

City of Oakland

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



CITY OF
OAKLAND

Agenda - SUPPLEMENTAL

Thursday, October 10, 2024

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>

The Public May Observe And/Or Participate In This Meeting Many Ways.

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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

- eComment. To send your comment directly to Council members and staff BEFORE the meeting starts please click on <https://oakland.legistar.com/calendar.aspx> and click on the "eComment" link for the corresponding meeting. Please note that eComment submission closes twenty four (24) hours before posted meeting time.
- To Comment 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. Please note that Electronic Speaker Card submissions closes twenty-four (24) hours before the meeting start time.
- 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>.

• To Comment By Phone, Upon Submitting An Electronic Speakers Card, Please Call On One Of The Above Listed Phone Numbers. You Will Be Prompted To “Raise Your Hand” By Pressing “*9” To Speak When Public Comment Is Taken. You Will Be Permitted To Speak During Your Turn, Allowed To Comment, And After The Allotted Time, Re-Muted. Please Unmute Your Self By Pressing *6.

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

- Office of the City Clerk

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.

Councilmember Janani Ramachandran Will Participate By Teleconference At: 1 Frank Ogawa Plaza, Suite 226, Oakland CA 94612

Pursuant To The Brown Act (Government Code Section 54953), The Agenda Must Be Posted At The Teleconference Location, The Teleconference Location Must Be Accessible To The Public And Members Of The Public Must Have The Ability To Observe The Meeting And To Comment On Agenda Items

COMMITTEE MEMBERSHIP:

*Councilmember 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 September 26, 2024

[25-0125](#)

Attachments: [View Report](#)

3 New Scheduling Items

3.1 Subject: Reports Regarding Coliseum Land Sale And The City Of Oakland's FY 2024-2025 Mid Cycle Budget

From: Councilmembers Jenkins

Recommendation: Receive An Informational Report On The Following: (1) Amended Purchase And Sale Agreement With AASEG Land LLC, A Delaware Limited Liability Company, Or Its Affiliate, For The Sale Of The City Of Oakland's Undivided 50 Percent Interest In Property Located At 7000 Coliseum Way, Oakland, California (2) FY 2024-25 Midcycle Budget With Amended Coliseum Land Sale On Impact of Amended Purchase And Sale Agreement With AASEG Land LLC, A Delaware Limited Liability Company, Or Its Affiliate, For The Sale Of The City Of Oakland's Undivided 50 Percent Interest In Property Located At 7000 Coliseum Way, Oakland, California, On The (FY) 2024-25 Midcycle Budget (3) Proposed Rebalancing Of FY 2024-25 Midcycle Budget Amendments Additional Budget Amendments To Rebalance The Fiscal Year 2023-2025 Adopted Budget For The City Of Oakland; On The November 19, 2024 Finance And Management Committee Agenda

[25-0186](#)

Sponsors: Jenkins

3.2 Subject: Resolution Amending Resolution Number 90424 C.M.S

From: Oakland Public Works Department

Recommendation: Adopt A Resolution Amending Resolution Number 90424 C.M.S., Which Among Other Things Authorized The City Administrator To Enter Into A Cooperative Purchase Agreement To Acquire Police Vehicles At A Cost Not To Exceed Four And A Half Million Dollars (\$4,500,000), To Clarify: (1) The Name Of The Vendor As The "Ford Store San Leandro;" And (2) That The Specific Eligible Funding Source For The Vehicle Purchase Shall Be Determined Prior To Contract Execution; On The October 15, 2024 City Council Agenda On Consent

[25-0179](#)

Sponsors: Oakland Public Works Department

3.3 Subject: BACS Homelessness Prevention Contracting And Spending Authorization
From: Housing And Community Development Department
Recommendation: Adopt A Resolution To Award A Grant To Bay Area Community Services, Inc. To Administer The Homeless Prevention Pilot Program From July, 1, 2024 Through June 30, 2026 In An Amount Not To Exceed \$2,000,000 Per Year Contingent Upon Funding Availability; On The October 15, 2024 City Council Agenda On Consent [25-0173](#)

Sponsors: Housing And Community Development Department

3.4 Subject: Informational Report On The Status Of The Contingency Budget Activation And The City's Current Fiscal Conditions And Challenges
From: Councilmembers Reid,Ramachandran And Gallo
Recommendation: Receive An Informational Report From The City Administrator On The Status Of The Contingency Budget, Including Impacts On Safety Operations For Police, Fire, Violence Prevention, And City Contracts, And The City's Current Fiscal Conditions And Challenges; On The October 15, 2024 City Council Agenda On Non-Consent [25-0182](#)

