

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, December 15, 2020

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/87676752881> 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
Webinar ID: 876 7675 2881

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 Asha Reed, Assistant City Clerk at AReed@oaklandca.gov.

- Office of the City Clerk

ROLL CALL / CITY COUNCIL

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

1 PUBLIC COMMENT COMMENT ON ALL ACTION ITEMS WILL BE TAKEN AT 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
[20-0899](#)
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
[20-0900](#)
Attachments: [View Report](#)
- 2.3** Subject: Declaration Of A Local Emergency On Homelessness
From: Council President 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
[20-0901](#)
Attachments: [View Report](#)

2.4 Subject: Public Ethics Commission Enabling Ordinance
From: Public Ethics Commission
Recommendation: Adopt An Ordinance Amending The “Public Ethics Commission”
Enabling Ordinance To Update The Ordinance To Conform With City Charter Section
603, Delete Duplicative Language That Now Appears In The City Charter, And Codify The
Commission’s Administrative Hearing And Fine Collection Process
[20-0749](#)

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

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 1, 2020; 8AYES.

Legislative History

11/5/20	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
11/19/20	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Consent</i>	
12/1/20	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2.5 Subject: Fox Theater Asset Transfer And Loan Termination
From: Economic Workforce Development Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) An Ordinance Authorizing The City Administrator Or Designee To: (1) Accept From The Oakland Redevelopment Successor Agency ("ORSA") By Grant Deed, A Fee Simple Interest In The Fox Theater, Pursuant To The Long-Range Property Management Plan; (2) Execute An Assignment Of The Amended Ground Lease For The Fox Theater With ORSA As Assignor And Current Ground Lessor, The City As Assignee And New Ground Lessor, And The Fox Oakland Theater, Inc. ("FOT") As Ground Lessee, For A Term Of 16 Years; And (3) Execute A Leaseback Agreement For The Fox Theater Between FOT As Lessor And The City As Lessee For A Term Of 16 Years At A Rate Of \$247,500 Per Year, Totaling Approximately \$3.96 Million, With A City Option To Purchase The Improvements For A Nominal Amount Of One Dollar Upon FOT's Satisfaction Of A Pledge To Pay ORSA The Amount Of \$3.96 Million, Payable In Annual Installments Of \$247,500 For A Term Of 16 Years; And

[20-0807](#)

Attachments:

[View Report](#)

[View Report - Attachment A](#)

[View Report - Attachment B](#)

[View Legislation](#)

[View Presentation - 11/25/2020](#)

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 1, 2020; 8AYES.

Legislative History

11/19/20

*Rules & Legislation
Committee

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

A title changes was accepted.

12/1/20 * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council Approved On Introduction and Scheduled for Final Passage to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
Councilmember Taylor made a motion, seconded by Vice Mayor Reid, to open the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, and Council President Kaplan

Upon the reading of Item 3.4 by the City Clerk, the Public Hearing was opened at 4:13 p.m.

2 individuals spoke on this item.

Councilmember Thao made a motion, seconded by Pro Tem Kalb, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, and Council President Kaplan

2) An Ordinance Authorizing The City Administrator Or Designee To Execute An Assignment Pursuant To Which The City, As Assignee Would Assume From The Fox Oakland Theater, Inc., ("FOT") As Assignor, FOT's Interests As Landlord Under The Following Subleases: (1) The Amended And Restated Fox Theater Sublease With Oakland School For The Arts As Subtenant, Dated January 16, 2016, For A Term Ending June 30, 2021 At An Annual Rent Of Approximately \$940,500; (2) The Fox Theater Building Sublease With GASS Entertainment, LLC As Subtenant, Dated As Of December 2006, As Amended, With Options To Extend Until February 6, 2034, For The 69,450 Square Feet Concert Hall At An Annual Percentage Rent Based On Paid Admissions And The 1,300 Square Feet Bar And Event Space At A Base Rent Of Approximately \$2,813.56 Per Month, Increased By 10% In 2024 And Every Five Years Thereafter Upon Renewal; And (3) The Amended And Restated Fox Theater Restaurant Lease Agreement With The Emporium Oakland LLC, As Subtenant, Dated August 29, 2018, For \$110,774 In Annual Rent For The 4,503 Square Feet Arcade Bar Venue, With Options To Extend Until 2036

[20-0810](#)

Attachments: [View Legislation](#)

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 1, 2020; 8AYES.

Legislative History

11/19/20 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

A title changes was accepted.

12/1/20

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

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

Councilmember Taylor made a motion, seconded by Vice Mayor Reid, to open the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, and Council President Kaplan

Upon the reading of Item 3.4 by the City Clerk, the Public Hearing was opened at 4:13 p.m.

2 individuals spoke on this item.

Councilmember Thao made a motion, seconded by Pro Tem Kalb, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, and Council President Kaplan

2.6 Subject: Henry J. Kaiser Convention Center - LDDA Second Amendment
From: Economic & Workforce Development Department
Recommendation: Adopt An Ordinance That Authorizes The City Administrator Or Designee To Negotiate And Execute A Second Amendment To The Lease Disposition And Development Agreement (LDDA) Between The City Of Oakland (City) And Oakland Civic, LLC (Oakland Civic}, And Related Documents, For Renovation And Rehabilitation Of Cityowned Property Located At 10 Tenth Street, Commonly Known As The Henry J. Kaiser Convention Center (Property), That (A) (I) Modifies Certain Closing Requirements, Including Eliminating Non-Binding Letters Of Intent Pre-Lease Requirement And Surety Bonds And Increasing Required Guarantor Minimum Net Worth From 25 Percent To 50 Percent, And (II) Adds Notice And Cure Rights For Tax Credit Investors; And (B) Makes Amendments To The Form Of The Lease Attached As Exhibit C To The LDDA To: (1) Revise And Insert Definitions Of Sponsorship/Donation Agreements And Naming Rights, As Applicable, And Specify When Proceeds Of Such Agreements Will Be Considered As Gross Income For Calculation Of Rent Participation; (2) Document Rights Of Oakland Civic And Calvin Simmons Theatre (CST) To Enter Into An Event Use/Sponsorship Agreement With The Kaiser Foundation Health Plan, Inc. (Kaiser Foundation) For A Term Of Up To 20 Years, For A Maximum Payment Of \$1.5 Million To Be Used For Renovation Of The Theatre Consistent With The LDDA And Lease, And Related Documents, And (B) Authorize The City Administrator Or Designee To Negotiate And Enter Into A Recognition Agreement With Kaiser Foundation For Such Event Use/Sponsorship Agreement, Subject To Certain Termination Rights And City Protections; (3) Document Oakland Civic's Consent To The City Entering Into A Naming Rights Agreement And Related Documents With Kaiser Foundation For The Property; And (4) Make Minor Revisions To (A) Add Notice And Cure Rights For Tax Credit Investors; And (B) Correspond With The Agreed-Upon Community Benefits Agreement Between Oakland Civic, CST And Black Arts Movement And Business District Community Development Corporation
[20-0794](#)

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

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 1, 2020; 8AYES.

