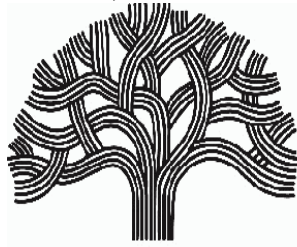


# City of Oakland

*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 19, 2022**

**12:00 PM**

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

**Virtual Tele- Conference Via Zoom**

**Special Concurrent Meeting of the Oakland  
Redevelopment Successor Agency/City Council**

## ROLL CALL / CITY COUNCIL

*The Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City convened at 12:02 P.M., with Council President Bas presiding as Chairperson.*

*The Roll Call was modified to note Councilmember Gallo present at 12:16 p.m.*

**Excused** 2 - Carroll Fife, and Rebecca Kaplan

**Present** 6 - Noel Gallo, Dan Kalb, Treva Reid, Nikki Fortunato Bas, Loren Taylor, and Sheng Thao

## ACTIONS ON SPECIAL ORDERS OF THE DAY

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

## MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS

(Requests To: Reschedule Items From Consent To Non-Consent  
To The Next Council Agenda, Speak On Consent Calendar, Register Votes,  
Change Order Of Items, Reconsiderations, Pull Items Held In Committee):

*Council President Bas requested to modify the agenda by hearing Ceremonial items # 2.5 "Resolution Honoring Saundra Eve" and #S2.38 "American Muslim Appreciation And Awareness Month" first, followed by Public Comment.*

*A motion was made by Pro Tempore Thao, seconded by Council President Bas to move item #2.15 "Ordinance Amending Ordinance No. 13647 C.M.S. after item #4. "Oral Report Of Final Decisions made During Closed Session".*

## Approval of the Consent Agenda

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

**Excused:** 2 - Fife, and Kaplan

**Aye:** 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

**NO VOTE:** 0

- 2.5** Subject: Resolution Honoring Saundra Eve  
From: Councilmember Reid  
Recommendation: Adopt A Resolution Congratulating And Honoring Saundra Eve Jones For Her More Than 21 Years Of Exemplary Service To The Residents, Staff And City Administrators Of The City Of Oakland And Congratulating Her On Her Retirement From The City Of Oakland  
[22-0572](#)

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

**This City Resolution was Adopted.**

**S2.38** Subject: American Muslim Appreciation And Awareness Month  
From: Councilmember Taylor  
Recommendation: Adopt A Resolution Recognizing The Month Of August 2022 As  
American Muslim Appreciation And Awareness Month  
[22-0636](#)

Attachments: [View Legislation](#)

This City Resolution was Adopted.

**1 PUBLIC COMMENT: COMMENTS ON ALL ITEMS EXCEPT PUBLIC HEARINGS WILL  
BE TAKEN AT THIS TIME. COMMENTS FOR ITEMS NOT ON THE AGENDA WILL BE  
TAKEN DURING OPEN FORUM**

*The call of the que opened at 12:54 P.M. and closed at 1:09 P.M.*

*71 individuals spoke during Public Comment.*

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

This be Approve with the following amendments.

**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  
[22-0599](#)

Attachments: [View Legislation](#)

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  
[22-0600](#)

Attachments: [View Legislation](#)

This City Resolution be 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  
              [22-0601](#)

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

**This City Resolution be Adopted.**

- 2.4**      Subject:    Teleconference Meetings Of The City Council  
              From:        Office Of The City Administrator's  
              Recommendation: Adopt A Resolution Renewing And Continuing The City Council's  
              Determination That Conducting In-Person Meetings Of The City Council And Its  
              Committees Would Present Imminent Risks To Attendees' Health, And Electing To  
              Continue Conducting Meetings Using Teleconferencing In Accordance With California  
              Government Code Section 54953(E), A Provision Of AB-361  
              [22-0602](#)

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

**This City Resolution be Adopted.**

- 2.6** Subject: Claremont Behavioral Services Inc. Services  
From: Human Resources Management Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute An Agreement With Claremont Behavioral Services, Inc. ("Claremont") For Employee Assistance Program ("EAP") And Related Services For: (1) All Non-Sworn City Employees And Their Respective Eligible Dependents And (2) Sworn Employees Of The Oakland Fire Department ("OFD") And Their Respective Eligible Dependents In An Amount Not To Exceed A Total Amount Of Four Hundred Thousand Dollars (\$400,000) (Two Hundred Thousand Dollars Per Contract Year 2022-2023; And 2023-2024) With Options To Extend The Agreement In One Or Two Year Increments Through Fiscal Year 2029 In Amounts Not To Exceed Two Hundred Eight Thousand Dollars (\$208,000) In Contract Year 2024-2025, Two Hundred Sixteen Thousand Dollars (\$216,000) In Contract Year 2025-2026, Two Hundred Twenty-Two Thousand Dollars (\$222,000) In Contract Year 2026-2027, Two Hundred Thirty Thousand Dollars (\$230,000) In Contract Year 2027-2028, And Two Hundred Forty Thousand Dollars (\$240,000) In Contract Year 2028-2029 For A Total Amount Not To Exceed One Million Five Hundred Sixteen Thousand Dollars (\$1,516,000), And (3) Waiving The Local And Small Local Business Enterprise (L/SLBE) Participation Requirements  
[22-0507](#)

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

**This City Resolution be Adopted.**

- 2.7** Subject: Oak Knoll Project Final Tract Map No. 8320 (Phase 1) And Subdivision Improvement Agreement  
From: Transportation Department  
Recommendation: Adopt The Following Pieces Of Legislation:  
  
1) A Resolution Conditionally Approving A Final Map For Tract No. 8320 (Phase 1), Located At 8750 Mountain Boulevard (Oak Knoll Project Phase 1) For A Nineteen Parcel Subdivision As Part Of Property Owned By Oak Knoll Venture Acquisition, LLC; And Making Appropriate California Environmental Quality Act (CEQA) Findings; And  
[22-0554](#)

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

**This City Resolution be Adopted.**

2) A Resolution Authorizing The City Administrator To Enter Into A Subdivision Improvement Agreement (SIA) With Oak Knoll Venture Acquisition, LLC For Deferred Construction Of Public Infrastructure Improvements As A Condition Of Final Map Approval For Tract No. 8320 (Phase 1) Located At 8750 Mountain Boulevard (Oak Knoll Project Phase 1); And Making Appropriate California Environmental Quality Act (CEQA) Findings  
[22-0555](#)

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

**This City Resolution be Adopted.**

**2.8** Subject: Oak Knoll Project Offers Of Dedication For Public Street And Utility Purposes.  
From: Transportation Department  
Recommendation: Adopt A Resolution Accepting Two Irrevocable Offers Of Dedication For Public Street And Utility Purposes For Areas Of Land In And Adjacent To The Oak Knoll Project Property At 8750 Mountain Boulevard (Tract 8320) To Facilitate The Project's Circulation And Access Per The Project's Conditions Of Approval; And Making California Environmental Quality Act (CEQA) Findings  
[22-0556](#)

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

**This City Resolution be Adopted.**

**2.9** Subject: Estuary Park Coastal Conservancy Prop 68 Grant Application  
From: Oakland Public Works Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Waiving The Competitive Request For Proposal/Qualification (RFP/Q) Requirement And Authorizing The City Administrator To Increase The Landscape Architectural Services Agreement With WRT, LLC, By An Amount Not To Exceed Thirty-Eight Thousand Dollars (\$38,000.00) For Grant Application Support, Bringing The Total Contract Amount From One Million Four Hundred Thousand Dollars (\$1,400,000.00) To One Million Four Hundred Thirty-Eight Thousand Dollars (\$1,438,000.00)  
[22-0557](#)

