



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 - FINAL *Rules & Legislation Committee

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

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

Thursday, November 15, 2018

10:45 AM

City Council Chamber, 3rd Floor

The Oakland City Council Rules And Legislation Committee convened at 11:03 a.m. with Councilmember President Reid presiding as Chairperson.

Roll Call / Call To Order

Excused 1 - Abel J. Guillén

Present 3 - Lynette McElhaney, Laurence E. Reid, and Annie Campbell Washington

1 Determinations Of Closed Session

[18-1072](#)

Attachments: [View Report](#)

There was 1 speaker on this item

There will be a Closed Session on November 27, 2018 at 1 pm.

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

Excused: 1 - Guillén

Aye: 3 - McElhaney, Reid, and Campbell Washington

NO VOTE: 0

2 Approval Of The Draft Minutes From The Committee Meeting Of October 11, 2018 And October 25, 2018

[18-1073](#)

Attachments: [View Report](#)

[View Report](#)

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

Excused: 1 - Guillén

Aye: 3 - McElhaney, Reid, and Campbell Washington

NO VOTE: 0

3 Determination Of Schedule Of Outstanding Committee Items

[18-1074](#)

Attachments: [View Report](#)

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

Excused: 1 - Guillén

Aye: 3 - McElhaney, Reid, and Campbell Washington

NO VOTE: 0

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

[18-1075](#)

Attachments: [View Report](#)

There were 7 speakers on this item

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

Excused: 1 - Guillén

Aye: 3 - McElhaney, Reid, and Campbell Washington

NO VOTE: 0

4.1 Subject: Appointment To Mosquito Abatement District

From: Council President Reid

Recommendation: Adopt A Resolution Re-Appointing Jan Washburn As The City Of Oakland's Trustee To The Alameda County Mosquito Abatement District Board

[18-1099](#)

Attachments: [View Report](#)

[87413 CMS](#)

This City Resolution be Scheduled to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

4.2 Subject: Arbor Day 2018
From: Councilmember Gallo
Recommendation: Adopt A Resolution Proclaiming Tuesday November 27, 2018 To Be
Arbor Day 2018 In Oakland

[18-1097](#)

Attachments: [View Report](#)

[View Supplemental Report 11-21-2018](#)

[87404 CMS](#)

Ceremonial Item

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting
of the Oakland Redevelopment Successor Agency/City Council to be heard
11/27/2018**

4.3 Subject: Indigenous People's Day
From: Councilmember Gallo
Recommendation: Adopt A Resolution Establishing Indigenous People's Day In The City
Oakland

[18-1041](#)

Attachments: [View Report](#)

[View Report](#)

[87436 CMS](#)

Ceremonial Item

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting
of the Oakland Redevelopment Successor Agency/City Council to be heard
11/27/2018**

4.4 Subject: Delinquent Real Estate Property Transfer Taxes Assessment Of Liens
From: Finance Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

[18-1093](#)

Attachments: [View Report](#)

[87433 CMS](#)

Public Hearing

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Real Property Transfer Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 4.20 Of The Oakland Municipal Code; Or

[18-1095](#)

Attachments: [View Report](#)

Public Hearing

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection

[18-1094](#)

Attachments: [View Report](#)

Public Hearing

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

4.5 Subject: Delinquent Business Tax Assessment Of Liens
From: Finance Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

[18-1090](#)

Attachments: [View Report](#)
[87434 CMS](#)

Public Hearing

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Business Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 5.04 Of The Oakland Municipal Code; Or

[18-1091](#)

Attachments: [View Report](#)

Public Hearing

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection

[18-1092](#)

Attachments: [View Report](#)

Public Hearing

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

4.6 Subject: Rezoning Of Three Vacant Parcels At 601 MacArthur Boulevard
From: Planning And Building Department
Recommendation: Adopt An Ordinance To Rezone Three Vacant Parcels Located At 601 Macarthur Boulevard From RM-3 Mixed Housing Type Residential Zone To RU-2 Urban Residential Zone And To Adopt Related California Environmental Quality Act (CEQA) Findings
[18-1088](#)

Attachments: [View Report](#)
[13513 CMS](#)

Public Hearing

This Ordinance be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

4.7 Subject: Mandatory Delinquent Trash Fees And Special Assessment Charges 2018
From: Finance Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator For Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection Of The Periods Monthly July, August, And September 2018 Quarterly October-December 2018; Or
[18-1084](#)

Attachments: [View Report](#)
[87435 CMS](#)

Public Hearing

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection Of The Periods Monthly July, August, September 2018, Quarterly October-December 2018; Or

[18-1087](#)

Attachments: [View Report](#)

Public Hearing

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator For Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection Of The Periods Monthly July, August, September 2018, Quarterly October-December 2018

[18-1086](#)

Attachments: [View Report](#)

