



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, February 9, 2023

10:30 AM

Virtual Tele-Conference Via Zoom

Please See The Agenda To Participate In The Meeting

The Oakland City Council Rules & Legislation Committee convened at 10:32 a.m., with Council President Fortunato Bas presiding as Chairperson.

COMMITTEE MEMBERSHIP:

Roll Call / Call To Order

Excused 1 - Dan Kalb

Present 3 - Nikki Fortunato Bas, Carroll Fife, and Janani Ramachandran

President Pro tempore Kalb was noted present at 10:40 a.m.

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

The queue for Public Comment opened at 10:33 a.m.

There were 2 Public Comment Speakers

The queue for Public Comment closed at 10:48 a.m.

The Agenda was modified to have item 4 and 2 be taken before item 3

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[23-0038](#)

- Attachments:** [February 13, 2023 Finance And Management Committee Agenda](#)
[February 13, 2023 Public Safety Committee Agenda](#)
[CANCELLED February 13, 2023 Life Enrichment Committee Meeting](#)
[February 14, 2023 Public Works Committee Agenda](#)
[February 14, 2023 Community And Economic Development Committee Agenda](#)
[Finance And Management Pending List](#)
[Public Works Pending List](#)
[Community And Economic Development Pending List](#)
[Life Enrichment Pending List](#)
[Education Partnership Pending List](#)
[Public Safety Pending List](#)
[Rules And Legislation Pending List](#)
[Draft February 21, 2023 City Council Agenda](#)
[Draft February 23, 2023 Rules And Legislation Committee Agenda](#)

A motion was made by Janani Ramachandran, seconded by Dan Kalb, that this matter be Accepted as Amended. The motion carried by the following vote:

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

NO VOTE: 0

CHANGES MADE TO THE COMMITTEE AGENDAS, PENDING LIST AND, THE DRAFT COUNCIL AGENDA

CHANGES TO THE COMMITTEE AGENDAS

Changes To The February 13, 2023 Public Safety Committee Agenda

Council President Fortunato Bas Cancelled The February 13, 2023 Public Safety Committee

This be Accepted.

Subject: Letter of Intent with Alameda County for Ambulance Services
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Letter Of Intent With Alameda County Fire Department To Negotiate The Terms Of A Proposal For Ambulance Services And/Or Emergency Medical Services To Be Provided In Alameda County
[23-0031](#)

Attachments: [NO WRITTEN MATERIALS SUBMITTED](#)

This City Resolution be * Withdrawn and Rescheduled.to go before the *Public Safety Committee to be heard 3/14/2023

Changes To The February 14, 2023 Public Works Committee Agenda

Subject: Vacate A Portion Of Sewer Easement At 2359 Harrison Street
From: Transportation Department
Recommendation: Adopt A Resolution Vacating A Portion Of The Public Sewer Easement At 2359 Harrison Street To The Property Owner, Nash - Holland 24th And Waverly Investors, LLC, And Adopting Appropriate California Environmental Act Findings
[23-0047](#)

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

This City Resolution be Withdrawn with No New Date.

CHANGES TO THE DRAFT AGENDAS

Changes To The February 21, 2023 Concurrent Meeting of the ORSA and the City Council

Subject: Professional Services Contract For Racial Impact Study
From: Councilmember Fife
Recommendation: Adopt A Resolution Awarding A Professional Services Contract To BluSummers, LLC To Conduct A Racial Impact Analysis For An Amount Not To Exceed \$150,000 Utilizing The Funds Allocated For That Purpose In The Fiscal Year 2022-23 Mid-Cycle Budget, Pursuant To Resolution No. 89283 C.M.S., To Study The On-Going Effects Of Public Policy Decisions And Actions Such As Redlining, Displacement Through Eminent Domain, Urban Renewal, And Gentrification On The Black Community In Oakland And To Assess Ways To Redress The Harms Caused Through A “Black New Deal”; Waiving The Competitive Request For Proposal/Qualifications (RFP/Q) Process Pursuant To Oakland Municipal Code Section 2.04.051.B; And Waiving The Local/Small Local Business Enterprise (L/SLBE) Program Requirements
[22-0985](#)

Attachments: [View Agenda Report](#)
[View Legislation](#)
[View Attachment A](#)

This City Resolution be * Withdrawn and Rescheduled.to go before the *Rules & Legislation Pending List No Date Specific

2 Approval Of The Draft Minutes From The Committee Meeting Of January 26, 2023
[23-0037](#)

Attachments: [View Report](#)

A motion was made by Carroll Fife, seconded by Dan Kalb, that this matter be Accepted. The motion carried by the following vote:

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

NO VOTE: 0

3 New Scheduling Items

Council President Fortunato Bas Called a Special City Council Meeting for Friday March 3, 2023, to Start at 9 a.m.

