



City of Alameda

Meeting Agenda

City Council

Tuesday, June 6, 2023

7:00 PM

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

The agenda was revised on May 30, 2023 at 5:00 p.m. to add Closed Session items 3-A and 3-B.

*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 - 5:45 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 [2023-3154](#) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code § 54956.9(a)
CASE NAME: City of Alameda v. Sheehan
COURT: Superior Court of the County of Alameda
CASE NUMBER: 22CV009959
 - 3-B [2023-3155](#) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code § 54956.9(a)
CASE NAME: City of Alameda v. Garcia Sinclair

COURT: Superior Court of the County of Alameda
CASE NUMBER: 22CV009963

4 Announcement of Action Taken in Closed Session, if any

[2023-3166](#) June 6, 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

Note: Councilmember Vella will be present via teleconference from 5733-A Noni Street, Kapaa, HI 96746

2 Agenda Changes

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

3-A [2023-3060](#) Proclamation Declaring June 2023 as Lesbian, Gay, Bisexual, Transgender, Queer + Pride Month.

Attachments: [Proclamation](#)

3-B [2023-3061](#) Proclamation Declaring June 19, 2023 as Juneteenth National Freedom Day.

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

[2023-3167](#) June 6, 2023 Oral Communications Submittal

Attachments: [Submittal](#)

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 [2023-3147](#) Minutes of the Special City Council Meeting Held on April 24, 2023;

the Special City Council Meeting, Joint City Council and Successor Agency to the Community Improvement Commission Meeting and Regular City Council Meeting Held on May 2, 2023; and the Special City Council Meeting Held on May 4, 2023. (City Clerk)

5-B [2023-3148](#) Bills for Ratification. (Finance)

Attachments: [Bills for Ratification](#)

5-C [2023-3041](#) Recommendation to Authorize the Assistant City Manager to Execute an Agreement with Power Engineering Construction Company in an Amount Not to Exceed \$294,184 for Replacement of Gate Stems and Operators at the Bayview Leveling Structure.

This action is exempt from environmental review pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (Existing Facilities) and 15302 (Replacement or Reconstruction). (Public Works 31041520)

Attachments: [Exhibit 1 - 2017 Agreement with Home Owners' Association](#)
[Exhibit 2 - Power Engineering Agreement](#)

5-D [2023-3088](#) Recommendation to Authorize the City Manager to Execute All Necessary Documents with the San Francisco Estuary Partnership (SFEP) to Accept \$300,000 and with the National Fish and Wildlife Foundation (NFWF) to Accept \$540,000 in Grant Funding to Complete the Long-term Adaptation Plan; and an Agreement with Greenbelt Alliance for \$254,000 as Community Partners to Lead the Stakeholder Engagement Process for City-led Adaptation Projects.

These actions are statutorily exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15061(b)(3), the general rule that CEQA only applies to actions that have the potential to cause a significant impact on the environment, 15308 (actions by regulatory agencies for protection of the environment) and 15183 (projects consistent with a community plan, general plan or zoning). (Public Works 31041520)

Attachments: [Exhibit 1 - SFEP Funding Agreement](#)
[Exhibit 2 - NFWF Funding Agreement](#)
[Exhibit 3 - Greenbelt Alliance Agreement](#)
[Exhibit 4 - Adaptation Presentation](#)

5-E [2023-3120](#) Recommendation to Authorize a Price Adjustment of \$7,519 for a Previously Authorized Purchase of Three Hybrid Toyota RAV4s from Freeway Toyota for a Total Amount Not to Exceed \$101,741. (Public Works 60141581)

Attachments: [Exhibit 1 - Quote](#)

