

# 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**

**Thursday, September 16, 2021**

**10:30 AM**

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

**Virtual Tele - Conference Via Zoom**

**\*Rules & Legislation Committee**

***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/87529531780> 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: 875 2953 1780

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

The Oakland City Council Rules & Legislation Committee convened at 10:30 AM, with President Pro Tempore Thao presiding as Chairperson.

**COMMITTEE MEMBERSHIP:**

**Roll Call / Call To Order**

**Excused** 1 - Dan Kalb

**Present** 3 - Sheng Thao, Nikki Fortunato Bas, and Carroll Fife

**1 PUBLIC COMMENT:**

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

*There were 5 Public Comment Speakers*

- 2** Approval Of The Draft Minutes From The Committee Meeting Of July 1, And July 22, 2021  
[21-0602](#)

**Attachments:** [View Report - July 1, 2021](#)  
[View Report - July 22, 2021](#)

**A motion was made by Carroll Fife, seconded by Sheng Thao, that this matter be Accepted. The motion carried by the following vote:**

**Excused:** 1 - Kalb

**Aye:** 3 - Thao, Fortunato Bas, and Fife

**NO VOTE:** 0

**3 New Scheduling Items**

**A motion was made by Carroll Fife, seconded by Sheng Thao, that this matter be Accepted as Amended. The motion carried by the following vote:**

**Excused:** 1 - Kalb

**Aye:** 3 - Thao, Fortunato Bas, and Fife

**NO VOTE:** 0

- 3.1** Subject: Report Regarding Loss Of Revenues From Parking Meter Fees And Parking Citations  
From: Member Of Public: Gene Hazzard  
Recommendation: Receive An Informational Report From The Department Of Finance And/Or Transportation Regarding The Total Lost Of Revenues From Parking Meter Fees And Parking Citations Due To The Building Of Extensions Of Restaurants To Outside Eating Structures Which Are Preventing Any Revenues To The City From Parking Meters. Include In This Report What Recommended Plans That The City Have In Place To Recover The Lost Of Revenues [For Example Are Restaurant Being Requested Based Upon The Number Of Meters Removed As A Result Of These Extended Outside Structure] Being Asked To Pay A Certain Amount For Each Meter That Is Removed From The City's Parking Meter Inventory. As Soon As Possible  
[21-0578](#)

***The Rules Committee Approved The City Administrations Request To Not Schedule Action This Item. The Report On (Flex Street Analysis ) will Be Scheduled March 2022***

**This City Resolution be No Action Taken.**

- 3.2** Subject: Status Of Grants Authorized By Council  
From: Vice Mayor Kaplan  
Recommendation: Accept An Oral Report From The City Administrator On The Status Of Issuing Grants Funded By Council Spring Of 2021  
[21-0649](#)

***Approved To Be Placed On Non-Consent***

**This Informational Report be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 9/21/2021**

- 3.3** Subject: Resolution In Support Of House Resolution 3755  
From: President Pro Tempore Thao And Vice Mayor Kaplan  
Recommendation: Adopt A Resolution In Support Of House Resolution 3755 (Chu), "Women's Health Protection Act Of 2021", Which Would Codify Roe V. Wade Into Federal Law In Order To Protect A Woman's Right To Choose  
[21-0676](#)

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

***Vice Mayor Kaplan Requested to be a Co-Sponsor***

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 9/21/2021**

**3.4** Subject: Additional Police Academy And Enhancing Local Recruitment  
From: President Pro Tempore Thao  
Recommendation: Adopt A Resolution: 1. Authorizing The City Administrator To Use Fiscal Year 2021-22 Police Department Cost Savings To Conduct An Additional Police Academy; 2. Directing The City Administrator To Enhance Efforts To Recruit Police Cadets With Diverse Backgrounds And From Local Community Colleges And Institutions; 3. Directing The City Administrator To Return To Council With Costing For An Additional Police Academy In Fiscal Year 2022-23; And 4. Directing The City Administrator To Return To Council With Potential Options For Providing Childcare For Police Academy Cadets, Including Operational Feasibility And Projected Costs  
[21-0679](#)

