

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 Agenda - FINAL

Tuesday, June 16, 2020

1:30 PM

Please See The Agenda To Participate In The Meeting

Tele-Conference

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

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

PUBLIC PARTICIPATION

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

OBSERVE:

- To observe, the public may view the televised video conference by viewing KTOP channel 10 on Xfinity (Comcast) or ATT Channel 99 and locating City of Oakland KTOP – Channel 10
- To observe the meeting online from the City's Agenda Meeting Calendar, at the noticed meeting time, please click on <https://oakland.legistar.com/calendar.aspx> and click on the "In Progress" link under "Video" for the corresponding meeting.
- To observe the meeting by video conference, please click on this link: <https://us02web.zoom.us/j/86285023815> at the noticed meeting time.
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):
US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 436 2866 or +1 301 715 8592 or +1 312 626 6799 Webinar ID: 862 8502 3815
If asked for a participant ID or code, press #.

COMMENT:

DUE TO THE SUSPENSION OF THE SUNSHINE ORDINANCE AND COUNCIL'S RULES OF PROCEDURES ALL PUBLIC COMMENT ON ACTION ITEMS WILL BE TAKEN AT THE BEGINNING OF THE MEETING UNDER ITEM 1. COMMENT FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN UNDER OPEN FORUM AT THE END OF THE MEETING

There are three ways to submit public comments.

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

If you have any questions, please email Asha Reed, Assistant City Clerk at AReed@oaklandca.gov.

- Office of the City Clerk

1 PUBLIC COMMENT

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

2 CONSENT CALENDAR (CC) ITEMS:

- 2.1** Subject: Increase Contract Amount with BiRITE Foodservice Distributors
From: Finance Department
Recommendation: Adopt A Resolution: 1. Increasing The Contract Purchase Order Award Amount To BiRite Food Service Distributors (BiRite), For The Purchase Of Food And Non-Food Items, By Three Hundred Fifty-Five Thousand Dollars (\$355,000), For A Total Not-To-Exceed Contract Amount Of Six Hundred Thousand Dollars (\$600,000) Through July 31, 2021; And 2. Authorizing Amendment Of Said Contract Purchase Order With BiRite In The Amount Set Forth Above
[20-0420](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

- 2.2** Subject: Section 130 RR Grade Crossing Improvements
From: Transportation Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To Accept And Appropriate Four Hundred Fifty-Six Thousand Two Hundred Twenty-Seven Dollars (\$456,227.00) In Transportation Funds From The State Of California Section 130 Grade Crossing Improvement Program For The Railroad Crossing At 29th Avenue, To Award A Construction Contract To The Lowest Responsive And Responsible Bidder In An Amount Not To Exceed The Grant Amounts, Including Additional Funds From The Funding Agency If Needed, And Authorizing The City Administrator, Or His Designee, The Director Of The Department Of Transportation Or The Assistant Director Of The Department Of Transportation, To Negotiate And Execute Agreements With Union Pacific Railroad (UPRR) For Right Of Entry, Crossing Improvements And Maintenance, In Accordance With California Public Utility Commission (CPUC) Regulations At 29th Avenue; And
[20-0224](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

Legislative History

2/20/20

*Rules & Legislation
Committee

Scheduled to the *Public Works Committee

2) A Resolution Authorizing The City Administrator To Accept And Appropriate Two Hundred Fifty-Two Thousand Two Hundred Thirty-Six Dollars (\$252,236.00) In Transportation Funds From The State Of California Section 130 Grade Crossing Improvement Program For The Railroad Crossing At 85th Avenue, To Award A Construction Contract To The Lowest Responsive And Responsible Bidder In An Amount Not To Exceed The Grant Amounts, Including Additional Funds From The Funding Agency If Needed, And Authorizing The City Administrator, Or His Designee, The Director Of The Department Of Transportation Or The Assistant Director Of The Department Of Transportation, To Negotiate And Execute Agreements With Union Pacific Railroad (UPRR) For Right Of Entry, Crossing Improvements And Maintenance, In Accordance With California Public Utility Commission (CPUC) Regulations At 85th Avenue; And [20-0225](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

