

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 - DRAFT

Tuesday, July 20, 2021

1:30 PM

Please See The Agenda To Participate In The Meeting

Virtual Tele - Conference Via Zoom

*** 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/89774989612> at the noticed meeting time.
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 436 2866 or +1 301 715 8592 or +1 312 626 6799 or 833 548 0282 (Toll Free) or 877 853 5247 (Toll Free) or 888 788 0099 (Toll Free) or 833 548 0276 (Toll Free) Meeting ID: 897 7498 9612

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

COMMENT:

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

There are three ways to submit public comments.

- eComment. To send your comment directly to Council members and staff BEFORE the meeting starts please click on <https://oakland.legistar.com/calendar.aspx> and click on the "eComment" link for the corresponding meeting. Please note that eComment submission closes five (5) minutes before posted meeting time.
- To comment by Zoom video conference, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on a eligible agenda item at the beginning of the meeting. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Instructions on how to "Raise Your Hand" is available at: <https://support.zoom.us/hc/en-us/articles/205566129> - Raise-Hand-In-Webinar.
- To comment by phone, please call on one of the above listed phone numbers. You will be prompted to "Raise Your Hand" by pressing "*9" to speak when Public Comment is taken. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Please unmute your self by pressing *6.

If you have any questions, please email the Agenda Management Unit at cityclerk@oaklandca.gov

- Office of the City Clerk

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

ROLL CALL / CITY COUNCIL

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

President Fortunato Bas made a Motion Seconded by Vice mayor Kaplan to Recess at 2:08 PM

President Fortunato Bas made a Motion Seconded by Vice mayor Kaplan to Reconvene at 2:22 PM

1 PUBLIC COMMENT:

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

There were 30 speakers for Public Comment

2 CONSENT CALENDAR (CC) ITEMS:

Council President Fortunato Bas made a motion seconded by Vice mayor Kaplan to move item S2.23 to Non-Consent

Approval of the Consent Agenda

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

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

NO VOTE: 0

- 2.1** 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
[21-0553](#)

Attachments: [View Report](#)
[88745 CMS](#)

This City Resolution be Adopted.

- 2.2** 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
[21-0554](#)

Attachments: [View Report](#)
[88746 CMS](#)

This City Resolution was Adopted.

- 2.3** Subject: Declaration Of A Local Emergency On Homelessness
From: Vice Mayor Kaplan
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Declaration Of A Local Emergency Due To The Existence Of The City's Homelessness Crisis
[21-0555](#)

Attachments: [View Report](#)
[88747 CMS](#)

This City Resolution was Adopted.

- 2.4** Subject: Recognizing Shock G And Digital Underground
From: Councilmember Taylor And Fife
Recommendation: Adopt A Resolution Recognizing Shock G (Gregory Edward Jacobs) For His Achievements And Contributions To The Global Arts Community Particularly In Oakland And For Bringing Global Attention To Oakland Arts And Entertainment; And Declaring August 25, 2021 As Digital Underground Day In The City Of Oakland
[21-0550](#)

Sponsors: Fife

Attachments: [View Legislation](#)
[View Supplemental Legislation 7/16/2021](#)
[88748 CMS](#)

This City Resolution was Adopted.

- 2.5** Subject: Stryker Corporation Contract Extension
From: Oakland Fire Department
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator To Appropriate Funds Levied From The Paramedic Services Act Of 1997 (Measure N) In An Amount Not To Exceed One Hundred And Seventy One Thousand Four Hundred And Eighty-Four Dollars And Sixteen Cents (\$171,484.16); (2) Amending The Contract With Stryker Corporation (Previously Known As Physio Control, Inc.) For The Purchase, Maintenance, And Repair Of Advanced Life Support Equipment (Als) By Increasing The Funding Amount By One Hundred Seventy One Thousand Four Hundred And Eighty Four Dollars And Sixteen Cents (\$171,484.16), For A Total Authorized Contract Amount Not To Exceed Six Hundred And Forty-Three Thousand Three Hundred And Three Dollars And Seventy-Six Cents (\$643,303.76); And (3) Waiving The Advertising And Bidding Process Requirements, And Local And Small Business (L/SBE) Enterprise Program Provisions For The Proposed Contract Amendment With Stryker Corporation
[21-0523](#)

Attachments: [View Report](#)
[View Legislation](#)
[88749 CMS](#)

This City Resolution was Adopted.

