



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 - DRAFT

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

Tuesday, February 4, 2020

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 The Black National Anthem the meeting was convened at 5:45p.m.

2 ROLL CALL / CITY COUNCIL

Present 8 - Nikki Bas, Noel Gallo, Dan Kalb, Lynette McElhaney, Laurence E. Reid, Loren Taylor, Sheng Thao, and Rebecca Kaplan

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

There were 16 speakers on this item

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

Vice Mayor Reid took a point of personal privilege and requested that the meeting be adjourned in memory of Evangeline Munson. President Kaplan, Pro Tem Kalb and Councilmember McElhaney joined in this adjournment

- 4.1 Subject: National Black HIV Awareness Day
From: Council President Kaplan And Councilmember McElhaney
Recommendation: Adopt A Ceremonial Resolution Recognizing February 7, 2020 As National Black HIV/AIDS Awareness Day In The City Of Oakland And Acknowledging The AIDS Project Of The East Bay (APEB) As A Leader In Oakland And The East Bay In Education, Prevention And Ending The Stigma Associated With HIV/AIDS Among Some Of The Most Marginalized And Vulnerable Individuals

[20-0082](#)

Attachments: [View Report](#)

[View Supplemental Report 1/31/2020](#)

There were 3 speakers on this item.

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

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

NO VOTE: 0

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF JANUARY 21, 2020
[20-0083](#)

Attachments: [View Report](#)

There was 1 speaker on this item

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

Aye: 8 - Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, 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):

Item 7.6 was removed from the consent calendar and will be heard at the end of the agenda.

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

Approval of the Consent Agenda

There were 10 speakers on this item

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

Aye: 7 - Bas, Kalb, McElhaney, Reid, Taylor, Thao, and Kaplan

Absent: 1 - Gallo

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
[20-0084](#)

Attachments: [View Report](#)

- 7.2 Subject: Declaration Of Medical Cannabis Health Emergency
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A Local Public Health Emergency With Respect To Safe, Affordable Access To Medical Cannabis In The City Of Oakland
[20-0085](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

- 7.3 Subject: Declaration Of A Local Emergency On Homelessness
From: Council President Kaplan
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Declaration Of A Local Emergency Due To The Existence Of The City's Homelessness Crisis
[20-0086](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

- 7.4 Subject: Fair Chance Housing Ordinance
From: City Attorney Parker, Councilmembers Reid, Bas, And Kalb
Recommendation: Adopt The Ronald V. Dellums And Simbarashe Sherry Fair Chance Access To Housing Ordinance Adding Oakland Municipal Code Chapter 8.25 Prohibiting Consideration Of Criminal Histories In Screening Applications For Rental Housing [TITLE CHANGE]
[18-2301](#)

Sponsors: McElhaney

Attachments: [View Report](#)

[View Supplemental Report - Reid, Bas & Kalb 1/10/2020](#)

[View Supplemental Report - Revised 1/10/2020](#)

[View Supplemental Report 1/17/2020](#)

This Ordinance was Approved for Final Passage.

- 7.5** Subject: City Center T5/T6 Site B - First DDA Amendment
From: Economic Workforce Development
Recommendation: Adopt An Ordinance To Authorize A First Amendment To The Disposition And Development Agreement And Related Documents Between The City Of Oakland And STRADA T5 LLC For Disposition Of The City Center T-5/6 Site B Located On The Block Bounded By Broadway, 11th Street, 12th Street And Clay Street To (1) Terminate The City's Obligations To Convey Site B Under The Current DDA; (2) Allow Developer The Option To Pursue A Hotel Project On Site B; (3) Authorize The City Administrator To Allow Developer To Pursue Entitlements For An Alternate Project, Subject To A Determination Of Hotel Infeasibility By The City Administrator; (4) Establish A New Outside Entitlement Date And Related Performance Deadlines For Site B; (5) Require An Extension Fee; And (6) Amend Other Terms Of The DDA As Needed To Effectuate The Foregoing

[20-0028](#)

Attachments: [View Report](#)

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This Ordinance was Approved for Final Passage.

