



City of Alameda

Meeting Agenda

City Council

Tuesday, November 2, 2021

7:00 PM

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

Item 7-F was withdrawn and will not be heard.

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_6okr3UdVTAuh7vjJTDSwzQ***

***For Telephone Participants:
Zoom Phone Number: 669-900-9128
Zoom Meeting ID: 853 1028 1296***

Any requests for reasonable accommodations should be made by contacting the City Clerk's office: 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 Closed Session Items - Anyone wishing to have comments read into record on closed session items, please email clerk@alamedaca.gov during public comment or 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 [2021-1412](#) CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Pursuant to

Government Code Section 54956.8)

PROPERTIES: 1770 Viking Street, Alameda Point (Building 170), 1900 Skyhawk Street, Alameda Point (Building 360), and 1770 Orion Street, Alameda Point (Building 372)

CITY NEGOTIATOR: Eric Levitt, City Manager; Lisa Maxwell, Community Development Director; Nanette Mocanu, Assistant Community Development Director and Ted Anderson, Cushman Wakefield

NEGOTIATING PARTIES: City of Alameda and Astra Space, Inc.

UNDER NEGOTIATION: Price and terms of payment for the potential sale of the properties

Attachments: [Correspondence - Updated 11/3](#)
[Public Comment](#)

- 3-B** [2021-1440](#) CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6)
CITY NEGOTIATORS: Eric Levitt, City Manager; Gerry Beaudin, Assistant City Manager; and Nancy Bronstein, Human Resources Director
EMPLOYEE ORGANIZATION: Alameda Police Officers Association (APOA), Alameda Police Managers Association (APMA) and Alameda Fire Managers Association (AFMA)
UNDER NEGOTIATION: Salaries, Employee Benefits and Terms of Employment
- 3-C** [2021-1441](#) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Requests for the City to participate as amicus in pending litigations: (Pursuant to Government Code § 54956.9)
Case Names: Whole Woman's Health v. Jackson and United States v. Texas
Court: United States District Court, W.D. Texas, Austin Division
Case Numbers: 1:21-CV-616-RP and 1:21-CV-796

4 Announcement of Action Taken in Closed Session, if any

[2021-1497](#) November 2, 2021 Closed Session Announcement

Attachments: [Announcement](#)

5 Adjournment - City Council

SPECIAL JOINT MEETING OF THE CITY COUNCIL AND SUCCESSOR AGENCY TO THE COMMUNITY IMPROVEMENT COMMISSION (SACIC) MEETING - 6:59 P.M.

Pledge of Allegiance

1 Roll Call - City Council and SACIC**2 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/SACIC can remove items and speak for up to 5 minutes on each item; recording a non-affirmative vote should be done without removal**

2-A [2021-1439](#) Minutes of the Joint City Council and SACIC Meeting Held on September 7, 2021. [SACIC] (City Clerk)

2-B [2021-1163](#) Recommendation to Authorize the City Manager to Execute a First Amendment, Substantially in the Form of the Attached, to the Reimbursement Agreement for Estuary Park Access between the Successor Agency to the Community Improvement Commission, City of Alameda and Catellus Alameda Development, LLC; and Adoption of Resolution Amending the Reimbursement Agreement for Estuary Park Access ("Agreement"), Substantially in the Form of the Attached, to Increase the \$800,000.00 Budget by \$85,000 for a Total of \$885,000.00 as Authorized by Agreement Sections 2(A) and (B); Said Increase Shall be Allocated by the City from Its Fleet Industrial Supply Center (FISC) Lease Revenue Budget. [City Council and SACIC] (Community Development 24161823)

Attachments: [Exhibit 1 - Reimbursement Agreement](#)
 [Exhibit 2 - First Amendment to Reimbursement Agreement Resolution](#)

3 Adjournment - City Council and SACIC**REGULAR CITY COUNCIL MEETING - 7:00 P.M.****1 Roll Call - City Council****2 Agenda Changes****3 Proclamations, Special Orders of the Day and Announcements - Limited to 15 minutes**

