

# 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 - DRAFT**

**Tuesday, April 20, 2021**

**1:00 PM**

**Please See The Agenda To Participate In The Meeting**

**Tele - Conference**

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

***Pursuant to the Governor's Executive Order N-29-20, all members of the City Council as well as the City Administrator, City Attorney and City Clerk will join the meeting via phone/video conference and no teleconference locations are required***

#### 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/85193699409> 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) Webinar ID: 851 9369 9409

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 five (5) minutes 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](mailto:cityclerk@oaklandca.gov)

- Office of the City Clerk

The Concurrent Meeting of the Oakland City Council and Successor Redevelopment Agency was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 1:01pm

**ROLL CALL / CITY COUNCIL**

**Present** 6 - Loren Taylor, Nikki Bas, Noel Gallo, Dan Kalb, Rebecca Kaplan, and Treva Reid

**Absent** 2 - Sheng Thao, and Carroll Fife

**1 PUBLIC COMMENT:**

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

*There were 28 speakers on Public Comment*

*The roll call was modified to show President Pro Tempore Thao present at 1:12pm and Councilmember Fife present at 1:35pm*

On A Motion was made by Council President Fortunato Bas and seconded by President Proe Tempore Thoa to Recess until 2:30pm

**S11** Subject: Contracts Related To Council's Appropriations/Allocations In Resolution Amending Fiscal Year 2020-21 Budget  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator To Negotiate And Execute Professional Service Agreements Or Grant Agreements For: a) The Lake Merritt Safety & Equity Program, Including But Not Limited To Agreements For Permitted Street Vending Program And Ambassador Program; b) The Akoma Market Vendor Program, Including Vendor Support; c) Rent Stabilization Legal/Mediation Services For Small Business Tenants; d) Covid-19 Testing And Vaccination Information Support Services For Undeserved Communities; e) Community Safety Ambassadors In Chinatown, Eastlake, East Oakland, West Oakland, Fruitvale, And North Oakland; f) Support Services For Local And Disadvantaged Business Enterprise ("DBE") Contractors; And G) The Native American And Fruitvale Market Vendors, Including Vendor Support In Accordance With City Council Budget Appropriations And Allocations In Exhibit 2 To Resolution No. \_\_\_\_\_ C.M.S. (Attached Hereto As Exhibit A), Which Amended The Fiscal Year 2020-21 Budget; And (2) Waiving The City's Competitive Processes For Any Professional Service Contracts Awarded Or Extended In Accordance With Said Appropriations And Allocations  
[21-0289](#)

**Sponsors:** Oakland Public Works Department

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88577 CMS](#)

*This item was taken out of order before the consent calendar*

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

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**NO VOTE:** 0

## **2 CONSENT CALENDAR (CC) ITEMS:**

### ***Approval of the Consent Agenda***

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

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**NO VOTE:** 0

- 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  
[21-0248](#)

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

[88578 CMS](#)

**This City Resolution was 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  
[21-0249](#)

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

[88579 CMS](#)

**This City Resolution was 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  
[21-0250](#)

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

[88580 CMS](#)

**This City Resolution was Adopted.**

- 2.4** Subject: National Victims' Rights Week From April 18-24  
From: President Pro Tempore Thao  
Recommendation: Adopt A Resolution Recognizing National Victims' Rights Week From April 18-24, 2021 And Reaffirming The Commitment To Respect And Enforce Victims' Rights  
[21-0244](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 4/16/2021](#)  
[View Supplemental Legislation 4/16/2021](#)  
[88581 CMS](#)

**This City Resolution was Adopted.**

- 2.5** Subject: Honoring Joe Cervantes  
From: Councilmember Gallo  
Recommendation: Adopt A Resolution In Honor Of Glenview Business Owner Joe Cervantes For His 64 Years Of Service Operating The Glenview Shoe Renew And Congratulating Him On His Retirement  
[21-0189](#)

