



# 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 \*Rules & Legislation Committee

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

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

---

Thursday, January 12, 2017

10:45 AM

City Council Chamber, 3rd Floor

---

### Roll Call / Call To Order

**Present** 4 - Abel J. Guillén, Dan Kalb, Laurence E. Reid, and Lynette Gibson McElhaney

#### 1 Determinations Of Closed Session

[16-0540](#)

*The City Attorney announced the scheduling of a Special Closed Session at 2:00 p.m. January 17, 2017 to hear various items of pending and anticipated litigation.*

**This Report and Recommendation be Accepted.**

**Aye:** 4 - Guillén, Kalb, Reid, and Gibson McElhaney

#### 2 Approval Of The Draft Minutes From The Committee Meeting Of December 1, December 8, And December 15, 2016

[16-0541](#)

**A motion was made by Dan Kalb, seconded by Abel J. Guillén, that this matter be Accepted. The motion carried by the following vote:**

**Aye:** 4 - Guillén, Kalb, Reid, and Gibson McElhaney

#### 3 Determination Of Schedule Of Outstanding Committee Items

[16-0542](#)

**A motion was made by Dan Kalb, seconded by Abel J. Guillén, that this matter be Accepted. The motion carried by the following vote:**

**Aye:** 4 - Guillén, Kalb, Reid, and Gibson McElhaney

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

[16-0543](#)

**A motion was made by Abel J. Guillén, seconded by Dan Kalb, that this matter be Accepted as Amended. The motion carried by the following vote:**

**Aye:** 3 - Guillén, Kalb, and Reid

**Absent:** 1 - Gibson McElhaney

- 4.1 Subject: Confirm City Council President Reid's Appointments To Members And Chairpersons Of Council Committees For 2017-2019  
From: City Council President Reid  
Recommendation: Adopt A Resolution Pursuant To The Council's Rules Of Procedure (Resolution No. 86034 C.M.S.) To Confirm The City Council President's Appointments Of The Members And Chairpersons Of The Public Works, Finance And Management, Community And Economic Development, Life Enrichment, Public Safety, Rules And Legislation, And Education Partnership Committees Of The City Council; On The January 17, 2017 City Council Meeting Agenda  
[16-0600](#)

**This City Resolution be Scheduled.to go before the \*Rules & Legislation Committee to be heard 1/19/2017**

- 4.2 Subject: Resolution to Protect DACA Youth  
From: Councilmember Kaplan  
Recommendation: Adopt A Resolution To Demand President Obama Take Action To Protect Deferred Action For Childhood Arrivals (DACA) Youth  
[16-0608](#)

***This item was placed on the agenda by the 01/12/2017 Rules and Legislation Committee.***

***This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance, prior to hearing the item.***

***Councilmember Gallo made a motion seconded by Councilmember Kalb to approve the urgency finding on item 4.2 for the following reason: 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 due to President Obama's end of presidency on Janaury 20, 2017.***

**This City Resolution be Scheduled.to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 1/17/2017**

- 4.3 Subject: Review And Consideration Of Following Up Actions To The Ghost Ship Fire  
From: Councilmembers Kaplan And Gallo, The Offices Of the Mayor And City Administrator, And Members Of The Public  
Recommendation: Actions On The Following Items:

1) Adopt A Resolution Declaring December 2 As Ghost Ship Remembrance Day  
[16-0573](#)

*Councilmember Kaplan and Gallo requested to be added as co-sponsors.*

*DUE TO THE PRESENCE OF COUNCILMEMBER GALLO, A QUORUM OF THE CITY COUNCIL WAS NOTED, AND A MOTION WAS MADE AND SECONDED TO ADJOURN THE MEETING OF THE RULES AND LEGISLATION COMMITTEE, AND TO CONVENE AS A SPECIAL MEETING OF THE FULL COUNCIL AT 11:11 A.M.*

*This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 1/25/2017*

- 4.4 Subject: Worker's Compensation Third Party Administrator Agreement Extension (March 1, 2017 Through February 28, 2018)  
From: Human Resources Management  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Extend The Professional Services Agreement With Jt2 Integrated Resources To Continue Provision Of Worker's Compensation Administration Services For The Period March 1, 2017, Through February 28, 2018, In An Amount Of \$2,511,538.40 For A Total Amount Over The Four Year Term Of The Contract Of \$9,943,374.86.  
[16-0578](#)

