



City of Alameda

Meeting Agenda

City Council

Tuesday, October 3, 2023

7:00 PM

City Hall, 2263 Santa Clara Avenue, Council
Chambers, 3rd Floor, Alameda CA 94501

MEETING TIMES: Closed Session - 5:00 p.m.

Regular Meeting - 7:00 p.m.

*The City allows members of the public to participate in person or remotely via Zoom
For information to assist with Zoom participation, please click:
<https://www.alamedaca.gov/zoom>*

For Zoom registration, please click:

https://alamedaca.gov.zoom.us/webinar/register/WN_erP-XPEYSxyCexIUe21bnw

For Telephone Participants:

Zoom Phone Number: 669-900-9128

Zoom Meeting ID: 875 3960 0763

*Any requests for reasonable accommodations should be made by contacting the City
Clerk's office: clerk@alamedaca.gov or 510-747-4800*

The Council may take action on any item listed in the agenda

SPECIAL CITY COUNCIL MEETING - CLOSED SESSION - 5:00 P.M.

- 1 Roll Call - City Council
- 2 Public Comment on Closed Session Items Only - 6 members of the public may speak for up to 3 minutes; 7 or more may speak for up to 2 minutes
- 3 Adjournment to Closed Session to consider:
 - 3-A [2023-3374](#) PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to Government Code § 54957
Positions Evaluated: City Attorney- Yibin Shen
 - 3-B [2023-3413](#) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(a)
Case Name: Brennan, et al. v City of Alameda, et al.
Court: Alameda County Superior Court
Case No: 22CV024994

- 3-C** [2023-3373](#) CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6)
CITY NEGOTIATORS: Jennifer Ott, City Manager, Jessica Romeo, Human Resources Director, Edward Kreisberg, Outside Counsel, and Doug McManaway, Deputy City Attorney
EMPLOYEE ORGANIZATIONS: International Association of Firefighters Local 689 (IAFF)
UNDER NEGOTIATION: Salaries, Employee Benefits and Terms of Employment

4 Announcement of Action Taken in Closed Session, if any

[2023-3456](#) October 3, 2023 Closed Session Announcement

Attachments: [Announcement](#)

5 Adjournment - City Council

REGULAR CITY COUNCIL MEETING - 7:00 P.M.

Pledge of Allegiance

1 Roll Call - City Council

2 Agenda Changes

3 Proclamations, Special Orders of the Day and Announcements - Limited to 15 minutes

- 3-A** [2023-3065](#) Proclamation Declaring October 2023 as Lesbian, Gay, Bisexual, Transgender and Queer+ History Month.

- 3-B** [2023-3066](#) Proclamation Declaring October 2023 as Filipino-American History Month.

- 3-C** [2023-3067](#) Proclamation Declaring October 2023 as Domestic Violence Awareness Month.

Attachments: [Proclamation](#)

4 Oral Communications, Non-Agenda (Public Comment) - Limited to 15 minutes; members of the public may speak for up to 2 minutes regarding any matter not on the agenda; any remaining speakers may comment under Section 9

- 5** **Consent Calendar - Items are routine and will be approved by one motion; members of the public may speak once for up to 2 minutes on the entire Consent Calendar; following public comment, the Council can remove items and speak for up to 5 minutes on each item; recording a non-affirmative vote should be done without removal; routine items include, but are not limited to: annual reports and hearings, budget adjustments, contracts, grants, final passage of Ordinances, Police policies and items returning to Council**
- 5-A** [2023-3424](#) Minutes of the Special City Council Meeting, the Special Joint City Council and Successor Agency to the Community Improvement Commission Meeting and the Regular City Council Meeting Held on September 5, 2023. (City Clerk)
- 5-B** [2023-3425](#) Bills for Ratification. (Finance)
- Attachments:** [Bills for Ratification](#)
- 5-C** [2023-3380](#) Recommendation to Authorize the City Manager to Execute a Five-Year Agreement with Cooke & Associates, Inc. to Conduct Background Investigations for Pre-Employment and Concealed Carry Weapon (CCW) License Applicants, for a Total Amount Not-to-Exceed \$250,000. (Police 10031100)
- Attachments:** [Exhibit 1 - Agreement](#)
- 5-D** [2023-3355](#) Recommendation to Authorize the City Manager to Execute an Agreement with BrightView Landscape Development Inc. for Alameda City Hall West Lawn Conversion, Project No. P.W.11-22-28, in an Amount Not-to-Exceed \$462,847.55.
In accordance with the California Environmental Quality Act (CEQA), this action is categorically exempt from further environmental review pursuant to CEQA Guidelines Sections 15301 (Existing Facilities), 15302 (Replacement or Reconstruction), and 15303 (New Construction or Conversion of Small Structures), 15307 (Actions by Regulatory Agencies for Protection of Natural Resources). (Public Works 31041520)
- Attachments:** [Exhibit 1 - Project Design](#)
 [Exhibit 2 - Agreement](#)
- 5-E** [2023-3358](#) Recommendation to Authorize the City Manager to Execute a First Amendment to the Agreement with Chrisp Company for the Sign and Striping Maintenance Project on Main Street between Ralph Appezato Memorial Parkway and Navy Way to Increase the Total Compensation by \$44,204 for a Total Amount Not-to-Exceed \$767,931.
In accordance with the California Environmental Quality Act (CEQA), this action is categorically exempt from further environmental review pursuant to CEQA Guidelines Section 15301 (Existing Facilities).

