

City of Oakland

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



CITY OF OAKLAND

Meeting Minutes - FINAL

Tuesday, July 21, 2020

1:30 PM

Please See The Agenda To Participate In The Meeting

Tele-Conference

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

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

PUBLIC PARTICIPATION

The public may observe and/or participate in this meeting many ways.

OBSERVE:

- To observe, the public may view the televised video conference by viewing KTOP channel 10 on Xfinity (Comcast) or ATT Channel 99 and locating City of Oakland KTOP – Channel 10
- To observe the meeting online from the City's Agenda Meeting Calendar, at the noticed meeting time, please click on <https://oakland.legistar.com/calendar.aspx> and click on the "In Progress" link under "Video" for the corresponding meeting.
- To observe the meeting by video conference, please click on this link: <https://us02web.zoom.us/j/84294619854> at the noticed meeting time.
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):
US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 436 2866 or +1 301 715 8592 or +1 312 626 6799 Webinar ID: 842 9461 9854
If asked for a participant ID or code, press #.

COMMENT:

DUE TO THE SUSPENSION OF THE SUNSHINE ORDINANCE AND COUNCIL'S RULES OF PROCEDURES 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 Asha Reed, Assistant City Clerk at AReed@oaklandca.gov.

- Office of the City Clerk

The Concurrent Meeting of the Oakland City Council and Successor Redevelopment Agency was held on the above date. The meeting was convened at 1:32 PM.

ROLL CALL / CITY COUNCIL

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

1 PUBLIC COMMENT

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

180 speakers spoke during Public Comment.

2 CONSENT CALENDAR (CC) ITEMS:

Items 2.5, 2.7, 2.8, 2.9 and 2.10 were withdrawn and rescheduled to the City Council Meeting Of July 28, 2020.

This be Approve with the following amendments.

Approval of the Consent Agenda

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

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

NO VOTE: 0

- 2.1** Subject: New License Agreement For Gondola Services On Lake Merritt
From: Economic And Workforce Development Department
Recommendation: Adopt An Ordinance (1) Authorizing The City Administrator To Negotiate And Execute A Five-Year License With One Five-Year Option To Renew, At The Below Market Rate Of \$1000 Per Month, Increasing By \$100 In Each Year Including The Option Term, For Use Of Space By Gondola Servizio L.L.C. At Lake Chalet, 1520 Lakeside Drive, And Lake Merritt Boating Center, 568 Bellevue Avenue, Both Properties On The Same Parcel (APN 10-764-3), For Gondola Services On Lake Merritt And (2) Making Findings That The License For Below Fair Market Value Is In The Best Interests Of The City [TITLE CHANGE]

[20-0522](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Revised Report - 7/17/2020](#)
[View Revised Legislation - 7/17/2020](#)
[13609 CMS](#)

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 7/28/2020

- 2.2** Subject: Emergency Eviction Moratorium Extension
From: Councilmembers Bas, President Pro Tempore Kalb And City Attorney Parker
Recommendation: Adopt An Emergency Ordinance Amending Ordinance Nos. 13589 C.M.S. And 13594 C.M.S. To Extend The Moratorium On Residential Evictions During The Local Emergency Proclaimed In Response To The Novel Coronavirus (COVID-19) Pandemic

[20-0519](#)

Attachments: [View Report](#)
[View Legislation](#)
[13606 CMS](#)

This Ordinance was Approved for Final Passage.

- 2.3** Subject: Hospitality Worker Right To Recall Ordinance
From: Councilmember Thao, President Pro Tem Kalb & Councilmember Gallo
Recommendation: Adopt A Ordinance (1) Establishing A Travel And Hospitality Worker Right To Recall; (2) Amending Chapter 2.44 Of The Oakland Municipal Code To Include Enforcement Of Right To Recall As Part Of The Duties Of The Department Of Workplace And Employment Standards
[20-0369](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Amended Legislation -7/9/2020](#)
[13607 CMS](#)

This Ordinance was Approved for Final Passage.

