City of Oakland

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



Meeting Agenda - SUPPLEMENTAL

Thursday, May 11, 2023 10:30 AM

City Council Chamber, 3rd Floor

*Rules & Legislation Committee

Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California, 94612

City of Oakland Website: http://www.oaklandca.gov

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

PUBLIC COMMENT WILL BE TAKEN ON EACH ACTION ITEM. ALL MEMBERS OF THE PUBLIC WISHING TO SPEAK MUST FILL OUT A SPEAKER CARD FOR EACH ITEM. SPEAKERS' CARDS MUST BE RECEIVED BY THE CITY CLERK. COMMENTS ON ITEMS NOT ON THE AGENDA WILL BE TAKEN DURING OPEN FORUM AT THE END OF THE MEETING.

ELECTRONIC SPEAKER CARDS/PUBLIC COMMENTS:

- THE E-COMMENT FUNCTION IS CURRENTLY UNAVAILABLE. Please Email Written Comments To Cityclerk@Oaklandca.Gov. Written Comments Must Be Submitted At Least 24 Hours Prior To The Meeting Time To Be Delivered To Committee Members.
- To Comment In Person, Members Of The Public Must Submit A Separate Speaker Card For Each Item On The Agenda To The City Clerk Before The Item Is Called.
- To Comment Via Zoom, Members Of The Public Must Submit An Electronic Speakers Card By Emailing Cityclerk@Oaklandca.Gov. The Email Should Include The Name And Date Of The Meeting, The Agenda Number, & Zoom Profile Name (Which

At The Speakers Discretion May Be Their Legal Name Or Other Information To Identify Them) Or Phone Number.

- Once You Have Submitted Your Electronic Speaker Card To Comment Via Zoom, Your Zoom Profile Name Will Be Acknowledged To Speak When Public Comment Is Being Taken On A Eligible Agenda Item At The Presiding Officers Discretion. 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.
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If you have any questions, please email the Agenda Management Unit at cityclerk@oaklandca.gov

- Office of the City Clerk

DEFINITION OF TERMS:

- Action Item: shall mean any resolution, ordinance, public hearing, motion or recommendation requiring official vote and approval of the City Council to be effective.
- Informational Item: shall mean an agenda item consisting only of an informational report that does not require or permit Council action.
- Consent Item: shall mean, for the purposes of the City Council agenda, any action or informational item that a Standing Committee has forwarded to the full Council with unanimous recommendation for approval, except: 1) any item having a high level of public interest or controversy as determined by the Rules and Legislation Committee; 2) any action item that the Rules and Legislation Committee has placed on the Consent Calendar in accordance with Rule 26; or 3), any item that requires a public hearing or that is otherwise ineligible by law as a Consent Item.
- Non-Consent Item: shall mean, for the purposes of the City Council agenda, any action or informational item that: 1) a Standing Committee has forwarded to the full Council without unanimous recommendation for approval; 2) has a high level of public interest or controversy as determined by the Rules and Legislation Committee or: 3) requires a public hearing or is otherwise ineligible by law as a Consent Item.

COMMITTEE MEMBERSHIP:

DistrictCouncilmember Carroll Fife, District 3; President Pro Tempore Dan Kalb, District 1; Councilmember Janani Ramachandran, District 4; Chairperson: Council President Nikki Fortunato Bas, District 2

1 Roll Call / Call To Order

2 Approval Of The Draft Minutes From The Committee Meeting Of April 20, 2023 and April 27, 2023 23-0330

Attachments: View Draft April 20, 2023 Report

View Draft April 27, 2023 Report

3 New Scheduling Items

3.1 Subject: Adopt A Resolution Confirming Mayor Thao's Appointment Of Jestin D.

Johnson As City Administrator

From: Office Of the Mayor

Recommendation: Adopt A Resolution Confirming Mayor Thao's Appointment Of Jestin D. Johnson As City Administrator And Authorizing The Mayor, On Behalf Of The City, To Execute An Employment Agreement With Jestin D. Johnson For The Period Commencing On June 5, 2023 And Ending At Midnight On January 30, 2027 And For An Annual Salary Of Three Hundred Forty Thousand Dollars (\$340,000); On The May 16, 2023 City Council Agenda On Non-Consent

23-0416

3.2 Subject: City Auditor Assistance On Grants To ESO Ventures

From: Councilmember Kaplan

Recommendation: Adopt A Resolution Requesting The Assistance Of The City Auditor To Provide Clarity On The Grant Funding Awarded To ESO Ventures Through City Council Resolutions, Including But Not Limited To The Eight Million Dollar (\$8,000,000) Grant In City Resolution No. 88877 C.M.S. (2021) And The Seventy-Five Thousand Dollar (\$75,000) Grant Awarded In City Resolution No. 88780 C.M.S. (2021) To Determine How Much Of The Grant Funds Have Been Spent And For What Uses; How Much Remains; And Identifying Status Reports Provided By Or About ESO Ventures' Funding; On The May 23, 2023 Finance And Management Committee Agenda 23-0395

3.3 Subject: Kimley-Horn Last-Mile Broadband Planning Project

From: Information Technology Department

Recommendation: Adopt A Resolution (1) Awarding A Professional Services Agreement To Kimley-Horn For An Amount Not To-Exceed Five Hundred Thousand Dollars (\$500,000.00) To Provide Broadband Consulting For The Oakland Broadband Last-Mile Connectivity Planning And Design Project; And (2) Waiving The City's Multistep Proposal Solicitation And Local Business Program Utilization Requirements; On The May 23, 2023 Finance And Management Committee Agenda 23-0398

3.4 Subject: Agreement With AC Transit For Fiber Repairs

From: Information Technology Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An Agreement With Alameda-Contra Costa Transit District (AC Transit) For Cost-Sharing Of One-Time Fiber Repair Work Along The AC Transit Bus Rapid Transit Route In The Amount Not To Exceed \$97,265; On The May 23, 2023 Finance And Management Committee Agenda

