

City of Oakland

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



CITY OF OAKLAND

Meeting Minutes - FINAL

Tuesday, July 19, 2022

12:00 PM

Please See The Agenda To Participate In The Meeting

Virtual Tele- Conference Via Zoom

**Special Concurrent Meeting of the Oakland
Redevelopment Successor Agency/City Council**

The Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City convened at 12:02 P.M., with Council President Bas presiding as Chairperson.

The Roll Call was modified to note Councilmember Gallo present at 12:16 p.m.

ROLL CALL / CITY COUNCIL

This matter was

Excused 2 - Carroll Fife, and Rebecca Kaplan

Present 6 - Noel Gallo, Dan Kalb, Treva Reid, Nikki Fortunato Bas, Loren Taylor, and Sheng Thao

ACTIONS ON SPECIAL ORDERS OF THE DAY

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

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):

Council President Bas requested to modify the agenda by hearing Ceremonial items # 2.5 "Resolution Honoring Saundra Eve" and #S2.38 "American Muslim Appreciation And Awareness Month" first, followed by Public Comment.

A motion was made by Pro Tempore Thao, seconded by Council President Bas to move item #2.15 "Ordinance Amending Ordinance No. 13647 C.M.S. after item #4. "Oral Report Of Final Decisions made During Closed Session".

Approval of the Consent Agenda

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

Excused: 2 - Fife, and Kaplan

Aye: 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

NO VOTE: 0

1 PUBLIC COMMENT: COMMENTS ON ALL ITEMS EXCEPT PUBLIC HEARINGS WILL BE TAKEN AT THIS TIME. COMMENTS FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN DURING OPEN FORUM

The call of the que opened at 12:54 P.M. and closed at 1:09 P.M.

71 individuals spoke during Public Comment.

2 CONSENT CALENDAR (CC) ITEMS:

This be Approve with the following amendments.

- 2.1** Subject: Declaration Of A Local Emergency Due To AIDS Epidemic
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health Crisis With Regard To The Human Immunodeficiency Virus ("HIV")/Acquired Immunodeficiency Syndrome ("AIDS") Epidemic
[22-0599](#)

Attachments: [View Legislation](#)

[89318 CMS](#)

This City Resolution be Adopted.

- 2.2** Subject: Declaration Of Medical Cannabis Health Emergency
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A Local Public Health Emergency With Respect To Safe, Affordable Access To Medical Cannabis In The City Of Oakland
[22-0600](#)

Attachments: [View Legislation](#)

[89319 CMS](#)

This City Resolution be Adopted.

- 2.3** Subject: Declaration Of A Local Emergency On Homelessness
From: Vice Mayor 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
[22-0601](#)

Attachments: [View Legislation](#)

[89320 CMS](#)

This City Resolution be Adopted.

- 2.4** Subject: Teleconference Meetings Of The City Council
From: Office Of The City Administrator's
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Determination That Conducting In-Person Meetings Of The City Council And Its Committees Would Present Imminent Risks To Attendees' Health, And Electing To Continue Conducting Meetings Using Teleconferencing In Accordance With California Government Code Section 54953(E), A Provision Of AB-361
[22-0602](#)

Attachments: [View Legislation](#)
[89321 CMS](#)

This City Resolution be Adopted.

- 2.5** Subject: Resolution Honoring Sandra Eve
From: Councilmember Reid
Recommendation: Adopt A Resolution Congratulating And Honoring Sandra Eve Jones For Her More Than 21 Years Of Exemplary Service To The Residents, Staff And City Administrators Of The City Of Oakland And Congratulating Her On Her Retirement From The City Of Oakland
[22-0572](#)

Attachments: [View Legislation](#)
[89322 CMS](#)

This City Resolution was Adopted.

- 2.6** Subject: Claremont Behavioral Services Inc. Services
From: Human Resources Management Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute An Agreement With Claremont Behavioral Services, Inc. (“Claremont”) For Employee Assistance Program (“EAP”) And Related Services For: (1) All Non-Sworn City Employees And Their Respective Eligible Dependents And (2) Sworn Employees Of The Oakland Fire Department (“OFD”) And Their Respective Eligible Dependents In An Amount Not To Exceed A Total Amount Of Four Hundred Thousand Dollars (\$400,000) (Two Hundred Thousand Dollars Per Contract Year 2022-2023; And 2023-2024) With Options To Extend The Agreement In One Or Two Year Increments Through Fiscal Year 2029 In Amounts Not To Exceed Two Hundred Eight Thousand Dollars (\$208,000) In Contract Year 2024-2025, Two Hundred Sixteen Thousand Dollars (\$216,000) In Contract Year 2025-2026, Two Hundred Twenty-Two Thousand Dollars (\$222,000) In Contract Year 2026-2027, Two Hundred Thirty Thousand Dollars (\$230,000) In Contract Year 2027-2028, And Two Hundred Forty Thousand Dollars (\$240,000) In Contract Year 2028-2029 For A Total Amount Not To Exceed One Million Five Hundred Sixteen Thousand Dollars (\$1,516,000), And (3) Waiving The Local And Small Local Business Enterprise (L/SLBE) Participation Requirements
[22-0507](#)

Attachments: [View Report](#)
[View Attachment A](#)
[View Attachment B](#)
[View Attachment C](#)
[View Legislation](#)
[89323 CMS](#)

This City Resolution be Adopted.

- 2.7** Subject: Oak Knoll Project Final Tract Map No. 8320 (Phase 1) And Subdivision Improvement Agreement
From: Transportation Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Conditionally Approving A Final Map For Tract No. 8320 (Phase 1), Located At 8750 Mountain Boulevard (Oak Knoll Project Phase 1) For A Nineteen Parcel Subdivision As Part Of Property Owned By Oak Knoll Venture Acquisition, LLC; And Making Appropriate California Environmental Quality Act (CEQA) Findings; And [22-0554](#)

Attachments: [View Report](#)
[View Legislation](#)
[89324 CMS](#)

This City Resolution be Adopted.

2) A Resolution Authorizing The City Administrator To Enter Into A Subdivision Improvement Agreement (SIA) With Oak Knoll Venture Acquisition, LLC For Deferred Construction Of Public Infrastructure Improvements As A Condition Of Final Map Approval For Tract No. 8320 (Phase 1) Located At 8750 Mountain Boulevard (Oak Knoll Project Phase 1); And Making Appropriate California Environmental Quality Act (CEQA) Findings
[22-0555](#)

Attachments: [View Legislation](#)
[89325 CMS](#)

This City Resolution be Adopted.

- 2.8** Subject: Oak Knoll Project Offers Of Dedication For Public Street And Utility Purposes.
From: Transportation Department
Recommendation: Adopt A Resolution Accepting Two Irrevocable Offers Of Dedication For Public Street And Utility Purposes For Areas Of Land In And Adjacent To The Oak Knoll Project Property At 8750 Mountain Boulevard (Tract 8320) To Facilitate The Project's Circulation And Access Per The Project's Conditions Of Approval; And Making California Environmental Quality Act (CEQA) Findings
[22-0556](#)

Attachments: [View Report](#)
[View Legislation](#)
[89326 CMS](#)

This City Resolution be Adopted.

- 2.9** Subject: Estuary Park Coastal Conservancy Prop 68 Grant Application
From: Oakland Public Works Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Waiving The Competitive Request For Proposal/Qualification (RFP/Q) Requirement And Authorizing The City Administrator To Increase The Landscape Architectural Services Agreement With WRT, LLC, By An Amount Not To Exceed Thirty-Eight Thousand Dollars (\$38,000.00) For Grant Application Support, Bringing The Total Contract Amount From One Million Four Hundred Thousand Dollars (\$1,400,000.00) To One Million Four Hundred Thirty-Eight Thousand Dollars (\$1,438,000.00)

[22-0557](#)

Attachments: [View Report](#)
[View Attachment A](#)
[View Attachment B](#)
[View Legislation](#)
[89327 CMS](#)

This City Resolution be Adopted.

