



# City of Oakland

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

## Meeting Minutes - FINAL \*Rules & Legislation Committee

---

Thursday, October 28, 2021

10:30 AM

Virtual Tele- Conference Via Zoom

---

**Please See The Agenda To Participate In The Meeting**

The Oakland City Council Rules and Legislation Committee convened at 10:30 am, with President Pro Tempore Thao presiding as Chairperson.

### COMMITTEE MEMBERSHIP:

#### Roll Call / Call To Order

**Present** 4 - Sheng Thao, Nikki Fortunato Bas, Carroll Fife, and Dan Kalb

#### 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 3 Public Comment Speakers*

#### 2 Approval Of The Draft Minutes From The Committee Meeting Of October 14, 2021 [21-0757](#)

**Attachments:** [View Report](#)

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

**Aye:** 4 - Thao, Fortunato Bas, Fife, and Kalb

**NO VOTE:** 0

#### 3 New Scheduling Items

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

**Aye:** 4 - Thao, Fortunato Bas, Fife, and Kalb

**NO VOTE:** 0

- 3.1 Subject: BAC Report On The City Of Oakland's Biennial 2021-23 Budget Cycle  
From: Finance Department  
Recommendation: Receive An Informational Report From The Budget Advisory Commission (BAC) On The City Of Oakland's Biennial 2021-23 Budget Cycle  
[21-0798](#)

**Attachments:** [View Report](#)

***Approved to Schedule this item to the November 9, 2021 Public Safety Committee and changing the time to 1 pm making the Public Safety Committee of November 9 Special***

**This Informational Report be Scheduled.to go before the \*Special Public Safety Committee to be heard 11/9/2021**

- 3.2 Subject: Measure Z Compliance And The Hiring Plan - Oral Report  
From: Office Of The City Administrator  
Recommendation: Receive An Oral Including The Following; (1) An Update On Current And Projected Police Department Sworn-Staffing Levels; (2) Proposed Modifications To Police Department's Hiring Plan To Restore Sworn Staffing To Levels At Or Above Measure Z Staffing Requirements  
[TITLE CHANGE]  
[21-0768](#)

***Continued to The next Rules for Scheduling***

**This Report and Recommendation be Continued.to go before the \*Rules & Legislation Committee to be heard 11/4/2021**

- 3.3 Subject: Website Design And Development Services Contract Extension  
From: Office Of The City Administrator's  
Recommendation: Adopt A Resolution Waiving The Competitive Multiple-Step Solicitation Process Required For The Acquisition Of Information Technology Systems, And Authorizing The City Administrator To Amend The Professional Services Agreement With Exygy, Inc For Website Design And Development Services For The City's Website To Extend The Term By An Additional Two Years And Increase The Compensation By An Amount Not To Exceed \$498,000.00 For A Total Contract Amount Of \$747,000  
[21-0817](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88910 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.4** Subject: Compliance With Senate Bill 1383 To Reduce Greenhouse Gas Emissions  
From: Oakland Public Works Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Adopting Alameda County Waste Management Authority Organics Reduction And Recycling Ordinance 2021-02 (WMA Ordinance 2021-02); Amending Oakland Municipal Code Chapter 8.28 To Make Conforming Amendments For Consistency With WMA Ordinance 2021-02 And To Comply With Senate Bill 1383; And Adopting Appropriate California Environmental Quality Act (CEQA) Findings; And [21-0653](#)

**Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Legislation](#)  
[View Supplemental Presentation - 11/19/2021](#)  
[13671 CMS](#)

***Approved for Non-Consent and the Title Change read into record***

**This Ordinance be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

2) An Ordinance Amending Oakland Municipal Code Chapter 15.34 (Construction And Demolition Debris Collection, Transportation, Waste Reduction And Recycling Requirements) To Comply With Senate Bill 1383 (The Short-Lived Climate Pollutant Reduction Act Of 2016) And Its Regulations At California Code Of Regulations At Title 14 Section 18989.1(A)(2), Which Require Compliance With The Requirements Of The California Green Building Standards Code (CalGreen) Sections 4.408.1 And 5.408.1 To Divert 65% Of Construction And Demolition Debris; And Adopting Appropriate California Environmental Quality Act (CEQA) Findings; And [21-0654](#)

