

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

Tuesday, April 18, 2023

4:00 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/83222312694> 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: 832 2231 2694**

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: (1) PRIOR TO COUNCIL ACTION ON MODIFICATIONS TO THE AGENDA FOR ITEMS AGENDIZED BEFORE THE NON-CONSENT CALENDAR, AND (2) PRIOR TO THE INTRODUCTION OF THE FIRST CONSENT ITEM, UNLESS CONSENT TO SPEAK IS GIVEN BY THE PRESIDING OFFICER OR A MAJORITY OF THE COUNCIL. COMMENTS ON ITEMS NOT ON THE AGENDA WILL BE TAKEN UNDER OPEN FORUM AT THE END OF THE MEETING.

ELECTRONIC SPEAKER CARDS / PUBLIC COMMENTS:

- **THE E-COMMENT FUNCTION IS CURRENTLY UNAVAILABLE. Please Email Written Comments To Cityclerk@Oaklandca.Gov. Written Comments Must Be Submitted At Least 24 Hours Prior To The Meeting Time To Be Delivered To Council Members.**

- **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 Comment Via Zoom, Members Of The Public Must Submit An Electronic Speakers Card By Emailing Cityclerk@Oaklandca.Gov. The Email Should Include The Name And Date Of The Meeting, The Agenda Number, & Zoom Profile Name (Which At The Speakers Discretion May Be Their Legal Name Or Other Information To Identify Them) Or Phone Number.**
- **Once You Have Submitted Your Electronic Speaker Card - To Comment Via Zoom , Your Zoom Profile Name Will Be Acknowledged To Speak When Public Comment Is Being Taken On A Eligible Agenda Item At The Presiding Officers Discretion. 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, Upon Submitting An Electronic Speakers Card, 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

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: Resolution Honoring James Vann
From: Office Of The City Attorney, Office Of The Mayor, Council President Bas,
President Pro Tempore Kalb, Councilmember Fife And Kaplan
Recommendation: Adopt A Resolution Honoring James Vann For More Than 35 Years Of
Advocacy On Behalf Of Oakland Tenants; Recognizing The Profound Impact James Vann
Has Had On The Lives Of Oakland Tenants; Recognizing James Vann As A Champion
For The People Of Oakland; And Declaring April 18, 2023, James Vann Day
[TITLE CHANGE]

[23-0184](#)

Attachments:

[View Report](#)

[View Legislation](#)

[View Report REVISED](#)

[View Revised Legislation](#)

Legislative History

3/9/23 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of
the Oakland Redevelopment Successor
Agency and the City Council

As A Ceremonial Item

*Mayor Thao, Council President Bas, President Pro Tempore Kalb,
Councilmembers Fife and Kaplan were added as co-sponsors*

4/13/23 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of
the Oakland Redevelopment Successor
Agency and the City Council

A title change was read into record

- 4** APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF MARCH 21, 2023

[23-0262](#)

Attachments:

[View Report](#)

- 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
[23-0259](#)

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
[23-0260](#)

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
[23-0261](#)

Attachments: [View Legislation](#)

6.4 Subject: Resolution Recognizing A'Janee Landingham
From: Councilmember Fife And Office Of The City Clerk
Recommendation: Adopt A Resolution Recognizing And Honoring The Inimitable A'Janee
Landingham For Her Years Of Dedicated And Impactful Service To The City Of Oakland
And Its Residents In Her Role With The Office Of The City Clerk And Wishing Her
Continued Success In Her Future Endeavors
[23-0215](#)

Sponsors: Office Of The City Clerk

Attachments: [View Legislation](#)

Legislative History

3/23/23 *Rules & Legislation
Committee

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

On Consent

6.5 Subject: Anti Police-Terror Project, 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 Claim Of Lindsey Morris In The Lawsuit Filed On Behalf Of Anti Police-Terror Project, Community Ready Corps, Sean Canaday, Michael Cohen, Michael Cooper, Andrea Costanzo, Johnathan Farmer, Lindsey Filowitz, Danielle Gaito, Katie Johnson, Bryanna Kelly, Jennifer Li, Ian McDonnell, Melissa Miyara, Lindsey Morris, Leila Mottley, Niko Nada, Azize Ngo, Nicole Puller, Maria Ramirez, Akil Riley, Aaron Rogachevsky, Tara Rose, Ashwin Rupan, Daniel Sanchez, Christina Stewart, Tayah Stewart, Katherine Sugrue, Celeste Wong, And Qiaochu Zhang; On Behalf Of Themselves And Similarly Situated Individuals V. City Of Oakland, OPD Police Chief Susan E. Manheimer, OPD Sergeant Patrick Gonzales, OPD Officer Maxwell D'Orso And OPD Officer Casey Fought, United States District Court Case No. 4:20-CV-03866-JCS, City Attorney File No. X05141 For The Sum Of One Hundred Ninety-Nine Thousand Dollars And No Cents (\$199,000.00), Arising From The Oakland Police Department's Response To Demonstrations In Oakland On May 29, 2020. (Police Department - Crowd Control) [23-0238](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

