

City of Oakland

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



Meeting Agenda - DRAFT

Tuesday, December 19, 2023

4:00 PM

City Council Chamber, 3rd Floor

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

*Oakland City Hall, 1 Frank H. Ogawa Plaza,
Oakland, California, 94612*

City of Oakland Website: <http://www.oaklandca.gov>

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/85788959392> 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: 857 8895 9392
If asked for a participant ID or code, press #.

PUBLIC COMMENT WILL BE TAKEN ON EACH ACTION ITEM. ALL MEMBERS OF THE PUBLIC WISHING TO SPEAK MUST FILL OUT A SPEAKER CARD FOR EACH ITEM. SPEAKERS' CARDS MUST BE RECEIVED BY THE CITY CLERK BEFORE THE ITEM IS READ INTO THE RECORD. COMMENTS ON ITEMS NOT ON THE AGENDA WILL BE TAKEN DURING OPEN FORUM AT THE END OF THE MEETING.

ELECTRONIC SPEAKER CARDS/PUBLIC COMMENTS:

- eComment. To send your comment directly to Council members go to <https://oakland.legistar.com/calendar.aspx> and click on the "eComment" link for the corresponding meeting. Please note that eComment submission closes twenty-four (24) hours before meeting start time.
- To Comment In Person Members Of The Public Must Submit A Separate Speaker Card For Each Item On The Agenda To The City Clerk Before The Item Is Called.
- To Submit An Electronic Speaker Card, Members Of The Public Must (1) Visit The City Of Oakland Meeting Calendar Website At: <https://oakland.legistar.com/Calendar.aspx> (2) Click the hyperlink labeled 'eComment' in the far right column of the meeting you wish to participate, (You Will Be Redirected To The Specific Meeting Webpage); And (3) Register To 'Sign In To Speak' For Each Agenda Item(s) You Wish To Speak to.

***To Be Recognized To Speak Via ZOOM, Speaker Cards Must Be Submitted and Received Before The City Clerk Reads the Item Into the Record.**

• Once You Have Submitted Your Speaker Card - Your Zoom Profile Name Will Be Acknowledged To Speak When Public Comment Is Taken. When your name is called please raise your hand in zoom (By Pressing “*9”) and Unmute Your Self By Pressing *6. You Will Be Permitted To Speak During Your Turn. Instructions On How To “Raise Your Hand” Is Available At: <https://support.zoom.us/hc/en-us/articles/205566129-Raise-Hand-In-Webinar>.

Agenda Management Unit at cityclerk@oaklandca.gov

- 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: Honoring And Celebrating Outgoing City Auditor Courtney Ruby
From: Council President Fortunato Bas And President Pro Tempore Kalb
Recommendation: Adopt A Resolution Honoring And Celebrating Outgoing City Auditor
Courtney Ruby For More Than 13 Years Of Exemplary Service To The City Of Oakland
[23-0895](#)

Sponsors: Kalb and Fortunato Bas

Legislative History

11/2/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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As A Ceremonial

President Pro Tempore Kalb Was Added As A Co-Sponsor

11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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As A Ceremonial

- 4** Approval Of The Draft Minutes From The Meetings Of November 27, 2023, November 28,
2023 And December 5, 2023
[23-0973](#)

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
[23-0968](#)

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
[23-0969](#)

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
[23-0970](#)

Attachments: [View Legislation](#)

- 6.4** Subject: Safe Work Zone Ordinance
From: Public Works Department
Recommendation: Adopt An Ordinance Adding Chapter 9.06 To The Oakland Municipal Code To (1) Allow City Employees And Essential Infrastructure Workers Carrying Out Their Duties On Public Property To Establish Safe Work Zones Subject To Specified Criteria To Protect First Amendment Rights And The Safety Of Such Workers And The Public; And (2) Make Willful Failure To Leave A Designated Safe Work Zone, After Request By A Peace Officer, A Misdemeanor
[22-0904](#)

