



City of Oakland

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

Meeting Minutes - FINAL Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

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

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

Tuesday, September 19, 2023

2:00 PM

City Council Chamber, 3rd Floor

The Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council convened at 2:20P.M, with Council President Bas presiding as Chairperson.

1 Call To Order

2 ROLL CALL / CITY COUNCIL

Present 8 - Carroll Fife, Noel Gallo, Kevin Jenkins, Dan Kalb, Rebecca Kaplan, Janani Ramachandran, Treva Reid, and Nikki Fortunato Bas

3 ACTIONS ON SPECIAL ORDERS OF THE DAY

**(Ceremonial Presentations, Reports/Presentations From The Mayor,
Council Acknowledgements/Announcements):**

**4 APPROVAL OF THE DRAFT MINUTES FROM THE MEETINGS OF JUNE 26, 2023
AND JULY 18, 2023**

[23-0627](#)

Attachments: [View June 26, 2023 City Council Draft Minutes](#)

[View July 18, 2023 City Council Draft Minutes](#)

**A motion was made by Noel Gallo, seconded by Rebecca Kaplan, that this matter
be Accepted. The motion carried by the following vote:**

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

NO VOTE: 0

7 ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION AND
DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS
[23-0624](#)

Attachments: [July 20, 2023 Closed Session Report of Final Action - Armando Foster v. City Oakland, Stak Zahourek, and DOES 1 – 50](#)
[July 20, 2023 Closed Session Report of Final Action - Elizabeth Youhn v. City of Oakland, Athol LLC and DOES 1-20](#)
[July 20, 2023 Closed Session Report of Final Action - Marjorie Hall v. City of Oakland and Does 1 through 20, inclusive](#)
[July 20, 2023 Closed Session Report of Final Action - Rebecca Bauen v. City of Oakland, and Does 1-100](#)

2 Speakers Spoke On This Item

A motion was made by Noel Gallo, seconded by Rebecca Kaplan, that this matter be Accepted. The motion carried by the following vote:

Abstained: 1 - Jenkins

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

NO VOTE: 0

3.2 Subject: Resolution Honoring Angela Robinson Piñon
From: Office Of The City Administration, Council President Fortunato Bas And Councilmember Fife
Recommendation: Adopt A Resolution Congratulating Angela Robinson Piñon For Her More Than 9 Years Of Exemplary Service To The City Of Oakland
[23-0622](#)

Attachments: [View Legislation](#)

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

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

NO VOTE: 0

- 3.1 Subject: Celebrating Oakland LGBTQ Pride 2023
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Affirming Oakland's Commitment To Queer And Trans Liberation; Recognizing, Celebrating, And Honoring Oakland LGBTQ Pride Events And Outstanding LGBTQ Oaklanders And Organizations; And Declaring September 2023 "Oakland LGBTQ Pride Month"
[23-0431](#)

Attachments: [View Legislation](#)
[View Supplemental Legislation - 9/12/2023](#)

1 Speaker 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, Jenkins, Kalb, Kaplan, Ramachandran, Reid, and Fortunato Bas

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):
- 6 **CONSENT CALENDAR (CC) ITEMS:**

Approval of the Consent Agenda

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

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

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
[23-0628](#)

Attachments: [View Legislation](#)

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
[23-0629](#)

Attachments: [View Legislation](#)

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
[23-0630](#)

Attachments: [View Legislation](#)

This City Resolution was Adopted.

- 6.4** Subject: Oakland GO Bonds, Series 2023 (Measures DD, KK, U)
From: Finance Department
Recommendation: Adopt An Ordinance Providing For The Borrowing Of Funds And The Issuance And Sale Of General Obligation Bonds In An Amount Not To Exceed \$165,000,000 And Approving Certain Related Matters
[23-0528](#)

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

This Ordinance was Approved for Final Passage.

- 6.5** Subject: Long Term License Agreement And State Grant For Peralta Hacienda Activities
From: Parks, Recreation And Youth Development
Recommendation: Adopt An Ordinance (1) Authorizing The City Administrator To Negotiate And Execute A License Agreement With The Friends Of Peralta Hacienda Historical Park To Provide Programming At The Peralta House, Adjacent Community Family Gardens, Storage Building, And Center For History And Community, For A 5-Year Term With Two 5-Year Options At A Rate Of One Dollar (\$1.00) Per Year; (2) Making Findings That The License For Below Market Rate Is In The Best Interest Of The City; And (3) Making Appropriate California Environmental Quality Act(CEQA) Findings
[23-0519](#)

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

This Ordinance was Approved for Final Passage.

- 6.6** Subject: Ordinance Amending The Duties Of The Library Advisory Commission
From: Oakland Public Library
Recommendation: Adopt An Ordinance Amending And Reenacting Ordinance No. 8064 C.M.S., As Amended By Ordinance Nos. 11730 C.M.S., 12879 C.M.S., 13174 C.M.S. And 13560 C.M.S., To Change The Name Of The Library Advisory Commission To The Library Commission, Modify Quorum Requirements, And Amend The Duties To Include Oversight Of The 2022 Library Funding Parcel Tax
[23-0573](#)

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

This Ordinance was Approved for Final Passage.

- 6.7** Subject: Salary Ordinance Amendment For Mayor
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Increase The Salary Of The Mayor
[23-0574](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Legislation - 7/13/2023](#)

A motion was made by Rebecca Kaplan, seconded by Dan Kalb, that this matter be Approved for Final Passage. The motion carried by the following vote:

Aye: 6 - Fife, Jenkins, Kalb, Kaplan, Ramachandran, and Fortunato Bas

No: 2 - Gallo, and Reid

NO VOTE: 0

- 6.8** Subject: Budget Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of
Armand Bryan And John Mckenna To The Budget Advisory Commission
[23-0676](#)

Attachments: [View Report And Legislation](#)

*The Council approved to adopt the resolution as amended by striking John
Mckenna from the Legislation*

**A motion was made by Rebecca Kaplan, seconded by Dan Kalb, that this matter
be Adopted as Amended. The motion carried by the following vote:**

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

NO VOTE: 0

- 6.9** Subject: Business Tax Board Of Review
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Nick
Peraino To The Business Tax Board Of Review
[23-0677](#)

Attachments: [View Report And Legislation](#)

This City Resolution was Adopted.

