

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 - SUPPLEMENTAL

Thursday, November 3, 2022

10:30 AM

Please See The Agenda To Participate In The Meeting

Virtual Tele- Conference Via Zoom

***Rules & Legislation Committee**

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

PUBLIC PARTICIPATION

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

OBSERVE:

- To observe, the public may view the televised video conference by viewing KTOP channel 10 on Xfinity (Comcast) or ATT Channel 99 and locating City of Oakland KTOP - Channel 10
- To observe the meeting online from the City's Agenda Meeting Calendar, at the noticed meeting time, please click on <https://oakland.legistar.com/calendar.aspx> and click on the "In Progress" link under "Video" for the corresponding meeting.
- To observe the meeting by video conference, please click on this link: <https://us02web.zoom.us/j/85644242981> at the noticed meeting time.
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 436 2866 or +1 301 715 8592 or +1 312 626 6799 or 833 548 0282 (Toll Free) or 877 853 5247 (Toll Free) or 888 788 0099 (Toll Free) or 833 548 0276 (Toll Free) Meeting ID: 856 4424 2981

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

COMMENT:

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

There are three ways to submit public comments.

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

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

- Office of the City Clerk

COMMITTEE MEMBERSHIP:

**Council President Nikki Fortunato Bas, District 2; Councilmember Carroll Fife, District 3; Councilmember Dan Kalb, District 1; Chairperson: President Pro Tempore Sheng Thao, District 4*

Roll Call / Call To Order

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

2 Approval Of The Draft Minutes From The Committee Meeting Of October 20, 2022

[22-0846](#)

Attachments: [View Report](#)

3 New Scheduling Items

3.1 Subject: Ordinance Amending The O.M.C 15.72.070

From: Councilmember Gallo

Recommendation: Adopt An Ordinance Amending The O.M.C 15.72.070 To Defer Specified Fees For 100% Affordable Housing Projects Developed By Nonprofit Developers Until After The Project Is Completed; On The November 15, 2022 Special Community And Economic Development Committee Agenda

[22-0868](#)

Legislative History

| | | |
|----------|--------------------------------|---|
| 10/27/22 | *Rules & Legislation Committee | Rescheduled to the *Rules & Legislation Committee |
|----------|--------------------------------|---|

The committee deferred scheduling of this item to the November 3, 2022 Rules and Legislation Committee.

3.2 Subject: SAMHSA Recast Grant
From: Human Services Department
Recommendation: Adopt A Resolution:

(1) Awarding Grant Agreements Using Substance Abuse And Mental Health Services Administration (SAMHSA) Funds To Four Non-Profit Agencies In A Total Amount Not To Exceed \$365,000 To Provide Trauma Informed Behavioral Health Services To High-Risk Youth And Their Families From September 30, 2022 Through September 29, 2023; And

(2) Waiving The Local And Small Local Business Enterprise Program (L/SLBE) Requirements And RFP/Q Requirements And Awarding Professional Services Agreements Using SAMHSA Funds To East Bay Agency For Children In An Amount Not To Exceed \$65,000 For Trauma Informed Systems Trainings And Crisis Support Services Of Alameda County In An Amount Not To Exceed \$20,000 For Mental Health First Aid From September 30, 2022 Through September 29, 2023; On The November 14, 2022 Special Life Enrichment Committee Agenda

[22-0889](#)

3.3 Subject: Oakland Parks And Recreation Foundation Agreement And Grants Acceptance
From: Oakland Parks And Recreation Department & Youth Development
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Approving An Agreement With The Oakland Parks And Recreation Foundation (OPRF) For The Cooperative Solicitation Of Private And Public Funding To Be Used For Oakland Parks, Recreation And Youth Development (OPRYD) Projects, Programs, And Services For A Term Of Three-Years, With A Three-Year Option To Renew;

[22-0890](#)

2) An Ordinance (1) Authorizing A Three-Year License Agreement, With A Three-Year Option To Renew With OPRF For The Use Of Office Space At The Lakeside Park Marsha J. Corprew Memorial Garden Center At The Below Market Rate Of \$0.00; (2) Making Findings That The License For Below Fair Market Value Is In The Best Interest Of The City; And (3) Making Appropriate California Environmental Quality Act Findings

[22-0891](#)

3) A Resolution To (1) Authorize The City Administrator To Accept Grants, Gifts, And Donations Of Money From The OPRF In An Amount Up To \$750,000 Each Fiscal Year Through June 30, 2025 In A Total Amount Not To Exceed \$2,250,000 For The Three-Year Period; (2) Appropriate Said Funds For OPRYD; (3) Authorize The City Administrator To Create A New Fund For These Appropriations; And (4) Authorize The City Administrator To Accept Donations Of Goods And In-Kind Services From OPRF Valued In An Amount Of Up To \$250,000 Each Fiscal Year Through June 30, 2025 In A Total Amount Not To Exceed \$750,000 For The Three-Year Period; On The November 14, 2022 Special Life Enrichment Committee