Legislative History

11/5/20	*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. This item will be heard on Non Consent.</i>
11/19/20	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

12/1/20

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

Approved As Amended On Introduction and
Scheduled for Final Passage to the Special
Concurrent Meeting of the Oakland
Redevelopment Successor Agency/City
Council

Councilmember bas made a motion to include the following amendments;

*Section 13.6 of the LDDA be amended to include the following sentence at the
end of the paragraph:*

*Notwithstanding the foregoing, Developer shall notify the City Council, in
writing, in the event the Developer is unable to reach a tentative agreement in
the form of a draft Labor Peace Agreement or project labor agreement for the
City's review and concurrence under this Section 13.6 or the City disapproves
of any such draft agreement that may be presented by Developer.*

*Request for the City Administrator to provide progress reports on construction
of the project every six months, to be made publicly available on the City of
Oakland website, and which the City Administrator may agendize to CED for
Council review.*

5 individuals spoke on this item.

*Councilmember Bas made a motion, seconded by Councilmember Thao, to
amend the the motion passed by 8 Ayes: Bas, Gallo, Kalb, McElhaney, Reid,
Taylor, Thao, and Council President Kaplan*

- 2.7** Subject Former Raiders Training Facility 1150 And 1220 Harbor Bay Pkwy
From: Economic Workforce Development Department
Recommendation: Adopt An Ordinance Authorizing The City Administrator To: (1) Negotiate And Enter Into A Tenancy In Common Agreement (Agreement) With The County Of Alameda (County) To Set Forth The Processes For Management, Maintenance And Future Disposition, Including The Designation Of The County As The Lead Agency Under Such Agreement, Of The Property Formerly Known As The Raiders Training Facility And Located At 1150 And 1220 Harbor Bay Parkway, Alameda Ca (Property), Owned By The City And County, Each, With An Undivided 50 Percent Interest; And (2) Authorize The Expenditure Of Funds For Management, Maintenance And Repairs Of The Property Consistent With The Agreement (A) In The Amount Of \$81,250.00 In Excess Of The City Administrator's Authority From The Funds Held By The County For Prior Rental Income Received And (B) Authorize The Re-Appropriation And Expenditure Of Funds In The Amount Of \$170,000.00 From Coliseum Projects Fund (5650)

[20-0859](#)

Attachments:

[View Report](#)

[View Report - Attachment A](#)

[View Report - Attachment B](#)

[View Legislation](#)

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 1, 2020; 8AYES.

Legislative History

11/19/20	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>A title changes was accepted.</i>	
12/1/20	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2.8 Subject: Proposed Reach Code For All- Electric Construction In Newly Constructed Buildings
From: Pro Tem Kalb, Mayor Schaaf, Councilmember Bas And Planning And Building Department
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code (O.M.C.) To Add Building And Construction Code Chapter 15.37 Entitled "All-Electric Construction In Newly Constructed Buildings"; And Adopting CEQA Exemption Findings [20-0824](#)

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

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

INTRODUCTION (First Reading) WAS PASSED ON DECEMBER 1, 2020; 8AYES.

Legislative History

11/19/20	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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A title change was accepted. Council Pro Tem Kalb, Mayor Schaaf and Bas request to be added as cosponsors, on Non Consent

12/1/20

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

Approved As Amended On Introduction and
Scheduled for Final Passage

"WHEREAS, climate disruption is being fueled by the burning of fossil fuels, including "natural gas," oil, and coal, and the disruption is already having devastating impacts on those who can least afford it and are least responsible for the problem; and

WHEREAS, requiring all newly constructed buildings to be all-electric will create the groundwork for clean energy technologies to proliferate and become cost-competitive, and provide the impetus for workforce development in clean energy technologies and building electrification retrofits, such that it will be easier for existing buildings to become all-electric; and

WHEREAS, Oakland can help lead the climate change movement by implementing climate solutions to benefit all people in our community, particularly those that have been disadvantaged by air pollution and other environmental harms in our most vulnerable communities; and

WHEREAS, the City also seeks to develop Just Transition employment programs and strategies to retain the existing highly trained and skilled utility workforce to maintain the safety of remaining natural gas infrastructure, minimize future methane gas leaks, and ensure the safety of existing users, including low-income families; and"

To add to section 15.37.020 Definitions; to read;

"F. "Newly Constructed Buildings" shall mean any building that: (1) has obtained a valid land use entitlement from the City on or after the effective date of this Chapter and has never before been used or occupied for any purpose, (2) has obtained a valid land use entitlement from the City before the effective date of this Chapter but has failed to file for a development related permit within one (1) year from the effective date of this Chapter and has never before been used or occupied for any purpose."

15.37.030 Requirement for All-Electric Construction in Newly Constructed Buildings.

D. The requirements of this Chapter shall not affect any other state or local requirement related to the delivery of affordable housing, including but not limited to state and local density bonus requirements under Government Code Section 65915 et seq. and O.M.C. Chapter 17.107.

15.37.040 Exceptions.

C. Development projects that have obtained vested rights through either a Development Agreement or Vesting Map prior to the effective date of this Ordinance.

15.37.080 Violations.

SECTION 3. Direction to City Administrator to Study and Provide Informational Reports and Options for: (1) Potential Application of this Chapter to Major Renovations; (2) Energy Efficient Commercial and Residential Appliances Appropriate for All-Electric Buildings; (3) Just Transition Employment Programs For Natural Gas Construction and Delivery System Workforces; (4) Possible Application of Skilled and Trained Workforce Standards As Part of the Implementation of this Chapter; (5) Potential Marketing Assistance Opportunities and Funding Incentives and Sources to Support Restaurants in Newly Constructed All-Electric Buildings with Their Transition to All-Electric Commercial Kitchens; and (6) Potential Marketing Assistance Opportunities and Funding Incentives and Sources Available to Applicable Affordable Housing Projects.

The City Council directs City Administrator to study and provide informational report to the City Council on: (1) the potential application of this Chapter to buildings that undergo a Major Renovation, including developing a feasible definition for "Major Renovation" that is consistent with the California Building Code and the Oakland Municipal Code; (2) energy efficient commercial and residential appliances that are appropriate for All-Electric Buildings; (3) Just Transition employment retraining and transfer programs for natural gas construction and delivery workforces; (4) possible application of skilled and trained workforce standards as part of the implementation of this Chapter; (5) marketing assistance opportunities and funding incentives and sources to support restaurants in newly constructed All-Electric Buildings with their transition to All-Electric commercial kitchens and (6) potential marketing assistance opportunities and funding incentives and sources available to affordable housing projects who build or convert to an All Electric Building or who install highly energy efficient appliances for their residents.

