

City of Oakland

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

Meeting Minutes - DRAFT Special Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board

Tuesday, May 17, 2022

1:00 PM

Virtual Tele- Conference Via Zoom

Please See The Agenda To Participate In The Meeting

Pursuant to California Government Code Section 54953(e), the City Council has found that an imminent risk to the health of attendees due to the COVID-19 pandemic continues to exist. Therefore, all City Councilmembers will particulate in the meeting via phone/video conference without notice of their teleconference locations

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/86846489138 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: 868 4648 9138

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.
- 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 the Agenda Management Unit at cityclerk@oaklandca.gov

- Office of the City Clerk

The Special Concurrent Meeting of the Oakland City Council and Successor Redevelopment Agency/GHAD was convened at 1:01 PM.

ROLL CALL / CITY COUNCIL

Councilmember Kalb and Councilmember Gallo were not present at the time of Roll Call.

Councilmember Gallo was noted present at 1:06 P.M.

Councilmember Kalb was noted present at 1:07 P.M.

Present 8 - Carroll Fife, Dan Kalb, Nikki Fortunato Bas, Noel Gallo, Rebecca Kaplan, Sheng Thao, Treva Reid, and Loren Taylor

ACTIONS ON SPECIAL ORDERS OF THE DAY

(Ceremonial Presentations, Reports/Presentations From The Mayor, Council Acknowledgements/Announcements):

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):

The President of the Council requested that item #2.1 regarding "Petition For Annexation" was withdrawn and rescheduled to the June 7, 2022 City Council meeting.

Councilmember Fife made a motion, seconded by Council President Bas, to move item #2.28 regarding "2022 Summer Food Service Program" from the Consent calendar to the Non Consent Calendar.

President Pre Tempore Thao withdrew item # S2.33 regarding "Enhanced Infrastructure Financing District For Affordable Housing Study" and deferred it to the Rules And Legislation Committee.

1 PUBLIC COMMENT:

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

34 speakers spoke during Public Speakers.

2 CONSENT CALENDAR (CC) ITEMS:

AT THIS TIME, THE JOINT MEETING OF LEONA QUARRY AND OAKLAND AREA GEOLOGIC HAZARD ABATEMENT DISTRICTS SHALL BE CONVENED

Leona Quarry GHAD

2.1 Subject: Petition For Annexation From: Oakland Area GHAD

Recommendation: Adopt A Resolution 2022/04 Accepting Petition For Annexation Of The Oak Knoll Development And Directing A Public Hearing Be Held On July 5, 2022 For

The Request For Annexation

22-0373

<u>Attachments:</u> Staff Report for Resolution 2022-04 Oakland Area GHAD Accepting of

Petition for Annexation Oak Knoll

Oak Knoll Petition for Annexation Resolution

Petition for Annexation

This City Resolution be Withdrawn and Rescheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 6/7/2022

City Council to be fleatu 6/1/2022

AT THIS TIME, THE JOINT MEETING OF THE LEONA QUARRY AND OAKLAND AREA GEOLOGICAL HAZARD AND ABATEMENT DISTRICTS WILL BE ADJOURNED

Approval of the Consent Agenda

A motion was made by Kaplan, seconded by Fife, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

NO VOTE: 0

2.2 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

22-0358

Attachments: View Legislation

89168 CMS

2.3 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

22-0359

Attachments: View Legislation

89169 CMS

This City Resolution was Adopted.

2.4 Subject: Declaration Of A Local Emergency On Homelessness

From: Vice Mayor 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 22-0360

<u>Attachments:</u> <u>View Legislation</u>

89170 CMS

This City Resolution was Adopted.

2.5 Subject: Teleconference Meetings Of The City Council

From: Office Of The City Administrator's

Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Determination That Conducting In-Person Meetings Of The City Council And Its Committees Would Present Imminent Risks To Attendees' Health, And Electing To Continue Conducting Meetings Using Teleconferencing In Accordance With California Government Code Section 54953(E), A Provision Of AB-361 22-0361

Attachments: View Legislation

89171 CMS

2.6 Subject: Youth Commission Ordinance Changes

From: Councilmember Taylor, Reid, Gallo, And Council President Bas

Recommendation: Adopt A Ordinance Amending Ordinance Nos. 10545 C.M.S., 11461 C.M.S., And 11869 C.M.S. To Change The Name Of The Youth Advisory Commission To The Oakland Youth Commission And Amend The Membership And Quorum

Requirements

22-0288

Attachments: View Report

View Legislation
13690 CMS

This Ordinance was Approved for Final Passage.

2.7 Subject: Adopt Ordinance To Modify Oakland's Proof Of Vaccination Requirement

From: Councilmember Kalb

Recommendation: Adopt A Ordinance Amending Oakland Municipal Code Chapter 8.68 By: (1) Deleting The Requirement For Proof Of A Covid- 19 Vaccination (Proof Of Covid Vaccination) For Patrons At The Following Indoor Public Locations: (A) Establishments Or Events Where Food Or Drink Is Served Including Restaurants, Bars, Coffee Houses, Clubs, And Banquet Halls; (B) Entertainment Venues, Theaters, Concert Venues, Museums, And Recreation Facilities; (C) Gyms, Fitness Centers And Yoga Studios; (D) City Hall; And (E) Large Indoor Events At City And Privately-Owned Facilities; And (2) Requiring Face Masks For Patrons At Large Indoor Events At City And Privately-Owned Facilities

22-0324

Attachments: View Report

View Legislation

View Supplemental Legislation - 5/5/2022

13691 CMS

This Ordinance was Approved for Final Passage.

