

MINUTES OF THE SPECIAL CITY COUNCIL MEETING
TUESDAY- -DECEMBER 20, 2016- -6:15 P.M.

Mayor Spencer convened the meeting at 6:15 p.m.

Roll Call – Present: Councilmembers Daysog, Ezzy Ashcraft, Matarrese, Oddie and Mayor Spencer – 5.

[Note: Councilmember Ezzy Ashcraft arrived at 6:18 p.m. and Councilmember Daysog arrived at 6:25 p.m.]

Absent: None.

The meeting was adjourned to Closed Session to consider:

(16-648) Conference with Legal Counsel Workers' Compensation Claim (Pursuant to Government Code § 54956.95); Claimant: Robert Haun; Agency claimed against: City of Alameda

Following the Closed Session, the meeting was reconvened and Mayor Spencer announced direction was given to staff.

Adjournment

There being no further business, Mayor Spencer adjourned the meeting at 6:51 p.m.

Respectfully submitted,

Lara Weisiger
City Clerk

The agenda for this meeting was posted in accordance with the Sunshine Ordinance.

MINUTES FOR THE SPECIAL CITY COUNCIL MEETING
TUESDAY- -DECEMBER 20, 2016- -6:59 P.M.

Mayor Spencer convened the meeting at 7:02 p.m. and led the Pledge of Allegiance.

ROLL CALL - Present: Councilmembers Daysog, Ezzy Ashcraft, Matarrese, Oddie and Mayor Spencer – 5.

[Note: The special meeting was reconvened at 8:39 p.m. following the Council reorganization at the regular meeting causing the following to now be present: Councilmembers Ezzy Ashcraft, Matarrese, Oddie, Vella and Mayor Spencer – 5.]

Absent: None.

CONSENT CALENDAR

The City Clerk announced that the BKF Engineers contract [paragraph no. 16-651], amendment to the Clean Lakes contract [paragraph no. 16-653], the sewer rehabilitation project acceptance [paragraph no. 16-654], the Park/Otis force main project acceptance [paragraph no. 16-655], the Municipal Code amendment regarding designation of Preferential Parking Zones [paragraph no. 16-658] and the Municipal Code amendment regarding Special Tax Financing [paragraph no. 16-659] were removed from the Consent Calendar for discussion.

Vice Mayor Matarrese moved approval of the remainder of the Consent Calendar.

Councilmember Oddie seconded the motion, which carried by unanimous voice vote – 5. [Items so enacted or adopted are indicated by an asterisk preceding the paragraph number.]

Mayor Spencer stated that she would like to hear Councilmember Daysog's referral to give him the opportunity to speak.

Councilmember Oddie inquired whether Council would move to the next meeting after hearing Councilmember Daysog's referral.

Mayor Spencer responded in the affirmative; stated if there is time, Council would hear the remainder of the Consent Calendar.

Councilmember Ezzy Ashcraft stated Council must return to the Consent Calendar.

Mayor Spencer stated the Charter needs to be honored.

Councilmember Oddie stated that he agrees with moving up Councilmember Daysog's referral.

Vice Mayor Matarrese stated there is urgency to address the ordinances and the Social Services Human Relations Board (SSHRB) appointment.

Mayor Spencer stated if Councilmember Daysog's referral is not heard until the next meeting, it will be after the change of Council.

Councilmember Ezzy Ashcraft stated Councilmember Daysog can speak at the next meeting as a former Councilmember.

Councilmember Oddie inquired whether a Councilmember is willing to substitute their name to bring back the referral.

Vice Mayor Matarrese stated he would bring the referral back.

Vice Mayor Matarrese moved approval of hearing the appointment of Sherice Youngblood as a Member of the Social Service Human Relations Board.

Mayor Spencer seconded the motion.

Under discussion, Councilmember Ezzy Ashcraft inquired why the SSHRB appointment is urgent.

Mayor Spencer responded the SSHRB is dealing with important issues right now; people in the community and staff feel it is important to fill the vacancy.

Councilmember Ezzy Ashcraft stated that she will not support the nomination; there were several applicants for the vacancy and only some were interviewed.

On the call for the question, the motion carried by the following voice vote: Ayes: Councilmembers Daysog, Matarrese and Mayor Spencer – 3. Noes: Councilmember Ezzy Ashcraft – 1. Abstention: Councilmember Oddie – 1.