**Attachments:** [View Resolution](#)  
[88582 CMS](#)

**This City Resolution was Adopted.**

- 2.6** Subject: East Oakland Sustainable Transportation To MLK Jr. Shoreline Plan  
From: Transportation Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Accept And Appropriate A Grant From The California Air Resources Board In An Amount Of One Hundred Eighty-Four Thousand Seven Hundred Fifty-Three Dollars And Sixty-Nine Cents (\$184,753.69) For The East Oakland Sustainable Transportation To Martin Luther King Jr. Shoreline Plan; And 2) Appropriate Measure BB Funds In An Amount Not-To- Exceed Thirteen Thousand Three Hundred Eighty-Two Dollars And Ninety-Three Cents (\$13,382.93) As A Local Funds Contribution To The Project; And 3) Enter Into A Professional Services Agreement With Social Good Fund Inc. As Fiscal Agent For The East Oakland Collective In An Amount Not-To-Exceed One Hundred Twenty-Seven Thousand Eight Hundred Fifty- Five Dollars (\$127,855); And 4) Waive The City's Competitive Bidding Process

[TITLE CHANGE]

[21-0205](#)

**Attachments:** [View Report](#)  
[View Resolution](#)  
[88583 CMS](#)

**This City Resolution was Adopted.**

- 2.7** Subject: Utility Agreements, Notice To Owners, & California Environmental Quality Act Findings For Leimert Bridge Seismic Retrofit Project  
From: Transportation Department  
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator, Or Designee, To: Execute The Following Agreements For The Completion Of The Leimert Boulevard Bridge Seismic Retrofit Project: (A) A Utility Agreement (UA), And Notice To Owner (NTO), With Pacific Gas & Electric Company (PG&E), (B) A Utility Agreement (UA), And Notice To Owner (NTO) With The East Bay Municipal Utility District (EBMUD), (2) Adopting Appropriate California Environmental Quality Act (CEQA) Findings; And (3) Accepting And Appropriating Funds From PG&E And EBMUD As Reimbursement Of The City's Project Costs Per The Above UA's To Be Negotiated With PG&E And EBMUD In The Estimated Amount Of \$400,000.00; Without Return To Council  
[21-0206](#)

**Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Attachment B1](#)  
[View Attachment B2](#)  
[View Attachment C](#)  
[View Attachment D](#)  
[View Attachment E](#)  
[View Resolution](#)  
[88584 CMS](#)

**This City Resolution was Adopted.**

- 2.8** Subject: Informational Report On The Safe Oakland Streets (SOS) Initiative  
From: Transportation Department  
Recommendation: Receive An Informational Report From The Department Of Transportation, The Oakland Police Department, The Department Of Race And Equity, And The City Administrator's Office On Comprehensive Traffic Safety Strategies That Effectively Reduce Injuries, Advance Equity And Address Speeding, Including Infrastructure Changes, Enforcement Strategies, Policy Changes, And Programs In Place Or Under Consideration In Oakland  
[21-0167](#)

**Attachments:** [View Report](#)  
[View Appendix](#)

**This Informational Report was Received and Filed.**



- 2.9** Subject: Major Encroachment Permit At 2327 San Pablo Avenue  
From: Transportation Department  
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To 2327 San Pablo, LLC, To Allow Three Existing Outward Swinging Doors And Portions Of The Existing Building Above Grade At 2327 San Pablo Avenue To Encroach Into The Public Right-Of-Way On San Pablo Avenue, Major Encroachment Permit ENMJ20056; And Making California Environmental Act Findings [21-0135](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Exhibit B](#)  
[88585 CMS](#)

**This City Resolution was Adopted.**

- 2.10** Subject: Final Map Tract No. 8505 Subdivision Map, 733 Apgar Street  
From: Transportation Department  
Recommendation: Adopt A Resolution Approving A Final Map For Tract No. 8505, Located At 733 Apgar Street For A Five-Lot Subdivision For 733 Apgar Street LLC; And Adopting Appropriate California Environmental Quality Act (CEQA) Findings [21-0227](#)

**Attachments:** [View Report 1](#)  
[View Report 2](#)  
[View Report Exhibit A](#)  
[View Legislation](#)  
[88586 CMS](#)

