City of Oakland

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



Meeting Agenda - FINAL

Tuesday, March 19, 2024 3:30 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/81314534704 at the noticed meeting time.
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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

- 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: 1) approval of Council minutes, and 2) any action or informational item placed on a Council agenda for a Regular Meeting or Special Meeting (i) as a Consent Item by the Rules and Legislation Committee, (ii) pursuant to Rule 28, or (iii) that a Standing Committee has forwarded to the full Council with unanimous recommendation for approval by the members who are present: Consent Item shall not include: 1) any item having a high level of public interest or controversy as determined by the Standing Committee Chair, or the Rules and Legislation Committee, or pursuant to Rule 28; 2) any item that requires a public hearing or that otherwise is ineligible by law as a Consent Item.
- Non-Consent Item shall mean, for the purposes of a City Council agenda for a Regular Meeting or Special Meeting, 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 a Standing Committee Chair, the Rules and Legislation Committee, or pursuant to Rule 28; 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 Items") Ceremonial Presentations, Including Proclamations, Individual Recognitions, etc.; and Reports Or Presentations From The Mayor, Other Public Officials, Or Special Guests

3.1 Subject: Honoring Lindsay Barenz, President Of Oakland Roots Sports Club

From: Councilmember Reid And Council President Fortunato Bas

Recommendation: Adopt A Resolution Honoring The Trailblazing Leadership Of Lindsay Barenz, President Of The Oakland Roots Sports Club, For Women's History Month 24-0202

Sponsors: Reid and Fortunato Bas

Attachments: View Legislation

Legislative History

3/7/24 *Rules & Legislation Scheduled to the * Concurrent Meeting of

Committee the Oakland Redevelopment Successor

Agency and the City Council

As A Ceremonial

3.2 Subject: Celebrating Oakland Feather River Camp's 100th Anniversary

From: Councilmember Reid And Council President Fortunato Bas

Recommendation: Adopt A Resolution In Celebration Of Oakland Feather River Camp's 100th Anniversary Of Serving Youth And Families In Oakland And Throughout The East Bay

24-0203

Sponsors: Reid and Fortunato Bas

Attachments: View Legislation

Legislative History

3/7/24 *Rules & Legislation Scheduled to the * Concurrent Meeting of

Committee the Oakland Redevelopment Successor

Agency and the City Council

As A Ceremonial

3.3 Subject: Street Renaming For Ms. Regina Jackson

From: Councilmember Jenkins And Councilmember Reid

Recommendation: Adopt A Resolution Commemoratively Renaming International Blvd Between 82nd And 83rd Ave As 'Regina Jackson Way' Pursuant To The Policy And Criteria Established By Oakland City Council Resolution No. 77967 C.M.S.

24-0178

<u>Sponsors:</u> Jenkins and Reid <u>Attachments:</u> <u>View Legislation</u>

Legislative History

March 19, 2024

3/7/24 *Rules & Legislation

Committee

Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor

Agency and the City Council

As A Ceremonial

Councilmember Reid Requested To Be Added As A Co-Sponsor

4 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):

- 5 CONSENT CALENDAR (CC) ITEMS:
- **5.0** Approval Of The Draft Minutes From The Meeting Of March 6, 2024 24-0174
- 5.1 REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION & DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS 24-0209

Attachments: View March 7 2024 Closed Session Report of Final Action--Secure Justice Inc. (

View March 7 2024 Closed Session Report of Final Action--Deborah Ferguson \ View March 7 2024 Closed Session Report of Final Action--Flatiron West Inc. v.

5.2 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 24-0175

Attachments: View Legislation

5.3 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

<u>24-0176</u>

<u>Sponsors:</u> Office Of The City Attorney

<u>Attachments:</u> <u>View Legislation</u>

5.4 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

24-0177

Sponsors: Kaplan

View Legislation Attachments:

5.5 Subject: Amendments To Ordinance No.12187 C.M.S. (The Salary Ordinance)

From: **Human Resources Management Department**

Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To: (A) Add The Full-Time Classification Of Manager. Contracting And Purchasing; Mobile Assistance Community Responders Of Oakland (MACRO) Supervisor; Violence Prevention Program Planner; Home Base Specialist; And Home Base Visitor; And (B) Amend The Title Of The Full-Time Classification Of Animal Control & Shelter Manager To Animal Shelter Operations Manager; And (C) Amend The Salary Of The Full-Time Classification Of Director Of Transportation; And (D) Amend The Salary Of The Part-Time Classifications Of Senior Aide, PT And Temporary Contract Services Employee, PT To Ensure Compliance With The City Of Oakland's Minimum Wage Ordinance

24-0107

Sponsors: **Human Resources Management Department**

View Report Attachments:

View Legislation

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

INTRODUCTION (First Reading) WAS PASSED ON MARCH 6, 2024; 5 AYES; 3 EXCUSED Fife, Ramachandran, Reid

Legislative History

2/15/24 *Rules & Legislation Scheduled to the *Finance & Management

> Committee Committee

2/27/24 *Finance & Management Approved the Recommendation of Staff, and

Forward to the Special Concurrent Meeting

of the Oakland Redevelopment Successor

Agency/City Council

On Consent

Committee

There Was 1 Speaker On This Item

2/29/24 *Rules & Legislation Scheduled to the Special Concurrent Committee

Meeting of the Oakland Redevelopment

Successor Agency/City Council

On Consent

3/6/24 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

5.6 606 Clara/9418 Edes LDDA Subject:

> Housing And Community Development Department From:

Recommendation: Adopt An Ordinance Authorizing A Lease Disposition And Development Agreement And A Ground Lease With Housing Consortium Of The East Bay, Or Its Affiliates, For The Development Of Affordable Housing On The Property Located At 606 Clara Street And 9418 Edes Avenue, And Making California Environmental Quality Act Findings For This Action

24-0111

Sponsors: Housing And Community Development Department

View Report And Attachments A And B Attachments:

View Legislation

VIew Supplemental Report

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

INTRODUCTION (First Reading) WAS PASSED ON MARCH 6, 2024; 5 AYES; 3 EXCUSED Fife, Ramachandran, Reid

Legislative History

2/15/24	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
2/27/24	*Community & Economic Development Committee	Approved the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

On Consent

There Were 2 Speakers On This Item

2/29/24	*Rules & Legislation	Scheduled to the Special Concurrent
	Committee	Meeting of the Oakland Redevelopment

Successor Agency/City Council

On Consent

3/6/24 Special Concurrent Meeting Approved On Introduction and Scheduled for

> of the Oakland Final Passage to the * Concurrent Meeting Redevelopment Successor of the Oakland Redevelopment Successor

Agency/City Council Agency and the City Council 5.7 Subject: Adopting Verified Response

From: Councilmember Kaplan

Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 8.02 (Burglar Alarm Systems) To (1) Require All New Alarm Installations To Be Verified Response Alarm Systems; (2) Prohibit Alarm Businesses From Making Dispatch Requests Based On Non-Verified Alarms; And (3) Impose Civil Penalties For Violations; And Adopting California Environmental Quality Act Exemptions 24-0091

Sponsors: Kaplan

Attachments: View Report

View Legislation

View Supplemental Report - 3/1/2024

<u>View Supplemental Attachment - 3/1/2024</u> View Supplemental Legislation - 2/29/2024

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

THIS ORDINANCE.

INTRODUCTION (First Reading) WAS PASSED ON MARCH 6, 2024; 5 AYES; 3

EXCUSED Fife, Ramachandran, Reid

Legislative History

2/8/24 *Rules & Legislation

Committee

Scheduled to the *Public Safety Committee

2/27/24

2/29/24

*Public Safety Committee Ap

Approved as Amended the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

The Committee Approved The Recommendation Of Staff As Amended And To Forward This Item To The March 6, 2024 Special City Council Agenda On Consent With The Following Amendments;

Of The Legislation, On Page 8 Section 7. Addition Of Section 8.02.072 (Verified Response Alarm Systems). To Read As Follows;

8.02.072 Verified Response Alarm Systems

Beginning July 1, 2024, It Shall Be Unlawful For An Alarm Business To Make An Alarm Dispatch Request Based On The Breach Of A Single Major Point Of Entry Without A Secondary Indication That A Burglary Is In Progress.

