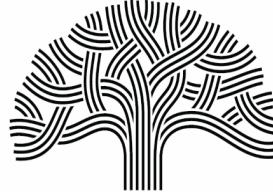


# **City of Oakland**

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



**CITY OF  
OAKLAND**

## **Agenda - DRAFT**

**Tuesday, December 2, 2025**

**3:30 PM**

**City Council Chamber, 3rd Floor**

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

## 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/87356312133> 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: 873 5631 2133  
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.

**PLEASE NOTE, ELECTRONIC SPEAKER CARDS MUST BE SUBMITTED 24 HOURS BEFORE THE SCHEDULED MEETING START TIME.**

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**\*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: 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.

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**Councilmember Janani Ramachandran Will Participate By Teleconference At: 1 Frank H. Ogawa Plaza, Suite 220, Oakland, CA 94612**

**Pursuant To The Brown Act (Government Code Section 54953), The Agenda Must Be Posted At The Teleconference Location, The Teleconference Location Must Be Accessible To The Public And Members Of The Public Must Have The Ability To Observe The Meeting And To Comment On Agenda Items**

**1 Call To Order**

**2 ROLL CALL / CITY COUNCIL**

**COUNCILMEMBERS:** Councilmember Rowena Brown, At Large; Councilmember Carroll Fife, District 3; President Pro Tempore Noel Gallo, District 5; Councilmember Ken Houston, District 7; Councilmember Janani Ramachandran, District 4; Councilmember Zac Unger, District 1; Councilmember Charlene Wang, District 2; Council President Kevin Jenkins, District 6

**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)**

**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:**

**5.1 Approval Of The Draft Minutes From The Meetings Of October 21, 2025 And November 4, 2025**

[26-0235](#)

**5.2 Subject: Declaration Of A Local Emergency Due To AIDS Epidemic**  
From: Office Of The Council President  
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

[26-0232](#)

**Sponsors:** Office Of The City Council

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

**5.3** Subject: Declaration Of Medical Cannabis Health Emergency  
From: Office Of The Council President  
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  
[26-0233](#)  
**Sponsors:** Office Of The City Council  
**Attachments:** [View Legislation](#)

**5.4** Subject: Declaration Of A Local Emergency On Homelessness  
From: Office Of The Council President  
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  
[26-0234](#)  
**Sponsors:** Office Of The City Council  
**Attachments:** [View Legislation](#)

**5.5** Subject: Amendments To The City's 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. 13778 C.M.S. Adopted January 16, 2024, Codified As Oakland Municipal Code Chapter 3.16) To Update The Designation Of Positions Covered By The Code  
[26-0169](#)  
**Sponsors:** Office Of The City Clerk  
**Attachments:** [View Report](#)  
[View Legislation And Appendix A](#)  
[View Supplemental Legislation And Appendix A - 10/24/2025](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON NOVEMBER 4, 2025; 7 AYES, 1 EXCUSED - JENKINS*

**Legislative History**

10/16/25	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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10/30/25	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>The Committee Approved The Recommendations Of Staff And Forward This Item To The November 4, 2025 Special City Council Agenda At 9 A.M. On Consent</i>
11/4/25	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** Subject: Reappointment To The City Planning Commission  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming Mayor Barbara Lee's Reappointment Of Jennifer Renk To The City Planning Commission, Serving Her Second Three-Year Term

[26-0195](#)

**Sponsors:** Office Of The Mayor

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

[View Report](#)

[View Legislation](#)

**Legislative History**

10/23/25	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
11/6/25	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>The Committee Approved The Recommendations Of Staff And Forward This Item To The December 2, 2025 City Council Agenda On Consent</i>

*0 Speakers Spoke On This Item*

**5.7** Subject: Ernesto Sarmiento V. Alameda-Contra Costa Transit District, City Of Oakland, County Of Alameda, And DOES 1 To 20  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Ernesto Sarmiento V. Alameda-Contra Costa Transit District, City Of Oakland, County Of Alameda, And DOES 1 Through 20, Alameda County Superior Court Case No. 23CV045022, City Attorney File No. X05523, By Payment In The Amount Of Five Hundred Fifty Thousand Dollars And No Cents (\$550,000.00) (Oakland Department Of Transportation - Dangerous Condition)

[26-0243](#)

**Sponsors:** Office Of The City Attorney

*Pursuant To Rule 28(b) Of Resolution 90066 C.M.S. This Item Was Added To This Agenda*