Legislative History

2/20/20

*Rules & Legislation
Committee

Scheduled to the *Public Works Committee

3) A Resolution Authorizing The City Administrator To Accept And Appropriate Three Hundred Fourteen Thousand Eighty-Five Dollars (\$314,085.00) In Transportation Funds From The State Of California Section 130 Grade Crossing Improvement Program For The Railroad Crossing At 105th Avenue, To Award A Construction Contract To The Lowest Responsive And Responsible Bidder In An Amount Not To Exceed The Grant Amounts, Including Additional Funds From The Funding Agency If Needed, And Authorizing The City Administrator, Or His Designee, The Director Of The Department Of Transportation Or The Assistant Director Of The Department Of Transportation, To Negotiate And Execute Agreements With Union Pacific Railroad (UPRR) For Right Of Entry, Crossing Improvements And Maintenance, In Accordance With California Public Utility Commission (CPUC) Regulations At 105th Avenue
[20-0226](#)

Attachments: [View Legislation](#)
 [View Report - Attachment C](#)
 [View Report - Attachment D](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

Legislative History

2/20/20

*Rules & Legislation
Committee

Scheduled to the *Public Works Committee

- 2.3** Subject: Single Audit Report Fiscal Year 2018-19
From: Finance Department
Recommendation: Receive The Single Audit Informational Report For The Year Ended
June 30, 2019
[20-0267](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

Legislative History

3/5/20	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
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- 2.4** Subject: Claremont Behavioral Services Inc. Agreement Extension
From: Human Resources Management Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Extend An
Agreement With Claremont Behavioral Services, Inc. ("Claremont") For Employee
Assistance Program ("EAP") And Related Services For All Non-Sworn City Employees
And The Sworn Employees Of The Oakland Fire Department ("OFD") And Respective
OFD Dependents In An Amount Not To Exceed \$270,132.64 (\$135,066.32 In Contract
Year 2020-2021 And \$135,066.32 In Contract Year 2021-2022) With Options To Extend
The Agreement In One-Year Or Two-Year Increments Provided Service Rates Do Not
Increase More Than 4% Year-Over-Year
[20-0415](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Report - Attachment A](#)
[View Report - Attachment B](#)
[View Report - Attachment C](#)
[View Report - Attachment D](#)
[View Report - Attachment E](#)
[View Report - Attachment F](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

- 2.5** Subject: 2019-2020 Public Safety Power Shutoff (PSPS) Resiliency Grant
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee,
To: 1) Enter Into An Agreement With The State Of California To Accept 2019-20 Public
Safety Power Shutoff (PSPS) Resiliency Grant Funds In The Amount Of Five Hundred
Thousand Dollars (\$500,000); 2) Appropriate And Administer Said Funds; 3) And Expend
Said Funds To Purchase Communications Systems And Related Supplies And Support
City Resiliency Programs

[20-0416](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

- 2.6** Subject: Appointment To Planning Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Leopold
Ray-Lynch To The City Planning Commission

[20-0432](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

- 2.7** Subject: FY 2020-2023 PATH Strategy
From: Human Services Department
Recommendation: Adopt A Resolution To: 1. Award Annual Grants To Specific Entities For Fiscal Years (FY) 2020-2023 For The Permanent Access To Housing (PATH) Strategy In An Estimated Total Annual Amount Of \$1,792,305 Contingent Upon Available Funding From The U.S. Department Of Housing And Urban Development (HUD); And 2. Award Grants To Specific Entities For Three Projects Funded By HUD Continuum Of Care (COC) To Meet HUD-Required Match Funding For Each FY Between 2020-2023; And 3. Waive The Competitive Bidding Process Requirements And Award Grants To (A) The Homeless Advocacy Center In An Amount Not To Exceed \$50,000, For The Provision Of Benefits Advocacy In Shelter, And (B) Alameda County Community Food Bank (ACCFB) In An Amount Not To Exceed \$200,000, For The Provision Of Food For The Brown Bag Food Distribution Program During Each FY Between 2020-2023; And 4. Accept And Appropriate Donations From Private Sources To The City's Hunger Program In Each FY Between 2020-2023, And Authorize Amendment Of ACCFB's Annual Path Grant Agreement Based Upon Such Additional Donations; And 5. Appropriate Funds From The Touraine Hotel Lease Revenues Received For Each FY Between 2020-2023
[20-0433](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

