

City of Oakland

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



CITY OF OAKLAND

Meeting Agenda - FINAL

Tuesday, November 1, 2022

1:30 PM

Please See The Agenda To Participate In The Meeting

Virtual Tele- Conference Via Zoom

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

Pursuant to California Government Code Section 54953(e), the City Council has found that an imminent risk to the health of attendees due to the COVID-19 pandemic continues to exist. Therefore, all City Councilmembers will participate in the meeting via phone/video conference without notice of their teleconference locations

PUBLIC PARTICIPATION

The public may observe and/or participate in this meeting many ways.

OBSERVE:

- To observe, the public may view the televised video conference by viewing KTOP channel 10 on Xfinity (Comcast) or ATT Channel 99 and locating City of Oakland KTOP - Channel 10
- To observe the meeting online from the City's Agenda Meeting Calendar, at the noticed meeting time, please click on <https://oakland.legistar.com/calendar.aspx> and click on the "In Progress" link under "Video" for the corresponding meeting.
- To observe the meeting by video conference, please click on this link: <https://us02web.zoom.us/j/82347660057> at the noticed meeting time.
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 436 2866 or +1 301 715 8592 or +1 312 626 6799 or 833 548 0282 (Toll Free) or 877 853 5247 (Toll Free) or 888 788 0099 (Toll Free) or 833 548 0276 (Toll Free) Meeting ID: 823 4766 0057

If asked for a participant ID or code, press #.

COMMENT:

ALL PUBLIC COMMENT ON ACTION ITEMS WILL BE TAKEN AT THE BEGINNING OF THE MEETING UNDER ITEM 1. COMMENT FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN UNDER OPEN FORUM AT THE END OF THE MEETING

There are three ways to submit public comments.

- eComment. To send your comment directly to Council members and staff BEFORE the meeting starts please click on <https://oakland.legistar.com/calendar.aspx> and click on the "eComment" link for the corresponding meeting. Please note that eComment submission closes twenty four (24) hours before posted meeting time.
- To comment by Zoom video conference, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on a eligible agenda item at the beginning of the meeting. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Instructions on how to "Raise Your Hand" is available at: <https://support.zoom.us/hc/en-us/articles/205566129-Raise-Hand-In-Webinar>.
- To comment by phone, please call on one of the above listed phone numbers. You will be prompted to "Raise Your Hand" by pressing "*9" to speak when Public Comment is taken. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Please unmute your self by pressing *6.

If you have any questions, please email the Agenda Management Unit at cityclerk@oaklandca.gov

- Office of the City Clerk

ROLL CALL / CITY COUNCIL

COUNCILMEMBERS: Councilmember Carroll Fife, District 3; Councilmember Noel Gallo, District 5; Councilmember Dan Kalb, District 1; Vice Mayor Rebecca Kaplan, At Large; Councilmember Treva Reid, District 7; Councilmember Loren Taylor, District 6; President Pro Tempore Sheng Thao, District 4; Council President Nikki Fortunato Bas, District 2;

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):

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

2 CONSENT CALENDAR (CC) ITEMS:

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
[22-0841](#)

Attachments: [View Report](#)

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
[22-0842](#)

Attachments: [View Report](#)

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
[22-0843](#)

Attachments: [View Report](#)

2.4 Subject: Teleconference Meetings Of The City Council
From: Office Of The City Administrator
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
[22-0844](#)

Attachments: [View Report](#)

2.5 Subject: Beach Street And Mandela Parkway Unhoused Interventions
From: Councilmember Fife
Recommendation: Adopt A Resolution Directing The City Administrator To (1) Expand
Access To The Existing Beach Street Homeless Intervention Site (Caltrans Lease Area
04-ALA-580-38 & 39) For All Vehicle Types, Including But Not Limited To, Trucks And
Vans And Identify The Necessary Funds To Service The Site; And (2) Negotiate A Lease
Agreement With The California Department Of Transportation (Caltrans) To Establish A
New Homeless Intervention Site On Caltrans Right Of Way Parcels Located North Of 34th
Street On Mandela Parkway And Identify The Necessary Funds And Service Providers To
Service The Site
[22-0853](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

10/20/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
----------	-----------------------------------	--

A title change was read into record.

On Consent.

