



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

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>

Tuesday, November 17, 2015

5:30 PM

City Council Chamber, 3rd Floor

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 5:35 p.m.

2 ROLL CALL / CITY COUNCIL

The Roll Call was modified to note Councilmember Brooks present at 5:42 p.m.

Present 8 - Desley Brooks, Annie Campbell Washington, Noel Gallo, Abel J. Guillén, Dan Kalb, Rebecca Kaplan, Laurence E. Reid, and Lynette Gibson McElhaney

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

There were 50 Open Forum speakers.

4 ACTIONS ON SPECIAL ORDERS OF THE DAY (Ceremonial Presentations, Reports/Presentations From The Mayor, Council Acknowledgements/Announcements):

President Pro Tempore Reid took a point of personal privilege and requested that the meeting be adjourned in memory of Mary V. King. Councilmembers Gibson McElhaney, Kaplan and Brooks requested association with this adjournment.

President Pro Tempore Reid took a point of personal privilege and requested that the meeting be adjourned in memory of the Paris terrorism victims.

Councilmember Brooks took a point of personal privilege and requested that the meeting be adjourned in memory of Leroy Griffin.

COUNCIL PRESIDENT GIBSON MCELHANEY RELINQUISHED THE CHAIR AT 6:20 P.M. AND PRESIDENT PRO TEMPORE REID PRESIDED AS CHAIRPERSON.

COUNCIL PRESIDENT GIBSON MCELHANEY WAS NOTED PRESENT AT 6:22 P.M. AND RESUMED PRESIDING AS CHAIRPERSON.

- 4.1 Subject: National Native American Heritage Month
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution Recognizing The Month Of November 2015
As "National Native American Heritage Month" Celebrating The Heritages And
Cultures Of Native Americans And The Contributions Of Native Americans To The
United States
[15-0306](#)

Attachments: [View Report](#)
[View Supplemental Report](#)
[85871 CMS](#)

There were 2 speakers on this item.

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

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson
McElhanev

- 4.2 Subject: Honoring Caroline L. Laron
From: President Pro Tempore Reid
Recommendation: Adopt A Resolution Honoring Community Development Program
Coordinator Ms. Caroline Lacey Laron For 26 Years Of Exemplary Service To The
City Of Oakland
[15-0288](#)

Attachments: [View Report](#)
[85872 CMS](#)

There were 2 speakers on this item.

**A motion was made by Reid, seconded by Brooks, that this matter be Adopted.
The motion carried by the following vote:**

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson
McElhanev

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF NOVEMBER 3,
2015
[15-0314](#)

Attachments: [View Report](#)

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

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson
McElhanev

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):

Councilmember Brooks made a motion, seconded by Vice Mayor Kaplan, to scheduled to the December 8, 2015 City Council meeting a discussion regarding Surplus Lands Act and waiving confidentiality regarding Oakland's City Attorney opinion and outside legal counsel's opinion regarding the Surplus Lands Act. The motion passed with a vote of 7 Ayes, 1 No - Reid.

Subject: Public Health & Safety Issues Regarding Coal
From: Office Of The City Administrator
Recommendation: Receive A Report And Recommendation Presenting Options To The City Council For Consideration Relating To Addressing Public Health And/Or Safety At The Former Oakland Army Base And Surrounding Areas Regarding Coal
[15-0362](#)

A motion was made by Kaplan, seconded by Kalb, that this matter be * Withdrawn from the December 8, 2015 City Council agenda and Rescheduled to the Meeting of the Oakland City Council, to be heard 2/16/2016. The motion carried by the following vote:

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhanev

7 CONSENT CALENDAR (CC) ITEMS:

There were 11 speakers.

Approval of the Consent Agenda

A motion was made by Kaplan, seconded by Brooks, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhanev

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
[15-0315](#)

Attachments: [View Report](#)
[85873 CMS](#)

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

[15-0316](#)

Attachments: [View Report](#)
[85874 CMS](#)

This City Resolution was Adopted.

