



City of Oakland

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

Meeting Minutes - FINAL

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

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

City of Oakland Website: <http://www.oaklandnet.com>

Tuesday, February 20, 2018

5:30 PM

City Council Chamber, 3rd Floor

1 PLEDGE OF ALLEGIANCE

The Concurrent Meeting of the Oakland City Council and Successor Redevelopment Agency was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 5:35 P.M.

2 ROLL CALL / CITY COUNCIL

Excused 2 - Annie Campbell Washington, and Laurence E. Reid

Present 6 - Desley Brooks, Noel Gallo, Lynette McElhaney, Abel J. Guillén, Dan Kalb, and Rebecca Kaplan

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

15 speakers spoke during Open Forum.

4 ACTIONS ON SPECIAL ORDERS OF THE DAY

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

Councilmember Kaplan took a point of personal privilege and requested that the meeting be adjourned in memory of all the Victims of Gun Violence

Councilmember McElhaney and Councilmember Brooks took a point of personal privilege and requested that the meeting be adjourned in memory of Sidney Richardson

Councilmember McElhaney took a point of personal privilege and requested that the meeting be adjourned in memory of Joesph Ronald Aviyar

- 4.1 Subject: Honoring African American Leaders For Black History And Heritage Month
From: Councilmember McElhaney And Council President Reid
Recommendation: Adopt A Resolution In Celebration Of Black History Month Honoring The Following Courageous African American Individuals And Organizations, Who Through Their Innovative, Groundbreaking Work, Have Promoted Positive Change And Uplift For The City Of Oakland In The Fields Of Social Justice, Advocacy, Arts And Culture, Business And Faith
[18-0116](#)

There were 7 speakers on this item

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

Excused: 2 - Campbell Washington, and Reid

Aye: 6 - Brooks, Gallo, McElhaney, Guillén, Kalb, and Kaplan

NO VOTE: 0

- 11 Subject: Amendment For Rainbow Recreation Center Renovation & Expansion
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Waiving Advertising And Competitive Bidding And Authorizing The City Administrator, Or Designee, To; 1) Increase The Construction Contract Amount For The Rainbow Recreation Center Renovation And Expansion Project (Project No. 1000854) With JUV, Inc., From Eight Million Seven Hundred Thousand Dollars (\$8,700,000.00) To Ten Million One Hundred Fifty Thousand Dollars (\$10,150,000.00); And 2) Approve And Reallocate Total Additional Funds Of Two Million One Hundred Sixty-Five Thousand Dollars (\$2,165,000.00) Aggregated From The Following East Bay Regional Parks District Open Space Wildlife, Shoreline And Parks Measure WW Bond Sources (Fund 2260): The City Stable Project (No. 1001014), Allendale Recreation Center Project (No. 1003376), Caldecott Trail Project (No. 1001412) and Curt Flood Field Project (No Project Number Established) To The Rainbow Recreation Center Renovation and Expansion Project (No. 1000854) For Construction And Project Contingency, And Submit The Project To The East Bay Regional Parks District Per Measure WW Bond Requirement, Or Consider And Approve Alternate Funding Sources, Including Measure KK
[18-0132](#)

There were 2 speakers on this item

A motion was made by Desley Brooks that this matter be Adopted. The motion carried by the following vote:

Excused: 2 - Campbell Washington, and Reid

Abstained: 1 - Kalb

Aye: 5 - Brooks, Gallo, McElhaney, Guillén, and Kaplan

NO VOTE: 0

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF FEBRUARY 6, 2018
[18-0119](#)

A motion was made by Lynette McElhaney, 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 3/6/2018. The motion carried by the following vote:

Excused: 3 - Brooks, Campbell Washington, and Reid

Aye: 5 - Gallo, McElhaney, Guillén, Kalb, and Kaplan

NO VOTE: 0

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:

There were 23 speakers on this item

Approval of the Consent Agenda

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

Excused: 3 - Brooks, Campbell Washington, and Reid

Aye: 5 - Gallo, McElhaney, Guillén, Kalb, and Kaplan

NO VOTE: 0

- 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
[18-0120](#)

This City Resolution was Adopted.

- 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
[18-0121](#)

This City Resolution was Adopted.

- 7.3 Subject: Unrepresented Employee Salary Increases And Select Terms And Conditions
From: Human Recourses Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Provide Cost Of Living Adjustments To The Salaries Of Certain Unrepresented Employees In Units Con, U51, UG1, TL1, UK1, UK2, UP1, And US1 As Follows: Increase Of 4% Effective July 1, 2017; Increase Of 1% Effective The First Pay Period After January 1, 2019
[18-0051](#)

This Ordinance was Approved for Final Passage.

