

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 - DRAFT

Tuesday, March 1, 2022

1:30 PM

Please See The Agenda To Participate In The Meeting

Virtual Tele- Conference Via Zoom

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

Pursuant to California Government Code Section 54953(e), the City Council has found that an imminent risk to the health of attendees due to the COVID-19 pandemic continues to exist. Therefore, all City Councilmembers will participate in the meeting via phone/video conference without notice of their teleconference locations

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/XXXXXXXXXXXX> 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) Meeting ID: XXX XXXX XXXX

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

- 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 Treva Reid, District 7; Councilmember Loren Taylor, District 6; President Pro Tempore Sheng Thao, District 4; Council President Nikki Fortunato Bas, District 2

MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS

1 PUBLIC COMMENT:

COMMENTS ON ALL ITEMS 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
[22-0105](#)
- 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
[22-0106](#)
- 2.3** Subject: Declaration Of A Local Emergency On Homelessness
From: Vice Mayor 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
[22-0107](#)

2.4 Subject: Teleconference Meetings Of The City Council
From: Office Of The City Administrator's
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's
Determination That Conducting In-Person Meetings Of The City Council And Its
Committees Would Present Imminent Risks To Attendees' Health, And Electing To
Continue Conducting Meetings Using Teleconferencing In Accordance With California
Government Code Section 54953(E), A Provision Of AB-361
22-0108

2.5 Subject: Oakland Alameda Access Project Historic Resources MOA
From: Transportation Department
Recommendation: Adopt A Resolution Directing The City Administrator To Support A
Memorandum of Agreement Between The California Department Of Transportation And
The California State Historic Preservation Officer Regarding Oakland Alameda Access
Project Compliance With Section 106 Of The National Historic Preservation Act And
Associated Stipulations
[22-0086](#)

Legislative History

2/10/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	

2.6 Subject: Professional Services Agreement With Childcare Careers, LLC
From: Human Services Department
Recommendation: Adopt A Resolution Waiving The City Of Oakland's Request For
Proposal/Qualification Process For As-Needed Head Start Staffing Services And
Awarding A Professional Services Agreement To Childcare Careers, LLC For Said
Services In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000) For
Fiscal Years 2021-2023
[22-0089](#)

Legislative History

2/10/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	

2.7 Subject: State Rental Assistance Round Two Fund Award
From: Housing And Community Development Department
Recommendation: Adopt A Resolution:

1) Amending Oakland City Council Resolution No. 88800 C.M.S., First Adopted by Oakland City Council In September 2021 To Accept And Appropriate Round Two State Rental Assistance (SRA2) Program Funds In An Amount Not To Exceed Twelve Million Seventy-Seven Thousand Seven Hundred Thirteen Dollars And Fifty-Two Cents (\$12,077,713.52) Awarded By the California Department Of Housing And Community Development To The City Of Oakland To Provide Financial Assistance For The Payment Of Rent And Other Housing Expenses To Eligible Households Experiencing Financial Hardship Due To The COVID-19 Pandemic; And

2) Adding Language Required by State Of California Housing And Community Development Department Acknowledging The City Of Oakland's Responsibility And Intent To Be Held Bound By The Terms Of The SRA2 Grant Agreement Executed Between The City Of Oakland And The California Housing And Community Development Department
[22-0090](#)

Legislative History

2/10/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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A Title Change was read into record. On Consent.

2.8 Subject: Consolidation Of The City Of Oakland Municipal Nominating Election
From: Office Of The City Clerk
Recommendation: Adopt An Ordinance: 1) Calling And Giving Notice For The Holding Of The Municipal Nominating Election On June 7, 2022 For The Purpose Of Submitting To The Electors Of The City Of Oakland A Proposed Ballot Measure; 2) Requesting Consolidation Of The City Of Oakland Municipal Nominating Election With The Statewide Election To Be Held In The City Of Oakland On June 7, 2022; And 3) Authorizing And Directing The City Clerk To Take All Actions Necessary For The Municipal Election In Accordance With Applicable Legal Requirements

[22-0066](#)

Attachments:

[View Legislation](#)

[View Supplemental Memo 2/10/2022](#)

Legislative History

2/3/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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2/15/22 Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council Approved As Amended On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Ballot question was amended to read "Shall the measure continuing funding to keep Oakland neighborhood libraries open and for library services, including services to unhoused populations and youth and senior programs, by renewing the tax for 30 years commencing at the current rate of \$114.50 per single family parcel, and specified rates for other parcel types, providing approximately \$18,000,000 in the first year, with audits, citizens' oversight, and specified exemptions for low-income populations and affordable housing, be adopted?"

