

City of Oakland

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



CITY OF OAKLAND

Meeting Agenda - FINAL

Thursday, October 22, 2020

10:30 AM

Please See The Agenda To Participate In The Meeting

Tele-Conference

***Rules & Legislation Committee**

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

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

Pursuant to the Governor's Executive Order N-29-20, all members of the City Council as well as the City Administrator, City Attorney and City Clerk will join the meeting via phone/video conference and no teleconference locations are required

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/86780717734> 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 Webinar ID: 867 8071 7734

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

COMMENT:

ALL PUBLIC COMMENT ON ACTION ITEMS WILL BE TAKEN AT THE BEGINNING OF THE MEETING UNDER ITEM 1. COMMENT FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN UNDER OPEN FORUM AT THE END OF THE MEETING

There are three ways to submit 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 five (5) minutes before posted meeting time. • To comment by Zoom video conference, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on a eligible agenda item at the beginning of the meeting. 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](https://support.zoom.us/hc/en-us/articles/205566129-Raise-Hand-In-Webinar). • To comment by phone, 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 Asha Reed, Assistant City Clerk at AReed@oaklandca.gov.

- Office of the City Clerk

COMMITTEE MEMBERSHIP:

Council President Rebecca Kaplan, At-Large; Nikki Bas, District 2; Lynette McElhaney, District 3; Chairperson: Sheng Thao, District 4

Roll Call / Call To Order

1 PUBLIC COMMENT:

COMMENT ON ALL ACTION ITEMS WILL BE TAKEN AT AT THIS TIME. COMMENTS FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN DURING OPEN FORUM

2 Approval Of The Draft Minutes From The Committee Meeting Of September 24, 2020

[20-0722](#)

Attachments: [View Report](#)

3 New Scheduling Items

3.1 Subject: Resolution Supporting DACA, TPS And DED
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of Protections From Deportation And A Path To Permanent Residency For Beneficiaries Of Deferred Action For Childhood Arrivals, Temporary Protected Status And Deferred Enforced Departure; On The November 10, 2020 City Council Agenda
20-0736

3.2 Subject: The Better Neighborhoods, Same Neighbors Initiative In East Oakland
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To: (1) Accept And Appropriate Transformative Climate Communities (TCC) Program Grant Funds In The Amount Of Twenty-Eight Million, Two Hundred Thousand Dollars (\$28,200,000) To Implement The TCC Program, Administered By The California Strategic Growth Council (SGC) And Department Of Conservation, For Projects Within Or Contiguous To The Better Neighborhoods, Same Neighbors Initiative Project Area And, (2) Advance Payments To Certain Project Partners In An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000), Either Individually Or Collectively, To Implement The Better Neighborhoods, Same Neighbors Initiative Project; On The November 10, 2020 City Council Agenda On Consent
20-0746

- 3.3** Subject: Prop. 68 Statewide Park Grant Project Applications
From: Oakland Public Works Department
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator Or Designee To Apply For, Accept, And Appropriate Grant Funds From The Proposition 68 - California Statewide Park Development And Community Revitalization Program Grant, Each For An Amount Not-To-Exceed Eight Million Five Hundred Thousand Dollars (\$8,500,000.00) For The · Lincoln Square Park Recreation/ Community Center Re-Build/Expansion Project · Mosswood Park New Community Center ·Verdese Carter Park Renovation In Partnership With The Trust For Public Land, And 2) Waiving The Request For Proposal/Qualifications Competitive Selection Requirement And Authorizing The City Administrator To Enter Into Professional Services Agreements With The Trust For Public Land To Assist The City To Implement The Respective Project Listed Above, In An Contract Amount To Be Negotiated By The City Administrator, Without Return To Council; On The November 10, 2020 City Council Agenda On Consent
20-0738
- 3.4** Subject: Fire Station 29 Professional Services Contract
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Professional Services Agreement For Architectural And Engineering Design Services To K2A - Mary McGrath Associated Architects (K2A-MMAA), A Joint-Venture, For An Amount Not-To-Exceed One Million Eight Hundred Thousand Dollars (\$1,800,000.00) For The Development of A Masterplan Of The Training, Resiliency, Education And Community Complex Project And Design For The New Fire Station 29 Project (No. 1004854); On The November 10, 2020 City Council Agenda On Consent
20-0739
- 3.5** Subject: Storm Drainage Master Plan Prof. Services Agreement
From : Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding A Professional Services Agreement To Wood Rodgers For Engineering Services For The City Of Oakland's Storm Drainage Master Plan Project No. 1005274 In An Amount Not To Exceed Three Million Three Hundred Ninety-One Thousand Dollars (\$3,391,000); On The November 10, 2020 City Council Agenda On Consent
20-0740