2) A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Funds From The State Coastal Conservancy Proposition 68 Climate Adaptation Grant Program For The Estuary Park Renovation And Expansion Project In An Amount Up To Five Hundred Thousand Dollars (\$500,000.00) For Resilient Living Shoreline Design (Design Grant) For The Estuary Park Project (No. 1000858)

[22-0558](#)

Attachments: [View Legislation](#)
[89328 CMS](#)

This City Resolution be Adopted.

3) A Resolution Waiving The Competitive Request For Proposal/Qualification (RFP/Q) Requirement And Authorizing The City Administrator To Increase The Landscape Architectural Services Agreement With WRT, LLC, By An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000.00) For Resilient Living Shoreline Design Services, Should The Design Grant Be Awarded From The State Coast Conservancy

[22-0559](#)

Attachments: [View Legislation](#)
[89329 CMS](#)

This City Resolution be Adopted.

4) A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Funds From A Future State Coastal Conservancy Grant Cycles For Construction Of A Resilient Living Shoreline For An Amount Up To Three Million Dollars (\$3,000,000.00) (Construction Grant) For The Estuary Park Project (No. 1000858) [22-0560](#)

Attachments: [View Legislation](#)
[89330 CMS](#)

This City Resolution be Adopted.

2.10 Subject: Project Specific Maintenance Agreement (PSMA) And Amendment to CalTrans Maintenance Agreement
From: Transportation Department
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator To Execute: (A) A Project Specific Maintenance Agreement Between The City And California Department Of Transportation (Caltrans) For The Oak Knoll Development Project And East 12th Street Bikeway Project As Part Of The Terms Of A Future Caltrans Encroachment Permit Applied For By The City Required For Construction On Caltrans Right Of Way; And (B) An Amendment To The Maintenance Agreement Dated August 23 1991 With The California Transportation Department For The Oak Knoll Development Project And East 12th Street Bikeway Project As Part Of The Terms Of A Future Caltrans Encroachment Permit Applied For By The City Required For Construction On Caltrans Right Of Way; And 2) Adopting Appropriate California Environmental Quality Act Findings
[22-0569](#)

Attachments: [View Report](#)
[View Attachment A](#)
[View Attachment B](#)
[View Attachment C](#)
[View Attachment D](#)
[View Legislation](#)
[89331 CMS](#)

This City Resolution be Adopted.

- 2.11** Subject: Sanitary Sewer Sub-Basin 83-001 Rehabilitation
From: Oakland Public Works Department
Recommendations: Adopt A Resolution Awarding A Construction Contract To Andes Construction, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For The Sanitary Sewer Sub-Basin 83- 001 Rehabilitation (Project No. 1004806) And With The Contractor's Bid For An Amount Not To Exceed Six Million, Eight Hundred Fifty-Two Thousand, And One Hundred Eighty-Five Dollars (\$6,852,185.00); And Adopting Appropriate California Environmental Quality Act (CEQA) Findings
[22-0571](#)

Attachments: [View Report](#)
[View Attachment A](#)
[View Attachment B](#)
[View Attachment C](#)
[View Attachment D](#)
[View Legislation](#)
[89332 CMS](#)

This City Resolution be Adopted.

- 2.12** Subject: FY2022-23 Master Fee Schedule
From: Finance Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 13678 C.M.S. (Which Adopted The Fiscal Year 2021-22 Master Fee Schedule), As Amended, To Establish, Modify And Delete Fees And Penalties Assessed By Offices, Departments, Bureaus, And Agencies Of The City Of Oakland Referenced Herein
[22-0428](#)

Attachments: [View Report And Attachments](#)
[View Legislation And Exhibits](#)
[View Supplemental Notice And Digest - 6/14/2022](#)
[13698 CMS](#)
[Proof Of Publication 13698 CMS](#)

This Ordinance was Approved for Final Passage.

2.13 Subject: Special Events Ordinance Amendments
From: Economic Workforce And Development Department
Recommendation: Adopt An Ordinance Amending (1) Oakland Municipal Code Chapter 9.52 (The Special Events Permitting Ordinance) To Transfer Responsibilities From The Oakland Police Department (OPD) To Civilian Staff, Amend Security Protocols, Create Tiers For Differing Events, Streamline The Permit Review Process And Amend The Appeals Process And (2) Oakland Municipal Code Chapter 12.08 (The Encroachments Ordinance) To Align With The Changes To Chapter 9.52
[22-0485](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Report - 6/29/2022](#)
[View Supplemental Legislation - 6/29/2022](#)
[View Supplemental Report - Kaplan 7/14/2022](#)
[View Supplemental Legislation - 7/14/2022](#)
[View Supplemental Legislation - 7/21/2022](#)
[13704 CMS](#)
[Proof Of Publication 13704 CMS](#)

A motion was made by Councilmember Taylor, seconded by Councilmember Kalb to adopt the item as amended on reintroduction and schedule for Final Passage to the July 26, 2022 Special City Council City Meeting. The motion passed with a vote of 6 Ayes: 2 Excused: Fife, Kaplan

From the "Supplemental Legislation 7/14/2022", On Page 3, Under 9.52.040 Definitions.;

Amending the definition of community events to read as follows:

Of the "Community Events" means a Special Event that is (a) free for attendees, (b) is organized by either (i) a 501(c)3, a 501(c)4, or a 501(c)6 organization under the Internal Revenue Code or (ii) an organization with an annual budget of no more than \$500,000, and (c) either (i) is located in areas that fall within the lowest quartile of the California Healthy Places index or (ii) has a majority of vendors that reside in areas that fall within the lowest two quartile of the California Healthy Places Index.

A motion was made by Loren Taylor, seconded by Dan Kalb, that this matter be Approved As Amended On Introduction and Scheduled for Final Passage to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 7/26/2022. The motion carried by the following vote:

Excused: 2 - Fife, and Kaplan
Aye: 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao
NO VOTE: 0

2) An Ordinance Amending Oakland Municipal Code Chapter 5.52 (Private Patrol Services And Private Watchman Ordinance) To Update Language In Compliance With The City's Gender-Inclusive Language Policy Including Changing The Term "Watchman" To "Guard"; And
[22-0486](#)

Attachments: [View Legislation](#)
[13699 CMS](#)
[Proof Of Publication 13699 CMS](#)

A motion was made that this matter be Approved for Final Passage. The motion carried by the following vote:

Excused: 2 - Fife, and Kaplan

Aye: 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

NO VOTE: 0

3) An Ordinance Amending The City Of Oakland Master Fee Schedule (Adopted By Ordinance No. 13678 C.M.S., As Amended) To Modify City Of Oakland Special Event Permit Fees
[22-0487](#)

Attachments: [View Legislation](#)
[View Supplemental Legislation 6/30/2022](#)
[13700 CMS](#)
[Proof Of Publication 13700 CMS](#)

This Ordinance was Approved for Final Passage.

2.14 Subject: Fiscal Year (FY) 2022-23 Local Measures M, N, Library Q, Z, D, Parks Q, And Measure AA

From: Finance Department

Recommendation: Adopt An Ordinance (1) Authorizing A Fiscal Year 2022-23 Increase In The Rate Of Property Tax Imposed By Voter-Approved Measures; And (2) Fixing The Rate Of The Property Tax And Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year 2022-23 For The Emergency Medical Services Retention Act Of 1997 (Measure M), The Paramedic Services Act Of 1997 (Measure N), The Library Services Retention And Enhancement Act Of 2004 (Library Measure Q), The 2014 Oakland Public Safety And Services Violence Prevention Act (Measure Z), The 2018 Oakland Public Library Preservation Act (Measure D), The 2020 Oakland Parks And Recreation Preservation, Litter Reduction, Homelessness Support Act (Parks Measure Q), And The Children's Initiative Of 2018 (Measure AA)

[22-0427](#)

Attachments: [View Report](#)

[View Legislation](#)

[View Supplemental Notice And Digest - 6/7/2022](#)

[View Supplemental Legislation 7/14/2022](#)

[13701 CMS](#)

[Proof Of Publication 13701 CMS](#)

This Ordinance was Approved for Final Passage.