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

**This City Resolution be Adopted.**

2) A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Funds From The State Coastal Conservancy Proposition 68 Climate Adaptation Grant Program For The Estuary Park Renovation And Expansion Project In An Amount Up To Five Hundred Thousand Dollars (\$500,000.00) For Resilient Living Shoreline Design (Design Grant) For The Estuary Park Project (No. 1000858) [22-0558](#)

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

**This City Resolution be Adopted.**

3) A Resolution Waiving The Competitive Request For Proposal/Qualification (RFP/Q) Requirement And Authorizing The City Administrator To Increase The Landscape Architectural Services Agreement With WRT, LLC, By An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000.00) For Resilient Living Shoreline Design Services, Should The Design Grant Be Awarded From The State Coast Conservancy [22-0559](#)

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

**This City Resolution be Adopted.**

4) A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate Funds From A Future State Coastal Conservancy Grant Cycles For Construction Of A Resilient Living Shoreline For An Amount Up To Three Million Dollars (\$3,000,000.00) (Construction Grant) For The Estuary Park Project (No. 1000858) [22-0560](#)

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

**This City Resolution be Adopted.**

- 2.10** Subject: Project Specific Maintenance Agreement (PSMA) And Amendment to CalTrans Maintenance Agreement  
From: Transportation Department  
Recommendation: Adopt A Resolution: 1) Authorizing The City Administrator To Execute: (A) A Project Specific Maintenance Agreement Between The City And California Department Of Transportation (Caltrans) For The Oak Knoll Development Project And East 12th Street Bikeway Project As Part Of The Terms Of A Future Caltrans Encroachment Permit Applied For By The City Required For Construction On Caltrans Right Of Way; And (B) An Amendment To The Maintenance Agreement Dated August 23 1991 With The California Transportation Department For The Oak Knoll Development Project And East 12th Street Bikeway Project As Part Of The Terms Of A Future Caltrans Encroachment Permit Applied For By The City Required For Construction On Caltrans Right Of Way; And 2) Adopting Appropriate California Environmental Quality Act Findings  
[22-0569](#)

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

**This City Resolution be Adopted.**



- 2.11** Subject: Sanitary Sewer Sub-Basin 83-001 Rehabilitation  
From: Oakland Public Works Department  
Recommendations: Adopt A Resolution Awarding A Construction Contract To Andes Construction, Inc., The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For The Sanitary Sewer Sub-Basin 83- 001 Rehabilitation (Project No. 1004806) And With The Contractor's Bid For An Amount Not To Exceed Six Million, Eight Hundred Fifty-Two Thousand, And One Hundred Eighty-Five Dollars (\$6,852,185.00); And Adopting Appropriate California Environmental Quality Act (CEQA) Findings  
[22-0571](#)

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

**This City Resolution be Adopted.**

- 2.12** Subject: FY2022-23 Master Fee Schedule  
From: Finance Department  
Recommendation: Adopt An Ordinance Amending Ordinance No. 13678 C.M.S. (Which Adopted The Fiscal Year 2021-22 Master Fee Schedule), As Amended, To Establish, Modify And Delete Fees And Penalties Assessed By Offices, Departments, Bureaus, And Agencies Of The City Of Oakland Referenced Herein  
[22-0428](#)

**Attachments:** [View Report And Attachments](#)  
[View Legislation And Exhibits](#)  
[View Supplemental Notice And Digest - 6/14/2022](#)

**This Ordinance was Approved for Final Passage.**

- 2.13** Subject: Special Events Ordinance Amendments  
From: Economic Workforce And Development Department  
Recommendation: Adopt An Ordinance Amending (1) Oakland Municipal Code Chapter 9.52 (The Special Events Permitting Ordinance) To Transfer Responsibilities From The Oakland Police Department (OPD) To Civilian Staff, Amend Security Protocols, Create Tiers For Differing Events, Streamline The Permit Review Process And Amend The Appeals Process And (2) Oakland Municipal Code Chapter 12.08 (The Encroachments Ordinance) To Align With The Changes To Chapter 9.52  
[22-0485](#)

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

[View Legislation](#)

[View Supplemental Report - 6/29/2022](#)

[View Supplemental Legislation - 6/29/2022](#)

[View Supplemental Report - Kaplan 7/14/2022](#)

[View Supplemental Legislation - 7/14/2022](#)

[View Supplemental Legislation - 7/21/2022](#)

*A motion was made by Councilmember Taylor, seconded by Councilmember Kalb to adopt the item as amended on reintroduction and schedule for Final Passage to the July 26, 2022 Special City Council City Meeting. The motion passed with a vote of 6 Ayes: 2 Excused: Fife, Kaplan*

*Of the Supplemental Legislation 7/14/2022, On Page 3, Under 9.52.040 Definitions.;*

*Amending the definition of community events to read as follows:*

*Of the "Community Events" means a Special Event that is (a) free for attendees, (b) is organized by either (i) a 501(c)3, a 501(c)4, or a 501(c)6 organization under the Internal Revenue Code or (ii) an organization with an annual budget of no more than \$500,000, and (c) either (i) is located in areas that fall within the lowest quartile of the California Healthy Places index or (ii) has a majority of vendors that reside in areas that fall within the lowest two quartile of the California Healthy Places Index.*

*A motion was made by Loren Taylor, seconded by Dan Kalb, that this matter be Approved As Amended 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 7/26/2022. The motion carried by the following vote:*

**Excused:** 2 - Fife, and Kaplan

**Aye:** 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

**NO VOTE:** 0

2) An Ordinance Amending Oakland Municipal Code Chapter 5.52 (Private Patrol Services And Private Watchman Ordinance) To Update Language In Compliance With The City's Gender-Inclusive Language Policy Including Changing The Term "Watchman" To "Guard"; And  
[22-0486](#)

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

**A motion was made that this matter be Approved for Final Passage. The motion carried by the following vote:**

**Excused:** 2 - Fife, and Kaplan

**Aye:** 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

**NO VOTE:** 0

3) An Ordinance Amending The City Of Oakland Master Fee Schedule (Adopted By Ordinance No. 13678 C.M.S., As Amended) To Modify City Of Oakland Special Event Permit Fees  
[22-0487](#)

**Attachments:** [View Legislation](#)  
[View Supplemental Legislation 6/30/2022](#)

**This Ordinance was Approved for Final Passage.**

- 2.14** Subject: Fiscal Year (FY) 2022-23 Local Measures M, N, Library Q, Z, D, Parks Q, And Measure AA  
From: Finance Department  
Recommendation: Adopt An Ordinance (1) Authorizing A Fiscal Year 2022-23 Increase In The Rate Of Property Tax Imposed By Voter-Approved Measures; And (2) Fixing The Rate Of The Property Tax And Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year 2022-23 For The Emergency Medical Services Retention Act Of 1997 (Measure M), The Paramedic Services Act Of 1997 (Measure N), The Library Services Retention And Enhancement Act Of 2004 (Library Measure Q), The 2014 Oakland Public Safety And Services Violence Prevention Act (Measure Z), The 2018 Oakland Public Library Preservation Act (Measure D), The 2020 Oakland Parks And Recreation Preservation, Litter Reduction, Homelessness Support Act (Parks Measure Q), And The Children's Initiative Of 2018 (Measure AA)  
[22-0427](#)

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

[View Legislation](#)

[View Supplemental Notice And Digest - 6/7/2022](#)

[View Supplemental Legislation 7/14/2022](#)

