

# City of Oakland

*Office of the City Clerk  
Oakland City Hall,  
1 Frank H. Ogawa Plaza, Room 201  
Oakland, California 94612*



CITY OF OAKLAND

## **Meeting Minutes - FINAL**

**Thursday, September 17, 2020**

**11:00 AM**

**Please See The Agenda To Participate In The Meeting**

**Tele-Conference**

### **\*Rules & Legislation Committee**

*Oakland City Hall, 1 Frank H. Ogawa Plaza,  
Oakland, California, 94612*

*City of Oakland Website: <http://www.oaklandca.gov>*

**Pursuant to the Governor's Executive Order N-29-20, all members of the City Council as well as the City Administrator, City Attorney and City Clerk will join the meeting via phone/video conference and no teleconference locations are required.**

**PUBLIC PARTICIPATION**

The public may observe and/or participate in this meeting many ways.

**OBSERVE:**

- To observe, the public may view the televised video conference by viewing KTOP channel 10 on Xfinity (Comcast) or ATT Channel 99 and locating City of Oakland KTOP – Channel 10
- To observe the meeting online from the City's Agenda Meeting Calendar, at the noticed meeting time, please click on <https://oakland.legistar.com/calendar.aspx> and click on the "In Progress" link under "Video" for the corresponding meeting.
- To observe the meeting by video conference, please click on this link: <https://us02web.zoom.us/j/85233851308> at the noticed meeting time.
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):  
US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 436 2866 or +1 301 715 8592 or +1 312 626 6799 Webinar ID: 852 3385 1308  
If asked for a participant ID or code, press #.

**COMMENT:**

ALL PUBLIC COMMENT ON ACTION ITEMS WILL BE TAKEN AT THE BEGINNING OF THE MEETING UNDER ITEM 1. COMMENT FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN UNDER OPEN FORUM AT THE END OF THE MEETING

There are three ways to submit public comments.

- eComment. To send your comment directly to Council members and staff BEFORE the meeting starts please click on <https://oakland.legistar.com/calendar.aspx> and click on the "eComment" link for the corresponding meeting. Please note that eComment submission closes five (5) minutes before posted meeting time.
- To comment by Zoom video conference, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on a eligible agenda item at the beginning of the meeting. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Instructions on how to "Raise Your Hand" is available at: <https://support.zoom.us/hc/en-us/articles/205566129-Raise-Hand-In-Webinar>.
- To comment by phone, please call on one of the above listed phone numbers. You will be prompted to "Raise Your Hand" by pressing "\*9" to speak when Public Comment is taken. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Please unmute your self by pressing \*6.

If you have any questions, please email Asha Reed, Assistant City Clerk at [AReed@oaklandca.gov](mailto:AReed@oaklandca.gov).

- Office of the City Clerk

The Oakland City Council Rules And Legislation Committee convened at 11:01, with Councilmember Thao presiding as Chairperson.

**Roll Call / Call To Order**

**Present** 4 - Rebecca Kaplan, Sheng Thao, Lynette McElhaney, and Nikki Bas

**1 PUBLIC COMMENT**

**COMMENT ON ALL ACTION ITEMS WILL BE TAKEN AT AT THIS TIME.  
COMMENTS FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN DURING  
OPEN FORUM.**

*6 speakers spoke during Public Comment.*

**2 Approval Of The Draft Minutes From The Committee Meeting Of July 7, 2020**

[20-0625](#)

**Attachments:** [View Report](#)

*Councilmember Bas amended the minutes to remove Vice Mayor Reid from the motion made in items #2, #3 and #4.*

**A motion was made by Nikki Bas, seconded by Sheng Thao, that this matter be Accepted as Amended. The motion carried by the following vote:**

**Aye:** 4 - Kaplan, Thao, McElhaney, and Bas

**NO VOTE:** 0

**3 New Scheduling Items**

**This be Approve with the following amendments.**

**3.1 Subject: Gun Violence Top Law Enforcement Priority Discussion**

**From: Council President Kaplan**

**Recommendation: Receive An Informational Report Regarding Making Guns The Top Law Enforcement Priority For Oakland; Supporting The Decrease Of Illegal Guns And Gun Violence By Increasing Gun Tracing, Improving Response Time To Shooting Notifications, And Prioritizing Response To Gun Crime**

[20-0628](#)