- 7.3 Subject: Settlement Agreement - IFPTE Local 21 V. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Approving Settlement Of International Federation Of Professional & Technical Engineers, Local 21 V. City Of Oakland, Et Al. (Alameda Superior Court Case No. RG15775714), By Agreeing To Keep The Main Floor And Galleries To The City Council Chambers Open At Their Legal Capacity For City Council Meetings, Paying Plaintiff \$37,000 For Attorney's Fees And Costs, And Reserving City Authority To Regulate City Council Meetings And Access To City Council Chambers Pursuant To Law, In Exchange For Plaintiff's Dismissal Of The Suit

[15-0289](#)

Attachments: [View Report](#)
[85875 CMS](#)

This City Resolution was Adopted.

- 7.4 Subject: Settlement Agreement - Claim Of Ayele Bireda
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Ayele Bireda, In The Amount Of Six Thousand Five Hundred Dollars And 00/100 Cents (\$6,500.00) As The Result Of Damages Sustained From An Automobile Collision On April 22, 2015 (Oakland Police Department - Automobile Collision)

[15-0309](#)

Attachments: [View Report](#)
[85876 CMS](#)

This City Resolution was Adopted.

7.5 Subject: Settlement Agreement - Barbara Campbell-Merriouns V. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney
To Compromise And Settle The Case Of Barbara Campbell-Merriouns V. City Of
Oakland, Et Al. Alameda County Superior Court Case No. RG14732663, City
Attorney's File No. 29941, In The Amount Of Twenty-Five Thousand Dollars
(\$25,000.00) (Public Works - Dangerous Condition)
[15-0317](#)

Attachments: [View Report](#)
[85877 CMS](#)

This City Resolution was Adopted.

7.6 Subject: SAFER Grant
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her
Designee To: 1.) Enter Into A Grant Agreement With The Federal Emergency
Management Agency (FEMA) To Accept Staffing For Adequate Fire Emergency
Response (SAFER) Grant Funds In The Amount Of Four Million Two Hundred
Sixty-Eighty Thousand One Hundred Twelve Dollars (\$4,268,112.00); 2.) Accept,
Appropriate And Administer Said SAFER Grant Funds; And 3.) Expend Funds To Hire
Up To Sixteen Firefighters And/Or Firefighter Paramedics For The Grant Performance
Period Of February 21, 2016 Through February 20, 2018, In Accordance With The
City's Hiring Policies
[15-0295](#)

Attachments: [View Report](#)
[85878 CMS](#)

This City Resolution was Adopted.

- 7.7 Subject: Service Agreement With CALICO
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To 1) Waive The Advertising/Bidding And Request For Proposal/Qualifications Requirements, And 2) Award A Professional Services Agreement Contract To The Child Abuse Listening, Interviewing, And Coordination Center (CALICO) To Provide Forensic Interviews, Multidisciplinary Child Abuse Investigations, Family Support Services, Community Outreach And Training To The Oakland Police Department For Two Years Plus Two Discretionary One-Year Extensions For Thirty Thousand Dollars (\$30,000) Per Year And A Total Contract Amount Not To Exceed One Hundred Twenty Thousand Dollars (\$120,000)
[15-0296](#)

Attachments: [View Report](#)
[85879 CMS](#)

This City Resolution was Adopted.

- 7.8 Subject: Mural Grant To Montclair Village Association
From: Councilmember Annie Campbell Washington
Recommendation: Adopt A Resolution Authorizing A Grant Of \$2,000 From Councilmember Campbell Washington's Graffiti Abatement Mural And Green Wall Funds To The Montclair Village Association For A Mural On Oakland Unified School District Property At 2400 Mountain Boulevard In Oakland
[15-0304](#)

Attachments: [View Report](#)
[85880 CMS](#)

This City Resolution was Adopted.

- 7.9 Subject: Mural Grant To Laurel District Association
From: Councilmember Campbell Washington
Recommendation: Adopt A Resolution Authorizing A Grant Of \$2,500 From Councilmember Campbell Washington's Graffiti Abatement Mural And Green Wall Funds To The Laurel District Association For The Mural At 4255 MacArthur Boulevard In Oakland
[15-0325](#)

Attachments: [View Report](#)
[85881 CMS](#)

This City Resolution was Adopted.

