

# 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 - FINAL**

**Tuesday, December 19, 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/85788959392> 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: 857 8895 9392  
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):**

**3.1** Subject: Honoring And Celebrating Outgoing City Auditor Courtney Ruby  
From: Council President Fortunato Bas, President Pro Tempore Kalb And City  
Attorney Barbara Parker

Recommendation: Adopt A Resolution Honoring Courtney Ruby For 13 Years Of  
Exemplary Service As The Elected City Auditor Of Oakland

[23-0895](#)

**Sponsors:** Kalb, Fortunato Bas and Office Of The City Attorney

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

**Legislative History**

11/2/23	*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*

*President Pro Tempore Kalb Was Added As A Co-Sponsor*

11/30/23	*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*

12/7/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*A Title Change Was Accepted*

*City Attorney Barbara Parker Was Added As A Co-Sponsor*

**4** Approval Of The Draft Minutes From The Meetings Of November 27, 2023, November 28,  
2023 And December 5, 2023

[23-0973](#)

**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  
[23-0968](#)  
**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  
[23-0969](#)  
**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  
[23-0970](#)  
**Attachments:** [View Legislation](#)

**6.4** Subject: Safe Work Zone Ordinance  
From: Public Works Department  
Recommendation: Adopt An Ordinance Adding Chapter 9.06 To The Oakland Municipal Code To (1) Allow City Employees And Essential Infrastructure Workers Carrying Out Their Duties On Public Property To Establish Safe Work Zones Subject To Specified Criteria To Protect First Amendment Rights And The Safety Of Such Workers And The Public; And (2) Make Willful Failure To Leave A Designated Safe Work Zone, After Request By A Peace Officer, A Misdemeanor  
[22-0904](#)

**Sponsors:** Reid

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Supplemental Report - 11/20/2023](#)  
[View Supplemental Attachment A - /11/20/2023](#)  
[View Supplemental Legislation - 11/20/2023](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 5, 2023; 8 Ayes*

**Legislative History**

11/3/22	*Rules & Legislation Committee	Scheduled to the *Special Public Works Committee
11/17/22	*Rules & Legislation Committee	Scheduled to the *Public Works Committee
12/12/22	*Special Public Works Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*A motion was made by Councilmember Taylor, seconded by Councilmember Gallo to forward staff recommendations to the December 20, 2022, City Council Agenda on Non-Consent. The motion passed with a vote of 2 Ayes: Taylor, Gallo; 1 Abstained: Kalb; 1 Excused: Thao*

*The Committee approved this item to be forwarded and to return and provide the following in the supplemental: Include language with written specificity of what the new law would include versus present law and establishing parameters.*

12/15/22	*Rules & Legislation Committee	No Action Taken
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*This item was withdrawn and not scheduled.*

11/9/23 \*Rules & Legislation Committee Scheduled to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On Consent*

*Councilmember Reid Was added as a co-author*

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

12/5/23 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

**6.5** Subject: Reusable Foodware And Plastic Litter Reduction Ordinance Report  
From: President Pro Tempore Kalb And Councilmember Gallo  
Recommendation: Adopt An Ordinance To Reduce Litter On Our Streets And In Our Water Ways By: (1) Requiring Prepared Food Vendors To Use Reusable Food Service Ware For Dining On Premises, (2) Allowing Customer-Provided Reusable Beverage Cups And Food Containers For Take-Out, (3) Requiring That Prepared Food Vendors Shall Only Provide Disposable Foodware Accessories Upon Request, (4) Requiring Reusable Beverage Cups At City Facilities, (5) Requiring Reusable Beverage Cups At Large Venues, (6) Requiring Reusable Beverage Cups At Large Events, (7) Prohibiting The City Purchase, Sale, Or Distribution Of Packaged Water, (8) Encouraging The Installation Of Accessible Water Bottle Refill Stations At City Owned And Operated Facilities, And (9) Requiring Compliant Disposable Food Service Ware For Food Service; And Making California Environmental Quality Act Findings

[23-0866](#)