Sponsors: Reid, Ramachandran and Gallo

3.5 Subject: Fiscal Year (FY) 2023-24 Fourth Quarter (Q4) Revenue And Expenditures (R&E) Report And FY 2024-25 Fiscal Condition And Challenges
From: Finance Department
Recommendation: Receive An Informational Report On Fiscal Year (FY) 2023-24 Fourth Quarter (Q4) Revenue And Expenditures (R&E) Results For the General Purpose Fund (GPF, 1010) And Select Funds, Preliminary Analysis Of The Condition Of The FY 2024-25 Budget, And Information On The City's Fiscal Condition & Fiscal Challenges; On The October 22, 2024 Finance And Management Committee Agenda [25-0175](#)

Sponsors: Finance Department

3.6 Subject: OPW Illegal Dumping Surveillance Camera Program Annual Report And Use Policy Amendments
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Receiving The Annual Surveillance Report On The Oakland Public Works Illegal Dumping Surveillance Camera Program And Approving Proposed Amendments To The Illegal Dumping Surveillance Camera Program Use Policy As Recommended By The Privacy Advisory Commission; On The October 22, 2024 Public Works And Transportation Committee Agenda [25-0168](#)

Sponsors: Oakland Public Works Department

- 3.7** Subject: Adoption Of The 2024 Oakland Urban Forest Plan
From: Oakland Public Works Department
Recommendation: Adopt A Resolution The 2024 Oakland Urban Forest Plan Including The Recommended “No Net Loss” Tree Canopy Goal To Maintain An Estimated 20.6% Canopy Cover That Requires Tree Planting In Prioritized Disadvantaged Census Tracts With Inequitable Canopy Cover, And That The City Administrator Or Designee Establish, Within One Year, An Urban Forestry Advisory Council (UFAC) For The Purpose Of Implementing The UFP, Including Identification And Securing Of Funding for the UFAC, And That The City Administrator Or Designee Develop A Schedule To Update Tree-related Ordinances In The Oakland Municipal Code Consistent With The Goals And Recommendations Of The Adopted UFP; On The October 22, 2024 Public Works And Transportation Committee Agenda

[25-0177](#)

Sponsors: Oakland Public Works Department

- 3.8** Subject: Authorizing An MOU On Environmental Matters Between The Port And City Of Oakland
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution Directing The City Administrator To Work With The Port Of Oakland Executive Director To Formulate And Execute A Memorandum Of Understanding Or Other Binding Agreement Regarding Engagement With City Of Oakland Staff On Port Of Oakland Air Quality, Water Quality, Carbon Management, Environmental Health And Other Green Programs, Plans And Initiatives; On The October 22, 2024 Public Works And Transportation Committee Agenda

[25-0183](#)

Sponsors: Kalb

- 3.9** Subject: Citywide Sidewalk Shaving Construction Contract Award
From: Transportation Department
Recommendation: Adopt A Resolution Awarding A Construction Contract To Precision Emprise, LLC, DBA Precision Concrete Cutting For The Citywide Sidewalk Shaving Project (Project No. 1006640 REBID), The Lowest, Responsible, And Responsive Bidder In Accordance With Project Plans, Specifications, State Requirements, And With Contractor’s Bid In The Amount Of Nine Hundred Thirty-Seven Thousand, Five Hundred Dollars (\$937,500.00); And Adopting Appropriate California Environmental Quality Act Findings; On The October 22, 2024 Public Works And Transportation Committee Agenda

[25-0169](#)

Sponsors: Transportation Department

3.10 Subject: Amendments To The Rent Adjustment And Just Cause For Eviction Ordinances
From: President Pro Tempore Kalb
Recommendation: Adopt An Ordinance (1) Amending The Rent Adjustment Ordinance To (A) Limit Banking Of CPI Rent Increases To Expire After Four Years And After Transfer Of Property; (B) Prohibit Rent Increases For Owners Delinquent On Business Taxes; (C) Extend Tenant Petition Deadlines From 90 Days To 180 Days And (2) Amending The Just Cause For Eviction Ordinance To Prohibit No Fault Evictions For Owners Delinquent On Business Taxes; On The October 22, 2024 Community And Economic Development Committee Agenda

[25-0185](#)

Sponsors: Dan Kalb

3.11 Subject: No Smoking Ordinance
From: President Pro Tempore Kalb
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 8.30, "Smoking," To (1) Prohibit Smoking In Dwelling Units In Multi-Unit Housing; (2) Require Owners Of Dwelling Units In Multi-Unit Housing To Disclose Smoking Prohibitions To Prospective Purchasers And Prospective Tenants; And (3) Prohibit Smoking In Unenclosed Areas Of Bars; On The October 22, 2024 Community And Economic Development Committee Agenda

