

# 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 - SUPPLEMENTAL**

**Tuesday, October 3, 2023**

**4:00 PM**

**City Council Chamber, 3rd Floor**

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

*Oakland City Hall, 1 Frank H. Ogawa Plaza,  
Oakland, California, 94612*

*City of Oakland Website: <http://www.oaklandca.gov>*

## **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/85057040782> 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: 850 5704 0782  
If asked for a participant ID or code, press #.

**PUBLIC COMMENT WILL BE TAKEN ON EACH ACTION ITEM. ALL MEMBERS OF THE PUBLIC WISHING TO SPEAK MUST FILL OUT A SPEAKER CARD FOR EACH ITEM. SPEAKERS' CARDS MUST BE RECEIVED BY THE CITY CLERK BEFORE THE ITEM IS READ INTO THE RECORD. COMMENTS ON ITEMS NOT ON THE AGENDA WILL BE TAKEN DURING OPEN FORUM AT THE END OF THE MEETING.**

### **ELECTRONIC SPEAKER CARDS/PUBLIC COMMENTS:**

- eComment. To send your comment directly to Council members go to <https://oakland.legistar.com/calendar.aspx> and click on the "eComment" link for the corresponding meeting. Please note that eComment submission closes twenty-four (24) hours before meeting start time.
- To Comment In Person Members Of The Public Must Submit A Separate Speaker Card For Each Item On The Agenda To The City Clerk Before The Item Is Called.
- To Submit An Electronic Speaker Card, Members Of The Public Must (1) Visit The City Of Oakland Meeting Calendar Website At: <https://oakland.legistar.com/Calendar.aspx> (2) Click the hyperlink labeled 'eComment' in the far right column of the meeting you wish to participate, (You Will Be Redirected To The Specific Meeting Webpage); And (3) Register To 'Sign In To Speak' For Each Agenda Item(s) You Wish To Speak to.

**\*To Be Recognized To Speak Via ZOOM, Speaker Cards Must Be Submitted and Received Before The City Clerk Reads the Item Into the Record.**

• Once You Have Submitted Your Speaker Card - Your Zoom Profile Name Will Be Acknowledged To Speak When Public Comment Is Taken. When your name is called please raise your hand in zoom (By Pressing “\*9”) and Unmute Your Self By Pressing \*6. You Will Be Permitted To Speak During Your Turn. Instructions On How To “Raise Your Hand” Is Available At: <https://support.zoom.us/hc/en-us/articles/205566129-raise-hand-in-webinar>.

Agenda Management Unit at [cityclerk@oaklandca.gov](mailto:cityclerk@oaklandca.gov)

- Office of the City Clerk

### **DEFINITION OF TERMS:**

• **Action Item:** shall mean any resolution, ordinance, public hearing, motion or recommendation requiring official vote and approval of the City Council to be effective.

• **Informational Item:** shall mean an agenda item consisting only of an informational report that does not require or permit Council action.

• **Consent Item:** shall mean, for the purposes of the City Council agenda, any action or informational item that a Standing Committee has forwarded to the full Council with unanimous recommendation for approval, except: 1) any item having a high level of public interest or controversy as determined by the Rules and Legislation Committee; 2) any action item that the Rules and Legislation Committee has placed on the Consent Calendar in accordance with Rule 26; or 3), any item that requires a public hearing or that is otherwise ineligible by law as a Consent Item.

• **Non-Consent Item:** shall mean, for the purposes of the City Council agenda, any action or informational item that: 1) a Standing Committee has forwarded to the full Council without unanimous recommendation for approval; 2) has a high level of public interest or controversy as determined by the Rules and Legislation Committee or: 3) requires a public hearing or is otherwise ineligible by law as a Consent Item.