- 2.6** Subject: Substitution Of Co-Developer At Mark Twain Homes
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Amending City Council Resolution No. 88555 C.M.S. To Change Memar Properties Inc.'s Designated Co-Developer From Oakland & The World Enterprises, Inc. To Bay Area Community Services, Inc. Or Its Affiliate For The Acquisition And Rehabilitation Of The Mark Twain Homes Development Project Located At 2426 And 2438 35th Avenue And 3525 And 3529 Lyon Avenue, And Adopting Appropriate California Environmental Quality Act (CEQA) Findings
[21-0524](#)

Attachments: [View Report](#)
[View Report Attachment A](#)
[View Legislation](#)
[88750 CMS](#)

This City Resolution was Adopted.

- 2.7** Subject: Major Encroachment Permit At 810 Walker Avenue
From: Transportation Department
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit To Steven L. Nierlich And Tienne E. Lee, Trustees Of The Steven L. Nierlich And Tienne E. Lee Year 2002 Revocable Trust, To Allow Portions Of The Existing Building To Encroach Into The Public Right-Of-Way At 810 Walker Avenue, Major Encroachment Permit ENMJ20057; And Making California Environmental Quality Act Findings

[21-0528](#)

Sponsors: Transportation Department

Attachments: [View Report](#)
[View Legislation And Exhibit A](#)
[View Report Exhibit B-E](#)
[88751 CMS](#)

This City Resolution was Adopted.

- 2.8** Subject: Atthowe Fine Art Services Library Contract
From: Oakland Public Library
Recommendation: Adopt A Resolution Waiving The Request For Proposals/Qualifications Requirements, And Awarding A Contract To Atthowe Transportation Co. DBA Atthowe Fine Art Services For The Storage Of Select African American Museum Library Materials For A Five Year Term In An Amount Not To Exceed Two Hundred Fifty Thousand Dollars

[21-0531](#)

Attachments: [View Report](#)
[View Legislation](#)
[88752 CMS](#)

This City Resolution was Adopted.

- 2.9** Subject: FY 2021-2022 Information & Assistance (I&A) Program Grant
From: Human Services Department
Recommendation: Adopt A Resolution: 1. Authorizing The City Administrator To Accept And Appropriate A Grant In An Amount Not To Exceed \$63,664 For Fiscal Year (FY) 2021-2022 From Alameda County Social Services Agency For Continued Operation Of The Information And Assistance (I&A) Program For Oakland Seniors For The Period Of July 1, 2021 Through June 30, 2022; And Accept And Appropriate Any Additional Funds From The Grantor For The I&A Program Within The Grant Term; And 2. Authorizing A Contribution From The General Purpose Fund For Central Services Overhead Charges In An Estimated Amount Of \$13,210 For FY 2021-2022
[21-0536](#)

Attachments: [View Report](#)
[View Legislation](#)
[88753 CMS](#)

This City Resolution was Adopted.

- 2.10** Subject: Sanitary Sewer Sub-Basin Rehabilitation
From: Oakland Public Works
Recommendation: Adopt A Resolution (1) Awarding A Construction Contract To Pacific Trenchless, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For Sanitary Sewer Rehabilitation Sub-Basin 83-102 (Project No. 1004807) And With Contractor's Bid For An Amount Not To Exceed Three Million Four Hundred Twenty One Thousand Two Hundred Sixty One Dollars (\$3,421,261.00) And (2) Adopting Appropriate California Environmental Quality Act Findings
[21-0533](#)

Attachments: [View Report](#)
[View Report Attachment A](#)
[View Report Attachment B](#)
[View Report Attachment C](#)
[View Report Attachment D](#)
[View Legislation](#)
[View Supplemental Legislation 7/16/2021](#)
[88754 CMS](#)

This City Resolution was Adopted.

