



# City of Oakland

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

## Meeting Agenda - FINAL

### Meeting of the Oakland City Council - CANCELLATION

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Tuesday, December 5, 2023

4:00 PM

City Council Chamber, 3rd Floor

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***AT THE CALL OF COUNCIL PRESIDENT BAS THIS MEETING WAS CANCELLED AND  
A SPECIAL CITY COUNCIL MEETING WAS CALLED TO BE HELD ON TUESDAY,  
DECEMBER 5, 2023 AT 3:30 P.M. IN ITS PLACE***

## **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/87063027110> 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: 870 6302 7110  
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: AC Transit Update On Its Realign Bus Network Project  
From: Office Of The City Administrator  
Recommendation: Receive An Informational Presentation From AC Transit On Realign, A Comprehensive Planning Process To Better Match Their Bus Service To People's Transit Needs In The Wake Of The Pandemic

[23-0892](#)

**Sponsors:** Office Of The City Administrator

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

[View Presentation](#)

**Legislative History**

11/2/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
<i>To Be Placed On The Agenda Under Special Orders Of The Day</i>		

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

- 4** Approval Of The Draft Minutes From The Meetings Of November 7, 2023 And November 13, 2023

[23-0930](#)

**Attachments:** [View November 7, 2023 City Council Draft Minutes](#)

[View November 13, 2023 City Council Draft Minutes](#)

- 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

[23-0927](#)

**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  
[23-0928](#)

**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  
[23-0929](#)

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

- 6.4** Subject: Salary Ordinance Amendment For Various Classifications  
From: Human Resources Management Department  
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To: (A) Add The Full-Time Classification Of Triangle Incident Response Coordinator And The Full-Time Classification Of Special Activity Permits Coordinator; And (B) Amend The Salary Of The Full-Time Classification Of Planner III, Historic Preservation And The Permanent Part-Time Classification Of Planner III, Historical Preservation  
[23-0738](#)

**Sponsors:** Human Resources Management Department

**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 NOVEMBER 7, 2023; 7 AYES; 1 EXCUSED REID*

**Legislative History**

9/21/23	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
10/24/23	*Finance & Management Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*0 Speakers Spoke On This Item*

*The Committee Approved The Recommendations Of Staff And To Forward This Item To The November 7, 2023 City Council Agenda On Consent*

10/26/23	*Rules & Legislation Committee  <i>On Consent</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
11/7/23	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the 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: Parking And Mobility Updates  
From: Department Of Transportation  
Recommendation: Adopt An Ordinance: (1) Amending Oakland Municipal Code:

(A) Section 10.04.040 To Define Traffic Islands And Medians;

(B) Section 10.28.280 To Establish A New Violation For Parking A Vehicle On Or In A Traffic Island Or Median;

(C) Section 10.36.140 To Add The Following Streets To The List Of Approved Parking Meter Zones: 2nd Street From Jefferson Street To Washington Street, Broadway To Webster Street And Harrison Street To Oak Street, 3rd Street From Jefferson Street To Washington Street, Franklin Street To Webster Street And Harrison Street To Oak Street, 4th Street From Webster Street To Oak Street, 5th Street From Broadway To Oak Street, 7th Street From Wood Street To Oak Street, 9th Avenue From 8th Avenue To Embarcadero, 9th Street From Clay Street To Franklin Street, 10th Street From Castro Street To Broadway, 24th Street From Northgate Avenue To Telegraph Avenue, 25th Street From Northgate Avenue To Telegraph Avenue, 26th Street From Telegraph Avenue To Broadway, 39th Street From Macarthur Bart Access Road To Telegraph Avenue, 40th Street From Martin Luther King Jr Way To Webster Street, Brooklyn Basin Way From Embarcadero To 10th Avenue, Clay Street From Embarcadero West To 2nd Street, East 12th Street From Fruitvale Avenue To 37th Avenue, Embarcadero West From Alice Street To Oak Street, Franklin Street From 2nd Street To 3rd Street, International Boulevard From 14th Avenue To 23rd Avenue, Jackson Street From Embarcadero West To 6th Street; Madison Street From Embarcadero West To 7th Street, Macarthur Boulevard From May Court To High Street, Shattuck Avenue From 51st Street To Telegraph Avenue, Webster Street From 3rd Street To 6th Street; And

(D) Section 10.48.010 To Increase Citation Fines For 21211(B) No Parking-Bike Lane, 22500(B) No Parking-Crosswalk, 22500(F) No Parking-Sidewalk, 22500(H) No Parking-Double Parked To \$105 And Add A New \$105 Citation For Parking Adjacent To Or On Median Dividers Or Traffic Islands To Promote Pedestrian And Bicyclist Safety; And