- 3.6** Subject: FY 2020 UASI Grant
From: Oakland Fire Department
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator Or Designee To: (A) Enter Into An Agreement With The City And County Of San Francisco For Receipt Of Federal Fiscal Year 2020 Urban Area Security Initiative (FY 2020 UASI) Grant Funds In An Amount Up To One Million, One Hundred Fifteen Thousand Dollars (\$1,115,000.00); (B) Accept And Appropriate Said Grant Funds For The Fire Department, Emergency Management Services Division; (C) Expend Grant Funds In Accordance With The FY 2020 UASI Recommended Grant Spending Plan Provided The City's Hiring And Contracting Requirements And Programs/Policies Are Followed And Without Further Council Approval; And (2) Waiving The City's Advertising And Competitive Bidding And Purchasing Requirements: On November 10, 2020 City Council Agenda On Consent **20-0741**
- 3.7** Subject: FY 2019 FEMA Assistance To Firefighters Grant
From: Oakland Fire Department
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator, Or Designee, To: (A) Enter Into An Agreement With The U.S. Department Of Homeland Security's Federal Emergency Management Agency (FEMA) To Accept The Assistance To Firefighters Grant (AFG) Funds In The Amount Of One Million Two Hundred Sixteen Thousand One Hundred And Ninety Two Dollars (\$1,216,192) To Purchase Equipment And Other Necessary Resources For The Project Period Starting September 29, 2020 And Ending September 28, 2021; (B) Appropriate And Administer Said Funds For The Fire Department; (C) Expend AFG Funds In Accordance With The City's Purchasing Requirements And Programs/Policies; And (2) Allocating Matching Funds In The Amount Of One Hundred Twenty One Thousand Six Hundred And Nineteen Dollars And Twenty Two Cents (\$121,619.22); On The November 10, 2020 City Council Agenda On Consent **20-0737**
- 3.8** Subject: OPD 2020 DNA Backlog Reduction Program
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To: 1) Accept And Appropriate Grant Funds In An Amount Not To Exceed \$369,460 From The U.S. Department Of Justice (DOJ), Office Of Justice Programs (OJP), Bureau Of Justice Assistance (BJA) For Implementation Of The FY (Fiscal Year) 2020 DNA Capacity Enhancement For Backlog Reduction Program For The Oakland Police Department (OPD); And 2) Waive The City Advertising And Competitive Bidding Requirements For The Purchases Of Dna Typing Supplies And Instruments From (1) Qiagen For One Hundred Seventy-Five Thousand One Hundred Twenty Dollars (\$175,120), (2) Promega For One Hundred Fifty-Seven Thousand And Forty Dollars (\$157,040), And (3) Thermo Fisher/Life Technologies For Nineteen Thousand Ninety-Six Dollars (\$19,096); On The November 10, 2020 City Council Agenda On Consent **20-0742**