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

***Approved To Be Placed On Non-Consent***

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 9/21/2021**

**3.5** Subject: Measure Z Compliance And The Hiring Plan  
From: President Pro Tempore Thao  
Recommendation: Adopt A Resolution Directing The City Administrator To Return To The City Council, If Necessary, With A Report Regarding OPD Staffing Levels And Measure Z Compliance, Proposing Any Recommended Amendments To The Hiring Plan To Ensure Measure Z Compliance  
[21-0678](#)

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

***Approved To Be Placed On Non-Consent***

***Rules Committee Approved The Title Change Read Into Record***

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council**

**3.6** Subject: Emergency Shelter Crisis Ordinance  
From: Council President Fortunato Bas And Vice Mayor Kaplan  
Recommendation: Adopt An Emergency Ordinance Declaring A Shelter Crisis In The City Of Oakland; Making Findings That A Significant Number Of Persons Are Without The Ability To Obtain Shelter, And That The Situation Has Resulted In A Threat To The Health And Safety Of Those Persons; And Authorizing The City Administrator To Suspend Provisions Of State Or Local Regulatory Statutes, Regulations, And Ordinances Prescribing Standards Or Procedures Relating To Housing, Health, Or Safety For Additional Shelter Facilities If Needed; And Making California Environmental Quality Act Exemption Findings  
[21-0672](#)

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

**This Ordinance be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 9/21/2021**

**3.7** Subject: Informational Report To Formally Establish The Education Partnership Committee  
From: Councilmember Reid  
Recommendation: Receive An Informational Report Regarding Proposed Legislation To Formally Establish The Education Partnership Committee As A Standing Committee Of The Oakland City Council  
[21-0674](#)

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

**This Informational Report be Scheduled.to go before the Concurrent Meeting of the Education Partnership Committee and the Oakland Unified School District Board of Education to be heard 9/27/2021**

- 3.8** Subject: Construction Innovation And Expanded Housing Options Ordinance  
From: Mayor Schaaf, President Pro Temp Thao, And Councilmember Kalb  
Recommendation: Adopt An Ordinance To Promote Cost-Efficient Construction Innovation And Expanded Housing Options By:
1. Amending The Oakland Planning Code (Oakland Municipal Code (OMC) Title 17) To (A) Allow Residential Occupancy Of Recreational Vehicles (RVs), Mobile Homes, And Manufactured Homes In All Zoning Districts Where Residential Uses Are Permitted, (B) Establish Density And Open Space Regulations For Efficiency Dwelling Units, And (C) Establish Height Regulations For Modular Construction;
  2. Amending The Oakland Building Construction Code (OMC Chapter 15.04) To Adopt Voluntary Appendix R To The California Residential Code (Light Straw-Clay Construction);
  3. Making Conforming Amendments To The Blight Ordinance (OMC Chapter 8.24), Building Maintenance Code (OMC Chapter 15.08), Affordable Housing Impact Fees Ordinance (OMC Chapter 15.72), And Transportation And Capital Improvements Impact Fees Ordinance (OMC Chapter 15.74);
  4. Staying Enforcement Of OMC Sections 8.24.020(F)(2) And 8.24.020(G) For 120 Days; And
  5. Exempting RV Parks Owned, Operated, And Maintained By Non-Profit Organizations For Permanent, Temporary, Or Emergency Use, Subject To The Planning Code Standards, From The Special Occupancy Parks Act (Health And Safety Code Section 18200 Et Seq) Pursuant To Health And Safety Code Section 18865.4; And Making California Environmental Quality Act Findings; On October 26, 2021 Community And Economic Development Committee Agenda And As A Public Hearing On A Future City Council Agenda  
[21-0658](#)

