



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

Tuesday, November 5, 2019

4:30 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: Nikki Fortunato Bas, District 2; Noel Gallo, District 5; President Pro Tempore Dan Kalb, District 1; Council President Rebecca Kaplan, At Large; Lynette McElhane, District 3; Vice Mayor Reid, District 7; Loren Taylor, District 6; Sheng Thao, District 4

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: State Of The City
From: Office Of The Mayor
Recommendation: Receive An Oral Update From Mayor Libby Schaaf Regarding State of
The City
[18-2384](#)

[Legislative History](#)

10/24/19

*Rules & Legislation
Committee

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

- 4.2** Subject: Recognizing November 2019 As "Native American Heritage Month"
From: Councilmember Gallo
Recommendation: Adopt A Resolution Recognizing November 2019 As Native American
Heritage Month In The City Of Oakland To Honor And Celebrate The Culture, Traditions,
And Contributions Of Native American Communities

[18-2357](#)

Attachments: [View Report](#)

Legislative History

10/24/19

*Rules & Legislation
Committee

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

As A Ceremonial Item

- 5** APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF OCTOBER 15, 2019

[18-2359](#)

Attachments: [View Report](#)

- 6** **MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS**
(Requests To: Reschedule Items From Consent To Non-Consent
To The Next Council Agenda, Speak On Consent Calendar, Register Votes,
Change Order Of Items, Reconsiderations, Pull Items Held In Committee):

- 7** **CONSENT CALENDAR (CC) ITEMS:**

- 7.1** Subject: Declaration Of A Local Emergency Due To AIDS Epidemic
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's
Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health
Crisis With Regard To The Human Immunodeficiency Virus ("HIV")/Acquired
Immunodeficiency Syndrome ("AIDS") Epidemic

[18-2360](#)

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
[18-2361](#)
Attachments: [View Report](#)
- 7.3 Subject: Declaration Of A Local Emergency On Homelessness
From: Council President Kaplan
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Declaration Of A Local Emergency Due To The Existence Of The City's Homelessness Crisis
[18-2362](#)
Attachments: [View Report](#)

7.4 Subject: 500 Kirkham DDA Amendment
From: Economic Workforce And Development Department
Recommendation: Adopt An Ordinance To Amend Ordinance No. 13368 C.M.S. To Authorize A First Amendment To The Disposition And Development Agreement Between The City Of Oakland And 500 Kirkham, LLC To (1)(A) Change The Project Definition To Allow Development Consisting Of Three Buildings And 1,032 Residential Units, (B) Adjust The Affordable Housing Requirement To Include 85 Very Low Income Units On-Site And A \$7.1 Million Payment To The Affordable Housing Trust Fund, (C) Allow The Project Schedule To Be Extended Annually For Up To Ten Years If Payment Of Extension Fees Are Made According To The Extension Schedule Shown In Exhibit A, (D) Require 500 Kirkham. LLC To Pay A \$1 Million Workforce Training Payment Directly To The Following Entities In The Amounts Specified: (I) \$300.000 To The West Oakland Job Resource Center; II) \$300.000 To The Workforce Collaborative; (III) \$200.000 To Civicorps; And (IV) \$200.000 To The West Oakland Youth Center, By The Date And With The Form Of Evidence Specified By The City Administrator, And (E) Require Evidence Of A Funding Commitment For The West Oakland Shuttle, And (2) To Make The Determination That An Addendum Pursuant To CEQA Guidelines Section 15164 Is Appropriate And Alternatively, The Project Is Exempt From CEQA Pursuant To CEQA Guidelines Sections 15168, 15183, And 15183.3

[18-2341](#)

Attachments:

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[View Supplemental Report - McElhaney 10/11/2019](#)

[View Report - Legislation](#)

[View Supplemental Report 10/11/2019](#)

[View Supplemental Report 11/1/2019](#)

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

INTRODUCTION (First Reading) WAS PASSED ON OCTOBER 15, 2019; 8 AYES.

Legislative History

10/15/19	* 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
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The agenda was modified to show this item being heard before item 11

The Roll Call was modified to show Councilmember Thao and Gallo present at 9:20 p.m.