*This City Resolution be Scheduled.to go before the \*Finance & Management Committee to be heard 1/24/2017*

- 4.5 Subject: Informational Report On The Port Of Oakland's Finances  
From: Port Of Oakland  
Recommendation: Receive An Informational Report On The Port Of Oakland's Finances; On The February 28, 2017 Finance And Management Committee Meeting Agenda  
[16-0546](#)

*This City Resolution be No Action Taken.*

- 4.6 Subject: Informational Report on Port of Oakland's Finances and Budget  
From: Port Of Oakland  
Recommendation: Receive An Informational Report on Port of Oakland's Finances and Budget; On The February 28, 2017 Finance And Management Committee Meeting Agenda  
[16-0547](#)

*This City Resolution be Scheduled.to go before the \*Finance & Management Committee to be heard 2/28/2017*

- 4.7 Subject: Status Report On Trash Reduction Requirement For Stormwater Drains  
From: Councilmember Kalb  
Recommendation: Receive An Informational Report On The Status Of The City's Compliance With The Municipal Regional Stormwater Permit's July 1, 2017 Deadline For A 70% Reduction In Stormwater Drain Trash And Recommendations For Achieving That Requirement; On The April 11, 2017 Public Works Committee Meeting Agenda  
[16-0602](#)

**This City Resolution be Scheduled.to go before the \*Public Works Committee to be heard 4/11/2017**

- 4.8 Subject: Informational Presentation On Housing And Health Inequity In Oakland  
From: Councilmember Gibson McElhaney  
Recommendation: Receive An Informational Presentation From The Alameda County Department Of Public Health On The State Of Housing Habitability In Oakland And Its Impacts On The Health Of Oakland Residents  
[16-0604](#)

**This Informational Report be Scheduled.to go before the \*Community & Economic Development Committee to be heard 1/24/2017**

- 4.9 Subject: Informational Presentation On Improving Healthy Housing And Reducing Lead Poisoning  
From: Councilmember Gibson McElhaney  
Recommendation: Receive An Informational Presentation From The Alameda County Healthy Homes Department On Possible Responses To The Public Health Crisis Of Unhealthy Housing And Lead Exposure  
[16-0605](#)

**This Informational Report be Scheduled.to go before the \*Community & Economic Development Committee to be heard 1/24/2017**

- 4.10 4) Discussion On Interim Emergency Ordinance To Temporarily: 1) Place A Moratorium On Evictions Of Residents Of Commercially Zoned Properties, 2) Place A Moratorium On Red-Tagging For Non-Life-Threatening Violations, 3) Reinforce Existing Tenant Protections To Eliminate Loopholes, 4) Provide Reasonable Notice To Tenants Of Upcoming Inspections, 5) Provide Amnesty For Landlords Leasing Commercially Zoned Properties As Residential, And 6) Open Avenues To Long-Term Solutions For Oakland’s Housing Crisis

[16-0603](#)

*Staff requested the title change to be as follows: "Schedule A Discussion Of: A) The Community-Proposed Interim Emergency Tenant Protection Ordinance To Temporarily: 1) Place A Moratorium On Evictions Of Residents Of Commercially Zoned Properties, 2) Place A Moratorium On Red-Tagging For Non-Life-Threatening Violations, 3) Reinforce Existing Tenant Protections To Eliminate Loopholes, 4) Provide Reasonable Notice To Tenants Of Upcoming Inspections, 5) Provide Amnesty For Landlords Leasing Commercially Zoned Properties As Residential, And 6) Open Avenues To Long-Term Solutions For Oakland’s Housing Crisis; and B) The Mayor’s Executive Order."*

*At this time the Committee members requested to schedule a Special meeting of the City Council on 01/25/2017 at 5:00 p.m. to discuss items 4.3, 4.10 and Item 7 from the Community and Economic Development Committee meeting agenda from 01/10/2017 regarding Amendments To Relocation Assistance Requirements.*

