City of Oakland

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



Meeting Agenda - SUPPLEMENTAL

Tuesday, February 2, 2021

1:30 PM

Please See The Agenda To Participate In The Meeting

Tele-Conference

* Concurrent Meeting of the Oakland

Redevelopment Successor Agency and the City

Council

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/82252209901 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 888 788 0099 (Toll Free) or 833 548 0276 (Toll Free) or 833 548 0282 (Toll Free) or 877 853 5247 (Toll Free) Webinar ID: 822 5220 9901

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 Asha Reed, Assistant City Clerk at AReed@oaklandca.gov.

- Office of the City Clerk

ROLL CALL / CITY COUNCIL

COUNCILMEMBERS:Councilmember Carroll Fife, District 3; Councilmember Noel Gallo, District 5; Councilmember Dan Kalb, District 1; Vice Mayor Rebecca Kaplan, At Large; Councilmember Loren Taylor, District 6; President Pro Tempore Sheng Thao, District 4; Councilmember Treva Reid, District 7; Council President Nikki Fortunato Bas, District 2

1 PUBLIC COMMENT:

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

2 CONSENT CALENDAR (CC) ITEMS:

2.1 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

<u>21-0061</u>

Attachments: View Report

2.2 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

21-0062

Attachments: View Report

2.3 Subject: Declaration Of A Local Emergency On Homelessness

From: Council President 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

21-0063

<u>Attachments:</u> View Report

2.4 Subject: Celebrating Black History And Heritage Month

From: Councilmembers Taylor, Fife And Reid

Recommendation: Adopt A Resolution In Celebration Of Black History Month In February 2021 Honoring Courageous Black Individuals And Organizations, Who Through Their Innovative, Groundbreaking Work, Have Promoted Positive Change And Uplift For the City of Oakland

21-0020

<u>Attachments:</u> <u>View Report</u>

Legislative History

1/7/21 *Rules & Legislation

Committee the Oakland Redevelopment Successor

Agency and the City Council

Scheduled to the * Concurrent Meeting of

Scheduled to the * Concurrent Meeting of

To be heard on consent

2.5 Subject: Summary Vacation Of Public Sewer Easement At 500 Lake Park Avenue

From: Transportation Department

Recommendation: Adopt A Resolution Summarily Vacating An Unused Public Sewer Easement Located At 500 Lake Park Avenue To The Property Owners, Lake Park Oakland EAH, LLC

21-0030

Attachments: View Report

View Legislation

Legislative History

1/14/21 *Rules & Legislation

Committee the Oakland Redevelopment Successor

Agency and the City Council

2.6 The Item Regarding "Vacate A Portion Of King St. Between Dennison St. And Frederick St." Was Withdrawn And Rescheduled To The February 16, 2021 City Council Agenda As A Public Hearing by The February 28, 2021 Rules And Legislation Committee

2.7 Subject: HSIP8 High Street Improvements

From: Transportation Department

Recommendation: Adopt A Resolution Awarding A Construction Contract To Gruendl Inc. Doing Business As Ray's Electric, For Highway Safety Improvement Program (HSIP) Cycle 8, High Street Improvement Project, Project No. 1004017, The Lowest, Responsible, Responsive Bidder In Accordance With Project Plans, Specifications, State Requirements, And With Contractor's Bid In The Amount Of Seven Hundred Ninety-Nine Thousand Seven Hundred Ninety-Eight Dollars (\$799,798) 21-0032

<u>Attachments:</u> <u>View Report</u>

View Report Attachment A
View Report Attachment B
View Report Attachment C
View Report Attachment D
View Report Attachment E