2.9 Subject: Clarifying Alternative Shelter
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Amending Resolution Number 88077 C.M.S.
Requesting The City Administrator To Follow The Center For Disease Control (CDC)
Interim Guidelines On Homelessness And Covid-19 To Only Clear Encampments If
Individual Housing Units Or Alternative Shelter Is Provided; Clarifying The Requirements
For The Provision Of Individual Housing Units And Alternative Shelter
[20-0759](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Report - Bas & Kaplan](#)

Legislative History

10/22/20	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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To be heard on Non-Consent, November 10, 2020

11/19/20 *Rules & Legislation Committee Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 2.10** Subject: Unmanned Aerial Systems (UAS) Privacy Policy
From: Oakland Police Department
Recommendations: Adopt A Resolution Approving The Oakland Police Department (OPD) Unmanned Aerial System (UAS) Surveillance Use Policy
[20-0828](#)

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

Legislative History

11/19/20 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Consent

- 2.11** Subject: Informational Report From Assemblymember Robert Bonta
From: Council President Kaplan
Recommendation: Receive An Informational Report From Assemblymember Robert Bonta For Assembly Legislative Update For The City Of Oakland
[20-0847](#)

Attachments: [NO WRITTEN MATERIALS SUBMITTED](#)

Legislative History

11/19/20 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 2.12** Subject: Major Encroachment Permit At 7032 Sayre Drive
From: Transportation Department
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To David Bailey And Shewit Bailey, To Allow Portions Of An Existing Three-Story Building To Encroach Into The Public Right-Of-Way Fronting 7032 Sayre Drive, Major Encroachment Permit ENMJ17067
[20-0817](#)

Attachments: [View Report](#)
[View Attachment A](#)
[View Legislation](#)
[View Supplemental Legislation - 12/4/2020](#)
[View Supplemental Exhibit B - 12/4/2020](#)

Legislative History

11/19/20	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
12/1/20	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Withdrawn and Rescheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

2.13 Subject: Report On Henry J. Kaiser Convention Center Execution Of Benefits
Agreement

From: Councilmember Bas

Recommendation: Receive An Informational Report From The City Administrator On The
Execution Of 1) The Community Benefits Agreement And 2) The Letter Of Intent On The
Project Labor Agreement For The Henry J. Kaiser Convention Center Development
Project

[20-0877](#)

Attachments: [View Report](#)

Legislative History

12/1/20	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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*Councilmember Bas made a scheduling motion, seconded by Councilmember
Thao, to hear the above item at the December 15, 2020 City Council meeting;*

2.14 Subject: Black Arts And Movement And Business District Grant Authorization

From: Councilmember Bas

Recommendation: Adopt A Resolution Awarding A Grant To The Black Arts Movement
And Business District Community Development Corporation Of Oakland In An Amount Not
To Exceed \$75,000 For Signage And Organizational Capacity Building To Mitigate The
Erosion Of Cultural Identity And Diversity Within The Designated Black Arts Movement
And Business District

[20-0876](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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On Consent.

- 2.15** Subject: Urging Prioritization Of Public-School Educators For COVID-19 Vaccine Access
From: Councilmember Bas
Recommendation: Adopt A Resolution Urging Governor Newsom And The California Department Of Public Health To Prioritize California Public School Educators For Phase One COVID-19 Vaccine Access
[20-0887](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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On Consent. Councilmember Thao requests to be cosponsor.

- 2.16** Subject: Honoring Larry Reid For His Service To The City Of Oakland
From: Council President Kaplan And Mayor Schaaf
Recommendation: Adopt A Resolution Thanking And Appreciating Vice Mayor Laurence E. Reid For His Years Of Meritorious And Dedicated Service To The City Of Oakland And The City Council
[20-0882](#)

Attachments: [View Legislation](#)

Legislative History

12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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Councilmembers Thao and Taylor requests to be a coauthor.

- 2.17** Subject: Honoring Lynette Gibson McElhaney For Her Service To The City Of Oakland
From: Council President Kaplan And Mayor Schaaf
Recommendation: Adopt A Resolution Thanking And Appreciating Council Member Lynette Gibson McElhaney For Her Years of Meritorious And Dedicated Service To The City Of Oakland And the City Council
[20-0881](#)

Attachments: [View Legislation](#)

Legislative History

12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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Councilmembers Thao and Taylor requests to be a coauthor.

- 2.18** Subject: Resolution to Pursue Option For In-House Hiring Process For MACRO
From: Council President Kaplan
Recommendation: Adopt A Resolution Directing The City Administrator And Their Designees To Begin The Process Of Reviewing Options For The Creation Of Oakland City Staff Civilian Response Positions For The MACRO Program Pursuant To Resolution No. 87759 C.M.S. And Report Back To Council
[20-0880](#)

Attachments: [View Memo](#)

[View Legislation](#)

Legislative History

12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
	<i>On Consent.</i>	

- 2.19** Subject: Honoring Valorie Winn On Her Retirement
From: Councilmember McElhaney
Recommendation: Adopt A Resolution Congratulating Valorie Winn On Her Retirement And Thanking Her For 42 Years Of Exemplary Service To The City Of Oakland
[20-0867](#)

Attachments: [View Report](#)

Legislative History

12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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- 2.20** Subject: Longfellow Corner Exclusive Negotiation Agreement (ENA) Extension
From: Housing & Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Amend An Existing Exclusive Negotiation Agreement Between The City And Longfellow Corner L.P., An Affiliate Of Resources For Community Development, For The Development Of The City Owned Real Property Located At 3823-3829 Martin Luther King Jr. Way, To Extend The Term By An Additional Eighteen Months From December 12, 2020, To June 12, 2022, With One Administrative Option To Extend The Term An Additional Six Months To December 12, 2022, To Allow The Parties To Negotiate The Terms Of A Lease / Disposition And Development Agreement And Related Documents For Future Consideration By The City Council
[20-0878](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

12/3/20 *Rules & Legislation Scheduled to the Special Concurrent
Committee Meeting of the Oakland Redevelopment
Successor Agency/City Council

On Consent.

2.21 Subject: Purchase Of Paving Materials For In-House Paving Operations
From: Transportation Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Awarding A Purchasing Contract To Lehigh Hanson, Inc., Doing Business As Hanson Aggregates Mid Pacific Inc., In An Amount Not To Exceed One Million Dollars (\$1,000,000) Per Year For Two (2) Years With An Option To Renew The Contract For Two (2) Additional One-Year Terms In An Amount Not To Exceed One Million Dollars (\$1,000,000) Per Year Without Returning To Council For A Total Contract Amount Not To Exceed Four Million Dollars (\$4,000,000) In Accordance With Request For Quotation (RFQ) Specification No. 20-745-00/RFQ 1925000 And Contractor's Bid Proposal; And [20-0868](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

12/3/20 *Rules & Legislation Scheduled to the Special Concurrent
Committee Meeting of the Oakland Redevelopment
Successor Agency/City Council