**This Ordinance was Approved for Final Passage.**

- 2.16** Subject: 12th Street Remainder Parcel ENA With East Bay Asian Local Development Corporation  
From: Economic And Workforce Development Department  
Recommendation: Adopt A Resolution (1) Declaring A Portion Of The 12th Street Remainder Parcel, Located At East 12th Street And 2nd Avenue (Property) As Exempt Surplus Land Under The State Surplus Land Act Meeting The Criteria Under Government Code Section 54221(F)(1)(A); (2) Waiving The Competitive Process For Disposition Of Property For Development; And (3) Authorizing The City Administrator To Negotiate And Enter Into An Exclusive Negotiation Agreement With East Bay Asian Local Development Corporation, And/Or An Affiliated Entity For Twelve Months With One Additional Six-Month Administrative Extension, For The Potential Lease Disposition And Development Of A Portion Of The Property And Development Of An Affordable Housing Project, Subject To The Completion Of A California Environmental Quality Act Determination  
[22-0517](#)

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

[View Legislation](#)

**This City Resolution be Adopted.**

- 2.17** Subject: 12 Street Remainder Property ENA With SAHA  
From: Community And Economic Development Committee  
Recommendation: Adopt A Resolution Directing The City Administrator to (A) Solicit A Proposal From Satellite Affordable Housing Associates (SAHA) For A 100% Affordable Housing Project On The Second Portion Of The 12th Street Remainder Parcel, Located At East 12th Street And 2nd Avenue (Property) That Would Qualify As Exempt Surplus Land Under California Surplus Land Act Section 54421(F)(1)(A), And (B) Provide A Timeline To Return To Council With A Resolution Authorizing The City Administrator Negotiate And Enter Into An Exclusive Negotiating Agreement With SAHA For The Property  
[22-0596](#)

**Attachments:** [View Fortunato Bas Letter](#)  
[View Legislation](#)

**This City Resolution be Adopted.**

- 2.18** Subject: OPD Crime Analysis Software Contract  
From: Oakland Police Department  
Recommendation: Adopt A Resolution:

(1) Approving The Oakland Police Department (OPD) Crime Analysis Software Surveillance Use Policy (SUP) And Surveillance Impact Report (SIR);

(2) Authorizing The City Administrator To Enter Into A Three Year Contract With Central Square Technologies, LLC For The Period Of January 1, 2022 Through December 31, 2024 For A Total Cost Not To Exceed One Hundred Forty Six Thousand Four Hundred Twenty Nine Dollars (\$146,429), With Two Optional One-Year Extensions At A Cost Not To Exceed Forty Three Thousand Six Hundred Eighty Eight Dollars (\$43,688) In Year Four (First One-Year Option) And Forty Five Thousand Eight Hundred Seventy Two Dollars (\$45,872) In Year Five (Second One-Year Option), For A Total Contract Not To Exceed Two Hundred Thirty Five Thousand Nine Hundred Eighty Nine Dollars (\$235,989), For A Total Period Of January 1, 2022 Through December 31, 2026; And

(3) Waiving The City's Advertising/ Bidding And Request For Proposal Requirements For The Proposed Purchase

[22-0616](#)

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

**This City Resolution be Adopted.**

- 2.19** Subject: Oakland Path Rehousing Initiative/Sponsor-Based Housing Assistance Program (OPRI/SBHAP) FY 2022-2023  
From: Human Services Department  
Recommendation: Adopt A Resolution: (1) Accepting, Appropriating, And Authorizing An Agreement For Receipt Of Funds From The Oakland Housing Authority (OHA) In The Amount Of \$4,209,692 For Fiscal Year (FY) 2022-23 To Continue Implementing And To Expand The Oakland Path Rehousing Initiative/Sponsor-Based Housing Assistance Program (OPRI/SBHAP); And (2) Awarding Grant Agreements To Four Non-Profit Agencies Identified In Table 1 To Provide Housing And Supportive Services Under OPRI/SBHAP For FY 2022-23; And (3) Authorizing The City Administrator To Accept And Appropriate Additional Funds From OHA For OPRI/SBHAP For FY 2022-23 And To Amend The Grant Agreements Awarded Herein To Adjust The Grant Amounts, Subject To Available Appropriated OPRI/SBHAP Funds  
[22-0608](#)

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

**This City Resolution be Adopted.**

- 2.20** Subject: FY 2022-23 Information And Assistance (I&A) Program Grant  
From: Human Services Department  
Recommendation: Adopt A Resolution: (1) Accepting, Appropriating, And Authorizing An Agreement For Receipt Of Grant Funds In An Amount Not To Exceed \$100,000 From The Alameda County Social Services Agency For Continued Operation Of The Information And Assistance (I&A) Program For Oakland Seniors For Fiscal Year (FY) 2022-23; And (2) Authorizing The City Administrator To Accept And Appropriate Any Additional Funds From Alameda County Social Services Agency For The I&A Program Within FY 2022-23; And (3) Authorizing A Contribution From The General Purpose Fund In An Amount Equivalent To The Central Services Overhead Charges In An Estimated Amount Of \$29,060 For FY 2022 2023  
[22-0613](#)

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

**This City Resolution be Adopted.**

**2.21**     Subject:    Lake Merritt Lodge Lease And Services Extension  
              From:        Human Services Department  
              Recommendation: Adopt A Resolution:

(1) Authorizing Extension Of The Occupancy Agreement Between The City Of Oakland And Vima Harrison 1 LLC, Owner Of 2332 Harrison Street In Oakland (Lake Merritt Lodge) Through June 30, 2023 On The Same Terms As The Existing Agreement (Daily Room Rate Of \$132 Per Room For One Occupant Plus \$50 For Each Additional Occupant) For The Purpose Of Providing Up To 92 Rooms Of Emergency Non-Congregate Shelter To Unhoused Individuals At High-Risk From Covid-19;

(2) Waiving Competitive Request For Proposal/ Qualification (RFP/Q) Requirement And Authorizing Amendment Of The Professional Services Agreement With Housing Consortium Of The East Bay To Extend The Term Through June 30, 2023 And To Increase The Amount By Two Million Two Hundred Seventy-Seven Thousand Forty-Eight Dollars (\$2,277,048) For A Total Not To Exceed Amount Of Four Million Five Hundred Fifty Four Thousand Ninety-Eight Dollars (\$4,554,098) To Provide Building Operations And Services At Lake Merritt Lodge;

(3) Allocating Any Remaining Balance In The Funds Allocated To The Extension Of The Occupancy Agreement And Professional Services Agreement As Matching Funds Toward A Future Purchase And/Or Operations Of Lake Merritt Lodge By The City Or Qualified Non-Profit Partner For Permanent Affordable Housing, Without Committing To Any Future Purchase; And

(4) Making Necessary Findings Under The California Environmental Quality Act  
[22-0614](#)

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

**This City Resolution be Adopted.**

- 2.22** Subject: Senior Companion Program/Foster Grandparent Program (SCP/FGP)  
Renewal Grant Applications  
From: Human Services Department  
Recommendation: Adopt A Resolution: (1) Accepting, Appropriating, And Authorizing Agreements For Receipt Of Grant Funds From The Corporation For National And Community Services (CNCS-Americorps Seniors) For Fiscal Year (FY) 2022-23 In Amounts Not To Exceed \$337,220 For The Senior Companion Program And \$38,821 For The Foster Grandparent Program; And (2) Authorizing A Contribution From The General Purpose Fund For Central Services Overhead Charges In The Estimated Amount Of \$39,076 For FY 2022-23; And (3) Authorizing The City Administrator To Accept And Appropriate Additional Grant Funds From CNCS That Become Available For The Same Purposes Within FY 2022-23  
[22-0615](#)