- 2.4** Subject: Tenant Protection, Just Cause, & Rent Ordinance Amendments
From: City Attorney Parker, Councilmember Bas And Pro Tempore Kalb
Recommendation: Adopt An Ordinance Amending Chapter 8.22 Of The Oakland Municipal Code (Residential Rent Adjustments And Evictions) To (1) Limit The Maximum Rent Increase In Any One Year To Conform To State Law; (2) Make Failure To Pay Required Relocation Benefits An Affirmative Defense To Eviction; (3) Limit Late Fees; (4) Prohibit Unilaterally Imposed Changes To Terms Of Tenancy; (5) Add One-For-One Replacement Of Roommates To The Definition Of Housing Services; (6) Prohibit Eviction Based On Additional Occupants If Landlord Unreasonably Refused Tenant's Written Request To Add Occupant(S); And (7) Strengthen Tenants' Rights And Enforcement Of Tenants' Rights Under The Tenant Protection Ordinance [TITLE CHANGE]
[20-0228](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Report 6/26/2020](#)
[View Supplemental Legislation 6/26/2020](#)
[View Amended Legislation 7/9/2020](#)
[View Supplemental City Attorney Report & PowerPoint - 7/13/2020](#)
[View Supplemental Legislation - 7/17/2020](#)
[13608 CMS](#)

This Ordinance was Approved for Final Passage.

- 2.5** Subject: Affordability, Housing And Infrastructure Oversight Committee
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Reappointment Of Carroll Fife
And Appointment Of Anne Griffith As Members Of The Affordable Housing &
Infrastructure (Measure KK) Public Oversight Committee
[20-0559](#)

Attachments: [View Report](#)

A motion was made by Sheng Thao, seconded by Larry Reid, that this matter be
Withdrawn and Rescheduled to go before the * Concurrent Meeting of the
Oakland Redevelopment Successor Agency and the City Council, to be heard
7/28/2020. The motion carried by the following vote:

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

NO VOTE: 0

- 2.6** Subject: Cannabis Regulatory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Reappointment Of TiYanna Long
And The Appointment Of Tracey Corder As Members Of The Cannabis Regulatory
Commission
[20-0560](#)

Attachments: [View Report](#)

[88230 CMS](#)

This City Resolution was Adopted.

- 2.7** Subject: Community Policing Advisory Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Marla
Williams And Carol Wyatt, And Reappointment Of Kirby Thompson And Geraldine Wong
As Members Of The Community Policing Advisory Board
[20-0561](#)

Attachments: [View Report](#)

[View Supplemental Legislation 7/24/2020](#)

[88264 CMS](#)

A motion was made by Sheng Thao, seconded by Larry Reid, that this matter be
Withdrawn and Rescheduled to go before the * Concurrent Meeting of the
Oakland Redevelopment Successor Agency and the City Council, to be heard
7/28/2020. The motion carried by the following vote:

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

NO VOTE: 0

- 2.8** Subject: Public Safety Services And Violence Prevention Oversight Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Nikki Dinh, And The Mayor's Appointment Of Paula Hawthorn, Beth H. Hodess, Sydney Thomas, Michael Wallace, And Billy G. Dixon As A Member Of The Public Safety And Services Violence Prevention Oversight Commission
[20-0562](#)

Attachments: [View Report](#)

[View Supplemental Legislation 7/24/2020](#)

[88265 CMS](#)

A motion was made by Sheng Thao, seconded by Larry Reid, that this matter be Withdrawn and Rescheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 7/28/2020. The motion carried by the following vote:

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

NO VOTE: 0

- 2.9** Subject: Sugar-Sweetened Beverage Distribution Tax Community Advisory Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Julia Liou, Laurie Lawson, Justin Watkins, Michael Hammock, Raphael Breines, And Pamela Alston As Members Of The Sugar-Sweetened Beverage Distribution Tax Community Advisory Board
[20-0563](#)

Attachments: [View Report](#)

[View Supplemental Legislation 7/27/2020](#)

[88277 CMS](#)

