



# City of Oakland

Office of the City Clerk  
Oakland City Hall  
1 Frank H. Ogawa Plaza  
Oakland, California 94612  
LaTonda Simmons, City  
Clerk

## Meeting Minutes - DRAFT

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

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

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

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Tuesday, May 15, 2018

5:30 PM

City Council Chamber, 3rd Floor

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#### 1 PLEDGE OF ALLEGIANCE

*The Concurrent Meeting of the Oakland City Council and Successor  
Redevelopment Agency was held on the above date. Opening with the Pledge of  
Allegiance, the meeting was convened at 5:50 pm.*

#### 2 ROLL CALL / CITY COUNCIL

**Excused** 1 - Laurence E. Reid

**Present** 7 - Desley Brooks, Annie Campbell Washington, Noel Gallo, Lynette McElhaney, Abel  
J. Guillén, Dan Kalb, and Rebecca Kaplan

#### 3 OPEN FORUM / CITIZEN COMMENTS (Time Available: 15 Minutes)

*There were 55 speakers during Open Forum. The first 15 names were called.  
Remaining speakers will be heard at the end of the meeting.*

#### 4 ACTIONS ON SPECIAL ORDERS OF THE DAY

(Ceremonial Presentations, Reports/Presentations From The Mayor,  
Council Acknowledgements/Announcements):

*Councilmember McElhaney took a point of personal privilege and requested that  
the meeting be adjourned in memory of Curtis Christie*

*Councilmember Kalb took a point of personal privilege and requested that the  
meeting be adjourned in memory of Thomas Malarkey.*

- 4.4**      Subject:    Asian American And Pacific Islander Heritage Month  
              From:      Councilmember Guillén  
              Recommendation: Adopt A Resolution In Celebration Of Asian American And Pacific  
                                  Islander Heritage Month Honoring Asian American And Pacific Islanders Whose Service  
                                  And Leadership In Oakland Contribute To The City's Cultural Diversity And Its Spirit Of  
                                  Community Service  
[18-0456](#)

**Attachments:**    [View Report](#)  
                              [View Supplemental Report 5-11-2018](#)  
                              [CMS 87168](#)

*There was 1 speaker on this item*

**A motion was made by Annie Campbell Washington, seconded by Lynette McElhaney, that this matter be Adopted. The motion carried by the following vote:**

**Excused:**    1 -    Reid

**Aye:**        7 -    Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, and Kaplan

**NO VOTE:**    0

- 4.3**      Subject:    Honoring 2017 Youth Poet Laureate Lucy Flattery-Vickness  
              From:      Councilmember Kalb  
              Recommendation: Adopt A Resolution Honoring Lucy Flattery-Vickness For Becoming  
                                  The 2017 Oakland Youth Poet Laureate And For Her Artistic Contributions To The City Of  
                                  Oakland  
[18-0480](#)

**Attachments:**    [View Report](#)  
                              [View Supplemental Report 5-11-18](#)  
                              [CMS 87169](#)

*There was 1 speaker on this item*

**A motion was made by Dan Kalb, seconded by Noel Gallo, that this matter be Adopted. The motion carried by the following vote:**

**Excused:**    1 -    Reid

**Aye:**        7 -    Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, and Kaplan

**NO VOTE:**    0

- 4.2** Subject: Commending And Honoring Deborah Grant  
From: Council President Reid  
Recommendation: Adopt A Resolution Commending And Honoring Deborah Grant For 25 Years And 8 Months Of Exemplary Service To The City Of Oakland  
[18-0390](#)

**Attachments:** [View Report](#)  
[CMS 87170](#)

**A motion was made by Rebecca Kaplan, seconded by Dan Kalb, that this matter be Adopted. The motion carried by the following vote:**

**Excused:** 1 - Reid

**Aye:** 7 - Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, and Kaplan

**NO VOTE:** 0

- 4.1** Subject: Recognizing Liisa Hale  
From: Councilmember Gallo And Vice Mayor Campbell Washington  
Recommendation: Adopt A Recognizing The Retirement Of Liisa Hale, Blueskies For Children Co-Director, And Honoring Her For 27 Years Of Outstanding Service To The Early Childhood Education Field  
[18-0380](#)

**Attachments:** [View Report](#)  
[CMS 87171](#)

***There was 1 speraker on this item***

**A motion was made by Annie Campbell Washington, seconded by Noel Gallo, that this matter be Adopted. The motion carried by the following vote:**

**Excused:** 1 - Reid

**Aye:** 7 - Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, and Kaplan

**NO VOTE:** 0

- 5** APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF MAY 1, 2018  
[18-0458](#)

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

**A motion was made by Lynette McElhaney, seconded by Rebecca Kaplan, that this matter be Approved. The motion carried by the following vote:**

**Excused:** 1 - Reid

**Aye:** 7 - Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, and Kaplan

NO VOTE: 0

**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):**

*Pursuant to Rule 7(6) of the Council's Rules of Procedure Resolution 82580 C.M.S.,  
Councilmember Gallo made a motion seconded by Councilmember Brooks to add  
this item to the May 29, 2018 City Council agenda.*

*President Pro Tempore Guillen pulled Item S9.2*

Subject: Calculation Of Penalties Under The 2007 Prompt Payment Ordinance  
From: Councilmember Gallo  
Recommendation: Receive An Informational Report On The City Administration's  
Calculation Of Penalties Paid To City Vendors And Contractors When Applying The 2007  
Prompt Payment Ordinance (As Amended In 2014.)

