



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, May 2, 2019

10:45 AM

City Council Chamber, 3rd Floor

The Rules & Legislation Committee convened at 11:03 a.m. with Councilmember Thao presiding as Chairperson.

Roll Call / Call To Order

Excused 1 - Lynette McElhaney

Present 3 - Dan Kalb, Rebecca Kaplan, and Sheng Thao

1 Determinations Of Closed Session

[18-1683](#)

Attachments: [View Report](#)

There will be a special closed session Tuesday, May 7, 2019 at 1:30 p.m.

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

Excused: 1 - McElhaney

Aye: 3 - Kalb, Kaplan, and Thao

NO VOTE: 0

2 Approval Of The Draft Minutes From The Committee Meeting Of April 11, And April 18, 2019

[18-1684](#)

Attachments: [View Report 4/11/2019](#)

[View Report 4/18/2019](#)

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

Excused: 1 - McElhaney

Aye: 3 - Kalb, Kaplan, and Thao

NO VOTE: 0

3 Determination Of Schedule Of Outstanding Committee Items

[18-1685](#)

Attachments: [View Report](#)

There is 1 speaker on this item

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

Excused: 1 - McElhaney

Aye: 3 - Kalb, Kaplan, and Thao

NO VOTE: 0

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

[18-1686](#)

Attachments: [View Report](#)

There were 4 speakers on this item

4.1 Subject: Resolution In Support Of Performance Management

From: Councilmember Taylor

Recommendation: Adopt A Resolution Directing The City Administrator To Develop Recommendations For Applying The Best Practices Of Performance Management, Measurement, And Reporting To Increase Employee Satisfaction And Retention Through Increased Staff Empowerment And Accountability, And To Increase Public Confidence Through Greater Transparency And Consistent Reporting

[18-1707](#)

Attachments: [View Report](#)

[View Report - Color Attachment](#)

[View Supplemental Report 5/10/2019](#)

A Title Change was Read into Record

This City Resolution be Scheduled.to go before the *Finance & Management Committee to be heard 5/14/2019

4.2 Subject: City Of Oakland 2019-2020 Tax And Revenue Anticipation Note
From: Finance Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) An Ordinance Providing For The Borrowing Of Funds And The Issuance And Sale Of 2019-2020 Notes Payable From Revenues Received During The Fiscal Year 2019-2020 In An Amount Not To Exceed \$120,000,000 And Approving Certain Related Matters; And [18-1740](#)

Attachments: [View Report](#)

This Ordinance be Scheduled.to go before the *Finance & Management Committee to be heard 5/14/2019

2) A Resolution Of The Council Of The City Of Oakland Providing For The Borrowing Of Funds For Fiscal Year 2019-2020 And The Issuance And Sale Of The City Of Oakland 2019- 2020 Tax And Revenue Anticipation Note In An Amount Not To Exceed \$120,000,000, And Approving The Execution Of A Note Purchase Agreement Relating To Such Note And Authorizing Other Actions In Connection Therewith [18-1742](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Finance & Management Committee to be heard 5/14/2019

4.3 Subject: Ordinance Amending Cannabis Business Tax Rates
From: Pro Tempore Kalb And Council President Kaplan
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Amending Oakland Municipal Code Title 5, Chapter 5.04, Section 5.04.480 And Section 5.04.481, To Create A Tiered And Category Based Tax Structure For Cannabis Businesses, Merge Medical And Non-Medical Cannabis Business Classifications, And Reduce Tax Rates For Cannabis Businesses [18-1321](#)

Attachments: [View Report](#)

[View City Administrator Report](#)

[View Supplemental Report 5/3/2019](#)

[View Supplemental Finance Report 5/3/2019](#)

[View Supplemental Finance Report 5/10/2019](#)

[View Supplemental Legislation 5/17/2019](#)

[View Supplemental Finance Report 5/17/2019](#)

A Title Change was Approved

This Ordinance be Scheduled.to go before the *Finance & Management Committee to be heard 5/14/2019

4.4 Subject: Business Tax Exemption For Small Landlords
From: President Pro Tempore Kalb And Councilmember Gallo
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code, Chapter 5.04, Section 5.04.420, To Fully Or Partially Exempt From The Business Tax On Residential Property Rentals Those Landlords With Personal Income Of 100 Percent Of Area Median Income Or Less Who Rent Out (1) Two Or Fewer Rooms From Their Single Family Home Of Personal Residence Or (2) A Unit From Their Owner-Occupied Two-Unit Parcel