**Sponsors:** Gallo

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

[View Legislation](#)

[View Supplemental Presentation - 11/9/2023](#)

[View Supplemental Legislation - 11/9/2023](#)

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

**INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 5, 2023; 8 Ayes**

**Legislative History**

10/26/23 \*Rules & Legislation Committee Scheduled to the \* Public Works And Transportation Committee

11/14/23 \* Public Works And Transportation Committee Approved the Recommendation of Staff, and Forward to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*There were 8 speakers on this item. Approved for consent*

11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	
12/5/23	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

**6.6** Subject: Amendment To Rent Registry Ordinance  
From: Housing And Community Development Department  
Recommendation: Adopt An Ordinance Amending The Rent Registry Ordinance  
(Ordinance No. 13695 C.M.S.) To Modify The 2024 Registration Deadline From March 1,  
2024 To July 1, 2024

[23-0820](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 5, 2023; 8 Ayes*

**Legislative History**

10/19/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
11/14/23	*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>On Consent</i>	
	<i>2 Speakers Spoke On This Item</i>	
11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	
12/5/23	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



**6.7** Subject: Remove Cap On Cannabis Special Event Permits, Authorize Cannabis Equity Applicants To Convert Loans To Grants And Transfer Permits  
From: Economic And Workforce Development Department  
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code By: (1) Removing The Limit On The Number Of Special Event Permits Involving The Sale And/Or Consumption Of Cannabis; (2) Adding A Provision For The Transfer Of A Cannabis Permit Issued To An Equity Applicant To A General Applicant; (3) Making Administrative Changes On The Permitting Of Commercial Cannabis Activity; And (4) Making California Environmental Quality Act Findings  
[23-0824](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 5, 2023; 8 Ayes*

**Legislative History**

10/19/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
11/14/23	*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>On Consent</i>	
	<i>5 Speakers Spoke On This Item</i>	
11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	
12/5/23	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: Approval For Oakland Feather River Camp Special Use Permit With USDA  
And License Agreement With Camps In Common  
From: Parks, Recreation And Youth Development Department  
Recommendation: Adopt An Ordinance (A) Authorizing The City Administrator To  
Negotiate And Execute A License Agreement With Camps In Common, A California  
Nonprofit Organization, For Outdoor Programming At The Oakland Feather River Camp  
Located In Quincy, California At A Rate Of One Dollar (\$1.00) Per Year, Plus Any Federal  
Land Use Fees In Excess Of Three Thousand Dollars (\$3,000), For A Five-Year Term  
With Three Five Year Options To Renew Without Returning To Council; (B) Making  
Findings That The License For Below Fair Market Value Is In The Best Interests Of The  
City; And (C) Making Appropriate California Environmental Quality Act Findings  
[23-0828](#)

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

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

*INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 5, 2023; 8 Ayes*  
**Legislative History**

10/19/23	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
11/14/23	*Life Enrichment Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
11/30/23	*Rules & Legislation Committee	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	
12/5/23	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

**6.9** Subject: Amendment To Rent Ordinance And Rent Adjustment Program Regulations  
From: Housing And Community Development Department  
Recommendation: Adopt An Ordinance Amending Chapter 8.22 Of The Oakland  
Municipal Code To (1) Amend The Rent Adjustment Program Ordinance To (A) Remove  
The Requirement That A Tenant Be Current On Rent In Order To File Or Respond To A  
Petition With The Rent Adjustment Program; (B) Increase Restitution Period For  
Decreased Housing Service Petitions; (C) Clarify Certificates Of Exemption Following  
Change In Law Or Circumstances; And (D) Make Other Clarifying Changes; And (2)  
Amend The Ellis Act Ordinance To Be Consistent With State Law  
[23-0821](#)

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

[View Legislation](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 5, 2023; 8 Ayes*

**Legislative History**

10/19/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
11/14/23	*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>On Non-Consent</i>	
	<i>5 Speakers Spoke On This Item</i>	
11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Non-Consent</i>	
12/5/23	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
	<i>13 Speakers Spoke On This Item</i>	