**Attachments:** [View Legislation](#)  
[13672 CMS](#)

***Approved for Non-Consent and the Title Change read into record***

**This Ordinance be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

3) An Ordinance Amending Oakland Planning Code Chapter 17.118 (Recycling Space Allocation Requirements), To Comply With Senate Bill 1383 (The Short-Lived Climate Pollutant Reduction Act Of 2016) And Its Regulations At California Code Of Regulations (CCR) At Title 14 Section 18989.1(A)(2), Which Require Compliance With The Requirements Of CalGreen Sections 4.410.2 - Recycling By Residential Occupants And Section 5.410.1- Recycling By Non-Residential Occupants To Require Space For Organics Containers In New Or Renovated Multi-Family And Commercial Buildings As An Addition To The Current Requirement For Space For Recycling Containers; And Adopting Appropriate California Environmental Quality Act (CEQA) Findings; And [21-0655](#)

**Attachments:** [View Legislation](#)  
[13673 CMS](#)

***Approved for Non-Consent and the Title Change read into record***

**This Ordinance be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

4) An Ordinance Amending Oakland Municipal Code By Adding Chapter 18.01 (Water Efficient Landscaping Ordinance), To Comply With The State Requirement To Promote Water Conservation And Efficient Use Of Water In Landscaping; And Adopting Appropriate California Environmental Quality Act (CEQA) Findings [21-0656](#)

**Attachments:** [View Legislation](#)  
[13674 CMS](#)

***Approved for Non-Consent and the Title Change read into record***

**This Ordinance be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.5** Subject: RPR Architects And Dialog Design On-Call Contract Increase For Main Library / Fire Stations Renovations And Downtown Facility Asset Inventory  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution Waiving The Competitive Request For Proposal/Qualification (RFP/Q) Requirement And Authorizing The City Administrator To Increase The On-Call Architectural Services Agreement With: 1) RPR Architects By An Amount Not-To-Exceed One Hundred Fifty Thousand Dollars (\$150,000.00), Bringing The Total Contract Amount From Five Hundred Thousand Dollars (\$500,000.00) To Six Hundred Fifty Thousand Dollars (\$650,000.00) And 2) Dialog Design (Formerly Byrens Kim DesignWorks) By An Amount Not-To-Exceed Fifty Thousand Dollars (\$50,000.00), Bringing The Total Contract Amount From Five Hundred Thousand Dollars (\$500,000.00) To Five Hundred Fifty Thousand Dollars (\$550,000.00)  
[21-0776](#)

- Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Legislation](#)  
[View Signed Legislation](#)  
[View Supplemental Legislation - 11/12/2021](#)  
[88895 CMS](#)

**This City Resolution be Scheduled to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.6** Subject: Sanitary Sewer Sub-Basin Rehabilitation Project  
From: Oakland Public Works Department  
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 85-202 (Project No. 1004810) And With Contractor's Bid For An Amount Not To Exceed Five Million, Eight Hundred Seventy-Seven Thousand, And Four Hundred Eighty-Five Dollars (\$5,877,485.00) And (2) Adopting Appropriate California Environmental Quality Act Findings  
[21-0780](#)

- Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Attachment B](#)  
[View Attachment C](#)  
[View Attachment D](#)  
[View Legislation](#)  
[88896 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.7** Subject: Caltrans Maintenance Agreement Amendments For Bikeway Facilities  
From: Transportation Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute Amendments To Maintenance Agreements Between The City And California Department Of Transportation (Caltrans) Relating To Bikeway Infrastructure In Order To Reduce Delay Of Construction Projects  
[21-0775](#)