[18-1769](#)

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

Councilmember Gallo requested to be added as a Co-Sponsor to this item

This City Resolution be Scheduled.to go before the *Finance & Management Committee to be heard 5/14/2019

4.5 Subject: Semi-Annual Staffing Report
From: Human Resources Management Department
Recommendation:Receive The Semi-Annual Informational Report On Public Works And Transportation Department (DOT) Staffing Through March 25, 2019

[18-1712](#)

Attachments: [View Report](#)

A Title Change was Approved And This item was Bifurcated

This Informational Report be Scheduled.to go before the *Finance & Management Committee and *Public Works Committee to be heard 5/14/2019

4.6 Subject: Public Works 2019 Strategic Plan Of Action
From: Councilmember Gallo
Recommendation: Receive An Informational Report On The Oakland Public Works (OPW) Strategic Workplan For Fiscal Year (FY) 2019-2020

[18-1378](#)

Attachments: [View Report](#)

A Title Change was Approved

This Informational Report be Scheduled.to go before the *Public Works Committee to be heard 5/14/2019

4.7 Subject: Prop. 68 Statewide Parks Grant - Project Recommendations
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To: 1) Apply For, Accept, And Appropriate Grant Funds From The Proposition 68 - California Statewide Park Development And Community Revitalization Program Grant For The Lincoln Square Park Recreation/Community Center Re-Build/Expansion Project For An Amount Not-To-Exceed Eight Million Five Hundred Thousand Dollars (\$8,500,000.00) And 2) To Apply For, Accept, And Appropriate Grant Funds From Future Rounds Of The Proposition 68 - California Statewide Park Development And Community Revitalization Program Grant For The Following Alternate Projects, For An Amount Not-To-Exceed Eight Million Five Hundred Thousand Dollars (\$8,500,000.00) For Each Of The Following Projects: Arroyo Viejo Recreation Center Renovation, Brookdale Recreation Center Renovation/Expansion, Mosswood Park New Recreation/Community Center, San Antonio Rec Center Renovation
[18-1743](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 5/14/2019

4.8 Subject: Mosswood Park Project Architectural Services Agreement Award
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Award And Execute A Professional Services Agreement For Architectural And Engineering Design Services With Leddy Maytum Stacy Architects (LMSA) For An Amount Not-To-Exceed Seven Hundred Sixty-Five Thousand Dollars (\$765,000.00) To Complete Programming And Master Planning Through Schematic Design Services, With The City Option To Complete Remaining Design Service Through Construction Support Utilizing LMSA Upon The Identification Of Additional Funding And Future Council Approval For The New Mosswood Park Community Center And Park Master Plan Project (No.1003625)
[18-1744](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 5/14/2019

4.9 Subject: Major Encroachment Permit At 13th St. Between Broadway And Franklin St.
From: Transportation Department
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Downtown Oakland & Lake Merritt / Uptown Community Benefit & Business Improvement Districts To Paint Sidewalks And Roadway, And Install Bollards And Planters Within 13th Street To Create A "Pavement To Parks" Facility Into The Public Right-Of-Way On 13th Street Between Broadway And Franklin Street, Major Encroachment Permit ENMJ18065
[18-1746](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 5/14/2019

4.10 Subject: TDA Article 3 FY19-20 Funds Approval
From: Transportation Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Up To Four Hundred And Forty-Four Thousand Seven Hundred And Ninety-Six Dollars (\$444,796.00) In Fiscal Year (FY) 2019-20 State Transportation Development Act Article 3 Funds As Follows: (1) Outlook To Hillmont And Parkway Cascade Stair Path Projects, Two Hundred Forty Four Thousand Seven Hundred Ninety Six Dollars (\$244,796.00); (2) Bicycle Signage Program, One Hundred Thousand Dollars (\$100,000.00); (3) Bicycle Parking Program, Seventy Five Thousand Dollars (\$75,000.00); And (4) Bicycle Education Program, Twenty Five Thousand Dollars (\$25,000.00); And

[18-1747](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 5/14/2019

2) A Resolution Authorizing The City Administrator To Waive The Advertising And Bidding Requirements For Award Of A Professional Services Agreement To The East Bay Bicycle Coalition (DBA Bike East Bay) In An Amount Not-To-Exceed Twenty-Five Thousand Dollars (\$25,000.00) To Conduct Bicyclist Safety Education Classes