- 3.9** Subject: CA DOJ Sexual Assault Evidence Testing Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To: 1) Accept And Appropriate One Hundred Fifty-Three Thousand Six Hundred Twenty-Seven Dollars (\$153,627) In Untested Sexual Assault Evidence Audit 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's (OPD) Inventory; 2) Enter Into A Memorandum Of Understanding (MOU) With CA DOJ Bureau Of Forensic Services To Define Grant Reimbursement Rules; And 3) Authorize The City's General Purpose Fund To Contribute Ten Thousand Three Hundred Forty Nine Dollars (\$10,349) To Cover The Associated Central Services Overhead Charges; On The November 10, 2020 City Council Agenda On Consent
20-0743
- 3.10** Subject: OPD Forensic Logic CopLink Privacy Use Policy And Contract
From: Oakland Police Department
Recommendation: Adopt A Resolution 1) Approving The Oakland Police Department (OPD) Forensic Logic CopLink Surveillance Use Policy (SUP); 2) Authorizing The City Administrator Or Designee To Enter Into A Three Year Contract With Forensic Logic, Inc., For The Period Of July 1, 2020 Through June 30, 2023, For One Hundred And Ninety Eight Thousand Dollars (\$198,000) For The First Year, And Two Hundred Fifty Three Dollars (\$253,000) Per Year For Years Two And Three, For A Total Contract Of Seven Hundred Four Thousand Dollars (\$704,000), For Access To The CopLink Search And Analytics System And Related Network, Licensing, Technical Support, And Consulting Services; And 3) Waiving The City's Advertising/ Bidding And Request For Proposal Requirements For The Proposed Purchase: On The November 10, 2020 City Council Agenda On Non-Consent
20-0744
- 3.11** Subject: OPD Crime Lab Surveillance Use Policy and Supplies Procurement
From: Oakland Police Department
Recommendation: Adopt A Resolution: 1) Approving The Oakland Police Department (OPD) Crime Lab Criminalistics Laboratory DNA Instrumentation And Analysis Software Biometric Technology Use Policy; And 2) Waiving The City's Advertising And Competitive Bidding Requirements And Waiving The Request For Proposals/Qualifications (RFP/Q) Process 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, 2025, For A Total Cost Not To Exceed Three Million Dollars (\$3,000,000); On The November 10, 2020 City Council Agenda On Consent
20-0745

- 3.12** Subject: Amendment To Resolution No. 87789 CMS HSIP9 Grant Funds
From: Transportation Department
Recommendation: Adopt A Resolution Amending Resolution No. 87789 C.M.S., Which Accepted And Appropriated Two Highway Safety Improvement Program Cycle 9 (HSIP9) Grants Totaling One Million Three Hundred Forty-Five Thousand Nine Hundred Thirty Dollars (\$1,345,930), To Appropriate The HSIP9 Grant Funds To The Correct Fund Account; On The November 10, 2020 City Council Agenda On Consent
20-0748
- 3.13** Subject: Resolution Amending Ancora Place Affordability Restrictions.
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Amending The Affordability Restrictions At Ancora Place, An Affordable Housing Project Located At 2227-2257 International Boulevard Proposed By Satellite Affordable Housing Associates; On The November 10, 2020 City Council Agenda On Consent
20-0750
- 3.14** Subject: Montclair Business Improvement District
From: Economic And Workforce Development Department
Recommendation: Adopt A City 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 2021-2022 For The Montclair Business Improvement District; And 3) Scheduling A Public Hearing For December 1, 2020; On The November 10, 2020 City Council Agenda On Consent
20-0752
- 3.15** Subject: Rockridge Business Improvement District
From: Economic And Workforce Development Department
Recommendation: Adopt A City 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 2021-2022 For The Rockridge Business Improvement District; And 3) Scheduling A Public Hearing For December 1, 2020; On The November 10, 2020 City Council Agenda On Consent
20-0756
- 3.16** Subject: 1911 Telegraph Avenue License Amendment
From: Economic & Workforce Development Department
Recommendation: Adopt An Ordinance (1) Authorizing The City Administrator Or Designee To Amend The License Agreement For 1911 Telegraph Avenue Between The City Of Oakland And The Lake Merritt-Uptown District Association Of Oakland, To Extend The Term Of The License Agreement From September 1, 2020 To December 31, 2022, For A Monthly License Fee Of Two Thousand Two Hundred And Fifty Dollars (\$2,250.00); And (2) Making CEQA Exemption Findings; On The November 10, 2020 City Council Agenda On Consent
20-0753