**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:**

**6.1**    Subject:    Planning Code Amendments To Streamline Conditional Use Permit  
Regulations  
From:    Planning And Building Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance,  
As Recommended By The City Planning Commission: (1) Amending Title 17 Of The  
Oakland Municipal Code (The Planning Code), To (A) Adjust Regulations For Permitted  
And Conditionally Permitted Activities And Facilities For Purposes Of Providing Greater  
Opportunities For Ground Floor Activities And Ease The Permitting Burden For  
Commercial, Civic, And Low Impact Industrial Activities; And (B) Make Related  
Miscellaneous And Administrative Changes; And  
(2) Making Appropriate California Environmental Quality Act Findings.

[26-0229](#)

**Sponsors:**    Planning & Building Department

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

[View Legislation And Exhibit A](#)

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

*FINAL PASSAGE (Second Reading) WILL OCCUR ON DECEMBER 16, 2025*

*Legislative History*

11/6/25	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee <i>A Title Change Was Read Into Record And Accepted</i>
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*And On The December 2, 2025 City Council Agenda As A Public Hearing*

**6.2** Subject: Transient Occupancy Tax Sharing Agreement With The Oakland Roots And Soul Soccer Club  
From: Economic And Workforce Development Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion, Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute A Transient Occupancy Tax Sharing Agreement With Oakland Pro Soccer LLC, DBA Oakland Roots & Soul, In An Amount Not-To-Exceed Three Hundred Thousand Dollars (\$300,000) To Support The Attraction Of A World Cup Team To The Oakland Roots & Soul Soccer Club Training Facility During The 2026 FIFA World Cup Tournament

[26-0166](#)

**Sponsors:** Economic & Workforce Development Department, Gallo and Ramachandran

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

[View Legislation](#)

[View Supplemental Legislation - 10/30/2025](#)

**Legislative History**

10/16/25	*Rules & Legislation Committee <i>And On The December 2, 2025 City Council Agenda As A Public Hearing</i>	Scheduled to the *Community & Economic Development Committee
10/28/25	*Community & Economic Development Committee <i>The Committee Approved As Amended The Recommendations Of Staff And To Forward This Item To The December 2, 2025 City Council Agenda As A Public Hearing</i>	Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*With Amendments To The Resolution As Follows:*

*Adding A Further Resolved Clause That States For A Supplemental Report On The Outcome Of The TOT Sharing Agreement To Be Presented On The October 13, 2026 Community And Economic Development Committee.*

*4 Speakers Spoke On This Item*

10/30/25	*Rules & Legislation Committee <i>As A Public Hearing</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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**6.3**    Subject: Montclair BID Annual Report And Fiscal Year 2026-2027 Levy Approval  
From:      Economic And Workforce Development Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion, Adopt A Resolution  
(1) Confirming The Annual Report Of The Montclair Business Improvement District  
Advisory Board; And (2) Levying The Annual Assessment For Fiscal Year 2026-2027 For  
The Montclair Business Improvement District, Including A Five (5) Percent Increase In The  
Annual Assessments

[26-0247](#)

**Sponsors:**      Economic & Workforce Development Department

**6.4**    Subject: Rockridge BID Annual Report And Fiscal Year 2026-27 Approval  
From:      Economic And Workforce Development Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion, Adopt A Resolution  
(1) Confirming The Annual Report Of The Rockridge Business Improvement District  
Advisory Board; And (2) Levying The Annual Assessment For Fiscal Year 2026-2027 For  
The Rockridge Business Improvement District, Including A Three (3) Percent Increase In  
The Annual Assessments

[26-0248](#)

**Sponsors:**      Economic & Workforce Development Department

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

8 Subject: Amend And Restating The Council's Rules Of Procedure.  
From: Councilmember Ramachandran And Council President Jenkins  
Recommendation: Adopt A Resolution Amending And Restating The Council's Rules Of Procedure In Their Entirety In Order To (1) Assure Council Meetings Run In An Orderly And Efficient Manner; (2) Allow For Non-Consent Items To Be Heard Earlier In The Meeting; (3) Create An Additional Presiding Officer Position To Serve As Presiding Officer In The Absence Of The Council President; And (4) Make NonSubstantive Technical Edits

[26-0028](#)

**Sponsors:** Ramachandran and Jenkins

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

[View Supplemental Report - 10/2/2025](#)

[View Supplemental Legislation - 10/2/2025](#)