23-0400

3.5 Subject: Website And Design Development Services

From: Office Of The City Administrator

Recommendation: Adopt A Resolution Waiving The Competitive Multiple-Step Solicitation Process Required For The Acquisition Of Information Technology Systems, And Authorizing The City Administrator To Amend The Professional Services Agreement With Exygy, Inc For Website Design And Development Services For The City's Website To Extend The Term By An Additional Year And Increase The Compensation By An Amount Not To Exceed \$120,000.00 For A Total Contract Amount Of \$867,000; On The May 23, 2023, Finance And Management Committee Agenda 23-0405

3.6 Subject: FY 2023-24 Master Fee Schedule

From: Finance Department

Recommendation: Adopt An Ordinance Amending Ordinance No. 13726 C.M.S. (Which Adopted The Fiscal Year 2022-23 Revised Master Fee Schedule), As Amended, To Establish, Modify And Delete Fees And Penalties Assessed By The City Of Oakland; On The May 23, 2023 Finance And Management Committee Agenda, And On The June 6, 2023 City Council Agenda As A Public Hearing 23-0408

3.7 Subject: Award Construction Contract For Mosswood Community Center

From: Oakland Public Works Department

Recommendation: Adopt A Resolution: 1) Awarding A Construction Contract To JUV, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With The Plans And Specifications For The Mosswood Community Center Project (Project No. 1003625) And The Contractor's Bid, For An Amount Not To Exceed Twenty-One Million Dollars (\$21,000,000.00); And 2) Accepting And Appropriating MacArthur Transit Village Development Impact Funds In The Amount Of Twenty-Five Thousand Dollars (\$25,000.00) For Use On The Project; And 3) Authorizing The Reallocation Of A Total Of Six Million Four Hundred Twelve Thousand Dollars (\$6,412,000.00) From Series C Of The Infrastructure Bond (I-Bond) Measure KK Fund 5335 In The Parks, Recreation, Youth Development & Human Services Category From Six Projects: Downtown Oakland Senior Center, Lincoln Recreation Center Expansion/Renovation, Arroyo Viejo Recreation Center, Brookdale Recreation Center Expansion, East Oakland Senior Center Renovation, Peralta Hacienda Historical Park Coolidge House; To The Mosswood Community Center Project (Project 1003625); And 4) Committing Funds In The Amount Of Fourteen Million Five Hundred Thousand Dollars (\$14,500,000.00) From The First Series Of Measure U Bond Sale To The Mosswood Community Center Project In The Amount Of Eight Million Eighty-Eight Thousand Dollars (\$8,088,000.00) To Complete Funding Needed For The Project And To Allocate Six Million Four Hundred Twelve Thousand Dollars (\$6,412,000.00) To The Six Projects: Downtown Oakland Senior Center, Lincoln Recreation Center Expansion/Renovation, Arroyo Viejo Recreation Center, Brookdale Recreation Center Expansion, East Oakland Senior Center Renovation, Peralta Hacienda Historical Park Coolidge House; And 5) Adopting Appropriate California Environmental Quality Act Findings; On The May 23, 2023 Public Works And Transportation Committee Agenda

23-0404

3.8 Subject: 2023-24 Road Maintenance And Rehabilitation Account Annual Project List From: Transportation Department

Recommendation: Adopt A Resolution Adopting A List Of Projects To Be Implemented With Road Maintenance And Rehabilitation Account Funds In Fiscal Years 2023-24 And Adopting Appropriate California Environmental Quality Act Findings; On The May 23, 2023 Public Works And Transportation Committee Agenda 23-0414

3.9 Subject: Leimert Boulevard Bridge Seismic Retrofit Construction Phase

From: Transportation Department

Recommendation: Adopt The Following Pieces Of Legislation:

- 1) A Resolution Authorizing The City Administrator To Accept And Appropriate Up To Four Million Nine Hundred Twenty One Thousand Seven Hundred Forty Six Dollars (\$4,921,746.00) In Federal Highway Administration And State Proposition 1b Funds With A Local Match Of Up To Two Million Forty Thousand Nine Hundred Dollars (\$2,477,724.54) For Leimert Bridge Seismic Retrofit Project (Project No. 1000820); 23-0410
- 2) A Resolution Authorizing The City Administrator To Award A Construction Contract To Disney Construction, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Plans And Specifications, For Leimert Bridge Seismic Retrofit Project (Project No. 1000820) In The Amount Of Five Million Five Hundred Seventy Thousand One Hundred Sixteen Dollars Twenty-Five Cents (\$5,570,116.25); And Adopting Appropriate California Environmental Quality Act (CEQA) Findings; 23-0411
- 3) A Resolution Authorizing The City Administrator To Amend The Professional Services Contract With Biggs Cardosa Associates, Inc. (BCA) For Leimert Bridge Seismic Retrofit Project (Project No. 1000820) By Increasing The Contract Amount By One Hundred Sixty Thousand Dollars (\$160,000.00) For A Total Contract Amount Not-To-Exceed One Million Six Hundred Ninety Thousand Two Hundred Seventy Nine Dollars (\$1,690,279.00); And 23-0412
- 4) A Resolution Authorizing The City Administrator To Enter Into A Professional Service Agreement With Biggs Cardosa Associates, Inc. (BCA). To Provide Professional Inspections, Special Inspection, Material Testing, And Architectural Historic Preservation Monitoring Services For Leimert Bridge Seismic Retrofit Project (Project No. 1000820) For An Amount Not To Exceed Six Hundred Eighty Thousand Six Hundred And Twenty-Two Dollars (\$680,622.00); On The May 23, 2023 Public Works And Transportation Committee Agenda 23-0413