View Legislation

Legislative History

1/14/21 *Rules & Legislation

Committee

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

2.8 Subject: HSIP8 Bancroft Avenue Improvements

From: Transportation Department

Recommendation: Adopt A Resolution Awarding A Construction Contract To Gruendl Inc., Doing Business As Ray's Electric, For Highway Safety Improvement Program (HSIP) Cycle 8, Bancroft Avenue Improvement Project, Project No. 1004012, The Lowest, Responsible, Responsive Bidder In Accordance With Project Plans, Specifications, State Requirements, And With Contractor's Bid In The Amount Of Two Million Two Hundred Eighteen Thousand Eight Hundred Sixty-Seven Dollars (\$2,218,867) 21-0034

Attachments: View Report

View Report Attachment A

View Report Attachment B

View Report Attachment C

<u>View Report Attachment D</u> View Report Attachment E

View Legislation

Legislative History

1/14/21 *Rules & Legislation

Committee

Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council 2.9 Subject: HSIP8 Fruitvale Avenue Improvements

From: Transportation Department

Recommendation: Adopt A Resolution Awarding A Construction Contract To Gruendl Inc. Doing Business As Ray's Electric, For Highway Safety Improvement Program (HSIP) Cycle 8, Fruitvale Avenue Improvement Project, Project No. 1004014, The Lowest, Responsible, Responsive Bidder In Accordance With Project Plans, Specifications, State Requirements, And With Contractor's Bid In The Amount Of Five Hundred Seventeen Thousand Four Hundred Forty Dollars (\$517,440) 21-0040

Attachments: View Report

View Report Attachment A
View Report Attachment B
View Report Attachment C
View Report Attachment D
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Legislative History

1/14/21 *Rules & Legislation

Committee

Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor

Agency and the City Council

2.10 Subject: Termination Of Local Emergency Due To Wildfires

From: Oakland Fire Department

Recommendation: Adopt A Resolution Terminating The Existence Of A Local Emergency Within The Territorial Limits Of The City Of Oakland Due To The Health Impacts Of Major Wildfires Burning Throughout California, Oregon And The State Of Washington, As Proclaimed By The City Administrator On September 13, 2020, And Confirmed By The City Council On September 15, 2020

21-0037

Attachments: View Report

View Legislation

Legislative History

1/14/21 *Rules & Legislation

Committee

Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor

Agency and the City Council

2.11 Subject: Affordable Housing Funding For Mark Twain Homes

From: Housing & Community Development Department

Recommendation: Adopt A Resolution Authorizing A Consolidated Affordable Housing Development Loan To Mark Twain Partners, LP, An Affiliate Of Oakland & The World Enterprises, Inc., And Memar Properties, Inc., In An Amount Not To Exceed \$4,776,000 For The Mark Twain Homes Affordable Housing Acquisition And Rehabilitation Project And Making California Environmental Quality Act Findings 21-0036

Attachments: View Report

View Legislation

Legislative History

1/14/21 *Rules & Legislation
Committee

Station Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor

Agency and the City Council

The Committee Accepted a Title Change read into Record

2.12 The Item Regarding "Surplus Land Declaration For The Former Raiders Training Facility" Was Moved To The Non-Consent Portion Of The Agenda

2.13 Subject: Affordable Housing & Infrastructure (Measure KK) Oversight Appointment

From: Office Of The Mayor

Recommendation: Adopt A Resolution Confirming The Appointment Of Tia Hicks And Reappointment Of Baldomero Gonzalez, Danielle Harris, Gary Jimenez, Daniel Swafford, And Ellen Wu As Members Of The Affordable Housing & Infrastructure (Measure KK) Public Oversight Committee

21-0065

Attachments: View Report

2.14 Subject: Library Advisory Commission

From: Office Of The Mayor

Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Ayushi

Roy As A Member Of The Library Advisory Commission

<u>21-0066</u>

Attachments: View Report

S2.15 Subject: More COVID Vaccine For Oakland

> From: Vice Mayor Kaplan And Councilmember Reid

Recommendation: Adopt A Resolution Urging State And Federal Governments To Provide The People Of The City Of Oakland And Alameda County With More Doses Of The Covid-19 Vaccine To Facilitate The Equitable Distribution Of The Vaccine To Under-Served Communities In Sites Like The Mass Vaccination Site At The Oakland Coliseum

21-0070

Attachments: View Report

View Legislation

This item was placed on the agenda by the February 28, 2021 Rules and Legislation Committee.

