

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, September 19, 2023

2:00 PM

City Council Chamber, 3rd Floor

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

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

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

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/84677511593> at the noticed meeting time.
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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 BEFORE THE ITEM IS READ INTO THE RECORD. COMMENTS ON ITEMS NOT ON THE AGENDA WILL BE TAKEN DURING OPEN FORUM AT THE END OF THE MEETING.

ELECTRONIC SPEAKER CARDS/PUBLIC COMMENTS:

- eComment. To send your comment directly to Council members go to <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 meeting start time.
- 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 Submit An Electronic Speaker Card, Members Of The Public Must (1) Visit The City Of Oakland Meeting Calendar Website At: <https://oakland.legistar.com/Calendar.aspx> (2) Click the hyperlink labeled 'eComment' in the far right column of the meeting you wish to participate, (You Will Be Redirected To The Specific Meeting Webpage); And (3) Register To 'Sign In To Speak' For Each Agenda Item(s) You Wish To Speak to.

***To Be Recognized To Speak Via ZOOM, Speaker Cards Must Be Submitted and Received Before The City Clerk Reads the Item Into the Record.**

• Once You Have Submitted Your Speaker Card - Your Zoom Profile Name Will Be Acknowledged To Speak When Public Comment Is Taken. When your name is called please raise your hand in zoom (By Pressing “*9”) and Unmute Your Self By Pressing *6. You Will Be Permitted To Speak During Your Turn. Instructions On How To “Raise Your Hand” Is Available At: <https://support.zoom.us/hc/en-us/articles/205566129-raise-hand-in-webinar>.

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.

1 Call To Order

2 ROLL CALL / CITY COUNCIL

COUNCILMEMBERS: Councilmember Carroll Fife, District 3; Councilmember Noel Gallo, District 5; Councilmember Kevin Jenkins, District 6; President Pro Tempore Dan Kalb, District 1; Councilmember Rebecca Kaplan, At Large; Councilmember Janani Ramachandran, District 4; Councilmember Treva Reid, District 7; Council President Nikki Fortunato Bas, District 2

**3 ACTIONS ON SPECIAL ORDERS OF THE DAY
(Ceremonial Presentations, Reports/Presentations From The Mayor,
Council Acknowledgements/Announcements):**

- 3.1** Subject: Celebrating Oakland LGBTQ Pride 2023
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Affirming Oakland's Commitment To Queer And
Trans Liberation; Recognizing, Celebrating, And Honoring Oakland LGBTQ Pride Events
And Outstanding LGBTQ Oaklanders And Organizations; And Declaring September 2023
"Oakland LGBTQ Pride Month"
[23-0431](#)

Attachments: [View Legislation](#)
[View Supplemental Legislation - 9/12/2023](#)

Legislative History

5/25/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Ceremonial

- 3.2** Subject: Resolution Honoring Angela Robinson Piñon
From: Office Of The City Administration, Council President Fortunato Bas And
Councilmember Fife
Recommendation: Adopt A Resolution Congratulating Angela Robinson Piñon For Her
More Than 9 Years Of Exemplary Service To The City Of Oakland
[23-0622](#)

Attachments: [View Legislation](#)

Legislative History

7/20/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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As A Ceremonial

Council President Bas And Councilmember Fife were added as Co-Sponsors

- 4 APPROVAL OF THE DRAFT MINUTES FROM THE MEETINGS OF JUNE 26, 2023
AND JULY 18, 2023**
[23-0627](#)

Attachments: [View June 26, 2023 City Council Draft Minutes](#)
[View July 18, 2023 City Council Draft Minutes](#)

5 MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS

**(Requests To: Reschedule Items From Consent To Non-Consent
To The Next Council Agenda, Speak On Consent Calendar, Register Votes,
Change Order Of Items, Reconsiderations, Pull Items Held In Committee):**

6 CONSENT CALENDAR (CC) ITEMS:

- 6.1** 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
[23-0628](#)
Attachments: [View Legislation](#)
- 6.2** 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
[23-0629](#)
Attachments: [View Legislation](#)
- 6.3** Subject: Declaration Of A Local Emergency On Homelessness
From: Councilmember 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
[23-0630](#)
Attachments: [View Legislation](#)

6.4 Subject: Oakland GO Bonds, Series 2023 (Measures DD, KK, U)
From: Finance Department
Recommendation: Adopt An Ordinance Providing For The Borrowing Of Funds And The
Issuance And Sale Of General Obligation Bonds In An Amount Not To Exceed
\$165,000,000 And Approving Certain Related Matters
[23-0528](#)

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 JULY 18, 2023; 7 AYES, 1
EXCUSED JENKINS*

Legislative History

6/15/23	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
7/11/23	*Finance & Management Committee	Approved the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board

1 Speaker Spoke On This Item

*The Committee approved the recommendations of staff, and to forward this item
to the July 18, 2023 City Council Agenda On Consent.*

7/13/23	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board
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On Consent

7/18/23	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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- 6.5** Subject: Long Term License Agreement And State Grant For Peralta Hacienda Activities
From: Parks, Recreation And Youth Development
Recommendation: Adopt An Ordinance (1) Authorizing The City Administrator To Negotiate And Execute A License Agreement With The Friends Of Peralta Hacienda Historical Park To Provide Programming At The Peralta House, Adjacent Community Family Gardens, Storage Building, And Center For History And Community, For A 5-Year Term With Two 5-Year Options At A Rate Of One Dollar (\$1.00) Per Year; (2) Making Findings That The License For Below Market Rate Is In The Best Interest Of The City; And (3) Making Appropriate California Environmental Quality Act(CEQA) Findings
[23-0519](#)

