

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, October 15, 2020

10:30 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/89886511959> 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: 898 8651 1959

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.

- Office of the City Clerk

The Oakland City Council Rules & Legislation Committee convened at 10:32 p.m. with Councilmember Thao presiding as Chairperson.

Roll Call / Call To Order

Present 4 - Rebecca Kaplan, Sheng Thao, Lynette McElhane, 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.

There were 2 speakers on this item

2 Approval Of The Draft Minutes From The Committee Meeting Of October 1, 2020
[20-0708](#)

Attachments: [View Report](#)

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

Aye: 4 - Kaplan, Thao, McElhane, and Bas

NO VOTE: 0

3 New Scheduling Items

3.1 Subject: Equal Pay Policy Regardless Of Any Gender Reference
From: Member Of The Public: Gene Hazzard
Recommendation: Schedule An Informational Report From The Office Of The City Administrator To The City Council At The Meeting Of October 20, 2020 Related To The City's Equal Pay Policy Regardless Of Any Gender Reference. This Matter May Be Placed On Non-Consent Agenda.
[20-0731](#)

The Committee approved to have an Informational Report forwarded to the Member Of The Public: Gene Hazzard and to Council. No Further Action will be taken on this item.

This Informational Report be No Action Taken.

3.2 Subject: Resolution Congratulating And Honoring Renee Sykes
From: Councilmember Thao And The City Administrator
Recommendation: Adopt A Resolution Congratulating And Honoring Renee Sykes On Her Retirement And Years Of Exemplary Service To The City Of Oakland
[20-0729](#)

Attachments: [View Report](#)
[88337 CMS](#)

The City Administrator requested to be added as a Co-Sponsor to this item

Councilmember Thao made a motion seconded by Councilmember Kaplan to approve the urgency finding on item 3.2 for the following reasons: That there is a need to take immediate action which came to the attention of the local body after the agenda was posted, and that the need to take immediate action relates to a purely ceremonial or commendatory action.

A motion was made by Sheng Thao, seconded by Rebecca Kaplan, that this matter be Scheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 10/20/2020. The motion carried by the following vote:

Aye: 4 - Kaplan, Thao, McElhane, and Bas

NO VOTE: 0

3.3 Subject: October 2020 Domestic Violence Awareness Month
From: President Pro Tem Kalb, Councilmember Thao And McElhane
Recommendation: Adopt A Resolution Proclaiming October 2020 Domestic Violence Awareness Month In The City Of Oakland
[20-0732](#)

Attachments: [View Report](#)
[88339 CMS](#)

Councilmember Thao and McElhane requested to be added as Co-Sponsors to this item

Councilmember Thao made a motion seconded by Councilmember Kaplan to approve the urgency finding on item 3.3 for the following reasons: That there is a need to take immediate action which came to the attention of the local body after the agenda was posted, and that the need to take immediate action relates to a purely ceremonial or commendatory action.

A motion was made by Sheng Thao, seconded by Rebecca Kaplan, that this matter be Scheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 10/20/2020. The motion carried by the following vote:

Aye: 4 - Kaplan, Thao, McElhane, and Bas

NO VOTE: 0

3.4 Subject: Excess Litter Fee Contract
From: Office Of The City Administrator's
Recommendation: Adopt A Resolution Waiving The Competitive Request For Proposals/Qualifications Process And Awarding A Professional Services Agreement To Oakland Venue Management For Implementation Of The Excess Litter Fee Program For Three Years, With Two One-Year Extensions, In An Amount Not To Exceed \$750,000.00 Each Year
[20-0725](#)

- Attachments:** [View Report](#)
[View ELF Q2 Operations Report](#)
[View ELF Annual Report 2016-2017](#)
[View ELF Annual Report April 2018 to 2019](#)
[View Report - ELF 2018](#)
[View Legislation](#)
[88381 CMS](#)

As A Non-Consent Item On The November 10, 2020 City Council Agenda

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/10/2020

3.5 Subject: Parking Meter Collection Supply Contract
From: Finance Department
Recommendation: Adopt A Resolution Rejecting All Bids And Awarding A Contract In The Open Market To Medeco Security Locks For The Purchase Of Locking Parking Meter Doors And Nexgen Keys In An Annual Amount Of \$250,000.00 Per Year For A Three-Year Term, January 1, 2021 To December 31, 2023; And Authorizing The City Administrator To Extend The Agreement For Two Additional One-Year Terms For A Total Contract Amount Not To Exceed \$1,250,000.00
[20-0726](#)

- Attachments:** [View Report](#)
[View Legislation](#)
[88350 CMS](#)

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/10/2020

3.6 Subject: Giving Right Of First Refusal At Tax Auction To Affordable Housing Community
From: Council President Kaplan
Recommendation: Adopt A Resolution In Support Of Enactment Of Legislation By California Legislature That Would Require That The Affordable Housing Community Be Given The Right Of First Refusal On The Purchase Of Residential Housing Properties Subject To Tax Auction
[20-0730](#)

