

City of Oakland

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



CITY OF
OAKLAND

Agenda - SUPPLEMENTAL

Thursday, November 7, 2024

10:30 AM

City Council Chamber, 3rd Floor

***Rules & Legislation Committee**

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

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

The Public May Observe And/Or Participate In This Meeting Many Ways.

OBSERVE:

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- To observe the meeting by video conference, please click on this link: <https://us02web.zoom.us/j/85644242981> at the noticed meeting time.
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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. 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 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 twenty four (24) hours before posted meeting 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 in, (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, Electronic Speaker Cards Must Be Submitted and Received Before The City Clerk Reads the Item Into the Record.
- Once You Have Submitted Your Electronic Speaker Card - To Comment Via Zoom, Your Zoom Profile Name Will Be Acknowledged To Speak When Public Comment Is Being Taken On A Eligible Agenda Item At The Presiding Officers Discretion. 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, Upon Submitting An Electronic Speakers Card, Please Call On One Of The Above Listed Phone Numbers. You Will Be Prompted To “Raise Your Hand” By Pressing “*9” To Speak When Public Comment Is Taken. You Will Be Permitted To Speak During Your Turn, Allowed To Comment, And After The Allotted Time, Re-Muted. Please Unmute Your Self By Pressing *6.

If you have any questions, please email the Agenda Management Unit at cityclerk@oaklandca.gov

- Office of the City Clerk

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.

COMMITTEE MEMBERSHIP:

*Councilmember Carroll Fife, District 3; President Pro Tempore Dan Kalb, District 1;
Councilmember Janani Ramachandran, District 4; Chairperson: Council President Nikki Fortunato Bas, District 2*

1 Roll Call / Call To Order

2 Approval Of The Draft Minutes From The Committee Meeting Of October 24, 2024

[25-0197](#)

Attachments: [View Report](#)

3 New Scheduling Items

3.1 Subject: Informational Report On Funds Available And Owed

From: Councilmember Kaplan

Recommendation: Receive An Informational Report On The Status And Funds Available In The Equipment Services Fund And Self Insurance Liability Fund, And Information On Amounts Not Yet Collected And Due To The City Of Oakland, And Plan And Timeline To Collect Them For The Real Estate Transfer Tax And Business License Tax; On The November 19, 2024 Finance And Management Committee Agenda

[25-0233](#)

Sponsors: Kaplan

Legislative History

10/31/24	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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3.2 Subject: HCEB Extended Stay America Site Loan And Grant

From: Human Services Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Either Make A 55-Year Capitalized Loan At An Interest Rate Not To Exceed 3% Or, In The Alternative, Award A Grant To Memar Properties, Inc And Housing Consortium Of The East Bay (HCEB), Or Their Affiliates, In An Amount Not To Exceed \$7,000,000, Using State Of California Encampment Resolution Funding (ERF), In Order To Purchase The Extended Stay America Located At 3650 Mandela Parkway (Property) For Interim Shelter For Unhoused Individuals To Be Converted To 125 Units Of Permanent Supportive Housing; (2) Award A Grant To HCEB In An Amount Not To Exceed \$5,378,190 Using State Of California Permanent Local Housing Allocation Funds (PLHA), State ERF, And Local Opioid Remediation Funding, To Operate An Interim Shelter Program At The Property And Provide Pre-Program Outreach And Exit Resources For Unhoused Individuals Through September 30, 2026; And (3) And Making Appropriate California Environmental Quality Act Findings; On The November 12, 2024 City Council Agenda On Consent

[25-0264](#)

Sponsors: Human Services Department

3.3 Subject: Agreement And Accepting Grant Fund From PG&E
From: Oakland Public Works Department
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Enter Into An Incentive Grant Agreement With Pacific Gas And Electric Company (PG&E) To Accept The Installation Of Infrastructure And New Dedicated Electric Vehicle (EV) Transformer At The Municipal Service Center To Support Fifteen (15) Medium-Heavy Duty Vehicle Charging Stations For A Total Cost Estimated To Be Six Hundred Forty-Three Thousand Dollars (\$643,000) That Will Be Funded Directly By PG&E; (2) Comply With Terms Of The Contract In Which The City Incrementally Purchases Fifteen (15) Charging Stations And A Minimum Of Three (3) Medium-Heavy Duty Vehicles Per Year, Totaling Fifteen (15) Vehicles Over A Five (5) Year Period From 2024 To 2028; And (3) Adopting Appropriate California Environmental Quality Act (CEQA) Findings; On The November 12, 2024 City Council Agenda On Consent