3/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

6.6 Subject: Support For The Deferred Action For Childhood Arrivals Program
From: Office Of The Mayor
Recommendation: Adopt A Resolution In Support Of Protections From Deportation And A Path To Permanent Residency For Beneficiaries Of Deferred Action For Childhood Arrivals
[23-0250](#)

Sponsors: Office Of The Mayor

Attachments: [View Report and Legislation](#)

Legislative History

3/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

Rule 24 was stated on record as to why this item is bypassing committee

- 6.7** Subject: Renew And Continue A Declaration Of A Local Emergency Due To COVID-19
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's
Declaration Of A Local Emergency Due To Covid-19
[23-0253](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

3/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

- 6.8** Subject: Resolution In Support Of SB 511 (Blakespear)
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of SB 511 (Blakespear), Greenhouse
Gas Emissions Inventories, Requiring The State Air Resources Board To Prepare And
Approve A Scoping Plan For Achieving The Maximum Technologically Feasible And
Cost-Effective Reductions In Greenhouse Gas Emissions
[23-0247](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

3/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

Rule 24 was stated on record as to why this item is bypassing committee

- 6.9** Subject: Resolution In Support Of AB 591 (Gabriel)
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of AB 591 (Gabriel) The Electric
Vehicle Charging For All Act, To Build Out Electric Vehicle Charging Infrastructure By
Requiring All Electric Vehicle Charging Stations (Excluding In Private Residences) Include
Universal Connectors That Can Charge All EV's And That All Electric Vehicle Charging
Stations Be Open To The Public
[23-0255](#)

Attachments: [View Memo](#)

[View Legislation](#)

Legislative History

3/30/23 *Rules & Legislation
Committee Scheduled to the * Concurrent Meeting of
the Oakland Redevelopment Successor
Agency and the City Council

Consent

Rule 24 was stated on record as to why this item is bypassing committee

- 6.10** Subject: Resolution In Support Of SB 253 (Wiener)
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of SB 253 (Wiener), The Climate
Corporate Data Accountability Act To Provide A First In The Nation, Comprehensive,
Public Reporting Of The GHG Emissions Inventories For Corporations With Revenue Over
\$1 Billion Who Do Business In California
[23-0252](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

3/30/23 *Rules & Legislation
Committee Scheduled to the * Concurrent Meeting of
the Oakland Redevelopment Successor
Agency and the City Council

Consent

Rule 24 was stated on record as to why this item is bypassing committee

- 6.11** Subject: Resolution In Support Of SB 261 (Stern)
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of SB 261 (Stern), Greenhouse Gases:
The Climate Related Financial Risk, Requiring A Covered Entity, As Defined, To Prepare
A Climate-Related Financial Risk Disclosure Report And Submit The Report To The State
[23-0254](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

3/30/23 *Rules & Legislation
Committee Scheduled to the * Concurrent Meeting of
the Oakland Redevelopment Successor
Agency and the City Council

Consent

Rule 24 was stated on record as to why this item is bypassing committee

6.12 Subject: Resolution In Support Of AB 1267 (Ting)
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of AB 1267 (Ting), The Electric Vehicle Initiative For Gasoline Superusers, Requiring The California Air Resources Board (CARB) To Create An Additional Zero Emissions Vehicle (ZEV) Incentive Award For Gasoline Super Users And Require CARB To Report On The Amount Of Greenhouse Gas Emissions Reduced Per Dollar Spent On ZEV Incentives
[23-0256](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

3/30/23 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Consent

Rule 24 was stated on record as to why this item is bypassing committee

6.13 Subject: OPD RSI Helicopter Maintenance Contract
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Professional Services Agreement With Rotorcraft Support, Inc. (RSI) To Provide Helicopter Maintenance Services To The Oakland Police Department (OPD) For Helicopter Use In Assisting Various Departments With Responding To Emergencies Throughout The City, For The Period Of July 1, 2023 To June 30, 2025 In An Amount Not To Exceed Eight Hundred Fifty Thousand Dollars (\$850,000) Per Year For A Total Contract Not To Exceed One Million, Seven Hundred Thousand Dollars (\$1,700,000)
[23-0108](#)

Attachments: [View Report](#)

[View Legislation](#)

[View Supplemental Report 2/23/2023](#)

[View Supplemental Report 2/23/2023 - OPD Helicopter maintenance contract p](#)

[View Supplemental Report 3/24/2023](#)

[View Supplemental Legislation - 4/7/2023](#)

[View Supplemental Report - 4/13/2023](#)