2.8 Subject: Celebration Of Asian American And Pacific Islander Heritage Month

From: Council President Bas And President Pro Tempore Thao

Recommendation: Adopt A Resolution In Celebration Of May 2022 As Asian American And Pacific Islander Heritage Month And Honoring Asian Americans And Pacific Islanders Whose Service And Leadership In Oakland Contribute To A More Vibrant And Just City

22-0289

Attachments: View Legislation

89172 CMS

This City Resolution was Adopted.

2.9 The Item regarding the "DVP Data Management System" was withdrawn from this agenda at the May 12, 2022 Rules And Legislation Committee

2.10 Subject: Uptown Bike Station Agreement Amendment

From: Transportation Department

Recommendation: Adopt A Resolution Authorizing An Amendment And Extension Of A Cooperative Agreement With The Bay Area Rapid Transit District (Bart) For Support Of The Operations And Management Of The Uptown Bike Station And Approving A Contribution In An Amount Not To Exceed One Hundred Ninety-Five Thousand Dollars (\$195,000.00) In Measure Bb Bicycle And Pedestrian Funds; And Adopting Appropriate California Environmental Quality Act Findings 22-0305

Attachments: View Report

View Report Attachment A
View Report Attachment B
View Report Attachment C

View Legislation 89173 CMS

Special Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board

2.11 Subject: California Department Of Aging, Standard Agreement Amendment

From: Human Services Department

Recommendation: Adopt A Resolution Amending Resolution No. 88714 C.M.S. To Increase The Amount Of Funding Accepted And Appropriated From The California Department Of Aging (CDA) In The Amount Of \$109,765 For A Total Amount Of \$1,866,599 For The Multipurpose Senior Services Program (MSSP) For Fiscal Year (FY) 2021-2022

22-0315

Attachments: View Report

View Legislation 89174 CMS

This City Resolution was Adopted.

2.12 Subject: FY 2021-2026 Urban Search And Rescue (US&R) Funding

From: Oakland Fire Department

Recommendation: Adopt A Resolution: (A) Authorizing The City Administrator To:

- (1) Enter Into A Grant Agreement With The Federal Emergency Management Agency (FEMA) To Accept And Appropriate FEMA Funds In The Amount Of One Million Two Hundred Thirty Eight Thousand, Eight Hundred Seventy Eight Dollars (\$1,238,878) Annually For Fiscal Years (FY) 2021-2026, And Additional Supplemental Annual Funding Not To Exceed Fifty Percent (50%) Of The Original Grant Award Per Year, For A Cumulative Amount Not To Exceed Nine Million Two Hundred Ninety One Thousand, Five Hundred Eighty Five Dollars (\$9,291,585) To Fund The Oakland Fire Department's Urban Search And Rescue (US&R) California Task Force Four (Ca-Tf4);
- (2) Expend The FEMA Funds In Accordance With The Preliminary Spending Plan Without Further City Council Approval, Including Funding For Training And The Purchase Of Equipment; (B) Waiving The City's Advertising And Competitive Bidding And Purchasing Requirements For Procurement Of Equipment When Required By The Grant; (C) Authorizing The City Administrator To Appropriate Revenue Received From Trainings Provided By US&R Ca-Tf4; (D) Approve A Contribution From The General Purpose Fund (GPF) In An Amount Estimated At Sixty Thousand, Nine Hundred And Twenty Four Dollars (\$60,924) Annually For FY 2021-2026 To Cover Disallowed Internal Service Fund (ISF) Charges Affiliated With Said Grant 22-0316

Attachments: View Report

View Legislation 89175 CMS

2.13 Subject: FY 2020 Urban Search And Rescue (US&R) Funding Amendment

From: Oakland Fire Department

Recommendation: Adopt A Resolution Amending Resolution Number 88316 C.M.S By Authorizing The City Administrator To: (1) Accept And Appropriate Fiscal Year 2020 Supplemental Grant Funds In The Amount Of Forty Seven Thousand, Nine Hundred And Eighteen Dollars (\$47,918) From The Federal Emergency Management Agency (FEMA) For A Cumulative Fiscal Year 2020 Grant Award Of One Million, Three Hundred Fourteen Thousand, Five Hundred And Forty Nine Dollars (\$1,314,549); (2) Expend The Additional Grant Funds In Accordance With The Fiscal Year 2020 Primary Spending Plan To Increase Funding For Equipment Awarded On September 21, 2021; And (3) Use General Purpose Funds (GPF) To Cover The Cost Of Internal Service Fund (ISF) Charges Affiliated With Said Grant For Fiscal Year 2020 22-0317

Attachments: View Report

View Legislation 89176 CMS

This City Resolution was Adopted.