Public Hearing

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

4.8 Subject: Derby Avenue Parcel DDA And Land Sale
From: Economic And 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 \$500,000 For The Development Of An Aspire Public Charter School

[18-0452](#)

Attachments: [View Report](#)

[View Supplemental Report 7-6-2018](#)

Public Hearing

This Ordinance be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018

4.9 Subject: Resolution Honoring Deputy Chief Mark Hoffmann
From: Vice Mayor Campbell Washington
Recommendation: Adopt A Resolution Honoring Chief Mark Hoffmann For 38 Years Of Dedicated Service To The Residents Of Oakland

[18-1083](#)

Attachments: [View Report](#)
[87405 CMS](#)

Ceremonial Item

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

4.10 Subject: Recognizing Patricia “Pat” Sierra
From: Councilmember Gallo
Recommendation: Adopt A Resolution Remembering And Honoring Administrative Services Manager Patricia “Pat” Sierra For 34 Years Of Dedicated Service To The Residents Of Oakland

[18-1081](#)

Attachments: [View Report](#)
[View Report](#)
[87437 CMS](#)

Ceremonial Item

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

4.11 Subject: 2019 Legislative Schedule
From: Council President Reid
Recommendation: Approve A Report And Recommendation For The Proposed 2019 Schedule Of City Council And Council Committee Meetings And An Associated Agenda And Report Distribution Schedule

[18-1079](#)

Attachments: [View Report](#)
[View Supplemental Report 11-29-2018](#)

This Report and Recommendation be Scheduled.to go before the *Rules & Legislation Committee to be heard 11/29/2018

4.12 Subject: Semi-Annual Grants Report
From: Finance Department
Recommendation: Receive A Semi-Annual Informational Report From The Finance Department On City Efforts To Apply For, Accept And Appropriate Grants Over \$50,000 From Private, Local, State And Federal Sources, For The Period Beginning January 1, 2018 And Projected Through June 30, 2019
[18-1085](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Special Finance & Management Committee to be heard 12/4/2018

4.13 Subject: Receive An Informational Report From Department Of Finance
From: Vice Mayor Campbell Washington
Recommendation: Receive An Informational Report From Department Of Finance On The Following Questions Regarding Sugar Sweetened Beverage Board: 1) An End Of Fiscal Year Report On Measure HH Funds, Including Total Collection And All Expenses From The Special Measure HH Fund, Covering July 1st 2017 To June 30th 2018; 2) This Fiscal Year's Collection To Date, July 1st 2018 To Most Recent Date; 3) A Comparison Of This Quarter's Current Revenue And Last Year's, With Expected Trends; 4) Regarding Business Owner Notification And Education: A) How Many Stores Received Information On The Implementation Of Measure HH (Formal Letter And Invitation To Day Of Tax Education) B) How Many Business Owners Attended The Day Of Tax Education Presentation Provided By The City Of Oakland? C) What Areas Are These Stores Located? By Zipcode Would Be Helpful. D) Are There Plans For Ongoing Education? If So, Are There Priority Areas For Education? E) What Is The Expected Timeline For Translation Of Business Education Materials Into Other Languages?
[18-1080](#)

Attachments: [View Report](#)

This Informational Report be Scheduled.to go before the *Special Finance & Management Committee to be heard 12/4/2018

- 4.14** Subject: On-Call Civil Engineering Professional Services Agreements (Federal)
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Execute Professional Services Agreements For On-Call Civil Engineering Services Supporting Federal Projects With Six (6) Firms For Three Million Dollars (\$3,000,000) Each To Harrison Engineering, Inc.; Kimley-Horn & Associates; Mark Thomas & Company, Inc.; NV5; Parsons; And Wood Rodgers
[18-1112](#)

Attachments: [View Report](#)
[View Supplemental Report 12/7/2018](#)
[87465 CMS](#)

This City Resolution be Scheduled.to go before the *Special Public Works Committee to be heard 12/4/2018

- 4.15** Subject: Update On School Pedestrian Safety
From: Transportation Department
Recommendation: Receive An Informational Report On The History And The Future Strategy For The Former “Safe Routes To Schools” Grant And The Present “Active Transportation Program” Grant Programs
[18-1109](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Special Public Works Committee to be heard 12/4/2018

- 4.16** Subject: On-Call Structural Engineering Professional Services Agreements (Federal)
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Execute Professional Services Agreements For On-Call Structural Engineering Services Supporting Federal Projects With Three Firms For Two Million Dollars (\$2,000,000.00) Each To Biggs Cardosa Associates, Inc.; COWINorth America, Inc.; And ARUP
[18-1108](#)

Attachments: [View Report](#)
[View Supplemental Report 12/7/2018](#)
[87464 CMS](#)

This City Resolution be Scheduled.to go before the *Special Public Works Committee