[25-0184](#)

Sponsors: Dan Kalb

3.12 Subject: Montclair BID Annual Report And Intention To Levy FY 2025-2026 Assessment, Including A 5% Increase In The Annual Assessments
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution (1) Approving The Annual Report Of The Montclair Business Improvement District Advisory Board; (2) Declaring The Intention To Levy And Collect An Annual Assessment For Fiscal Year 2025-2026 For The Montclair Business Improvement District, Including A Five (5) Percent Increase In The Annual Assessments; And (3) Scheduling A Public Hearing For December 3, 2024; On The October 22, 2024 Community And Economic Development Committee Agenda

[25-0170](#)

Sponsors: Economic & Workforce Development Department

3.13 Subject: Rockridge BID Annual Report And Intention To Levy FY 2025-2026 Assessment
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution: (1) Approving The Annual Report Of The Rockridge Business Improvement District Advisory Board; (2) Declaring The Intention To Levy And Collect An Annual Assessment For Fiscal Year 2025-2026 For The Rockridge Business Improvement District; And (3) Scheduling A Public Hearing For December 3, 2024.; On The October 22, 2024 Community And Economic Development Committee Agenda
[25-0171](#)

Sponsors: Economic & Workforce Development Department

3.14 Subject: Informational Report Regarding The Piedmont Feasibility Study
From: Oakland Public Library
Recommendation: Receive An Informational Report Regarding The Results Of The Piedmont Avenue Library Feasibility Study; On The October 22, 2024 Life Enrichment Committee Agenda
[25-0180](#)

Sponsors: Oakland Public Library

3.15 Subject: OPD Axon Interview Rooms Contract
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Contract To Axon Enterprise To Provide Audio And Video Recording In Interview Rooms Over A Five-Year Term, From October 1, 2024 To October 1, 2029, For An Amount Not-To-Exceed Forty Thousand Dollars (\$40,000) Per Year, And Waiving The Local And Small Local Business Enterprise Program And RFP/Q Process Requirements; On The October 22, 2024 Public Safety Committee Agenda
[25-0172](#)

Sponsors: Oakland Police Department

3.16 Subject: Housing, Residential Rent And Relocation Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Martina Cucullu Lim As An Undesignated Representative To The Housing, Residential Rent And Relocation Board; On The October 24, 2024 Rules And Legislation Committee Agenda
[25-0178](#)

Sponsors: Office Of The Mayor

3.17 Subject: Cal OES Funding For Urban Search And Rescue Training Exercises
 From: Oakland Fire Department
 Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Enter Into An Agreement With The State Of California Office Of Emergency Services (Cal OES) To Accept One Million Eight Hundred Thousand Dollars (\$1,800,000.00) In Grant Funds For The Period From July 1, 2023 To June 30, 2032 And Additional Funding Up To Twenty Percent (20%) Of The Original Tri-Annual Award, For A Cumulative Amount Not To Exceed Two Million One Hundred Sixty Thousand Dollars (\$2,160,000.00) For Full-Scale Exercises And Training, And Related Personnel And Supply Expenses For The Oakland Fire Department’s Urban Search And Rescue (US&R) Team And Cal OES Swift Water Team Four, And (2) To Appropriate, And Administer Said Grant Funds; On The November 12, 2024 City Council Agenda On Consent
[25-0181](#)

Sponsors: Oakland Fire Department and

3.18 Subject: Potential Labor Standards Expansion For New Construction Measure U Affordable Housing Funding
 From: Department Of Workplace And Employment Standards
 Recommendation: Receive A Report And Recommendation On Potential Labor Standards Expansion For New Construction Measure U Affordable Housing Funding As Follows: (A) Receive A Presentation On The Stakeholder Engagement Related To A Potential Expanded Labor Standards Policy; (B) Provide Recommendation To Staff On Specific Components Of A Potential Expanded Labor Standards Policy By Conducting A Study Session; On The November 12, 2024 City Council Agenda On Non-Consent
[24-0472](#)

Attachments: [View Report And Attachments A And B](#)
[View Supplemental Report And Attachments A, B, And C - 6/6/2024](#)
[View Supplemental Report - 7/19/2024](#)
[View Supplemental Attachment A - 7/19/2024](#)
[View Supplemental Attachment B -7/19/2024](#)
[View Supplemental Attachment C - 7/19/2024](#)