[18-1748](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 5/14/2019

4.11 Subject: Neonicotinoid Restriction To Protect Pollinators
From: President Pro Tempore Kalb, Councilmember Bas And Council President Kaplan
Recommendation: Adopt A Ordinance: (1) Establishing The City Of Oakland's (City) Policy Prohibiting The City's Use Of Neonscotinoid Pesticides (Neonicotinoids) In Order To Protect Honey Bees And Other Pollinators; (2) Urging The Adoption Of State And Federal Restrictions On Neonscotsnoids; And (3) Urging Retailers Operating In The City Of Oakland To Not Sell Neonscotinoids
[18-1638](#)

Attachments: [View Report](#)

A Title Change was Approved

Councilmember Bas And Council President Kaplan requested to be added as Co-Sponsors

This City Resolution be Rescheduled.to go before the *Public Works Committee to be heard 5/28/2019

4.12 Subject: Improve Quality Of Life For Residents In/Around Opportunity Zones
From: Councilmember Taylor
Recommendation: Adopt A Resolution Directing The City Administrator To Develop Recommendations For Leveraging Available Incentives And City Resources To Encourage Responsible Investment Resulting In The Improvement Of The Quality Of Life For Oakland Residents Living In The Communities In And Around Opportunity Zones
[18-1708](#)

Attachments: [View Report](#)

[View Supplemental Report 5/10/2019](#)

A Title Change was read into Record

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 5/14/2019

4.13 Subject: Fruitvale Transit Village IIB LDDA And Ground Lease
From: Economic Workforce Development Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An An Ordinance Authorizing The City Administrator To Negotiate And Execute A Lease Disposition And Development Agreement, A Ninety-Nine Year Ground Lease And Related Documents (Collectively "LDDA") Among The City Of Oakland, The Spanish Speaking Unity Council Of Alameda County, Inc., And Bridge Housing Corporation Or Affiliated Entities For The Fruitvale Transit Village Phase IIB Affordable Housing Development To Be Located On APN 033-2197-019 Bounded By East 12th Street, 35th Avenue To The West, And 36th Avenue To The East
[18-1749](#)

Attachments: [View Report](#)

This Ordinance be Scheduled.to go before the *Community & Economic Development Committee to be heard 5/14/2019

4.14 Subject: Brooklyn Basin Affordable Housing Agreements
From: Housing And Community Development Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) An Ordinance (1) Authorizing Lease Disposition And Development Agreements With Midpen Housing Corporation And The Oakland Housing Authority, Or Affiliated Entities, For The Long-Term Ground Lease Of Parcel A At Brooklyn Basin, 2) Finding And Determining That The Lease Of The Parcel A Property To Nibbi Brothers Associates, Inc. For Less Than Its Fair Market Rental Value Is In The Best Interest Of The City, And (3) Making CEQA Findings For This Action; And

[18-1751](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 5/14/2019

2) A Resolution (1) Authorizing An Additional Unsecured Predevelopment Loan In The Amount Of \$3,532,000 To Midpen Housing Corporation, Or Affiliated Entities, To Support The Development Of Affordable Housing On Parcel A At Brooklyn Basin, And Amend Existing Predevelopment Loans To 0% Interest, (2) Authorizing A Secured Affordable Housing Development Loan In An Amount Not To Exceed \$29,775,000, To Midpen Housing Corporation, Or Affiliated Entities, To Support The Development Of 254 Units Of Affordable Housing On Parcel A At Brooklyn Basin, (3) Appropriate \$2,003,436.22 In Master Developer Fee Contributions And Interest Earnings And \$9,984,957.25 In Net Sales Proceeds From The OHA Purchase Of An Ownership Interest In The Affordable Housing Parcels Into Development Financing Of The Affordable Housing Units For Development Of Both Parcel A And Parcel F, And (4) Making CEQA Findings For This Action

[18-1752](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 5/14/2019

- 4.15** Subject: Emergency Shelter Activities And Amendment To Planning Code
From: Building And Planning Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance, As Recommended By The City Planning Commission, Amending Oakland Planning Code Section 17.07.060 To Allow Emergency Shelter Residential Activities And Emergency Housing Facilities On Property Designated By The City Administrator And Owned Or Leased By The City With No Discretionary Planning Approvals

[18-1762](#)

Attachments: [View Report](#)

This Ordinance be Scheduled.to go before the *Community & Economic Development Committee to be heard 5/14/2019

