



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

*Rules & Legislation Committee

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

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

Thursday, September 19, 2019

10:45 AM

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.

Roll Call / Call To Order

COMMITTEE MEMBERSHIP:

Council President Rebecca Kaplan, At-Large; President Pro Tempore Dan Kalb, District 1; Lynette McElhaney, District 3; Chairperson: Sheng Thao, District 4

1 Determinations Of Closed Session

[18-2174](#)

Attachments: [View Report](#)

2 There Are No Minutes For Approval

[18-2175](#)

3 Determination Of Schedule Of Outstanding Committee Items

[18-2176](#)

Attachments: [View Report](#)

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)

[18-2177](#)

Attachments: [View Report](#)

- 4.1 Subject: Councilmembers Taylor And Gibson McElhaneY Travel Reimbursement
From: Councilmember Taylor
Recommendation: Adopt A Resolution Authorizing Reimbursement For Councilmembers Loren Taylor and Lynette Gibson McElhaneY's Costs Of Approximately \$8,135 From The Council Contingency Fund For Travel To Washington, DC For Attendance At The Annual Legislative Conference Of The Congressional Black Caucus From September 11-15, 2019; On The October 1, 2019 City Council Agenda
18-2229

Legislative History

9/12/19	*Rules & Legislation Committee	Continued to the *Rules & Legislation Committee
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- 4.2 Subject: Accept And Appropriate Up To \$4,050,000 From 2019-2020 State Budget
From: Council President Kaplan
Recommendation: A Resolution Authorizing The City Administrator To Accept And Appropriate Up To \$4,050,000 From The 2019-2020 California State Budget And Award Professional Service Contracts To 1) Uncommon Law In The Amount Of Up To \$4,000,000 And 2) After Innocence In The Amount Not To Exceed \$50,000; On The October 1, 2019 City Council Agenda As A Consent Item
18-2244

- 4.3 Subject: Shelter Crisis Ordinance
From: Council President Kaplan And Councilmember Bas
Recommendation: Adopt An Ordinance Amending Ordinance No. 13456, Which, For A Two Year Period Ending On October 3, 2019, Declared A Shelter Crisis And Authorized The City Administrator To Suspend Provisions Of State Or Local Regulatory Statutes, Regulations, And Ordinances Prescribing Standards Of Housing, Health, Or Safety For Additional Shelter Facilities, To Extend The Declaration And Authorization And To Further Amend The Ordinance To Address Towing And Inoperable Vehicle Issues; On The October 1, 2019 City Council Agenda As A Public Hearing
18-2247

- 4.4** Subject: Settlement Agreement - Nicole Pifari V. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Nicole Pifari V. The City Of Oakland, Alameda County Superior Court Case No. RG16842544, In The Amount Of Three Hundred Fifty Thousand Dollars And No Cents (\$350,000.00) As A Result Of Alleged Employment Discrimination (Oakland Police Department); On The October 1, 2019 City Council Agenda
18-2254
- 4.5** Subject: Rescind The "The Children's Initiative Of 2018"
From: Member Of The Public
Recommendation: Rescind The Action Item Of December 14, 2018 Where Members Of The Oakland City Council Voted Approving "The Children's Initiative Of 2018" AKA Measure AA Which Appeared On The November 6, 2018 General Election Ballot. The Measure Was A \$198.00 Parcel Tax Measure Where The Certified Election Results Of The Alameda County Registrar Of Voters Said The Measure Failed Because It Did Not Receive The Supermajority Or 2/3 Voter Approval For Passage. The Council 'S Action On December 14, 2018 Was Contrary To The Certified Election Results, Therefore Must Be Rescinded!; On A City Council Agenda As Soon As Possible
18-2255
- 4.6** Subject: National Hispanic Heritage Month
From: Councilmember Gallo
Recommendation: Adopt A Resolution Recognizing September 15th Through October 15th Of The Year 2019 As "National Hispanic Heritage Month"; On The October 15, 2019 City Council Agenda As A Ceremonial Item
18-2256
- 4.7** Subject: Consideration To Rescind
From: Councilmember Gallo
Recommendation: City Council Or Councilmember Consideration To Rescind Or To Continue To Approve The Vote Taken On December 14, 2018 Approving The Passage Of Measure AA; On The October 15, 2019 City Council Agenda
18-2257
- 4.8** Subject: Update On Illegal Dumping
From: Oakland Public Works Department
Recommendation: Receive An Informational Report Providing An Update On Oakland Public Works' Environmental Enforcement Program And Its Efforts To Address Illegal Dumping; On The October 8, 2019 Public Works Committee Agenda
18-2240

4.9 Subject: Senate Bill 2 (2017) Planning Grant Program FY 2019-20
From: Planning And Building Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Funds From The Senate Bill 2 (2017) Planning Grant Program From The California Department Of Housing And Community Development In An Estimated Amount Of Up To \$625,000 To Provide Funding For The Preparation, Adoption, And Implementation Of Plans And Policies That Streamline Housing Approvals, Accelerate Housing Production, And Increase Housing Stock From November 1, 2019 Through June 30, 2022; On The October 8, 2019 Community And Economic Development Committee Agenda