Legislative History

5/23/24	*Rules & Legislation Committee <i>A Title Change Was Read Into Record</i>	Scheduled to the *Community & Economic Development Committee
6/11/24	*Community & Economic Development Committee <i>The Committee Continued This Item To The July 9, 2024 Community And Economic Development Committee Agenda</i>	Continued to the *Community & Economic Development Committee

With Request To Staff To Provide A Supplemental Report With An Analysis Of A1

29 Speakers Spoke On This Item

6/13/24	*Rules & Legislation Committee	Continued to the *Community & Economic Development Committee
6/25/24	*Special Community & Economic Development Committee	* Withdrawn and Rescheduled to the *Community & Economic Development Committee <i>The Committee Approved To Withdraw This Item From The July 9, 2024 Community And Economic Development Agenda And To Reschedule This Item To The July 23, 2024 Community And Economic Development Agenda</i>
7/23/24	*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 <i>The Committee Approved The Recommendation Of Staff And To Forward This Item To the September 17, 2024 City Council Agenda On Non-Consent</i> <i>With The Following:</i> <i>Recommending Option #3 With Request To Staff To</i> <i>1) Meet With The Building Trades Unions, Affordable Housing Developers Including EBHO, And Representatives Of The Disadvantaged And Small Local Contractors Including NAMAC To</i> <i>- Revisit The Unit Threshold And</i> <i>2) Modify The A1 Terms To Enhance The Participation Of Local Worker, And Small Local Disadvantaged Contractors, And</i> <i>3) Revise The Relevant Terms To Ensure Applicability To Oakland Projects</i> <i>4) Make Recommendations On These Agreed-Upon Revisions And With Request To Staff Provide Any Additional Information In A Supplemental Report</i> <i>23 Speakers Spoke On This Item</i>
9/12/24	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>On Non-Consent</i>

3.19 Subject: Informational Report Regarding Implementation Of City’s 2023 Reusable Foodware Ordinance
 From: Housing And Community Development Department
 Recommendation: Receive An Informational Report Regarding Implementation of the City’s 2023 Reusable Foodware Ordinance; On The November 19, 2024 Community And Economic Development Committee Agenda
[25-0174](#)
Sponsors: Housing And Community Development Department

3.20 Subject: Ordinance Amending Oakland Municipal Code Section: 5.80.025 (Onsite Consumption Permit)
 From: Councilmember Kaplan
 Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Section: 5.80.025 (Onsite Consumption Permit) By (1) Creating Three Distinct Onsite Consumption Permits And (2) Codifying Additional Requirements To Obtain An Onsite Consumption Permit; On The November 19, 2024 Public Safety Committee Agenda [25-0176](#)

Sponsors: Kaplan

RECOMMENDATIONS FROM THE OCTOBER 8, 2024 FINANCE AND MANAGEMENT COMMITTEE

3.21 Subject: Equal Access To Services Ordinance Annual Compliance Report
 From: Human Resources Management Department
 Recommendation: Receive An Informational Report Regarding The Annual Equal Access To Services Ordinance Compliance Report For Fiscal Year 2023-24 [25-0078](#)

Sponsors: Human Resources Management Department

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

Legislative History

9/12/24	*Rules & Legislation Committee <i>Correction Made To Reflect The Human Resources Department As The Sponsor</i>	Scheduled to the *Finance & Management Committee
10/8/24	*Finance & Management Committee <i>The Committee Approved The Recommendation Of Staff To Receive And Forward This Item To The October 15, 2024 City Council Agenda On Consent</i>	Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

1 Speaker Spoke On This Item

3.22 Subject: Performance Audit Of The Development Services Fund
 From: Office Of The City Auditor
 Recommendation: Receive An Informational Report From The City Auditor On The Performance Audit Of The Development Services Fund [25-0109](#)

Sponsors: Office Of The City Auditor

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

Legislative History

9/19/24	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
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10/8/24 *Finance & Management Received and Filed
 Committee
2 Speakers Spoke On This Item

3.23 Subject: Oakland PFRS’s Investment Portfolio As Of June 30, 2024
 From: Finance Department
 Recommendation: Receive An Informational Report On The Oakland Police And Fire Retirement System’s (“PFRS”, Or “System”) Investment Portfolio As Of June 30, 2024
[25-00101](#)

Sponsors: Finance Department

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

Legislative History

9/19/24 *Rules & Legislation Scheduled to the *Finance & Management
 Committee Committee
 10/8/24 *Finance & Management Received and Filed
 Committee
1 Speaker Spoke On This Item