**This City Resolution was Adopted.**

- 2.11** Subject: Oakland Animal Services HVAC And EMS Replacement Project Construction  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution: 1) Awarding A Contract In The Amount Of One Million Seven Hundred Thirty-Eight Thousand Six Hundred Seventy-One Dollars (\$1,738,671) To American Air Conditioning, Plumbing And Heating Company, For The Replacement Of The Oakland Animal Services Heating, Ventilation And Cooling, And Energy Management Systems, In Accordance With Project Plans And Specifications; And 2) Reallocating Six Hundred Seventy-Five Thousand Dollars (\$675,000) From Fund 5330 Measure KK Main Library Improvement Project (No. 1003451) To The Oakland Animal Services Heating, Ventilation And Cooling (HVAC), And Energy Management Systems Replacement Project (No. 1003449) To Partially Fund The Contract Awarded To American Air Conditioning, Plumbing And Heating Company, To Be Reimbursed Upon The Next Measure KK Bond Sale  
[21-0207](#)

**Attachments:** [View Report](#)  
[View Report Attachment B](#)  
[View Report Attachment A](#)  
[View Legislation](#)  
[88587 CMS](#)

**This City Resolution was Adopted.**

- 2.12** Subject: 2021 Summer Food Service Program  
From: Human Services Department  
Recommendation: Adopt A Resolution: 1. Accepting And Appropriating A Summer Food Service Program (SFSP) Grant From The California Department Of Education (CDE) In The Amount Of \$426,870; And 2. Awarding Professional Services Agreements (PSAS) To Upton's, Inc. (DBA School Foodies) In The Amount Of \$281,250 And To Flo's Friendly Foods In The Amount Of \$229,950, To Provide Food Services From June 7, 2021 Through August 6, 2021; And 3. Authorizing The City Administrator To Accept And Appropriate Additional SFSP Grant Monies That Become Available From The CDE And Donations From Private Sources During The Period Of June 7, 2021 Through August 6, 2021, Without Returning To Council; And 4. Authorizing The City Administrator To Amend The PSAS With Upton's, Inc. And Flo's Friendly Foods To Increase The Amounts During The Term Of June 7, 2021 Through August 6, 2021, Without Returning To Council; And 5. Authorizing Carryforward Of The Appropriations From The Fiscal Year (FY) 2020-2021 Adopted Budget In Measure HH Fund 1030 In The Approved Projects Identified For The SFSP To FY 2021-2022

[21-0237](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88588 CMS](#)

**This City Resolution was Adopted.**

- 2.13** Subject: Oakland International Airport Noise Forum Appointment  
From: Council President Fortunato Bas  
Recommendation: Adopt A Resolution Appointing Councilmember Treva Reid To The Oakland International Airport Community Noise Management Forum For A Two Year Term Beginning April 20, 2021

[21-0218](#)

**Attachments:** [View Report](#)  
[88589 CMS](#)

**This City Resolution was Adopted.**

- 2.14** Subject: OFCY 2019-2020 Year End Evaluation Report  
From: Human Services Department  
Recommendation: Adopt A Resolution Adopting The Oakland Fund For Children And Youth Final Evaluation Report For Fiscal Year 2019-2020  
[21-0113](#)

**Attachments:** [View Report](#)  
[View Report - Attachment A](#)  
[View Report - Attachment B](#)  
[View Legislation](#)  
[View Supplemental Report 3/19/2021](#)  
[88590 CMS](#)

**This City Resolution was Adopted.**

- 2.15** Subject: OPRF Survey On Oaklanders' Parks Experience And Perspectives  
From Councilmember Gallo  
Recommendation: Receive An Informational Report From OPRF Regarding The Parks Survey  
[21-0185](#)

**Attachments:** [View Report](#)  
[View Report - Executive Summary](#)  
[View Supplemental Report 1 - 3/19/2021](#)  
[View Supplemental Report 2 - 3/19/2021](#)

**This Informational Report was Received and Filed.**

- 2.16** Subject: Support Of State Legislation Regulating "Ghost Guns"  
From: Vice Mayor Kaplan  
Recommendation: Adopt A Resolution Requesting That The State Legislature Enact Legislation That Would Regulate And Control "Ghost Guns" In California  
[21-0233](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88591 CMS](#)

**This City Resolution was Adopted.**

- 2.17** Subject: 100% Zero Emission Vehicle Sales In California By 2030 Goal Support  
From: Councilmember Kalb  
Recommendation: Adopt A Resolution Declaring The City Of Oakland's Support For The Goal Of Reaching 100% Zero Emission Vehicle (ZEV) Sales In California By 2030 And Urging Governor Gavin Newsom, The State Legislature, And The California Air Resources Board (CARB) To Adopt The 100% ZEV By 2030 Standard In Order To Meet Our Climate Goals For Reducing Heat-Trapping Greenhouse Gas Emissions  
[21-0239](#)