3.10 Subject: Broadway And Martin Luther King Jr. Way Streetscape Projects Professional Services

From: Transportation Department

Recommendation: Adopt A Resolution To Authorize The City Administrator To: (1) Award A Contract To Parsons Transportation Group, Inc. Utilizing A Cooperative Agreement In The Amount Not To Exceed Five Million Five Hundred Thousand Dollars (\$5,500,000) To Design The Broadway Streetscape Project Per The Federal Rebuilding American Infrastructure with Sustainability and Equity Grant; And (2) Award A Contract To Wood Rodgers Inc. Utilizing A Cooperative Agreement In The Amount Not To Exceed Six Million Seven Hundred And Seventy Five Thousand Dollars (\$6,775,000) To Design The Martin Luther King, Jr. Way Streetscape Improvements Per the Federal Rebuilding American Infrastructure with Sustainability And Equity Grant And To Provide Baseline Design And Project Management Tasks Associated With California State Transportation Agency Funding; And (3) Adopt Appropriate California Environmental Quality Act (CEQA) Findings; On the May 23, 2023 Public Works And Transportation Committee Agenda 23-0415

3.11 Subject: FY 22-23 Quarter 3 Report On Code Enforcement Activities

From: Planning And Building Department

Recommendation: Receive An Informational Report Regarding The Fiscal Year 2022-23 Quarter 3 Update On The Planning And Building Department's Code Enforcement Activities; On The May 23, 2023 Community And Economic Development Committee Agenda 23-0403

3.12 Subject: OFCY FY 2023-2024 Grant Renewal Recommendation

From: Human Services Department

Recommendation: Adopt A Resolution Awarding Oakland Fund For Children And Youth Grant Agreements In A Total Amount Not To Exceed Eighteen Million Eight Hundred Thirty-Seven Thousand Three Hundred Eighty-Two Dollars (\$18,837,382) To Public And Non-Profit Agencies To Provide Summer Programs, From June 1, 2023 - September 30, 2023, And Full Year Programs, From July 1, 2023 - June 30, 2024; On The May 23, 2023 Life Enrichment Committee Agenda 23-0396

3.13 Subject: Head Start Program Annual Report FY 21-22

From: Human Services Department

Recommendation: Receive An Informational Report Summarizing Services And General Information For Fiscal Year 2021-2022 From The City Of Oakland Head Start Advisory Board And Head Start Parent Policy Council; On The May 23, 2023 Life Enrichment Committee Agenda

23-0397

3.14 Subject: Informational Report On The Sugar Sweetened Beverage Tax

From: Office Of The City Administrator

Recommendation: Receive An Informational Report On The Sugar Sweetened Beverage Tax And The Recommendations Of The Sugar Sweetened Beverage Community Advisory Board For The Allocation Of Measure HH, Fund 1030 Revenue For The 2023-25 Fiscal Years; On The May 23, 2023, Life Enrichment Committee Agenda 23-0417

3.15 Subject: HHAP And Measure Q Homelessness Funding Report FY 2023-2024

From: Human Services Department

Recommendation: Adopt A Resolution: (1) Accepting And Appropriating From The State Of California Homeless, Housing, Assistance, And Prevention (HHAP) Round 4 Funds In The Amount Of \$26,044,615, And Any Additional HHAP Funds That Become Available For The Provision Emergency Homeless Interventions; And (2) Authorizing The City Administrator To Enter Into A Memorandum Of Understanding With Alameda County As A Condition Of Accepting The HHAP Funds; And (3) Waiving The Local/Small Local Business Enterprise (L/SLBE) Requirement For Four (4) Providers Identified In Tables 1 And 2 For The Provision Of Hygiene Services At Homeless Encampments And The 66th Avenue RV Safe Parking Program; And (4) Awarding And/Or Extending Grant Agreements And Professional Services Agreements To The Homeless Service Providers And For The Terms Identified In Tables 1 And 2, Using Up To \$18,934,446 Of HHAP Funds, Up To \$2,676,658 Of General Purpose Funds (GPF), And Up To \$4,977.954 Of Measure Q Funding; And (5) Authorizing The City Administrator To Extend The Occupancy Agreement Between The City And Vima Harrison 1, LLC For The Lake Merritt Lodge Located At 2332 Harrison Street, For An Additional Term Through June 30, 2024 At A Maximum Annual Rental Amount Not To Exceed \$5,883,125, For Up To 98 Rooms Of Emergency Non-Congregate Shelter; On The May 23, 2023 Life Enrichment Committee Agenda

<u>23-0418</u>

3.16 Subject: QTAPI Week 2023

From: Councilmember Kaplan, Council President Fortunato Bas And Councilmember Ramachandran

Recommendation: Adopt A Resolution Proclaiming May 28-June 3, 2023, As Queer And Transgender Asian And Pacific Islander (QTAPI) Week And Commending The Bay Area QTAPI Coalition For Organizing, Mobilizing, And Inspiring Our QTAPI Community, And For Uplifting The Numerous Contributions Made By The QTAPI Community Locally, Nationally, And Globally, On The May 30, 2023 City Council Agenda As A Ceremonial 23-0406

3.17 Subject: Measures M, N, Library C, Z, D, Parks Q, AA, And Zoo Measure Y FY 2023-24 Cost-Of-Living Tax Adjustment, Fixing Rate Of Tax, And Levying Tax

From: Finance Department

Recommendation: Adopt An Ordinance 1) Authorizing A Fiscal Year 2023-24 Increase In The Rate Of Property Tax Imposed By Voter-Approved Measures; And 2) Fixing The Rate Of The Property Tax And Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year 2023-24 For The Emergency Medical Services Retention Act Of 1997 (Measure M), The Paramedic Services Act Of 1997 (Measure N), The Library Services Retention And Enhancement Act Of 1994 (Library Measure C), The 2014 Oakland Public Safety And Services Violence Prevention Act (Measure Z), The 2018 Oakland Public Library Preservation Act (Measure D), The 2020 Oakland Parks And Recreation Preservation, Litter Reduction, Homelessness Support Act (Parks Measure Q), The Children's Initiative Of 2018 (Measure AA), And The 2022 Oakland Zoo Animal Care, Education And Improvement Ordinance (Zoo Measure Y); On The June 6, 2023 City Council Agenda On Consent 23-0401