There were 26 speakers on this item

7.5 Subject: JPA - Reappointing Commissioner Christin Hill
From: Council President Kaplan
Recommendation: Adopt A Resolution Appointing A Community Member To The
Oakland-Alameda County Coliseum Joint Powers Authority Board Of Commissioners As
Follows - Reappointing Commissioner Christin Hill To Serve The Term Beginning October
9, 2019 And Ending October 8, 2021
[18-2307](#)

Attachments: [View Report](#)
[View Supplemental Report 10/25/2019](#)

Legislative History

10/3/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/24/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

7.6 Subject: JPA - Reappointing Commissioner Reverend Dr. Jacqueline A. Thompson
From: Council President Kaplan
Recommendation: Adopt A Resolution Appointing A Community Member To The
Oakland-Alameda County Coliseum Joint Powers Authority Board Of Commissioners As
Follows - Reappointing Commissioner Reverend Doctor Jacqueline A. Thompson To
Serve The Term Beginning October 8, 2019 And Ending October 7, 2021
[18-2308](#)

Attachments: [View Report](#)
[View Supplemental Report 10/25/2019](#)

Legislative History

10/3/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/24/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

7.7 Subject: Settlement Agreement - Lamesha Smith, Et Al. V. City of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Lamesha Smith, Et Al., V. City Of Oakland, Et Al, United States District Court Case No. 18-Cv-06224, City Attorney's File No. 32640, In The Amount Of Two Hundred And Fifty Thousand Dollars And No Cents (\$250,000.00) (Oakland Police Department - Excessive Force/Failure To Train)
[18-2337](#)

Attachments: [View Report](#)

Legislative History

10/24/19	*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: National League Of Cities Travel Authorization
From: Councilmember Taylor
Recommendation: Adopt A Resolution Authorizing Reimbursement For Councilmember Loren Taylor's Costs Of Approximately \$2,519.00 From The Council Contingency Fund For Travel To San Antonio, TX For Attendance At The National League Of Cities City Summit From November 20-23, 2019
[18-2356](#)

Attachments: [View Report](#)

Legislative History

10/24/19	*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: League Of California Cities Travel Authorization And Reimbursement
From: Councilmember Gallo
Recommendation: Adopt A Resolution Authorizing The Travel And Reimbursement Of Councilmember Noel Gallo's Travel To Long Beach, California For Attendance At The League Of California Cities Conference From October 16, 2019 Through October 19, 2019 In The Amount Of \$1,846.80 In Travel Costs From The Council Contingency Fund For Travel
[18-2369](#)

Attachments: [View Report](#)

Legislative History

10/24/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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7.10 Subject: IFPTE Local 21 MOU
From: Office Of The City Administrator
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 And 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, 2019 Through June 30, 2021; And

[18-2389](#)

Attachments: [View Report](#)

Legislative History

10/24/19 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Committee noted that Council President Kaplans name will be stricken as the "From" and replaced with Office Of The City Administrator

10/31/19 *Special Rules and Legislation Committee Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

The Committee Accepted a Title Change read into record

2) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide A 1% Wage Increase To The Salary Schedule Of Represented Units In TA1, TF1, TM2, TW1, UH1, UM1, UM2, TM1, AND U41 Effective The First Full Pay Period After July 1, 2019; 2) Provide A 1% Wage Increase To The Salary Schedule Of Represented Units In TA1, TF1, TM2, TW1, UH1, UM1, UM2, TM1, AND U41 Effective The First Full Pay Period After November 1, 2019; 3) Provide A 2% Wage Increase To The Salary Schedule Of Represented Units In TA1, TF1, TM2, TW1, UH1, UM1, UM2, TM1, AND U41 Effective The First Full Pay Period After July 1, 2020; 5) Provide A 1% Wage Increase To The Salary Schedule Of Represented Units In TA1, TF1, TM2, TW1, UH1, UM1, UM2, TM1, AND U41 Effective The First Full Pay Period After January 1, 2021

[18-2390](#)

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON NOVEMBER 19, 2019.

Legislative History

10/24/19 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Committee noted that Council President Kaplans name will be stricken as the "From" and replaced with Office Of The City Administrator

10/31/19 *Special Rules and Accepted
Legislation Committee
The Committee Accepted a Title Change read into record

7.11 NUMBER NOT USED

7.12 Subject: SEIU Local 1021 MOU
From: Office Of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Approving Memorandum Of Understanding Between The City Of Oakland And The Service Employees International Union ("SEIU") Local 1021, Representing Employees In Representation Units SB1, SC1, SD1, AND SI1, Covering The Period From Of July 1, 2019 Through June 30, 2021; And
[18-2391](#)

Attachments: [View Report](#)

Legislative History

10/24/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>The Committee noted that Council President Kaplans name will be stricken as the "From" and replaced with Office Of The City Administrator</i>
10/31/19	*Special Rules and Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