2.14 Subject: Lakeshore/Lake Park Business Improvement Management District Of 2022

Resolution Of Intention

From: Economic And Workforce Development Department

Recommendation: Adopt A Resolution: (1) Declaring An Intention To Form The Lakeshore/Lake Park Business Improvement Management District Of 2022 ("Lakeshore Bid 2022"); And (2) Granting Preliminary Approval Of The Lakeshore Bid 2022 Management Plan; And (3) Directing Filing Of The Proposed Lakeshore Bid 2022 Assessment District Boundary Description With The City Clerk; And (4) Directing Distribution Of A Ballot To All Affected Property Owners In The Proposed Lakeshore Bid 2022 To Determine Whether A Majority Protest Exists; And (5) Scheduling A Public Hearing For July 5, 2022

22-0326

Attachments: View Report And Attachments

View Legislation And Exhibits

89177 CMS

2.15 Subject: Honoring Kyndra Simmons For 20 Years Of Service To Youth Alive!

From: Councilmember Reid

Recommendation: Adopt A Resolution Honoring Ms. Kyndra Simmons For 20 Years Of

Dedicated And Distinguished Service To Youth Alive!

22-0331

Attachments: View Legislation

89178 CMS

This City Resolution was Adopted.

2.16 Subject: George P. Scotlan Memorial Convention Center Fund Appropriation

From: Economic Workforce Development Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Appropriate Additional Funds In The Amount Of Two Hundred Thousand Dollars (\$200,000) To Restore An Operating Reserve At The George P. Scotlan Memorial Convention Center Located At 550 10th Street Pursuant To The Terms Of An Amended And Restated Management Agreement With Integrative Services Corporation 22-0334

Attachments: View Report

View Legislation 89179 CMS

This City Resolution was Adopted.

2.17 The Item Regarding the "General Fund Contract Extension To WIOA Adult And Youth Service Providers' was moved to the Non Consent calendar at the May 12, 2022 Rules And Legislation Committee meeting.

2.18 Subject: City Of Oakland Contribution To Youth Ventures Joint Powers Authority

From: Human Services Department

Recommendation: Adopt A Resolution Awarding Grant To Youth Ventures Joint Powers Authority (YVJPA), Through Its Fiscal Agent Marcus A. Foster Educational Institute, In The Amount Of \$150,000 Per Year For Fiscal Years 2021-2022 And 2022-2023, For The City Of Oakland's Annual Contributions To The YVJPA, And Authorizing An Agreement For Distribution Of Said Funds

22-0342

Attachments: View Report

View Legislation 89180 CMS

2.19 Subject: West Grand & Brush Phase I Affordability Restriction Amendment

From: Housing And Community Development Department

Recommendation: Adopt A Resolution Amending Resolution No. 87994 C.M.S. To Add Affordability Restrictions At West Grand & Brush Phase I, An Affordable Housing Project Located At 2201 Brush Street & 760 22nd Avenue Proposed By The East Bay Asian Local Development Corporation And Allied Housing, Inc 22-0343

Attachments: View Report

View Legislation 89181 CMS

This City Resolution was Adopted.

2.20 Subject: Social Good Fund Inc. As Fiscal Sponsor Homies Empowerment

From: Councilmember Reid

Recommendation: Adopt A Resolution Amending Resolution No. 88780 C.M.S., Which Among Other Things Granted Seventy-Five Thousand Dollars (\$75,000) To Homies Empowerment, To Add Social Good Fund Inc. As Fiscal Sponsor For Homies Empowerment

22-0353

Attachments: View Report

View Legislation 89182 CMS

This City Resolution was Adopted.

2.21 Subject: Desley Brooks V. City Of Oakland, Et Al.

From: Office Of The City Attorney

Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Desley Brooks V. City Of Oakland, Barbara J. Parker, Otis Mcgee, Jr., Colin T. Bowen, And Does 1 - 10, Alameda County Superior Court Case No. Rg19019313, City Attorney's File No. 32974, In The Amount Of One Hundred Sixty - Five Thousand Dollars And Zero Cents (\$165,000.00) (Office Of The City Attorney - Professional Negligence) 22-0355

Attachments: View Report

View Legislation 89183 CMS

A motion was made by Rebecca Kaplan, seconded by Carroll Fife, that this matter be Adopted. The motion carried by the following vote:

Aye: 6 - Fife, Fortunato Bas, Gallo, Kaplan, Thao, and Reid

No: 2 - Kalb, and Taylor

NO VOTE: 0

2.22 Subject: Claim Of Sarai Crain

From: Office Of The City Attorney

Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Sarai Crain, City Attorney's File No. 35148, In The Amount Of Two Hundred Sixty-Eight Thousand Dollars And Zero Cents (\$268,000.00) (Department Of Violence Prevention - Employment/Civil Rights)

22-0356

Attachments: View Report

View Legislation 89184 CMS

This City Resolution was Adopted.