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 JULY 18, 2023; 7 AYES, 1 EXCUSED JENKINS

Legislative History

6/15/23	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
7/11/23	*Life Enrichment Committee	Approved the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board
7/13/23	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board
	<i>On Consent</i>	
7/18/23	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

6.6 Subject: Ordinance Amending The Duties Of The Library Advisory Commission
From: Oakland Public Library
Recommendation: Adopt An Ordinance Amending And Reenacting Ordinance No. 8064
C.M.S., As Amended By Ordinance Nos. 11730 C.M.S., 12879 C.M.S., 13174 C.M.S.
And 13560 C.M.S., To Change The Name Of The Library Advisory Commission To The
Library Commission, Modify Quorum Requirements, And Amend The Duties To Include
Oversight Of The 2022 Library Funding Parcel Tax
[23-0573](#)

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 JULY 18, 2023; 7 AYES, 1
EXCUSED JENKINS*

Legislative History

6/29/23	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
7/11/23	*Life Enrichment Committee	Approved the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board
		<i>There was 1 speaker on this item.</i>
7/13/23	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board
		<i>On Consent</i>
7/18/23	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 6.7 Subject: Salary Ordinance Amendment For Mayor
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Increase The Salary Of The Mayor
[23-0574](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Legislation - 7/13/2023](#)

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

INTRODUCTION (First Reading) WAS PASSED ON JULY 18, 2023; 6 AYES, 2 NO GALLO, REID

Legislative History

6/29/23	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
7/11/23	*Finance & Management Committee	Approved as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board

2 Speakers Spoke On This Item

The Committee approved the recommendations of staff as amended, and to forward this item to the July 18, 2023 City Council Agenda On Consent. The Committee approved to forward with the following amendments:

Of the legislation on page 1, adding the 3rd Whereas Clause to read, Whereas, Oakland City Charter Section 300 states the salary level for the Mayor shall be set by the Council, which shall be not less than 70% nor more 90% of the average salaries of City Managers/Chief Executive Officers of California cities within the three immediate higher and the three immediate lower cities in population to Oakland. The Mayor's salary shall be reviewed by the City Council in odd numbers years and may be adjusted by the Council as provided for herein."

Of the Notice And Digest, adding the description to read, This ordinance authorizes changes to the City's Classification Plan as shown in the City's Salary Schedule to amend the salary rate of The Mayor. The pay rate for the Mayor is being raised to equitably align with organizational and reporting structures in the City.

7/13/23	*Rules & Legislation Committee	Scheduled to the Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board
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On Non-Consent

7/18/23 Special Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board
Approved As Amended On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
18 Speakers Spoke On This Item

Councilmember Fife made a motion, seconded by Councilmember Jenkins to adopt the item as amended by increasing the Mayor's salary by the lowest possible amount set by our Charter, which is 70% of the average salaries, which amounts to \$18,016.87 monthly and \$216,202.43 annually (an annual increase of \$13,202.49). The motion passed by the following vote: 6 Aye: Fife, Jenkins, Kalb, Kaplan, Ramachandran, Fortunato Bas; 2 NO: Gallo And Reid

A substitute scheduling motion was made by Councilmember Ramachandran, seconded by Councilmember Reid to direct the City Administrator to return to Council in a timely manner with proposed legislation to amend the Charter - the mayor's salary ordinance, by Ballot Measure in 2024, leaving the option open to which body should be directed to review the increase rather than the direction specifically authorizing the Public Ethics Commission to review and determine. The motion failed by the following vote: 6 NO: Fife, Gallo, Jenkins, Kalb, Kaplan, Bas; 2 Aye: Ramachandran And Reid

Councilmember Fife made a scheduling motion directing the City Administrator to return to Council in a timely manner with proposed legislation to amend the City Charter in November of 2024 to move the responsibility for setting the Mayor's salary from the City Council to the independent Public Ethics Commission, as is now the case for other elected officials, including the City Attorney, City Auditor and Councilmembers. The motion passed by the following vote: 6 Aye: Fife, Jenkins, Kalb, Kaplan, Reid And Fortunato Bas; 2 NO: Gallo And Ramachandran

6.8 Subject: Budget Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Armand Bryan And John Mckenna To The Budget Advisory Commission
[23-0676](#)

Attachments: [View Report And Legislation](#)

6.9 Subject: Business Tax Board Of Review
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Nick Peraino To The Business Tax Board Of Review
[23-0677](#)

Attachments: [View Report And Legislation](#)

- 6.10** Subject: Cannabis Regulatory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Reappointment Of Hellen Harvey, Javier Armas, And Chaney Turner, And The Appointment Of Yulie Padmore And Tariq Ikharo, As Members Of The Cannabis Regulatory Commission
[23-0678](#)
Attachments: [View Report And Legislation](#)
- 6.11** Subject: Library Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Gabrielle Sloan-Law And Reappointment Of Cristina Tostado To The Library Advisory Commission
[23-0679](#)
Attachments: [View Report And Legislation](#)
- 6.12** Subject: Commission On Persons With Disabilities
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Cathy Eberhardt And Appointment Of Linda St. Julian And Mohamad Anwar Baroudi To The Commission On Persons With Disabilities
[23-0680](#)
Attachments: [View Report And Legislation](#)
- 6.13** Subject: Taxation And Assessment Board Of Review
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Nick Peraino To The Oakland Taxation And Assessment Board Of Review
[23-0681](#)
Attachments: [View Report And Legislation](#)
- 6.14** Subject: Youth Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Darby Hatfield, And Appointments Of Calupe Kaufusi, Ana Xu Li, Areli Chavez, Anohki Mehta, Katie Liang, Steve Nguyen, Amber Johnson, Michelle Wong, Haniel Kebede, And Olivia Richardson Feldman As Members Of The Oakland Youth Commission
[23-0682](#)
Attachments: [View Report And Legislation](#)