**Attachments:** [View Report](#)

*The Committee amended the title to reflect an Information Report.*

**This City Resolution be Scheduled.to go before the \* Special Concurrent Meeting of the Oakland City Council, CPAB, SSOC, and Police Commission to be heard 9/29/2020**

**3.2** Subject: More Effective Methods For Speeding Enforcement  
From: Council President Kaplan  
Recommendation: Adopt A Resolution Requesting The State Legislature To Enact Legislation That Would Give Municipalities The Flexibility To Adopt More Effective Methods For Speeding Enforcement  
[20-0633](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88300 CMS](#)

***Council President Kaplan, And Councilmembers Bas and Thao requested to be honored as cosponsors.***

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/6/2020**

**3.3** Subject: Final Tract Map 32nd Street  
From: Transportation Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Conditionally Approving A Final Map For Tract No. 8421, Located At 1608, 1612 And 1618 32nd Street For A Six Mini-Lot Subdivision For Gold Standard Partners, LLC; And  
[20-0614](#)

**Attachments:** [View Report](#)  
[View Resolution](#)  
[View Exhibit A](#)  
[View Exhibit B](#)  
[View Supplemental Legislation - 10/2/2020](#)  
[88301 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/6/2020**

2) A Resolution Authorizing The City Administrator Or Designee To Enter Into A Subdivision Improvement Agreement With Gold Standard Partners, LLC For Deferred Construction Of Public Infrastructure Improvements As A Condition To Final Map Approval For Tract No. 8421 Located At 1608, 1612 And 1618 32nd Street  
[20-0619](#)

- Attachments:** [View Resolution](#)  
[View Exhibit A](#)  
[View Exhibit B](#)  
[View Supplemental Legislation - 10/2/2020](#)  
[88302 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/6/2020**

**3.4** Subject: 255- 258 8th Avenue Irrevocable Offer Of Dedication  
From: Transportation Department  
Recommendation: Adopt A Resolution Accepting Irrevocable Offer Of Dedication For Public Utility Purposes From The City Of Oakland And The Housing Authority Of Oakland Collectively The Parcel F Owners Of 255 And 258 8th Avenue  
[20-0635](#)

- Attachments:** [View Report](#)  
[View Legislation](#)  
[View Exhibit A](#)  
[View Supplemental Legislation - 10/2/2020](#)  
[88303 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/6/2020**

**3.5** Subject: OPD Contra Costa County Firearms Range Use Agreement  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into An Agreement (MOU) With The Contra Costa Office Of The Sheriff (CCOF) To Define The Terms For Use Of The CCOF Firearms Range By The Oakland Police Department (OPD), For The Period Of July 1, 2020 Through June 30, 2023  
[20-0636](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88304 CMS 16 10 16 2020 16-24-33.997](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/6/2020**

**3.6** Subject: Alcoholic Beverage Control Department OPD Grant  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept A Grant Award From The California Department Of Alcoholic Beverage Control (ABC) Alcohol Policing Partnership (APP) Program, And Appropriate Ninety-Seven Thousand Five Hundred Dollars (\$97,500) For The Federal Fiscal Year Of 2020-2021 Implementation Of OPD'S Alcohol Control Enforcement Program, And Authorize The General Purpose Services Fund To Contribute Fourteen Thousand Eight Hundred Twenty-Two Dollars (\$14,822) To Cover The Associated Central Services Overhead (CSO) Costs  
[20-0640](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88305 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/6/2020**

- 3.7** Subject: Ratification Of Actions Taken During 2020 Annual Recess  
From: Office Of The City Administrator's  
Recommendation: Adopt A Resolution Ratifying Actions Taken By The Mayor During The Oakland City Council 2020 Annual Recess In Conformance With Rule 21 Of The Council's Rules Of Procedure Codified In Resolution No. 88266 C.M.S., Passed July 28, 2020  
[20-0642](#)

**Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Attachment B](#)  
[View Legislation](#)  
[88306 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/6/2020**

- 3.8** Subject: 6106-6108 Hilton Street Additional Funding  
From: Housing & Community Development Department  
Recommendation: Adopt A Resolution Authorizing The Increase Of An Existing Acquisition And Conversion Loan To The Northern California Land Trust, Inc. By \$213,737 To A Total Acquisition And Conversion Loan In An Amount Not To Exceed \$2,613,737 For The 6106-6108 Hilton Street Anti-Displacement Affordable Housing Project, And Making California Environmental Quality Act Findings For This Action  
[20-0643](#)