2) A Resolution Awarding A Purchasing Contract To Granite Rock Company In An Amount Not To Exceed Three Hundred Seventy-Five Thousand Dollars (\$375,000) Per Year For Two (2) Years With An Option To Renew The Contract For Two (2) Additional One-Year Terms In An Amount Not To Exceed Three Hundred Seventy-Five Thousand Dollars (\$375,000) Per Year Without Returning To Council For A Total Contract Amount Not To Exceed One Million Five Hundred Thousand Dollars (\$1,500,000) In Accordance With Request For Quotation (RFQ) Specification No. 20-745-00/RFQ 1925000 And Contractor's Bid Proposal

[20-0869](#)

Attachments: [View Report](#)

Legislative History

12/3/20 *Rules & Legislation Scheduled to the Special Concurrent
Committee Meeting of the Oakland Redevelopment
Successor Agency/City Council

- 2.22** Subject: Legislative Agenda 2021
From: Office Of The Mayor
Recommendation: Receive An Informational Report On The City's 2021 State And
Federal Legislative Agenda And Summary Of 2020 State And Federal Legislative Efforts
[20-0793](#)

Attachments: [View Report](#)
 [View Memo](#)
 [View Supplemental Memo - 12/11/2020](#)

Legislative History

11/5/20	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
12/3/20	*Rules & Legislation Committee	Received and Forwarded to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

- 2.23** Subject: 2021 Schedule Of The City Council And Council Committee Meetings
From: Council President Kaplan And Office Of The City Administrator
Recommendation: Approve The Report And Recommendations For The 2021 Schedule
Of City Council And Council Committee Meetings, Agenda Materials Deadlines, And
Agenda Distribution Dates
[20-0792](#)

Attachments: [View Report](#)
 [View Supplemental Report - 11/20/2020](#)

Legislative History

11/5/20	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
11/19/20	*Rules & Legislation Committee	Continued to the *Rules & Legislation Committee
12/3/20	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

- 2.24** Subject: Homelessness Commission Unhoused Working Group
From: Councilmember Bas
Recommendation: Adopt A Resolution Recommending That The Commission On Homelessness Establish A Working Group Of Unhoused Residents To Advise The Commission On A Quarterly Basis And Requesting That The City Administrator Assess The Feasibility Of Establishing A Stipend Program For Members Of The Working Group
[20-0903](#)

Attachments: [View Memo](#)
[View Legislation](#)
- 2.25** Subject: Appointment To The Community Jobs Oversight Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Brian Beveridge, Doug Bloch, Margaret Gordon, Danny Lau, Liz Ortega, Megan Morodomi, And Len Turner To The Community Jobs Oversight Commission
[20-0904](#)

Attachments: [View Report](#)
- 2.26** Subject: Appointment To The Commission On Persons With Disabilities
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Cathy Eberhardt To The Commission On Persons With Disabilities
[20-0905](#)

Attachments: [View Report](#)
- 2.27** Subject: Appointment To The Parks And Recreation Advisory Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Appointment Of Princess K. Allen And Sheryl Watson As Members Of The Parks And Recreation Advisory Board
[20-0906](#)

Attachments: [View Report](#)
- 2.28** Subject: Sugar-Sweetened Beverages Community Advisory Board Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Ali Obad As A Member Of The Sugar-Sweetened Beverages Community Advisory Board
[20-0907](#)

Attachments: [View Report](#)

S2.29 Subject: Honoring The Late David Perez
From: Councilmember McElhaney
Recommendation: Adopt A Resolution Honoring David Perez And Extending Our Sincere
And Deepest Condolences To His Family, Friends And Colleagues
[20-0912](#)

Sponsors: McElhaney

Attachments: [View Legislation](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

S2.30 Subject: Naming “Daisaku Ikeda Way” To Opal St. Between 38th St. And 40th St.
From: President Pro Tem Kalb
Recommendation: Adopt A Resolution Commemoratively Adding The Name: “Daisaku
Ikeda Way” To Opal Street Between 38th Street And 40th Street In Recognition Of The
Service Of Third President Of Soka Gakkai And Their Presence In The Neighborhood
[20-0911](#)

Attachments: [View Report](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

S2.31 Subject: Oak Grove Apt's Preservation Loan
From: Housing And Community Development
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To
Enter Into An Affordable Housing Preservation Loan With Watt Companies, Inc. Or Its
Affiliate In An Amount Not To Exceed \$5,000 From The Affordable Housing Trust Fund To
Support The Preservation Of Affordability At Oak Grove Apartments, A Scattered-Site
Project Consisting Of Eight Properties Located In Oakland; And Adopting Appropriate
California Environmental Quality Act Findings
[20-0917](#)

Attachments: [View Report](#)

[View Legislation](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

S2.32 Subject: City Of Oakland V. Southwest Airlines Company
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle Claims Against Southwest Airlines Company For Payment To The City Of Oakland In The Amount Of Fifty-Three Thousand Dollars And No Cents (\$53,000.00) And Restoration Of Earned Sick Leave To Ground Crew Employees At Oakland International Airport Arising From The Investigation Of Southwest's Sick Leave Policies And Practices

[20-0919](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

S2.33 Subject: Todd Johnson Settlement
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Todd Johnson In The Amount Of Forty-Five Thousand Dollars And No Cents (\$45,000.00) (Department Of Transportation - Dangerous Conditions)

[20-0913](#)

Sponsors: Office Of The City Attorney
Attachments: [View Report](#)
[View Legislation](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

S2.34 Subject: Governor Newsom's Appointment To Alameda County Superior Court Judge
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Congratulating David Alejandro Pereda On His Appointment As Alameda County Superior Court Judge And Commending Him And Expressing Profound Gratitude For His Stellar Service To The City Of Oakland As Deputy City Attorney, Supervising Deputy City Attorney And Special Counsel Supervising The General And Complex Litigation Division Of The Oakland City Attorney's Office

[20-0916](#)

Attachments: [View Report](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

S2.35 Subject: Clifton Hall

From: Housing And Community Development

Recommendation: Adopt A Resolution To: 1) Amend Resolution No. 88280 C.M.S. Which, Among Other Things, Allocated \$5,220,000 In Homeless, Housing, Assistance And Prevention (HHAP) Funds For 13 Years Of Operating Subsidy For The Permanent Affordable Housing At Clifton Hall, Awarded A Grant To An Operator Selected By The City Administrator, And Allocated \$2 Million Of Funds From The Affordable Housing Trust Fund (Boomerang Funds) For The Rehabilitation Of Clifton Hall And Closing Costs, To: A. Increase The Allocated HHAP Funds For Clifton Hall By \$1,780,000, For A Total Amount Of \$7,000,000; B. Reduce The Allocated HHAP Funds For The Operating Subsidy By \$400,000; And C. Allow Up To \$30,000 Of The Allocated Boomerang Funds To Also Be Used For Ongoing Property Management Services At Clifton Hall (2) Amend Resolution No. 88281 C.M.S Which, Among Other Things, Allocated \$1.2 Million Of The FY 2020-21 Measure Q Funds (Fund 2244) For The Cost Of Operating A Family Shelter By East Oakland Community Project (EOCP) At Its Current Emeryville Location And Relocating To Clifton Hall And Awarded A Grant Agreement To EOCP For The Same, To: A. Increase The Allocated Measure Q Funds By \$719,000 For 15 Years Of Utilities; And B. Increase The Allocated Measure Q Funds For FY 20/21 By \$262,740 And Increase The Grant Award To EOCP By Same, For A Total Grant Award Of \$1,462,740 (3) Waive Competitive Bidding And Award, To An Entity Selected By The City Administrator, A Professional Services Agreement For Property Management Services At Clifton Hall For A Term Of 15 Years, In An Amount Not To Exceed \$2,929,000, Consisting Of \$2,180,000 Of HHAP Funds, \$30,000 Of Boomerang Funds, And \$719,000 Of Measure Q Funds [TITLE CHANGE]