- 7.10** Subject: Travel Authorization - Councilmember Kalb
From: Councilmember Dan Kalb
Recommendation: Adopt A Resolution Authorizing Councilmember Dan Kalb's Travel To Los Angeles For Attendance At The U.S.-China Cities Climate Leaders Summit On September 16, 2015 And Reimbursement Of Approximately \$750.00 In Travel Costs From His Office Account
[15-0308](#)

Attachments: [View Report](#)
[85882 CMS](#)

This City Resolution was Adopted.

- 7.11** Subject: ABAG Appointments
From: Council President Lynette Gibson McElhaney
Recommendation: Adopt A Resolution Appointing Councilmember Abel Guillén And Councilmember Annie Campbell Washington To The Executive Board And Designating Council President Lynette Gibson McElhaney And Councilmember Dan Kalb As Alternates To The Executive Board Of The Association Of Bay Area Governments ("ABAG") For Terms Commencing November 17, 2015 And Ending June 30, 2016; And Appointing Council President Lynette Gibson McElhaney As General Assembly Delegate And Councilmember Dan Kalb As General Assembly Alternate For A Term Commencing November 17, 2015 And Ending June 30, 2016
[15-0310](#)

Attachments: [View Report](#)
[85883 CMS](#)

This City Resolution was Adopted.

- 7.12** Subject: Amending The FY 2015-16 Master Fee Schedule
From: Finance Department
Recommendation: Adopt An Ordinance Amending Ordinance 13320 C.M.S. (The FY 2015-16 Master Fee Schedule, "MFS"), To Establish, Modify And Delete Fees And Penalties, And Issue Fee Refunds Assessed By Offices, Departments, Bureaus, And Agencies Of The City Of Oakland
[15-0191](#)

Attachments: [View Report](#)
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[13339 CMS](#)

This Ordinance was Approved for Final Passage.

7.13 Subject: Approving MOU For Oakland Police Management Association
From: Office Of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The Oakland Police Management Association For Represented Employees In Classifications In Unit UN2, And Approve The Same Salary And Equity Adjustment Salary Increases And Terms And Conditions Of Employment For The Unrepresented Unit UN1 Classification Chief Of Police, Assistant, And The Same Salary And Equity Adjustment Salary Increases For The Salary Range Of The Unrepresented Unit UN1 Classification Chief Of Police, Covering The Period Of July 1, 2015 To June 30, 2019; And

[15-0321](#)

Attachments: [View Report](#)

[85884 CMS](#)

This City Resolution was Adopted.

Subject: Approving MOU For Oakland Police Management Association
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide Cost Of Living Adjustments To The Salaries Of Certain Sworn Employees Pursuant To The Memorandum Of Understanding Between The City Of Oakland And The Oakland Police Management Association And The Unrepresented Assistant Chief Of Police, And The Unrepresented Salary Range Of The Classification Chief Of Police; The Cost Of Living Adjustments Shall Be As Follows: Increase Of 4% Effective July 1, 2015; Increase Of 4% Effective May 1, 2017, Increase Of 2.5% Effective January 1, 2018, And Increase Of 2.5% Effective January 1, 2019 Including Equity Adjustments Of 2.5% Effective January 1, 2016, Equity Adjustments Of 1.0% Effective January 1, 2017, Equity Adjustments Of 1.0% Effective January 1, 2018, And Equity Adjustments Of 2.0% Effective July 1, 2018

[15-0324](#)

Attachments: [View Report](#)

[13340](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the Meeting of the Oakland City Council to be heard 12/8/2015

7.14 Subject: Approving MOU Between The City And Oakland Police Officers Association
From: Office Of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The Oakland Police Officers Association For Employees In Classifications In Units PP1 And PT1, Covering The Period Of July 1, 2015 To June 30, 2019 ; And

[15-0322](#)

Attachments: [View Report](#)

[85885 CMS](#)

This City Resolution was Adopted.