- 2.16** Subject: 12th Street Remainder Parcel ENA With East Bay Asian Local Development Corporation
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution (1) Declaring A Portion Of The 12th Street Remainder Parcel, Located At East 12th Street And 2nd Avenue (Property) As Exempt Surplus Land Under The State Surplus Land Act Meeting The Criteria Under Government Code Section 54221(F)(1)(A); (2) Waiving The Competitive Process For Disposition Of Property For Development; And (3) Authorizing The City Administrator To Negotiate And Enter Into An Exclusive Negotiation Agreement With East Bay Asian Local Development Corporation, And/Or An Affiliated Entity For Twelve Months With One Additional Six-Month Administrative Extension, For The Potential Lease Disposition And Development Of A Portion Of The Property And Development Of An Affordable Housing Project, Subject To The Completion Of A California Environmental Quality Act Determination
[22-0517](#)

Attachments: [View Report](#)
[View Legislation](#)
[89333 CMS](#)

This City Resolution be Adopted.

- 2.17** Subject: 12 Street Remainder Property ENA With SAHA
From: Community And Economic Development Committee
Recommendation: Adopt A Resolution Directing The City Administrator to (A) Solicit A Proposal From Satellite Affordable Housing Associates (SAHA) For A 100% Affordable Housing Project On The Second Portion Of The 12th Street Remainder Parcel, Located At East 12th Street And 2nd Avenue (Property) That Would Qualify As Exempt Surplus Land Under California Surplus Land Act Section 54421(F)(1)(A), And (B) Provide A Timeline To Return To Council With A Resolution Authorizing The City Administrator Negotiate And Enter Into An Exclusive Negotiating Agreement With SAHA For The Property
[22-0596](#)

Attachments: [View Fortunato Bas Letter](#)
[View Legislation](#)
[89334 CMS](#)

This City Resolution be Adopted.

2.18 Subject: OPD Crime Analysis Software Contract
From: Oakland Police Department
Recommendation: Adopt A Resolution:

(1) Approving The Oakland Police Department (OPD) Crime Analysis Software Surveillance Use Policy (SUP) And Surveillance Impact Report (SIR);

(2) Authorizing The City Administrator To Enter Into A Three Year Contract With Central Square Technologies, LLC For The Period Of January 1, 2022 Through December 31, 2024 For A Total Cost Not To Exceed One Hundred Forty Six Thousand Four Hundred Twenty Nine Dollars (\$146,429), With Two Optional One-Year Extensions At A Cost Not To Exceed Forty Three Thousand Six Hundred Eighty Eight Dollars (\$43,688) In Year Four (First One-Year Option) And Forty Five Thousand Eight Hundred Seventy Two Dollars (\$45,872) In Year Five (Second One-Year Option), For A Total Contract Not To Exceed Two Hundred Thirty Five Thousand Nine Hundred Eighty Nine Dollars (\$235,989), For A Total Period Of January 1, 2022 Through December 31, 2026; And

(3) Waiving The City's Advertising/ Bidding And Request For Proposal Requirements For The Proposed Purchase

[22-0616](#)

Attachments: [View Report](#)

[View Attachment A](#)

[View Attachment B](#)

[View Legislation](#)

[89335 CMS](#)

This City Resolution be Adopted.

- 2.19** Subject: Oakland Path Rehousing Initiative/Sponsor-Based Housing Assistance Program (OPRI/SBHAP) FY 2022-2023
From: Human Services Department
Recommendation: Adopt A Resolution: (1) Accepting, Appropriating, And Authorizing An Agreement For Receipt Of Funds From The Oakland Housing Authority (OHA) In The Amount Of \$4,209,692 For Fiscal Year (FY) 2022-23 To Continue Implementing And To Expand The Oakland Path Rehousing Initiative/Sponsor-Based Housing Assistance Program (OPRI/SBHAP); And (2) Awarding Grant Agreements To Four Non-Profit Agencies Identified In Table 1 To Provide Housing And Supportive Services Under OPRI/SBHAP For FY 2022-23; And (3) Authorizing The City Administrator To Accept And Appropriate Additional Funds From OHA For OPRI/SBHAP For FY 2022-23 And To Amend The Grant Agreements Awarded Herein To Adjust The Grant Amounts, Subject To Available Appropriated OPRI/SBHAP Funds
[22-0608](#)

Attachments: [View Report](#)
[View Legislation](#)
[89336 CMS](#)

This City Resolution be Adopted.

- 2.20** Subject: FY 2022-23 Information And Assistance (I&A) Program Grant
From: Human Services Department
Recommendation: Adopt A Resolution: (1) Accepting, Appropriating, And Authorizing An Agreement For Receipt Of Grant Funds In An Amount Not To Exceed \$100,000 From The Alameda County Social Services Agency For Continued Operation Of The Information And Assistance (I&A) Program For Oakland Seniors For Fiscal Year (FY) 2022-23; And (2) Authorizing The City Administrator To Accept And Appropriate Any Additional Funds From Alameda County Social Services Agency For The I&A Program Within FY 2022-23; And (3) Authorizing A Contribution From The General Purpose Fund In An Amount Equivalent To The Central Services Overhead Charges In An Estimated Amount Of \$29,060 For FY 2022 2023
[22-0613](#)

Attachments: [View Report](#)
[View Legislation](#)
[89337 CMS](#)

This City Resolution be Adopted.

2.21 Subject: Lake Merritt Lodge Lease And Services Extension
From: Human Services Department
Recommendation: Adopt A Resolution:

(1) Authorizing Extension Of The Occupancy Agreement Between The City Of Oakland And Vima Harrison 1 LLC, Owner Of 2332 Harrison Street In Oakland (Lake Merritt Lodge) Through June 30, 2023 On The Same Terms As The Existing Agreement (Daily Room Rate Of \$132 Per Room For One Occupant Plus \$50 For Each Additional Occupant) For The Purpose Of Providing Up To 92 Rooms Of Emergency Non-Congregate Shelter To Unhoused Individuals At High-Risk From Covid-19;

(2) Waiving Competitive Request For Proposal/ Qualification (RFP/Q) Requirement And Authorizing Amendment Of The Professional Services Agreement With Housing Consortium Of The East Bay To Extend The Term Through June 30, 2023 And To Increase The Amount By Two Million Two Hundred Seventy-Seven Thousand Forty-Eight Dollars (\$2,277,048) For A Total Not To Exceed Amount Of Four Million Five Hundred Fifty Four Thousand Ninety-Eight Dollars (\$4,554,098) To Provide Building Operations And Services At Lake Merritt Lodge;

(3) Allocating Any Remaining Balance In The Funds Allocated To The Extension Of The Occupancy Agreement And Professional Services Agreement As Matching Funds Toward A Future Purchase And/Or Operations Of Lake Merritt Lodge By The City Or Qualified Non-Profit Partner For Permanent Affordable Housing, Without Committing To Any Future Purchase; And

(4) Making Necessary Findings Under The California Environmental Quality Act [22-0614](#)

Attachments: [View Report](#)
[View Legislation](#)
[89338 CMS](#)

This City Resolution be Adopted.

2.22 Subject: Senior Companion Program/Foster Grandparent Program (SCP/FGP)
Renewal Grant Applications
From: Human Services Department
Recommendation: Adopt A Resolution: (1) Accepting, Appropriating, And Authorizing
Agreements For Receipt Of Grant Funds From The Corporation For National And
Community Services (CNCS-Americorps Seniors) For Fiscal Year (FY) 2022-23 In
Amounts Not To Exceed \$337,220 For The Senior Companion Program And \$38,821
For The Foster Grandparent Program; And (2) Authorizing A Contribution From The
General Purpose Fund For Central Services Overhead Charges In The Estimated
Amount Of \$39,076 For FY 2022-23; And (3) Authorizing The City Administrator To
Accept And Appropriate Additional Grant Funds From CNCS That Become Available
For The Same Purposes Within FY 2022-23

[22-0615](#)

Attachments: [View Report](#)
[View Legislation](#)
[89339 CMS](#)

This City Resolution be Adopted.