- 7.4 Subject: Ordinance To Enact The Tenant Move Out Agreement Ordinance
From: Office Of The City Attorney, President Pro Tem Guillén And Councilmember Kalb
Recommendation: Adopt An Ordinance Adding A New Article VI To O.M.C. Chapter 8.22 To (1) Regulate Tenant Move Out Agreements And Negotiations, (2) Create Disclosure And Reporting Requirements For Such Agreements And Negotiations, And (3) Provide Remedies For Violations; On The March 20, 2018 City Council Agenda As An Consent Item
[17-0415](#)

Sponsors: Office Of The City Attorney

This Ordinance be Continued.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 3/6/2018

- 7.5 Subject: Ordinance Re: Betti Ono And Pro Arts Galleries
From: Economic And Workforce Development
Recommendation: Adopt An Ordinance Authorizing The City Administrator To Negotiate And Execute Below Market Rent Leases For The Betti Ono And Pro Arts Galleries Located At 150 Frank H. Ogawa Plaza For The Term Of Five Years In Exchange For In-Kind Services And Cultural Benefits As Authorized By O.M.C. Section 2.42.110
[18-0037](#)

Sponsors: Economic & Workforce Development Department

This Ordinance was Approved for Final Passage.

- 7.6** Subject: Rezoning Of 4432-4434 And 4444 Telegraph Avenue
From: Planning And Building Department
Recommendation: Adopt An Ordinance, To Rezone Portions Of Two Parcels Located At 4432-4434, And 4444 Telegraph Avenue From The RM-1 Mixed Housing Type Residential Zone To The CN-2 Neighborhood Center Zone And To Adopt Related California Environmental Quality Act (CEQA) Findings
[18-0040](#)

Sponsors: Planning & Building Department

This Ordinance be Withdrawn with No New Date.

- S7.7** Subject: Resolution In Support Of AB 1870 - Share Act
From: Councilmember Kalb, Vice Mayor Campbell Washington, And City Attorney Parker
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1870 (Reyes, Friedman & Waldron) That Would Extend From One To Three Years The Statute Of Limitations For Filing Discrimination, Harassment And Retaliation Complaints With The Department Of Fair Employment And Housing
[18-0090](#)

Sponsors: Campbell Washington

This City Resolution was Adopted.

- S7.8** Subject: Resolution in Support Of SB 824 - Wildfire Safety & Recovery Act
From: Councilmember Kalb, Vice Mayor Campbell Washington, And President Pro Tem Guillen
Recommendation: Adopt A Resolution In Support Of Senate Bill 824 (Lara), Which Would: (1) Clarify That Existing Provisions Of California Law That Prohibit Insurance Cancellation During Home Reconstruction Are Applicable To Reconstruction In A County Where A State Of Emergency Has Been Declared; (2) Prohibit Insurance Companies From Not Renewing An Insurance Policy Following A Disaster Such As A Wildfire; (3) Require Approval By The Department Of Insurance Before Insurance Companies Can Reduce The Volume Of Policies In High-Risk Areas; And (4) Require Insurance Companies To Offer Mitigation Discounts And Continued Coverage For Homeowners Who Employ Mitigation Techniques
[18-0046](#)

This City Resolution was Adopted.

- S7.9** Subject: State And Federal Budget Status Report
From: Office Of The City Administrator
Recommendation: Receive An Informational Report Regarding The Status Of The State And Federal Budget Development And Its Potential Impacts On The City Of Oakland
[18-0020](#)

This Informational Report was Received and Filed.

S7.10 The Item regarding "Assessment District No. 2007-232 Piedmont Pines Phase II" was removed via Rule 28

The Item regarding "Assessment District No. 2007-232 Piedmont Pines Phase II" was removed via Rule 28

- S7.11** Subject: Agreement With Conduent State And Local Solutions
From: Finance Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Execute An Agreement With Conduent State & Local Solutions, Inc. To Provide Parking Citation Management Software And Parking Enforcement Hardware, Leasing, Installation, Maintenance, Support And Related Professional Services For An Initial Five-Year Term At Approximately \$497,870 Per Year, For A Total Of \$2,489,350, With Two One-Year Options, For A Grand Total Amount Not To Exceed \$3,485,095
[18-0083](#)

This City Resolution was Adopted.