2.23 Subject: Housing, Residential Rent And Relocation Board Appointment

From: Office Of The Mayor

Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Merika Reagan As A Tenant Alternate Member To The Housing, Residential Rent And Relocation Board

22-0318

Attachments: View Report

View Report - Application

View Legislation

View Supplemental Legislation 5/6/2022

89185 CMS

This City Resolution was Adopted.

2.24 Subject: Mayor's Commission On Persons With Disabilities (MCPD) Annual Report

From: Transportation Department

Recommendation: Receive The Mayor's Commission On Persons With Disabilities

(MCPD) Annual Report

22-0333

Attachments: View Report

View Legislation

This Informational Report was Received and Filed.

2.25 Subject: TDA Article 3 FY22-23 Funds Approval

From: Transportation Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Apply For, Accept, And Appropriate Up To Three Hundred And Eighty Thousand Dollars (\$380,000.00) In Fiscal Year (FY) 2022-23 State Transportation Development Act Article 3 Funds As Follows: A: East 20th Street Stairpath Rehabilitation, One Hundred And Ten Thousand Dollars (\$110,000); B: Wilson And Palmer Stair Path Rehabilitation Project, One Hundred And Twenty Thousand Dollars (\$120,000); C: Cityracks Bicycle Parking Program, Seventy-Five Thousand Dollars (\$75,000); D: Bicyclist Signage Program, Seventy-Five Thousand Dollars (\$75,000); And (2) Adopting Appropriate California Environmental Quality Act (CEQA) Findings 22-0309

Attachments: View Report

View Legislation 89186 CMS

This City Resolution was Adopted.

2.26 Subject: State Of California Local Housing Trust Fund Grant Program

From: Housing And Community Development Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Up To \$5 Million In Funds From The California Department Of Housing And Community Development Under The Local Housing Trust Fund Program For Affordable Housing Production Programs

22-0370

Attachments: View Report

View Legislation And Attachment 1

89187 CMS

This City Resolution was Adopted.

2.27 The Item regarding the "Resolution Declaring The City of Oakland's Commitment to Abortion Access" was placed on the Non Consent Calendar at the May 12, 2022 Rules And Legislation Committee

2.29 Subject: E. 12th Street Median Encampment Resident Transition Donation

From: Council President Bas

Recommendation: Adopt A Resolution Accepting And Appropriating A Donation Of Funds In An Amount Not To Exceed \$150,000 From Alameda County To Support Transitioning Residents Of The E 12th Street Median Encampment To Stable Housing; And Authorizing The City Administrator To Enter Into An Agreement With Alameda County To Receive Said Funds

Attachments: View Report

View Legislation 89188 CMS

This City Resolution was Adopted.

2.30 Subject: Honoring AKA Xi Gamma Omega Chapter

From: Councilmember Taylor And Councilmember Reid

Recommendation: Adopt A Resolution Honoring The Xi Gamma Omega Chapter Of Alpha Kappa Alpha Sorority, Incorporated On The Chapter's 40th Anniversary, Recognizing Their Dedication To The Community, And Raising \$40,000 For Scholarships For Local Students

22-0383

22-0380

Attachments: View Report

View Legislation

View Supplemental Legislation - 5/12/2022

89189 CMS

This City Resolution was Adopted.

2.31 Subject: A&G Music / Dick Akright,

From: Office Of The City Attorney

Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Claim Of Best Instrument Repair And A&G Music / Dick Akright, City Attorney File No. C34483, In The Amount Of Thirty-Four Thousand Fifty-Five Dollars And Thirty-Five Cents (\$34,055.35) (Department Of Public Works - Failed Sewer Main)

22-0388

Attachments: View Report

View Legislation 89190 CMS

2.32 Subject: Case Of Raul Alvarez-Magana 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 Raul Alvarez-Magana V. City Of Oakland, County Of Alameda, State Of California And Does 1-50, Inclusive, Alameda County Superior Court Case No. RG20073347, City Attorney File No. 34184, In The Amount Of Forty-Five Thousand Dollars And No Cents (\$45,000.00) (Department Of Transportation - Dangerous Condition Of Public Property)
22-0387

Attachments: View Report

View Legislation 89191 CMS

This City Resolution was Adopted.

S2.33 Subject: Enhanced Infrastructure Financing District For Affordable Housing Study

From: Finance And Management Committee

Recommendation: Adopt A Resolution Directing City Administrator Or His Designee And The Race & Equity Director To Work In Collaboration With Kosmont Via TODCO On A Wider Scope Feasibility Study For An EIFD That Includes (1) Possible Partnership With County Parcels, (2) A Specific EIFD For East Oakland, (3) A Specific EIFD For West Oakland, To Be Brought Back To The City Council Meeting In September 2022 22-0395

This City Resolution be Withdrawn with No New Date.