The items removed from the Consent Calendar for discussion, the referral [paragraph no. 16-667] and the Historical Advisory Board nomination [paragraph no. 16-668] were considered after the resolution appointing Sherice Youngblood [paragraph no. 16-660] and the recess to hold the Regular meeting, which included reorganization of the City Council.

(16-649) Minutes of the Regular City Council Meeting Held on November 15, 2016. Approved.

(16-650) Bills Ratified in the amount of \$2,236,870.84

(16-651) (See Paragraph No. 16-661) Recommendation to Award a Contract in the Amount of \$179,444, Including Contingency, to BKF Engineers to Finalize the Design of

the Ralph Appezato Memorial Parkway and Atlantic Gap Segments of the Cross Alameda Trail (Between Main Street and Constitution Way).

(16-652) Recommendation to Authorize the City Manager to Execute an Amendment to an Agreement with Willdan Financial Services, Inc. to Extend Term Until December 2018, and to Add the Amount of \$50,000 for a Total Contract Amount of \$170,000 for Economic Consulting Services Related to Alameda Point and Citywide Projects. Accepted.

(16-653) (See Paragraph No. 16-662) Recommendation to Amend the Contract with Clean Lakes, Inc. to Increase the Contract Amount by \$99,123.90, Including Contingencies, for Vegetation Management, Debris Management, and Water Quality Monitoring for the Southshore Lagoons, for a Total Contract Amount of \$499,719.20.

(16-654) (See Paragraph No. 16-663) Recommendation to Accept the Work of Ranger Pipeline Inc. for Cyclic Sewer Rehabilitation Project, Phase 12, No. P.W. 01-15-01.

(16-655) (See Paragraph No. 16-664) Recommendation to Accept the Work of Ranger Pipelines, Inc. for the Construction of the Park/Otis Force Main Replacement Project, No. P.W. 10-15-19.

(16-656) Resolution No. 15215, "Amending the General Fund and the Capital Improvement Program Fund by \$140,000 for the Reconfiguration of the City Attorney's Office." Adopted; and

(16-656A) Resolution No. 15216, "Amending the General Fund and the Capital Improvement Program Fund by \$75,000 for Legal, Professional and Consultant Services Related to the Oakland Inner Harbor Tidal Canal Project." Adopted.

(16-657) Ordinance No. 3170, "Approving a Lease and Authorizing the City Manager to Execute Documents Necessary to Implement the Terms of a Three Year Lease with No Extension Option and a Right to Early Termination with Pacific Pinball Museum, a California Corporation, for Building 169, Suite 101 Located at 1650 Viking Street at Alameda Point." Final passage.

(16-658) (See Paragraph No. 16-665) Final Passage of Ordinance Amending the Alameda Municipal Code by Amending Section 12-17 (Preferential Parking Zones) of Article III (Permit Parking) of Chapter XII (Designated Parking) to Modify the Procedures relating to the Designation of Preferential Parking Zones.

(16-659) (See Paragraph No. 16-666) Final Passage of Ordinance Amending the Alameda Municipal Code by Amending Division IV (Annexation of Territory) of Section 3-70 (Special Tax Financing Improvement Code), of Division I (General Provisions), of Article IV (Special Tax Financing), of Chapter III (Finance and Taxation).

REGULAR AGENDA ITEM

(16-660) Resolution No. 15217, "Appointing Sherice Youngblood as a Member of the Social Service Human Relations Board." Adopted.

Vice Mayor Matarrese moved adoption of the resolution.

Councilmember Daysog seconded the motion.

Under discussion, Councilmember Ezzy Ashcraft stated all residents should be treated equally; if people submit applications everyone should be interviewed, not just a select few.

On the call for the question, the motion carried by the following voice vote: Ayes: Councilmembers Daysog, Matarrese, Oddie and Mayor Spencer – 4. Noes: Councilmember Ezzy Ashcraft – 1.

The City Clerk administered the Oath of Office and presented a certificate of appointment to Ms. Youngblood.

Ms. Youngblood made brief comments.