Sponsors: Reid

Attachments: [View Report](#)

[View Legislation](#)

[View Supplemental Report - 11/20/2023](#)

[View Supplemental Attachment A - /11/20/2023](#)

[View Supplemental Legislation - 11/20/2023](#)

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 5, 2023; 8 Ayes

Legislative History

11/3/22	*Rules & Legislation Committee	Scheduled to the *Special Public Works Committee
11/17/22	*Rules & Legislation Committee	Scheduled to the *Public Works Committee

12/12/22	*Special Public Works Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>A motion was made by Councilmember Taylor, seconded by Councilmember Gallo to forward staff recommendations to the December 20, 2022, City Council Agenda on Non-Consent. The motion passed with a vote of 2 Ayes: Taylor, Gallo; 1 Abstained: Kalb; 1 Excused: Thao</i> <i>The Committee approved this item to be forwarded and to return and provide the following in the supplemental: Include language with written specificity of what the new law would include versus present law and establishing parameters.</i>
12/15/22	*Rules & Legislation Committee	No Action Taken <i>This item was withdrawn and not scheduled.</i>
11/9/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>On Consent</i> <i>Councilmember Reid Was added as a co-author</i> <i>Pursuant to Rule 24, a statement was made on record as to the item bypassing committee.</i>
12/5/23	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 6.5** Subject: Reusable Foodware And Plastic Litter Reduction Ordinance Report
From: President Pro Tempore Kalb And Councilmember Gallo
Recommendation: Adopt An Ordinance To Reduce Litter On Our Streets And In Our Water Ways By: (1) Requiring Prepared Food Vendors To Use Reusable Food Service Ware For Dining On Premises, (2) Allowing Customer-Provided Reusable Beverage Cups And Food Containers For Take-Out, (3) Requiring That Prepared Food Vendors Shall Only Provide Disposable Foodware Accessories Upon Request, (4) Requiring Reusable Beverage Cups At City Facilities, (5) Requiring Reusable Beverage Cups At Large Venues, (6) Requiring Reusable Beverage Cups At Large Events, (7) Prohibiting The City Purchase, Sale, Or Distribution Of Packaged Water, (8) Encouraging The Installation Of Accessible Water Bottle Refill Stations At City Owned And Operated Facilities, And (9) Requiring Compliant Disposable Food Service Ware For Food Service; And Making California Environmental Quality Act Findings

[23-0866](#)

Sponsors: Gallo

Attachments: [View Report](#)

[View Legislation](#)

[View Supplemental Presentation - 11/9/2023](#)

[View Supplemental Legislation - 11/9/2023](#)

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 5, 2023; 8 Ayes

Legislative History

10/26/23	*Rules & Legislation Committee	Scheduled to the * Public Works And Transportation Committee
11/14/23	* Public Works And Transportation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
		<i>There were 8 speakers on this item. Approved for consent</i>
11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
		<i>On Consent</i>
12/5/23	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

6.6 Subject: Amendment To Rent Registry Ordinance
From: Housing And Community Development Department
Recommendation: Adopt An Ordinance Amending The Rent Registry Ordinance
(Ordinance No. 13695 C.M.S.) To Modify The 2024 Registration Deadline From March 1,
2024 To July 1, 2024
[23-0820](#)

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

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 5, 2023; 8 Ayes

Legislative History

10/19/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
11/14/23	*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
	<i>On Consent</i>	
	<i>2 Speakers Spoke On This Item</i>	
11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	
12/5/23	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 6.7** Subject: Remove Cap On Cannabis Special Event Permits, Authorize Cannabis Equity Applicants To Convert Loans To Grants And Transfer Permits
From: Economic And Workforce Development Department
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code By: (1) Removing The Limit On The Number Of Special Event Permits Involving The Sale And/Or Consumption Of Cannabis; (2) Adding A Provision For The Transfer Of A Cannabis Permit Issued To An Equity Applicant To A General Applicant; (3) Making Administrative Changes On The Permitting Of Commercial Cannabis Activity; And (4) Making California Environmental Quality Act Findings
[23-0824](#)

