



City of Oakland

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

Meeting Minutes - FINAL

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

Tuesday, April 18, 2023

4:00 PM

City Council Chamber, 3rd Floor

The Oakland Redevelopment Successor Agency And The City Council convened at 4:12 P.M., with Council President Bas presiding as Chairperson

The Roll Call was modified to note Councilmember Kaplan present at 4:28 p.m.

1 Call To Order

2 ROLL CALL / CITY COUNCIL

Excused 1 - Rebecca Kaplan

Present 7 - Carroll Fife, Noel Gallo, Dan Kalb, Janani Ramachandran, Treva Reid, Nikki Fortunato Bas, and Kevin Jenkins

**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 - 4/14/2023](#)
[View Revised Legislation - 4/14/2023](#)
[89650 CMS](#)

18 Speakers Spoke On This Item

A motion was made by Rebecca Kaplan, seconded by Carroll Fife, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Fife, Gallo, Kalb, Kaplan, Ramachandran, Reid, Fortunato Bas, and Jenkins

NO VOTE: 0

4 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF MARCH 21, 2023
[23-0262](#)

Attachments: [View Report](#)

A motion was made by Noel Gallo, seconded by Kevin Jenkins, that this matter be Approved. The motion carried by the following vote:

Aye: 8 - Fife, Gallo, Kalb, Kaplan, Ramachandran, Reid, Fortunato Bas, and Jenkins

NO VOTE: 0

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):

1 Speaker Spoke On This Item

AT 6:22 P.M. COUNCILMEMBER FIFE WAS NOTED EXCUSED. AT 7:15 P.M COUNCILMEMBER FIFE RETURNED TO THE MEETING

6 CONSENT CALENDAR (CC) ITEMS:

Approval of the Consent Agenda

A motion was made by Gallo, seconded by Kalb, to approve the Consent Agenda. The motion carried by the following vote:

Excused: 1 - Fortunato Bas

Aye: 7 - Fife, Gallo, Kalb, Kaplan, Ramachandran, Reid, and Jenkins

NO VOTE: 0

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](#)

[89651 CMS](#)

This City Resolution was Adopted.

- 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](#)
[89652 CMS](#)

This City Resolution was Adopted.

- 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](#)
[89653 CMS](#)

This City Resolution was Adopted.

- 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](#)

Attachments: [View Legislation](#)
[89654 CMS](#)

This City Resolution was Adopted.

- 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](#)
[89655 CMS](#)

This City Resolution was Adopted.

- 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](#)

Attachments: [View Report and Legislation](#)
[89656 CMS](#)

This City Resolution was Adopted.

- 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](#)
[89657 CMS](#)

This City Resolution was Adopted.

- 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](#)
[89658 CMS](#)

This City Resolution was Adopted.

- 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](#)
[89659 CMS](#)

This City Resolution was Adopted.

- 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](#)
[89660 CMS](#)

This City Resolution was Adopted.

- 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](#)
[89661 CMS](#)

This City Resolution was Adopted.

- 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](#)
[89662 CMS](#)

This City Resolution was Adopted.

- 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](#)

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

[View Supplemental Report 2/23/2023 - OPD Helicopter maintenance contract presentation PSC 27Feb2023](#)

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

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

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

[89663 CMS](#)

This City Resolution was Adopted.

- 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](#)

Attachments: [View Report](#)

[View Attachment A](#)

[View Legislation](#)

[89664 CMS](#)

This City Resolution was Adopted.

- 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](#)
[89665 CMS](#)

This City Resolution was Adopted.

- 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](#)

This Informational Report was Received and Filed.

- 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](#)
[89666 CMS](#)

This City Resolution was Adopted.

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](#)
[89667 CMS](#)

This City Resolution was Adopted.

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](#)
[89668 CMS](#)

This City Resolution was Adopted.

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](#)
[89669 CMS](#)

This City Resolution was Adopted.

