



# City of Alameda

## Meeting Agenda

### City Council

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Tuesday, January 17, 2023

7:00 PM

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

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**MEETING TIMES:** Closed Session - 5:00 p.m.  
Regular City Council - 7:00 p.m.

*Pursuant to Assembly Bill 361, codified at Government Code Section 54953, Councilmembers can attend the meeting via teleconference. The City allows public participation via Zoom.*

*For information to assist with Zoom participation, please click:  
<https://www.alamedaca.gov/zoom>*

*For Zoom regular meeting registration, please click:  
[https://alamedaca-gov.zoom.us/webinar/register/WN\\_waQjuTPhT8KJTRIFk90FeA](https://alamedaca-gov.zoom.us/webinar/register/WN_waQjuTPhT8KJTRIFk90FeA)*

*For Telephone Participants:  
Zoom Phone Number: 669-900-9128  
Zoom Meeting ID: 826 4216 5284*

*Closed Session participation options are under Section 2 of the Closed Session agenda.*

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

*City Hall will be NOT be open to the public during the meeting.*

*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 Agenda Items Only - Anyone wishing to comment via telephone, please call:**

**Phone Number: 669-900-9128**

**Meeting ID: 837 7409 4346**

**To have a comment read into the record, please email clerk@alamedaca.gov no more than 30 minutes prior to the meeting; comments submitted more than 30 minutes prior will not be read**

**3 Adjournment to Closed Session to consider:**

**3-A [2023-2716](#) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**  
Pursuant to Government Code Sec. 54956.9(a)  
Case Name: Abdul Nevarez and Priscilla Nevarez v. City of Alameda, Greenway Golf Associates, Inc. and Dialemi, Inc.  
Court: United States District Court, Northern District of California  
Case No. 4:20-CV-08302-JST

**3-B [2023-2717](#) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**  
Pursuant to Government Code Sec. 54956.9(a)  
Case Name: City of Alameda v. Greenway Golf Associates, Inc.  
Court: Alameda County Superior Court  
Case No. 22CV011964

**4 Announcement of Action Taken in Closed Session, if any**

**[2023-2765](#) January 17, 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**

**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**
- 5-A** [2023-2719](#) Minutes of the Continued December 6, 2022 City Council Meeting and Special and Regular City Council Meetings Held on December 20, 2022. (City Clerk)
- 5-B** [2023-2720](#) Bills for Ratification. (Finance)  
**Attachments:** [Bills for Ratification](#)
- 5-C** [2023-2680](#) Recommendation to Accept Report on the Appointment of Open Government Commission Members. (City Clerk 10022020)
- 5-D** [2023-2700](#) Recommendation to Approve Findings to Allow City Meetings to be Conducted via Teleconference. (City Clerk 10022020)
- 5-E** [2023-2694](#) Recommendation to Authorize Updates to the Existing Alameda Police Department Policy Manual to Conform to Best Practices and to Ratify Policies that Have Been Updated Pursuant to Legal Updates, Significant Liability Issues, and Imminent Safety. (Police 10031100)  
**Attachments:** [Exhibit 1 - Policy Updates](#)
- 5-F** [2023-2696](#) Recommendation to Authorize the City Manager to Execute a Two-Year Agreement with CMG Landscape Architecture for Design Services for De-Pave Park, Located on the Western Edge of Seaplane Lagoon at Alameda Point, with the Option to Extend the Agreement on a Year-by-Year Basis for Up to Two Additional Years, in an Amount Not to Exceed \$729,967, Funded by a Grant from the San Francisco Bay Restoration Authority.  
The City of Alameda previously certified an Environmental Impact Report for the Alameda Point Waterfront and Town Center Precise Plan. Pursuant to California Environmental Quality Act (CEQA) Guidelines sections 15162 and 15163, none of the circumstances necessitating further CEQA review are present. (Recreation & Parks 10051400)  
**Attachments:** [Exhibit 1 - Agreement](#)
- 6 Continued Agenda Items - Public comment and speaking times are determined based upon the prior meeting discussion**
- 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** [2023-2721](#) Adoption of Resolution Ratifying the City Manager's Declaration of

the Existence of a Local Emergency in Response to Severe Winter Storms. (City Manager 10021030)

**Attachments:** [Exhibit 1 - California State of Emergency](#)  
[Exhibit 2 - Declaration of Local Emergency](#)  
[Exhibit 2 - Declaration of Local Emergency REVISED](#)  
[Resolution](#)  
[Resolution REVISED](#)  
[Supplemental Memo](#)

- 7-B**     [2023-2323](#)     Adoption of Resolution Adopting the Equitable Building Decarbonization Plan.  
This action is statutorily exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), the general rule that CEQA only applies to actions that have the potential to cause a significant impact on the environment. (City Manager 10021032) [Not heard on October 4, 2022]

**Attachments:** [Exhibit 1 - Equitable Building Decarbonization Plan](#)  
[Resolution](#)  
[Presentation](#)  
[Presentation-REVISED](#)  
[Correspondence - Updated 1/17](#)

- 7-C**     [2023-2701](#)     Public Hearing to Consider Adoption of Resolution Adopting a General Plan Amendment to Update the Mobility Element Street Classification Appendix.  
CEQA Determination: The Alameda General Plan 2040 Final Environmental Impact Report, State Clearinghouse #2021030563, Certified by the City Council on November 30, 2021, Evaluated the Environmental Impacts of the General Plan Update and Subsequent Actions to Implement the General Plan policies, Including the Adoption of the Street Classification Appendix. None of the Circumstances Requiring Further CEQA Review are Present (Planning, Building & Transportation 20962710)

**Attachments:** [Exhibit 1 - Draft General Plan Mobility Element Street Classification Appendix](#)  
[Exhibit 2 - 2009 Street Classification Appendix](#)  
[Resolution](#)

**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**

**10-A** [2023-2697](#) Consider Directing Staff to Start a Process to Modify the City Charter to Increase the City Council to Have Seven Members. (Vice Mayor Daysog)

**Attachments:** [Correspondence](#)

**10-B** [2023-2712](#) Consider Directing Staff to Review Offering Free Narcan Vending Machines. (Councilmember Herrera Spencer)

**10-C** [2023-2713](#) Consider Directing Staff to Review Having a Holiday Tree, Menorah, Kwanzaa Banner, etc., in Front of City Hall and a Mayor's Tree Lighting Event. (Councilmember Herrera Spencer)

**Attachments:** [June 10, 2021 Recreation and Park Commission Agenda](#)  
[June 10, 2021 Recreation and Park Commission Minutes](#)  
[June 7, 2022 Council Referral](#)  
[Correspondence](#)

**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>
- Please contact the City Clerk at 510-747-4800 or [clerk@alamedaca.gov](mailto:clerk@alamedaca.gov) at least 48 hours prior to the meeting to request any reasonable accommodation that may be necessary to participate in and enjoy the benefits of the meeting.
- Translators and sign language interpreters will be available on request. Please contact the City Clerk at 510-747-4800 at least 48 hours prior to the meeting to request a translator or interpreter.
- Minutes of the meeting available in enlarged print.
- Documents related to this agenda are available for public inspection and copying at of the Office of the City Clerk, 2263 Santa Clara Avenue, Room 380, during normal business hours.
- Sign up to receive agendas here: <https://alameda.legistar.com/Calendar.aspx>

- **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](mailto: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.