- 2.6** Subject: Rockridge BID Annual Report And Intention To Levy FY 2023-2024 Assessment
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution: 1) Approving The Annual Report Of The Rockridge Business Improvement District Advisory Board; 2) Declaring The Intention To Levy And Collect An Annual Assessment For Fiscal Year 2023-2024 For The Rockridge Business Improvement District; And 3) Scheduling A Public Hearing For December 6, 2022

[22-0820](#)

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

Legislative History

10/13/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
----------	--------------------------------	--

Consent

- 2.7** Subject: Montclair BID Annual Report And Intention To Levy FY 2023-2024 Assessment
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution: (1) Approving The Annual Report Of The Montclair Business Improvement District Advisory Board; (2) Declaring The Intention To Levy And Collect An Annual Assessment For Fiscal Year 2023-2024 For The Montclair Business Improvement District; And (3) Scheduling A Public Hearing For December 6, 2022

[22-0821](#)

Attachments: [View Report](#)
[View Resolution And Exhibit](#)

Legislative History

10/13/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
----------	--------------------------------	--

Consent

- 2.8** Subject: Updates To The Oakland Police Department (OPD) Criminalistics Laboratory (Crime Lab) DNA Instrumentation And Analysis Software Use Policy And Impact Reports
From: Oakland Police Department
Recommendation: Adopt A Resolution: Approving Updates To 1) The Oakland Police Department (OPD) Criminalistics Laboratory (Crime Lab) DNA Instrumentation And Analysis Software Biometric Technology Use Policy; And (2) The OPD Crime Lab's Surveillance Impact Report For Its Use Of DNA Instrumentation, Analysis And Software; And (3) Accepts 2021 Biometric DNA Analysis Technology Annual Report

[22-0823](#)

Attachments:

[View Report](#)

[View Attachment A](#)

[View Attachment B](#)

[View Attachment C](#)

[View Legislation](#)

Legislative History

10/13/22

*Rules & Legislation
Committee

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

Consent

- 2.9** Subject: Accept And Appropriate OPD DNA Backlog Grant Funds
From: Oakland Police Department
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator, Or Designee, To Accept And Appropriate Grant Funds In An Amount Not To Exceed Four Hundred Thousand Five Hundred Eighty-Six Dollars (\$400,586) From The U.S. Department Of Justice (DOJ), Office Of Justice Programs (OJP), Bureau Of Justice Assistance (BJA) For Implementation Of The Fiscal Year 2022 DNA Capacity Enhancement For Backlog Reduction (CEBR) Grant Program For The Oakland Police Department (OPD); 2) Waive The Advertising And Competitive Bidding Requirements For The Purchase Of DNA Typing Supplies And Instruments From (1) Qiagen For Fifty-Five Thousand Six Hundred Dollars (\$55,600), (2) Promega For One Hundred Sixty-Five Thousand Three Hundred Ninety Dollars (\$165,390), (3) Thermo Fisher/Life Technologies For Forty-Three Thousand Two Hundred Forty-Eight Dollars (\$43,248), (4) NicheVision For Twenty-Nine Thousand Five Hundred Dollars (\$29,500), And (5) Beckman Coulter For One Hundred Thousand Dollars (\$100,000)

[22-0824](#)

Attachments:

[View Report](#)

[View Legislation](#)

Legislative History

10/13/22

*Rules & Legislation
Committee

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

Consent

2.10 Subject: Accept And Appropriate OPD Coverdell Grant Funds
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate Grant Funds In An Amount Not To Exceed Sixty-Four Thousand Seven Hundred Thirty-Six Dollars (\$64,736) From The California Governor's Office Of Emergency Services (CALOES), For The 2021 Paul Coverdell Forensic Science Improvement Program, During The Grant Period Of April 1, 2022 - June 30, 2023, To Support The Oakland Police Department (OPD) Crime Laboratory Operations
[22-0825](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

10/13/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
----------	-----------------------------------	--