1 Call To Order

2 ROLL CALL / CITY COUNCIL

*COUNCILMEMBERS: Councilmember Carroll Fife, District 3; Councilmember Noel Gallo, District 5; Councilmember Kevin Jenkins, District 6; President Pro Tempore Dan Kalb, District 1; Councilmember Rebecca Kaplan, At Large; Councilmember Janani Ramachandran, District 4; Councilmember Treva Reid, District 7; Council President Nikki Fortunato Bas, District 2*

**3 ACTIONS ON SPECIAL ORDERS OF THE DAY  
(Ceremonial Presentations, Reports/Presentations From The Mayor,  
Council Acknowledgements/Announcements):**

**ITEM 3.1 REGARDING NATIONAL HISPANIC HERITAGE MONTH WAS REMOVED FROM THIS  
AGENDA VIA THE SEPTEMBER 28 2023 RULES AND LEGISLATION COMMITTEE AND  
RESCHEDULED TO THE OCTOBER 17, 2023 CITY COUNCIL AGENDA**

**3.2** Subject: Welcoming The Public Bank East Bay CEO  
From: Councilmember Kaplan, Councilmember Fife, And Councilmember Jenkins  
Recommendation: Adopt A Resolution Recognizing The Friends Of The Public Bank East  
Bay And Welcoming Public Bank East Bay's Board Of Directors Candidates And Chief  
Executive Officer  
[23-0661](#)

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

**Legislative History**

9/14/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*As A Ceremonial Item*

**S3.3** Subject: "Love Life" Week In The City Of Oakland  
From: Councilmember Reid  
Recommendation: Adopt A Resolution Recognizing The Week Of October 20th, 2023, As  
"Love Life" Week In The City Of Oakland  
[23-0764](#)

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

*This item was placed on the agenda by the September 28, 2023 Rules and Legislation  
Committee.*

*This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080  
E(2) of the Sunshine Ordinance, prior to hearing the item.*

**Legislative History**

9/28/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*Pursuant to Rule 24, a statement was made on record as to the item bypassing  
committee.*

*An Urgency Finding Was Stated On The Record*

*A Title Change Was Accepted*

*As A Ceremonial Item*

- 4 Approval Of The Draft Minutes From The Meeting Of September 19, 2023

[23-0724](#)

Attachments: [View Report](#)

- 5 **MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS  
(Requests To: Reschedule Items From Consent To Non-Consent  
To The Next Council Agenda, Speak On Consent Calendar, Register Votes,  
Change Order Of Items, Reconsiderations, Pull Items Held In Committee):**

- 6 **CONSENT CALENDAR (CC) ITEMS:**

- 6.1 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

[23-0721](#)

Attachments: [View Legislation](#)

- 6.2 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

[23-0722](#)

Attachments: [View Legislation](#)

- 6.3 Subject: Declaration Of A Local Emergency On Homelessness  
From: Councilmember 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

[23-0723](#)

Attachments: [View Legislation](#)

**6.4** Subject: Resolution Ratifying the Mayor's Actions During the 2023 Annual Recess  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Ratifying Action Taken By The Mayor During The  
Oakland City Council 2023 Annual Recess In Conformance With The Council's Rules Of  
Procedure Codified In Resolution No. 89588 C.M.S., Passed February 7, 2023  
[23-0705](#)

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

**Legislative History**

9/14/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*On Consent*

**ITEM 6.5 REGARDING LATINX CULTURAL ARTS DISTRICT WAS REMOVED FROM THIS  
AGENDA VIA THE SEPTEMBER 28 2023 RULES AND LEGISLATION COMMITTEE AND  
RESCHEDULED TO THE OCTOBER 17, 2023 CITY COUNCIL AGENDA**

**6.6** Subject: Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And  
Services)  
From: Economic And Workforce Development Department  
Recommendation: Adopt An Ordinance Authorizing Levying Special Taxes Within The  
City Of Oakland Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And  
Services); And Adopting Appropriate Findings Under The California Environmental  
Quality Act  
[23-0611](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON SEPTEMBER 19, 2023; 6 AYES, 2  
EXCUSED JENKINS AND KAPLAN*

**Legislative History**

7/13/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*Pursuant to Rule 24, a statement was made on record as to the item bypassing  
committee.*