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

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 5, 2023; 8 Ayes

Legislative History

10/19/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
11/14/23	*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
	<i>On Consent</i>	
	<i>5 Speakers Spoke On This Item</i>	
11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	
12/5/23	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 6.8** Subject: Approval For Oakland Feather River Camp Special Use Permit With USDA And License Agreement With Camps In Common
From: Parks, Recreation And Youth Development Department
Recommendation: Adopt An Ordinance (A) Authorizing The City Administrator To Negotiate And Execute A License Agreement With Camps In Common, A California Nonprofit Organization, For Outdoor Programming At The Oakland Feather River Camp Located In Quincy, California At A Rate Of One Dollar (\$1.00) Per Year, Plus Any Federal Land Use Fees In Excess Of Three Thousand Dollars (\$3,000), For A Five-Year Term With Three Five Year Options To Renew Without Returning To Council; (B) Making Findings That The License For Below Fair Market Value Is In The Best Interests Of The City; And (C) Making Appropriate California Environmental Quality Act Findings
[23-0828](#)

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

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 5, 2023; 8 Ayes

Legislative History

10/19/23	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
11/14/23	*Life Enrichment Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
11/30/23	*Rules & Legislation Committee	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	
12/5/23	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 6.9** Subject: Amendment To Rent Ordinance And Rent Adjustment Program Regulations
From: Housing And Community Development Department
Recommendation: Adopt An Ordinance Amending Chapter 8.22 Of The Oakland Municipal Code To (1) Amend The Rent Adjustment Program Ordinance To (A) Remove The Requirement That A Tenant Be Current On Rent In Order To File Or Respond To A Petition With The Rent Adjustment Program; (B) Increase Restitution Period For Decreased Housing Service Petitions; (C) Clarify Certificates Of Exemption Following Change In Law Or Circumstances; And (D) Make Other Clarifying Changes; And (2) Amend The Ellis Act Ordinance To Be Consistent With State Law
[23-0821](#)

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

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 5, 2023; 8 Ayes

Legislative History

10/19/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
11/14/23	*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
<i>On Non-Consent</i>		
<i>5 Speakers Spoke On This Item</i>		
11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
<i>On Non-Consent</i>		
12/5/23	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
<i>13 Speakers Spoke On This Item</i>		

- 6.10** Subject: Accepting, Appropriating, And Allocating Grant To Public Ethics Commission For Democracy Dollars
From: Council President Fortunato Bas And Nicolas Heidorn, Public Ethics Commission Executive Director
Recommendation: Adopt A Resolution (1) Accepting And Appropriating A Grant From The Evelyn And Walter Haas, Jr., Fund In An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000) For The Period Of January 15, 2024, To July 15, 2025; And (2) Authorizing The City Administrator To Take All Steps Necessary For The City To Receive The Grant; And (3) Allocating Grant Funds In An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000) To Fund 1.0 Full-Time Equivalent Democracy Dollars Outreach Specialist Position In The Public Ethics Commission For The Period Of April 1, 2024, To June 30, 2025, With Any Remaining Funds Used For Program-Related Non-Salary Outreach Expenses

[23-0964](#)

Sponsors: Fortunato Bas and Public Ethics Commission

Legislative History

11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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On Consent

A typo was noted in the year and was noted to be corrected to reflect January 15, '2024'

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

- 6.11** Subject: Honoring Lorna Guice
From: Finance Department
Recommendation: Adopt A Resolution Commending And Honoring Lorna Guice For 33 Years Of Exemplary Service To The City Of Oakland

[23-0959](#)

Sponsors: Finance Department

Legislative History

11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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On Consent

