



City of Oakland

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

Meeting Minutes - FINAL *Rules & Legislation Committee

Thursday, January 20, 2022

10:30 AM

Virtual Tele- Conference Via Zoom

Please See The Agenda To Participate In The Meeting

The Oakland City Council Rules And Legislation Committee convened at 10:30 am, with Council President Pro Tem Thao presiding as Chairperson.

Roll Call / Call To Order

Councilmember Kalb was absent at the time of Roll Call. His presence was noted at 10:32 AM

Present 4 - Nikki Fortunato Bas, Carroll Fife, Dan Kalb, and Sheng Thao

1 PUBLIC COMMENT:

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

2 speakers spoke during Public Comment.

2 NO DRAFT MINUTES FOR APPROVAL

3 New Scheduling Items

A motion was made by Dan Kalb, seconded by Nikki Fortunato Bas, that this matter be Approve with the following amendments. The motion carried by the following vote:

Aye: 4 - Fortunato Bas, Fife, Kalb, and Thao

NO VOTE: 0

- 3.1** Subject: Publics Right To Access Public Information
From: Member Of The Public: Gene Hazzard
Recommendation: Receive An Informational Report To Clarifying The Publics Right To Access Public Information Pursuant Government Code 6250, 6252(E) 6253(A) "A Person Has A Right To Inspect Any Public Record Any Searchable Portion Of A Record Shall Be Available For Inspection By Any Person Requesting The Record After The Deletion Of The Portion That Are Exempt By Law; As Soon As Possible On A City Council Agenda
[22-0032](#)

This Informational Report be No Action Taken.

3.2 Subject: Oakland Go Bonds, Series 2022C Sale And Projects
From: Finance Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Identifying Projects Authorized For Funding With Proceeds Of City Of Oakland General Obligation Bonds, Series 2022c Issued Pursuant To The 2016 Infrastructure Bond (Measure KK), And Allocating Bond Proceeds For The Identified Projects; And
[22-0001](#)

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

Scheduled to Non Consent

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/1/2022

2) A Resolution Approving The Issuance And Sale Of One Or More Series Of City Of Oakland General Obligation Bonds (Measure KK) In An Aggregate Principal Amount Not To Exceed \$220,000,000; Approving The Terms Of Sale Of Said Bonds; Approving The Form Of And Authorizing The Execution And Delivery Of A Fiscal Agent Agreement, Continuing Disclosure Certificate And Official Notice Of Sale; Approving The Form Of And Authorizing The Distribution Of A Preliminary Official Statement And Authorizing The Execution And Delivery Of An Official Statement; And Authorizing Necessary Actions Related Thereto
[22-0002](#)

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

Scheduled to Non Consent

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/1/2022

- 3.3** Subject: Posting A List Of All Trash Debris Haulers With Tax Certificates
From: President Pro Tempore Thao And Councilmember Gallo
Recommendation: Adopt A Resolution Directing The City Administrator To Post A List Of All Trash/Debris Haulers With Current Oakland Business Tax Certificates On The City's Website To Assist Oakland Residents Make Informed Decisions When Seeking To Retain Trash/Debris Hauling Services
[22-0037](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Report - 1/27/2022](#)
[View Supplemental Legislation - 1/27/2022](#)

On Consent, adding Councilmember Gallo as a Coauthor.

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/1/2022

- 3.4** Subject: Oakland-Alameda County Coliseum Authority Board Of Commissioners
From: Council President Fortunato Bas
Recommendation: Adopt A Resolution Amending Resolution No. 88480 C.M.S., Passed January 12, 2021, Which Appointed Councilmembers Rebecca Kaplan And Treva Reid To The Oakland-Alameda County Coliseum Authority Board Of Commissioners For One Year Through January 14, 2021, To Appoint The Councilmemebers For Full Two Year Terms Beginning January 15, 2021 And Ending January 14, 2023
[22-0038](#)

Attachments: [View Report](#)

A Title Change was read into record.

On Consent.