Consent

2.11 Subject: OFCY FY2022-2023 Grant Awards Corrections
From: Human Services Department
Recommendation: Adopt A Resolution Amending Resolution No. 89245 C.M.S. Which Awarded 2022-2023 Oakland Fund For Children And Youth (OFCY) Grants: (1) To Correct The Grant Award Amount For Music Is Extraordinary, Inc. From \$125,000 To \$75,000; And (2) To Correct The Name Of Bay Area Outreach & Recreation Program (BORP)" To "Bay Area Outreach & Recreation Program, Inc."; And (3) To Correct The Name Of "Team Inc." To "Tech Exposure & Access Through Mentoring Inc."
[22-0831](#)

Attachments: [View Report](#)

[View Report Attachment A](#)

[View Legislation](#)

Legislative History

10/13/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
----------	-----------------------------------	--

Consent

2.12 Subject: Department Of Violence Prevention Services Funding Recommendations
From: Department Of Violence Prevention
Recommendation: Adopt A Resolution Amending Resolution 89273 Authorizing The City Administrator To Execute Grant Agreements With Non-Profits And Public Agencies To Provide Violence Prevention And Intervention Services In Accordance With The 2014 Oakland Public Safety And Services Violence Prevention Act For The Period July 1, 2022 To June 30, 2023 In A Total Amount Not To Exceed Nineteen Million Three Hundred And Fifty Thousand Dollars (\$19,350,000), With A One-Year And Six-Month Option To Renew Through December 31, 2024, Pending Council Approval And Available Funds
[22-0832](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

10/13/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
----------	-----------------------------------	--

Consent

2.13 Subject: Agreement Between Oakland Fire Department And Tablet Command
From: Oakland Fire Department
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator To Enter Into A Professional Services Agreement With Tablet Command To Provide The Oakland Fire Department With A Mobile Incident Command And Response Information Technology System, For The Period Of November 1, 2022 Through October 31, 2025, At A Cost Of Sixty Thousand Dollars (\$60,000), With An Option To Extend The Agreement For Two Years At A Cost Of Thirty Thousand Dollars (\$30,000) Per Year, For A Total Authorized Contract Amount Not To Exceed One Hundred And Twenty Thousand Dollars (\$120,000); And (2) Waiving The Multi-Step Solicitation Process, And Local And Small Business Enterprise (L/SBE) Program Requirements For The Proposed Contract With Tablet Command
[22-0835](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

10/13/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
----------	-----------------------------------	--

Consent

2.14 Subject: City Of Oakland 2022 Zero Emission Vehicle Action Plan
From: Transportation Department
Recommendation: An Ordinance: (A) Amending Ordinance No. 13654 C.M.S (Which Adopted The Fiscal Year 2022-23 Master Fee Schedule), As Amended, To Establish Fees For Charging Electric Vehicles, (B) Amending Municipal Code Section 10.48.010(B) To Add Fines For Parking A Vehicle In An Electric Charging Designated Space While Not Connected For Electric Charging Purposes; And (C) Adopting Appropriate California Environmental Quality Act (CEQA) Findings
[22-0709](#)

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

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

INTRODUCTION (First Reading) WAS PASSED ON OCTOBER 18, 2022; 7 AYES, 1 ABSENT THAO.

Legislative History

9/15/22	*Rules & Legislation Committee	Scheduled to the *Special Public Works Committee
9/27/22	*Special Public Works Committee	Approved the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

Councilmember Kalb made a motion, seconded by President Pro Tempore Thao, to forward staffs recommendation to the October 4, 2022 City Council Agenda on Non Consent.

The motion passed with 4 Ayes.

9/29/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
---------	--------------------------------	--

As a Public Hearing

10/18/22	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
----------	---	---

At 1:45 p.m. a motion was made by Councilmember Kalb, seconded by Councilmember Reid to open the Public Hearing: The motion passed with a vote of 8 Ayes.

The call of the que opened at 2:34 p.m. and closed at 2:39 p.m.

5 Public Speakers spoke on this item

At 3:03 p.m. a motion was made by Councilmember Kalb, seconded by Vice Mayor Kaplan, to close the Public Hearing and that this matter be adopted. The motion passed.

