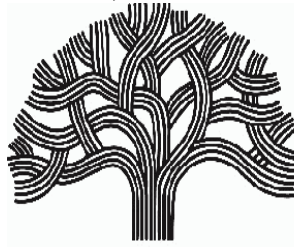


# City of Oakland

*Office of the City Clerk  
Oakland City Hall,  
1 Frank H. Ogawa Plaza, Room 201  
Oakland, California 94612*



CITY OF OAKLAND

## **Meeting Minutes - FINAL**

**Monday, April 12, 2021**

**1:00 PM**

**Please See The Agenda To Participate In The Meeting**

**Tele - Conference**

**Special Concurrent Meeting of the Oakland  
Redevelopment Successor Agency/City Council**

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***Pursuant to the Governor's Executive Order N-29-20, all members of the City Council as well as the City Administrator, City Attorney and City Clerk will join the meeting via phone/video conference and no teleconference locations are required***

PUBLIC PARTICIPATION

The public may observe and/or participate in this meeting many ways.

OBSERVE:

- To observe, the public may view the televised video conference by viewing KTOP channel 10 on Xfinity (Comcast) or ATT Channel 99 and locating City of Oakland KTOP - Channel 10
- To observe the meeting online from the City's Agenda Meeting Calendar, at the noticed meeting time, please click on <https://oakland.legistar.com/calendar.aspx> and click on the "In Progress" link under "Video" for the corresponding meeting.
- To observe the meeting by video conference, please click on this link: <https://us02web.zoom.us/j/86101403930> at the noticed meeting time.
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 436 2866 or +1 301 715 8592 or +1 312 626 6799 or 833 548 0282 (Toll Free) or 877 853 5247 (Toll Free) or 888 788 0099 (Toll Free) or 833 548 0276 (Toll Free) Webinar ID: 861 0140 3930

If asked for a participant ID or code, press #.

COMMENT:

ALL PUBLIC COMMENT ON ACTION ITEMS WILL BE TAKEN AT THE BEGINNING OF THE MEETING UNDER ITEM 1. COMMENT FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN UNDER OPEN FORUM AT THE END OF THE MEETING

There are three ways to submit public comments.

- eComment. To send your comment directly to Council members and staff BEFORE the meeting starts please click on <https://oakland.legistar.com/calendar.aspx> and click on the "eComment" link for the corresponding meeting. Please note that eComment submission closes five (5) minutes before posted meeting time.
- To comment by Zoom video conference, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on a eligible agenda item at the beginning of the meeting. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Instructions on how to "Raise Your Hand" is available at: <https://support.zoom.us/hc/en-us/articles/205566129> - Raise-Hand-In-Webinar.
- To comment by phone, please call on one of the above listed phone numbers. You will be prompted to "Raise Your Hand" by pressing "\*9" to speak when Public Comment is taken. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Please unmute your self by pressing \*6.

If you have any questions, please email the Agenda Management Unit at [cityclerk@oaklandca.gov](mailto:cityclerk@oaklandca.gov)

- Office of the City Clerk

## ROLL CALL / CITY COUNCIL

**Present** 8 - Sheng Thao, Loren Taylor, Nikki Bas, Carroll Fife, Noel Gallo, Rebecca Kaplan, Treva Reid, and Dan Kalb

The Concurrent Meeting of the Oakland City Council and Successor Redevelopment Agency was held on the above date. The meeting was convened at 1PM.

### 1 PUBLIC COMMENT:

**COMMENT ON ALL ACTION ITEMS EXCEPT PUBLIC HEARINGS WILL BE TAKEN AT THIS TIME. COMMENTS FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN DURING OPEN FORUM**

*24 Speakers spoke during public comment.*

This be Accepted.