4.17 Subject: On-Call Civil Engineering Services (Non-Federal)
From: Transportation Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Authorizing The City Administrator Or Designee To Execute Professional Services Agreements For On-Call Civil Engineering Services (Non-Federal) In The Amount Of Five Hundred Thousand Dollars (\$500,000) Each With: 1) Aliquot Associate Inc., And 2) Kimley Horn; And
[18-1105](#)

Attachments: [View Report](#)
[View Supplemental Report 12/7/2018](#)
[87462 CMS](#)

This City Resolution be Scheduled.to go before the *Special Public Works Committee to be heard 12/4/2018

2) A Resolution Authorizing The City Administrator Or Designee To Execute Professional Services Agreements For On-Call Civil Engineering Services (Non-Federal) In The Amount Of Two Million And Five Hundred Thousand Dollars (\$2,500,000) Each With: 1) AGS Inc., 2) Alta Planning + Design, 3) BKF Engineering Group, 4) Diablo Engineering Group, 5) Urban Design Consulting Engineers, 6) WHM Corporation, And 7) Wood Rodgers Inc.
[18-1106](#)

Attachments: [View Report](#)
[View Supplemental Report 12/7/2018](#)
[87463 CMS](#)

This City Resolution be Scheduled.to go before the *Special Public Works Committee to be heard 12/4/2018

4.18 Subject: Rainbow Recreation Center Construction Contract Change Order Increase
From: Oakland Public Works
Recommendation: Adopt A Resolution Waiving Advertising And Competitive Bidding And Authorizing The City Administrator, Or Designee, To Increase The Construction Contract Change Order Amount For The Rainbow Recreation Center Renovation And Expansion Project (Project No. 1000854) With JUV, Inc., From Ten Percent (10%) To Fifteen Percent (15%) Of The Original Contract Amount Of Ten Million One Hundred Fifty Thousand (\$10,150,000) For A Total Contract Amount Not-To-Exceed Eleven Million Six Hundred Seventy-Two Thousand Five Hundred Dollars (\$11,672,500.00)
[18-1103](#)

Attachments: [View Report](#)
[87459 CMS](#)

This City Resolution be Scheduled.to go before the *Special Public Works Committee to be heard 12/4/2018

4.19 Subject: Conversion Of Travel Lanes (Telegraph Avenue)
From: Transportation Department
Recommendation: Adopt A Resolution: 1) Authorizing The Removal Of Travel Lanes And The Installation Of Class Ii Bicycle Lanes On Telegraph Avenue From 42nd Street To 52nd Street And 2) Adopting California Environmental Quality Act Exemption Findings [18-1102](#)

- Attachments:** [View Report](#)
[View Supplemental Report 12/7/2018](#)
[View Supplemental Report - Map](#)
[View Supplemental Report - Map 2](#)
[View Supplemental Report - Map 3](#)
[87484 CMS](#)

This City Resolution be Scheduled.to go before the *Special Public Works Committee to be heard 12/4/2018

4.20 Subject: On-Call Geotechnical Engineering Services (Non-Federal)
From: Transportation Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Authorizing The City Administrator Or Designee To Enter Into A Professional Services Agreement For On-Call Geotechnical Engineering Services, In The Amount Of Two Hundred Fifty Thousand Dollars (\$250,000) With Parikh Consultants, Inc.; And [18-1100](#)

- Attachments:** [View Report](#)
[View Supplemental Report 12/7/2018](#)
[87460 CMS](#)

This City Resolution be Scheduled.to go before the *Special Public Works Committee to be heard 12/4/2018

2) A Resolution Authorizing The City Administrator Or Designee To Enter Into A Total Of Seven (7) Professional Services Agreements For On-Call Geotechnical Engineering Services, Tier II, In The Amount Of Seven Hundred Fifty Thousand Dollars (\$750,000) Each With: 1) AGS Inc., 2) Arup, 3) Cal Engineering And Geology, 4) Fugro, 5) Langan Engineering And Environmental Services, Inc., 6) Ninyo And Moore, And 7) Terraphase Engineering Inc.

[18-1101](#)

Attachments: [View Report](#)

[View Supplemental Report 12/7/2018](#)

[87461 CMS](#)

This City Resolution be Scheduled.to go before the *Special Public Works Committee to be heard 12/4/2018

- 4.21** Subject: Contract For Upgrades And Repairs Of Fire Apparatus Exhaust Systems
From: Oakland Public Works
Recommendation: Adopt A Resolution Setting Forth Oakland’s Public Lands Policy Framework And Directing Staff To Return To Council With An Ordinance To Codify These Policies Resolution Authorizing: (1) The City Administrator Or Designee To Enter Into A One-Year Professional Services Agreement With Beecher Emission Solution Technologies, LLC, (Doing Business As Ward Diesel Filter Systems) For An Amount Not To Exceed Fifteen Thousand Dollars (\$15,000.00) Annually For The Period Of January 1, 2019 Through December 31, 2019 For Upgrades And Repairs Of The Exhaust Systems Of Fire Department Emergency Response Vehicles; With Two One-Year Options To Extend, For A Grand Total Contract Amount Of Forty-Five Thousand Dollars (\$45,000.00), Without Returning To Council, And (2) Waiving The Advertising, Competitive Bidding And Request For Proposal/Qualifications (RFP/Q) Requirements
[18-1098](#)