**This Informational Report be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 1/25/2017**

- 4.11 Subject: Public Space Maintenance Services Contracts  
From: Economic And Workforce Development  
Recommendation: Adopt A Resolution Waiving Advertising And Competitive Bidding Requirements And Authorizing The City Administrator To Negotiate And Enter Into The Following Proposed Contracts For Maintenance Services:

(1) A Contract Or Contracts With The Lake Merritt-Uptown District Association For Maintenance Of (A) The Bart 17th Street Gateway Entrance To The 19th Street Bart Station Fronting Broadway And Telegraph Avenue Between 17th And 19th Streets And (B) The Property Located At 1911 Telegraph Avenue (Collectively, "Uptown Sites"), In An Amount Not To Exceed \$24,950 For Each Of The Uptown Sites; And

(2) A Contract With The Downtown Oakland Association For Maintenance Of The Civic Center T-5/6 Parcels Located On The Block Bounded By Broadway, 11th Street, 12th Street And Clay Street ("T -5/6 Site") In An Amount Not To Exceed \$24,950

[16-0575](#)

**This City Resolution be Scheduled.to go before the \*Community & Economic Development Committee to be heard 1/24/2017**

- 4.12** Subject: ENA For 3 City Owned Parcels On The Oak Knoll Development Site  
From: Economic And Workforce Development  
Recommendation: Adopt A Resolution Authorizing An Exclusive Negotiating Agreement With Oak Knoll Venture Acquisitions LLC, Or Affiliates, For One Year, With One Optional Six Month Administrative Extension, For The Disposition And Development Of City-Owned Parcels At Oak Knoll  
[16-0574](#)

**This City Resolution be Scheduled.to go before the \*Community & Economic Development Committee to be heard 1/24/2017**

- 4.13** Subject: Resolution Declaring Inspection And Enforcement Activity Policy Priorities  
From: Councilmembers Kaplan And Gallo  
Recommendation: Adopt A Resolution Declaring Policy Priorities For Inspections And Related Enforcement Activities To: Avoid Unnecessary Displacement, Reduce Waste Of Time And Resources, And Focus Enforcement On Threats To Health And Safety; On The January 24, 2017 Community And Economic Development Committee Meeting Agenda  
[16-0614](#)

**This City Resolution be Withdrawn with No New Date.**

- 4.14** Subject: FY16-17 Cultural Funding Grants  
From: Economic And Workforce Development Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into Eighty-Nine (89) Cultural Services Grant Agreements To Seventy-Nine (79) Oakland-Based Individual Artists And Nonprofit Organizations Providing Arts And Cultural Services In Oakland During Fiscal Year 2016-17, In A Total Amount Not To Exceed \$1,121,853  
[16-0571](#)

**This City Resolution be Scheduled.to go before the \*Life Enrichment Committee to be heard 1/24/2017**

- 4.15** Subject: Cell Site Simulator Policy  
From: Oakland Police Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) Adopt Resolution Authorizing The City Administrator Or Designee To Enter Into A Memorandum Of Understanding (MOU) With The Alameda County District Attorney's Office (ACDA) To Allow Members Of The Oakland Police Department (OPD) To Use Cellular Site Simulator Technology, For Five Years From The Effective Date Of The MOU At No Cost To OPD ; And

[16-0576](#)

**This City Resolution be Scheduled.to go before the \*Public Safety Committee to be heard 1/24/2017**

2) Approve A Resolution Establishing The City Of Oakland's Cellular Site Simulator Usage And Privacy Policy

[16-0577](#)

**This City Resolution be Scheduled.to go before the \*Public Safety Committee to be heard 1/24/2017**

**4.16** Subject: Resolution Requiring Fire Inspections Of Vacant Buildings  
From: Councilmember Kaplan  
Recommendation: Adopt A Resolution Requiring That Vacant Buildings Be Subject To Fire Prevention And Inspection Requirements, And Rescinding Any Existing Policies Or Directives Allowing For The Exemption Of Vacant Properties From Fire Inspections; On The January 24, 2017 Public Safety Committee Meeting Agenda

[16-0601](#)

