

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

Tuesday, October 15, 2024

3:30 PM

City Council Chamber, 3rd Floor

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

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/82414282930> at the noticed meeting time.
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 436 2866 or +1 301 715 8592 or +1 312 626 6799 or 833 548 0282 (Toll Free) or 877 853 5247 (Toll Free) or 888 788 0099 (Toll Free) or 833 548 0276 (Toll Free) Meeting ID: 824 1428 2930
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.

PLEASE NOTE, ELECTRONIC SPEAKER CARDS MUST BE SUBMITTED 24 HOURS BEFORE THE SCHEDULED MEETING START TIME.

***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: 1) approval of Council minutes, and 2) any action or informational item placed on a Council agenda for a Regular Meeting or Special Meeting (i) as a Consent Item by the Rules and Legislation Committee, (ii) pursuant to Rule 28, or (iii) that a Standing Committee has forwarded to the full Council with unanimous recommendation for approval by the members who are present: Consent Item shall not include: 1) any item having a high level of public interest or controversy as determined by the Standing Committee Chair, or the Rules and Legislation Committee, or pursuant to Rule 28; 2) any item that requires a public hearing or that otherwise is ineligible by law as a Consent Item.

• Non-Consent Item shall mean, for the purposes of a City Council agenda for a Regular Meeting or Special Meeting, 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 a Standing Committee Chair, the Rules and Legislation Committee, or pursuant to Rule 28; 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

Councilmember Kaplan Will Participate By Teleconference At: 1 Frank H. Ogawa Plaza, 2nd floor, suite 244, Oakland, CA

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

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 Items") Ceremonial Presentations, Including Proclamations, Individual Recognitions, etc.; and Reports Or Presentations From The Mayor, Other Public Officials, Or Special Guests

3.1 Subject: State Of The City
From: Office Of The Mayor
Recommendation: Receive An Oral Report From Mayor Sheng Thao Regarding The State Of The City
[25-0150](#)

Sponsors: Office Of The Mayor

Pursuant To Rule 28(a) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

- 3.2** Subject: 2024 National Hispanic Heritage Month
From: Councilmember Gallo
Recommendation: Adopt A Resolution Recognizing September 15th Through October 15th Of The Year 2024 As “National Hispanic Heritage Month,” And Honoring Hispanic/Latinx Community Champions For Their Leadership In Oakland
[25-0148](#)

Sponsors: Gallo

Attachments: [View Legislation](#)
[View Supplemental Legislation - 10/10/2024](#)

Pursuant To Rule 28(a) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

- 3.3** Subject: Love Life Week
From: Council President Fortunato Bas And Councilmember Reid
Recommendation: Adopt A Resolution Recognizing The Week Of October 20th, 2024 As “Love Life” Week In The City Of Oakland
[25-0157](#)

Sponsors: Fortunato Bas and Reid

Attachments: [View Legislation](#)
[View Supplemental Legislation - 10/11/2024](#)

Pursuant To Rule 28(a) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

**4 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):**

5 CONSENT CALENDAR (CC) ITEMS:

- 5.1** Approval Of The Draft Minutes From The Meeting Of October 1, 2024
[25-0136](#)

Attachments: [View Report](#)

- 5.2** 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
[25-0137](#)
Sponsors: Office Of The City Attorney
Attachments: [View Legislation](#)
- 5.3** 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
[25-0138](#)
Sponsors: Office Of The City Attorney
Attachments: [View Legislation](#)
- 5.4** 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
[25-0139](#)
Sponsors: Kaplan
Attachments: [View Legislation](#)

5.5 Subject: Amendment To Ordinance No. 12187 C.M.S. (The Salary Ordinance) For Data Analyst And Program Manager
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Full-Time Classifications Of Data Analyst And Program Manager
[25-0045](#)

Sponsors: Human Resources Management Department

Attachments: [View Report](#)

[View Legislation And Attachment A](#)

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

INTRODUCTION (First Reading) WAS PASSED ON OCTOBER 1, 2024; 7 AYES; 1 EXCUSED, FIFE

Legislative History

9/12/24	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
9/24/24	*Finance & Management 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 1, 2024 City Council Agenda On Consent

