



City of Oakland

Mayor's Commission on Persons with Disabilities (MCPD)

Monday, September 18, 2017

5:30 p.m. – 7:30 p.m.

Hearing Room Four, Second Floor

One Frank H. Ogawa Plaza (City Hall), Oakland, CA 94612

For additional information or to request accommodations, call
(510) 238-5219 (Voice) or 711 (California Relay Service)

Agenda

- I. Call to Order
- II. Roll Call
- III. Public Comments*
Any person may directly address the Commission on any items within the jurisdiction of this Commission. Speakers wishing to address a specific item on the agenda may do so at the time the item is being considered.
- IV. Commissioner's Announcements
- V. Chair Report; *Frank Sperling, Chair*
- VI. Approval of August 2017 Minutes (**Exhibit A**)
- VII. Agenda Modification and Approval
- VIII. New Business
 - A. Introduction to Deaf Bay Area Round Table (DBART);
Mary Therese Garcia

- B. Self-Evaluation and Transition Plan Special Meeting Planning; *Frank Sperling, Chair*
- C. Staff Report Scheduling FY 2017-2019 (**Exhibit B**); *Frank Sperling, Chair*
- D. Annual Report Review (**Exhibit C**); *Frank Sperling, Chair*

IX. Future Agenda Items

- A. Housing and Community Development Update on Home Modification Funding
- B. Infrastructure Bond Implementation and FY 2017-19
- C. Wheelchair Accessible Vehicles through the City of Oakland Taxi Program Update
- D. Bike Share Accessibility Update
- E. ADA Self-Evaluation & Transition Plan and Policies Update Status

X. Adjourn

Note: The Commission May Take Action on Any Item on the Agenda

Public Comments: To offer public comments at this special meeting, please register with Hoang Banh, ADA Programs Division Analyst, before the start of the MCPD meeting at 5:15 p.m. Please note that

the MCPD will not provide a detailed response to your comments but may schedule your issue for a future meeting. The MCPD Public Comment period is limited to 15 minutes and each individual speaker is limited to 5 minutes. If more than 3 public speakers register, however, then each speaker will be limited to 3 minutes. If more than 5 public speakers register, then each speaker will be limited to 2 minutes. Exceptions to these rules may be granted at the discretion of the Chairperson.



This meeting is wheelchair accessible. To request ASL interpreting, materials in alternative formats, captioning or assistive listening device, or any other disability related accommodation, please call Hoang Banh at 238-5219 (V) or 711 (California Relay Service) at least three (3) business days before the meeting. Please refrain from wearing scented products to this meeting so persons who may experience chemical sensitivities can attend. Thank you.



City of Oakland
Mayor's Commission on Persons with Disabilities (MCPD)
Monday, August 21, 2017

Draft Minutes

- I. Call to Order: 5:30 pm
- II. Roll Call
 - Chair Sperling announced that all 10 Commissioners are present: Contreras, Garner, Gregory, Harrington, Hong, Meshack, Sperling, Van Docto, Young, Zisser
- III. Public Comments
 - None
- IV. Commissioner's Announcements
 - Commissioner Thomas Gregory shared that he spoke at the Allen Temple Baptist Church's Disability Resources Summit on behalf of the MCPD.
- V. Chair Report; *Frank Sperling, Chair*
 - Welcome new member Daryl Meshack:
Commissioner Meshack was invited to introduce himself and so stated that he has been engaged with the City of Oakland since the days of Mayor Wilson. He represented the Paralyzed Veterans of America as ambassador to Fukushima, Japan.
 - July 23, Chair Sperling attended Bay Area Childcare Collective meeting on introduction to ASL and deaf culture

- Commissioner Roundtree submitted her resignation; Chair Sperling recognized her for her representation of the MCPD at events.

VI. Approval of July 2017 Minutes (**Exhibit A**)

- Commissioner Gregory requested further modification to page two of the July 2017 minutes to indicate that it was only he who stated the preference that all topics be addressed by the full commission when all or most commissioners express interest, but no or few commissioners volunteer to serve on an ad hoc committee to address. Commissioner Alicia Contreras' position was that the entirety of the MCPD should be involved in discussions on topics of interest and that there should not be delegation to an ad hoc committee.
- Chair Sperling stated that he prefers using the word "corrected" rather than "amended" or modified for when referring to changes to the draft minutes.
- Motion to approve July 2017 minutes as corrected:
Commissioner Harrington
Seconded by multiple commissioners
Aye: 10 - Contreras, Garner, Gregory, Harrington, Hong, Meshack, Sperling, Van Docto, Young, Zisser
Motion passed.