- 2** Subject: Ordinance Amending City's Anti-Nepotism Ordinance  
From: Human Resources Management Department  
Recommendation: Adopt An Ordinance Amending City's Anti-Nepotism Ordinance, Oakland Municipal Code Chapter 2.40, To Grant The Personnel Director Specific Authority To Make Alternate Arrangements Regarding Employees In The Police And Fire Departments To Minimize Their Supervision And/Or Influence Over The Terms And Conditions Of Employment Of Any Individual With Whom They Have A Family Relationship, Consensual Romantic Relationship, Or Cohabitant Relationship  
[21-0166](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Report Notice and Digest](#)  
[13645 CMS](#)

A motion was made by Noel Gallo, seconded by Dan Kalb, that this matter be Approved On Introduction and Scheduled for Final Passage to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 4/20/2021. The motion carried by the following vote:

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kaplan, Reid, and Kalb

**NO VOTE:** 0

- 3 Subject: FY 2021-22 Landscaping And Lighting Assessment District (LLAD) - Intention  
From: Finance Department  
Recommendation: Adopt A Resolution 1) Approving The City Of Oakland Landscaping  
And Lighting Assessment District FY 2021-2022 Preliminary Engineer's Report; 2)  
Declaring The Intention To Levy And Collect The Annual Landscaping And Lighting  
Assessment District Assessment For FY 2021- 2022; And 3) Setting May 18, 2021 At  
1:30 P.M. As The Date And Time For A Public Hearing  
[21-0203](#)

**Attachments:** [View Report](#)  
[View Legislation](#)

**A motion was made by Noel Gallo, seconded by Dan Kalb, that this matter be  
Adopted. The motion carried by the following vote:**

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kaplan, Reid, and Kalb

**NO VOTE:** 0

- 4 Subject: Analysis From Harvey Rose On Budget Items  
From: Council President Fortunato Bas And Vice Mayor Kaplan  
Recommendation: Receive An Informational Report From The Administration And  
Analysis From Harvey Rose Associates Containing The Following: (1) Which  
Administrative Reductions Were Implemented From December 20, 2020 Memo, (2)  
Which Administrative Restorations Were Made To Date, (3) Amount And Uses Of  
Additional Administrative Overspending Between First Quarter (Q1) And Second Quarter  
(Q2), (4) Amount Of Current General Purpose Fund (GPF) Shortfall, (5) Amount Needed  
To Restore The GPF Emergency Reserve To 7.5%, (6) New Real Estate Transfer Tax  
(RETT) Revenue, And Any Other Revenue Or Expenditure Amounts, Not Included In The  
Q2 Report, (7) Cash On Hand, (8) What Other Policies Are Triggered By Receiving New  
Funds (E.G., Is The City Required To Put 7.5% Of The Federal America Rescue Plan Act  
(ARPA) Funds Into Reserves? What Are Kids First Set-Asides?), (9) For What Purposes  
Can The ARPA Funds Be Spent, And (10) What Other New Funds (E.G.,  
Special-Purpose) Are The City Of Oakland Receiving That Are Not Already Covered In  
The Budget  
[21-0201](#)

**Attachments:** [View Report - Council President Fortunato Bas](#)  
[View Report](#)  
[View Supplemental Report - 4/9/2021](#)  
[View Supplemental Report 2 - 4/9/2021](#)  
[View Powerpoint 4/9/2021](#)

**A motion was made by Rebecca Kaplan, seconded by Nikki Bas, that this matter  
be Received and Filed. The motion carried by the following vote:**

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kaplan, Reid, and Kalb

**NO VOTE:** 0

6 Subject: Amendment To Fiscal Year 2020-2021 Budget Updated Title  
From: Council President Fortunato Bas  
Recommendation: Adopt A Resolution:

(1) Creating The American Rescue Plan Act ("ARPA") Fund (Fund 2072) From Which No Expenditures Shall Be Made Except For The Purpose And In The Manner Specified By The City Council Following A Public Process And Public Vote Pursuant To Charter Section 806;