1 Speaker Spoke On This Item

9/26/24	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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A Title Change To The Subject Title Was Read Into Record

On Consent

10/1/24	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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5.6 Subject: Establish Construction Manager / General Contractor Procedures And Pursue For Embarcadero West Rail Safety And Access Improvements
From: Transportation Department
Recommendation: Adopt An Ordinance Amending The Construction Manager-At-Risk Project Delivery Method Ordinance (Ordinance No. 12388 C.M.S.) To Include Construction Manager/General Contractor Project Delivery
[25-0055](#)

Sponsors: Transportation Department

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 OCTOBER 1, 2024; 7 AYES; 1 EXCUSED, FIVE

Legislative History

9/12/24	*Rules & Legislation Committee	Scheduled to the * Public Works And Transportation Committee
9/24/24	* 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 <i>The Committee Approved The Recommendations Of Staff And To Forward Both Pieces Of Legislation To The October 1, 2024 City Council Agenda On Consent</i>
9/26/24	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>On Consent</i>
10/1/24	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

5.7 Subject: Amendments To OMC Chapter 12.08 - Encroachments
From: Transportation Department
Recommendation: Adopt An Ordinance Amending Chapter 12.08 Of The Oakland Municipal Code To (1) Facilitate Administrative Approval Of Bollards And Other Objects In The Public Right-Of-Way That Are Constructed In Place Or Attached To A Structure In Conformance With The Oakland Building Code, (2) Establish The Role Of The Director Of Transportation In Processing Encroachment Permits, And (3) Remove Binary Gender Designations; And Adopting Appropriate California Environmental Quality Act Findings [24-0683](#)

Sponsors: Transportation Department

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 OCTOBER 1, 2024; 7 AYES; 1 EXCUSED, FIVE

Legislative History

9/12/24	*Rules & Legislation Committee	Scheduled to the * Public Works And Transportation Committee
9/24/24	* 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
		<i>The Committee Approved The Recommendations Of Staff And To Forward This Item To The October 1, 2024 City Council Agenda On Consent</i>
		<i>1 Speaker Spoke On This Item</i>
9/26/24	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
		<i>On Consent</i>
10/1/24	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 5.8** Subject: Appointment To The Budget Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Mike Petouhoff To The Budget Advisory Commission
[25-0159](#)

Sponsors: Office Of The Mayor

Attachments: [View Report And Legislation](#)

Pursuant To Rule 28(a) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

- 5.9** Subject: Appointments To The Commission On Persons With Disabilities
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Raven Foote, Kaitlin Roh, And Brittany Creswell And Appointment Of Julia Wilson To The Commission On Persons With Disabilities
[25-0160](#)

Sponsors: Office Of The Mayor

Attachments: [View Report And Legislation](#)

Pursuant To Rule 28(a) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

- 5.10** Subject: Establish The Education Partnership Committee As A Standing Committee
From: Councilmember Reid
Recommendation Receive An Informational Report On Formally Establishing The City Council Education Partnership Committee Pursuant To Rule 4 Of The Council Rules Of Procedure And Prescribing The Jurisdiction And Membership Of The Committee
[25-0088](#)

Sponsors: Reid

Attachments: [View Memorandum](#)

Pursuant To Rule 28(a) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

Legislative History

9/12/24	*Rules & Legislation Committee	Scheduled to the *Special Education Partnership Committee
9/30/24	Special Concurrent Meeting of the Education Partnership Committee and the Oakland Unified School District Board of Education	Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

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

1 Speaker Spoke On This Item

- 5.11** Subject: Support Of H.R.7354 - Protect Black Women And Girls Act
From: Councilmember Reid
Recommendation: Adopt A Resolution In Support Of H.R.7354 Which Seeks To Establish An Interagency Task Force To Examine The Conditions And Experiences Of Black Women And Girls In Education, Economic Development, Healthcare, Labor And Employment, Housing, Justice And Civil Rights, To Promote Community-Based Methods For Mitigating And Addressing Harm And Ensuring Accountability, And To Study Societal Effects On Black Women And Girls, And For Other Purposes