2.23 Subject: Council President Bas' Mural Fund To ARTogether
From: Council President Bas
Recommendation: Adopt A Resolution Awarding A Grant In The Amount Of \$5,000 From Council President Bas' Mural Funds (Fund 5505) To ARTogether For A Community Mural On The San Antonio Park Tennis Courts Wall At 1701 E. 19th Street, With The Support Of Artist Cece Carpio
[TITLE CHANGE]
[22-0617](#)

Attachments: [View Legislation](#)

[89340 CMS](#)

A motion was made by Councilmember Gallo, seconded by Councilmember Kalb to adopt the item as amended. The motion passed with the following vote: 6 Ayes;; 2 Excused: Fife, Kaplan

On Page 1, Of the Legislation, amending the title to read:

“RESOLUTION AWARDING A GRANT IN THE AMOUNT OF \$5,000 FROM THE CITY COUNCIL DISTRICT 2 MURAL FUNDING TO ARTOGETHER FOR A COMMUNITY MURAL ON THE SAN ANTONIO PARK TENNIS COURTS WALL AT 1701 E. 19TH STREET, WITH THE SUPPORT OF ARTIST CECE CARPIO”

In the 3rd Whereas, adding the language to read:

“WHEREAS, the mural funding is allocated to Municipal Capital Improvement: Public Arts Fund (5505), Public Art Organization (85521), Pub Art Mural Fund 5505 Project (1006167), Public Art Program (CE01); and”

In the 6th Whereas striking "at the" and replacing "on", adding ", the mural design was presented to members of", striking "meeting of", and ", the Committee approved the proposed mural design".

In the 7th Whereas, striking "the property at", and adding "located on City of Oakland property and managed", striking "owned".

In the First Resolved, striking "Council President Bas' Mural Funds" replacing with "City Council District 2 mural funding"

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

Excused: 2 - Fife, and Kaplan

Aye: 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

NO VOTE: 0

2.24 Subject: Affordable Housing Parking Requirements
From: Vice Mayor Kaplan
Recommendation: Adopt A Resolution Directing The City Administrator Or Their Designee To Process And Return To Council With A Planning Code Amendment To Eliminate Parking Requirements For Affordable Housing Projects Of Ten (10) Units Or Less; And Making Appropriate California Environmental Quality Act (CEQA) Findings
[22-0606](#)

Attachments: [View Report](#)
[View Legislation](#)
[89341 CMS](#)

This City Resolution be Adopted.

2.25 Subject: Celebrating Mills College And Investigating The Merger Between Mills College And Northeastern University
From: Vice Mayor Kaplan And President Pro Tem Thao
Recommendation: Adopt A Resolution Celebrating The Contributions Of Mills College To The City Of Oakland And Beyond, And Calling On The California Bureau Of Private And Post-Secondary Education And The Us Department Of Education To Conduct An Independent Investigation Into The Circumstances Of The Merger Between Mills College And Northeastern University
[TITLE CHANGE]
[22-0621](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental AG Notice - Taylor 7/14/2022](#)
[View Supplemental Questions – Taylor 7/14/2022](#)
[View Revised Legislation 7/14/2022](#)
[89342 CMS](#)

This City Resolution be Adopted.

2.26 Subject: District Three Mural Fund Allocation
From: Councilmember Fife
Recommendation: Adopt A Resolution Awarding A Grant In The Amount Of \$20,000
From The District 3 Mural Funding To Alternative Minds Foundation, Inc. As Fiscal
Sponsor For Aerosoul For Art Installations At The 3rd Street And Peralta Street
Co-Governed Homeless Intervention Site
[TITLE CHANGE]
[22-0619](#)

Attachments: [View Legislation](#)
[89343 CMS](#)

This City Resolution be Adopted.

2.27 Subject: Lease Agreement With The Dr. Huey P. Newton Foundation
From: Councilmember Fife
Recommendation: Adopt A Resolution Authorizing The Following Actions: 1) Approving
The City Administrator To Negotiate And Enter Into A Month-To-Month Lease Agreement
With The Dr. Huey P. Newton Foundation For The Two Thousand Six Hundred Thirty-Six
Square Foot (2,636 Sf) Space Located At 150 Frank H. Ogawa Plaza, Suite 1c (Lionel J.
Wilson Building) To Serve As A Community Hub Dedicated To Preserving History And
Advancing Culture For A Term Not To Exceed Twelve (12) Months In An Amount Not To
Exceed Four Thousand One Hundred Sixty-Six Dollars And Sixty-Seven Cents
(\$4,166.67) Per Month As Authorized By Section 2.42.230 Of The Oakland Municipal
Code; And 2) Awarding A Grant To The Dr. Huey P. Newton Foundation In An Amount
Not To Exceed Fifty Thousand Dollars (\$50,000) For A Term Not To Exceed Twelve (12)
Months For Lease Support From The Two Hundred And Fifty Thousand Dollars
(\$250,000) In General Purpose Funds Designated For The Black Arts Movement And
Business District (BAMBD) In The 2021-2023 Biennial Budget Pursuant To Resolution
No. 88717 C.M.S.
[TITLE CHANGE]
[22-0622](#)

Attachments: [View Report](#)
[View Legislation](#)
[89344 CMS](#)

This City Resolution be Adopted.

- 2.28** Subject: Adopt A Resolution Integrating Climate Resilience And Mitigation Into General Plan Elements
From: Councilmember Kalb And President Pro tempore Thao
Recommendation: Adopt A Resolution (1) Recognizing That Climate Change Will Disproportionately Impact Residents Of Oakland Who Are Lower Income, Indigenous, And Of Color And (2) Directing The City Administrator To Engage In An Equitable Process For Integrating Climate Resilience And Mitigation Strategies And Policies Through The General Plan Update Process In The Housing, Environmental Justice, Safety And Land Use Elements Of The General Plan
[22-0618](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Report 2](#)
[89345 CMS](#)

This City Resolution be Adopted.

- 2.29** Subject: Adopt A Resolution In Support Of Assembly Bill 2091
From: Councilmember Kalb
Recommendation: Adopt A Resolution In Support Of Assembly Bill 2091 (Bonta) That Would Enhance Privacy Protections For Abortion Related Medical Records And Ensure That Abortion Related Medical Records Cannot Be Subpoenaed By Law Enforcement For Out-Of-State Claims
[22-0623](#)

Attachments: [View Floor Analysis](#)
[View Report](#)
[View Fact Sheet](#)
[View Legislation](#)
[89346 CMS](#)

This City Resolution be Adopted.

- 2.30** Subject: Resolution In Support Of AB 2223 (Wicks)
From: Councilmember Kalb
Recommendation: Adopt A Resolution In Support Of AB 2223 (Wicks) Which Removes The Requirement That A Coroner Investigate Deaths Related To Or Following A Suspected Self-Induced Or Criminal Abortion And Prohibit Using The Coroner's Statement On The Certificate Of Fetal Death To Establish, Bring Or Support Criminal Prosecution Or Civil Cause Of Damages Against A Person Or A Person Who Aids A Pregnant Person

[22-0624](#)

Attachments: [View Report](#)
[View Text](#)
[View Fact Sheet](#)
[View Legislation](#)
[89347 CMS](#)

This City Resolution be Adopted.

- 2.31** Subject: ACTC's San Pablo Avenue Corridor Project
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Sign A Letter Of Support For The San Pablo Avenue Corridor Project Led By The Alameda County Transportation Commission To Begin The Detailed Design Phase

[22-0510](#)

Attachments: [View Report](#)
[View Attachment A](#)
[View Attachment B](#)
[View Attachment C](#)
[View Resolution](#)
[89348 CMS](#)

This City Resolution be Adopted.