**Sponsors:** Kalb

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Supplemental Report 4/16/2021](#)  
[View Supplemental Resolution 4/16/2021](#)  
[88592 CMS](#)

**This City Resolution was Adopted.**

- 2.18** Subject: California Waste Solutions (CWS) ENA Extension  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Execute A Fourth Amendment To The Exclusive Negotiating Agreement (ENA) With California Waste Solutions (CWS), Extending The ENA For A Period Of Three Months, With One Administrative Option For An Additional Three-Month Extension, Subject To Payment Of A Non-Refundable Extension Payment Of \$20,000, To Allow The Parties To Complete The Negotiations Of A Development And Disposition Agreement For The Relocation Of CWS' Existing West Oakland Recycling Uses To A Portion Of The North Gateway Parcels Located At The Former Oakland Army Base  
[21-0224](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88593 CMS](#)

**This City Resolution was Adopted.**

- 2.19** Subject: Christopher Robert Saites 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 Christopher Robert Saites V. City Of Oakland And Does 1 To 10, Alameda County Superior Court Case No. Rg20050438, City Attorney's File No. 33640, In The Amount Of One Hundred Eighty Five Thousand Dollars And Zero Cents (\$185,000.00) (Department Of Transportation - Dangerous Condition)  
[21-0238](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88594 CMS](#)

**This City Resolution was Adopted.**

- 2.20** Subject: Lease Of Medical Hill Garage At 426 29th Street  
From: Economic And Workforce Development Department  
Recommendation: Adopt An Ordinance Authorizing The City Administrator Or Designee To Negotiate And Execute A Lease Agreement With Euromotors Oakland Inc., A California Corporation DBA Mercedes-Benz Of Oakland For A Term Of Three Years With Two 3-Year Options At A Base Rent Of \$31,000 Per Month For The Leasing Of A City-Owned Parking Garage Located At 426 29th Street, Oakland, California; And Adopting California Environmental Quality Act (CEQA) Findings  
[21-0136](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[13643 CMS](#)

**This Ordinance was Approved for Final Passage.**

- 2.21** Subject: Amending Fire Department Duties To Include Civilian Crisis Response  
From: Councilmember Kalb And Council President Fortunato Bas  
Recommendation: Adopt A Ordinance Amending Chapter 2.29 Of Oakland Municipal Code, Which Sets Forth The Form Of Organization Through Which The Functions Of The City Under The City Administrator's Jurisdiction Are Administered, To Provide That The Functions And Duties Of The Mobile Assistance Community Responders Program And Any Civilian Crisis Response Program Shall Be Administered By The Fire Department  
[21-0194](#)

**Sponsors:** Thao, Taylor, Fife, Gallo, Kaplan and Reid

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Notice and Digest](#)  
[13644 CMS](#)

**This Ordinance was Approved for Final Passage.**

- 2.22** Subject: Ordinance Amending City's Anti-Nepotism Ordinance  
From: Human Resources Management Department  
Recommendation: Adopt An Ordinance Amending City's Anti-Nepotism Ordinance, Oakland Municipal Code Chapter 2.40, To Grant The Personnel Director Specific Authority To Make Alternate Arrangements Regarding Employees In The Police And Fire Departments To Minimize Their Supervision And/Or Influence Over The Terms And Conditions Of Employment Of Any Individual With Whom They Have A Family Relationship, Consensual Romantic Relationship, Or Cohabitant Relationship  
[21-0166](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Report Notice and Digest](#)  
[13645 CMS](#)

**This Ordinance was Approved for Final Passage.**

- S2.23** Subject: Resolution Honoring Administrator Jason Mitchell  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Honoring Dr. Jason Mitchell For His 12 Years Of Exemplary Service To The City Of Oakland  
[21-0292](#)

**Attachments:** [View Report](#)  
[88595 CMS](#)

**This City Resolution was Adopted.**

**S2.24** Subject: Lead Abatement JPA Appointment (87449 CMS)  
From: Council President Fortunato Bas  
Recommendation: Adopt A Resolution Appointing Councilmember Noel Gallo To The Board Of Directors Of The Alameda County Lead Poisoning Prevention Program Joint Powers Authority And Director William Gilchrist As The Official Alternate For Councilmember Gallo For Terms Commencing April 20, 2021 And Ending December 31st, 2022