**Attachments:** [View Report](#)  
[View Attachment A](#)  
[View Legislation](#)  
[88307 CMS](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/6/2020**

- 3.9** Subject: Selection Panel Police Commission Appointments  
From: Office Of The City Administrator's  
Recommendation: Adopt A Resolution Accepting The Selection Panel's Slate Of Two Police Commissioners (Sergio Garcia And Tyfahra Singleton) To Serve On The City Of Oakland Police Commission  
[20-0644](#)

**Attachments:** [View Report](#)  
[88314 CMS](#)

*This item was not scheduled, and deferred to the next Rules and Legislation Committee of September 24, 2020 to be scheduled.*

**This City Resolution be Rescheduled.to go before the \*Rules & Legislation Committee to be heard 9/24/2020**

- 3.10** Subject: State Of The City  
From: Office Of The Mayor  
Recommendation: Receive An Oral Update From Mayor Libby Schaaf Regarding State of The City

*This item will be placed at the beginning of the City Council Agenda on October 6, 2020.*

**This Informational Report be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/6/2020**

DUE TO THE PRESENCE OF PRESIDENT PRO TEM KALB, A QUORUM OF THE CITY COUNCIL WAS NOTED, AND A MOTION WAS MADE BY COUNCIL PRESIDENT KAPLAN AND SECONDED BY COUNCILMEMBER BAS TO ADJOURN THE MEETING OF THE RULES AND LEGISLATION COMMITTEE, AND TO CONVENE AS A SPECIAL MEETING OF THE FULL COUNCIL AT 11:44 AM



**3.11** Subject: DOJ Coronavirus Emergency Funding 2020 Grant  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate The Fiscal Year (FY) 2020 U.S Department Of Justice "Coronavirus Emergency Supplemental Fund" Grant In The Amount Of One Million Three Hundred Thirty Thousand Five Hundred Eighty-Two Dollars (\$1,330,582), To Purchase: 1) Community Resource Safety Vehicles (CRVS); 2) A Decontamination Trailer; And 3) Personal Protective Equipment (PPE) And Sanitation Supplies During The Grant Period Of January 20, 2020 Through January 31, 2022  
[20-0637](#)

**Attachments:** [View Report](#)  
[View Legislation](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/20/2020**

**3.12** Subject: Establishing the Measure KK Oversight Public Committee  
From: Finance Department  
Recommendation: Adopt An Ordinance Establishing Pursuant To City Of Oakland Charter Section 601 The Affordable Housing & Infrastructure (Measure KK) Public Oversight Committee And Prescribing The Functions, Duties, Powers, And Terms Of Its Members  
[20-0647](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[View Supplemental Report - 10/02/2020](#)

**This Ordinance be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/6/2020**

**3.13** Subject: Meeting Of The Education Partnership Committee  
From: Councilmember Bas  
Recommendation: Schedule A Special Meeting Of The Education Partnership Committee On October 5, 2020 At 5:30pm  
[20-0645](#)

**This Report and Recommendation be Scheduled.to go before the Special Concurrent Meeting of the Education Partnership Committee and the Oakland Unified School District Board of Education to be heard 10/5/2020**

**3.14** Subject: School And Public Safety  
From: Councilmember Bas And OUSD Director Aimee Eng  
Recommendation: Receive An Informational Report On The OUSD Safety Plan, The City Of Oakland Reimagining Public Safety Task Force, And Community Engagement With Youth  
[20-0646](#)

**Attachments:** [View Report](#)  
[View Memo](#)

***Councilmember Thao requested to be honored as a cosponsor.***

**This Informational Report be Scheduled.to go before the Special Concurrent Meeting of the Education Partnership Committee and the Oakland Unified School District Board of Education to be heard 10/5/2020**

**3.15** Subject: Greenman Field Lease Agreement  
From: Councilmember Taylor  
Recommendation: Receive An Informational Report From The Oakland Unified School District (OUSD) On Potential Changes To The Lease Agreement Between OUSD And The City Of Oakland for Greenman Field  
[20-0650](#)