- 2.8** Subject: FY 2020-21 Landscaping And Lighting District (LLAD) - Confirmation
From: Finance Department
Recommendation: Adopt A Resolution Confirming The City Of Oakland Landscaping And Lighting Assessment District Fiscal Year (FY) 2020-21 Engineer's Report; And The Levying Of Assessments
[20-0387](#)

Attachments: [View Report](#)
[View Report - Appendix A](#)
[View Legislation](#)
[View Report - Exhibit A](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

- 2.9** Subject: Fiscal Year 2018 Urban Search & Rescue (US&R) Supplemental Funding
From: Oakland Fire Department
Recommendation: Adopt A Resolution Amending Resolution 87503 No. C.M.S., Which Among Other Things Authorized The City Administrator To Enter Into An Agreement To Accept, Appropriate, And Administer Fiscal Year (FY) 2018 Urban Search And Rescue (US&R) Grant Funds In An Amount Of Up To One Million Two Hundred Thirty Seven Thousand Nine Hundred And Ninety Dollars (\$1,237,990), To Authorize The City Administrator Or His Designee To Accept, Appropriate, And Administer Supplemental FY 2018 US&R Grant Funds In The Amount Of Eighty Three Thousand Eight Hundred And Thirty Three Dollars (\$83,833), For A Cumulative FY 2018 US&R Grant Award Not To Exceed One Million Three Hundred Twenty One Thousand Eight Hundred And Twenty Three Dollars (\$1,321,823)

[20-0417](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

- 2.10** Subject: OPD RSI Helicopter Maintenance Contract
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Professional Services Agreement With Rotorcraft Support, Inc. (RSI) To Provide Helicopter Maintenance Services To The Oakland Police Department (OPD) For The Period Of July 1, 2020 To June 30, 2022 In An Amount Not To Exceed Seven Hundred Fifty Thousand Dollars (\$750,000) Per Year Or One Million Five Hundred Thousand Dollars (\$1,500,000) For July 1, 2020 To June 30, 2022, With An Option To Extend The Contract For One Additional Year To June 30, 2023, At The Same Rate Of Seven Hundred Fifty Thousand Dollars (\$750,000) Per Year, For A Total Contract Not To Exceed Two Million, Two Hundred Fifty Thousand Dollars (\$2,250,000)

[20-0418](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

- 2.11** Subject: Measure Q, "Distressed Homeowners"
From: Finance Department
Recommendation: Adopt An Ordinance Amending The 2020 Oakland Parks And Recreation Preservation, Litter Reduction And Homelessness Support Act To Add An Exemption From the Parcel Tax For Distressed Homeowners, As Required By The Act [20-0419](#)

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

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE.

FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 30, 2020

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

- 2.12** Subject: Call For Consolidation Of The November 2020 Election
From: Office Of The City Clerk
Recommendation: Adopt A Ordinance Requesting Consolidation Of The City Of Oakland General Municipal Election With The Statewide General Election To Be Held In The City Of Oakland On Tuesday, November 3, 2020
[20-0439](#)

Attachments: [View Legislation](#)

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE.

FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 30, 2020

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

- 2.13** Subject: OPD Shotspotter Contract
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To
1) Enter Into A Professional Services Agreement With Shotspotter, Inc. For Gunshot
Location Detection Service Coverage, Subject To The Availability Of Funds And Approval
By The City Council Of The Funds In The Oakland Police Department's Baseline Budget
Proposal, For: A. Oakland Police Department (OPD) Shotspotter Geographic Area
"Phase I" For April 19, 2020 Through June 30, 2020 For Nineteen Thousand, Four
Hundred Forty-Eight Dollars (\$19,448); B. OPD Shotspotter Areas Phases I, II, And III,
From July 1, 2020 To June 30, 2021, For An Amount Not To Exceed Five Hundred
Seventy-Two Thousand, Five Hundred Sixty-Two Dollars (\$572,562); C. OPD Shotspotter
Areas Phase I, II, And III, From July 1, 2021 To June 30, 2022, For An Amount Not To
Exceed Six Hundred One Thousand, One Hundred Ninety Dollars (\$601,190); D. OPD
Shotspotter Areas Phase I, II, And III, From July 1, 2022 To June 30, 2023, For An Amount
Not To Exceed Six Hundred Thirty-One Thousand, Two Hundred Forty-Eight Dollars
(\$631,248); For A Total Amount Not To Exceed One Million Eight Hundred Twenty-Four
Thousand, Four Hundred Forty-Eight Dollars (\$1,824,448) For OPD Shotspotter Area
Phase I For April 19, 2020 To June 30, 2020 And All Three OPD Shotspotter Phases For
July 1, 2020 To June 30, 2023; And 2) Waive The Competitive Request For Proposal/
Qualifications (RFP/Q) Process, The Advertising And Bidding Requirements, And Local
And Small Local Business (L/SLB) Enterprise Program Provisions For The Contracts
With Shotspotter, Inc.

[20-0421](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

2.14 Subject: Go-Biz Grant For Cannabis Equity Program
From: Office Of The City Administrator
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator Or Designee To: (1) Apply For And Accept Six Million Five Hundred Seventy-Six Thousand Seven Hundred And Five Dollars And Seventy-Six Cents (\$6,576,705.76) In State Of California, Office Of The Governor "Go-Biz" Equity Act Grant Funds; (2) Appropriate The Go-Biz Grant Funds By: (A) Providing Loans And Grants To Cannabis Equity Applicants And Licensees For Businesses' Start-Up And Ongoing Costs; And (B) Supporting Workforce Development Programs; (3) Award Grants In An Amount Not To Exceed Seventy-Five Thousand Dollars (\$75,000) Per Grant For Cannabis Equity Applicants And Licensees, To Be Determined And Without Return To Council; And (4) Provide Loans In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) Per Loan For Cannabis Equity Applicants And Licensees, To Be Determined And Without Return To Council; And [20-0422](#)

Attachments: [View Report](#)
[View Report - Attachment A Grant Agreement](#)
[View Report - Attachment B Equity Applicant Survey](#)
[View Report - Attachment C equity loan demographics](#)
[View Report - Attachment D-1 Elevate Impact Budget](#)
[View Report - Attachment D-2 Elevate Narrative](#)
[View Report - Attachment E-1 MGG Budget](#)
[View Report - Attachment E-2 MGG Narrative](#)
[View Report - Attachment F-1 Knox Budget](#)
[View Report - Attachment F-2 Knox and Ross Narrative](#)
[View Legislation](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

2) A Resolution: (1) Authorizing The City Administrator Or Designee To: (A) Negotiate And Award A New Professional Services Agreement With “4Front Partners” In An Amount Not To Exceed Three Hundred And Fifty Thousand Dollars (\$350,000) To Administer The Loan And Grant Programs For Cannabis Equity Applicants And Licensees; (B) Amend The Professional Services Agreement With “Knox And Ross” By Increasing The Funding Amount From One Hundred And Twenty Thousand Dollars (\$120,000) To An Amount Not To Exceed One Hundred And Eighty Thousand Dollars (\$180,000) To Provide Legal Services To Cannabis Equity Applicants And Licensees; (C) Negotiate And Award A New Agreement With “Make Green Go” In An Amount Not To Exceed Two-Hundred And Fifty Thousand Dollars (\$250,000) To Provide Technical Assistance To Cannabis Equity Applicants And Licensees; And (2) Waiving The Request For Proposals/Qualifications Process For The Three Professional Services Agreements Referenced Above; And [20-0423](#)

Attachments: [View Legislation](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

3) An Ordinance Amending Oakland Municipal Code Section 5.80.050 And Section 5.81.060 To Allow A Cannabis Business Permit Applicant Who Previously Met The Income And Oakland Residency Criteria To Qualify As An “Equity Applicant,” To Receive Equity Assistance Program Services Up To Two Years From The Date Such Applicant Was Verified As An Equity Applicant, Regardless Of The Applicant’s Current Income Or Residency; And Adopting CEQA Exemption Findings [20-0424](#)

Attachments: [View Legislation](#)

[View Report - Notice And Digest](#)

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE.

FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 30, 2020.

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

2.15 Subject: City Of Oakland Investment Policy For FY 2020-21
From: Finance Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Adopting The City Of Oakland Investment Policy For Fiscal Year 2020-2021; And [20-0425](#)

Attachments: [View Report](#)

[View Report Redline Legislation](#)

[View Legislation](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

2) An Oakland Redevelopment Successor Agency Resolution Pursuant To Government Code Section 53607 Delegating Investment Authority Of The Oakland Redevelopment Successor Agency To The Agency Treasurer For Fiscal Year 2020-2021

[20-0426](#)

Attachments: [View Legislation](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

2.16 Subject: 2020-21 Core Housing Resource Center Functions & Related Services Grant Extension
From: Human Services Department
Recommendation: Adopt A Resolution To: 1) Enter Into Grant Agreements And Amendments To Grant Agreements For, And Also Accept And Appropriate, Core Housing Resource Center (CHRC) Funds From: A. The County Of Alameda In The Estimated Amount Of \$2,587,302 For July 1 Through December 31, 2020; And B. The City Of Berkeley In The Estimated Amount Of \$28,125 For July 1, 2020 Through June 30, 2021; And C. The City Of Emeryville In The Estimated Amount Of \$25,000 For July 1, 2020 Through June 30, 2021; And 2) Award Grants To Specific Service Providers For The Grant Period Of July 1, 2020 Through June 30, 2021; And 3) Extend The 1.0 Full Time Employee (FTE) Program Analyst Ii Position To Oversee The Oakland Coordinated Entry System Through December 31, 2020; And 4) Accept And Appropriate Additional Funds That Become Available From The Same Sources For The CHRC Within The Grant Terms Of FY 2020-2021 And Amend The Grant Agreements To Adjust The Grant Amounts Without Returning To Council

[20-0434](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

2.17 Subject: Fiscal Year 2020-21 Master Fee Schedule
From: Finance Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 13533 C.M.S. (The Fiscal Year 2019-20 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 [20-0371](#)

Attachments: [View Report](#)
 [View Attachment A](#)
 [View Legislation](#)
 [View Supplemental Legislation - 6/9/2020](#)

ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF THIS ORDINANCE.

INTRODUCTION (First Reading) WAS PASSED ON JUNE 2, 2020; 8 AYES.

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

Legislative History

5/19/20	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>There were 3 speakers on this item</i>	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
6/2/20	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved As Amended On Introduction and Scheduled for Final Passage to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
6/9/20	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>The Council continued the item to consider the amendments provided in the packet.</i>	Continued to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

2.18 Subject: Creation Of The Department Of Workplace & Employment Standards
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending Chapter 2.29 Of The Oakland
Municipal Code Entitled "City Agencies, Departments And Offices" To Create The
Department Of Workplace And Employment Standards Focusing On Workplace
Protections And Employment Standards To Implement Measure Z (Hotel Minimum Wage
And Working Conditions Ordinance (Oakland Municipal Code Chapters 5.93 And 2.44
And Sections 2.36.010(A) And 5.92.050).

