 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.*

**Legislative History**

2/15/18	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
2/27/18	*Finance & Management Committee	Continued to the *Finance & Management Committee
3/15/18	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*Councilmember McElhaney made a motion seconded by President Reid to approve the urgency finding for this item to be placed on the March 20, 2018 Council Agenda for the following reasons: 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*

*(1) is required to avoid a substantial adverse impact that would occur if the action were deferred to a subsequent special or regular meeting.*

**S7.21** Subject: Cityworks License/Maintenance Renewal With Azteca Systems, LLC  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee,  
To: (1.) Extend The Cityworks License And Maintenance Agreement With Azteca  
Systems, LLC Through May 31, 2022, In An Amount Not To Exceed Four Hundred  
Forty-Seven Thousand Dollars (\$447,000), Without Return To Council, With Additional  
Options To: I. Expand The License And Maintenance Agreement For Additional Software  
Products & Licenses In An Amount Not To Exceed Three Hundred Thousand Dollars  
\$300,000 For The Term Of The Contract Without Return To Council; And II. Enter Into  
License, Maintenance, Hosting, Purchase, And/Or Professional Services Agreement(s)  
With Azteca Systems LLC Or Their Authorized Business Partner(s) In An Amount Not To  
Exceed Four Hundred Thousand Dollars \$400,000 000 For The Term Of The Contract For  
Professional Services And/Or Products That Enhance Cityworks Through Additional  
Functionality, Without Return To Council; And (2.) Waive The Competitive Proposal  
Solicitation Requirement For The Above Listed Agreements  
[18-0174](#)

**Attachments:** [View Report](#)  
[View Supplemental 3-16-2018](#)

*This item was placed on the agenda by the March 15, 2018 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.*

**Legislative History**

3/15/18      \*Rules & Legislation      Scheduled to the \* Concurrent Meeting of  
Committee      the Oakland Redevelopment Successor  
Agency and the City Council

*President Reid made a motion seconded by Vice Mayor Campbell Washington  
to approve the urgency finding for this item to be placed on the March 20, 2018  
Council Agenda for the following reasons: 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*

*(1) is required to avoid a substantial adverse impact that would occur if the  
action were deferred to a subsequent special or regular meeting.*

**S7.22** Subject: Major Encroachment Permit At 385 14th Street  
From: Transportation Department  
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major  
Encroachment Permit To CP VI Franklin, LLC To Allow Portions Of The New Building  
Above Grade At 385 14th Street To Encroach Into The Public Right-Of-Way Along 13th  
Street, 14th Street, And Webster Street, Major Encroachment Permit ENMJ18052  
[18-0184](#)

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

**Legislative History**

3/13/18	*Public Works Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council  <i>Councilmember Kalb Arrived at 11:39 a.m.</i>
3/15/18	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

**S7.23** Subject: Major Encroachment Permit At 378 11th Street

From: Transportation Department

Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Pravin L. Patel And Sima P. Patel, Husband And Wife As Community Property With Right Of Survivorship, To Allow Portions Of The New Building Above Grade At 378 11th Street To Encroach Into The Public Right-Of-Way On 11th Street, Major Encroachment Permit ENMJ18051

[18-0185](#)

Attachments: [View Report](#)

Legislative History

3/13/18	*Public Works Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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**S7.24** Subject: ENA For 95th And International Blvd. And 3050 International Blvd.

From: Economic And Workforce Development Department

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The Right To Negotiate And Execute An Exclusive Negotiating Agreement, Without Engaging In A Competitive Solicitation Process, With Acts Community Development Corporation And The Related Companies Of California, And Or Affiliated Entities, For One Year With One Optional Six-Month Administrative Extension For The Potential Lease Disposition And Development Of A Mixed-Use Affordable Housing Project On Seven Contiguous City-Owned Parcels (APNS 044-4967-002, 044-4967-003, 044-4967-004-02, 044-4967-004-03, 044-4967-005, 044-4967-007-01, And 044-4967-009) Located At 95th Avenue And International Boulevard; And

[18-0178](#)

Attachments: [View Report](#)

Legislative History

3/13/18	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the Community and Economic Development Committee  <i>There were 2 speaker 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
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2) A Resolution Authorizing The Right To Negotiate And Execute An Exclusive Negotiating Agreement, Without Engaging In A Competitive Solicitations Process, With Satellite Affordable Housing Associates And The Native American Health Center, And Or Affiliated Entities, For One Year With One Optional Six-Month Administrative Extension For The Potential Lease Disposition And Development Of A Mixed-Use Affordable Housing And Retail Project Located At 3050 International Boulevard  
[18-0181](#)