3.24 Subject: Real Property Transfer Tax Noticing Process
 From: Finance Department
 Recommendation: Receive An Informational Report Regarding The Noticing Process To Collect Real Property Transfer Taxes
[25-0059](#)

Sponsors: Finance Department

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

Legislative History

9/12/24 *Rules & Legislation Scheduled to the *Finance & Management
 Committee Committee
 9/19/24 *Rules & Legislation * Withdrawn and Rescheduled to the
 Committee *Finance & Management Committee
 10/8/24 *Finance & Management Received and Filed
 Committee
1 Speaker Spoke On This Item

3.25 Subject: Vacant Property Tax Statistics
 From: Finance Department
 Recommendation: Receive An Informational Report Regarding The Trends In The Number Of Properties Deemed Vacant And Subject To The Vacant Property Tax And The Statistics Of Assessed Properties By City Council District
[25-0058](#)

Sponsors: Finance Department

Attachments: [View Report](#)

Legislative History

9/12/24	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
9/19/24	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the *Finance & Management Committee
10/8/24	*Finance & Management Committee	Received and Filed

1 Speaker Spoke On This Item

RECOMMENDATIONS FROM THE OCTOBER 8, 2024 PUBLIC WORKS AND TRANSPORTATION COMMITTEE

3.26 Subject: Major Encroachment Permit At 605 Webster Street
 From: Transportation Department
 Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit ENMJ24056 To The Salvation Army To Allow Portions Of An Existing Basement And Structural Sidewalk To Encroach Into The Public Right-Of-Way Along Franklin Street And 6th Street, Adjacent To 605 Webster Street, And Adopting Appropriate California Environmental Quality Act Findings
[25-0080](#)

Sponsors: Transportation Department

- Attachments:**
- [View Report](#)
 - [View Legislation](#)
 - [View Exhibit A](#)
 - [View Exhibit B](#)
 - [View Supplemental Legislation - 10/3/2024](#)

Legislative History

9/12/24	*Rules & Legislation Committee	Scheduled to the * Public Works And Transportation Committee
10/8/24	* 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

The Committee Approved The Recommendations Of Staff And Forward This Item To The October 15, 2024 City Council Agenda On Consent.

3.27 Subject: Major Encroachment Permit At 2340 East 24th Street
 From: Transportation Department
 Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Corey B. McCants And Monique S. Spyke To Allow Portion Of An Existing Two-Story Residential Building To Encroach Into The Public Right-Of-Way Along Inyo Avenue, Fronting The Property At 2340 East 24th Street, Major Encroachment Permit ENMJ24055; And Adopting Appropriate California Environmental Quality Act Findings
[25-0081](#)

Sponsors: Transportation Department

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

Legislative History

9/12/24	*Rules & Legislation Committee	Scheduled to the * Public Works And Transportation Committee
10/8/24	* 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

The Committee Approved The Recommendations Of Staff And Forward This Item To The October 15, 2024 City Council Agenda On Consent.

1 Speaker Spoke On This Item

RECOMMENDATIONS FROM THE OCTOBER 8, 2024 COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

3.28 Subject: Mills Act Contracts
 From: Planning And Building Department
 Recommendation: Adopt A Resolution, As Recommended By The Landmarks Preservation Advisory Board, Approving Four (4) Mills Act Contracts Between The City Of Oakland And The Owners Of The Properties At 5837-39 Ayala Avenue, 1311 East 27th Street, 384 Bellevue Avenue, And 323-25 24th Street, Pursuant To Ordinance No. 12987 C.M.S., To Provide Property Tax Reductions In Exchange For Owners' Agreement To Repair And Maintain Historic Properties In Accordance With Submitted Work Programs And Approving Total City Tax Revenue Reduction Estimated To Be Below \$25,000 Per Year, And Making California Environmental Quality Act Findings

[25-0071](#)

Sponsors: Planning & Building Department

- Attachments:** [View Report](#)
[View Attachment A](#)
[View Attachment B](#)
[View Legislation](#)
[View Supplemental Report - 10/03/2024](#)

Legislative History

9/12/24	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
10/8/24	*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

The Committee Approved The Recommendation Of Staff To Forward This Item The October 15, 2024 City Council Agenda On Consent

1 Speaker Spoke On This Item

3.29 Subject: Replacement Housing Unit Regulations Ordinance
 From: Planning And Building Department
 Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance, As Recommended By The Planning Commission: (1) Adding Chapter 17.122 To The Planning Code (Oakland Municipal Code Title 17) To Specify Local Procedures For Complying With Replacement Unit Requirements Of The Housing Crisis Act, Adopted By Senate Bill 330 (2019), And Subsequently Amended By Assembly Bill 1218 (2023); And (2) Making Appropriate California Environmental Quality Act Findings