[21-0287](#)

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

[88596 CMS](#)

**This City Resolution was Adopted.**

**S2.25** Subject: Support For AB 937 The VISION Act  
From: Council President Fortunato Bas, Pro Tem Thao And Councilmember Fife  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 937 (Carrillo), The Vision Act, Which Would Ensure That Local Law Enforcement And Other City/County Agencies Are Not Engaged With Immigration Enforcement In Any Manner, Unless Required By Federal Or State Law

[21-0240](#)

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

[View Report 1](#)

[View Report 2](#)

[View Supplemental Report 4/9/2021](#)

[View Supplemental Legislation 4/9/2021](#)

[88597 CMS](#)

**This City Resolution was Adopted.**



**S2.26** Subject: Support For SB 271 The Sheriff Diversity And Democracy Act  
From: Council President Fortunato Bas  
Recommendation: Adopt A Resolution In Support Of Senate Bill 271 (Weiner), The Sheriff Diversity And Democracy Act, Which Would Return California To Its Original Constitutional Language For Candidates Seeking The Office Of County Sheriff, Which If Enacted Would No Longer Require Law Enforcement Experience To Seek The Office Of Sheriff And Lead To A Broader Pool Of Eligible Candidates, Ideally With More Diverse Backgrounds And Skill Sets Favoring De-Escalation, Mental Care, And Health Care [21-0242](#)

**Attachments:** [View Legislation](#)  
[View Report 1](#)  
[View Report 2](#)  
[View Supplemental Report 4/9/2021](#)  
[View Supplement Legislation 4/9/2021](#)  
[88598 CMS](#)

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

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

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 October, November, And December 2020 And Quarterly Periods Of January-March 2021; Or [21-0128](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Exhibit A](#)  
[88599 CMS](#)

*Upon the reading of Item 3.1 by the City Clerk, the Public Hearing was opened at 3:31 p.m.*

*1 individual spoke on this item.*

*Councilmember Gallo made a motion, seconded by Councilmember Taylor, to close the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Gallo, Kalb, Reid, Taylor, Thao, Fortunato Bas, 1 No - Fife and 1 Abstained - Vice Mayor Kaplan*

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

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**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 October, November, And December 2020 And Quarterly Periods Of January-March 2021; Or [21-0129](#)

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

**This City Resolution be No Action Taken.**

3) A Resolution Continuing The Hearing Of The Reports Of The City Administrator On Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code For The Monthly Periods Of October, November, And December 2020 And Quarterly Periods Of January-March 2021

[21-0130](#)

**Attachments:** [View Report](#)  
[View Exhibit A](#)

**This City Resolution be No Action Taken.**

**3.2** Subject: Delinquent Business Taxes  
From: Finance Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

[21-0229](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88600 CMS](#)

*Upon the reading of Item 3.2 by the City Clerk, the Public Hearing was opened at 3:43 p.m.*

*2 individual spoke on this item.*

*Councilmember Gallo made a motion, seconded by Vice mayor Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Fife, Gallo, Vice Mayor Kaplan, Kalb, Reid, Taylor, Thao, Fortunato Bas,plan*

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

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**NO VOTE:** 0

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or  
[21-0231](#)

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

**This City Resolution be No Action Taken.**

3) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Business Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 5.04 Of The Oakland Municipal Code  
[21-0230](#)

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

**This City Resolution be No Action Taken.**

- 3.3** Subject: Vacation And Sale Of A Portion Of 22nd Street  
From: Economic Workforce Development Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation;

1) A Resolution Conditionally Vacating By The City Of Oakland A Portion Of The Public Right-Of-Way Of 22nd Street At The Southeast Corner Of Its Intersection With Telegraph Avenue; And Adopting California Environmental Quality Act (CEQA) Findings; And [21-0225](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Report Exhibit A](#)  
[View Report Exhibit B](#)  
[View Report Exhibit C](#)  
[View Report Exhibit D](#)  
[88601 CMS](#)

*Upon the reading of Item 3.3 by the City Clerk, the Public Hearing was opened at 4:00 p.m.*