- 6.10** Subject: Cannabis Regulatory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Reappointment Of Hellen Harvey,
Javier Armas, And Chaney Turner, And The Appointment Of Yulie Padmore And Tariq
Ikharo, As Members Of The Cannabis Regulatory Commission
[23-0678](#)

Attachments: [View Report And Legislation](#)

This City Resolution was Adopted.

6.11 Subject: Library Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Gabrielle Sloan-Law And Reappointment Of Cristina Tostado To The Library Advisory Commission
[23-0679](#)

Attachments: [View Report And Legislation](#)

This City Resolution was Adopted.

6.12 Subject: Commission On Persons With Disabilities
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Cathy Eberhardt And Appointment Of Linda St. Julian And Mohamad Anwar Baroudi To The Commission On Persons With Disabilities
[23-0680](#)

Attachments: [View Report And Legislation](#)

This City Resolution was Adopted.

6.13 Subject: Taxation And Assessment Board Of Review
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Nick Peraino To The Oakland Taxation And Assessment Board Of Review
[23-0681](#)

Attachments: [View Report And Legislation](#)

This City Resolution was Adopted.

6.14 Subject: Youth Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Darby Hatfield, And Appointments Of Calupe Kaufusi, Ana Xu Li, Areli Chavez, Anohki Mehta, Katie Liang, Steve Nguyen, Amber Johnson, Michelle Wong, Haniel Kebede, And Olivia Richardson Feldman As Members Of The Oakland Youth Commission
[23-0682](#)

Attachments: [View Report And Legislation](#)

This City Resolution was Adopted.

6.15 Subject: Armando Foster V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Armando Foster V. City Of Oakland, Stak Zahourek, And Does 1 - 50, Alameda County Superior Court Case No. 21cv004024, City Attorney's File No. 33710, In The Amount Of One Hundred Ninety Thousand Dollars And Zero Cents (\$190,000.00) (Oakland Police Department - Auto Accident)
[23-0656](#)

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

This City Resolution was Adopted.

6.16 Subject: Elizabeth Youhn V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise, And Settle The Case Of Elizabeth Youhn V. City Of Oakland, Athol, LLC., And Does 1 Through 20 Inclusive, Alameda County Superior Court Case No. Rg21094482, City Attorney File No. 34268, In The Amount Of One Hundred And Fifty Thousand Dollars And No Cents (\$150,000) (Department Of Transportation - Dangerous Condition)
[23-0657](#)

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

This City Resolution was Adopted.

6.17 Subject: Marilyn Risi V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Marilyn Risi V. City Of Oakland, Heart And Dagger LLC, Heart And Dagger Saloon, And Does 1 To 10, Alameda County Superior Court Case No. Rg21102752, City Attorney's File No. 34446, In The Amount Of Thirty-Five Thousand Dollars And Zero Cents (\$35,000.00) (Department Of Transportation - Dangerous Condition Of Public Property)
[23-0658](#)

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

This City Resolution was Adopted.

6.18 Subject: Marjorie Hall V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Marjorie Hall V. City Of Oakland And Does 1 Through 20, Inclusive, Alameda County Superior Court Case No. Rg21108908, City Attorney's File No. 34452, In The Amount Of Forty-Five Thousand Dollars And Zero Cents (\$45,000.00) (Oakland Fire Department - Motor Vehicle Accident)
[23-0659](#)

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

This City Resolution was Adopted.

6.19 Subject: Rebecca Bauen V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Rebecca Bauen V. City Of Oakland, And Does 1-100, Alameda County Superior Court Case No. 22CV005847, City Attorney File No. 34262, In The Amount Of Six Hundred Thousand Dollars And Zero Cents (\$600,000.00) (Department Of Transportation - Dangerous Condition Of Public Property)
[23-0660](#)

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

This City Resolution was Adopted.

6.20 Subject: Reparations Task Force Final Report Recommendations
From: Councilmember Fife
Recommendation: Adopt A Resolution In Support Of The Recommendations Identified In The Final Report From The California Task Force To Study And Develop Reparation Proposals For African Americans; And Declaring Council's Intent To Implement Those Recommendations Which Potentially And Substantially Improve Conditions For Black Oaklanders And To Advocate For The Statewide And Federal Implementation Of The Reforms Presented In The Final Report
[23-0673](#)

Attachments: [View Legislation](#)

This City Resolution was Adopted.

6.21 Subject: 2023 Direct Community Grant Awards
From: Finance Department
Recommendation: Adopt A Resolution Awarding Grant Agreements To The 2023 Direct Community Grant Recipients For A Total Amount Not To Exceed Seven Hundred And Fifty Thousand Dollars (\$750,000) For Fiscal Year 2023-2024
[23-0634](#)

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

This City Resolution was Adopted.

6.22 Subject: Resolution Accepting The Police Commission Selection Panel's Slate Of Two Police Commissioners
From: City Administrator's Office
Recommendation: Adopt A Resolution Accepting The Police Commission Selection Panel's Slate Of Two Commissioners, Karely Ordaz And Wilson Riles, To Serve On The Oakland Police Commission
[23-0670](#)

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

This City Resolution was Adopted.

6.23 Subject: CIP Portfolio PMWEB Contract Amendment - Extension Date Correction
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: Amend Resolution No. 89649 C.M.S. To Correct The Start Date Of The Extended PMWEB Contract Term To October 1, 2023, Instead Of December 31, 2023, For Support Services, Functionality, Licenses, Training, And Enhancements For The PMWEB Application Through December 31, 2028
[23-0671](#)

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

This City Resolution was Adopted.

6.24 Subject: OPD Byrne Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate The Fiscal Year (FY) 2023-2025 Byrne Discretionary Community Project Funding/Byrne Discretionary Grants Program Allocation In The Amount Of Six Hundred Forty-Six Thousand Dollars (\$646,000) To Fund The Oakland Police Department's Procedural Justice/Community Police Trust Project

[23-0672](#)

Attachments: [View Report](#)

[View Legislation](#)

This City Resolution was Adopted.

6.25 Subject: OPD STEP Grant Report
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Grant Funds In The Amount Of Five Hundred And Two Thousand Six Hundred Dollars (\$502, 600) From The State Of California's Office Of Traffic Safety (OTS) Selective Traffic Enforcement Program (STEP) For The Fiscal Year 2023-2024, To Be Administered By The Oakland Police Department (OPD), And Authorizing The General Purpose Services Fund To Contribute Eighty-Two Thousand Seven Hundred Seventy-Eight Dollars (\$82,778) To Cover Related Central Services Overhead Charges

[23-0635](#)

Attachments: [View Report](#)

[View Legislation](#)

This City Resolution was Adopted.