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

**This City Resolution be Adopted.**



**2.23** Subject: Council President Bas' Mural Fund To ARTogether  
From: Council President Bas  
Recommendation: Adopt A Resolution Awarding A Grant In The Amount Of \$5,000 From Council President Bas' Mural Funds (Fund 5505) To ARTogether For A Community Mural On The San Antonio Park Tennis Courts Wall At 1701 E. 19th Street, With The Support Of Artist Cece Carpio  
[TITLE CHANGE]  
[22-0617](#)

Attachments: [View Legislation](#)

*A motion was made by Councilmember Gallo, seconded by Councilmember Kalb to adopt the item as amended. The motion passed with the following vote: 6 Ayes;; 2 Excused: Fife, Kaplan*

*On Page 1, Of the Legislation, amending the title to read:*

***"RESOLUTION AWARDING A GRANT IN THE AMOUNT OF \$5,000 FROM THE CITY COUNCIL DISTRICT 2 MURAL FUNDING TO ARTOGETHER FOR A COMMUNITY MURAL ON THE SAN ANTONIO PARK TENNIS COURTS WALL AT 1701 E. 19TH STREET, WITH THE SUPPORT OF ARTIST CECE CARPIO"***

*In the 3rd Whereas, adding the language to read:*

***"WHEREAS, the mural funding is allocated to Municipal Capital Improvement: Public Arts Fund (5505), Public Art Organization (85521), Pub Art Mural Fund 5505 Project (1006167), Public Art Program (CE01); and"***

*In the 6th Whereas striking "at the" and replacing "on", adding ", the mural design was presented to members of", striking "meeting of", and ", the Committee approved the proposed mural design".*

*In the 7th Whereas, striking "the property at", and adding "located on City of Oakland property and managed", striking "owned".*

***In the First Resolved, striking "Council President Bas' Mural Funds" replacing with "City Council District 2 mural funding"***

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

**Excused:** 2 - Fife, and Kaplan

**Aye:** 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

**NO VOTE:** 0

- 2.24** Subject: Affordable Housing Parking Requirements  
From: Vice Mayor Kaplan  
Recommendation: Adopt A Resolution Directing The City Administrator Or Their Designee To Process And Return To Council With A Planning Code Amendment To Eliminate Parking Requirements For Affordable Housing Projects Of Ten (10) Units Or Less; And Making Appropriate California Environmental Quality Act (CEQA) Findings  
[22-0606](#)

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

**This City Resolution be Adopted.**

- 2.25** Subject: Celebrating Mills College And Investigating The Merger Between Mills College And Northeastern University  
From: Vice Mayor Kaplan And President Pro Tem Thao  
Recommendation: Adopt A Resolution Celebrating The Contributions Of Mills College To The City Of Oakland And Beyond, And Calling On The California Bureau Of Private And Post-Secondary Education And The Us Department Of Education To Conduct An Independent Investigation Into The Circumstances Of The Merger Between Mills College And Northeastern University  
[TITLE CHANGE]  
[22-0621](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Supplemental AG Notice - Taylor 7/14/2022](#)  
[View Supplemental Questions – Taylor 7/14/2022](#)  
[View Revised Legislation 7/14/2022](#)

**This City Resolution be Adopted.**

- 2.26** Subject: District Three Mural Fund Allocation  
From: Councilmember Fife  
Recommendation: Adopt A Resolution Awarding A Grant In The Amount Of \$20,000 From The District 3 Mural Funding To Alternative Minds Foundation, Inc. As Fiscal Sponsor For Aerosoul For Art Installations At The 3rd Street And Peralta Street Co-Governed Homeless Intervention Site  
[TITLE CHANGE]  
[22-0619](#)

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

**This City Resolution be Adopted.**

- 2.27**     Subject:    Lease Agreement With The Dr. Huey P. Newton Foundation  
From:       Councilmember Fife  
Recommendation: Adopt A Resolution Authorizing The Following Actions: 1) Approving The City Administrator To Negotiate And Enter Into A Month-To-Month Lease Agreement With The Dr. Huey P. Newton Foundation For The Two Thousand Six Hundred Thirty-Six Square Foot (2,636 Sf) Space Located At 150 Frank H. Ogawa Plaza, Suite 1c (Lionel J. Wilson Building) To Serve As A Community Hub Dedicated To Preserving History And Advancing Culture For A Term Not To Exceed Twelve (12) Months In An Amount Not To Exceed Four Thousand One Hundred Sixty-Six Dollars And Sixty-Seven Cents (\$4,166.67) Per Month As Authorized By Section 2.42.230 Of The Oakland Municipal Code; And 2) Awarding A Grant To The Dr. Huey P. Newton Foundation In An Amount Not To Exceed Fifty Thousand Dollars (\$50,000) For A Term Not To Exceed Twelve (12) Months For Lease Support From The Two Hundred And Fifty Thousand Dollars (\$250,000) In General Purpose Funds Designated For The Black Arts Movement And Business District (BAMBD) In The 2021-2023 Biennial Budget Pursuant To Resolution No. 88717 C.M.S.  
[TITLE CHANGE]  
[22-0622](#)

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

**This City Resolution be Adopted.**

- 2.28**     Subject:    Adopt A Resolution Integrating Climate Resilience And Mitigation Into General Plan Elements  
From:       Councilmember Kalb And President Pro tempore Thao  
Recommendation: Adopt A Resolution (1) Recognizing That Climate Change Will Disproportionately Impact Residents Of Oakland Who Are Lower Income, Indigenous, And Of Color And (2) Directing The City Administrator To Engage In An Equitable Process For Integrating Climate Resilience And Mitigation Strategies And Policies Through The General Plan Update Process In The Housing, Environmental Justice, Safety And Land Use Elements Of The General Plan  
[22-0618](#)

**Attachments:**   [View Report](#)  
                             [View Legislation](#)  
                             [View Report 2](#)

**This City Resolution be Adopted.**

- 2.29** Subject: Adopt A Resolution In Support Of Assembly Bill 2091  
From: Councilmember Kalb  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 2091 (Bonta) That Would Enhance Privacy Protections For Abortion Related Medical Records And Ensure That Abortion Related Medical Records Cannot Be Subpoenaed By Law Enforcement For Out-Of-State Claims

[22-0623](#)

**Attachments:** [View Floor Analysis](#)

[View Report](#)

[View Fact Sheet](#)

[View Legislation](#)

**This City Resolution be Adopted.**

- 2.30** Subject: Resolution In Support Of AB 2223 (Wicks)  
From: Councilmember Kalb  
Recommendation: Adopt A Resolution In Support Of AB 2223 (Wicks) Which Removes The Requirement That A Coroner Investigate Deaths Related To Or Following A Suspected Self-Induced Or Criminal Abortion And Prohibit Using The Coroner's Statement On The Certificate Of Fetal Death To Establish, Bring Or Support Criminal Prosecution Or Civil Cause Of Damages Against A Person Or A Person Who Aids A Pregnant Person

[22-0624](#)

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

[View Text](#)

[View Fact Sheet](#)

[View Legislation](#)

**This City Resolution be Adopted.**

- 2.31** Subject: ACTC's San Pablo Avenue Corridor Project  
From: Transportation Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Sign A Letter Of Support For The San Pablo Avenue Corridor Project Led By The Alameda County Transportation Commission To Begin The Detailed Design Phase  
[22-0510](#)