[17-0214](#)

Attachments: [View Report](#)  
[View Supplemental 3/30/2018](#)

**This Informational Report be Referred.to go before the Special Concurrent  
Meeting of the Oakland Redevelopment Successor Agency/City Council to be  
heard 5/29/2018**

Subject: Derby Avenue Parcel DDA And Land Sale  
From: Economic & Workforce Development  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance  
Authorizing The City Administrator Or Designee, Without Returning To The City Council,  
To Negotiate And Execute A Disposition And Development Agreement And Related  
Documents Between The City Of Oakland And Pacific West Communities, Inc, Or A  
Related Entity, On Terms And Conditions Described Herein, For The Sale Of The Derby  
Avenue Parcel (APN 025-0720-002-01) At The Appraised Fair Market Value Of  
\$450,000 For The Development Of An Aspire Public Charter School

[18-0452](#)

Attachments: [View Report](#)

**This Ordinance be Withdrawn with No New Date.**

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

***Approval of the Consent Agenda***

**A motion was made by Kalb, seconded by McElhaney, to approve the Consent  
Agenda. The motion carried by the following vote:**

**Excused:** 1 - Reid

**Aye:** 7 - Brooks, Campbell Washington, Gallo, McElhaney, Guillén, Kalb, and Kaplan

**NO VOTE:** 0

- 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  
[18-0459](#)

**Attachments:** [View Report](#)  
[CMS 87172](#)

**This City Resolution was Adopted.**

- 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  
[18-0460](#)

**Attachments:** [View Report](#)  
[CMS 87173](#)

**This City Resolution was Adopted.**

- 7.3**      Subject:    Salary Ordinance Amendment To Add Assistant Human Resources Director  
From:        Human Resources Management Department  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance  
No. 12187 C.M.S. ("Salary Ordinance") To Add The Title Of Assistant Human Resources  
Director  
[18-0366](#)

**Attachments:** [View Report](#)  
[CMS 13486](#)

**This Ordinance was Approved for Final Passage.**

- 7.4 Subject: Amending The City Of Oakland Consolidated Fiscal Policy  
From: Finance Department  
Recommendation: Adopt An Ordinance Amending The City Of Oakland Consolidated Fiscal Policy  
[18-0281](#)

Attachments: [View Report](#)  
[CMS 13487](#)

**This Ordinance was Approved for Final Passage.**

- 7.5 Subject: Single-Use Plastic Straws Ordinance  
From: President Pro Tempore Guillén And Councilmember Kalb  
Recommendation: Adopt An Ordinance Amending And Restating Chapter 8.07 Of The Oakland Municipal Code, "Polystyrene Foam Food Service Ware," Renaming The Chapter As "Disposable Food Service Ware" And Additionally Establishing Procedures And Prohibitions Regarding The Distribution Of Single-Use Beverage Straws To Customers Of Restaurants  
[TITLE CHANGE]  
[18-0263](#)

Attachments: [View Report](#)  
[View Supplemental Report 4/6/2018](#)  
[CMS 13488](#)

**This Ordinance was Approved for Final Passage.**

- 7.6 Subject: Surveillance And Community Safety Ordinance  
From: Office Of The City Administrator  
Recommendation: Adopt An Ordinance Adding Chapter 9.64 To The Oakland Municipal Code Establishing Rules For The City's Acquisition And Use Of Surveillance Equipment  
[NEW TITLE]  
[16-1028](#)

Attachments: [View Report](#)  
[View Report 3/30/2018](#)  
[View Supplemental Report 4-26-18](#)  
[CMS 13489](#)

**This Ordinance was Approved for Final Passage.**

- 7.7 Subject: Parking Tax Board  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of The City Administrator Sabrina Landreth, City Auditor Brenda Roberts, Barry Pilger, David Jones, Charles L "Chip" Conradi, And Jens Hillmer, As Members Of The Parking Tax Board Of Review

[18-0482](#)

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

[CMS 87174](#)

**This City Resolution was Adopted.**

- 7.8 Subject: Business Tax Board  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of The City Administrator Sabrina Landreth, City Auditor Brenda Roberts, Barry Pilger, David Jones, Adam D. Benson, Charles L "Chip" Conradi, And Jens Hillmer, As Members Of The Business Tax Board Of Review

[18-0483](#)

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

[CMS 87175](#)

**This City Resolution was Adopted.**

- 7.9 Subject: Transient Occupancy Tax  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Barry Pilger, David Jones, Charles L. "Chip" Conradi, And Jens Hillmer As Members Of The Oakland Taxation And Assessment Board Of Review Under The Transient Occupancy Tax Ordinance

[18-0484](#)

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

[CMS 87176](#)

**This City Resolution was Adopted.**

- 7.10** Subject: Settlement Agreement - Akilah Mwamba Blakwomyn 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 Akilah Mwamba Blakwomyn V. The City Of Oakland, Et Al, Alameda County Superior Court Case No. RG17849960, In The Amount Of Sixty Thousand Dollars And No Cents (\$60,000.00) As A Result Of A Trip And Fall Allegedly Caused By A Dangerous Condition Of Public Property, Occurring On May 4, 2016 (Department Of Transportation - Dangerous Condition)  
[18-0457](#)