- S7.12** Subject: GRM Information Management Services And Corodata, LLC Contracts
From: Office Of The City Clerk
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Waiving The Requester For Proposals/Qualifications Process And Authorizing The City Administrator To Execute A Fourth Amendment To The Contract With GRM Information Management Services ("GRM") To Extend The Contract Under The Current Contract Terms Through September 30, 2018 In An Additional Amount Not To Exceed \$170,000; And
[18-0084](#)

This City Resolution was Adopted.

2) A Resolution Authorizing A Contract With The Successful Bidder, Corodata, LLC., In An Amount Not To Exceed \$150,000 Each Year For Records Management And Offsite Records Storage Service For A Period Of Seven Years In the Total Amount of \$1,050,000, With Two, Two-Year Options To Extend The Contract Up To A Total Of 11 Years, For A Grand Total Contract Amount of \$1,650,000
[18-0086](#)

This City Resolution was Adopted.

- S7.13** Subject: Construction Award For Tassafaronga Gym Waterproofing
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Construction Contract To Bay Construction Company, The Lowest Responsive And Responsible Bidder, For The Tassafaronga Gym Waterproofing (Project Number 1003446), In Accordance With The Project Plans And Specifications And With The Contractor's Bid In The Amount Of Three Hundred Forty-Five Thousand Nine Hundred Ninety Dollars (\$345,990.00)
[18-0080](#)

This City Resolution was Adopted.

- S7.14** Subject: Major Encroachment Permit at 1100 Broadway
From: Department Of Transportation
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To SKS Broadway, LLC To Allow Portions Of The Existing Basement And Proposed Outward Swinging Doors At 1100 Broadway To Encroach Into The Public Right-Of-Way Along Broadway, 11th Street And 12th Street, Major Encroachment Permit ENMJ17053 And Rescinding Encroachment Permit Granted By City Of Oakland Resolution No. 60834 C.M.S.
[18-0079](#)

This City Resolution was Adopted.

- S7.15** Subject: Major Encroachment Permit At 2500 Webster Street
From: Department Of Transportation
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Chris Kwei And Eileen Kwei, Husband And Wife As Community Property With Right Of Survivorship, To Allow Portions Of The New Building Above Grade At 2500 Webster Street To Encroach Into The Public Right-Of- Way On Webster Street, Major Encroachment Permit ENMJ17065
[18-0077](#)

This City Resolution was Adopted.

- S7.16** Subject: Construction Award For Sausal Creek Erosion Control Restoration Project
From: Oakland Public Works
Recommendation: Adopt A Resolution Rejecting All Bids, Waiving Further Advertising And Competitive Bidding, Authorizing The City Administrator, Or Designee, To Negotiate, Award And Execute A Construction Contract Without Return To Council For An Amount Not To Exceed Three Hundred And Fifty Thousand Dollars (\$350,000) In The Open Market For The Construction Of The Sausal Creek Erosion Control Restoration Project (No. 1000839) In Accordance With The Project Plans And Specifications
[18-0078](#)

This City Resolution was Adopted.

S7.17 Subject: Professional Services Agreements For Estuary Park Renovation Project
From: Oakland Public Works
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Award And Execute A Professional Services Agreement For Landscape Architectural Design Services For The Estuary Park Renovation And Expansion Project (#1000858) With Hargreaves Associates For An Amount Not-To-Exceed One Million Two Hundred Thousand Dollars (\$1,200,000.00)

[18-0076](#)

This City Resolution was Adopted.

S7.18 Subject: Avoid Requiring Increased Off-Street Parking For Change Of Use
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Requesting The Oakland Planning Commission To Review The Potential Elimination Of Required Additional Off-Street Parking To Authorize Changed Uses And To Return To Council With Options For Action, To Reduce Or Eliminate The Requirement To Add Additional Off-Street Parking When Changing The Use Off A Pre-Existing Building

[17-0458](#)

This City Resolution was Adopted.

S7.19 Subject: Remove The 4-Person Limit From The The Planning Code
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Requesting The Oakland Planning Commission To Review Removing The 4-Person Limit In Oakland Planning Code Section 17.102.190 - Joint Living And Work Quarters And To Forward Recommendations For Action To The City Council

[17-0459](#)

This City Resolution was Adopted.