- 2.9** 2) An Ordinance: (A) Approving, Pursuant To Article VII Of The Oakland City Charter, The Relinquishment By The Board Of Port Commissioners To The City Council Jurisdictional Responsibilities Necessary To Approve, Permit, And Administer Project Approvals For The Proposed Oakland Waterfront Ballpark District Project To Be Developed On That Portion Of The Port Area That Is Commonly Known As The Charles P. Howard Terminal And Is Located Along The Inner Harbor Of The Oakland-Alameda Estuary; And (B) Making Appropriate Findings Under The California Environmental Quality Act [22-0068](#)

Attachments: [View Report And Attachments](#)

[View Legislation](#)

Legislative History

2/3/22 *Rules & Legislation Committee Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

Council President Fortunato Bas called a Special City Council meeting to be held Thursday February 17, 2022 At 3:30 PM to hear these items.

This Item Is a Public Hearing.

3 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING REQUIREMENTS:

- 3.1** Subject: Resolution To Authorize Section 108 Funds
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Apply For, Accept, And Appropriate Funds From The United States Department Of Housing And Urban Development (HUD) Under The Section 108 Loan Guarantee Program For Approximately \$34 Million, Not To Exceed Five Times The City's Current Community Development Block Grant Less Outstanding Section 108 Loans And Commitments; (2) Award Section 108 Funds To Projects Without Returning To Council; And (3) Prepare And Submit To HUD A Substantial Amendment To The City's 2021/22 Annual Action Plan To Include A Summary Of Section 108 Planned Activities
[22-0057](#)

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

Legislative History

2/3/22 *Rules & Legislation Scheduled to the *Special Community & Committee
Economic Development Committee
The Special Public Works Committee of February 22, 2022 will begin at 10:30 AM.

Councilmember Kalb made a motion to hold, every 4th Tuesday a Special Public Works Committee at 10:30 AM and a Special Community And Development Committee at 2 PM until the Councils Rules of Procedures are updated to schedule these As Regular Meetings.

2/10/22 *Rules & Legislation Scheduled to the *Special Community & Committee
Economic Development Committee
A Title Change was read into record.

This item is also scheduled as a Public Hearing.

3.2 Subject: 465 63rd Street Appeal By Property Owner
From: Planning And Building Department
Recommendation: Adopt One Of The Following Three Options:

1) A Resolution Recommends That The City Council Conduct A Public Hearing And, Upon Conclusion, Adopt A Resolution Denying The Appeal Of Appellant Kobie Lyons And Upholding The Decision Of The Independent Hearing Officer Regarding Housing Condition At 465 63rd Street (Complaint No. 1901763); Or [21-0826](#)

Attachments: [View Report](#)
[View Attachment A](#)
[View Attachment B](#)
[View Attachment C](#)
[View Attachment D](#)
[View Attachment E](#)
[View Attachment F](#)
[View Attachment G](#)
[View Attachment H](#)
[View Attachment I](#)
[View Attachment J](#)
[View Legislation](#)

Legislative History

11/4/21	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
2/10/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

A Title Change was read into record, And Scheduled to the March 1, 2022 City Council meeting as a Public Hearing.

Provided The City Council Can Make The Appropriate Findings:

2) A Motion Directing Staff To Prepare A Resolution For Future City Council Consideration To Deny The Appeal With Additional Conditions; Or [21-0827](#)

Legislative History

11/4/21	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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2/10/22 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
A Title Change was read into record, And Scheduled to the March 1, 2022 City Council meeting as a Public Hearing.

3) A Motion To Direct Staff To Prepare A Resolution For Future City Council Consideration To Uphold The Appeal
[21-0828](#)

Legislative History

11/4/21 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
2/10/22 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
A Title Change was read into record, And Scheduled to the March 1, 2022 City Council meeting as a Public Hearing.

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 15, 2022 AND FEBRUARY 17, 2022

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

6 Subject: 2022 As-Needed Pavement Rehabilitation Services
From: Transportation Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Waiving Further Advertising, Competitive Bidding, And Authorizing The City Administrator To Negotiate And Award Construction Contracts To 1) Gallagher & Burk 2) Mcguire & Hester And 3) O.C. Jones & Sons Provided That All Meet The Contractor's Bid Schedule Of The Lowest Responsible Bid Of Gallagher & Burk, For As-Needed Pavement Rehabilitation Services (Project Number 1006103) In Accordance With The Project Plans And Specifications And The Lowest Responsible Bidder In Accordance With Contractor's Bid In An Amount Not To Exceed Thirteen Million, Six Hundred Fifty-Seven Thousand, Five Hundred Dollars (\$13,657,500.00) Each, Without Return To Council, And 4) Adopting Appropriate California Environmental Quality Act (CEQA) Findings, And
[22-0091](#)