Mayor Spencer called a recess at 7:13 p.m. and reconvened the special meeting at 8:39 p.m. after the City Council reorganization at the regular meeting; therefore, the following Councilmembers were now present: Councilmembers Ezzy Ashcraft, Matarrese, Oddie, Vella and Mayor Spencer.

CONTINUATION OF CONSENT CALENDAR

(16-661) Recommendation to Award a Contract in the Amount of \$179,444, Including Contingency, to BKF Engineers to Finalize the Design of the Ralph Appezato Memorial Parkway and Atlantic Gap Segments of the Cross Alameda Trail (Between Main Street and Constitution Way).

The Bicycle Coordinator stated that she was available to answer questions.

Councilmember Ezzy Ashcraft inquired where the Cross Alameda Trail and Atlantic Gap are located.

The Bicycle Coordinator responded the Cross Alameda Trail and Atlantic Gap is one block along Atlantic Avenue between Webster Street and Constitution Way.

Councilmember Ezzy Ashcraft stated a landmark for the location would be the Starbucks at Webster Square; inquired why the section is challenging for pedestrians and bicyclists.

The Bicycle Coordinator responded the location does not have bicycle facilities or extra right-of-way.

Councilmember Ezzy Ashcraft inquired whether the design would come back to the Transportation Commission in early 2017, to which the Bicycle Coordinator responded in the affirmative.

Councilmember Ezzy Ashcraft inquired what is the funding source for the Atlantic Gap portion.

The Bicycle Coordinator responded the funding is a combination of Measure BBB, development impact fees and/or possibly Transportation Development Act Article III fees; stated staff is figuring out the combination and the final cost.

Councilmember Ezzy Ashcraft inquired whether there is a guarantee that the project will be fully funded.

The Bicycle Coordinator responded the intention is to fully fund the project; stated staff is designing a lower cost project to have sufficient funding.

Councilmember Ezzy Ashcraft inquired whether the project will be more than just paint on the pavement, to which the Bicycle Coordinator responded in the affirmative; stated staff is reviewing a two-way separated bike lane and other improvements to allow bicyclists and pedestrians to safely cross.

Councilmember Ezzy Ashcraft inquired whether the block is fairly large, to which the Bicycle Coordinator responded the block is medium sized.

Councilmember Ezzy Ashcraft stated residents from Independence Plaza crossing in the middle of the block is a challenge; inquired whether said issue will be addressed.

The Bicycle Coordinator responded in the affirmative; stated a mid-block crossing will be included in the project.

In response to Councilmember Ezzy Ashcraft's inquiry about providing construction support, the Bicycle Coordinator stated providing construction support allows staff to have the designer, BKF Engineers, available to answer questions during the bidding process, to ensure the bids received are realistic and to answer questions on an as needed basis during the construction phase.

Councilmember Ezzy Ashcraft inquired about the meaning of providing signal plans at Atlantic Avenue and Webster Street and Atlantic Avenue and Constitution Way if changes are needed to the signals to create safe bicycle and pedestrian crossings.

The Bicycle Coordinator responded in order to make adequate space for the crossings,

the City might have to physically move or alter traffic poles; the goal is to make the area safe for pedestrians and bicyclists.

Councilmember Matarrese moved approval of the staff recommendation.

Councilmember Ezzy Ashcraft seconded the motion, which carried by unanimous voice vote – 5.

(16-662) Recommendation to Amend the Contract with Clean Lakes, Inc. to Increase the Contract Amount by \$99,123.90, Including Contingencies, for Vegetation Management, Debris Management, and Water Quality Monitoring for the Southshore Lagoons, for a Total Contract Amount of \$499,719.20.

In response to Councilmember Oddie's inquiry regarding odor, the Public Works Coordinator stated the aroma is from decomposing matter being dug up to keep the structures in place; staff is working on dredging the material out of the lagoon.

Councilmember Oddie inquired whether the problem will be better, worse or the same by next summer.

The Public Works Coordinator responded there will always be aroma; stated Alameda is in a salt marsh bay environment; staff is putting forth its best efforts to try to reduce the smell.

Vice Mayor Vella inquired whether there will be a process for notifying the nearby residents about the aroma next summer; the issue is a major concern for residents.

The Public Works Coordinator responded in the affirmative.

Councilmember Oddie moved approval of the staff recommendation.

