



Oakland-Alameda County
Coliseum Authority

OAKLAND-ALAMEDA COUNTY COLISEUM AUTHORITY
Zoom Meeting

NOTICE AND AGENDA
BOARD OF COMMISSIONERS
April 15, 2022
Friday 8:30 a.m.

Hi there,

You are invited to a Zoom webinar.

When: Apr 15, 2022 08:30 AM Pacific Time (US and Canada)

Topic: OACCA Board Meeting 4.15.22

Please click the link below to join the webinar:

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1. CALL TO ORDER

2. ROLL CALL

3. NEW BUSINESS

3a RESOLUTION ADOPTING FINDINGS REGARDING SOCIAL DISTANCING AND PUBLIC HEALTH ARISING FROM THE COVID-19 PANDEMIC WHICH WARRANT THE CONTINUATION OF REMOTE (TELECONFERENCED) PUBLIC MEETINGS BY THE AUTHORITY UNDER THE BROWN ACT

4. OPEN FORUM

5. APPROVAL OF MINUTES

6. REPORTS

6a. Executive Director Report

- 1. City of Oakland Proof of Vaccination Ordinance**
- 2. EBMUD Sewer Failure Status**
- 3. Cats Invasion**
- 4. Hybrid Meetings**

6b. General Manager Report

7. ADJOURNMENT

OAKLAND-ALAMEDA COUNTY COLISEUM AUTHORITY

RESOLUTION NO. 2022-___

RESOLUTION ADOPTING FINDINGS REGARDING SOCIAL DISTANCING AND PUBLIC HEALTH ARISING FROM THE COVID-19 PANDEMIC WHICH WARRANT THE CONTINUATION OF REMOTE (TELECONFERENCED) PUBLIC MEETINGS BY THE AUTHORITY UNDER THE BROWN ACT

WHEREAS, the Amended and Restated Joint Exercise of Powers Agreement (“JPA Agreement”) between the City of Oakland (“City”) and the County of Alameda (“County”) established the Oakland-Alameda County Coliseum Authority (“Authority”) whose powers are exercised by a Board of Commissioners (“Board”) appointed by the City and the County; and

WHEREAS, the Governor declared a state of emergency due to COVID-19 on March 4, 2020, which state of emergency is continuing; and

WHEREAS, due to the COVID-19 Delta variant (SARS-CoV-2 B.1.617.2), which has been circulating in Alameda County since April 2021, many pandemic restrictions, including on-going recommendations for social distancing as one method to reduce the risk of COVID-19 transmission, remain in place; and

WHEREAS, public meetings involve many people in shared indoor spaces for extended periods of time, where close contact raises the risk of spread of COVID-19, where there is a need to allow those who are immunocompromised or unvaccinated to be able to safely fully participate in public meetings, and where there remains a challenge of fully ascertaining and ensuring compliance with vaccination and other safety recommendations at such meetings; and

WHEREAS, remote or teleconference meetings are consistent with the California Division of Occupational Safety and Health (Cal/OHSA) Emergency Temporary Standards requirement that employers train and instruct employees that the use of social distancing helps combat the spread of COVID-19 (8 Cal. Code Regs. 3205(c)(5)(D));

WHEREAS, on September 16, 2021 the Governor signed into law Assembly Bill 361 (AB 361, Chapter 165, Statutes of 2021) which amended the Brown Act to allow for continued use of teleconferenced meetings by Brown Act bodies without providing a physical location for the public through January 31, 2024, under certain conditions; and

WHEREAS, the permitting conditions in AB 361 include factors such as a continued declaration of emergency, and findings by the local legislative body every 30 days that meeting in person would present imminent risks to the health or safety of attendees or that state or local officials have imposed or recommended measures to promote social distancing;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners does hereby resolve, declare and determine as follows:

A. That the Authority finds that the public health, safety and welfare support continual social distancing as a result of the transmissibility of the COVID-19 virus, such that in-person meetings create a health risk.

B. That the Authority will continue to meet virtually to allow its members and members of the public to avoid exposure to COVID-19 and maintain social distancing.

C. While meeting virtually the Authority will adhere to the applicable open meeting requirements, including those in AB 361.