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/1/2022

3.5 Subject: Report And Recommendation On Public Safety City Facilities
From: Vice Mayor Kaplan And Council President Fortunato Bas
Recommendation: Approve A Report And Recommendation For Actions To Initiate And Fund The Acquisition/Construction Of New Multi-Service City Facilities, With Space For Mobile Assistance Community Responders Of Oakland, Department Of Violence Prevention, And More, Including In Central Oakland (To Include The Relocation Of Fire Station 4 (Fs4)) And East Oakland (To Include Police Administration And Fire Station 29), And Disposition Of Existing Sites That Would Be Made Available. Such Report Shall Include Multiple Options For The Fire Station 4 Relocation In Central Oakland Including Costs, Potential Funding Sources, Timelines And Approvals Needed, As Well As Phasing Considerations To Ensure The Expeditious Relocation Of Fs4 To Protect The Health, Safety And Welfare Of The General Public And Station 4 Firefighters; And Include Analysis Of Which Duties, Functions And Personnel, Including Duties That Are Currently Housed At The Broadway And 7th Street Facility, Could Be Housed In Other Existing City Facilities Including City Hall Plaza And Eastmont, Working With Such Personnel To Identify Best Uses And Space And Equipment Needs, And As Well As Refining Scope Based On Prior Police Administration Building Study For New Central Oakland And East Oakland Multi-Service Facilities

[TITLE CHANGE]

[21-0647](#)

Attachments: [View Report](#)

[View Supplemental Report - Kaplan 10/7/2021](#)

[View Supplemental Report - CAO 10/7/2021](#)

[View Supplemental Report - 2/3/2022](#)

This item was scheduled as a Report and Recommendation.

This Informational Report be Scheduled.to go before the *Finance & Management Committee to be heard 2/7/2022

3.6 Subject: A RFQ For Parcel Bounded By 7th St., Broadway, Washington St, And 6th St.
From: Vice Mayor Kaplan And Councilmember Fife
Recommendation: Adopt A Resolution To Issue A Request For Qualifications For Those Interested In Developing A Mixed Use Development, Including Ground Floor Activation Which Improves The Vitality Of The Pedestrian Corridor, That Is More Than One Acre In Area, That Includes Not Less Than 600 Housing Units, And That Restricts At Least One-Third Of The Residential Units To Lower Income Households, As Defined In Section 50079.5 Of The Health And Safety Code, With An Affordable Sales Price Or An Affordable Rent, As Defined In Sections 50052.5 And 50053 Of The Health And Safety Code, For A Minimum Of 55 Years, On The City-Owned Parcel Bounded By 7th Street, Broadway, Washington Street, And 6th Street
[21-0957](#)

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 2/7/2022

3.7 Subject: OPD Automated License Plate Reader Policy And Use
From: Oakland Police Department
Recommendation: Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Approving The Oakland Police Department (OPD) Automated License Plate Reader (ALPR) Surveillance Use Policy (SUP) And Surveillance Impact Report (SIR); Or
[22-0035](#)

Staff made a request that this item not be scheduled today. Staff will bring this item back for scheduling.

This City Resolution be Withdrawn with No New Date.

2) A Resolution That Within 30 Days Of The Date Of Passage Of This Resolution, The Chief Of Police Shall Certify In Writing To The City Council And The Privacy Advisory Commission (PAC) That The Oakland Police Department (OPD) Has Terminated Its Use Of Automatic License Plate Reader (ALPR).; On The February 8, 2022 Public Safety Committee Meeting Agenda
[22-0036](#)

Staff made a request that this item not be scheduled today. Staff will bring this item back for scheduling.

This City Resolution be Withdrawn with No New Date.

3.8 Subject: FY2021 Bureau Of Justice Assistance BCJI Grant
From: Violence Prevention Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To:

(1) Accept And Appropriate A Byrne Criminal Justice Innovation Program (BCJI) Grant From The Department Of Justice Bureau Of Justice Assistance (BJA) In An Amount Not To Exceed One Million Dollars (\$1,000,000) For The Triangle Incident Response In East Oakland For The Term Of October 1, 2021, To September 30, 2024, With The Possibility Of A No-Cost Extension If Approved By The BJA; And

(2) Allocate BCJI Funds In An Approximate Amount Of Seven Hundred Thirty Thousand Three Hundred Thirty-Six Dollars (\$730,336) To Fund Two (2) 1.0 Full-Time Equivalent (FTE) Family Crisis Responder Positions In The Department Of Violence Prevention For The Duration Of The Grant Term; And