6.26 Subject: OPD DNA Backlog Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Accept And Appropriate Grant Funds In An Amount Not To Exceed Three Hundred Thirty-One Thousand Three Hundred Eighty-Seven Dollars (\$331,387) From The U.S. Department Of Justice, Office Of Justice Programs, Bureau Of Justice Assistance For Implementation Of The FY (Fiscal Year) 2023 DNA Capacity Enhancement For Backlog Reduction (CEBR) Program For The Oakland Police Department (OPD); And

(2) Waiving The City's Advertising And Competitive Bidding Requirements For And Authorizing The Purchases Of The Following DNA Typing Supplies And Equipment: (A) Qiagen For Sixty-Three Thousand Two Hundred Dollars (\$63,200), (B) Promega For One Hundred Thirty-Three Thousand Four Hundred Seventy-Four Dollars (\$133,474), (C) Thermo Fisher Scientific/Life Technologies For Thirty-Eight Thousand Two Hundred Eighteen Dollars (\$38,218), (D) NicheVision For Thirty-One Thousand Five Hundred Ninety-Three Dollars (\$31,593), And (E) Hamilton Or Promega For Fifty-Five Thousand Dollars (\$55,000)

[23-0612](#)

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

This City Resolution was Adopted.

6.27 Subject: OPD MOU With FBI For Combined DNA Index System (CODIS)
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator On Behalf Of The City Of Oakland (City) To Allow The Oakland Police Department (OPD) To Enter Into A Memorandum Of Understanding (MOU) With The Federal Bureau Of Investigation (FBI) Laboratory Division For The Continued Use Of CODIS And Its Administration Within The State Of California

[23-0619](#)

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

This City Resolution was Adopted.

6.28 Subject: Oakland GO Bonds, Series 2023 Measure KK And U Sale And Projects
From: Finance Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Identifying Projects Authorized For Funding With Proceeds Of City Of Oakland General Obligation Bonds (Measure KK), Series 2023d (Tax-Exempt) Issued Pursuant To The 2016 Infrastructure Bond Ordinance (Measure KK), And City Of Oakland General Obligation Bonds (Measure U), Series 2023A-1 (Tax-Exempt) And Series 2023A-2 (Taxable) (Social Bonds) Issued Pursuant To The 2022 Affordable Housing And Infrastructure Bond Ordinance (Measure U), And Allocating Bond Proceeds For The Identified Projects; And
[23-0663](#)

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

Clarification was stated on the record that the financing will not be sold through a competitive sale, rather an negotiated sale. This financing will be sold through a negotiated sale, given the volatile market conditions and the complexity of the bonds which consist of multiple ballot measures and series, a negotiated financing would provide structure flexibility, timing and marketing of the bonds to have a successful transaction.

This City Resolution was Adopted.

2) A Resolution Approving The Issuance And Sale Of One Or More Series Of City Of Oakland General Obligation Bonds (Measure KK And/Or Measure U) In An Aggregate Principal Amount Not To Exceed \$165,000,000; Approving The Terms Of Sale Of Said Bonds; Approving The Form Of And Authorizing The Execution And Delivery Of A Fiscal Agent Agreement, Continuing Disclosure Certificate And Bond Purchase Agreement; Approving The Form Of And Authorizing The Distribution Of A Preliminary Official Statement And Authorizing The Execution And Delivery Of An Official Statement; And Authorizing Necessary Actions Related Thereto

[23-0664](#)

Attachments: [View Report](#)

[View Attachment A](#)

[View Attachment B](#)

[View Attachment C](#)

[View Legislation](#)

Clarification was stated on the record that the financing will not be sold through a competitive sale, rather an negotiated sale. This financing will be sold through a negotiated sale, given the volatile market conditions and the complexity of the bonds which consist of multiple ballot measures and series, a negotiated financing would provide structure flexibility, timing and marketing of the bonds to have a successful transaction.

In addition, clarification was stated on the record regarding the not-to-exceed amount of \$165 million:

This is just a not-to-exceed amount, the amount to be issued will depend on market conditions on the day of pricing. The issued amount will consist of the amount needed to fund the projects list attached to the Project Resolution, plus the cost of issuance of the financing.

This City Resolution was Adopted.

6.29 Subject: Contract Authorization: On-Call Sewer Cleaning, Televising, And Repair
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding Two Construction Contracts In An Amount Not To Exceed Two Million Dollars (\$2,000,000) Per Contract For The Three-Year Period From FY 2023-24 To Fy 2025-26 To: (1) National Plant In Accordance With Plans And Specifications For On-Call Sewer Cleaning And Televising And (2) Pipe And Plant Solutions, Inc. In Accordance With Plans And Specifications For On-Call Sewer Cleaning, Televising, And Repair, Each For A Total Contract Amount Not To Exceed Four Million Dollars (\$4,000,000) For A Term Of Three Years, With Three, One-Year Options To Extend Each Of The Aforementioned Construction Contracts At The Same Annual Contract Amount Of Two Million Dollars; And (3) Adopting Appropriate California Environmental Quality Act Findings.

[23-0653](#)

Attachments: [View Report](#)

[View Resolution](#)

[Attachment A Summary of Qualifications](#)

[Attachment B Contract Compliance Evaluations DWES](#)

[Attachment C Contractor Compliance Evaluation](#)

This City Resolution was Adopted.