**Attachments:** [View Report](#)  
[CMS 87177](#)

**This City Resolution was Adopted.**

- 7.11** Subject: One Step Contract  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator, Or Designee, To Enter Into A Services Agreement With Westnet Information Systems, Ltd., Doing Business As One Step Information Systems Ltd., To Update End User Software Licensing, And For Database System Maintenance From May 1, 2018 Through April 30, 2021, With Two (2) One (1) Year Options To Extend The Agreement Without Returning To Council, For A Total Amount Not To Exceed One Hundred And Fifty Thousand Dollars (\$150,000.00); And (2) Waiving The Competitive Solicitation Process For Purchasing Computerized/Information Technology Systems  
[18-0468](#)

**Attachments:** [View Report](#)  
[CMS 87178](#)

**This City Resolution was Adopted.**

- S7.12** Subject: Salary Ordinance Amendment To Add Various New Budget Classifications  
From: Human Resources Management Department  
Recommendation: Adopt The Following Pieces Of Legislation;  
  
1) A Resolution Recommending To The Civil Service Board The Exemption Of The Classification Of Manager, Finance From The Operation Of Civil Service; And  
[18-0412](#)

**Attachments:** [View Report](#)  
[CMS 87179](#)

**This City Resolution was Adopted.**



2) A Resolution Recommending To The Civil Service Board The Exemption Of The Classification Of Budget & Management Analyst, Principal From The Operation Of Civil Service; And

[18-0413](#)

**Attachments:** [CMS 87180](#)

**This City Resolution was Adopted.**

Subject: Salary Ordinance Amendment To Add Various New Budget Classifications  
From: Human Resources Management Department  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Title Of Manager, Finance; To Add The Title Of Budget & Management Analyst, Principal; To Add The Title Of Budget & Management Analyst, Senior; To Add The Title Of Budget & Management Analyst; And To Amend The Title Of Assistant Budget Analyst To Budget & Management Analyst, Assistant

[18-0414](#)

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

**This Ordinance was Approved As Amended On Introduction and Scheduled for Final Passage. to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 6/5/2018**

**S7.13** Subject: Extension Of Executive Recruitment Contracts  
From: Human Resources Management Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Two Year Extension For Existing On-Call Professional Services Agreements With (1) The Hawkins Company And (2) Ralph Andersen & Associates To Provide Executive Recruitment Services At A Cost Not To Exceed \$350,000 Per Contract, Which Is An Increase Of \$200,000 Per Contract, For A Total Contracting Cost Not To Exceed \$1,000,000 Through March 1, 2021 And Waiving The Competitive Request For Proposals/Qualifications Process

[18-0404](#)

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

[CMS 87181](#)

**This City Resolution was Adopted.**

- S7.14** Subject: Status Update On CAD/RMS Prime 2.0  
From: Information Technology Department  
Recommendation: Receive An Informational Report Which Provides An Update On The Next Generation 9-1-1 Public Safety Upgrade And The Court Mandated Performance, Reporting, Information And Metrics Environment System (PRIME 2.0) Projects  
[18-0024](#)

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

**This Informational Report was Received and Filed.**

- S7.15** Subject: 7th Street West Oakland Transit Village Phase II Streetscape Project  
From: Oakland Public Works  
Recommendation: Adopt A Resolution Awarding A Construction Contract To Gruendl Inc. The Lowest Responsive, Responsible Bidder, In Accordance With Plans And Specifications And Contractor's Bid For The Construction Of 7th Street West Oakland Transit Village (WOTV) Phase II Streetscape (Project No. 1001035) In The Amount Of Three Million Five Hundred Thirty Five Thousand Nine Hundred And Ten Dollars (\$3,535,910.00)  
[18-0453](#)

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

[CMS 87182](#)

**This City Resolution was Adopted.**

- S7.16** Subject: Bay Area Air Quality Management District Report And Resolution On Heavily Impacted Communities  
From: Councilmember Kaplan  
Recommendation: Adopt A Resolution Establishing A Greenhouse Gas Emissions Reduction Target Of 56 Percent Below 2005 Emissions By 2030  
[18-0386](#)

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

[View Supplemental Report 5-11-18](#)

[CMS 87183](#)

**This City Resolution was Adopted.**

- S7.17** Subject: Pacific Gas & Electric On-Bill Financing And East Bay Energy Watch Programs  
From: Oakland Public Works  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Participate In Pacific Gas & Electric (PG&E) On-Bill Financing (OBF) Programs; And 2) Allow OBF Contractors To Accept Energy Rebates  
[18-0367](#)

**Attachments:** [View Report](#)  
[CMS 87184](#)

**This City Resolution was Adopted.**

- S7.18** Subject: Property Assessed Clean Energy (PACE) Provider Authorizations  
From: Oakland Public Works  
Recommendation: Adopt A Resolution Authorizing: 1) The California Municipal Finance Authority (CMFA) Open PACE Program To Operate In Oakland; 2) Pace Providers Within The CMFA Pace Program To Accept Applications From Property Owners, Conduct Contractual Assessment Proceedings And Levy Contractual Assessments Within The City, And Perform Related Actions; And 3) The City Administrator Or Designee Thereof, To Execute All Documents And Take Any Actions Necessary And Appropriate To Carry Out The Intent Of This Resolution  
[18-0373](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 5-11-18](#)  
[CMS 87185](#)