(2) Adopting Appropriate California Environmental Quality Act Findings  
[23-0760](#)

**Sponsors:** Transportation Department

**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 NOVEMBER 7, 2023; 7 AYES; 1*

*EXCUSED REID*

**Legislative History**

9/28/23	*Rules & Legislation Committee	Scheduled to the * Public Works And Transportation Committee
10/24/23	* 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
10/26/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
<i>On Consent</i>		
11/7/23	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the 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: Ordinance Adding A Firearm Procurement Policy To The Oakland Municipal Code  
From: President Pro Tempore Kalb And Councilmember Kaplan  
Recommendation: Adopt An Ordinance Adding Chapter 2.10 To The Oakland Municipal Code (1) Requiring That Any Contract With Manufacturers Or Retail Dealers Of Firearms Or Ammunition Includes Provisions Certifying Their Compliance With Applicable Local, State, And Federal Laws As Described; And (2) Prohibiting Contracts With Manufacturers Or Retail Dealers Of Firearms Or Ammunition That Refuse To Submit Or Are Otherwise Unable To Certify Their Compliance, Unless Granted A Waiver By The City Administrator  
[23-0623](#)

**Sponsors:** Kalb and Kaplan

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Supplemental Report - 11/2/2023](#)  
[View Supplemental Attachment A - 11/2/2023](#)  
[View Supplemental Attachment B - 11/2/2023](#)  
[View Supplemental Legislation - 11/1/2023](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON NOVEMBER 7, 2023; 7 AYES; 1 EXCUSED REID*

**Legislative History**

7/20/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
9/14/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
9/28/23	*Rules & Legislation Committee	Rescheduled to the *Public Safety Committee



10/12/23	*Rules & Legislation Committee <i>A Title Change Was Accepted</i>	Scheduled to the *Public Safety Committee
10/24/23	*Public Safety Committee  <i>3 Speakers Spoke On This Item</i>	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 As Amended And To Forward This Item To The November 7, 2023 City Council Agenda On Consent With Request To The Administration To Provide The Following In The Supplemental: The expiry date of the current procurement contract as well as the dollar amounts spent on the current procurement contracts. In addition, request for the lead authors and the city attorney to work to add language to the legislation that requires any such vendors under future contracts to have to provide the city with notice of any subsequent violations.</i>	
10/26/23	*Rules & Legislation Committee  <i>On Consent</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
11/7/23	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the 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: Master Fee Schedule Amendments To Conform To The Lobbyist Registration Act

From: Council President Fortunato Bas And Public Ethics Commission

Recommendation: Adopt An Ordinance Amending Ordinance No. 13747 C.M.S. (Which Adopted The Fiscal Year 2023-2024 Revised Master Fee Schedule), As Amended, To Establish, Modify And Delete Fees And Penalties Assessed By The City Of Oakland  
[23-0789](#)

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

**Attachments:** [View Memo](#)  
[View Report](#)  
[View Legislation](#)  
[View Exhibit A1](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON NOVEMBER 7, 2023; 5 AYES; 2 ABSENT GALLO AND KAPLAN; 1 EXCUSED REID*

**Legislative History**

10/5/23	*Rules & Legislation Committee  <i>As A Public Hearing</i>  <i>Pursuant to Rule 24, a statement was made on record as to the item bypassing committee.</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
11/7/23	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>At 7:35 P.M. Councilmember Fife Made a Motion, Seconded by Councilmember Jenkins, to Open the Public Hearing, and Hearing No Objections, The Motion Passed By 5 Ayes; 2 Absent: Gallo And Kaplan; 1 Excused Reid</i>  <i>Upon The Reading of Item 8.1 By The City Clerk, The Public Hearing Was Opened</i>  <i>1 Individual Spoke On This Item.</i>  <i>At 7:41 P.M. Council President Bas Made a Motion, Seconded by Councilmember Fife To Approve The Ordinance On Introduction And By The Same Motion To Close the Public Hearing, and Hearing No Objections, The Motion Passed by 5 Ayes; 2 Absent: Gallo And Kaplan; 1 Excused Reid</i>	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: Commemoratively Renaming E 21st Street And 9th Avenue As 'Escovedo Way'  
From: Councilmember Gallo  
Recommendation: Adopt A Resolution Commemoratively Renaming E 21st Street And 9th Avenue As 'Escovedo Way' Pursuant To The Policy And Criteria Established By Oakland City Council Resolution No. 77967 C.M.S.  
[23-0891](#)