2.11 Subject: Piedmont Pines Utility Undergrounding Phase II
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing And Directing The City Administrator To Cast An Assessment Ballot For City-Owned Parcels In Favor Of The Formation Of The City Of Oakland Utility Underground Assessment District No. 2021-232, Piedmont Pines Phase II
[21-0540](#)

Attachments: [View Report](#)
[View Legislation](#)
[88755 CMS](#)

This City Resolution was Adopted.

2.12 Subject: California Waste Solutions Lease / Disposition & Development Agreement
From: Economic & Workforce Development Department
Recommendation: Adopt An Ordinance: (1) Authorizing The City Administrator To Execute A Lease And Disposition And Development Agreement Between The City Of Oakland (City) And California Waste Solutions, Inc. (CWS) For Development Of A Recycling Facility At 2308 Wake Avenue, With A Term Of Up To Seven Years, A Conveyance Price Of \$8,268,500 And Applicable Extension Fees Of \$125,000, \$250,000, And \$425,000;

(2) Authorizing The City Administrator To Execute A 99-Year Lease Between The City And CWS Of The City's Leasehold Interest In An Easement Granted By Caltrans Over Adjacent Property;

(3) Waiving The City's Local And Small Local Business Enterprises Program, As Amended On February 16, 2021 (Ordinance No. 13640 C.M.S.) And May 4, 2021 (Ordinance No. 13647 C.M.S.); And

(4) Applying The Construction Jobs Policy And Operation Jobs Policy Applied To The Other Projects At The Former Oakland Army Base; And (5) Adopting Requisite California Environmental Quality Act Findings

[21-0512](#)

Attachments: [View Report And Attachments A Through E](#)
[View Legislation](#)
[View Supplemental Attachment - 7/16/2021](#)
[13658 CMS](#)
[Proof Of Publication](#)

This Ordinance was Approved for Final Passage.

- 2.13** Subject: 21st Street Bridge & Tunnel Franchise Transfer
From: Economic And Workforce Development Department
Recommendation: Adopt An Ordinance To: (1) Consent To The Transfer Of The Franchise To Construct, Maintain And Operate A Bridge And Tunnel At 21st Street, Pursuant To Ordinance No. 8005, C. M.S. Dated July 24, 1969, As Amended By Ordinance No. 12733 C.M.S. Dated March 7, 2006, To CIM-Oakland 1 Kaiser Plaza LP And Ba2 300 Lakeside LLC; And (2) Amend Said Ordinance To: (A) Increase The Amount Of The Liability Insurance From \$1,000,000 To \$2,000,000 For Property Damage And Bodily Injury; (B) Increase The Annual Franchise Consideration From \$1,500 To \$2,500 Per Year; (C) Authorize The Council To Terminate The Franchise If Grantee Fails To Comply With Any Term Or Condition Of The Franchise (D) Clarify That Grantee Disclaims Any Right, Title, Or Interest In Or To Any Portion Of The Public Right-Of-Way
[21-0486](#)

Attachments: [View Report](#)
[View Report Attachment A](#)
[View Report Attachment B](#)
[View Report Attachment C](#)
[View Report Attachment D](#)
[View Report Attachment E](#)
[View Report Attachment F](#)
[View Legislation](#)
[View Report Exhibit A](#)
[View Report Exhibit B](#)
[View Report Exhibit C](#)
[View Report Exhibit D](#)
[View Report Exhibit E](#)
[View Report Exhibit F](#)
[View Supplemental Legislation 7/16/2021](#)
[13659 CMS](#)
[Proof Of Publication](#)

This Ordinance was Approved for Final Passage.