Subject: Approving MOU Between The City And Oakland Police Officers Association
From: Office Of The City Administrator

Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide Cost Of Living Adjustments To The Salaries Of Certain Sworn Employees Pursuant To The Memorandum Of Understanding Between The City Of Oakland And The Oakland Police Officers Association; The Cost Of Living Adjustments Shall Be As Follows: Increase Of 4% Effective July 1, 2015; Increase Of 4% Effective May 1, 2017, Increase Of 2.5% Effective January 1, 2018, And Increase Of 2.5% Effective January 1, 2019 Including Equity Adjustments Of 2.5% Effective January 1, 2016, Equity Adjustments Of 1.0% Effective January 1, 2017, Equity Adjustments Of 1.0% Effective January 1, 2018, And Equity Adjustments Of 2.0% Effective July 1, 2018

[15-0323](#)

Attachments: [View Report](#)

[13341](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the Meeting of the Oakland City Council to be heard 12/8/2015

- 7.15** Subject: Amend Salary Rates Of Police/Fire Communications Positions
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Amend The Salary Rates Of The Classifications Of Police Communications Operator; Police Communications Dispatcher; Fire Communications Dispatcher; Police Communications Supervisor; Fire Communications Dispatcher, Senior; And Fire Communications Supervisor; And To Add The Classification Of Police Communications Manager

[15-0319](#)

Attachments: [View Report](#)

[13342](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the Meeting of the Oakland City Council to be heard 12/8/2015

- 7.16** Subject: Report On Terms Of Employment For Unrepresented Employees
From: Office Of The City Administrator
Recommendation: 1) Receive A Report Detailing The Terms And Conditions Of Employment For Unrepresented Employees In Units UK1, UK2, And UP1 As Required By City Ordinance No. 12903 C.M.S.; And

[15-0320](#)

Attachments: [View Report](#)

This Informational Report was Received and Filed.

Subject: Amending The Salary Ordinance For Unrepresented Employees
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide Cost Of Living Adjustments To The Salaries Of Certain Unrepresented Employees In Units UK1, UK2, UP1, U51, TL1, UG1, And US1 As Follows: Increase Of 4% Effective July 1, 2015; Increase Of 2% Effective November 1, 2016, And Increase Of 2.0% Effective May 1, 2017

[15-0328](#)

Attachments: [View Report](#)

[13343](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the Meeting of the Oakland City Council to be heard 12/8/2015

- 7.17** Subject: The Safety For All Act of 2016
From: Vice Mayor Kaplan
Recommendation: Adopt A Resolution In Support Of The California Initiative, "Safety For All Act", Which Will Implement Reasonable Reforms To Close Loop-Holes In California's Gun And Ammunition Laws
[15-0318](#)

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

This City Resolution was Withdrawn and Rescheduled to the Meeting of the Oakland City Council to be heard 12/8/2015 As A Non-Consent Item

- S7.18** Subject: Salary Ordinance Amendment To Add Crime Analyst
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 Classification Of Crime Analyst
[15-0249](#)

Attachments: [View Report](#)
[13344](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the Meeting of the Oakland City Council to be heard 12/8/2015

- S7.19** Subject: LAMMPS Streetscape Project
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Enter Into A Professional Services Contract With BKF Engineers For Providing Engineering Services For Laurel Access To Mills, Maxwell Park & Seminary (LAMMPS) Streetscape (Project No. C478810) For An Amount Not To Exceed Seven Hundred Fifty Thousand Dollars (\$750,000.00)
[15-0250](#)

Attachments: [View Report](#)
[85886 CMS](#)

This City Resolution was Adopted.

S7.20 Subject: Contract For Car Sharing Program Development
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Professional Services Agreement With The Transportation Sustainability Research Center (TSRC) In An Amount Not-To-Exceed \$80,000.00, And Waiving The Competitive Bid Requirement For The Proposal/Qualification (RFP/Q) Process, The Advertising And Bidding Requirements, And Local And Small Business Enterprise Program (S/LBE) Provisions Associated With Typical Vendor Recruitment In Order To Contract With TSRC To Implement The City Of Oakland Car Share Program

[15-0251](#)

Attachments: [View report](#)

[85887 CMS](#)

This City Resolution was Adopted.

S7.21 Subject: Amend Resolutions Authorizing Parking Garage Contracts
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Amending Resolutions 84993 C.M.S. And 85105 C.M.S. Authorizing The City's Contracts With City Of Oakland Parking Partners And Montclair Village Association, Respectively, By Removing Any Monthly Cap And Not-To-Exceed Limits On Contractor Compensation.

