



City of Oakland

Office of the City Clerk
Oakland City Hall
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Oakland, California 94612
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Clerk

Meeting Minutes - DRAFT *Rules & Legislation Committee

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

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

Thursday, May 14, 2015

10:45 AM

City Council Chamber, 3rd Floor

*The Oakland City Council Rules & Legislation Committee convened at 11:12 a.m.,
with Councilmember Gibson McElhaney presiding as Chairperson.*

Roll Call / Call To Order

Excused 1 - Laurence E. Reid

Present 3 - Abel J. Guillén, Dan Kalb, and Lynette Gibson McElhaney

1 Determinations Of Closed Session

[14-0892](#)

Attachments: [View Report.pdf](#)

A motion was made by Guillén, seconded by Kalb, that this matter be Received and Filed. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 3 - Guillén, Kalb, and Gibson McElhaney

2 Approval Of The Draft Minutes From The Committee Meeting Of April 30, 2015

[14-0885](#)

There are no minutes to approve as the meeting was cancelled.

3 Determination Of Schedule Of Outstanding Committee Items

[14-0890](#)

Attachments: [View Report.pdf](#)

A motion was made by Guillén, seconded by Kalb, that this matter be Received and Filed. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 3 - Guillén, Kalb, and Gibson McElhaney

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)
[14-0896](#)

Attachments: [View Report.pdf](#)

There were 2 speakers on this item.

A motion was made by Kalb, seconded by Guillén, that this matter be Received and Filed. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 3 - Guillén, Kalb, and Gibson McElhaney

4.1 Subject: GHAD Annual Budget Approval
From: Geologic Hazard Abatement District (GHAD) Board
Recommendation: Adopt A Resolution Approving The 2015-2016 Annual Budget For The Geologic Hazard Abatement District (GHAD); On The June 2, 2015 City Council Agenda
[14-0840](#)

This City Resolution was Rescheduled.to the Meeting of the Oakland City Council to be heard 6/2/2015

4.2 Subject: GHAD Treasurer Appointment
From: Geologic Hazard Abatement District (GHAD) Board
Recommendation: Adopt A Resolution Appointing A New Treasurer For The Leona Quarry And The Geologic Hazard Abatement District (GHAD); On The June 2, 2015 City Council Agenda
[14-0948](#)

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 6/2/2015

4.3 Subject: FY 2014-15 Third Quarter Revenue and Expenditure Report
From: Finance Department
Recommendation: Receive The Fiscal Year (FY) 2014-15 Third Quarter Revenue and Expenditure Report.
[14-0964](#)

This City Resolution was Scheduled.to the *Finance & Management Committee to be heard 5/26/2015

- 4.4** Subject: Fruitvale Transit Village Phase II
From: Economic Workforce And Development Department
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute A Lease Disposition And Development Agreement, A Sixty-Six (66) Year Ground Lease And Related Documents (Collectively "LDDA") Between The City Of Oakland And The Spanish Speaking Unity Council Of Alameda County, Inc. And L & M Development Partners, Inc. For Development Of Mixed-Income Housing Located On APN 033-2177-021 At 35th Avenue And East 12th Street; On The May 26, 2015 Community And Economic Development Committee Agenda And As A Public Hearing On June 2, 2015

14-0959

This City Resolution was Scheduled.to the *Community & Economic Development Committee to be heard 5/26/2015 and as Public Hearings on June 2, 2015 and June 16, 2015

- 4.5** Subject: Housing Equity Roadmap
From: Housing And Community Development Department
Recommendation: Adopt A Report And Recommendation On The Oakland Housing Equity Roadmap: A Comprehensive Action Plan To Address Oakland's Displacement, Affordable Housing Production, And Housing Habitability Challenges

14-0965

This Report and Recommendation was Scheduled.to the *Community & Economic Development Committee to be heard 5/26/2015

- 4.6** Subject: Presentation From Castlemont High School Students
From: Councilmembers Campbell Washington And Reid
Recommendation: Receive An Informational Report And Presentation Regarding Castlemont High School Students' Quality Of Life Assessment And Action Project

[14-0960](#)

This City Resolution was Scheduled.to the *Life Enrichment Committee to be heard 5/26/2015