\$2.34 Subject: Honoring Pastor Gillette James

From: Councilmember Fife

Recommendation: Adopt A Resolution Honoring The Life And Legacy Of Pastor Gillette O. James And Recognizing His Nearly 50 Years Of Service As Pastor Of Beth Eden Church And His Committed Service To The Community In West Oakland And Beyond 22-0411

Attachments: View Legislation

89192 CMS

Hazard Abatement District Board

\$2.35 Subject: Resolution In Support Of AB 1771 Ward

From: Councilmember Kalb

Recommendation: Adopt A Resolution In Support Of State Assembly Bill 1771 (Ward) The California Housing Speculation Act Which Would For Taxable Years Beginning On Or After January 1, 2023 Impose An Additional 25% Tax On That Portion Of A Qualified Taxpayer's Net Capital Gain From The Sale Or Exchange Of Residential Property, As Defined And Reducing Those Taxes Depending On How Many Years Have Passed Since The Initial Purchase

22-0350

Attachments: View Report

View Legislation
View Fact Sheet

View "CORRECTED" Report - 5/12/2022

89193 CMS

This City Resolution was Adopted.

S2.36 Subject: Studying An Enhanced Infrastructure Financing District For Affordable Housing From: Pro Tempore Thao, Councilmembers Fife And Council President Bas Recommendation: Approve A Report And Recommendation Directing The City Administrator To Study The Creation And Implementation Of A Citywide Enhanced Infrastructure Financing District Funding Affordable Housing And Infrastructure Improvements And To Return To The Council With Recommendations By The First Council Meeting In February 2022 21-0959

Attachments: View Report

A motion was made by Kaplan, seconded by Fife, to approve the Consent Agenda. The motion carried by the following vote:

S2.37 Subject: Workforce Development Board's Call For Request For Proposals

From: President Pro Tempore Thao And Vice Mayor Kaplan

Recommendation: Approve A Report And Recommendation With Possible Action By The Council Regarding (1) The Workforce Development Board's Call For Request For Proposals (2) What The Process Was And What Metrics Were Used In Regards To Allocating Funds, (3) And If Any Action Was Taken By The Workforce Development Board Prior To The Release Of Request For Proposals 22-0257

Attachments: View Report

A motion was made by Kaplan, seconded by Fife, to approve the Consent Agenda. The motion carried by the following vote:

3 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING REQUIREMENTS:

3.1 Subject: FY 2022-23 Landscaping And Lighting District (LLAD) - Confirmation

From: Finance Department

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Confirming The City Of Oakland Landscaping And Lighting Assessment District (LLAD) Fiscal Year (FY) 2022-23 Engineer's Report And The Levying Of Assessment 22-0306

Attachments: View Report

View Legislation 89194 CMS

Upon the reading of Item 3.1 by the City Clerk, Councilmemebr Fife made a motion, seconded by Councilmember Kalb the Public Hearing was opened at 3:30 p.m.

3 individuals spoke on this item.

Vice Mayor Kaplan made a motion, seconded by Councilmember Gallo, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Fife, Gallo, Kalb, Kaplan, Reid, Taylor, Thao, and Fortunato Bas

A motion was made by Rebecca Kaplan, seconded by Noel Gallo, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

3.2 Subject: Delinquent Business Tax Assessment Of Liens

From: Finance Department

Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection; Or

<u>22-0161</u>

Attachments: View Report

View Legislation

View Supplemental Report - 5/5/2022

The Council did not adopt the recommendation under option 1.

This City Resolution be No Action Taken.

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection 22-0162

Attachments: View Legislation

Hazard Abatement District Board

89195 CMS

Upon the reading of Item 3.2 by the City Clerk, a motion was made by Vice Mayor Kaplan, Seconded by Councilmember Gallothe Public Hearing was opened at 3:40 p.m.

May 17, 2022

2 individuals spoke on this item.

Councilmember Taylor made a motion, seconded by Councilmember Gallo, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Fife, Gallo, Kalb, Kaplan, Reid, Taylor, Thao, and Fortunato Bas

A motion was made by Loren Taylor, seconded by Noel Gallo, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

NO VOTE: 0

4 ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION & DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS 22-0386

Attachments: MAY 5, 2022 CLOSED SESSION REPORT OF FINAL ACTION - Raul

Alvarez-Magana v. City of Oakland

MAY 5, 2022 CLOSED SESSION REPORT OF FINAL ACTION - Claim (C34483) of Best Instrument Repair and A&G Music Dick

<u>Akright</u>

A motion was made by Rebecca Kaplan, seconded by Carroll Fife, that this matter be Accepted. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

5 Approval Of The Draft Minutes From The Meeting Of April 25, 2022 And May 3, 2022 22-0362

Attachments: View Draft Minutes April 25, 2022

View Draft Minutes May 3, 2022

A motion was made by Sheng Thao, seconded by Noel Gallo, that this matter be Approved. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

NO VOTE: 0

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

2.28 Subject: 2022 Summer Food Service Program

From: Office Of The City Administrator

Recommendation: Adopt A Resolution 1. Accepting And Appropriating A Summer Food Service Program (SFSP) Grant From The California Department Of Education (CDE) In The Amount Of \$426,870; And