- 7.7** Subject: City Council Presidents Appointments 2020
From: Council President Kaplan
Recommendation: Adopt A Resolution Pursuant To The Council's Rule Of Procedure (Resolution No. 87044 C.M.S.) And Amending Resolution No.87490 C.M.S. To Confirm The City Council President's Appointments Of Committee Members

[18-2533](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

- 7.8** Subject: Commission On Persons With Disabilities
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Steven Lau And Karen Nakamura To The Commission On Persons With Disabilities

[20-0096](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

7.9 Subject: Community Policing Advisory Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Yonas Gebremicael And Creighton Davis As Members Of The Community Policing Advisory Board
[20-0097](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

7.10 Subject: Head Start Advisory Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Priya Jagannathan To The Head Start Advisory Board
[20-0098](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

7.11 Subject: Sidney Wilson v. City of Oakland And Councilmember Desley Brooks
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Sidney Wilson V. City Of Oakland And Oakland Councilmember Desley Brooks, Alameda County Superior Court Case No. RG18925545, City Attorney File No. 32659, In The Amount Of One Hundred Fifteen Thousand Dollars And No Cents (\$115,000.00) (City Council - Wrongful Termination/Whistle Blower)
[20-0093](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

7.12 Subject: T.D.P., And Andrea Dupree, For Richard Perkins 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 T.D.P., A Minor Through Her Mother And Next Friend, Andrea Dupree, For Richard Perkins V. City Of Oakland, Et Al., United States District Court No. 3:16-CV-04324-LB, City Attorney File No. 31147, In The Amount Of Two Hundred Fifty Thousand Dollars And No Cents (\$250,000.00) (Oakland Police Department - Excessive Force/Wrongful Death)
[20-0094](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

7.13 Subject: Roberta Castro Green V. City Of Oakland And DOES 1-20
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Roberta Castro Green V. The City Of Oakland And DOES 1-20, Alameda County Superior Court Case No. RG18903676, City Attorney File No. 32289, In The Amount Of Fifty Thousand Dollars And No Cents (\$50,000.00) (Department Of Transportation - Trip And Fall)
[20-0095](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

Subject: Max & Feliciano Lynn V. Paramount Theatre Of The Art And 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 Max And Feliciano Lynn V. Paramount Theatre Of The Arts, Inc. And City Of Oakland, Alameda County Superior Court Case No. RG190009173, City Attorney's File No. 33097, In The Amount Of Seventy-Five Thousand Dollars And Zero Cents (\$75,000.00) (Economic & Workforce Development -Wrongful Death)
[20-0099](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

S7.15 Subject: Bus Lane On The San Francisco-Oakland Bay Bridge/Highways
From: Mayor Schaaf, Council President Kaplan, And Pro Tem Kalb
Recommendation: Adopt A Resolution In Support Of A Dedicated Bus And Carpool Lane
On The San Francisco-Oakland Bay Bridge And Bus/Carpool Lanes On Highways 580
And 80
[20-0081](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

S7.16 Subject: Comprehensive Annual Financial Report
From: Finance Department
Recommendation: Receive The Comprehensive Annual Financial Report (CAFR) And
The Auditor's Required Communication To City Council (Management Letter) For The
Year Ended June 30, 2019
[20-0070](#)

Attachments: [View CAFR Agenda Report](#)
[View CAFR Attachment A Cover Page](#)
[View CAFR Audit Report](#)
[View CAFR Attachment B Cover Page](#)
[View CAFR Report Attachment B](#)

This Informational Report was Received and Filed.

S7.17 Subject: Oakland Redevelopment Successor Agency Audit Report
From: Finance Department
Recommendation: Receive The Oakland Redevelopment Successor Agency (ORSA)
Audit Report For The Year Ended June 30, 2019
[20-0074](#)

Attachments: [View ORSA Agenda Report](#)
[View ORSA Audit Report](#)

This Informational Report was Received and Filed.