A motion was made by Sheng Thao, seconded by Larry Reid, that this matter be Withdrawn and Rescheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 7/28/2020. The motion carried by the following vote:

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

NO VOTE: 0

2.10 Subject: Youth Advisory Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Yarency Lizbeth Avelar, Julia Basch, Francesca Berlow, Aa'Jahlee-Soleil Long, Alessandra Mohar, Ahmed Muhammad, Jessica Ramos, Benjamin Salop, Barrett Valentine, And Harper Valentine As Members Of The Youth Advisory Commission
[20-0564](#)

Attachments: [View Report](#)
[View Supplemental Legislation 7/24/2020](#)
[88263 CMS](#)

A motion was made by Sheng Thao, seconded by Larry Reid, that this matter be Withdrawn and Rescheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 7/28/2020. The motion carried by the following vote:

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

NO VOTE: 0

2.11 Subject: Donation Of Land On Longcroft Drive To The City Of Oakland
From: Economic And Workforce Development Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution (A) Accepting A Donation Of Real Property On Longcroft Drive (APN 48D-7277-32), From Magon C. Patel And Marilyn Hall Patel, To The City Of Oakland; (B) Authorizing The Expenditure Of An Amount Not To Exceed \$10,000 For Associated Closing Costs And Fees; And (C) Making California Environmental Quality Act Findings; And
[20-0545](#)

Attachments: [View Report](#)
[View Legislation](#)
[88231 CMS](#)

Councilmember McElhaney amended the legislation to include that the proceeds from the sale would be transferred into the affordable housing trust fund, and hearing no objections, the motion passed by with the following vote: 8 Ayes: Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, and Council President Kaplan

This City Resolution be Adopted as Amended.

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

NO VOTE: 0

2) A Resolution Declaring The Real Property Located On Longcroft Drive (APN 48D-7277-32) To Be Donated To The City Of Oakland As "Surplus Land" Pursuant To Government Code Section 54221(B)(1)

[20-0546](#)

Attachments: [View Legislation](#)
[88232 CMS](#)

Councilmember McElhaneey amended the legislation to include that the proceeds from the sale would be transferred into the affordable housing trust fund, and hearing no objections, the motion passed by with the following vote: 8 Ayes: Bas, Gallo, Kalb, McElhaneey, Reid, Taylor, Thao, and Council President Kaplan

This City Resolution be Adopted as Amended.

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

NO VOTE: 0

3 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING REQUIREMENTS:

- 3.1 Subject: The Piedmont Homeowners Association Of 70 Yosemite Avenue
From: President Pro Tempore Kalb
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Of Necessity For The Acquisition, By Eminent Domain, Of A Temporary Right Of Entry To The Property Located At 58 Yosemite Avenue, Oakland, California, Pursuant To California Civil Code Section 1002 And Code Of Civil Procedure Sections 1245.326 Et Seq., By The Piedmont Walk Homeowners Association Of 70 Yosemite Avenue, Oakland, To Complete Necessary Repair Work
[20-0517](#)

Attachments: [View Report](#)

[View Presentation](#)

[View Supplemental Response - 7/20/2020](#)

[View Supplemental Legislation - 7/20/2020](#)

[View Supplemental Exhibit A - 7/20/2020](#)

[View Supplemental Response - 7/27/2020 Ntc of City Council Hearing to Bethoven Payumo](#)

[View Supplemental Response - 7/27/2020 Final Letter to Neighbor](#)

[View Supplemental Response - 7/27/2020 Supplemental Response to City Council re Resolution of Necessity](#)

[View Supplemental Response - 7/27/2020 Letr to neighbor requesting access for repairs](#)

[View Supplemental Response - 7/27/2020 Right of Entry](#)

[View Supplemental Response - 7/27/2020 Letter to Dina Payumo re Right of Entry](#)

[View Supplemental Response - 7/27/2020 Response to City Council 7-27-20](#)

[View Supplemental Response - 7/27/2020 Exhibits to Response to City Council 7-27-20](#)

[View Supplemental Response - 7/27/2020 Proposed DT License Agreement 7-20-20](#)

[View Supplemental Response - 7/27/2020 Piedmont Murray 2014](#)

[View Supplemental Response - 7/27/2020 70 Yosemite Investigative Stucco Removal Photo report](#)

[View Supplemental Response - 7/27/2020 Piedmont Walk DT Phase Construction Plan SEND](#)

Upon the reading of Item 3.1 by the City Clerk, President Pro Tem Kalb made a motion, seconded by Councilmember Gallo to open the Public Hearing at 4:42 p.m.