*1 individual spoke on this item.*

*Councilmember Gallo made a motion, seconded by Vice mayor Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Fife, Gallo, Vice Mayor Kaplan, Kalb, Reid, Taylor, Thao, Fortunato Bas*

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

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**NO VOTE:** 0

Subject: Vacation And Sale Of A Portion Of 22nd Street  
From: Economic Workforce Development Department  
Recommendation: Adopt An Ordinance Authorizing The City Administrator Or His Or Her Designee To Negotiate And Execute A Purchase And Sale Agreement For The Sale Of The Vacated Portion Of The Public Right-Of-Way Of 22nd Street At The Southeast Corner Of Its Intersection With Telegraph Avenue Over Two Parcels Owned By The City Of Oakland To W/L Telegraph Owner LLC For Seven Hundred Ninety-Two Thousand Dollars (\$792,000) For Development Of The 2100 Telegraph Project; And Adopting California Environmental Quality Act Findings  
[21-0226](#)

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

*Upon the reading of Item 3.3 by the City Clerk, the Public Hearing was opened at 4:00 p.m.*

*1 individual spoke on this item.*

*Councilmember Gallo made a motion, seconded by Vice mayor Kaplan, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Fife, Gallo, Vice Mayor Kaplan, Kalb, Reid, Taylor, Thao, Fortunato Bas*

**A motion was made by Noel Gallo, seconded by Rebecca Kaplan, that this matter be Approved On Introduction and Scheduled for Final Passage to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 5/4/2021. The motion carried by the following vote:**

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**NO VOTE:** 0

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

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

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**NO VOTE:** 0

**5** APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF MARCH 16, MARCH 29 AND MARCH 30 2021  
[21-0247](#)

**Attachments:** [View Report March 16, 2021](#)

[View Report March 29, 2021](#)

[View Report March 30, 2021](#)

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

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**NO VOTE:** 0

**ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

6 Subject: Homelessness Funding Report FY 2021-22  
From: Human Services Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution: 1. Authorizing The City Administrator To Amend Existing Grant Agreements And Professional Service Agreements With Homeless Intervention Service Providers To Extend The Term Through Fiscal Year (FY) 2021-22 And Increase The Amount Using Measure Q Funds Appropriated For Homeless Intervention Services In The 2021-23 Biennial Budget, Without Returning To Council; And 2. Authorizing The City Administrator To Award New Grant Agreements And Professional Service Agreements To Public And Private Entities Selected Through The Human Services Department's Request For Qualifications Process For The Provision Of Homeless Intervention Services In An Amount Not To Exceed One Million Dollars (\$1,000,000) Each In FY 2021-22 Using Measure Q Funds Appropriated For Homeless Intervention Services In The 2021-23 Biennial Budget, Without Returning To Council; And  
[21-0057](#)

**Attachments:** [View Report](#)  
[View Report Attachment A](#)  
[View Report Attachment B](#)  
[View Legislation](#)  
[88602 CMS](#)

**Council approved staffs recommendations as amended to read as follows;**

**To The Title:**

**"Resolution Authorizing The City Administrator To Amend Grant Agreements And Professional Service Agreements With Homeless Intervention Service Providers Identified In Table 1 To Extend The Term Through Fiscal Year (FY) 2021-22 And Increase The Amount Using Measure Q Funds Appropriated For Homeless Intervention Services In The 2021-23 Biennial Budget"**