S7.18 Subject: Measure Z - Public Safety & Services Violence Prevention Act Audit Report
From: Finance Department
Recommendation: Receive An Informational Report On The Measure Z - Public Safety
And Services Violence Prevention Act Of 2014 Audit Report For The Year Ended June
30, 2019
[20-0073](#)

Attachments: [View Measure Z Agenda Report](#)
[View Measure Z Audit Report](#)

This Informational Report was Received and Filed.

S7.19 Subject: Measure C - Oakland Hotel Tax Audit And Program Status Report
From: Finance Department
Recommendation: Receive An Informational Report On The Measure C - Oakland Hotel
Tax Audit And Program Status Report For The Year Ended June 30, 2019
[20-0071](#)

Attachments: [View Measure C Agenda Report](#)
[View Measure C Audit Report](#)

This Informational Report was Received and Filed.

S7.20 Subject: FUSE Corps For Rent Adjustment Program
From: Housing And Community Development Department
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator, Or Her
Designee, To Negotiate And Execute An Agreement Between FUSE Corps And The City
Of Oakland In An Amount Not-To-Exceed One Hundred And Fifty Thousand Dollars
(\$150,000) From The Rent Adjustment Program Fund (Fund 2413) To Fund One
Executive-Level Fellow For The Housing And Community Development Department For
Twelve Months; And 2) Waiving The Competitive Request For Proposals/Qualifications
(RFP/Q) Process Requirement For The Agreement
[20-0008](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

S7.21 Subject: Affordable Housing And Sustainable Communities Program
From: Housing And Community Development Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City To Apply For, Accept And Appropriate Loan And Grant Funds Under The State Of California's 2018-2019 Affordable Housing And Sustainable Communities Program For The Fruitvale Transit Village IIB Project Located At 35th Avenue And East 12th Street, In An Amount Not To Exceed \$30,000,000, And Authorize Agreements With Bart And AC Transit For Transportation-Related Improvements; And
[20-0049](#)

Sponsors: Housing And Community Development Department

Attachments: [View Report](#)
[View Supplemental Report 1/31/2020](#)

This City Resolution was Adopted.

2) A Resolution Authorizing The City To Apply For, Accept And Appropriate Loan And Grant Funds Under The State Of California's 2018-2019 Affordable Housing And Sustainable Communities Program For The Mandela Station Project At West Oakland Bart Station, In An Amount Not To Exceed \$30,000,000, And Authorize Agreements With Bart And AC Transit For Transportation-Related Improvements
[20-0050](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

S7.22 Subject: CalHome Grant Application
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City To Apply For, Accept And Appropriate Grant Funds From The California Department Of Housing And Community Development In An Amount Not To Exceed \$3 Million Under The CalHome Program For Accessory Dwelling Unit And Junior Accessory Dwelling Unit Programs
[20-0056](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

S7.23 THIS NUMBER NOT USED

S7.24 Subject: Infill Infrastructure Grant Program
From: Housing And Community Development Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The 3050 International Project At 3050 International Boulevard, In An Amount Not To Exceed \$7,500,000; And

[20-0053](#)

Attachments: [View Report](#)

[View Supplemental Report 1/21/2020](#)

[View Supplemental Report 1/23/2020](#)

[View Supplemental Legislation 1/24/2020](#)

[View Supplemental Report 1/31/2020](#)

This City Resolution was Adopted.

2) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Ancora Place Project At 2227 International Boulevard, In An Amount Not To Exceed \$7,500,000; And

[20-0054](#)

Attachments: [View Report](#)

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This City Resolution was Adopted.

3) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Native American Health Center Project At 3050 International Boulevard, In An Amount Not To Exceed \$2,600,000; And

[20-0055](#)

Attachments: [View Report](#)

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This City Resolution was Adopted.

4) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The West Grand And Brush, Phase 1 Project At 2201 Brush Street, In An Amount Not To Exceed \$4,200,000; And

[20-0057](#)

Attachments: [View Report](#)

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This City Resolution was Adopted.

5) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The 285 12th Street Project At 285 12th Street, In An Amount Not To Exceed \$4,000,000; And

[20-0058](#)

Attachments: [View Report](#)

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This City Resolution was Adopted.

6) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Foon Lok East Project At 389 9th Avenue, In An Amount Not To Exceed \$7,000,000; And

[20-0059](#)

Attachments: [View Report](#)

[View Supplemental Legislation1/24/2020](#)

This City Resolution was Adopted.

7) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Mandela Station At West Oakland Bart Project At 1451 7th Street, In An Amount Not To Exceed \$30,000,000; And

[20-0060](#)

Attachments: [View Report](#)

[View Supplemental Legislation1/24/2020](#)

This City Resolution was Adopted.

8) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Fruitvale Transit Village Phase II-B Project At 35th Avenue And East 12th Street, In An Amount Not To Exceed \$7,500,000; And [20-0062](#)

Attachments: [View Report](#)
[View Supplemental Legislation1/24/2020](#)

This City Resolution was Adopted.

9) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The 7th & Campbell Project At 1666 Seventh Street, In An Amount Not To Exceed \$7,500,000; And [TITLE CHANGE] [20-0063](#)

Attachments: [View Report](#)
[View Supplemental Legislation1/24/2020](#)
[View Supplemental Legislation1/24/2020](#)

This City Resolution was Adopted.

10) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The 500 Lake Park Apartments Project At 500 Lake Park Avenue, In An Amount Not To Exceed \$3,700,000 [20-0064](#)

Attachments: [View Report](#)
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This City Resolution was Adopted.

11) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Lakehouse Commons Affordable Apartments Project At 121 East 12th Street, In An Amount Not To Exceed \$5,000,000 [20-0087](#)

Attachments: [View Supplemental Legislation1/24/2020](#)

This City Resolution was Adopted.

S7.25 Subject: State Grant Funding For Cannabis Equity Program
From: Office Of The City Administrator
Recommendation: Adopt A Resolution: (1) Accepting And Appropriating One-Million, Six-Hundred And Fifty-Seven Thousand, Two-Hundred And One Dollars And Sixty-Five Cents (\$1,657,201.65) In 2019-2020 State Of California, Equity Act Grant Funding To Assist Local Cannabis Equity Applicants And Licensees; (2) Authorizing The City Administrator To: (A) Amend The Professional Services Agreement With 4Front Partners By Increasing The Funding From One-Hundred And Eighty Thousand Dollars (\$180,000) To Three-Hundred Thousand Dollars (\$300,000) To Administer Loan And Grant Programs For Cannabis Equity Applicants And Licensees; (B) Enter Into A Professional Services Agreement With Knox And Ross To Provide Legal Services To Cannabis Equity Applicants And Licensees In The Amount Of One-Hundred And Twenty Thousand Dollars (\$120,000); (3) Waiving The Request For Proposals/Qualifications Process For The Two Professional Services Agreements Referenced Above; (4) Re-Appropriating Repaid Cannabis Equity Loan Funds Allocated Pursuant To Resolution 86633 C.M.S. For The Same Purposes Of Cannabis Equity Loan Assistance; And (5) Adding A Program Analyst Position To Support Grant And Equity Program Administration
[20-0061](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

S7.26 Subject: Exotic Animal Performances Ban Ordinance
From: Pro Tempore Kalb And Councilmember Gallo
Recommendation: Adopt An Ordinance Amending Titles 1 And 6 Of The Oakland Municipal Code To Add Provisions Prohibiting In The City Of Oakland Performances Of Animals For Public Entertainment
[18-1927](#)

Attachments: [View Report](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/18/2020

S7.27 Subject: Create The Commission On Homelessness
From: Council President Kaplan
Recommendation: Adopt An Ordinance Amending Oakland's Homeless Commission Ordinance, Codified In Oakland Municipal Code Section 4.56.060, Established Pursuant To Measure W, The Vacant Property Tax Measure Passed By Voters In 2018, To Add Additional Oversight And Responsibilities
[18-2517](#)