VII. Agenda Modification and Approval

- None

VIII. ADA Programs Division Report; *Sherri Rita, ADA Programmatic Access Coordinator*

- Ms. Rita requested that the MCPD set aside one and half hours at the September MCPD regular meeting to receive a status report on the City’s ADA Self-Evaluation and Transition Plan Update Project including deliverables to date and next steps.
- Ms. Rita also suggested that the MCPD set aside time at the September MCPD meeting to review the draft MCPD Annual Report as it has been tentatively scheduled for presentation to City Council in October.
- Chair Sperling stated both items should appear on the September 2017 regular meeting agenda.

IX. New Business

A. Role of City of Oakland Boards and Commissions in Advancing Equity; *Yvonna Cazares, Policy Director, Community Engagement, Office of Mayor Libby Schaaf; Mayor Libby Schaaf*

- Item tabled due to unavailability of Mayor and her staff.

B. Review City Boards and Commissions and Identify Appropriate Liaisons (**Exhibit B**)

- Chair Sperling opened the discussion by explaining how Commissioners should volunteer to monitor other City boards and commissions to ensure that issues relevant to the disability community are adequately represented. He explained that this monitoring

could consist of meeting attendance, agenda/minutes review, or remote attendance. With these considerations in mind, he requested that commissioners identify bodies they believe should be actively monitored and for which they would be willing to serve as liaisons, as follows:

- Bicyclist and Pedestrian Advisory Commission: Harrington
- Board of Port Commissioners: Contreras
- Budget Advisory Commission: Meshack
- Citizen's Police Review Board (transition to Police Commission after City Council approval in Fall): Zisser
- City Planning Commission: Garner
- Commission on Aging: Gregory
- Head Start Advisory Board: Sperling
- Housing, Residential Rent and Relocation Board: Hong
- Oakland Workforce Development board: van Docto
- Parks and Recreation Advisory Commission: Young

C. Homeless Persons with Physical and Mental Disabilities in Oakland; *Caleb van Docto and Reverend Sarah Garner, Commissioners*

- Commissioners van Docto and Garner were unable to meet prior to this meeting to develop a proposed agenda item for MCPD discussion on this topic, therefore, this item was tabled.

X. Old Business

A. *Bike Share Accessibility Update; Michael Ford, Parking and Mobility Programs Manager, Department of Transportation*

- Mr. Ford stated that 53 of 70 planned stations have been activated.
- He provided an update and overview of the proposed pilot and the role of the regional advisory body that would lead the pilot. He identified the following individuals/entities as comprising the Technical Advisory Committee (TAC), largely mirroring the stakeholders that were convened earlier this year to help explore options for responding to the MCPD's initial accessibility complaint:
 - MCPD: Three seats, with Commissioners Contreras, Sperling, and Gregory having previously expressed interest in serving.
 - Bike Hub
 - Access Northern CA: Bonnie Lewkowicz
 - Bay Area Outreach and Recreation Program (BORP): Greg Milano
 - US Department of Transportation and MTC: Dorene Giacomini
 - Bike East Bay: Ginger Jui
 - Center for Independent Living: Thomas Gregory or Rebecca Servin
 - Metropolitan Transportation Commission (MTC): Kara Oberg
 - Motivate: Emily Stapleton

- Representatives from Berkeley, Emeryville, San Francisco, San Jose, the other participating Bike Share cities.
- City of Oakland will host the TAC meetings and participation by phone will be available. The first meeting is scheduled for September 26th, from 6:00 p.m. to 7:30 p.m., location to be announced. The TAC will establish its schedule for the remainder of the pilot year at this meeting.
- The purpose of the TAC will be to provide feedback on the pilot project, including locations, equipment, and the necessary partnerships and resources, such as with/through BORP, to make adaptive cycles available to users as part of the regional bike share program, with the goal of having executed agreements for adaptive bike services in October.
- Commissioner Contreras complimented Mr. Ford for the quality of the representation on the proposed TAC. Additionally, she recommended adding Jenny Kern, an avid bicyclist in the disability community who has quadriplegia.
- Commissioner Contreras also inquired about the cost and time allowance for the current Bike Share program. Mr. Ford responded as follows:
 - Membership is \$149 per year for an unlimited number of bike rides at 30

minutes per ride (which may be extended to 40 minutes now)