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

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

NO VOTE: 0

- 3.1 Subject: Renew And Continue A Declaration Of A Local Emergency Due To COVID-19
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's Declaration Of A Local Emergency Due To COVID-19

[23-0087](#)

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

Pursuant to Rule 24, a statement was made on record as to this item bypassing committee

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 2/21/2023

- 3.2 Subject: Emergency Health & Safety Program Modifications / Coliseum Connections Emergency Funding
From: Housing and Community Development Department
Recommendations: Adopt A Resolution (1) Amending Resolution Nos. 86126 C.M.S., And 86366 C.M.S., Which Authorized An Affordable Housing Multifamily Emergency Repair Program, To Allocate An Additional \$750,000 From The Affordable Housing Trust Fund Former Redevelopment Funds To The Program, And Waiving Requirements For And Provisions Of The City's Local And Small Local Business Enterprise (L/SLBE) Program, Local Employment Program, And Oakland Apprenticeship Program When Affordable Housing Units Are Uninhabitable And The Urgency Of These Repairs Makes Compliance With These Requirements Infeasible; (2) Authorizing An Additional Emergency Repair Loan From Coliseum Redevelopment Bond Funds In The Amount Of \$300,000 For Emergency Repairs And Associated Costs With Emergency Flooding To The Coliseum Connections Project Located At 801 71st Avenue; And (3) Making California Environmental Quality Act Exemption Findings

[23-0091](#)

Attachments: [View Report and Attachment A](#)
[View Legislation](#)

Pursuant to Rule 24, a statement was made on record as to this item bypassing committee

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 2/21/2023

- 3.3** Subject: Correcting The Name Of Unity Council To The Spanish Speaking Unity Council Of Alameda County, Inc
From: Council President Fortunato Bas
Recommendation: Adopt A Resolution Amending Resolution No. 89376 C.M.S., Which Among Other Things Granted One Hundred Ten Thousand Five Hundred Dollars (\$110,500) To The Unity Council As Fiscal Sponsor For The Oakland Vietnamese Chamber Of Commerce, In Order To Correct The Name Of Unity Council To The Spanish Speaking Unity Council Of Alameda County, Inc
[23-0093](#)

Attachments: [View Legislation](#)

Pursuant to Rule 24, a statement was made on record as to this item bypassing committee

A Title Change read into record was approved

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 2/21/2023

- 3.4** Subject: Amend Oakland Municipal Code Chapter 8.50 - Local Emergency Declarations
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 8.50 (Emergency Services Organization And Disaster Council) To Require Council To Review The Need For Continuing A Local Emergency At Least Once Every 60 Days, In Conformance With State Law
[23-0086](#)

Attachments: [View Report](#)

[View Legislation](#)

Following committee recommendation, it is requested this item be schedule as a Public Hearing at the March 7, 2023 City Council Meeting

This Ordinance be Scheduled.to go before the *Public Safety Committee to be heard 2/27/2023

3.5 Subject: FY 2023-25 Budget Priorities Poll
From: Finance Department
Recommendation: Receive An Informational Report & Briefing Of The Budget Priorities Poll (Assessment Of Stakeholder Needs, Concerns And Priorities) In Accordance With The Consolidated Fiscal Policy (Ordinance 13487 C.M.S.)
[23-0088](#)

Attachments: [View Report FY2023-25 Budget Priorities Poll Report](#)
[View Attachment A](#)
[View Attachment B](#)

This Informational Report be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 3/3/2023

3.6 Subject: FY 2023-25 Mayor And Council Budget Priorities
From: Finance Department
Recommendation: Receive An Informational Report To Begin Discussing Mayor And Council Priorities For The Fiscal Year (FY) 2023-2025 Budget Based On Preliminary Projected Increases Or Decreases In The Next Budget In Accordance With The Consolidated Fiscal Policy (Ordinance 13487 C.M.S.)
[23-0089](#)

Attachments: [View FY2023-25 Mayor and Council Budget Priorities](#)
[View Attachment A - Budget Briefing Presentation](#)

This Informational Report be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 3/3/2023

3.7 Subject: 2023 Council Retreat
From: Council President Fortunato Bas
Recommendation: Discussion And Potential Action To Establish Council Values And Budget And Policy Priorities For Fiscal Year 2023-25 Budgeting Process Following Facilitated Discussion On The Same
[23-0092](#)

Attachments: [View Council Retreat Facilitation Agenda](#)
[View Retreat Agenda Report](#)
[View Presentation](#)

This Report and Recommendation be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 3/3/2023

- 3.8** Subject: Oakland Public Library Resolution For Purchase Authorization And Waiver
From: Oakland Public Library
Recommendation: Adopt A Resolution Authorizing The City Administrator To Purchase Oakland Public Library Materials And Specialized Services Necessary To Facilitate And Support Staff In Lending Materials To Library Patrons, Such As Books, E-Books, DVDs, Newspapers, Periodicals, Database Subscriptions, Tools, And Toys In An Amount Not To Exceed The Budget Available In Designated Library Funds For July 1, 2023 Through June 30, 2028 And Waiving The Competitive Procurement Process For Such Purchases; On The March 14, 2023 Life Enrichment Committee Agenda
[23-0085](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 3/14/2023

- 3.9** Subject: Winter Storm Response- Potholes, Road Closures And Landslides
From: Transportation Department
Recommendation: Receive An Information Report From The Department Of Transportation On Ongoing And Proposed Winter Storm Responses Relative To Potholes, Road Closures, And Landslide Responses; On The March 28, 2023 Public Works Committee Agenda
[23-0090](#)

This Informational Report be Scheduled.to go before the *Public Works Committee to be heard 3/28/2023

5 Determinations Of Closed Session

Noted the next Closed Session will be held February 16, 2023 at 1:30 p.m.

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

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

NO VOTE: 0

Open Forum

The queue for Open Forum opened at 11:14 a.m.

2 speakers spoke during Open Forum.

The queue for Open Forum closed at 11:19 a.m.

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting in memory of Alameda County Supervisor Richard Valle at 11:20 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

Phone: (510) 238-6406

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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.**