**Legislative History**

3/13/18	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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**S7.25** Subject: HSD Cityspan Contract  
From: Human Services Department  
Recommendation: Adopt A Resolution Waiving The Competitive Solicitation Process Requirements, And Authorizing The City Administrator To Execute An Agreement With CitySpan Technologies, Inc. In An Amount Not To Exceed \$223,000 For Licensing And Hosting Of A Web-Based, Client-Level Tracking And Contract Management Database System For Oakland Paratransit For The Elderly And Disabled Program (OPED) And Oakland Fund For Children And Youth (OFCY) From April 1, 2018 Through June 30, 2021  
[18-0175](#)

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

**Legislative History**

3/13/18	*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.*



**S7.26** Subject: Ceasefire And Community Engagement Strategy Support Grant  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee,  
To: 1) Accept And Appropriate Grant Funds To The Oakland Police Department (OPD) In  
An Amount Not To Exceed Seven Hundred And Fifty Thousand Dollars (\$750,000) To Be  
Administered By The International Association Of The Chiefs Of Police, Which Serves As  
The Grant Administrator On Behalf Of The U.S. Department Of Justice, Office Of Justice  
Programs, Office For Victims Of Crime For The Vision 21: Law Enforcement And The  
Communities They Serve: Supporting Collective Healing In The Wake Of Harm  
Demonstration Initiative To Fund Personnel Time, Training, Supplies, And Three Project  
Partners, During The 22-Month Grant Period Of December 1, 2017 - September 30,  
2019; 2) Authorize The City Administrator To Appropriate Three Hundred Fifty-Three  
Thousand Three Hundred Forty Three Dollars (\$353,343) Of The Grant Funds To Fund  
One Full-Time Grant Funded Limited Duration Project Manager I Position To Implement  
The Collective Healing Project For The Duration Of This Grant Or, If The Grant Is  
Extended, For No Longer Than Three Years; 3) Authorize A Contribution Of Twenty Eight  
Thousand Two Hundred Ninety Two Dollars (\$28,292) From The General Purpose Fund  
To Cover The Associated Central Services Overhead Costs Of 14.32 Percent Which The  
Grant Does Not Cover; And 4) Waive The City's Competitive Advertising And Bidding  
Requirements To Allow OPD To Enter Into Contracts Using Grant Funds With: A. Bay  
Area Women Against Rape In An Amount Not To Exceed Fifty-Seven Thousand Dollars  
(\$57,000) For The Grant Period Of December 1, 2017 To September 30, 2019, With One  
Extension At The Same Amount, For A Total Not To Exceed One Hundred Fourteen  
Thousand Dollars (\$114,000); B. Community Youth Outreach In An Amount Not To Exceed  
Seventy-Five Thousand Dollars (\$75,000), For The Grant Period Of December 1, 2017 To  
September 30, 2019, With One Extension At The Same Amount, For A Total Not To  
Exceed One Hundred. Fifty Thousand Dollars (\$150,000); And C. The Urban Institute In An  
Amount Not To Exceed Seventy Thousand Dollars (\$70,000), For The Grant Period Of  
December 1, 2017 To September 30, 2019, With One Extension At The Same Amount,  
For A Total Not To Exceed One Hundred Forty Thousand Dollars (\$140,000)

[18-0183](#)

Attachments: [View Report](#)

Legislative History

3/13/18	*Public Safety Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*There was 1 speaker on this item*

**S7.27** Subject: Resolution In Support Of Cannabis Record Expungement Bill 1793 (Bonta)  
From: Councilmembers Kaplan And Kalb  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1793 (Bonta) Which  
Would Allow Automatic Expungement Or Reduction Of Certain Prior Cannabis  
Convictions  
[18-0152](#)

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

**Legislative History**

2/15/18	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
3/15/18	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

**S7.28** Subject: Resolution Urging DA To Proactively Apply Prop 64 Retroactively  
From: Councilmember Kalb And Councilmember Kaplan  
Recommendation: Adopt A Resolution Urging The Alameda County District Attorney To  
Proactively Apply Proposition 64 Retroactively To Reduce Or Dismiss Applicable  
Marijuana Sentences  
[18-0194](#)

**Sponsors:** Kaplan and McElhaney

**Attachments:** [View Report](#)  
[View Supplemental 3-16-2018](#)

**Legislative History**

3/15/18	*Rules & Legislation 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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*Councilmember McElhaney request to be added as a Sponsor to this item.*

*There was 1 speaker on this item.*

*Note that the Committee took this time to revisit item 5 to make urgency findings for the items on the Matrix under Finance and Management that was scheduled to the March 20, 2018 City Council Agenda.*

**S7.29** Subject: Appointments To The Housing, Residential Rent And Relocation Board  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Robert Stone As A Regular Neutral Member And Karen Friedman As A Regular Landlord Member And The Appointment Of Ubaldo Fernandez As A Regular Tenant Member To The Housing, Residential Rent And Relocation Board  
[18-0225](#)