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

**This City Resolution be Adopted.**

- 2.32** Subject: Report On Redlined Neighborhoods In District Three  
From: Councilmember Fife  
Recommendation: Receive An Informational Report From The City Administrator On The Impact Of Financing Relationships And Housing And Zoning And Related Municipal Policies That Created The Cypress Freeway, The 7th Street Post Office, The West Oakland Bart Station And All Redlined Areas Of Council District 3, Including An Analysis Of Displacement Through Eminent Domain, Lost Wealth Due To Segregation, Depreciated Property Value And Gentrification  
[22-0290](#)

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

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

- 2.33** Subject: Small Business Roundtable Recommendations And Co-Op Businesses  
From: Councilmember Fife And Council President Bas  
Recommendation: Approve A Report And Recommendation From The City Administrator On Implementation Of The Recommendations From The 2017 Small Business Roundtable Task Force, Including An Update On What Actions Have Been Taken In Line With The Recommendations Regarding Small Business Support And Services; And An Update On The 2015 Resolution In Support Of Worker Cooperatives In The City Of Oakland  
[22-0354](#)

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

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

**2.34** Subject: Case Of Amro Al Nabulsi V. City Of Oakland  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Amro Al Nabulsi V. City Of Oakland, County Of Alameda, And Does 1 To 100, Inclusive, Alameda County Superior Court Case No. RG19035880, City Attorney File No. 33304, In The Amount Of Fifty Thousand Dollars And Zero Cents (\$50,000.00) (Department Of Transportation - Dangerous Condition)  
[22-0627](#)

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

*This item was duplicative of #S2.36*

**This City Resolution be Withdrawn with No New Date.**

**S2.35** Subject: 2022 Oakland Zoo Animal Care  
From: Office Of The City Clerk  
Recommendation: Adopt A Resolution, Pursuant To An Initiative Petition, Submitting To The Qualified Electors At The November 8, 2022 General Municipal Election A Proposed Amendment To The Oakland Municipal Code Enacting The 2022 Oakland Zoo Animal Care, Education And Improvement Ordinance And Imposing A Parcel Tax To Fund Operations, Staffing, Maintenance, And Capital Improvements Of The Oakland Zoo; And Directing The City Clerk To Take Any And All Actions Necessary Under Law To Submit This Initiative To The Voters At The November 8, 2022 General Municipal Election\*  
[\*Subject To County Certification That Initiative Has Qualified For The Ballot]  
[22-0639](#)

Attachments: [View Legislation](#)  
[View Certificate To Petition](#)

**This City Resolution be Adopted.**

**S2.36** Subject: Amro Al Nabulsi Vs. 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 Amro Al Nabulsi V. City Of Oakland, County Of Alameda, And Does 1 To 100, Inclusive, Alameda County Superior Court Case No. Rg19035880, City Attorney File No. 33304, In The Amount Of Fifty Thousand Dollars And Zero Cents (\$50,000.00) (Department Of Transportation - Dangerous Condition)  
[22-0634](#)

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

**This City Resolution be Adopted.**

**S2.37** Subject: Results Of The City Of Oakland Municipal Election  
From : Office Of The City Clerk  
Recommendation: Adopt A Resolution Declaring The Results Of The City Of Oakland  
Municipal Election Held On Tuesday, June 7, 2022  
[22-0632](#)

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

[View City of Oakland Measure C - June 7, 2022 Statewide Direct  
Primary Election  
View Legislation](#)

**This City Resolution be Adopted.**

**S2.39** Subject: Wilson Riles, Jr. 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 Claims Of Plaintiff Wilson Riles, Jr. In The Case Of Wilson  
Riles, Jr. V. City Of Oakland, Officer Jorge Yauger, Officer Bryant Ocampo, Michael [Sic]  
Legault, Richard Fielding, Traci Campbell Block, Cecilia Sevilla, Officer Jonathan Low,  
Officer Alexandra Lowe, And Does 5 Through 10, United States District Court, Northern  
District Of California, Case No. 3:20-Cv-06869-Jcs, City Attorney's File No. 33973, In  
The Amount Of Three Hundred Sixty Thousand Dollars And Zero Cents (\$360,000.00)  
(Oakland Police Department And Planning And Building Department - Civil Rights)  
[22-0638](#)

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

[View Legislation](#)

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

**Excused:** 2 - Fife, and Kaplan

**Abstained:** 1 - Kalb

**Aye:** 5 - Gallo, Reid, Fortunato Bas, Taylor, and Thao

**NO VOTE:** 0

**S2.40** Subject: Reappointment Of Council Members To The Association Of Bay Area Government Executive Board  
From: Council President Bas  
Recommendation: Adopt A Resolution Reappointing Councilmembers Loren Taylor, Nikki Fortunato Bas And Carroll Fife As Delegates To Represent The City Of Oakland To The Association Of Bay Area Governments (ABAG) Executive Board And Reappointing Councilmember Dan Kalb As An Alternate For The Term Beginning July 1, 2022 And Ending June 30, 2024  
[22-0637](#)

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

**This City Resolution be Adopted.**

**S2.41** Subject: Funding Acceptance For Oakland Ecoblock  
From: Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Funding From The Regents Of The University Of California In The Amount Of Up To Two Hundred Twenty-Five Thousand And Four Dollars (\$225,004.00) On A Cost-Reimbursable Basis To Hire A Grant Funded Exempt Limited Duration Employee To Coordinate Permitting For The Oakland EcoBlock Project And Update Codes And Processes To Facilitate Additional EcoBlock-Style Retrofits  
[22-0635](#)

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

**This City Resolution be Adopted.**

**S2.42** Subject: Amending Oakland Municipal Code Section 3.08.180 - Filing Fees  
From: Office Of The City Clerk  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Sections 3.08.060 - Filing Fee And 3.08.180 - Filing Fees (Initiative Petitions) To Align The Filing Fees With The City Of Oakland Master Fee Schedule And Make Other Technical Edits [TITLE CHANGE]  
[22-0620](#)

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

**This Ordinance was Approved for Final Passage.**



**S2.43** Subject: Approving The MOUs Between The City And All Labor Groups And Adopt An Ordinance Amending The Salary Schedule  
From: Human Resources Management Department  
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The Confidential Management Employees Association, Representing Employees In Representation Unit U31, Covering The Period From Of July 1, 2022 Through June 30, 2025;

[22-0641](#)

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

[View Attachment A CMEA Tentative Agreement](#)

[View Attachment B IBEW Tentative Agreement](#)

[View Attachment C IFPTE Tentative Agreement](#)

[View Attachment D SEIU Tentative Agreement](#)

[View Attachment E IAFF Tentative Agreement](#)

[View Attachment F OPAO and OPMA Tentative Agreement](#)

[View Attachment G Ordinance 12903](#)

[View Attachment H Ordinance 12187](#)

[View Attachment I Labor Costing](#)

[View Legislation](#)

**This City Resolution be Adopted.**

2) A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The International Brotherhood Of Electrical Workers, Local 1245 Representing Employees In Representation Units IE1 And TV1 Covering The Period From Of July 1, 2022 Through June 30, 2025;

[22-0643](#)

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

**This City Resolution was Adopted.**

3) A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The International Federation Of Professional And Technical Engineers, Local 21, Representing Employees In Representation Units TA1, TF1, TM2, TW1, UH1, UML, UM2, TM1, And U41, Covering The Period From Of July 1, 2022 Through June 30, 2025;

[22-0644](#)

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

**This City Resolution was Adopted.**

4) A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The Service Employees International Union, Local 1021, Representing Employees In Representation Units SB1, SC1, SD1, And SI1, Covering The Period From Of July 1, 2022 Through June 30, 2025;

[22-0645](#)