6.30 Subject: OMSS LDDA Extension Amendment
From: Economic And Workforce Development Department
Recommendation: Adopt The Following Pieces Of Legislation:
1) An Ordinance (1) Authorizing The City Administrator To Negotiate And Execute A Third Amendment To The Lease Disposition And Development Agreement Between The City Of Oakland And OMSS, LLC, For Development Of An Ancillary Maritime Support Facility For Truck Parking And Related Services At 11 Burma Road And 2307 Wake Avenue, To Extend The Outside Closing Date By One Year With An Extension Payment Of \$50,000; And (2) Adopting California Environmental Quality Act Findings; And

[23-0575](#)

Attachments: [View Agenda 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 10/3/2023

2) An Ordinance Authorizing The City Administrator To Negotiate And Execute A First Amendment To The Triple Net Lease Dated April 8, 2016, Between The City Of Oakland And Oaklandmaritime Support Services, Inc., Of 10 Burma Road For Truck Parking And Other Specified Uses To Extend The Term For One Year With Additional Rent In The Amount Of \$7,500 Per Month Commencing On The Fourth Month Of The Extension; And Adopting California Environmental Quality Act Findings
[23-0665](#)

Attachments: [View Legislation](#)

This City Resolution 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 10/3/2023

6.31 Subject: Contract For Tenant Representation At RAP Proceedings
From: Housing And Community Development
Recommendation: Adopt A Resolution Authorizing A Contract With Centro Legal De La Raza For Provision Of Representation Services To Low- And Moderate-Income Tenants At Rent Adjustment Program Petition Proceedings And Housing, Residential Rent And Relocation Board Appeal Proceedings In The Amount Of \$250,000 From October 1, 2023, Through September 24, 2024, Renewable At The City Administrator's Option For One Additional One-Year Term Not To Exceed \$250,000
[23-0654](#)

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

This City Resolution was Adopted.

6.32 Subject: Exclusive Negotiating Agreement With Oakland Pro Soccer LLC For The Malibu Property
From: Economic Workforce Development Department
Recommendation: Adopt A Resolution (1) Declaring A Proposed Temporary Outdoor Soccer Venue And Ancillary Support Spaces (Temporary Project) As Exempt From The State Surplus Land Act, Meeting Criteria Under Guidelines Section 102(H); (2) Authorizing The City Administrator To Enter Into An Exclusive Negotiation Agreement (ENA) With Oakland Pro Soccer LLC And Alameda County For The Potential Lease For The Proposed Temporary Project On The Malibu Property Located At 8000 South Coliseum Way, Which Is Co-Owned With The County, For A Term Of Six Months With Two Six-Month Administrative Extensions And Payment Of Nonrefundable ENA Payments Of \$25,000 And Extension Payments Of \$25,000 To Each Of The City And The County; And (3) Adopting California Environmental Quality Act Findings;
[23-0655](#)

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

This City Resolution was Adopted.

6.33 Subject: Shelter Crisis Ordinance
From: Human Services Department
Recommendation: Adopt An Emergency Ordinance:

(1) Declaring A Shelter Crisis In The City Of Oakland Pursuant To California Government Code Section 8698 And Making Findings That A Significant Number Of Persons Are Without The Ability To Obtain Shelter, And That The Situation Has Resulted In A Threat To The Health And Safety Of Those Persons;

(2) For The Duration Of The Shelter Crisis, Authorizing The City Administrator To:

(A) Suspend Provisions Of State Or Local Regulatory Statutes, Regulations, And Ordinances Prescribing Standards Or Procedures Relating To Housing, Health, Or Safety For Shelter Facilities;

(B) Enter Into Below Market Leases Or Licenses With Homeless Service Providers On Land Owned Or Leased By The City For The Purpose Of Providing Emergency Shelter Or Transitional Housing,

(C) Renew Existing Professional Services And/Or Grant Agreements With Homeless Service Providers In Amounts Not To Exceed \$250,000 Above Previous Year, If Providers Meet Performance Outcomes In Previous Year;

(3) Accepting And Appropriating Funds For Emergency Shelter Or Transitional Housing From: (A) United States Department Of Housing And Urban Development (Hud), Alameda County, And Oakland Housing Authority (OHA) Up To \$20,000,000 For Fiscal Years 24/25 And 25/26; And (B) California Department Of Housing And Community Development (HCD) Homeless Housing, Assistance And Prevention (HHAP) And Encampment Resolution Funding (ERF) Up To \$65,000,000 For Fiscal Years 24/25 And 25/26;

(4) And Making California Environmental Quality Act Exemption Findings
[TITLE CHANGE]
[23-0669](#)

Attachments: [View Report](#)
[View Attachment A](#)
[View Legislation](#)
[View Supplemental Legislation - 9/14/2023](#)

This City Resolution was Approved for Final Passage.

- 6.34** Subject: OPD Federal Task Force Annual Reports
From: Oakland Police Department
Recommendation: Receive An Informational Report Of Oakland Police Department's
Federal Law Enforcement Agency Task Force Annual Reports
[23-0116](#)

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

This Informational Report was Received and Filed.

- 6.35** Subject: DVP FY23-25 Grant Agreements
From: Department Of Violence Prevention
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute
Grant Agreements With Twenty-Four Non-Profit Organizations And Public Agencies To
Provide Violence Prevention And Intervention Services For The Period Of October 1,
2023, To June 30, 2025, In A Total Amount Not To Exceed Twenty-Eight Million
Eighty-Seven Thousand Five Hundred Dollars (\$28,087,500), With The Ability To Extend
Agreements For An Additional Three Months In Amount Not To Exceed Four Million Eight
Hundred Sixteen Thousand Four Hundred Eighty Dollars (\$4,816,480) Contingent On
Available Funds
[23-0636](#)

Attachments: [View Report And Attachments A And B](#)
[View Legislation](#)
[View Report From SSOC](#)
[View Supplemental Report - 9/7/2023](#)
[View Supplemental Legislation - 9/7/2023](#)
[View Supplemental Presentation - 9/7/2023](#)

This City Resolution was Adopted.

**ACTION ON THE NON-CONSENT CALENDAR PORTION OF THE AGENDA WILL
COMMENCE AT 5:00 P.M., OR AS SOON THEREAFTER AS REASONABLY
PRACTICABLE:**

- 10** Subject: DVP Employment Grants
From: Department Of Violence Prevention
Recommendation: Adopt A Resolution (1) Awarding Grants To Non-Profit Organizations To Provide Employment Services For The Period Of October 1, 2023, To December 31, 2024, In A Total Amount Not To Exceed Two Million Two Hundred Fifty Thousand Dollars (\$2,250,000); And (2) Amending An Existing Grant With Center For Employment Opportunities For Employment Services To Extend The End Date From June 30, 2024, To December 31, 2024, And Increase The Grant Amount By One Hundred Twenty-Five Thousand Dollars (\$125,000), For A Total Amount Not To Exceed Three Hundred Twenty-Five Thousand Dollars (\$325,000)

[23-0707](#)

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

25 Speakers Spoke On This Item

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

Excused: 1 - Kalb

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

NO VOTE: 0

8 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING REQUIREMENTS:

- 8.3** Subject: Appeal Of The Head Royce School Planned Unit Development Project
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 The Neighborhood Steering Committee And Thus Upholding The Planning Commission's Approval Of (A) Certification Of The Head Royce School Planned Unit Development (PUD) Permit Environmental Impact Report (EIR) Pursuant To The California Environmental Quality Act (CEQA), And (B) The PUD Permit , Final Development Permit (FDP) Phase I-II, Conditional Use Permit (CUP), Design Review, And Amended Conditions For The Expansion Of The Existing Head Royce School Campus To The Former Lincoln Children's Center Site At 4368 Lincoln Avenue To Create A Unified, 22-Acre K-12 School And To Increase The Enrollment To Twelve Hundred And Fifty (1,250) Students Located At 4315 Lincoln Avenue, Oakland CA; Or
[23-0666](#)

Attachments: [View Report](#)
[View Attachment A1](#)
[View Attachment A2](#)
[View Attachment B](#)
[View Attachment C](#)
[View Attachment D](#)
[View Legislation](#)

At 7:29 P.M. Councilmember Ramachandran made a motion to open the Public Hearing, Councilmember Gallo seconded. The Motion Passed With 7 Ayes; 1 Excused: Kalb.

Upon the reading of Item 8.3 by the City Clerk, the Public Hearing was opened at 7:30 p.m.

43 individuals spoke on this item.

At 10:00 P.M. Councilmember Ramachandran made a motion, seconded by Councilmember Reid, to adopt the item as amended and by the same motion close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Fife, Gallo, Jenkins, Kalb, Kaplan, Ramachandran, Reid, and Fortunato Bas

The Resolution was adopted with the following amendments:

Of Attachment A1: Conditions of Approval, Standard Condition of Approval, and Mitigation Measure(s)

17. Phasing, adding:

•Construction of a sound-reducing board on board acoustic fence around the perimeter of South Campus to mitigate noise impacts to residences. The construction shall occur prior to the operation of the internal Loop Road.

19. Enrollment Monitoring, to read: The school shall submit annual enrollment numbers to the California Department of Education in accordance with state law, with a copy to the Planning Bureau. The applicant shall also submit an annual enrollment report to the Planning Bureau for the first five (5) years following Certificate of Occupancy. The annual enrollment report shall be subject to review and approval by an independent City consultant/auditor. NSC and the project applicant may provide a list of consultants/auditors that City staff may then select in its sole discretion, while ensuring that the cost of the independent consultant/auditor is reasonable. The cost of the independent consultant/auditor shall be paid for by the project applicant. The annual enrollment report provided to the Planning Bureau shall be certified by the applicant as true and correct.

24. Limitation On Special Events / Days and Hours of Operation- Requirement, subparagraph c to read: c. Per calendar year, a maximum of 35% of the total daytime and evening permitted Special Events are allowed to take place on the South Campus at locations other than inside the Performing Arts Center. The balance of Special Events shall take place on the North Campus.

g. The School shall be permitted a maximum of ten (10) single day summer Special Events during the hours of 9:00 a.m. to 6:00 p.m. There shall be no Special Events on Sunday during the summer on the South Campus at locations other than inside the Performing Arts Center.

j. For scheduled large outdoor events (defined as events reasonably expected to draw 400 or more people or visitor vehicles), including upper school graduation and lower and middle school promotions, surrounding neighbors three hundred (300) feet from the School must be notified by first class U.S. Mail no later than two weeks prior to the event. Neighbors who are located within 300 feet of the School and request notice of the School's event calendar shall be placed on an email list and receive the yearly event calendar by email.

k. The project applicant shall not lease space on the South Campus for a seventy-five (75) person or more event. The City may donate space to a seventy-five (75) person or more event, but must first obtain a separate event permit from the City. The project applicant shall provide 17 days' notice to neighbors within three hundred (300) feet of the school prior to filing the event application with the City. Any events conducted with donated space must be included in the existing total cap of events allowed North and South Campus respectively.

Of 26. Private vehicle drop off and pick up, line 3 to read, 3. The School will provide a traffic monitor at the corner of Alida Street and Lincoln Avenue to ensure vehicles engaging in drop-off and pick-up are not using the "Alida Loop."

Of SCA Noise-5, Construction Noise Complaints, adding a sentence to read, Prior to commencement of construction activities on the South Campus, the project applicant shall erect an 8' tall temporary construction noise attenuation fence along the western property boundary line, which is equipped with sound blankets; Of paragraph 2 adding a sentence to read, The information on the sign shall also be provided in writing, by U.S. Mail, to the residents to whom the School was required to send notification of public hearings concerning the project. Proof that such information was provided to the residents shall be provided to the Planning Bureau.

Adding paragraph 5 to read, 5. Complaints shall be responded to within two (2) business days of receipt of the complaint.

adding paragraphs 47 & 48 to read,

*47. Good Faith Attempt to Obtain FireWise USA Designation (additional Condition)
Following completion of Phase II of the project, the project applicant shall make a good faith effort to participate in neighborhood efforts, if any, to gain a FireWise USA designation. This condition is contingent upon the surrounding neighbors organizing to work collaboratively for such designation since this is a neighborhood-wide designation.*

*48. Global Warming and Transportation Curriculum Course to Encourage Alternative Modes of Transportation and Social Responsibility
Following the obtaining certificate of occupancy for Phase II of the project, the project applicant shall work in good faith to develop a Global Warming and Transportation Course (ranging from one day to a semester course) to encourage alternative modes of transportation and social responsibility for students of all ages. The course may also cover the Transportation Demand Management requirements of Condition of Approval #30 and other project Conditions of Approval and specifically the Transportation Policy Guide adopted and distributed by the project applicant. Students may obtain course credit as permitted by any accrediting body.*

Of Mitigation Measure Transportation -1, Requirement: striking 34.5%, replacing it with 50%; also striking 5% to reflect 20%; and adding the following language to the paragraph, Single occupancy vehicles shall be defined by the number of students or faculty in the car. If only one student or one faculty member is in the vehicle upon pickup or drop-off, then it is a single-occupancy vehicle. Faculty members are encouraged to use non-single occupancy vehicles for arriving at and leaving the school.

Of Mitigation Measure Wildfire and Emergency Evacuation-1, Emergency Evacuation Plan, adding a sentence that reads, Not less than every five (5) years, the School shall retain an independent professional expert to update the Plan.