(3) Allocate BCJI Funds In An Approximate Amount Of Two Hundred Thousand Seven Hundred Fourteen Dollars (\$200,714) To Augment Existing Violence Prevention Services And Resources In The Department Of Violence Prevention And The Oakland Police Department For The Duration Of The Grant Term; And

(4) Purchase DNA Typing Supplies From Qiagen, Promega Corporation, And Thermo Fisher/Life Technologies In An Approximate Amount Of Sixty-Eight Thousand Nine Hundred Fifty Dollars (\$68,950) And Waive The Competitive Procurement Process [22-0033](#)

On Consent.

This City Resolution be Scheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/15/2022

3.9 Subject: Clean California Funds For The International Boulevard Safety Project
 From: Transportation Department
 Recommendation: [OLD TITLE]
 Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate Clean California Funds Totaling Nine Million Nine Hundred Twenty-One Thousand Five Hundred Eighty-Seven Dollars (\$9,921,587) To Implement The International Boulevard Pedestrian Lighting And Sidewalk Improvement Project; And Adopt Appropriate California Environmental Quality Act (CEQA) Findings

[NEW TITLE]

Adopt A Resolution Authorizing The City Administrator To Authorizing The City Administrator To 1) Accept And Appropriate Clean California Funds Totaling Nine Million Nine Hundred Twenty-One Thousand Five Hundred Eighty-Seven Dollars (\$9,921,587) For The International Boulevard Pedestrian Lighting and Sidewalk Improvement Project; 2) Waiving The Request For Proposal/Qualifications Requirements And The City's Local And Small Local Business Enterprise Participation Requirement (L/SLBE) to Award A Professional Service Agreement To Fehr and Peers In An Amount Not To Exceed Four Hundred Thousand Dollars (\$400,000); And 3) Adopt Appropriate California Environmental Quality Act (CEQA) Findings; On The February 15, 2022 City Council Agenda On Consent

[22-0034](#)

Staff made a request that this item not be scheduled today. Staff will bring this item back for scheduling.

This City Resolution be Withdrawn with No New Date.

3.10 Subject: General Plan Update / 2023-2031 Housing Element Update Study Session
 From: Planning And Building Department
 Recommendation: Conduct A Study Session And Receive An Informational Report As Follows: (A) Receive An Informational Presentation On The General Plan Update And The 2023-2031 Housing Element Update; And (B) Receive An Informational Presentation On Preliminary Findings On The Progress And Accomplishments Made By The City To Implement Policies Adopted In The City's 2015-2023 Housing Element; And (C) Receive An Informational Presentation On Housing Needs, Assessment Of Fair Housing And Preliminary Housing Sites Options; And (D) Receive Public Comments And Provide Feedback To Staff; On The February 22, 2022 Community And Economic Development Committee Agenda

[22-0039](#)

This title and type was amended to reflect a Report And Recommendation.

This Informational Report be Scheduled.to go before the *Community & Economic Development Committee to be heard 2/22/2022

Due To The Presence Of Councilmember Taylors Staff, A Quorum Of The City Council Was Noted, And A Motion Was Made By Councilmember Kalb And Seconded By Councilmember Fife To Adjourn The Meeting Of The Rules And Legislation, And To Convene As A Special Meeting Of The Full Council At 11:00 AM

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[21-0976](#)

- Attachments:** [January 24, 2022 Ed. Partnership Committee](#)
[January 25, 2022 Special Community & Economic Development Committee](#)
[January 25, 2022 Public Works Committee](#)
[January 27, 2022 Rules And Legislation Committee](#)
[Finance And Management Pending List](#)
[Public Works Pending List](#)
[Community And Economic Development Pending List](#)
[Life Enrichment Pending List](#)
[Education Partnership Committee Pending List](#)
[Public Safety Pending List](#)
[Rules Pending List](#)
[Draft February 1, 2022 City Council Agenda](#)
[Draft February 3, 2022 Rules Agenda](#)

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

Aye: 4 - Fortunato Bas, Fife, Kalb, and Thao

NO VOTE: 0

CHANGES MADE TO COMMITTEE PENDING LISTS

Finance And Management Committee Pending List

#5 The Informational Memo regarding " Worker's Compensation - Now Information Memo" was updated with a final date of March 7, 2022.