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

**Legislative History**

3/15/18	*Rules & Legislation 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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**S7.30** Subject: Support Of The California Schools And Local Communities Funding Act Of 2018  
From: Office Of The Mayor, Council President Reid, And President Pro Tem Guillen

Recommendation: Adopt A Resolution 1) In Support Of The California Schools Local Communities Funding Act Of 2018 ("The Initiative") On The November, 2018 Ballot, Which Will Amend The State Constitution To Close A Corporate Tax Loophole By Reassessing Commercial And Industrial Real Property On A Regular Basis Based On Fair Market Value; And 2) Encourage Other Jurisdictions In The Region To Take Support Positions On The Initiative

[18-0226](#)

**Sponsors:** Kalb and McElhaney

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

**Legislative History**

3/15/18	*Rules & Legislation 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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*Councilmembers Kalb and McElhaney request to be added as sponsors to this item.*

*There were 3 speakers on this item.*

**S7.31** Subject: Resolution In Support Of SB 930 - Financial Institutions: Cannabis  
From: Councilmember Kalb  
Recommendation: Adopt A Resolution In Support Of Senate Bill 930 (Hertzberg) That  
Would Establish A State-Chartered Bank That Would Allow A Person Licensed To  
Engage In Commercial Cannabis Activity To Engage In Banking Activities  
[18-0115](#)

**Sponsors:** Guillén

**Attachments:** [View Report](#)  
[View Report 3-1-2018](#)

**Legislative History**

2/1/18	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
3/15/18	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*President Pro Tem Guillen requests to be added as a co sponsor.*

*There was 1 speaker 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**

- 11 Subject: Police Commission Enabling Ordinance  
From: Councilmember Kalb And Councilmember Gallo  
Recommendation: Discussion And Action On An Ordinance (1) Enabling Implementation Of The City Charter Amendment Creating The Oakland Police Commission And The Community Police Review Agency, (2) Establishing A Civilian Inspector General, And (3) Requiring An Annual Report And Presentation By The Community Policing Advisory Board To The Commission [TITLE CHANGE]  
[16-1095](#)

**Sponsors:** Kalb and Gallo

**Attachments:** [View Report](#)  
[View Report - Gallo Alternative](#)  
[View Supplemental Report - Kalb](#)  
[View Supplemental Report 2-23-18](#)  
[View Supplemental Report 3-16-2018](#)

**Legislative History**

5/4/17 \*Rules & Legislation Committee Scheduled to the \*Public Safety Committee

6/13/17 \*Special Public Safety Committee No Action Taken

*A motion was made by Councilmember Gallo, seconded by Councilmember Brooks, to approve the Councilmember Gallo/Community alternative ordinance and forward it to the full council on June 20, 2017.*

*A substitute motion was made by Council President Reid, seconded by President Pro Tempore Guillen, to approve the original ordinance, Councilmember Kalb's ordinance. Councilmember Brooks and Councilmember Gallo voted no.*

*35 speakers spoke to this item.*

6/20/17 Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board Referred to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

6/20/17 Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board Referred to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

6/27/17

Special Concurrent Meeting  
of the Oakland  
Redevelopment Successor  
Agency/City Council  
*ORIGINAL MOTION:*

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

*Councilmember Kalb made a motion, seconded by Council President Reid to  
amend the ordinance as follows:*

*Direct the City Administrator to offer to meet and confer with the applicable  
unions, as required by state law, over the relevant provisions of version of the  
Police Commission Enabling Ordinance that we vote on tonight.*

*STRIKE THE FOLLOWING LANGUAGE:*

*B. Results of a criminal records search. The results of each criminal records  
search shall be disclosed only to the Appointing Authority that is considering  
the Commissioner or alternate, and shall remain confidential to the greatest  
extent permitted by law. The Appointing Authority may use the results of the  
criminal records search solely for the purpose of evaluating the candidates for  
Commissioner and alternate. Nothing in this Chapter 2.45 shall be construed  
to require the Selection Panel or the Mayor to disqualify an applicant because  
of the results of the criminal records search.*

*ADD TEXT AS FOLLOWS:*

*Note: This change will require a change in 2.45.190 H (Commissioner  
training) as follows:*

*H. Commissioners will attend a police academy curriculum designed for them  
by the Chief after consultation with the Commission. The curriculum shall be  
designed so that criminal background checks will not be required for  
attendance.*

*2.46.040 - Agency Director.*

*The Agency shall report to, AND BE SUPERVISED BY, the Commission, and  
shall be responsible for the day-to-day operations of the Agency.*

*SUBSTITUTE MOTION:*

*Councilmember Gallo made a substitute motion, seconded by Councilmember  
Brooks to move the ordinance with the amendments included in the main  
motion and adding the following:*

*Section 2.45.130 Establishment of Discipline Committee*

*B. Membership in the Discipline committees shall rotate for each police officer  
discipline or termination case, as determined by the Chairperson of the  
Commission, PROVIDED, HOWEVER, THAT NO MORE THAN ONE  
COMMISSIONER*

*APPOINTED BY THE MAYOR SHALL BE APPOINTED TO EACH DISCIPLINE*

COMMITTEE.