This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080 *E*(2) of the Sunshine Ordinance, prior to hearing the item.

Legislative History

1/28/21 *Rules & Legislation

Scheduled to the * Concurrent Meeting of Committee the Oakland Redevelopment Successor

Agency and the City Council

Council President Bas made a motion seconded by Councilmember Kalb to approve the urgency finding on item 3.2 for the following reasons: That there is a need to take immediate action which came to the attention of the local body after the agenda was posted, and that the need to take immediate action is required to avoid a substantial adverse impact that would occur if the action were deferred to a subsequent special or regular meeting;

Motion passed by 4 Ayes: Fife, Kalb, Thao, and Fortunato Bas

S2.16 Subject: Rebecca Reed-Lunn 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 Rebecca Reed-Lunn V. City Of Oakland, City Of Oakland Public Works, County Of Alameda, And Does 1-50, Alameda County Superior Court Case No. RG19022470, City Attorney's File No. 33115, In The Amount Of Ninety Eight Thousand Nine Hundred Ninety Nine Dollars And Zero Cents (\$98,999.00) (Department Of Transportation - Dangerous Condition)

21-0075

Attachments: View Report

View Legislation

This item was placed on the agenda by the February 28, 2021 Rules and Legislation Committee.

This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance, prior to hearing the item.

Legislative History

1/28/21

*Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor

Agency and the City Council

Council President Bas made a motion seconded by Councilmember Kalb to approve the urgency finding on item 3.3 for the following reasons: That there is a need to take immediate action which came to the attention of the local body after the agenda was posted, and that the need to take immediate action is required to avoid a substantial adverse impact that would occur if the action were deferred to a subsequent special or regular meeting;

Motion passed by 4 Ayes: Fife, Kalb, Thao, and Fortunato Bas

S2.17 Subject: Appropriating \$10 Million From The Oakland-Alameda County Coliseum

Authority

From: Vice Mayor Kaplan And Councilmember Reid

Recommendation: Adopt A Resolution Directing City Council Representatives On The Oakland-Alameda County Coliseum Joint Powers Authority Board To Seek Board Approval To Disburse Up To Ten Million Dollars (\$10,000,000) To The City Of Oakland, And Accepting And Appropriating Any Disbursement In An Amount Up To Ten Million Dollars (\$10,000,000) To The City Of Oakland From The Oakland-Alameda County Coliseum Authority

21-0051

<u>Attachments:</u> <u>View Report</u>

View Legislation

Legislative History

1/19/21 * Concurrent Meeting of the Scheduled to the *Special Finance & Oakland Redevelopment Management Committee

Successor Agency and the City Council

Vice Mayor Kaplan made a scheduling motion seconded by President Pro Tempore Thao to schedule this item to the January 25, 2021 Special Finance &

Management Committee Meeting Agenda

1/25/21 *Special Finance & Approved the Recommendation of Staff, and

Management Committee Forward to the * Concurrent Meeting of the

Oakland Redevelopment Successor Agency

and the City Council

Council President Fortunato Bas made a motion, seconded by Councilmember Reid, to Approve and forward the recommendation on Item 7 to the February 2, 2021 City Council Agenda on Consent, and hearing no objections, the motion passed by with the following vote: 4 Ayes: Kaplan, Reid, Thao, and Fortunato

Bas

1/28/21 *Rules & Legislation Scheduled to the * Concurrent Meeting of

Committee the Oakland Redevelopment Successor

Agency and the City Council

The Rules and Legislation Committee accepts this item be schedule to the February 2, 2021 City Council Agenda