18-2239

4.10 Subject: Informational Report On Draft Downtown Oakland Specific Plan
From: Planning And Building Department
Recommendation: Receive An Informational Report On The Draft Downtown Oakland Specific Plan (Draft Plan), Which Will Guide Development And Growth In The Downtown Area Over The Next Approximately 20 Years, And Propose Transformative Ideas To Connect The Community's Goals To Strategic Actions Involving Land Use, Culture, Community Benefits, Economic Growth, And Housing; On The October 8, 2019 Community And Economic Development Committee Agenda

18-2242

4.11 Subject Disposition And Development Of The Fire Alarm Building At 1310 Oak Street
From: Councilmembers Bas And McElhaney
Recommendation: Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Directing The City Administrator To Issue A Request For Proposals, Consistent With The Surplus Land Act, For The Disposition And Development Of The Property; Or

18-2249

2) A Resolution Directing The City Administrator To Exercise The Waiver Of Competitive Process In Chapter 2.42.050 Of The Oakland Municipal Code And Issue A Surplus Land Act Notice For The Disposition And Development Of The Property, And If No Other Proposal Is Received, To Enter Into Exclusive Negotiation For The Lease And Development Of The Property With The Museum Of Jazz And Art; On The October 8, 2019 Community And Economic Development Committee Agenda

18-2250

4.12 Subject: Public Information And Support For ADUS
From: Council President Kaplan
Recommendation: Adopt A Resolution Requesting The City Administrator To Consider Prioritizing The Following To Accelerate The Construction Of Accessory Dwelling Units ("ADUS"): 1) Provide The Public With A Point Person On ADUS Within The Planning And Building Department; 2) Provide The Public With An Easy To Read And Illustrated Package Regarding The Permitting Process Of ADUS; 3) Provide An Online Tool For Small Homeowners To Assess Their Ability To Construct A Permitted ADU; 4) Explore Options To Provide More Support To Low And Moderate Income Homeowners Or Those Seeking To Build ADUS For Section 8 Renters With A Report Back To Council; And 5) Implement Ongoing Regular Evening Hours At Building And Planning As Authorized In Fiscal Years 2019-21 Biennial Budget; On The October 22, 2019 Community And Economic Development Committee Agenda
18-2246

4.13 Subject: Fiscal Year 2019-20 Cultural Funding Grants
From: Economic Workforce And Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into Ninety-One (91) Grant Agreements With Eighty-One (81) Oakland-based Individual Artists And Nonprofit Organizations Providing Arts And Cultural Services In Oakland During Fiscal Year 2019-20, In A Total Amount Not To Exceed \$1,221,044.15; On The October 8, 2019 Life Enrichment Committee Agenda
18-2241

4.14 Subject: Winter Shelter Authorization
From: Councilmember Taylor
Recommendation:

[OLD TITLE]

Receive An Informational Report From The Department Of Human Services On The Winter Shelter Authorization

[NEW TITLE]

Adopt A Resolution Authorizing City Administrator To Take The Following Actions To Provide Winter Shelter And Relief Efforts ; On The October 22, 2019 Life Enrichment Committee Agenda

18-2217

Legislative History

9/12/19

*Rules & Legislation
Committee

Withdrawn with No New Date

4.15 Subject: PATH Plan
From: Councilmember Taylor
Recommendation:

[OLD TITLE]

Receive An Informational Report From The Department Of Human Services On The Permanent Access To Housing (PATH) Plan

[NEW TITLE]

Adopt A Resolution Authorizing The City Administrator To Enter Into Grant Agreements For The Permanent Access To Housing (PATH) Strategy; On The October 22, 2019 Life Enrichment Committee Agenda

18-2223

Legislative History

9/12/19	*Rules & Legislation Committee	Withdrawn with No New Date
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4.16 Subject: HEAP Funds Allocation
From: Councilmember Taylor
Recommendation:

[OLD TITLE]

Receive An Informational Report From The Department Of Human Services On The State Of California Homeless Emergency Aid Program (HEAP) Funds Allocation

[NEW TITLE]

Adopt A Resolution Authorizing The City Administrator To Accept Funding From The State Of California Homeless Emergency Aid Program (HEAP) For Emergency Homeless Services; On The October 22, 2019 Life Enrichment Committee Agenda

18-2224

Legislative History

9/12/19	*Rules & Legislation Committee	Withdrawn with No New Date
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4.17 Subject: OU Youth And CSEC Strategy Evaluations
From: Councilmember Taylor
Recommendation:

[OLD TITLE]

Receive An Informational Report From The Department Of Human Services On Oakland Unite's (OU) Youth And Commercial Sexual Exploited Children (CSEC) Strategy Evaluations

[NEW TITLE]

Receive An Informational Report Of The Strategy Evaluations By Mathematica Policy Research Of The Oakland Unite Services Funded Through The Safety And Services Act Of 2014 (Measure Z); On The November 12, 2019 Life Enrichment Committee Agenda
18-2218