***The Rules Committee Approved to Continue This Item To The Next Rules Committee For Scheduling***

**This Ordinance be Continued.to go before the \*Rules & Legislation Committee to be heard 9/23/2021**

**3.9** Subject: Termination Of RV Pilot Program  
From: Mayor Schaaf, President Pro Temp Thao And Councilmember Kalb  
Recommendation: Adopt And Ordinance Amending Section 5.72.190 Of The Oakland Municipal Code (OMC) To Terminate The Recreational Vehicle (RV) On Undeveloped Property Pilot Program On December 31, 2021; And Making California Environmental Quality Act Findings; On The October 26, 2021 Community And Economic Development Committee Agenda And As A Public Hearing On A Future City Council Agenda  
[21-0660](#)

***The Rules Committee Approved to Continue This Item To The Next Rules Committee For Scheduling***

**This Ordinance be Scheduled.to go before the \*Community & Economic Development Committee to be heard 9/28/2021**

**3.10** Subject: Amendment To Rent Adjustment Ordinance To Include Vehicular Residential Facilities  
From: Mayor Schaaf, President Pro Tem Thao And Councilmember Kalb  
Recommendation: Adopt An Ordinance To Amend The Rent Adjustment Ordinance (Oakland Municipal Code Chapter 8.22) To Add Vehicular Residential Facilities As Covered Units; On The October 26, 2021 Community And Economic Development Committee Agenda And As A Public Hearing On A Future City Council Agenda  
[21-0661](#)

***The Rules Committee Approved to Continue This Item To The Next Rules Committee For Scheduling***

**This Ordinance be Scheduled.to go before the \*Community & Economic Development Committee to be heard 9/28/2021**



**3.11** Subject: Housing, Residential Rent And Relocation Board Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Denard Ingram As An Undesignated Member, Karolina Bufka As An Undesignated Alternate Member And Nikitra Hudson As An Owner Member To The Housing, Residential Rent And Relocation Board  
[21-0669](#)

- Attachments:** [View Report](#)  
[View Denard Ingram Resume](#)  
[View Denard Ingram Application](#)  
[View Karolina Bufka Resume](#)  
[View Karolina Bufka Application](#)  
[View Nikitra Hudson Resume](#)  
[View Nikitra Hudson Application](#)  
[View Legislation](#)

***To Be Heard As A Discussion Item***

**This City Resolution be Scheduled.to go before the \*Rules & Legislation Committee to be heard 9/30/2021**

**3.12** Subject: Informational Report On Civilianization Of Special Events  
From: Vice Mayor Kaplan And Councilmember Fife  
Recommendation: Receive An Informational Report From The City Administrator On The Status Of The Implementation Of The July 2020 Council Directive To Transfer Special Events Permitting Out Of The Oakland Police Department To Civilian Control  
[21-0648](#)

***The Rules Committee Approved This Item Be Scheduled To The October 12, 2021 Public Safety Committee Agenda***

**This Informational Report be Scheduled.to go before the \*Public Safety Committee to be heard 10/12/2021**

**3.13** Subject: Fruitvale Transit Village IIB Transit-Oriented Development Financing Correction  
From: Housing And Community Development Department  
Recommendation: Adopt A Resolution Amending Resolution No. 88278 C.M.S., Which Authorized The City To Apply For And Accept \$2,500,000 In Grant Funds Under The State Of California’s Transit- Oriented Development (“TOD”) Housing Program For The Fruitvale Transit Village II-B Project At 35th Avenue And East 12th Street, To Authorize The City To Apply For, Accept, And Appropriate Additional TOD Funds For This Project In The Form Of A Loan In An Amount Not To Exceed \$5,000,000

[21-0651](#)

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

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/5/2021**

**3.14** Subject: Honoring Chief Assistant City Attorney Doryanna M. Moreno  
From: Councilmembers Kalb, Gallo, And City Attorney Parker  
Recommendation: Adopt A Resolution Honoring And Expressing Appreciation To Doryanna M. Moreno For Her Dedicated Service To The City Of Oakland For Over 30 Years With The Office Of The Oakland City Attorney, Including The Past 10 Years As Chief Assistant City Attorney; On The October 5, 2021 City Council Agenda As A Ceremonial Item