(Public Works 31041520)

Attachments: [Exhibit 1 - Existing Conditions and Proposed Improvements](#)
[Exhibit 2 - First Amendment](#)
[Exhibit 3 - Original Agreement](#)

- 5-F** [2023-3365](#) Recommendation to Authorize the Purchase of One Street Sweeper and One Ford F450 Dump Truck Consistent with Revised Vehicle Replacement Policy in Amounts Not-to-Exceed \$393,000 from Tymco, Inc., \$66,000 from Watsonville Fleet Group and \$53,000 from Western Truck Fabrication; and
Adoption of Resolution Amending the Fleet Replacement Fund (601) Budget (1) Reappropriating \$393,000 from Fiscal Year 2024-25 to Fiscal Year 2023-24 to Advance the Street Sweeper Purchase from Fiscal Year 2024-25 to Fiscal Year 2023-24; and (2) Reappropriating \$119,000 in Unspent Funds from Fiscal Year 2022-23 to Fiscal Year 2023-24 for the Purchase of a Dump Truck. (Public Works 60141581)

Attachments: [Exhibit 1- Tymco Quote](#)
[Exhibit 2 - Watsonville Fleet Group Quote](#)
[Exhibit 3 - Western Truck Fabrication Quote](#)
[Resolution](#)

- 5-G** [2023-3356](#) Adoption of Resolution Approving Final Map for Tract 8570 to Subdivide a Portion of the Oakland Inner Harbor Tidal Canal (APN 71-289-8) to Create Seven Parcels; and
Adoption of Resolution Amending the Fiscal Year 2023-24 Operating and Capital Budget by 1) Increasing Property Income Revenue in the Tidelands Fund (Fund 216) by \$60,000 from the Sale of Six Small Parcels in Tract 8570; and 2) Upon Receipt of these Revenues, Appropriating \$60,000 from the Tidelands Fund (Fund 216) to the Fernside Eastshore Pathway Capital Improvement Project (C73000). The City previously adopted an Initial Study/Negative Declaration applicable to this project. Pursuant to CEQA Guidelines Section 15162, none of the circumstances necessitating further CEQA review are present. (Public Works 31041520)

Attachments: [Exhibit 1 - Final Map Tract 8570](#)
[Resolution - Final Map](#)
[Resolution - Budget Amendment](#)
[Correspondence](#)

- 5-H** [2023-3404](#) Adoption of Resolution Approving Parcel Map of South Shore Center to Subdivide a 40.88-Acre Property into Four Lots at 2212 South Shore Center.

This Project is Categorically Exempt from the California Environmental Quality Act (CEQA) Pursuant to the CEQA Guidelines Sections 15315, Minor Land Subdivisions and 15183, Projects Consistent with a General Plan. (Planning, Building & Transportation 20962710)

Attachments: [Exhibit 1 - South Shore Parcel Map](#)
[Exhibit 2 - South Shore Alameda County Assessor's Map](#)
[Exhibit 3 - Map of Resultant Lots](#)
[Resolution](#)

- 5-I [2023-3421](#) Final Passage of Ordinance Authorizing the City Manager to Execute a 59-Month Lease with All Good Living Foundation for the Property Located at 1900 Thau Way, Alameda, CA.

In accordance with the California Environmental Quality Act (CEQA), this action is exempt from further environmental review pursuant to CEQA Guidelines Section 15301 (Existing Facilities). (Base Reuse and Economic Development 10061810)

Attachments: [Staff Correspondence](#)
[Correspondence - Updated 10/4](#)
[Photos Shared by Councilmember Herrera Spencer](#)

- 5-J [2023-3422](#) Final Passage of Ordinance Amending the Zoning Map for the Approximately 2,280-Square-Foot Property at 1715 Lincoln Avenue (APN 72-299-11) from C-1, Neighborhood Business District, to R-5, Residential District, in Conformance with the Property's General Plan Land Use Designation of Medium-Density Residential, as Recommended by the Planning Board.