[25-0079](#)

Sponsors: Planning & Building Department

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

Legislative History

- 9/12/24 *Rules & Legislation Committee
And On The October 15, 2024 City Council Agenda As A Public Hearing
- 10/8/24 *Community & Economic Development Committee
The Committee Approved As Amended The Recommendation Of Staff To Forward This Item To The October 15, 2024 City Council Agenda As A Public Hearing

Following Amendment:

Proposed Oakland Municipal Code Section 17.122.040.E. Be Amended To Add The Following:

“If In Any Circumstances The Developer Causes The Existing Occupants Of Any Protected Units That Are Lower Income Households To Relocate In A Manner That Does Not Obligate The Developer To Provide Relocation Payments Under Oakland Municipal Code Chapter 8.22 Or Chapter 15.60, The Developer Shall Comply With Any Obligation As Provided In California Government Code Section 66300.6, Subsection (B)(4)(A) To Provide Relocation Benefits Equivalent To The Relocation Benefits Required To Be Paid By Public Entities Pursuant To California Government Code Title 1, Division 7, Chapter 16 (Commencing With Section 7260).”

And A Request To Staff To Provide In A Supplemental Report The Incorporate Recommended Revisions Addressing Comments Received From East Bay Housing Organizations, Including The Following:

- 1. Incorporate The Right Of Occupants To Remain In Their Units Until Six Months Before The Start Of Construction Activities As Specified In California Government Code Section 66300.6(B)(3).*
- 2. Revise The Definition Of “Protected Units” To Include Reference To The California Tenant Protection Act Of 2019 (Assembly Bill 1482).*
- 3. Make A Clerical Revision Under Section 17.122.030.D. Regarding Reference To California Government Code Chapter 12.*
- 4. Correct Inconsistency Under Section 17.122.050 Regarding The Notices Provided To Existing Occupants 30 Days Prior To Application Submittal And The Right Of First Refusal Effective On The Date Of Application Submittal*

1 Speaker Spoke On This Item

3.30 Subject: Expansion Of The Oakland School For The Arts Lease At The Fox Theater
 From: Economic Workforce Development Department And Councilmember Fife
 Recommendation: Adopt An Ordinance Amending Ordinance No. 13734 C.M.S. To: (1) Authorize A Lease Amendment Between The City Of Oakland And The Oakland School For The Arts (OSA) To Add The 4,503 Square Foot Ground Floor Former Restaurant Space At 1805 Telegraph Avenue (Fox Theater) For Improvement And Use As A Retail Store, Art Gallery, And Radio Station At A Rate Of Two Thousand Six Hundred Eighty Seven Dollars And Fifty Cents (\$2,687.50) Per Month Until June 30, 2025 And Then Four Thousand Three Hundred Seventy Seven Dollars And Twenty Five Cents (\$4,377.25) Per Month Through June 30, 2026; (2) Making Findings That The Lease Amendment For Below Fair Market Value Is In The Best Interest Of The City; And (3) Making Appropriate California Environmental Quality Act Findings

[25-0128](#)

Sponsors: Economic & Workforce Development Department and Fife

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

Legislative History

9/26/24	*Rules & Legislation Committee <i>Councilmember Fife Was Added As A Co-Sponsor</i>	Scheduled to the *Community & Economic Development Committee
10/8/24	*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 <i>The Committee Approved The Recommendation Of Staff To Forward This Item The October 15, 2024 City Council Agenda On Consent</i>

7 Speakers Spoke On This Item

RECOMMENDATIONS FROM THE OCTOBER 8, 2024 LIFE ENRICHMENT COMMITTEE

3.31 Determination Of Schedule Of Outstanding Committee Items

[25-0124](#)

Attachments: [View Report](#)

Legislative History

10/8/24	*Life Enrichment Committee <i>1 Speaker Spoke On This Item</i>	Accepted
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3.32 Subject: Audit Of Library Parcel Taxes For Fiscal Year (FY) 2019-20 Through FY 2022-23

From: Office Of The City Auditor

Recommendation: Receive An Informational Report From The City Auditor On The Audit Of Library Parcel Taxes For Fiscal Year 2019-20 Through 2022-23

[25-0110](#)

Sponsors: Office Of The City Auditor

Attachments: [View Report](#)

[View Powerpoint](#)

Legislative History

9/19/24	*Rules & Legislation Committee	Scheduled to the *Life Enrichment Committee
10/8/24	*Life Enrichment Committee	Received and Filed