[15-0252](#)

Attachments: [View Report](#)

[85888 CMS](#)

This City Resolution was Adopted.

S7.22 Subject: Section 130 Rail Road Grade Crossing Improvement Projects
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Accept And Appropriate Five Hundred Thirty-Six Thousand, Six-Hundred And Twenty-Five Dollars (\$536,625.00) In Transportation Funds From The State Of California Section 130 Grade Crossing Improvement Program For The Railroad Crossing At 29th Avenue; And

[15-0313](#)

Attachments: [View Report](#)

[85889 CMS](#)

This City Resolution was Adopted.

2) A Resolution Authorizing The City Administrator To Accept And Appropriate Two Hundred Sixty-Four Thousand, Nine-Hundred And Thirty-Eight Dollars (\$264,938.00) In Transportation Funds From The State Of California Section 130 Grade Crossing Improvement Program For The Railroad Crossing At 85th Avenue; And
[15-0312](#)

Attachments: [View Report](#)
[85890 CMS](#)

This City Resolution was Adopted.

3) A Resolution Authorizing The City Administrator To Accept And Appropriate Three Hundred Eighty-Three Thousand, Nine-Hundred And Six Dollars (\$383,906.00) In Transportation Funds From The State Of California Section 130 Grade Crossing Improvement Program For The Railroad Crossing At 105th Avenue
[15-0253](#)

Attachments: [View Report](#)
[85891 CMS](#)

This City Resolution was Adopted.

S7.23 Subject: CalRecycle Funding
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Submit Grant Applications To The California Department Of Resources Recycling And Recovery City/County Payment Program And To Appropriate City/County Payment Program Funds For Recycling Programs In Fiscal Years 2015/2016 And 2016/2017
[15-0254](#)

Attachments: [View Report](#)
[85892 CMS](#)

This City Resolution was Adopted.

S7.24 Subject: Encroachment Permit For A Certified Farmers Market
From: Councilmember Annie Campbell Washington
Recommendation: Adopt A Resolution Granting A Conditional And Revocable
Encroachment Permit To Fairfax Community Business Association For A Certified
Farmers Market On Fairfax Avenue Between Bancroft Avenue And Foothill Boulevard
Each Saturday Between The Hours Of 8:00 A.M. And 4:00 P.M.
[15-0301](#)

Attachments: [View Report](#)
[85893 CMS](#)

This City Resolution was Adopted.

S7.25 Subject: Mills Act Contracts
From: Planning & Building Department
Recommendation: Adopt A Resolution, As Recommended By The Landmarks
Preservation Advisory Board, Approving Seven (7) Mills Act Contracts Between The
City Of Oakland And The Properties At 856 Trestle Glen Road (Estimated
\$8,662/Year Property Tax Reduction), 51 8th Street (Estimated \$6,442/Year Property
Tax Reduction), 339 Palm Avenue (Estimated \$9,742/Year Property Tax Reduction),
319 Henry Street (Estimated \$2,156/Year Property Tax Reduction), 1433 12th Avenue
(Estimated \$7,300/Year Property Tax Reduction), 334 Newton Avenue (Estimated
\$2,990/Year Property Tax Reduction), And 1902 Myrtle Street (Estimated \$2,078/Year
Property Tax Reduction) Pursuant To Ordinance 12987 C.M.S., To Provide Property
Tax Reductions In Exchange For Owners' Agreement To Repair And Maintain Historic
Properties In Accordance With Submitted Work Programs
[15-0229](#)

Attachments: [View Report](#)
[85894 CMS](#)

This City Resolution was Adopted.