Councilmember Ezzy Ashcraft seconded the motion.

Under discussion, Mayor Spencer stated that she and staff members met with concerned residents and progress was made working with the community.

On the call for the question, the motion carried by unanimous voice vote – 5.

(16-663) Recommendation to Accept the Work of Ranger Pipeline Inc. for Cyclic Sewer Rehabilitation Project, Phase 12, No. P.W. 01-15-01.

Councilmember Oddie requested an update on the sewer replacement and the anticipated date of relief from the large pools of standing water.

The Public Works Coordinator stated the sanitary system and storm system are two separate issues; the pressurized sewer pipe from the South Shore Shopping Center to

Krusi Park failed and was replaced.

Councilmember Oddie inquired whether staff can come back in the beginning of the year with an update on storm flooding issues.

The Public Works Coordinator responded in the affirmative.

Councilmember Oddie moved approval of the staff recommendation for the cyclic sewer rehabilitation project and the Park/Otis force main project [paragraph no. 16-664].

Vice Mayor Vella seconded the motion.

Under discussion, Mayor Spencer inquired what can community members do if they see an area that needs to be fixed.

The City Manager responded the public can go to SeeClickFix, a program the Public Works Department manages, and submit a request for repairs.

Mayor Spencer stated requests can include reporting flooding areas.

On the call for the question, the motion carried by unanimous voice vote – 5.

(16-664) Recommendation to Accept the Work of Ranger Pipelines, Inc. for the Construction of the Park/Otis Force Main Replacement Project, No. P.W. 10-15-19.

This item was discussed and voted upon under the cyclic sewer rehabilitation [paragraph no. 16-663].

(16-665) Ordinance No. 3171, “Amending the Alameda Municipal Code by Amending Section 12-17 (Preferential Parking Zones) of Article III (Permit Parking) of Chapter XII (Designated Parking) to Modify the Procedures relating to the Designation of Preferential Parking Zones.” Finally passed.

Councilmember Ezzy Ashcraft inquired when the Line 21 free shuttle started, how it was noticed and what has been the ridership since its inception.

The Base Reuse Director responded staff has been working with AC Transit for the past six months to meet all the arrival and departure times of the ferry.

Councilmember Ezzy Ashcraft inquired how long AC Transit has been meeting the departure and arrival times.

The Base Reuse Director responded approximately three months; stated there is sufficient cushion to allow rider’s time to board the buses and the ferry.

Councilmember Ezzy Ashcraft noted the Harbor Bay Ferry only leaves once an hour.

The Base Reuse Director stated staff created fliers regarding forms of alternative transportation; fliers were passed out at all morning departures; the Water Emergency Transportation Authority (WETA) emailed riders on its list; staff will do more marketing to make sure riders are aware of options.

Councilmember Ezzy Ashcraft inquired whether a sandwich board sign could be placed on the pavement with information.

The Base Reuse Director responded in the affirmative; stated there will be a robust community outreach process to ferry riders, neighborhoods and the Home Owner Associations (HOAs).

Councilmember Ezzy Ashcraft inquired whether the shuttle, which is free to ferry riders, stops at the park and ride lot on Island Drive.

The Base Reuse Director responded the Line 21 shuttle stops across the street from said location.

Councilmember Ezzy Ashcraft inquired whether the location is on the marketing handout.

The Base Reuse Director responded in the affirmative; stated the flier was done by a professional graphic designer.

Councilmember Ezzy Ashcraft inquired whether there are numbers on the ridership to date.

The Base Reuse Director responded staff has asked AC Transit for data to try and evaluate the benefits.

Vice Mayor Vella moved final passage of the ordinance.

Councilmember Matarrese seconded the motion, which carried by unanimous voice vote – 5.

(16-666) Ordinance No. 3172, “Amending the Alameda Municipal Code by Amending Division IV (Annexation of Territory) of Section 3-70 (Special Tax Financing Improvement Code), of Division I (General Provisions), of Article IV (Special Tax Financing), of Chapter III (Finance and Taxation).” Finally passed.

Councilmember Oddie stated his question was already answered by staff.

Councilmember Oddie moved final passage of the ordinance.

Vice Mayor Vella seconded the motion, which carried by unanimous voice vote – 5.