**To The 3rd WHEREAS adding: now, therefore, be it**

**Striking The 4th WHEREAS; and**

**Striking the 1st and 2nd FURTHER RESOLVED,**

**and to include any recommendation from the Homeless Commission, and to direct staff to return with a mid-year update**

**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:**

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**NO VOTE:** 0



2) A Resolution: 1. Authorizing The City Administrator To Amend Existing Grant Agreements And Professional Service Agreements With Homeless Intervention Service Providers To Extend The Term Through June 30, 2022 And To Increase The Amount Using Any Combination Of Accepted And Appropriated Homeless Emergency Aid Program (HEAP), Homeless, Housing, Assistance And Prevention (HHAP) And Covid-19 Emergency Solutions Grant (ESG-CV) Funds, Subject To Any Applicable Funding Regulations And Requirements, Without Returning To Council 2. Awarding A Grant Agreement And A Professional Service Agreement In Amounts Not To Exceed Eight Hundred Thousand Dollars (\$800,000) And Fifty Thousand Dollars (\$50,000), Respectively, To Family Bridges For The Provision Of Homeless Intervention Services At Oak Street Community Cabins For FY 2021-22, Using Any Combination Of Accepted And Appropriated HEAP, HHAP And ESG-CV Funds, Subject To Any Applicable Funding Regulations And Requirements; And 3. Authorizing The City Administrator To Award New Grant Agreements And Professional Service Agreements For Homeless Intervention Services In An Amount Not To Exceed One Million Dollars (\$1,000,000) Each Through June 30, 2022, Using Any Combination Of Accepted And Appropriated HEAP, HHAP And ESG-CV Funds, Subject To Any Applicable Funding Regulations And Requirements, Without Returning To Council

[21-0058](#)

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

[88603 CMS](#)

*Council approved staffs recommendations as amended to read as follows;*

*To The Title*

***Resolution: 1. Authorizing The City Administrator To Amend Grant Agreements And Professional Service Agreements With Homeless Intervention Service Providers Identified In Table 1 To Extend The Term Through June 30, 2022 And To Increase The Amount Using Any Combination Of Accepted And Appropriated Homeless Emergency Aid Program (HEAP), Homeless, Housing, Assistance And Prevention (HHAP) And Covid-19 Emergency Solutions Grant (ESG-CV) Funds, Subject To Any Applicable Funding Regulations And Requirements; And 2. Awarding A Grant Agreement And A Professional Service Agreement In Amounts Not To Exceed Eight Hundred Thousand Dollars (\$800,000) And Fifty Thousand Dollars (\$50,000), Respectively, To Family Bridges For The Provision Of Homeless Intervention Services At Oak Street Community Cabins For FY 2021-22, Using Any Combination Of Accepted And Appropriated Heap, HHAP And ESG-CV Funds, Subject To Any Applicable Funding Regulations And Requirements.***

***Striking from the 5th WHEREAS: and to award new agreements with homeless intervention service providers in an amount not to exceed One Million Dollars (\$1,000,000) each***

***Striking from 1st RESOLVED eleven (11)***

***To Table 1 Grant Dollar amount as follows;***

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<i>Roots Community Health Center</i>	<i>Miller Community Cabins Grant</i>
<i>\$850,000</i>	
<i>Roots Community Health Center</i>	<i>Miller Community Cabins PSA</i>
<i>\$50,000</i>	
<i>Housing Consortium of the East Bay</i>	<i>71st Ave Safe Parking PSA</i>
<i>\$850,000</i>	
<i>Housing Consortium of the East Bay</i>	<i>3801 E. 8th St PSA (aka High St. Safe</i>
<i>Parking) \$850,000</i>	
<i>Operation Dignity</i>	<i>Northgate Community Cabins Grant</i>
<i>\$850,000</i>	
<i>Operation Dignity</i>	<i>Northgate Community Cabins PSA</i>
<i>\$50,000</i>	
<i>Operation Dignity</i>	<i>Mandela Community Cabins Grant</i>
<i>\$1,600,000</i>	
<i>Operation Dignity</i>	<i>Mandela CommunityCabins PSA</i>
<i>\$100,000</i>	
<i>Saint Vincent de Paul</i>	<i>Emergency Shelter Grant</i>
<i>\$1,200,000</i>	
<i>Not To Exceed Total</i>	
<i>\$6,400,000</i>	

**Striking the 1st and 4th FURTHER RESOLVED,**

**and to include any recommendation from the Homeless Commission, and to direct staff to return with a mid-year update**

**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:**

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**NO VOTE:** 0

**On a Motion by Council President Fortunato Bas and Seconded by Councilmember Kalb the meeting was extended at 5:46 pm**

- 7** Subject: Informational Report On AB 3088 And SB 1079  
From: Housing And Community Development Department  
Recommendation: Receive An Informational Report Regarding State Assembly Bill (AB) 3088 And State Senate Bill (SB) 1079  
[21-0213](#)

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

**A motion was made by Dan Kalb, seconded by Rebecca Kaplan, that this matter be Received and Filed. The motion carried by the following vote:**

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**NO VOTE:** 0

- 8 Subject: Report On Independent Investigation On Bey Cases  
From: Vice Mayor Kaplan  
Recommendation: Receive An Informational Report On The Independent Investigation Into The Bey Cases, And Discuss Recommendations For Action To Bring About Reconciliation And Restoration  
[20-0692](#)

