

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 - SUPPLEMENTAL

Thursday, November 4, 2021

10:30 AM

Please See The Agenda To Participate In The Meeting

Virtual Tele- Conference Via Zoom

***Rules & Legislation Committee**

Pursuant to the Governor's Executive Order N-29-20, all members of the City Council as well as the City Administrator, City Attorney and City Clerk will join the meeting via phone/video conference and no teleconference locations are required

PUBLIC PARTICIPATION

The public may observe and/or participate in this meeting many ways.

OBSERVE:

- To observe, the public may view the televised video conference by viewing KTOP channel 10 on Xfinity (Comcast) or ATT Channel 99 and locating City of Oakland KTOP - Channel 10
- To observe the meeting online from the City's Agenda Meeting Calendar, at the noticed meeting time, please click on <https://oakland.legistar.com/calendar.aspx> and click on the "In Progress" link under "Video" for the corresponding meeting.
- To observe the meeting by video conference, please click on this link: <https://us02web.zoom.us/j/87529531780> at the noticed meeting time.
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 436 2866 or +1 301 715 8592 or +1 312 626 6799 or 833 548 0282 (Toll Free) or 877 853 5247 (Toll Free) or 888 788 0099 (Toll Free) or 833 548 0276 (Toll Free) Meeting ID: 875 2953 1780

If asked for a participant ID or code, press #.

COMMENT:

ALL PUBLIC COMMENT ON ACTION ITEMS WILL BE TAKEN AT THE BEGINNING OF THE MEETING UNDER ITEM 1. COMMENT FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN UNDER OPEN FORUM AT THE END OF THE MEETING

There are three ways to submit public comments.

- eComment. To send your comment directly to Council members and staff BEFORE the meeting starts please click on <https://oakland.legistar.com/calendar.aspx> and click on the "eComment" link for the corresponding meeting. Please note that eComment submission closes five (5) minutes before posted meeting time.
- To comment by Zoom video conference, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on a eligible agenda item at the beginning of the meeting. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Instructions on how to "Raise Your Hand" is available at: <https://support.zoom.us/hc/en-us/articles/205566129-Raise-Hand-In-Webinar>.
- To comment by phone, please call on one of the above listed phone numbers. You will be prompted to "Raise Your Hand" by pressing "*9" to speak when Public Comment is taken. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Please unmute your self by pressing *6.

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

- Office of the City Clerk

COMMITTEE MEMBERSHIP:

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

Roll Call / Call To Order

1 PUBLIC COMMENT:

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

2 Approval Of The Draft Minutes From The Committee Meeting Of October 7, 2021

[21-0818](#)

Attachments: [View Report](#)

3 New Scheduling Items

3.1 Subject: Website Design And Development Services Contract Extension
From: Office Of The City Administrator's
Recommendation: Adopt A Resolution Waiving The Competitive Multiple-Step Solicitation Process, And Authorizing The City Administrator To Amend The Professional Services Agreement With Exygy, Inc For Website Design And Development Services For The City's Website To Extend The Term By An Additional Two-Years And Increase The Compensation By An Amount Not To Exceed \$498,000.00 For A Total Contract Amount Of \$747,000; On The November 16, 2021 City Council Agenda On Consent
[21-0817](#)

Legislative History

10/28/21 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

3.2 Subject: Montclair BID Annual Report & Intention To Levy FY 22-23 Assessment
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution: 1) Approving The Annual Report Of The Montclair Business Improvement District Advisory Board; 2) Declaring The Intention To Levy And Collect An Annual Assessment For Fiscal Year 2022-2023 For The Montclair Business Improvement District; And 3) Scheduling A Public Hearing For December 7, 2021; On The November 16, 2021 City Council Meeting On Consent
[21-0801](#)

Legislative History

10/28/21 *Rules & Legislation Committee Continued to the *Rules & Legislation Committee
Continued to The next Rules for Scheduling

3.3 Subject: Rockridge BID Annual Report & Intention To Levy FY 22-23 Assessment
 From: Economic And Workforce Development Department
 Recommendation: Adopt A Resolution: (1) Approving The Annual Report Of The Rockridge Business Improvement District Advisory Board; (2) Declaring The Intention To Levy And Collect An Annual Assessment For Fiscal Year 2022-2023 For The Rockridge Business Improvement District; And (3) Scheduling A Public Hearing For December 7, 2021; On The November 16, 2021 City Council Agenda On Consent
[21-0803](#)