**Sponsors:** Gallo

**Attachments:** [NO WRITTEN MATERIALS SUBMITTED](#)

**Legislative History**

11/2/23	*Rules & Legislation Committee  <i>On Consent</i>  <i>Pursuant to Rule 24, a statement was made on record as to the item bypassing committee.</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 6.9** Subject: Case Of Environmental Democracy Project (“EDP”) 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 Environmental Democracy Project (“EDP”) V. City Of Oakland; City Of Oakland Planning And Building Department; City Of Oakland Office Of City Administrator; And Does 1 Through 20 (Respondents And Defendants) And I Metals, Inc. A California Corporation; And DSM Management, Inc., A California Corporation (Real Parties In Interest), City Attorney File No. X05462, For Forty-One Thousand Three Hundred Fifty-Four Dollars And Zero Cents (\$41,354.00)) And The Terms Set Forth Below (Department Of Planning & Building -California Environmental Quality Act)  
[23-0933](#)

**Sponsors:** Office Of The City Attorney

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

*Pursuant to Rule 28(b) of Resolution 89588 C.M.S., this item was added to this agenda.*

- 6.10** Subject: San Leandro Creek Pedestrian And Bike Crossing At Hegenberger Rd. Re-Design  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An Agreement With The Alameda County Flood Control District To Complete The Design Of The Pedestrian And Bike Crossing At Hegenberger Road In The City Of Oakland’s Right-Of-Way At A Cost Not-To Exceed Seventy Five Thousand Dollars (\$75,000.00) And Adopting California Environmental Quality Act Findings  
[23-0839](#)

**Sponsors:** Office Of The City Administrator

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

**Legislative History**

10/19/23	*Rules & Legislation Committee	Scheduled to the * Public Works And Transportation Committee
11/2/23	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*A Title Change Was Accepted.*

*On Consent*

- 6.11** Subject: CalFire Wildfire Prevention MOU  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Memorandum Of Understanding (MOU) With The California Department Of Forestry And Fire Protection (CalFire) To Provide Ongoing Support In The Removal Of Dead And Dying Trees And Vegetation From Joaquin Miller Park And Other Park Areas In The Very High Fire Hazard Severity Zone Of The City Of Oakland

[23-0917](#)

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

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

[View Attachment A](#)

[View Attachment B](#)

[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
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*On Consent*

*Councilmember Ramachandran was added as a co-author*

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

- 6.12** Subject: OPD Aircraft Mounted Camera (AMC) Use Policy  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Approving The Oakland Police Department's (OPD) Surveillance Use Policy (SUP) And Surveillance Impact Report (SIR) In Order For OPD To Acquire And Use An Aircraft Mounted Camera

[23-0836](#)

**Sponsors:** Oakland Police Department

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

[View Attachment A](#)

[View Attachment B](#)

[View Attachment C](#)

[View Attachment D](#)

[View Attachment E](#)

[View Attachment F](#)

[View Legislation](#)

**Legislative History**

10/19/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
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11/2/23

\*Rules & Legislation  
Committee

\* Withdrawn and Rescheduled 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.*

- 6.13** Subject: Lynne McDonald And David Barr Et Al. V. City Of Oakland, Et Al.  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To  
Compromise And Settle The City's Cross-Complaint Against Gallagher & Burk, Inc. In The  
Case Of Lynne McDonald And David Barr V. City Of Oakland, Contra Costa County, And  
Does 1 Through 50, Alameda County Superior Court Case No. RG18931020, City  
Attorney File No. 32944, In The Amount Of One Hundred Eighteen Thousand Dollars And  
Zero Cents (\$118,000.00) Payable To The City Of Oakland (Department Of  
Transportation - Dangerous Condition Of Public Property)  
[23-0898](#)

**Sponsors:** Office Of The City Attorney

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

[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 Consent*

- 6.14** Subject: Marc Sims V. City Of Oakland, Tanya Xanthene Williams, 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 Marc Sims V. City Of Oakland, Tanya Xanthene  
Williams, And Does 1 To 20, Alameda County Superior Court Case No. RG21086848,  
City Attorney File No. 34230, In The Amount Of One Hundred Twelve Thousand Dollars  
And Zero Cents (\$112,000.00) (Department Of Transportation - Negligence)  
[23-0899](#)

**Sponsors:** Office Of The City Attorney

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

[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 Consent*

- 6.15** Subject: CA Office Of Traffic Safety Grant To Oakland Fire Department  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (A) Enter Into An Agreement With The State Of California To Accept Office Of Transportation Safety (OTS) Grant Funds In The Amount Of One Hundred Thousand Dollars (\$100,000); (B) Appropriate And Administer Said Funds; And (C) Expend OTS Funds In Accordance With The City's Purchasing Requirements For The Acquisition Of Vehicle Extrication Equipment For The Fire Department