- 2. Awarding Professional Services Agreements (PSA) To Uptons, Inc. (DBA School Foodies) In An Amount Not To Exceed \$227,500 And To Flo's Friendly Foods In An Amount Not To Exceed \$304,800 To Provide Food Services From May 30, 2022 Through July 29, 2022; And
- 3. Accepting And Appropriating Additional SFSP Grant Monies That Become Available From The CDE And Donations From Private Sources For The Period Of May 30, 2022 Through July 29, 2022; And
- 4. Authorizing Amendments To The Above PSAS To Increase The Not To Exceed Amounts Within The Term Of May 30, 2022 Through July 29, 2022 22-0372

Attachments: View Report

View Legislation 89196 CMS

A motion was made by Carroll Fife, seconded by Rebecca Kaplan, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

Subject: Additional 2022 Summer Food Service Program Vendors, Sites And Funding

From: Councilmember Fife

Recommendation: Approve A Report With Recommendations Directing Staff To Return With A Plan To Increase The Number Of Vendors, Sites, And Potential Funding Allocation For The 2022 Summer Foods Service Program 22-0429

Attachments: View Report

Councilmember Fife made a scheduling motion, seconded by Vice Mayor Kaplan, to place this scheduling item on the June 7, 2022 City Council Agenda on Non Consent.

A motion was made by Carroll Fife, seconded by Rebecca Kaplan, that this matter be Scheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 6/7/2022. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

NO VOTE: 0

6 The Item regarding the "Progressive And Equitable Business Tax " was withdrawn from this agenda and rescheduled to the May 26, 2022 Special City Council Agenda at the May 12, 2022 Rules And Legislation Committee.

7 Subject: City Of Oakland 2022-2023 Tax And Revenue Anticipation Notes

From: Finance Department

Recommendation: Adopt An Ordinance Providing For The Borrowing Of Funds And The Issuance And Sale Of 2022-2023 Notes Payable From Revenues Received During The Fiscal Year 2022-2023 In An Amount Not To Exceed \$165,000,000 And Approving Certain Related Matters

22-0311

Attachments: View Report

View Legislation

A motion was made by Noel Gallo, seconded by Loren Taylor, that this matter be Approved On Introduction and Scheduled for Final Passage to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 6/7/2022. The motion carried by the following vote:

Ave: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

8 Subject: Application For Prohousing Designation

From: Housing And Community Development Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For And Enter Into, Execute, And Deliver All Documents Required Or Deemed Necessary For Participation In The State Of California's Prohousing Designation Program 22-0304

Attachments: View Report

View Legislation

View CORRECTED Report 5/9/2022

89197 CMS

A motion was made by Noel Gallo, seconded by Loren Taylor, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

9 Subject: HUD Continuum Of Care (CoC) And Associated Funding FY 22-23

From: Human Services Department Recommendation: Adopt A Resolution:

- (1) Accepting, Appropriating, And Authorizing Agreements For The Receipt Of Funds To Support Homeless Programs From The Following Sources: A) Continuum Of Care (CoC) Supportive Housing Program Renewal Funds From The U.S. Department Of Housing And Urban Development (HUD) In The Amount Of \$5,532,120 For Fiscal Year (FY) 2022-23; B) Local Housing Assistance Program (LHAP) Funds From The Oakland Housing Authority (OHA) In The Amount Of \$965,400 For FY 2022-23; C) Social Services Agency (SSA) Funds From Alameda County In The Amount Of \$372,221 For FY 2022-23; And
- (2) Appropriating \$1,700,000 Of Measure Q Funds For FY 2022-23 To Provide Required Hud Match Funding And To Support The Ongoing Operation Of Transitional Housing Sites; And
- (3) Awarding Grant Agreements To Non-Profit Agencies Identified In Table 1 For FY 2022-23 Using The Above Funds To Provide Critical Homeless Services; And
- (4) Accepting And Appropriating Additional Grant Funds That Become Available For The Same Purposes Within FY 2022-23 And Authorizing The City Administrator To Amend The Grant Agreements To Adjust The Grant Amounts Within The Limits Of The Awards; And
- (5) Authorizing The Use Of General Purpose Funds To Pay Central Services Overhead Charges For The Hud Coc And SSA Grants 22-0308

Attachments: View Report

View Report
View Legislation
View Legislation
89198 CMS

A motion was made by Noel Gallo, seconded by Loren Taylor, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

10 Subject: Parks, Recreation And Youth Development Software Agreement

From: Parks, Recreation And Youth Development

Recommendation: Adopt A Resolution 1) Waiving The Competitive Multiple-Step Solicitation Process Required For The Acquisition Of Information Technology Systems And Waiving The Local And Small Local Business Enterprise Program Requirements; 2) Awarding A Contract To PerfectMind, Inc In An Amount Not To Exceed \$249,880 For A Three-Year Term To Continue Providing A Software Platform That Will Allow Program Registrations And Facility Rentals; And 3) Authorizing The City Administrator To Enter Into Three One-Year Contract Extensions In An Amount Not To Exceed \$547,485 Over The Six-Year Period

22-0312

Attachments: View Report

<u>View Legislation</u> 89199 CMS

A motion was made by Noel Gallo, seconded by Loren Taylor, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