**6.10** Subject: Accepting, Appropriating, And Allocating Grant To Public Ethics Commission For Democracy Dollars  
From: Council President Fortunato Bas And Nicolas Heidorn, Public Ethics Commission Executive Director  
Recommendation: Adopt A Resolution: (1) Accepting And Appropriating A Grant From The Evelyn And Walter Haas, Jr., Fund In An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000) For The Period Of January 15, 2024, To July 15, 2025; And (2) Authorizing The City Administrator To Take All Steps Necessary For The City To Receive The Grant; And (3) Allocating Grant Funds In An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000) To Hire 1 FTE Grant Funded Limited Duration Employee To Prepare The Democracy Dollars Program Outreach And Education Plan For The Public Ethics Commission For The Period Of April 1, 2024, To June 30, 2025, With Any Remaining Funds Used For Program-Related Nonsalary Outreach Expenses [23-0964](#)

**Sponsors:** Fortunato Bas and Public Ethics Commission

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

**Legislative History**

11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	

*A typo was noted in the year and was noted to be corrected to reflect January 15, '2024'*

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

**6.11** Subject: Honoring Lorna Guice  
From: Office Of The City Administrator And City Attorney Barbara Parker  
Recommendation: Adopt A Resolution Commending And Honoring Lorna Guice For Her More Than 33 Years Of Exemplary Service To The City Of Oakland [23-0959](#)

**Sponsors:** Finance Department and Office Of The City Attorney

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

**Legislative History**

11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	

**6.12** Subject: FY 2023-24 OPD Crime Lab Coverdell Grant  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Grant Funds In An Amount Not To Exceed Sixty-Three Thousand Seven Hundred Dollars (\$63,700) From The California Governor's Office Of Emergency Services (CALOES), For The 2022 Paul Coverdell Forensic Science Improvement Program, During The Grant Period Of April 1, 2023 - June 30, 2024, To Support The Oakland Police Department (OPD) Crime Laboratory Operations

[23-0960](#)

**Sponsors:** Oakland Police Department

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

[View Legislation](#)

**Legislative History**

11/30/23	*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.*

**6.13** Subject: Clinical Mental Health Services Contract  
From: Department Of Violence Prevention  
Recommendation: Adopt A Resolution Waiving The City Of Oakland's Local And Small Local Business Enterprise Program Requirements And Awarding A New Professional Services Agreement To Healing Change Therapy And Consulting, Inc. For Clinical Mental Health Services In An Amount Not To Exceed One Hundred Fifty Thousand Dollars (\$150,000) For A Term Ending June 30, 2025

[23-0961](#)

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

[View Legislation](#)

**Legislative History**

11/30/23	*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.*

**6.14** Subject: MOU With UC Berkeley For Community Engagement Team Program  
From: Department Of Violence Prevention  
Recommendation: Adopt A Resolution Authorizing The Department Of Violence  
Prevention (DVP) To Enter Into A Memorandum Of Understanding With The University Of  
California, Berkeley's Possibility Lab Regarding The DVP's Community Engagement  
Team Program  
[23-0962](#)

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

**Legislative History**

11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	

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

**6.15** Subject: OPD Justice Local Assistance Grant (JAG) Funds  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And  
Appropriate The Fiscal Year 2022 Edward Byrne Memorial Justice Assistance Grant  
(JAG) Funds In The Amount Of Three Hundred Eighty-Three Thousand, One Hundred  
Dollars And Thirty Cents (\$383,100.30) For October 1, 2021 Through September 30,  
2025, To Upgrade Equipment And Technology, And Fund Department-Wide Training  
[23-0893](#)

**Sponsors:** Oakland Police Department

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

**Legislative History**

11/2/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
11/30/23	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	