Secondary Indication May Be Audio Or Video Evidence Of An Intrusion, The Tripping Of A Motion Detector, Or Verbal Confirmation From The Alarm User Or Designee, In Addition To The Breach Of A Major Point Of Entry. An Alarm Business Who Violates This Section Shall Be Subject To A \$1,000 Penalty For Each Violation.

This Section Shall Not Apply To Alarm Systems Installed Prior To July 1, 2024, Which Lack Secondary Verification Capacity, For Which The Users Have Continually Maintained An Active Permit Unless The Alarm Business Has, Made Two Alarm Dispatch Requests For The Property Based On A False Alarms, At Any Time After July 1, 2024.

The Committee Requested The Following To Be Included In The Supplemental Report,

- How Verified Response Has Impacted Other Cities That Have Adopted It.
- How Are Alarms Categorize By OPD Priority 1, 2, or 3.
- Does OPD Have An Internal Policy Categorizing False Alarms After A Prior False Alarm.

Scheduled to the Special Concurrent

Agency and the City Council

There Were 6 Speakers On This Item

*Rules & Legislation

Agency/City Council

	Committee	Meeting of the Oakland Redevelopment Successor Agency/City Council
	On Consent	
3/6/24	Special Concurrent Meeting of the Oakland Redevelopment Successor	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor

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5.8 Subject: Resolution In Support Of California Senate Bill 903 (Skinner)

From: President ProTempore Kalb

Recommendation: Adopt A Resolution In Support Of California Senate Bill 903 (Skinner), That Would Prohibit The Distribution, Sale Or Offering For Sale Of Products Containing Intentionally Added Perfluoroalkyl And Polyfluoroalkyl (Also Known As Toxic Forever Chemicals)

24-0192

<u>Sponsors:</u> Dan Kalb

<u>Attachments:</u> <u>View Report</u>

View Attachment
View Legislation

Legislative History

3/7/24 *Rules & Legislation

Committee the Oakland Redevelopment Successor

Agency and the City Council

Scheduled to the * Concurrent Meeting of

On Consent

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

5.9 Subject: BAMBD Reports And Recommendations

From: Councilmember Fife

Recommendation: Adopt A Resolution Directing The City Administrator To Return To The April 23, 2024 Community And Economic Development Committee Meeting With Reports And Recommendations On The Following: (1) An Accounting Of Available City Funds To (A) Implement A Series Of Public Streetscape Upgrades Along Oakland's Fourteenth Street Corridor To Uplift The Black Arts Movement And Business District (BAMBD); (B) Support Arts And Cultural Institutions In The BAMBD, Including Cornerstone Legacy African American Institutions; And (C) Create A BAMBD Business Improvement District (BID) For Ongoing Revenue Generation For Tenant Support, Facade Improvement, Place-Making, Space Activation, Accessibility, And Safety Improvements Within The BAMBD; (2) A Map That Establishes The Exact Boundaries Of The BAMBD And A List Of The Institutions Within The BAMBD Boundaries; And (3) A Proposal For Legislation, And A Proposed Timeline For Adoption, To Create A Special ("S") Zoning District Or Similar Zoning Control That Contains Measurable Standards For Development Projects To Meet The Intent Of The BAMBD And Ensure The Long-Term Vitality Of The BAMBD 24-0199

Sponsors: Fife

Attachments: View Report

View Legislation

Legislative History

3/7/24 *Rules & Legislation

Committee

Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor

Agency and the City Council

On Consent

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

5.10 Subject: Donation Agreement With The City/County Of San Francisco To Accept And Tow Habitable Trailers

From: Human Services Department

Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Enter Into (A) A Donation Agreement With The City And County Of San Francisco To Accept And Tow Between 25 And 60 Habitable Trailers, And (B) Donation Agreements To Donate Up To 20 Trailers To One Or More Nonprofit Organizations Determined By The City Administrator For Use As Shelter For People Experiencing Homelessness In The City Of Oakland. (2) Making Findings That Accepting The Trailers And Donating Up To 20 Trailers For Shelter Use Is In The Best Interests Of The City; And (3) Allocating Up To \$XXX From Fund___ To Tow The Trailers To The City Of Oakland And To Expand One Or More City Shelter Programs Using Such Trailers 24-0200