[22-0892](#)

3.4 Subject: Summer Food Service Program
From: Office Of The City Administrator
Recommendation: Adopt The Following:

1) An Informational Report About The 2022 Summer Food Service Program (SFSP); And
[22-0901](#)

2) A Resolution Waiving The Competitive Request For Proposals/Qualifications (RFP/Q) And Local/Small Local Business Enterprise (S/SLBE) Requirements And Awarding A Professional Services Agreement To Cook And Run, Inc. In An Amount Not To Exceed \$96,000 For Providing Food Services From June 6, 2022 Through July 28, 2022: On The November 14, 2022 Special Life Enrichment Committee Agenda

[22-0903](#)

3.5 Subject: OPD Traffic STEP Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Grant Funds In The Amount Of Five Hundred Thousand Dollars (\$500,000) From The State Of California, Office Of Traffic Safety (OTS), For The Fiscal Year 2022-2023 Selective Traffic Enforcement Program (STEP), To Be Administered By The Oakland Police Department (OPD); And To Authorize The General Purpose Services Fund To Contribute Sixty-Nine Thousand Five Hundred Fifty Dollars (\$69,550) To Cover The Related Central Services Overhead Charges; On The November 14, 2022 Special Public Safety Committee Agenda

[22-0896](#)

3.6 Subject: Ordinance Amending Ordinance No. 13647 C.M.S.
 From: Workplace And Employment Standards Department
 Recommendation: Adopt An Ordinance Amending Ordinance No. 13647, Which Amended Certification Requirements In Oakland’s Local And Small Local Business Enterprise (L/SLBE) Program, To Revise And Correct Certification Requirements; On The November 15, 2022 Special Community And Economic Development Committee Agenda [22-0648](#)

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

Legislative History

7/19/22 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
As a direct result of the failed motion, from the July 19, 2022 Special City Council Meeting, item regarding "Ordinance Amending Ordinance No. 13647" was terminated, therefore eliminating the main motion to continue the item.

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

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

7/26/22 Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council No Action Taken
A motion was made by Vice Mayor Kaplan seconded by Councilmember Gallo to direct staff to meet with stakeholders who've raised complaints and expressed concerns, as well correspond with the City of San Francisco about a reciprocal program; once staff have undertaken both efforts, request staff to revise and return to Council. The motion passed with the following: 5 Ayes: Fife, Gallo, Kaplan, Thao, Bas; 2 No: Kalb, Reid; 1 Excused: Taylor

3.7 Subject: Safe Work Zone Ordinance
 From: Public Works Department
 Recommendation: Adopt An Ordinance Adding Chapter 9.06 To The Oakland Municipal Code To (1) Allow The City To Establish Safe Work Zones For City Employees Carrying Out Their Duties On Public Property And (2) Make Willful Failure To Leave A Designated Safe Work Zone, After Request By A Peace Officer, A Misdemeanor; On The November 15, 2022 Public Works Committee Agenda [22-0904](#)

- 3.8** Subject: Amendments To The Oakland Fire Code, Chapter 15.12
From: Oakland Fire Department
Recommendation: Adopt An Ordinance: (1) Repealing Current Oakland Municipal Code Chapter 15.12, Oakland Fire Code,; (2) Making Findings To Substantiate Modifications To California Building Codes And Standards Due To Local Climatic, Geological Or Topographical Conditions, And Adopting (3) Making Local Amendments To The 2022 Edition Of The California Model Building Code, California Code Of Regulations Title 24, Part 9 Also Referred To As The "California Fire Code"; (4) Recodifying Said Code As Oakland Municipal Code Chapter 15.12 As The Oakland Fire Code; And (5) Adopting California Environmental Quality Act Exemption Findings; On The November 29, 2022 Special Community And Economic Development Committee Agenda
[22-0900](#)
- 3.9** Subject: Local Amendments To 2022 California Model Building Construction Code
From: Planning And Building Department
Recommendation: Adopt An Ordinance (1) Repealing The Oakland Amendments To The 2019 Edition Of The California Building Standards Code, (2) Adopting Local Amendments To The 2022 Edition Of The California Building Standards Code, And (3) Amending Oakland Municipal Code Chapter 15.04 To Comply With Changes To State Law And Adopting CEQA Exemption Findings; On The November 29, 2022 Special Community And Economic Development Committee Agenda
[22-0893](#)
- 3.10** Subject: The Oakland Building Maintenance Code.
From: Planning And Building Department
Recommendation: Adopt An Ordinance (1) Repealing The Oakland Building Maintenance Code (Oakland Municipal Code 15.08) And (2) Reenacting The Oakland Building Maintenance Code With Amendments To Conform To The 2022 California Building Standards Code And Adopting CEQA Exemption Findings; On The November 29, 2022 Special Community And Economic Development Committee Agenda
[22-0894](#)
- 3.11** Subject: Extend HCD Professional Services Agreements
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Extend The Terms Of Professional Services Agreements With Amy Hiestand Consulting, LLC And Kenneth Jones For Affordable Housing Services From December 31, 2021, To December 31, 2023, With No Increase To The Contract Amount; On The November 29, 2022 Special Community And Economic Development Committee Agenda
[22-0895](#)