Under the California Environmental Quality Act, use of Alameda General Plan 2040 Final Environmental Impact Report, State Clearinghouse #2021030563. No Further Environmental Review is Required. (Planning, Building & Transportation 20962710)

- 6 **Continued Agenda Items - Public comment and speaking times are determined based upon the prior meeting**

- 7 **Regular Agenda Items - 6 members of the public may speak for up to 3 minutes; 7 or more may speak for up to 2 minutes**

- 7-A [2023-3321](#) Recommendation to Review and Comment on the Port of Oakland's Draft Environmental Impact Report for the Terminal Modification and Development Project at the Oakland Airport and on City Staff's Draft Response Letter. (Planning, Building and Transportation 20962700)
[Not heard on September 5, 2023]

Attachments: [Exhibit 1 - Draft Letter](#)
[Exhibit 2 - Executive Summary](#)
[Presentation](#)
[Correspondence - Updated 10/4](#)

- 7-B** [2023-3180](#) Introduction of Ordinance Authorizing the City Manager to Execute a Lease Agreement for Four Years and Eleven Months with the Alameda Swimming Pool Association for Operation and Maintenance of the Pools at Franklin Park and Lincoln Park; and
Adoption of Resolution Amending the Recreation and Parks Department Fiscal Years 2023-24 and 2024-25 Budgets to Appropriate \$15,000 in Each Fiscal Year for Reimbursement to the Alameda Swimming Pool Association for Lifeguard Training Certification and Financial Assistance.
This Lease Agreement is exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15061(b)(3) (common sense exemption) and 15301 (Class 1 exemption). (Recreation and Parks 10051400)

Attachments: [Exhibit 1 - Agreement](#)
[Ordinance](#)
[Resolution](#)
[Presentation](#)
[Correspondence - Updated 10/4](#)

- 7-C** [2023-3411](#) Recommendation to Authorize the City Manager to Execute a Five-Year License Agreement with Truleo Inc. for a Software Subscription for Automated Body Worn Camera Review and Analysis in a Total Not-to-Exceed Amount of \$180,000. (Police 10031100)

Attachments: [Exhibit 1 - Case Study of Alameda Police Department](#)
[Exhibit 2 - Portable Audio Video Records Policy](#)
[Exhibit 3 - License Agreement](#)
[Exhibit 4 - Sole Source Justification](#)
[Exhibit 5 - Frequently Asked Questions](#)
[Presentation](#)
[Correspondence](#)

- 7-D** [2023-3399](#) Adoption of Resolution Amending Resolution Nos. 15382, 15697, 15766, 15772 and 15875 to Amend the Rules of Order Governing City Council Meetings Concerning the Consent Calendar, Speaking Times for the Public and Reviewing, Changing or Rescinding Prior Council Actions. (City Clerk 10022020)

Attachments: [Exhibit 1 - Rules of Order - Redline Resolution](#)
[Correspondence - Updated 10/2](#)

- 8 City Manager Communications - Communications from City Manager**
- 9 Oral Communications, Non-Agenda (Public Comment) - Members of the public may speak for up to 2 minutes regarding any matter not on the agenda**
- 10 Council Referrals - Matters placed on the agenda by Councilmembers may be scheduled as future agenda items or dispositive action may be taken on sufficiently noticed time sensitive legislative matters; presentations are limited to 5 minutes; Councilmembers can speak for up to 3 minutes; 6 members of the public may speak for up to 3 minutes; 7 or more may speak for up to 2 minutes**
- 11 Council Communications - Councilmembers can speak for 9 minutes to address any matter not on the agenda, including reporting on conferences or meetings**
- 12 Adjournment - City Council**

- Meeting Rules of Order are available at:
<https://www.alamedaca.gov/Departments/City-Clerk/Key-Documents#section-4>
- Accessible seating for persons with disabilities, including those using wheelchairs, is available
- Equipment for the hearing impaired is available for public use
- Translators and sign language interpreters available if requested prior to the meeting
- To request a translator, interpreter or any reasonable accommodation that may be necessary to participate in and enjoy the benefits of the meeting, please contact the City Clerk at 510-747-4800 or clerk@alamedaca.gov at least 48 hours prior to the meeting
- View documents related to this agenda or sign up to receive agendas on the City's website:
<https://alameda.legistar.com/Calendar.aspx>
- Documents related to this agenda are also available for public inspection and copying at the Office of the City Clerk (City Hall, 2263 Santa Clara Avenue, Room 380) during normal business hours

- **KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE:** Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City of Alameda exist to conduct the citizen of Alameda's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.
- **FOR MORE INFORMATION ON YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE OR TO REPORT A VIOLATION OF THE ORDINANCE, CONTACT THE OPEN GOVERNMENT COMMISSION:** the address is 2263 Santa Clara Avenue, Room 380, Alameda, CA, 94501; phone number is 510-747-4800; fax number is 510-865-4048, e-mail address is lweisiger@alamedaca.gov and contact is Lara Weisiger, City Clerk.
- In order to assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City accommodate these individuals.