[23-0900](#)

**Sponsors:** Oakland Fire Department and

**Attachments:** [View Report](#)  
[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
<i>On Consent</i>		

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

- 6.16** Subject: OPD Firstwatch Data Sharing Agreement  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Data Sharing Agreement With The Northern California Regional Intelligence Center (NCRIC) And Firstwatch Solutions, Inc., For The Oakland Police Department To Exchange Computer Aided Dispatch Information With State And Local Law Enforcement Agencies

[23-0901](#)

**Sponsors:** Oakland Police Department

**Attachments:** [View Report](#)  
[View 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
<i>On Consent</i>		

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

- 6.17** 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 INTRODUCTION (First Reading) OF THIS ORDINANCE.*

*FINAL PASSAGE (Second Reading) WILL OCCUR ON DECEMBER 19, 2023.*

**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.*

- 6.18**    Subject:    Alcoholic Beverage Control Department OPD Grant  
From:        Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate A Grant Award In The Amount Of Ninety-Eight Thousand One Hundred Thirty-Four Dollars (\$98,134) From The California Department Of Alcoholic Beverage Control, Alcohol Policing Partnership Program, For Fiscal Year 2023-2024 For The Implementation Of The Oakland Police Department's Alcohol Control Enforcement Program; And Authorizing The Use Of Fifteen Thousand Five Hundred Eighty-Five Dollars (\$15,585) From The City's General Purpose Fund To Cover The Associated Central Services Overhead Costs

[23-0805](#)

**Sponsors:**            Oakland Police Department

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

**Legislative History**

10/12/23      \*Rules & Legislation Committee      Scheduled to the \*Public Safety Committee

11/9/23      \*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.*

- 6.19**    Subject:    FY 22-23 Midcycle Grant Award Clean Up - At Thy Word  
From:        Violence Prevention Department  
Recommendation: Adopt A Resolution Amending Resolution No. 89376 C.M.S., Which Awarded Grants To Community Service Providers, To Add Faith In Action East Bay, A California Nonprofit Corporation, As The Fiscal Sponsor For The Grantee "At Thy Word Ministries" For An Amount Not To Exceed Fifty Thousand Dollars (\$50,000)

[23-0833](#)

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

**Legislative History**



10/19/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
11/9/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On Consent*

**6.20** Subject: FY 23 OJJDP Grant  
From: Violence Prevention Department  
Recommendation: Adopt A Resolution: (1) Accepting And Appropriating A Grant From The Office Of Juvenile Justice And Delinquency Prevention In An Amount Not To Exceed One Million Dollars (\$1,000,000) For The Period Of October 1, 2023, To September 30, 2026; And (2) Authorizing The City Administrator To Take All Steps Necessary For The City To Receive The Grant; And (3) Amending An Existing Grant Agreement With Communities United For Restorative Youth Justice For School Violence Interruption Services To Extend The End Date From September 30, 2025, To September 30, 2026, And Increase The Grant Amount By Three Hundred Fifty-Seven Thousand Four Hundred Eighty-Six Dollars (\$357,486), For A Total Amount Not To Exceed Six Hundred Fifty-Seven Thousand Four Hundred Eighty-Six Dollars (\$657,486); And (4) Amending An Existing Grant Agreement With Youth ALIVE! For School Violence Interruption Services To Extend The End Date From September 30, 2025, To September 30, 2026, And Increase The Grant Amount By Five Hundred Seventy Thousand Seven Hundred Fifty-Nine Dollars (\$570,759), For A Total Amount Not To Exceed One Million One Hundred Twenty Thousand Seven Hundred Fifty-Nine Dollars (\$1,120,759); And (5) Authorizing The Department Of Violence Prevention To Enter Into A Memorandum Of Understanding With The Oakland Unified School District Regarding The School Violence Prevention And Intervention Program; And (6) Allocating Grant Funds In An Amount Not To Exceed Seventy-One Thousand Seven Hundred Fifty-Four Dollars (\$71,754) To Fund 0.10 Full-Time Equivalent For A Health And Human Services Program Planner Position In The Department Of Violence Prevention For The Period Of October 1, 2023, To September 30, 2026

[23-0835](#)

**Attachments:**

[View Report](#)

[View Attachment A](#)

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**Legislative History**

10/19/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
11/9/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*On Consent*