Legislative History

2/27/23	*Public Safety Committee	Continued to the *Public Safety Committee <i>The committee motioned to continue this item to the March 14, 2023 Public Safety committee with request for the following supplemental information;</i>
		<ul style="list-style-type: none">• <i>Of the 27 missing persons listed in the agenda report, how many were resolved? And to what percentage of the results was the helicopter use pivotal?</i>• <i>Of the 7 fires listed in the agenda report that OPD assisted OFD with, how many hours did the helicopter spend in the air?</i>• <i>How much more is OPD more pivotal in assisting OFD than any other agency?</i>• <i>Request to include the environmental impact report; and</i>• <i>Request to include the fixed wing report</i>
3/2/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
3/28/23	*Special Public Safety Committee	Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>Councilmember Fife made a motion, seconded by Councilmember Reid, to amend the recommendation to read:</i>
		<i>“Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Professional Services Agreement With Rotorcraft Support, Inc. (RSI) To Provide Helicopter Maintenance Services To The Oakland Police Department (OPD) For Helicopter Use In Assisting Various Departments With Responding To Emergencies Throughout The City, For The Period Of July 1, 2023 To June 30, 2024 In An Amount Not To Exceed Eight Hundred Fifty Thousand Dollars (\$850,000) Per Year, With An Optional Six Month Administrative Extension For A Total Contract Not To Exceed One Million, Two Hundred Seventy Five, Thousand Dollars (\$1,275,000)”; and</i>
		<i>Requested as supplemental report to include information on the \$850,000 cost and the break down of how much is being used from the General Fund and/or Grants, as well as the \$750,000 balance and the break down of how much is being used from the General Fund and/or Grants.</i>
		<i>The Committee forwarded this alternative recommendation to the April 18, 2023 City Council agenda on Consent.</i>
		<i>I speaker spoke on this item.</i>
3/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
		<i>Consent</i>

6.14 Subject: OPD MOU With ATF For National Integrated Ballistic Info Network Enforcement Support System Software Use

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee, On Behalf Of The Oakland Police Department (OPD), To Enter Into A Memorandum Of Understanding (MOU) With The Bureau Of Alcohol, Tobacco, Firearms And Explosives (ATF) For Enhanced Data Access To The National Integrated Ballistic Information Network (NIBIN) Through Use Of NIBIN Enforcement Support System (NESS) Software [23-0040](#)

Sponsors: Oakland Police Department

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

Legislative History

1/26/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
2/2/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
2/16/23	*Rules & Legislation Committee	Withdrawn with No New Date
3/9/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
3/28/23	*Special Public Safety Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Committee approved the recommendation of staff, and forwarded it to the April 18, 2023 City Council Agenda on Consent.

There were 3 speakers on this item.

3/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

6.15 Subject: OPD Justice Assistance Grant (JAG)
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate The Fiscal Year 2019, 2020 And 2021 Edward Byrne Memorial Justice Assistance Grant (JAG) Funds In The Amounts Of Three Hundred Fifty-Nine Thousand, Two Hundred Eighty-Six Dollars And Fifty-One Cents (\$359,286.51) For October 1, 2018 Through September 30, 2023, Three Hundred Twenty-Nine Thousand, Five Hundred Twenty-Two Dollars And Forty Cents (\$329,522.40) For October 1, 2019 Through September 30, 2023 And Four Hundred Thirteen Thousand, Eight Hundred Twenty-Six Dollars (\$413,826) For October 1, 2020 Through September 30, 2024 To Upgrade Equipment And Technology And Fund Department-Wide Training
[23-0150](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

3/2/23 *Rules & Legislation Committee Scheduled to the *Public Safety Committee

3/28/23 *Special Public Safety Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Committee approved the recommendation of staff, and forwarded it to the April 18, 2023 City Council Agenda on Consent.

There were 3 speakers on this item.

3/30/23 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Consent

6.16 Subject: MACRO Program Informational Report
From: Oakland Fire Department
Recommendation: Receive An Informational Report On The Progress Of The City Of Oakland's Mobile Assistance Community Responders Of Oakland ("MACRO") Pilot Program
[23-0172](#)

Attachments: [View Report](#)

Legislative History

3/9/23 *Rules & Legislation Committee Scheduled to the *Public Safety Committee

3/28/23 *Special Public Safety
Committee Received and Forwarded to the * Concurrent
Meeting of the Oakland Redevelopment
Successor Agency and the City Council
*The Committee received and forwarded staffs report to April 18, 2023 City
Council Agenda on Consent.*

There were 6 speakers on this item.