(2) Accepting And Appropriating The Anticipated Award Of ARPA Funds To The City Of Oakland ("City") In An Estimated Amount Of One Hundred Ninety-Two Million Eighty-Four Thousand One Hundred Five Dollars (\$192,084,105) To The ARPA Fund (Fund 2072);

(3) Authorizing The City Administrator To Take Any And All Actions Necessary To Receive ARPA Funds Awarded To The City;

(4) Amending Resolution No. 88174, Which Adopted The Fiscal Year ("FY") 2020-21 Midcycle Budget Adjustments, To Allocate ARPA Funds In An Amount Not To Exceed Fifty-Six Million One-Hundred Thirty Thousand Dollars (\$56,130,000) And The Ten Million Dollars (\$10,000,000) Received From The Oakland-Alameda County Coliseum Joint Powers Authority To:

(A) Balance The FY 2020-21 Budget By (i) Closing The Deficit In The General Purpose Fund ("GPF") (Fund 1010); (ii) Closing The Deficit And Replenishing Required Reserve Amounts In The Office Of Parks And Recreation Cultural Advisory ("OPRCA") Self-Sustaining Revolving Fund (1820), The Measure Z Violence Prevention And Safety Act Of 2014 Fund (2252), And The Measure C Transient Occupancy Tax ("TOT") Surcharge Fund (2419); And (iii) Replenishing The City's Emergency Reserve Fund;

(B) Align The General Purpose Fund (Fund 1010), The Office Of Parks And Recreation Cultural Advisory ("OPRCA") Self-Sustaining Revolving Fund (1820), The Measure Z Violence Prevention And Safety Act Of 2014 Fund (2252), And The Measure C Transient Occupancy Tax ("TOT") Surcharge Fund (2419) With Revenue And Expenditures Forecasted For Said Funds In The Second Quarter ("Q2") Revenue And Expenditure Report Attached To This Resolution As Exhibit 1;

(C) Restore Services Affected By Fiscal Year 2020-21 Administrative Reduction Actions As Set Forth In Exhibit 2 To This Resolution;

(D) Fund Services That Are Needed To Address The Negative Health, Safety, Welfare, And Fiscal Effects Of The Pandemic As Set Forth In Exhibit 2 To This Resolution; And

(E) Make Such Additional Or Alternative Adjustments To The FY 2020-21 Budget As May Be Determined To Be Necessary Or Appropriate By The City Council;

(5) Pursuant To Section 1, Part D Of The City Of Oakland Consolidated Fiscal Policy (Ordinance No. 13487 C.M.S.) Authorizing The Use Of One-Time Revenues For The Purposes Specified In Exhibit 2 To This Resolution And/Or Such Additional Or Alternative Adjustments To The FY 2020-21 Budget As May Be Determined By The Council;

(6) Allocating Gas Tax, Road Maintenance And Rehabilitation Funds (Fund 2232), Measure BB Funds (Fund 2218) And Comprehensive Cleanup Funds (Fund 1720) From Fund Balance In The Estimated Amount Of One Million Six-Hundred Sixty-Nine Thousand, Nine-Hundred Ninety-Nine Dollars (\$1,669,999.00) To Meet Vital Community Needs As Set Forth In Exhibit 2; AND/OR Such Additional Or Alternative Adjustments To The FY 2020-21 Budget As May Be Determined By The Council;

(7) Accepting, Appropriating And Allocating Real Estate Transfer Tax ("RETT") Revenue In The Estimated Amount Of Ten Million Five-Hundred Thousand Dollars (\$10,500,000) To Help To Close The GPF Deficit For FY 2020-21 If The City Receives Such RETT Revenue From The County Of Alameda This Fiscal Year

(A) To The Extent That Such RETT Revenue Forecasted In The Third Quarter Revenue & Expenditure Report Exceeds The Second Quarter (Q2) Forecast; And