Attachments: [View Report](#)

[87458 CMS](#)

This City Resolution be Scheduled.to go before the *Special Public Works Committee to be heard 12/4/2018

4.22 Subject: Affordable Housing Development Fund Appropriations and Allocations
From: Housing And Community Development Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Appropriating \$97,464 From Fund Balance In The Affordable Housing Trust Fund, \$1,680,671.34 From Fund Balance In The Hud Home Investment Partnership Program Fund, \$2,463,805 From Fund Balance Of The Jobs/Housing Impact Fee Deposited Into The Affordable Housing Trust Fund And \$4,894,717 From Fund Balance Of Affordable Housing Impact Fee Deposited Into The Affordable Housing Trust Fund, And Appropriating Future Jobs/Housing Impact Fees, Affordable Housing Impact Fees And Development Loan Repayments From The Aforementioned Funds Through June 30, 2023 And Allocating Such Funds To Housing Development Activities.; And [18-1123](#)

Attachments: [View Report](#)
[87469 CMS](#)

There was a title change read into record

This City Resolution be Scheduled.to go before the *Special Community & Economic Development Committee to be heard 12/4/2018

2) A Resolution Authorizing Affordable Housing Development Loans As Funds Become Available In A Total Amount Not To Exceed \$13.1 Million Dollars, Without Returning To Council, For The Following Projects: 285 12th Street, 95th And International, Friendship Senior Rental Housing, Fruitvale Studios, Oak Hill/Nova, And West Grand And Brush.; And [18-1124](#)

Attachments: [View Report](#)
[87470 CMS](#)

There was a title change read into record

This City Resolution be Scheduled.to go before the *Special Community & Economic Development Committee to be heard 12/4/2018

3) A Resolution Authorizing The Appropriation Of An Additional \$1,000,000 From The Low And Moderate Income Housing Asset Fund To The Site Acquisition, Rehabilitation And Naturally Occurring Affordable Housing (NOAH) Preservation Program.; And [18-1125](#)

Attachments: [View Report](#)
[87471 CMS](#)

There was a title change read into record

This City Resolution be Scheduled.to go before the *Special Community & Economic Development Committee to be heard 12/4/2018

4) A Resolution Appropriating An Additional \$400,000 Dollars From The Jobs/Housing Impact Fees Deposited Into The Affordable Housing Trust Fund To The Housing Predevelopment Revolving Loan And Grant Program.

[18-1126](#)

Attachments: [View Report](#)

[87472 CMS](#)

There was a title change read into record

This City Resolution be Scheduled.to go before the *Special Community & Economic Development Committee to be heard 12/4/2018

4.23 Subject: Healthy Development Guidelines
From: Planning And Building
Recommendation: Receive An Informational Report On The Healthy Development Guidelines Of The Planning And Building Department

[18-1121](#)

Attachments: [View Report](#)

This Informational Report be Scheduled.to go before the *Special Community & Economic Development Committee to be heard 12/4/2018

4.24 Subject: Wood Street - Affordable Housing ENA
From: Housing And Community Development
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Enter Into An Exclusive Negotiating Agreement With MIDPEN Housing Corporation And Habitat For Humanity East Bay/Silicon Valley, Or Their Affiliated Entities, For The Negotiation Of A Lease Disposition And Development Agreement ("LDDA") And Related Documents For Development Of Affordable Rental And Homeownership Housing At 1707 Wood Street (Between 18TH And 20TH Streets) In Oakland, Subject To The Completion Of A CEQA And NEPA Determination, If Applicable

[18-1114](#)

Attachments: [View Report](#)

[87467 CMS](#)

This City Resolution be Scheduled.to go before the *Special Community & Economic Development Committee to be heard 12/4/2018

4.25 Subject: ENA Development At 3823-3829 & 3801-3807 Martin Luther King Jr Way
From: Housing And Community Development
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Enter Into An Exclusive Negotiating Agreement With The Resources For Community Development, Or Its Affiliate, For The Negotiation Of A Lease Disposition And Development Agreement (“LDDA”) And Related Documents For Development Of Low Income Multifamily Affordable Rental Housing At 3823-3829 Martin Luther King Jr. Way And 3801-3807 Martin Luther King Jr. Way In Oakland, To Be Known As Longfellow Corner, Subject To The Completion Of A CEQA And NEPA Determination, If Applicable.
[18-1113](#)