2.15 Subject: City Center T5/T6 Site B - Second DDA Amendment
From: Economic And Work Force Development Department
Recommendation: Adopt An Ordinance: A) Authorizing The City Administrator To
Negotiate And Execute:

(1) A Second Amendment To The Disposition And Development Agreement Between The City Of Oakland And Strada T5, LLC, Which Will, Among Other Things, (A) Convert The Agreement To A Lease Disposition And Development Agreement, For Development Of A University Campus On The City Center T-5/T-6 Property Located On The Block Bounded By Broadway, 11th Street, 12th Street And Clay Street; (B) Extend The Term Up To 15 Months With Nonrefundable Monthly Extension Fees Of \$6,000; And (C) Provide Two Optional Administrative Six-Month Extensions Each For A Nonrefundable Extension Fee Of \$40,000; And

(2) A 99-Year Ground Lease Of The Property Between The City And Samuel Merritt University, Or Its Affiliate, And Related Documents For (A) Base Rent Of \$1 Per Year Prepaid On The Commencement Date, (B) Monthly Construction Rent Of 50 Percent Of Minimum Rent Commencing On The Rent Commencement Date For The Construction Period, (C) Initial Minimum Rent Of \$236,400 Commencing At The End Of The Construction Period, (D) A Credit Of The \$50,000 Good Faith Deposit Applied To Construction Rent And/Or Minimum Rent, And (E) One-Time Rent Credit Not To Exceed \$500,000 For Remediation Of The Property; And B) Adopting California Environmental Quality Act Findings

[22-0798](#)

Attachments:

[View Report](#)

[View Legislation](#)

[View Corrected Supplemental Report and Attachment A-D - 10/13/2022](#)

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

INTRODUCTION (First Reading) WAS PASSED ON OCTOBER 18, 2022; 8 AYES

Legislative History

10/6/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Non-Consent</i>	
10/18/22	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2.16 Subject: 66th Ave. RV Safe Parking Program Professional Services Agreement
From: Human Services Department
Recommendation: Adopt A Resolution Awarding A Professional Services Agreement To Urban Alchemy In An Amount Not To Exceed One Million Two Hundred Nine Thousand Three Hundred Seventy Five Dollars (\$1,209,375) For The Operation Of A 75 Space Recreational Vehicle (RV) Safe Parking Site At The City-Owned Property At 796 66th Avenue For An Eight Month Term To Commence Upon The Completion Of Construction At The Site And Making Appropriate Findings Under The California Environmental Quality Act

[22-0710](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

9/15/22	*Rules & Legislation Committee <i>This item was deferred to the September 22, 2022 Rules and Legislation Committee Meeting for rescheduling.</i>	* Withdrawn and Rescheduled to the *Rules & Legislation Committee
9/22/22	*Rules & Legislation Committee <i>On Non-Consent</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/6/22	*Rules & Legislation Committee <i>A title change was read into record</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/18/22	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>On Consent</i>	Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2.17 Subject: International Boulevard Improvements Project Construction Contract Award
From: Transportation Department
Recommendation Adopt A Resolution Authorizing The City Administrator To Award A Construction Contract To Gruendl Inc. DBA Ray's Electric, For The International Boulevard Pedestrian Lighting And Sidewalk Improvement Project, Project No. 1000844, The Lowest, Responsible And Responsive Bidder In Accordance With Project Plans, Specifications, State Requirements, And With Contractor's Bid In The Amount Of Six Million, Five Hundred Eighty-Seven Thousand, Eight Hundred And Seventy-Six Dollars (\$6,587,876.00); And Adopting Appropriate California Environmental Quality Act (CEQA) Findings
[22-0740](#)

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

Legislative History

9/22/22	*Rules & Legislation Committee <i>On Non-Consent</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/18/22	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>On Consent</i>	Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2.18 Subject: Foothill Boulevard Pedestrian Safety Improvement Project
From: Transportation Department
Recommendation: Adopt A Resolution (1) Waiving Further Advertising And Competitive Bidding, (2) Authorizing The City Administrator To Negotiate And Award A Construction Contract To The Lowest Bidder Beliveau Engineering Contractors For The Foothill Boulevard Pedestrian Safety Improvement Project, Project No. 1005163, In An Amount Not To Exceed Six Hundred Forty-Three Thousand And One Hundred Ten Dollars (\$710,135.00) In Accord With Project Plans And Specifications, Contractor's Bid, City Contracting Programs And State Requirements And (3) Adopting Appropriate California Environmental Quality Act Findings
[22-0741](#)