- 4.16** Subject: Acceptance Of The Surdna Grant
From: Economic Workforce And Development
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate Grant Funds From The Surdna Foundation In The Total Amount Of Seventy-Five Thousand Dollars (\$75,000.00) To Be Used To Support The Objectives Of The City's Cultural Plan "Belonging In Oakland: A Cultural Development Plan" And The City Of Oakland, Cultural Affairs Division's Participation As A Planning Partner Advising The Surdna Foundation's "Thriving Cultures" Program

[18-1745](#)

Attachments: [View Report](#)

This Report and Recommendation be Scheduled.to go before the *Life Enrichment Committee to be heard 5/14/2019

4.17 Subject: 2019 Summer Food Service Program
From: Human Services Department
Recommendation: Adopt A Resolution 1) Authorizing The City Administrator To Accept The Summer Food Service Program (SFSP) Grant From The California Department Of Education, Nutrition Services Division In An Amount Not To Exceed \$294,000; 2) Authorizing The City Administrator To Enter Into Agreements With Uptons, Inc. DBA School Foodies In An Amount Not To Exceed \$232,686 And With Revolution Foods In An Amount Not To Exceed \$73,350 To Provide Food Services For The Period June 10, 2019 Through August 9, 2019; 3) Authorizing The City Administrator To Accept And Appropriate Additional SFSP Grant Money That Becomes Available And Amend The Agreements To Increase The Grant Amount Within The Grant Term Of June 10, 2019 Through August 9, 2019; 4) Adjusting The FY 2018-2019 Adopted Budget To Transfer Salary Savings In The Amount Of Approximately \$158,057 To Fund Operations And Maintenance; And 5) Authorizing A Contribution From The General Purpose Fund In An Estimated Amount Of \$133,307 To Offset Overhead Charges
[18-1750](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 5/28/2019

4.18 Subject: Children’s Fairyland Agreement
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An Agreement With Oakland Children’s Fairyland, Inc. For The Operation And Management Of Children’s Fairyland For A Fifteen Year Term Expiring On December 31, 2034, And Authorizing An Annual Subsidy To Children’s Fairyland Of \$200,000 Plus Cost Of Living Adjustments
[18-1753](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 5/28/2019

4.19 Subject: 2019-2021 Alameda County Social Services Agency Match Funding
From: Human Services Department
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator To Accept And Appropriate Alameda County Social Service Agency Grant Funds In An Amount Of \$349,056 For Fiscal Year 2019- 2020 And \$350,134 For Fiscal Year 2020-2021 For The Henry J. Robinson Multi Service Center, And Accept Additional Funds And Adjust The Appropriation Depending On The Exact Grant Award; And 2) Authorizing The City Administrator To Enter Into A Grant Agreement With Bay Area Community Services For The Provision Of Transitional Housing And Support Services Each Year For Fiscal Years 2019-2020 And 2020-2021; And 3) Authorizing A Contribution From The General Purpose Fund In The Amount Equivalent To The Department's Central Services Overhead In An Estimated Amount Of \$4,459 For Fiscal Year 2019-2020 And \$4,548 For Fiscal Year 2020-2021

[18-1754](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 5/28/2019

4.20 Subject: FY 19-21 Oakland Path ReHousing Initiative And LHAP
From: Human Services Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Enter Into An Agreement With The Oakland Housing Authority (OHA) And Accept Funds In The Amount Of \$2,000,000 Each Year For Fiscal Year (FY) 2019-2020 And FY 2020-2021 To Continue Implementing The Oakland Path Re Housing Initiative (OPRI); And 2) Enter Into An Agreement With OHA And Accept Funds In An Amount Not To Exceed \$965,400 Each Year For FY 2019-2020 And 2020- 2021 To Implement The Moving To Work Local Housing Assistance Program (LHAP); And Appropriate Said Funds; And 3) Enter Into Grant Agreements With Service Providers For The Provision Of Transitional Housing Services For LHAP And For The Provision Of Permanent Housing And Support Services Under OPRI For FY 2019-2020 And FY 2020-2021; And 4) Accept And Appropriate Additional Funds That Become Available From OHA For The LHAP Or OPRI Within The Grant Terms Of FY 2019-2020 And FY 2020-2021 And Amend The Grant Agreements To Adjust The Grant Amounts Without Returning To Council

[18-1756](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 5/14/2019

- 4.21** Subject: Gwen Jackson Park
From: Councilmember Gallo
Recommendation: Adopt A Resolution Authorizing The Renaming Of Nicol Park To Gwen Jackson Park
[18-1760](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 5/28/2019