- Attachments:** [View Report](#)  
[View Report - Attachment A](#)  
[View Report - Attachment B](#)  
[View Legislation](#)  
[View Supplemental Legislation - 11/19/2021](#)  
[View Supplemental Attachment A - 11/19/2021](#)  
[88897 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.8** Subject: Maintenance Agreements LAMMPS And Fruitvale Project  
From: Transportation Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Execute The Maintenance Agreement Between The City And California Department Of Transportation (Caltrans) For The Laurel Access To Mills, Maxwell Park And Seminary (LAMMPS) Project As Part Of The Terms Of The Caltrans Encroachment Permit No. 0416-NMC 1563 Required For Construction Underneath The Macarthur Boulevard Undercrossing (Bridge No. 33-316); And

[21-0777](#)

- Attachments:** [View Report](#)  
[View Report - Attachment A](#)  
[View Report - Attachment B](#)  
[View Report - Attachment C](#)  
[View Report - Attachment D](#)  
[View Legislation](#)  
[88898 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

2) A Resolution Authorizing City Administrator To Execute The Maintenance Agreement Between The City And California Department Of Transportation (Caltrans) For The Fruitvale Alive! Gap Closure Project As Part Of The Terms Of A Future Caltrans Encroachment Permit Applied For By The City

[21-0778](#)

- Attachments:** [View Legislation](#)  
[88899 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.9** Subject: Amending Resolution No. 88558 C.M.S. Continuum Of Care Grant Funds  
From: Human Services Department  
Recommendation: Adopt A Resolution Amending Resolution No. 88558 C.M.S. To Reallocate \$190,408 In Continuum Of Care Grant Funds From First Place For Youth To Covenant House California And Authorizing The City Administrator To Amend The Grant Agreement With Covenant House California To Increase The Amount By \$190,408 For A Total Grant Amount Not To Exceed \$525,735 For The Provision Of Transitional Housing And Supportive Services To Homeless Youth Through July 31, 2022  
[21-0779](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88900 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.10** Subject: FY 2021-2026 Urban Area Security Initiative (UASI) Grant  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator To: (A) Enter Into A Grant Agreement With The City And County Of San Francisco To Receive Up To One Million And Fifty Thousand Dollars (\$1,050,000.00) Of Urban Area Security Initiative (UASI) Grant Funds Annually For Fiscal Years (FY) 2021-2026, For A Total Amount Not To Exceed Five Million Two Hundred And Fifty Thousand Dollars (\$5,250,000); (B) Appropriate And Administer Said Funds; (C) Approve The FY 2021-2026 UASI Recommended Spending Plans; (D) Accept And Appropriate Additional FY 2021-2026 UASI Grant Funds In An Amount Not To Exceed Fifty Percent (50%) Of The Original Grant Award, For A Total Authorized Amount Of Seven Million Eight Hundred And Seventy-Five Thousand Dollars (\$7,875,000); (E) Expend Funds In Accordance With Said Spending Plans Without Further Council Approval, Including Purchases In Excess Of The City Administrator's Purchasing Authority Of Equipment And Services Required By The Grant Provided The City's Hiring And Contract Requirements/Policies Are Followed; (2) Authorizing A General Purpose Fund Contribution At A Rate Of 13.34% To Cover Disallowed Central Service Overhead (CSO) Charges Estimated At Seventy One Thousand, Two Hundred Sixty Three Dollars (\$71,263) Annually; And (3) Waiving The City's Advertising And Competitive Bidding And Purchasing Requirements For Procurement Of Equipment When Required By The Grant  
[21-0796](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88901 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.11** Subject: FY 2021 FEMA Port Security Grant  
From: Oakland Fire Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Their Designee, To: (1) Enter Into An Agreement With The U.S. Department Of Homeland Security's Federal Emergency Management Agency (FEMA) To Accept A Port Security Grant In The Amount Of Eight Hundred Twenty Five Thousand Dollars (\$825,000.00) To Purchase A Fireboat And Other Necessary Resources For The Period Starting September 1, 2021 Through August 31, 2024; (2) Appropriate And Administer Said Funds; (3) Expend Port Security Grant Funds In Accordance With The City's Purchasing Requirements And Programs/Policies; And (4) Allocating Funds In The Amount Of Two Hundred Seventy Five Thousand Dollars (\$275,000.00) As Required By The Grant Award To Cover The Remaining Cost Of The Fireboat  
[21-0797](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Attachment A](#)  
[88902 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.12** Subject: HomeBase Trailers Amendment To Extend The Term  
From: Human Services Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend The Emergency Professional Services Agreement With Housing Consortium Of The East Bay (HCEB) For The Provision Of Emergency Shelter Services To Individuals At High Risk Of Serious Illness Or Death Due To COVID-19 To Extend The Term Of The Agreement Through June 30, 2022  
[21-0800](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88903 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

