



CITY OF OAKLAND

# DRAFT City Of Oakland City Council

## Legislative Calendar

ALL MEETINGS ARE HELD IN CITY HALL  
ONE FRANK H. OGAWA PLAZA, OAKLAND, CA

Office of the City Clerk  
Oakland City Hall  
1 Frank Ogawa Plaza  
Oakland, CA 94612  
LaTonda Simmons, City Clerk

| Date                             | Time       | Meeting Body                   | Meeting Location                      |
|----------------------------------|------------|--------------------------------|---------------------------------------|
| <b>FOR THE WEEK OF 4-15-2019</b> |            |                                |                                       |
| 4-16-2019                        | 3:00 P.M.  | Special Closed Session         | Sgt. Daniel Sakai<br>(HR 4) 2nd Floor |
| 4-16-2019                        | 5:30 P.M.  | Oakland City Council           | Council Chamber<br>3rd Floor          |
| 4-18-2019                        | 10:30 A.M. | Special Closed Session         | Building Bridges Room<br>3rd Floor    |
|                                  | 10:45 A.M. | *Rules & Legislation Committee | Council Chamber<br>3rd Floor          |

### UPCOMING MEETINGS FOR COUNCIL COMMITTEES:

|           |            |  |  |
|-----------|------------|--|--|
| 4-23-2019 | 9:30 A.M.  | * Finance & Management Committee             | Sgt. Mark Dunakin Rm<br>(HR1) 1st Floor  |
| 4-23-2019 | 11:30 A.M. | * Public Works Committee                     | Sgt. Mark Dunakin Rm<br>(HR 1) 1st Floor |
| 4-23-2019 | 1:30 P.M.  | * Community & Economic Development Committee | Sgt. Mark Dunakin Rm<br>(HR 1) 1st Floor |
| 4-23-2019 | 4:00 P.M.  | * Life Enrichment Committee                  | Sgt. Mark Dunakin Rm<br>(HR 1) 1st Floor |
| 4-23-2019 | 6:00 P.M.  | * Public Safety Committee                    | Sgt. Mark Dunakin Rm<br>(HR 1) 1st Floor |
| 4-25-2019 | 10:30 A.M. | Special Closed Session                       | Building Bridges Room<br>3rd Floor       |
|           | 10:45 A.M. | *Rules & Legislation Committee               | Council Chamber<br>3rd Floor             |

*\* In the event that 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 actions can be taken.*

**City of Oakland**

*This document is provided as a courtesy only and is not an official notice as prescribed by Local and State laws.  
Please refer to the published Meeting Agendas for official noticing information.*



# 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 - 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, April 16, 2019

5:30 PM

City Council Chamber, 3rd Floor

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#### **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 McElhaney, 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: Honoring The Laney College Eagles Jr. Football Team  
From: Councilmember Bas  
Recommendation: Adopt A Resolution Honoring The Tremendous Accomplishments Of  
The Laney College Eagles For Ranking As The No. 1 Junior College Football Team In The  
Nation  
[18-1491](#)

Legislative History

|         |                                   |  |
|---------|-----------------------------------|--|
| 2/28/19 | *Rules & Legislation<br>Committee | Scheduled to the Special Concurrent<br>Meeting of the Oakland Redevelopment<br>Successor Agency/City Council |
|---------|-----------------------------------|--|

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE SPECIAL MEETING OF APRIL 2,  
2019  
**18-1602**

- 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  
**18-1600**

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  
**18-1601**

Attachments: View Report

- 7.3 Subject: Honoring 2018 Youth Poet Laureate Leila Mottley  
From: Councilmember Kalb  
Recommendation: Adopt A Resolution Honoring Leila Mottley For Becoming The 2018  
Oakland Youth Poet Laureate And For Her Artistic Contributions To The City Of Oakland  
**18-1542**

Legislative History

3/14/19 \*Rules & Legislation Committee Scheduled to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*As a consent item*

- 7.4** Subject: Presentation By The Alameda County Mosquito Abatement District  
From: Council President Kaplan  
Recommendation: Receive A Brief Informational Presentation From The District Manager And Council Appointed Trustee Of The Alameda County Mosquito Abatement District  
[18-1377](#)