- 4.22** Subject: Annual Report From The Head Start Advisory Board
From: Human Service Department
Recommendation: Receive The 2019 Annual Report From The Head Start Advisory Board; On The July 9, 2019 Life Enrichment Committee Agenda
[18-1741](#)

This Informational Report be Scheduled.to go before the *Life Enrichment Committee to be heard 7/9/2019

- 4.23** Subject: Measure HH Budget Allocation Funding FY 2018-19
From: Finance Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Allocate An Amount Not To Exceed \$8 Million Of Sugar-Sweetened Beverage Distribution Tax Funds From Fiscal Year 2018-19 Adopted Midcycle Budget For Oakland Parks Recreation And Youth Development Programs, Capital Improvements And Grants
[18-1763](#)

Attachments: [View Report](#)

[View Advisory Board Recommendations](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 5/28/2019

- 4.24** Subject: Summer Youth Employment Program 2019 Funding Recommendation
From: Economic Workforce And Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Grants And Contributions And To Allocate Such Funds Upon Receipt To The City For The Summer Youth Employment Services Of The Oakland Workforce Development Board, And To Negotiate And Execute Grant Agreements Between The City Of Oakland And Various Nonprofit Organizations To Provide Summer Youth Employment Services And / Or Program Support, Without Returning To Council
[18-1765](#)

Attachments: [View Report](#)

[View Supplemental Report 5/10/2019](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 5/14/2019

4.25 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](#)
[View Supplemental Report 5/3/2019](#)

This City Resolution be Scheduled.to go before the *Public Safety Committee to be heard 5/14/2019

4.26 Subject: The Sanctuary City Contracting And Investment Ordinance
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance: (1) Amending Title Two Of The Oakland Municipal Code (Title Two) To Prohibit The City From Contracting With Companies That Contract With The United States Immigration And Customs Enforcement (ICE) Or Customs And Border Protection (CBP) To Provide Services Or Goods For Data Collection Or Immigration Detention Facilities; (2) Amending Title Two To Prohibit The City From Investing In Companies That Contract With Ice Or CBP For The Services Or Goods Mentioned Above; And (3) Requiring The City To Encourage The Governing Bodies Of The City's Employee Pension Plans To Avoid Investing In Companies That Contract With Ice Or CBP For The Services Or Goods Mentioned Above
[18-1056](#)

Attachments: [View Report](#)
[View Supplemental Report 5/17/2019](#)

This Ordinance be Scheduled.to go before the *Public Safety Committee to be heard 5/14/2019

4.27 Subject: Police Commission Professional Service Providers Contract
From: Councilmembers Taylor And Gallo
Recommendation: Adopt An Ordinance Granting The Police Commission Authority To Contract Directly with Professional Service Providers To Support Them In Fulfilling Their Duties As Defined In Measure LL And Its Accompanying Enabling Ordinance
[18-1764](#)

This Ordinance be Scheduled.to go before the *Public Safety Committee to be heard 5/28/2019

4.28 Subject Support Of AB 362 - Overdose Prevention Programs
From: Mayor Schaaf And Councilmember Bas
Recommendation: Adopt A Resolution In Support Of AB 362 - Overdose Prevention Programs (Eggman) And Request That, In Addition To The City And County Of San Francisco, The Bill Be Amended To Give The City Of Oakland Discretion To Authorize Qualified Entities To Operate Overdose Prevention Programs In The City Of Oakland [18-1713](#)

Attachments: [View Report](#)

This Item was Previously Scheduled

This City Resolution be No Action Taken.

4.29 Subject: Resolution In Support Of SB 18 (Skinner)
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of Senate Bill 18 (Skinner) That Would (1) Require The Regular Publication Of A Landlord-Tenant Legal Guide; (2) Extend Indefinitely The Existing State Law Protections For Tenanats Whose Landlord Goes Into Foreclosure; And (3) Provide Funding For Rental Assistance And Legal Aid To Tenants Through Competitive Grants To Statewide Programs [18-1767](#)

Attachments: [View Report](#)

[View Supplemental Report 5/10/2019](#)

This City Resolution be Scheduled.to go before the *Rules & Legislation Committee to be heard 5/16/2019