1 Speaker Spoke On This Item

RECOMMENDATIONS FROM THE OCTOBER 8, 2024 PUBLIC SAFETY COMMITTEE

3.33 Subject: CA DOJ Sexual Assault Evidence Submission Grant Program

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Accept And Appropriate One Hundred Forty-Seven Thousand Six Hundred Forty-Six Dollars (\$147,646) In Sexual Assault Evidence Submission Grant Program Funds From The California Department Of Justice (CA DOJ) Bureau Of Forensic Services, To Process Untested Sexual Assault Evidence Kits In The Oakland Police Department (OPD); (2) Enter Into A Memorandum Of Understanding (MOU) With CA DOJ Bureau Of Forensic Services To Define Grant Reimbursement Rules; And (3) To Authorize The General Purpose Services Fund To Contribute Four Thousand Nine Hundred Seventy Four Dollars (\$4,974) To Cover The Related Central Services Overhead Charges

[25-0085](#)

Sponsors: Oakland Police Department

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

9/12/24	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
10/8/24	*Public Safety Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Committee Approved The Recommendation Of Staff To Forward This Item To The October 15, 2024 City Council Agenda On Consent

0 Speakers Spoke On This Item

3.34 Subject: OPD ShotSpotter Annual Report
 From: Oakland Police Department
 Recommendation: Adopt A Resolution Accepting The Annual Report For The City's Gunshot Location Detection System And Making A Determination Regarding Whether The City Should Continue To Use This Technology
[25-0113](#)

Sponsors: Oakland Police Department

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

Legislative History

9/19/24	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
10/8/24	*Public Safety Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

The Committee Approved The Recommendation Of Staff To Forward This Item To The October 15, 2024 City Council Agenda On Non-Consent, With A Request To Staff To Provide In A Supplemental Report The Data From The Pack And Own Analysis On The Accuracy Rate

23 Speakers Spoke On This Item

3.35 Subject: OPD ShotSpotter Contract
 From: Oakland Police Department
 Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Renew The Agreement Which Expired June 30, 2024 With Soundthinking Inc. For Gunshot Location Detection Subscription Service Coverage For Three Years In An Amount Not To Exceed Eight Hundred Forty-One Thousand Six Hundred Seventy Dollars (\$841,670) For Each Year For A Total Not To Exceed Two Million Five Hundred Twenty Five Thousand Ten Dollars (\$2,525,010) For The Period Beginning July 1, 2024 And Ending June 30, 2027; And (2) Waiving The Competitive Process Requirements, And Local And Small Local Business Enterprise (L/SLBE) Program Requirements For Information Technology Agreements

[24-0648](#)

Sponsors: Oakland Police Department

Attachments: [View Report](#)

[View Attachment A](#)

[View Attachment B](#)

[View Attachment C](#)

[View Attachment D](#)

[View Legislation](#)

Legislative History

7/11/24	*Rules & Legislation Committee <i>Pursuant To Rule 24, A Statement Was Made On Record As To The Item Bypassing Committee</i>	Scheduled to the *Public Safety Committee
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9/12/24	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
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9/19/24	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the *Public Safety Committee
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10/8/24	*Public Safety 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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The Committee Approved The Recommendation Of Staff To Forward This Item To The October 15, 2024 City Council Agenda On Non-Consent, With A Request To Staff To Provide In A Supplemental Report The Data From The Pack And Own Analysis On The Accuracy Rate

23 Speakers Spoke On This Item

3.36 Subject: OPD Biannual Staffing Report
 From: Oakland Police Department
 Recommendation: Receive An Informational Report Of The Oakland Police Department's 2024 Biannual Staffing Levels As of June 30, 2024
[25-0068](#)

Sponsors: Oakland Police Department

Attachments: [View Report](#)

Legislative History

9/12/24	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
10/8/24	*Public Safety Committee <i>2 Speakers Spoke On This Item</i>	Received and Filed

3.37 Subject: OPD Crime Lab Supplies Procurement
 From: Oakland Police Department
 Recommendation: Adopt A Resolution Waiving The City's Advertising And Competitive Bidding Requirements, Waiving The Request For Proposals/Qualifications (RFP/Q) Process Requirements, And Waiving Local/Small Local Business Enterprise (L/SLBE) Program Requirements For The Purchase Of Certified And Accredited Forensic Analytical Supplies, Equipment, Instrumentation, Software, And Related Services On An As-Needed Basis When Laboratory Forensic Science Subject Matter Experts Determine Such Supplies And / Or Services Are Required Based On Casework Conditions, The Laboratory's Validation Methods, Or Its Quality Assurance Program, Or Needed For The Timely Analysis Of Evidence, Or When The Materials Or Services Are Available From Only One Source, In The Amount Of Up To Six Hundred Thousand Dollars (\$600,000) Per Fiscal Year Through June 30, 2030, For A Total Cost Not To Exceed Three Million Dollars (\$3,000,000)
[25-0127](#)