COUNCIL REFERRAL

(16-667) Consider Directing the City Clerk to Work with the City Attorney in Crafting an Ordinance to Provide City Funding to Pay Administrative Election Costs to Reduce Financial Barriers of Running for Office. (Councilmember Daysog)

Councilmember Matarrese made brief comments regarding Councilmember Daysog's referral.

Mayor Spencer inquired whether an estimate of the cost could be included.

Councilmember Matarrese responded staff should include the usual impact to the General Fund or other funds.

Councilmember Oddie stated that he is concerned about violating the Sunshine Ordinance if direction is given to staff since overhauling the campaign finance rules was not noticed; community members might want to comment; he does not agree with asking the City and taxpayers to pay money so politicians can run for office.

Councilmember Ezzy Ashcraft stated that she would like to see an independent body review the matter; she agrees with Councilmember Oddie.

Vice Mayor Vella stated that she would also like an independent body to review the matter.

Mayor Spencer stated that she supports the referral as noticed; she would like to find out what the expense would be to the City; she supports reducing the financial barrier to running for office.

Councilmember Matarrese stated perhaps the discussion needs to happen in a different venue.

Mayor Spencer inquired whether the issue of reducing the cost for candidates is a new issue.

The City Attorney stated campaign finance reform was previously addressed, not the current specific issue.

Mayor Spencer moved approval of the referral.

The motion failed for a lack of second.

COUNCIL COMMUNICATIONS

(16-668) Consideration of Mayor's Nomination for Appointment to the Historical

Advisory Board.

Mayor Spencer nominated Norman Sanchez for appointment to the Historical Advisory Board.

ADJOURNMENT

There being no further business, Mayor Spencer adjourned the meeting at 9:15 p.m.

Respectfully submitted,

Lara Weisiger
City Clerk

The agenda for this meeting was posted in accordance with the Sunshine Ordinance.

MINUTES FOR THE REGULAR CITY COUNCIL MEETING
TUESDAY- -DECEMBER 20, 2016- -7:00 P.M.

Mayor Spencer convened the meeting at 7:13 p.m.

ROLL CALL - Present: Councilmembers Daysog, Ezzy Ashcraft, Matarrese, Oddie and Mayor Spencer – 5.

Absent: None.

RESOLUTION ACKNOWLEDGING SERVICE AND FAREWELL COMMENTS

(16-669) Resolution No. 15218, “Adoption of Resolution Commending Tony Daysog for Fourteen Years of Service to the City of Alameda as Councilmember.” Adopted.

Vice Mayor Matarrese moved adoption of the resolution.

Councilmember Ezzy Ashcraft seconded the motion, which carried by unanimous voice vote – 5.

Mayor Spencer read the resolution and presented it to Councilmember Daysog.

Thanked Councilmember Daysog for his years of service: Carrie Monks, Alameda; Brian Schumacher, Alameda; Kurt Peterson, Alameda; Ken Peterson, Alameda; Jim Sweeney, Alameda; Dan Tuazon, Alameda; and former Councilmember Lil Arnerich, Alameda.

Councilmember Oddie made brief comments and presented a Resolution on behalf of Assemblymember Rob Bonta.

Vice Mayor Matarrese, Councilmember Ezzy Ashcraft, the City Manager and Mayor Spencer made brief comments.

Councilmember Daysog made brief comments.

Mayor Spencer called a recess at 7:49 p.m. and reconvened the meeting at 8:01 p.m.

INSTALLATION

(16-670) The Honorable Judge Delbert Gee administered the Oaths of Office to Councilmembers Vella and Ezzy Ashcraft, the Treasurer and the Auditor.

ROLL CALL - Present: Councilmembers Ezzy Ashcraft, Matarrese, Oddie, Vella and Mayor Spencer – 5.

Absent: None.

CONSIDERATION OF APPOINTMENT OF VICE MAYOR

(16-671) Councilmember Oddie moved approval of Councilmember Vella serving as Vice Mayor.

Councilmember Ezzy Ashcraft seconded the motion, which carried by unanimous voice vote – 5.

COMMENTS BY NEW COUNCIL

(16-672) Councilmember Ezzy Ashcraft, Vice Mayor Vella, Treasurer Kennedy and Auditor Kearney made brief comments.

Mayor Spencer made brief comments.