4.30 Subject: An Informational Report On OUSD's Restorative Justice Program
From Councilmember Taylor
Recommendation: Receive An Informational Report On OUSD's Restorative Justice Program Including A Program Description, Curriculum, Policies And Procedures, Staffing Plan And Budget Including Operating Expenses. The Report Shall Also Include A Summary Of Past Performance/Outcomes And Expected Outcomes in 2019-2020 School Year. Performance/Outcomes Shall Include An Equity Analysis By Race, Gender, And Geography [18-1706](#)

This Informational Report be Scheduled.to go before the *Education Partnership Committee to be heard 5/20/2019

4.31 Subject: Mayor's Budget Priorities Regarding Supports For Children
From: Councilmember Bas
Recommendation: Receive An Informational Report From The City Administration On The Mayor's 2019-2021 Budget Regarding Supports For Our Children And Students, Including Grants That Include OFCY And Oakland Unite, Head Start, Libraries, Recreation Centers, Safe Routes to School, Crossing Guards, Violence Prevention, Summer Youth Employment, Oakland Promise, And Programs That Address And Support The Commercial Sexual Exploitation Of Children (CSEC) Population
[18-1768](#)

Attachments: [View Report](#)

This Informational Report be Scheduled.to go before the *Education Partnership Committee to be heard 5/20/2019

4.32 Subject: Informational Report From The Oakland Unified School District
From: Councilmember Bas
Recommendation: Receive An Informational Report From The Oakland Unified School District (OUSD) On The OUSD Community Schools Model, Including Programs That Are Collaborations Between The City Of Oakland And OUSD, Specifically A Detailed Description Of The OUSD Restorative Justice Program And Chronic Absenteeism Programs And Priorities
[18-1770](#)

Attachments: [View Report](#)

This Informational Report be Scheduled.to go before the *Education Partnership Committee to be heard 5/20/2019

4.33 Subject: Date Change For June Education Partnership Meeting To June 17
From: Councilmember Bas
Recommendation: Amend The Date For The June Meeting Of The Education Partnership Committee From June 11 To June 17, 2019 At 5:30 In Council Chambers
[18-1766](#)

4.34 Subject: Impact Of Approving Resolution No. 87485 (Measure AA)
From: Member Of Public: Gene Hazzard
Recommendation: Receive An Informational Report From The Office Of The City Attorney: Report Should Include The Following Information 1) What Impact, If Any, That The Complaint Filed By A Member Of The Public With The Secretary Of State Challenging The City Councils Action Of December 14, 2018 Approving Resolution No. 87485 (Measure AA) Was In Fact Fraudulent. The Council Action Altering The Finding Of The Certification Of The Election Results By Tim Dupis, The Alameda County Voter Registrar Stated That Measure AA Appearing On The November 6, 2018 Had Passed When It Did Not Receive The Requisite Percentage (66 2/3) For Passage , So It Had Failed. Further, The Councils Action On April 16, 2019 Amending The December 14, 2018 Action Not To Collect The \$198.00 Parcel Tax Which Was Required, Had Measure AA Been Legitimately Approved By The Voters, What Impact, If Any, Would This Complaint Have On The Validation Action That The Council Directed Staff To Execute In Resolution 87485 Of December 14, 2018; As Soon As Possible On The City Council Agenda
[18-1755](#)

This Informational Report be No Action Taken.

4.35 Subject: FY 2019-21 Proposed Affordable Housing Expenditures (Measure KK)
From: Housing And Community Development Department
Recommendation: Receive An Informational Report On The Proposed Affordable Housing Expenditures From Measure KK Funds Per The Fiscal Year (FY) 2019-21 Proposed Budget
[18-1759](#)

Attachments: [View Report](#)

This City Resolution be Scheduled to go before the * Special Meeting of the Oakland City Council to be heard 5/7/2019

- 4.36** Subject: InnoFin Solutions LLC Professional Services Contract
From: Finance Department
Recommendation: Adopt A Resolution: 1) Waiving The Competitive Solicitation Process For The Purchase Of Professional Services For The Ongoing Support For Budget Implementation, And Budget System Operations And Maintenance For The Oracle Planning And Budgeting Cloud Service (“PBCS”); And 2) Authorizing The City Administrator To Extend The Contract For Professional Services With InnoFin Solutions LLC To Provide Ongoing Support For Budget Implementation, And Budget System Operations And Maintenance For The Oracle Planning And Budgeting Cloud Service (“PBCS”) For Two Years, From July 1, 2019 To June 30, 2021, In The Amount Of One Hundred Fifty Thousand Dollars (\$150,000) Per Year, With A Total Contract Amount Of Three Hundred Thousand Dollars (\$300,000)
[18-1761](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the * Special Meeting of the Oakland City Council to be heard 5/7/2019