S7.26 Subject: Sale Of Parcel At 1148 71st Avenue
From: Economic & Workforce Development Department
Recommendation: Adopt An Ordinance Authorizing City Administrator Or Designee
To Negotiate And Execute A Purchase And Sales Agreement Between The City Of
Oakland And Belter Palma And Juana Trujillo (Collectively, "Purchasers") For The
Sale Of City-Owned Property Located At 1148 71st Avenue (APN 041-4135-028) For
Twenty-Five Thousand Dollars (\$25,000)
[15-0255](#)

Attachments: [View Report](#)
[13345](#)

**This Ordinance was Approved On Introduction and Scheduled for Final Passage.
to the Meeting of the Oakland City Council to be heard 12/8/2015**

S7.27 Subject: Loan Restructuring For Hismen Hin-Nu And Marcus Garvey Commons
From: Housing & Community Development Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Amending Resolution Nos. 89-108, 90-92,2011-0017, 83921, And 84586 C.M.S. To Modify The Terms Of Existing Loans To The Marcus Garvey Commons Affordable Housing Project At 721 A Wood Street To (1) Allow The New Owner To Assume And Assign The Loans In Order To Consolidate The Loans With Loans For The Hismen Hin-Nu Terrace Project, (2) Extend The Maturity Date To 55 Years, And (3) Change The Interest Rate From 3% To The Applicable Federal Rate;
And

[15-0256](#)

Attachments: [View Report](#)

[85895 CMS](#)

This City Resolution was Adopted.

2) A Resolution Amending Resolution Nos. 84038 And 85471 C.M.S. To Modify The Terms Of A \$1,517,000 Loan To East 14th Street Housing Associates For The Hismen Hin-Nu Terrace Affordable Housing Project To (1) Allow The New Owner To Assume And Assign The Loan In Order To Consolidate The Loan With Loans For The Marcus Garvey Commons Project, (2) Extend The Maturity Date To 55 Years, And (3) Change The Interest Rate From 3% To The Applicable Federal Rate

[15-0257](#)

Attachments: [85896 CMS](#)

This City Resolution was Adopted.

S7.28 Subject: Measure B/Measure BB Paratransit Services FY 2015-2016
From: Human Services Department
Recommendation: Adopt A Resolution Amending Resolution No. 85630 C.M.S., Which Authorized The City Administrator To Accept And Appropriate Fiscal Year (FY) 2015-2016 Measure B And Measure BB Funds From The Alameda County Transportation Commission To Provide Paratransit Services And Enter Into Reimbursement Agreements With Transportation Providers, To Authorize An Agreement For \$220,000 With St. Mini Cab Corporation Instead Of Veterans Transportation, Inc., For The Period Of July 1, 2015 Through June 30, 2016

[15-0260](#)

Attachments: [View Report](#)

[85897 CMS](#)

This City Resolution was Adopted.

S7.29 Subject: Golden State Warriors Gym Improvement At Rainbow Recreation Center
From: Oakland Parks And Recreation Department
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator To Accept A Gift Of In-Kind Services From The Golden State Warriors And The Good Tidings Foundation For The Rainbow Recreation Center Basketball Gym Renovation Project Valued At Fifty-Two Thousand Dollars (\$52,000); And 2) Authorizing The City Administrator To Execute Construction Contracts With MCWIL Sport Surfaces, Inc., Doherty Restoration, Inc., And Straightline Enterprise, Inc. Dba First Service For One Dollar (\$1.00) Each To Perform The Services And Authorize The Work On City Property; And 3) Waive Advertising And Bidding Requirements For The Project; And 4) Naming The Basketball Court Inside The Rainbow Recreation Center Gym After Former Golden State Warrior Jason Richardson
[15-0290](#)

Attachments: [View Report](#)
[85898 CMS](#)

This City Resolution was Adopted.

S7.30 Subject: \$1M Gun Tracing Allocation In FY 2015-2016 Budget
From: Oakland Police Department
Recommendation: Receive An Informational Report Regarding The Oakland Police Department (OPD) Spending Plan For Gun Tracing Efforts Funded In The FY 2015-2016 Adopted Policy Budget
[15-0228](#)

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The Council commented that the plan should:

- 1. Specify that this is a pilot program;***
- 2. Specify that the Crime Analyst positions are of limited duration for two years and will be extended after assessment of the pilot program by Council; and***
- 3. Specify that, if funding is not renewed beyond the Fiscal Year 2015-17 budget cycle for the Police Records Specialist, a vacant Police Records Specialist position will be absorbed into OPD through attrition.***

This Informational Report was Received and Filed.