[20-0920](#)

Attachments:

[View Report](#)

[View Report Attachment A](#)

[View Report Attachment B](#)

[View Legislation](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

S2.36 Subject: AC-OCAP 2021 CSBG Resolution and CSBG CARES Act Resolution
From: Human Services Department
Recommendation: Adopt The Following Pieces of Legislation:

1) A Resolution: 1. Accepting Anti-Poverty Community Services Block Grant (CSBG) In The Amount Of One Million Three Hundred Ninety-Six Thousand One Hundred Fifty-Eight Dollars (\$1,396,158) Awarded By The California Department Of Community Services And Development For The 2021 Program Year; 2. Amending Resolution No. 88174 C.M.S., Which Adopted The Fiscal Year 2020-21 Mid-Cycle Budget Amendments, To Appropriate The Additional Sixty Thousand Two Hundred Seventy-Six Dollars (\$60,276) In CSBG Grant Funds Awarded By The California Department Of Community Services And Development For The 2021 Program Year; 3. Authorizing The City Administrator To Accept And Appropriate Any Additional CSBG Funds Awarded By The California Department Of Community Services And Development For The 2021 Program Year, Without Returning To Council; 4. Authorizing The City Administrator To Amend Existing Agreements To Increase The Amount And Extend The Term As Permitted By The California Department Of Community Services And Development, Without Returning To Council; And 5. Authorizing The Use Of General Purpose Funds To Pay The Human Services Department's Central Services Overhead Charges For 2021 CSBG Programs, Which Are Estimated To Be One Hundred Twenty-Seven Thousand Two Hundred Thirty-Five Dollars (\$127,235); And [20-0884](#)

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

Legislative History

12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
	<i>On Non Consent</i>	

2) A Resolution: 1. Accepting And Appropriating Supplemental Community Services Block Grant (CSBG) Funds In The Amount Of One Million Nine Hundred Thirty-Three Thousand Eight Hundred Thirty Dollars (\$1,933,830) Awarded By The California Department Of Community Services And Development Under The Coronavirus Aid, Relief And Economic Security Act To Prevent, Prepare For And Respond To The Coronavirus (Covid-19) Pandemic; And 2. Waiving The Competitive Bidding Process And Awarding A Professional Services Agreement To The Family Independence Initiative In An Amount Not To Exceed One Million Two Hundred Sixty Thousand Dollars (\$1,260,000) To Administer Critical Economic Relief Assistance To CSBG Eligible Clients Impacted By Covid-19

[20-0885](#)

Attachments: [View Legislation](#)

Legislative History

12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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**3 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING
REQUIREMENTS:**

- 3.1 Subject: The Piedmont Homeowners Association Of 70 Yosemite Avenue
From: President Pro Tempore Kalb
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Of Necessity For The Acquisition, By Eminent Domain, Of A Temporary Right Of Entry To The Property Located At 58 Yosemite Avenue, Oakland, California, Pursuant To California Civil Code Section 1002 And Code Of Civil Procedure Sections 1245.326 Et Seq., By The Piedmont Walk Homeowners Association Of 70 Yosemite Avenue, Oakland, To Complete Necessary Repair Work

[20-0517](#)

Attachments:

[View Report](#)

[View Presentation](#)

[View Supplemental Response - 7/20/2020](#)

[View Supplemental Legislation - 7/20/2020](#)

[View Supplemental Exhibit A - 7/20/2020](#)

[View Supplemental Response - 7/27/2020 Ntc of City Council Hearing to Betho](#)

[View Supplemental Response - 7/27/2020 Final Letter to Neighbor](#)

[View Supplemental Response - 7/27/2020 Supplemental Response to City Cou](#)

[View Supplemental Response - 7/27/2020 Letr to neighbor requesting access fc](#)

[View Supplemental Response - 7/27/2020 Right of Entry](#)

[View Supplemental Response - 7/27/2020 Letter to Dina Payumo re Right of En](#)

[View Supplemental Response - 7/27/2020 Response to City Council 7-27-20](#)

[View Supplemental Response - 7/27/2020 Exhibits to Response to City Council](#)

[View Supplemental Response - 7/27/2020 Proposed DT License Agreement 7-2](#)

[View Supplemental Response - 7/27/2020 Piedmont Murray 2014](#)

[View Supplemental Response - 7/27/2020 70 Yosemite Investigative Stucco Re](#)

[View Supplemental Response - 7/27/2020 Piedmont Walk DT Phase Constructi](#)

[Master](#)

[Master](#)

Legislative History

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|---------|---|--|
| 6/30/20 | * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council | Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council |
|---------|---|--|
- President Pro Tem Kalb made a scheduling motion, to hear the following item on July 14, 2020;*
- *“Resolution In Support Of California State Senate Bill 776 (Skinner) To Expand And Strengthen Police Transparency By Expanding Public Access To Police Records Regarding Use Of Force, Wrongful Arrests Or Wrongful Searches And Records That Show An Officer Has Engaged In Biased Or Discriminatory Behavior”*

 - *“Adoption Of A Resolution Of Necessity For The Acquisition By Eminent Domain Of A Temporary Right Of Entry To The Property Located At 58 Yosemite Avenue, Oakland, California, Pursuant To California Civil Code Sections 1002 And 1245.310 Et Seq., By The Piedmont Walk Homeowners Association Of 70 Yosemite Avenue, Oakland, To Complete Necessary Repair Work”*
- | | | |
|---------|---|--|
| 7/21/20 | * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council | Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council |
|---------|---|--|
- Upon the reading of Item 3.1 by the City Clerk, President Pro Tem Kalb made a motion, seconded by Councilmember Gallo to open the Public Hearing at 4:42 p.m.*
- 6 individuals spoke on this item.*
- President Pro Tem Kalb made a motion, seconded by Councilmember McElhaney, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, and Council President Kaplan*
- | | | |
|---------|---|--|
| 7/28/20 | Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council | Continued to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council |
|---------|---|--|
- Upon the reading of Item 3.1 by the City Clerk, the Public Hearing was opened at 2:16 p.m.*
- 14 individuals spoke on this item.*
- President Pro Tem Kalb made a motion, seconded by Councilmember McElhaney, to Continue the resolution on Item 3.1 to the November 10, 2020 City Council Meeting, and hearing no objections, the motion passed by with the following vote: 8 Ayes: Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, and Council President Kaplan*