2) An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide A 1% Wage Increase To The Salary Schedule Of Represented Units In SB1, SC1, SD1, And SI1 Effective The First Full Pay Period After July 1, 2019; 2) Provide A 1% Wage Increase To The Salary Schedule Of Represented Units In SB1, SC1, SD1, And SI1 Effective The First Full Pay Period After November 1, 2019; 3) Provide A 1% Wage Increase To The Salary Schedule Of Represented And Unrepresented Units In SB1, SC1, SD1, SI1, IE1, TV1, U31, Con TI1, U51, US1, UG1, UP1, UK1, And UK2 Effective The First Full Pay Period After January 1, 2020; 4) Provide A 2% Wage Increase To The Salary Schedule Of Represented Units In SB1, SC1, SD1, And SI1 Effective The First Full Pay Period After July 1, 2020; 5) Provide A 1% Wage Increase To The Salary Schedule Of Represented And Unrepresented Units In SB1, SC1, SD1, SI1, IE1, TV1, U31, Con, TL1, U51, US1, UG1, UP1, UK1, And UK2 Effective The First Full Pay Period After January 1, 2021

[18-2392](#)

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON NOVEMBER 19, 2019.

Legislative History

10/24/19 *Rules & Legislation Scheduled to the * Concurrent Meeting of
Committee the Oakland Redevelopment Successor
Agency and the City Council

The Committee noted that Council President Kaplans name will be stricken as the "From" and replaced with Office Of The City Administrator

10/31/19 *Special Rules and Accepted
Legislation Committee

The Committee Accepted a Title Change read into record

7.13 NUMBER NOT USED

7.14 Subject: FY 2018-19 Fourth Quarter Revenue & Expenditure Report

From: Finance Department

Recommendation: Receive An Informational Report On Fiscal Year (FY) 2018-19 Fourth Quarter Revenue And Expenditure Results And Year-End Summaries For The General Purpose Fund (1010) And Selected Funds

[18-2126](#)

Attachments: [View Report](#)

Legislative History

10/22/19 *Finance & Management Received and Forwarded to the * Concurrent
Committee Meeting of the Oakland Redevelopment
Successor Agency and the City Council

Items #6, #8 and #9 were heard together.

There was 1 speaker on this item.

- 7.15** Subject: Quarterly Report On Public Safety Overtime (OPD)
From: Oakland Police Department
Recommendation: Receive This Quarterly Report From The Oakland Police Department (OPD) That Includes Information On Overtime Policies, Procedures, And Controls
[18-2327](#)

Attachments: [View Report](#)

Legislative History

10/22/19 *Finance & Management Received and Forwarded to the * Concurrent
Committee Meeting of the Oakland Redevelopment
Successor Agency and the City Council

Items #6, #8 and #9 were heard together.

There was 1 speaker on this item.

- 7.16** Subject: Quarterly Report On Public Safety Overtime (OFD)
From: Oakland Fire Department
Recommendation: Receive A Quarterly Report From The Oakland Fire Department (OFD) That Includes Additional Information On Overtime Policies, Procedures, And Controls
[18-2325](#)

Attachments: [View Report](#)

Legislative History

10/22/19 *Finance & Management Received and Forwarded to the * Concurrent
Committee Meeting of the Oakland Redevelopment
Successor Agency and the City Council

Items #6, #8 and #9 were heard together.

There was 1 speaker on this item.

- 7.17** Subject: Salary Ordinance Amendment For Various Classifications
From: Human Resources Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Full-Time Classification Of Fire Inspection Supervisor, To Add The Permanent Part-Time And Part-Time Classification Equivalents Of Special Assistant To The Mayor III, And To Amend The Salary Format For Deputy Chief Of Violence Prevention
[18-2300](#)

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON NOVEMBER 19, 2019.

Legislative History

10/3/19 *Rules & Legislation Scheduled to the *Finance & Management
Committee Committee

10/22/19 *Community & Economic No Action Taken
Development Committee
*THE COMMITTEE MADE A MOTION TO TAKE NO ACTION ON OPTIONS #1
AND #3.*

*The Committee approved Option #2 as amended, and advanced it to the City
Council for consideration.*

There were 29 speakers on this item.