[25-0149](#)

Sponsors: Reid

Attachments: [View Supplemental Report - 10/10/24](#)

[View Legislation](#)

[View Supplemental Legislation - 10/10/24](#)

Pursuant To Rule 28(a) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

- 5.12** Subject: Lake Merritt Lodge Successor
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Amending Resolution No. 90204 C.M.S., Which Awarded A Grant Agreement To Housing Consortium Of The East Bay In An Amount Not To Exceed \$6,800,000 For Fiscal Year (FY) 24/25 And An Additional \$6,800,000 For FY 25/26, Contingent On Fund Availability In The Biennial Budget, To Operate And Move An Existing Emergency Shelter Program To The 110-Room Jack London Inn, To: (A) Increase The Amount Per FY Up To \$7,900,000 (B) Authorize The City Administrator To Change The Location Of The Program If The Number Of Shelter Beds Is Greater Than Or Equal To 88 And If The Total Cost Does Not Exceed The Increased Per FY Award And (C) Extend The Initial Term Through December 31, 2025

[25-0151](#)

Sponsors: Housing And Community Development Department

Attachments: [View Report](#)

[View Legislation](#)

Pursuant To Rule 28(a) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

- 5.13** Subject: Oakland Estuary Marine Debris Removal Project
From: Office Of The City Administrator
Recommendation: Adopt A Resolution (1) Accepting And Appropriating Three Million One Hundred Sixty-Four Thousand Six Hundred Forty-Nine Dollars (\$3,164,649.00) In Grant Funds From The National Oceanic And Atmospheric Administration (NOAA) For The Oakland Estuary Marine Debris Removal And Regional Stewardship Project; (2) Awarding Grants To Oakland Parks And Recreation Foundation (OPRF), As Fiscal Sponsor For I Heart Oakland Alameda Estuary (IHOAE) Or, At The Discretion Of The City Administrator, To IHOAE Directly Upon Confirmation Of Receipt Of IHOAE's 501(C)(3) Status In An Amount Not To Exceed One Million Thirty-Three Thousand And Nine Dollars (\$1,033,009.00) And To East Bay Regional Parks District (EBRPD) In An Amount Not To Exceed Twenty-Six Thousand Five Hundred And Seventy Dollars (\$26,570.00); And (3) Authorizing The City Administrator To Negotiate And Enter Into Grant Agreements As Set Forth Above For A Term Consistent With The NOAA Grant With Authorization To Seek To Extend The Term Of The NOAA Grant And To Extend The Terms Of The Grant Agreements Without Increasing The Amounts Of The Grants

[25-0156](#)

Sponsors: Office Of The City Administrator

Attachments: [View Report](#)

[View Legislation](#)

Pursuant To Rule 28(a) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

- 5.14** Subject: Oakland Head Start State Multi-Contract Report FY 2025-2026
From: Human Services Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator (1) To Apply For And Accept The California Department Of Social Services (CDSS) Child Care And Development Division (CCDD) Contract To Receive State Reimbursement Funding In An Amount Of Three Million Three Hundred Forty-Five Thousand Eight Hundred And Twelve (3,345,812) To Provide California General Child Care Program Services (CCTR) To Eligible Participants, Ages Birth To Three Years Old, Effective July 1, 2025 Through June 30, 2026; And (2) To Accept And Appropriate Additional California General Child Care Program Reimbursement Funding That Becomes Available For The Same Purposes During The Same Contract Term; And

[25-0152](#)

Sponsors: Human Services Department

Attachments: [View Report](#)

[View Legislation](#)

Pursuant To Rule 28(a) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

2) A Resolution Authorizing The City Administrator (1) To Apply For And Accept The California State Preschool Program (CSPP) Contract In An Amount Of Three Million Three Hundred Sixty-Four Thousand Seven Hundred And Sixty-Five Dollars (\$3,364,765), And The California Pre-Kindergarten Supplemental Grant (CPKS) In The Amount Of Thirty-Two Thousand Five Hundred Dollars (\$32,500) From The California Department Of Education (CDE) For Early Childhood Education From July 1, 2025 Through June 30, 2026; And (2) To Accept And Appropriate Additional CSPP And CPKS Reimbursement Funding That Becomes Available For The Same Purposes During The Same Contract Term; And