[20-0259](#)

Attachments:

[View Report](#)

[View Legislation](#)

[View Supplemental Memo - Bas](#)

[View Supplemental Legislation 6/11/2020](#)

[View Supplemental Redline Legislation 6/11/2020](#)

*ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF
THIS ORDINANCE.*

*INTRODUCTION (First Reading) WAS PASSED ON JUNE 9, 2020; 7 AYES, 1
ABSTAINED - REID*

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

Legislative History

5/26/20	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	* Withdrawn and Rescheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
6/9/20	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved As Amended On Introduction and Scheduled for Final Passage to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

*The Council amended page 2 of the legislation, in the 5th Whereas clause
striking the word "exclusively".*

2.19 Subject: Director Of Workplace & Employment Standards Salary Ordinance
Amendment
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No.
12187 C.M.S. ("Salary Ordinance") To Add The Full-Time Classification Of Director Of
Workplace And Employment Standards
[20-0336](#)

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

*ACTION ON THIS ITEM WILL RESULT IN FINAL PASSAGE (Second Reading) OF
THIS ORDINANCE.*

*INTRODUCTION (First Reading) WAS PASSED ON JUNE 9, 2020; 7 AYES, 1
ABSTAINED - REID*

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

Legislative History

5/26/20	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	* Withdrawn and Rescheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
6/9/20	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Approved On Introduction and Scheduled for Final Passage to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

2.20 Subject: Support For Federal Legislation On Police Accountability
From: Councilmember McElhaney
Recommendation: Adopt A Resolution To Support For Federal Justice In Policing Act To
Hold Law Enforcement Officers Accountability In Court, Improve National Transparency
Through Mandatory Data Collection, And Reform Police Training And Policies
[20-0436](#)

Attachments: [View Report](#)
[View Report - Justice In Policing Act](#)
[View Report - Justice In Policing Act Text](#)
[View Legislation](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

- 2.21** Subject: Zero Tolerance Policy For Racist Practices
From: Vice Mayor Reid, Councilmembers Gallo, McElhaney, And Taylor
Recommendation: Adopt A Resolution (1) Establishing A Zero Tolerance Policy For Racist Practices, Behaviors, And Actions Within The Oakland Police Department And All City Departments, Agencies And Divisions, And Units; (2) Urging The Civil Service Commission, Pursuant To Its Jurisdiction, To Adopt Rules Requiring The Disqualification Of Any Applicant For Employment For Specified Reasons, Including But Not Limited To The Uniformed Ranks Of The Oakland Police Department; And (3) Directing The City Administrator Not To Hire, And To Fire Police Officers And Other Employees For Such Specified Reasons
[20-0441](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

3 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING REQUIREMENTS

MEMBERS OF THE PUBLIC WILL BE ALLOWED TO COMMENT ON THESE ITEMS AT THIS TIME

- 3.1** Subject: 0 Mandela Parkway Appeal
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 Unite Here Local 2850, And Thus Upholding The Oakland Planning Commission's Approval Of 1) A Major Conditional Use Permit To Construct A Six Story Building Consisting Of 220 Rooms Measuring Approximately 142,813 Square Feet Of Floor Area, 2) A Minor Conditional Use Permit For Transient Habitation (Hotels) And Non-Residential Tandem Parking, 3) A Variance Of The Front Setback And 4) Related California Environmental Quality Act (CEQA) Findings For The Proposed Building Located At 0 Mandela Parkway Oakland Ca. (Project Case No. PLN16394); Or

[18-1391](#)

Attachments: [View Report](#)
[View Supplemental Report 11/15/2019](#)
[View Supplemental Report 2/7/2020](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

Legislative History

2/7/19	*Rules & Legislation Committee	Scheduled to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
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As A Public Hearing

2/26/19	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 8:32 p.m.</i> <i>50 individuals spoke on this item.</i> <i>Councilmember McElhaney made a motion, seconded by Councilmember Gallo, to close the Public Hearing, and hearing no objections, the item was continued to go before the March 12, 2019 Special City Council. The motion passed by 7 Ayes: Bas, Gallo, Kalb, McElhaney, Taylor, Thao and President Kaplan; 1 Excused: Reid</i>	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
3/7/19	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
3/21/19	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Referred to the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council
4/4/19	*Rules & Legislation Committee	Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
5/9/19	*Rules & Legislation Committee	Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
7/11/19	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
9/19/19	*Rules & Legislation Committee	* Withdrawn and Rescheduled to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