- 6.15** Subject: Armando Foster V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Armando Foster V. City Of Oakland, Stak Zahourek, And Does 1 - 50, Alameda County Superior Court Case No. 21cv004024, City Attorney's File No. 33710, In The Amount Of One Hundred Ninety Thousand Dollars And Zero Cents (\$190,000.00) (Oakland Police Department - Auto Accident)
[23-0656](#)

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

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

- 6.16** Subject: Elizabeth Youhn V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise, And Settle The Case Of Elizabeth Youhn V. City Of Oakland, Athol, LLC., And Does 1 Through 20 Inclusive, Alameda County Superior Court Case No. Rg21094482, City Attorney File No. 34268, In The Amount Of One Hundred And Fifty Thousand Dollars And No Cents (\$150,000) (Department Of Transportation - Dangerous Condition)
[23-0657](#)

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

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

- 6.17** Subject: Marilyn Risi V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Marilyn Risi V. City Of Oakland, Heart And Dagger LLC, Heart And Dagger Saloon, And Does 1 To 10, Alameda County Superior Court Case No. Rg21102752, City Attorney's File No. 34446, In The Amount Of Thirty-Five Thousand Dollars And Zero Cents (\$35,000.00) (Department Of Transportation - Dangerous Condition Of Public Property)
[23-0658](#)

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

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

6.18 Subject: Marjorie Hall V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Marjorie Hall V. City Of Oakland And Does 1 Through 20, Inclusive, Alameda County Superior Court Case No. Rg21108908, City Attorney's File No. 34452, In The Amount Of Forty-Five Thousand Dollars And Zero Cents (\$45,000.00) (Oakland Fire Department - Motor Vehicle Accident)
[23-0659](#)

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

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

6.19 Subject: Rebecca Bauen V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Rebecca Bauen V. City Of Oakland, And Does 1-100, Alameda County Superior Court Case No. 22CV005847, City Attorney File No. 34262, In The Amount Of Six Hundred Thousand Dollars And Zero Cents (\$600,000.00) (Department Of Transportation - Dangerous Condition Of Public Property)
[23-0660](#)

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

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

6.20 Subject: Reparations Task Force Final Report Recommendations
From: Councilmember Fife
Recommendation: Adopt A Resolution In Support Of The Recommendations Identified In The Final Report From The California Task Force To Study And Develop Reparation Proposals For African Americans; And Declaring Council's Intent To Implement Those Recommendations Which Potentially And Substantially Improve Conditions For Black Oaklanders And To Advocate For The Statewide And Federal Implementation Of The Reforms Presented In The Final Report
[23-0673](#)

Attachments: [View Legislation](#)

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

- 6.21** Subject: 2023 Direct Community Grant Awards
From: Finance Department
Recommendation: Adopt A Resolution Awarding Grant Agreements To The 2023 Direct Community Grant Recipients For A Total Amount Not To Exceed Seven Hundred And Fifty Thousand Dollars (\$750,000) For Fiscal Year 2023-2024
[23-0634](#)

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

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

- 6.22** Subject: Resolution Accepting The Police Commission Selection Panel's Slate Of Two Police Commissioners
From: City Administrator's Office
Recommendation: Adopt A Resolution Accepting The Police Commission Selection Panel's Slate Of Two Commissioners, Karely Ordaz And Wilson Riles, To Serve On The Oakland Police Commission
[23-0670](#)

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

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

- 6.23** Subject: CIP Portfolio PMWEB Contract Amendment - Extension Date Correction
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: Amend Resolution No. 89649 C.M.S. To Correct The Start Date Of The Extended PMWEB Contract Term To October 1, 2023, Instead Of December 31, 2023, For Support Services, Functionality, Licenses, Training, And Enhancements For The PMWEB Application Through December 31, 2028
[23-0671](#)

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

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

6.24 Subject: OPD Byrne Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate The Fiscal Year (FY) 2023-2025 Byrne Discretionary Community Project Funding/Byrne Discretionary Grants Program Allocation In The Amount Of Six Hundred Forty-Six Thousand Dollars (\$646,000) To Fund The Oakland Police Department's Procedural Justice/Community Police Trust Project
[23-0672](#)

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

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

6.25 Subject: OPD STEP Grant Report
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Grant Funds In The Amount Of Five Hundred And Two Thousand Six Hundred Dollars (\$502, 600) From The State Of California's Office Of Traffic Safety (OTS) Selective Traffic Enforcement Program (STEP) For The Fiscal Year 2023-2024, To Be Administered By The Oakland Police Department (OPD), And Authorizing The General Purpose Services Fund To Contribute Eighty-Two Thousand Seven Hundred Seventy-Eight Dollars (\$82,778) To Cover Related Central Services Overhead Charges
[23-0635](#)

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

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

6.26 Subject: OPD DNA Backlog Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution (1) Authorizing The City Administrator To Accept And Appropriate Grant Funds In An Amount Not To Exceed Three Hundred Thirty-One Thousand Three Hundred Eighty-Seven Dollars (\$331,387) From The U.S. Department Of Justice, Office Of Justice Programs, Bureau Of Justice Assistance For Implementation Of The FY (Fiscal Year) 2023 DNA Capacity Enhancement For Backlog Reduction (CEBR) Program For The Oakland Police Department (OPD); And