[21-0677](#)

**This City Resolution be Withdrawn with No New Date.**

**3.15** Subject: Professional Services Agreement For General Plan Update  
From: Planning And Building Department  
Recommendation: Adopt The Following Pieces Of Legislation:

A Resolution:

(1) Accepting And Appropriating A Priority Development Area (PDA) Grant From The Metropolitan Transportation Commission (MTC) In The Amount Of One Million Six Hundred Thousand Dollars (\$1,600,000) To Provide Funding For Services Related To The General Plan Update, Associated Zoning Code And Map Amendments, Community Engagement, And California Environmental Quality Act Assessment; And

(2) Accepting And Appropriating A Regional Early Action Plan (REAP) Grant From The Association Of Bay Area Governments (ABAG) In The Amount Of Two Hundred Eighty-One Thousand Six Hundred Nine Dollars (\$281,609) To Provide Funding For Services Related To The General Plan Update, Associated Zoning Code And Map Amendments, Community Engagement, And California Environmental Quality Act Assessment; And

(3) Awarding A Professional Services Agreement To Dyett & Bhatia, Urban And Regional Planners, Inc In An Amount Not-To-Exceed Five Million Seven Hundred Nineteen Thousand Four Hundred Two Dollars (\$5,719,402), Including Five Hundred Nineteen Thousand Nine Hundred Forty-Six Dollars (\$519,946) Reserved As Contingency, To Provide Technical Consultant Services Related To The General Plan Update, Associated Zoning Code And Map Amendments, Community Engagement, And California Environmental Quality Act Assessment, For A Term Of Six (6) Years; And

(4) Appropriating Funds From The Development Services Fund (2415) Fund Balance In The Amount Of Two Million Three Hundred Forty-Seven Thousand Eight Hundred Ninety Dollars And Eighty-Four Cents (\$2,347,890.84) To Provide Funding For Services Related To The General Plan Update, Associated Zoning Code And Map Amendments, Community Engagement, And California Environmental Quality Act Assessment; And [21-0680](#)

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

***Approved To Be Placed On Non-Consent***

**This City Resolution be Scheduled to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/5/2021**

2) A Resolution:

Awarding A Professional Services Agreement To Urban Strategies Council As The Contracting Entity For The Deeply Rooted In Oakland Consulting Team In An Amount Not-To-Exceed Two Million Seven Hundred One Thousand Nine Hundred Fifty-Two Dollars (\$2,701,952), Including Two Hundred Forty-Five Thousand Six Hundred Thirty-Two Dollars (\$245,632) Reserved As Contingency, To Provide Community Consultant Services Related To The General Plan Update, Associated Zoning Code And Map Amendments, Community Engagement, And California Environmental Quality Act Assessment, For A Term Of Six (6) Years

[21-0681](#)

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

[View Report Attachment A](#)

[View Presentation](#)

[View Legislation](#)

***Approved To Be Placed On Non-Consent***

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/5/2021**

- 3.16** Subject: Aircraft Rescue Fire Fighting Services At The Oakland Airport  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend The Memorandum Of Understanding Regarding Fire Protection And Aircraft Rescue Fire Fighting Services (ARFF) Between The City Of Oakland And The Port Of Oakland, To Extend The Term For Fifteen Months To Allow The Oakland Fire Department To Continue To Provide Such Services At The Oakland International Airport

[21-0659](#)

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

[View Report Attachment A](#)

[View Legislation](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/5/2021**

**3.17** Subject: In Support Of Assembly Constitutional Amendment 3  
From: Councilmember Fife And Vice Mayor Kaplan  
Recommendation: Adopt A Resolution Supporting Assembly Constitutional Amendment 3 (Kamlager), Removing The Language “Except To Punish Crime” From The California State Constitution, To Prohibit Slavery And Involuntary Servitude Without Exception; And Denouncing Structural Racism And Any Vestiges Of Slavery  
[21-0667](#)