**Legislative History**

1/31/19 \*Rules & Legislation Committee Scheduled to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 7.5** Subject: Large Commercial Vehicle Restrictions  
From: Transportation Department  
Recommendation: Adopt An Ordinance Amending Section 10.52.060 Of The Oakland Municipal Code To Add 56th St And 58th St Between Shattuck Ave And Telegraph Ave To The List Of City Streets Where Commercial Vehicles Exceeding Four And One-Half Tons Are Prohibited  
[18-1478](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 3/15/2019](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON APRIL 2, 2019 ; 7 AYES, 1 EXCUSED - MCELHANEY.*

**Legislative History**

2/28/19 \*Rules & Legislation Committee Scheduled to the \*Special Public Works Committee

3/19/19 \*Special Public Works Committee Approved the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

4/2/19 Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council Approved On Introduction and Scheduled for Final Passage to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

**7.6** Subject: Building Code Ordinance  
From: Office Of The City Attorney  
Recommendation: Adopt An Ordinance Amending Ordinance No. 13408 C.M.S. And Ordinance No. 13407, Which Adopted California Building Codes With Local Amendments In Oakland Municipal Code Chapter 15.04 (Oakland Amendments To California Model Building Construction Codes) And 15.08 (Oakland Building Code Maintenance), To Create An Appeals Process Consistent With The California Building Code [18-1513](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON APRIL 2, 2019 ; 7 AYES, 1 EXCUSED - MCELHANEY.*

**Legislative History**

|  |   |  |
|--|---|--|
| 3/7/19                                   | *Rules & Legislation Committee  | Scheduled to the *Special Community & Economic Development Committee   |
| 3/19/19                                  | *Special Community & Economic Development Committee                                   | Approved the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council                     |
| <i>There was 1 speaker on this item.</i> |   |  |
| 4/2/19                                   | Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council | Approved As Amended On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council |

*The Council approved recommendations to amend page 2 paragraph 1 of the Ordinance, striking fourteen (14) calendar days to read twenty-one (21) calendar days*

**7.7** Subject: Salary Ordinance Amendment For City Auditor  
From: Human Resources Management  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Increase The Salary Of The City Auditor [18-1529](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON APRIL 2, 2019 ; 7 AYES, 1 EXCUSED - MCELHANEY.*

**Legislative History**

|         |  |  |
|---------|--|--|
| 3/14/19 | *Rules & Legislation<br>Committee  | Scheduled to the * Concurrent Meeting of<br>the Oakland Redevelopment Successor<br>Agency and the City Council   |
|         | <i>As a Non-Consent item</i>   |  |
| 4/2/19  | Special Concurrent Meeting<br>of the Oakland<br>Redevelopment Successor<br>Agency/City Council | Approved On Introduction and Scheduled for<br>Final Passage to the * Concurrent Meeting<br>of the Oakland Redevelopment Successor<br>Agency and the City Council |
|         | <i>There were 6 speakers on this item</i>  |  |

- 7.8** Subject: RAP Fee Increase  
From: Housing And Community Development Department  
Recommendation: Adopt An Ordinance Amending Ordinance No. 13497 C.M.S. (The  
2018-19 Master Fee Schedule) To Increase The Rent Adjustment Program Service Fee  
From \$68.00 Per Unit To \$101.00 Per Unit  
[18-1483](#)

Attachments: [View Report](#)  
[View Supplemental Report 3/29/2019](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON APRIL 2, 2019 ; 7 AYES, 1  
EXCUSED - MCELHANEY.*

**Legislative History**

|         |  |   |
|---------|--|---|
| 2/28/19 | *Rules & Legislation<br>Committee          | Scheduled to the *Special Finance &<br>Management Committee   |
| 3/19/19 | *Special Finance &<br>Management Committee | Approved as Amended the Recommendation<br>of Staff, and Forward to the Special<br>Concurrent Meeting of the Oakland<br>Redevelopment Successor Agency/City<br>Council |

*The Committee requested a supplemental report that includes a chart that  
compares other cities RAP fees to ours, and amend the legislation to explicitly  
give an option to Landlords that pass half to be able to spread out payment  
over 6 months.*

*There were 4 speakers on this item.*

|        |  |  |
|--------|--|--|
| 4/2/19 | Special Concurrent Meeting<br>of the Oakland<br>Redevelopment Successor<br>Agency/City Council | Approved On Introduction and Scheduled for<br>Final Passage to the * Concurrent Meeting<br>of the Oakland Redevelopment Successor<br>Agency and the City Council |
|--------|--|--|