6 individuals spoke on this item.

President Pro Tem Kalb made a motion, seconded by Councilmember McElhaney, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, and Council President Kaplan

A motion was made by Dan Kalb, seconded by Lynette McElhaney, that this

matter be Continued to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 7/28/2020.
The motion carried by the following vote:

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

NO VOTE: 0

- 3.2** Subject: FY 2020 - 21 Master Fee Schedule Amendment
From: Transportation Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 13599 C.M.S., Which Adopted The Fiscal Year 2020-2021 Master Fee Schedule, To Modify City Of Oakland Taxi Permit Fees And Department Of Transportation Survey Fees
[20-0558](#)

Attachments: [View Report](#)
[View Report - Attachment A](#)
[View Legislation](#)
[13610 CMS](#)

Upon the reading of Item 3.2 by the City Clerk, Councilmember Gallo made a motion, seconded by Councilmember Bas to open the Public Hearing at 5:33 p.m.

4 individuals spoke on this item.

President Pro Tem Kalb made a motion, seconded by Vice Mayor Reid, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, and Council President Kaplan

A motion was made by Noel Gallo, seconded by Nikki Bas, 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 7/28/2020. The motion carried by the following vote:

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

NO VOTE: 0

3.3 Subject: RV Pilot Program On Undeveloped Property
From: Council President Kaplan
Recommendation: Adopt The Following Pieces Of Legislation;

1) An Ordinance Adding Oakland Municipal Code (OMC) Chapter 5.72 To Establish A Pilot Program To Permit Occupancy Of A Recreational Vehicle On Undeveloped Property; Making Conforming Changes To The OMC And Oakland Planning Code; And Making California Environmental Quality Act Findings; And [20-0549](#)

Attachments: [View Report](#)
[View Attachment A](#)
[View Legislation](#)
[13611 CMS](#)

Upon the reading of Item 3.3 by the City Clerk, Councilmember Taylor made a motion, seconded by Councilmember Gallo to open the Public Hearing at 5:48 p.m.

individuals spoke on this item.

Councilmember Taylor made a motion, seconded by President Pro Tem Kalb, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, and Council President Kaplan

A motion was made by Loren Taylor, seconded by Dan Kalb, 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 7/28/2020. The motion carried by the following vote:

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

NO VOTE: 0

2) An Ordinance Amending Ordinance No. 13599 C.M.S., Which Adopted The 2020-2021 Master Fee Schedule, To Add A New Fee For Administration Of A Pilot Program To Permit Occupancy Of A Recreational Vehicle On Undeveloped Property
[20-0550](#)

Attachments: [View Report](#)
[View Report - Attachment A](#)
[View Legislation](#)
[13612 CMS](#)

Upon the reading of Item 3.3 by the City Clerk, Councilmember Taylor made a motion, seconded by Councilmember Gallo to open the Public Hearing at 5:48 p.m.

individuals spoke on this item.

Councilmember Taylor made a motion, seconded by President Pro Tem Kalb, to close the Public Hearing, and hearing no objections, the motion passed by 8 Ayes: Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, and Council President Kaplan

*A motion was made by Loren Taylor, seconded by Dan Kalb, 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 7/28/2020. The motion carried by the following vote:*

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

NO VOTE: 0

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

There were no final decisions to report out.