11/10/20 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
President Pro Tem Kalb made a motion, seconded by Vice Mayor Reid, to withdraw and reschedule Public Hearing Item 3.1 to the December 15, 2020 City Council meeting, and hearing no objections, the motion passed by with the following vote: 8 Ayes: Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, and Council President Kaplan

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

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF DECEMBER 1, 2020

[20-0898](#)

Attachments: [View Report](#)

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

6 Subject: Results Of The November 3, 2020 General Municipal Election
From: Office Of The City Clerk
Recommendation: Adopt A Resolution Declaring The Results Of The City Of Oakland General Municipal Election Held On Tuesday, November 3, 2020

[20-0871](#)

Attachments: [View Report](#)

Legislative History

12/3/20 *Rules & Legislation Committee Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

On Non Consent

7 Subject: Oral Report On 2018 Homeless Resolution
From: Council President Kaplan
Recommendation: Receive An Oral Report On Implementation Of The Resolution No. 87129 C.M.S., Encouraging The Private Development Of Expanded Housing Options, Including For Non-Profits, Faith-Based Organizations, Private Property Owners, And Service Providers Working On Private Land, To Provide Housing And Sanitary Facilities For The Homeless Through Strategies Including "Small Homes," Shipping Container Conversion Homes, Recreational Vehicles, Unattached Trailers, Restroom Structures, And Other Options To Provide Dignity, Privacy, And Disease Control, Adopted On April 17, 2018

[20-0886](#)

Legislative History

12/3/20 *Rules & Legislation Scheduled to the Special Concurrent
Committee Meeting of the Oakland Redevelopment
Successor Agency/City Council

*A title change was accepted to reflect an "Oral Report" instead of
"Informational".*

- 8** Subject: OMCA Grant Agreement Extension
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend The Grant Agreement With The Oakland Museum Of California For The Continued Care And Conservation Of The City's Collection Of Art And Artifacts To Extend The Grant Term For An Additional Ten Years To June 30, 2031 And To Increase The Amount Of The Grant By Thirty Million Dollars (\$30,000,000) For A Total Grant Amount Not To Exceed Seventy Three Million Dollars (\$73,000,000)

[20-0875](#)

Attachments: [View Report](#)

Legislative History

12/3/20 *Rules & Legislation Scheduled to the Special Concurrent
Committee Meeting of the Oakland Redevelopment
Successor Agency/City Council

- 9** Subject: Accepting In-Kind Services For Fuse Corp Equitable Recovery Fellows
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Their Designee, To (1) Accept A Gift Of In-Kind Services Valued Up To One Million, Four Hundred Thousand And Forty Thousand Dollars (\$1,440,000) From Fuse Corps To Host Up To Eight (8) Executive-Level Fellows In Multiple City Departments To Support Equitable Recovery Projects; And (2) Negotiate And Execute An Agreement Between Fuse Corps And The City Of Oakland

[20-0872](#)

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

Legislative History

12/3/20 *Rules & Legislation Scheduled to the Special Concurrent
Committee Meeting of the Oakland Redevelopment
Successor Agency/City Council

On Non Consent

- 10** Subject: Amendments To The Surveillance Technology Ordinance
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 9.64, Which Regulates The City's Acquisition And Use Of Surveillance Technology, By (A): (1) Clarifying Existing Definitions And Adding New Ones; (2) Clarifying When City Staff Must Notify The Privacy Advisory Commission And/Or Seek City Council Approval In Regards To The Acquisition Of Surveillance Technology; (3) Prohibiting The City's Use Of Biometric Surveillance Technology And Predictive Policing Technology; And (B) Adopting California Environmental Quality Act Exemption Findings
[20-0874](#)

Attachments: [View Report](#)
 [View Legislation](#)
 [View Notice And Digest](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON TBD.

Legislative History

12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
	<i>On Non Consent.</i>	

- 11 Subject: Oakland Army Base Penalties Spending Authority
From: Finance Department
Recommendation: Adopt A Resolution Amending Resolution No. 88174 C.M.S., Which Adopted The Fiscal Year 2020-21 Mid-Cycle Budget Amendments, To Appropriate From Fund 5671, Project 1004290, Penalties Collected By The City From Contractors Who Failed To Comply With The City's Construction Jobs Policy For The Oakland Army Base Project In The Amount Of Three Hundred Fifty-One Thousand, Six Hundred Seventy-Eight Dollars And Twenty-Eight Cents (\$351,678.28), And All Future Penalties Collected By The City, If Any, To The Department Of Workplace And Employment Standards For Training, Referral, Monitoring, Or Technical Assistance To Advance The Purposes Of The Army Base Jobs Policy
[20-0790](#)

- Attachments:** [View Report](#)
 [View Legislation](#)
 [View Attachment 1](#)
 [View Supplemental Legislation - 12/4/2020](#)
 [View Supplemental Report - 12/11/2020](#)
 [View Supplemental Attachment 1 - 12/11/2020](#)
 [View Supplemental Legislation - 12/11/2020](#)

Legislative History

11/5/20	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>Non Consent</i>	
11/19/20	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>A title changes was accepted.</i>	
12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
	<i>A title change was accepted for this item.</i>	

12 Subject: Redevelopment Bond Spending Plan
From: Economic And Workforce Development
Recommendation: Adopt A Resolution To (1) Authorize The City Administrator To Amend
The Bond Spending Plan For Excess Oakland Redevelopment Successor Agency
(ORSA) Bond Proceeds For FY 2020-21; (2) Accept \$9,972,029 In Excess Bond
Proceeds From ORSA And Appropriate Said Funds; And (3) Amend The Appropriation
And Reallocate \$8,193,366 In Excess Bond Proceeds Previously Appropriated And
Committed In The Approved Bond Spending Plan

[TITLE CHANGE]

[20-0839](#)

Attachments:

[View Report](#)

[View Attachment A](#)

[View Attachment B](#)

[View Legislation & Exhibit A](#)

Legislative History

11/19/20	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

- 13 Subject: Chabot Space & Science Center Annd OUSD Lease Of 4919 Mountain Blvd.
From: Economic Workforce Development Department
Recommends: Adopt The Following Pieces Of Legislation:

1) An Ordinance That Authorizes The City Administrator Or Designee To Negotiate And Execute A Master Dissolution And Transfer Agreement And Related Documents Between The City of Oakland (City), Oakland Unified School District (OUSD), The Chabot Space & Science Center Joint Powers Agency (JPA), Chabot Space & Science Center Foundation (Foundation), East Bay Regional Park District (EBPRD) And Eastbay Astronomical Society (EAS) Related To The Chabot Space & Science Center (Chabot) Located At 10000 Skyline Boulevard (Skyline Boulevard Property) To:(A) Dissolve The JPA And Terminate The JPA Agreement; (B) Terminate The Existing City-JPA Ground Lease Of The Skyline Boulevard Property And Related Agreements; (C) Terminate And Release The Existing Lease-Leaseback Agreements To Fully Discharge Approximately \$6.5 Million Debt Owed By The JPA To OUSD; (D) Assume Ownership, By The City, Of The Chabot Buildings Located On The Skyline Boulevard Property And Transfer All Remaining Assets And Liabilities Of The JPA To The Foundation; (E) Execute A Thirty-Four Year And Eleven Month Lease Of The Skyline Boulevard Property Between The City And The Foundation For One Dollar (\$1) Per Year; And (F) Grant An Access Easement Over The Skyline Boulevard Property To EBPRD For Access To and From Skyline Boulevard And The Parking Garage Located On EBRPD-Owned Property Adjacent To The Skyline Boulevard Property; And

[20-0888](#)

Attachments:

[View Report](#)

[Attachment A - Master Dissolution And Transfer Agreement -Chabot Space_S](#)

[Attachment B - Lease \(4919 Mountain Blvd\) v5 \(Final\)](#)

[Attachment C - Depiction of 10000 Skyline Property](#)

[Attachment D - Depiction of 4919 Mountain Boulevard](#)

[View Legislation](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON TBD.

Legislative History

12/3/20

*Rules & Legislation
Committee

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

2) An Ordinance That Authorizes The City Administrator Or Designee To Negotiate And Execute A Sixty Year Lease, And Related Documents, With The Oakland Unified School District (OUSD), As Tenant, Of The Real Property Located At 4919 Mountain Boulevard For OUSD's Discharge Of The Chabot Space & Science Center Joint Powers Agency Debt Of Approximately \$6.5 Million To OUSD And Payment Of Rent To The City, As Landlord, Of One Dollar (\$1) Per Year; And

[20-0889](#)

Attachments: [View Legislation](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON TBD.

Legislative History

12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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3) A Resolution Awarding A Ten Year Grant Agreement To Support The Mission And Programs Of The Chabot Space & Science Center Foundation, Payable In Annual Amounts Of Two Hundred Seventy Three Thousand One Hundred And Five Dollars (\$273,105), Subject To Funding Availability

[20-0890](#)

Attachments: [View Legislation](#)

Legislative History

12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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- 14** Subject: No Parking Zone On Lakeshore Ave From Lake Merritt Ave To 1st Ave
From: Council President Kaplan And Councilmember Bas
Recommendation: Adopt A Resolution Approving The Establishment Of No Parking Restrictions Between 2:00 A.M. And 6 A.M., Monday Through Sunday, On The Lake (East) Side Of Lakeshore Avenue From Lake Merritt Boulevard To 1st Avenue And Allowing A Community Process To Proceed Regarding Establishing A Residential Parking Permit ("RPP") Area And Directing The City Administrator To Return To Council With An Ordinance Amending Oakland Municipal Code Section 10.44.050 (A)(4) To Authorize The Council To Waive The Requirement That A Proposed Residential Permit Parking Area Include At Least Six Adjacent Block Fronts By Resolution
[TITLE CHANGE]
[20-0879](#)

Attachments: [View Report](#)
 [View Legislation](#)
 [View Report Exhibit A Map](#)

Legislative History

12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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A Title Change was read into record.

- 15** Subject: Informational Report On 2020 Disparity Study
From: Council President Kaplan
Recommendation: Receive An Informational Report On The 2020 City Of Oakland Disparity Study
[20-0657](#)

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

Legislative History

9/24/20	*Rules & Legislation Committee	Withdrawn with No New Date
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The Committee placed this item on the Rules Pending list "No Date Specific".

- 16 Subject: Local Business Empowerment Through Contracting (LBETC)
From: Councilmember Taylor And Councilmember McElhaney
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Directing The City Administrator To Explore And Report Back To Council By March 2021 Regarding (1) The Port Of Oakland's (Port) Interest In And The Feasibility Of The Port Partnering With The City To Establish And Operate An Owner-Controlled Insurance Program Regarding Construction And Professional Services Projects; (2) A Plan For How The City Of Oakland Can Combine The On-Call Contracts Procurement Process And The Local Small Local Business Enterprise Program So That Public Works Contracts Comply With SLBE Requirements, And (3) A Proposed Plan For Enhancing Requirements For The Preferred Small Local Business Program To Include All Professional Services And Not Just Professional Pre-Construction Services, And Implementing These Proposed Plans

[20-0754](#)

Attachments:

[View Memo](#)

[View Legislation](#)

[View Supplemental Report - 12/11/2020](#)

[View Supplemental Report Attachment A - 12/11/2020](#)

[View Supplemental Legislation - 12/11/2020](#)

Legislative History

10/22/20	*Rules & Legislation Committee <i>This item is to be brought back to Rules Committee by the requester for scheduling</i>	Withdrawn with No New Date
11/5/20	*Rules & Legislation Committee <i>This item schedules a Special Community And Economic Development Committee at 1:30 P.M.</i> <i>A title change was read into record and Councilmember McElhaney requested to be added as a coauthor.</i>	Scheduled to the *Special Community & Economic Development Committee
11/17/20	*Special Community & Economic Development Committee <i>There were 6 speakers on this item</i> <i>Committee requested this item be placed on the December 15, 2020 City Council Agenda On Non-Consent</i>	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
11/19/20	*Rules & Legislation Committee <i>The committee Deferred this item to be scheduled at the December 3, 2020 Rules And Legislation Committee.</i>	Rescheduled to the *Rules & Legislation Committee

2) An Ordinance Amending Ordinance No. 13101 C.M.S., Which Revised Oakland's Local And Small Local Business Enterprise (L/SLBE) Program Provisions, To Change Local And Small Local Trucking Participation Requirements, Add New Local Business Categories And Certification Criteria, Change The Definition Of "Substantial Presence," Define "Local-Based Manufacturer, Add And Change Bid Discounts, Limit Modifications To L/SLBE Schedules After Bid Opening, And Provisions Related To Disposition And Development Agreements And Cooperative Agreements, And Update The List Of Applicable Schedules, As Set Forth In Exhibit A Attached Hereto

[20-0755](#)

Attachments:

[View Memo](#)

[View Legislation](#)

[View Report - Attachment A](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON TBD.