- 2.14** Subject: Board Of Port Commissioners Reappointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Reappointment Of Michael Colbruno To The Board Of Port Commissioners
[21-0557](#)

Attachments: [View Report](#)
[View Report Resume-Michael Colbruno](#)
[View Legislation](#)
[88756 CMS](#)

This City Resolution was Adopted.

- 2.15** Subject: Ycela Pelta And Zaahir Carter Brown Settlement
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Ycela Pelta And Zaahir Carter Brown, By And Through His Guardian Ad Litem, Ycela Pelta V. City Of Oakland, Pacific Bell Telephone Company, And DOES 1 Through 100, Alameda County Superior Court Case No. RG20054037, City Attorney's File No. 33293, In The Amount Of Two Hundred Seven Thousand Five Hundred Dollars And Zero Cents (\$207,500.00) (Department Of Transportation - Dangerous Condition)
[21-0560](#)

Attachments: [View Report](#)
[View Resolution](#)
[88757 CMS](#)

This City Resolution was Adopted.

- 2.16** Subject: Lydia M. Taheny 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 Lydia M. Taheny V. City Of Oakland And DOES 1 - 30, Alameda County Superior Court Case No. RG18896127, City Attorney's File No. 32518, In The Amount Of One Hundred Thousand Dollars And No Cents (\$100,000.00) Arising From A July 28, 2017 Trip And Fall On Piedmont Avenue In Oakland, California (Department Of Public Works - Dangerous Condition)
[21-0561](#)

Attachments: [View Report](#)
[View Resolution](#)
[88758 CMS](#)

This City Resolution was Adopted.

2.17 Subject: Homeless Intervention At 3rd And Peralta
From: Human Services Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 13592, Which Authorized A License With Covenant House On Caltrans Property To Be Leased By The City At 3rd Street And Peralta Street (Portion Of APN 18-380-3-5), To Instead Authorize The City Administrator Or Designee To Enter Into A License With Housing Consortium Of The East Bay, For A Term Up To Three Years On The Same Site, At No Monthly Rent In Exchange For Provision Of Emergency Shelter And Services; And Making California Environmental Quality Act Findings
[21-0562](#)

Attachments: [View Report](#)
[View Report Exhibit A](#)
[View Report Exhibit B](#)
[View Legislation](#)
[13660 CMS](#)
[Proof Of Publication](#)

This Ordinance was Approved On Introduction and Scheduled for Final Passage. to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 7/26/2021

2) A Resolution Authorizing The City Administrator To:

(1) Amend The As-Needed Construction Contract With Sustainable Urban Neighborhoods Awarded Under Resolution No. 88675 C.M.S., To Increase The Amount By \$400,000, For A Total Amount Of Up To \$2,400,000 For Site Preparation Work At City Of Oakland Owned And/Or Leased Parcels The City Designates For Homeless Intervention Programs, For A Term Of June 1, 2021 Through June 30, 2022; And

(2) Enter Into A Professional Services Agreement With Housing Consortium Of The East Bay (HCEB), In An Amount Up To \$850,000 For The Support And Management Of A Co-Governed Interim Intervention, At The Caltrans Property At 3rd Street And Peralta Street (Portion Of APN 18-380-3-5) To Be Leased By The City, For A Term Of July 15, 2021 Through August 31, 2022

[21-0563](#)

Attachments: [View Report](#)
[View Legislation](#)
[88759 CMS](#)

This City Resolution was Adopted.

S2.18 Subject: Police Commission Contracting Ordinance Amendments
From: Councilmember Taylor
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 2.04, Purchasing System, To Amend Section 2.04.051 To Confirm And Clarify The Authority Of The City Administrator To Waive RFP/Q Requirements For Professional Services Contracts Up To Fifty Thousand Dollars (\$50,000.00) On Behalf Of The Police Commission
[21-0464](#)

Attachments: [View Report Taylor](#)
[View Report](#)
[View Legislation](#)
[13661 CMS](#)
[Proof Of Publication](#)

A motion was made by Noel Gallo, seconded by Sheng Thao, that this matter be Approved On Introduction and Scheduled for Final Passage to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 7/26/2021. The motion carried by the following vote:

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

No: 1 - Fife

NO VOTE: 0

S2.19 Subject: Approval Of Police Commission Contracts With RAHEEM
From: Oakland Police Commission
Recommendation: Adopt A Resolution Waiving The Request For Proposal Or Request For Qualifications Process For The Oakland Police Commission's Professional Services Contract With RAHEEM
[21-0462](#)

Attachments: [View Report](#)
[View Legislation](#)
[88760 CMS](#)

This City Resolution was Adopted.