Legislative History

2/10/22 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
A Title Change was read into record. On Non Consent

2) A Resolution Awarding A Construction Contract For As-Needed Pavement Rehabilitation Services (Project 1006104) To Gallagher & Burk, The Lowest Responsible Bidder, In Accordance With The Project Plans And Specifications And Contractor's Bid In An Amount Not To Exceed Thirteen Million, Six Hundred Fifty-Seven Thousand, Five Hundred Dollars (\$13,657,500.00), Without Return To Council, And Adopting Appropriate California Environmental Quality Act (CEQA) Findings, And [22-0092](#)

Legislative History

2/10/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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A Title Change was read into record. On Non Consent

3) A Resolution And Awarding A Construction Contract For As-Needed Pavement Rehabilitation Services (Project 1006105) To Gallagher & Burk, The Lowest Responsible Bidder, In Accordance With The Project Plans And Specifications And Contractor's Bid In An Amount Not To Exceed Five Million, Seventy-Two Thousand, Five Hundred And Thirty Dollars (\$5,072,530.00), Without Return To Council, And Adopting Appropriate California Environmental Quality Act (CEQA) Findings [22-0093](#)

Legislative History

2/10/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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A Title Change was read into record. On Non Consent

7 Subject: Staffing For Town For All Program Implementation
From: Transportation Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Approving, To Support The Implementation Of The Transforming Oakland's Waterfront Neighborhoods (Town) For All Projects, The Following New Limited Duration Appointments, And Authorizing The City Administrator To Convert Such Appointments To Permanent Positions, Subject To Funding Availability:

A. 1.00 Full Time Equivalent Transportation Manager; 1.00 Full Time Equivalent Senior Transportation Planner; 1.00 Full Time Equivalent Transportation Planner III; 1.00 Full Time Equivalent Transportation Planner II; 1.00 Full Time Equivalent Supervising Civil Engineer; Up To 3.00 Full Time Equivalent Civil Engineer; Up To 3.00 Full Time Equivalent Assistant Engineer II; 1.00 Full Time Equivalent Project Manager I; 1.00 Full Time Equivalent Program Analyst III; 1.00 Full Time Equivalent Accountant III In The Department Of Transportation; And

B. 1.00 Full Time Equivalent Business Analyst III And 1.00 Full Time Equivalent Administrative Analyst II Positions Shared Between The Department Of Transportation And Oakland Public Works For Required Program Implementation; And

[22-0079](#)

Attachments: [View Report](#)
[View Report Appendix A](#)
[View Report Appendix B](#)
[View Legislation](#)

Legislative History

2/3/22	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>Council President Fortunato Bas called a Special City Council meeting to be held Thursday February 17, 2022 At 3:30 PM to hear these items.</i> <i>This Item Is Not a Public Hearing.</i>
2/10/22	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>A Title Change was read into record and the Rules committee approved the motion to withdraw this item from the February 17, 2022 Special City Council Agenda and Reschedule it to the March 1, 2022 City Council Agenda on Non Consent.</i>

2/15/22 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
Pursuant to Rule 7 this item "considered for scheduling" was pulled from the Rules And Legislation Committee and scheduled the March 1, 2022 City Council Agenda on Non Consent.

- 9 Subject: Beach Street RV Safe Parking Program Professional Services Agreement
From: Human Services Department
Recommendation: Adopt A Resolution Awarding A Professional Services Agreement To Operation Dignity In An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000) For Operation Of The Beach Street Safe RV Parking Site For A Grant Term Of July 1, 2021 Through June 30, 2022

[22-0053](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

2/3/22 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
2/15/22 Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
The Council directed staff to include a detailed breakdown of the budget being proposed.

- 10 Subject: Informational Report On Homeless Intervention Sites
From: Councilmember Fife and Council President Bas
Recommendation: Receive An Informational Report From The Human Services Department Regarding The Budgeted Funds Authorized For The Co-Governed Homeless Intervention Site At 3rd Street And Peralta Street And The Two Homeless Interventions At E 12th Street And 2nd Avenue, Including How Much The City Council Has Allocated, A Breakdown Of The Expenditures To Date Including, But Not Limited To: Expenditures For Site Preparation, Services, Supplies, Operations, And Other Costs Associated With Standing Up And Maintaining These Sites, And Detailing The Decision-Making Process Related To Site Expenditure Authorization and Tracking

[22-0064](#)