11 Subject: Lake Merritt Parking Management Plan

From: Transportation Department

Recommendation: Receive An Informational Report On Interdepartmental Efforts To Support Safe Access To And Use Of Lake Merritt And Adopt The Following Pieces Of Legislation;

22-0154

Attachments: View Report

View Supplemental Report Councilmember Taylor - 5/12/2022

View Supplemental Report 5/13/2022

View Supplemental Attachment A 5/13/2022 View Supplemental Attachment B 5/13/2022

View Supplement Attachment C 5/13/2022

Councilmember Fife made a motion, seconded by Vice Mayor Kaplan continued this item to the June 21, 2022 City Council agenda with supplemental information on the following;

- · Parking focused on equity, safety
- PRAC recommendations
- Funds supporting the black community/programming
- PWC recommendation
- · Outreach to the community
- Free Bus service, fee free debit cards for using new parking system
- 1 year pilot with 6 month review at PRAC and LEC committee
- · Specific options for how to use the net revenue to support black vendors

A motion was made by Carroll Fife, seconded by Rebecca Kaplan, that this matter be Continued to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 6/21/2022. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

- 1) An Ordinance Amending Oakland Municipal Code: (A) Section 10.36.140 To Add The Following Streets To The List Of Approved Parking Meter Zones: Bellevue Avenue From Perkins Street To Grand Avenue, Lakeshore Avenue From Macarthur Boulevard To Lake Merritt Boulevard, Lake Merritt Boulevard From East 12th Street To Oak Street And Lakeside Drive From 17th Street To Jackson Street: And
- (B) Section 10.36.090 To Remove Sundays As Holidays In Support Of Districts That Would Benefit From All Week Parking Meter Management; And
- (C) Sections 10.36.015 And 10.36.020 To Add Pay-By-Plate As A Meter Payment Method; And 2) Adopting Appropriate California Environmental Quality Act (CEQA) Findings; And 22-0155

Attachments: View Legislation

View Supplemental Legislation 5/13/2022

Councilmember Fife made a motion, seconded by Vice Mayor Kaplan continued this item to the June 21, 2022 City Council agenda with supplemental information on the following;

- Parking focused on equity, safety
- PRAC recommendations
- Funds supporting the black community/programming
- PWC recommendation
- · Outreach to the community
- Free Bus service, fee free debit cards for using new parking system
- 1 year pilot with 6 month review at PRAC and LEC committee
- Specific options for how to use the net revenue to support black vendors

A motion was made by Carroll Fife, seconded by Rebecca Kaplan, that this matter be Continued to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 6/21/2022. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

- 2) A Resolution: (A) Authorizing The City Administrator To Implement The Lake Merritt Parking Management Plan By Installing Parking Meters, Signs And Curb Paint On The Following Streets And Designating Them As Flexible Parking Zones: Bellevue Avenue From Perkins Street To Grand Avenue, Lakeshore Avenue From Macarthur Boulevard To Lake Merritt Boulevard, Lake Merritt Boulevard From East 12thstreet To Oak Street And Lakeside Drive From 14th Street To Harrison Street;
- (B) Appropriating \$250,000 Dollars From Available Fund Balance In The General Purpose Fund For Materials And Labor;
- (C) Waiving The Competitive Request For Proposals/Qualifications (RFP/Q) Competitive Selection Requirement And The Local Business/Small Local Business Requirements And Amending And Extending The Existing Professional Services Agreement With Park Mobile USA, Inc. ("Park Mobile")For Up To One Year In An Amount Not To Exceed Two Hundred Fifty Thousand Dollars (\$250,000) For The Reimbursement Of Transaction Fees Charged To Parkers;
- (D) Waiving The RFP/Q Competitive Selection Requirement And The Local Business/Small Local Business Requirements And Amending And Increasing The Existing Contract With Conduent, Inc.("Conduent") For Parking System Services In The Amount Of \$876,000;
- (E) Affirming That The District Bordering Lake Merritt Would Benefit From Metering 8am-To-8pm, Seven Days A Week; And
- (F) Adopting Appropriate California Environmental Quality Act (CEQA) Findings 22-0156

<u>Attachments:</u> <u>View Legislation</u>

View Supplemental Legislation 5/13/2022

Councilmember Fife made a motion, seconded by Vice Mayor Kaplan continued this item to the June 21, 2022 City Council agenda with supplemental information on the following;

- Parking focused on equity, safety
- PRAC recommendations
- Funds supporting the black community/programming
- PWC recommendation
- Outreach to the community
- Free Bus service, fee free debit cards for using new parking system
- 1 year pilot with 6 month review at PRAC and LEC committee
- Specific options for how to use the net revenue to support black vendors

A motion was made by Carroll Fife, seconded by Dan Kalb, that this matter be Continued to go before the * Concurrent Meeting of the Oakland Redevelopment

Special Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board

Successor Agency and the City Council, to be heard 6/21/2022. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

