



City of Oakland

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

Meeting Agenda - FINAL

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

Tuesday, March 17, 2020

5:30 PM

City Council Chamber, 3rd Floor

DEFINITION OF TERMS:

Consent Item: any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee.

Non-Consent Item: any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee.

Action Item: any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

Informational Item: an item of the agenda consisting only of an informational report that does not require or permit Council action.

1 PLEDGE OF ALLEGIANCE

2 ROLL CALL / CITY COUNCIL

COUNCILMEMBERS: Nikki Fortunato Bas, District 2; Noel Gallo, District 5; President Pro Tempore Dan Kalb, District 1; Council President Rebecca Kaplan, At Large; Lynette McElhane, District 3; Vice Mayor Reid, District 7; Loren Taylor, District 6; Sheng Thao, District 4

3 OPEN FORUM / CITIZEN COMMENTS (Time Available: 15 Minutes)

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

- 4.1 Subject: Resolution Declaring March 2020 As American Red Cross Month
From: Council President Kaplan And President Pro Tempore Kalb
Recommendation: Adopt A Resolution Declaring March 2020 As American Red Cross Month
[20-0281](#)

Attachments: [View Report](#)

Legislative History

3/5/20 *Rules & Legislation Scheduled to the * Concurrent Meeting of
Committee the Oakland Redevelopment Successor
Agency and the City Council
President Pro Tem Kalb request to be added to this legislation.

- 5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF MARCH 3, 2020
[20-0255](#)

- 6 **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):**

7 **CONSENT CALENDAR (CC) ITEMS:**

- 7.1 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
[20-0248](#)

Attachments: [View Report](#)

- 7.2 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
[20-0249](#)

Attachments: [View Report](#)

7.3 Subject: Declaration Of A Local Emergency On Homelessness
From: Council President 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
[20-0250](#)

Attachments: [View Report](#)

7.4 Subject: Amendment To The Salary Ordinance For Various Classifications
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 Classification Of Ethics Analyst
III; To Add The Full-Time Classification Of Sign Shop Coordinator; To Amend The Title Of
The Full-Time Classification Of Fire Prevention Bureau Inspector (Civilian) To Fire
Inspector; And To Amend The Salary Of The Part-Time Classification Of Senior Aide To
Ensure Compliance With The City Of Oakland's Minimum Wage
[20-0166](#)

Attachments: [View Salary Ordinance Report](#)
[View Salary Ordinance](#)

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

*INTRODUCTION (First Reading) WAS PASSED ON MARCH 3, 2020;6 AYES 1
ABSENT MCELHANEY 1 EXCUSED THAO.*

Legislative History

2/6/20	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
3/3/20	* 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

7.5 Subject: Honoring Carolyn Webb's On Her Retirement
From: Councilmember McElhaney
Recommendation: Adopt A Resolution Honoring Carolyn Webb For More Than 32 Years
Of Exemplary Service To The Citizens Of Oakland And Recognizing Her On Her
Retirement From The City Of Oakland
[20-0206](#)

Attachments: [View Report](#)

Legislative History

2/20/20	*Rules & Legislation Committee	Scheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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**8 ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION &
DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS**

**COMMENCING AT 6:30 P.M., OR AS SOON AS REASONABLY PRACTICABLE
THEREAFTER, THE NON - CONSENT CALENDAR PORTION OF THE AGENDA:**

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

- 9.1** Subject: 0 Mandela Parkway Appeal
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 Unite Here Local 2850, And Thus Upholding The
Oakland Planning Commission's Approval Of 1) A Major Conditional Use Permit To
Construct A Six Story Building Consisting Of 220 Rooms Measuring Approximately
142,813 Square Feet Of Floor Area, 2) A Minor Conditional Use Permit For Transient
Habitation (Hotels) And Non-Residential Tandem Parking, 3) A Variance Of The Front
Setback And 4) Related California Environmental Quality Act (CEQA) Findings For The
Proposed Building Located At 0 Mandela Parkway Oakland Ca. (Project Case No.
PLN16394); Or
[18-1391](#)

Attachments: [View Report](#)
[View Supplemental Report 11/15/2019](#)
[View Supplemental Report 2/7/2020](#)

Legislative History

2/7/19	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
	<i>As A Public Hearing</i>	
2/26/19	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened
at 8:32 p.m.*

50 individuals spoke on this item.