**This City Resolution was Adopted.**

- S7.19** Subject: Construction Award For Sanitary Sewer Capacity Upgrades  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution Rejecting All Bids, Waiving Further Advertising And Competitive Bidding, Authorizing The City Administrator, Or Designee, To Negotiate, Award And Execute A Construction Contract Without Return To Council For An Amount Not To Exceed Two Million Seven Hundred And Eighty Thousand Dollars (\$2,780,000.00) In The Open Market For The Construction Of Sanitary Sewer Capacity Upgrades In Park Boulevard & In Trestle Glen Road (Project No. 1001173 Task 2) In Accordance With The Project Plans And Specifications  
[18-0397](#)

**Attachments:** [View Report](#)  
[CMS 87186](#)

**This City Resolution was Adopted.**

- S7.20** Subject: Resolution To Establish Area “R” And Expand RPP Area “C”, “D”, And “N”  
From: Transportation Department  
Recommendation: Adopt A Resolution To Establish Residential Permit Parking (RPP) Area “R” And Expand RPP Areas “C”, “D”, And “N” At The Following Street Segments: A. Broadway Between Rockridge Boulevard And Ocean View Drive; B. Alcatraz Ave Between Dana Street And Colby Street, South Side; C. 42nd Street Between Webster Street And Shafter Avenue; D. 42nd Street Between Shafter Ave And Opal Street; E. Merrimac Street Between 28th Street And Telegraph Avenue; F. 28th Street Between Merrimac Street And Telegraph Avenue; And G. 29th Street Between Telegraph Avenue And 980 Overpass

[18-0419](#)

Attachments: [View Report](#)

[CMS 87187](#)

**This City Resolution was Adopted.**

- S7.21** Subject: TDA Article 3 FY18-19 Funds Approval  
From: Transportation Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Up To Four Hundred And Forty-Three Thousand Eight Hundred And Eleven Dollars (\$443,811.00) In Fiscal Year 2018-19 State Transportation Development Act Article 3 Funds As Follows: (1) Burr, Wilson, And Palmer Stairpath Rehabilitation, One Hundred And Thirty-Six Thousand Dollars (\$136,000.00); Peralta Streetscape, Two Hundred Thousand Dollars (\$200,000.00); (3) Chinatown Harrison Swift & Effective Project, One Hundred And Seven Thousand Eight Hundred And Eleven Dollars (\$107,811.00).

[18-0409](#)

Attachments: [View Report](#)

[CMS 87188](#)

**This City Resolution was Adopted.**

- S7.22** Subject: Semi-Annual Vacancy Report  
From: Human Resources Management Department  
Recommendation: Receive The Semi-Annual Informational Report On Budgeted Vacant Positions Through March 12, 2018

[18-0359](#)

Attachments: [View Report](#)

**This Informational Report was Received and Filed.**

**S7.23** Subject: Lake Merritt-Uptown Community Benefit District 2018  
From: Economic And Workforce Development  
Recommendation: Adopt Following Pieces Of Legislation:

1) A Resolution (1) Of Intention To Form The Lake Merritt-Uptown Community Benefit District 2018 ("Lake Merritt-Uptown CBD 2018"); (2) Granting Preliminary Approval Of The Lake Merritt-Uptown CBD 2018 Management Plan; (3) Directing Filing Of The Proposed Lake Merritt-Uptown CBD 2018 Assessment District Boundary Description; (4) Directing Distribution Of A Ballot To All Affected Property Owners Whereby They Can Vote "In Favor Of" Or "Against" The Proposed Lake Merritt-Uptown CBD 2018 And Assessment To Determine Whether A Majority Protest Exists; And (5) Scheduling A Public Hearing For July 17, 2018 ; And

[18-0440](#)

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

[View Supplemental Report 5-4-2018](#)

[CMS 87189](#)

**This City Resolution was Adopted.**

2) A Resolution Authorizing The City Administrator (1) To Sign The Ballot In Favor Of The Formation Of The Lake Merritt- Uptown Community Benefit District 2018 ("LCBD 2018"); And (2) To Pay A Cumulative Fiscal Year 2018-2019 Fair Share Assessment In An Approximate Amount Of \$67,795.41 For Seven (7) City-Owned Properties On Which Assessments Are To Be Levied (1731 Franklin APN 008 062300601; 274 19TH St APN 008 063500100; 2025 Broadway APN 008 064900500; Grand Ave APN 008 065500600; 200 Grand Ave APN 010 076800400; 2500 Broadway APN 008 067300100; 1911 Telegraph APN 008 071605800), If The LCBD 2018 Is Established; And

[18-0441](#)

**Attachments:** [View Supplemental Report 5-4-2018](#)

[CMS 87190](#)

**This City Resolution was Adopted.**

3) An Resolution (1) Authorizing The Agency Administrator To Sign The Ballot In Favor Of The Formation Of The Lake Merritt-Uptown Community Benefit District 2018 ("LCBD 2018"); And (2) To Pay A Fiscal Year 2018-2019 Fair Share Assessment In An Approximate Amount Of \$1,217.84 For One (1) Oakland Redevelopment Successor Agency-Owned Property (490 Thomas L. Berkley Way APN 008 064900900) If The LCBD 2018 Is Established