Attachments: [View Report](#)
[View Legislation](#)
[88382 CMS](#)

As A Non-Consent Item On The November 10, 2020 City Council Agenda

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/10/2020

3.7 Subject: Salary Amendment For Various Classifications
From: Human Resources Management Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Recommending To The Civil Service Board The Exemption Of The Classification Of Deputy Director Of Workplace & Employment Standards From The Operation Of Civil Service; And

[20-0727](#)

Attachments: [View Report](#)
[View Legislation](#)
[88370 CMS](#)

As A Non-Consent Item On The November 10, 2020 City Council Agenda

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/10/2020

Subject: Salary Amendment For Various Classifications
From: Human Resources Management Department
Recommendation: Adopt An Ordinance Amending The Salary Schedule Of Ordinance No. 12187 C.M.S. ("Salary Ordinance") To Add The Full-Time Classification Of Deputy Director Of Workplace & Employment Standards; To Add The Full-Time Classification Of School Traffic Safety Supervisor; To Add The Full-Time Classification Of Animal Care Services Supervisor; To Amend The Salary Of The Full-Time Classification Of Police Property Supervisor; And To Amend The Title Of The Full-Time, Permanent Part-Time And Part-Time Equivalent Classifications Of Veterinary Technician To Registered Veterinary Technician

[20-0728](#)

Attachments: [View Legislation](#)
[13625 CMS](#)

As A Non-Consent Item On The November 10, 2020 City Council Agenda

This Ordinance be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 11/10/2020

RECOMMENDATIONS FROM COMMITTEES

3.8 Subject: Terminate OPD Participation In Joint Terror Task Force
From: Council President Kaplan
Recommendation: Adopt A Resolution Terminating The Oakland Police Department's Participation In The Joint Terror Task Force

[20-0691](#)

Attachments: [View Report - Kaplan](#)
[View Annual Report - OPD](#)
[View Legislation](#)
[View Supplemental Report - Kaplan 10/9/2020](#)
[View Supplemental Report - Bas 10/16/2020](#)
[View Supplemental Report - 10/16/2020](#)
[88346 CMS](#)

As A Non-Consent Item On The October 20, 2020 City Council Agenda

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

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[20-0707](#)

- Attachments:** [View Pending Lists](#)
[View Previously Distributed 10 Day Agendas](#)
[View Draft Agendas](#)

This Report and Recommendation be Accepted as Amended.

**CHANGES MADE TO THE PREVIOUSLY DISTRIBUTED 10 DAY AGENDA; OCTOBER 20, 2020
CONCURRENT MEETING OF THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY AND
THE CITY COUNCIL**

Subject: On-Call Horizontal Concrete Shaving Professional Service Agreement
From: Transportation Department
Recommendation: Adopt A Resolution Waiving Advertising And Competitive Bidding And Authorizing The City Administrator To Negotiate And Award A Construction Services Contract For On-Call Horizontal Concrete Shaving For Sidewalk Displacements Services, For A Term Not To Exceed Four (4) Years And In An Amount Not To Exceed Four Million Five Hundred Thousand Dollars (\$4,500,000) With Precision Emprise, LLC [TITLE CHANGE]

[20-0702](#)

- Attachments:** [View Report](#)
[View Attachment A](#)
[View Legislation](#)
[View Supplemental Report -11/6/2020](#)
[View Supplemental Report Attachment A -11/6/2020](#)
[View Supplemental Legislation -11/6/2020](#)
[88377 CMS](#)

The Committee requested to withdraw this item and return to the next Rule and Legislation Committee for rescheduling

This City Resolution be Withdrawn with No New Date.

5 Determinations Of Closed Session
[20-0706](#)

There will be a Closed Session on October 29, 2020 at 1:30 p.m. Via Teleconference

This Report and Recommendation be Accepted.

S6 Subject: Police Commission Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of James Jackson To Serve On The Oakland Police Commission As Commissioner
[TITLE CHANGE]
[20-0677](#)

- Attachments:** [View Report](#)
[View James Jackson Application](#)
[View Brian Hauck Application](#)
[View Legislation](#)
[View Supplemental Resume: Jackson 10/2/2020](#)
[View Supplemental Resume: Hauck 10/2/2020](#)
[View Supplemental Memo - 10/09/2020](#)
[View Supplemental Report - 11/25/2020](#)
[View Supplemental Legislation - 11/25/2020](#)
[88387 CMS](#)

A motion was made by Sheng Thao, seconded by Nikki Bas, that this matter be Approved the Recommendation of Staff, and Forward to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 10/20/2020. The motion carried by the following vote:

Aye: 3 - Kaplan, Thao, and Bas

Absent: 1 - McElhanev

NO VOTE: 0

Open Forum (Total Time Available: 15 Minutes)

There were 2 speaker on this item

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 11:13 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