

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 Agenda - FINAL

Tuesday, February 16, 2021

1:30 PM

Please See The Agenda To Participate In The Meeting

Tele-Conference

*** Concurrent Meeting of the Oakland
Redevelopment Successor Agency and the City
Council**

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/85405987671> 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: 854 0598 7671

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 Asha Reed, Assistant City Clerk at AReed@oaklandca.gov.

- Office of the City Clerk

ROLL CALL / CITY COUNCIL

COUNCILMEMBERS: Councilmember Carroll Fife, District 3; Councilmember Noel Gallo, District 5; Councilmember Dan Kalb, District 1; Vice Mayor Rebecca Kaplan, At Large; Councilmember Loren Taylor, District 6; President Pro Tempore Sheng Thao, District 4; Councilmember Treva Reid, District 7; Council President Nikki Fortunato Bas, District 2

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

2 CONSENT CALENDAR (CC) ITEMS:

- 2.1 Subject: Declaration Of A Local Emergency Due To AIDS Epidemic
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health Crisis With Regard To The Human Immunodeficiency Virus ("HIV")/Acquired Immunodeficiency Syndrome ("AIDS") Epidemic
[21-0080](#)
Attachments: [View Report](#)
- 2.2 Subject: Declaration Of Medical Cannabis Health Emergency
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A Local Public Health Emergency With Respect To Safe, Affordable Access To Medical Cannabis In The City Of Oakland
[21-0081](#)
Attachments: [View Report](#)
- 2.3 Subject: Declaration Of A Local Emergency On Homelessness
From: Council President Kaplan
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Declaration Of A Local Emergency Due To The Existence Of The City's Homelessness Crisis
[21-0082](#)
Attachments: [View Report](#)

2.4 Subject: Honoring Executive Director Of Oakland Parks & Recreation Foundation
Ken Lupoff
From: Councilmember Kalb And President Pro Tempore Thao
Recommendation: Adopt A Resolution Honoring And Expressing Appreciation To Ken
Lupoff For His 10 Years Of Dedicated Service To The Residents Of The City Of Oakland
As The Executive Director Of Oakland Parks And Recreation Foundation
[21-0074](#)

Attachments: [View Report](#)

Legislative History

1/28/21	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>President Pro Tempore Thao requested to be added as a Co-Sponsor</i>
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2.5 Subject: Local Tax Software Solution
From: Finance Department
Recommendation: Adopt A Resolution Waiving The Competitive Bidding Process And
Authorizing The City Administrator To Renew The Processional Services Agreement With
HdL Software, LLC For An Additional Three-Year Term With And Option To Renew For
One Additional Two-Year Term In An Amount Not To Exceed Nine Hundred Thousand
Dollars (\$900,000) For All Five Years For The Provision Of Technical Support, On Going
Maintenance, And Upgrades For The City's Local Tax Software
[TITLE CHANGE]
[21-0033](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

1/14/21	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>Title correction read into record</i>
1/21/21	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>The Committee accepted that this item be withdrawn and rescheduled to the February 16, 2021 City Council Agenda</i>
2/4/21	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>The committee accepted the Title Change read into record</i>

- 2.6** Subject: Mosswood Park Master Plan And CEQA Determination Adoption
From: Oakland Public Works Department
Recommendation: Adopt A Resolution (1) The Mosswood Park Master Plan; And (2) The Related California Environmental Quality Act (CEQA) Negative Declaration; And (3) Accepting And Appropriating: (A) A Donation From The Oakland Parks And Recreation Foundation Which Received Funds From The Kaiser Permanente Northern California Community Benefit Program In An Amount Up To Three Million Five Hundred Thousand Dollars (\$3,500,000.00) For Use On The Mosswood Project; And (B) MacArthur Transit Village Development Impact Funds In The Amount Of One Hundred Twenty Five Thousand Dollars (\$125,000.00) For Use On The Project
[21-0071](#)

Attachments: [View Report](#)
[View Report 2](#)
[View Report Attachment B](#)
[View Legislation](#)

Legislative History

1/28/21	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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**3 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING
REQUIREMENTS:**

**4 ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION &
DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS**

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF FEBRUARY 2, 2021**
[21-0083](#)

Attachments: [View Report](#)

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

- 6 Subject: Reimagining Public Safety Task Force Update
From: Council President Fortunato Bas And Councilmember Taylor
Recommendation: Receive An Informational Report From The Reimagining Public Safety Task Force On The Process And Status To Develop Recommendations For The Council's Consideration Per Resolution No. 88269, Which Created The Reimagining Public Safety Task Force To Create A Plan To Dramatically Shift Resources From Enforcement And Punishment To Prevention And Wellness For Integration In The Fiscal Year (FY) 2021-23 Budget

[21-0073](#)

Attachments: [View Report](#)

Legislative History

1/28/21	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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To Be Scheduled On Non-Consent