(2) Waiving The City's Advertising And Competitive Bidding Requirements For And Authorizing The Purchases Of The Following DNA Typing Supplies And Equipment: (A) Qiagen For Sixty-Three Thousand Two Hundred Dollars (\$63,200), (B) Promega For One Hundred Thirty-Three Thousand Four Hundred Seventy-Four Dollars (\$133,474), (C) Thermo Fisher Scientific/Life Technologies For Thirty-Eight Thousand Two Hundred Eighteen Dollars (\$38,218), (D) NicheVision For Thirty-One Thousand Five Hundred Ninety-Three Dollars (\$31,593), And (E) Hamilton Or Promega For Fifty-Five Thousand Dollars (\$55,000)

[23-0612](#)

Attachments: [View Report](#)

[View Legislation](#)

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

Legislative History

7/13/23 *Rules & Legislation Scheduled to the *Public Safety Committee
Committee

7/20/23 *Rules & Legislation Scheduled to the *Public Safety Committee
Committee

A Title Change Was Accepted

6.27 Subject: OPD MOU With FBI For Combined DNA Index System (CODIS)
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator On Behalf Of The City Of Oakland (City) To Allow The Oakland Police Department (OPD) To Enter Into A Memorandum Of Understanding (MOU) With The Federal Bureau Of Investigation (FBI) Laboratory Division For The Continued Use Of CODIS And Its Administration Within The State Of California

[23-0619](#)

Attachments: [View Report](#)

[View Attachment A](#)

[View Legislation](#)

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

Legislative History

7/20/23

*Rules & Legislation
Committee

Scheduled to the *Public Safety Committee

6.28 Subject: Oakland GO Bonds, Series 2023 Measure KK And U Sale And Projects
From: Finance Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Identifying Projects Authorized For Funding With Proceeds Of City Of Oakland General Obligation Bonds (Measure KK), Series 2023d (Tax-Exempt) Issued Pursuant To The 2016 Infrastructure Bond Ordinance (Measure KK), And City Of Oakland General Obligation Bonds (Measure U), Series 2023A-1 (Tax-Exempt) And Series 2023A-2 (Taxable) (Social Bonds) Issued Pursuant To The 2022 Affordable Housing And Infrastructure Bond Ordinance (Measure U), And Allocating Bond Proceeds For The Identified Projects; And

[23-0663](#)

Attachments:

[View Report](#)

[View Attachment A](#)

[View Attachment B](#)

[View Attachment C](#)

[View Legislation](#)

Legislative History

9/12/23

*Finance & Management
Committee

Approved the Recommendation of Staff, and 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 to Forward This Item to the September 19, 2023 City Council Agenda On Consent

9/14/23

*Rules & Legislation
Committee

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

On Consent

2) A Resolution Approving The Issuance And Sale Of One Or More Series Of City Of Oakland General Obligation Bonds (Measure KK And/Or Measure U) In An Aggregate Principal Amount Not To Exceed \$165,000,000; Approving The Terms Of Sale Of Said Bonds; Approving The Form Of And Authorizing The Execution And Delivery Of A Fiscal Agent Agreement, Continuing Disclosure Certificate And Bond Purchase Agreement; Approving The Form Of And Authorizing The Distribution Of A Preliminary Official Statement And Authorizing The Execution And Delivery Of An Official Statement; And Authorizing Necessary Actions Related Thereto

[23-0664](#)

Attachments:

[View Report](#)

[View Attachment A](#)

[View Attachment B](#)

[View Attachment C](#)

[View Legislation](#)

Legislative History

9/12/23	*Finance & Management Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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1 Speaker Spoke On This Item

The Committee Approved the Recommendations of Staff and to Forward This Item to the September 19, 2023 City Council Agenda On Consent

9/14/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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On Consent

6.29 Subject: Contract Authorization: On-Call Sewer Cleaning, Televising, And Repair
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding Two Construction Contracts In An Amount Not To Exceed Two Million Dollars (\$2,000,000) Per Contract For The Three-Year Period From FY 2023-24 To Fy 2025-26 To: (1) National Plant In Accordance With Plans And Specifications For On-Call Sewer Cleaning And Televising And (2) Pipe And Plant Solutions, Inc. In Accordance With Plans And Specifications For On-Call Sewer Cleaning, Televising, And Repair, Each For A Total Contract Amount Not To Exceed Four Million Dollars (\$4,000,000) For A Term Of Three Years, With Three, One-Year Options To Extend Each Of The Aforementioned Construction Contracts At The Same Annual Contract Amount Of Two Million Dollars; And (3) Adopting Appropriate California Environmental Quality Act Findings.

[23-0653](#)

Attachments:

[View Report](#)

[View Resolution](#)

[Attachment A Summary of Qualifications](#)

[Attachment B Contract Compliance Evaluations DWES](#)

[Attachment C Contractor Compliance Evaluation](#)

Legislative History

9/12/23	* Public Works And Transportation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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There were 2 speakers on this item.

The Committee Approved The Recommendations Of Staff and To Forward This Item To The September 19, 2023 City Council Agenda On Consent

9/14/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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On Consent

6.30 Subject: OMSS LDDA Extension Amendment
From: Economic And Workforce Development Department
Recommendation: Adopt The Following Pieces Of Legislation:
(1) An Ordinance Authorizing The City Administrator To Negotiate And Execute A Third Amendment To The Lease Disposition And Development Agreement Between The City Of Oakland And OMSS, LLC, For Development Of An Ancillary Maritime Support Facility For Truck Parking And Related Services At 11 Burma Road And 2307 Wake Avenue, To Extend The Outside Closing Date By One Year With An Extension Payment Of \$50,000; And (2) Adopting California Environmental Quality Act Findings; And [23-0575](#)

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

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON OCTOBER 3, 2023.