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

**This City Resolution was Adopted.**

5) A Resolution Approving The Memorandum Of Understanding Between The City Of Oakland And The International Association Of Firefighters, Local 55, Representing Employees In Representation Unit FQ1, Covering The Period From Of July 1, 2022 Through June 30, 2026;

[22-0646](#)

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

**This City Resolution was Adopted.**

6) A Resolution Approving The Memoranda Of Understanding Between The City Of Oakland And The Oakland Police Officers' Association And Oakland Police Management Association, Representing Employees In Representation Units PP1, PTL And UN2, Covering The Period From Of July 1, 2022 Through June 30, 2026; And

[22-0647](#)

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

**This City Resolution was Adopted.**

Subject: Approving The MOUs Between The City And All Labor Groups And Adopt An Ordinance Amending The Salary Schedule

From: Human Resources Management Department

Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To:

(1) Provide Wage Increases For Employees Pursuant To The Memoranda Of Understanding Between The City Of Oakland And The Confidential Management Employee Association; The International Brotherhood Of Electrical Workers, Local 1245; The International Federation Of Professional And Technical Engineers, Local 21; The Service Employees International Union, Local 1021; And For Unrepresented Classifications CON, TL1, U51, US1, UG1, UP1, UK1, And UK2 As Follows: I) 5% Effective The First Full Pay Period After July 1, 2022; II) 2.5% Effective The First Full Pay Period After July 1, 2023; III) 2.5% Effective The First Full Pay Period After January 1, 2024; IV) 2% Effective The First Full Pay Period After July 1, 2024; V) 2% Effective The First Full Pay Period After March 1, 2025;

(2) Provide Wage Increases For Employees Pursuant To The International Association Of Firefighters, Local 55; The Oakland Police Officers' Association; The Oakland Police Management Association; And For Unrepresented Units UN1, UR1 And UU1 As Follows: I) 3.5% Effective The First Full Pay Period After July 1, 2022; II) 3.5% Effective The First Full Pay Period After July 1, 2023; III) 3% Effective The First Full Pay Period After July 1, 2024; IV) 3% Effective The First Full Pay Period After July 1, 2025; And

(3) Provide Special Equity Adjustments As Follows: I) Pursuant To The MOU Between The City Of Oakland And The Confidential Management Employee Association, 5% Wage Increase For Certain Classifications In Representation Unit U31 Effective The First Full Pay Period After October 1, 2022; II) Pursuant To The MOU Between The City Of Oakland And The International Federation Of Professional And Technical Engineers, Local 21, Up To 7.5% Wage Increase For Certain Classifications In Representation Units TA1, TW1, TM2, TW1, UH1, UM2, And UM1 Effective The First Full Pay Period After October 1, 2022 And Wage Increases To Align The Salaries Of Certain Classifications In Representation Units TW1 And UM2 Effective The First Full Pay Period After January 1, 2023; III) Pursuant To The MOU Between The City Of Oakland And The Service Employees International Union, Local 1021, 3% Wage Increase For Certain Classifications In Representation Units SC1, SD1 And SI1 Effective The First Full Pay Period After October 1, 2022; IV) 5% Wage Increase For Certain Classifications In Unrepresented Units UP1 And UK2 Effective The First Full Pay Period After October 1, 2022

[22-0642](#)

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

**This Ordinance was Approved As Amended On Introduction and Scheduled for Final Passage. to the Special Concurrent Meeting of the Oakland Redevelopment**

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Successor Agency/City Council to be heard 7/26/2022

**S2.44** Subject: Re-Appointment To The Police Commission  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of  
Regina Jackson To The Police Commission As A Commissioner  
[22-0598](#)

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

**This City Resolution was Adopted.**

**S2.45** Subject: Consolidation Of The City Of Oakland's November 8, 2022 General Municipal Election  
From: Office of The City Clerk  
Recommendation: Adopt An Ordinance: 1) Calling And Giving Notice For The Holding Of A General Municipal Election On November 8, 2022 For The Purpose Of Submitting To The Electors Of The City Of Oakland Proposed Ballot Measures; 2) Requesting Consolidation Of The City Of Oakland General Municipal Election With The Statewide Election To Be Held In The City Of Oakland On November 8, 2022; And 3) Authorizing And Directing The City Clerk To Take All Actions Necessary For The Municipal Election In Accordance With Applicable Legal Requirements  
[22-0626](#)

**Attachments:** [View Notice- 7/7/2022](#)  
[View Legislation - 7/7/2022](#)  
[View Supplemental Legislation 7/15/2022](#)  
[View Supplemental Legislation 7/21/2022](#)

*A motion was made by Councilmember Gallo, seconded by Councilmember Kalb, that this matter be adopted as amended on reintroduction and to be scheduled to the July 26, 2022 Special City Council Meeting, for Final Passage. The motion carried by the following vote: 6 Ayes: 2 Excused: Fife, Kaplan*

*In the Supplemental legislation - 7/15/2022, On Page 3;*

*Amending last Ballot question to read:*

*Shall the measure to amend Oakland's Municipal Code to fund Oakland Zoo operations, staffing, maintenance and capital improvements, including but not limited to animal care and rehabilitation, educational and conservation programs, fire prevention, accessibility, and visitor services, by imposing an annual \$68 parcel tax for single-family parcels, and other parcels as specified, for 20 years, raising approximately \$12,000,000 annually with exemptions for low-income households and others, and citizen oversight, be adopted?*

A motion was made by Noel Gallo, seconded by Dan Kalb, that this matter be Approved As Amended 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 7/26/2022. The motion carried by the following vote:

**Excused:** 2 - Fife, and Kaplan

**Aye:** 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

**NO VOTE:** 0

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

- 3.2** Subject: Appeal Of 1396 5th Street Project  
From: Planning And Building Department  
Recommendation: Conduct A Public Hearing And upon Conclusion 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. PLN20-101; Or [22-0610](#))

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

[View Legislation](#)

[View Supplemental Correspondence - Adams Broadwell Joseph & Cardozo 7/14/2022](#)

[View Supplemental Correspondence - Reuben Junius & Rose 7/14/2022](#)

***A motion was made by Councilmember Gallo, seconded by Councilmember Reid, to open the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Gallo, Kalb, Reid, Taylor, Thao, and Fortunato Bas; 2 Excused: Fife and Kaplan***

***Upon the reading of Item #3.2 by the City Clerk, the Public Hearing was opened at 4.48 P.M.***

***18 individuals spoke on this item.***

***A motion was made by Councilmember Kalb, seconded by Councilmember Gallo to approve the resolution as amended and to close the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Gallo, Kalb, Reid, Taylor, Thao, and Fortunato Bas; 2 Excused: Fife and Kaplan***

***The amendments are as follows:***

***On Page 2, (added between the 2nd -to last and the 3rd to-last Whereas paragraphs)***

***WHEREAS, the City's new soil studies, the revised CEQA Analysis, and the Voluntary Remediation Action Agreement with Alameda County Dept. of Environmental Health address the health-related soil contamination concerns articulated in the appeal;" and,***

***On Page 3, adding the following to read as follows:***

***FURTHER RESOLVED: that the Project shall incorporate the following additional conditions to further reduce operational air pollution related health risks:***

***• In addition to any other air quality mitigation measures that may be implemented as a result of any required Health Risk Assessment, the Project shall install air filter***

*devices rated MERV-16 or higher for, at a minimum, all residential units which face the freeway, all residential units which have operable windows that are within 1,000 feet of the freeway, and all residential units which are within 500 feet of a loading dock or zone where trucks concentrate to deliver goods on-site.*

*• The Project shall, upon request, provide high quality electrostatic air purifiers for all the below market rate (BMR) residential units. This requirement shall be included in the recorded Regulatory Agreement for the BMR units.*