AGENDA CHANGES

Following a brief discussion about agenda changes, Mayor Spencer called for a recess at 8:25 p.m. and reconvened the meeting at 8:33 p.m.

PROCLAMATIONS, SPECIAL ORDERS OF THE DAY AND ANNOUNCEMENTS

(16-673) Mayor Spencer stated the City of Alameda is part of the Everyone Belongs Here Campaign; the Social Services Human Relations Board (SSHRB) requested a joint meeting with Council in early 2017 to discuss and implement ideas from a SSHRB meeting.

The City Manager stated the Alameda Police Department (APD) has an internal policy that APD does not cooperate with US Immigration and Customs Enforcement (ICE) to deport undocumented citizens pulled over for a traffic stop; Alameda is proactively working to protect its citizens; if someone commits a crime, they will be treated as any other citizen, regardless if they are documented or undocumented.

Mayor Spencer stated the APD policy number is 428 for anyone who wants a copy.

ORAL COMMUNICATIONS, NON-AGENDA

(16-674) Philip James suggested finding ways to hire part time or full time staff members for each member of City Council to assist them in making the decisions.

Mayor Spencer called a recess 8:25 p.m. to reconvene the special meeting and reconvened the regular meeting at 9:15 p.m.

CONSENT CALENDAR

None.

REGULAR AGENDA ITEMS

None.

CITY MANAGER COMMUNICATIONS

(16-675) The City Manager welcomed the new and returning Councilmembers; stated at the December 6th meeting, Council directed staff to revise the Rent Stabilization Request for Proposals (RFP) and staff has issued an addendum to the RFP.

ORAL COMMUNICATIONS, NON-AGENDA

(16-676) Erik Strimling, Alameda Renters Coalition, stated he has been receiving phone calls from people being evicted in Alameda; stated if the eviction moratorium had passed, the residents would be in a better situation.

Mayor Spencer inquired what residents should do in the situation.

The City Manager responded the Housing Authority and the City Attorney can meet with people individually.

COUNCIL REFERRALS

(16-677) Consider Directing Staff to Provide an Update on the Negotiations Between the City and the Friends of the Alameda Animal Shelter (FAAS) as Soon as Possible.
(Mayor Spencer)

Mayor Spencer made brief comments regarding her referral.

Councilmember Ezzy Ashcraft stated the Council referral is confusing because the process is currently in motion.

The City Manager stated the process is currently in motion based on Council direction given when the last referral was addressed; the City has been in negotiations and hired a consultant with expertise in animal and shelter care; staff is still working on obtaining information and is eager to move forward and protect the animals.

Mayor Spencer stated she is requesting to hear back from staff; it is important for Council to make a determination prior to March 1st; staff should report back to Council with an update no later than the first meeting in February to allow Council to decide how to proceed.

Vice Mayor Vella inquired whether there is a plan to meet with the consultant and FAAS in the future.

The City Manager responded as soon as all the information is collected, staff will meet with them.

Councilmember Oddie stated that he trusts staff is doing its due diligence.

Mayor Spencer stated it is critical to hear back from staff sooner rather than later; she is hopeful that staff will be able to make long term arrangements.

(16-678) Consider Directing Staff to Draft and Return to Council: 1) an Analysis of Declaring Alameda a Sanctuary City; 2) a Policy Refusing to Honor Mandates Regarding Mass Arrests or Internments; 3) a Policy Refusing to Register Individuals Based on Their Religious Beliefs; and 4) a Resolution Reaffirming the City's Commitment to Lesbian Gay Bisexual and Transgender (LGBT) Rights, Religious Freedoms, and Racial, Social, and Economic Justice. (Councilmember Oddie).

Councilmember Oddie made brief comments regarding his referral.

Stated the Sanctuary City policy is illegal and putting people in danger: Brian Kennedy, Alameda.

Stated that she is opposed to illegal immigration; Sanctuary Cities make it unfair for the people who go through legal immigration; urged Council to not declare Alameda a Sanctuary City: Dora Calhoun, Alameda.

Stated Alameda is very diverse and integrated; many individuals could be treated unfairly and be affected by not implementing a Sanctuary City policy: Philip James.

Stated making Alameda a Sanctuary City is wrong; the policy will protect hardened criminals: Dan Westerlin, Alameda.