*Councilmember McElhaney made a motion, seconded by Councilmember
Gallo, to close the Public Hearing, and hearing no objections, the item was
continued to go before the March 12, 2019 Special City Council. The motion
passed by 7 Ayes: Bas, Gallo, Kalb, McElhaney, Taylor, Thao and President
Kaplan; 1 Excused: Reid*

3/7/19	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
3/21/19	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Referred to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
4/4/19	*Rules & Legislation Committee	Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
5/9/19	*Rules & Legislation Committee	Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
7/11/19	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
9/19/19	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
11/19/19	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>45 individuals spoke on this item.</i>	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

*Councilmember McElhaney made a motion Seconded by President Pro
Tempore Kalb to continue this item to the 2nd City Council meeting February
2020 with direction to return with a supplemental report that include the
following:*

- 1. Analysis related to the impact on employees on the demanded for affordable
housing and Social Services in Oakland*
- 2. Analysis of how many cities in Alameda County have the same Planning
Code Section*
- 3. Measure Z Monitoring*

2/18/20 * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 8:37 p.m.

39 individuals spoke on this item.

Councilmember McElhaney made a motion, seconded by Councilmember Gallo, to Continue the Public Hearing, and by that same motion adopting motion 3 to direct staff to prepare a resolution for the March 17, 2020 City Council meeting upholding the appeal and hearing no objections, the motion passed by 6 Ayes: Bas, Gallo, Kalb, McElhaney, Thao and President Kaplan; 1 Absent: Reid and 1 Excused: Taylor

3/5/20 *Rules & Legislation Committee Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
The Committee made a correction to the minutes to reflect this item was "Continued" from the February 18, 2020 City Council Meeting.

Provided The City Council Can Make The Appropriate Findings:

2) A Motion To Direct Staff To Prepare A Resolution For Future City Council Consideration To Deny the Appeal With Additional Conditions; Or [18-2464](#)

Legislative History

11/19/19 Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

Councilmember McEhaney made a motion Seconded by President Pro Tempore Kalb to continue this item to the 2nd City Council meeting February 2020 with direction to return with a supplemental report that include the following:

1. Analysis related to the impact on employees on the demanded for affordable housing and Social Services in Oakland

2. Analysis of how many cities in Alameda County have the same Planning Code Section

3. Measure Z Monitoring

2/18/20 * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

3) Adopt A Resolution Upholding The Appeal By Unite Here Local 2850, And Thus Denying The Oakland City Planning Commission's Approval Of 1) A Major Conditional Use Permit To Construct A Six-Story Building Consisting Of 220 Hotel Rooms Measuring Approximately 142,813 Square Feet Of Floor Area, 2) A Minor Conditional Use Permit For Transient Habitation (Hotels) And Non-Residential Tandem Parking, 3) A Minor Variance For Front Setback Reduction, And 4) Related California Environmental Quality Act (CEQA) Findings For The Proposed Building Located At 0 Mandela Parkway (Project Case No. PLN16394)

[TITLE CHANGE]

[18-2465](#)

Attachments: [View Legislation](#)

Legislative History

11/19/19	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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Councilmember McEhane made a motion Seconded by President Pro Tempore Kalb to continue this item to the 2nd City Council meeting February 2020 with direction to return with a supplemental report that include the following:

1. Analysis related to the impact on employees on the demanded for affordable housing and Social Services in Oakland

2. Analysis of how many cities in Alameda County have the same Planning Code Section

3. Measure Z Monitoring

2/18/20	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
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ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

11 Subject: Oakland Promise Grant
From: Councilmember Taylor
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute A Grant Agreement On Behalf Of The City With Oakland Promise, A California Non-Profit Public Benefit Corporation, In The Amount Of One Million, One Hundred Fifty Thousand Dollars (\$1,150,000) For The Kindergarten To College Early College Scholarship Fund
[20-0278](#)

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

12 Subject: Purchase of Portland Loos
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Waiving The City's Advertising, Competitive Bid And Request For Proposals/Qualifications (RFP/RFQ) Process And Authorizing The City Administrator Or Designee To Award A Contract To Madden Fabrication In An Amount Not To Exceed One Million Dollars (\$1,000,000.00) For The Purchase And Installation Of Portland Loos In The City Of Oakland
[20-0269](#)

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

13 Subject: Project Delivery Agreement For Leimert Bridge Retrofit Project
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Execute A Project Delivery Agreement (PDA) With The California Department Of Transportation (Caltrans) For The Completion Of The Leimert Boulevard Bridge Seismic Retrofit Project In Accordance With The Scope, Cost And Development Schedule As Delineated In The Project Delivery Agreement
[20-0265](#)

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

Legislative History

3/5/20	*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 was read into record.

CONTINUATION OF OPEN FORUM

ADJOURNMENT OF COUNCIL SESSION

**(Meeting Shall Conclude No Later Than 12:00 A.M., Unless Extended By Majority Vote Of
The Council)**

Americans With Disabilities Act

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Office of the City Clerk - Agenda Management Unit

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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.