- 2.32** Subject: Report On Redlined Neighborhoods In District Three
From: Councilmember Fife
Recommendation: Receive An Informational Report From The City Administrator On The Impact Of Financing Relationships And Housing And Zoning And Related Municipal Policies That Created The Cypress Freeway, The 7th Street Post Office, The West Oakland Bart Station And All Redlined Areas Of Council District 3, Including An Analysis Of Displacement Through Eminent Domain, Lost Wealth Due To Segregation, Depreciated Property Value And Gentrification
[22-0290](#)

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

This Informational Report was Received and Filed.

- 2.33** Subject: Small Business Roundtable Recommendations And Co-Op Businesses
From: Councilmember Fife And Council President Bas
Recommendation: Approve A Report And Recommendation From The City Administrator On Implementation Of The Recommendations From The 2017 Small Business Roundtable Task Force, Including An Update On What Actions Have Been Taken In Line With The Recommendations Regarding Small Business Support And Services; And An Update On The 2015 Resolution In Support Of Worker Cooperatives In The City Of Oakland
[22-0354](#)

Attachments: [View Report](#)

This Informational Report was Received and Filed.

- 2.34** Subject: Case Of Amro Al Nabulsi V. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Amro Al Nabulsi V. City Of Oakland, County Of Alameda, And Does 1 To 100, Inclusive, Alameda County Superior Court Case No. RG19035880, City Attorney File No. 33304, In The Amount Of Fifty Thousand Dollars And Zero Cents (\$50,000.00) (Department Of Transportation - Dangerous Condition)
[22-0627](#)

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

This item was duplicative of #S2.36

This City Resolution be Withdrawn with No New Date.

S2.35 Subject: 2022 Oakland Zoo Animal Care
From: Office Of The City Clerk
Recommendation: Adopt A Resolution, Pursuant To An Initiative Petition, Submitting To The Qualified Electors At The November 8, 2022 General Municipal Election A Proposed Amendment To The Oakland Municipal Code Enacting The 2022 Oakland Zoo Animal Care, Education And Improvement Ordinance And Imposing A Parcel Tax To Fund Operations, Staffing, Maintenance, And Capital Improvements Of The Oakland Zoo; And Directing The City Clerk To Take Any And All Actions Necessary Under Law To Submit This Initiative To The Voters At The November 8, 2022 General Municipal Election*
[*Subject To County Certification That Initiative Has Qualified For The Ballot]
[22-0639](#)

Attachments: [View Legislation](#)
[View Certificate To Petition](#)
[89349 CMS](#)

This City Resolution be Adopted.

S2.36 Subject: Amro Al Nabulsi Vs. 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 Amro Al Nabulsi V. City Of Oakland, County Of Alameda, And Does 1 To 100, Inclusive, Alameda County Superior Court Case No. Rg19035880, City Attorney File No. 33304, In The Amount Of Fifty Thousand Dollars And Zero Cents (\$50,000.00) (Department Of Transportation - Dangerous Condition)
[22-0634](#)

Attachments: [View Report](#)
[View Legislation](#)
[89350 CMS](#)

This City Resolution be Adopted.

S2.37 Subject: Results Of The City Of Oakland Municipal Election
From : Office Of The City Clerk
Recommendation: Adopt A Resolution Declaring The Results Of The City Of Oakland Municipal Election Held On Tuesday, June 7, 2022
[22-0632](#)

Attachments: [View Memo](#)
[View City of Oakland Measure C - June 7, 2022 Statewide Direct Primary Election](#)
[View Legislation](#)
[89351 CMS](#)

This City Resolution be Adopted.

S2.38 Subject: American Muslim Appreciation And Awareness Month
From: Councilmember Taylor
Recommendation: Adopt A Resolution Recognizing The Month Of August 2022 As
American Muslim Appreciation And Awareness Month
[22-0636](#)

Attachments: [View Legislation](#)
[89352 CMS](#)

This City Resolution was Adopted.

S2.39 Subject: Wilson Riles, Jr. 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 Claims Of Plaintiff Wilson Riles, Jr. In The Case Of Wilson
Riles, Jr. V. City Of Oakland, Officer Jorge Yauger, Officer Bryant Ocampo, Michael [Sic]
Legault, Richard Fielding, Traci Campbell Block, Cecilia Sevilla, Officer Jonathan Low,
Officer Alexandra Lowe, And Does 5 Through 10, United States District Court, Northern
District Of California, Case No. 3:20-Cv-06869-Jcs, City Attorney's File No. 33973, In
The Amount Of Three Hundred Sixty Thousand Dollars And Zero Cents (\$360,000.00)
(Oakland Police Department And Planning And Building Department - Civil Rights)
[22-0638](#)

Attachments: [View Report](#)
[View Legislation](#)
[89353 CMS](#)

**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 - Fife, and Kaplan

Abstained: 1 - Kalb

Aye: 5 - Gallo, Reid, Fortunato Bas, Taylor, and Thao

NO VOTE: 0

S2.40 Subject: Reappointment Of Council Members To The Association Of Bay Area Government Executive Board
From: Council President Bas
Recommendation: Adopt A Resolution Reappointing Councilmembers Loren Taylor, Nikki Fortunato Bas And Carroll Fife As Delegates To Represent The City Of Oakland To The Association Of Bay Area Governments (ABAG) Executive Board And Reappointing Councilmember Dan Kalb As An Alternate For The Term Beginning July 1, 2022 And Ending June 30, 2024
[22-0637](#)

Attachments: [View Legislation](#)
[89354 CMS](#)

This City Resolution be Adopted.

S2.41 Subject: Funding Acceptance For Oakland Ecoblock
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Funding From The Regents Of The University Of California In The Amount Of Up To Two Hundred Twenty-Five Thousand And Four Dollars (\$225,004.00) On A Cost-Reimbursable Basis To Hire A Grant Funded Exempt Limited Duration Employee To Coordinate Permitting For The Oakland EcoBlock Project And Update Codes And Processes To Facilitate Additional EcoBlock-Style Retrofits
[22-0635](#)

Attachments: [View Report](#)
[View Legislation](#)
[89355 CMS](#)

This City Resolution be Adopted.

S2.42 Subject: Amending Oakland Municipal Code Section 3.08.180 - Filing Fees
From: Office Of The City Clerk
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Sections 3.08.060 - Filing Fee And 3.08.180 - Filing Fees (Initiative Petitions) To Align The Filing Fees With The City Of Oakland Master Fee Schedule And Make Other Technical Edits [TITLE CHANGE]
[22-0620](#)

Attachments: [View Report](#)
[View Legislation](#)
[13702 CMS](#)
[Proof Of Publication 13702 CMS](#)

This Ordinance was Approved for Final Passage.

S2.43 Subject: Approving The MOUs Between The City And All Labor Groups And Adopt An Ordinance Amending The Salary Schedule
From: Human Resources Management Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The Confidential Management Employees Association, Representing Employees In Representation Unit U31, Covering The Period From Of July 1, 2022 Through June 30, 2025;

[22-0641](#)

Attachments: [View Report](#)

[View Attachment A CMEA Tentative Agreement](#)

[View Attachment B IBEW Tentative Agreement](#)

[View Attachment C IFPTE Tentative Agreement](#)

[View Attachment D SEIU Tentative Agreement](#)

[View Attachment E IAFF Tentative Agreement](#)

[View Attachment F OPAO and OPMA Tentative Agreement](#)

[View Attachment G Ordinance 12903](#)

[View Attachment H Ordinance 12187](#)

[View Attachment I Labor Costing](#)

[View Legislation](#)

[89356 CMS](#)

This City Resolution be Adopted.

2) A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The International Brotherhood Of Electrical Workers, Local 1245 Representing Employees In Representation Units IE1 And TV1 Covering The Period From Of July 1, 2022 Through June 30, 2025;

[22-0643](#)

Attachments: [View Legislation](#)

[89357 CMS](#)

This City Resolution was Adopted.

3) A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The International Federation Of Professional And Technical Engineers, Local 21, Representing Employees In Representation Units TA1, TF1, TM2, TW1, UH1, UML, UM2, TM1, And U41, Covering The Period From Of July 1, 2022 Through June 30, 2025;

[22-0644](#)

Attachments: [View Legislation](#)

[89358 CMS](#)

This City Resolution was Adopted.