(B) Such RETT Revenue Amount Shall Be Allocated To Close The GPF Deficit Instead Of The ARPA Funds, Allowing Such Amount Of ARPA Funds To Be Available To Fund The Fiscal Year 2021-23 Biennial Budget;

(8) Clarifying That Any New Funds That Have Not Been Previously Budgeted, Shall Be Appropriated And Allocated Through A Public Process By City Council With A Public Vote Pursuant To Charter Section 806; And

(9) Directing The City Administrator To Seek And Develop Proposed Uses For Federal, State, Or Other Funding Available For The Acquisition And Development Of Non-Congregate Shelter Units To Be Converted To Permanent Affordable Housing, And To Return To The City Council To Authorize Expenditures For Such Purpose For Specific, Identified Properties

[21-0243](#)

**Attachments:** [View Report](#)  
[View Resolution](#)  
[View Exhibit](#)  
[88574 CMS](#)

***The body accepted the following Amendments to Exhibit #2***

***-to line C30, changing the line item name to reflect "Vender Program support for public markets in East Oakland"***

*-to line C35, authorizing funding of \$75,000 for additional COVID vaccine community outreach;*

*-to line C41, "Grants" for West Oakland allocating \$125,000, for East Oakland allocating \$250,000, for Fruitvale allocating \$125,000, and for the Laurel District allocating \$115,000;*

*-to line C44, adding the sentence "and adding any additional resources/funds as the Homeless Administrator see's fit";*

*-to line C46, adding the language "to include Contractor development assistance";*

*-amending the Resolution to include the language "to direct the City Administrators to add Code Enforcement personnel"; and*

*-directing the City Administrator, City Attorney and Council President to bring back legislation to authorize disbursement of said funds.*

*Vice Mayor Kaplan made a motion, seconded by Council President Fortunato Bas, to adopt the resolution on Item 6, as amended and hearing no objections, the motion passed by with the following vote: 8 Ayes: Fife, Gallo, Kalb, Kaplan, Reid, Taylor, Thao, and Fortunato Bas*

**A motion was made by Rebecca Kaplan, seconded by Nikki Bas, that this matter be Adopted as Amended. The motion carried by the following vote:**

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kaplan, Reid, and Kalb

**NO VOTE:** 0



- 5** Subject: FY 2021-23 Mayor And Council Budget Priorities  
From: Finance Department  
Recommendation: Receive An Informational Report To Begin Discussing Mayor And Council Priorities For The Fiscal Year (FY) 2021-23 Budget Based On Preliminary Projected Increases Or Decreases In The Next Budget In Accordance With The Consolidated Fiscal Policy (Ordinance 13487 C.M.S.)  
[21-0212](#)

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

[View Report - Council President Fortunato Bas, District 2](#)

[View Report - Councilmember Fife, District 3](#)

[View Report - President Pro Tempore Thao, District 4](#)

[View Report - Councilmember Gallo, District 5](#)

[View Report - Councilmember Taylor, District 6](#)

[View Report - Councilmember Reid, District 7](#)

[View Report - Vice Mayor Kaplan, At Large](#)

[View Report - Mayor](#)

[View Supplemental Report - Councilmember Kalb, District 1 -  
4/2/2021](#)

**A motion was made by Nikki Bas, seconded by Treva Reid, that this matter be Received and Filed. The motion carried by the following vote:**

**Excused:** 1 - Thao

**Aye:** 7 - Taylor, Bas, Fife, Gallo, Kaplan, Reid, and Kalb

**NO VOTE:** 0

- 7 Subject: Council Strategic Priorities  
From: Council President Fortunato Bas  
Recommendation: Approve A Report And Recommendation And Potential Action On: 1) City Council's Three To Four Strategic Priorities, And 2) Next Steps For Defining These Priorities In A Framework That Includes A Diagnosis, A Guiding Policy And A Coherent Set Of Actions For The Fiscal Year 2021-2023 Budget  
[21-0241](#)