A motion was made by Janani Ramachandran, seconded by Treva Reid, that this matter be Adopted as Amended. The motion carried by the following vote:

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

NO VOTE: 0

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 [23-0667](#)

Attachments: [View Report](#)
[View Attachment A1](#)
[View Attachment A2](#)
[View Attachment B](#)
[View Attachment C](#)
[View Attachment D](#)
[View Legislation](#)

At 7:29 P.M. Councilmember Ramachandran made a motion to open the Public Hearing, Councilmember Gallo seconded. The Motion Passed With 7 Ayes; 1 Excused: Kalb.

Upon the reading of Item 8.3 by the City Clerk, the Public Hearing was opened at 7:30 p.m

43 individuals spoke on this item.

At 10:00 P.M. Councilmember Ramachandran made a motion, seconded by Councilmember Reid, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Fife, Gallo, Jenkins, Kalb, Kaplan, Reid, Ramachandran, and Fortunato Bas

A motion was made by Janani Ramachandran, seconded by Treva Reid, that this matter be Not Adopted. The motion carried by the following vote:

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

NO VOTE: 0

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

[23-0668](#)

Attachments: [View Report](#)

[View Attachment A1](#)

[View Attachment A2](#)

[View Attachment B](#)

[View Attachment C](#)

[View Attachment D](#)

[View Legislation](#)

At 7:29 P.M. Councilmember Ramachandran made a motion to open the Public Hearing, Councilmember Gallo seconded. The Motion Passed With 7 Ayes; 1 Excused: Kalb.

Upon the reading of Item 8.3 by the City Clerk, the Public Hearing was opened at 7:30 p.m.

43 individuals spoke on this item.

At 10:00 P.M. Councilmember Ramachandran made a motion, seconded by Councilmember Reid, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Fife, Gallo, Jenkins, Kalb, Kaplan, Reid, Ramachandran, and Fortunato Bas

A motion was made by Janani Ramachandran, seconded by Treva Reid, that this matter be Not Adopted. The motion carried by the following vote:

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

NO VOTE: 0

The Roll Call was modified to note Councilmember Jenkins excused at 10:01 P.M. and Councilmember Kaplan excused at 10:02 P.M.

8.1 Subject: Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And Services)
From: Economic And Workforce Development Department
Recommendation: Conduct A Public Hearing And Upon Conclusion, Adopt The Following Pieces Of Legislation, And Take The Following Action:

1) A Resolution Authorizing The Formation Of The City Of Oakland Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And Services) To Finance Public Improvements And Public Services For The Brooklyn Basin Project And Related Documents And Actions; And Adopting Appropriate Findings Under The California Environmental Quality Act; And
[23-0607](#)

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

At 10:02 P.M. Council President Bas made a motion to open the Public Hearing, President Pro Tempore Kalb seconded. The Motion Passed With 6 Ayes; 2 Excused: Jenkins and Kaplan.

Upon the reading of Item 8.1 by the City Clerk, the Public Hearing was opened at 10:05 p.m.

1 individual spoke on this item.

At 10:25 P.M. Councilmember Gallo made a motion, seconded by Councilmember Ramachandran, to close the Public Hearing, and hearing no objections, the motion passed by 5 Ayes: Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas; 3 Excused: Fife, Jenkins, and Kaplan

At 10:37 P.M. Councilmember Gallo made a motion, seconded by Council President Bas to adopt the resolution. The motion passed by 5 Ayes: Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas; 3 Excused: Fife, Jenkins, and Kaplan

A motion was made by Noel Gallo, seconded by Nikki Fortunato Bas, that this matter be Adopted. The motion carried by the following vote:

Excused: 3 - Fife, Jenkins, and Kaplan

Aye: 5 - Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas

NO VOTE: 0

2) A Resolution Determining The Necessity To Incur Bonded And Other Indebtedness For The City Of Oakland Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And Services); And Adopting Appropriate Findings Under The California Environmental Quality Act; And
[23-0608](#)

Attachments: [View Legislation](#)

At 10:02 P.M. Council President Bas made a motion to open the Public Hearing, President Pro Tempore Kalb seconded. The Motion Passed With 6 Ayes; 2 Excused: Jenkins and Kaplan.

Upon the reading of Item 8.1 by the City Clerk, the Public Hearing was opened at 10:05 p.m.

1 individual spoke on this item.

At 10:25 P.M. Councilmember Gallo made a motion, seconded by Councilmember Ramachandran, to close the Public Hearing, and hearing no objections, the motion passed by 5 Ayes: Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas; 3 Excused: Fife, Jenkins, and Kaplan

At 10:37 P.M. Councilmember Gallo made a motion, seconded by Council President Bas to adopt the resolution. The motion passed by 5 Ayes: Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas; 3 Excused: Fife, Jenkins, and Kaplan

A motion was made by Noel Gallo, seconded by Nikki Fortunato Bas, that this matter be Adopted. The motion carried by the following vote:

Excused: 3 - Fife, Jenkins, and Kaplan

Aye: 5 - Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas

NO VOTE: 0

3) A Resolution Calling A Special Election For City Of Oakland Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And Services); And Adopting Appropriate Findings Under The California Environmental Quality Act; And

4) Conduct A Special Landowner Election; And
[23-0609](#)

Attachments: [View Legislation](#)

At 10:02 P.M. Council President Bas made a motion to open the Public Hearing, President Pro Tempore Kalb seconded. The Motion Passed With 6 Ayes; 2 Excused: Jenkins and Kaplan.

Upon the reading of Item 8.1 by the City Clerk, the Public Hearing was opened at 10:05 p.m.

1 individual spoke on this item.

At 10:25 P.M. Councilmember Gallo made a motion, seconded by Councilmember Ramachandran, to close the Public Hearing, and hearing no objections, the motion passed by 5 Ayes: Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas; 3 Excused: Fife, Jenkins, and Kaplan

Upon the opening of the ballot(s) the City Clerk announced the following results of the election: There were 19 votes cast, and all 19 are in Favor Of the Ballot Measure.

At 10:37 P.M. Councilmember Gallo made a motion, seconded by Council President Bas to adopt the resolution. The motion passed by 5 Ayes: Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas; 3 Excused: Fife, Jenkins, and Kaplan

A motion was made by Noel Gallo, seconded by Nikki Fortunato Bas, that this matter be Adopted. The motion carried by the following vote:

Excused: 3 - Fife, Jenkins, and Kaplan

Aye: 5 - Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas

NO VOTE: 0

5) A Resolution Determining Results Of The Special Election For City Of Oakland Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And Services); And Adopting Appropriate Findings Under The California Environmental Quality Act; And [23-0610](#)

Attachments: [View Legislation](#)

At 10:02 P.M. Council President Bas made a motion to open the Public Hearing, President Pro Tempore Kalb seconded. The Motion Passed With 6 Ayes; 2 Excused: Jenkins and Kaplan.