11/19/19	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>45 individuals spoke on this item.</i>	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>Councilmember McElhaney made a motion Seconded by President Pro Tempore Kalb to continue this item to the 2nd City Council meeting February 2020 with direction to return with a supplemental report that include the following:</i>	
	<i>1. Analysis related to the impact on employees on the demanded for affordable housing and Social Services in Oakland</i>	
	<i>2. Analysis of how many cities in Alameda County have the same Planning Code Section</i>	
	<i>3. Measure Z Monitoring</i>	
2/18/20	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>Upon the reading of Item 9.1 by the City Clerk, the Public Hearing was opened at 8:37 p.m.</i>	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>39 individuals spoke on this item.</i>	
	<i>Councilmember McElhaney made a motion, seconded by Councilmember Gallo, to Continue the Public Hearing, and by that same motion adopting motion 3 to direct staff to prepare a resolution for the March 17, 2020 City Council meeting upholding the appeal and hearing no objections, the motion passed by 6 Ayes: Bas, Gallo, Kalb, McElhaney, Thao and President Kaplan; 1 Absent: Reid and 1 Excused: Taylor</i>	
3/5/20	*Rules & Legislation Committee <i>The Committee made a correction to the minutes to reflect this item was "Continued" from the February 18, 2020 City Council Meeting.</i>	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

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 [18-2464](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

Legislative History

11/19/19	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>Councilmember McEhanev made a motion Seconded by President Pro Tempore Kalb to continue this item to the 2nd City Council meeting February 2020 with direction to return with a supplemental report that include the following:</i>	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>1. Analysis related to the impact on employees on the demanded for affordable housing and Social Services in Oakland</i>	
	<i>2. Analysis of how many cities in Alameda County have the same Planning Code Section</i>	
	<i>3. Measure Z Monitoring</i>	
2/18/20	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
3/5/20	*Rules & Legislation Committee	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

3) Adopt A Resolution Upholding The Appeal By Unite Here Local 2850, And Thus Denying The Oakland City Planning Commission's Approval Of 1) A Major Conditional Use Permit To Construct A Six-Story Building Consisting Of 220 Hotel Rooms Measuring Approximately 142,813 Square Feet Of Floor Area, 2) A Minor Conditional Use Permit For Transient Habitation (Hotels) And Non-Residential Tandem Parking, 3) A Minor Variance For Front Setback Reduction, And 4) Related California Environmental Quality Act (CEQA) Findings For The Proposed Building Located At 0 Mandela Parkway (Project Case No. PLN16394)

[TITLE CHANGE]

[18-2465](#)

Attachments: [View Legislation](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

Legislative History

11/19/19	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council <i>Councilmember McEhanev made a motion Seconded by President Pro Tempore Kalb to continue this item to the 2nd City Council meeting February 2020 with direction to return with a supplemental report that include the following:</i>	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
	<i>1. Analysis related to the impact on employees on the demanded for affordable housing and Social Services in Oakland</i>	
	<i>2. Analysis of how many cities in Alameda County have the same Planning Code Section</i>	
	<i>3. Measure Z Monitoring</i>	
2/18/20	* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council
3/5/20	*Rules & Legislation Committee	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

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

5 DETERMINATION OF SCHEDULE OF OUTSTANDING COUNCIL ITEMS

[20-0435](#)

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

- 6** Subject: FY 2020-21 Appropriations Limit
From: Finance Department
Recommendation: Adopt A Resolution Establishing An Appropriations Limit For Fiscal Year 2020-21 Pursuant To Article XIII B Of The California Constitution

[20-0440](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

- 7 Subject: FY 2020-21 Mid Cycle Budget Amendments
From: Finance Department
Recommendation: Adopt A Resolution Amending Resolution No. 87759 C.M.S., Which Adopted The City Of Oakland's Fiscal Year 2019-21 Biennial Budget, To Make Mid-Cycle Budget Adjustments To: (1) Fiscal Year 2020-21 General Purpose Fund Revenue Projections; (2) Fiscal Year 2020-21 General Purpose Fund Appropriations; And (3) Fiscal Year 2020-21 Non-General Purpose Fund Revenue Projections And Appropriations