- 6.21** Subject: OPD Forensic Logic CrimeTracer Contract  
From: Oakland Police Department  
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Enter Into A Three Year Contract With Forensic Logic, Inc., For The Period Of July 1, 2023 Through June 30, 2026, For Two Hundred And Seventy Two Thousand Five Hundred Dollars (\$272,500) For The First Year, And Two Hundred Sixty Two Thousand Five Hundred Dollars (\$262,500) Per Year For Years Two And Three, For A Total Contract Of Seven Hundred Ninety Seven Thousand Five Hundred Dollars (\$797,500), For Access To The Forensic Logic Search And Analytics System And Related Network, Licensing, Technical Support, And Consulting Services; And (2) Waiving The City's Advertising/ Bidding And Request For Proposal Requirements For The Proposed Purchase  
[23-0871](#)

**Sponsors:** Oakland Police Department

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

**Legislative History**

10/26/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
11/9/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
<i>On Consent</i>		

- 6.22** Subject: Bruno VanSchoote V. City Of Oakland, Et Al.  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Bruno VanSchoote V. City Of Oakland, County Of Alameda, State Of California, And Does 1-100, Alameda County Superior Court Case No. HG21090534, City Attorney File No. 34313, In The Amount Of Six Million Five Hundred Thousand Dollars And Zero Cents (\$6,500,000.00) (Department Of Transportation - Dangerous Condition Of Public Property)  
[23-0932](#)

**Sponsors:** Office Of The City Attorney

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

*Pursuant to Rule 28(a) of Resolution 89588 C.M.S., this item was added to this agenda.*

7 ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION AND  
DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS

[23-0931](#)

**Sponsors:** Office Of The City Attorney

**Attachments:** [November 16, 2023 Closed Session Report of Final Action - Environmental Den](#)

**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 PLN20124 Commercial Project At 1431 Franklin Street  
From: Planning And Building Department  
Recommendation: Conduct A Public Hearing, And Upon Conclusion Adopt 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)

[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

- 8.2**     Subject:     Appeal Of PLN20125 Residential Project At 1431 Franklin Street  
                 From:     Planning And Building Department  
                 Recommendation: Conduct A Public Hearing, And Upon Conclusion Adopt 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)  
[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

- 8.3** Subject: Montclair BID Annual Report And Fiscal Year 2024-2025 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 The Montclair Business  
Improvement District For Fiscal Year 2024-2025, Including A Five (5) Percent Increase In  
The Annual Assessments

[23-0937](#)

**Sponsors:** Economic & Workforce Development Department

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

**Legislative History**

11/7/23	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <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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- 8.4** Subject: Rockridge BID Annual Report And Fiscal Year 2024-2025 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 Rockridge Business Improvement District  
Advisory Board; And 2) Levying The Annual Assessment For The Rockridge Business  
Improvement District For Fiscal Year 2024-2025

[23-0938](#)

**Sponsors:** Economic & Workforce Development Department

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

**Legislative History**

11/7/23	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <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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**ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

- 9 Subject: ABC Security Services Inc. Increase Spending Authority  
From: Public Works Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Increase The Contract Spending Authority For The ABC Security Services Inc. Contract To Five Hundred Thousand Dollars (\$500,000) Per Month For A Total Not-To-Exceed Amount Of Three Million Five Hundred Thousand Dollars (\$3,500,000); Contingent Upon Available Funds To Ensure Service Continuity; And Waive The Competitive Request For Proposal/Qualification Selection Requirement

[23-0902](#)

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

[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
<i>On Non-Consent</i>		

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

- 10 Subject: Informational Report On Practices At The Department Of Human Resources Management for Recruiting, Testing, And Hiring 9-1-1 Dispatchers During The Years 2022 And 2023  
From: Councilmember Ramachandran  
Recommendation: Receive An Informational Report On Practices At The Department Of Human Resources Management For Recruiting, Testing, And Hiring 9-1-1 Dispatchers During The Years 2022 And 2023, Including But Not Limited To: 1) Staffing Levels And Vacancy Trends During That Time Period; 2) Data On The Number Of Applications Received And Processed, Examinations Conducted, And Candidates Deemed Qualified By Month; And 3) Processes And Timelines For Processing Applications And Forwarding Qualified Candidates To OPD For Consideration, Including An Explanation Of How Continuous Hiring Processes Actually Function And During What Months Continuous Hiring Took Place

[23-0766](#)

**Sponsors:** Ramachandran and Human Resources Management Department

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

**Legislative History**

9/28/23	*Rules & Legislation Committee	Continued to the *Rules & Legislation Committee
10/5/23	*Rules & Legislation Committee	Continued to the *Rules & Legislation Committee

10/12/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Non-Consent</i>	
	<i>Pursuant to Rule 24, a statement was made on record as to the item bypassing committee.</i>	
11/2/23	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Non-Consent</i>	

## 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

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