Attachments: [View Report](#)
[87468 CMS](#)

This City Resolution be Scheduled.to go before the *Special Community & Economic Development Committee to be heard 12/4/2018

4.26 Subject: Amendment To Centro Legal De La Raza Professional Services Agreement
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing A First Amendment To The Professional Services Agreement For Anti-Displacement Services With Centro Legal De La Raza Expanding The Scope To Include Six Months Of Continuation Legal Services To Low-Income Tenants Related To The Rent Adjustment Ordinance And Tenant Protection Ordinance And Increasing The Agreement Amount To Cover The Expanded Services By \$118,405 From The Rent Adjustment Program Fund (2413) Increasing The Current Two-Year Agreement Amount Of \$2,200,000 Funded From The Affordable Housing Trust Fund (1870) To A Total Amount Of \$2,318,405; And Authorizing The Advance Payment Of \$40,000 From The Affordable Housing Trust Fund (1870) For A Grant Pool To Enable The Emergency Financial Assistance Grants Specified In Agreement To Be Provided To Eligible Recipients In A Timeframe That Addresses Emergency Needs.
[18-1111](#)

Attachments: [View Report](#)
[87466 CMS](#)

There was a title change read into record

This City Resolution be Scheduled.to go before the *Special Community & Economic Development Committee to be heard 12/4/2018

4.27 Subject: Oakland Unite Violence Prevention Services Spending Plan
From: Human Services Department
Recommendation: Adopt A Resolution Approving Violence Prevention Program Strategies, Funding Amounts, And The Request For Proposal Process For Programs Funded By The 2014 Oakland Public Safety And Services Violence Prevention Act For The Funding Cycle From July 2019 Through Fiscal Year 2021-2022
[18-1120](#)

Attachments: [View Report](#)
[View Supplemental Report 12/6/2018](#)
[87477 CMS](#)

This City Resolution be Scheduled to go before the *Special Public Safety Committee to be heard 12/4/2018

4.28 Subject: OPD-US Marshals MOU
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Memorandum Understanding (MOU) With The United States Marshals Service (USMS) To Allow Oakland Police Department (OPD) Participation In The Northern District Of California Regional Fugitive Taskforce For The Purpose Of Locating And Apprehending Fugitives
[18-1119](#)

Attachments: [View Report](#)
[View Supplemental Report 11-27-2018](#)
[View Supplemental Report 11-29-2018](#)

This City Resolution be Scheduled to go before the *Special Public Safety Committee to be heard 12/4/2018

4.29 Subject: OPD DEA Task Force MOU
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Memorandum Understanding (MOU) With The United States Department Of Justice, Drug Enforcement Administration (DEA) To Form The Oakland Police Department (OPD) DEA Task Force Group (Task Force) To Collaborate On Information Sharing And Focused Operations To Disrupt Illegal Drug Activity Occurring In The City Of Oakland, From October 1, 2018 Through September 30, 2019
[18-1118](#)

Attachments: [View Report](#)
[View Supplemental Report 11-27-2018](#)
[View Supplemental Report 11-29-2018](#)
[87475 CMS](#)

This City Resolution be Scheduled to go before the *Special Public Safety Committee to be heard 12/4/2018

4.30 Subject: Police Commission Standing Committees
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Of Oakland's Police Commission To Establish A Personnel Standing Committee And A Community Outreach Standing Committee That Will Meet On An As-Needed Basis
[18-1117](#)

Attachments: [View Report](#)
[87476 CMS](#)

This City Resolution be Scheduled to go before the *Special Public Safety Committee to be heard 12/4/2018

4.31 Subject: OPD ATF MOU
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Memorandum Understanding (MOU) With The Bureau Of Alcohol, Tobacco, Firearms, And Explosives (ATF) And The Oakland Police Department (OPD) For The Purpose Of Reimbursement Of Overtime Salary And Other Costs Related To OPD Participation In The ATF Taskforce, For The Period Of July 27, 2016 Through September 30, 2021

[18-1110](#)

Attachments: [View Report](#)
[View Supplemental Report 11-27-2018](#)
[View Supplemental Report 11-29-2018](#)
[87474 CMS](#)

This City Resolution be Scheduled.to go before the *Special Public Safety Committee to be heard 12/4/2018

4.32 Subject: Sexual Assault Task Force (SAFE) MOU
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Negotiate And Enter Into A Memorandum (MOU) Between The Alameda County Sexual Assault Felony Enforcement (SAFE) Task Force And The Oakland Police Department (OPD) To Allow OPD Personnel To Collaborate In Criminal Investigations Of Sexual Predators, Between July 1, 2018 And June 30, 2019

[18-1107](#)

Attachments: [View Report](#)
[View Supplemental Report 11-27-2018](#)
[87473 CMS](#)