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

Legislative History

9/22/22	*Rules & Legislation Committee <i>On Non-Consent</i> <i>A title change was read into record.</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/18/22	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>On Consent</i>	Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2.19 Subject: Oakland Asian Cultural Center Lease And Ten-Year Grant Agreement
From: Economic And Workforce Development Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance (A) Authorizing The City Administrator To Negotiate And Execute A 10-Year Lease Between The City And API Cultural Center, Inc. Of The Condominium Located At 388 9th Street, Suite 290, With One 5-Year Administrative Option To Extend And Rent Of One Dollar (\$1) Per Year For Operation And Management Of The Oakland Asian Cultural Center, And (B) Adopting California Environmental Quality Act Findings;
And
[22-0768](#)

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

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON DECEMBER 6, 2022.

Legislative History

9/29/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Non-Consent</i>	
10/18/22	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	

2) A Resolution Awarding A Ten (10) Year Grant To API Cultural Center, Inc. To Support The Operation And Programs Of The Oakland Asian Cultural Center In Annual Amounts Of Two Hundred Thousand Dollars (\$200,000), Subject To Funding Availability
[22-0769](#)

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

Legislative History

9/29/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Non-Consent</i>	
10/18/22	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	

2.20 Subject: Homekey Site Preparation Documentation
From: Vice Mayor Kaplan
Recommendation: Adopt A Resolution Appropriating And Allocating An Amount Not To Exceed \$45,000 From The Affordable Housing Trust Fund, Redevelopment Dissolution Funds, For Fiscal Year 2022-2023 To Assist Co-Applicants In Obtaining Site Preparation Documentation, Including But Not Limited To, Site Surveys And Appraisals, For City-Owned Land Located At 9418 Edes Avenue And 606 Clara Street Which May Be Used For Possible Future Projects Under The State Of California Homekey Program [22-0854](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

10/20/22 *Rules & Legislation
Committee

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

On Consent.

2.21 Subject: Tekeste Ghebreslasie 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 Tekeste Ghebreslasie V. City Of Oakland, Rachelle Louise Stephens And Does 1-20, Inclusive, Alameda County Superior Court Case No. RG18929921, City Attorney's File No. 32645, In The Amount Of Five Hundred Thousand Dollars And No Cents (\$500,000.00) (Human Services Agency - Car Accident/Personal Injury) [22-0855](#)

Attachments: [View Report](#)

[View Legislation](#)

2.22 Subject: Joan McCloskey 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 Joan McCloskey V. City Of Oakland, And Does 1-25, Inclusive, Alameda County Superior Court Case No. HG20068494, City Attorney's File No. 31049, In The Amount Of Three Hundred And Ten Thousand Dollars And No Cents (\$310,000.00) (Department Of Public Works - Inverse Condemnation) [22-0856](#)

Attachments: [View Report](#)

[View Legislation](#)

2.23 Subject: PG&E Corporation And Pacific Gas And Electric Company
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of In Re: PG&E Corporation And Pacific Gas And Electric Company, United States Bankruptcy Court, Northern District Of California, San Francisco Division, Bankruptcy Case No. 19-30088, City Attorney File No. FIN-190069 For The Amount Of One Hundred Twenty-Nine Thousand Eight Hundred Seventy-Three Dollars And Eighty-Nine Cents (\$129,873.89) Payable To The City Of Oakland (Department Of Finance - Claim In Bankruptcy Court)

[22-0857](#)

Attachments: [View Report](#)

[View Legislation](#)

2.24 Subject: Mady Willie 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 Mady Willie V. City Of Oakland And Does 1-25, Alameda County Superior Court Case No. 21CV001591, City Attorney File No. 34719, In The Amount Of Eighty-Five Thousand Dollars And No Cents (\$85,000.00) (Department Of Transportation - Dangerous Condition Of Public Property)

[22-0858](#)

Attachments: [View Report](#)

[View Legislation](#)

3 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING REQUIREMENTS:

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

[22-0859](#)

Attachments: [October 20, 2022 CLOSED SESSION REPORT OUT OF FINAL ACTION - Teki](#)

[October 20, 2022 CLOSED SESSION REPORT OUT OF FINAL ACTION - Mad](#)

[October 20, 2022 CLOSED SESSION REPORT OUT OF FINAL ACTION - In re](#)