**Attachments:** [View Report](#)  
[View Director Gonzales Memo](#)  
[View Attachment A](#)

**This Informational Report be Scheduled.to go before the Special Concurrent Meeting of the Education Partnership Committee and the Oakland Unified School District Board of Education to be heard 10/5/2020**

**3.16** Subject: Support For Proposition 17  
From: Councilmember McElhaney  
Recommendation: Adopt A Resolution In Support Of Proposition 17 A Ballot Initiative To Enfranchise Formerly Incarcerated Citizens On Parole  
[20-0648](#)

**Attachments:** [View Report](#)  
[View Resolution](#)  
[88318 CMS](#)

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Education Partnership Committee and the Oakland Unified School District Board of Education**

**3.17** Subject: Opposition To Proposition 20  
From: Councilmember McElhaney  
Recommendation: Adopt A Resolution In Opposition Of Proposition 20 A Ballot Initiative To Return The State Of California To Failed And Racist Tough-On-Crime Policies  
[20-0649](#)

**Attachments:** [View Report](#)  
[View Resolution](#)  
[88319 CMS](#)

**This City Resolution be Scheduled.to go before the \*Rules & Legislation Committee to be heard 10/1/2020**

**3.18** Subject: City Policy To Use Gender-Inclusive And Gender-Neutral Language  
From: City Attorney Parker, Mayor Schaaf, President Kaplan, Councilmembers Thao, McElhaney& Bas  
Recommendation: Adopt A Resolution Establishing A City Policy To Conduct City Affairs In A Manner That Uses Gender-Inclusive And Gender-Neutral Language In The Drafting Of New Legislation Or Revised Legislation, Policies, And Other City Communications And Writings  
[20-0651](#)

**Attachments:** [View Report](#)  
[View Legislation](#)  
[88320 CMS](#)

***Councilmember McElhaney requested to be honored as a cosponsor.***

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/6/2020**

**3.19** Subject: The Fair And Equal Pay Act Of 2016  
 From: Member Of The Public  
 Recommendation: A Legal Analysis From The City Attorney’s Office As Directed By Councilmember Larry Reid At The June 2020 Council Meeting To Present A Legal Analysis Of The Fair And Equal Pay Act Of 2016 , Codified In The California Labor Code 1197.5. Followed By A Council Resolution To Pay Former Assistant City Administrator Marakeshia Smith Retroactive Salary From August 2019 To March 2020 Which Represents The Differential Desperate Pay When Then The New Assistant City Administrator Ed Reiskin Was Hired And Reported [According Zennie Abraham Podcast] To Have Been Paid \$100,000.00 (One Hundred Thounds) Dollars More Than Assistant City Administrator Marakeshia Smith Performing The Same Function; On A Council Agenda As Soon As Possible  
[20-0652](#)

*This item was not scheduled.*

**This Report and Recommendation be Withdrawn with No New Date.**

**4** Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings  
[20-0626](#)

- Attachments:** [View Rules Committee Pending List](#)  
[View Finance & Management Committee Pending List](#)  
[View Public Works Committee Pending List](#)  
[View Community & Economic Development Committee Pending List](#)  
[View Life Enrichment Committee Pending List](#)  
[View Public Safety Committee Pending List](#)

**A motion was made by Rebecca Kaplan, seconded by Nikki Bas, that this matter be Accepted. The motion carried by the following vote:**

**Aye:** 4 - Kaplan, Thao, McElhaney, and Bas

**NO VOTE:** 0

**5** Determinations Of Closed Session  
[20-0631](#)

**Attachments:** [View Report](#)

**The Office of the City Attorney reported there will be a Closed Session on Tuesday September 29, 2020 between 1:30 PM - 4:30 PM.**

**A motion was made by Rebecca Kaplan, seconded by Nikki Bas, that this matter be Accepted. The motion carried by the following vote:**

**Aye:** 4 - Kaplan, Thao, McElhaney, and Bas

**NO VOTE:** 0

**Open Forum (Total Time Available: 15 Minutes)**

*2 speakers spoke during Open Forum.*

**Adjournment**

**Americans With Disabilities Act**

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**Office of the City Clerk - Agenda Management Unit**

**Phone: (510) 238-6406**

**Fax: (510) 238-6699**

**Recorded Agenda: (510) 238-2386**

**Telecommunications Relay Service:711**

**MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM 8:30AM TO 5:00PM**

**\* In the event a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however, no final City Council action can be taken.**