Legislative History

6/29/23	*Rules & Legislation Committee <i>Approved to be scheduled to the September 12, 2023 Community And Economic Development Committee Agenda</i>	Scheduled to the *Community & Economic Development Committee
9/12/23	*Community & Economic Development Committee <i>4 Speakers Spoke On This Item</i> <i>The Committee Approved The Recommendations Of Staff and To Forward This Item To The September 19, 2023 City Council Agenda On Consent</i>	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
9/14/23	*Rules & Legislation Committee <i>On Consent</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

2) An Ordinance Authorizing The City Administrator To Negotiate And Execute A First Amendment To The Triple Net Lease Dated April 8, 2016, Between The City Of Oakland And Oaklandmaritime Support Services, Inc., Of 10 Burma Road For Truck Parking And Other Specified Uses To Extend The Term For One Year With Additional Rent In The Amount Of \$7,500 Per Month Commencing On The Fourth Month Of The Extension; And Adopting California Environmental Quality Act Findings
[23-0665](#)

Attachments: [View Legislation](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON OCTOBER 3, 2023.

Legislative History

9/12/23	*Community & Economic Development Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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4 Speakers Spoke On This Item

The Committee Approved The Recommendations Of Staff and To Forward This Item To The September 19, 2023 City Council Agenda On Consent

9/14/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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6.31 Subject: Contract For Tenant Representation At RAP Proceedings
From: Housing And Community Development
Recommendation: Adopt A Resolution Authorizing A Contract With Centro Legal De La Raza For Provision Of Representation Services To Low- And Moderate-Income Tenants At Rent Adjustment Program Petition Proceedings And Housing, Residential Rent And Relocation Board Appeal Proceedings In The Amount Of \$250,000 From October 1, 2023, Through September 24, 2024, Renewable At The City Administrator's Option For One Additional One-Year Term Not To Exceed \$250,000
[23-0654](#)

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

Legislative History

9/12/23 *Community & Economic Development Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

0 Speakers Spoke On This Item

The Committee Approved The Recommendations Of Staff and To Forward The Item To The September 19, 2023 City Council Agenda On Consent

9/14/23 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

On Consent

6.32 Subject: Exclusive Negotiating Agreement With Oakland Pro Soccer LLC For The Malibu Property
From: Economic Workforce Development Department
Recommendation: Adopt A Resolution (1) Declaring A Proposed Temporary Outdoor Soccer Venue And Ancillary Support Spaces (Temporary Project) As Exempt From The State Surplus Land Act, Meeting Criteria Under Guidelines Section 102(H); (2) Authorizing The City Administrator To Enter Into An Exclusive Negotiation Agreement (ENA) With Oakland Pro Soccer LLC And Alameda County For The Potential Lease For The Proposed Temporary Project On The Malibu Property Located At 8000 South Coliseum Way, Which Is Co-Owned With The County, For A Term Of Six Months With Two Six-Month Administrative Extensions And Payment Of Nonrefundable ENA Payments Of \$25,000 And Extension Payments Of \$25,000 To Each Of The City And The County; And (3) Adopting California Environmental Quality Act Findings;
[23-0655](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

9/12/23 *Community & Economic Development Committee Approved the Recommendation of Staff, and 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 To Forward This Item to the September 19, 2023 City Council Agenda On Consent

9/14/23 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

On Consent

6.33 Subject: Shelter Crisis Ordinance
From: Human Services Department
Recommendation: Adopt An Emergency Ordinance:

(1) Declaring A Shelter Crisis In The City Of Oakland Pursuant To California Government Code Section 8698 And Making Findings That A Significant Number Of Persons Are Without The Ability To Obtain Shelter, And That The Situation Has Resulted In A Threat To The Health And Safety Of Those Persons;

(2) For The Duration Of The Shelter Crisis, Authorizing The City Administrator To:

(A) Suspend Provisions Of State Or Local Regulatory Statutes, Regulations, And Ordinances Prescribing Standards Or Procedures Relating To Housing, Health, Or Safety For Shelter Facilities;

(B) Enter Into Below Market Leases Or Licenses With Homeless Service Providers On Land Owned Or Leased By The City For The Purpose Of Providing Emergency Shelter Or Transitional Housing,

(C) Renew Existing Professional Services And/Or Grant Agreements With Homeless Service Providers In Amounts Not To Exceed \$250,000 Above Previous Year, If Providers Meet Performance Outcomes In Previous Year;

(3) Accepting And Appropriating Funds For Emergency Shelter Or Transitional Housing From: (A) United States Department Of Housing And Urban Development (Hud), Alameda County, And Oakland Housing Authority (OHA) Up To \$20,000,000 For Fiscal Years 24/25 And 25/26; And (B) California Department Of Housing And Community Development (HCD) Homeless Housing, Assistance And Prevention (HHAP) And Encampment Resolution Funding (ERF) Up To \$65,000,000 For Fiscal Years 24/25 And 25/26;

(4) And Making California Environmental Quality Act Exemption Findings

[TITLE CHANGE]

[23-0669](#)

Attachments: [View Report](#)
[View Attachment A](#)
[View Legislation](#)
[View Supplemental Legislation - 9/14/2023](#)

(PURSUANT TO CITY CHARTER SECTION 213 (EMERGENCY ORDINANCE) THIS ITEM MAY BE INTRODUCED AND ADOPTED AT THE SAME MEETING, REQUIRING 6 VOTES, UPON PASSAGE ORDINANCE WILL BE DEEMED APPROVED)

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added to this agenda.