- 4.7** Subject: OFCY Grant Renewals For FY 2015-2016
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Renew The Oakland Fund For Children And Youth Grant Agreements Between The City Of Oakland And Various Public And Non-Profit Agencies To Provide Direct Services For Children And Youth For Fiscal Year 2015-2016 In An Amount Not To Exceed \$11,089,081

14-0950

This City Resolution was Scheduled.to the *Life Enrichment Committee to be heard 5/26/2015

- 4.8** Subject: Senior Companion / Foster Grandparent Program Grant Funds
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Grant Funds For Fiscal Year 2015-2016 From The Corporation For National And Community Services (CNCS) In An Estimated Amount Of \$316,610 For The Senior Companion Program (SCP) And Foster Grandparent Program (FGP) From July 1, 2015 Through June 30, 2016

14-0952

This City Resolution was Scheduled.to the *Life Enrichment Committee to be heard 5/26/2015

- 4.9** Subject: Senior AIDES Program Fiscal Year 2015-2016
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Grant Funds In An Estimated Amount Of \$922,216 From Senior Services America, Inc., For The Oakland Senior Aides Program From July 1, 2015 Through June 30, 2016; On The May 26, 2015 Life Enrichment Committee Agenda

14-0953

This City Resolution was Scheduled.to the *Life Enrichment Committee to be heard 5/26/2015

- 4.10** Subject: Multipurpose Senior Services Program (MSSP) FY 2015-2016
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Apply For, Accept And Appropriate State Of California Standard Agreement Funds In The Amount Of \$1,405,480 And Enter Into Agreement Number Ms-1516-01 With The State Of California Department Of Aging For The Multipurpose Senior Services Program (MSSP) For Fiscal Year 2015-2016, And 2) Enter Into Professional Service Agreements With Various Vendors To Provide In-Home Services To Frail Seniors For The Period July 1, 2015 Through June 30, 2016 In A Total Amount Not To Exceed \$210,821; And Waiving The Request For Proposal/Qualifications Requirement For The Agreements; On The May 26, 2015 Life Enrichment Committee Agedna

14-0956

This City Resolution was Scheduled.to the *Life Enrichment Committee to be heard 5/26/2015

- 4.11** Subject: Measure B/Measure BB Paratransit Services
 From: Human Services Department
 Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Measure BB Direct Local Program Distribution Funds (DF) In The Amount Of \$244,493 For Fiscal Year 2014-2015 And \$1,101,397 Measure B DF, \$1,058,749 Measure BB DF And Up To \$92,500 Measure B Gap Grant Funds For Fiscal Year 2015-2016 From The Alameda County Transportation Commission To Provide Paratransit Services; And Authorizing The City Administrator To Execute Reimbursement Agreements For Fiscal Year 2015-2016 In Amounts Of: 1) \$715,000 To Friendly Transportation, Inc. DBA Friendly Transportation, Friendly Cab Company And Metro Yellow Cab Company, 2) \$220,000 To Veterans Transportation, Inc. DBA Veterans Transportation And Veterans Cab Corp, 3) \$320,000 To Quality Transit, LLC And 4) \$125,000 To Bay Area Charters, Inc.; And Authorizing The City Administrator To Accept And Appropriate Any Additional Grant Funds That Become Available For FY 2015-2016 And Amend The FY 2015-2016 Agreements Without Returning To City Council
14-0955

This City Resolution was Scheduled.to the *Life Enrichment Committee to be heard 5/26/2015

- 4.12** Subject: Violence Prevention Contracts Extension
 From: Human Services Department
 Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend Oakland Unite Grant Agreements With Various Non-Profit And Public Agencies And Allocate Funding To City Departments Providing Direct Services To Extend Fiscal Year 2014-2015 Violence Prevention Services Through December 31, 2015 In An Estimated Amount Up To \$3,141,889; On The May 26, 2015 Public Safety Committee Agenda
14-0951

This City Resolution was Scheduled.to the *Public Safety Committee to be heard 5/26/2015

