



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.oaklandca.gov>

Thursday, January 16, 2020

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 McElhane, District 3; Chairperson: Sheng Thao, District 4

1 Determinations Of Closed Session

[18-2566](#)

Attachments: [View Report](#)

2 Approval Of The Draft Minutes From The Committee Meeting Of December 12, 2019

[18-2567](#)

Attachments: [View Report](#)

3 Determination Of Schedule Of Outstanding Committee Items

[18-2568](#)

Attachments: [View Report](#)

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

[18-2569](#)

Attachments: [View Report](#)

4.1 Subject: 2020 City Council Retreat

From: Council President Kaplan

Recommendation: Request To Schedule A Council Meeting On January 29th At 9:30am At The Jack London Boathouse With The Following Agenda Items: 1) Professional Board Development, Training With Outside Facilitator Susan Leahy On Effective Meeting Management And Improving Respectful Conduct; 2) Council Rules Of Procedure

20-0080

4.2 Subject: National Black HIV Awareness Day

From: Council President Kaplan

Recommendation: Adopt A Resolution Recognizing February 7, 2020 As National Black HIV Awareness Day In The City Of Oakland; On The February 4, 2020 Agenda As A Ceremonial Item

20-0082

4.3 Subject: Oakland Police And Fire Retirement System Investment Portfolio

From: Finance Department

Recommendation: Receive An Informational Report On The Oakland Police And Fire Retirement System's Investment Portfolio As Of September 30, 2019; On The January 28, 2020 Finance And Management Committee Agenda

20-0075

4.4 Subject: Oakland Redevelopment Successor Agency Audit Report

From: Finance Department

Recommendation: Receive The Oakland Redevelopment Successor Agency (ORSA) Audit Report For The Year Ended June 30, 2019; On The January 28, 2020 Finance And Management Committee Agenda

20-0074

4.5 Subject: Measure Z - Public Safety, Violence Prevention Act Audit Report 2018-19

From: Finance Department

Recommendation: Receive An Informational Report On The Measure Z - Public Safety And Services Violence Prevention Act Of 2014 Audit Report For The Year Ended June 30, 2019; On The January 28, 2020 Finance And Management Committee Agenda

20-0073

- 4.6** Subject: Status of Measure KK Projects and Expenditures
From: Finance Department
Recommendation: Receive An Informational Report On The Status Of The Affordable Housing And Infrastructure Bond (Measure KK) Projects And Expenditures; On The January 28, 2020 Finance And Management Committee Agenda
20-0072
- 4.7** Subject: Measure C - Oakland Hotel Tax Audit And Program Status Report
From: Finance Department
Recommendation: Receive An Informational Report On The Measure C - Oakland Hotel Tax Audit And Program Status Report For The Year Ended June 30, 2019; On The January 28, 2020 Finance And Management Committee Agenda
20-0071
- 4.8** Subject: Comprehensive Annual Financial Report
From: Finance Department
Recommendation: Receive The Comprehensive Annual Financial Report (CAFR) And The Auditor's Required Communication To City Council (Management Letter) For The Year Ended June 30, 2019; On The January 28, 2020 Finance And Management Committee Agenda
20-0070
- 4.9** Subject: Summarily Vacate Utilities Easement 3611 E 12th Street
From: Transportation Department
Recommendation: Adopt A Resolution Summarily Vacating A Portion Of The Utilities Easement For The Fruitvale Transit Village Phase II-A Project At 3611 East 12th Street; On The January 28, 2020 Public Works Committee Agenda
20-0069
- 4.10** Subject: Infill Infrastructure Grant Program
From: Housing And Community Development Department
Recommendation: Adopt The Following Pieces Of Legislation:
- 1) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The 3050 International Project At 3050 International Boulevard, In An Amount Not To Exceed \$7,500,000; And
20-0053
 - 2) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Ancora Place Project At 2227 International Boulevard, In An Amount Not To Exceed \$7,500,000; And
20-0054

3) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Native American Health Center Project At 3050 International Boulevard, In An Amount Not To Exceed \$2,600,000; And

20-0055

4) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The West Grand & Brush, Phase 1 Project At 2201 Brush Street, In An Amount Not To Exceed \$4,200,000; And

20-0057

5) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The 285 12th Street Project At 285 12th Street, In An Amount Not To Exceed \$4,000,000; And

20-0058

6) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Foon Lok East Project At 389 9th Avenue, In An Amount Not To Exceed \$7,000,000; And