[18-0443](#)

**Attachments:** [View Supplemental Report 5-4-2018](#)

[CMS 2018-010](#)

**This ORSA Resolution was Adopted.**

**S7.24** Subject: Amendments To Public Art Fee Ordinance  
From: Councilmember McElhaney And President Pro Tempore Guillén  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 15.78 To (A) Authorize The Satisfaction Of The Public Art Requirement Through The Submission And Approval Of Alternative Equivalent Proposals For Installation Of Public Art In State Highway Right-Of-Way Or On Other Public Agency Property And (B) Permit In-Lieu Contributions To Nearby City Owned Arts Facilities To Satisfy The Public Art Requirement For Private Development, And Authorizing The Allocation Of Funds Contributed For Capital Improvements To Capital Improvement Fund Accounts Established By The City Administrator

[NEW TITLE]

[18-0382](#)

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

[View Report 4-27-2018](#)

[View McElhaney Supplemental Report 5-4-2018](#)

[View Supplemental Report 5-4-2018](#)

**A motion was made that this matter be Approved On Introduction and Scheduled for Final Passage to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 6/5/2018.  
The motion carried by the following vote:**

**Excused:** 1 - Reid

**Abstained:** 1 - Brooks

**Aye:** 6 - Campbell Washington, Gallo, McElhaney, Guillén, Kalb, and Kaplan

**NO VOTE:** 0

**S7.25** Subject: Lease Agreement For City Property Through July 31, 2020  
From: Human Services Department  
Recommendation: Adopt An Ordinance Authorizing A Lease Agreement With East Oakland Community Project For Lease Of The City-Owned Property At 3824 West Street Oakland For A Term Of Five Years For Zero Rent In Exchange For In-Kind Services To Provide Housing And Supportive Services To Homeless Youth  
[18-0406](#)

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

**This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 6/5/2018**

**S7.26** Subject: 2018 Summer Food Service Program  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Accept The Summer Food Service Program (SFSP) Grant From The California Department Of Education, Nutrition Services Division In An Amount Not To Exceed \$381,400; 2) Enter Into Professional Service Agreements With Uptons, Inc. DBA School Foodies In An Amount Not To Exceed \$148,544 And With Revolution Foods In An Amount Not To Exceed \$208,768 To Provide Food Services For The Period June 11, 2018 Through August 18, 2018; 3) Accept And Appropriate Additional SFSP Grant Money That Becomes Available And Amend The Agreements To Increase The Grant Amount Within The Grant Term Of June 11, 2018 Through August 18, 2018; 4) Adjust The FY 2017-2018 Adopted Budget To Transfer Salary Savings In The Amount Of Approximately \$103,268 To Fund Operations And Maintenance; And 5) Authorize A Contribution From The General Purpose Fund In An Estimated Amount Of \$19,548 For FY 2018- 2019 Central Services Overhead Charges  
[18-0410](#)

**Attachments:** [View Report](#)  
[CMS 87191](#)

**This City Resolution was Adopted.**

**S7.27** Subject: Informational Report on Love Life Implementation  
From: Office Of The City Administrator  
Recommendation: Receive An Informational Report On The Rollout Of The New Welcome To The City Of Oakland Street Signs With The "Love Life" Motto  
[18-0439](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 5-11-2018](#)

**This Informational Report was Received and Filed.**

**S7.28** Subject: Professional Services Contract For The Department Of Violence Prevention  
From: Councilmember McElhaney And Council President Reid  
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator Or Her Designee To Execute A Professional Services Agreement With Urban Strategies Council In An Amount Not To Exceed \$300,000 To Coordinate And Facilitate A Robust And Inclusive Community Stakeholder Engagement Process, Including A Community-Based Participatory Research Component, That Will Culminate In A Community Leadership Summit That Will Inform The Planning And Implementation Of Department Of Violence Prevention Strategic Planning And Operations; And (2) Waiving The Competitive Procedures Under The City's Purchasing Ordinance (Oakland Municipal Code Chapter 2.04)

[TITLE CHANGE]

[18-0088](#)

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

[View Revised Report 2-8-18](#)

[View Report 4-26-18](#)

[CMS 87192](#)

**This City Resolution was Adopted.**

**S7.29** Subject: Forensic Logic LEAP Search Contract  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Enter Into A Two Year Contract With Forensic Logic, Inc., From July 1, 2018 Through June 30, 2020, For One Hundred And Fifty Eight Thousand Dollars (\$158,000) For The First Year, And One Hundred Sixty Eight Thousand Dollars (\$168,000) For The Second Year, For A Total Of Three Hundred Twenty Six Thousand Dollars (\$326,000) For This Contract, For Access To The Leap Search Network Suite Of Crime Analysis Applications, Licensing, Technical Support, And Consulting Services; And 2) Waiving The City's Advertising/ Bidding And Request For Proposal Requirements For The Proposed Purchase

[18-0407](#)

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

[CMS 87193](#)

**This City Resolution was Adopted.**



**S7.30** Subject: Glenview Elementary Reconstruction Crossing Guard Funding Grant  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Receive And Appropriate A Grant From The Oakland Unified School District (OUSD), In The Amount Of One Hundred Twenty-Two Thousand Four Hundred Eighty-Four Dollars (\$122,484), To Fund Four Oakland Police Department Crossing Guards, To Support Pedestrian Safety At Glenview Elementary School And Edna Brewer Middle School, From September 1, 2018 To December 29, 2019 During The Reconstruction Project [18-0408](#)