CHANGES MADE TO DRAFT AGENDAS

Changes Made To The Draft February 1, 2022 City Council Agenda

Subject: Amending The City's Hiring Plan For Police Officers
From: President Pro Tempore Thao
Recommendation: Adopt A Resolution Amending The City's Hiring Plan For Police Officers For The Purpose Of Ensuring Compliance With Measure Z, A 2014 Parcel Tax That Funds Public Safety Services, To; (1) Authorize A \$50,000 Hiring Bonus For Lateral Hires Who Successfully Complete OPD's Lateral Academy And Accept An Officer Position With The City Of Oakland As A Sworn Officer; (2) Require That Lateral And Local Incentives Return The Entire Financial Incentive To The City If They Leave The City Before Completing 18 Months Of Service; (3) Require That Lateral Hires Who Leave Before Completing 5 Years Of Service With The Oakland Police Department ("OPD") Repay A Prorated Amount Based On Their Tenure With OPD; (4) Authorize A \$20,000 Signing Bonus For Local Residents Who Successfully Complete OPD's Academy And Accept A Position With The City Of Oakland As A Sworn Officer; (5) Directing That Interview Panels For Police Recruits Shall Include At Least One Person Representing Expertise In NSA/Race And Equity And One Youth 18 Years-24 Years Of Age; And (6) To Exclude Any Police Officer With A History Of Misconduct Or Police Brutality, And In Cases Where Misconduct Information Is Not Available Or There Are Disclosure Challenges, If The Review Board Recommends The Lateral Hire; Subject To Completing Legally Required Collective Bargaining And The City Attorney's Review Of The Legality Of All Of The Foregoing
[21-0931](#)

Attachments: [NO WRITTEN MATERIAL SUBMITTED](#)

This item was withdrawn from the February 1, 2022 Draft City Council Agenda And rescheduled to the March 15, 2022 City Council Agenda.

This City Resolution be * Withdrawn and Rescheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 3/15/2022

Subject: Studying An Enhanced Infrastructure Financing District For Affordable
From: Council President Pro Tempore, Councilmember Fife And President Fortunato Bas
Recommendation: Approve A Report With Recommendation Directing The City Administrator To Study The Implementation Of A Citywide Enhanced Infrastructure Financing District Funding Affordable Housing And Infrastructure Improvements And To Return To The Council With Recommendations By The First Council Meeting In February 2022
[21-0959](#)

This item was withdrawn from the February 1, 2022 Draft City Council Agenda And rescheduled to the March 15, 2022 City Council Agenda.

This Report and Recommendation be * Withdrawn and Rescheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 3/15/2022

Changes Made To The Draft February 3, 2022 Rules And Legislation Committee

Subject: Library Services Retention And Enhancement Extension
From: President Fortunato Bas, Councilmember Kalb
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The June 7, 2022 Election, A Proposed Ordinance Extending The Library Services Retention And Enhancement Act Of 1994 And Amending The Use Of Proceeds, Parcel Tax Rate, Exemptions, Rate Adjustment, And Minimum Library Appropriation Prerequisite; And Requesting The Consolidation Of The Oakland Municipal Election Called For Herein With The Statewide Election; And Directing The City Clerk To Take All Actions Necessary Under Law To Prepare For And Conduct The June 7, 2022 Municipal Election
[21-0958](#)

This item was withdrawn from the February 3, 2022 Rules And Legislation Agenda And rescheduled to the February 17, 2022 Rules And Legislation Agenda.

*This City Resolution be * Withdrawn and Rescheduled.to go before the *Rules & Legislation Committee to be heard 2/17/2022*

5 Determinations Of Closed Session

NO REPORT OUT, NO CLOSED ACTION TAKEN

Open Forum (Total Time Available: 15 Minutes)

3 Speakers Spoke during Open Forum.

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules And Legislation Committee adjourned the meeting at 11:31 a.m.

Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 5 days prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit

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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.**