S2.20 Subject: Approval Of Police Commission Contracts With Rania Adwan
From: Oakland Police Commission
Recommendation: Adopt A Resolution Waiving The Request For Proposal Or Request
For Qualifications Process For The Oakland Police Commission's Professional Services
Contract With Rania Adwan
[21-0552](#)

Attachments: [View Report](#)
[View Legislation](#)
[88761 CMS](#)

This City Resolution was Adopted.

S2.21 Subject: Resolution In Support Of California State Assembly Bill 1487
From: Councilmember Kalb And Fife
Recommendation: Adopt A Resolution In Support Of California State Assembly Bill 1487
That Would Establish The Homeless Prevention Fund Under The Administration Of The
Legal Services Trust Fund Commission To Fund Prescribed Legal Services, Education,
And Outreach For Tenants Relating To Eviction Or Displacement
[21-0551](#)

Attachments: [View Report 1](#)
[View Report 2](#)
[View Legislation](#)
[View Supplemental Legislation 7/13/2021](#)
[88766 CMS](#)

**A motion was made by Dan Kalb, seconded by Rebecca Kaplan, that this matter
be Withdrawn and Rescheduled to go before the Special Concurrent Meeting of
the Oakland Redevelopment Successor Agency/City Council, to be heard
7/26/2021. The motion carried by the following vote:**

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

NO VOTE: 0

S2.22 Subject: Resolution In Support Of AB 1256
From: Vice Mayor Kaplan
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1256 (Quirk),
Anit-Cannabis Discrimination, Prohibiting Employers From Discriminating Against
Hiring, Or Terminating, A Person, Who Has Tested Positive For Having Cannabis
Metabolites In Their Urine, Hair, Or Bodily Fluid
[21-0559](#)

Attachments: [View Memo](#)
[View Legislation](#)
[88767 CMS](#)

A motion was made by Dan Kalb, seconded by Rebecca Kaplan, that this matter
be Withdrawn and Rescheduled to go before the Special Concurrent Meeting of
the Oakland Redevelopment Successor Agency/City Council, to be heard
7/26/2021. The motion carried by the following vote:

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

NO VOTE: 0

**3 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING
REQUIREMENTS:**

- 3.1** Subject: Piedmont Pines Utility Undergrounding Phase II
From: Transportation Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution
1) Overruling Protests; 2) Determining Results Of Election For The City Of Oakland Utility
Underground Assessment District No. 2021-232, Piedmont Pines Phase II; 3) Confirming
Assessments And Adopting Revised Engineer's Report; 4) Ordering The Improvements
To Be Made; 5) Directing The City Clerk And The Director Of Department Of
Transportation To File And Record Certain Documents Including A Notice Of
Assessment; 6) Directing Mailing To Property Owners Of A Notice Of Assessment; And
7) Directing Actions With Respect Thereto
[21-0541](#)

Sponsors: Transportation Department

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

Upon the reading of Item 3.1 by the City Clerk, the Public Hearing was opened at 3:47 P.M.

4 individuals spoke on this item.

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

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

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

NO VOTE: 0

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A motion was made by moved by President Fortunato Bas, seconded and carried by Councilmember Kalb to extend the meeting past 6:30 p.m.