**Attachments:** [View Report](#)  
[CMS 87194](#)

**This City Resolution was Adopted.**

**S7.31** Subject: HSD Violence Intervention Renewals Fiscal Year 2018-2019  
From: Human Services Department  
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Amend Grant Agreements And Fund Direct City Services For Violence Intervention Programs For A Total Estimated Amount Of \$8,563,005 For Fiscal Year 2018-2019; And Enter Into Grant Agreements To Support Violence Prevention Network Capacity-Building Efforts For Fiscal Year 2018-2019 In A Total Amount Not To Exceed \$380,000; And (2) Waiving The Competitive Solicitation Process Requirements And Authorizing The City Administrator To Execute An Agreement With Cityspan Technologies, Inc. For Licensing And Hosting Of A Web-Based, Client-Level Tracking And Contract Management Database System From July 1, 2018 Through June 30, 2019, And Amend The Agreement To Renew For Two Additional Years In A Total Three-Year Contract Amount Not To Exceed \$200,000  
[18-0415](#)

**Attachments:** [View Report](#)  
[CMS 87195](#)

**This City Resolution was Adopted.**

- S7.32** Subject: Resolution Urging Kaiser Permanente To Protect Its Pharmacy Warehouse Employees  
From: Councilmember Kaplan  
Recommendation: Adopt A Resolution Urging Kaiser Permanente To Protect Its Pharmacy Warehouse Employees In Oakland From Being Laid Off, Relocated To Areas With Lower Wages, Or Outsourced To Companies That Pay Workers Less And Offer Fewer Benefits

[18-0379](#)

Attachments: [View Report](#)

[View Supplemental Report 5-4-18](#)

[CMS 87196](#)

**This City Resolution was Adopted.**

- S7.33** Subject: Support Of Alameda County Ballot Measure Measure A  
From: Vice Mayor Campbell Washington And Councilmember McElhaney  
Recommendation: Adopt A Resolution In Support Of Measure A, The Alameda County Ballot Measure For Child Care And Early Education On The June 5, 2018 Ballot To Provide Additional Support For High Quality Child Care And Early Education Services For Low- And Middle-Income Children And Families In Alameda County And To Improve Wages For Child Care Providers And Early Educators Who Provide These Services

[TITLE CHANGE]

[18-0420](#)

Attachments: [View Report](#)

[View Supplemental Report 5-3-18](#)

[CMS 87197](#)

**This City Resolution was Adopted.**

- S7.34** Subject: Resolution In Support Of AB 1771 - Regional Housing Needs  
From: Councilmember Kalb  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1771 (Bloom) That Would Amend The Council Of Governments Methodology For Distributing Regional Housing Need, Including Requiring Furtherance Of Existing Statutory Goals, Such As Promoting Socioeconomic Equity And Addressing Jobs-Housing Imbalances

[18-0449](#)

Attachments: [View Report](#)

[View Supplemental Report 5-11-18](#)

[CMS 87198](#)

**This City Resolution was Adopted.**

**S7.35** Subject: Resolution In Support Of SB 918 - Homeless Youth Act Of 2018  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution In Support Of Senate Bill 918 (Wiener) That  
Would Create The Office Of Homeless Youth, Set Its Goals To Prevent And End Youth  
Homelessness In California, And Establish \$60 Million In Grants Administered By The  
Office  
[18-0450](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 5-4-2018](#)  
[CMS 87199](#)

**This City Resolution was Adopted.**

**S7.36** Subject: Resolution in Support of SB 1227 - Housing Our Students  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution In Support Of Senate Bill 1227 (Skinner) That  
Would Establish A 35% Density Bonus For Housing Development Projects Exclusively  
For Use By Students  
[18-0451](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 5-11-18](#)  
[CMS 87200](#)

**This City Resolution was Adopted.**

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

*There were no Final decisions made during closed session*

**COMMENCING AT 6:30 P.M., OR AS SOON AS REASONABLY PRACTICABLE  
THEREAFTER, THE NON - CONSENT CALENDAR PORTION OF THE AGENDA:**

**9 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING  
REQUIREMENTS:**

- 9.1** Subject: Oakland Tourism Business Improvement District 2018  
From: Economic And Workforce Development  
Recommendation: Conduct A Public Hearing Regarding The Proposed Formation Of An Oakland Tourism Business Improvement District 2018 ("OTBID 2018") Pursuant To California Streets And Highways Code Section 36623 And Government Code Section 54954.6  
[18-0472](#)

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

*Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 8:33 p.m.*

*2 individuals spoke on this item.*

*Councilmember Campbell Washington made a motion, seconded by Councilmember Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, 1 Excused: Reid and 1 Absent: McElhaney*

**A motion was made by Annie Campbell Washington, seconded by Rebecca Kaplan, that this matter be Accepted. The motion carried by the following vote:**