2) A Resolution Exercising The Waiver Of Competitive Process Set Forth In Chapter
2.42.050 Of The Oakland Municipal Code And Directing The City Administrator To Issue
A Notice Of Offer Pursuant To The State Surplus Land Act For The Disposition And
Development Of The Fire Alarm Building At 1310 Oak Street And, If No Other Proposal Is
Received, To Commence Negotiations For The Lease And Development Of The Property
With The Museum Of Jazz And Art; Or, Alternatively

[18-2250](#)

Attachments:

[View Report](#)

[View Supplemental Report 11/1/2019](#)

Legislative History

9/19/19	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
9/24/19	*Community & Economic Development Committee	Scheduled to the *Community & Economic Development Committee
10/3/19	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee

10/22/19

*Community & Economic
Development Committee

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

*The Committee approved Option #2 as amended to Add the following Whereas
clauses after Clause 2:*

*"1. WHEREAS, the City intends to preserve the historic building on the site;
and*

*2. WHEREAS, the City intends to ensure that any new project partners with
neighboring City cultural entities including the Main Library, Oakland
Museum of California, Malonga Casquelourd Center for the Arts, Oakland
Asian Cultural Center and Oakland Civic; and*

*3. WHEREAS, the City of Oakland designated the 14th Street corridor on or
within four blocks of 14th Street from Oak Street to Frontage Road as the
"Black Arts Movement and Business District" to highlight, celebrate, preserve
and support the contributions of Oakland's Black artists and business owners
and the corridor as a place central both historically and currently to
Oakland's Black artists and Black owned businesses (Oakland City Council
Resolution No. 85958 C.M.S.); And*

*4. WHEREAS, the Lake Merritt Station Area Plan (December 2014) describes
the Plan Vision (page 3-8) as "The Fire Alarm Building site (located between
Oak Street, 13th Street, and Lakeside Drive), could be reused as a community
amenity and/ or commercial use open to the public, with some public open
space that preserves views to Lake Merritt and creates a clear connection to
the Lake and its trails." and also describes "Land Use Policies for the 14th
Street Corridor District" (page 4-30) including "as a center for educational,
public service, and cultural uses [...] Complement existing government and
institutional uses - including the Oakland Museum of California, Kaiser
Auditorium, County Courthouse, Main Public Library - with new residential
uses and by promoting active ground floor commercial uses in new
development [...] Contribute to the entertainment, educational and cultural
activity hub [...] Promote the reuse of the Fire Alarm Building site (located
between Oak Street, 13th Street, and Lakeside
Drive) as a public amenity."; and*

*5. WHEREAS, Belonging in Oakland: A Cultural Development Plan (Spring
2018) describes its guiding vision as "Equity is the driving force. Culture is the
frame. Belonging is the goal." and defines a new cultural equity vision as
including "An understanding that the health of cultural life is inextricably tied
to the existence and quality of cultural spaces (spaces intended for production,
enactment, and/or sharing of culture, whether non-profit, for-profit, or
something in between), neighborhood places (places people find to exercise
their cultural expression and build identity), and the civic cultural commons
(public areas and structures where people gather, connect, celebrate, learn,
and build community)."*

*Amend 4th Resolved clause by changing "sell" to "lease" and "sale" to
"lease".*

There were 29 speakers on this item.

18-2250

3) A Motion Directing Staff To Include The Fire Alarm Building In The Forthcoming Asset Disposition Plan And To Defer Commencement Of Negotiations For The Property

[18-2309](#)

Legislative History

10/3/19	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
10/22/19	*Community & Economic Development Committee	No Action Taken

THE COMMITTEE MADE A MOTION TO TAKE NO ACTION ON OPTIONS #1 AND #3.

The Committee approved Option #2 as amended, and advanced it to the City Council for consideration.

There were 29 speakers on this item.

7.20 Subject: 2019 Mills Act Contract Recommendations

From: Planning And Building Department

Recommendation: Adopt A Resolution, As Recommended By The Landmarks Preservation Advisory Board, Approving Twelve (12) Mills Act Contracts Between The City Of Oakland And The Properties At 418 Jefferson Street, 6028 Broadway Terrace, 6475 Colby Street, 1263 Trestle Glen Road, 619 Mariposa Avenue, 2600 Best Avenue, 678 18th Street, 360 Van Buren Avenue, 1000 Sunnyhills Road, 412 Monte Vista Avenue, 3007 Telegraph Avenue, And 492 Staten Avenue, Pursuant To Ordinance No. 12987 C.M.S., To Provide Property Tax Reductions In Exchange For Owners' Agreement To Repair And Maintain Historic Properties In Accordance With Submitted Work Programs And Approving Total City Tax Revenue Reduction Estimated To Be Above \$25,000/Year

[18-2296](#)

Attachments: [View Report](#)

[View Report - Color Attachment A](#)

Legislative History

10/3/19	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
10/22/19	*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 1 speaker on this item.