Legislative History

9/12/23 *Life Enrichment Committee Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Life Enrichment Committee approved to forward the ordinance to the September 19, 2023 City Council Agenda On Consent With the following amendments to the legislation:

An Emergency Ordinance:

Section 3(A) United States Department of Housing and Urban Development (HUD), Alameda County, and Oakland Housing Authority (OHA) up to 20,000,000 for fiscal years 24-25 and 25-26;

Section 3(B) California Department of Housing and Community Development (HCD) Homeless Housing; Assistance and Prevention (HHAP) and encampment resolution funding (ERF) up to \$65,000,000

In the 13th WHEREAS clause striking Resolution No. 88717 C.M.S.,

SECTION 9 had the following amendment:

The City Council hereby accepts and appropriates funds from HUD, Alameda County, and OHA and for emergency shelter and/or transitional housing, at the times awarded and in the amounts awarded not to exceed \$20,000,000 total for Fiscal Years 24/25 and 25/26 combined, and authorizes the City Administrator to (a) enter into agreements for receipt of said funds, (b) shift amounts between funding sources as necessary to achieve the purpose of this Ordinance, and (c) adjust the appropriation in the City's financial system to reflect the actual amounts awarded; and

SECTION 10 had the following amendment:

The City Council: hereby accepts and appropriates funds from State HCD for emergency shelter and/or transitional housing, at the times awarded and in the amounts awarded not to exceed \$65,000,000 total for Fiscal Years 24/25 and 25/26 combined, and authorizes the City Administrator to (a) enter into agreements for receipt of said funds and ((b) adjust the appropriation in the City's financial system to reflect the actual amounts awarded; and

9/14/23 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

On Consent

6.34 Subject: OPD Federal Task Force Annual Reports
From: Oakland Police Department
Recommendation: Receive An Informational Report Of Oakland Police Department's
Federal Law Enforcement Agency Task Force Annual Reports
[23-0116](#)

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

Legislative History

4/13/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
5/25/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
6/29/23	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
9/12/23	*Public Safety Committee	Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

1 Speaker Spoke On This Item

*The Committee Approved To Receive And Forward This Informational Report
To The September 19, 2023 City Council Agenda On Consent*

9/14/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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On Consent

6.35 Subject: DVP FY23-25 Grant Agreements
From: Department Of Violence Prevention
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute Grant Agreements With Twenty-Four Non-Profit Organizations And Public Agencies To Provide Violence Prevention And Intervention Services For The Period Of October 1, 2023, To June 30, 2025, In A Total Amount Not To Exceed Twenty-Eight Million Eighty-Seven Thousand Five Hundred Dollars (\$28,087,500), With The Ability To Extend Agreements For An Additional Three Months In Amount Not To Exceed Four Million Eight Hundred Sixteen Thousand Four Hundred Eighty Dollars (\$4,816,480) Contingent On Available Funds
[23-0636](#)

Attachments: [View Report And Attachments A And B](#)
[View Legislation](#)
[View Report From SSOC](#)
[View Supplemental Report - 9/7/2023](#)
[View Supplemental Legislation - 9/7/2023](#)
[View Supplemental Presentation - 9/7/2023](#)

Legislative History

9/12/23 *Public Safety Committee Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

50 Speakers Spoke On This Item

The Committee Approved The Recommendations Of Staff And To Forward This Item To The September 19, 2023 City Council Agenda On Consent, And With Request To The Rules & Legislation Committee To Expedite The Scheduling Of An Additional Item to Fund Employment Programs.

9/14/23 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

On Consent

7 ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION AND DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS

[23-0624](#)

Attachments: [July 20, 2023 Closed Session Report of Final Action - Armando Foster v. City O](#)
[July 20, 2023 Closed Session Report of Final Action - Elizabeth Youhn v. City o](#)
[July 20, 2023 Closed Session Report of Final Action - Marjorie Hall v. City of Oa](#)
[July 20, 2023 Closed Session Report of Final Action - Rebecca Bauen v. City of](#)

**ACTION ON THE NON-CONSENT CALENDAR PORTION OF THE AGENDA WILL
COMMENCE AT 5:00 P.M., OR AS SOON THEREAFTER AS REASONABLY
PRACTICABLE:**

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

- 8.1** Subject: Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And Services)
From: Economic And Workforce Development Department
Recommendation: Conduct A Public Hearing And Upon Conclusion, Adopt The Following Pieces Of Legislation, And Take The Following Action:

1) A Resolution Authorizing The Formation Of The City Of Oakland Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And Services) To Finance Public Improvements And Public Services For The Brooklyn Basin Project And Related Documents And Actions; And Adopting Appropriate Findings Under The California Environmental Quality Act; And

[23-0607](#)

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

[View Legislation](#)

Legislative History

7/13/23 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Pursuant to Rule 24, a statement was made on record as to the item bypassing committee.

As A Public Hearing

2) A Resolution Determining The Necessity To Incur Bonded And Other Indebtedness For The City Of Oakland Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And Services); And Adopting Appropriate Findings Under The California Environmental Quality Act; And

[23-0608](#)

Attachments: [View Legislation](#)

Legislative History

7/13/23 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Pursuant to Rule 24, a statement was made on record as to the item bypassing committee.