NO VOTE: 0

12 Subject: Traffic Safety And Pedestrian Safety Improvements

From: Vice Mayor Kaplan

Recommendation: Receive An Informational Report And Recommendations For Improving And Expediting Traffic Calming Installations Throughout Needed Locations In Oakland, Including Completion Of Installation Of Approved Speed Bumps, And Recommended Budget Adjustments To Provide For Ongoing Capacity To Ensure Traffic Safety And Pedestrian Safety Improvements Are Completed Timely Throughout Oakland 22-0171

Attachments: View Report

View Report Attachment A

View Report Attachment B

View Report Attachment C

View Report Attachment D

View Report Attachment E

View Report Attachment F

View Report Attachment G

View Report Attachment H

View Supplemental Report - 5/12/2022

View Supplemental Report Attachment A - 5/12/2022

<u>View Supplemental Report Attachment B - 5/12/2022</u>

Vice Mayor Kaplan made a motion, seconded by Pro Temp Thao continued this item to the June 21, 2022 City Council agenda with a report on whats being done to fill staff vacancy or recommendations to fill these vacancies.

A motion was made by Rebecca Kaplan, seconded by Sheng Thao, that this matter be Continued to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 6/21/2022. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

\$13 Subject: Salary Ordinance To Increase The Salary For City Attorney

From: Human Resources Management Department

Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S ("Salary Ordinance") To Increase The Salary For City Attorney 22-0310

Attachments: View Report

View Legislation

View Supplemental Report - 5/5/2022

A motion was made by Dan Kalb, seconded by Treva Reid, that this matter be Approved On Introduction and Scheduled for Final Passage to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 6/7/2022. The motion carried by the following vote:

Abstained: 1 - Kaplan

Aye: 6 - Kalb, Fortunato Bas, Gallo, Thao, Reid, and Taylor

No: 1 - Fife

NO VOTE: 0

Subject: General Fund Contract Extension To WIOA Adult And Youth Service Providers From: Economic And Workforce Development Department

Recommendation: Adopt One Of The Following Pieces Of Legislation;

1) A Resolution Authorizing Approval, Appropriation And Re-Allocation Of An Amount Not To Exceed Eight Hundred Eighty-Five Thousand Three Hundred Four Dollars (\$885,304) From The General Fund For Fiscal Year 2022-2023 To Current Workforce Innovation And Opportunity Act (WIOA) Adult And Youth Service Providers For Operational Support From July 1, 2022 Through December 31, 2022 With The Approval Of The Oakland Workforce Development Board (OWDB); Or 22-0339

Attachments: View Report

View Legislation

This City Resolution be Not Adopted.

2) A Resolution Authorizing Approval, Appropriation And Re-Allocation Of An Amount Not To Exceed One Million Seven Hundred Seventy Thousand Six Hundred Eight Dollars (\$1,770,608) To Current Workforce Innovation And Opportunity Act (WIOA) Adult And Youth Service Providers For Operational Support From July 1, 2022 Through June 30, 2023 With The Approval Of The Oakland Workforce Development Board (OWDB), Subject To Funding Availability In The Midcycle Budget 22-0418

Attachments: View Report

View Legislation 89200 CMS

A motion was made by Noel Gallo, seconded by Carroll Fife, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

NO VOTE: 0

Subject: Resolution Declaring The City of Oakland's Commitment to Abortion Access
From: Pro Tempore Thao, Vice Mayor Kaplan, And Council President Bas
Recommendation: Adopt A Resolution Declaring The City Of Oakland's Commitment To
Abortion Access By: (1) Declaring The City Of Oakland A Right-To-Choose Sanctuary
City; (2) Calling On The State Of California And Alameda County To Ensure Adequate
Funding For Reproductive Healthcare, Including Abortions; And (3) Reaffirming Support
Of Codifying The Right To An Abortion Into Federal Law Via House Bill 3755, The
Women's Health Protection Act Of 2021 (Lee & Chu)
[NEW TITLE]

22-0371

Attachments: View Legislation

89201 CMS

A motion was made by Sheng Thao, seconded by Rebecca Kaplan, that this matter be Adopted. The motion carried by the following vote:

Aye: 8 - Fife, Kalb, Fortunato Bas, Gallo, Kaplan, Thao, Reid, and Taylor

NO VOTE: 0

OPEN FORUM / CITIZEN COMMENTS

8 speakers spoke during Open Forum.

ADJOURNMENT OF COUNCIL SESSION

(Meeting Shall Conclude No Later Than 6:00 P.M., Unless Extended By Majority Vote Of The Council)

Councilmember Fife took a point of personal privilege and requested that the meeting be adjourned in memory of Jim Mortichi and the 10 victims of the Buffalo New York mass shooting.

Councilmember Taylor took a point of personal privilege and requested that the meeting be adjourned in memory of Lt. Ralph Stanley Cooper Sr.

Council President Bas took a point of personal privilege and requested that the meeting be adjourned in memory of Muhammad Magbool.

There being no further business, and upon the motion duly made, the Council adjourned the meeting in memory of Muhammad Magbool, Lt. Ralph Stanley Cooper Sr, Jim Mortichi and the 10 victims of the Buffalo New York mass shooting at 7:56 p.m.

Americans With Disabilities Act

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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.