- 7 Subject: Local Business Empowerment Through Contracting (LBETC) Costing
From: Councilmember Taylor
Recommendation: Receive An Informational Report Directing The City Administrator To Provide A Costing Analysis Including Staff Impacts And Dollar Amounts For The Local Business Empowerment Through Contracting (LBETC) Ordinance Which Amends Ordinance 13101 Which Revised Oakland's Local And Small Local Business Enterprise (L/SLBE) Program Brought To Council On December 15, 2020 And January 12, 2021 To Empower Oakland's Local And Small Business Community And Responds To The Racial And Gender Disparities Identified In The 2017 Racial And Gender Disparities Report

[21-0048](#)

Attachments: [View Report](#)
[View Report - Attachment A](#)
[View Report - CM Taylor](#)

Legislative History

1/14/21	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee <i>The Committee made a motion to make the January 26, 2021 Community and Economic Development Committee be held as a Special 1:00 PM meeting</i>
1/26/21	*Special Community & Economic Development Committee	Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>The Committee requested this item be forwarded to the February 16, 2021 City Council Agenda On Consent</i>

1/28/21	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>The Rules and Legislation Committee accepts this item be schedule to the February 16, 2021 City Council Agenda On Non-Consent</i>
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- 8 Subject: Local Business Empowerment Through Contracting (LBETC)
From: Councilmember Taylor And Councilmember McElhaney
Recommendation: Adopt An Ordinance Amending Ordinance No. 13101 C.M.S., Which Revised Oakland's Local And Small Local Business Enterprise (L/SLBE) Program Provisions, To Change Local And Small Local Trucking Participation Requirements, Add New Local Business Categories And Certification Criteria, Change The Definition Of "Substantial Presence," Define "Local-Based Manufacturer, Add And Change Bid Discounts, Limit Modifications To L/SLBE Schedules After Bid Opening, And Provisions Related To Disposition And Development Agreements And Cooperative Agreements, And Update The List Of Applicable Schedules, As Set Forth In Exhibit A Attached Hereto [20-0755](#)

Attachments: [View Memo](#)
[View Legislation](#)
[View Report - Attachment A](#)
[View Supplemental Report - 12/11/2020](#)
[View Supplemental Report Attachment A -12/11/2020](#)
[View Supplemental Legislation - 12/11/2020](#)
[View Supplemental Report Exhibit A - 12/11/2020](#)
[View Supplemental Legislation - 12/23/2020](#)
[View Supplemental Report Exhibit A - 1/8/2021](#)

ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF THIS ORDINANCE.

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 15, 2020; (VOTE).

Legislative History

10/22/20	*Rules & Legislation Committee <i>This item is to be brought back to Rules Committee by the requester for scheduling</i>	Withdrawn with No New Date
11/5/20	*Rules & Legislation Committee <i>This item schedules a Special Community And Economic Development Committee at 1:30 P.M.</i>	Scheduled to the *Special Community & Economic Development Committee
	<i>A title change was read into record and Councilmember McElhaney requested to be added as a coauthor.</i>	
11/17/20	*Special Community & Economic Development Committee <i>Committee requested this item be placed on the December 15, 2020 City Council Agenda On Non-Consent</i>	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

11/19/20	*Rules & Legislation Committee <i>The committee Deferred this item to be scheduled at the December 3, 2020 Rules And Legislation Committee.</i>	Rescheduled to the *Rules & Legislation Committee
12/15/20	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
1/12/21	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>This item was tabled and taken out of order until the Director of Workplace & Employment Stnd. became available to answer questions.</i>	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*Councilmember Taylor made a motion seconded by Councilmember Reid to
approve staffs recommendations on final passage.*

*Councilmember Fife made a substitute motion seconded by President Bas to
continue this item to the February 16, 2021 City Council Non-Consent agenda
that includes a financial analysis with dollar amount*

- 9 Subject: Informational Update On The City's Equal Pay Policy
From: Vice Mayor Kaplan
Recommendation: Receive An Informational Update Regarding The City's Equal Pay
Policy That Exist For The Employees Of The City Of Oakland And Include The Sate And
Federal Pay Act And The Lilly Ledbetter Act
[21-0045](#)

Sponsors: Kaplan

Attachments: [View Report](#)

Legislative History

1/12/21	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 10 Subject: OPD POST Virtual Reality Training System Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept On Behalf Of The City Of Oakland A Meggitt Training Systems Virtual Reality Decisions And Tactics Training System From The California Commission On Police Officer Standards And Training (POST) At No Cost To The City Of Oakland
[21-0010](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Report - 2/5/2021](#)

Legislative History

1/7/21	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
1/19/21	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Agenda was modified to show this item taken out of order to be heard on Non-Consent

The Committee continued this item to the February 16, 2021 City Council agenda and requested CPRA Director to report back on the Virtual Reality machine donated by Police Officer Standards And Training (POST): brand type, technology and consumer use analysis