[October 20, 2022 CLOSED SESSION REPORT OUT OF FINAL ACTION - Joar](#)

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF OCTOBER 4, AND OCTOBER 18, 2022

[22-0845](#)

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

- 6 Subject: Performance Audit Of The City Of Oakland's Homelessness Services
Recommendations And Implementation Plan
From: Council President Bas And Pro Tem Thao
Recommendation: Approve A Report And Recommendations On The Performance Audit
Of The City Of Oakland's Homelessness Services: Better Strategy And Data Are Needed
For More Effective And Accountable Service Delivery And Positive Outcomes For
Oakland's Homeless Residents From The City Auditor's Office; And Receive A Written
Review And Assessment From The City Administrator Of The Audit Findings With A Plan,
Timeline And Budget For Implementing Improvements To Be Led By The Homelessness
Administration
[22-0750](#)

Attachments: [View Report](#)

Legislative History

9/22/22 *Rules & Legislation Committee Scheduled to the *Special Life Enrichment Committee

A title change was read into record.

Pro Tempore Thao was added as a co-sponsor.

10/10/22 *Special Life Enrichment Committee Approved the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

At the call of the chair, members of the public were allowed to give public comment to this report. 3 speakers spoke.

Council President Fortunato Bas made a motion, seconded by Councilmember Fife, to Accept and Forward to the October 18, 2022 City Council on Consent the report and recommendations regarding Finding #28, direct the City Administrator to return to the Life Enrichment Committee with a scope of work for development of the strategic plan, including the process, timeline, partners and outcomes.

The Motion passed with 4 Ayes.

10/13/22 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Non-Consent

- 7 Subject: City Of Oakland Declaring Its Intention To Establish The Oakland Enhanced Infrastructure Financing District
From: President Pro Tempore Thao And Councilmember Fife
Recommendation: Adopt A Resolution: (1) Expressing The City's Interest In Establishing One Or More Enhanced Infrastructure Financing Districts To Fund Affordable Housing That Affirms The City's Commitment To Furthering Fair Housing And Infrastructure Improvements; And (2) Directing The City Administrator To Return To Council With A Report And Recommendation Outlining The Timeline And Process For A Proposal To Establish An Enhanced Infrastructure Financing District Exclusively For East Oakland; And (3) Directing The City Administrator To Return To Council With A Report And Recommendation Outlining The Timeline And Process For A Proposal To Establish An Enhanced Infrastructure Financing District Exclusively For West Oakland; And (4) Directing The City Administrator To Return To Council With A Report And Recommendation Outlining The Timeline And Process For A Proposal To Establish An Enhanced Infrastructure Financing District For East And West Oakland, Combined; And (5) Directing The City Administrator To Work With Kosmont Consulting To Bring Forth These Reports And Recommendations To Be Presented To The First Finance And Management Committee Of December 2022

[22-0802](#)

Attachments: [View Legislation](#)

Legislative History

10/6/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
---------	--------------------------------	--

On Non-Consent

10/20/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
----------	--------------------------------	--

A title change was read into record.

- 8 Subject: Declaration Of A Local State Of Emergency In Oakland
From: Councilmember Gallo And President Pro Tempore Thao
Recommendation: Adopt A Resolution (1) Declaring A Local State Of Emergency In The City Of Oakland Due To Gun Violence; (2) Calling On The State To Assist In Establishing An Action-Oriented 90-Day Statewide Taskforce To Assist In The Development And Implementation Of Local, Comprehensive Violence Reduction Strategies Focused On Gun Violence Reduction And (3) Calling On The State To Provide Resources To Address Increasing Gun Violence In Oakland

[22-0803](#)

Attachments: [View Legislation](#)

Legislative History

10/6/22	*Rules & Legislation Committee	Withdrawn with No New Date
---------	--------------------------------	----------------------------