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

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

NO VOTE: 0

5 DETERMINATION OF SCHEDULE OF OUTSTANDING COUNCIL ITEMS

[20-0553](#)

Attachments: [View Report - Items Scheduled](#)
[View Report - To Be Scheduled](#)

7/28

LGM

"Huey P Newton Street Renaming"

"Chauncy Bailey Street"

"Equitable Processes to Telegraph Bike Lane"

RK

"Cal League of Cities Conference"

DK

"Capping commissions charges and fees

"AB 3121"

"Mural Grant 1"

"Mural Grant 2"

"ECAP" and "leaf blower" from PWC

City Attorney "Ghostship Fire Settlement"

City Admin Cares Act Fund

Vice Mayor Reid "Audit Of Impact Fee" 1st CED committee

LT LEC meeting in September scheduling the continued item from the last meeting

September 21

Pres Kaplan "Measure R Newspaper " first Council meeting in September

A motion was made that this matter be Approve with the following amendments.

The motion carried by the following vote:

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

NO VOTE: 0

Subject: 2020 Supplemental Encampment Management Policy
From: The Life Enrichment Committee
Recommendation: Adopt A Resolution Adopting The Administration's Proposed
Encampment Management Policy, To Be Implemented Upon Adoption By The
Administration [TITLE CHANGE]
[20-0239](#)

Attachments: [View Report](#)

[View Attachment A](#)

[View Attachment B](#)

[View Report - Taylor](#)

[View Attachment B - Taylor](#)

[View Supplemental Report - 9/11/2020](#)

[View Supplemental Report - Attachment A 9/11/2020](#)

[View Supplemental Report - Attachment B 9/11/2020](#)

[View Supplemental Report - Attachment C 9/11/2020](#)

[View Supplemental Report - Attachment D 9/11/2020](#)

[View Supplemental Legislation - 9/11/2020](#)

[View Supplemental Report - Exhibit A 9/11/2020](#)

[View Supplemental Legislation - 9/18/2020](#)

[View Supplemental Report - Exhibit A 9/18/2020](#)

[View Supplemental Letter 10/8/2020](#)

[View Supplemental Report - Bas 10/16/2020](#)

[View Supplemental Report - FULL SUPPORT 10/16/20/2020](#)

[View Supplemental Report - Support for the Oakland Homeless
Encampment Management 10/16/2020](#)

[View Supplemental Report - Support 10/16/2020](#)

[View Supplemental Report - We Support The New Encampment
Management Policy 10/16/2020](#)

[View Supplemental Report - Writing In Support 10/16/2020](#)

[View Supplemental Report - Writing In Support Of Encampment
Management Policy 10/16/2020](#)

[View Supplemental Staff Report - 10/16/2020](#)

[View Supplemental Attachment A - 10/16/2020](#)

[View Supplemental Attachment B -10/16/2020](#)

[View Supplemental Attachment C - 10/16/2020](#)

[View Supplemental Attachment D - 10/16/2020](#)

[View Supplemental Attachment E - 10/16/2020](#)

[View Supplemental Attachment F - 10/16/2020](#)

[View Supplemental Attachment G - 10/16/2020](#)

[View Supplemental Attachment H - 10/16/2020](#)

[View Supplemental Attachment I - 10/16/2020](#)

[View Supplemental Attachment J - 10/16/2020](#)

[View Supplemental Attachment K - 10/16/2020](#)

[View Supplemental Legislation - 10/16/2020](#)

[View Supplemental Exhibit A -10/16/2020](#)

This Report and Recommendation be Accepted to be Scheduled to go before the
*Life Enrichment Committee to be heard 9/21/2020

Subject: Information On Impact Fees
From: Council President Kaplan
Recommendation: Receive An Informational Report On The Status Of: 1) The City Of
Oakland's Current Efforts To Complete An Assessment Of The Affordable Housing,
Jobs/Housing, And Transportation And Capital Improvements Impact Fee Programs
From July 2016 To June 2019, And 2) Affordable Housing Impact Fee (AHIF) Collections,
Budgeting For 2019/21 And Deployment
[18-2061](#)

Attachments: [View Report](#)
[View Supplemental Report 11/8/2019](#)
[View Supplemental Report 11/27/2019](#)
[View Supplemental Report 2/7/2020](#)
[View Supplemental Report - 9/11/2020](#)
[View Supplemental Report - Attachment A 9/11/2020](#)
[View Supplemental Report - Attachment B 9/11/2020](#)