3/30/23 *Rules & Legislation
Committee Scheduled to the * Concurrent Meeting of
the Oakland Redevelopment Successor
Agency and the City Council

Consent

6.17 Subject: Public Safety And Services Violence Prevention Oversight Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Omar
Farmer And Appointment Of Anne Marks As Members Of The Public Safety And Services
Violence Prevention Oversight Commission
[TITLE CHANGE]
[23-0265](#)

Attachments: [View Report And Legislation](#)
[View Supplemental Legislation - 4/13/2023](#)

Legislative History

4/13/23 *Rules & Legislation
Committee Scheduled to the * Concurrent Meeting of
the Oakland Redevelopment Successor
Agency and the City Council

A title change was read into record

6.18 Subject: Taxation And Assessment Board Of Review
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Nick
Peraino And Adrionna Fike To The Oakland Taxation And Assessment Board Of Review
[23-0266](#)

Attachments: [View Report And Legislation](#)

6.19 Subject: Head Start Advisory Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jei
Watkins And Reappointments Of Molly Tafoya, Javay Ross, And Kevin Bremond As
Members Of The Head Start Advisory Board
[23-0267](#)

Attachments: [View Report And Legislation](#)

6.20 Subject: Budget Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Caitlin
Prendiville To The Budget Advisory Commission
[23-0268](#)

Attachments: [View Report And Legislation](#)

6.21 Subject: Public Art Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Katerina
Leventi And Sarah Miller As Members Of The Public Art Advisory Commission
[23-0269](#)

Attachments: [View Report And Legislation](#)

6.22 Subject: Resolution Honoring William Chavarin
From: Councilmember Reid
Recommendation: Adopt A Honoring William Chavarin For 17 Years Of Championing
Academic And Athletic Achievement For Oakland Unified School District Students
[23-0271](#)

Attachments: [View Legislation](#)

[View Supplemental Legislation - 4/13/2023](#)

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

S6.23 Subject: Extended Funding For Coliseum Connections Tenant Shelter
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Amending Resolution No. 89591 C.M.S., Which
Authorized The City Administrator To Receive Federal Emergency Management Agency
(FEMA) Reimbursement And Secure Emergency Non-Congregate Shelter For Displaced
Residents Of The Coliseum Connections Project, To (1) Increase The Expenditure
Authority From Two Million Dollars (\$2,000,000) To Four Million Dollars (\$4,000,000), (2)
Extend The Authority To Contract For Lodging Through July 31, 2023, Or The Completion
Of Repairs, Whichever Occurs First, And (3) Increase The Allocation For The Required
FEMA Local Match From One Hundred Twenty Five Thousand (\$125,000) To Two
Hundred Fifty Thousand Dollars (\$250,000)
[23-0296](#)

Attachments: [View Report](#)

[View Legislation](#)

*This item was placed on the agenda by the Rules and Legislation Committee On April
13, 2023.*

*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

4/13/23 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

President Pro Tempore Kalb made a motion seconded by Councilmember Fife to approve the urgency finding on item 3.1 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, Ramachandran , and Fortunato Bas

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

A title change was read into record and requested to placed on Consent

S6.24 Subject: Acceptance Of Portable Air Filters From The Bay Area Air Quality Management District (BAAQMD)
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept Portable Air Filters Valued At Two Hundred Sixty-Five Thousand Five Hundred Thirty Nine Dollars (\$265,539) From The Bay Area Air Quality Management District (BAAQMD) To Provide Respite From Wildfire Smoke
[23-0163](#)

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

Legislative History

3/9/23 *Rules & Legislation Committee Scheduled to the * Public Works And Transportation Committee

4/10/23 * Special 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

The Committee approved staff recommendation, to be forwarded to the April 18, 2023 City Council Agenda on Consent

There was 1 speaker for this item

4/13/23 *Rules & Legislation Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Consent

S6.25 Subject: GoPort - 7th Street Grade Separation East Project
From: Transportation Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution: (1) Authorizing The City Administrator To Negotiate And Execute A Cooperative Agreement, Between The City Of Oakland (City), Alameda County Transportation Commission (ACTC), And The Port Of Oakland (Port), For The 7th Street Grade Separation East Project (Project); And (2) Authorizing The City Administrator To Negotiate And Execute An Amended Construction Memorandum Of Understanding Between The City, ACTC, And The Port For The Project; And (3) Authorizing The City Administrator To Negotiate And Execute An Amended Reimbursement Agreement Between The City And ACTC; And (4) Adopting National Environmental Policy Act And California Environmental Quality Act Findings; And

[23-0202](#)

Attachments:

[View Report](#)

[View Attachment A](#)

[View Attachment B](#)

[View Attachment C](#)

[View Attachment D1](#)

[View Attachment D2](#)

[View Legislation](#)

[View Supplemental Attachment B - 4/6/2023](#)

Legislative History

3/23/23	*Rules & Legislation Committee <i>A title change was read into record</i>	Scheduled to the * Public Works And Transportation Committee
4/10/23	* Special Public Works And Transportation Committee <i>The Committee approved staff recommendation, to be forwarded to the April 18, 2023 City Council Agenda on Consent</i> <i>There were 2 speakers for this item</i>	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
4/13/23	*Rules & Legislation Committee <i>Consent</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2) An Ordinance: (1) Authorizing The City Administrator To Negotiate And Execute A First Amendment To Indenture Dated December 23, 1930, Between Union Pacific Railroad And The City Of Oakland (City), To Relinquish A Portion Of The 1930 Roadway Easement, And Accept The Easements Therein, Upon Completion Of The 7th Street Grade Separation East Project (Project); And (2) Authorizing The City Administrator To Negotiate And Execute An Assignment Agreement Between The Alameda County Transportation Commission And The City For The Assignment Of A Roadway Easement Deed, And Accept The Easements Therein, Upon Completion Of The Project; And (3) Adopting National Environmental Policy Act And California Environmental Quality Act Findings

[23-0203](#)

Attachments:

[View Report](#)

[View Attachment A](#)

[View Attachment B](#)

[View Attachment C](#)

[View Attachment D1](#)

[View Attachment D2](#)

[View Legislation](#)

[View Supplemental Attachment B - 4/6/2023](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON MAY 2, 2023.