This City Resolution be Scheduled.to go before the *Special Public Safety Committee to be heard 12/4/2018

4.33 Subject: Probation and Parole Search Policy
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Regarding Oakland Police Department General Order R-02, Searches Of Individuals On Probation Or Parole

[18-1138](#)

Attachments: [View Report 11-29-2018](#)
[View Supplemental Report 11-29-2018](#)

This City Resolution be Scheduled.to go before the *Special Public Safety Committee to be heard 12/4/2018

4.34 Subject: 2018 Legislative Activities & Proposed 2019 Legislative Priorities
From: Office Of The Mayor
Recommendation: Receive An Informational Report Regarding 2018 State And Federal Legislative Activities And Proposed Legislative Priorities For 2019
[18-1136](#)

Attachments: [View Report](#)

This Informational Report be Scheduled.to go before the *Rules & Legislation Committee to be heard 12/6/2018

4.35 Subject: Results Of The November 6, 2018 General Municipal Election
From: Office Of The City Clerk
Recommendation: Adopt A Resolution Declaring The Results Of The City Of Oakland General Municipal Election Held On Tuesday, November 6, 2018
[18-1104](#)

Attachments: [View Report](#)

[87482 CMS](#)

Non-Consent

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018

4.36 Subject: Montclair BID Annual Report And FY 2019-2020 Levy Approval
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Confirming The Annual Report Of The Montclair Business Improvement District Advisory Board And Levying The Annual Assessment For The Montclair Business Improvement District For Fiscal Year 2019-2020
[18-1116](#)

Attachments: [View Report](#)

[87480 CMS](#)

Public Hearing

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018

4.37 Subject: Rockridge BID Annual Report And FY 2019-2020 Levy Approval
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Confirming The Annual Report Of The Rockridge Business Improvement District Advisory Board And Levying The Annual Assessment For The Rockridge Business Improvement District For Fiscal Year 2019-2020
[18-1115](#)

Attachments: [View Report](#)
[87481 CMS](#)

Public Hearing

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018

4.38 Subject: Meeting Of The Council And The Safety And Services Oversight Commission
From: Office Of The City Administrator
Recommendation: Schedule A Joint Public Information Meeting Devoted To The Subject Of Public Safety With The City Council, The Safety And Services Oversight Commission, And Include Two Representatives Each From The Community Police Review Agency, The Community Policing Advisory Board, And The Police Commission As Required By The Measure Z Ordinance; On The April 30, 2019 City Council Agenda
[18-1089](#)

Public Hearing

This Informational Report be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018

5 A Review Of The Council Committees' Actions From November 13, 2018 And Determination Of Scheduling To The City Council Meeting Of November 27, 2018
[18-1076](#)

Attachments: [View Report](#)

There was 1 speaker on this item

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

Excused: 1 - Guillén

Aye: 3 - McElhaney, Reid, and Campbell Washington

NO VOTE: 0

CHANGES MADE TO THE SPECIAL PUBLIC WORKS COMMITTEE MATRIX

Subject: Reimbursement - GoPort
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To Negotiate And Execute An Agreement With The Alameda County Transportation Commission (ACTC) For The Reimbursement Of City Costs Incurred In The Review And Approval Of Design Of The Global Opportunities At The Port Of Oakland (GoPort) Projects, And To Accept And Appropriate Up To One Million Dollars (\$1,000,000) From ACTC For Those Costs
[18-1044](#)

Attachments: [View Report](#)
[87415 CMS](#)

Consent

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

Subject: Major Encroachment Permit At 1940 Webster Street
From: Transportation Department
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Michael K. Park, A Married Man As His Sole And Separate Property, To Allow Portions Of The New Building Above Grade At 1940 Webster Street To Encroach Into The Public Right-Of-Way On Webster Street, Major Encroachment Permit ENMJ18061
[18-1050](#)

Attachments: [View Report](#)
[87416 CMS](#)

Consent

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

Subject: Major Encroachment Permit At 2401 Broadway.
From: Transportation Department
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To 2401 Broadway Investors, LLC, To Allow Portions Of The New Building Above Grade At 2401 Broadway And 25th Street To Encroach Into The Public Right-Of-Way On Broadway And 25th Street, Major Encroachment Permit ENMJ18062 [18-1059](#)

Attachments: [View Report](#)
[87417 CMS](#)

Consent

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

Subject: PG&E Cost-Share Agreement
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To: (1) Negotiate And Execute An Agreement With Pacific Gas And Electric Company For Cost-Sharing Of Joint-Benefit Paving Projects Throughout Oakland, (2) Accept And Appropriate Funds From Pacific Gas And Electric Company On A Case-By-Case Basis Per The Executed Agreement Without Returning To Council, And (3) Waive Advertising And Competitive Bidding For Construction Contracts Executed As Part Of This Agreement [18-1054](#)