**Excused:** 1 - Reid

**Aye:** 6 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, and Kaplan

**Absent:** 1 - McElhaney

**NO VOTE:** 0

- S9.2** Subject: Derby Avenue Parcel DDA And Land Sale  
From: Economic & Workforce Development  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Authorizing The City Administrator Or Designee, Without Returning To The City Council, To Negotiate And Execute A Disposition And Development Agreement And Related Documents Between The City Of Oakland And Pacific West Communities, Inc, Or A Related Entity, On Terms And Conditions Described Herein, For The Sale Of The Derby Avenue Parcel (APN 025-0720-002-01) At The Appraised Fair Market Value Of \$450,000 For The Development Of An Aspire Public Charter School  
[18-0452](#)

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

**This Ordinance be Withdrawn with No New Date.**

**ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

**10 THIS NUMBER INTENTIONALLY NOT USED**

- 11** Subject: Training And Job Center Program And Disbursement Process  
From: Councilmembers Brooks And Gallo  
Recommendation: Adopt An Ordinance Establishing The Cypress Mandela Training Program, Men Of Valor And Laborers Community Training Foundation, And The East And West Oakland Neighborhood Career Centers Account; Authorizing The Allocation Of 5% Of The City's Capital Improvement Projects Costs, And 5% Of The Parking Fund Gross Revenues; And Allocating 5% Of Development Services Fun Gross Revenues; And \$0.30 Cents Per Work Hour Contractor Contribution To The Cypress Mandela Training Program, Men Of Valor And Laborers Community Training Foundation, And The East And West Oakland' Neighborhood Career Centers Fund; Establishing A Method For Calculating Cypress Mandela Training Program, Men Of Valor And Laborers Community Training Foundation, And The East And West Oakland Neighborhood Career Centers Appropriations Of Capital Projects And Contractor Contribution; Establishing Method Of Administering Cypress Mandela Training Program, Men Of Valor And Laborers Community Training Foundation, And The East And West Oakland Neighborhood Career Centers; And Establishing General Guidelines For The Administration Of The Cypress Mandela Training Program, Men Of Valor And Laborers Community Training Foundation, And The East And West Oakland Neighborhood Career Centers Whereas, The Oakland City Council, In Accordance With The Provisions Of The Charter Of The City Of Oakland, The State Law, And Applicable Ordinances Of The City, Have Reviewed And Recommended This Ordinance  
[18-0298](#)

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

[View BAC Report](#)

[View Report 4/12/2018](#)

[View Supplemental Report 4/20/2018](#)

[View Supplemental Report 5/11/2018](#)

[View Supplemental Report 5/31/2018 - City Attorney](#)

[View Supplemental Report 5/31/2018 - City Administrator](#)

***Councilmember Brooks made a motion, seconded by Councilmember Kaplan to continue this item to the June 5 City Council meeting and directing staff to prepare an analysis regarding funding sources and directing the City Attorney to do a legal analysis***

***There were 63 speakers on this item***

**A motion was made by Desley Brooks, seconded by Rebecca Kaplan, that this matter be Continued to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 6/5/2018. The motion carried by the following vote:**

**Excused:** 1 - Reid

**Aye:** 5 - Brooks, Gallo, McElhaney, Kalb, and Kaplan

**No:** 2 - Campbell Washington, and Guillén

**NO VOTE:** 0

The Roll Call was modified to note Councilmember Gallo absent at 11:10 p.m.

- 12**      Subject:    Resolution In Support Of SB 1421- Police Disciplinary Record Bill  
              From:      Councilmember Dan Kalb  
              Recommendation: Adopt Resolution In Support Of Senate Bill 1421 (Skinner) That Would  
                              Require Certain Records Of Peace Officer Or Custodial Officer Personnel And Records  
                              Relating To Specified Incidents, Complaints, And Investigations Involving Peace Officers  
                              And Custodial Officers To Be Made Available For Public Inspection Pursuant To The  
                              California Public Records Act

[18-0377](#)

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

[View Supplemental Report 4-26-18](#)

[CMS 87201](#)

*There was 1 speaker on this item*

**A motion was made by Dan Kalb, seconded by Lynette McElhaney, that this matter be Adopted. The motion carried by the following vote:**

**Excused:** 1 - Reid

**Aye:** 5 - Campbell Washington, McElhaney, Guillén, Kalb, and Kaplan

**Absent:** 2 - Brooks, and Gallo

**NO VOTE:** 0

- 13**      Subject:    Resolution In Support Of SB 822 - Restoring Net Neutrality In California  
              From:      Councilmember Kalb  
              Recommendation: Adopt A Resolution In Support Of Senate Bill 822 (Wiener) That  
                              Would Reinstate Net Neutrality Protections In California And Prohibit Internet Service  
                              Providers From Engaging In Practices That Are Inconsistent With A Free And Fair  
                              Internet

[18-0324](#)

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

[View Report 4-26-18](#)

[CMS 87202](#)

**A motion was made by Dan Kalb, seconded by Rebecca Kaplan, that this matter be Adopted. The motion carried by the following vote:**

**Excused:** 1 - Reid

**Aye:** 5 - Campbell Washington, McElhaney, Guillén, Kalb, and Kaplan

**Absent:** 2 - Brooks, and Gallo

**NO VOTE:** 0

- 14**      Subject:    Oakland Athletics Coliseum ENA  
From:        Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing An Exclusive Negotiating Agreement  
With The Athletics Investment Group LLC, Or Affiliated Entity, For Development Of A  
Ballpark And Ancillary Development At The Oakland-Alameda County Coliseum Complex  
Site, Accepting And Appropriating A Project Expense Payment And Exclusive  
Negotiating Fee In Connection With The Agreement, And Accepting And Appropriating A  
Project Expense Payment For Possible Development Of A Ballpark And Other  
Development At Howard Terminal Within The Port Area  
[18-0485](#)