[25-0265](#)

Sponsors: Oakland Public Works Department

3.4 Subject: Cash Management Report For FY 2024-25 First Quarter Ended September 30, 2024

From: Finance Department

Recommendation: Receive An Informational Report On Cash Management Report For Fiscal Year 2024-2025 First Quarter Ended September 30, 2024; On The November 19, 2024 Finance And Management Committee Agenda

[25-0258](#)

Sponsors: Finance Department

3.5 Subject: FY 2024-25 Q1 Revenue And Expenditures (R&E) Report

From: Finance Department

Recommendation: Receive An Informational Report On Fiscal Year (FY) 2024-25 First Quarter (Q1) Revenue And Expenditure (R&E) Results And Year-End Projections For The General Purpose Fund (GPF, 1010), And Select Funds; On The November 19, 2024 Finance And Management Committee Agenda

[25-0260](#)

Sponsors: Finance Department

3.6 Subject: Asphalt Paver Purchasing Contract

From: Transportation Department

Recommendation: Adopt A Resolution Awarding A Purchasing Contract To Nixon-Egli Equipment Company In An Amount Not To Exceed Six Hundred Seventy-Five Thousand Dollars (\$675,000.00) For The Purchase Of 1 (One) Vogele Super 2000-3l Asphalt Paver In Accordance With Cooperative Agreement Sourcewell Contract Number 101221-VAC Pursuant To Oakland Municipal Code Section 2.04.080; On The November 19, 2024 Public Works And Transportation Committee Agenda

[25-0267](#)

Sponsors: Transportation Department

- 3.7** Subject: 2025 State And Federal Legislative Agenda
From: Office Of The Mayor And Council President Fortunato Bas
Recommendation: Receive An Informational Report On The Proposed 2025 State And Federal Legislative Agenda; On The November 21, 2024 Rules And Legislation Committee Agenda
[25-0270](#)
Sponsors: Office Of The Mayor and Fortunato Bas
- 3.8** Subject: Indigenous People’s Heritage Month
From: Council President Fortunato Bas
Recommendation: Adopt A Resolution Recognizing November 2024 As Indigenous People’s Heritage Month In The City Of Oakland To Honor And Celebrate The Culture, Traditions, And Contributions Of Indigenous Communities All Over The World; On The December 3, 2024 City Council Agenda As A Ceremonial
[25-0269](#)
Sponsors: Fortunato Bas
- 3.9** Subject: Master Site License Agreement For Solar And Battery Energy Systems At Critical Municipal Facilities
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance (1) Authorizing The City Administrator To Negotiate And Execute With AVA Community Energy (AVA), A California Not-For-Profit Joint Powers Authority (JPA), A Master Site License Agreement To Install, Operate, And Maintain Photovoltaic Solar And Battery Energy Storage Projects For A Commercial Operation Term Of Twenty-Five (25) Years Each Not To Exceed December 31, 2052, At A Rate Of Zero Dollars (\$0.00) Per Year And Subject To Potential Early Termination Damages For The Following Ten (10) Municipal Facilities (A) Oakland Ice Center At 519 18th Street; (B) Oakland Municipal Services Center At 7101 Edgewater Drive; (C) East Oakland Sports Center At 9161 Edes Avenue; (D) 81st Avenue Public Library At 1021 81st Avenue; (E) Main Public Library At 125 14th Street; (F) Fire Station No. 1 At 1603 Martin Luther King Jr Way; (G) Fire Station No. 3 At 1445 14th Street; (H) Fire Station No. 15 At 455 27th Street; (I) Fire Station No. 17 At 3344 High Street; And (J) Fire Station No. 20 At 1401 98th Avenue; (2) Making Findings That The Licenses For A Below Fair Market Value Are In The Best Interests Of The City; And (3) Adopting Appropriate California Environmental Quality Act (CEQA) Findings; On The December 3, 2024 City Council Agenda As A Public Hearing
[25-0259](#)
Sponsors: Office Of The City Administrator