4) A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The Service Employees International Union, Local 1021, Representing Employees In Representation Units SB1, SC1, SD1, And SI1, Covering The Period From Of July 1, 2022 Through June 30, 2025;

[22-0645](#)

Attachments: [View Legislation](#)

[89359 CMS](#)

This City Resolution was Adopted.

5) A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The International Association Of Firefighters, Local 55, Representing Employees In Representation Unit FQ1, Covering The Period From Of July 1, 2022 Through June 30, 2026;

[22-0646](#)

Attachments: [View Legislation](#)

[89360 CMS](#)

This City Resolution was Adopted.

6) A Resolution Approving The Memoranda Of Understanding Between The City Of Oakland And The Oakland Police Officers' Association And Oakland Police Management Association, Representing Employees In Representation Units PP1, PTL And UN2, Covering The Period From Of July 1, 2022 Through June 30, 2026; And

[22-0647](#)

Attachments: [View Legislation](#)

[89361 CMS](#)

This City Resolution was Adopted.

Subject: Approving An Ordinance Amending The Salary Schedule
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To:

(1) Provide Wage Increases For Employees Pursuant To The Memoranda Of Understanding Between The City Of Oakland And The Confidential Management Employee Association; The International Brotherhood Of Electrical Workers, Local 1245; The International Federation Of Professional And Technical Engineers, Local 21; The Service Employees International Union, Local 1021; And For Unrepresented Classifications CON, TL1, U51, US1, UG1, UP1, UK1, And UK2 As Follows: I) 5% Effective The First Full Pay Period After July 1, 2022; II) 2.5% Effective The First Full Pay Period After July 1, 2023; III) 2.5% Effective The First Full Pay Period After January 1, 2024; IV) 2% Effective The First Full Pay Period After July 1, 2024; V) 2% Effective The First Full Pay Period After March 1, 2025;

(2) Provide Wage Increases For Employees Pursuant To The International Association Of Firefighters, Local 55; The Oakland Police Officers' Association; The Oakland Police Management Association; And For Unrepresented Units UN1, UR1 And UU1 As Follows: I) 3.5% Effective The First Full Pay Period After July 1, 2022; II) 3.5% Effective The First Full Pay Period After July 1, 2023; III) 3% Effective The First Full Pay Period After July 1, 2024; IV) 3% Effective The First Full Pay Period After July 1, 2025; And

(3) Provide Special Equity Adjustments As Follows: I) Pursuant To The MOU Between The City Of Oakland And The Confidential Management Employee Association, 5% Wage Increase For Certain Classifications In Representation Unit U31 Effective The First Full Pay Period After October 1, 2022; II) Pursuant To The MOU Between The City Of Oakland And The International Federation Of Professional And Technical Engineers, Local 21, Up To 7.5% Wage Increase For Certain Classifications In Representation Units TA1, TW1, TM2, TW1, UH1, UM2, And UM1 Effective The First Full Pay Period After October 1, 2022 And Wage Increases To Align The Salaries Of Certain Classifications In Representation Units TW1 And UM2 Effective The First Full Pay Period After January 1, 2023; III) Pursuant To The MOU Between The City Of Oakland And The Service Employees International Union, Local 1021, 3% Wage Increase For Certain Classifications In Representation Units SC1, SD1 And SI1 Effective The First Full Pay Period After October 1, 2022; IV) 5% Wage Increase For Certain Classifications In Unrepresented Units UP1 And UK2 Effective The First Full Pay Period After October 1, 2022

[22-0642](#)

Attachments: [View Report](#)
[View Legislation](#)
[13703 CMS](#)
[Proof Of Publication 13703 CMS](#)

This Ordinance was Approved As Amended On Introduction and Scheduled for Final Passage. to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 7/26/2022

S2.44 Subject: Re-Appointment To The Police Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Regina Jackson To The Police Commission As A Commissioner
[22-0598](#)

Attachments: [View Report](#)
[View Resume](#)
[View Legislation](#)
[89362 CMS](#)

This City Resolution was Adopted.

S2.45 Subject: Consolidation Of The City Of Oakland's November 8, 2022 General Municipal Election

From: Office of The City Clerk

Recommendation: Adopt An Ordinance: 1) Calling And Giving Notice For The Holding Of A General Municipal Election On November 8, 2022 For The Purpose Of Submitting To The Electors Of The City Of Oakland Proposed Ballot Measures; 2) Requesting Consolidation Of The City Of Oakland General Municipal Election With The Statewide Election To Be Held In The City Of Oakland On November 8, 2022; And 3) Authorizing And Directing The City Clerk To Take All Actions Necessary For The Municipal Election In Accordance With Applicable Legal Requirements

[22-0626](#)

Attachments: [View Notice- 7/7/2022](#)
[View Legislation - 7/7/2022](#)
[View Supplemental Legislation 7/15/2022](#)
[View Supplemental Legislation 7/21/2022](#)
[13705 CMS](#)
[Proof Of Publication 13705 CMS](#)

A motion was made by Councilmember Gallo, seconded by Councilmember Kalb, that this matter be adopted as amended on reintroduction and to be scheduled to the July 26, 2022 Special City Council Meeting, for Final Passage. The motion carried by the following vote: 6 Ayes: 2 Excused: Fife, Kaplan

From the "Supplemental legislation - 7/15/2022", On Page 3;

Amending last Ballot question to read:

Shall the measure to amend Oakland's Municipal Code to fund Oakland Zoo operations, staffing, maintenance and capital improvements, including but not limited to animal care and rehabilitation, educational and conservation programs, fire prevention, accessibility, and visitor services, by imposing an annual \$68 parcel tax for single-family parcels, and other parcels as specified, for 20 years, raising approximately \$12,000,000 annually with exemptions for low-income households and others, and citizen oversight, be adopted?

A motion was made by Noel Gallo, seconded by Dan Kalb, that this matter be Approved As Amended On Introduction and Scheduled for Final Passage to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 7/26/2022. The motion carried by the following vote:

Excused: 2 - Fife, and Kaplan

Aye: 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

NO VOTE: 0

**3 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING
REQUIREMENTS:**

- 3.2** Subject: Appeal Of 1396 5th Street 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 East Bay Residents For Responsible
Development And Thus Upholding The Planning Commission's Environmental
Determination And Approval Of A Proposal To Construct 222 Dwelling Units On The
Existing Vacant Lot Located At 1396 5th
Street, Oakland Ca (Project Case No. PLN20-101; Or
[22-0610](#)

Attachments: [View Report and Attachments](#)

[View Legislation](#)

[View Supplemental Correspondence - Adams Broadwell Joseph &
Cardozo 7/14/2022](#)

[View Supplemental Correspondence - Reuben Junius & Rose
7/14/2022
89363 CMS](#)

*A motion was made by Councilmember Gallo, seconded by Councilmember Reid,
to open the Public Hearing, and hearing no objections, the motion passed by 6
Ayes: Gallo, Kalb, Reid, Taylor, Thao, and Fortunato Bas; 2 Excused: Fife and
Kaplan*

*Upon the reading of Item #3.2 by the City Clerk, the Public Hearing was opened at
4.48 P.M.*

18 individuals spoke on this item.

*A motion was made by Councilmember Kalb, seconded by Councilmember Gallo
to approve the resolution as amended and to close the Public Hearing, and hearing
no objections, the motion passed by 6 Ayes: Gallo, Kalb, Reid, Taylor, Thao, and
Fortunato Bas; 2 Excused: Fife and Kaplan*

The amendments are as follows:

On Page 2, (added between the 2nd -to last and the 3rd to-last Whereas paragraphs)

*WHEREAS, the City's new soil studies, the revised CEQA Analysis, and the
Voluntary Remediation Action Agreement with Alameda County Dept. of
Environmental Health address the health-related soil contamination concerns
articulated in the appeal;" and,*

On Page 3, adding the following to read as follows:

*FURTHER RESOLVED: that the Project shall incorporate the following additional
conditions to further reduce operational air pollution related health risks:*

• *In addition to any other air quality mitigation measures that may be implemented as a result of any required Health Risk Assessment, the Project shall install air filter devices rated MERV-16 or higher for, at a minimum, all residential units which face the freeway, all residential units which have operable windows that are within 1,000 feet of the freeway, and all residential units which are within 500 feet of a loading dock or zone where trucks concentrate to deliver goods on-site.*

• *The Project shall, upon request, provide high quality electrostatic air purifiers for all the below market rate (BMR) residential units. This requirement shall be included in the recorded Regulatory Agreement for the BMR units.*

• *The Project—and successor owners—shall maintain, repair and replace all installed health risk reduction devices/measures, including but not limited to the HVAC/MERV filtration devices on an as-needed basis throughout the life of the Project; and be it*

The Public Hearing was closed at 5:48 P.M.