Legislative History

10/28/21	*Rules & Legislation Committee <i>Continued to The next Rules for Scheduling</i>	Continued to the *Rules & Legislation Committee
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3.4 Subject: Update From The Oakland Fire Department On The MACRO Pilot Program
 From: Oakland Fire Department
 Recommendation: Receive An Informational Report From Oakland Fire Department On The Plan For Developing A Mobile Assistance Community Responders Of Oakland (MACRO) Advisory Board And Ongoing Grant Writing Support For The Program; On The November 16, 2021 City Council Agenda On Non-Consent
[21-0825](#)

3.5 Subject: 465 63rd Street Appeal By Property Owner
 From: Planning And Building Department
 Recommendation: Adopt One Of The Following Three Options:

1) A Resolution Denying The Appeal Of Appellant Kobie Lyons And Upholding The Decision Of The Independent Hearing Officer Regarding Housing Conditions At 465 63rd Street (Complaint No. 1901763 For Parcel No. 016-1392-029-00); Or
[21-0826](#)

Provided The City Council Can Make The Appropriate Findings:

2) A Motion Directing Staff To Prepare A Resolution For Future City Council Consideration To Deny The Appeal With Additional Conditions; Or
[21-0827](#)

3) A Motion To Direct Staff To Prepare A Resolution For Future City Council Consideration To Uphold The Appeal; On The November 16, 2021 City Council Agenda As a Public Hearing
[21-0828](#)

3.6 Subject: Oakland GO Bonds, Series 2022C (Measure KK)
From: Finance Department
Recommendation: Adopt An Ordinance Providing For The Borrowing Of Funds And The Issuance And Sale Of General Obligation Bonds In An Amount Not To Exceed \$220,000,000 And Approving Certain Related Matters; On The November 16, 2021 City Council Agenda On Non-Consent
[21-0831](#)

3.7 Subject: Winter Relief Funding FY 21-22
From: Human Services Department
Recommendation: Adopt A Resolution:

(1) Accepting And Appropriating Up To One Hundred Forty Thousand Dollars (\$140,000) From Alameda County For The North County Winter Relief Efforts;

(2) Authorizing Amendment Of The Grant Agreement With East Oakland Community Project To Increase The Amount By Sixty-Seven Thousand Dollars (\$67,000) For The Provision Of Winter Shelter Beds; And

(3) Authorizing Amendment Of The Grant Agreement With St. Mary's Center To Increase The Amount By One Hundred Thousand Dollars (\$100,000) For The Provision Of Street Based Housing Navigation Services And Hotel Vouchers For Seniors During Winter Months; And

(4) Authorizing Amendment Of The Grant Agreement With The Society Of Saint Vincent De Paul To Increase The Amount By One Hundred Thirty-Three Thousand One Hundred Ninety-Three Dollars (\$133,193) For The Provision Of Additional Shelter Beds During Winter Months; And

(5) Authorizing The City Administrator To Accept And Appropriate Any Additional Funds Awarded By Alameda County For The Provision Of Fiscal Year 2021-22 North County Winter Relief Efforts And To Amend The Above-Mentioned Grant Agreements To Increase The Amounts Using Any Additional Funds, Without Returning To Council; On The November 16, 2021 City Council Agenda On Consent
[21-0834](#)