*The council took action on the substitute motion.*

*The substitute motion tied by Ayes: Brooks, Gallo, Campbell Washington,  
Kaplan and Noes: Guillen, Kalb, McElhaney, Reid.*

*There were 42 speakers on this item*

7/18/17

Concurrent Meeting of the  
Oakland Redevelopment  
Successor Agency / City  
Council / Geologic Hazard  
Abatement District Board

Continued to the \*Rules & Legislation  
Committee

*Councilmember Kalb made a motion, seconded by Council President Reid to  
amend the ordinance as follows:*

*Direct the City Administrator to offer to meet and confer with the applicable  
unions, as required by state law, over the relevant provisions of version of the  
Police Commission Enabling Ordinance that we vote on tonight.*

*STRIKE THE FOLLOWING LANGUAGE:*

*"The Council approved an alternative motion to direct the City Administrator  
to meet and confer with the applicable unions, as required by state law, over  
the relevant provisions of this version of the Police Commission Enabling  
Ordinance with the following amendments:*

*STRIKE THE FOLLOWING LANGUAGE:*

*"B. Results of a criminal records search. The results of each criminal records  
search shall be disclosed only to the Appointing Authority that is considering  
the Commissioner or alternate, and shall remain confidential to the greatest  
extent permitted by law. The Appointing Authority may use the results of the  
criminal records search solely for the purpose of evaluating the candidates for  
Commissioner and alternate. Nothing in this Chapter 2.45 shall be construed  
to  
require the Selection Panel or the Mayor to disqualify an applicant because of  
the results of the criminal records search.*

*ADD TEXT AS FOLLOWS:*

*Note: This change will require a change in 2.45.190 H (Commissioner  
training)  
as follows:*

*H. Commissioners will attend a police academy curriculum designed for them  
by the Chief after consultation with the Commission. The curriculum shall be  
designed so that criminal background checks will not be required for  
attendance.*

*2.46.040 - Agency Director.*

*The Agency shall report to, AND BE SUPERVISED BY, the Commission, and  
shall be responsible for the day-to-day operations of the Agency."*

*with return after completion of necessary meet and confer with labor groups.*

3/6/18

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

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

*There were 13 speakers on this item*

- 12** Subject: Salary Ordinance Amendment -Chief of Violence Prevention  
From: Human Resources Management Department  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Title Of Chief Of Violence Prevention [18-0130](#)

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

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON APRIL 17, 2018*

**Legislative History**

2/8/18	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
2/27/18	*Finance & Management Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
3/6/18	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*There were 3 speakers on this item*

- 13** Subject: Moratorium Extension On Substantial Rehabilitation Exemption  
From: Councilmember Kalb And Councilmember Kaplan  
Recommendation: Adopt An Ordinance Extending By 180-Days Ordinance No. 13465 C.M.S. That Imposed A 180- Day Moratorium On Substantial Rehabilitation Exemptions Of Chapter 8.22, Article 1, "Residential Rent Adjustment Program" (O.M.C. Section 8.22.030.B.2.) [18-0221](#)

**Sponsors:** Kaplan

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

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON APRIL 17, 2018*

**Legislative History**

3/8/18	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 14** Subject: ORSA Tax Allocation Refunding Bonds, Series 2018-TE/T  
From: Finance Department  
Recommendation: Adopt A Successor Agency Resolution Authorizing The Issuance And Prescribing The Terms, Conditions And Form Of Not To Exceed \$65,000,000 Combined Aggregate Principal Amount Of The Oakland Redevelopment Successor Agency Subordinated Tax Allocation Refunding Bonds, Series 2018- TE And Oakland Redevelopment Successor Agency Subordinated Tax Allocation Refunding Bonds, Series 2018- T (Federally Taxable), Approving The Form Of And Authorizing The Execution And Delivery Of A First Supplement To Indenture Of Trust And A Purchase Agreement; Approving The Selection And Retention Of A Municipal Advisor And Underwriters; Authorizing Payment Of Costs Of Issuance; And Authorizing And Approving Necessary Actions In Connection Therewith  
[18-0224](#)

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

**Legislative History**

3/8/18

\*Rules & Legislation  
Committee

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

**15 The Item regarding the "Assessment District No. 2007-232 Piedmont Pines Phase II" was removed from this Agenda Via Rule 28(a).**

*Pursuant to Rule 28(a) of Resolution 87044 C.M.S., this item was removed from this agenda.*

**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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