- 3.13** Subject: Montclair BID Annual Report & Intention To Levy FY 22-23 Assessment  
From: Economic And Workforce Development Department  
Recommendation: Adopt A Resolution: 1) Approving The Annual Report Of The Montclair Business Improvement District Advisory Board; 2) Declaring The Intention To Levy And Collect An Annual Assessment For Fiscal Year 2022-2023 For The Montclair Business Improvement District; And 3) Scheduling A Public Hearing For December 7, 2021  
[21-0801](#)

**Attachments:** [View Report](#)  
[View Exhibit A](#)  
[View Legislation](#)  
[88911 CMS](#)

***Continued to The next Rules for Scheduling***

**This City Resolution be Continued.to go before the \*Rules & Legislation Committee to be heard 11/4/2021**

- 3.14** Subject: Rockridge BID Annual Report & Intention To Levy FY 22-23 Assessment  
From: Economic And Workforce Development Department  
Recommendation: Adopt A Resolution: (1) Approving The Annual Report Of The Rockridge Business Improvement District Advisory Board; (2) Declaring The Intention To Levy And Collect An Annual Assessment For Fiscal Year 2022-2023 For The Rockridge Business Improvement District; And (3) Scheduling A Public Hearing For December 7, 2021  
[21-0803](#)

**Attachments:** [View Report](#)  
[View Exhibit A](#)  
[View Legislation](#)  
[88912 CMS](#)

***Continued to The next Rules for Scheduling***

**This City Resolution be Continued.to go before the \*Rules & Legislation Committee to be heard 11/4/2021**

**3.15** Subject: Fiscal Year 2021-22 Cultural Funding Grants - Round One  
From: Economic & Workforce Development Department  
Recommendation: Adopt A Resolution Awarding Grants To 69 Oakland-Based Nonprofit Organizations And Individual Artists Providing Arts And Cultural Services In Oakland For Fiscal Year 2021-22 (Round One), In A Total Amount Not To Exceed \$1,265,500  
[21-0804](#)

- Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Attachment B](#)  
[View Attachment C](#)  
[View Legislation](#)  
[88921 CMS](#)

**Approved for Non-Consent**

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.16** Subject: Oakland Day Laborer Program Contract  
From: Economic and Workforce Development Department  
Recommendation: Adopt A Resolution Authorizing (1) The City Administrator Or His Designee To Enter Into A Professional Services Agreement With Causa Justa : Just Cause And Its Partners Street Level Health And Centro Legal De La Raza To Administer The Oakland Day Laborer Program For Fiscal Year 2021-2023 In An Amount Not To Exceed Two Hundred And Twenty Thousand Dollars (\$220,000) Per Year For A Total Amount Not To Exceed Four Hundred And Forty Thousand Dollars (\$440,000); And (2) Waiving The Formal Request For Proposals / Qualifications Process For The Professional Services Agreement  
[21-0805](#)

- Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Legislation](#)  
[88904 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.17** Subject: Workforce Contracts For General Funded Flatlands Appropriations  
From: Economic & Workforce Development Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into Or Amend Contracts With Workforce Development Providers To Provide Comprehensive Career Services To Youth, The Unhoused, And The Formerly Incarcerated Residing In The Flatlands Neighborhoods Below Interstate-580 (Fruitvale, Chinatown, East Oakland, West Oakland) For An Amount Not To Exceed \$500,000 As Follows: (1) Lao Family Community Development In The Additional Amount Of \$62,500; (2) The Unity Council In The Additional Amount Of \$62,500; (3) Youth Employment Partnership In The Additional Amount Of \$25,000; (4) CiviCorps In The Additional Amount Of \$125,000; (5) East Bay Asian Youth Center In The Amount Of \$75,000; (6) Youth Uprising In The Amount Of \$75,000; And (7) West Oakland Job Resource Center In The Amount Of \$75,000  
[21-0807](#)

- Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Attachment B](#)  
[View Legislation](#)  
[88905 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.18** Subject: Oak Knoll Community Facilities District (CFD)  
From: Economic & Workforce Development Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:  
  
1) A Resolution Of The City Council Of Formation Of A Community Facilities District, Three Improvement Areas, And A Future Annexation Area To Finance Public Improvements And Public Services For The Oak Knoll Project, And Making Findings Under The California Environmental Quality Act (CEQA); And  
[21-0811](#)

- Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Attachment B](#)  
[View Attachment C](#)  
[View Legislation And Exhibits](#)  
[88916 CMS](#)

**Approved as a Public Hearing**

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

2) A Resolution Of The City Council Determining Necessity To Incur Bonded And Other Indebtedness For The Oak Knoll Project Community Facilities District, And Making Findings Under The California Environmental Quality Act (CEQA); And [21-0812](#)

**Attachments:** [View Legislation](#)  
[88917 CMS](#)

***Approved as a Public Hearing***

**This City Resolution be Scheduled to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

3) A Resolution Of The City Council Calling Special Elections For Three Improvement Areas In The Community Facilities District For The Oak Knoll Project, And Making Findings Under The California Environmental Quality Act (CEQA) [21-0813](#)

**Attachments:** [View Legislation And Exhibits](#)  
[88918 CMS](#)

***Approved as a Public Hearing***

**This City Resolution be Scheduled to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.19** Subject: Oak Knoll Community Facilities District (CFD) - Landowner Election  
From: Economic & Workforce Development Department  
Recommendation: Conduct A Special Landowner Election And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) A Resolution Of The City Council Declaring Results Of Special Elections For Three Improvement Areas In The Community Facilities District For The Oak Knoll Project, Making Findings Under The California Environmental Quality Act (CEQA), And Directing Recording Of Notices Of Special Tax Lien; And

[21-0814](#)

- Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Attachment B](#)  
[View Attachment C](#)  
[View Legislation And Exhibit](#)  
[88919 CMS](#)

***Approved as a Public Hearing***

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

Subject: Oak Knoll Community Facilities District (CFD)  
From: Economic & Workforce Development Department  
Recommendation: Adopt An Ordinance Levying Special Taxes Within Three Improvement Areas In The City Of Oakland Community Facilities District No. 2021-1 (Oak Knoll Facilities And Services), And Making Findings Under The California Environmental Quality Act (CEQA)

[21-0815](#)

- Attachments:** [View Legislation](#)  
[13675 CMS](#)  
[Proof Of Publication 13675 CMS](#)

***Approved as a Public Hearing***

**This Ordinance be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.20** Subject: Apply for CalHome 2021 Grant  
From: Housing And Community Development Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate Grant Funds From The California Department Of Housing And Community Development CalHome 2021 Notice Of Funding Availability In An Amount Not To Exceed \$5 Million  
[21-0802](#)

- Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Attachment B](#)  
[View Legislation](#)  
[88906 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.21** Subject: Appeal Of 1396 5th Street Project  
From: Planning And Building Department  
Recommendation: TITLE CHANGE

Adopt One Of The Following Three Options:

1) A Resolution Denying The Appeal By East Bay Residents For Responsible Development And Thus Upholding The Planning Commission's Environmental Determination And Approval Of A Proposal To Construct 222 Dwelling Units On The Existing Vacant Lot Located At 1396 5th Street, Oakland CA (Project Case No. PLN 20-101); Or  
[21-0806](#)

***Approved as a Public Hearing and the Title Change read into record***

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

Provided The City Council Can Make The Appropriate Findings:

2) A Motion To Direct Staff To Prepare A Resolution For Future City Council Consideration To Deny The Appeal With Additional Conditions; Or  
[21-0808](#)

***Approved as a Public Hearing and the Title Change read into record***

**This Report and Recommendation be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

[OLD TITLE]

3) A Motion To Direct Staff To Prepare A Resolution For Future City Consideration To Uphold The Appeal

[NEW TITLE]

3) A Resolution Upholding The Appeal By East Bay Residents For Responsible Development And Thus Vacating The Planning Commission's Environmental Determination And Approval Of A Proposal To Construct 222 Dwelling Units On A Vacant Site Located At 1396 5th Street, Oakland CA (Project Case No. PLN20-101), And Remanding To Planning Commission For Consideration Of Revised Environmental Analysis; Previously Schedule To The December 21, 2021 City Council Agenda As A Public Hearing

[21-0809](#)

*Approved as a Public Hearing and the Title Change read into record*

**This Report and Recommendation be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.22** Subject: Recognizing November 2021 As Native American Heritage Month  
From: Councilmember Gallo  
Recommendation: Adopt A Resolution Recognizing November 2021 As Native American Heritage Month In The City Of Oakland Honoring And Celebrating The Culture, Traditions, And Contributions Of Native American Communities And Community Leaders In All Council Districts For Their Continual Year-Round Work

[21-0799](#)

**Attachments:** [View Legislation](#)

[View Supplemental Legislation - 11/19/2021](#)

[88893 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.23** Subject: Request The Alameda County Registrar Of Voters Take All Steps Necessary To Implement Measure QQ  
From: Vice Mayor Kaplan, President Pro Tem Thao And President Fortunato Bas  
Recommendation: Adopt A Resolution Supporting The City Administrator’s Request That The Alameda County Registrar Of Voters Take All Steps Necessary To Update The DIMS Election Management System To Allow 16 And 17-Year Olds To Register To Vote And Participate By Ranked Choice Voting In The Elections Of Oakland School Board Directors And That The California Secretary Of State Provide Any Necessary Authorization For The Update In Order To Implement Measure QQ, Which Authorized The Oakland City Council To Adopt An Ordinance Allowing 16 And 17 Year-Olds To Vote For The Office Of School Board Director  
[21-0816](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88907 CMS](#)

***President Pro Tempore Thao And President Fortunato Bas Requested to be added as a Co-Sponsor***

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**3.24** Subject: Honoring California Retired Teachers  
From: Councilmember Taylor  
Recommendation: Adopt A Resolution Acknowledging November 7-13, 2021 As California Retired Teacher’s Week And Honoring The Contributions Of Past, Present, And Future Teachers In Oakland Schools For Their Many Contributions And Sacrifices Made To The Benefit Of Oakland Students And Families  
[21-0810](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88894 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/16/2021**

**RECOMMENDATIONS FROM COMMITTEES:**

**Special Public Works Committee:**

**3.25** Subject: Receive A Report On Illegal Dumping, Graffiti And Blight  
From: Councilmember Gallo  
Recommendation: Receive An Report On Illegal Dumping, Graffiti And Blight Regarding The Number Of Monthly Complaints Via 311 And The City's Turn-Around Time For Responding To And Remediating The Complaints  
[21-0718](#)

- Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Attachment B](#)  
[View Attachment C](#)  
[View Attachment D](#)

**This Informational Report be Received and Forwarded.to go before the \*  
Concurrent Meeting of the Oakland Redevelopment Successor Agency and the  
City Council to be heard 11/16/2021**

**3.26** Subject: Receive A Report On Abandoned Autos And Other Vehicles  
From: Councilmember Gallo  
Recommendation: Receive An Informational Report On Abandoned Autos And Other Vehicles Regarding The Number Of Monthly Complaints Via 311 And The City's Turn-Around Time For Responding To And Remediating The Complaints  
[21-0719](#)

- Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Attachment B](#)

**This Informational Report be Received and Forwarded.to go before the \*  
Concurrent Meeting of the Oakland Redevelopment Successor Agency and the  
City Council to be heard 11/16/2021**

**Community & Economic Development Committee:**

**3.27** Subject: Informational Report On Challenges Facing Small Businesses  
From: Councilmember Gallo  
Recommendation: Receive An Informational Report From The Economic And Workforce Development Department Regarding Challenges Facing Small Businesses As The Economy Reopens, Including The Chronic Conditions Posed By The Rise In Homeless Populations, Crime, And Blight  
[21-0650](#)

- Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Attachment B](#)  
[View Supplemental Presentation - 10/22/2021](#)

**This Informational Report be Received and Filed.**

**3.28** Subject: Report On Save And Downtown Streets Team Programs  
From: Councilmember Fife  
Recommendation: Receive An Informational Report From The Human Services Department On Implementation, Performance, And Outcomes Of The Soldiers Against Violence Everywhere (Save) And Downtown Streets Team’s Workforce Development And Employment Training Programs Serving Unhoused Individuals  
[21-0584](#)

- Attachments:** [View Report](#)  
[View Supplemental Report 11/18/2021](#)

**This Informational Report be Continued.to go before the \*Special Community & Economic Development Committee to be heard 11/30/2021**

**3.29** Subject: Construction Innovation And Expanded Housing Options Ordinance  
From: Mayor Schaaf, President Pro Temp Thao, And Councilmember Kalb  
Recommendation: Adopt An Ordinance To Promote Cost-Efficient Construction Innovation And Expanded Housing Options By:

(1) Amending The Oakland Planning Code (Oakland Municipal Code (OMC) Title 17) To (A) Allow Residential Occupancy Of Recreational Vehicles (RVS), Mobile Homes, And Manufactured Homes In All Zoning Districts Where Residential Uses Are Permitted, (B) Establish Density And Open Space Regulations For Efficiency Dwelling Units, And (C) Establish Height Regulations For Modular Construction;

(2) Amending The Oakland Building Construction Code (OMC Chapter 15.04) To Adopt Voluntary Appendix R To The California Residential Code (Light Straw-Clay Construction);

(3) Making Conforming Amendments To The Blight Ordinance (OMC Chapter 8.24), Building Maintenance Code (OMC Chapter 15.08), Affordable Housing Impact Fees Ordinance (OMC Chapter 15.72), And Transportation And Capital Improvements Impact Fees Ordinance (OMC Chapter 15.74);

(4) Staying Enforcement Of OMC Sections 8.24.020(F)(2) And 8.24.020(G) For 120 Days; And

(5) Exempting RV Parks Owned, Operated, And Maintained By Non-Profit Organizations For Permanent, Temporary, Or Emergency Use, Subject To The Planning Code Standards, From The Special Occupancy Parks Act (Health And Safety Code Section 18200 Et SEQ) Pursuant To Health And Safety Code Section 18865.4; And Making California Environmental Quality Act Findings  
[21-0658](#)

**Sponsors:** Libby Schaaf, Dan Kalb and Thao

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Supplemental Report 10/28/2021](#)  
[View Supplemental Legislation 10/28/2021](#)  
[View Supplemental Legislation 11/4/2021](#)  
[13666 CMS](#)