*As A Public Hearing*

9/19/23 Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council Approved On Introduction and Scheduled for Final Passage to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council  
*At 10:02 P.M. Council President Bas made a motion to open the Public Hearing, President Pro Tempore Kalb seconded. The Motion Passed With 6 Ayes; 2 Excused: Jenkins and Kaplan.*

*Upon the reading of Item 8.1 by the City Clerk, the Public Hearing was opened at 10:05 p.m.*

*1 individual spoke on this item.*

*At 10:25 P.M. Councilmember Gallo made a motion, seconded by Councilmember Ramachandran, to close the Public Hearing, and hearing no objections, the motion passed by 5 Ayes: Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas; 3 Excused: Fife, Jenkins, and Kaplan*

*Councilmember Gallo made a motion, seconded by Councilmember Reid to adopt the ordinance. The motion passed by 6 Ayes: Fife, Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas; 2 Excused: Jenkins and Kaplan*

- 6.7** Subject: OMSS LDDA Extension Amendment  
From: Economic And Workforce Development Department  
Recommendation: Adopt The Following Pieces Of Legislation:  
1) An Ordinance (1) Authorizing The City Administrator To Negotiate And Execute A Third Amendment To The Lease Disposition And Development Agreement Between The City Of Oakland And OMSS, LLC, For Development Of An Ancillary Maritime Support Facility For Truck Parking And Related Services At 11 Burma Road And 2307 Wake Avenue, To Extend The Outside Closing Date By One Year With An Extension Payment Of \$50,000; And (2) Adopting California Environmental Quality Act Findings; And  
[23-0575](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON SEPTEMBER 19 2023; 8 AYES.*

**Legislative History**

6/29/23 \*Rules & Legislation Committee Scheduled to the \*Community & Economic Development Committee  
*Approved to be scheduled to the September 12, 2023 Community And Economic Development Committee Agenda*

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9/12/23	*Community & Economic Development Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>4 Speakers Spoke On This Item</i>	
		<i>The Committee Approved The Recommendations Of Staff and To Forward This Item To The September 19, 2023 City Council Agenda On Consent</i>
9/14/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	
9/19/23	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2) An Ordinance Authorizing The City Administrator To Negotiate And Execute A First Amendment To The Triple Net Lease Dated April 8, 2016, Between The City Of Oakland And Oaklandmaritime Support Services, Inc., Of 10 Burma Road For Truck Parking And Other Specified Uses To Extend The Term For One Year With Additional Rent In The Amount Of \$7,500 Per Month Commencing On The Fourth Month Of The Extension; And Adopting California Environmental Quality Act Findings  
[23-0665](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON SEPTEMBER 19, 2023; 8 AYES.*

**Legislative History**

9/12/23	*Community & Economic Development Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>4 Speakers Spoke On This Item</i>	
		<i>The Committee Approved The Recommendations Of Staff and To Forward This Item To The September 19, 2023 City Council Agenda On Consent</i>
9/14/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
9/19/23	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council



- 6.8** Subject: Summer Food Service Program 2023 Contract Amendments  
From: Office of the City Administrator  
Recommendation: Adopt A Resolution Amending Resolution No. 89745 C.M.S., Which Appropriated Summer Food Service Program Grant Funds And Awarded Professional Service Agreements For Food Services, To: (1) Modify The Compensation Amounts And Terms Of The Professional Service Agreements With Uptons, Inc. (Dba School Foodies), Flo's Friendly Foods LLC, The Alameda County Deputy Sheriffs Activities League, Inc., Cook & Run, Inc., And Golden Safari Restaurant & Bakery LLC To Provide Food Services From May 30, 2023 Through August 4, 2023; And (2) Authorize The Carryforward Of Unspent Fiscal Year 2022-2023 Funds In An Amount Not To Exceed \$793,850 To Fiscal Year 2023-2024  
[23-0709](#)

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

[View Legislation](#)

**Legislative History**

9/14/23	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the *Rules & Legislation Committee
9/21/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On Consent*