7.21 Subject: HEAP Funds Allocation
From: Human Services Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution: 1) Accepting And Appropriating Homeless Emergency Aid Program (HEAP) Grant Funds From Alameda County In The Amount Of \$3,119,038.73 For Fiscal Years 2019-21 Emergency Homeless Services Programs; And 2) Authorizing The City Administrator To: A. Enter Into An Agreement With Alameda County To Receive The HEAP Grant Funds; And B. Award And Execute A Grant Agreement With Covenant House Of California In An Amount Not To Exceed \$433,500 From November 1, 2019 To June 30, 2021 To Provide Transitional Youth Housing; And C. Create A 1.0 Full Time Equivalent (FTE) Administrative Analyst II Position In The Human Services Department To Provide Fiscal And Administrative Support; And D. Award And Execute New Grant Agreements Using HEAP Funds With Yet To Be Determined And Identified Emergency Homeless Service Providers Through June 30, 2021, Without Returning To Council [NEW TITLE]
[18-2224](#)

Attachments: [View Report](#)
[View Supplemental Report 10/18/2019](#)
[View Supplemental Report 10/25/2019](#)

Legislative History

9/12/19	*Rules & Legislation Committee	Withdrawn with No New Date
9/19/19	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
10/22/19	*Life Enrichment Committee	Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

There were 5 speakers on this item

The Committee Approved Staffs Recommendations As Amended to strike June 30, 2021 and Add June 30, 2020

2) A Resolution Amending Resolution No. 87403 C.M.S., Which Authorized The City Administrator To, Among Other Things, Accept Donations From Outside Sources, Including Other Governmental Agencies, To Support Homeless Programs And Services, To: 1. Authorize The City Administrator To Accept Grants And Donations For Homeless Programs And Services From Outside Sources, Including Other Governmental Agencies, In An Amount Not To Exceed \$1 Million Per Donation/Grant Through June 30, 2021; And 2. Appropriate Up To \$5 Million Of Any Such Grants And Donations For Programs And Services For The Homeless Through June 30, 2021; And 3. Authorize The City Administrator To Amend Existing Grant Agreements With Providers Of Programs And Services For The Homeless, Including Winter Shelters, To Increase The Amounts Using Said Grants And Donations And To Extend The Terms Through June 30, 2021, Without Returning To Council

[18-2342](#)

Attachments:

[View Report](#)

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Legislative History

10/22/19	*Life Enrichment Committee	Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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The Committee Approved Staffs Recommendations As Amended to strike June 30, 2021 and Add June 30, 2020

7.22 Subject: AC-OCAP State EITC Grant Report And Resolution
From: Human Services Department

Recommendation: Adopt A Resolution Authorizing: 1. Acceptance And Appropriation Of A \$176,000 Grant, And Any Additional Funds, Including For And Through A Second Grant Year To June 30, 2021, From The California Department Of Community Services And Development (CSD), To Implement The California Earned Income Tax Credit (CalEITC) Free Tax Preparation Assistance Program (Program); And 2. The City Administrator, Or Designee, Without Returning To Council, To: A. Award And Execute Grant Agreements With Service Providers To Implement The CalEITC Program Through June 30, 2020; And B. Amend Said Agreements To Increase The Amounts And/Or Duration Through June 30, 2021

[18-2295](#)

Attachments:

[View Report](#)

Legislative History

10/3/19	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
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The Committee accented a title change read into record

10/22/19 *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 Agenda was Modified to Show Item 6 Being Heard out of Order after Item 2

There was 1 speaker on this item

7.23 Subject: Resolution Recognizing Importance Of 2020 U.S. Census
From: Mayor Schaaf, Councilmembers Bas And McElhane
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
[18-2252](#)

Attachments: [View Report](#)

Legislative History

9/19/19 *Rules & Legislation Committee Scheduled to the *Rules & Legislation Committee
Councilmember McElhane requested to be added as a Co-Sponsor

10/24/19 *Rules & Legislation Committee * Withdrawn and Rescheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

There were 3 speakers on this item

7.24 Subject: Budget Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Caitlin M. Prendiville And Kasheica Mckinney To The Budget Advisory Commission
[18-2394](#)

Attachments: [View Report](#)

[View Supplemental Report 11/1/2019](#)

7.25 Subject: Community Policing Advisory Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Donald Dahlke And Paula Hawthorn As Members Of The Community Policing Advisory Board
[18-2395](#)

Attachments: [View Report](#)

7.26 Subject: Landmarks Preservation Advisory Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Benjamin Fu As A Member Of The Landmarks Preservation Advisory Board
[18-2398](#)