Legislative History

3/23/23	*Rules & Legislation Committee	Scheduled to the * Public Works And Transportation Committee
4/10/23	* Special 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

The Committee approved staff recommendation, to be forwarded to the April 18, 2023 City Council Agenda on Consent

There were 2 speakers for this item

4/13/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

S6.26 Subject: Award Construction Contract For Courtland Creek Restoration Project
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Award A Construction Contract That Follows All City Advertising And Competitive Bidding Requirements To The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For Project No. 1005340 Courtland Creek Restoration Project, And With The Contractor's Bid That Includes Base Bid And Partial Or All Optional Items, For An Amount Not To Exceed Four Million Three-Hundred Thousand Four Hundred Seventy-Five Dollars (\$4,300,475.00; (2) Enter Into A Cooperative Agreement With The Alameda County Flood Control And Water Conservation District (District) To Implement A Portion Of The Project On District Property; And (3) Adopt Appropriate California Environmental Quality Act Findings
[TITLE CHANGE]
[23-0207](#)

Attachments:

- [View Report](#)
- [View Attachment A](#)
- [View Attachment B](#)
- [View Attachment C](#)
- [View Legislation](#)
- [View Supplemental Report - 4/6/2023](#)
- [View Supplemental Legislation - 4/6/2023](#)

Legislative History

3/23/23	*Rules & Legislation Committee	Scheduled to the * Public Works And Transportation Committee
4/10/23	* Special 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

The Committee approved staff recommendation, to be forwarded to the April 18, 2023 City Council Agenda on Consent

There was 1 speaker for this item

4/13/23	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

S6.27 Subject: Active Transportation Program Cycle 6 -Bancroft Avenue Greenway
From: Transportation Department
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator To Execute And File An Application For Funding For The Bancroft Avenue Greenway (Project) For Regional Discretionary Funding Under The Federal Transportation Act Or Continued Funding; And (2) Authorizing The City Administrator To Accept And Appropriate An Active Transportation Program (ATP) Grant Totaling Twenty-Nine Million Three Hundred Eleven Thousand Dollars (\$29,311,000) For The Bancroft Avenue Greenway; And (3) Committing A Match Of Up To Five Million Three Hundred Sixty-Four Thousand Dollars (\$5,364,000) In Local Funds; And (4) Stating The City's Intent To Complete The Bancroft Avenue Greenway Project; And (5) Adopting Appropriate California Environmental Quality Act (CEQA) Findings

[23-0213](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

3/23/23	*Rules & Legislation Committee	Scheduled to the * Public Works And Transportation Committee
4/10/23	* Special 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
<i>The Committee approved staff recommendation, to be forwarded to the April 18, 2023 City Council Agenda on Consent</i>		
<i>There was 1 speaker for this item</i>		
4/13/23	*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>Consent</i>		

S6.28 Subject: Fiscal Year 2024-28 Five-Year Financial Forecast
From: Finance Department
Recommendation: Receive An Informational Report On The City Of Oakland Five-Year Financial Forecast Prepared In Accordance With The City Of Oakland's Consolidated Fiscal Policy, Ordinance No. 13279 C.M.S

[23-0204](#)

Attachments: [View Report](#)

[View Attachment A & Appendixes](#)

Legislative History

3/23/23	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
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4/11/23 *Finance & Management Committee Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
The Committee approved to receive and forward this item to the April 18, 2023 City Council Agenda On Consent

2 Speakers Spoke On This Item

4/13/23 *Rules & Legislation Committee Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Consent

S6.29 Subject: Oakland Redevelopment Successor Agency Audit Report FY 2021-22
From: Finance Department
Recommendation: Receive The Oakland Redevelopment Successor Agency (ORSA)
Audit Report For The Year Ended June 30, 2022
[23-0205](#)

Attachments: [View Report](#)

[View Attachment A](#)

Legislative History

3/23/23 *Rules & Legislation Committee Scheduled to the *Finance & Management Committee

4/11/23 *Finance & Management Committee Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
The Committee approved to receive and forward this item to the April 18, 2023 City Council Agenda On Consent

2 Speakers Spoke On This Item

4/13/23 *Rules & Legislation Committee Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Consent