Legislative History

10/22/20	*Rules & Legislation Committee <i>This item is to be brought back to Rules Committee by the requester for scheduling</i>	Withdrawn with No New Date
11/5/20	*Rules & Legislation Committee <i>This item schedules a Special Community And Economic Development Committee at 1:30 P.M.</i> <i>A title change was read into record and Councilmember McElhane requested to be added as a coauthor.</i>	Scheduled to the *Special Community & Economic Development Committee
11/17/20	*Special Community & Economic Development Committee <i>Committee requested this item be placed on the December 15, 2020 City Council Agenda On Non-Consent</i>	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
11/19/20	*Rules & Legislation Committee <i>The committee Deferred this item to be scheduled at the December 3, 2020 Rules And Legislation Committee.</i>	Rescheduled to the *Rules & Legislation Committee

- 17 Subject: Moratorium On Ellis Act Evictions And To Repeal The Ellis Act
From: President Pro Tempore Kalb And Councilmember Bas
Recommendation: Adopt A Resolution Urging California Governor Gavin Newsom To Issue A Moratorium On Ellis Act Evictions During The Covid-19 State Of Emergency And Urging The California Legislature To Repeal The Ellis Act
[20-0891](#)

Attachments: [View Report](#)

Legislative History

12/3/20	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
	<i>On Consent</i>	

- 18 Subject: Limit The Placement Of Advertising Signs Within The City
From: Councilmember Gallo
Recommendation: Adopt A Resolution Requesting The (1) Planning Commission (A) To Initiate A Process To Consider Amendments To The Oakland Advertising Signs Ordinance (Oakland Municipal Code Section 17.104.060) And Oakland Sign Code Section 14.04.270 To Amend The Mechanisms By Which The City May Approve The Installation And Operation Of New Advertising Signs Via Development Agreements In Very Limited Geographic Areas In The City, To The Extent Legally Permissible, And (B) Upon The Conclusion Of Such Process, Recommend Specific Text Amendments To The Oakland Advertising Sign Ordinance For The City Administrator To Incorporate Into A Future Ordinance; And (2) City Administrator, Upon The Recommendations Of The Planning Commission, Present To The City Council For Review And Consideration An Ordinance Amending The Oakland Advertising Signs Ordinance, The Oakland Sign Code, And Such Other Sections Of The Oakland Municipal Code Necessary To Effectuate The Amendment Of The Mechanisms By Which The City May Approve The Installation And Operation Of New Advertising Signs Via Development Agreements In Limited Geographic Areas In The City
[TITLE CHANGE]

[20-0808](#)

Attachments: [View Memo](#)

[View Legislation](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON TBD.

Legislative History

11/10/20	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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12/3/20 *Rules & Legislation Rescheduled to the Special Concurrent
Committee Meeting of the Oakland Redevelopment
Successor Agency/City Council
*The Rules committee made a title change and moved the item in to Non
Consent.*

- 19** Subject: Declaring A Mental Health Emergency
From: Councilmember Gallo
Recommendation: Adopt A Resolution Urging The State Legislature To Immediately
Enact State Laws That 1) Decriminalize Or Legalize The Possession And Use Of
Entheogenic Plants And Fungi, 2) Allow Local Jurisdictions To Authorize Its Citizens To
Engage In Community-Based Healing Ceremonies Involving The Use Of Entheogenic
Plants And Fungi Without Risk Of Arrest And State Prosecution, When Practiced In
Accordance With Safe Practice Guidelines And Principles, And 3) That Provide Legal
Protections Against Criminal Prosecution For Local Jurisdictions Their Elected And
Appointed Officials, Practitioners And Users Operating In Accordance With The Oakland
Community Healing Initiative (OCHI)
[20-0809](#)

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

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON TBD.

Legislative History

11/10/20 Special Concurrent Meeting Scheduled to the * Concurrent Meeting of
of the Oakland the Oakland Redevelopment Successor
Redevelopment Successor Agency and the City Council
Agency/City Council
12/3/20 *Rules & Legislation Rescheduled to the Special Concurrent
Committee Meeting of the Oakland Redevelopment
Successor Agency/City Council
*The Rules committee made a title change and moved the item in to Non
Consent.*

S20 Subject: Homelessness Funding Report FY 2020-22
From: Human Services Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution: 1. Amending Resolution No. 88174 C.M.S., Which Adopted Fiscal Year (FY) 2020-21 Mid-Cycle Budget Amendments, To Re-Allocate Previously Allocated Measure Q Funds For Third Party Homeless Services; 2. Awarding Grant Agreements To Homeless Service Providers For The Provision Of Homeless Intervention Services For FY 2020-21; 3. Authorizing The City Administrator To Award Additional Grant Agreements And Professional Service Agreements To Public And Private Entities To Be 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 2020-21 Using Measure Q Funds, Without Returning To Council; And 4. Authorizing The City Administrator To Modify Grant Agreements And Professional Service Agreements For Homeless Intervention Services Awarded Pursuant To This Resolution To Extend The Term And/Or To Change The Amount Based On Service Demand And Fund Availability, Without Returning To Council; And [20-0892](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

Legislative History

12/3/20	*Rules & Legislation Committee	Deferred - DEFUNCT to the *Rules & Legislation Committee
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The committee did not schedule this item, and deferred

2) A Resolution: 1. Amending Resolution No. 88109 C.M.S. Which, Among Other Things, Awarded Grant Agreements And Professional Service Agreements To Fourteen (14) Homeless Service Providers Using Homeless Emergency Aid Program (HEAP) And Homeless, Housing, Assistance And Prevention (HHAP) Funds To Modify The Funding Source For The 14 Grants And Professional Service Agreements To Include Covid-19 Emergency Solutions Grant (ESG-CV) Funds, And 2. 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) Through June 30, 2021 Using Any Combination Of Accepted And Appropriated Funds, Including Heap, HHAP And ESG-CV Funds, Subject To Any Applicable Funding Regulations And Requirements, Without Returning To Council; And 3. Authorizing The City Administrator To Amend Existing Grant Agreements And Professional Service Agreements For Homeless Intervention Services To Extend The Term Through June 30, 2021 And To Increase The Amount Using Any Combination Of Accepted And Appropriated Funds, Including HEAP, HHAP And ESG-CV Funds, Subject To Any Applicable Funding Regulations And Requirements, Without Returning To Council
[20-0893](#)

Attachments: [View Legislation](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

Legislative History

12/3/20	*Rules & Legislation Committee	Deferred - DEFUNCT to the *Rules & Legislation Committee
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S21 Subject: Amendment No. 1 To The Sewer Service Charges
From: Oakland Public Works
Recommendation: Adopt Resolution Authorizing The City Administrator To Execute Amendment No. 1 To The Sewer Service Charges, Billing And Collection Agreement Of July 1, 2013, By And Between East Bay Municipal Utility District (EBMUD) And The City Of Oakland For A Term Of Two And A Half Years From January 1, 2021 To June 30, 2023 In Order To Implement Customer Assistance Program Providing Sewer Service Fee Rate Reduction For Low-Income Households
[20-0915](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

S22 Subject: Resolution Approving MOU With Oakland Fund For Public Innovation
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Approving Three-Year Term Memorandum Of Understanding Between The City Of Oakland And The New Venture Fund (NVF), As Fiscal Agent For The Oakland Fund For Public Innovation, To Formally Create A Partnership Between The City And NVF With The Goal Of Developing Privately Funded Projects And Programs That Address Oakland's Most Complex Issues And Promote Equity, Economic Empowerment, And Cultural Preservation And Enrichment In Oakland
[20-0908](#)

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

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

ADJOURNMENT OF COUNCIL SESSION

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

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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.**