- 4.37** Subject: Informational Briefing On Proposed Howard Terminal Ballpark Project
From: President Pro Tempore Kalb
Recommendation: Receive An Informational Report And Briefing On Status, Goals And Potential Impacts Of The Oakland A’s Howard Terminal Ballpark Project And Related Development (Housing, Open Space, Adjacent Infrastructure, Etc.), Including But Not Limited To (1) Pending State Legislation, Senate Bill 293 (Skinner) And Assembly Bill 1191 (Bonta); (2) The Environmental Impact Report (EIR) Process Including Scoping, Designation Of Lead Agency, Project Objectives And Description, Alternatives, And Timeline; (3) Transportation/Transit Infrastructure Needs And Challenges Including Information On Proposed Gondola And Other Options To And From The Ballpark; (4) Potential Impacts To Nearby Maritime Industry; (5) Financing Of Ballpark And Related Infrastructure; (6) Community Benefits; And (7) Realistic Jobs Impacts
[18-1715](#)

A Title Change was read into record

As A Non-Consent Item

This Informational Report be Scheduled.to go before the *Community & Economic Development Committee to be heard 6/28/2019

- 4.38** Subject: FY 2019-20 Landscaping And Lighting District (LLAD) - Confirmation
From: Finance Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Confirming The Information In The Engineer's Report For The City Of Oakland Landscaping And Lighting Assessment District For Fiscal Year (FY) 2019-20 And The Levying Of Assessments
[18-1758](#)

Attachments: [View Report](#)
[View Supplemental Report 5/17/2019](#)

As A Public Hearing

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/21/2019

- 4.39** Subject: Measures M, N, Q, Z, And D FY 19-20 Cost-Of-Living Tax Adjustment
From: Finance Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Authorizing A Fiscal Year 2019-20 Increase In Accordance With The Consumer Price Index, Fixing The Rate Of The Property Tax, And Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year 2019-20 For Voter Approved Measure M (The Emergency Medical Services Retention Act Of 1997), Measure N (The Paramedic Services Act Of 1997), Measure Q (The Library Services Retention And Enhancement Act Of 2004), Measure Z (The 2014 Oakland Public Safety And Services Violence Prevention Act), And Measure D (The 2018 Oakland Public Library Preservation Act)
[18-1757](#)

Attachments: [View Report](#)

This Ordinance be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/21/2019

CHANGES TO PREVIOUSLY DISTRIBUTED 10-DAY AGENDAS

CHANGES MADE TO THE MAY 7, 2019 SPECIAL CITY COUNCIL AGENDA

Subject: FY 2019-21 Proposed CIP
Form: Finance Department
Recommendation: Receive An Informational Report On The Recommended Capital Improvement Program (CIP) For Fiscal Years 2019-2021
[18-1716](#)

Attachments: [View Report](#)

This Item was Bifurcated

This Informational Report be Scheduled.to go before the * Special Meeting of the Oakland City Council to be heard 5/7/2019

Subject: FY 2019-21 Proposed Budget
From: Finance Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Authorizing The Biennial Budget For Fiscal Years 2019-2021 And Appropriating Certain Funds To Provide For The Expenditures Proposed By Said Budget; And
[18-1717](#)

Attachments: [View Report](#)
[View Proposed Budget Report](#)

A Title Change was read into record

This City Resolution be Scheduled.to go before the * Special Meeting of the Oakland City Council to be heard 5/7/2019

CHANGES MADE TO THE MAY 7, 2019 CITY COUNCIL AGENDA

Subject: Emergency Building Standards Amendments
From: Building And Planning Department
Recommendation: Adopt An Ordinance For Emergency Building Standards Amendments To The 2016 California Building Code Adding Section 15.04.3.2400 To The Oakland Municipal Code Chapter 15.04 (2016 Oakland Building Construction Code) To Incorporate Emergency Building Standards As Recently Adopted By The State Of California For Emergency Housing Buildings And Facilities, With Local Modifications [18-1666](#)

Attachments: [View Report](#)
[View Supplemental Report 4/19/2019](#)
[View Supplemental Report 5/3/2019](#)

A Title Change was read into record

This Ordinance be Accepted.