- 4.13** Subject: FEMA Vegetation Management Grant
 From: Oakland Fire Department
 Recommendation: Adopt A Resolution Amending Resolution No. 79731 C.M.S. By Authorizing The City Administrator To Accept, And Appropriate Up To Four Million Dollars (\$4,000,000) Of 2006 Federal Emergency Management Agency Pre-Disaster Mitigation Grant Funds For The Oakland Regional Fuel Management Project, To Extend The Project Timeline To Ten (10) Years, And Increase Oakland's Matching Fund Requirement
14-0963

This City Resolution was Scheduled.to the *Public Safety Committee to be heard 5/26/2015

- 4.14** Subject: FBI-OPD Joint Workspace
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Memorandum Of Understanding (MOU) With The Federal Bureau Of Investigation (FBI) Violent Criminal Threat Section (VCTS), Whereby The FBI VCTS Will Allocate One Hundred Ten Thousand Dollars (\$110,000), And Where The Oakland Police Department (OPD) Will Allocate Sixty Three Thousand Dollars (\$63,000) From Its General Purpose Fund, For The Purchase And Installation Of Computers, Furniture, And Network Security Infrastructure, Provided By VCTS Vendors, And Installed In The OPD Police Administration Building (PAB), And Will Separately Allocate Funding To Oakland Public Works (OPW) For Electrical, Flooring An Painting Work In The Amount Of Twenty Eight Thousand Five Hundred Dollars (\$28,500) To Develop A Safe Streets Taskforce Shared Work Space
14-0958

**This City Resolution was Scheduled.to the *Public Safety Committee to be heard
5/26/2015**

- 4.15** Subject: Subordinated Tax Allocation Refunding Bonds, Series 2015-TE & 2015-T
From: Treasury Bureau
Recommendation: Adopt A Successor Agency Resolution Confirming The Issuance Of The Oakland Redevelopment Successor Agency Subordinated Tax Allocation Refunding Bonds, Series 2015-TE And Oakland Redevelopment Successor Agency Taxable Subordinated Tax Allocation Refunding Bonds, Series 2015-T Pursuant To An Indenture Of Trust, Approving Preliminary And Final Official Statements And Providing For Other Matters Relating Thereto
14-0957

**This City Resolution was Scheduled.to the Meeting of the Oakland City Council
to be heard 6/2/2015**

- 4.16** Subject: Graffiti Abatement Grant To East Bay Asian Youth Center (EBAYC)
From: Vice Mayor Rebecca Kaplan
Recommendation: Adopt A Resolution Authorizing A Grant Not To Exceed \$7,000 From Vice Mayor Rebecca Kaplan's Graffiti Abatement Mural And Green Wall Funds To East Bay Asian Youth Center (EBAYC) For A Mural On The Property At 1227 18th Avenue, Oakland California
[14-0945](#)

**This City Resolution was Scheduled.to the Meeting of the Oakland City Council
to be heard 6/2/2015**

- 4.17** Subject: Graffiti Abatement Grant To Community Rejuvenation Project - Nido Wall
From: Vice Mayor Rebecca Kaplan
Recommendation: Adopt A Resolution Authorizing A Grant Of \$8,000 From Vice Mayor Rebecca Kaplan's Graffiti Abatement Mural And Green Wall Funds To Community Rejuvenation Project For A Mural On The Nido Wall At 444 Oak Street, Oakland California; On The June 2, 2015 City Council Agenda
[14-0946](#)

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 6/2/2015

- 4.18** Subject: Graffiti Abatement Grant To Community Rejuvenation Project - White Bldg
From: Vice Mayor Rebecca Kaplan
Recommendation: Adopt A Resolution Authorizing A Grant Of \$2,000 From Vice Mayor Rebecca Kaplan's Graffiti Abatement Mural And Green Wall Funds To Community Rejuvenation Project For A Mural On The White Building At 327 15th Street, Oakland, California
[14-0947](#)

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 6/2/2015

- 4.19** Subject: Municipal Code Amendments For Zero Waste Implementation
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Amending Oakland Municipal Code Chapter 8.28 ("Solid Waste Collection And Disposal And Recycling"), To Implement The Zero Waste System Design And Zero Waste Collection Services Franchise Contracts, By: 1) Modifying Provisions For Collection Of Delinquent Charges; 2) Restricting Collection Of Commercial Organic Materials To Authorized Collectors; 3) Changing Definitions And Other Provisions To Allow For Regulation Of Commercial Recyclers And Non-Exclusive Franchise Haulers Of Construction And Demolition Debris, And 4)Conforming the new Zero Waste System To The Zero Waste Collection Services Franchises Awarded By City Council, To Become Effective July 1, 2015; And