[25-0153](#)

Sponsors: Human Services Department

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

Pursuant To Rule 28(a) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

3) A Resolution Authorizing The City Administrator (1) To Apply For And Accept The Us Department Of Agriculture Child And Adult Care Food Program (CACFP) Contract From The California Department Of Education (CDE) In An Estimated Amount Of Two Hundred Sixty Thousand (\$260,000) To Provide Funding For Nutritious Meals From July 1, 2025 Through June 30, 2026; And (2) To Accept And Appropriate Additional CACFP Contract Funding That Becomes Available For The Same Purposes During The Same Contract Term

[25-0154](#)

Sponsors: Human Services Department

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

Pursuant To Rule 28(a) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

- 5.15** Subject: Devin D. Leverett And Brandy O. Bendy V. City Of Oakland, Michael Fox And DOES 1 Through 25, Inclusive
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Devin D. Leverett And Brandy O. Bendy V. City Of Oakland, Michael Fox, And Does 1 Through 25, Inclusive, Alameda County Superior Court Case No. 22CV017577, City Attorney File Nos. 34771/34769, In The Amount Of Three Hundred Thousand Dollars And Zero Cents (\$300,000.00) (Oakland Police Department - Motor Vehicle Accident)

[25-0161](#)

Sponsors: Office Of The City Attorney

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

Pursuant To Rule 28(b) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

- 5.16** Subject: Anne Radcliffe V. City Of Oakland, And DOES 1 Through 25, Inclusive
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Anne Radcliffe V. City Of Oakland, And Does 1 Through 25, Inclusive, Alameda County Superior Court Case No. 22CV010605, City Attorney File No. 34821, In The Amount Of Four Hundred Thousand Dollars And Zero Cents (\$400,000.00) (Department Of Transportation - Dangerous Condition)

[25-0162](#)

Sponsors: Office Of The City Attorney

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

Pursuant To Rule 28(b) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

5.17 Subject: Philipp And Nicolas Putilov V. City Of Oakland
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Philipp And Nicolas Putilov V. City Of Oakland, Alameda County Superior Court No. 23CV034183, City Attorney File No. 35620, For The Sum Of Two Million Four Hundred Thousand Dollars And No Cents (\$2,400,000.00) (Department Of Transportation - Dangerous Condition)
[25-0163](#)

Sponsors: Office Of The City Attorney

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

Pursuant To Rule 28(b) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

S5.18 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> <i>I Speaker Spoke On This Item</i>	Received and Forwarded to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/10/24	*Rules & Legislation Committee <i>On Consent</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S5.19 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 <i>The Committee Approved The Recommendations Of Staff And Forward This Item To The October 15, 2024 City Council Agenda On Consent.</i>
10/10/24	*Rules & Legislation Committee <i>On Consent</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S5.20 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
		<i>The Committee Approved The Recommendations Of Staff And Forward This Item To The October 15, 2024 City Council Agenda On Consent.</i>
		<i>I Speaker Spoke On This Item</i>
10/10/24	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
		<i>On Consent</i>

S5.21 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](#)
[View Supplemental Report - 10/11/2024](#)

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

10/10/24	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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On Consent

S5.22 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 <i>The Committee Approved The Recommendation Of Staff To Forward This Item The October 15, 2024 City Council Agenda On Consent</i> <i>7 Speakers Spoke On This Item</i>	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/10/24	*Rules & Legislation Committee <i>On Consent</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S5.23 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
<i>The Committee Approved The Recommendation Of Staff To Forward This Item To The October 15, 2024 City Council Agenda On Consent</i>		
<i>0 Speakers Spoke On This Item</i>		
10/10/24	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
<i>On Consent</i>		

S5.24 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> <i>Speakers Spoke On This Item</i>	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
10/10/24	*Rules & Legislation Committee <i>On Consent</i>	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

S5.25 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
10/10/24	*Rules & Legislation Committee	Approved the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