3.17 Subject: Warehouse Fire Litigation
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Jose Alvos V. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG16843631, Related To The December 2, 2016 Tragic Fire At The Privately Owned Warehouse Commonly Referred To As The "Ghost Ship," And The Cases Of Eleven Additional Plaintiffs Who Lived At That Location, For The Total Amount Of Three Hundred Ninety Nine Thousand Dollars And No Cents (\$399,000) To All These Plaintiffs Combined (Police Department); On The November 10, 2020 City Council Agenda On Consent

20-0758

3.18 Subject: Commemorative Street Renaming For Dr. Huey P. Newton
From: Councilmember McElhaney
Recommendation: Adopt A Resolution Commemoratively Renaming 9th Street Between Mandela Parkway And Peralta Street As 'Dr. Huey P. Newton Way' Per The Process Established By Res. No. 77967 C.M.S.; On The November 10, 2020 City Council Agenda

20-0751

3.19 Subject: Quarterly Revenue & Expenditure Report
From: Finance Department
Recommendation: Receive An Informational Report On Fiscal Year (FY) 2019-20 Fourth Quarter And Fiscal Year (FY) 2020-21 First Quarter Revenue And Expenditure Results And Year-End Summaries For The General Purpose Fund (1010) And Selected Funds; On The November 17, 2020 Finance & Management Committee Agenda

20-0757

3.20 Subject: Local Business Empowerment Through Contracting (LBETC)
From: Councilmember Taylor
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Strengthening The City Of Oakland's Commitment To Empowering Local Businesses By Enhancing Its Local And Small Local Business Enterprise (L/SLBE) Program Through Greater Participation In City Contracting; And

20-0754

2) An Ordinance Amending Ordinance 13101 C.M.S., Which Modified Oakland's Local And Small Local Business Enterprise (L/SLBE) And Other Social Equity Policies, Revising The L/SLBE Program To (1) Implement A Sheltered Market Program For Awarding Small Contracts To SLBES, (2) Enhance Requirements For The Preferred Small Local Business Program, (3) Modify The Local Business Size Standards, Participation Requirements, Bid Discounts And Preference Points, And (4) Enhance The Mentor-Protégé Program To Increase Local Business Empowerment Through Greater Participation In City Contracting; On The November 17, 2020 Special Community & Economic Development Committee Agenda

20-0755

3.21 Subject: Provision Of Individual Housing Units and Alternative Shelter
From: Office Of The City Administrator's
Recommendation: Adopt A Resolution Amending Resolution Number 88077 C.M.S. Requesting The City Administrator To Follow The Center For Disease Control ("CDC") Interim Guidelines On Homelessness And Covid-19 To Only Clear Encampments If Individual Housing Units Or Alternative Shelter Is Provided; Clarifying The Requirements For The Provision Of Individual Housing Units and Alternative Shelter; On The December 1 City Council Agenda On Consent
20-0759

3.22 Subject: Affordable Housing Permit Fee Waiver
From: Council President Kaplan
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code Chapter 15.04.1.165 By Adding The Implementation Of Permit Fee Waiver Program For Affordable Housing Up To One Million (\$1,000,000) Appropriated From Fund 2415 And With Disbursements Of A Maximum Of \$45,000 Per Project Under 25 Units And A Maximum Of \$65,000 Per Project Over 26 Units; On The November 10, 2020 City Council Agenda On Consent
20-0760

3.23 Subject: Electric Bike Share Program
From: Transportation Department
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Title 10 And Title 12.08 To Rename The Dockless Scooter Share Program To Dockless Vehicle Share Program And Include Dockless Electric Bicycles And Tricycles As Eligible Vehicles For Permits Under The Dockless Vehicle Share Program; On The November 10, 2020 City Council Agenda As A Public Hearing
[20-0761](#)

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[20-0723](#)

Attachments: [View Pending List](#)
[View Previously Distributed 10 Day Agendas](#)
[View 10 Day Draft Agendas](#)

5 Determinations Of Closed Session
[20-0724](#)

Open Forum (Total Time Available: 15 Minutes)

Adjournment

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 5 days prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

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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.**