3.18 Subject: Delinquent Real Property Transfer Taxes Assessment of Liens

From: Finance Department

Recommendation: Adopt a Resolution Overruling Protests And Objections, If Any, And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; On The June 6, 2023 City Council Agenda As A Public Hearing 23-0402

3.19 Subject: 2023-24 Annual Action Plan

From: Housing And Community Development Department Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution: (1) Accepting And Appropriating An Award Of United States Department Of Housing & Urban Development Grant Funds In The Amount Of \$14,664,598 For Community Development Block Grant (CDBG), Home Investments Partnership (HOME), Emergency Solutions Grant (ESG), And Housing Opportunities For Persons With Aids (HOPWA) Programs For Fiscal Year 2023-2024; (2) Authorizing The City Administrator To Prepare And Submit To The United States Department Of Housing And Urban Development The Annual Action Plan For Fiscal Year 2023-2024; (3) Appropriating Up To \$850,000 In Revolving Loan Program Income To Support The City's Residential Lending/Housing Rehabilitation Programs And Any Amounts Collected In Excess Thereof For Housing Rehabilitation Activities And Other CDBG-Eligible Activities And Projects Without Returning To Council; (4) Authorizing The City Administrator To Negotiate And Execute Grant Agreements Under The Fiscal Year 2023-2024 CDBG, HOME, ESG, And HOPWA Programs; (5) Authorizing The Use Of General-Purpose Funds To Pay Central Service Overhead Charges Up To \$11,836 For The 2023 Emergency Solutions Grant And \$17,220 Under The 2023 Housing Opportunities For Persons With Aids Programs; And

23-0393

2) A Resolutions: (1) Authorizing The City Administrator To Prepare And Submit To The United States Department Of Housing & Urban Development, A Fourth Substantial Amendment To The City Of Oakland's Annual Action Plan For Fiscal Year 2021/2022 And First Substantial Amendment To The City Of Oakland's Annual Action Plan For Fiscal Year 2022/23 To Update HOPWA Allocations For HUD Grant Years 2021 And 2022; (2) Amend Resolution No. 88709, Which Among Other Things, Authorized 2021 HOPWA Allocations Between Alameda County And Contra Costa County, To Modify Said Resolution To Reflect Updated Allocations Made Under The 2021 HOPWA Grant To Specific Entities In An Estimated Total Amount Of \$2,184,446 Contingent Upon Available Funding From The U.S. Department Of Housing & Urban Development; (3) Authorizing The Use Of General Purpose Funds To Pay Up To \$15,826 For Central Services Overhead Charges Under The 2021 HOPWA Grant, Grant No. CAH21-F001; (4) Amending Resolution No. 89310, Which Among Other Things, Authorized 2022 HOPWA Allocations Between Alameda County And Contra Costa County, To Modify Said Resolution To Reflect Updated Allocations Made Under The 2022 HOPWA Grant To Specific Entities In An Estimated Total Amount Of \$3,290,231 Contingent Upon Available Funding From The U.S. Department Of Housing & Urban Development; And (5) Authorizing The Use Of General Purpose Funds To Pay Up To \$15,691 For Central Services Overhead Charges Under The 2022 HOPWA Grant, Grant No. CAH22-F001; On The May 23, 2023, Community And Economic Development Committee Meeting Agenda And On The June 6, 2023, City Council Agenda As A Public Hearing 23-0394

3.20 Subject: Amendment To The Workforce Development Grant Agreement With Youth Employment Partnership

From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution Authorizing An Amendment To The Workforce
Development Grant Agreement With Youth Employment Partnership, Inc. (YEP), A
Nonprofit Organization, To Provide Job Training And Placement To Young Adults In The
Better Neighborhoods, Same Neighbors Workforce Development Program As A
Transformative Climate Communities (TCC) Training Partner In An Amount Not To
Exceed Two Hundred Eighty-One Thousand And Twenty-Five Dollars (\$281,025) For A
Term Through December 31, 2024; On The June 13, 2023 Community And Economic
Development Committee Agenda
23-0407

3.21 Subject: FY 2023-24 OWDB Budget And Contracts

Economic And Workforce Development Department From: Recommendation: Adopt A Resolution (1) Adopting The Fiscal Year 2023-24 Workforce Development Budget; (2) Accepting And Appropriating Workforce Innovation And Opportunity (WIOA) Title I Formula Funds For Adult, Dislocated Worker, Youth And Rapid Response Services In The Estimated Amount Of Three Million Seven Hundred Fifty-Two Thousand Three Hundred Thirty-Nine Dollars (\$3,752,339); (3) Accepting and Appropriating An Additional Two Million Three Hundred Forty-Three Thousand Eight Hundred Ninety-Five Dollars (\$2,343,895) From Other Funds For Workforce Development; And (4) Authorizing The Carryover Of Unspent Fiscal Year 2022-2023 WIOA And Other Funds In The Estimated Amount Of Two Million Nine Hundred Twenty-Nine Thousand Six Hundred Thirty-Two Dollars (\$2,929,632) To Contracted Service Providers and Grantees In Fiscal Year 2023-2024; And (5) Authorizing Grant Award Agreements With Service Providers Competitively Selected By The Oakland Workforce Development Board To Provide Comprehensive, Career Services, Adult Career Services, And Youth Services From WIOA Title I Formula Funds And Other Funds For Fiscal Year 2023-2024; (6) Authorizing the City Administrator To Apply For, Accept, and Appropriate Grants And Contributions For Workforce Development Services Beyond The WIOA Title I Formula Funding And Other Budgeted Funding Sources Up To \$250,000 Per Instance With The Approval Of The Oakland Workforce Development Board; On June 13, 2023 Community And Economic Development Committee Agenda 23-0409