***Vice Mayor Reid Made a Scheduling Motion to hear the report regarding The
"Housing Impact Fee" at the 1st CED committee meeting in September 2020***

This Informational Report be Scheduled.to go before the *Community &
Economic Development Committee to be heard 9/22/2020

6 Approval Of The Draft Minutes From The Meeting Of June 23, 2020
[20-0554](#)

Attachments: [View Report](#)

***Councilmember Bas made an amendment to the budget item correcting the Aye
votes from 6 to 5***

A motion was made by Larry Reid, seconded by Noel Gallo, that this matter be
Approve with the following amendments. The motion carried by the following
vote:

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

NO VOTE: 0

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

- 7 Subject: Ballot Measure Amending Powers Of The Police Commission
From: Council President Kaplan And Pro Tem Kalb
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To
The Voters For The November 3, 2020 Statewide General Election Proposed
Amendments To City Charter Section 604 To Strengthen The Independence Of The
Oakland Police Commission By Modifying The Powers, Duties, And Staffing Of The
Oakland Police Commission And The Community Police Review Agency, And Creating
An Office Of Inspector General; And Directing The City Clerk To Fix The Date For
Submission Of Arguments And Provide For Notice And Publication, And To Take Any
And All Other Actions Necessary Under Law To Prepare For And Conduct The
November 3, 2020 General Municipal Election [TITLE CHANGE]
[20-0140](#)

Attachments: [View Report](#)

[View Kalb Supplemental 2/20/2020](#)

[View Memo 4/16/2020](#)

[View Supplemental Legislation 4/17/2020](#)

[View Addendum 4/16/2020](#)

[View Appendix 4/16/2020](#)

[View Supplemental Police Commission Measure - 4/20/2020](#)

[View Supplemental OPC Charter Amendment Legislative History -
4/20/2020](#)

[View Supplemental Amendments To City Charter Section 604 -
4/27/2020](#)

[Supplemental Oakland Police Commission Report](#)

[Supplemental Oakland Police Commission Revised Legislation](#)

[View City Attorney Amended Legislation](#)

[View City Administrator Supplemental Report](#)

[View Supplemental Memo Police Commission - CM Taylor 5/7/2020](#)

[View Supplemental Legislation - Kaplan, Kalb, Gallo](#)

[View Supplemental Police Commission Memo - Kaplan 5/11/2020](#)

[View Supplemental Police Commission Measure - Staff Memorandum
5/11/2020](#)

[View Supplemental Report 6/5/2020 - "Letter From Oakland Police
Commission"](#)

[View Supplemental Report 6/5/2020 "Dissenting Opinion - The
Oakland Police Commission"](#)

[View Supplemental Legislation 6/5/2020 - "Oakland Police
Commission Draft"](#)

[View Supplemental Legislation 6/5/2020 - Kaplan, Kalb, Gallo, Taylor
\(Version A\)](#)

[View Supplemental Legislation 6/5/2020 - Kaplan, Kalb, Gallo, Taylor
\(Version B\)](#)

[View Supplemental Report 6/5/2020 - City Administrator](#)

[View Supplemental Legislation 6/8/2020 - Kaplan, Kalb, Gallo, Taylor
\(Version C\)](#)

[View Supplemental Legislation -7/17/2020](#)

[View Supplemental Legislation 7/20/20](#)

[View Supplemental Legislation 7/21/2020](#)

[View Supplemental Letter and Legislation - 7/22/2020](#)

[88237 CMS](#)

**This City Resolution be Withdrawn and Rescheduled to go before the Special
Concurrent Meeting of the Oakland Redevelopment Successor Agency/City
Council to be heard 7/28/2020**