- 3.12** Subject: Amending Section 17.104.060 Of The Oakland Planning Code, Adding Chapter 5.97 To The Oakland Municipal Code, And Amending Title 14 Of The Oakland Municipal Code To Amend The Mechanisms By Which The City Council Can Consider New Advertising Signs
From: Councilmember Gallo, Vice Mayor Kaplan, Council President Bas
Recommendation: Adopt An Ordinance (1) Amending Oakland Planning Code Section 17.104.060 As Recommended By The Planning Commission To Specify Regulations And Procedures For Advertising Signs, And (2) Adding Chapter 5.97 To The Oakland Municipal Code (I) Establishing Application Processes For New Advertising Signs On Private Property Through City Lease And Real Estate Agreement Authorized By The City Council And (II) Establishing Request For Proposal Processes For Advertising Signs On City-Owned Property And City-Owned Rights Of Ways, And (3) Amending Title 14 Of The Oakland Municipal Code (A) Specifying Agreement Types For Advertising Signs On City-Owned Property, City Owned Rights Of Way, And Private Property Through City Lease, (B) Creating Application Requirements, Physical Standards And Operational Standards For New Advertising Signs, And (C) Striking Outdated Or Non Applicable Sections Of Title 14: On The November 29, 2022 Special Community & Economic Development Committee Agenda
[22-0898](#)
- 3.13** Subject: Amended Lease Agreement With The Dr. Huey P. Newton Foundation
From: Councilmember Fife
Recommendation: Adopt An Ordinance A) Authorizing The City Administrator To Negotiate And Execute An Amendment To The Lease Agreement With The Dr. Huey P. Newton Foundation For The Space Located At 150 Frank H. Ogawa Plaza, Suite 1C (Lionel J. Wilson Building) To (1) Extend The Term Of The Lease For Three Years With One Two-Year Option To Renew; And (2) Waive Oakland Municipal Code (OMC) Section 2.42.230 To Reduce Rent Below \$1.25 Per Square Foot And Setting Lease Payments To \$1,963.82 Per Month Due To Cultural And Social Benefits To The Community Pursuant To OMC Section 2.42.110; And B) Adopting California Environmental Quality Act Findings; On The November 29, 2022 Special Community & Economic Development Committee Agenda
[22-0887](#)
- 3.14** Subject: Resolution Calling For A Joint Agency Homeless Youth Task Force
From: President Pro Tempore Thao
Recommendation: Adopt A Resolution Requesting That The Alameda County Board Of Supervisors, Alameda County Board Of Education, Peralta Community College District, And Oakland Unified School District Join The City Of Oakland In Establishing A Joint Agency Homeless Youth Task Force: On The November 29, 2022 Special Concurrent Meeting Of The Oakland City Council, CPAB, SSOC And Police Commission On Consent
[22-0899](#)