*A Title Change Was Accepted*

*Pursuant to Rule 24, a statement was made on record as to the item bypassing committee.*

- 6.9** Subject: Celebrating Filipino American History Month And Honoring Filipino Advocates For Justice On Their 50th Anniversary  
From: Council President Fortunato Bas  
Recommendation: Adopt A Resolution Celebrating Filipino American History Month And Honoring Filipino Advocates For Justice (FAJ) On Their 50th Anniversary  
[23-0736](#)

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

**Legislative History**

9/21/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*On Consent*

*Pursuant to Rule 24, a statement was made on record as to the item bypassing committee.*

**6.10** Subject: Commemoratively Street Renaming In Honor Of Godfather Griz Jones  
From: Councilmember Gallo And Councilmember Reid  
Recommendation: Adopt A Resolution Commemoratively Renaming 66th Avenue And  
Coliseum Way As 'Godfather Griz Jones Way' Pursuant To The Policy And Criteria  
Established By Oakland City Council Resolution No. 77967 C.M.S.  
[23-0733](#)

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

**Legislative History**

9/21/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*On Consent*

*Councilmember Reid was added as a co-sponsor*

*Pursuant to Rule 24, a statement was made on record as to the item bypassing  
committee.*

**6.11** Subject: Travel Reimbursement  
From: Councilmember Gallo  
Recommendation: Adopt A Resolution Designating Councilmember Noel Gallo As The  
City Of Oakland's Alternate Voting Delegate To Represent The City Of Oakland At The  
Annual League Of California Cities' 2023 Conference September 20-22, 2023, In  
Sacramento California, And Authorizing Travel And Reimbursement Of Necessary  
Expenses In The Amount Of \$1,500 For Attendance At The 2023 Conference  
(Registration Fees, Hotel, Mileage And Per Diem) From The City Council Contingency  
Fund  
[23-0706](#)

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

**Legislative History**

9/14/23	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the *Rules & Legislation Committee
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9/21/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*On Consent*

*A Title Change Was Accepted*

*Pursuant to Rule 24, a statement was made on record as to the item bypassing  
committee.*

- 6.12** Subject: Community Policing Advisory Board Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Nancy Sidebotham And Larry Lawrence Brandon As Members Of The Community Policing Advisory Board  
[23-0740](#)  
**Attachments:** [View Report And Legislation](#)
- 6.13** Subject: Parks And Recreation Advisory Commission Appointment  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Kye Whitmore As A Member Of The Parks And Recreation Advisory Commission  
[23-0741](#)  
**Attachments:** [View Report And Legislation](#)
- 6.14** Subject: Commission On Persons With Disabilities Appointment  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Benjamin Bartu To The Commission On Persons With Disabilities  
[23-0742](#)  
**Attachments:** [View Report And Legislation](#)
- 6.15** Subject: Public Safety And Services Violence Prevention Oversight Commission Appointment  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Sonya Mehta As A Member Of The Public Safety And Services Violence Prevention Oversight Commission  
[23-0743](#)  
**Attachments:** [View Report And Legislation](#)
- 6.16** Subject: Sugar Sweetened Beverage Community Advisory Board Appointment  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Marjorie Freedman As A Member Of The Sugar-Sweetened Beverage Distribution Tax Community Advisory Board  
[23-0744](#)  
**Attachments:** [View Report And Legislation](#)

**6.17** Subject: Youth Advisory Commission  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Brian Ibarra Morales As A Member Of The Oakland Youth Commission  
[23-0745](#)

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

**6.18** Subject: Melina Armstead, Et Al. V. County Of Alameda, City Of Oakland, Et Al  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Melina Armstead, Et Al. V. County Of Alameda, City Of Oakland, Et Al, United States District Court Case No. 3:21-CV-05257-Lb, City Attorney File No. 34385, In The Amount Of Four Hundred And Fifty Thousand Dollars And Zero Cents (\$450,000.00) (Oakland Police Department - Wrongful Death)  
[23-0718](#)