- Persons eligible for the PG&E Care Program can sign up for first year of the Bike Share program for \$5, and then \$5 per month after that. For those without bank accounts, the Bike Share program is working with Oakland Public Library, so members can pay \$5 in cash at the library.
- Commissioner Meshack inquired whether those without membership can pick up a bike. Mr. Ford stated that non-members can join the network on a per ride or daily basis. Cost is \$3 per ride. More information at fordgobike.com.
- Ginger Jui from Bike East Bay inquired about the launch date for the pilot project. Mr. Ford stated that it is based on the capacity of BORP, but it could possibly be late October. Ms. Jui stated that October is an awkward time because it is the start of the rainy season.
- Commissioner Harrington inquired about funding for the pilot program. Mr. Ford stated MTC, Motivate, and City of Oakland are the initial funders and have pledged monetary and in-kind support in equal amounts. The total that being committed for the initial pilot effort is \$30,000.

XI. Adjourned: 7:19 pm

**MCPD Staff Report Tracking
FY 2015-2017**

Department	DAC	Annual Report Scheduled
Auditor	Vacant	n/a
City Administrator / Communications	Mai-Ling Garcia	n/a
City Administrator / Project Implementation	Vacant	n/a
City Clerk / KTOP	Michael Munson	n/a
City Clerk / Records	Sandy Wong	n/a
Department of Transportation	Christine Calabrese (Interim)	Monthly
DOT-Right of Way Management Division (Curb Ramp and Sidewalk Repair Programs)	Kevin Kashi (Replaced by Si Lau in 2017)	Sep-16
DOT-Mobility Management (On-Street Disabled Parking Program; Bike Share)	Michael Ford	Aug-17 (Bike Share Only)
Economic & Workforce Development/ Workforce Investment Board	Lazandra Dial	Sep-16
Economic & Workforce Development / Admin	Donna Howell	n/a
Economic & Workforce Development / Business Assistance Center	Susana Villarreal	n/a
Emergency Services/Fire Department	Vacant	Sep-16
Finance Department	Amber Todd	n/a

Department	DAC	Annual Report Scheduled
Housing and Community Development Department	Sylvia Shannon	June-16 (on housing modification programs only, presented by Rodolfo Duenas)
Human Services Department / Aging & Adult Services	Scott Means	Sep-16
Human Services Department / Children & Youth Services	Sachelle Heavens	Sep-16
Library	Jamie Turbak	Sep-16
Mayor's Office / Oaklander's Assistance Center	Al Lujan	n/a
Oakland Animal Services	Tiana Scott	n/a
Parks & Recreation	Erin Burton	Sep-16
Planning & Building Department / Planning Division	Aubrey Rose	n/a
Planning & Building Department / Building Division	Gary Lim	n/a
Police / Training Division	Doria Neff (Replaced by Bruce Stoffmacher in 2017)	Oct-15
Police / Youth and Community Services	Vacant	n/a
OPW / Bureau of Facilities & Environment (Building & Facilities Maintenance)	Derin Minor	n/a
OPW / Bureau of Facilities & Environment / Parks Maintenance)	Brian Carthan	n/a
OPW / Bureau of Infrastructure & Operations	Vacant	n/a

DRAFT

Oakland Mayor's Commission on Persons with Disabilities (MCPD) January 1, 2016 – June 30, 2017 Chair's Annual Report September 18, 2017

This informational report provides the City Council with a listing of the many projects and activities carried out by the MCPD. Along with the ADA Programs Division, these two groups form the basis of a comprehensive government program for inclusion of people with disabilities. Few other city governments nationally can claim this level of commitment to disability civil rights implementation. Oakland is recognized as a model city for Americans with Disabilities Act (ADA) compliance and many of our policies and programs are emulated by other cities. Moreover, the progressive work of this small division and all-volunteer commission effectively reduces the City's exposure to disability discrimination claims and provides a mechanism for amicable and cost-effective resolution of complaints that do arise.