20-0059

7) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Mandela Station At West Oakland Bart Project At 1451 7th Street, In An Amount Not To Exceed \$30,000,000; And

20-0060

8) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Fruitvale Transit Village Phase II-B Project At 35th Avenue And East 12th Street, In An Amount Not To Exceed \$7,500,000; And

20-0062

9) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The 7th & Campbell Project At 1666 7th Street, In An Amount Not To Exceed \$5,000,000; And

20-0063

10) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The 500 Lake Park Apartments Project At 500 Lake Park Avenue, In An Amount Not To Exceed \$3,700,000; On The January 28, 2020 Community And Economic Development Committee Agenda

20-0064

- 4.11** Subject: One Year Progress Report For Anti-Displacement Program
From: Human Services Department
Recommendation: Receive An Informational Progress Report On The First Year Of The City Of Oakland's Anti-Displacement Program; On The January 28, 2020 Community And Economic Development Committee Agenda

20-0051

- 4.12** Subject: Affordable Housing And Sustainable Communities Program.
From: Housing And Community Development Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City To Apply For, Accept And Appropriate Loan And Grant Funds Under The State Of California's 2018-2019 Affordable Housing And Sustainable Communities Program For The Fruitvale Transit Village IIB Project At 35th Avenue And East 12th Street, In An Amount Not to Exceed \$30,000,000, And Authorize Agreements With BART And AC Transit For Transportation-Related Improvements; And

20-0049

Sponsors: Housing And Community Development Department

2) A Resolution Authorizing The City To Apply For, Accept And Appropriate Loan And Grant Funds Under The State Of California's 2018-2019 Affordable Housing And Sustainable Communities Program For The Mandela Station Project At The West Oakland BART Station, In An Amount Not to Exceed \$30,000,000, And Authorize Agreements With BART And AC Transit For Transportation-Related Improvements; On The January 28, 2020 Community And Economic Development Committee Agenda

20-0050

- 4.13** Subject: State Grant Funding For Cannabis Equity Program
From: Office Of The City Administrator
Recommendation: Adopt A Resolution: (1) Accepting And Appropriating One-Million, Six-Hundred And Fifty-Seven Thousand, Two-Hundred And One Dollars And Sixty-Five Cents (\$1,657,201.65) In 2019-2020 State Of California, Equity Act Grant Funding From The Bureau Of Cannabis Control; (2) Authorizing The City Administrator To: (A) Amend The Professional Service Agreement With 4front Partners, DBA Elevate Impact Oakland, By Increasing The Funding From One-Hundred And Eighty-Thousand Dollars (\$180,000) To Three-Hundred Thousand Dollars (\$300,000) To Administer Loan And Grant Programs For Cannabis Equity Applicants; And (B) Enter Into A Professional Service Agreement With Knox And Ross In The Amount Of One-Hundred And Twenty Thousand Dollars (\$120,000) To Provide Legal Services To Cannabis Equity Applicants; And (3) Waiving The Request For Proposals/Qualifications Process For The Two Professional Service Agreements Referenced Above. (4) Re-Appropriating Repaid Cannabis Equity Loan Funds Allocated Pursuant To Resolution No. 86633 C.M.S. For The Same Purposes Of Cannabis Equity Loan Assistance; On The January 28, 2020 Community & Economic Development Committee Agenda
20-0061
- 4.14** Subject: CalHome Grant Application
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City To Apply For, Accept, And Appropriate Grant Funds From The California Department Of Housing And Community Development In An Amount Not-To-Exceed The Maximum Program Limit Under The CalHome Program For Accessory Dwelling Unit And Junior Accessory Dwelling Unit Programs; On The January 28, 2020 Community & Economic Development Committee Agenda
20-0056
- 4.15** Subject: Priority Production Areas
From: Planning And Building Department
Recommendation: Adopt A Resolution, As Recommended By The Planning Commission, Adopting Appropriate California Environmental Quality Act (CEQA) Findings And New Priority Production Area (PPA) Designations Within The City Of Oakland; On The January 28, 2020 Community & Economic Development Committee Agenda And On The February 4, 2020 City Council Agenda As A Public Hearing
20-0065