- 9 Subject: Surplus Land Declaration For 16 City Owned Sites
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution Declaring Sixteen Properties, Including, (1) Thirteen Properties Designated In The Long-Range Management Plan For Disposition Or Future Development; And (2) Three City-Owned Properties Located At 98th Avenue And Stearns Avenue (APN 48-5617-9-1, 48-5617-10-4), 1449 Miller Avenue (APN 20-153-6), And 6226 Moraga Avenue (APN 048F-7361-11, 048F-7361-12), As "Surplus Land" Pursuant To Government Code Section 54220(B)(1)
[20-0548](#)

Attachments: [View Report](#)
[View Report - Attachment A](#)
[View Legislation](#)
[View Report - Exhibit A](#)
[88233 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 - Bas, Gallo, Kalb, McElhaney, Reid, Taylor, Thao, and Kaplan

NO VOTE: 0

- 10 Subject: In Support Of Assembly Bill 1550
From: President Pro Tem Kalb
Recommendation: Adopt A Resolution In Support Of California State Assembly Bill 1550 (BONTA) To End Discriminatory 911 Calls Based On A Person's Race, Religion, Sex Or Any Other Protected Class By Making Such Calls Hate Crimes And Establishing Civil Liability
[20-0555](#)

Attachments: [View Report - AB1550](#)
[View Report - Fact Sheet](#)
[View Legislation](#)
[88234 CMS](#)

A motion was made by Dan Kalb, seconded by Loren Taylor, 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

- 11 Subject: In Support Of Assembly Bill 3121
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of Assembly Bill 3121 (Weber) That Would Establish The Taskforce To Study And Develop Reparation Proposals For African Americans And Would Require (1) The Task Force To Identify, Compile, And Synthesize The Relevant Corpus Of Evidentiary Documentation Of The Institution Of Slavery That Existed Within The United States And The Colonies; (2) The Task Force To Recommend The Form Of Compensation That Should Be Awarded, The Instrumentalities Through Which It Should Be Awarded, And Who Should Be Eligible For Compensation; And (3) The Task Force To Submit A Written Report Of Its Findings And Recommendations To The State Legislature; And Would Authorize Reimbursement Of The Members' Expenses Only To The Extent An Appropriation Is Made In The Budget Act
[20-0528](#)

Attachments: [NO WRITTEN MATERIAL SUBMITTED](#)

**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 7/28/2020**

- 12 Subject: Pedestrian And Bicyclist For "Non-Violent" Violations
From: Council President Kaplan
Recommendation: Adopt A Resolution Seeking A Policy Recommendation From The Oakland Police Commission For Bicycle And Pedestrian Stops; And Adopting An Interim Moratorium On The Of Arrest Of Persons For Bicycle And Pedestrian Violations By The Oakland Police Department; And Requesting An Informational Report From The Oakland Police Department Regarding The Circumstances And Number And Demographics Of Bicycle And Pedestrian Stops, Tickets And Related Actions
[20-0478](#)

Attachments: [View Report](#)

[View Legislation](#)

[View Supplemental Legislation - 7/20/2020](#)

[88235 CMS](#)

The Council amended the legislation to include in the First Further Resolved DOT, Race and Equity, Department Violence Prevention and the Bicyclist Pedestrian Advisory Commission for recommendations for policy.

Kalb made a friendly amendment to include also "bring a report to the Council with options for alternatives to existing traffic enforcement practices based on rigorous community engagement to include deescalation, civilization, or other practices."

A motion was made by Dan Kalb, seconded by Loren Taylor, that this matter be Adopted as Amended. The motion carried by the following vote:

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

NO VOTE: 0

- 13 Subject: OPD Special Events Function
From: Council President Kaplan
Recommendation: Adopt A Resolution Requesting The City Administrator To Submit To Council Amendments To Oakland Municipal Chapter 9.52 And Other Ordinances That Establish Criteria, Processes And Regulations For Approving Or Permitting Special Events Activities, To Move Such Duties And Functions From The Oakland Police Department To The City Administrator's Office
[20-0496](#)

Attachments: [View Report](#)
[View Legislation](#)
[88236 CMS](#)

A motion was made by Lynette McElhaney, seconded by Nikki Bas, that this matter be Adopted as Amended. The motion carried by the following vote:

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

NO VOTE: 0

- 14 Subject: Oakland's 911 Grand Jury Report And Recommendations
From: Council President Kaplan
Recommendation: Receive An Informational Report Regarding The Grand Jury Report On Problems With Hiring, Equipment, And Other Issues For Oakland's 911 Dispatch System
[20-0498](#)

Attachments: [View Report](#)
[View Report - Final Grand Jury Report](#)
[View Supplemental Final Grand Jury Report - 9/4/2020](#)

The Council Continued this item to be heard at the first Council meeting in September.