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

*Vice Mayor Kaplan Requested to be added as Co-Sponsor*

*The Rules Committee Approved This Item Be Scheduled To The September 30, 2021 Rules Committee As A Discussion Item*

*This City Resolution be Scheduled.to go before the \*Rules & Legislation Committee to be heard 9/30/2021*

**3.18** Subject: Appeal Of Jobs/Housing Impact Fees For 1300 Maritime Street  
From: Planning And Building Department  
Recommendation: Adopt One Of The Following Two (2) Options:

1) A Resolution Upholding The Decision Of The Impact Fee Review Board To Deny A Fifty Percent (50%) Reduction Of The Jobs/Housing Impact Fee (Oakland Municipal Code Chapter 15.68) For A Warehouse Project At 1300 Maritime Street (Permit No. B1901472); Or

[21-0665](#)

**Sponsors:** Planning & Building Department

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

*Approved As A Public Hearing*

*This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/5/2021*

2) Provided The City Council Can Make The Appropriate Findings,

Direct The City Administrator Or Designee To Prepare A Resolution For Future City Council Consideration To Impose The Jobs/Housing Impact Fee In A Different Amount  
[21-0666](#)

**Sponsors:** Planning & Building Department

***Approved As A Public Hearing***

**This Report and Recommendation be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/5/2021**

**3.19** Subject: Memorandum Of Agreement For 513 Boulevard Way  
From: Planning And Building Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Memorandum Of Agreement (MOA) With The City Of Piedmont Establishing That The City Of Piedmont Will Process Planning And Building Entitlements For A Rear Floor Area Addition, Upper Balcony And Lower Deck At 513 Boulevard Way, A Property Located Within Both Jurisdictions; And Adopting Appropriate California Environmental Quality Act (CEQA) Findings  
[21-0671](#)

**Sponsors:** Planning & Building Department

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

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/5/2021**

**3.20** Subject: Oak Knoll Community Facilities District (CFD)  
From: Economic And Workforce Development Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Of The City Council Of Intention To Establish A Community Facilities District, Three Improvement Areas, And A Future Annexation Area To Finance Public Improvements And Public Services For The Oak Knoll Project, And Making Findings Under The California Environmental Quality Act (CEQA); And [21-0668](#)

**Sponsors:** Economic & Workforce Development Department

- Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Attachment B](#)  
[View Attachment C](#)  
[View Attachment D](#)  
[View Attachment E](#)  
[View Attachment F](#)  
[View Legislation](#)

***Approved As A Public Hearing***

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/5/2021**

2) A Resolution Of The City Council Of Intention To Incur Bonded And Other Indebtedness For The Oak Knoll Project Community Facilities District, And Making Findings Under The California Environmental Quality Act (CEQA) [21-0670](#)

**Sponsors:** Economic & Workforce Development Department

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

***Approved As A Public Hearing***

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/5/2021**

**3.21** Subject: Resolution In Support Of City Of Oakland Mandatory Vaccination Policy  
From: Councilmember Kalb  
Recommendation: Adopt A Resolution In Support Of A City Of Oakland Employee Mandatory Vaccination Policy That Would Require Employees Of The City Of Oakland To Be Vaccinated Against The Covid-19 Virus Or Have A Valid Exemption, In Order To Provide A Safer Working Environment For Our Employees And Their Families, Help Protect The Public, And Reduce The Risk Of Community Transmission  
[21-0675](#)

***Sponsors:*** Kalb

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

***Approved To Be Placed On Non-Consent***

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/5/2021**

**3.22** Subject: State Of The City  
From: Office Of The Mayor  
Recommendation: Receive An Oral Update From Mayor Libby Schaaf Regarding State Of The City  
[21-0664](#)

***Ceremonial Item***

**This Report and Recommendation be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/5/2021**

**3.23** Subject: Informational Report On Challenges Facing Small Businesses  
From: Councilmember Gallo  
Recommendation: Receive An Informational Report From The Economic And Workforce Development Department Regarding Challenges Facing Small Businesses As The Economy Reopens, Including The Chronic Conditions Posed By The Rise In Homeless Populations, Crime, And Blight; On The October 11, 2021 Community And Economic Development Committee Agenda  
[21-0650](#)