Attachments: [View Report](#)
[87418 CMS](#)

Consent

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

Subject: Removal Of Travel Lanes (Foothill & E 15th St)
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The Removal Of Travel Lanes And The Installation Of Class II Bicycle Lanes On Foothill Boulevard From 1st Avenue To 23rd Avenue And On E15th Street From 1st Avenue To 14th Avenue And 2) Adopting California Environmental Quality Act Exemption Findings
[18-1057](#)

Attachments: [View Report](#)
[View Color Attachment A](#)
[View Color Attachment B](#)
[87419 CMS](#)

Consent

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

Subject: Collaborative Creeks Agreement
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To 1) Accept And Appropriate An Amount Not To Exceed Three Hundred Sixty Thousand Dollars (\$360,000.00) Annually From The Alameda County Flood Control And Water Conservation District (District) For A Total Amount Not To Exceed One Million Eight Hundred Dollars (\$1,800,000.00) For The Grant Term Fy 2018 - 2022 And 2) Enter Into An Agreement With The District To Implement The Collaborative Creek Improvement And Clean Creeks Programs (Programs) For The Period July 1,2017 Through June 30, 2022
[18-1055](#)

Attachments: [View Report](#)
[87420 CMS](#)

Consent

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

Subject: Construction Contract Amendment For Lions Pool Renovation
From: Oakland Public Works
Recommendation: Adopt A Resolution To Waive Advertising And Competitive Bidding And Authorize The City Administrator, Or Designee, To Increase The Construction Contract Amount For The Lions Pool Renovation (Project No. 1003434) With Beliveau Engineering Contractors, Inc. By Six Hundred Ten Thousand Two Hundred Fifty Dollars (\$610,250.00) From Six Hundred Seventy Thousand Dollars (\$670,000.00) To One Million Two Hundred Eighty Thousand Two Hundred-Fifty Dollars (\$1,280,250.00)
[18-1060](#)

Attachments: [View Report](#)
[87421 CMS](#)

Consent

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

Subject: Oakland Waterfront Trail Implementation Status Update
From: Oakland Public Works
Recommendation: Receive An Informational Report On The City's Progress In Implementing Continuous Bay Trails In Oakland
[18-1061](#)

Attachments: [View Report](#)

Scheduled to the first Public Works Committee Meeting Agenda In January 2019

This Informational Report be Scheduled.to go before the *Public Works Committee

Subject: Semi-Annual Vacancy Report
From: Human Resources Management Department
Recommendation: Receive The Semi-Annual Informational Report On Budgeted Vacant Positions Through September 24, 2018
[18-0852](#)

Attachments: [View Report](#)

Scheduled to the first Public Works Committee Meeting Agenda In January 2019

This Informational Report be Scheduled.to go before the *Special Public Works Committee

CHANGES MADE TO THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE MATRIX

Subject: Planning Code Amendments
From: Planning And Building Department
Recommendation: Conduct A Public Hearing & Upon Conclusion Adopt An Ordinance, As Recommended By The City Planning Commission, Amending Oakland Planning Code Regulations Related To Parking, Loading, Emergency Shelters, Extensive Impact Civic Activities, Permitted Activities In The D-GI Zone, Conditional Use Permits, Hotel Conversions In The CIX-2 Zone, And Joint Living And Working Quarters; And Make Appropriate California Environmental Quality Act Determinations
[18-1051](#)

Attachments: [View Report](#)
[View Supplemental Report 11-30-2018](#)

Staff recommended to not bifurcate this item, as requested in November 13, 2018 Community And Economic Development Committee and send the entire item to the Special Community And Economic Development Committee Agenda on December 4, 2018

This Ordinance be Scheduled.to go before the *Special Community & Economic Development Committee

CHANGES MADE TO THE PUBLIC SAFETY COMMITTEE MATRIX

Subject: The Oakland Sanctuary City Ordinance
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending Resolution Numbers 63950, 80584 And 86498 In Order To Strengthen The Sanctuary City Policy Of The City Of Oakland Not To Cooperate With Or Provide Support For Federal Immigration Agencies, Based Upon Resolution 87036
[18-0972](#)

Attachments: [View Revised Report 10-19-2018](#)

This Ordinance be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/11/2018

Subject: Active Oakland School Traffic Safety Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Accept And Appropriate The Alameda County Public Health Department (ACPHD) Active Transportation Program Grant Funds In An Amount Not To Exceed Eighty Four Thousand Dollars (\$84,000); 2) Enter Into A Contract With ACPHD For The Period Of October 1, 2018 To September 30, 2020 To Develop Traffic Safety Plans, Implement School Safety Patrol Programs, And Provide Additional Traffic Enforcement Around Schools In Support Of The "Active Oakland" Program; And 3) Authorize A Contribution In An Estimated Amount Of Twelve Thousand And Twenty Eight Dollars (\$12,028) From The General Purpose Fund To Subsidize The Central Services Overhead (CSO) Charges Affiliated With This Program