[20-0406](#)

Attachments:

[View Report](#)

[View Legislation](#)

[View Attachment 2](#)

[View Supplemental Report - 5/29/2020](#)

[View Supplemental Exhibits - 5/29/2020](#)

[View Supplemental Report - 5/29/2020](#)

[View Supplemental Report - 5/29/2020 Measure D Informational Memo](#)

[View Supplemental Report 5/29/2020 Kaplan](#)

[View Supplemental Report Q&A #1- 5/29/2020](#)

[View Supplemental Report Q&A #2- 6/12/2020](#)

[View Supplemental Report Q&A #3- 6/12/2020](#)

[View Supplemental Report - Errata #2 - 6/12/2020](#)

[View Supplemental Report - Errata #2 All Exhibits - 6/12/2020](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

Legislative History

5/26/20	Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council	Continued to the Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board
6/2/20	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Continued to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

- 8** Subject: Salary Ordinance Amendments For Various Classification
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Full-Time Classification Of Rent Adjustment Program Manager, Assistant; To Add The Part-Time Classification Of Temporary Contract Services Employee, PT (Sworn); To Amend The Salary Of The Part-Time Classification Of Temporary Contract Services Employee, PT; To Amend The Salary Of The Full-Time Classification Of Manager, Capital Improvement Program; To Amend The Salary And Title Of The Full-Time Classification Of Investment Officer To Investment And Operations Manager; And To Amend The Salary Of The Classification Of Council Member To Ensure Compliance With The Oakland Public Ethics Commission's Charter Mandated Salary Adjustment

[20-0438](#)

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

ACTION ON THIS ITEM WILL RESULT IN INTRODUCTION (First Reading) OF THIS ORDINANCE.

FINAL PASSAGE (Second Reading) WILL OCCUR ON JUNE 30, 2020.

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

- 9** Subject: Resolution Urging The City Of Oakland To Halt The Use Of Tear Gas
From: Councilmember Bas
Recommendation: Adopt A Resolution Urging The City Of Oakland To Immediately Halt The Use Of Tear Gas For Crowd Control During The Covid-19 Pandemic And Requesting The Oakland Police Commission To Immediately Review And Propose Changes To The Oakland Police Department's Policy In Order To Halt Such Use

[20-0429](#)

Attachments: [View Report](#)

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

10 Subject: Declaration Of A Local Emergency
From: Council President Kaplan
Recommendation: Adopt A Resolution (1) Declaring The Existence Of A Local Emergency Within The Territorial Limits Of The City Of Oakland Pursuant To Oakland Municipal Code Section 8.50 And Government Code Sections 8558 & 8630, Oakland's March 9, 2020 Declaration Of Covid-19 Emergency, Ratified On March 12, 2020 (Resolution No. 88075 C.M.S,) And Oakland's Proclamation Of Emergency In Response To Serious Threats To Local Businesses And City Facilities, Effective June 1 - June 8, 2020, Due To The Disastrous Economic And Other Impacts Of Destructive Armed Robberies And Covid-19 And Related Shutdowns On Local Businesses; And (2) Requesting That The Governor Declare A State Of Emergency In Oakland For Local Businesses Harmed By The Foregoing Events; And Make State Resources Available To The City And Impacted Entities, Including State Disaster Relief, And That He Seek Federal Disaster Relief For Oakland; And (3) Requesting That The City Administrator Make Available, As Soon As Possible, The Resources And Assistance Impacted Essential And Other Businesses And Organizations Need To Commence Or Continue Business Operations In Oakland, Including Interim Amendments To The City's Business Operation And Land Use Ordinances And Regulations, Within His Authority
[20-0437](#)

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

Pursuant to Rule 28 of Resolution 88113 C.M.S., this item was added this agenda.

COUNCILMEMBER ACKNOWLEDGEMENTS/ANNOUNCEMENTS

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

Americans With Disabilities Act

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ADJOURNMENT OF COUNCIL SESSION

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

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

**MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL
AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE
CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM
8:30 A.M. TO 5:00 P.M.**