**Attachments:** [View Report](#)  
[CMS 87203](#)

*Councilmember Kaplan made a motion seconded by Councilmember McElhaney  
to approve the recommendation with the inclusion of the handout provided by  
Councilmember Kaplan*

*There were 17 speakers on this item*

**A motion was made by Rebecca Kaplan, seconded by Lynette McElhaney, that  
this matter be Adopted. The motion carried by the following vote:**

**Excused:** 1 - Reid

**Abstained:** 1 - Brooks

**Aye:** 5 - Campbell Washington, McElhaney, Guillén, Kalb, and Kaplan

**Absent:** 1 - Gallo

**NO VOTE:** 0

**S15** Subject: Major Encroachment Permit At 378 11th Street  
From: Transportation Department  
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Pravin L. Patel And Sima P. Patel, Husband And Wife As Community Property With Right Of Survivorship, To Allow Portions Of The New Building Above Grade At 378 11th Street To Encroach Into The Public Right-Of-Way On 11th Street, Major Encroachment Permit ENMJ18051  
[18-0185](#)

Attachments: [View Report](#)  
[CMS 87204](#)

*There were 12 speakers on this item*

**A motion was made by Rebecca Kaplan, seconded by Lynette McElhaney, that this matter be Adopted. The motion carried by the following vote:**

**Excused:** 1 - Reid

**Abstained:** 1 - Brooks

**Aye:** 5 - Campbell Washington, McElhaney, Guillén, Kalb, and Kaplan

**Absent:** 1 - Gallo

**NO VOTE:** 0

**A motion was moved, seconded and carried to extend the meeting past 12:00 a.m.**

**The Roll Call was modified to note Councilmember Brooks absent at 12:09 a.m.**



**S16** Subject: Downtown Oakland Community Benefit District 2018  
From: Economic And Workforce Development  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution (1) Of Intention To Form The Downtown Oakland Community Benefit District 2018 ("Downtown Oakland CBD 2018"); (2) Granting Preliminary Approval Of The Downtown Oakland CBD 2018 Management Plan; (3) Directing Filing Of The Proposed Downtown Oakland CBD 2018 Assessment District Boundary Description; (4) Directing Distribution Of A Ballot To All Affected Property Owners Whereby They Can Vote "In Favor Of" Or "Against" The Proposed Downtown Oakland CBD 2018 And Assessment To Determine Whether A Majority Protest Exists; And (5) Scheduling A Public Hearing For July 18, 2018; And

[18-0444](#)

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

[View Supplemental Report 5-4-2018](#)

[CMS 87205](#)

**A motion was made by Rebecca Kaplan, seconded by Annie Campbell Washington, that this matter be Adopted. The motion carried by the following vote:**

**Excused:** 1 - Reid

**Aye:** 5 - Campbell Washington, McElhaney, Guillén, Kalb, and Kaplan

**Absent:** 2 - Brooks, and Gallo

**NO VOTE:** 0

2) A Resolution Authorizing The City Administrator (1) To Sign The Ballot In Favor Of The Formation Of The Downtown Oakland Community Benefit District 2018 ("DCBD 2018"); And (2) To Pay A Cumulative Fiscal Year 2018-2019 Fair Share Assessment In An Approximate Amount Of \$188,716.94 For Twelve (12) City-Owned Properties On Which Assessments Are To Be Levied (1327 Broadway APN 002 009704500; 250 Frank H Ogawa Plz APN 003 006500902; City Hall Plz APN 003 006700200; 1 Frank H Ogawa Plz APN 003 006700300; 1414 Clay St (Garage) APN 003 006700400; 150 Frank H Ogawa Plz APN 008 061900801; 524 16th St APN 008 062000903; 540 17th St (Oakland Ice Center) APN 008 064100805; 620 Washington St APN 001 019900100 Clay St APN 002 009800100; 11th St (T 5/6 Development Site) APN 002 009703900; 11th St (T 5/6 Development Site) APN 002 009704000) If The DCBD 2018 Is Established; And

[18-0445](#)

**Attachments:** [View Supplemental Report 5-4-2018](#)

[CMS 87206](#)

**This City Resolution be Adopted.**

3) A Resolution Authorizing The Agency Administrator To Sign The Ballot In Favor Of The Formation Of The Downtown Oakland Community Benefit District 2018 ("DCBB 2018"); And (2) To Pay A Cumulative Fiscal Year 2018-2019 Fair Share Assessment In An Approximate Amount Of \$2,804.27 For One Oakland Redevelopment Successor Agency-Owned Property (989 Franklin APN 002-010-100-100) On Which Assessments Are To Be Levied If The DCBD 2018 Is Established

[18-0446](#)

**Attachments:** [View Supplemental Report 5-4-2018](#)

[CMS 2018-011](#)

**This ORSA Resolution be Adopted.**

## **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)**

*There being no further business, and upon the motion duly made, the Council adjourned the meeting in memory of Curtis Christie and Tom Malarky at 12:15 a.m.*

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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 8:30 A.M. TO 5:00 P.M.