The MCPD

The MCPD was established by City ordinance in 1980 to represent and address issues of people with disabilities. The commission has at least 51% representation by people with disabilities. The MCPD serves the following key roles in Oakland government:

- Advising the Mayor and City Council on matters affecting the disability community;
- Acting as the City's designated advisory body for ADA compliance;
- Providing advice and assistance to other City boards and commissions; and
- Participating at the local, state and national levels in the advancement of disability rights.

MCPD Membership

Commissioners are representative of the diversity of Oakland and of the disability community, and are affiliated with organizations that are directly involved in supporting the disability community. There are eleven seats on the MCPD and at least six members must be present to constitute a quorum, as per the enabling ordinance. Historically, there has been a high degree of turnover of Commissioners. Currently, there is one vacancy on the Commission.

MCPD Recent Achievements

In the past year, the MCPD has been able to make significant contributions the

development and operation of City activities that affect persons with disabilities, and has facilitated numerous opportunities for Oakland to connect with its citizens with disabilities despite ongoing high membership turnover and the City's continuing financial challenges. Among its most significant accomplishments, the MCPD:

- Assisted in the development of a proposal to the Start Ups in Residence program which pairs start-ups with government entities to develop solutions to civic challenges. Their specific proposal is to develop a universal wayfinding app that will complement the recent Uptown Wayfinding Project but be scalable to other parts of the City.
- Participated in a San Francisco Board of Supervisors meeting regarding police training and interactions with persons with disabilities in which Oakland was mentioned as a model for its training practices. As a result, the MCPD engaged in a more detailed review of Oakland's police training initiatives.
- Tracked and advised on the ADA Program's Self-Evaluation and Transition Plan Update project from its inception in Fall 2015 (see below).
- Participated in the Bay Area Disability Alliance.
- Participated in discussions with Alameda County regarding the potential of establishing a Universal Design ordinance.
- Held several conversations with OPD regarding crisis intervention training with the purpose of improving police interactions with persons with disabilities.
- Received City Department Presentations from the following departments on Status of ADA compliance and potential recommendations for modifications:
 - Status of Oakland's Access Improvement Program and related programs for funding home modifications
 - Human Services Department
 - Parks and Recreation Department
 - Library Services, Oakland Public Library
 - Workforce Development Board
 - Department of Transportation
 - Curb Ramp and Sidewalk Repair Program
 - On-street Disabled Parking Program
 - Emergency Management Services Division of the Oakland Fire Department - Emergency Preparedness and Integration of Persons with Disabilities and Other Access and Functional Needs in Planning and Response Overview
 - ADA Programs Division
- Held joint meeting with Oakland's Commission on Aging on mobility needs of seniors and persons with disabilities.
- Investigated potential negative impacts of various actions on MCPD constituents. Communicated with appropriate agencies and legislators:
 - Issues surrounding quality of service of County Paratransit Program.
 - Availability of mobility modified Taxi service.
 - Availability of mobility modified Uber/Lyft service.

- Tracked select legislation to determine if and how there were any impacts to MCPD and its constituents.
 - Murphy Bill – potential negative impacts on Protection and Advocacy for the Mentally Ill (PAIMI Program).
 - Potential weakening of 48’ wide sidewalk requirement (Letter sent to State Planning Commission).
 - Oakland’s Infrastructure Bond Measure (KK) – Provided comments on final language.

- Reviewed plans for Astro Tot Lot, approved Staff’s request to provide supplemental funding for Tot Lot utilizing 2016 ADA CIP funds.
- Reviewed plans for FROG Park, McClymonds Park, and Brookfield Park. Approved Staff’s request to provide supplemental funding utilizing 2016-17 ADA COP funds.
- Reviewed plans for Woodminster Amphitheater Phase II, and On-street disabled parking zone. Approved staff’s request to provide supplemental funding utilizing 2016-17 ADA COP funds.
- Began development of enhanced prioritization criteria for all Tot Lot improvements. Currently working with staff to refine criteria.
- Reviewed plans for Bay Area Bike Share and provided recommendation to improve accessibility for persons with disabilities. Subsequently, three MCPD Commissioners were appointed by MTC to serve on Bike Share Technical Advisory Committee.
- Provided comments and direction for City of Oakland Taxi and Paratransit Programs and Availability of Wheelchair Accessible Vehicles for On-Demand Transportation RFP.
- Voiced concerns with Department of Transportation’s Telegraph Avenue sheltered bikeway and Disability Access project. Ongoing issue, DOT to present to MCPD fourth quarter 2017.
- At MCPD request, Mayor’s Office wrote letter in support of the Convention on the Rights of Persons with Disabilities to the Senate Foreign Relations Committee.
- Participated in Allen Temple Baptist Church Disability Resources Summit.
- Participated in MS Walk 2017.