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

- S6.19** Subject: Oakland 2045 General Plan Update: Certification Of The Final Environmental Impact Report For Phase 1 Of The City Of Oakland 2045 General Plan Update And Adoption Of The Safety And, Environmental Justice Elements And The Planning Code Text And Map Amendments
- From: Planning And Building Department
- Recommendation: Adopt An Ordinance, As Recommended By The City Planning Commission, To Amend The Oakland Planning Code To:
- (A) Incorporate Changes To Residential And Commercial Zones And Make Related Text Amendments And Amend The Zoning And Height Maps To Include The Updates To The Residential And Commercial Zones; And
- (B) Create A New S-13 Affordable Housing Combining Zone; And
- (C) Create A New S-14 Housing Sites Combining Zone; And
- (D) Amend Conditional Use Permit Requirements For Housing And Business Mix (HBX) Commercial Zones, Commercial Industrial Mix (CIX), General Industrial (IG), And Industrial Office (IO) Zones; And
- (E) Amend Expiration Timelines For Nonconforming Uses And Cup Termination Timelines For Truck-Intensive Uses;
- (F) Adopt Amendments To Facilitate The Production Of Special Housing Types Such As Rooming Units, Efficiency Units, Employee Housing, Residential Care Facilities, Transitional And Supportive Housing, Low Barrier Navigation Centers, And Emergency Shelters;
- (G) Adopt Various Amendments Which Codify Administrative Practices, Update References, Clarify Language, And Other Conforming Changes; And
- (H) Adopt Appropriate California Environmental Quality Act Findings  
[23-0536](#)

- Attachments:**
- [View Legislation](#)
  - [View Exhibit A](#)
  - [View Exhibit B](#)
  - [View Exhibit C](#)
  - [View Exhibit D](#)
  - [View Exhibit E](#)
  - [View Exhibit F](#)
  - [View Exhibit G](#)
  - [View Exhibit H](#)
  - [View Exhibit I](#)
  - [View Exhibit J](#)
  - [View Exhibit K](#)
  - [View Exhibit L](#)
  - [View Exhibit M](#)
  - [View Exhibit N](#)
  - [View Exhibit P](#)
  - [View Supplemental Exhibit E - 9/14/2023](#)
  - [View Supplemental Exhibit I - 9/14/2023](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON SEPTEMBER 26,2023; 8 AYES.*

**Legislative History**

6/22/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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9/12/23	*Community & Economic Development Committee	Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council  <i>The Committee approved the Recommendations of staff as amended and forward to the September 19, 2023 City Council Agenda As A Public Hearing. The Item was approved to be forwarded with the following amendments and directives:</i>  <i>Of Exhibit E, On Page 4 Chapter 17.09 Definitions, Section 17.09.040 Definitions "By Right Residential Approval." striking subparagraph D. The City shall not impose any notice requirements on the project., Adding subparagraph D. to read Prior to submitting an application for By Right Residential Approval, the applicant shall give notice of intention to apply for By Right Residential Approval by mail or delivery to all owners and occupants of real property in the city within three hundred (300) feet of the property involved, using language provided by the Planning Bureau.</i>  <i>Of Exhibit I, On Page 12 of Height Map 2.4, of 'Rockeridge BART Station' amending the area to reflect n/a to 100; 35 to 100; n/a 100; And</i>  <i>On Page 14 of Height Map 2.6, on 'Clairemont Avenue' amending the North area to reflect 45 to 65; And n/a to 65; Of the Southern Area to reflect 45 to 65; And n/a to 65; And</i>  <i>On Page 15 of Height Map 2.6, on 'Telegraph Avenue' amending the area to reflect 45 to 65; And n/a to 65; And</i>  <i>With Directives, For Developments Of 100 Residential Units Or Over 100,000 Sq/Ft Of Industrial/Commercial, A Developer Would Be Required To Report Workforce Related Community Benefits That Would Include 1) The Percent Of The Local Construction Workforce Employed On The Project, 2) The Number Of Apprentices Per Trade Employed On The Project, And 3) Which Trades Were Paid Area Standard Wages And The Percent Of The Construction Workforce That Received Health Benefits".4 Reporting On Demographics Of The Workforce And The Utilization Of Small And Disadvantaged Local Contractors</i>
9/14/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council  <i>As a Public Hearing</i>