Sponsors: Human Services Department

Attachments: NO WRITTEN MATERIAL WAS SUBMITTED

Legislative History

3/7/24 *Rules & Legislation

Committee

Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor

Agency and the City Council

On Consent

A Title Change Was Made And Read Into The Record

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

5.11 Subject: Illegal Dumping Surveillance Camera Program - Approve U.S.'s License Plate Recognition (LPR) Cameras

From: Oakland Public Works Department

Recommendation: Adopt A Resolution: (1) Awarding A Contract To Security Lines, U.S. For The Purchase And Maintenance Of License Plate Recognition And Other Cameras For The Illegal Dumping Surveillance Camera Program In An Amount Not To Exceed Seven Hundred And Fifty Thousand Dollars (\$750,000) For The Period Of April 1, 2024, To March 31. 2027; And (2) Waiving The Competitive Multi-Step Solicitation Process For The Acquisition Of Information Technology Systems And Waiving The Local And Small Local Business Enterprise Program Requirements 24-0193

Sponsors: Oakland Public Works Department

Attachments: View Report

View Legislation

Legislative History

3/7/24 *Rules & Legislation Scheduled to the * Concurrent Meeting of

Committee the Oakland Redevelopment Successor

Agency and the City Council

On Consent

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

5.12 Subject: Brookdale Recreation Center Architectural And Engineering Services Agreement Award

From: Oakland Public Works Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Award And Execute A Professional Services Agreement For Architectural And Engineering Design Services With DIALOG Design, LP, For An Amount Not-To-Exceed Three Million One Hundred Thousand Dollars (\$3,100,000.00) For Programming, Master Planning, Design, Procurement, And Construction Support Services For The Brookdale Recreation Center Expansion And Park Improvements Project (No. 1004849); And (2) Adopt Appropriate California Environmental Quality Act (CEQA) Findings 24-0194

Sponsors: Oakland Public Works Department

<u>Attachments:</u> <u>View Report</u>

View Attachment A
View Attachment B
View Attachment C
View Attachment D
View Legislation

Legislative History

3/7/24 *Rules & Legislation

Committee

Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor

Agency and the City Council

On Consent

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

5.13 Subject: Appointment To The Cultural Affairs Commission

From: Office Of The Mayor

Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of

Ebodaghe Esoimeme To The Cultural Affairs Commission

24-0204

<u>Sponsors:</u> Office Of The Mayor

Attachments: View Report And Legislation

5.14 Subject: Flatiron West, In. V. City Of Oakland

From: Office Of The City Attorney

Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Flatiron West, Inc. V. City Of Oakland, Alameda County Superior Court Case No. RG19041029, City Attorney File No. 33689, For Payment To The City Of The Sum Of \$250,000.00 (Departments Of Transportation And Public Works - Breach Of Contract)

24-0206

Sponsors: Office Of The City Attorney

Attachments: View Report

View Legislation

5.15 Subject: Secure Justice, Inc. And Brian Hofer V. City Of Oakland

From: Office Of The City Attorney

Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Amend The Settlement In The Case Of Secure Justice, Inc. And Brian Hofer V. City Of Oakland, Alameda County Superior Court Case No. RG21111681, City Attorney File No. X05345, As It Pertains To Forward-Looking Infrared Camera Technology - (Oakland Police Department - Writ Of Mandate Re: Surveillance Technologies) 24-0207

Sponsors: Office Of The City Attorney

Attachments: View Report

View Legislation

5.16 Subject: Deborah Ferguson V. City Of Oakland And Does 1-100

From: Office Of The City Attorney

Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Deborah Ferguson V. City Of Oakland And Does 1-100, Alameda County Superior Court Case No. 22CV022371, City Attorney File No. 35363, In The Amount Of One Hundred And Seventy-Five Thousand Dollars And Zero Cents (\$175,000.00) (Department Of Public Works - Dangerous Condition Of Public

Property) <u>24-0208</u>

Sponsors: Office Of The City Attorney

Attachments: View Report

View Legislation

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

6 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING REQUIREMENTS:

7 ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

OPEN FORUM / PUBLIC COMMENTS

ADJOURNMENT OF COUNCIL SESSION

(Meeting Shall Conclude No Later Than 9:30 P.M., Unless Extended By Majority Vote Of The Council)

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MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM 8:30 A.M. TO 5:00 P.M.