ADA Self-Evaluation and Transition Plan Update

More than a quarter century since the City of Oakland published its first Citywide Access Policy, the ADA Programs Division in concert with departmental stakeholders and with MCPD oversight is revamping the City’s robust ADA Title II compliance system. This major effort commenced in late 2015 and the City ADA Coordinator anticipates completing all key project activities in Fall 2017.

ADA Programs Management: The Division is modernizing its program management systems and subscribing to BlueDAG, a cloud-hosted software as a service system for end-to-end management of ADA Title II evaluation and compliance initiatives.

ADA Programmatic Self-Evaluation Update: ADA Programs reviewed a draft update of the City's ADA programmatic self-evaluation with the MCPD in late 2016. The following new and revised policies are also subject to MCPD review and, when taken together, represent one of the major results of this voluntary ADA Title II self-assessment:

- City Disability Access Policy Update
- New Departmental Access Coordinator Policy
- Update ADA Title II Grievance Procedures
- Updated ADA Effective Communication Policy
- New Service and Assistance Animal Policy

ADA Physical Access Compliance System Update: The City ADA Coordinator in close coordination with the Oakland Department of Transportation (DOT) and Oakland Public Works (OPW), is updating and integrating Oakland's physical access compliance systems with the City's infrastructure maintenance and improvement programs. In addition to providing review and oversight to ADA Programs, the MCPD has directly participated on community advisory panels for the DOT Pedestrian Master Plan and the Infrastructure Bond Measure KK development.

The City published its ADA Transition Plan in 1997. As of June 2017, the Oakland City Council allocated a total of over \$18 million for ADA Transition Plan programs and many other City capital improvement programs significantly improved disability access to buildings and facilities, such as Measure DD.

The City ADA Coordinator in concert with the MCPD has since 1997 annually reviewed the Plan and the MCPD has approved all ADA Transition Plan capital project allocations (except those initiated in response to disability discrimination complaints). ADA Transition Plan capital improvement projects completed to date include Plan priorities but also reflect the inventory and use of physical assets, community priorities and partnering opportunities during the interval of project selection.

Building and Facility Access: Major ADA Transition Plan improvement projects were completed at the Oakland Public Library Main Branch, Oakland Museum of California, Oakland Jail, Davie Tennis Stadium, Temescal and Lions Pools, Oakland Parks and Recreation Inclusive Recreation Center at Arroyo Viejo Park, Rockridge-Temescal Greenbelt, Sheffield Village Recreation Center, Edoff Memorial Bandstand, Morcom Rose Garden, Woodminster Amphitheater, and many tot lot sites across the City.

The following new and updated plans and programs when taken together represent the City's current plans for renewing and improving access to public buildings and facilities for all.

- 1997 ADA Buildings & Facilities Transition Plan Status
- City Infrastructure Bond Measure KK
- Fiscal Year 2017-19 Capital Improvement Program

Transportation Access: The following new and updated policies and plans when taken together represent the City's ongoing program for making the public right of way under the City's jurisdiction or control accessible for individuals with disabilities:

- DOT Strategic Plan
- DOT Pedestrian Master Plan
- ADA Curb Ramp Inventory and Transition Plan Update
- Accessible On-Street Parking Policy Update

MCPD Challenges

During this reporting period, the MCPD has had challenges that could reduce its effectiveness and efficiency. We believe that the Commission has met these challenges and is well positioned to move forward to serve the Mayor and the City as required and requested.