9/19/23	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>At 12:33 P.M. Council President Bas made a motion to open the Public Hearing, Councilmember Kaplan seconded. The Motion Passed With 5 Ayes; 3 Excused: Gallo, Jenkins and Ramachandran</i>  <i>Upon the reading of Item 8.2 by the City Clerk, the Public Hearing was opened</i>  <i>9 individuals spoke on this item.</i>  <i>Councilmember Fife made a motion, seconded by Councilmember Kaplan to continue this item to the September 26, 2023 Special City Council Agenda and by the same motion calling for a Special City Council Meeting to be held on Tuesday, September 26, 2023 at 11:30 A.M. and hearing no objections, the motion passed by 5 Ayes: Fife, Kalb, Kaplan, Reid, and Fortunato Bas; 3 Excused: Gallo, Jenkins, and Ramachandran</i>	Continued to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
9/26/23	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>13 Speakers Spoke On This Item</i>  <i>At 2:09 P.M. Councilmember Gallo Made a Motion To Close The Public Hearing And By The Same Motion Approve The Ordinance As Amended On Introduction, Councilmember Kaplan seconded. The Motion Passed With 8 Ayes. The Ordinance was approved and Scheduled For Final Passage On The October 3, 2023 City Council Agenda With The Following Amendments:</i>  <i>Of Exhibit I, Zoning Map 2.8 to include – 6012 Claremont Ave. from RM3 to CN1, and Height changes consistent with adjacent commercially-zoned parcels</i>	Approved as Amended on Introduction for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

**S6.20** Subject: Infill Infrastructure Grant Catalytic Approval  
From: Housing And Community Development Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Accept And Appropriate An Amount Not To Exceed \$40,769,344 From The State Of California's Infill Infrastructure Grant Catalytic Program To Pay For Infrastructure For Affordable Housing, And (2) Execute A Standard Agreement And Any Amendments Thereto In Connection With The State Of California's Infill Infrastructure Grant Catalytic Program; And (3) Enter Into Agreements With The Participating Housing Developers And Distribute The Infill Infrastructure Grant Catalytic Grant Funds Through Loans And/Or Grants Without Returning To Council

[23-0696](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

9/14/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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9/26/23 \*Community & Economic Development Committee Approved the Recommendation of Staff, and Forward to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On 10/3/2023 City Council Agenda On Consent*

*0 Speakers Spoke On This Item*

9/28/23 \*Rules & Legislation Committee Scheduled to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On Consent*

**S6.21** Subject: Grant From The California State Library For The Melrose Library Critical Maintenance Project  
From: Oakland Public Library  
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Apply For, Accept And Appropriate Grant Funds From The State Of California Pursuant To The Budget Act Of 2022 (Ab 179) Building Forward: Library Facilities Improvement Program Round Two In An Amount Not To Exceed Three Million Nine Hundred Eighty Seven Thousand Dollars (\$3,987,000) Through Fiscal Year 2026-2027 For The Melrose Library Critical Maintenance Project; And (2) Apply For, Accept And Appropriate Future Grant Funds For Said Project Within The Grant Term  
[23-0699](#)

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

[View Legislation](#)

**Legislative History**

9/14/23 \*Rules & Legislation Committee Scheduled to the \*Life Enrichment Committee

9/26/23 \*Life Enrichment Committee Approved the Recommendation of Staff, and Forward to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

9/28/23 \*Rules & Legislation Committee Scheduled to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On Consent*