***Roll call was modified to Councilmember Gibson McElhane excused at 11:45 a.m.***

**This City Resolution be Scheduled.to go before the \*Public Safety Committee to be heard 2/28/2017**

**4.17** Subject: OFD Status Update Regarding Vegetation Inspection Audits  
From: Councilmember Kalb And Vice Mayor Campbell Washington  
Recommendation: Receive An Informational Report On The Status Update Regarding The Oakland Fire Department's (1) Implementation Of Recommendations Provided In The Vegetation Inspection Audits Of 2013 And 2015 And (2) The State Of The Vegetation Management Inspection Program, Including Any Challenges To Achieving Full Implementation And Compliance; On The March 14, 2017 Public Safety Committee Meeting Agenda

[16-0611](#)

**This City Resolution be Scheduled.to go before the \*Public Safety Committee to be heard 5/9/2017**

**ITEMS SUBMITTED ON THE DIAS**

Subject: Inspection Program for Lead  
From: Councilmembers Desley Brooks and Noel Gallo  
Recommendation: Direct The City Administrator To Develop An Ordinance Creating A Lead Reduction Inspection Program. Said Program Shall Require The Inspection Of All Pre--1978 Dwellings For The Presence Of Lead At The Sale Or Rental Of Said Dwelling; Shall Require That Notice Of Inspection Requirement Be Provided To Tenant/New Owner; Shall Require That Tenants Be Provided A Lead Poisoning Reduction Notice Of Tenants Rights; Shall Require That All Tenants And Prospective Owners Be Provided The How To Protect Your Family From Lead Poisoning In Your Home Pamphlet; And Establishing Penalties For Noncompliance; On The February 21, 2017 Public Safety Committee Meeting Agenda  
**16-0615**

**This City Resolution be Scheduled.to go before the \*Public Safety Committee to be heard 2/28/2017**

**S2** Subject: Police Commission Enabling Ordinance  
From: Councilmembers Kalb And Gallo  
Recommendation: Discussion For Feedback On A Draft Ordinance (1) Enabling Implementation Of The City Charter Amendment Creating The Oakland Police Commission And The Community Police Review Agency, (2) Establishing A Civilian Inspector General And Renaming The Current Office Of The Inspector General As The Office Of Audits And Compliance, And (3) Requiring An Annual Report And Presentation By The Community Policing Advisory Board To The Commission  
[16-0616](#)

***Staff requested to change the title to read as follows: "INFORMATIONAL DISCUSSION FOR FEEDBACK ON A DRAFT ORDINANCE (1) ENABLING IMPLEMENTATION OF THE CITY CHARTER AMENDMENT CREATING THE OAKLAND POLICE COMMISSION AND THE COMMUNITY POLICE REVIEW AGENCY, (2) ESTABLISHING A CIVILIAN INSPECTOR GENERAL AND RENAMING THE CURRENT OFFICE OF THE INSPECTOR GENERAL AS THE OFFICE OF AUDITS AND COMPLIANCE, AND (3) REQUIRING AN ANNUAL REPORT AND PRESENTATION BY THE COMMUNITY POLICING ADVISORY BOARD TO THE COMMISSION."***

**This City Resolution be Scheduled.to go before the \*Public Safety Committee to be heard 1/24/2017**

**S3** Subject: Charter Section 218  
From: A Member Of The Public  
Recommendation: A request from a member of the public to schedule a request for the City Attorney to prepare a report related to whether or not the Mayor violated 218 of the Oakland City Charter the non interference clause beyond the jurisdiction of her authority in the recent hiring of the police chief.  
**16-0617**

**This City Resolution be No Action Taken.**



- S4** Subject: New Legislative Priorities To Pursue Funding And Grant Opportunities For Lead Hazards Abatement  
From: Vice Mayor Campbell Washington  
Recommendation: Adopt A Resolution To Add A New Priority In The City Of Oakland Legislative Priorities To Pursue Funding And Grant Opportunities At The State Of California Level For A City Of Oakland Proactive Rental Housing Inspection Program With A Specific Focus On Lead Hazards Abatement  
[16-0619](#)