Stated that he does not support being a Sanctuary City; urged Council to focus on local issues and not Sanctuary Cities: David Greene, Alameda.

Stated that he moved to Alameda because of the diversity; diversity allows for growth; the idea that everyone who is illegal is a criminal is not true: Bennett Brickner, Alameda.

Stated having a Sanctuary City policy in Alameda will allow renters to not be afraid to approach the Rent Review Advisory Committee if they are undocumented: Angela Hockabout, Alameda Renters Coalition.

Stated that she is in support of the proposal; being a Sanctuary City fights back against hate; Alameda needs to show that everyone is supported and valued: Sarah Oddie,

Alameda.

Stated a Sanctuary City policy opens doors for undocumented workers; he cannot find work because of the lower wages of undocumented workers: Scot Sertic, Alameda.

Stated that he supports being a Sanctuary City; immigrants are the foundation for the technology companies which are influencing the world: Humza Khan, Alameda.

Stated that she is in favor of being a Sanctuary City; she lives in Alameda because of its diversity and inclusiveness; urged Council to support the proposal: Cheri Johansen, Alameda Progressives.

Stated that he strongly supports being a Sanctuary City: Justin Vidanes, Islamic Center of Alameda.

Submitted information; stated that she supports Alameda strengthening its commitment to immigrants through a sanctuary resolution; it is important for Alameda to be a model: Lillian Galedo, Filipino Advocates for Justice.

Stated that she strongly supports making Alameda a Sanctuary City; children are afraid for their families; Alameda is very diverse and all individuals should feel welcome: Kristen Welch.

Stated that he strongly supports being a Sanctuary City and having a racially diverse community with economic justice; urged Council to move forward proactively and protect vulnerable communities; stated the immigrants he helps are not criminals, they are simply trying to make a living: Reverend Michael Yoshii, Buena Vista United Methodist Church.

Stated that she loves the diverse community of Alameda; a lot of people in Alameda are afraid to come forward or report anything because of their immigration status; urged Council to be proactive: Danielle Mieler, Alameda.

Stated that she strongly supports being a Sanctuary City; urged Council to do the right thing and protect everyone: Alison Greene, Alameda.

Stated that she supports being a Sanctuary City; the nation is one of immigrants; she loves the diversity of Alameda: Debra Arbuckle, Alameda.

Stated a Sanctuary City policy is needed in Alameda; urged Council to support the proposal: Austin Tam, Alameda.

Stated that he supports being a Sanctuary City; the opposition is spouting prejudice: Dan Wood, Alameda.

Vice Mayor Vella stated that she hears the concerns about the workforce and the

economy; the Council works to ensure there is job development; saying Everyone Belongs Here is not enough; the City needs to reassure everyone that it has taken steps to be prepared for what could come; she supports being a Sanctuary City.

Councilmember Ezzy Ashcraft stated that she spoke with the Police Chief about the current policies; she cannot support a policy that protects violent criminals; the Police Chief is knowledgeable about State law regarding the issue; Alameda's current policies should be clarified; she supports directing staff to analyze the matter.

Councilmember Matarrese stated that he would like to move forward with the referral; the City policy should include that the Police Department ensures violent criminals are not set loose and should uphold the Constitution, which states: "probable cause and equal protection under the law is the right under all persons in the United States;" the Constitution does not say citizens, it says all persons; he would like an analysis of the financial impact.

Mayor Spencer stated the Charter includes the Social Service Human Relations Board (SSHRB) as part of the process; the Board held a special meeting on November 29th to discuss the issue; she would like to include the points requested by SSHRB and set up a joint meeting with SSHRB in early 2017.

Councilmember Oddie stated the San Francisco resolution is a model, not a cut and paste solution; he supports the SSHRB working on the resolution; he agrees with making sure that violent criminals are not released.

Councilmember Ezzy Ashcraft stated the SSHRB meeting does not preclude what is being asked in the referral; she would like to include the direction Councilmember Matarrese listed.

Councilmember Matarrese stated there will be more meetings regarding the subject; he would like a commitment from staff that if something comes up, the public and Council will be notified so that Council can make a decision; he would like the referral to go forward.