3.22 Subject: Study Session On Proposed Revisions To The Planning Code And Zoning Map, And General Plan Text And Map To Implement Actions Proposed In Phase 1 Of The Oakland 2045 General Plan Update Process

From: Planning And Building Department

Recommendation: Conduct A Study Session On The Oakland 2045 General Plan Update Phase 1 Process As Follows: (A) Receive An Informational Presentation On The Proposed Planning Code Amendments To Implement Actions Proposed In Phase 1 Of The Oakland 2045 General Plan Update Process; (B) Receive An Informational Presentation On The Proposed Geographically Specific Zoning And Height Area Map Changes; (C) Receive An Informational Presentation On The General Plan Land Use Map And Text Changes; And (D) Provide Feedback To Staff On The Proposed Planning Code Amendments, Zoning And Height Area Map Changes, And Land Use Map And Text Changes; On The June 27, 2023 Community And Economic Development Committee Agenda

<u>23-0399</u>

3.23 Subject: OPD Crime Report

From: Oakland Police Department Recommendation: TITLE CHANGE

[OLD TITLE]

Receive A Quarterly Informational Report From The Oakland Police Department (OPD) On Crime, Crime Trends And Crime Reduction Activities In The City Of Oakland

[NEW TITLE]

Receive An Informational Report From The Oakland Police Department (OPD) On Crime, Crime Trends And Crime Reduction Activities In The City of Oakland; On The July 11, 2023 Public Safety Committee Agenda

<u>23-0148</u>

Attachments: View Report

View Attachment A

Legislative History

3/2/23 *Rules & Legislation Scheduled to the *Public Safety Committee
Committee

3/14/23 *Public Safety Committee Withdrawn with No New Date
The Committee withdrew this item, with no new date and placed it on the

pending list no date specific.

penaing usi no date specific.

3/28/23 *Special Public Safety Withdrawn with No New Date

Committee

The Committee accepted staffs recommendation to remove this Quarterly Report from the Pending List "No Date Specific" At the March 28, 2023 Public Safety Committee.

RECOMMENDATIONS FROM THE MAY 9, 2023, FINANCE AND MANAGEMENT COMMITTEE

3.24 Subject: City Administrator Contract Authority Report, FY 2021-22

From: **Finance Department**

Recommendation: Receive The Informational Report On All Purchases And Contracts Authorized By The City Administrator Or Designee, Within The City Administrator's Contract Authority During Fiscal Year 2021-22, In Accordance With The Oakland Municipal Code Section 2.04.020

23-0167

View Report Attachments:

View Attachment A

Legislative History

3/9/23 *Rules & Legislation Scheduled to the *Finance & Management Committee Committee 4/13/23 *Rules & Legislation * Withdrawn and Rescheduled to the Committee *Finance & Management Committee

5/9/23 *Finance & Management

Continued to the *Public Safety Committee

Committee

The Committee continued staffs recommendation to the June 16, 2023, Finance and Management Committee meeting with a supplemental report with information that includes: Supplier's expenses; Program statues update, and how many projects and positions the suppliers assist The City with:

On Call: Community Base Organizations (CBO): Building Opportunities for Self Sufficiency (BOSS)

Bike East Bay Safe Passages

Walk Oakland, Bike Oakland

Program Contracts:

Jeweld Legacy Group; Racial equity study

Department of Violence Prevention (DVP); Community Ambassadors Program

Stone Turn Group; Assess promotion and hiring in OPD

The Oakland Public Education Fund; Head Start Program contract

On Call - Executive Recruitment Services:

Management Partners Inc. The Hawkins Company

Centro Legal De La Raza; Measure FF

Lisa Miller

There were 2 speakers on this item.

3.25 Subject: Fiscal Year (FY) 2023-24 Landscaping And Lighting District (LLAD) - Intention

From: Finance Department

Recommendation: Adopt A Resolution 1) Approving The City Of Oakland Landscaping And Lighting Assessment District Fiscal Year 2023-2024 Preliminary Engineer's Report; 2) Declaring The Intention To Levy And Collect The Annual Landscaping And Lighting Assessment District Assessment For FY 2023-2024; And 3) Setting June 6, 2023 At 4:00 P.M. As The Date And Time For A Public Hearing 23-0257

<u>Attachments:</u> <u>View Report</u>

View Attachment A
View Appendix A
View Legislation

Legislative History

3/30/23 *Rules & Legislation Withdrawn with No New Date

Committee

4/13/23 *Rules & Legislation Scheduled to the *Finance & Management

Committee Committee

A title change was read into record

5/9/23 *Finance & Management Approved the Recommendation of Staff, and

Committee Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency

and the City Council

The Committee approved staffs recommendation to be forwarded to the May 16,

2023 City Council Agenda On Consent.

There was 1 speaker on this item

3.26 Subject: OPD Overtime Report: 4th Quarter FY 2021-22

From: Oakland Police Department

Recommendation: Receive An Informational Report Regarding Oakland Police

Department (OPD) Overtime

23-0149

Attachments: View Report

<u>View Supplemental Report - 4/20/2023</u> View Supplemental Report - 5/3/2023

Legislative History

3/2/23 *Rules & Legislation Scheduled to the *Finance & Management

Committee Committee

4/11/23	*Finance & Management	Continued to the *Finance & Management
	Committee	Committee

Councilmember Ramachandran motioned, Councilmember Bas seconded to continue this item. The motion passed with a vote of 3 Ayes; 1 Excused: Kaplan. The item was approved to be continued to the April 25, 2023 Finance And Management Committee Meeting and to return with a supplemental report to include the following:

- Correlation between staffing levels and overtimes over the last five years,
 Clarity of what overtime is required for sideshows, violent crime and downtown violence versus special units already dedicated to towards this
 Clarity of what Special Enforcement listed in Table 1 consists of; And provide a response to the following questions:
- Are vacancies at similar levels in OPD this year?
- Are vacancy savings expected to offset overtime again?