S7.31 Subject: OPD 2015 DNA Backlog Reduction Program And Resolution
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To 1) Accept And Appropriate Grant Funds In An Amount Not To Exceed Four Hundred Seventy Four Thousand Two Hundred Eighty Two Dollars (\$474,282.00) From The U.S. Department Of Justice, National Institute Of Justice (USDOJ/NIJ) For Implementation Of The Fiscal Year 2015-2016 Forensic Casework Deoxyribonucleic Acid (DNA) Backlog Reduction Grant Program In The Oakland Police Department (OPD); And 2) Waive The Advertising And Competitive Bidding Requirements For The Purchases Of DNA Data Interpretation Software Training For Thirty Thousand Dollars (\$30,000), DNA Typing Supplies For Seventy One Thousand One Hundred Twenty Eight Dollars (\$71,128), And For A DNA Extraction Robot For Fifty Five Thousand Five Hundred Thirty One Dollars (\$55,531.00) In Order To Satisfy Accreditation Standards
[15-0297](#)

Attachments: [View Report](#)
[85899 CMS](#)

This City Resolution was Adopted.

S7.32 Subject: Youth Violence Prevention Enhancement Project (YVPEP) Grant
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Accept And Appropriate A Youth Violence Prevention Enhancement Project (YVPEP) Grant For \$281,880 From October 2015 To September 2016 And A Community Based Violence Prevention (CBVP) Grant For \$70,000 From October 2015 To December 2016, Both From The U.S. Department Of Justice, Office Of Juvenile Justice And Delinquency Prevention (OJJDP); 2) Allocate Funds In The Amount Of \$226,880 To Augment Existing Violence Prevention Services And Staff Positions In The Human Services Department; And 3) Enter Into Professional Service Agreements With Prevention Institute For \$75,000 To Provide Violence Prevention Planning Support, And With Safe Passages For \$50,000 To Provide Tools And Training For The Oakland Police Department Response To Incidents Involving Young Children Exposed To Violence; And Waiving The Request For Proposal/Qualifications Process For The Professional Service Agreements
[15-0293](#)

Attachments: [View Report](#)
[85900 CMS](#)

This City Resolution was Adopted.

S7.33 Subject: Crossroads Traffic Collision Software
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To 1) Waive The Advertising/Bidding And The Request For Proposal/Qualifications Requirements, And 2) Award A Professional Services Contract To Crossroads Software, Inc. For The Online Sales Of Traffic Collision Reports And Technical And Records Management Support For The City's Traffic Collision Database For Three Years, Plus Two Discretionary One Year Extensions, For A Fee Of Twenty Thousand Dollars (\$20,000) Per Year And A Total Contract Amount Not To Exceed One Hundred Thousand Dollars (\$100,000)
[15-0307](#)

Attachments: [View Report](#)
[View Supplemental Report](#)
[85901 CMS](#)

This City Resolution was Adopted.

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

A motion was made by Gallo, seconded by Campbell Washington, that this matter be Approve as Submitted the oral report from the Office of the City Attorney of 2 final decisions made during Closed Session. Please refer to Attachment A for the details of the final decision. The motion carried by the following vote:

Aye: 6 - Campbell Washington, Gallo, Guillén, Kalb, Reid, and Gibson McElhane

Absent: 2 - Brooks, and Kaplan

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:

Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 7.46 p.m.

No individuals spoke on this item.

Councilmember Gallo made a motion, seconded by Vice Mayor Kaplan to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid and Council President Gibson McElhane.

9.1 Subject: Fruitvale Transit Village Phase II
From: Economic & Workforce Development Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 13313 C.M.S. To Add The East Bay Asian Local Development Corporation ("EBALDC") As An Additional Party To The Lease Disposition And Development Agreement (Phase IIA), A Sixty-Six (66) Year Ground Lease And Related Documents (Collectively "LDDA") As Amended By And Among The City Of Oakland, A Municipal Corporation, The Spanish Speaking Unity Council Of Alameda County, Inc., L&M Development Partners, Inc. And EBALDC For The Development Of Mixed Income Housing Located On APN 033-2177-021 At 37th Avenue And East 12th Street
[15-0258](#)