PASSED AND ADOPTED by the governing board of the Oakland-Alameda County Coliseum Authority, this 15th day of April, 2022, by the following majority vote:

Ayes:

Noes:

Absent:

NATE MILEY, CHAIR

ATTEST:

SECRETARY



Oakland-Alameda County
Coliseum Authority

Oakland-Alameda County Coliseum Authority
February 18, 2022
Zoom Board Meeting Minutes

CALL TO ORDER

Chair Miley called the meeting to order at 8:32a.m.

ROLL CALL

Chair Miley

V. Chair Kaplan

Commissioner Iglesias

Commissioner Hill

Commissioner Thompson

Commissioner Vukasin (8:38)

The Board welcomed new commissioner Chris Iglesias.

NEW BUSINESS

RESOLUTION ADOPTING FINDINGS REGARDING SOCIAL DISTANCING AND PUBLIC HEALTH ARISING FROM THE COVID-19 PANDEMIC WHICH WARRANT THE CONTINUATION OF REMOTE (TELECONFERENCED) PUBLIC MEETINGS BY THE AUTHORITY UNDER THE BROWN ACT was submitted for approval. . Commissioner Kaplan moved to accept, and Commissioner Thompson seconded the motion. Roll Call: Commissioners: Miley, Kaplan, Hill, Iglesias and Thompson approved. The motion was approved by five aye votes.

RESOLUTION ADOPTING CHAIR AND VICE CHAIR OF BOARD OF COMMISSIONERS FOR CALENDAR YEAR 2022 was submitted for approval. Commissioner Kaplan moved to accept, and Commissioner Thompson seconded the motion. Roll Call: Commissioners: Miley, Kaplan, Hill, Iglesias, Vukasin and Thompson approved. The motion was approved by six aye votes.

PRESENTATION OF AUDIT REPORT FOR FISCAL YEAR 2021

Guian Chhim from MGO presented the board audit report for fiscal year 2021

Commissioner Kaplan questioned if the Raiders debt is recoverable.

Legal Council Bijal Patel and Andrea Weddle will research and report back to board.

OPEN FORUM

No Speakers

APPROVAL OF MINUTES

The minutes for January 21, 2022, was submitted for approval. Commissioner Kaplan moved to approve, and Commissioner Thompson seconded the motion. Roll Call: Commissioners: Miley, Kaplan, Hill, Iglesias, Vukasin, and Thompson approved. The motion was approved by six aye votes.

Reports

Executive Director Henry Gardner summarized the second quarter budget report. Mr. Gardner reported on The City of Oakland's Proof of Vaccination Ordinance. The new requirements have presented problems to patrons that purchased tickets in advance of city ordinance. Patrons not in compliance of the new ordinance are requesting ticket/parking refunds. The new requirements have been posted throughout the Coliseum Complex and parking lot. Chair Miley request staff to research refunding to patrons who bought tickets through a third party vendor. GM Nicole Strange informed the board the Coliseum Complex is the only venue in the bay area with such strict restrictions. Chair Miley ask staff to research the new restrictions in context with the Coliseum Complex and other venues. Commissioner Thompson ask if patrons and third party vendors are currently informed of the new requirements. ED Gardner, Commissioners Thompson and Kaplan concurred the mask policy should stay in the requirements for patrons attending events at the Coliseum Complex.

General Manager Nicole summarized the Coliseum Complex's past, canceled, rescheduled and upcoming events including recently announced Paul McCartney concert May 6, 2022. Ms. Strange reported on the success of the John Madden memorial.

ADJOURNMENT

Meeting adjourned at 9:34 a.m.

Erin Roseman /Secretary

April 15, 2022, Honorable Chairperson Nate Miley and Commissioners of the Authority

6.a

1. City of Oakland Proof of Vaccination Ordinance

We informed the Board at the February meeting that Oakland had adopted an emergency ordinance mandating certain COVID-19 compliance for events at the Coliseum Complex. The most immediate challenge the ordinance posed was how to manage the large number of patrons who had purchased tickets before February 1, 2022, who would no longer be permitted to enter events unless they were vaccinated; negative tests would not be allowed. There were also new requirements for attendees under the age of 12. This was a major departure from both the County of Alameda and the State. Because of the fast and excellent work of ASM staff, we were able to communicate to most of the patrons the new requirements for entry to events and we were able to facilitate refunds to patrons who requested them. In March, the State, the County of Alameda, and all of the fifty-eight counties in the State are following the new State guidelines which are far less restrictive than the Oakland ordinance. Vaccinations are no longer required in the State for the type of events we host.