As A Public Hearing

3) A Resolution Calling A Special Election For City Of Oakland Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And Services); And Adopting Appropriate Findings Under The California Environmental Quality Act; And

4) Conduct A Special Landowner Election; And
[23-0609](#)

Attachments: [View Legislation](#)

Legislative History

7/13/23 *Rules & Legislation Scheduled to the * Concurrent Meeting of
Committee the Oakland Redevelopment Successor
Agency and the City Council
*Pursuant to Rule 24, a statement was made on record as to the item bypassing
committee.*

As A Public Hearing

5) A Resolution Determining Results Of The Special Election For City Of Oakland Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And Services); And Adopting Appropriate Findings Under The California Environmental Quality Act; And
[23-0610](#)

Attachments: [View Legislation](#)

Legislative History

7/13/23 *Rules & Legislation Scheduled to the * Concurrent Meeting of
Committee the Oakland Redevelopment Successor
Agency and the City Council
*Pursuant to Rule 24, a statement was made on record as to the item bypassing
committee.*

As A Public Hearing

6) An Ordinance Authorizing Levying Special Taxes Within The City Of Oakland Community Facilities District No. 2023-1 (Brooklyn Basin Facilities And Services); And Adopting Appropriate Findings Under The California Environmental Quality Act
[23-0611](#)

Attachments: [View Legislation](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON OCTOBER 3, 2023

Legislative History

7/13/23

*Rules & Legislation
Committee

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

*Pursuant to Rule 24, a statement was made on record as to the item bypassing
committee.*

As A Public Hearing

8.2 Subject: Oakland 2045 General Plan Update: Certification Of The Final Environmental Impact Report For Phase 1 Of The City Of Oakland 2045 General Plan Update And Adoption Of The Safety And, Environmental Justice Elements And The Planning Code Text And Map Amendments
From: Planning And Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) A Resolution (A) Certifying The Environmental Impact Report For Phase 1 Of The City Of Oakland 2045 General Plan Update And Making Related California Environmental Quality Act Findings; And (B) Adopting An Amendment To The Safety Element Of The City Of Oakland General Plan; And (C) Adopting The Environmental Justice Element As A New Element Of The City Of Oakland General Plan; And (D) Adopting Conforming Amendments To The Land Use And Transportation Element Of The City Of Oakland General Plan, Including General Plan Map Amendments, As Part Of Implementation Of The Recently Adopted 2023-2031 Housing Element; And [23-0535](#)

Attachments:

[View Report](#)

[View Attachment A - Planning Commission Staff Report](#)

[View Attachment B - CEQA Findings Exhibit](#)

[View Attachment C - MMRP_Oakland Phase I 2045 GPU FEIR_July 2023](#)

[View Attachment D - Board of Forestry & Fire Protection Com on City Safety Ele](#)

[View Attachment E - Final Oakland EJ & Safety and Housing Element Memo](#)

[View Attachment F - State HCD follow up, and HE actions credited for complian](#)

[View Attachment G - Letters from BTCA](#)

[View Resolution - GPU Phase 1](#)

[View Resolution Exhibit A - Safety Element Public Hearing Draft](#)

[View Resolution Exhibit B - EJ Element Public Hearing Draft and Appendices](#)

[View Resolution Exhibit C - Phase 1 LUTE Text Amendments](#)

[View Resolution Exhibit D - General Plan Land Use Map Amendments](#)

[View Supplemental Powerpoint - 9/7/2023](#)

[View Supplemental Attachment D - 9/7/2023](#)

[View Supplemental Presentation - 9/14/2023](#)

[View Supplemental Exhibit, Comment Letter From The Confederated Villages o](#)

Legislative History

6/22/23

*Rules & Legislation
Committee

Scheduled to the *Community & Economic
Development Committee

9/12/23	*Community & Economic Development Committee	Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>12 Speakers Spoke On This Item</i>	
	<i>As A Public Hearing</i>	
9/14/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>As a Public Hearing</i>	

2) An Ordinance, As Recommended By The City Planning Commission, To Amend The Oakland Planning Code To:

(A) Incorporate Changes To Residential And Commercial Zones And Make Related Text Amendments And Amend The Zoning And Height Maps To Include The Updates To The Residential And Commercial Zones; And

(B) Create A New S-13 Affordable Housing Combining Zone; And

(C) Create A New S-14 Housing Sites Combining Zone; And

(D) Amend Conditional Use Permit Requirements For Housing And Business Mix (HBX) Commercial Zones, Commercial Industrial Mix (CIX), General Industrial (IG), And Industrial Office (IO) Zones; And

(E) Amend Expiration Timelines For Nonconforming Uses And Cup Termination Timelines For Truck-Intensive Uses;

(F) Adopt Amendments To Facilitate The Production Of Special Housing Types Such As Rooming Units, Efficiency Units, Employee Housing, Residential Care Facilities, Transitional And Supportive Housing, Low Barrier Navigation Centers, And Emergency Shelters;

(G) Adopt Various Amendments Which Codify Administrative Practices, Update References, Clarify Language, And Other Conforming Changes; And

(H) Adopt Appropriate California Environmental Quality Act Findings
[23-0536](#)

- Attachments:**
- [View Legislation](#)
 - [View Exhibit A](#)
 - [View Exhibit B](#)
 - [View Exhibit C](#)
 - [View Exhibit D](#)
 - [View Exhibit E](#)
 - [View Exhibit F](#)
 - [View Exhibit G](#)
 - [View Exhibit H](#)
 - [View Exhibit I](#)
 - [View Exhibit J](#)
 - [View Exhibit K](#)
 - [View Exhibit L](#)
 - [View Exhibit M](#)
 - [View Exhibit N](#)
 - [View Exhibit P](#)
 - [View Supplemental Exhibit E - 9/14/2023](#)
 - [View Supplemental Exhibit I - 9/14/2023](#)