- 6.12** Subject: FY 2023-24 OPD Crime Lab Coverdell Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Grant Funds In An Amount Not To Exceed Sixty-Three Thousand Seven Hundred Dollars (\$63,700) From The California Governor's Office Of Emergency Services (CALOES), For The 2022 Paul Coverdell Forensic Science Improvement Program, During The Grant Period Of April 1, 2023-June 20, 2024, To Support The Oakland Police Department (OPD) Crime Laboratory Operations

[23-0960](#)

Sponsors: Oakland Police Department

Legislative History

11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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On Consent

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

- 6.13** Subject: Clinical Mental Health Services Contract
From: Department Of Violence Prevention
Recommendation: Adopt A Resolution Waiving The City Of Oakland's Local And Small Local Business Enterprise Program Requirements And Awarding A New Professional Services Agreement To Healing Change Therapy And Consulting, Inc. For Clinical Mental Health Services In An Amount Not To Exceed One Hundred Fifty Thousand Dollars (\$150,000) For A Term Ending June 30, 2025

[23-0961](#)

Legislative History

11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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On Consent

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

- 6.14** Subject: MOU With UC Berkeley For Community Engagement Team Program
From: Department Of Violence Prevention
Recommendation: Adopt A Resolution Authorizing The Department Of Violence Prevention (DVP) To Enter Into A Memorandum Of Understanding With The University Of California, Berkeley's Possibility Lab Regarding The DVP's Community Engagement Team Program

[23-0962](#)

Legislative History

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

On Consent

On Consent

- 6.17** Subject: Local Immigration And Integration Grant Agreements For FY23-FY25.
From: Economic Workforce Development Department
Recommendation: Adopt A Resolution Accepting And Appropriating A Grant Of \$275,049 For The Local Immigration And Integration Grant (LIIG) Award From The California Governor's Office Of Business And Economic Development (GOBIZ) And Awarding Grant Agreements To The Non-Profit Organizations The Spanish Speaking Unity Council Of Alameda County, Inc. ("The Unity Council") In A Total Amount Not To Exceed One Hundred Forty-Nine Thousand Five Hundred Dollars (\$149,500) And Feed The Hunger Fund In A Total Amount Not To Exceed Sixty-One Thousand Seven Hundred Fifty Dollars (\$61,750) To Immediately Provide Immigrant Entrepreneurs With Technical Assistance, Training And Support Services For Fiscal Years 2023-2025
[23-0921](#)

Sponsors: Economic & Workforce Development Department

Legislative History

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

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

11/30/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
<i>A Title Change Was Accepted</i>		

- 6.18** Subject: Appointments To The Commission On Aging
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Jacqueline Johnson, Lisa Malul, And Robert Scott As Members Of The Commission On Aging
[23-0980](#)

Sponsors: Office Of The Mayor

Attachments: [View Report And Legislation](#)

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:

- 8.1 Subject: Appeal Of PLN20124 Commercial Project At 1431 Franklin Street
From: Planning And Building Department
Recommendation: Conduct A Public Hearing, And Upon Conclusion, Adopt One Of The Following Three Options:

1) A Resolution Denying The Appeal By Geoffrey Pete And Uphold The Planning Commission's Environmental Determination And Approval Of Two Major Conditional Use Permits And Regular Design Review For The Construction Of A 27-Story Commercial Office Building With An Above Grade Parking Garage At 1431 Franklin Street, Oakland, CA (Project Case No. PLN20124); Or

Provided The City Council Can Make The Appropriate Findings, Either

2) A Motion To Direct Staff To Prepare A Resolution For Future City Council Consideration To Deny The Appeal With Additional Conditions; Or

3) A Motion To Direct The City Administrator Or Designee To Prepare A Resolution For Future City Council Consideration To Uphold The Appeal

[23-0801](#)

Sponsors: Planning & Building Department

Attachments: [View Report](#)

[View Attachment A1](#)

[View Attachment A2](#)