- 5-F** [2023-2947](#) 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-G** [2023-3043](#) Recommendation to Authorize the City Manager to Negotiate and Execute a Five-Year Contract with Motorola to Purchase Communications Equipment for an Amount Not to Exceed \$2,179,067.70; and
Adoption of Resolution Amending the Operating Budget for Fiscal Year 2022-23 for the Upgrade of the Police Department's Emergency Communications System. (Police 10031100)
Attachments: [Exhibit 1 - 2020 CA Department of Justice Encryption Guidelines Bulletin](#)
 [Exhibit 2 - Motorola Quote](#)
 [Exhibit 3 - Terms and Conditions Resolution](#)
- 5-H** [2023-2974](#) Adoption of Resolution Authorizing the City Manager to Execute a Consent to Assignment and Assumption of Lease in Favor of Stephen and Norma Morris Family Trust with Respect to the Lease of Real Property Between Stephen W. and Norma G. Morris, and the City of Alameda for the Tidelands Parcel Adjacent to the Uplands Parcel at 1354 Eastshore Drive, Alameda, CA.
This action is exempt from further review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301 (Existing Facilities). (Community Development 21661825)
Attachments: [Exhibit 1 - Assignment and Assumption of Lease](#)
 [Exhibit 2 - Lease](#)
 [Exhibit 3 - Map Resolution](#)
- 5-I** [2023-3032](#) Adoption of Resolution Requesting and Authorizing the County of Alameda to Levy a Tax on All Real and Personal Property in the City of Alameda as a Voter Approved Levy for the General Obligation Bonds Issued Pursuant to a General Election Held November 7, 2000 for the Alameda Library. (Finance 10024051)
Attachments: [Resolution](#)
- 5-J** [2023-3040](#) Adoption of Resolution Approving the Pavement Management Project Be Funded through the State of California's Road Maintenance and Rehabilitation Account for Fiscal Year 2023-24.

In accordance with the California Environmental Quality Act (CEQA), this action is categorically exempt from further environmental review under the CEQA Guidelines Section 15301. (Public Works 31041520)

Attachments: [Resolution](#)

- 5-K** [2023-3087](#) Adoption of Resolution Approving Parcel Map No. 11349 to Subdivide a 4.12-Acre Property into Two Lots at Alameda Point Site A Block 10 (APN: 074-1378-001).

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

Attachments: [Exhibit 1 - Parcel Map No. 11349](#)
[Resolution](#)

- 5-L** [2023-3114](#) Final Passage of an Uncodified Ordinance to Impose a Temporary Moratorium on Submitting Capital Improvement Plan Applications for Properties with 25 or More Rental Units and for Such Properties and Directing the Rent Program Administrator to Suspend and Not Approve Any Such Applications Filed On or After July 12, 2022 and Reject All Such Applications Filed On or After April 27, 2023.

The Ordinances are exempt from review under the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Sections 15378 (not a project) and 15061(b)(3) (no significant environmental impact). (City Attorney)

Attachments: [Ordinance - Redline](#)

- 5-M** [2023-3081](#) Public Hearing to Consider Collecting the Water Quality and Flood Protection Fees on the Property Tax Bills; and Adoption of Resolution Finding [No] Majority Protest and Approving the Continuation and Collection of the Existing 2019 Water Quality and Flood Protection Fee for Fiscal Year 2023-24. (Public Works 26441610)

Attachments: [Exhibit 1 - Fee Ordinance \(Section 18-33\)](#)
[Exhibit 2 - Public Hearing Notice](#)
[Exhibit 3 - Parcels Subject to Tax-Bill Fee Collection](#)
[Resolution](#)

- 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 [2023-3035](#) Presentation by Assemblymember Mia Bonta: State Legislative Update.

Attachments: [Handout from Assemblymember Bonta](#)

7-B [2023-3089](#) Recommendation to Accept the Social Service Human Relations Board Work Plan for Fiscal Year 2023-24. (Community Development 10021830)

Attachments: [Exhibit 1 - Draft Work Plan Presentation](#)

7-C [2023-3092](#) Introduction of Ordinance Authorizing the City Manager to Execute a Fourth Amendment to the Lease with Williams-Sonoma, Inc., a Delaware Corporation, Acting for and on Behalf of Williams-Sonoma Stores, Inc., a California Corporation, for Building 169, Suite 102, Located 1680 Viking Street, Alameda, CA, Extending the Term of the Lease for an Additional 12 Months with No Extension Option. [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). (Community Development 29061822)

Attachments: [Exhibit 1 - Premises](#)
[Exhibit 2 - Lease](#)
[Exhibit 3 - 1st Amendment](#)
[Exhibit 4 - 2nd Amendment](#)
[Exhibit 5 - 3rd Amendment](#)
[Exhibit 6 - 4th Amendment](#)
[Ordinance](#)
[Presentation](#)

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**

- 11-A** [2023-3142](#) Mayor's Nominations for Appointments to the Housing Authority Board of Commissioners, Planning Board and Public Art Commission.
- 11-B** [2023-3117](#) Minutes of the School Board/City Council Subcommittee Meeting Held on February 16, 2023 Approved by the Subcommittee on May 16, 2023. (Vice Mayor Daysog/Councilmember Jensen) [informational only]
- Attachments:** [February 15, 2023 Subcommittee Minutes](#)

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.