On Consent

0 Speakers Spoke On This Item

S5.26 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
[25-0179](#)

Sponsors: Oakland Public Works Department

Attachments: [View Supplemental Report - 10/11/24](#)
[View Supplemental Legislation - 10/11/2024](#)
[View Supplemental Attachment A - 10/11/2024](#)
[View Supplemental Attachment B - 10/11/2024](#)

*This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080
E(2) of the Sunshine Ordinance, prior to hearing the item.*

Legislative History

10/10/24	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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*Pursuant To Rule 24, A Statement Was Made On Record As To The Item
Bypassing Committee*

An Urgency Finding Was Stated On The Record

On Consent

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

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

6.1 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](#)
[View Supplemental Report And Attachment A - 10/11/2024](#)
[View Supplemental Presentation - 10/11/2024](#)
[View Supplemental Legislation And Exhibit A - 10/11/2024](#)

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

*FINAL PASSAGE (Second Reading) WILL RESULT ON NOVEMBER 12, 2024; TBD
AYES*

Legislative History

9/12/24 *Rules & Legislation Scheduled to the *Community & Economic
Committee Development Committee
And On The October 15, 2024 City Council Agenda As A Public Hearing

10/8/24 *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

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

10/10/24 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

As A Public Hearing

7 ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

8 This Item Regarding The "CIP Budget Amendment" Was Withdrawn From This Agenda By The October 10, 2024 Rules And Legislation Committee And Rescheduled To The October 22, 2024 Public Safety Committee Agenda

S9 Subject: BACS Homelessness Prevention Contracting And Spending Authorization
From: Housing And Community Development Department
Recommendation: Adopt A Resolution (1) Awarding A Grant To Bay Area Community Services, Inc. To Administer The Homelessness Prevention Pilot Program In An Amount Not To Exceed Two Million Dollars (\$2,000,000.00) Per Year Contingent Upon Funding Availability For A Total Amount Not To Exceed Four Million Dollars (\$4,000,000.00); And (2) Authorizing The City Administrator To Negotiate And Enter Into A Grant Agreement For A Two-Year Term From July 1, 2024 Through June 30, 2026 With Authorization To Extend The Term Of The Grant

[25-0173](#)

Sponsors: Housing And Community Development Department

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

This item requires an Urgency Finding (2/3 majority vote) pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance, prior to hearing the item.

Pursuant To Rule 28(a) Of Resolution 90066 C.M.S., This Item Was Added To This Agenda.

Legislative History

10/10/24	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Pursuant To Rule 24, A Statement Was Made On Record As To The Item Bypassing Committee

An Urgency Finding Was Stated On The Record

On Non-Consent

S10 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](#)

[View Supplemental Report - Privacy Advisory Commission - 10/10/2024](#)

[View Supplemental Report - 10/11/2024](#)

[View Supplemental Attachment A - 10/11/2024](#)

[View Supplemental Attachment B - 10/11/2024](#)

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 Privacy Advisory Commission And Own Analysis On The Accuracy Rate

23 Speakers Spoke On This Item

10/10/24 *Rules & Legislation Committee Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

A Request To Staff To Include The Privacy Advisory Commission Presentation In The Supplemental Report

On Non-Consent

S11 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](#)

[View Supplemental Report - 10/11/2024](#)

[View Supplemental Attachment A - 10/11/2024](#)

[View Supplemental Attachment B - 10/11/2024](#)

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
9/12/24	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
9/19/24	*Rules & Legislation Committee	* Withdrawn and Rescheduled 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 Privacy Advisory Commission And Own Analysis On The Accuracy Rate

23 Speakers Spoke On This Item

10/10/24

*Rules & Legislation
Committee

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

*A Request To Staff To Include The Privacy Advisory Commission Presentation
In The Supplemental Report*

On Non-Consent

OPEN FORUM / PUBLIC COMMENTS

ADJOURNMENT OF COUNCIL SESSION

**(Meeting Shall Conclude No Later Than 9:30 P.M., Unless Extended By Majority Vote Of
The Council)**

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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
8:30 A.M. TO 5:00 P.M.**