The City Manager stated staff is committed to informing Council and the public; both the Council and public will be notified if there is anything questionable asked of the City from the federal government; one option is to reconfirm the existing Police policies and add other sections or more time can be spent with public input to work out the details.

Councilmember Matarrese moved approval of supporting the Council referral with direction to staff to return to Council with the four points listed, acknowledging and accepting the commitment from the City Manager that constitutionally questionable requests from the federal government will be reported to the Council for public discussion.

Councilmember Matarrese inquired whether staff would report back to Council, to which

the City Manager responded in the affirmative.

Councilmember Matarrese stated the motion also includes Council adoption of the policy that the Police Department has put together as a part of its policy.

Vice Mayor Vella inquired what would constitute a questionable request and whether request for private or personal information would be included.

The City Manager responded private information is not given out.

Councilmember Oddie seconded the motion with a request to amend the motion to have the first three items to be done prior to January 20, 2017.

Under discussion, Councilmember Matarrese stated Council would receive a report about requests from the government to allow Council to act immediately.

The City Manager stated in order to have the issue heard on January 17th, it has to be written in the next two days; staff will do whatever possible; the analysis will not be very deep; legal review would also be needed.

Councilmember Matarrese stated that he would like the process done right; if something happens while the details are being figured out, it can be addressed immediately and the process can continue.

Councilmember Ezzy Ashcraft stated the issue should come back the first meeting in February to allow staff to conduct a quality analysis.

Mayor Spencer stated that she agrees with Councilmember Ezzy Ashcraft; noted she has to leave the January 17th meeting early because she will be attending the US Conference of Mayors; it is important to include the SSHRB as stated in the Charter.

(16-679) Mayor Spencer stated a motion is needed to continue past 11:00 p.m.

Councilmember Matarrese moved approval of continuing the meeting.

Councilmember Oddie seconded the motion, which carried by unanimous voice vote – 5.

Councilmember Oddie stated the grants the City receives are not at risk; only Police grants, which the City does not receive, are at risk; he does not want to be in a position where there is an order from the federal government to register Muslims with no policy in place to protect them.

Councilmember Matarrese stated if there was an order to register Muslims, a special

Council meeting would be called to address the issue immediately, which is why he asked staff to commit to reporting such requests to Council.

Vice Mayor Vella inquired whether the intention is to have the matter heard the first meeting in February or once research has been completed.

Councilmember Matarrese responded that he would defer to staff about when the process could be practically done and properly noticed according to the Sunshine Ordinance.

Vice Mayor Vella stated should would like the matter to be a top priority.

Councilmember Ezzy Ashcraft stated the first meeting in February will give staff adequate time.

The City Manager stated the first meeting in February is sufficient; if Council would like a joint meeting with SSHRB, it can be held the last week of January.

Councilmember Ezzy Ashcraft stated Council would like to see an end product.

The City Manager stated staff will strive for the first week in February.

Councilmember Oddie stated that he appreciates SSHRB contribution, but Police policy is the purview of Council.

In response to Mayor Spencer's inquiry regarding the Police policy, the City Manager stated Policy 428 is an Administrative Policy done at the staff level; Council could adopt a resolution for the policy to be the purview of the City Council.

Councilmember Oddie inquired whether the SSHRB makes Police policy, to which the City Manager responded in the negative.

Mayor Spencer inquired whether the motion is to have the matter heard on January 17th or February 7th.

Councilmember Matarrese responded the motion does not have a specific date; stated the City Manager indicated she will be as quick as possible while being thorough.

The City Clerk repeated the motion.

Mayor Spencer stated the matter is a referral; Council is directing staff to come back to allow Council to make a decision on the merits of the issue; the Council is not making a decision on the issue tonight; people will have an opportunity to speak at the next meeting.

Councilmember Oddie stated that he hopes a resolution will come back for a Council

vote.

On the call for the question, the motion carried by unanimous vote – 5.

COUNCIL COMMUNICATIONS

(16-680) Councilmember Ezzy Ashcraft and Mayor Spencer wished everyone Happy Holidays!

ADJOURNMENT

There being no further business, Mayor Spencer adjourned the meeting at 11:10 p.m.

Respectfully submitted,

Lara Weisiger
City Clerk

The agenda for this meeting was posted in accordance with the Sunshine Ordinance.