**S6.22** Subject: Accept A Grant From The California State Library For The Main Library Critical Maintenance Project  
From: Oakland Public Library  
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Apply For, Accept And Appropriate Grant Funds From The State Of California Pursuant To The Budget Act Of 2022 (AB 179) Building Forward: Library Facilities Improvement Program Round Two In An Amount Not To Exceed Four Million Two Hundred Twenty Five Thousand Dollars (\$4,225,000) Through Fiscal Year 2026-2027 For Funding The Main Library Critical Maintenance Project; And (2) Apply For, Accept And Appropriate Future Grant Funds For Said Project Within The Grant Term  
[23-0700](#)

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

**Legislative History**

9/14/23	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
9/26/23	*Life Enrichment Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
9/28/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On Consent*

**S6.23** Subject: Accept A Grant From The California State Library For The Purchase Of eBooks And eAudiobooks  
From: Oakland Public Library  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For And Accept A Grant From The California State Library, Pursuant To The Library Services And Technology Act (LSTA), In The Amount Of Sixty Thousand Dollars (\$60,000); And Appropriating Said Funds For The Purchase Of Ebooks And EAudiobooks  
[23-0701](#)

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

**Legislative History**

9/14/23	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
9/26/23	*Life Enrichment Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

9/28/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	

**S6.24** Subject: Accept A Grant From The California State Library For The Hoover Durant Library Project  
From: Oakland Public Library  
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Apply For, Accept And Appropriate Grant Funds From The State Of California Pursuant To The Budget Act Of 2022 (AB 179) Building Forward: Library Facilities Improvement Program Round Two In An Amount Not To Exceed One Million Five Hundred Fifteen Thousand Dollars (\$1,515,000) Through Fiscal Year 2026-2027 For The Hoover Durant Library Project And 2) Apply For, Accept And Appropriate Future Grant Funds For Said Project Within The Grant Term  
[23-0708](#)

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

**Legislative History**

9/14/23	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
9/26/23	*Life Enrichment Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
9/28/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	

**S6.25** Subject: Oakland Head Start Children's Initiative FY 2023-2024 Initial Funding Application  
From: Human Services Department And Oakland Head Start  
Recommendation: Adopt A Resolution Accepting And Appropriating Children's Initiative Early Education Funds From First 5 Alameda County In An Amount Not To Exceed Six Million Five Hundred Eighty Thousand Six Hundred And Seven Dollars (\$6,580,607) For Oakland Head Start Programming From July 1, 2023 To June 30, 2024, And Authorizing The City Administrator To: (1) Subject To Funding Availability, Add Seven Full Time Equivalent (FTE) Positions For Program Management, Comprehensive Services And Professional Development Of The City Head Start Program; (2) Subject To Funding Availability, Enter Into A Lease With Oakland Unified School District To Open A New Head Start Center At Martin Luther King Jr. Elementary School Located At 960 10th Street, Oakland In The Amount Not To Exceed \$14,436 Per Year For Three-Year Term With Option To Renew For One Five-Year Term; (3) Subject To Funding Availability, Add Four Additional FTE Positions To Operate The New Center At Martin Luther King Jr. Elementary School; And (4) Accept And Appropriate Additional Early Education Funds If They Become Available From First 5 Alameda County Within FY 2023-2024 And Take All Steps Necessary For The City To Receive The Funding

[23-0710](#)

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

[View Legislation](#)

**Legislative History**

9/14/23	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
9/26/23	*Life Enrichment Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>There was 1 speaker on this item</i>	
9/28/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	

**S6.26** Subject: OPD Surveillance Technology 2022 Annual Reports  
From: Oakland Police Department  
Recommendation: Receive An Informational Report Of Oakland Police Department's Surveillance Technology 2022 Annual Reports

[23-0702](#)

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

**Legislative History**

9/14/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
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9/26/23 \*Public Safety Committee Received and Forwarded to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*3 Speakers Spoke On This Item*

*The Committee Approved To Receive And Forward This Item To The October 3, 2023 City Council Agenda On Consent*

9/28/23 \*Rules & Legislation Committee Scheduled to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On Consent*