- 3.15** Subject: Violence Reduction Efforts Through Measure Z - Public Safety And Services
Violence Prevention Act Of 2014
From: Office Of The City Administrator
Recommendation: Receive An Informational Report From The Oakland Police Department, Department Of Violence Prevention, Oakland Fire Department On Efforts To Reduce Violence In Oakland Through The Measure Z - Public Safety And Services Violence Prevention Act Of 2014 Presented To The City Council, Safety And Services Oversight Commission, Community Policing Advisory Board And The Police Commission: On The November 29, 2022 Special Concurrent Meeting Of The Oakland City Council, CPAB, SSOC And Police Commission On Non-Consent
[22-0905](#)
- 3.16** Subject: OPD Policies For I-27 (LRAD) And I-28 (Mobile Command Centers)
From: Oakland Police Department
Recommendation: Adopt A Resolution Approving Oakland Police Department's (OPD) Policies I-27 (LRAD) And I-28 (Mobile Command Centers) In Accordance With California Government Code § 7070 Et Seq. (AB 481) And Oakland Municipal Code Chapter 9.65.; On The December 6, 2022 City Council Agenda On Non-Consent
[22-0885](#)
- 3.17** Subject: Professional Services Agreement Amendment For Shah Kawasaki Architects
From: Public Works Department
Recommendation: Adopt A Resolution: 1) Amending The Existing Professional Services Agreement With Shah Kawasaki Architects For The Lincoln Recreation Center Expansion/Renovation Project By An Amount Not-To-Exceed One Million Five Hundred Thousand Dollars (\$1,500,000.00), Bringing The Total Contract Amount From One Million Five Hundred Twenty-Eight Thousand Eight Hundred Forty-Nine Dollars (\$1,528,849.00) To Three Million Twenty-Eight Thousand Eight Hundred Forty-Nine Dollars (\$3,028,849.00); And 2) Adopting Appropriate California Environmental Quality Act (CEQA) Findings; On The December 6, 2022 City Council Agenda On Consent
[22-0888](#)
- 3.18** Subject: ARGUS Helicopter Maintenance Contract
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Professional Services Agreement With Rotorcraft Support, Inc. (RSI) To Provide Helicopter Maintenance Services To The Oakland Police Department (OPD) For The Period Of July 1, 2023 To June 30, 2027 In An Amount Not To Exceed Eight Hundred Fifty Thousand Dollars (\$850,000) Per Year For A Total Contract Not To Exceed Three Million, Four Hundred Thousand Dollars (\$3,400,000): On The December 12, 2022 Public Safety Committee Agenda
[22-0886](#)

3.19 Subject: StarChase Utilization
From: Vice Mayor Kaplan
Recommendation: Receive An Informational Report On: (1) The Status Of Implementing And Utilizing Starchase Global Positioning Satellite (GPS) Technology To Avoid The Deadly Risks Of High-Speed Pursuits; (2) The Number Of Vehicles Equipped With Starchase Technology And The Process Used To Designate Those Vehicles; (3) What Is Needed For Full Deployment Of Starchase On All OPD Vehicles That May Be Involved In Pursuits; (4) Potential Funding Gaps Which Are Preventing The Use Of Starchase; And (5) Policy, Logistical, Or Other Challenges That Could Hinder The Expanded Use Of Starchase By OPD; On The December 12, 2022 Public Safety Committee Agenda .
[22-0897](#)

3.20 Subject: OPD Quarterly Crime Report
From: Oakland Police Department
Recommendation: Receive A Quarterly Informational Report From The Oakland Police Department (OPD) On Crime Data In The City Of Oakland; On The December 12, 2022 Public Safety Committee Agenda
[22-0902](#)

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[22-0847](#)

- Attachments:**
- [CANCELLED November 7, 2022 Public Works Committee Agenda](#)
 - [CANCELLED November 7, 2022 Public Safety Committee Agenda](#)
 - [CANCELLED November 7, 2022 Life Enrichment Committee Agenda](#)
 - [CANCELLED November 10, 2022 Rules And Legislation Committee Agenda](#)
 - [Finance And Management Committee Pending List](#)
 - [Public Works Committee Pending List](#)
 - [Community And Economic Development Pending List](#)
 - [Life Enrichment Committee Pending List](#)
 - [Education Partnership Committee Pending List](#)
 - [Public Safety Pending List](#)
 - [Rules And Legislation Committee Pending List](#)
 - [November 9, 2022 Draft Special City Council Agenda](#)
 - [November 14, 2022 Draft Special Public Works Committee Agenda](#)
 - [November 14, 2022 Draft Special Public Safety Committee Agenda](#)
 - [November 14, 2022 Draft Special Life Enrichment Committee Agenda](#)
 - [November 15, 2022 Draft Special Finance And Management Committee Agenda](#)
 - [November 15, 2022 Draft Special Community & Economic Development Comm](#)
 - [November 17, 2022 Draft Rules & Legislation Committee Agenda](#)

5 Determinations Of Closed Session

6 Subject: Housing, Residential Rent And Relocation Board Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of John Deboer As A Tenant Representative, And Kristina Rosales As An Alternate Tenant Representative To The Housing, Residential Rent And Relocation Board
[22-0850](#)

Attachments: [View Report](#)
[View Application and Resume](#)
[View Legislation](#)

Legislative History

| | | |
|----------|--------------------------------|---|
| 10/20/22 | *Rules & Legislation Committee | Scheduled to the *Rules & Legislation Committee |
|----------|--------------------------------|---|

7 Subject: Mayor's Appointment To The Police Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Brenda Harbin-Forte To The Police Commission As A Commissioner
[22-0851](#)

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

Legislative History

| | | |
|----------|--------------------------------|---|
| 10/20/22 | *Rules & Legislation Committee | Scheduled to the *Rules & Legislation Committee |
|----------|--------------------------------|---|

Open Forum

Adjournment

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 5 days prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Relay Service:711

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 8:30AM TO 5:00PM

*** In the event a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however, no final City Council action can be taken.**