Attachments: [View Report](#)
[13346](#)

A motion was made by Gallo, seconded by Kaplan, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard 12/8/2015. The motion carried by the following vote:

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhane

2) A Resolution Authorizing The City Administrator Or Designee To Negotiate And Execute A Development Loan Agreement By And Between The City Of Oakland And The Spanish Speaking Unity Council Of Alameda County, Inc. ("Unity Council") To Provide A Loan To Unity Council In The Aggregate Amount Of \$7,050,000 For The Fruitvale Transit Village Phase IIA Project By: (A) Amending The Central City East Redevelopment Project Area Excess Bond Spending Plan By Re-Appropriating And ReAllocating Previously Committed Excess Bond Proceeds In The Amount Of \$2,550,000 From Central City East - Major Projects; (B) Amending The Coliseum Redevelopment Project Area Excess Bond Spending Plan By Re-Appropriating And Re-Allocating Previously Committed Excess Bond Proceeds In The Amount Of \$500,000 From Coliseum City EIR And Specific Plan For A Total Of \$3,050,000 Excess Bond Funds; And (C) Allocating \$4 Million Of Proposition 1C Funds From The State Of California's Housing And Community Development Department As A Loan To The Fruitvale Transit Village Phase IIA Project
[15-0259](#)

Attachments: [85902 CMS](#)

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

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhane

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

- 11** Subject: Extension Of The SARANet Contract
From: Office Of The City Administrator
Recommendation: Adopt A Resolution 1) Waiving The Request For Proposals/Qualifications (RFP/Q), Advertising, And Competitive Bidding Process; 2) Extending The SARANet Contract With Resource Development Associates (RDA) From June 30, 2015 Until December 31, 2016 And Increasing The Contract Amount By \$35,000 For Upgrades And Maintenance Of The SARANet Database For A Total Contract Amount Of \$95,000 Over Three Years; And 3) Authorizing Three Discretionary One-Year Extensions For Up To One Hundred Fifteen Thousand Dollars (\$115,000) Per Year Without Returning To Council As Funding Becomes Available For A Total Contract Amount Not To Exceed Four Hundred Forty Thousand Dollars (\$440,000)
[15-0298](#)

Attachments: [View Report](#)
[85903 CMS](#)

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

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhaney

- S-12** Subject: Salary Ordinance Amendment To Add Director Of Race & Equity
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 Classification Of Director Of Race And Equity
[15-0246](#)

Attachments: [View Report](#)
[13347](#)

A motion was made by Brooks, seconded by Gibson McElhaney, that this matter be Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council, to be heard 12/8/2015. The motion carried by the following vote:

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhaney

S-13 Subject: Loaned Equity Director For Department Of Race And Equity
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Memorandum Of Understanding With The City Of Portland, Oregon, For The Loan Of An Equity Director To The City Of Oakland For Up To Three Months During The Fiscal Year 2015-16 In An Amount Not-To-Exceed Sixty-Seven Thousand Dollars (\$67,000)
[15-0248](#)

Attachments: [View Report](#)
[85904 CMS](#)

A motion was made by Brooks, seconded by Gibson McElhaney, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhaney

S-14 Subject: Legal Support Grant to Assist Unaccompanied Minors
From: Office Of The City Administrator
Recommendation: Adopt A Resolution To Amend Resolution No. 85218 To Increase The Grant Award To Centro Legal De La Raza By Up To \$300,000 For A Total Grant Amount Not To Exceed \$877,231, Through June 30, 2017, To Provide Legal Services To Central American Unaccompanied Children In Oakland That Have Fled To The United States To Escape Violent And Other Oppressive Conditions In Their Countries
[15-0299](#)

Attachments: [View Report](#)
[85905 CMS](#)

Councilmember Gallo made a motion seconded by Councilmember Kalb to approve the urgency finding on Item 14 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. The motion passed with a vote of 8 Ayes.

There were 7 speakers on this item.

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

Aye: 8 - Brooks, Campbell Washington, Gallo, Guillén, Kalb, Kaplan, Reid, and Gibson McElhaney

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 Mary V. King, Leroy Griffin and the Paris
terrorism victims and at 8:32 p.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.**