Attachments: [View Report](#)
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[View Supplemental Report 2/14/2020](#)

The Council amended the legislation to reflect the following change;

1) Page 2, Section A, striking "other funds" and replacing with " 2018 Measure W and 2020 Measure Q Homelessness Funds";

This Ordinance was Approved As Amended On Introduction and Scheduled for Final Passage. to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/18/2020

S7.28 Subject: Annual Report From The Head Start Advisory Board
From: Human Service Department
Recommendation: Receive A Joint Informational Report From The Head Start Advisory Board And Policy Council On The City Of Oakland Head Start Program Governance Structure And Program Metrics For FY 2018-19
[18-1741](#)

Attachments: [View Report](#)
[View Revised Power Point Report 9/6/2019](#)
[View Supplemental Report 1/24/2020](#)

This Informational Report was Received and Filed.

Subject: Bus Lane On The San Francisco-Oakland Bay Bridge/Highways
From: Mayor Schaaf, Council President Kaplan, And Pro Tem Kalb
Recommendation: Adopt A Resolution In Support Of A Dedicated Bus And Carpool Lane On The San Francisco-Oakland Bay Bridge And Bus/Carpool Lanes On Highways 580 And 80
[20-0081](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

Subject: Comprehensive Annual Financial Report
From: Finance Department
Recommendation: Receive The Comprehensive Annual Financial Report (CAFR) And
The Auditor's Required Communication To City Council (Management Letter) For The
Year Ended June 30, 2019
[20-0070](#)

Attachments: [View CAFR Agenda Report](#)
[View CAFR Attachment A Cover Page](#)
[View CAFR Audit Report](#)
[View CAFR Attachment B Cover Page](#)
[View CAFR Report Attachment B](#)

This Informational Report was Received and Filed.

Subject: Oakland Redevelopment Successor Agency Audit Report
From: Finance Department
Recommendation: Receive The Oakland Redevelopment Successor Agency (ORSA)
Audit Report For The Year Ended June 30, 2019
[20-0074](#)

Attachments: [View ORSA Agenda Report](#)
[View ORSA Audit Report](#)

This Informational Report was Received and Filed.

Subject: Measure Z - Public Safety & Services Violence Prevention Act Audit Report
From: Finance Department
Recommendation: Receive An Informational Report On The Measure Z - Public Safety
And Services Violence Prevention Act Of 2014 Audit Report For The Year Ended June
30, 2019
[20-0073](#)

Attachments: [View Measure Z Agenda Report](#)
[View Measure Z Audit Report](#)

This Informational Report was Received and Filed.

Subject: Measure C - Oakland Hotel Tax Audit And Program Status Report
From: Finance Department
Recommendation: Receive An Informational Report On The Measure C - Oakland Hotel Tax Audit And Program Status Report For The Year Ended June 30, 2019
[20-0071](#)

Attachments: [View Measure C Agenda Report](#)
[View Measure C Audit Report](#)

This Informational Report was Received and Filed.

Subject: FUSE Corps For Rent Adjustment Program
From: Housing And Community Development Department
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator, Or Her Designee, To Negotiate And Execute An Agreement Between FUSE Corps And The City Of Oakland In An Amount Not-To-Exceed One Hundred And Fifty Thousand Dollars (\$150,000) From The Rent Adjustment Program Fund (Fund 2413) To Fund One Executive-Level Fellow For The Housing And Community Development Department For Twelve Months; And 2) Waiving The Competitive Request For Proposals/Qualifications (RFP/Q) Process Requirement For The Agreement
[20-0008](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

Subject: Affordable Housing And Sustainable Communities Program
From: Housing And Community Development Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City To Apply For, Accept And Appropriate Loan And Grant Funds Under The State Of California's 2018-2019 Affordable Housing And Sustainable Communities Program For The Fruitvale Transit Village IIB Project Located At 35th Avenue And East 12th Street, In An Amount Not To Exceed \$30,000,000, And Authorize Agreements With Bart And AC Transit For Transportation-Related Improvements; And
[20-0049](#)

Sponsors: Housing And Community Development Department

Attachments: [View Report](#)
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This City Resolution was Adopted.