*There were 10 speakers for these items*

*Item 13 and 14 were heard together*

**7.9** Subject: Children's Initiative of 2018 , Measure AA  
From: Office Of The City Attorney  
Recommendation: Approve A Motion To Publicly Confirm The Motion Of The Council In Its  
April 2, 2018 Closed Session: 1) Directing The City Administrator Not To Collect First  
Year Measure Aa Taxes, 2) Directing The City Administrator To Submit A Validation  
Ordinance For The Taxes, And 3) Directing The City Attorney To File A Validation Action  
**18-1641**

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

**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: 0 Mandela Parkway Appeal  
From: Planning And Building Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution  
Denying The Appeal By Unite Here Local 2850, And Thus Upholding The Oakland City  
Planning Commission's Approval Of 1) A Major Conditional Use Permit To Construct A  
Six Story Building Consisting Of 220 Rooms Measuring Approximately 142,813 Square  
Feet Of Floor Area, 2) A Minor Conditional Use Permit For Transient Habitation (Hotels)  
And Non-Residential Tandem Parking, 3) A Variance Of The Front Setback And 4)  
Related California Environmental Quality Act (CEQA) Findings For The Proposed  
Building Located At 0 Mandela Parkway Oakland Ca. (Project Case No. PLN16394)  
**18-1391**

**Attachments:** View Report

**Legislative History**

|        |                                   |  |
|--------|-----------------------------------|--|
| 2/7/19 | *Rules & Legislation<br>Committee | Scheduled to the Special Concurrent<br>Meeting of the Oakland Redevelopment<br>Successor Agency/City Council |
|        | <i>As A Public Hearing</i>        |  |

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|         |   |  |
|---------|---|--|
| 2/26/19 | Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council<br><i>Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 8:32 p.m.</i><br><br><i>50 individuals spoke on this item.</i><br><br><i>Councilmember McElhaney made a motion, seconded by Councilmember Gallo, to close the Public Hearing, and hearing no objections, the item was continued to go before the March 12, 2019 Special City Council. The motion passed by 7 Ayes: Bas, Gallo, Kalb, McElhaney, Taylor, Thao and President Kaplan; 1 Excused: Reid</i> | Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council                   |
| 3/7/19  | *Rules & Legislation Committee  | * Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council |
| 3/21/19 | Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council   | Referred to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council                      |

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

**10 THIS NUMBER INTENTIONALLY NOT USED**

**11** Subject: Fiscal Year 2019-24 Five Year Financial Forecast  
From: Finance Department  
Recommendation: Receive An Informational Report On The City Of Oakland Five-Year Financial Forecast Prepared In Accordance With The City Of Oakland's Consolidated Fiscal Policy, Ordinance 13279 C.M.S.  
[18-1511](#)

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

**Legislative History**

|         |   |   |
|---------|---|---|
| 3/7/19  | *Rules & Legislation Committee          | Scheduled to the *Special Finance & Management Committee  |
| 3/19/19 | *Special Finance & Management Committee | Received and Forwarded to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council |

*There were 2 speakers on this item.*

**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)**

**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**

**Phone: (510) 238-6406**

**Fax: (510) 238-6699**

**Recorded Agenda: (510) 238-2386**

**Telecommunications Display Device: (510) 238-3254**

**THE HANGING OF BANNERS, POSTERS, SIGNS, OR ANY MATERIAL ON OR OVER THE GALLERY BANNISTERS IS STRICTLY PROHIBITED IN ORDER TO ENSURE THE SAFETY OF THOSE ATTENDING MEETINGS.**

**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.**



# 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 - DRAFT \*Rules & Legislation Committee

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

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

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Thursday, April 18, 2019

10:45 AM

City Council Chamber, 3rd Floor

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Roll Call / Call To Order

### **COMMITTEE MEMBERSHIP:**

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

- 1 Determinations Of Closed Session  
18-1603
- 3 Approval Of The Draft Minutes From The Committee Meeting Of April 4, 2019  
18-1604
- 3 Determination Of Schedule Of Outstanding Committee Items  
18-1605

- 4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)  
18-1606
- 5 A Review Of The Draft Agendas For The Special City Council Meeting Of April 30, 2019 And The Rules And Legislation Committee Of May 2, 2019  
18-1607

**Open Forum (Total Time Available: 15 Minutes)**

**Adjournment**

**Americans With Disabilities Act**

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