**S6.27** Subject: OPD Crime Lab Biometric Use Policy  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Approving Updates To (1) The Oakland Police Department (OPD) Criminalistics Laboratory (Crime Lab) DNA Instrumentation And Analysis Software Biometric Technology Use Policy And (2) Surveillance Impact Report For Its Use Of DNA Instrumentation, Analysis And Software  
[23-0703](#)

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

**Legislative History**

9/14/23 \*Rules & Legislation Committee Scheduled to the \*Public Safety Committee

9/26/23 \*Public Safety Committee Approved the Recommendation of Staff, and Forward to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*2 Speakers Spoke On This Item*

*The Committee Approved To The Recommendations Of Staff And To Forward This Item To The October 3, 2023 City Council Agenda On Consent*

9/28/23 \*Rules & Legislation Committee Scheduled to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On Consent*

**S6.28** Subject: Housing, Residential Rent And Relocation Board Appointment  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of John  
Deboer As A Tenant Representative To The Housing, Residential Rent And Relocation  
Board  
[23-0715](#)

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

**Legislative History**

9/14/23	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
9/28/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*1 Speaker Spoke On This Item*

*On Consent*

**7** ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION AND  
DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS  
[23-0746](#)

**Attachments:** [September 21 2023 Closed Session Report of Final Action - Melina Armstead e](#)

**ACTION ON THE NON-CONSENT CALENDAR PORTION OF THE AGENDA WILL  
COMMENCE AT 5:00 P.M., OR AS SOON THEREAFTER AS REASONABLY  
PRACTICABLE:**

**8** CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING  
REQUIREMENTS:

**ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

- 9 Subject: Proposed Responses To 2022-2023 Alameda County Civil Grand Jury Report  
From: Office Of The City Administrator  
Recommendation: Approve A Report And Recommendations From The City Administrator Regarding Ways To Improve Oakland's 9-1-1 System And Invest \$2.5m In Forthcoming Funds From The Oakland-Alameda County Coliseum Authority, And Authorize The Council President To Respond On The City Council's Behalf To The 2022-2023 Alameda County Civil Grand Jury Report Findings Titled "Oakland 911 Still Lacking A Timely Response."

[23-0735](#)

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

**Legislative History**

9/21/23 \*Rules & Legislation Committee Scheduled to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On Non-Consent*

*A Title Change Was Accepted*

*Pursuant to Rule 24, a statement was made on record as to the item bypassing committee.*

- 10 Subject: Informational Report - Redistricting Commission Charter Report  
From: Planning And Building Department  
Recommendation: Receive An Informational Report On The Redistricting Commission Charter Report Written And Adopted By The Redistricting Commission, Formed In 2020, To Redraw The City's Council And School District Boundaries;

[23-0337](#)

**Attachments:** [View Report](#)  
[View Supplemental Report - 9/29/2023](#)

**Legislative History**

4/27/23 \*Rules & Legislation Committee Scheduled to the \*Rules & Legislation Committee  
*Approved to be Scheduled to the July 13, 2023 Rules & Legislation Committee Agenda*

6/29/23 \*Rules & Legislation Committee \* Withdrawn and Rescheduled to the \*Rules & Legislation Committee

9/14/23 \*Rules & Legislation Committee Continued to the \*Rules & Legislation Committee  
*1 Speaker Spoke On This Item*

9/21/23

\*Rules & Legislation  
Committee

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

*3 Speakers Spoke On This Item*

*The Committee Approved To Schedule This Item to the Non-Consent Calendar  
Of The October 3, 2023 City Council Agenda and For A Supplemental Report  
To be Included with the Following Information: The criteria for selecting  
consultants, the multi-language outreach and for what period of time, and how  
a neighborhood/community is defined through the process.*

## **OPEN FORUM**

### **ADJOURNMENT OF COUNCIL SESSION**

**(Meeting Shall Conclude No Later Than 10:00 P.M., Unless Extended By Majority Vote Of  
The Council)**

### **Americans With Disabilities Act**

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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.**

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**Fax: (510) 238-6699**

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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.**