[18-1047](#)

Attachments: [View Report](#)
[87427 CMS](#)

This City Resolution be Scheduled to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

Subject: OPD 2018 DNA Backlog Reduction Program
From: Oakland Police Department
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator, Or Designee, To Accept And Appropriate Grant Funds In An Amount Not To Exceed Two Hundred Seventeen Thousand And Six Hundred And Seventy-Six Dollars (\$217,676) From The U.S. Department Of Justice, National Institute Of Justice (USDOJ/NIJ) For Implementation Of The Fiscal Year 2018 Forensic Casework Deoxyribonucleic Acid (DNA) Backlog Reduction Grant Program In The Oakland Police Department; 2) Waiving The Advertising And Competitive Bidding Requirements For The Purchase Of DNA Typing Supplies From Three Companies: (1) Promega For Thirty five Thousand Nine Hundred Twenty Dollars (\$35,920), (2) Qiagen For Eleven Thousand Five Hundred Dollars (\$11,500), And (3) Thermofisher For Four Thousand Two Hundred And Forty-Four Dollars (\$4,244); And 3) Thermofisher For One Hundred Forty-Three Thousand Eight Hundred And Sixty-Four Dollars (\$143,864) For A DNA Typing Instrument

[18-0906](#)

Attachments: [View Report](#)
[87428 CMS](#)

This City Resolution be Scheduled to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

Subject: OPD 2018 Forensic DNA Laboratory Enhancement Program
From: Oakland Police Department
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator, Or Designee, To Accept And Appropriate Grant Funds In An Amount Not To Exceed One Hundred Sixty-Six Thousand And Seven Hundred And Twenty Dollars (\$166,720) From The U.S. Department Of Justice, National Institute Of Justice (USDOJ/NIJ) For Implementation Of The Fiscal Year (FY) 2018 Forensic Deoxyribonucleic Acid (DNA) Laboratory Efficiency Improvement And Capacity Enhancement Grant Program In The Oakland Police Department (OPD); 2) Waiving The Advertising And Competitive Bidding Requirements For The Purchases Of DNA Typing And Robot Supplies And DNA Typing Instrument From Five Companies (1) Promega For Nineteen Thousand Two Hundred And Twenty Dollars (\$19,220), (2) Qiagen For Five Thousand Five Hundred Dollars (\$5,500), (3) Thermofisher For Two Thousand Dollars (\$2,000), (4) Sigma - Aldrich For One Thousand Dollars (\$1,000), (5) Aurora-Biomed For Four Thousand Dollars (\$4,000) And (6) Thermofisher For One Hundred Thirty-Five Thousand Dollars (\$135,000) For A Capillary Electrophoresis (DNA Typing) Instrument
[18-1046](#)

Attachments: [View Report](#)
[87429 CMS](#)

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/27/2018

Subject: Equity Indicators Report
From: Race And Equity Department
Recommendation: Receive An Informational Report Regarding The 2018 Oakland Equity Indicators
[18-1008](#)

Attachments: [View Report](#)

Scheduled to the January 2019 Public Safety Committee

This Informational Report be Scheduled.to go before the *Public Safety Committee

- 6 A Review Of The Agenda For The Special City Council Meeting Of November 27, 2018 And The Rules And Legislation Committee Of November 29, 2018
[18-1077](#)

Attachments: [View Report](#)

There was 1 speaker on this item

The Committee changed the December 4, 2018 City Council Meeting time to 5:15 p.m., making it a Special City Council meeting, and the item regarding Residential Hotel Regulations (18-0963) from the November 27, 2018 Special City Council Agenda as a public hearing.

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

Excused: 1 - Guillén

Aye: 3 - McElhaney, Reid, and Campbell Washington

NO VOTE: 0

- 7 Subject: Ohlone Recognition Resolution
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Of The City Of Oakland, Recognizing And Supporting The Lisjan Ohlone Tribe, And Urging The State And Federal Government To Formally Recognize The Lisjan Ohlone Tribe Of California, The First People To Live In Huichin (Oakland)
[18-1006](#)

Attachments: [View Report](#)

[87446 CMS](#)

There was 1 speaker on this item

A motion was made by Lynette McElhaney, seconded by Annie Campbell Washington, that this matter be Approved the Recommendation of Staff, and Forward to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 12/11/2018. The motion carried by the following vote:

Excused: 1 - Guillén

Aye: 3 - McElhaney, Reid, and Campbell Washington

NO VOTE: 0

Open Forum (Total Time Available: 15 Minutes)

7 speakers spoke during Open Forum.

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules And Legislation Committee adjourned the meeting at 12:29 p.m.

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*** 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.**