[2021-1498](#) Proclamation

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**
- 5-A** [2021-1437](#) Minutes of the Special and Regular City Council Meetings Held on October 5, 2021. (City Clerk)
- 5-B** [2021-1438](#) Bills for Ratification. (Finance)
Attachments: [Bills for Ratification](#)
- 5-C** [2021-1378](#) Recommendation to Authorize the City Manager to Execute a First Amendment to the Agreement with Chrisp Company Pavement Marking and Sign Replacement Project, in an Amount Not to Exceed \$110,000 for an Aggregate Amount Not to Exceed \$712,218.98; and Recommendation to Accept the Work of Chrisp Company for Fiscal Year 2017-19 Pavement Marking and Sign Replacement Project, No. P.W. 03-19-15. (Public Works 31041520)
Attachments: [Exhibit 1 - Original Agreement](#)
[Exhibit 2 - First Amendment to Agreement](#)
- 5-D** [2021-1381](#) Recommendation to Authorize the City Manager to Accept the Work of NBC Construction & Engineering, Inc. for Alameda Point Modular Restroom Building, No. P.W. 09-20-36. (Public Works 60341591)
- 5-E** [2021-1405](#) Recommendation to Allow the Agreement with Centro Legal De La Raza to Expire and to Authorize the City Attorney's Office to Provide Housing Education and Mediation Services for Landlords and Tenants on a Pilot Basis Using Contracted Resources. (City Attorney 10023040)
Attachments: [Correspondence - Updated 11/3](#)
- 5-F** [2021-1364](#) Recommendation to Approve Findings to Allow City Meetings to be Conducted via Teleconference. (City Clerk)
Attachments: [Correspondence](#)
- 5-G** [2021-1395](#) Adoption of Resolution Continuing the Declaration of the Existence of a Local Emergency in Response to the COVID-19 Pandemic, Consistent with Government Code Section 8630(c). (City Manager 10021030)
Attachments: [Resolution](#)
- 6 Continued Agenda Items - Public comment and speaking times are determined based upon the prior meeting discussion**

- 6-A** [2021-1348](#) Recommendation to Authorize the City Manager to Execute a Sixth Amendment to the Agreement with Cultivate, LLC to Increase Compensation by \$60,000, for a Total Aggregate Compensation Not to Exceed \$354,000 to Continue Providing Technical Planning Support to the City of Alameda General Plan Update through Housing Element Adoption. (Planning, Building and Transportation 20962710)
[Continued from October 19, 2021; public comment closed]

Attachments: [Exhibit 1 - Original Agreement](#)
[Exhibit 2 - 1st Amendment](#)
[Exhibit 3 - 2nd Amendment](#)
[Exhibit 4 - 3rd Amendment](#)
[Exhibit 5 - 4th Amendment](#)
[Exhibit 6 - 5th Amendment](#)
[Exhibit 7 - 6th Amendment Scope and Budget](#)

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** [2021-1404](#) Recommendation to Provide Direction on the Provision of Housing for the City's Unhoused Population, Including Emergency Housing, Transitional Supportive Housing, Permanent Supportive Housing and Prospective Homeless Housing Projects. (Community Development 10061833)

Attachments: [Correspondence](#)

- 7-B** [2021-1354](#) Recommendation to Approve a Commercial Streets Two-Year Work Program to Improve the Park Street and Webster Street Striping Plans; Improve the On-street Parklet Program; Maintain the Alameda Avenue Street Closure; Resume Pre-COVID Parking Management, Fee Collection, and Enforcement Activities; Adoption of Resolution Approving Precast Concrete Traffic Control Safety Barricade Standards for Parklets; and Adoption of Resolution Amending the Capital Budget by Transferring \$630,350 in American Rescue Plan Act Project Funds from Capital Improvement Project (CIP) C90300 to Commercial/Slow Streets CIP (C12100) and Increasing Appropriations for the Commercial/Slow Streets CIP (C12100) by \$630,350. (Planning, Building and Transportation/Public Works 310C1210)

Attachments: [Exhibit 1 - Community Survey Summary](#)
[Exhibit 2 - Commercial Streets Before and After Study](#)
[Resolution - Barricade Standards](#)
[Resolution - Budget](#)
[Correspondence - Updated 11/2](#)
[Presentation](#)

- 7-C [2021-1401](#) Public Hearing to Consider Introduction of an Ordinance Amending Alameda Municipal Code Chapter XXX to Comprehensively Update Citywide Off-Street Parking and Loading Space Regulations and Make Conforming Changes to Other Zoning Code Sections, as Recommended by the Planning Board. (Planning, Building and Transportation 20962700)

Attachments: [Ordinance](#)
[Presentation](#)
[Correspondence - Updated 11/3](#)

- 7-D [2021-1391](#) Recommendation to Reorganize the City's Parking Management Program and Parking Fund;
Adoption of Resolution Amending the Fiscal Year 2021-22 Parking Fund Budget to Restructure the Parking Fund; and
Adoption of Resolution Amending the Salary Schedule for the Alameda City Employees Association (ACEA) and the Alameda Police Officers Association, Non-Sworn (PANS) to Move the Two Parking Enforcement Positions from PANS to ACEA and Reassign Two Full-Time Parking Enforcement Position Allocations from the Police Department to Public Works. (Public Works 265) [Not heard on November 2, 2021]