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

Excused: 2 - Fife, and Kaplan

Aye: 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

NO VOTE: 0

Provided The City Council Can Make The Appropriate Findings:

2) A Motion To Direct Staff To Prepare A Resolution For Future City Council Consideration To Deny the Appeal With Additional Conditions; Or [22-0611](#)

This Report and Recommendation be No Action Taken.

3) A Motion To Direct Staff To Prepare A Resolution For Future City Consideration To Uphold The Appeal; [22-0612](#)

This Report and Recommendation be No Action Taken.

3.1 Subject: Mandatory Delinquent Trash Fees 2021 And 2022
From: Finance Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Options;

1) A Resolution Accepting And Confirming Reports Of The City Administrator For Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection For The Monthly Periods Of April, May, June 2021, January, February, March 2022, Quarterly Periods Of July-September 2021, And April-June 2022 (Option 1); Or

[22-0368](#)

Attachments: [View Report](#)

[View Report Attachment A](#)

[View Legislation](#)

[View Supplemental Legislation - 7/7/2022](#)

[89364 CMS](#)

A motion was made by Councilmember Gallo, seconded by Councilmember Reid, to open the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Gallo, Kalb, Reid, Taylor, Thao, and Fortunato Bas; 2 Excused: Fife and Kaplan

Upon the reading of Item #3.1 by the City Clerk, the Public Hearing was opened at 5.52 P.M.

2 individuals spoke on this item.

A motion was made by Councilmember Gallo, seconded by Councilmember Taylor to close the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Gallo, Kalb, Reid, Taylor, Thao, and Fortunato Bas; 2 Excused: Fife and Kaplan

The Public Hearing was closed at 6:09 P.M.

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

Excused: 2 - Fife, and Kaplan

Aye: 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

NO VOTE: 0

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator For Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection For The Monthly Periods Of April, May, June 2021, January, February, March 2022, Quarterly Periods Of July-September 2021, And April-June 2022 (Option 2)

[22-0369](#)

Attachments: [View Legislation](#)

[View Supplemental Legislation - 7/7/2022](#)

This City Resolution be Not Adopted.

3.3 The Item regarding the "Housing Element Annual Progress Report for Calendar Year 2021" was withdrawn from this agenda and rescheduled to the July 26, 2022 Special City Council Agenda via Rule 28

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

[22-0628](#)

Attachments: [July 7, 2022 CLOSED SESSION Report of Final Action - Amro Al Nabulsi v. City of Oakland](#)

A motion was made by Noel Gallo, seconded by Loren Taylor, that this matter be Received and Filed. The motion carried by the following vote:

Excused: 2 - Fife, and Kaplan

Aye: 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

NO VOTE: 0

EXTEND THE MEETING BEYOND 6:30 P.M.

At 6:13 P.M. A motion was made by Councilmember Kalb to extend the meeting beyond 6:30 P.M. Councilmember Reid seconded. The motion carried by a vote of 6 Ayes: Gallo, Kalb, Reid, Taylor, Thao and Fortunato Bas; 2 Excused: Fife and Kaplan

2.15 Subject: Ordinance Amending Ordinance No. 13647 C.M.S.
From: Workplace And Employment Standards Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 13647, Which Amended Certification Requirements In Oakland's Local And Small Local Business Enterprise (L/SLBE) Program, To Revise And Correct Certification Requirements [TITLE CHANGE]
[22-0484](#)

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

A motion was made by Pro Tempore Thao, seconded by Councilmember Gallo to continue the item to the July 26, 2022 Special City Council Meeting.

A substitute motion was made by Councilmember Taylor, seconded by Councilmember Kalb to adopt the ordinance with staff recommendations. The motion failed with the following vote: 3 Ayes: Kalb, Reid, Taylor; 3 No: Gallo, Thao, Bas

As a direct result of the failed motion, the item was terminated, therefore eliminating the main motion to continue the item.

A motion was made by Pro Tempore Thao, seconded by Councilmember Gallo to schedule a new item (22-0648) "Ordinance To Amend Ordinance No. 13647 C.M.S" to the July 26, 2022 Special City Council Meeting.

The motion passed with a vote of 6 Ayes: Gallo, Kalb, Reid, Taylor, Thao, Fortunato Bas; 2 Excused: Fife, Kaplan

A motion was made by Loren Taylor, seconded by Dan Kalb, that this matter be Approved On Introduction and Scheduled for Final Passage to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 7/26/2022. The motion failed by the following vote:

Excused: 2 - Fife, and Kaplan
Aye: 3 - Kalb, Reid, and Taylor
No: 3 - Gallo, Fortunato Bas, and Thao
NO VOTE: 0

SCHEDULING MOTION

Subject: Ordinance Amending Ordinance No. 13647 C.M.S.
From: Workplace And Employment Standards Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 13647, Which Amended Certification Requirements In Oakland's Local And Small Local Business Enterprise (L/SLBE) Program, To Revise And Correct Certification Requirements [22-0648](#)

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

As a direct result of the failed motion, from the July 19, 2022 Special City Council Meeting, item regarding "Ordinance Amending Ordinance No. 13647" was terminated, therefore eliminating the main motion to continue the item.

A motion was made by Pro Tempore Thao, seconded by Councilmember Gallo to schedule a new item (22-0648) "Ordinance To Amend Ordinance No. 13647 C.M.S" to the July 26, 2022 Special City Council Meeting.

The motion passed with a vote of 6 Ayes: Gallo, Kalb, Reid, Taylor, Thao, Fortunato Bas; 2 Excused: Fife, Kaplan

A motion was made by Sheng Thao, seconded by Noel Gallo, that this matter be Continued to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council. The motion carried by the following vote:

Excused: 2 - Fife, and Kaplan

Aye: 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

NO VOTE: 0

5 NUMBER NOT USED. MINUTES APPROVED AT REGULAR MEETING

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

6 The item regarding the "Ordinance To Waive Affordable Housing Impact Fees" withdrawn with no new date at the July 14, 2022 Rules and Legislation Committee

7 The item regarding the "2022 Pre-Authorizations For Homekey Projects" was withdrawn and rescheduled to the July 26, 2022 Special City Council Agenda at the July 14, 2022 Rules And Legislation Committee

- 8 Subject: DVP Data Management System
From: Department Of Violence Prevention
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator To Waive The Local And Small Local Business Enterprise Program (L/SLBE) And The Competitive Bidding Process And To Award A Five-Year Contract, From August 1, 2022 To June 30, 2027, To Social Solutions Global, Inc. For The Development Of An Apricot 360 Data Management System And For Annual Licensing And Technical Assistance Fees For A Total Amount Not To Exceed Five Hundred Thirty -Three Thousand Fifty-Six Dollars (\$533,056); And (2) Adopting One Of The Two Alternative Surveillance Use Policies Attached Hereto As Exhibits A And B Pertaining To The Apricot 360 Data Management System
[TITLE CHANGE]
[22-0209](#)

Attachments: [View Report](#)
[View Report Attachment A](#)
[View Legislation](#)
[View Power Point Presentation](#)
[View Supplemental Report - 7/7/2022](#)
[View Supplemental Legislation - 7/7/2022](#)
[View Supplemental Report - 7/14/2022](#)
[View Supplemental Report - 7/21/2022](#)
[View Supplemental Legislation - 7/21/2022](#)
[89380 CMS](#)

A motion was made by Nikki Fortunato Bas, seconded by Noel Gallo, that this matter be Continued to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 7/26/2022. The motion carried by the following vote:

Excused: 3 - Fife, Kaplan, and Thao

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

NO VOTE: 0

COUNCILMEMBER REID WAS EXCUSED AT 7:42 P.M.