- 11 Subject: Accept Irrevocable Offer Of Dedication At 389 9th Avenue
From: Transportation Department
Recommendation: Adopt A Resolution Accepting An Irrevocable Offer Of Dedication For Public Sidewalk Purposes From The City Of Oakland And The Housing Authority Of Oakland, Collectively The Parcel A Owners Of 389 9th Avenue
[21-0053](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Report Exhibit A](#)
[View Supplemental Report - 2/11/2021](#)

Legislative History

1/21/21	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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The Committee accepted that this item be placed on Non-Consent

12 Subject: Emergency Rental Assistance Funding
From: Housing And Community Development Department
Recommendation: Adopt A Resolution: 1) Accepting Emergency Rental Assistance Program (“ERAP”) Funds In The Amount Of Twelve Million Eight Hundred Seventy Four Thousand Seven Hundred Sixty-Four Dollars (\$12,874,764) Awarded By The United States Department Of The Treasury (“US Treasury”) To The City Of Oakland (“City”) To Provide Financial Assistance, Including Rental Assistance, And Housing Stability Services To Eligible Households Impacted By COVID-19; 2) Appropriating The Twelve Million Eight Hundred Seventy-Four Thousand Seven Hundred Sixty Four Dollars \$12,874,764 In ERAP Funding From The US Treasury To Be Budgeted And Identified As One-Time Stimulus Funding In Fund 2071, Organization 89919, Project Code To Be Determined, Account 54011; 3) Authorizing The City Administrator Or Designee To Take All Steps Necessary For The City To Receive The ERAP Funds Awarded By The US Treasury, Including, But Not Limited To, Signing And Submitting The US Treasury Acceptance Of Award Terms Form, Without Returning To Council; 4) Awarding Grant Agreements For The Provision Of Rental Assistance To Eligible Households To Bay Area Community Services, Inc., Catholic Charities Of The Diocese Of Oakland, Doing Business As Catholic Charities East Bay, Centro Legal De La Raza, Inc. And Collective Legal Services - The Eviction Defense Center, A Non-Profit Law Corporation In A Total Amount Not To Exceed Nine Million Seven Hundred Fifty Thousand Dollars (\$9,750,000); 5) Authorizing The City Administrator Or Designee To Select Additional ERAP Fund Sub-Recipients And To Award Grant Agreements To Said Sub-Recipients For The Provision Of Financial Assistance, Including Rental Assistance, And Housing Stability Services To Eligible Households, Without Returning To Council; And 6) Authorizing The City Administrator To Amend Grant Agreements Awarded Pursuant To This Resolution To Increase The Amount Of The Grants Or To Reallocate Funding Between Grants If Necessary, To Ensure Timely Expenditure Of ERAP Funds, Without Returning To Council
[21-0093](#)

Attachments: [View Report](#)
 [View Report Attachment A](#)
 [View Legislation](#)

Legislative History

2/4/21	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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The Committee accepted this item be placed on Non-Consent

- 13** Subject: 3050 International Boulevard LDDA & Lease
From: Office Of The City Administrator's
Recommendation: Adopt An Ordinance (A) Authorizing The City Administrator Or Designee To Negotiate And Execute (1) A Lease Disposition And Development Agreement With, Jointly, Satellite Affordable Housing Associates, Inc., And Native American Health Center, A California Non Profit, And/ Or Affiliated Entities (Each, A "Developer") For The Development Of An Affordable Housing Project And Health Center ("Project") On City-Owned Property Located At 3050 International Boulevard ("Property"); And (2) A Lease Of A Portion Of The Property To Each Developer To Operate And Manage The Project, For Up To 99 Years, Including Extensions, For A One-Time Payment Equal To \$2,400,000, To Be Paid Pro-Rata By Each Developer; And (B) Adopting Requisite Findings Under The California Environmental Quality Act
[21-0086](#)

Attachments: [View Report](#)
[View Report Attachment A](#)
[View Report Attachment B](#)
[View Report Attachment C](#)
[View Legislation](#)
[View Report Exhibit A](#)

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE.

FINAL PASSAGE (Second Reading) WILL OCCUR ON MARCH 2, 2021.

Legislative History

2/4/21	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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To be placed on Non-Consent

- 14** Subject: City Council Strategic Planning Retreat
From: Council President Fortunato Bas
Recommendation: Receive An Informational Report From The Council President And Councilmember Gallo On The Council Retreat, Including The Goals, Process, Timeline And Facilitation And A Recommendation From Councilmember Gallo On The Development Of A Council Strategic Plan
[21-0094](#)

Attachments: [View Report](#)
[View Report - 2](#)
Legislative History

2/4/21

*Rules & Legislation
Committee

Scheduled to the * Concurrent Meeting of
the Oakland Redevelopment Successor
Agency and the City Council

*The Committee accepted the schedule motion read into record and to be placed
on the February 16, 2021 City Council Agenda on Non-Consent*

ANNOUNCEMENTS / ADJOURNMENTS IN MEMORY OF

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

ADJOURNMENT OF COUNCIL SESSION

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

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