S2.18 Subject: Police Commission Appointment

From: Office Of The Mayor

Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Marsha Peterson To Serve On The Oakland Police Commission As Alternate Commissioner 21-0031

Attachments: View Report

View Report - Resume

View Legislation

Legislative History

1/14/21 *Rules & Legislation Scheduled to the *Rules & Legislation

Committee Committee

1/28/21 *Rules & Legislation Approved the Recommendation of Staff, and

Committee Forward to the * Concurrent Meeting of the

Oakland Redevelopment Successor Agency

and the City Council

S2.19 Subject: Support Of AB 71 (Rivas) Homelessness Funding

From: Office Of The Mayor, President Pro Tem Thao, Councilmember Taylor And

President Bas

Recommendation: Adopt A Resolution In Support Of AB 71 (Rivas) To Establish A Permanent Source Of Funding To Reverse The Cycle Of Homelessness In California 21-0046

<u>Attachments:</u> <u>View Report and Legislation</u>

View Report - AB 71 Bill

View Report - ALH

View Supplemental Legislation - 1/22/2021

Legislative History

1/14/21 *Rules & Legislation Scheduled to the *Rules & Legislation

Committee Committee

President Bas requested to be added as a co-sponsor

1/28/21 *Rules & Legislation Approved the Recommendation of Staff, and

Committee Forward to the * Concurrent Meeting of the

Oakland Redevelopment Successor Agency

and the City Council

3 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING REQUIREMENTS:

4 ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION & DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF JANUARY 12, AND JANUARY 19, 2021

20-0939

Attachments: View Report - January 12, 2021

View Report - January 19, 2021

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

6 Subject: OFCY After School Grant To Girls Inc. Of Alameda County

From: Human Services Department

Recommendation: Adopt A Resolution Amending Resolution No. 88190 C.M.S., Which Awarded Oakland Fund For Children And Youth Grant Agreements For Fiscal Year 2020-21, To Decrease The Amount Of The Grant Award For The Burckhalter Elementary Program And To Replace Ujimaa Foundation With Girls Incorporated Of Alameda County As The Service Provider For The Burckhalter Elementary Program 21-0047

Attachments: View Report

View Report Attachment A

View Legislation

Legislative History

1/14/21 *Rules & Legislation Scheduled to the * Concurrent Meeting of

Committee the Oakland Redevelopment Successor

Agency and the City Council

The Committee requested this item be heard on Non-Consent

7 Subject: Purchase Of Bike Lane Street Sweeping Equipment

From: Transportation Department

Recommendation: Adopt A Resolution Appropriating Fund Balance From Fund 2211: Measure B Local Streets And Roads In An Amount Not To Exceed Seventy-Five

Thousand Dollars (\$75,000) For The Purchase Of Equipment To Sweep Bicycle Lanes In

Accordance With The City's Purchasing Programs And Policies

<u>21-0035</u>

Attachments: View Report

View Legislation

View Supplemental Report - 1/29/2021

View Supplemental Legislation - 1/29/2021

Legislative History

1/14/21 *Rules & Legislation Scheduled to the * Concurrent Meeting of

Committee the Oakland Redevelopment Successor

Agency and the City Council

The Committee requested this item be heard on Non-Consent

8 Subject: Increase Landscape Maintenance Contract

> From: Oakland Public Works Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Waive Advertising And Competitive Bidding To Increase The Current Two Year Landscape Maintenance Contract With Bay Construction, Inc. At Gateway Industrial District At The Oakland Army Base (Community Facilities District 2015-1) By An Amount Of One Hundred Forty Three Thousand Two Hundred Dollars (\$143,200.00) From One Hundred Ninety Eight Thousand Dollars (\$198,000.00) For A Total Contract Amount Of Three Hundred Forty One Thousand Two Hundred Dollars (\$341,200.00) [TITLE CHANGE]