***The Rules Committee Approved This Item Be Heard At The October 26, 2021 Community & Economic Development Committee***

**This Informational Report be Scheduled.to go before the \*Community & Economic Development Committee to be heard 10/26/2021**



**3.24** Subject: Relocation Of Fire Station 4 And 29 And Options For New Multi-Service Centers  
From: Vice Mayor Kaplan And Council President Fortunato Bas  
Recommendation: Receive An Informational Report And Options For Actions To Initiate And Fund The Acquisition/Construction Of New Multi-Service City Facilities, With Space For Mobile Assistance Community Responders Of Oakland, Department Of Violence Prevention, And More, Including In Central Oakland (To Include The Relocation Of Fire Station 4 (Fs4)) And East Oakland (To Include Police Administration And Fire Station 29), And Disposition Of Existing Sites That Would Be Made Available. Such Report Shall Include Multiple Options For The Fire Station 4 Relocation In Central Oakland Including Costs, Potential Funding Sources, Timelines And Approvals Needed, As Well As Phasing Considerations To Ensure The Expedient Relocation Of Fs4 To Protect The Health, Safety And Welfare Of The General Public And Station 4 Firefighters; And Include Analysis Of Which Duties, Functions And Personnel, Including Duties That Are Currently Housed At The Broadway And 7th Street Facility, Could Be Housed In Other Existing City Facilities Including City Hall Plaza And Eastmont, Working With Such Personnel To Identify Best Uses And Space And Equipment Needs, And As Well As Refining Scope Based On Prior Police Administration Building Study For New Central Oakland And East Oakland Multi-Service Facilities

[21-0647](#)

**This Informational Report be Scheduled.to go before the \*Finance & Management Committee to be heard 10/11/2021**

**3.25** Subject: "MACRO" Recommendations  
From: The Public Safety Committee  
Recommendation: Approve A Report And Recommendation Including The Following;  
1. Include A Community Advisory Board (As Previously Voted By Council);  
2. Ensure Living Wage Quality Jobs For Frontline Responders And Bring On ASAP;  
3. Return With A Plan To Expand To 24/7;  
4. Review Possibly Unneeded Non Responder Positions;  
5. Continue Pursuing Additional Funds To Continue/Expand; And  
6. Bring Back Spending Plan Reflecting These Discussions

[21-0663](#)

**This Report and Recommendation be Scheduled.to go before the \*Public Safety Committee to be heard 10/12/2021**

**3.26** Subject: Compliance With Senate Bill 1383 To Reduce Greenhouse Gas Emissions  
From: Oakland Public Works  
Recommendation: Adopt The Following Pieces Of Legislation;

1) An Ordinance Opting-In To The Alameda County Waste Management Authority's (WMA) Organics Reduction And Recycling Ordinance (ORRO) 2021-01; And

[21-0652](#)

**This Ordinance be Scheduled.to go before the \*Public Works Committee to be heard 10/26/2021**

2) An Ordinance To Amend Oakland Municipal Code 8.28 (“Solid Waste Collection And Disposal And Recycling”) To Make Conforming Amendments For Consistency With WMA ORRO Ordinance 2021-01; And

**21-0653**

**This Ordinance be Scheduled.to go before the \*Public Works Committee to be heard 10/26/2021**

3) An Ordinance Amending Oakland Municipal Code Chapter 15.34 (“Construction And Demolition Debris Collection, Transportation, Waste Reduction And Recycling Requirements”), To Comply With SB 1383 Regulations CCR 14, Section 18989.1(a)(2), (The Short-Lived Climate Pollutant Reduction Act Of 2016) Which Require Compliance With The Requirements Of CALGreen Sections 5.408.1 And 4.408.1 To Divert 65% Of Construction And Demolition Debris; And

[21-0654](#)