**6.16** Subject: Regional Wildfire Prevention MOU  
From: Office Of The City Administrator, President Pro Tempore Kalb And Council  
Member Ramachandran  
Recommendation: Adopt A Resolution Authorizing The City Of Oakland To Enter Into A  
Memorandum Of Understanding (MOU) Among Jurisdictions In The East Bay Hills To  
Form A Wildfire Prevention Coordinating Group To Improve Regionwide Collaboration On  
Wildfire Mitigation Activities And To Reduce Wildfire Risk Throughout The East Bay Hills  
[23-0913](#)

**Sponsors:** Ramachandran, Kalb and Office Of The City Administrator

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

**Legislative History**

11/9/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
11/30/23	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On Consent*

**6.17** Subject: Local Immigration And Integration Grants For Immigrant Entrepreneurs FY 2023  
-2025  
From: Economic Workforce Development Department  
Recommendation: Adopt A Resolution Accepting And Appropriating A Local Immigration  
And Integration Grant Award From The California Governor's Office Of Business And  
Economic Development (GOBIZ) For Two Hundred Seventy-Five Thousand And Forty  
Nine Dollars (\$275,049) And Awarding Grant Agreements To The Nonprofit Organizations  
The Spanish Speaking Unity Council Of Alameda County, Inc. In A Total Amount Not To  
Exceed One Hundred Fifty Seven Thousand Five Hundred Dollars (\$157,500) And Feed  
The Hunger Fund In A Total Amount Not To Exceed Sixty Seven Thousand Nine Hundred  
Fifty Dollars (\$67,950) To Immediately Provide Immigrant Entrepreneurs With Technical  
Assistance, Training And Support Services For Fiscal Years 2023-2025  
[23-0921](#)

**Sponsors:** Economic & Workforce Development Department

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

**Legislative History**

11/9/23 \*Rules & Legislation Committee Scheduled to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On Non-Consent*

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

11/30/23 \*Rules & Legislation Committee Scheduled to the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*A Title Change Was Accepted*

**6.18** Subject: Appointments To The Commission On Aging  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jacqueline Johnson, Lisa Malul, And Robert Scott As Members Of The Commission On Aging  
[23-0980](#)

**Sponsors:** Office Of The Mayor

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

**6.19** Subject: FY 24 Grant Agreement With Interfaith Council Of Alameda County  
From: Councilmembers Kaplan And Fife And Council President Fortunato Bas  
Recommendation: Adopt A Resolution Awarding A Grant Agreement With The Interfaith Council Of Alameda County In An Amount Not To Exceed \$450,000 To Provide One Or More Safe Parking Programs For Persons Living In Vehicles For A Grant Term Commencing On January 1, 2024 And Ending December 31, 2024, Utilizing Funds From Measure Q Fund Balance (Fund 2244) And Making California Environmental Quality Act Findings  
[23-0975](#)

**Sponsors:** Kaplan, Fife and Fortunato Bas

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

**Legislative History**

12/7/23 \*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.*

*A Title Change Was Accepted*

*Council President Fortunato Bas Was Added As A Co-Sponsor*



**6.20** Subject: Updates To The Conflict Of Interest Code  
From: Office Of The City Clerk  
Recommendation: Adopt An Ordinance Amending And Reenacting The City Of Oakland's Conflict Of Interest Code (Ordinance No. 11562 C.M.S. Adopted March 23, 1993, As Last Amended By Ordinance No. 13522 C.M.S. Adopted February 26, 2019, Codified As Oakland Municipal Code Chapter 3.16) To Update The Designation Of Positions Covered By The Code  
[23-0979](#)

**Sponsors:** Office Of The City Clerk

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Appendix A, B And C](#)

*ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE.*

*FINAL PASSAGE (Second Reading) WILL OCCUR ON JANUARY 16, 2024.*

**Legislative History**

12/7/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	

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

**6.21** Subject: Amend Subdivision Improvement Agreement And Issuance Of A Certificate Of Completion For Brooklyn Basin Phase One Public Improvements  
From: Department Of Transportation  
Recommendation: Adopt The Following Pieces Of Legislation:

1) Adopt A Resolution Authorizing Amendment Of The Subdivision Improvement Agreement Between The City Of Oakland And Zarsion OHP-1, LLC For Deferred Construction Of Public Infrastructure Improvements At 845 Embarcadero, And Making California Environmental Quality Act Findings; And  
[23-0976](#)

**Sponsors:** Transportation Department

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

12/7/23      \*Rules & Legislation      Scheduled to the \* Concurrent Meeting of  
Committee      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.*

2) A Resolution Accepting Public Infrastructure Improvements, Directing The Filing Of An Unconditional Certificate Of Completion For The Brooklyn Basin Phase One Improvements Per The Agreement For Deferred Construction Of Public Infrastructure Improvements, And Making California Environmental Quality Act (CEQA) Findings  
[23-0977](#)

**Sponsors:**      Transportation Department

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

**Legislative History**

12/7/23      \*Rules & Legislation      Scheduled to the \* Concurrent Meeting of  
Committee      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.*

**6.22**    Subject:    Aqueous Film-Forming Foams Products Liability Litigation  
From:      Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Submit Requests For Exclusion From Settlements Reached Between 3M Company (“3M”) And E.I. Du Pont De Nemours And Company, Et Al. (“Dupont”) And A Class Of “Public Water Providers” For Actions Relating To Per- And Polyfluoroalkyl Contamination  
[23-0985](#)

**Sponsors:**      Office Of The City Attorney

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

**6.23** 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 Compromise And Settle 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, For Agreement To Perform Certain Mandatory Duties And Payment Of The Sum Of Thirty Thousand Dollars And Zero Cents (\$30,000.00) - (Oakland Police Department - Writ Of Mandate Re: Surveillance Technologies)

[23-0986](#)

**Sponsors:** Office Of The City Attorney

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

**7** ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION & DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS  
[23-0987](#)

**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:**

8.1 Subject: Appeal Of PLN20125 Residential Project At 1431 Franklin Street  
From: Planning And Building Department  
Recommendation: Conduct A Public Hearing, And Upon Conclusion, Adopt One Of The  
Following Three Options:

1) A Resolution Denying The Appeal By Geoffrey Pete And Uphold The Planning  
Commission's Environmental Determination And Approval Of Two Major Conditional Use  
Permits And Regular Design Review For The Construction Of A 40-Story Residential  
Tower With 381 Dwelling Units And An Above Grade Parking Garage At 1431 Franklin  
Street, Oakland, CA (Project Case No. PLN20125); Or

Provided The City Council Can Make The Appropriate Findings, Either  
[23-0802](#)

**Sponsors:** Planning & Building Department

**Attachments:** [View Report](#)  
[View Attachment A1](#)  
[View Attachment A2](#)  
[View Attachment A3](#)  
[View Attachment A4](#)  
[View Attachment B](#)  
[View Attachment C](#)  
[View Legislation](#)

**Legislative History**

10/12/23	*Rules & Legislation Committee <i>A Title Change Was Accepted</i>	Continued to the *Rules & Legislation Committee
10/19/23	*Rules & Legislation Committee <i>The Committee Approved To Place This Item On The Rules And Legislation Committee Pending List - No Date Specific.</i>	Scheduled to the *Rules & Legislation Committee
10/26/23	*Rules & Legislation Committee <i>As A Public Hearing</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
11/30/23	*Rules & Legislation Committee <i>As A Public Hearing</i>  <i>A Title Change Was Accepted</i>	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2) A Motion To Direct Staff To Prepare A Resolution For Future City Council Consideration To Deny The Appeal With Additional Conditions; Or  
[23-0981](#)

3) A Motion To Direct The City Administrator Or Designee To Prepare A Resolution For Future City Council Consideration To Uphold The Appeal  
[23-0982](#)

**Sponsors:** Planning & Building Department

**8.2** Subject: Appeal Of PLN20124 Commercial Project At 1431 Franklin Street  
From: Planning And Building Department  
Recommendation: Conduct A Public Hearing, And Upon Conclusion, Adopt One Of The Following Three Options:

1) A Resolution Denying The Appeal By Geoffrey Pete And Uphold The Planning Commission's Environmental Determination And Approval Of Two Major Conditional Use Permits And Regular Design Review For The Construction Of A 27-Story Commercial Office Building With An Above Grade Parking Garage At 1431 Franklin Street, Oakland, CA (Project Case No. PLN20124); Or

Provided The City Council Can Make The Appropriate Findings, Either  
[23-0801](#)

**Sponsors:** Planning & Building Department

**Attachments:** [View Report](#)  
[View Attachment A1](#)  
[View Attachment A2](#)  
[View Attachment A3](#)  
[View Attachment A4](#)  
[View Attachment B](#)  
[View Attachment C](#)  
[View Legislation](#)

**Legislative History**

10/12/23	*Rules & Legislation Committee <i>A Title Change Was Accepted</i>	Continued to the *Rules & Legislation Committee
10/19/23	*Rules & Legislation Committee <i>The Committee Approved To Place This Item On The Rules And Legislation Committee Pending List - No Date Specific.</i>	Scheduled to the *Rules & Legislation Committee
10/26/23	*Rules & Legislation Committee <i>As A Public Hearing</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

11/30/23

\*Rules & Legislation  
Committee

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

*As A Public Hearing*

*A Title Change Was Accepted*

2) A Motion To Direct Staff To Prepare A Resolution For Future City Council  
Consideration To Deny The Appeal With Additional Conditions; Or  
[23-0983](#)

**Sponsors:** Planning & Building Department

3) A Motion To Direct The City Administrator Or Designee To Prepare A Resolution For  
Future City Council Consideration To Uphold The Appeal  
[23-0984](#)

**Sponsors:** Planning & Building Department

**8.3** Subject: Keeping Kids Close To Home Act And Clean-Up Planning Code Amendments  
From: Planning And Building Department

Recommendation: Conduct A Public Hearing, And Upon Conclusion Adopt An Ordinance  
(1) Amending Chapter 17.10 Of The Oakland Planning Code, As Recommended By The  
Planning Commission, To Revise The Definitions For Permanent Residential And  
Semi-Transient Residential Activity Types; (2) Amending The Planning Code, As  
Recommended By The Planning Commission, To Incorporate Various Clean-Up Items  
Related To The General Plan Update Phase I Planning Code Amendment Package; (3)  
Amending The Existing Exemption From Business Taxes For Family Daycares Under  
Section 5.04.263 Of The Oakland Municipal Code To Conform With The Keeping Kids  
Close To Home Act (Senate Bill 234); And (4) Making Related California Environmental  
Quality Act Findings

[23-0904](#)

**Sponsors:** Planning & Building Department

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

[View Legislation](#)

*ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS  
ORDINANCE.*

*FINAL PASSAGE (Second Reading) WILL OCCUR ON JANUARY 16, 2024.*

**Legislative History**

11/9/23

\*Rules & Legislation  
Committee

Scheduled to the \*Community & Economic  
Development Committee

*And On The December 19, 2023 City Council Agenda As A Public Hearing*

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

- 9 Subject: OPD Biannual Staffing Report  
From: Oakland Police Department  
Recommendation: Receive An Informational Report Of The Oakland Police Department's  
2023 Biannual Staffing Levels As of September 30, 2023

[23-0838](#)

**Sponsors:** Oakland Police Department

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

**Legislative History**

10/19/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
11/30/23	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On Non-Consent*

- 10 Subject: Informational Report Pursuant To Resolution No. 89906  
From: Office Of The City Administrator  
Recommendation: Receive An Informational Report In Response To Resolution No.  
89906 On Prioritizing Public Safety

[23-0974](#)

**Sponsors:** Office Of The City Administrator

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

**Legislative History**

12/7/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*On Non-Consent*

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

## 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**

**If you need special assistance, including translation services 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**

**Recorded Agenda: (510) 238-2386**

**Telecommunications Relay Service: 711**

**THE HANGING OF BANNERS, POSTERS, SIGNS, OR ANY MATERIAL ON OR OVER THE 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.**