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](#)
[89670 CMS](#)

This City Resolution was Adopted.

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](#)
[89671 CMS](#)

This City Resolution was Adopted.

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](#)
[89672 CMS](#)

This City Resolution was Adopted.

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](#)
[89673 CMS](#)

This City Resolution was Adopted.

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](#)
[89674 CMS](#)

This City Resolution was Adopted.

Subject: GoPort - 7th Street Grade Separation East Project
From: Transportation Department
Recommendation: Adopt 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](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/2/2023

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](#)
[89675 CMS](#)

This City Resolution was Adopted.

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](#)
[89676 CMS](#)

This City Resolution was Adopted.

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](#)

This Informational Report was Received and Filed.

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](#)

This Informational Report was Received and Filed.

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](#)
[89677 CMS](#)

This City Resolution was Adopted.

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](#)
[89678 CMS](#)

This City Resolution was Adopted.

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](#)
[89679 CMS](#)

This City Resolution was Adopted.

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](#)
[89680 C.M.S](#)

This City Resolution was Adopted.

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](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/2/2023

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](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/2/2023

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](#)

**This Ordinance was Approved On Introduction and Scheduled for Final Passage.
to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency
and the City Council to be heard 5/2/2023**

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](#)

[89681 CMS](#)

This City Resolution was Adopted.

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](#)

[89682 CMS](#)

This City Resolution was Adopted.

AT 6:29 P.M. COUNCIL PRESIDENT FORTUNATO BAS RELINQUISHED THE CHAIR AND PRESIDENT PRO TEMPORE KALB PRESIDED AS CHAIRPERSON

AT 7:19 P.M. COUNCIL PRESIDENT FORTUNATO BAS WAS NOTED PRESENT AND RESUMED PRESIDING AS CHAIR

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

3 Speakers Spoke On This Item

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:

At 9:49 P.M. A Motion Was Made By Councilmember Fife, Seconded By CouncilMember Kaplan And Carried With A Vote Of 7 Ayes; 1 Excused, (Reid) to extend the meeting past 10:00 P.M.

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](#)

[View Supplemental Legislation - 4/21/2023](#)

[View Revised Supplemental Legislation - 4/24/2023](#)

Council President Bas made a motion, President Pro Tempore Kalb seconded to approve the item as amended. The motion passed with a vote of 7 Ayes; 1 NO, Gallo. The ordinance was approved as amended on introduction and scheduled for Final Passage On The May 2, 2023 City Council Agenda with the following amendment:

Of the Supplemental Legislation 4/13/2023 Bas & Kalb,

striking paragraph, d. 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.

96 Speakers Spoke On This Item

A motion was made by Nikki Fortunato Bas, seconded by Dan Kalb, that this matter be Approved As Amended On Introduction and Scheduled for Final Passage to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 5/2/2023. The motion carried by the following vote:

Aye: 7 - Fife, Kalb, Kaplan, Ramachandran, Reid, Fortunato Bas, and Jenkins

No: 1 - Gallo

NO VOTE: 0

AT 11:17 P.M. COUNCIL PRESIDENT FORTUNATO BAS RELINQUISHED THE CHAIR AND PRESIDENT PRO TEMPORE KALB PRESIDED AS CHAIRPERSON.

AT 11:40 P.M. COUNCIL PRESIDENT FORTUNATO BAS WAS NOTED PRESENT AND RESUMED PRESIDING AS CHAIR

At 12:00 A.M. Councilmember Gallo was noted Absent

At 12:05 A.M. Councilmember Kaplan was noted Absent

OPEN FORUM / PUBLIC COMMENTS

6 Speakers Spoke During Open Forum

ADJOURNMENT OF COUNCIL SESSION

(Meeting Shall Conclude No Later Than 10:00 P.M., Unless Extended By Majority Vote Of The Council)

There being no further business, the Council adjourned the meeting in memory of Susan Bernosky at 12:15 a.m.

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.

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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.**