**This Ordinance be Scheduled.to go before the \*Public Works Committee to be heard 10/26/2021**

4) An Ordinance Amending Oakland Planning Code Chapter 17.118 (“Recycling Space Allocation Requirements”), To Comply With SB 1383 Regulations CCR 14 Section 18989.1(a)(2), (The Short-Lived Climate Pollutant Reduction Act Of 2016) Which Require Compliance With The Requirements Of CALGreen Sections 4.410.2 - Recycling By Residential Occupants And Section 5.410.1- Recycling By Non-Residential Occupants To Require Space For Organics Containers In New Or Renovated Multi-Family And Commercial Buildings As An Addition To The Current Requirement For Space For Recycling Containers; And

[21-0655](#)

**This Ordinance be Scheduled.to go before the \*Public Works Committee to be heard 10/26/2021**

5) An Ordinance Amending Oakland Municipal Code By Adding Chapter 18.01 (“Water Efficient Landscaping Ordinance”), To Comply With The State Requirement To Promote Water Conservation And Efficient Use Of Water In Landscaping; And

[21-0656](#)

**This Ordinance be Scheduled.to go before the \*Public Works Committee to be heard 10/26/2021**

6) Findings Of The California Department Of Resources, Recycling And Recovery (CalRecycle) Short-Lived Climate Pollutants (SLCP) Environmental Impact Report (EIR); On The October 26, 2021 Public Works Committee Agenda

[21-0657](#)

**This Ordinance be Scheduled.to go before the \*Public Works Committee to be heard 10/26/2021**

**Recommendations From Committees:**

**3.27** Subject: Informational Report On OPD Academies  
From: Vice Mayor Kaplan  
Recommendation: Receive An Informational Report From The Oakland Police Department On Efforts To Improve Retention And Graduation Rates Of Recruits Of Academies To Become An Officer In The Oakland Police Department, Including Data Regarding What Has Been Implemented And Planned Interventions To Improve Rates Of Completion Of Field Training; Also Provide Information On Plans To Improve Selection Of Applicants, Especially Oakland Residents, Who Are More Likely To Remain And Succeed  
[21-0548](#)

**Attachments:** [View Report](#)  
[View Supplemental Report - 9/3/2021](#)

**This Informational Report be Received and Filed.**

**3.28** Subject: Informational Report On The MACRO Program Implementation  
From: Vice Mayor Kaplan  
Recommendation: Receive An Informational Report From The City Administrator And The Oakland Fire Department On The Progress Of The Implementation Of The Mobile Assistance Community Responders Of Oakland (MACRO) Program.  
[21-0575](#)

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

**This Informational Report be Received and Filed.**

**3.29** Subject: OPD Negotiated Settlement Agreement Status Update  
From: Councilmember Gallo  
Recommendation: Receive An Informational Report From OPD On OPD'S Progress Toward Compliance With The NSA In The Case Of Delphine Allen, Et Al., V. City Of Oakland, Et Al., Including Any Projected Timeline For Full Compliance And End Of Oversight By The Independent Monitoring Team  
[21-0579](#)

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

**This Informational Report be Received and Filed.**

**4** Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings  
[21-0603](#)

- Attachments:** [View Previously Distributed September 21, 2021 City Council Agenda](#)  
[View Previously Distributed September 23, 2021 Rules Agenda](#)  
[View Finance And Management Committee Pending List](#)  
[View Public Works Committee Pending List](#)  
[View Community & Economic Development Committee Pending List](#)  
[View Life Enrichment Committee Pending List](#)  
[View Public Safety Committee Pending List](#)  
[View Education Partnership Committee Pending List](#)  
[View Rules And Legislation Committee Pending List](#)  
[View Draft September 27, 2021 Life Enrichment Committee Agenda](#)  
[View Draft September 27, 2021 Education Partnership Committee Agenda](#)  
[View Draft September 28, 2021 Community & Economic Development Committee Agenda](#)  
[View Draft September 30, 2021 Rules And Legislation Committee Agenda](#)

***Noting The September 21, 2021 City Council Meeting Will Be Healed At 1PM At The Call Of Council President Fortunato Bas***