14-0961

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 6/2/2015 and June 16, 2015 as Public Hearings

2) An Ordinance Amending Oakland Municipal Code Chapter 15.34 ("Construction And Demolition Debris Waste Reduction And Recycling Requirements") To Establish A Non-Exclusive Franchise Agreement System For The Hauling Of Such Debris To Become Effective July 1, 2015; And Authorizing The City Administrator To Execute Such Non-Exclusive Franchise Agreements

[14-0962](#)

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 6/2/2015 and June 16, 2015 as Public Hearings

- 4.20** Subject: Recognizing OUSD Educational Leaders
From: Councilmembers Guillen And Gallo
Recommendation: Adopt A Resolution Recognizing Oakland Unified School District (OUSD) Educational Leaders: Ms. Jeanette MacDonald, Principal Of Franklin Elementary School (40 Years), Mr. Sam Passarow, Principal Of Edna Brewer Middle School, And Mr. Timothy White, Assistant Superintendent Of Facilities, For Their Years Of Contribution To Academic Enrichment
[14-0966](#)

This item will be consolidated with Item #2 submitted on the dais.

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 6/2/2015 as a Ceremonial Item

- 4.21** Subject: Support For SB 548 Raising Child Care Quality
From: Councilmember Guillen
Recommendation: Adopt A Resolution In Support Of SB 548 (De Leon/Atkins) Raising Child Care Quality & Accessibility Act; On The May 28, 2015 Rules And Legislation Committee Agenda
14-0967

This City Resolution was Scheduled.to the *Rules & Legislation Committee to be heard 5/28/2015

- 4.22** Subject: Planning Commission Apointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Amanda Monchamp And Reappointment Of Emily Weinstein And Adhi Nagral To The City Planning Commission; On The May 19, 2015 City Council Agenda
14-0968

Councilmember Kalb made a motion seconded by Councilmember Guillen to approve the urgency finding this item 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 is required to avoid a substantial adverse impact that would occur if the action were deferred to a subsequent special or regular meeting.

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 5/19/2015

Items Submitted On The Dais

- #1** Subject: Developer Selection and ENA for the Henry J. Kaiser Convention Center
From: Economic And Workforce Development
Recommendation: Adopt A Resolution Authorizing an Exclusive Negotiating Agreement with Orton Development, Inc. for the Rehabilitation, Adaptive Reuse, and Operation for the Henry J. Kaiser Convention Center, also known as the Oakland Civic Auditorium; On The May 26, 2015 Community And Economic Development Committee Agenda

14-0954

This City Resolution was Scheduled.to the *Community & Economic Development Committee to be heard 5/26/2015

- #2** Subject: Recognizing Oakland Unified School Leaders
From: Councilmember Gallo
Recommendation: Adopt A Resolution Recognizing Oakland Unified School District (OUSD) Leaders For Their Contribution To Academic Enrichment and And For Their Leadership in Education; On The June 2, 2015 Cirt Council Agenda As A Ceremonial Item

14-0969

This item was consolidated with Item 4.20.

This City Resolution was Withdrawn with No New Date.

- #3** Subject: Recognizing Spanish Oakland City Academy Graduates
From: Councilmember Gallo
Recommendation: Adopt A Resolution Recognizing The Graduating Class Of The City Of Oakland's Spanish Oakland City Academy Spring 2015

14-0975

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 6/2/2015 as a Ceremonial Item

- #4** Subject: FY 2015-16 Landscaping and Lighting Assessment District Intention
From: Office Of The City Administrator
Recommendation: Adopt A Resolution confirming the information in the Engineer's Report for the City of Oakland Landscaping and Lighting Assessment District for Fiscal Year (FY) 2014-15 and the levying of assessments

14-0974

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 6/2/2015 as a Public Hearing

- #5** Subject: FY 2015-16 Measure Q Tax Adjustment
 From: Office Of The City Administrator
 Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2014-15 Increase To A Special Tax Imposed For Library Services, In Accordance With The Consumer Price Index, And Pursuant To The Library Services Retention And Enhancement Act Of 2004 (Measure Q)
14-0970