Upon the reading of Item 8.1 by the City Clerk, the Public Hearing was opened at 10:05 p.m.

1 individual spoke on this item.

At 10:25 P.M. Councilmember Gallo made a motion, seconded by Councilmember Ramachandran, to close the Public Hearing, and hearing no objections, the motion passed by 5 Ayes: Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas; 3 Excused: Fife, Jenkins, and Kaplan

Councilmember Gallo made a motion, seconded by President Pro Tempore to adopt the resolution. The motion passed by 6 Ayes: Fife, Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas; 2 Excused: Jenkins and Kaplan

A motion was made by Noel Gallo, seconded by Dan Kalb, that this matter be Adopted. The motion carried by the following vote:

Excused: 2 - Jenkins, and Kaplan

Aye: 6 - Fife, Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas

NO VOTE: 0

Subject: Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And Services)
From: Economic And Workforce Development Department
Recommendation: Adopt An Ordinance Authorizing Levying Special Taxes Within The City Of Oakland Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And Services); And Adopting Appropriate Findings Under The California Environmental Quality Act
[23-0611](#)

Attachments: [View Legislation](#)

At 10:02 P.M. Council President Bas made a motion to open the Public Hearing, President Pro Tempore Kalb seconded. The Motion Passed With 6 Ayes; 2 Excused: Jenkins and Kaplan.

Upon the reading of Item 8.1 by the City Clerk, the Public Hearing was opened at 10:05 p.m.

1 individual spoke on this item.

At 10:25 P.M. Councilmember Gallo made a motion, seconded by Councilmember Ramachandran, to close the Public Hearing, and hearing no objections, the motion passed by 5 Ayes: Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas; 3 Excused: Fife, Jenkins, and Kaplan

Councilmember Gallo made a motion, seconded by Councilmember Reid to adopt the ordinance. The motion passed by 6 Ayes: Fife, Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas; 2 Excused: Jenkins and Kaplan

*A motion was made by Noel Gallo, seconded by Treva Reid, that this matter be Approved 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 10/3/2023. The motion carried by the following vote:*

Excused: 2 - Jenkins, and Kaplan

Aye: 6 - Fife, Gallo, Kalb, Ramachandran, Reid, and Fortunato Bas

NO VOTE: 0

- 9 Subject: Resolution Prioritizing Public Safety
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution Prioritizing Public Safety And Directing The City Administrator To Take Specified Actions To Improve The City Of Oakland's Response To Crime, Including Evaluating Options For Increasing Staffing And Retention For 911 Dispatchers And Police Officers, Increasing Support From Local, State, And Federal Agencies, Expanding The City's Violence Prevention/Intervention Efforts, And Creating A Grant Program For The City To Fund The Purchase Of Security Cameras For Local Businesses
[23-0674](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Report - 9/14/2023](#)
[View Supplemental Legislation - 9/14/2023](#)

16 Speakers Spoke On This Item

President Pro Tempore Kalb made a motion, Councilmember Reid seconded to adopt the item as amended. The Motion Passed with the following vote: 5 Ayes: Fife, Kalb, Kaplan, Reid and Fortunato Bas; 3 Excused: Gallo, Jenkins and Ramachandran

The Resolution was approved with the following amendments:

Of The Supplemental Legislation, on page 3, On Of the 1st Further Resolved Clause to read,

FURTHER RESOLVED: That the City Council hereby directs the City Administrator to consider and explore a possible lateral Police Academy class during this current FY 2023-25 two-year budget cycle, with appropriate safeguards as to who is accepted into the lateral academy, and directs the City Administrator to return to City Council with a report no later than December 2023 that includes budget and staffing impacts and options for Council consideration to authorize and fund such an academy; and be it

Of the 5th Further Resolved Clause to read, FURTHER RESOLVED: That the City Council hereby directs the City Administrator, or his designee(s), to work in consultation with the Office of the Inspector General, to return to the Council's Public Safety Committee no later than February 2024 with an initial analysis of and possible recommendation for creation of a Real Time Crime Center, as that term is defined by the Bureau of Justice Assistance, the mission of which is to provide a law enforcement agency with the ability to capitalize on a range of technologies for efficient and effective policing. Such efforts may allow law enforcement officers to respond more quickly to crimes in progress or to those that have recently occurred; and be it

Of the 7th Further Resolved Clause, adding, as well as a community ambassador deployment plan and a cost-benefit analysis of the two models,

On page 4, Of the 7th Further Resolved Clause, to read, FURTHER RESOLVED: That the City Council hereby directs the City Administrator to analyze the use of MACRO teams, compare to other jurisdictions with similar programs, determine if substantially fewer calls are being referred to MACRO than otherwise should be, review existing OPD calls for service statistics, suggest ways to increase the number and types of appropriate calls referred to MACRO, and return to City Council with a report including options and recommendations; and be it

And On Page 4, Of the last Further Resolved Clause, to read, FURTHER RESOLVED: That the City Administrator or their designee shall report back to the Council's Public Safety Committee quarterly on the status and implementation of all the directives, programs, priorities and initiatives outlined in this Resolution and the Council's 2023-2025 budget policy directives; and be it

A motion was made by Dan Kalb, seconded by Treva Reid, that this matter be Adopted as Amended. The motion carried by the following vote:

Excused: 3 - Gallo, Jenkins, and Ramachandran

Aye: 5 - Fife, Kalb, Kaplan, Reid, and Fortunato Bas

NO VOTE: 0

- 8.2** Subject: Oakland 2045 General Plan Update: Certification Of The Final Environmental Impact Report For Phase 1 Of The City Of Oakland 2045 General Plan Update And Adoption Of The Safety And, Environmental Justice Elements And The Planning Code Text And Map Amendments
From: Planning And Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) A Resolution (A) Certifying The Environmental Impact Report For Phase 1 Of The City Of Oakland 2045 General Plan Update And Making Related California Environmental Quality Act Findings; And (B) Adopting An Amendment To The Safety Element Of The City Of Oakland General Plan; And (C) Adopting The Environmental Justice Element As A New Element Of The City Of Oakland General Plan; And (D) Adopting Conforming Amendments To The Land Use And Transportation Element Of The City Of Oakland General Plan, Including General Plan Map Amendments, As Part Of Implementation Of The Recently Adopted 2023-2031 Housing Element; And [23-0535](#)