Attachments: [View Report](#)

7.27 Subject: Library Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Mary Jo Cook And Angelica Valentine And Reappointment Of Tyrone C. Jordan As Members Of The Library Advisory Commission
[18-2399](#)

Attachments: [View Report](#)
[View Supplemental Report 11/1/2019](#)

7.28 Subject: Public Safety Services And Violence Prevention Oversight Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jo Robinson As A Member Of The Public Safety And Services Violence Prevention Oversight Commission
[18-2400](#)

Attachments: [View Report](#)
[View Supplemental Report 11/1/2019](#)

S7.29 Subject: Equal Access Ordinance Annual Report
From: Human Resources Management Department
Recommendation: Receive An Informational Report Regarding The Annual Equal Access To Services Ordinance Compliance Report For Fiscal Year 2018-19
[18-2187](#)

Attachments: [View Report](#)
[View Report- Attachment A](#)
[View Supplemental Report 11/1/2019](#)

Legislative History

9/24/19	*Finance & Management Committee	Continued to the *Finance & Management Committee
10/8/19	*Finance & Management Committee	Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The committee directed staff to provided a supplemental report that address the questions raised about non english speakers barriers when contacting the police and bilingual "round the clock" staff available to translate.

10/31/19 *Special Rules and Legislation Committee Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

- S7.30** Subject: Salary Amendments For Certain Unrepresented Employees
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 13543 C.M.S., Which Amended The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance"), To Correct The Salary Information For Certain Unrepresented Employees In Representational Units Ur1 (Fire Chief) And Uu1 (Deputy Chief And Assistant Chief Of Fire)
[18-2426](#)

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON NOVEMBER 19, 2019.

Legislative History

10/31/19 *Special Rules and Legislation Committee Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

8 ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION & DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS

9 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING AT 6:30 REQUIREMENTS:

- 9.1** Subject: Appeal Of The Planning Commissions Decision On 101 E. 12th Street
From: Planning And Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Three Options:

1) A Resolution Denying The Appeal By Dunya Alwan, Ryder Diaz, And The East 12th Coalition Through R. Michael Flynn (PLN19215-A01) And Upholding The Planning Commission's Decision To Approve The Major Conditional Use Permit, Minor Variance, Regular Design Review Permit And Environmental Determination To Construct Two Residential Buildings With A Ground Floor Commercial Use At 101 East 12th Street; Or
[18-2353](#)

Attachments: [View Report](#)

Legislative History

10/24/19 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Provided The City Council Can Make The Appropriate Findings:

2) A Motion To Direct Staff To Prepare A Resolution For Future City Council Consideration To Deny The Appeal With Additional Conditions; Or
[18-2354](#)

Legislative History

10/24/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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3) A Motion to Direct Staff To Prepare A Resolution For Future City Council Consideration To Uphold The Appeal; On The November 5, 2019 City Council Agenda As A Public Hearing
[18-2355](#)

Legislative History

10/24/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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9.2 Subject: Appeal Of The Planning Commissions Decision On 1630 10th Street
From: Planning And Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation;

1) A Resolution Denying The Appeal By The Concerned Prescott Parents Committee (PLN18388-A01) And Upholding The Planning Commission's Decision To Approve A Minor Conditional Use Permit And Environmental Determination To Establish A Health Care Civic Activity At 1630 10th Street (PLN18388); Or
[18-2386](#)

Attachments: [View Report](#)

Legislative History

10/24/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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As A Public Hearing

The Committee accepted a Title Change read into record

Provided The City Council Can Make The Appropriate Findings:

2) A Motion To Direct Staff To Prepare A Resolution For Future City Council Consideration To Deny The Appeal With Additional Conditions; Or
[18-2396](#)

3) A Motion To Direct Staff To Prepare A Resolution For Future City Council
Consideration To Uphold The Appeal
[18-2397](#)

9.3 Subject: Ordinance Amending Cannabis Business Tax Rates
From: Pro Tempore Kalb And Council President Kaplan
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance
Amending Oakland Municipal Code Title 5, Chapter 5.04, Section 5.04.480 And Section
5.04.481, To Create A Tiered And Category Based Tax Structure For Cannabis
Businesses, Merge Medical And Non-Medical Cannabis Business Classifications, And
Reduce Tax Rates For Cannabis Businesses
[18-1900](#)