***Approved as a Public Hearing***

**This Ordinance be Approved the Recommendation of Staff, and Forward to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/2/2021**

**3.30** Subject: Amendment To Rent Adjustment Ordinance To Include Vehicular Residential Facilities  
From: Mayor Schaaf, President Pro Tem Thao And Councilmember Kalb  
Recommendation: Adopt An Ordinance To Amend The Rent Adjustment Ordinance (Oakland Municipal Code Chapter 8.22) To Add Vehicular Residential Facilities As Covered Units  
[21-0661](#)

**Sponsors:** Libby Schaaf, Kalb and Thao

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Supplemental Report 10/28/2021](#)  
[13668 CMS](#)

***Approved as a Public Hearing***

**This Ordinance be Approved the Recommendation of Staff, and Forward to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/2/2021**

**3.31** Subject: Termination Of RV Pilot Program  
From: Mayor Schaaf, President Pro Temp Thao And Councilmember Kalb  
Recommendation: Adopt An Ordinance Amending Section 5.72.190 Of The Oakland Municipal Code (OMC) To Terminate The Recreational Vehicle (RV) On Undeveloped Property Pilot Program On December 31, 2021; And Making California Environmental Quality Act Findings  
[21-0660](#)

**Sponsors:** Libby Schaaf, Kalb and Thao

**Attachments:** [View Report](#)  
[View Legislation](#)  
[13667 CMS](#)

***Approved as a Public Hearing***

**This Ordinance be Approved the Recommendation of Staff, and Forward to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/2/2021**

**4** Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings  
[21-0758](#)

- Attachments:** [View Previously Distributed November 2, 2021 City Council Agenda](#)  
[View Previously Distributed November 4, 2021 Rules Agenda](#)  
[View Finance & Management Committee Pending List](#)  
[View Public Works Committee Pending List](#)  
[View Community & Economic Development Committee Pending List](#)  
[View Life Enrichment Committee Pending List](#)  
[View Education Partnership Committee Pending List](#)  
[View Public Safety Committee Pending List](#)  
[View Rules Committee Pending List](#)  
[View Draft November 8, 2021 Finance & Management Committee Agenda](#)  
[View Draft November 9, 2021 Public Safety Committee Agenda](#)  
[View Draft November 11, 2021 Rules Agenda](#)

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

**Aye:** 4 - Thao, Fortunato Bas, Fife, and Kalb

**NO VOTE:** 0

**5 Determinations Of Closed Session**

*Approved The Oral report of November 4, 2021 1:30pm Closed Session*

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

**Aye:** 4 - Thao, Fortunato Bas, Fife, and Kalb

**NO VOTE:** 0

**S6** Subject: Housing, Residential Rent And Relocation Board Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Charles Oshinuga And Evelyn Torres As Undesignated Members To The Housing, Residential Rent And Relocation Board  
[21-0743](#)

**Attachments:** [View Report](#)  
[View Report Oshinuga Application](#)  
[View Report Evelyn Application](#)  
[View Legislation](#)  
[88887 CMS](#)

A motion was made by Sheng Thao, seconded by Carroll Fife, that this matter be Approved the Recommendation of Staff, and Forward to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 11/2/2021. The motion carried by the following vote:

**Aye:** 4 - Thao, Fortunato Bas, Fife, and Kalb

**NO VOTE:** 0

**Open Forum (Total Time Available: 15 Minutes)**

*3 speakers spoke during Open Forum.*

**Adjournment**

*The Oakland City Council Rules and Legislation Committee convened at 11:46 am, with President Pro Tempore Thao presiding as Chairperson.*

**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**

**Fax: (510) 238-6699**

**Recorded Agenda: (510) 238-2386**

**Telecommunications Relay Service:711**

**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 8:30AM TO 5:00PM**

**\* In the event a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however, no final City Council action can be taken.**