This City Resolution was Adopted.

2) A Resolution Authorizing The City To Apply For, Accept And Appropriate Loan And Grant Funds Under The State Of California's 2018-2019 Affordable Housing And Sustainable Communities Program For The Mandela Station Project At West Oakland Bart Station, In An Amount Not To Exceed \$30,000,000, And Authorize Agreements With Bart And AC Transit For Transportation-Related Improvements

[20-0050](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

Subject: CalHome Grant Application
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City To Apply For, Accept And Appropriate Grant Funds From The California Department Of Housing And Community Development In An Amount Not To Exceed \$3 Million Under The CalHome Program For Accessory Dwelling Unit And Junior Accessory Dwelling Unit Programs

[20-0056](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

Subject: Priority Production Areas
From: Planning And Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution, As Recommended By The Planning Commission, Adopting Appropriate California Environmental Quality Act (CEQA) Findings And New Priority Production Area (PPA) Designations Within The City Of Oakland

[20-0065](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

Subject: Infill Infrastructure Grant Program
From: Housing And Community Development Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The 3050 International Project At 3050 International Boulevard, In An Amount Not To Exceed \$7,500,000; And

[20-0053](#)

Attachments: [View Report](#)

[View Supplemental Report 1/21/2020](#)

[View Supplemental Report 1/23/2020](#)

[View Supplemental Legislation 1/24/2020](#)

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This City Resolution was Adopted.

2) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Ancora Place Project At 2227 International Boulevard, In An Amount Not To Exceed \$7,500,000; And

[20-0054](#)

Attachments: [View Report](#)

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This City Resolution was Adopted.

3) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Native American Health Center Project At 3050 International Boulevard, In An Amount Not To Exceed \$2,600,000; And

[20-0055](#)

Attachments: [View Report](#)

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This City Resolution was Adopted.

4) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The West Grand And Brush, Phase 1 Project At 2201 Brush Street, In An Amount Not To Exceed \$4,200,000; And

[20-0057](#)

Attachments: [View Report](#)

[View Supplemental Legislation1/24/2020](#)

This City Resolution was Adopted.

5) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The 285 12th Street Project At 285 12th Street, In An Amount Not To Exceed \$4,000,000; And

[20-0058](#)

Attachments: [View Report](#)

[View Supplemental Legislation1/24/2020](#)

This City Resolution was Adopted.

6) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Foon Lok East Project At 389 9th Avenue, In An Amount Not To Exceed \$7,000,000; And

[20-0059](#)

Attachments: [View Report](#)

[View Supplemental Legislation1/24/2020](#)

This City Resolution was Adopted.

7) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Mandela Station At West Oakland Bart Project At 1451 7th Street, In An Amount Not To Exceed \$30,000,000; And

[20-0060](#)

Attachments: [View Report](#)

[View Supplemental Legislation1/24/2020](#)

This City Resolution was Adopted.

8) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Fruitvale Transit Village Phase II-B Project At 35th Avenue And East 12th Street, In An Amount Not To Exceed \$7,500,000; And [20-0062](#)

Attachments: [View Report](#)
[View Supplemental Legislation1/24/2020](#)

This City Resolution was Adopted.

9) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The 7th & Campbell Project At 1666 Seventh Street, In An Amount Not To Exceed \$7,500,000; And [TITLE CHANGE] [20-0063](#)

Attachments: [View Report](#)
[View Supplemental Legislation1/24/2020](#)
[View Supplemental Legislation1/24/2020](#)

This City Resolution was Adopted.

10) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The 500 Lake Park Apartments Project At 500 Lake Park Avenue, In An Amount Not To Exceed \$3,700,000 [20-0064](#)

Attachments: [View Report](#)
[View Supplemental Legislation1/24/2020](#)

This City Resolution was Adopted.