**This City Resolution be Scheduled to go before the \*Rules & Legislation Committee to be heard 2/16/2017**

- S5** Subject: Lead Hazard Prevention And Control To Eliminate Lead Hazards And Prevent Lead Poisoning  
From: Vice Mayor Annie Campbell Washington  
Recommendation: Adopt An City Of Oakland Lead Hazard Prevention And Control Ordinance To Eliminate Lead Hazards And Prevent Lead Poisoning Through Lead-Safe Housing, Ensuring Lead-Safe Work Practices, And Mandate Lead Testing In Children Between The Ages Of 9 And 12 Months And 24 To 36 Months Of Age By Requiring: (1) Renovators To Use Lead- Safe Work Practices When Disturbing Lead Paint With Specific Lead Concentrations; (2) Visual Verification By Inspectors Depending On The Lead Concentrations And The Quantities Of Paint Being Disturbed, Lead Dust Clearances May Also Be Required; (3) Property Owners To Correct Lead Hazards In Pre-1979 Buildings After A Notice Of Lead Hazard; (4) Home Improvement/Water Pressure Equipment Rental Stores To Make Available Lead Education Material To Customers; (5) Childcare Facilities And Elementary Schools To Obtain Proof Of Blood Lead Testing At Enrollment In Pre-School And Kindergarten

**16-0618**

**This City Resolution be Scheduled to go before the \*Community & Economic Development Committee to be heard 2/28/2017**

**AMENDMENTS TO THE COUNCIL AGENDA OF JANUARY 17, 2017**

Subject: Plug In Electrical Vehicle Readiness Code Update  
From: Oakland Public Works  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation;

1. A Resolution Of Findings Supporting Local Amendments To Sections 4.106.4 And 5.106.5.3 Of The 2016 Edition Of The California Green Building Standards Code To Comply With Changes To State Law And Adopting California Environmental Quality Act (CEQA) Exemption Findings; And  
[16-0359](#)

*The agenda item 9.1 on the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council Agenda of 1/17/2017 has been withdrawn and rescheduled to the City Council meeting on 02/07/2017.*

**This City Resolution be \* Withdrawn and Rescheduled.to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/7/2017**

2) An Ordinance Adopting Local Amendments To Sections 4.106.4 And 5.106.5.3 Of The 2016 Edition Of The California Green Building Standards Code And Amending Oakland Municipal Code Chapter 15.04 To Include New Requirements For Plug-In Electric Vehicle Infrastructure To Comply With Changes To State Law And Adopting California Environmental Quality Act (CEQA) Exemption Findings  
[16-0370](#)

*The agenda item 9.1 on the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council Agenda of 1/17/2017 has been withdrawn and rescheduled to the City Council meeting on 02/07/2017.*

**This City Resolution be \* Withdrawn and Rescheduled.to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/7/2017**

Subject: 12th Street Remainder Parcel DDA  
 From: Economic And Workforce Development  
 Recommendation: Adopt An Ordinance: (1) Amending The Term Sheet For The Disposition And Development Agreement For The 12th Street Remainder Parcel Located At E12th Street And 2ND Avenue Previously Approved By Ordinance No. 13382 C.M.S. To Identify The Developer As Lakehouse Development Partners, LLC (Or Its Related Entities Or Affiliates) And Lakehouse Commons Affordable Housing, LP (Or Its Related Entities Or Affiliates); And (2) Authorizing The City Administrator, Without Returning To The City Council, To Negotiate And Execute Such Disposition And Development Agreement And Related Documents Between The City Of Oakland And Such Developer Entities, All Of The Foregoing Documents To Be In A Form And Content Substantially In Conformance With The Amended Term Sheet Attached As Exhibit A  
[16-0346](#)

*The agenda item 7.6 on the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council Agenda of 1/17/2017 has been withdrawn with no new date.*

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

**5** A Review Of The Council Committees' Actions From January 10, 2017 And Determination Of Scheduling To The City Council Meeting Of January 17, 2017 (MATRIX)  
[16-0544](#)

**A motion was made by Dan Kalb, seconded by Abel J. Guillén, that this matter be Accepted as Amended. The motion carried by the following vote:**