Attachments: [View City Administrator Report](#)
[View Supplemental Report 5/3/2019](#)
[View Supplemental Finance Report 5/3/2019](#)
[View Supplemental Finance Report 5/10/2019](#)
[View Supplemental Legislation 5/17/2019](#)
[View Supplemental Finance Report 5/17/2019](#)
[View Supplemental Report 7/3/2019](#)
[View Report](#)
[View Supplemental Report - Kalb 7/3/2019](#)
[View Supplemental Report - Kalb 7/12/2019](#)
[View Supplemental Report 9/12/2019](#)
[View Supplemental Report - Kalb 10/4/2019](#)
[View Supplemental Report - Taylor 10/4/2019](#)
[View Supplemental Finance Report - 10/4/2019](#)
[View Supplemental Report - Taylor 10/18/2019](#)
[View Supplemental Report - Kaplan 10/18/2019](#)
[View Supplemental Report 10/17/2019](#)
[View Supplemental Report 11/1/2019](#)
[View Supplemental Report - Thao & Kalb 11/1/2019](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON NOVEMBER 19, 2019.

Legislative History

5/23/19	*Rules & Legislation Committee	Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
		<i>This Item was withdrawn and rescheduled to the Council meeting of July 9, 2019</i>

7/9/19	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
7/16/19	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 11:58 p.m.</i> <i>23 individuals spoke on this item.</i> <i>Councilmember Taylor made a motion, seconded by Councilmember McElhaney to close the Public Hearing, and Continue this item to the September 24, 2019 Finance And Management Committee, the motion passed by 7 Ayes: Taylor, Thao, Gallo, Bas, Kalb, McElhaney, President Kaplan and 1 Excused Reid</i>	Continued to the *Finance & Management Committee
9/24/19	*Finance & Management Committee	Continued to the *Finance & Management Committee
10/8/19	*Finance & Management Committee <i>Councilmember McElhaney made a motion, seconded by Councilmember Bas to continue this item to the October 22, 2019 Finance and Mangement Committee. The motion failed with a vote of 2 Ayes- McElhaney and Bas, 2 Noes- Kalb and Thao</i> <i>Pro Tem Kalb made a motion to forward the item to the Novembe 5, 2019 City Council meeting. The motion failed for lack of second.</i> <i>Councilmember McElhaney suspended the vote and discussion, and Councilmember Bas was excused at 12:01</i> <i>Councilmember Thao made a motion, seconded by Councilmember McElhaney to continue the item to the October 22, 2019 Finance And Management committee. The motion passed with a vote of 3 Ayes, 1 Excused Bas.</i> <i>There were 15 speakers</i>	Continued to the *Finance & Management Committee
10/22/19	*Finance & Management Committee <i>The Committee accepted the motion made by Councilmember Thao, Seconded by Councilmember McElhaney, to forward the Ordinance to the full council with no recommendation, so the full body may consider all of the proposals and amendments.</i>	Forwarded with No Recommendation to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/24/19	*Rules & Legislation Committee <i>To be heard as a Public Hearing</i>	Accepted

S9.4 Subject: Vacant Property Tax Rates Setting
From: Finance Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution
Establishing Tax Rates For Properties Subject To The Vacant Property Tax For Calendar
Year 2019
[18-2427](#)

Attachments: [View Report](#)

Legislative History

10/31/19	*Special Rules and Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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To be heard as a Public Hearing

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

11 Subject: Vacant Property Tax Implementation Ordinance & Administration
From: Finance Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Oakland Municipal Code Title 4, Chapter 4.56 To Clarify And
Further Define Various Sections Of The Oakland Vacant Property Tax And Establish A
Method For Identifying Vacant Property; And
[18-2201](#)

Attachments: [View Report](#)
[View Supplemental Report 10/11/2019](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON NOVEMBER 15, 2019.

Legislative History

9/12/19	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
9/24/19	*Finance & Management Committee	Continued to the *Finance & Management Committee <i>The committee continued this item to the pending list with no specific date There were 79 speakers on this item.</i>
9/26/19	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

10/15/19 * 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
There were 70 speakers on this item

2) A Resolution Authorizing The City Administrator, Or Designee, To Execute A First
Amendment To An Agreement With Sci Consulting Group For The Implementation,
Administration And Management Of The Vacant Property Tax For A Term Of Three Years
Plus Two One-Year Options For A Grand Total Not To Exceed \$1,270,000 For All Five
Years

[18-2202](#)

Attachments: [View Report](#)

Legislative History

9/12/19 *Rules & Legislation
Committee Scheduled to the *Finance & Management
Committee

9/24/19 *Finance & Management
Committee Continued to the *Finance & Management
Committee