S6.30 Subject: Head Start Grant Continuation Application FY 23-24
From: Human Services Department
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator To Apply For, Accept And Appropriate Head Start Basic Training And Technical Assistance, Early Head Start Basic And Training And Technical Assistance Grants For Fiscal Year (FY) 2023-2024 From The US Department Of Health And Human Services, Administration For Children And Families, Office Of Head Start (DHHS/ACF), In An Estimated Amount Of Twelve Million Five Hundred Sixty-Nine Thousand Two Hundred Sixty Dollars (\$12,569,260), And Committing The Necessary 25% Local Match; And (2) Authorizing The City Administrator To Apply For, Accept And Appropriate A 5.6 Percent Cost Of Living (COLA) Adjustment And Quality Improvement Grant From DHHS/ACF To Offset Higher Operating Costs And Make Program Quality Improvements For The Head Start And Early Head Start Program For FY 2023-2024; And (3) Authorizing An Estimated Offset Of Two Million Seven Hundred Nine Thousand Seven Hundred Ninety-Five Dollars (\$2,709,795) For FY 2023-2024 Central Services Overhead Charges; And (4) Awarding Grant Agreements To Fund Comprehensive Early Care, Education And Family Services To Community Service Providers Identified In Table 3 For FY 2023-2024 For A Total Amount Not To Exceed Two Million Seven Hundred-Thirty-Seven Thousand Three Hundred Sixteen Dollars (\$2,737,316); And (5) Authorizing The City Administrator To Accept And Appropriate Additional Federal Head Start/Early Head Start Funds If They Become Available Within FY 2023-2024 And Amend The Grant Agreements Within The Limits Of The Federal Award
[23-0246](#)

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

Legislative History

3/30/23	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
4/11/23	*Special Life Enrichment Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Committee approved staff recommendation, to be forwarded to the April 18, 2023 City Council Agenda on Consent

There was 1 speaker for this item

4/13/23	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

S6.31 Subject: 2023 City Of Oakland Emergency Operations Plan
Form: Oakland Fire Department
Recommendation: Adopt A Resolution Adopting The Revised 2023 Emergency
Operations Plan Update For The City Of Oakland
[23-0168](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

3/9/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
4/11/23	*Special Public Safety Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*The Committee approved staff recommendation, to be forwarded to the April 18,
2023 City Council Agenda on Consent*

There were 3 speakers for this it

4/13/23	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

S6.32 Subject: Grant Agreement Between State Of CA And MACRO Program
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Enter
Into An Agreement With The U.S. Department Of Health And Human Services (HHS)
Substance Abuse And Mental Health Services Administration To Receive Grant Funds
(SAMHSA Grant) In The Amount Of Seven Hundred And Thirty-Four Thousand
(\$734,000.00) Dollars; (2) Accept, Appropriate, And Administer Said SAMHSA Grant To
Fund The Mobile Assistance Community Responders Of Oakland ("MACRO") Program
Costs Including Equipment, Uniforms, And Software
[23-0217](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

3/23/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
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4/11/23 *Special Public Safety Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Committee approved staff recommendation, to be forwarded to the April 18, 2023 City Council Agenda on Consent

There were 2 speakers for this it

4/13/23 *Rules & Legislation Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Consent

S6.33 Subject: California Automated Permit Processing (CalAPP) Program Grant
From: Planning And Building Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Up To A Total Of One Hundred Thousand Dollars \$100,000 In California Automated Permit Processing Program (CalAPP) Grant Funds From The State Of California Energy Commission And Adopting Appropriate California Environmental Quality Act Findings
[23-0201](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

3/23/23 *Rules & Legislation Committee Scheduled to the *Community & Economic Development Committee

4/11/23 *Special Community & Economic Development Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Committee approved this item to be forwarded with staff recommendations to the April 18, 2023 City Council Agenda On Consent

4/13/23 *Rules & Legislation Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Consent

S6.34 Subject: Extended Rent Reduction For Oakland School For The Arts At The Fox Theater
From: Economic And Workforce Development Department
Recommendation: Adopt An Ordinance (1) Authorizing A Lease Amendment Between
The City Of Oakland And The Oakland School For The Arts (OSA) For Approximately
62,910 Square Feet Located On The 2nd And 3rd Floors Of The Fox Theater At 1805
Telegraph Avenue To Extend The Reduced Rental Rate Of Forty-Seven Thousand
Twenty-Five Dollars (\$47,025) Per Month Through June 30, 2026; (2) Making Findings
That The Lease Amendment For Below Fair Market Value Is In The Best Interest Of The
City; And (3) Making Appropriate California Environmental Quality Act Findings
[23-0234](#)

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

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON MAY 2, 2023.