**Excused:** 1 - Gibson McElhaney

**Aye:** 3 - Guillén, Kalb, and Reid

Subject: Plug In Electrical Vehicle Readiness Code Update  
 From: Oakland Public Works  
 Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation;

1. A Resolution Of Findings Supporting Local Amendments To Sections 4.106.4 And 5.106.5.3 Of The 2016 Edition Of The California Green Building Standards Code To Comply With Changes To State Law And Adopting California Environmental Quality Act (CEQA) Exemption Findings; And  
[16-0359](#)

**This City Resolution be Scheduled to go before the \*Community & Economic Development Committee to be heard 1/24/2017**

2) An Ordinance Adopting Local Amendments To Sections 4.106.4 And 5.106.5.3 Of The 2016 Edition Of The California Green Building Standards Code And Amending Oakland Municipal Code Chapter 15.04 To Include New Requirements For Plug-In Electric Vehicle Infrastructure To Comply With Changes To State Law And Adopting California Environmental Quality Act (CEQA) Exemption Findings  
[16-0370](#)

**This City Resolution be Scheduled.to go before the \*Community & Economic Development Committee to be heard 1/24/2017**

2.A) Adopt An Ordinance To Amend The Code Enforcement Relocation Program, O.M.C. Chapter 15.60, To: (1) Increase Relocation Payments For Tenants Displaced For Code Compliance Repairs; (2) Redefine Tenant Eligibility For Relocation Payments To Expand Eligibility For Such Payments; And (3) Enhance Penalty Provisions And Remedies For Violations Of O.M.C. Chapter 15.60  
[15-0240](#)

**This Ordinance be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 1/25/2017**

Subject: OPD Plan For SB 1322 Implementation  
From: Vice Mayor Annie Campbell Washington and Council President Lynette Gibson McElhaney  
Recommendation: Accept An Informational Report Regarding The Oakland Police Department (OPD) Plan To Implement California Senate Bill (SB) 1322 And Any New Policies And Processes Regarding Commercially Sexually Exploited Children (CSEC)  
[16-0394](#)

**This City Resolution be Scheduled.to go before the \*Public Safety Committee to be heard 2/28/2017**

Subject: OPD Required Training Regarding Sex Trafficking  
From: Vice Mayor Annie Campbell Washington and Council President Lynette Gibson McElhaney  
Recommendation: Receive An Informational Report Concerning Annual Training For All Sworn Employees In The Oakland Police Department (OPD) To Educate Personnel On All Laws Pertaining To Sex Trafficking And Providing A Trauma-Informed Training To Recognize Signs Of Trauma Resulting From Victimization, Sexual Assault, And Exploitation From The Commercial Sexual Exploitation Of Children (CSEC), Informed And Delivered With An Advocacy Organization Working In The Field Of CSEC  
[16-0395](#)

**This City Resolution be Scheduled.to go before the \*Public Safety Committee to be heard 2/28/2017**

Subject: Unity Schools Right Of Entry Agreement  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee To Enter Into A Memorandum Of Understanding With Unity Schools For The Period Of October 1, 2016 To September 30, 2017 To Allow The Oakland Police Department (OPD) To Use Unity Schools Premises For Training Purposes  
[16-0528](#)

*Staff requested to place this item on the non-consent portion of the City Council meeting agenda on 01/17/2017.*

**This City Resolution be Scheduled to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 1/17/2017**

Subject: Fiscal Year 2015 FEMA, Urban Search And Rescue Supplemental Funding  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Amending Resolution No. 85941 CM.S. Which Authorized The City Administrator Or Her Designee Among Other Things, To Enter Into An Agreement To Accept, Appropriate And Administer FY 2015 Urban Search And Rescue (US&R) Grant Funds, To Accept, Appropriate And Administer Supplemental FY 2015 US&R Grant Funds In An Amount Not To Exceed Forty-Nine Thousand One Hundred And Fifty-One Dollars (\$49,151) For A Cumulative FY 2015 US&R Grant Award Allocation In An Amount Not To Exceed One Million Two Hundred And Seventy-Eight Thousand Seven Hundred And Thirty-Three Dollars (\$1,278,733) And Appropriate Said Funds To The US&R Task Force  
[16-0529](#)