21-0003

Sponsors: Oakland Public Works Department

Attachments: View Report

> View Report Attachment A View Report Attachment B

View Legislation

View Supplemental Legislation - 1/22/2021

View Supplemental Report - 1/29/2021

View Supplemental Attachment A - 1/29/2021

Legislative History

1/7/21	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
1/19/21	* Concurrent Meeting of the Oakland Redevelopment	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency

and the City Council Successor Agency and the City Council

The Agenda was modified to show this item taken out of order to be heard on

Non-Consent

The Council Committee scheduled this item to the February 2, 2021 City Council on Non-Consent, correct the title at Rules committee and bring forth a

report on the standard out-reach process

1/21/21 *Rules & Legislation Scheduled to the * Concurrent Meeting of

Committee the Oakland Redevelopment Successor Agency and the City Council

The Rules Committee accepted the title change read into record

9 Subject: Grocery Worker Hazard Pay Emergency Ordinance

From: Council President Fortunato Bas And Councilmember Gallo

Recommendation: Adopt An Emergency Ordinance (1) Adding Chapter 5.96 To The Oakland Municipal Code To Require Large Grocery Stores In Oakland To Pay Employees An Additional Five Dollars (\$5.00) Per Hour In Hazard Pay During The Novel Coronavirus (Covid-19) Pandemic And (2) Amending Chapter 2.44 Of The Oakland Municipal Code To Include Enforcement Of Emergency Hazard Pay To Grocery Employees As Part Of The Duties Of The Department Of Workplace And Employment Standards 21-0059

<u>Attachments:</u> <u>View Report</u>

View Legislation

<u>View Supplemental Report 1 - 1/29/2021</u> <u>View Supplemental Report 2 - 1/29/2021</u>

(PURSUANT TO CITY CHARTER SECTION 213 (EMERGENCY ORDINANCE) THIS ITEM MAY BE INTRODUCED AND ADOPTED AT THE SAME MEETING, REQUIRING 6 VOTES. UPON PASSAGE ORDINANCE WILL BE DEEMED APPROVED)

Legislative History

1/21/21 *Rules & Legislation Scheduled to the * Concurrent Meeting of

Committee the Oakland Redevelopment Successor

Agency and the City Council

The Committee accepted that this item be hear on Non-Consent

\$10 Subject: Surplus Land Declaration For The Former Raiders Training Facility

From: Office Of The City Administrator

Recommendation: Adopt A Resolution Declaring The City's Undivided 50% Fee Interest In The Former Raiders Training Facility At 1150 And 1220 Harbor Bay Parkway (Assessor Parcel Numbers: 074-1361-008 And 074-1339-016) As "Surplus Land" Pursuant To Government Code Section 54220 Et Seq. (California Surplus Land Act); And 2) Authorizing The City Administrator To, Jointly With The County Of Alameda, Issue The Notice Of Availability For The Sale Of 100% Fee Title To The Property, In Compliance With The Surplus Land Act

[TITLE CHANGE]

20-0894

<u>Attachments:</u> <u>View Report</u>

View Legislation

Legislative History

12/3/20 *Rules & Legislation Scheduled to the *Rules & Legislation

Committee Committee

The Committee placed this item on the Rules Pending List to be heard the first

regular meeting in January.

* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Meeting Agenda - SUPPLEMENTAL	February 2, 2021
1/14/21	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
1/21/21	*Rules & Legislation Committee The Rules Committee accepted to	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council the title change read into record
1/28/21	*Rules & Legislation Committee The Committee accepts this item February 2, 2021 City Council A	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council be moved to the Non-Consent portion of the Igenda

ANNOUNCEMENTS / ADJOURNMENTS IN MEMORY OF

OPEN FORUM / CITIZEN COMMENTS (Time Available: 15 Minutes)

ADJOURNMENT OF COUNCIL SESSION

(Meeting Shall Conclude No Later Than 6:30 P.M., Unless Extended By Majority Vote Of The Council)

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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.