Legislative History

3/30/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
4/11/23	*Special Community & Economic Development Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*The Committee approved this item to be forwarded with staff recommendations
to the April 18, 2023 City Council Agenda On Consent*

14 Speakers Spoke On This Item

4/13/23	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

S6.35 Subject: Fox Theater Restaurant Lease
From: Economic And Workforce Development Department
Recommendation: Adopt An Ordinance Authorizing The City Administrator To (A)
Negotiate And Execute A Lease Agreement With Uptown Forward LLC, A California
Limited Liability Corporation, For The Ground Floor Restaurant Space Located At 1805
Telegraph Avenue (Fox Theater) For A 3- Year Term With Three 5-Year Options And Rent
Of Ten Thousand Five Hundred Dollars (\$10,500) Per Month With A Three Percent (3%)
Annual Increase For Use As A Cocktail Lounge With Food Service; And (B) Adopting
California Environmental Quality Act Findings
[23-0236](#)

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

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON (MAY 2, 2023).

Legislative History

3/30/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
4/11/23	*Special Community & Economic Development Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*The Committee approved this item to be forwarded with staff recommendations
to the April 18, 2023 City Council Agenda On Consent*

1 Speaker Spoke On This Item

4/13/23	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

S6.36 Subject: License Of 1911 Telegraph To Oakland School For The Arts
From: Economic And Workforce Development Department
Recommendation: Adopt An Ordinance (1) Authorizing A License Agreement Between
The City Of Oakland And The Oakland School For The Arts (OSA) For The Approximately
45,121 Square Foot Vacant City-Owned Property Located At 1911 Telegraph Avenue For
Improvement And Use As An Outdoor Recreation Area For A 3-Year Term With Three
1-Year Options To Renew At A Rate Of Five Hundred Dollars (\$500) Per Month; (2)
Making Findings That The License For Below Fair Market Value Is In The Best Interest Of
The City; And (3) Making Appropriate California Environmental Quality Act Findings
[23-0237](#)

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

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON (MAY 2, 2023).

Legislative History

3/30/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
4/11/23	*Special Community & Economic Development Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*The Committee approved this item to be forwarded with staff recommendations
to the April 18, 2023 City Council Agenda On Consent*

14 Speakers Spoke On This Item

4/13/23	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

S6.37 Subject: Governor's Office Of Business And Economic Development And Local
Jurisdiction Assistance Grants For Cannabis Program
From: Economic And Workforce Development Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To: (1) Apply For And Accept One Million Nine Hundred And Ninety-Six Thousand Four Hundred And Eighty-Seven Dollars And Fifty Cents (\$1,996,487.50) In State Of California, Governor's Office Of Business And Economic Development (Go-Biz) Equity Act Grant Funds; (2) Appropriate The Go-Biz Grant Funds By: (A) Providing Grants And/Or No-Interest Loans In An Amount Not To Exceed Two-Hundred And Fifty Thousand Dollars (\$250,000) Per Grant Or Loan For Cannabis Equity Applicants And Licensees, To Be Determined And Without Return To Council, For Businesses' Start-Up And Ongoing Costs In A Cumulative Amount Not To Exceed One-Million Seven Hundred And Ninety-Six Thousand Eight Hundred And Thirty-Eight Dollars And Seventy-Five Cents (\$1,796,838.75); And (B) Funding Administration Of The Cannabis Equity Program In An Amount Not To Exceed One Hundred And Ninety-Nine Thousand, Six Hundred And Forty-Eight Dollars And Seventy-Five Cents (\$199,648.75); And (3) Increase The Amount Of The Existing Three-Year Professional Services Agreement With 4Front Partners To Administer Cannabis Equity Grant And Loan Programs By Seventy-Eight Thousand Nine Hundred And Seventy-Nine Dollars And Seventy-Five Cents (\$78,979.75); And (4) Waive The Request For Proposals/Qualifications Process For The Amended Professional Services Agreement With 4Front Partners; And

[23-0169](#)

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

[View Legislation](#)

Legislative History

3/9/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
3/30/23	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee
4/11/23	*Special Community & Economic Development Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*The Committee approved this item to be forwarded with staff recommendations
to the April 18, 2023 City Council Agenda On Consent*

2 Speakers Spoke On This Item

4/13/23	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

2) A Resolution Amending Resolution No. 89064 C.M.S., Which Among Other Things Authorized The City Administrator To Award Grants For Business Security Purposes To Provisionally Licensed Cannabis Applicants In An Amount Not To Exceed Two-Hundred And Fifty Thousand Dollars (\$250,000) Per Grant, By Authorizing The City Administrator To: (1) Reallocate Any Available Local Jurisdiction Assistance Grant Program Funds In The Form Of Grants For The Purpose Of Bringing The Business Facilities Of Provisionally Licensed Cannabis Applicants Into Compliance With Building, Fire, And Health Code Requirements; And (2) Award Said Grants In An Amount Not To Exceed Two-Hundred And Fifty Thousand Dollars (\$250,000) Per Grant To Provisionally Licensed Cannabis Applicants To Be Determined And Without Return To Council In A Cumulative Amount Not To Exceed Four Million Five-Hundred Thousand Dollars (\$4,500,000)