- 5 A Review Of The Draft Agendas For The Council Committee Meeting Of May 14, 2019 And The Rules And Legislation Committee Of May 16, 2016 [18-1687](#)

Attachments: [View Report](#)

There was 1 speaker on this item

There was a motion to change The Committee Meetings of May 14, 2019 to Special Committee Meetings as Follows:

SPECIAL FINANCE & MANAGEMENT COMMITTEE MEETING WILL BE HELD AT 9:00 A.M.

SPECIAL PUBLIC WORKS COMMITTEE MEETING AGENDA WILL BE HELD AT 10:30 A.M.

SPECIAL COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE MEETING WILL BE HELD AT 12:30 P.M.

SPECIAL LIFE ENRICHMENT COMMITTEE MEETING AGENDA WILL BE HELD AT 3:00 P.M.

This Report and Recommendation be Accepted as Amended.

6 Subject: Resolution In Support Of AB 36 - Costa Hawkins Reform
From: President Pro Tempore Kalb & Councilmember Bas
Recommendation: Adopt A Resolution In Support Of Assembly Bill 36 (Bloom) That Would Allow Local Jurisdictions To Apply Rent Stabilization To (1) Rental Units That Are More Than Ten Years Old And (2) Single-Family Rentals And Condominiums If The Owner Owns At Least Three Housing Units Within The Jurisdiction Or Is Not A Natural Person
[18-1674](#)

Attachments: [View Report](#)
[View Supplemental Report 4/26/2019](#)

This City Resolution be Continued to go before the *Rules & Legislation Committee to be heard 5/30/2019

7 Subject: Resolution In Support Of AB 1279 - High-Resource Area Housing Production
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1279 (Bloom) That Would Require Development Sites In High Resource Areas To Allow More Density And Height And To Be Subject To "Use By-Right" Approval With Various Protections Against Displacement
[18-1675](#)

Attachments: [View Report](#)
[View Supplemental Report 4/26/2019](#)

A motion was made by Rebecca Kaplan, seconded by Dan Kalb, that this matter be Approved the Recommendation of Staff, and Forward to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 5/7/2019. The motion carried by the following vote:

Excused: 1 - McElhaney
Aye: 3 - Kalb, Kaplan, and Thao
NO VOTE: 0

8 Subject: Resolution In Support Of AB 1763 - Enhanced Affordable Housing Density
From: President Pro Tem Dan Kalb
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1763 (Chiu) That Would Require A City Or County To Provide 100% Affordable Housing Development Projects With Various Density Bonus Law Benefits As Well As Height Increases, If Near A Major Transit Stop Or High-Quality Transit Corridor
[18-1677](#)

Attachments: [View Report](#)
[View Supplemental Report 4/26/2019](#)

A motion was made by Rebecca Kaplan, seconded by Dan Kalb, that this matter be Approved the Recommendation of Staff, and Forward to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 5/7/2019. The motion carried by the following vote:

Excused: 1 - McElhaney
Aye: 3 - Kalb, Kaplan, and Thao
NO VOTE: 0

9 Subject: Waive OUSD Debt
From: Council President Kaplan, Councilmember Thao And Bas
Recommendation: Adopt A Resolution Requesting The State To Waive Oakland Unified School District's California State Emergency Loan
[18-1689](#)

Attachments: [View Report](#)

There were 2 speakers on this item

A motion was made by Rebecca Kaplan, seconded by Dan Kalb, that this matter be Approved the Recommendation of Staff, and Forward to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 5/7/2019. The motion carried by the following vote:

Excused: 1 - McElhaney
Aye: 3 - Kalb, Kaplan, and Thao
NO VOTE: 0

10 Subject: Resolution In Support Of AB 575
From: Council President Kaplan
Recommendation: Adopt A Resolution In Support Of AB 575, Education Finance Local Control Funding Formula; Supplemental Grants For The Lowest Performing Pupil Subgroup Or Subgroups
[18-1691](#)

Attachments: [View Report](#)
[View Supplemental Report 4/26/2019](#)

There was 1 speaker on this item

A motion was made by Rebecca Kaplan, seconded by Dan Kalb, that this matter be Approved as Amended the Recommendation of Staff, and Forward to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 5/7/2019. The motion carried by the following vote:

Excused: 1 - McElhanev

Aye: 3 - Kalb, Kaplan, and Thao

NO VOTE: 0

Open Forum (Total Time Available: 15 Minutes)

5 speakers spoke during Open Forum

Adjournment

There being no further business, and upon the motion duly made, the Rules & Legislation Committee adjourned the meeting at 1:13 p.m.

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.

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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 8:30AM 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.**