S7.20 Subject: Costs Of Maintenance And Repairs For The Oakland Asian Cultural Center
From: President Pro Tempore Guillén
Recommendation: Adopt A Resolution Authorizing The City Administrator To Grant One Hundred Thousand Dollars (\$100,000.00) To API Cultural Center, Inc. To Assist In The Costs Of Maintenance And Repairs For The Oakland Asian Cultural Center

[18-0070](#)

This City Resolution was Adopted.

- S7.21** Subject: Oakland Army Base Construction-Related Air Quality Plan
From: Planning And Building Department
Recommendation: Receive An Informational Report On The Construction-Related Air Quality Plan Prepared By Prologis And Approved By The City Administrator For The Southeast And Central Gateway Sites Of The Oakland Army Base Redevelopment Project
[18-0082](#)

This Informational Report was Received and Filed.

- S7.22** Subject: Resolution To Clarify The Use Of The Sugar-Sweetened Beverage Tax Funds
From: Vice Mayor Campbell Washington And Council Member Kaplan
Recommendation: Adopt A Resolution Providing 1) That A New Separate Account Shall Be Established Within The General Fund To Hold General Tax Revenues Generated By The Oakland Sugar-Sweetened Beverage Distribution Tax, And 2) Determining That The City Council Shall Not Appropriate Sugar-Sweetened Beverage Distribution Tax Revenues Prior To Receiving And Considering The Community Advisory Board's Recommendations Regarding Appropriation Of The General Fund Revenues, And 3) Providing That The Tax Revenues Shall Be Held In The Subfund Until Completion Of This Appropriation Process
[18-0038](#)

Sponsors: Campbell Washington and Kaplan

This City Resolution was Adopted.

- S7.23** Subject: Actions To Identify And Remedy Racial Inequities In Traffic Enforcement
From: Councilmember Kaplan
Recommendation: Receive An Informational Report Listing City Of Oakland-Issued Fines, Penalties, And Fees For Traffic Violations And Vehicle Violations, Including A List Of Categories Of Violations; Number Issued Per Year; Total Amount Billed Each Year; What Portion Of Funds Come To The City Of Oakland, State Of California, Or Other Recipients; And The Proportion Of Racial Inequity Found In The Issuance Of Each Category Of Violation (Including, Specifically, The Degree To Which The Portion Of Violations Issued To African Americans Exceeds The Percent Of African Americans In The Oakland Population); And Options For Actions To Remedy Racial Inequities And Economic Harms From Traffic And Vehicle Violation Fees
[16-1361](#)

Sponsors: Kaplan

This Informational Report was Received and Filed.

S7.24 Subject: OPD 9-1-1 Call Operations Audit Report
From: Office Of The City Auditor
Recommendation: Receive A Presentation From The City Auditor Regarding The
Performance Audit Of The City Of Oakland Police Department Communications Division
9-1-1 Call Operations Audit Report
[18-0036](#)

Sponsors: Office Of The City Auditor

This Informational Report was Received and Filed.

S7.25 Subject: Oakland Unite Year 1 Strategy Report
From: Office Of The City Administrator
Recommendation: Receive An Informational Report Of The First Evaluation By
Mathematica Policy Research Of The Oakland Unite Services Funded Through The
Safety And Services Act Of 2014 (Measure Z)
[18-0044](#)

Sponsors: Office Of The City Administrator

This Informational Report was Received and Filed.

S7.26 Subject: Operational Agreement Between City Of Oakland And Alameda County
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee,
To Enter Into An Operational Area Agreement With Alameda County To Create An
Intermediate Level Of The State Emergency Services Organization That Will Comply With
The State Of California Standardized Emergency Management System (SEMS) For The
Period From May 10, 2016 Through December 31, 2025
[18-0039](#)

Sponsors: Oakland Fire Department and

This City Resolution was Adopted.

S7.27 Subject: FY 2016 Federal Emergency Management Agency, Urban Search And Rescue
From: Oakland Fire Department
Recommendation: Adopt A Resolutiom Amending Resolution 86490 No. C.M.S. Which Authorized The City Administrator, Or Her Designee, Among Other Things, To Enter Into An Agreement To Accept, Appropriate And Administer FY 2016 Urban Search And Rescue (US&R) Grant Funds, To Accept, Appropriate And Administer Supplemental Fiscal Year (FY) 2016 US&R Grant Funds In An Amount Not To Exceed One Hundred Sixteen Thousand Nine Hundred And Eleven Dollars (\$116,911) For A Cumulative FY 2016 US&R Grant Award Allocation In An Amount Not To Exceed One Million Three Hundred And Eighty-Six Thousand Four Hundred And Ninety-Three Dollars (\$1,386,493) And Appropriate Said Funds To The US&R Task Force
[18-0043](#)

Sponsors: Oakland Fire Department and

This City Resolution was Adopted.