9/26/19 *Rules & Legislation
Committee Scheduled to the * Concurrent Meeting of
the Oakland Redevelopment Successor
Agency and the City Council

10/15/19 * 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
*There was a motion made by Council President Kaplan and seconded by
President Pro Tempore Kalb to change the time of the October 31, 2019 Rules
And Legislation Committee to 10:15 a.m.*

12 Subject: Montclair Parking Facilities Operation And Management Agreement
From: Transportation Department
Recommendation: Adopt A Resolution: 1) Waiving The Competitive
Proposals/Qualifications (RFP/Q) Solicitation Requirement And 2) Authorizing The City
Administrator To Execute An Agreement With The Montclair Village Association For The
Operation And Management Of The Montclair Garage, Located At 6235 La Salle Avenue,
And The Scout Lot, Located On 2250 Mountain Boulevard For An Initial Period Of Three
Years At Annual Compensation Amount Of \$252,000 (Including \$237,000 In
Reimbursable Operating Expenses And \$14,800 In Management Fees And Incentives)
For A Total Contract Amount Of \$756,000, With An Option To Extend For An Additional
Two-Years At An Annual Compensation Amount Of Up To \$252,000 For A Total Not To
Exceed Contract Amount Of \$1,260,000

[18-2334](#)

Attachments: [View Report](#)

Legislative History

10/24/19 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
To be heard as a Non-Consent item

13 NUMBER NOT USED

S14 Subject: Eliminate Obsolete Requirements For The City's Official Newspaper
From: Council President Kaplan
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The March 3, 2020 Special Municipal Election, An Amendment To City Charter Article XII, Section 1205, To Eliminate Obsolete Requirements For Designating The City's Official Newspaper And Requiring That The Council Establish By Ordinance Requirements For Designating The City's Official Newspaper Or Newspapers, And Directing The City Clerk To Take All Actions Necessary Under Law To Prepare For And Conduct A March 3, 2020 Municipal Election
[18-2349](#)

Attachments: [View Report](#)

Legislative History

10/24/19 *Rules & Legislation Committee Scheduled to the *Special Rules and Legislation Committee
The Committee accepted a Title Change read into record

10/31/19 *Special Rules and Legislation Committee Approved the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
There was 1 speaker on this item

S15 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 A March 3, 2020 Municipal Election, An Ordinance To Increase The Appropriation Limit For Fiscal Years 2020-21 Through 2023-24 To Allow The City To Expend Funds Collected From Eight Voter-Approved General And Special Tax, Ballot Measures - For Emergency Medical Services, Paramedic Services, Library Services, Public Safety And Violence Prevention Services, Homeless Services And Other Lawful Governmental Purposes; And Directing The City Clerk To Take All Actions Necessary Under Law To Prepare For And Conduct A March 3, 2020 Municipal Election
[18-2243](#)

Attachments: [View Report](#)
[View Supplemental Report 11/1/2019](#)

Legislative History

9/19/19 *Rules & Legislation Committee Scheduled to the *Rules & Legislation Committee
The Committee Approved a Title Change read into record

9/26/19	*Rules & Legislation Committee <i>The Committee accepted a Title Change read into record</i>	Scheduled to the *Rules & Legislation Committee
10/24/19	*Rules & Legislation Committee <i>There were 4 speakers on this item</i>	* Withdrawn and Rescheduled to the *Special Rules and Legislation Committee
10/31/19	*Special Rules and Legislation Committee <i>There were 2 speakers on this item</i> <i>The Committee approved as amended to include the legal corrections to the title and language that would make clear this item is not a tax</i>	Approved as Amended the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

S16 Subject: 12th Street Remainder Second DDA Amendment
From: Economic And Workforce Development Department
Recommendation: Adopt An Ordinance To Authorize A Second Amendment To The
Disposition And Development Agreement Between The City Of Oakland And, Lakehouse
Commons, LLC And Lakehouse Commons Affordable Housing, LP, To (1) Extend The
Outside Date (Retroactively, If Necessary) And Related Performance Deadlines In
Exchange For Monthly Payment Of An Additional Deposit And An Extension Fee, (2)
Require Reappraisal Of The Property And Renegotiation Of The Purchase Price, (3)
Replace The Project Labor Agreement Requirement With An Alternative Requirement,
And (4) Remove The Option For City Financing Of 50 Percent Of The Purchase Price
Attributable To The Market Rate Project

[18-2352](#)

Attachments: [View Report](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON NOVEMBER 19, 2019.

Legislative History

10/24/19	*Rules & Legislation Committee <i>As A Non-Consent Item</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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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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