11) A Resolution Authorizing The City Of Oakland, A California Municipal Corporation, To Apply For, Accept And Appropriate Funds Under The State Of California Department Of Housing And Community Development's Infill Infrastructure Grant Program In Connection With The Lakehouse Commons Affordable Apartments Project At 121 East 12th Street, In An Amount Not To Exceed \$5,000,000 [20-0087](#)

Attachments: [View Supplemental Legislation1/24/2020](#)

This City Resolution was Adopted.

Subject: State Grant Funding For Cannabis Equity Program
From: Office Of The City Administrator
Recommendation: Adopt A Resolution: (1) Accepting And Appropriating One-Million, Six-Hundred And Fifty-Seven Thousand, Two-Hundred And One Dollars And Sixty-Five Cents (\$1,657,201.65) In 2019-2020 State Of California, Equity Act Grant Funding To Assist Local Cannabis Equity Applicants And Licensees; (2) Authorizing The City Administrator To: (A) Amend The Professional Services Agreement With 4Front Partners By Increasing The Funding From One-Hundred And Eighty Thousand Dollars (\$180,000) To Three-Hundred Thousand Dollars (\$300,000) To Administer Loan And Grant Programs For Cannabis Equity Applicants And Licensees; (B) Enter Into A Professional Services Agreement With Knox And Ross To Provide Legal Services To Cannabis Equity Applicants And Licensees In The Amount Of One-Hundred And Twenty Thousand Dollars (\$120,000); (3) Waiving The Request For Proposals/Qualifications Process For The Two Professional Services Agreements Referenced Above; (4) Re-Appropriating Repaid Cannabis Equity Loan Funds Allocated Pursuant To Resolution 86633 C.M.S. For The Same Purposes Of Cannabis Equity Loan Assistance; And (5) Adding A Program Analyst Position To Support Grant And Equity Program Administration
[20-0061](#)

Attachments: [View Report](#)

This City Resolution was Adopted.

Subject: Exotic Animal Performances Ban Ordinance
From: Pro Tempore Kalb And Councilmember Gallo
Recommendation: Adopt An Ordinance Amending Titles 1 And 6 Of The Oakland Municipal Code To Add Provisions Prohibiting In The City Of Oakland Performances Of Animals For Public Entertainment
[18-1927](#)

Attachments: [View Report](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/18/2020

Subject: Create The Commission On Homelessness
From: Council President Kaplan
Recommendation: Adopt An Ordinance Amending Oakland's Homeless Commission Ordinance, Codified In Oakland Municipal Code Section 4.56.060, Established Pursuant To Measure W, The Vacant Property Tax Measure Passed By Voters In 2018, To Add Additional Oversight And Responsibilities
[18-2517](#)

Attachments: [View Report](#)
[View Supplemental Report](#)
[View Supplemental Report 2/14/2020](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/18/2020

Subject: Annual Report From The Head Start Advisory Board
From: Human Service Department
Recommendation: Receive A Joint Informational Report From The Head Start Advisory Board And Policy Council On The City Of Oakland Head Start Program Governance Structure And Program Metrics For FY 2018-19
[18-1741](#)

Attachments: [View Report](#)
[View Revised Power Point Report 9/6/2019](#)
[View Supplemental Report 1/24/2020](#)

This Informational Report was Received and Filed.

7.6 Subject: Modifications To Condominium Conversion Ordinance
From: President Pro Tempore Kalb
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 16.36, Condominium Conversions, To: (1) Extend The Conversion Rights Requirement To Two- To Four-Unit Residential Buildings; (2) Require That A Conversion Rights Agreement Be Recorded At Latest 60 Days After The Building Permit For The Generating Residential Building Is Issued; (3) Enhance Tenant Rights And Notice Requirements To Tenants; And (4) Make Other Modifications; And To Direct City Administrator Or Designee To Study Alternative Methods Of (A) Ensuring One-For-One Replacement Of Rental Units In The City As A Result Of Condominium Conversions And (B) Increasing Affordable Home Ownership And Reducing Displacement Of Renters Subject To Conversion; And Adopt CEQA Exemption Findings
[NEW TITLE]
[18-2106](#)