Sponsors: Oakland Police Department

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

Legislative History

9/26/24	*Rules & Legislation Committee <i>A Title Change Was Read Into Record</i>	Scheduled to the *Public Safety Committee
10/8/24	*Public Safety Committee <i>The Committee Approved The Recommendation Of Staff To Forward This Item To The October 15, 2024 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

Speakers Spoke On This Item

CANCELLED OCTOBER 7, 2024 SPECIAL CITY COUNCIL MEETING AT 9:30 A.M.

3.38 Subject: Campaign Reform Act: Temporary Increase In Contribution Limits
 From: Councilmember Ramachandran And Councilmember Jenkins
 Recommendation: Adopt An Ordinance Amending The Oakland Campaign Reform Act, Oakland Municipal Code Sections 3.12.050 Limitations On Contributions From Persons And, 3.12.060, Limitations On Contributions From Broad-Based Political Committees To Temporarily Raise Limitations On Contributions To Candidates
[25-0054](#)

Sponsors: Ramachandran and Jenkins

- Attachments:** [View Report](#)
[View Legislation](#)
[View Supplemental Report - PEC Charter 603\(h\) Comment to Council 9/18/24](#)
[View Supplemental Legislation - 9/26/2024](#)
[View Supplemental Legislation - 10/1/2024](#)

Legislative History

9/12/24	*Rules & Legislation Committee <i>Councilmember Jenkins Was Added As A Co-Sponsor</i>	Scheduled to the *Rules & Legislation Committee
9/19/24	*Rules & Legislation Committee <i>The Committee Approved As Amended The Recommendation Of Staff To Forward This Item To The October 1, 2024 City Council Agenda On Non-Consent</i> <i>With An Amendment To Increase Contributions For Candidates To \$800 Per Candidate And \$1500 For Broadband Based Political And With The Addition Of Implementing Expenditure Ceilings For 26 Races</i> <i>7 Speakers Spoke On This Item</i>	Approved as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/1/24	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>4 Speakers Spoke On This Item</i>	Approved On Introduction and Scheduled for Final Passage to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

CANCELLED OCTOBER 7, 2024 SPECIAL CITY COUNCIL MEETING AT 10:00 A.M.

3.39 Subject: Informational Report On The Status Of The Coliseum Land Sale And Contingency Budget Activation
 From: Councilmembers Reid, Ramachandran And Gallo
 Recommendation: Receive An Informational Report From The City Administrator On The Status Of: (1) The Coliseum Land Sale, Including Confirmation Of Receipt Of The Proceeds And An Update On The Schedule Of Payments From The Sale, And (2) The Contingency Budget, Including Safety Operations For Police, Fire, And Violence Prevention

[25-0155](#)

Sponsors: Reid, Ramachandran and Gallo

Attachments: [View Memorandum](#)

4 Review Of Draft Agendas, Pending Lists, City Council And Committee Meetings And Oral Report Out Of The Closed Session Agenda

[25-0126](#)

- Attachments:**
- [October 15, 2024 City Council Agenda](#)
 - [October 17, 2024 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](#)
 - [Life Enrichment Committee Pending List](#)
 - [Education Partnership Committee Pending List](#)
 - [Public Safety Committee Pending List](#)
 - [Rules And Legislation Committee Pending List](#)
 - [Draft October 22, 2024 Finance And Management Committee Agenda](#)
 - [Draft October 22, 2024 Public Works And Transportation Committee Agenda](#)
 - [Draft October 22, 2024 Community And Economic Development Committee Agenda](#)
 - [Draft October 22, 2024 Life Enrichment Committee Agenda](#)
 - [Draft October 22, 2024 Public Safety Committee Agenda](#)
 - [Draft October 24, 2024 Rules And Legislation Committee Agenda](#)

5 Subject: Mayor's Appointment To The City Planning Commission
 From: Office Of The Mayor
 Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Owen Li As A Member Of The City Planning Commission

[25-0135](#)

Sponsors: Office Of The Mayor

Attachments: [View Report And Legislation](#)

Legislative History

9/26/24	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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Open Forum

Adjournment

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.

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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.**