[23-0170](#)

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

Legislative History

3/9/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
3/30/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
4/11/23	*Special Community & Economic Development Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Committee approved this item to be forwarded with staff recommendations to the April 18, 2023 City Council Agenda On Consent

2 Speakers Spoke On This Item

4/13/23	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Consent

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

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:

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

S9 Subject: Covid-19 Eviction Moratorium Phase-Out And Amendments To The Just Cause Ordinance
From: Council President Fortunato Bas And President Pro Tempore Kalb
Recommendation: Adopt An Ordinance Establishing A Timeline For Termination Of The Moratorium On Residential Evictions, Rent Increases, And Late Fees Enacted In Response To The Covid-19 Pandemic (Ordinance Nos. 13589 C.M.S., 13594 C.M.S., 13606 C.M.S.); And Amending The Just Cause For Eviction Ordinance To: (1) Permanently Codify Certain Protections Established By The Moratorium; (2) Prohibit Evictions Based On Non-Payment Of Rent Where The Amount Demanded Is Less Than One Month Of Hud Fair Market Rent; (3) Require Landlords To Demonstrate Substantial Damage Before Evicting Tenants For Breach Of Lease; (4) Conform Occupancy Limitations To State Law; (5) Limit Evictions Of Resident Managers With Pre-Existing Tenancies; And (6) Make Other Non-Substantive Clarifying Amendments
[23-0216](#)

Attachments:

[View Report](#)

[View Legislation](#)

[View Supplemental Presentation - 4/6/2023](#)

[View Supplemental Amendments - 4/12/2023 Bas & Kalb](#)

[View Supplemental Amendments - 4/13/2023 Gallo](#)

[View Supplemental Report - 4/13/2023](#)

[View Supplemental Presentation - 4/13/2023](#)

[View Supplemental Legislation - 4/13/2023 Bas & Kalb](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON MAY 2, 2023.

Legislative History

3/23/23

*Rules & Legislation
Committee

Scheduled to the *Community & Economic
Development Committee

4/11/23

*Special Community &
Economic Development
Committee

Approved as Amended 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 Kalb, seconded by Councilmember Fife to approve the ordinance as amended and to be forwarded with committee recommendations to the April 18, 2023 City Council Agenda On Non Consent. The motion passed with 4 Ayes. The ordinance was approved to be forwarded as amended with the following amendments:

Of the Legislation, On page 1 of the Title, striking the (5) Limit Evictions Of Resident Managers With Pre Existing Tenancies; And (6) And (5)

On Page 4, adding four Whereas Clauses to read:

WHEREAS, continued advocacy of County, State and Federal government partners is necessary to secure additional resources to address the economic and housing impacts of COVID-19 on tenants and property owners; and

WHEREAS, the City Council finds that the Just Cause for Eviction Ordinance is consistent with Civil Code Section 1946.2 as (enacted by the Tenant Protection Act of 2019), and, in comparison to Civil Code Section 1946.2, further limits the reasons for termination of residential tenancy, provides additional tenant protections, and, in conjunction with other City ordinances, provides for higher relocation assistance amounts; and

WHEREAS, the City Council finds that the Just Cause for Eviction Ordinance as amended herein is more protective than the provisions of Civil Code Section 1946.2; and

WHEREAS, this action is exempt from the California Environmental Quality Act ("CEQA") pursuant to sections of the CEQA Guidelines, taken together and each as a separate and independent basis, including but not limited to: Section 15378 (regulatory actions), Section 15060(c)(2) (no direct or reasonably foreseeable indirect physical change in the environment), Section 15061(b)(3) (no significant environmental impact), and Section 15183 (consistent with the general plan or zoning); and

On Page 7, Section 8.22.360- Good cause required for eviction, Paragraph 2, adding, To establish a substantial violation of a material term of the tenancy, and or other tenants,

On Page 8, adding paragraph (d.) to read, For purposes of this section, failure to comply with income recertification requirements for deed-restricted affordable housing units shall be presumed to substantially violate a material term of the tenancy.

On Page 14, striking paragraph 9, and changing the 10th paragraph to read 9.

On Page 15, Section 9., adding the last sentence to read, City Council also directs the City Administrator to seek additional financial resources to address the economic and housing impacts of COVID-19 on tenants and property

owners.

On Page 16, adding Section 12. Directions to Rent Board. The City Council directs the City Administrator to work with the Rent Board to revise the Just Cause for Eviction Ordinance Regulations to implement newly added Just Cause provisions including, but not limited to, establishing further guidance on what constitutes "substantial actual damage" pursuant to O.M.C. 8.22.360A2.

Of the Notice And Digest, striking the (5) Limit Evictions Of Resident Managers With Pre Existing Tenancies; And (6) And (5)

80 Speakers Spoke On This Item

4/13/23

*Rules & Legislation
Committee

Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Non-Consent

OPEN FORUM / PUBLIC COMMENTS

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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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.**