Attachments: [View Report](#)
[View Supplemental Report 1/10/2020](#)
[View Supplemental Legislation 2/7/2020](#)

There was a motion by Councilmember Kalb, seconded by Councilmember Bas to approve the ordinance on introduction with the following amendment:

Page 29, Section 8 adding an additional sentence that reads " Notwithstanding the sentence immediately above, if a subdivider has received their tentative parcel map prior to the effective date of this Ordinance and is converting a two- to four-unit building, the subdivider shall not be required to secure conversion rights pursuant to this chapter provided the subdivider obtains their approved final map within 24 months of the effective date of this Ordinance."

A motion was made by Dan Kalb, seconded by Nikki Bas, that this matter be Approved As Amended 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 2/18/2020. The motion carried by the following vote:

Abstained: 1 - Reid
Recused: 1 - Taylor
Aye: 5 - Bas, Kalb, McElhaney, Thao, and Kaplan
Absent: 1 - Gallo
NO VOTE: 0

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

There were no final decisions in closed session

A motion was made by Larry Reid, seconded by Loren Taylor, that this matter be Approve as Submitted. The motion carried by the following vote:

Aye: 5 - Bas, Reid, Taylor, Thao, and Kaplan

Absent: 3 - Gallo, Kalb, and McElhaney

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 The Item Regarding the "1750 Broadway: Appeal By East Bay Residents For Responsible Development" was withdrawn and rescheduled to the February 18, 2020 City Council Agenda at the January 30, 2020 Rules And Legislation Committee

9.2 The Item Regarding the "1750 Broadway Project (Appeal By Residents Of 1770 Broadway) t" was withdrawn and rescheduled to the February 18, 2020 City Council Agenda at the January 30, 2020 Rules And Legislation Committee

9.3 Subject: Priority Production Areas
From: Planning And Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution, As Recommended By The Planning Commission, Adopting Appropriate California Environmental Quality Act (CEQA) Findings And New Priority Production Area (PPA) Designations Within The City Of Oakland
[20-0065](#)

Attachments: [View Report](#)

Upon the reading of Item 9.3 by the City Clerk, the Public Hearing was opened at 8:27 p.m.

2 individuals spoke on this item.

Councilmember Reid made a motion, seconded by Councilmember McElahney, to close the Public Hearing, and by that same motion moving the item, hearing no objections, the motion passed by 7 Ayes: Bas, Kalb, McElhaney, Reid, Taylor, Thao and President Kaplan and 1 Absent: Gallo

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

Aye: 7 - Bas, Kalb, McElhaney, Reid, Taylor, Thao, and Kaplan

Absent: 1 - Gallo

NO VOTE: 0

S9.4 Subject: Regional Analysis Of Impediments To Fair Housing
From: Housing And Community Development Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution
Accepting And Adopting The 2020-2025 County Of Alameda Regional Analysis Of
Impediments To Fair Housing Choice Report
[20-0006](#)

Attachments: [View Report](#)

Upon the reading of Item 9.4 by the City Clerk, the Public Hearing was opened at 8:37 p.m.

2 individuals spoke on this item.

Councilmember Reid made a motion, seconded by Councilmember McElhaney, to close the Public Hearing, and by that same motion moving the item, hearing no objections, the motion passed by 7 Ayes: Bas, Kalb, McElhaney, Reid, Taylor, Thao and President Kaplan and 1 Absent: Gallo

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

Excused: 1 - Gallo

Aye: 7 - Bas, Kalb, McElhaney, Reid, Taylor, Thao, 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 Evangeline Munson at 8:55 p.m.

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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THE HANGING OF BANNERS, POSTERS, SIGNS, OR ANY MATERIAL ON OR OVER THE GALLERY BANNISTERS IS STRICTLY PROHIBITED IN ORDER TO ENSURE THE SAFETY OF THOSE ATTENDING MEETINGS.

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.