Attachments: [Exhibit 1 - Proposed Budget](#)
[Resolution - Budget](#)
[Resolution - Salary Schedule](#)
[Presentation](#)
[Correspondence](#)

- 7-E [2021-1385](#) Introduction of Ordinance Amending Alameda Municipal Code Chapter 21 (Solid Waste and Recycling) to Comply with Senate Bill 1383, Conform with Franchise Agreement, and Implement Strategy Four of Alameda's Zero Waste Implementation Plan Update. (Public Works 26141630/26241631)

Attachments: [Ordinance](#)
[Presentation](#)

- 7-F [2021-1096](#) WITHDRAWN Introduction of Ordinance Authorizing the City Manager

to Execute a Lease with Rhoads Property Holdings, LLC, a California Limited Liability Company, Substantially in the Form of Exhibit 2, for Thirty-Six Months for Buildings 338, 608, and 608A-C, Located at 50 and 51 West Hornet Avenue, at Alameda Point. (Community Development 819009) [Will not be heard on November 2, 2021]

Attachments: [Exhibit 1 - Premises](#)
[Exhibit 2 - Lease](#)
[Ordinance](#)

- 7-G** [2021-1362](#) Recommendation to Authorize the Chief of Police to Update Section 310 of the Existing Alameda Police Department Policy Manual to Conform to Existing Best Practices and Statutory Requirements Mandating Notification to the California Department of Justice in Certain Officer Involved Shootings. (Police 10031100)
- Attachments:** [Exhibit 1 - New Policy #310 with Proposed Changes](#)
 [Exhibit 2 - Department of Justice Bulletin 2021-DLE-03](#)
 [Exhibit 3 - Assembly Bill 1506](#)
- 7-H** [2021-1382](#) Recommendation that City Council, Boards and Commissions Annually Review Meeting Schedules for Possible Conflicts that Inhibit Maximum Public Participation. (Community Development 10061831) [Not heard on November 2, 2021]
- 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** [2021-998](#) Considering Directing Staff to Provide an Update on License Plate Readers. (Councilmember Herrera Spencer) [Not heard on June 15, July 6, 20, September 7, 21, October 5, 19 or November 2, 2021]
- Attachments:** [Correspondence](#)
- 10-B** [2021-999](#) Consider Directing Staff to Publicly Share Information on Parking Recreational Vehicles. (Councilmember Herrera Spencer) [Not heard on June 15, July 6, 20, September 7, 21, October 5, 19 or November 2, 2021]

- 10-C** [2021-1000](#) Consider Directing Staff to Address Representation for Below Market Rate Homeowners on Homeowner Association (HOA) Boards and with Property Management. (Councilmember Herrera Spencer) [Not heard on June 15, July 6, 20, September 7, 21, October 5, 19 or November 2, 2021]
- 10-D** [2021-1248](#) Consider Directing Staff to Support Removal of the US Navy Constraints Limiting Housing Development at Alameda Point. (Councilmember Herrera Spencer and Councilmember Daysog) [Not heard on September 7, 21, October 5, 19 or November 2, 2021]
Attachments: [City of Alameda RHNA Appeal](#)
- 10-E** [2021-1249](#) Consider Directing Staff to Address Identifying New Areas at Alameda Point to Develop a Number of Housing Units Above the Originally-Agreed Upon Numbers of the 2023-2031 Regional Housing Needs Allocation (RHNA). (Councilmember Daysog) [Not heard on September 7, 21, October 5, 19 or November 2, 2021]
- 10-F** [2021-1337](#) Consider Directing Staff to Move Jean Sweeney Park Fencing. (Councilmembers Herrera Spencer and Daysog) [Not heard on October 5, 19 or November 2, 2021]
Attachments: [Sweeney Land versus Railroad Land](#)
 [Photos of Fence](#)
 [Correspondence](#)
- 10-G** [2021-1427](#) Consider Reviewing and Updating the Previous City Council's Priorities at a Regular City Council Meeting. (Councilmember Herrera Spencer) [Not heard or November 2, 2021]
Attachments: [July 25, 2020 Council Workshop Summary](#)
- 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**

- Please contact the City Clerk at 510-747-4800 or clerk@alamedaca.gov at least 48 hours prior to the meeting to any reasonable accommodation that may be necessary to participate in and enjoy the benefits of the meeting.
- Meeting Rules of Order are available at:
<https://www.alamedaca.gov/Departments/City-Clerk/Key-Documents#section-2>
- Translators and sign language interpreters will be available on request. Please contact the City Clerk at 510-747-4800 at least 72 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.
- The meeting will be broadcast live on the City's website:
<https://www.alamedaca.gov/GOVERNMENT/Agendas-Minutes-Announcements>
- 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 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.