10/13/22

*Rules & Legislation
Committee

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

Non-Consent

Title Change Accepted

President Pro Tempore Thao requested to be added as a co-author

- 9 Subject: Approve OPD's Policies In Accordance With California Government Code § 7070 Et Seq. (AKA "AB 481") And OMC Chapter 9.6
From: Oakland Police Department
Recommendation: Adopt An Ordinance Approving Controlled Equipment Use Policies For The Oakland Police Department To Acquire And Use The Following Types Of "Militarized" Equipment In Conformance With Government Code Section 7070 And Oakland Municipal Code Chapter 9.65: (1) Departmental Rifles; (2) Chemical Agents; (3) Unmanned Aerial Systems; (4) Noise-Flash Diversion Devices (Flash Bangs); (5) Riot Helmets; (6) Specialty Impact Munitions; (7) Armored Vehicles; (8) Chemical Agents; And (9) Remote Controlled Ground Systems (Robots) And Pole Cameras
[22-0776](#)

Attachments:

[View Report](#)

[View Attachment A - DGO K-7 Military Equipment Policy](#)

[View Attachment B - DGO K-06 Rifles](#)

[View Attachment C - Patrol Rifle Impact Report](#)

[View Attachment D - TB III-H Specialty Impact Munitions](#)

[View Attachment E - SIM Impact Report](#)

[View Attachment F - TB III-P.04 - Armored Vehicles Mil Equip](#)

[View Attachment G - Armored Vehicles Impact Report](#)

[View Attachment H - TB III-G 16 Crowd control](#)

[View Attachment I - Riot Helmets Impact Report](#)

[View Attachment J - TB V-F.02 Chemical Agents 2022](#)

[View Attachment K - Chem Agent Impact Report](#)

[View Attachment L - DGO I25 Unmanned aerial systems](#)

[View Attachment M - UAS Drone Controlled Equipment Impact Report](#)

[View Attachment N - DGO I26 Robots](#)

[View Attachment O - Robots and Pole Cameras Controlled Equipment Impact R](#)

[View Attachment P - TB III-P.05 - Noise Flash Diversion Devices](#)

[View Attachment Q - Flash Bang Impact Report](#)

[View Legislation](#)

[View Exhibit A - DGO K-7 Military Equipment Policy](#)

[View Exhibit B - DGO K-06 Rifles](#)

[View Exhibit C - TB III-H Specialty Impact Munitions](#)

[View Exhibit D - TB III-P.04 - Armored Vehicles Mil Equip](#)

[View Exhibit E - TB III-G 16 Crowd control](#)

[View Exhibit F - TB V-F.02 Chemical Agents](#)

[View Exhibit G - DGO I25 Unmanned aerial systems](#)

[View Exhibit H - TB III-P.05 - Noise Flash Diversion Devices](#)

[View Exhibit I - DGO I26 Robots](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON DECEMBER 6, 2022.

Legislative History

9/29/22

*Rules & Legislation
Committee

Withdrawn with No New Date

10/6/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Non-Consent</i>	
	<i>A title change was read into record</i>	
10/18/22	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Non-Consent</i>	

- 10** Subject: Cultural Conservation Easement To Sogorea Te' Land Trust In Joaquin Miller Park
From: Economic Workforce Development Department, Office Of The Mayor, & Pro Tem Thao
Recommendation: Adopt An Ordinance (1) Granting A Cultural Conservation Easement Over An Approximately 5-Acre Portion Of Joaquin Miller Park Known As Sequoia Point To The Sogorea Te' Land Trust (Grantee), At No Cost, To Preserve And Enhance The Cultural, Historic, Educational, Natural Resource, Scenic, And Open Space Values Of The Easement Property In Perpetuity; And (2) Authorizing The City Administrator To Negotiate And Enter Into A Memorandum Of Agreement For The Implementation Of The City Of Oakland's Reserved Rights And The Grantee's Rights And Obligations Under The Conservation Easement, And To Amend Said Memorandum Of Agreement Without Returning To Council; And (3) Amending The Oakland Municipal Code To Add Section 12.64.420 To Authorize The Use Of Parks By Recipients Of Conservation Easements Without Obtaining Park Permits; And (4) Making California Environmental Quality Act Findings[TITLE CHANGE]
[22-0849](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., a title change was made this item.

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON DECEMBER 6, 2022.

Legislative History

10/20/22	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>A title change was read into record.</i>	
	<i>Pro Tempore Thao was added as a co-author.</i>	
	<i>On Non Consent.</i>	

OPEN FORUM / CITIZEN COMMENTS

ADJOURNMENT OF COUNCIL SESSION

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

Americans With Disabilities Act

If you need special assistance 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.