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

FINAL PASSAGE (Second Reading) WILL OCCUR ON OCTOBER 3, 2023

Legislative History

6/22/23	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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9/12/23	*Community & Economic Development Committee	Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>The Committee approved the Recommendations of staff as amended and forward to the September 19, 2023 City Council Agenda As A Public Hearing. The Item was approved to be forwarded with the following amendments and directives:</i> <i>Of Exhibit E, On Page 4 Chapter 17.09 Definitions, Section 17.09.040 Definitions "By Right Residential Approval." striking subparagraph D. The City shall not impose any notice requirements on the project., Adding subparagraph D. to read Prior to submitting an application for By Right Residential Approval, the applicant shall give notice of intention to apply for By Right Residential Approval by mail or delivery to all owners and occupants of real property in the city within three hundred (300) feet of the property involved, using language provided by the Planning Bureau.</i> <i>Of Exhibit I, On Page 12 of Height Map 2.4, of 'Rockeridge BART Station' amending the area to reflect n/a to 100; 35 to 100; n/a 100; And</i> <i>On Page 14 of Height Map 2.6, on 'Clairemont Avenue' amending the North area to reflect 45 to 65; And n/a to 65; Of the Southern Area to reflect 45 to 65; And n/a to 65; And</i> <i>On Page 15 of Height Map 2.6, on 'Telegraph Avenue' amending the area to reflect 45 to 65; And n/a to 65; And</i> <i>With Directives, For Developments Of 100 Residential Units Or Over 100,000 Sq/Ft Of Industrial/Commercial, A Developer Would Be Required To Report Workforce Related Community Benefits That Would Include 1) The Percent Of The Local Construction Workforce Employed On The Project, 2) The Number Of Apprentices Per Trade Employed On The Project, And 3) Which Trades Were Paid Area Standard Wages And The Percent Of The Construction Workforce That Received Health Benefits".4 Reporting On Demographics Of The Workforce And The Utilization Of Small And Disadvantaged Local Contractors</i>
9/14/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>As a Public Hearing</i>

- 8.3** Subject: Appeal Of The Head Royce School Planned Unit Development Project
From: Planning And Building Department
Recommendation: Conduct A Public Hearing, And Upon Conclusion, Adopt One Of The Following Three Options:
1) A Resolution Denying The Appeal By The Neighborhood Steering Committee And Thus Upholding The Planning Commission's Approval Of (A) Certification Of The Head Royce School Planned Unit Development (PUD) Permit Environmental Impact Report (EIR) Pursuant To The California Environmental Quality Act (CEQA), And (B) The PUD Permit , Final Development Permit (FDP) Phase I-II, Conditional Use Permit (CUP), Design Review, And Amended Conditions For The Expansion Of The Existing Head Royce School Campus To The Former Lincoln Children's Center Site At 4368 Lincoln Avenue To Create A Unified, 22-Acre K-12 School And To Increase The Enrollment To Twelve Hundred And Fifty (1,250) Students Located At 4315 Lincoln Avenue, Oakland CA; Or [23-0666](#)

Attachments: [View Report](#)
[View Attachment A1](#)
[View Attachment A2](#)
[View Attachment B](#)
[View Attachment C](#)
[View Attachment D](#)
[View Legislation](#)

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

Provided The City Council Can Make The Appropriate Findings, Either:

- 2) A Motion To Direct Staff To Prepare A Resolution For Future City Council Consideration To Deny The Appeal With Additional Conditions; Or [23-0667](#)

Attachments: [View Report](#)
[View Attachment A1](#)
[View Attachment A2](#)
[View Attachment B](#)
[View Attachment C](#)
[View Attachment D](#)
[View Legislation](#)

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

3) A Motion To Direct The City Administrator Or Designee To Prepare A Resolution For Future City Council Consideration To Uphold The Appeal
[23-0668](#)

Attachments: [View Report](#)
[View Attachment A1](#)
[View Attachment A2](#)
[View Attachment B](#)
[View Attachment C](#)
[View Attachment D](#)
[View Legislation](#)

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

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

9 Subject: Resolution Prioritizing Public Safety
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution Prioritizing Public Safety And Directing The City Administrator To Take Specified Actions To Improve The City Of Oakland's Response To Crime, Including Evaluating Options For Increasing Staffing And Retention For 911 Dispatchers And Police Officers, Increasing Support From Local, State, And Federal Agencies, Expanding The City's Violence Prevention/Intervention Efforts, And Creating A Grant Program For The City To Fund The Purchase Of Security Cameras For Local Businesses
[23-0674](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Report - 9/14/2023](#)
[View Supplemental Legislation - 9/14/2023](#)

Pursuant to Rule 28 of Resolution 89588 C.M.S., this item was added this agenda.

- 10** Subject: DVP Employment Grants
From: Department Of Violence Prevention
Recommendation: Adopt A Resolution (1) Awarding Grants To Non-Profit Organizations To Provide Employment Services For The Period Of October 1, 2023, To December 31, 2024, In A Total Amount Not To Exceed Two Million Two Hundred Fifty Thousand Dollars (\$2,250,000); And (2) Amending An Existing Grant With Center For Employment Opportunities For Employment Services To Extend The End Date From June 30, 2024, To December 31, 2024, And Increase The Grant Amount By One Hundred Twenty-Five Thousand Dollars (\$125,000), For A Total Amount Not To Exceed Three Hundred Twenty-Five Thousand Dollars (\$325,000)
[23-0707](#)

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

Legislative History

9/14/23	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>On Non-Consent</i>	

Pursuant to Rule 24, a statement was made on record as to the item bypassing committee.

OPEN FORUM / PUBLIC COMMENTS

ADJOURNMENT OF COUNCIL SESSION

(Meeting Shall Conclude No Later Than 10:00 P.M., Unless Extended By Majority Vote Of The Council)

Americans With Disabilities Act

If you need special assistance, including translation services 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

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