A motion was made by Nikki Fortunato Bas, seconded by Dan Kalb, that this matter be Accepted. The motion carried by the following vote:

Excused: 1 - Thao

Aye: 7 - Fife, Gallo, Kalb, Kaplan, Reid, Taylor, and Fortunato Bas

NO VOTE: 0

3.2 Subject: Chinatown Business Improvement District 2021
From: Economic And Workforce Development
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Making A Determination Regarding Any Protests Received For The Chinatown Community Benefit Business Improvement District 2021 ("Chinatown BID 2021"), Approving The Chinatown BID 2021 Management Plan, Approving The Assessments For Chinatown BID 2021, Directing Recording Of The Proposed Assessment District Boundary Description, Establishing The Chinatown Community Benefit Business Improvement District 2021, And Appointing The Advisory Board For The Chinatown BID 2021
[21-0544](#)

Attachments: [View Report](#)
[View Report Attachment A](#)
[View Report Attachment B](#)
[View Legislation](#)
[View Report Exhibit A](#)
[View Supplemental Attachment A - 7/23/2021](#)
[View Supplemental Report Exhibit A - 7/23/2021](#)
[88781 CMS](#)

The City Attorney read into record changes to the supporting documents submitted into the agenda packet:

Upon the reading of Item 3.2 by the City Clerk, the Public Hearing was opened at 4:08 p.m.

3 individuals spoke on this item.

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

Council President Fortunato Bas made a motion, seconded by Councilmember Gallo, to Continue the resolution to the July 26, 2021 Special City Council Meeting

A motion was made by Nikki Fortunato Bas, seconded by Noel Gallo, that this matter be Continued to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 7/26/2021. The motion carried by the following vote:

Excused: 1 - Thao

Aye: 7 - Fife, Gallo, Kalb, Kaplan, Reid, Taylor, and Fortunato Bas

NO VOTE: 0

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- 3.3** Subject: Fruitvale Business Improvement District 2021
From: Economic And Workforce Development Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Making A Determination Regarding Any Protests Received For The Fruitvale Community Benefit Business Improvement District 2021 (“Fruitvale BID 2021”), Approving The Fruitvale BID 2021 Management Plan, Approving The Assessments For Fruitvale BID 2021, Directing Recording Of The Proposed Assessment District Boundary Description, Establishing The Fruitvale Community Benefit Business Improvement District 2021, And Appointing The Advisory Board For The Fruitvale BID 2021
[21-0545](#)

Attachments: [View Report](#)
[View Report Attachment A](#)
[View Report Attachment B](#)
[View Legislation](#)
[View Report Exhibit A](#)

Upon the reading of Item 3.3 by the City Clerk, the Public Hearing was opened at 4:22 p.m.

5 individuals spoke on this item.

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

Council President Fortunato Bas made a motion, seconded by Councilmember Gallo, to Continue the resolution to the July 26, 2021 Special City Council Meeting

A motion was made by Nikki Fortunato Bas, seconded by Noel Gallo, that this matter be Continued to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 7/26/2021. The motion carried by the following vote:

Excused: 1 - Thao

Aye: 7 - Fife, Gallo, Kalb, Kaplan, Reid, Taylor, and Fortunato Bas

NO VOTE: 0

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The Roll Call was Modified to note President Pro Tempore Thao Present at 4:40 p.m.

This be Accepted.

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

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

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

NO VOTE: 0

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF JULY 6, 2021

[21-0556](#)

Attachments: [View Report](#)

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

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

NO VOTE: 0

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

The Roll Call was Modified to note President Pro Tempore Thao Excused at 5:03 p.m.

This be Accepted.