- 9 Subject: OPD 2022 Revised Modified Hiring Plan For Measure Z Compliance
From: Oakland Police Department
Recommendation: Adopt A Resolution Modifying The City's Hiring Plan For Hiring And Retaining Police Officers For The Purpose Of Ensuring Compliance With Measure Z, A Parcel Tax To Fund Public Safety Services Which Includes Certain Staffing Requirements For The Oakland Police Department
[TITLE CHANGE]
[22-0625](#)

Attachments: [View Report](#)
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[89365 CMS](#)

Council President Fortunato Bas requested that the quarterly Oakland Police Department's staff reports include 911 response times, crime data and homicide clearance rates.

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

Excused: 3 - Fife, Kaplan, and Reid

Aye: 5 - Gallo, Kalb, Fortunato Bas, Taylor, and Thao

NO VOTE: 0

COUNCIL PRESIDENT FORTUNATO BAS RELINQUISHED THE CHAIR AT 8:03 P.M. AND PRO TEMPORE THAO PRESUMED AS CHAIRPERSON.

10 Subject: Amend And Extend Beautification Council Contract
From: Oakland Public Works Department
Recommendation: Adopt A Resolution: (1) Amending And Extending The Term Of The As-Needed Contract With The Beautification Council By Fourteen (14) Months From April 30, 2023, To June 30, 2024; (2) Increasing The Contract Amount By One Million Two Hundred Eighty Thousand Dollars (\$1,280,000) For A Total Not To Exceed Contract Amount Of Two Million Eight Hundred Eighty Thousand Dollars (\$2,880,000); And (3) Waiving Further Advertising And Competitive Request For Proposal/Qualification Selection And Local Business/Small Local Business Participation Requirements [22-0609](#)

- Attachments:** [View Report](#)
[View Attachment A](#)
[View Attachment B](#)
[View Attachment C](#)
[View Attachment D](#)
[View Attachment E](#)
[View Attachment F](#)
[View Attachment G](#)
[View Attachment H](#)
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[89366 CMS](#)

A motion was made by Councilmember Taylor, seconded by Councilmember Gallo to adopt the resolution as amended with additional amendments. The motion passed with the following vote: 5 Ayes: Gallo, Kalb, Taylor, Bas, Thao; 3 Excused: Fife, Reid, Kaplan

The additional amendments to include the following:

Schedule cleanings by districts by CALTrans and an reevaluation of services in April 2023.

A motion was made by Loren Taylor, seconded by Noel Gallo, that this matter be Adopted as Amended. The motion carried by the following vote:

Excused: 3 - Fife, Kaplan, and Reid

Aye: 5 - Gallo, Kalb, Fortunato Bas, Taylor, and Thao

NO VOTE: 0

- 11 Subject: Informational Report On Macro Implementation
From: Vice Mayor Kaplan
Recommendation: Receive An Informational Report From The City Administrator And The Oakland Fire Department On The Progress Of The Implementation Of The Mobile Assistance Community Responders Of Oakland (MACRO), Including The Timeline For When MACRO Crews Will Begin To Respond To Non-Violent 911 Calls
[22-0576](#)

Attachments: [View Report](#)

A motion was made by Nikki Fortunato Bas, seconded by Sheng Thao, that this matter be Received and Filed. The motion carried by the following vote:

Excused: 3 - Fife, Kaplan, and Reid

Aye: 5 - Gallo, Kalb, Fortunato Bas, Taylor, and Thao

NO VOTE: 0

12 The item regarding the "Study Session On The General Plan Update" was withdrawn and rescheduled to the July 26, 2022 Special City Council Agenda via Rule 28

- S13** Subject: FY2022 CalVIP Grant
From: Department Of Violence Prevention
Recommendation: Adopt A Resolution:
- (1) Accepting And Appropriating A California Violence Intervention And Prevention (CalVIP) Grant From The California Board Of State And Community Corrections (BSCC) In An Amount Not To Exceed Five Million Nine Hundred Ninety-Nine Thousand Nine Hundred Forty-Eight Dollars (\$5,999,948) For The Period Of July 1, 2022, To December 31, 2025 (42 Months);
 - (2) Authorizing The City Administrator To Take All Steps Necessary For The City To Receive The CalVIP Grant;
 - (3) Waiving The City Of Oakland's Local And Small Local Business Enterprise Program (L/Slbe) Requirements And Competitive Bidding Process And Awarding An Agreement In An Amount Not To Exceed Three Hundred Twenty-Five Thousand Dollars (\$325,000) For A Term Ending December 31, 2025, To Urban Institute To Evaluate The CalVIP-Funded Program;
 - (4) Waiving The City Of Oakland's L/SLBE Requirements And Competitive Bidding Process And Awarding An Agreement In An Amount Not To Exceed Two Hundred Twenty Thousand Dollars (\$220,000) For A Term Of July 1, 2023 To June 30, 2025, To Faith In Action East Bay Inc. To Support The CalVIP-Funded Program;
 - (5) Waiving The City Of Oakland's L/SLBE Requirements And Competitive Bidding Process And Awarding An Agreement In An Amount Not To Exceed One Hundred Twenty-Five Thousand Nine Hundred Sixty Dollars (\$125,960) For A Term Ending June 30, 2025, To Heru Consulting To Deliver Training In The Prevention And Intervention Family Systems Approach;
 - (6) Waiving The City Of Oakland's L/SLBE Requirements And Competitive Bidding Process And Awarding An Agreement In An Amount Not To Exceed Sixty-Six Thousand Seven Hundred Seventy-Six Dollars (\$66,776) For A Term Ending June 30, 2025, To Roca Inc. To Deliver The Rewire Cognitive Behavioral Theory Training Curriculum;
 - (7) Authorizing The City Administrator To Add Six (6) 1.0 Full-Time Equivalent (FTE) Case Manager I Positions To The Department Of Violence Prevention (DVP) For The Term Of October 1, 2022, To June 30, 2025, (33 Months) For A Total Amount Not To Exceed Two Million Four Hundred Fifty-One Thousand Nine Hundred And Six Dollars (\$2,451,906);
 - (8) Authorizing The City Administrator To Add One (1) 1.0 FTE Health & Human Services Program Planner Position To The Dvp For The Term Of October 1, 2022, To June 30, 2025, (33 Months) For A Total Amount Not To Exceed Five Hundred Seventy-Four Thousand Nine Hundred Forty-Eight Dollars (\$574,948);

(9) Authorizing The City Administrator To Add One (1) 1.0 FTE Case Manager II, Supervising Position To The DVP For The Term Of October 1, 2022, To June 30, 2025, (33 Months) For A Total Amount Not To Exceed Five Hundred Twenty-One Thousand Three Hundred Forty- Three Dollars (\$521,343);

10) Allocating CalVIP Funds In An Amount Not To Exceed One Million Seven Hundred Eighty Thousand Seven Hundred Ninety-One Dollars (\$1,780,791) To Augment Existing Violence Prevention Services In The DVP Through December 31, 2025

[21-0236](#)

Attachments: [View Report](#)
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[89367 CMS](#)

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

Excused: 3 - Fife, Kaplan, and Reid

Aye: 5 - Gallo, Kalb, Fortunato Bas, Taylor, and Thao

NO VOTE: 0

OPEN FORUM / CITIZEN COMMENTS

The call of the que opened at 9:24 P.M. and closed at 9:29 P.M.

4 individuals spoke during Public Comment.

ADJOURNMENT OF COUNCIL SESSION

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

There being no further business, the Council adjourned the meeting in memory of Barbara O'Shinski and Kon Fung at 9:33 P.M.

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