These areas of challenge include:

i) Membership on the Commission and Attendance at Meetings

The beginning of 2017 saw three meetings cancelled or have delayed starts due to lack of quorum. By reducing the number of open positions concurrent with ensuring that each Commissioner is committed to fully participate in their role, we recently went from low-turnout meetings to 100% attendance.

ii) Moving from a Shotgun Approach

Rather than establishing committees and sub-committees to hear granular issues, MCPD has instead decided to institute the following 3-point program of administration:

- 1) Annually identify organizations internal to the City to provide updates to MCPD. Limit those presentations to 10 minutes (plus discussion)

and questions). If necessary, ad-hoc committees to be established to pursue, clarify, and report resolution of any issues.

- 2) Assign each MCPD Commissioner to act as liaison to a City Board or Commission. This will improve greater and more timely awareness of any issues that may be of interest/concern of MCPD.
- 3) Establish an ad-hoc Community Outreach Committee to review and as necessary update or develop collateral material relevant for MCPD event participation.

MCPD's 2017 Strategic Goals

At our December 2016 meeting, we developed the following goals, strategies, and tactics for the 2017 calendar year. These are taken verbatim from the December 2016 meeting minutes. Please note modifications that have been made as referenced in the above section:

1. Goal: Oakland's Transportation Options are usable by persons with disabilities, including emerging options such as bike share, Transportation Network Companies, and car share, based on best practices and legal requirements.
 - a. Objective: Bike Share is usable by persons with disabilities through the acquisition of adaptive bikes that are available as conveniently and in same manner as regular bikes.
 - i. Strategy: Work with Oakland's Department of Transportation (OakDOT) to make Bay Area Bike Share accessible to persons with disabilities in Oakland, including the acquisition of sufficient adaptive bikes.
 - ii. Strategy: Work with OakDOT to implement specific projects implementing Measure KK-funded, accelerated ADA Transition Plan improvements in the public right of way.
2. Goal: Improve Police Accountability with respect to persons with disabilities.
 - a. Objective: Identify areas for improvement in policies and training, and deliver recommendations to Oakland Police Department and the Mayor.
 - i. Strategy: Collect and analyze data on persons with disabilities in jail.
 - ii. Strategy: Establish relationships with Civilian Police Review Board, Police Commission, and Crisis Intervention Team program.
3. Goal: Improve MCPD presence and community engagement in civic processes, including increase in MCPD meeting attendance by members of the public.

- a. Objective: Measurable increase in public participation in MCPD meetings and other civic engagement opportunities.
 - i. Strategy: Revitalize MCPD's Facebook presence.
 - ii. Strategy: Represent MCPD at two or more relevant outreach events in 2017.
 - iii. Strategy: Develop MCPD outreach materials.
 - iv. Strategy: Identify and be present where persons with disabilities are located.
 - v. Strategy: Conduct listening tour to gather information regarding the characteristics and needs of the disability community in Oakland.
 - vi. Strategy: Monitor other boards and commissions and establish MCPD liaisons for key boards and commissions.

- 4. Goal: ADA Transition Plan Implementation and City Capital Improvements are prioritized using equity criteria including but not limited to neighborhood demographics such as household income, race, and other relevant equity considerations.
 - a. Objective: Capital improvements that increase disability accessibility are equitably distributed citywide and emphasized in areas where there is the greatest impact on persons with disabilities and other historically underserved communities.
 - i. Strategy: Evaluate and recommend equity criteria for ADA capital improvements and the ADA Transition Plan update.

- 5. Goal: City programs are transparent with respect to disability access compliance and are modified and improved to better serve persons with disabilities.
 - a. Objective: Deliver advice and technical assistance to specific, key programs that especially impact the lives of persons with disabilities (Economic and Workforce Development, Oakland Promise, for example) for improving inclusion of participants with disabilities.
 - i. Strategy: Identify model programs, best practices, and key city programs in need of service improvements with respect to increasing participation by persons with disabilities

- ii. Strategy: Make disability-related data available from research, reports on key program performance, to Mayor by June 2017.
- 6. Goal: Establish relationships with local agencies to advance the rights of persons with disabilities.
 - a. Objective: TBD.
 - i. Strategy: Schools, jails, courts, voter registration agencies, and other key public agencies are actively monitored for disability civil rights compliance.

Our commissioners remain passionate about making a difference in Oakland, and we look forward to your continued support in this endeavor.

Sincerely,

Frank Sperling | Chairperson
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