3.10 Subject: Ordinance Amending Ordinance No. 13801 C.M.S.
From: Councilmembers Reid And Ramachandran
Recommendation: Adopt An Ordinance Amending Ordinance No 13801 C.M.S. To Require City Council Approval Of Any Additional Amendments To The Real Property Sale Agreement For The Sale Of The City Of Oakland's Undivided 50 Percent Interest In Property Located At 7000 Coliseum Way, Oakland, California; And Affirming Council's California Environmental Quality Act Findings ; On The December 3, 2024 City Council Agenda On Non-Consent
[25-0271](#)

Sponsors: Reid and Ramachandran

3.11 Subject: Estuary Park Master Plan
From: Oakland Public Works Department
Recommendation: Adopt A Resolution, Following Recommendation Of The Planning Commission, That (1) Adopts The Estuary Park Master Plan (Master Plan); (2) Approves A Major Conditional Use Permit (CUP), Subject To Findings And Conditions Of Approval Attached To The Supporting Agenda Report, That Allows For Implementation Of The Master Plan Improvements; And (3) Adopts Appropriate California Environmental Quality Act (CEQA) Findings; On The December 10, 2024 Public Works And Transportation Committee Agenda
[25-0266](#)

Sponsors: Oakland Public Works Department

3.12 Subject: 2025-2030 Alameda County Regional Analysis Of Impediments To Fair Housing Choice
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Enter Into A Memorandum Of Understanding Regarding The 2025-2030 Alameda County Regional Analysis Of Impediments To Fair Housing Choice In An Amount Not To Exceed \$19,593.00; On The December 10, 2024 Community And Economic Development Committee Agenda And On The December 17, 2024 City Council Agenda As A Public Hearing
[25-0263](#)

Sponsors: Housing And Community Development Department

3.13 Subject: 2023/24 Consolidated Annual Performance And Evaluation Report And The 2024/25 Annual Action Plan
From: Housing And Community Development Department
Recommendation: Receive Two Informational Reports:

1) To Receive The City Of Oakland's Consolidated Annual Performance And Evaluation Report For Fiscal Year 2023-2024 Community Development Block Grant, HOME Investment Partnerships, Housing Opportunities For Persons With AIDS, Emergency Solutions Grants Programs, HOME American Rescue Plan Program And 2023/24 Activities Administered Under The Coronavirus Aid Relief & Economic Security Act Funds; And,
[25-0261](#)

Sponsors: Housing And Community Development Department

2) To Receive The City Of Oakland's Annual Action Plan For Fiscal Year 2024-2025 Community Development Block Grant, HOME Investment Partnerships, Housing Opportunities For Persons With AIDS, And Emergency Solutions Grants Programs; On The December 10, 2024 Community And Economic Development Committee Agenda And On The December 17, 2024 City Council Agenda As A Public Hearing
[25-0262](#)

Sponsors: Housing And Community Development Department

3.14 Subject: OPD NSA Report
From: Oakland Police Department
Recommendation: Receive An Informational Report From OPD On OPD's Progress Toward Compliance With The Negotiated Settlement Agreement (NSA) In The Case Of Delphine Allen, Et Al., V. City Of Oakland, Et Al; On The December 10, 2024 Public Safety Committee Agenda
[25-0268](#)

Sponsors: Oakland Police Department

4 Review Of Draft Agendas, Pending Lists, City Council And Committee Meetings And Oral Report Out Of The Closed Session Agenda

[25-0198](#)

Attachments:

- [November 12, 2024 City Council Agenda](#)
- [November 14, 2024 Rules And Legislation Committee Agenda](#)
- [Finance And Management Committee Pending List](#)
- [Public Works And Transportation Committee Pending List](#)
- [Community And Economic Development Committee Pending List](#)
- [Life Enrichment Committee Pending List](#)
- [Education Partnership Committee Pending List](#)
- [Public Safety Committee Pending List](#)
- [Rules And Legislation Committee Pending List](#)
- [Port Liaison Committee Pending List](#)
- [Draft November 19, 2024 Finance And Management Committee Agenda](#)
- [Draft November 19, 2024 Public Works And Transportation Committee Agenda](#)
- [Draft November 19, 2024 Community And Economic Development Committee /](#)
- [Draft November 19, 2024 Life Enrichment Committee Agenda](#)
- [Draft November 19, 2024 Public Safety Committee Agenda](#)
- [Draft November 21, 2024 Rules And Legislation Committee Agenda](#)

Open Forum

Adjournment

Americans With Disabilities Act

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Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

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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 8:30AM 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.**