*Staff requested to place this item on the non-consent portion of the City Council meeting agenda on 01/17/2017.*

**This City Resolution be Scheduled to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 1/17/2017**

Subject: East Bay Public Safety Program Appropriation  
From: Oakland Police Department  
Recommendation: Adopt Resolution Authorizing The City Administrator, Or Designee, To Accept And Appropriate East Bay Public Safety Program (EBPSP) Funds In The Amount Of Six Hundred Six Thousand Dollars (\$606,000) For Operation Ceasefire And Three Hundred Twenty-Five Thousand Dollars (\$325,000) For The Grow Our Own/Police Pipeline Project For A Total Amount Of Nine Hundred Thirty-One Thousand Dollars (\$931,000) And To Authorize The Use Of The General Purpose Fund To Subsidize The Central Services Overhead Charges Of Up To One Hundred Thirty-Two Thousand Eight Hundred Eighty-Six Dollars (\$132,886)

[16-0562](#)

*Staff requested to place this item on the non-consent portion of the City Council meeting agenda on 01/17/2017.*

**This City Resolution be Scheduled to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 1/17/2017**

- 6** A Review Of The Draft Agendas For The Council Committee Meetings Of January 24, 2016 And The Rules And Legislation Committee Of January 26, 2016

[16-0545](#)

**A motion was made by Abel J. Guillén, seconded by Dan Kalb, that this matter be Accepted as Amended. The motion carried by the following vote:**

**Excused:** 1 - Gibson McElhaney

**Aye:** 3 - Guillén, Kalb, and Reid

**TO BE WITHDRAWN FROM THE 1/24 LIFE ENRICHMENT COMMITTEE AGENDA**

Subject: Oakland Children Smoking Prevention And Tobacco Control Ordinance  
From: Vice Mayor Campbell Washington And Council President Reid  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 5.91 To Prohibit The Sale Of Flavored Tobacco Products, Establish A Minimum Package Or Volume Size For Cigars, Prohibit The Sale Of Individual Or Small Unit Packages Of Cigars, Prohibit The Redemption Of Tobacco Discounts And Coupons, And To Prohibit The Issuance Of A Tobacco Retail License To A Pharmacy Or Store Containing A Pharmacy

[16-0413](#)

*Staff requested to change the title of this item to read as follows: "Adopt An Ordinance Amending Municipal Code Chapter 5.91 To Prohibit The Sale Of Flavored Tobacco Products, Establishing Minimum Package Or Volume Size For Cigars, Prohibit The Sale Of Individual Or Small Unit Packages Of Cigars, Prohibit The Redemption Of Tobacco Discounts And Coupons, And To Prohibit The Issuance Of A Tobacco Retail License To A Pharmacy Or Store Containing A Pharmacy."*

*Staff requested to reschedule this item to the Life Enrichment Committee meeting on 02/14/2017.*

*This Ordinance be Scheduled.to go before the \*Life Enrichment Committee to be heard 2/14/2017*

- 7 Subject: Examining Alameda County Probate Court Process, And Grand Jury Investigation  
From: Councilmember Gibson McElhaney  
Recommendation: Adopt A Resolution Requesting An Examination Of The Way In Which The Probate Courts In Alameda County Function And Directing The City Administrator To Send Copies Of The Resolution And Agenda Item To The Alameda County District Attorney Nancy O'Malley, The Judicial Council Of California, Alameda County Board Of Supervisors, Assemblymember Tony Thurmond, Assemblymember Rob Bonta, And State Senator Nancy Skinner

[16-0345](#)

*Councilmember Kalb requested to include in the title that the resolution and the agenda item in addition be send to Assemblymember Rob Bonta and to the Alameda County Board Of Supervisors.*

*This City Resolution be Scheduled.to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 1/17/2017*

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

**Adjournment**

**Americans With Disabilities Act**

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

**Office of the City Clerk - Agenda Management Unit**

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

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

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

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

**MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM 8:30AM TO 5:00PM**

\* In the event a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however, no final City Council action can be taken.