**A motion was made by Nikki Fortunato Bas, seconded by Carroll Fife, that this matter be Accepted as Amended. The motion carried by the following vote:**

**Excused:** 1 - Kalb

**Aye:** 3 - Thao, Fortunato Bas, and Fife

**NO VOTE:** 0

**CHANGES MADE TO DRAFT AGENDAS, PENDING LISTS AND COUNCIL & COMMITTEE MEETINGS**

**CHANGES MADE TO PREVIOUSLY DISTRIBUTED AGENDAS**

**Changes Made To The September 21, 2021 Special City Council Agenda**

Subject: Oral Reports On Outside Boards And Commissions  
From: Vice Mayor Kaplan And Council President Fortunato Bas  
Recommendation: TITLE CHANGE

OLD TITLE

Receive Oral Reports From Representatives On Outside Boards And/Or Commissions To Provide The City Council With A Briefing On General Business Regarding The Issues, Activities, And The Agenda Of The Body On Which The Representative Serves

NEW TITLE

Receive Oral Reports From Representatives On Outside Boards And/Or Commissions To Provide The City Council With A Briefing On General Business Regarding The Issues, Activities, Major Decisions And The Agenda Of The Body On Which The Representative Serves; On The October 19, 2021 City Council Agenda On Non-Consent  
[21-0588](#)

*The Rules Committee Approved This Item Be Moved To The Last Item On The September 21, 2021 Special City Council Agenda*

**This Informational Report be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 9/21/2021**

**CHANGES MADE TO THE PENDING LIST**

**Changes Made To The Public Works Committee Pending List**

Subject: Vacancy Rates Of Departments Of Transportation, Planning And Building, And Public Works  
From: President Pro Tempore Thao  
Recommendation: Receive An Informational Report From The City Administrator Regarding The Vacancy Rates Of The Departments Of Transportation, Planning And Building, And Public Works And The Vacancy Rates Of Similar Departments Of Local Public Entities  
[21-0585](#)

**This Informational Report be Scheduled.to go before the \*Finance & Management Committee to be heard 10/11/2021**

**CHANGES MADE TO THE DRAFT AGENDAS**

**Changes Made To The Draft September 27, 2021 Education Partnership Committee Agenda**

Subject: OUSD Reopening Plans  
 From: Councilmember Taylor  
 Recommendation: Receive An Oral Report From The Oakland Unified School District On  
 1) The Current Status Of The Reopening Plan For The 2020-2021 Academic Year And 2)  
 The Reopening Plan For The 2021-2022 Academic Year  
 [TITLE CHANGE]  
[21-0312](#)

**This City Resolution be Withdrawn with No New Date.**

Subject: Informational Report From The OUSD 7-11 Committee  
 From: Councilmember Bas And OUSD Board President Eng  
 Recommendation: Receive An Informational Report And Update From The Oakland  
 Unified School District (OUSD) 7-11 Committee On Potential Sale Or Lease Of Surplus  
 Real Property Owned By OUSD  
[18-2303](#)

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

***The Rules Committee Approved This Item Be Placed On The Education Partnership Committee Pending List No Date Specific***

**This Informational Report be \* Withdrawn and Rescheduled.to go before the \*Education Partnership Committee**

**5 Determinations Of Closed Session**

***There will be a 12 Noon Closed Session on September 23, 2021***

**A motion was made by Carroll Fife, seconded by Nikki Fortunato Bas, that this matter be Accepted. The motion carried by the following vote:**

**Excused:** 1 - Kalb

**Aye:** 3 - Thao, Fortunato Bas, and Fife

**NO VOTE:** 0

**Open Forum (Total Time Available: 15 Minutes)**

***3 speakers spoke during Open Forum.***

## **Adjournment**

*There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 11:43 a.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**

**Phone: (510) 238-6406**

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

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**Telecommunications Relay Service:711**

**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 8:30AM TO 5:00PM**

**\* In the event a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however, no final City Council action can be taken.**