*• The Project—and successor owners—shall maintain, repair and replace all installed health risk reduction devices/measures, including but not limited to the HVAC/MERV filtration devices on an as-needed basis throughout the life of the Project; and be it*

*The Public Hearing was closed at 5:48 P.M.*

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

**Excused:** 2 - Fife, and Kaplan

**Aye:** 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

**NO VOTE:** 0

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  
[22-0611](#)

**This Report and Recommendation be No Action Taken.**

3) A Motion To Direct Staff To Prepare A Resolution For Future City Consideration To Uphold The Appeal;  
[22-0612](#)

**This Report and Recommendation be No Action Taken.**

**3.1**      Subject:    Mandatory Delinquent Trash Fees 2021 And 2022  
             From:       Finance Department  
             Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The  
             Following Options;

1) A Resolution Accepting And Confirming Reports Of The City Administrator For Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection For The Monthly Periods Of April, May, June 2021, January, February, March 2022, Quarterly Periods Of July-September 2021, And April-June 2022 (Option 1); Or

[22-0368](#)

**Attachments:**    [View Report](#)

[View Report Attachment A](#)

[View Legislation](#)

[View Supplemental Legislation - 7/7/2022](#)

***A motion was made by Councilmember Gallo, seconded by Councilmember Reid, to open the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Gallo, Kalb, Reid, Taylor, Thao, and Fortunato Bas; 2 Excused: Fife and Kaplan***

***Upon the reading of Item #3.1 by the City Clerk, the Public Hearing was opened at 5.52 P.M.***

***2 individuals spoke on this item.***

***A motion was made by Councilmember Gallo, seconded by Councilmember Taylor to close the Public Hearing, and hearing no objections, the motion passed by 6 Ayes: Gallo, Kalb, Reid, Taylor, Thao, and Fortunato Bas; 2 Excused: Fife and Kaplan***

***The Public Hearing was closed at 6:09 P.M.***

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

**Excused:**    2 -    Fife, and Kaplan

**Aye:**        6 -    Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

**NO VOTE:**    0



2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator For Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection For The Monthly Periods Of April, May, June 2021, January, February, March 2022, Quarterly Periods Of July-September 2021, And April-June 2022 (Option 2)

[22-0369](#)

Attachments: [View Legislation](#)

[View Supplemental Legislation - 7/7/2022](#)

This City Resolution be Not Adopted.

**3.3 The Item regarding the "Housing Element Annual Progress Report for Calendar Year 2021" was withdrawn from this agenda and rescheduled to the July 26, 2022 Special City Council Agenda via Rule 28**

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

[22-0628](#)

Attachments: [July 7, 2022 CLOSED SESSION Report of Final Action - Amro Al Nabulsi v. City of Oakland](#)

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

**Excused:** 2 - Fife, and Kaplan

**Aye:** 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

**NO VOTE:** 0

**EXTEND THE MEETING BEYOND 6:30 P.M.**

**2.15** Subject: Ordinance Amending Ordinance No. 13647 C.M.S.  
From: Workplace And Employment Standards Department  
Recommendation: Adopt An Ordinance Amending Ordinance No. 13647, Which  
Amended Certification Requirements In Oakland's Local And Small Local Business  
Enterprise (L/SLBE) Program, To Revise And Correct Certification Requirements  
[TITLE CHANGE]  
[22-0484](#)

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

*A motion was made by Pro Tempore Thao, seconded by Councilmember Gallo to continue the item to the July 26, 2022 Special City Council Meeting.*

*A substitute motion was made by Councilmember Taylor, seconded by Councilmember Kalb to adopt the ordinance with staff recommendations. The motion failed with the following vote: 3 Ayes: Kalb, Reid, Taylor; 3 No: Gallo, Thao, Bas*

*As a direct result of the failed motion, the item was terminated, therefore eliminating the main motion to continue the item.*

*A motion was made by Pro Tempore Thao, seconded by Councilmember Gallo to schedule a new item (22-0648) "Ordinance To Amend Ordinance No. 13647 C.M.S" to the July 26, 2022 Special City Council Meeting.*

*The motion passed with a vote of 6 Ayes: Gallo, Kalb, Reid, Taylor, Thao, Fortunato Bas; 2 Excused: Fife, 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 Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 7/26/2022. The motion failed by the following vote:*

**Excused:** 2 - Fife, and Kaplan

**Aye:** 3 - Kalb, Reid, and Taylor

**No:** 3 - Gallo, Fortunato Bas, and Thao

**NO VOTE:** 0

## SCHEDULING MOTION

Subject: Ordinance Amending Ordinance No. 13647 C.M.S.  
From: Workplace And Employment Standards Department  
Recommendation: Adopt An Ordinance Amending Ordinance No. 13647, Which  
Amended Certification Requirements In Oakland's Local And Small Local Business  
Enterprise (L/SLBE) Program, To Revise And Correct Certification Requirements  
[22-0648](#)

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

*As a direct result of the failed motion, from the July 19, 2022 Special City Council Meeting, item regarding "Ordinance Amending Ordinance No. 13647" was terminated, therefore eliminating the main motion to continue the item.*

*A motion was made by Pro Tempore Thao, seconded by Councilmember Gallo to schedule a new item (22-0648) "Ordinance To Amend Ordinance No. 13647 C.M.S" to the July 26, 2022 Special City Council Meeting.*

*The motion passed with a vote of 6 Ayes: Gallo, Kalb, Reid, Taylor, Thao, Fortunato Bas; 2 Excused: Fife, Kaplan*

A motion was made by Sheng Thao, seconded by Noel Gallo, that this matter be Continued to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council. The motion carried by the following vote:

**Excused:** 2 - Fife, and Kaplan

**Aye:** 6 - Gallo, Kalb, Reid, Fortunato Bas, Taylor, and Thao

**NO VOTE:** 0

## **5 NUMBER NOT USED. MINUTES APPROVED AT REGULAR MEETING**

### **ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:**

**6** The item regarding the "Ordinance To Waive Affordable Housing Impact Fees" withdrawn with no new date at the July 14, 2022 Rules and Legislation Committee

**7** The item regarding the "2022 Pre-Authorizations For Homekey Projects" was withdrawn and rescheduled to the July 26, 2022 Special City Council Agenda at the July 14, 2022 Rules And Legislation Committee

- 8 Subject: DVP Data Management System  
From: Department Of Violence Prevention  
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator To Waive The Local And Small Local Business Enterprise Program (L/SLBE) And The Competitive Bidding Process And To Award A Five-Year Contract, From August 1, 2022 To June 30, 2027, To Social Solutions Global, Inc. For The Development Of An Apricot 360 Data Management System And For Annual Licensing And Technical Assistance Fees For A Total Amount Not To Exceed Five Hundred Thirty -Three Thousand Fifty-Six Dollars (\$533,056); And (2) Adopting One Of The Two Alternative Surveillance Use Policies Attached Hereto As Exhibits A And B Pertaining To The Apricot 360 Data Management System  
[TITLE CHANGE]  
[22-0209](#)

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

[View Report Attachment A](#)

[View Legislation](#)

[View Power Point Presentation](#)

[View Supplemental Report - 7/7/2022](#)

[View Supplemental Legislation - 7/7/2022](#)

[View Supplemental Report - 7/14/2022](#)

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**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 7/26/2022. The motion carried by the following vote:**