[View Supplemental Report - 10/9/2025](#)

*AT THE NOVEMBER 4, 2025 CITY COUNCIL MEETING, COUNCILMEMBER RAMACHANDRAN MADE A MOTION, SECONDED BY COUNCILMEMBER UNGER TO APPROVE AS AMENDED; WITH THE AMENDMENT TO CANCEL THE REQUIRING MAJORITY VOTE TO TAKE AN ITEM OFF OF CONSENT TO NON-CONSENT*

*THE MOTION TIED WITH A VOTE OF 4 AYES: BROWN, HOUSTON, RAMACHANDRAN, UNGER; 2 NO: FIFE, WANG; 1 ABSENT: GALLO; 1 EXCUSED: JENKINS*

*PURSUANT TO RULE 29 OF RESOLUTION 90066 C.M.S. COUNCIL'S RULES OF PROCEDURE, THIS ITEM HAS BEEN SCHEDULED TO THIS AGENDA TO ALLOW THE MAYOR TO CAST THE TIE BREAKING VOTE.*

**Legislative History**

9/25/25	*Rules & Legislation Committee <i>2 Speakers Spoke On This Item</i>	* Withdrawn and Rescheduled to the *Rules & Legislation Committee
10/16/25	*Rules & Legislation Committee <i>The Committee Approved To Continue This Item To the October 30, 2025 Rules And Legislation Committee Agenda And On The November 4, 2025 City Council Agenda On Non Consent</i>	Continued to the *Rules & Legislation Committee
10/30/25	*Rules & Legislation Committee <i>With Request For The Presentation To Be Included In The Supplemental</i>	Approved the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>The Committee Approved The Recommendations Of Staff And Forward This Item To The November 4, 2025 Special City Council Agenda At 9 A.M. On Non Consent</i>

11/4/25      Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council  
*5 Speakers Spoke On This Item*

*A Substitute Motion Made By Councilmember Ramachandran, Seconded By Councilmember Brown To Approve As Amended; With The Amendment To Cancel The Requiring Majority Vote To Take An Item Off Of Consent To Non-Consent And To Change The Meeting Start Time From 3:30 P.M. to 4:00 P.M.*

*THE MOTION FAILED WITH A VOTE OF 3 AYES: Brown, Unger, Ramachandran; 2 NO: Fife, Wang; 1 ABSENT: Gallo; 1 ABSTAINED: Houston; 1 EXCUSED: Jenkins*

*A Second Substitute Motion Made By Councilmember Ramachandran, Seconded By Councilmember Wang To Approve As Amended; With The Amendment To Cancel The Requiring Majority Vote To Take An Item Off Of Consent To Non-Consent And To Change The Meeting Start Time From 3:30 P.M. to 4:15 P.M.*

*THE MOTION FAILED WITH A VOTE OF 3 AYES: Brown, Ramachandran, Wang; 3 NO: Fife, Houston, Unger; 1 ABSENT: Gallo; 1 EXCUSED: Jenkins*

*The Original Motion Made By Councilmember Fife, Seconded By Councilmember Wang To Approve As Amended; With The Amendment To Keep The Order Of The Council Agenda As Is And To Keep The Non-Consent Items Heard After 5:00 P.M. In Rule 7 And Rule 8 Of The Legislation.*

*THE MOTION FAILED WITH A VOTE OF 2 AYES: Fife, Wang; 3 NO: Brown, Unger, Ramachandran; 1 ABSENT: Gallo; 1 ABSTAINED: Houston; 1 EXCUSED: Jenkins*

*A Third Substitute Motion Made By Councilmember Ramachandran, Seconded By Councilmember Unger To Approve As Amended; With The Amendment To Cancel The Requiring Majority Vote To Take An Item Off Of Consent To Non-Consent*

*THE MOTION TIED WITH A VOTE OF 4 AYES: Brown, Houston, Ramachandran, Unger; 2 NO: Fife, Wang; 1 ABSENT: Gallo; 1 EXCUSED: Jenkins*

*PURSUANT TO RULE 29 OF RESOLUTION 90066 C.M.S. COUNCIL'S RULES OF PROCEDURE, THE MAYOR WILL NEED TO CAST THE TIE BREAKING VOTE AT THE NEXT CITY COUNCIL MEETING TO BE HELD ON TUESDAY, DECEMBER 2, 2025 AT 3:30 P.M.*

## 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)**

**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.**