Attachments: [View Report](#)

[View Attachment A - Planning Commission Staff Report](#)

[View Attachment B - CEQA Findings Exhibit](#)

[View Attachment C - MMRP Oakland Phase I 2045 GPU FEIR July 2023](#)

[View Attachment D - Board of Forestry & Fire Protection Com on City Safety Element](#)

[View Attachment E - Final Oakland EJ & Safety and Housing Element Memo](#)

[View Attachment F - State HCD follow up, and HE actions credited for compliance](#)

[View Attachment G - Letters from BTCA](#)

[View Resolution - GPU Phase 1](#)

[View Resolution Exhibit A - Safety Element Public Hearing Draft](#)

[View Resolution Exhibit B - EJ Element Public Hearing Draft and Appendices](#)

[View Resolution Exhibit C - Phase 1 LUTE Text Amendments](#)

[View Resolution Exhibit D - General Plan Land Use Map Amendments](#)

[View Supplemental Powerpoint - 9/7/2023](#)

[View Supplemental Attachment D - 9/7/2023](#)

[View Supplemental Presentation - 9/14/2023](#)

[View Supplemental Exhibit, Comment Letter From The Confederated Villages of Lisjan Nation - 9/14/2023](#)

At 12:33 P.M. Council President Bas made a motion to open the Public Hearing, Councilmember Kaplan seconded. The Motion Passed With 5 Ayes; 3 Excused:

Gallo, Jenkins and Ramachandran

Upon the reading of Item 8.2 by the City Clerk, the Public Hearing was opened

9 individuals spoke on this item.

Councilmember Fife made a motion, seconded by Councilmember Kaplan, to continue this item to the September 26, 2023 Special City Council Agenda and by the same motion calling for a Special City Council Meeting to be held on Tuesday, September 26, 2023 at 11:30 A.M. and hearing no objections, the motion passed by 5 Ayes: Fife, Kalb, Kaplan, Reid, and Fortunato Bas; 3 Excused: Gallo, Jenkins, and Ramachandran

A motion was made by Carroll Fife, seconded by Rebecca Kaplan, that this matter be Continued to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 9/26/2023. The motion carried by the following vote:

Excused: 3 - Gallo, Jenkins, and Ramachandran

Aye: 5 - Fife, Kalb, Kaplan, Reid, and Fortunato Bas

NO VOTE: 0

Subject: Oakland 2045 General Plan Update: Certification Of The Final Environmental Impact Report For Phase 1 Of The City Of Oakland 2045 General Plan Update And Adoption Of The Safety And, Environmental Justice Elements And The Planning Code Text And Map Amendments

From: Planning And Building Department

Recommendation: Adopt An Ordinance, As Recommended By The City Planning Commission, To Amend The Oakland Planning Code To:

(A) Incorporate Changes To Residential And Commercial Zones And Make Related Text Amendments And Amend The Zoning And Height Maps To Include The Updates To The Residential And Commercial Zones; And

(B) Create A New S-13 Affordable Housing Combining Zone; And

(C) Create A New S-14 Housing Sites Combining Zone; And

(D) Amend Conditional Use Permit Requirements For Housing And Business Mix (HBX) Commercial Zones, Commercial Industrial Mix (CIX), General Industrial (IG), And Industrial Office (IO) Zones; And

(E) Amend Expiration Timelines For Nonconforming Uses And Cup Termination Timelines For Truck-Intensive Uses;

(F) Adopt Amendments To Facilitate The Production Of Special Housing Types Such As Rooming Units, Efficiency Units, Employee Housing, Residential Care Facilities, Transitional And Supportive Housing, Low Barrier Navigation Centers, And Emergency Shelters;

(G) Adopt Various Amendments Which Codify Administrative Practices, Update References, Clarify Language, And Other Conforming Changes; And

(H) Adopt Appropriate California Environmental Quality Act Findings
[23-0536](#)

Attachments: [View Legislation](#)

[View Exhibit A](#)

[View Exhibit B](#)

[View Exhibit C](#)

[View Exhibit D](#)

[View Exhibit E](#)

[View Exhibit F](#)

[View Exhibit G](#)

[View Exhibit H](#)

[View Exhibit I](#)

[View Exhibit J](#)

[View Exhibit K](#)

[View Exhibit L](#)

[View Exhibit M](#)

[View Exhibit N](#)

[View Exhibit P](#)

[View Supplemental Exhibit E - 9/14/2023](#)

[View Supplemental Exhibit I - 9/14/2023](#)

At 12:33 P.M. Council President Bas made a motion to open the Public Hearing, Councilmember Kaplan seconded. The Motion Passed With 5 Ayes; 3 Excused: Gallo, Jenkins and Ramachandran

Upon the reading of Item 8.2 by the City Clerk, the Public Hearing was opened

9 individuals spoke on this item.

Councilmember Fife made a motion, seconded by Councilmember Kaplan to continue this item to the September 26, 2023 Special City Council Agenda and by the same motion calling for a Special City Council Meeting to be held on Tuesday, September 26, 2023 at 11:30 A.M. and hearing no objections, the motion passed by 5 Ayes: Fife, Kalb, Kaplan, Reid, and Fortunato Bas; 3 Excused: Gallo, Jenkins, and Ramachandran

A motion was made by Carroll Fife, seconded by Rebecca Kaplan, that this matter be Continued to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 9/26/2023. The motion carried by the following vote:

Excused: 3 - Gallo, Jenkins, and Ramachandran

Aye: 5 - Fife, Kalb, Kaplan, Reid, and Fortunato Bas

NO VOTE: 0

THE CITY COUNCIL CALLED FOR A SPECIAL MEETING TO BE HELD ON TUESDAY,
SEPTEMBER 26, 2023 AT 11:30 A.M.

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

OPEN FORUM / PUBLIC COMMENTS

12 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 City Council adjourned the meeting in
memory of Al Weinrub, Victims of Gun Violence That Have Been Shot In Their
Homes, Llyod Canamore, Sebastian "Sebo" Garcia, and All Youth That Have Lost
Their Lives In The City, Maia Correia and Llyod Edwards II on Wednesday,
September 20, 2023 at 2:27 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.

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.