Legislative History

9/12/19 *Rules & Legislation Withdrawn with No New Date
Committee

4.18 Subject: AC-OCAP Annual Report And CSBG Resolution
From: Councilmember Taylor
Recommendation: Adopt The Following Pieces Of Legislation;

1) Receive The Alameda County-Oakland Community Action Partnership (AC-OCAP) Annual Report; And
18-2214

Legislative History

9/12/19 *Rules & Legislation Withdrawn with No New Date
Committee

2) A Resolution Authorizing The City Administrator, Or Designee To Accept And Appropriate Funds From The Community Services Block Grant (CSBG) From The California Department Of Community Services And Development (CSD) On The December 3, 2019 Life Enrichment Committee Agenda
18-2215

Legislative History

9/12/19 *Rules & Legislation Withdrawn with No New Date
Committee

- 4.19** Subject: OFCY Evaluation Report
From: Councilmember Taylor
Recommendation:

[OLD TITLE]

Receive An Informational Report From The Department Of Human Services On The Oakland Fund For Children And Youth (OFCY) Evaluation; On The November 12, 2019 Life Enrichment Committee Agenda

[NEW TITLE]

Adopt A Resolution Adopting The Oakland Fund For Children And Youth (OFCY) Evaluation Reports; On The December 3, 2019 Life Enrichment Committee Agenda
18-2216

Legislative History

9/12/19	*Rules & Legislation Committee	Withdrawn with No New Date
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- 4.20** Subject: Homeless Encampment Management Report
From: Councilmember Bas
Recommendation: Receive An Informational Report From The City Administrator On Progress Towards Implementing The Homeless Encampment Management Program Recommendations Approved By City Council On July 9, 2019; On The December 3, 2019 Life Enrichment Committee Agenda
18-2251

- 4.21** Subject: Human Trafficking Report
From: Councilmembers Bas And Gallo
Recommendation: Receive An Informational Report And Discussion On The Context, Strategies, Goals, Programs, Partnerships, Outcomes, And Best Practices To Address Human Trafficking From The Oakland Police Department (Including Focusing On Traffickers And Purchasers; "Rescuing," And Supporting Minors And Supporting Adults; Staff Training; Partnerships With Community Organizations; Collaboration With Other Agencies Including The County And District Attorney); The Human Services Department (Including Violence Prevention; Partnerships With Community Organizations That Serve Impacted Communities, Including CSEC); The Administration (Including Licensing Of Massage Parlors And Responding To Reports Of Trafficking); The Office Of Public Works And The Department Of Transportation (Including Environmental Deterrents); On The November 12, 2019 Public Safety Committee Agenda
18-2248

- 4.22** Subject: Ballot Measure - Appropriations Limit Increase
From: Finance Department
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The March 3, 2020 Presidential Primary Election, A Proposed Increase To The Appropriation Limit For Fiscal Years 2020-21 Through 2023-24; And Directing The City Clerk To Take All Actions Necessary Under Law To Prepare For And Conduct The March 3, 2020 Presidential Primary Election; On The October 3, 2019 Rules And Legislation Committee Agenda
18-2243
- 4.23** Subject: Increased Funding For Undergrounding Of Utility Wires To Prevent Wildfires
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of The League Of California Cities' Resolution To The California Public Utilities Commission (CPUC) Requesting That The CPUC Amend Rule 20A To Allow For The Addition Of Projects In Very High Fire Hazard Severity Zones To The List Of Eligibility Criteria For Utility Wire Undergrounding Projects To Help Prevent Wildfires And To Increase Funding Allocations For Rule 20A Projects: On The October 3, 2019 Rules And Legislation Committee Agenda
18-2253
- 4.24** Subject: Amending The City Of Oakland's Fiscal Year 2019-21 Biennial Budget
From: Council President Kaplan
Recommendation: Adopt A Resolution Amending The City Of Oakland's Fiscal Year 2019-21 Biennial Budget, Adopted By Resolution No. 87759 C.M.S. On June 24, 2019, To (1) Add To The Description Of Fund Uses For Line Item "Council Staff Increases" (Fund 1010) To Include Uses For Equipment, Travel, And Training And (2) To Designate The Funds For "Polling For Ballot Measures" (Fund 1010) To The Control Of The City Council; On The October 10, 2019 Rules And Legislation Committee Agenda
18-2245
- 4.25** Subject: Resolution Recognizing Importance Of 2020 U.S. Census
From: Mayor Schaaf And Councilmember Bas
Recommendation: Adopt A Resolution Recognizing The Importance Of The 2020 U.S. Census And Encouraging All Residents To Participate In The Census To Ensure An Accurate Count For The City of Oakland: On The October 10, 2019 Rules And Legislation Committee Agenda
18-2252
- 5** A Review Of The Draft Agendas For The City Council Meeting Of October 1, 2019 And The Rules And Legislation Committee Of October 3, 2019
[18-2178](#)

Attachments: [View Report](#)

Open Forum (Total Time Available: 15 Minutes)

Adjournment

Americans With Disabilities Act

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Office of the City Clerk - Agenda Management Unit

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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 8:30AM TO 5:00PM

* In the event a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however, no final City Council action can be taken.