- 3.8** Subject: Michele Williams 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 Michele Williams V. City Of Oakland, And Does 1 Through 20, Alameda County Superior Court Case No. RG19042561, City Attorney's File No. 30925, In The Amount Of Four Hundred Thousand Dollars And Zero Cents (\$400,000.00) (Department Of Public Works - Negligence); On The November 16, 2021 City Council Agenda On Consent
[21-0835](#)
- 3.9** Subject: Claim Of Trinette Gist Skinner
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Trinette Gist Skinner, Department Of Fair Employment And Housing Complaint No. 202003-09593013, City Attorney's File No. OFD-130107, In The Amount Of One Hundred Thirty Thousand Dollars And No Cents (\$130,000.00) Alleging Discrimination, Harassment And Retaliation Based On Gender And Race (Fire Department - Personnel/Discrimination); On The November 16, 2021 City Council Agenda On Consent
[21-0836](#)
- 3.10** Subject: 2022 State And Federal Legislative Agenda
From: Office Of The Mayor
Recommendation: Receive An Informational Report On The Proposed 2022 State And Federal Legislative Agenda And Summary Of 2021 State And Federal Legislative Efforts; On The November 18, 2021 Rules And Legislation Committee Agenda
[21-0832](#)
- 3.11** Subject: Amendments To Oakland Planning Code Related To Accessory Dwelling Units
From: Planning & Building Department
Recommendation: Adopt An Ordinance, As Recommended By The City Planning Commission, Amending The Oakland Planning Code To: (1) Revise Regulations For Accessory Dwelling Units (ADUS) And Junior Accessory Dwelling Units (JADUS) To Comply With State Law; (2) Amend The S-9 Zoning Overlay Map That Identifies Areas In The City Where ADUS Are Restricted To One Internal Conversion ADU Or JADU Per Residential Lot; (3) Provide An Exception Mechanism For Allowing Attached And Detached ADUS In The S-9 Zoning Overlay Zone; (4) Provide Additional Wildfire Building Protections In S-9 Zoning Overlay Zone; (5) Make Conforming Changes In Various Sections Of The Oakland Planning Code Related To ADUS; And 6) Make Appropriate California Environmental Quality Act (CEQA) Findings; On The November 30, 2021 Special Community & Economic Development Committee Agenda And The December 21, 2021 City Council Agenda As A Public Hearing
[21-0829](#)

- 3.12** Subject: Enabling Ordinance For Measure R - Newspaper Of Record
From: Vice Mayor Kaplan
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To Add Chapter 1.03 To Title 1, General Provisions, To Establish Procedures Designating Official Publications For City Advertising In Accordance With Charter Section 1205; On The December 21, 2021 City Council Agenda On Non-Consent
[21-0833](#)
- 3.13** Subject: Resolution Honoring Tamora Corbin
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Honoring And Commending Tamora Corbin For 37 Years Of Dedicated Service To The City Of Oakland; On The December 21, 2021 City Council Agenda On Consent
[21-0837](#)
- 3.14** Subject: Resolution Honoring Michael Fung
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Honoring And Commending Michael Fung For 32 Years Of Dedicated Service To The City Of Oakland; On The December 21, 2021 City Council Agenda On Consent
[21-0838](#)
- 3.15** Subject: Resolution Honoring Connie Daye
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Honoring And Commending Connie Daye For 22 Years Of Dedicated Service To The City Of Oakland; On The December 21, 2021 City Council Agenda On Consent
[21-0839](#)
- 3.16** Subject: OakDOT Report On AB 43 Transportation Safety Implementation
From: Councilmember Kalb
Recommendation: Receive An Informational Report From The Department Of Transportation (OakDOT) On Local Transportation Safety Planning Relating To The Implementation Of AB 43 Dealing With Speed Limits; On A January 2022 Public Works Committee Agenda
[21-0840](#)

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings

[21-0774](#)

Attachments:

[Previously Distributed November 8, 2021 Finance And Management Agenda](#)

[Previously Distributed November 9, 2021 Special Public Safety Agenda](#)

[Previously Distributed November 11, 2021 Rules And Legislation Agenda](#)

[Finance And Management Committee Pending List](#)

[Public Works Committee Pending List](#)

[Community And Economic Development Committee Pending List](#)

[Life Enrichment Committee Pending List](#)

[Public Safety Committee Pending List](#)

[Education Partnership Committee Pending List](#)

[Rules And Legislation Committee Pending List](#)

[Draft November 15, 2021 Special Life Enrichment Agenda](#)

[Draft November 16, 2021 City Council Agenda](#)

[Draft November 18, 2021 Rules And Legislation Agenda](#)

5 Determinations Of Closed Session

Open Forum (Total Time Available: 15 Minutes)

Adjournment

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 5 days prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Relay Service:711

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

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