1 Speaker Spoke On This Item

4/13/23 *Rules & Legislation Continued to the *Finance & Management

Committee Committee

4/25/23 *Special Finance & Continued to the *Finance & Management

Management Committee Committee

1 Speaker Spoke On This Item

The Committee Approved this item to be continued to the May 9, 2023 Finance and Management Committee to return with a supplemental report to include the following:

- Further Clarity on the correlation between sworn staffing levels and actual overtime.
- Clarity On additional overtime in downtown and east Oakland.
- Data to include how much resources are being allocated to Little Saigon, Chinatown, and exact locations in East Oakland as it relates to overtime patrol for purposes of deterrence

As well a request for OPD to be prepared to share broader, more holistic view of operations and deployment

4/27/23 *Rules & Legislation Continued to the *Finance & Management

Committee Committee

5/9/23 *Finance & Management Received and Filed

Committee

There were 2 speakers for this item

RECOMMENDATIONS FROM THE MAY 9, 2023, PUBLIC WORKS AND TRANSPORTATION COMMITTEE

3.27 Subject: Waterfront Bay Trail UpdateFrom: Public Works Department

Recommendation: Receive An Informational Report On The Status Of Waterfront Bay Trail

Implementation

23-0157

Attachments: View Report

View Attachment A
View Attachment B
View Attachment C

Legislative History

3/2/23 *Rules & Legislation Scheduled to the * Public Works And

Committee Transportation Committee

3/23/23 *Rules & Legislation Scheduled to the * Public Works And

Committee Transportation Committee

5/9/23 * Public Works And Received and Filed

Transportation Committee
There was 1 speaker on this item

3.28 Subject: CalTrans Annual Progress Report 2022-23

From: Office Of The City Administrator

Recommendation: Receive The 2022-23 Annual Progress Informational Report On

Caltrans Activities In The City Of Oakland

23-0196

Attachments: View Report

View Attachment A

Legislative History

3/14/23 * Public Works And Scheduled to the * Public Works And

Transportation Committee Transportation Committee

3/23/23 *Rules & Legislation Scheduled to the * Public Works And

Committee Transportation Committee

5/9/23 * Public Works And Received and Filed

Transportation Committee
There was 1 speaker on this item

3.29 Subject: Amending And Extending The Civicorps Schools Contract Agreement

From: Oakland Public Works Department

Recommendation: Adopt A Resolution: (1) Waiving The City Of Oakland's Advertising And Solicitation Of Proposals/Qualifications Requirements; (2) Authorizing The City Administrator To: A. Extend The Contract With Civicorps Schools (Contract Purchase Order 2020003454), Established Per Resolution Number 87719 C.M.S., For Five Additional Years Ending In 2029 With An Expanded Scope Of Work; And B. Increase The Contract Amount From Three Hundred Thousand Dollars (\$300,000) To An Amount Not To Exceed Nine Hundred Thousand Dollars (\$900,000); And (3) Adopting Appropriate California Environmental Quality Act Findings 23-0305

Attachments: View Report

View Attachment A
View Legislation

Legislative History

4/20/23 *Rules & Legislation Scheduled to the * Public Works And

Committee Transportation Committee

4/27/23 *Rules & Legislation Scheduled to the * Public Works And

Committee Transportation Committee

Rules and Legislation Committee approved a Title Change read into record

5/9/23 * Public Works And Approved the Recommendation of Staff, and

Transportation Committee Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency

and the City Council

The Committee approved staffs recommendation, to be forwarded to the May

16, 2023 City Council Agenda on Consent

There were 5 speakers on this item

3.30 Subject: On-Call Sanitary Sewer Construction Services

From: Oakland Public Works Department

Recommendation: Adopt A Resolution Authorizing: (1) The City Administrator To Execute Construction Contracts For On-Call Sanitary Sewer Construction Services That Follow All City Advertising And Competitive Bidding Requirements And Are Awarded In Direct Service Of Delivering The On-Call Sanitary Sewer Construction Services For A Duration Of Three Years To The Following Tiers, Without Return To City Council: (A) Tier 1 Firms Each For An Amount Not-To-Exceed Seven Million Dollars (\$7,000,000.00) Annually To Qualified Contractors; And (B) Tier 2 Firms Each For An Amount Not-To-Exceed One Million Dollars (\$1,000,000.00) Annually To Qualified Contractors; And (2) Adopting Appropriate California Environmental Quality Act Findings 23-0306

Attachments: View Report

View Legislation

View Supplemental Presentation - 5/4/2023

Legislative History

4/20/23 *Rules & Legislation Scheduled to the * Special Public Works

Committee And Transportation Committee

5/9/23 * Public Works And Approved the Recommendation of Staff, and

Transportation Committee Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency

and the City Council

The Committee approved staffs recommendation, to be forwarded to the May

16, 2023 City Council Agenda on Consent

There were 2 speakers on this item

3.31 Subject: On-Call General Construction Services

From: Oakland Public Works Department

Recommendation: Adopt A Resolution Authorizing: (1) The City Administrator To Execute Construction Contracts For On-Call General Construction Services That Follow All City Advertising And Competitive Bidding Requirements And Are Awarded In Direct Service For A Duration Of Three Years To The Following Tiers, Without Return To City Council: (A) Tier 2 Firms For An Amount Not-To-Exceed Four Million Dollars (\$4,000,000.00) Annually To Qualified Contractors; And (B) Tier 2 Firms For An Amount Not-To-Exceed One Million Dollars (\$1,000,000.00) Annually To Qualified Contractors; And (2) Adopting Appropriate California Environmental Quality Act Findings 23-0307

Attachments: View Report

View Attachment A
View Attachment B
View Attachment C
View Attachment D
View Legislation