S7.28 Subject: AllStar Fire Protective Clothing Agreement
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Purchase Agreement With Allstar Fire Equipment, Inc. For The Purchase Of Firefighter Protective Clothing (Turnouts) For The Period February 1, 2018 Through January 31, 2021, In An Amount Not To Exceed Seven Hundred And Sixty-Two Thousand Dollars (\$762,000.00), With An Optional Two Year Extension In The Amount Of Two Hundred And Fifty-Four Thousand Dollars (\$254,000.00) Per Each Additional Year, For A Total Amount Not To Exceed One Million Two Hundred And Seventy Thousand Dollars (\$1,270,000.00) Over The Possible Five Year Term
[18-0075](#)

This City Resolution was Adopted.

8 ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION & DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS

A motion was made by Lynette McElhaney that this matter be Accepted. The motion carried by the following vote:

Excused: 3 - Brooks, Campbell Washington, and Reid

Aye: 5 - Gallo, McElhaney, Guillén, Kalb, and Kaplan

NO VOTE: 0

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: Programmatic Agreement With SHPO Relating To The Harrison Hotel
From: Planning And Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Authorizing The City Administrator, Or Designee, To Negotiate And Execute A Programmatic Agreement, Pursuant To Section 106 Of The National Historic Preservation Act, With The California State Historic Preservation Officer Regarding The Rehabilitation Of The Harrison Hotel Located At 1415 Harrison Street, Oakland, California, Without Returning To The City Council
[18-0072](#)

Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 8:58 p.m.

1 individual spoke on this item.

Councilmember Kalb made a motion, seconded by Councilmember Gallo, to close the Public Hearing, and hearing no objections, the motion passed by

5 Ayes: Gallo, Guillén, Kalb, Kaplan, and President Gibson McElhaney

3 Excused: Brooks, Campbell Washington and Reid

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

Excused: 3 - Brooks, Campbell Washington, and Reid

Aye: 5 - Gallo, McElhaney, Guillén, Kalb, and Kaplan

NO VOTE: 0

- 9.2** Subject: Montclair Business Improvement District
From: Economic Workforce Development
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Confirming The Annual Report Of The Montclair Business Improvement District Advisory Board And Levying The Annual Assessment For The Montclair Business Improvement District For Fiscal Year 2018-2019
[17-0445](#)

Upon the reading of Item 9.2 by the City Clerk, the Public Hearing was opened at 9:00 p.m.

1 individual spoke on this item.

Councilmember McElhaney made a motion, seconded by Councilmember Kalb, to close the Public Hearing, and hearing no objections, the motion passed by

5 Ayes: Gallo, Guillén, Kalb, Kaplan, and President Gibson McElhaney

3 Excused: Brooks, Campbell Washington and Reid

A motion was made by Lynette McElhaney, seconded by Dan Kalb, that this matter be Adopted. The motion carried by the following vote:

Excused: 3 - Brooks, Campbell Washington, and Reid

Aye: 5 - Gallo, McElhaney, Guillén, Kalb, and Kaplan

NO VOTE: 0

- 9.3** Subject: Rockridge Business Improvement District
From: Economic Workforce Development
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Confirming The Annual Report Of The Rockridge Business Improvement District Advisory Board And Levying The Annual Assessment For The Rockridge Business Improvement District For Fiscal Year 2018-2019
[17-0446](#)

Upon the reading of Item 9.3 by the City Clerk, the Public Hearing was opened at 9:06 p.m.

1 individual spoke on this item.

Councilmember Kalb made a motion, seconded by Councilmember McElhaney, to close the Public Hearing, and hearing no objections, the motion passed by

5 Ayes: Gallo, Guillén, Kalb, Kaplan, and President Gibson McElhaney

3 Excused: Brooks, Campbell Washington and Reid

A motion was made by Dan Kalb, seconded by Lynette McElhaney, that this matter be Adopted. The motion carried by the following vote:

Excused: 3 - Brooks, Campbell Washington, and Reid

Aye: 5 - Gallo, McElhaney, Guillén, Kalb, and Kaplan

NO VOTE: 0

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

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)

There being no further business, and upon the motion duly made, the Council adjourned the meeting in memory of All Victims of Gun Violence, Sidney Richardson and Joesph Ronald Apelyard at 9:15 p.m.

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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.