A motion was made by Lynette McElhaney, seconded by Noel Gallo, that this matter be Continued to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 9/15/2020. The motion carried by the following vote:

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

NO VOTE: 0

- 15** Subject: Resolution In Support Of The Reimagining Public Safety Task Force
From: Councilmember Taylor And Councilmember Bas
Recommendation: Adopt A Resolution (1) Creating The Re-Imagining Public Safety Task Force To Create A Plan To Dramatically Shift Resources From Enforcement And Punishment To Prevention And Wellness For Integration In The Fiscal Year (FY) 2021-23 Budget Using A Robust Engagement Process With Community Stakeholders Rooted In Transparency And Accountability Including Those Who Have Not Been Included In The Conversation, And (2) Waiving The Advertising And Request For Qualifications/Proposals (RFQ/RFP) Process For A Contract With A Consultant Facilitator In An Amount Not To Exceed \$100,000, And (3) Authorizing The City Administrator To Accept And Appropriate Future Monetary Or In-Kind Grants, Donations Or Contributions From Federal, State, County, Local Or Other Entities For The Task Force To Carry Out Its Designated Mission
[20-0556](#)

Attachments: [View Report](#)
[View Report - Inclusive Engagement Plan](#)
[View Legislation](#)
[View Supplemental Report - 7/20/2020](#)
[View Slideshow](#)
[View Supplemental Legislation 7/28/2020](#)
[88269 CMS](#)

A motion was made by Lynette McElhaney, seconded by Nikki Bas, that this matter be Continued to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 7/28/2020. The motion carried by the following vote:

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

NO VOTE: 0

- 16 Subject: Fiscal Year 2020-2021 Budget Amendments
From: Council President Kaplan And Councilmember Bas
Recommendation: Adopt A Resolution Amending The City Of Oakland's Fiscal Year
2020-21 Budget
[20-0501](#)

Attachments: [View Report](#)
[View Attachment - Budget Attachment](#)
[View Legislation](#)
[View Informational Memo - Kaplan 7/20/2020](#)
[View Notes and Errata Budget Amendments - Kaplan & Bas
7/20/2020](#)
[View Supplemental City Administrator Report - 7/20/2020](#)
[View Supplemental City Administrator Memo - 7/20/2020](#)
[View Kalb Thao Supplemental Report - 7/20/20](#)
[View Supplemental McElhaney- City Admin Memo](#)
[View Supplemental Report - CARES Act MEMO 7/21/2020](#)

- 8 Subject: Transportation Network Companies Trip Tax Ballot Measure
From: Council President Kaplan
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To
The Voters At The General Municipal Election On November 3, 2020, A Proposed
Ordinance To Impose A General Tax On Users Of Transportation Network Companies At
A Rate Of 50 Cents For Private Trips And 25 Cents For Pool Trips; And Directing The
City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And
Conduct The November 3, 2020 General Municipal Election
[20-0494](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Report - 7/16/2020](#)
[View Supplemental Legislation - 7/16/2020](#)
[View Supplemental Legislation 7/23/2020](#)

A motion was made that this matter be Continued to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 7/28/2020. The motion carried by the following vote:

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

NO VOTE: 0

COUNCILMEMBER ACKNOWLEDGEMENTS/ANNOUNCEMENTS

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

ADJOURNMENT OF COUNCIL SESSION

**(Meeting Shall Conclude No Later Than 6:30 P.M., Unless Extended By Majority Vote Of
The Council)**

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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.