Legislative History

4/20/23 *Rules & Legislation Scheduled to the * Special Public Works

Committee And Transportation Committee

5/9/23 * Public Works And Approved the Recommendation of Staff, and

Transportation Committee Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency

and the City Council

The Committee approved staffs recommendation, to be forwarded to the May

16, 2023 City Council Agenda on Consent

There were 2 speakers on this item

RECOMMENDATIONS FROM THE MAY 9, 2023, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

3.32 Subject: Malonga Informational Report

From: Oakland Parks And Recreation Youth Department

Recommendation: Receive An Informational Report For The Malonga Casquelourd Center For The Arts (Malonga or MCCA) On The Status Of (1) Lease Agreements With Malonga Arts Collective Members, (2) Scope And Budget Of A Master Plan For Cultural Arts Programming At Malonga, And (3) City's Feasibility Study And Building Assessment 23-0321

Attachments: View Report

Legislative History

4/20/23 *Rules & Legislation Scheduled to the *Community & Economic

Committee Development Committee

5/9/23 *Community & Economic

Development Committee

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

2 Speakers Spoke On This Item

The Committee Approved to Receive And Forward This Item to the May 16, 2023 CIty Council Agenda On Consent

3.33 Subject: Home Rehabilitation Program Limit Increase

From: Housing And Community Development Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Modify The Lead Safe And Healthy Homes Program Guidelines To Increase The Grant Limit From \$15,000 To \$30,000 Per Project, (2) Modify The Access Improvement Program Guidelines To Increase The Grant Limit From \$15,000 To \$30,000 Per Project And From \$24,000 To \$48,000 If A Wheelchair Lift Is Required, (3) Modify The Emergency Home Repair Program Guidelines To Increase The Loan Limit From \$15,000 To \$30,000 Per Project, And (4) Modify The City's Residential Lending Home Rehabilitation Programs Guidelines To Allow For An Annual Adjustment To Home Rehabilitation Programs To Increase Grant And Loan Limits Based On The California Construction Index 23-0345

<u>Attachments:</u> <u>View Report</u>

View Legislation

Legislative History

4/27/23 *Rules & Legislation Scheduled to the *Community & Economic

Committee Development Committee

5/9/23 *Community & Economic Approved the Recommendation of Staff, and

Development Committee Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency

and the City Council

1 Speaker Spoke On This Item

The Committee Approved The Recommendations Of Staff And Forward This Item

to the May 16, 2023 CIty Council Agenda On Consent

3.34 Subject: Community Care Expansion Local Match For 1888 MLK Project

From: Housing And Community Development Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Use The Existing City Capital Matching Funds In A Total Amount Not To Exceed \$2,600,000 To Serve As The Local Match For A State Of California Community Care Expansion Grant For The 1888 Martin Luther King Jr. Way Affordable Housing Development 23-0344

Attachments: View Report

View Legislation

Legislative History

4/27/23 *Rules & Legislation Scheduled to the *Community & Economic

Committee Development Committee

Rules and Legislation Committee approved a Title Change read into record

5/9/23 *Community & Economic Approved the Recommendation of Staff, and

Development Committee Forward to the * Concurrent Meeting of the

Oakland Redevelopment Successor Agency

and the City Council

2 Speakers Spoke On This Item

 ${\it The \ Committee \ Approved \ The \ Recommendations \ Of \ Staff \ And \ Forward \ This \ Item}$

to the May 16, 2023 CIty Council Agenda On Consent

RECOMMENDATIONS FROM THE MAY 9, 2023, PUBLIC SAFETY COMMITTEE

3.35 Subject: Fixed-Wing Aircraft

From: Councilmember Kaplan And Councilmember Fife

Recommendation: Receive An Informational Report On The Cost Of Purchasing A Fixed-Wing Aircraft Including But Not Limited To: (1) The Estimated Cost For A Down Payment To Purchase A Fixed-Wing Aircraft; (2) Available Financing Options To Purchase A Fixed-Wing Aircraft; (3) The Estimated Cost To Retrofit A Fixed-Wing Aircraft To Meet The City's Needs; (4) Changes To Retrofit The Aircraft To Meet The City's Needs; (5) The Estimated On-Going Maintenance Costs Of A Fixed-Wing Aircraft Compared To The Current Cost Of Maintaining The Helicopters; (6) A Cost-Benefit Comparison Of Only Using A Retrofitted Fixed-Wing Aircraft Versus Using Both The Fixed-Wing Aircraft And Helicopters; (7) Identifying City Funding Sources For The Purchase Of A Fixed-Wing Aircraft; And (8) A Proposal To Reduce And Ultimately Stop The Use Of The Helicopters In Lieu Of The Fixed-Wing Aircraft 23-0295

Attachments: View Report

View Presentation

Legislative History

4/13/23 *Rules & Legislation Scheduled to the *Public Safety Committee

Committee

5/9/23 *Public Safety Committee Received and Filed

3 Speakers Spoke On This Item.

 ${\it The \ Committee \ Approved \ To \ Receive \ And \ File \ The \ Informational \ Report \ In}$

Committee.

3.36 Subject: OPD State COPS Grant XXVForm: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator, To Accept And Appropriate The Fiscal Year (FY) 2023 State Of California "Citizens Options For Public Safety" (State COPS Grant XXV) Allocation In The Amount Not To Exceed Six Hundred Sixty-Five Thousand Five Hundred Seventy Nine Dollars (\$665,579) To Fund Body Armor For The SWAT Team, Helicopter Maintenance, Records Division Workstations, Micro TraumaPak Kits, Medical Training Supplies And Equipment 23-0214

Attachments: View Report

View Legislation

View Supplemental Report - 5/3/2023

Legislative History

5/9/23

3/23/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee	
3/30/23	*Rules & Legislation Committee Title Change read into record	Scheduled to the *Special Public Safety Committee	
4/11/23	*Special Public Safety Continued to the *Public Safety Committee Committee The Committee approved staff recommendation, to be continued to the May 9, 2023 Public Safety Committee Meeting with the following supplemental report:		
	 Analysis on other ways to use the allocated COPS Grant funds other than Body Armor Detailed language that explains the COPS Grant, breaking down how the funds are used In the past COPS Grant how was the Funding for Human Trafficking operations used 		
4/13/23	There were 4 speakers for this item *Rules & Legislation Committee	Continued to the *Public Safety Committee	