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 6/2/2015

- #6** Subject: FY 2015-16 Measure M Tax Adjustment
 From: Office Of The city Administrator
 Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2014-15 Increase To A Special Tax Imposed For Emergency Medical Services, In Accordance With The Consumer Price Index, And Pursuant To The 1997 Emergency Medical Services Retention Act (Measure M)
14-0971

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 6/2/2015 as a Public Hearing

- #7** Subject: FY 2015-16 Measure Z Tax Adjustment
 From: Office Of The City Administrator
 Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2014-15 Increase To A Special Tax Imposed For Violence Prevention And Public Safety Services, In Accordance With The Consumer Price Index, And Pursuant To The Oakland Public Safety and Services Violence Prevention Act Of 2014 (Measure Z)
14-0972

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 6/2/2015 as a Public Hearing

- #8** Subject: FY 2015-16 Measure N Tax Adjustment
 From: Office Of The City Administrator
 Recommendation: Adopt An Ordinance Authorizing A Fiscal Year 2014-15 Increase To A Special Tax Imposed For Paramedic Emergency Services, In Accordance With The Consumer Price Index, And Pursuant To The 1997 Paramedic Services Act (Measure N)
14-0973

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 6/2/2015 as a Public Hearing

- #9** Subject: Support For SB 420
From: Councilmembers Gibson McElhaney And Guillen
Recommendation: Adopt A Resolution In Support Of California Senate Bill 420 (Huff) Which Would Clearly Distinguish The "Seller" From The "Purchaser" Of Sex With Minors In The State Penalty Code, In Order To Enable Better Data Collection And Tracking And Thus Better Shape Policies To Reduce The Demand For Sex
[14-0976](#)

This City Resolution was Scheduled.to the *Rules & Legislation Committee to be heard 5/28/2015

- 5** A Review Of The Council Committees' Actions From May 12, 2015 And Determination Of Scheduling To The City Council Meeting Of May 19, 2015 (MATRIX)
[14-0898](#)

Attachments: [View Report.pdf](#)

A motion was made by Guillén, seconded by Kalb, that this matter be Received and Filed. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 3 - Guillén, Kalb, and Gibson McElhaney

- 6** A Review Of The Draft Agendas For The Council Committee Meetings Of May 26, 2015 And The Rules And Legislation Committee Of May 28, 2015
[14-0899](#)

Attachments: [View Report.pdf](#)

A motion was made by Guillén, seconded by Kalb, that this matter be Received and Filed. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 3 - Guillén, Kalb, and Gibson McElhaney

- 7** Subject: Support for AB 1014 (School Attendance Grants)
From: Council President Lynette Gibson McElhaney
Recommendation: Adopt A Resolution To Support For California Assembly Bill 1014 Which Would Create A Grants Program Through The Department Of Education To Schools Seeking To Resolve Chronic Attendance Problems For Children In Kindergarten Through 3rd Grade.
[14-0913](#)

Attachments: [View Report.pdf](#)

[View Supplemental Report.pdf](#)

A motion was made by Kalb, seconded by Guillén, that this matter be Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, to be heard 5/19/2015. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 3 - Guillén, Kalb, and Gibson McElhaney

- 8** Subject: Support for SB 411 (Right to Record)
From: Members Of The Public
Recommendation: Adopt A Resolution To Support California Senate Bill Which Clarifies In State Law That Recording Or Photographing Public Safety Officers In The Course Of Their Duties Does Not Constitute Obstruction Of An Officer, That Recording Does Not Constitute Reasonable Suspicion Or Probable Cause To Arrest, And Reaffirms First Amendment Rights.

[14-0914](#)

Attachments: [View Report.pdf](#)

[View Supplemental Report.pdf](#)

The title was amended to add the State Senator who brought the Bill forward.

There were 2 speakers on this item.

A motion was made by Kalb, seconded by Guillén, that this matter be Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, to be heard 5/19/2015. The motion carried by the following vote:

Excused: 1 - Reid

Aye: 3 - Guillén, Kalb, and Gibson McElhaney

Open Forum (Total Time Available: 15 Minutes)

There was one Open Forum speaker.

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 12:04 p.m.

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.