**Sponsors:** Bas

**Attachments:** [View Report - 1](#)  
[View Report - 2](#)

*The Council approved the Report and Recommendation with the additional direction to draft the Councils Strategic Priorities and proposed next steps for the Budget, incorporating the points made by the Council Members during the discussion.*

**A motion was made by Nikki Bas, seconded by Noel Gallo, that this matter be Approve with the following amendments. The motion carried by the following vote:**

**Excused:** 1 - Thao

**Aye:** 7 - Taylor, Bas, Fife, Gallo, Kaplan, Reid, and Kalb

**NO VOTE:** 0

- S8 Subject: Outlook For The Budget Process And Potential Calendar Of Estimated Dates  
From: Finance Department  
Recommendation: Receive An Informational Report From The City Administrator On The Outlook For The Budget Process And Potential Calendar Of Estimated Dates Including The Release Of The Mayor And Administrator's Proposed Budget, Community Budget Forums, Council Meetings, And Formal Budget Passage Dates  
[21-0252](#)

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

**A motion was made by Nikki Bas, seconded by Treva Reid, that this matter be Received and Filed. The motion carried by the following vote:**

**Excused:** 1 - Thao

**Aye:** 7 - Taylor, Bas, Fife, Gallo, Kaplan, Reid, and Kalb

**NO VOTE:** 0

**S9** Subject: SB 91 MOU With State Department Of Housing And Community Development  
From: Housing And Community Development Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Enter Into A Memorandum Of Understanding With The State Department Of Housing And Community Development Regarding The Administration Of Emergency Rental Assistance Program (ERAP) Funds; And (2) Take All Steps Necessary For The ERAP Funds Allocated By The State To Serve Oakland Tenants And Rental Property Owners To Be Administered By The State Through Its Contractors: Horne LLP And The Local Initiatives Support Corporation  
[21-0255](#)

**Attachments:** [View Report](#)  
[View Legislation](#)

**A motion was made by Noel Gallo, seconded by Loren Taylor, that this matter be Adopted. The motion carried by the following vote:**

**Excused:** 1 - Thao

**Aye:** 7 - Taylor, Bas, Fife, Gallo, Kaplan, Reid, and Kalb

**NO VOTE:** 0

**S10** Subject: FTE Position To Serve As A Program Manager  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee, To Allocate Funds For One Full Time Equivalent Position To Serve As A Program Manager For The City Of Oakland's Mobile Assistance Community Responders (Macro) Program In An Amount Of Two Hundred Ninety-Eight Thousand Four Hundred Eighty Five Dollars (\$298,485)  
[21-0256](#)

**Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Attachment B](#)  
[View Attachment C](#)  
[View Resolution](#)

**A motion was made by Noel Gallo, seconded by Carol Fife, that this matter be Adopted. The motion carried by the following vote:**

**Excused:** 1 - Thao

**Aye:** 7 - Taylor, Bas, Fife, Gallo, Kaplan, Reid, and Kalb

**NO VOTE:** 0

**ANNOUNCEMENTS / ADJOURNMENTS IN MEMORY OF**

**OPEN FORUM / CITIZEN COMMENTS (Time Available: 15 Minutes)**

*5 Speakers Spoke during Open Forum*

**ADJOURNMENT OF COUNCIL SESSION**

**(Meeting Shall Conclude No Later Than 6:30 P.M., Unless Extended By Majority Vote Of  
The Council)**

*There being no further business, and upon the motion duly made, the Council  
adjourned the meeting at 6:48 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.**

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

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**THE HANGING OF BANNERS, POSTERS, SIGNS, OR ANY MATERIAL ON OR OVER THE GALLERY BANNISTERS IS STRICTLY PROHIBITED IN ORDER TO ENSURE THE SAFETY OF THOSE ATTENDING MEETINGS.**

**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 8:30 A.M. TO 5:00 P.M.**