2 Speakers Spoke On This Item

*Public Safety Committee

The Committee Approved As Amended The Recommendations Of Staff To Forward This Item, To The May 16, 2023 City Council Agenda On Consent. The Amendments include striking of Body Armor from the Title and Of The Third Whereas Clause To Read, WHEREAS, funds will be used to pay for crime lab equipment, helicopter maintenance, Records Division workstations and micro TraumaaPak kits, medical training supplies and equipment; and

Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

3.37 Subject: Adding Chapter 10.74 To The OMC Imposing Fines And Penalties

From: Councilmember Gallo

Recommendation: Adopt An Ordinance Adding Chapter 10.74 To The Oakland Municipal Code Imposing Fines And Penalties Against Organizers And Facilitators Of Sideshows 22-0830

Attachments: View Report

View Legislation

View Supplemental Report 12/1/2022

View Supplemental Report - 12/15/2022

View Supplemental Legislation - 12/15/2022

View Supplemental Legislation - 4/27//2023

Legislative History

10/13/22 *Rules & Legislation Scheduled to the *Special Public Safety

Committee Committee

A Title Change Accepted

11/14/22 *Special Public Safety Approved as Amended the Recommendation

Committee of Staff, and Forward to the * Concurrent

Meeting of the Oakland Redevelopment

Successor Agency and the City Council

The Special Public Safety Committee approved staff's recommendations to be Forward to the December 6, 2022, City Council Agenda on Non-Consent with a supplemental report that includes the following:

- 1. How will the ordinance be implemented without the use of a High-Speed chase
- 2. How do we define a promoter
- 3. How is a bystander participant defined
- 4. How will youth be engaged
- 5. What is the age rang of the participants
- 6. Will there be community service opportunities for those fined other than just monetary penalties
- 7. What percentage of Vehicles involved are stolen
- 8. Can staffing for entail gathering be done by civilians and not sworn officers
- 9. Are we pursuing additional state, federal, regional monies for traffic calming

11/17/22 *Rules & Legislation Scheduled to the * Concurrent Meeting of

Committee the Oakland Redevelopment Successor

Agency and the City Council

This item was scheduled to the December 6, 2022 City Council Agenda On Non Consent.

Meeting Agenda - SUPPLEMENTAL

12/6/22	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council A motion was made by Councilmento lack of a second.	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council aber Gallo to adopt this item, but failed due		
	A motion was made by Vice Mayor, seconded by Councilmember Reid to continue this item to the December 20, 2022, City Council Meeting. The motion passed with a vote of 5 Ayes; 3 Excused: Fife, Taylor, Thao			
12/20/22	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	* Withdrawn and Rescheduled to the *Rules & Legislation Committee		
	A motion was made by Councilmember Fife, seconded by Council President Bas to withdraw this item, and place it on the Rules And Legislation Committee Pending List, No Date Specific, and schedule to a future City Council Meeting after January 9, 2023.			
	A substitute motion was made by Councilmember Taylor, seconded by Councilmember Gallo to approve this item on introduction. The motion failed with the following vote: 3 Ayes: Gallo, Kalb, Taylor; 3 NO: Fife, Kaplan, Bas; 2 Excused: Reid, Thao			
	The initial motion to withdraw and place the item on the Rules And Legislation Committee Pending List, No Date Specific passed with the following vote: 4 Ayes: Fife, Kalb, Kaplan, Bas; 2 NO: Gallo, Taylor; 2 Excused: Reid, Thao			
4/20/23	*Rules & Legislation Committee Continued to Rules and Legislation	Continued Committee for Scheduling		
4/27/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee		
5/9/23	*Public Safety Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council		

4 Speakers Spoke On This Item

The Committee Approved The Recommendations Of Staff To Forward This Item, Specifically The Supplemental Legislation - 4/27/2023 To The May 16, 2023 City Council Agenda On Consent.

4 Review Of Draft Agendas And Review Of Pending Lists For Council Committee Meetings

23-0331

Attachments: May 16, 2023 Concurrent Meeting of the ORSA City Council

May 18, 2023 Rules And Legislation Committee Agenda

Finance And Management Committee Pending List

Public Works And Transportation Committee Pending List

Community And Economic Development Committee Pending List

Education Partnership Committee Pending List

Life Enrichment Committee Pending List

Public Safety Committee Pending List

Rules And Legislation Pending List

Draft May 23, 2023 Finance And Management Agenda

Draft May 23, 2023 Public Works And Transportation Committee Agenda

Draft May 23, 2023 Community Economic Development Agenda

<u>Draft May 23, 2023 Life Enrichment Committee Agenda</u>

Draft May 23, 2023 Public Safety Committee Agenda

Draft May 25, 2023 Rules & Legislation Committee Agenda

5 Determinations Of Closed Session

6 Subject: Housing, Residential Rent And Relocation Board

From: Office Of The Mayor

Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Marcos Escobar As An Undesignated Representative To The Housing, Residential Rent And Relocation Board

23-0319

<u>Attachments:</u> <u>View Report and Legislation</u>

Legislative History

4/20/23 *Rules & Legislation Scheduled to the *Rules & Legislation

Committee Committee

7 Subject: City Planning Commission

From: Office Of The Mayor

Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Alex Randolph, Josie Ahrens, And Natalie Sandoval As Members Of The City Planning Commission

23-0320

<u>Attachments:</u> View Report and Legislation

Legislative History

4/20/23

*Rules & Legislation Committee Scheduled to the *Rules & Legislation Committee

Open Forum

Adjournment

Americans With Disabilities Act

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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.