- 4.16** Subject: OPD Investigative Capacity Annual Report
From: Councilmember Kalb
Recommendation: Receive An Informational Report And Recommendations From The Oakland Police Department Regarding The State Of The Department's Investigative Capacity, Including, But Not Limited To, Staffing Levels And Resources, Percentage Of Serious Crimes Investigated, And Crime Lab Issues; On The February 11, 2020 Public Safety Agenda Committee
[18-2311](#)

Legislative History

10/3/19 *Rules & Legislation Committee Scheduled to the *Public Safety Committee
The Committee accepted a title change read into record

- 4.17** Subject: Status Of RFP For The Michael Palmtree Contract
From: Member Of The Public: Gene Hazzard
Recommendation: Receive An Informational Report From The City Administration Regarding The Update Development Of Request For Proposal Related (RFP) To The Expiration Of The Contract With Michael Palmtree Providing Psychological And Psychiatric Services To Members Of The Oakland Police Department Who Are Experiencing Workplace Trauma; As Soon As Possible On The Public Safety Committee Agenda
20-0052
- 4.18** Subject: Negotiated Settlement Agreement (NSA) Bi-Monthly Update
From: The Public Safety Committee
Recommendation: Receive An Informational Report On The Progress Of The Oakland Police Department's Compliance With The Negotiated Settlement Agreement (NSA); To Reoccur Bi-Monthly Beginning March 10, 2020 On The Public Safety Committee Agenda
20-0077
- 4.19** Subject: 2020 California Distinguished School Awards
From: Councilmember Bas
Recommendation: Adopt A Resolution Celebrating The Three Oakland Unified School District Schools Recognized As 2020 California Distinguished Schools By State Superintendent Of Public Instruction, Tony Thurmond: Cleveland Elementary School, Crocker Highlands Elementary School And Lincoln Elementary School; On The February 4, 2020 City Council Agenda As A Ceremonial Item
20-0076
- 4.20** Subject: Bus Lane On The San Francisco-Oakland Bay Bridge/Highways
From: Mayor Schaaf And Council President Kaplan
Recommendation: Adopt A Resolution In Support Of A Dedicated Bus And Carpool Lane On The San Francisco-Oakland Bay Bridge And Bus/Carpool Lanes On Highways 580 And 80; On The January 30, 2020 Rules And Legislation Committee Agenda
20-0081

4.21 Subject: Resolution In Support Of SB 795 (Beall)
 From: President Pro Tem Kalb
 Recommendation: Adopt A Resolution In Support Of Senate Bill 795 (Beall) That Would Establish The Affordable Housing And Community Development Investment Program In Order To Facilitate Collaboration On State-Approved Redevelopment Plans For Purposes Including Building More Affordable Housing; On The February 6, 2020 Rules And Legislatioin Committee Agenda
20-0079

4.22 Subject: Fair Chance Housing Ordinance
 From: City Attorney Parker, Councilmembers Reid, Bas, And Kalb
 Recommendation:

[OLD TITLE]

Adopt A Fair Chance Housing Ordinance Adding Oakland Municipal Code Chapter 8.25 Prohibiting Consideration Of Criminal Histories In Screening Applications For Rental Housing

[NEW TITLE]

Adopt The Ronald V. Dellums And Simbarashe Sherry Fair Chance Access To Housing Ordinance Adding Oakland Municipal Code Chapter 8.25 Prohibiting Consideration Of Criminal Histories In Screening Applications For Rental Housing
[18-2301](#)

Attachments: [View Report](#)
[View Supplemental Report - Reid, Bas & Kalb 1/10/2020](#)
[View Supplemental Report - Revised 1/10/2020](#)

Legislative History

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|---------|---|---|
| 10/3/19 | *Rules & Legislation Committee | No Action Taken |
| 1/14/20 | *Special 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 as Amended the following changes;

1. Correct the spelling of Simbarashe Sherry in the legislation
2. Report back to Council annually

5 A Review Of The Council Committees' Actions From January 14, 2019 And Determination Of Scheduling To The City Council Meeting Of January 21, 2019 (MATRIX)
[18-2570](#)

Attachments: [View Report](#)

- 6 A Review Of The Draft Agendas For The Council Committee Meetings Of January 28, 2019 And The Rules And Legislation Committee Of January 30, 2019

[18-2571](#)

Attachments: [View Report](#)

7 The Item Regarding "Amending Resolution Authorizing Oakland Promise" Was Removed From This Agenda Via Rule 28

Open Forum (Total Time Available: 15 Minutes)

Adjournment

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 5 days prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

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.