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

*Council referred this item to Rules and Legislation Committee for Scheduling*

**A motion was made by Rebecca Kaplan, seconded by Nikki Bas, that this matter be Referred to go before the \*Rules & Legislation Committee, to be heard 4/22/2021. The motion carried by the following vote:**

**Aye:** 6 - Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**Absent:** 2 - Thao, and Taylor

**NO VOTE:** 0

- 9 Subject: Active Transportation Program 19th St. BART To Lake Merritt Urban Greenway  
From: Transportation Department  
Recommendation: Adopt A Resolution Awarding A Construction Contract To Gallagher & Burk, For The Active Transportation Program (ATP) 19th Street BART To Lake Merritt Urban Greenway Project (Project No. 1003211), The Lowest, Responsible, Responsive Bidder In Accordance With Project Plans, Specifications, State Requirements, And With Contractor's Bid In The Amount Of Six Million Four Hundred Thirty-Nine Thousand One Hundred Forty-Eight Dollars And Seventy-Five Cents (\$6,439,148.75); And Adopting Appropriate California Environmental Quality Act (CEQA) Findings  
[21-0204](#)

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

[Attachment A](#)

[Attachment B](#)

[Attachment C](#)

[Attachment D](#)

[Attachment E](#)

[Attachment F](#)

[View Resolution](#)

[88604 CMS](#)

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

**Aye:** 6 - Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**Absent:** 2 - Thao, and Taylor

**NO VOTE:** 0

- 10** Subject: On-Call Permit Support Services  
From: Planning & Building Department  
Recommendation: Adopt A Resolution: 1. Authorizing The City Administrator To Award Two Contracts To Interwest Consulting Group, Inc. ("Interwest") And 4Leaf, Inc. In An Amount Not To Exceed Two Hundred and Fifty Thousand Dollars (\$250,000) Each For As Needed On-Call Permit Support Services For A One (1) Year Term With The Option To Extend For An Additional One Year Term Based On A Request For Proposal ("RFP") Completed February 16, 2021 And Waiving The City's Local/Small Local Business (L/SLBE ) Program Requirements; 2)Waiving The Request For Proposal Requirement And Waiving the City's L/SLBE Program Requirements To Award Two Contracts To West Coast Code Consultants, Inc. ("WC3") And The Code Group, Inc. (DBA VCA Code) In An Amount Not To Exceed Two Hundred and Fifty Thousand Dollars (\$250,000) Each For As Needed On-Call Permit Support Services For A One (1) Year Term With The Option To Extend For An Additional One (1) Year Term; And 3)Amending Resolution No. 88174 C.M.S., Which Adopted The Fiscal Year (FY) 2020-21 Mid-Cycle Budget Amendments, To Appropriate One Million Dollars (\$1,000,000) From The Development Services Fund (Fund 2415) Fund Balance To Finance The Four (4) Contracts Awarded To Provide As Needed On-Call Permit Support Services  
[TITLE CHANGE]  
[21-0211](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Supplemental Report - 4/9/2021](#)  
[View Supplemental Legislation - 4/9/2021](#)  
[88605 CMS](#)

***The Council approved staffs recommendations as amended to strike "with the option to extend for an additional one(1) year***

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

**Aye:** 8 - Thao, Taylor, Bas, Fife, Gallo, Kalb, Kaplan, and Reid

**NO VOTE:** 0

## **ANNOUNCEMENTS / ADJOURNMENTS IN MEMORY OF**

*Council President Fortunato Bas took a point of personal privilege and requested that the meeting be adjourned in memory of George Floyd*

*Councilmember Gallo took a point of personal privilege and requested that the meeting be adjourned in memory of Derrick Fluker*

## **OPEN FORUM / CITIZEN COMMENTS (Time Available: 15 Minutes)**

*3 speakers spoke during open forum*

## **ADJOURNMENT OF COUNCIL SESSION**

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

*There being no further business, and upon the motion duly made, the Council adjourned the meeting in memory of George Floyd and Derrick Fluker at 6:47p.m.*

## **Americans With Disabilities Act**

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**Office of the City Clerk - Agenda Management Unit**

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**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.**