We are now facing a new set of challenges with the Oakland mandates. Promoters and artists are raising questions about why Oakland has different standards than any place else in the State given where the State is and all of the counties. They are also signaling that they might consider other venues in our region for their events, reducing revenues that otherwise would be returned to the City and County.

The two County Supervisors and two City Councilmembers from our Board met last week to discuss the impacts of the ordinance and possible approaches forward: (1) lifting of the ordinance, or (2) suspension of the ordinance. There was agreement to put the item on today's agenda for discussion and direction.

2. EBMUD Sewer Failure Status

In January we discovered a sink hole above Oakland's main sewage line that undermined the walkway and roadway of the Coliseum property. It was determined by the City and EBMUD that the sink hole was caused by the EBMUD pipe that failed. Repairs have been underway for over two months and is nearing completion. There remains excess dirt to be removed and a small concrete pour to be completed around the new manhole installation in the southwest corner of the Malibu lot. In order to conduct final cleanup and camera inspection, EBMUD will need to bring in additional equipment. It is expected that all work will be completed by the end of April. We will need to conduct inspections to ensure there is no permanent damage to the property.

3. Cats Invasion

Feral cats have multiplied since the corona virus and the kittens are running wild. The good news is the rat population has decreased substantially. The bad news is the cats are now gaining access to the inside of the Arena and are having a field day on the A's turf, causing a nuisance. We have requested assistance from the City's Animal Control department and are trying to devise a plan to humanely relocate them and maybe trying an adoption strategy with some of our patrons. In the meantime, we need to make sure we reduce their steady food supply by keeping our dumpsters well secured.

4. Hybrid Meetings

The Board has inquired regarding the practice of other public agencies using a hybrid meeting model during the continuing cautions of COVID-19. We have done a quick survey of three public agencies with one pending. The three agencies are the Association of Bay Area Governments (ABAG), the Metropolitan Transportation Commission (MTC), and East Bay Regional Park District. All three are somewhat similar. Board members may attend either in person or remotely, generally Zoom. A quorum is declared once a majority of the board is present in either format, that is board members present are both those in person and those attending remotely. When board members attend in person, the public may participate either in person or by Zoom. When the public participates in person, distance requirements are in place. Because our staff is so limited, this will be a challenge if only one person decides to meet in person. That will require our usual setup in addition to running the meeting by Zoom. Our situation is a little different from other agencies we have surveyed in that we rarely have had any public attend our meetings in person. We will accommodate whatever model the Board chooses. Once the pandemic is clearly behind us, it would be beneficial to return to in-person meetings. Some of our Board members and staff have never met face-to-face. Respectfully submitted, Henry L. Gardner Executive Directo

Event Activity

Added Events:

- Maxwell (April 16, 2022)
- La Adictiva Y Luis Angel "El Flaco" (April 23, 2022)
- Santa Fe Klan – (April 29, 2022)
- J Balvin (May 1, 2022)
- Paul McCartney (May 6 & 8, 2022)
- Bill Burr (May 14, 2022)
- Kem & Kenny "Babyface" Edmonds (May 15, 2022)
- Mount Westmore (May 27, 2022)
- Kapil Sharma (June 24, 2022)
- Boss Con Small Business Festival (June 26, 2022)
- AR Rahman (July 23, 2022)
- Machine Gun Kelly (July 19, 2022)
- Diljit Dosanjh – (July 29, 2022)
- Anuel AA (Sept 10, 2022)
- Bad Bunny (September 14, 2022) (RingCentral Coliseum)
- Shawn Mendes (September 17, 2022)
- Zac Brown Band (November 6, 2022)
- Wisin Y Yandel (Nov 20, 2022)

Postponed Events (new date):

- Los Inquietos Del Norte (August 27, 2022)
- Rage Against the Machine (March 3 & 5, 2023)
- My Chemical Romance (October 5, 2022)
- Pearl Jam (May 12 & 13, 2022)