S2.23 Subject: Head Start/Early Head Start Program FY 2021-2026 Grant Application
From: Human Services Department
Recommendation: Adopt A Resolution:

1. Accepting And Appropriating Head Start Basic And Head Start Training And Technical Assistance, Early Head Start Basic And Early Head Start Training And Technical Assistance Grants For Fiscal Year 2021-2022 From The United States Department Of Health And Human Services, Administration For Children And Families, Office Of Head Start (DHHS/ACF), In An Estimated Amount Of Twelve Million Two Hundred Fifty-Two Thousand Six Hundred Ninety-Four Dollars (\$12,252,694); And

2. Authorizing The City Administrator To Take All Necessary Actions For The City To Receive The Head Start Basic, And Training And Technical Assistance, And Early Head Start Basic, And Training And Technical Assistance Grants; And

3. Awarding Grant Agreements To Fund Comprehensive Early Care, Education, And Family Services For The Head Start Program From July 1, 2021 To June 30, 2022 For A Total Amount Not To Exceed Two Million Five Hundred Ninety-Five Thousand Three Hundred Six Dollars (\$2,595,306) To Service Providers Identified In Table 3; And

4. Accept And Appropriate Additional Federal Grant Funds If They Become Available Within This Grant Term To Fund The Head Start/Early Head Start Program And Amend The Grant Agreements Without Returning To Council

[21-0576](#)

Attachments: [View Report](#)
[View Legislation](#)
[88763 CMS](#)

Council President Fortunato Bas made a motion seconded by Vice Mayor Kaplan to move this item to Non-Consent portion of the agenda

President Fortunato Bas made a motion seconded by Vice Mayor Kaplan to approve the urgency finding on item S2.23 for the following reasons: That there is a need to take immediate action which came to the attention of the local body after the agenda was posted, and that the need to take immediate action

(1) is required to avoid a substantial adverse impact that would occur if the action were deferred to a subsequent special or regular meeting;

Motion passed by 7 Ayes: Fife, Gallo, Kalb, Kaplan, Reid, Taylor, and Fortunato Bas, 1 Excused Thao

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

Excused: 1 - Thao

Aye: 7 - Fife, Gallo, Kalb, Kaplan, Reid, Taylor, and Fortunato Bas

NO VOTE: 0

The Roll Call was Modified to note President Pro Tempore Thao Present at 5:25 p.m.

- 6** Subject: Term Sheet With AASEG
From: Vice Mayor Kaplan
Recommendation: Adopt A Resolution Directing The City Administrator To Negotiate With The African American Sports And Entertainment Group The Potential Terms Of A Purchase And Sale Agreement To Sell The City's Undivided 50% Fee Interest In The Coliseum Complex, Consisting Of Various Parcels Bounded By San Leandro Street, 66th Avenue, Hegenberger Road And Interstate 880
[21-0489](#)

Attachments: [View Memo](#)
[View Memo Version 2](#)
[View Report 2](#)
[View Exhibit 1](#)
[View Legislation](#)
[View Supplemental Legislation - 7/16/2021](#)
[View Supplemental Report Exhibit B - 7/16/2021](#)
[View Supplemental Report Exhibit C - 7/16/2021](#)
[88764 CMS](#)

The Council Committee approved staffs recommendations as amended to include the following:

To the Title after the words Purchase And Sale add: Or Lease Agreement To Sell Or Lease.

Page 2, 10th WHEREAS following; the words any future sale add: Or Leas

Page 2, 11th WHEREAS following; the words purchase and sale add: Or Lease

Page 3, 1st FURTHER RESOLVED following: the words payment of any sale add: Or Lease and following; purchase and sale add: Or Lease

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

Abstained: 2 - Kalb, and Reid

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

NO VOTE: 0

- 7 Subject: State Of California Local Housing Trust Fund Grant Program
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Up To \$5 Million In Funds From The California Department Of Housing And Community Development Under The Local Housing Trust Fund Program And To Allocate Up To \$5 Million For Affordable Housing Preservation And Production Programs
[21-0530](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Report Exhibit A](#)
[88765 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 - Fife, Gallo, Kalb, Kaplan, Reid, Taylor, Thao, and Fortunato Bas

NO VOTE: 0

ANNOUNCEMENTS / ADJOURNMENTS IN MEMORY OF

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

5 speakers spoke during Open Forum

ADJOURNMENT OF COUNCIL SESSION

(Meeting Shall Conclude No Later Than 6:30 P.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 at 7:48 p.m.

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