[View Attachment A3](#)

[View Attachment A4](#)

[View Attachment B](#)

[View Attachment C](#)

[View Legislation](#)

Legislative History

10/12/23	*Rules & Legislation Committee <i>A Title Change Was Accepted</i>	Continued to the *Rules & Legislation Committee
10/19/23	*Rules & Legislation Committee <i>The Committee Approved To Place This Item On The Rules And Legislation Committee Pending List - No Date Specific.</i>	Scheduled to the *Rules & Legislation Committee
10/26/23	*Rules & Legislation Committee <i>As A Public Hearing</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

11/30/23

*Rules & Legislation
Committee

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

As A Public Hearing

A Title Change Was Accepted

8.2 Subject: Appeal Of PLN20125 Residential Project At 1431 Franklin Street
From: Planning And Building Department
Recommendation: Conduct A Public Hearing, And Upon Conclusion, Adopt One Of The
Following Three Options:

1) A Resolution Denying The Appeal By Geoffrey Pete And Uphold The Planning
Commission's Environmental Determination And Approval Of Two Major Conditional Use
Permits And Regular Design Review For The Construction Of A 40-Story Residential
Tower With 381 Dwelling Units And An Above Grade Parking Garage At 1431 Franklin
Street, Oakland, CA (Project Case No. PLN20125); Or

Provided The City Council Can Make The Appropriate Findings, Either

2) A Motion To Direct Staff To Prepare A Resolution For Future City Council
Consideration To Deny The Appeal With Additional Conditions; Or

3) A Motion To Direct The City Administrator Or Designee To Prepare A Resolution For
Future City Council Consideration To Uphold The Appeal

[23-0802](#)

Sponsors: Planning & Building Department

Attachments: [View Report](#)

[View Attachment A1](#)

[View Attachment A2](#)

[View Attachment A3](#)

[View Attachment A4](#)

[View Attachment B](#)

[View Attachment C](#)

[View Legislation](#)

Legislative History

10/12/23

*Rules & Legislation
Committee

Continued to the *Rules & Legislation
Committee

A Title Change Was Accepted

10/19/23

*Rules & Legislation
Committee

Scheduled to the *Rules & Legislation
Committee

*The Committee Approved To Place This Item On The Rules And Legislation
Committee Pending List - No Date Specific.*

10/26/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>As A Public Hearing</i>	
11/30/23	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>As A Public Hearing</i>	

A Title Change Was Accepted

- 8.3** Subject: Keeping Kids Close To Home Act And Clean-Up Planning Code Amendments
From: Planning And Building Department
Recommendation: Conduct A Public Hearing, And Upon Conclusion Adopt An Ordinance
(1) Amending Chapter 17.10 Of The Oakland Planning Code, As Recommended By The
Planning Commission, To Revise The Definitions For Permanent Residential And
Semi-Transient Residential Activity Types; (2) Amending The Planning Code, As
Recommended By The Planning Commission, To Incorporate Various Clean-Up Items
Related To The General Plan Update Phase I Planning Code Amendment Package; (3)
Amending The Existing Exemption From Business Taxes For Family Daycares Under
Section 5.04.263 Of The Oakland Municipal Code To Conform With The Keeping Kids
Close To Home Act (Senate Bill 234); And (4) Making Related California Environmental
Quality Act Findings
[23-0904](#)

Sponsors: Planning & Building Department

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

Legislative History

11/9/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
	<i>And On The December 19, 2023 City Council Agenda As A Public Hearing</i>	

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

- 9** Subject: OPD Staffing Report
From: Oakland Police Department
Recommendation: Receive An Informational Report Of Oakland Police Department's Q2
And Q3 2023 Staffing
[23-0838](#)

Sponsors: Oakland Police Department

Legislative History

10/19/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
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11/30/23

*Rules & Legislation
Committee

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

On 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

Phone: (510) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Relay Service: 711

**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.**