**Excused:** 3 - Fife, Kaplan, and Thao

**Aye:** 5 - Gallo, Kalb, Reid, Fortunato Bas, and Taylor

**NO VOTE:** 0

**COUNCILMEMBER REID WAS EXCUSED AT 7:42 P.M.**

- 9      Subject:    OPD 2022 Revised Modified Hiring Plan For Measure Z Compliance  
From:        Oakland Police Department  
Recommendation: Adopt A Resolution Modifying The City's Hiring Plan For Hiring And  
Retaining Police Officers For The Purpose Of Ensuring Compliance With Measure Z, A  
Parcel Tax To Fund Public Safety Services Which Includes Certain Staffing  
Requirements For The Oakland Police Department  
[TITLE CHANGE]  
[22-0625](#)

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

*Council President Fortunato Bas requested that the quarterly Oakland Police  
Department's staff reports include 911 response times, crime data and homicide  
clearance rates.*

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

**Excused:**    3 -    Fife, Kaplan, and Reid

**Aye:**        5 -    Gallo, Kalb, Fortunato Bas, Taylor, and Thao

**NO VOTE:**    0

**COUNCIL PRESIDENT FORTUNATO BAS RELINQUISHED THE CHAIR AT 8:03 P.M. AND PRO  
TEMPORE THAO PRESUMED AS CHAIRPERSON.**

- 10** Subject: Amend And Extend Beautification Council Contract  
From: Oakland Public Works Department  
Recommendation: Adopt A Resolution: (1) Amending And Extending The Term Of The As-Needed Contract With The Beautification Council By Fourteen (14) Months From April 30, 2023, To June 30, 2024; (2) Increasing The Contract Amount By One Million Two Hundred Eighty Thousand Dollars (\$1,280,000) For A Total Not To Exceed Contract Amount Of Two Million Eight Hundred Eighty Thousand Dollars (\$2,880,000); And (3) Waiving Further Advertising And Competitive Request For Proposal/Qualification Selection And Local Business/Small Local Business Participation Requirements [22-0609](#)

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

[View Attachment A](#)

[View Attachment B](#)

[View Attachment C](#)

[View Attachment D](#)

[View Attachment E](#)

[View Attachment F](#)

[View Attachment G](#)

[View Attachment H](#)

[View Legislation](#)

*A motion was made by Councilmember Taylor, seconded by Councilmember Gallo to adopt the resolution as amended with additional amendments. The motion passed with the following vote: 5 Ayes: Gallo, Kalb, Taylor, Bas, Thao; 3 Excused: Fife, Reid, Kaplan*

*The additional amendments to include the following:*

*schedule by CALTrans and reevaluate of services in April 2023.*

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

**Excused:** 3 - Fife, Kaplan, and Reid

**Aye:** 5 - Gallo, Kalb, Fortunato Bas, Taylor, and Thao

**NO VOTE:** 0

- 11      Subject:    Informational Report On Macro Implementation  
         From:       Vice Mayor Kaplan  
         Recommendation: Receive An Informational Report From The City Administrator And  
         The Oakland Fire Department On The Progress Of The Implementation Of The Mobile  
         Assistance Community Responders Of Oakland (MACRO), Including The Timeline For  
         When MACRO Crews Will Begin To Respond To Non-Violent 911 Calls  
         [22-0576](#)

**Attachments:**   [View Report](#)

**A motion was made by Nikki Fortunato Bas, seconded by Sheng Thao, that this  
matter be Received and Filed. The motion carried by the following vote:**

**Excused:**    3 -    Fife, Kaplan, and Reid

**Aye:**        5 -    Gallo, Kalb, Fortunato Bas, Taylor, and Thao

**NO VOTE:**    0

- 12 The item regarding the "Study Session On The General Plan Update" was withdrawn  
and rescheduled to the July 26, 2022 Special City Council Agenda via Rule 28**

- S13**     Subject:    FY2022 CalVIP Grant  
              From:       Department Of Violence Prevention  
              Recommendation: Adopt A Resolution:
- (1) Accepting And Appropriating A California Violence Intervention And Prevention (CalVIP) Grant From The California Board Of State And Community Corrections (BSCC) In An Amount Not To Exceed Five Million Nine Hundred Ninety-Nine Thousand Nine Hundred Forty-Eight Dollars (\$5,999,948) For The Period Of July 1, 2022, To December 31, 2025 (42 Months);
- (2) Authorizing The City Administrator To Take All Steps Necessary For The City To Receive The CalVIP Grant;
- (3) Waiving The City Of Oakland's Local And Small Local Business Enterprise Program (L/Slbe) Requirements And Competitive Bidding Process And Awarding An Agreement In An Amount Not To Exceed Three Hundred Twenty-Five Thousand Dollars (\$325,000) For A Term Ending December 31, 2025, To Urban Institute To Evaluate The CalVIP-Funded Program;
- (4) Waiving The City Of Oakland's L/SLBE Requirements And Competitive Bidding Process And Awarding An Agreement In An Amount Not To Exceed Two Hundred Twenty Thousand Dollars (\$220,000) For A Term Of July 1, 2023 To June 30, 2025, To Faith In Action East Bay Inc. To Support The CalVIP-Funded Program;
- (5) Waiving The City Of Oakland's L/SLBE Requirements And Competitive Bidding Process And Awarding An Agreement In An Amount Not To Exceed One Hundred Twenty-Five Thousand Nine Hundred Sixty Dollars (\$125,960) For A Term Ending June 30, 2025, To Heru Consulting To Deliver Training In The Prevention And Intervention Family Systems Approach;
- (6) Waiving The City Of Oakland's L/SLBE Requirements And Competitive Bidding Process And Awarding An Agreement In An Amount Not To Exceed Sixty-Six Thousand Seven Hundred Seventy-Six Dollars (\$66,776) For A Term Ending June 30, 2025, To Roca Inc. To Deliver The Rewire Cognitive Behavioral Theory Training Curriculum;
- (7) Authorizing The City Administrator To Add Six (6) 1.0 Full-Time Equivalent (FTE) Case Manager I Positions To The Department Of Violence Prevention (DVP) For The Term Of October 1, 2022, To June 30, 2025, (33 Months) For A Total Amount Not To Exceed Two Million Four Hundred Fifty-One Thousand Nine Hundred And Six Dollars (\$2,451,906);
- (8) Authorizing The City Administrator To Add One (1) 1.0 FTE Health & Human Services Program Planner Position To The Dvp For The Term Of October 1, 2022, To June 30, 2025, (33 Months) For A Total Amount Not To Exceed Five Hundred Seventy-Four Thousand Nine Hundred Forty-Eight Dollars (\$574,948);



(9) Authorizing The City Administrator To Add One (1) 1.0 FTE Case Manager II, Supervising Position To The DVP For The Term Of October 1, 2022, To June 30, 2025, (33 Months) For A Total Amount Not To Exceed Five Hundred Twenty-One Thousand Three Hundred Forty- Three Dollars (\$521,343);

10) Allocating CalVIP Funds In An Amount Not To Exceed One Million Seven Hundred Eighty Thousand Seven Hundred Ninety-One Dollars (\$1,780,791) To Augment Existing Violence Prevention Services In The DVP Through December 31, 2025

[21-0236](#)

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

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

**Excused:** 3 - Fife, Kaplan, and Reid

**Aye:** 5 - Gallo, Kalb, Fortunato Bas, Taylor, and Thao

**NO VOTE:** 0

## **OPEN FORUM / CITIZEN COMMENTS**

*The call of the que opened at 9:24 P.M. and closed at 9:29 P.M.*

*4 individuals spoke during Public Comment.*

## **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, the Council adjourned the meeting in memory of Barbara O'Shinski and Kon Fung at 9:33 P.M.*

## **Americans With Disabilities Act**

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 5 days prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

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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.