



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

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

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

Thursday, April 20, 2023

10:30 AM

City Council Chamber, 3rd Floor

The Oakland City Council Rules & Legislation Committee convened at 10:55 a.m., with Council President Fortunato Bas presiding as Chairperson.

COMMITTEE MEMBERSHIP:

1 Roll Call / Call To Order

Present 4 - Dan Kalb, Nikki Fortunato Bas, Carroll Fife, and Janani Ramachandran

2 NO DRAFT MINUTES FOR APPROVAL

3 New Scheduling Items

There were 3 speakers on this item

A motion was made by Carroll Fife, 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

3.1 Subject: Honoring And Commending Brian Carthan For 36 Years Of Exemplary Service
From: Councilmember Gallo

Recommendation: Adopt A Resolution Honoring And Commending Brian Carthan For 36 Years Of Exemplary Service To The City Of Oakland

[23-0310](#)

Attachments: [View Legislation](#)

[89684 CMS](#)

Ceremonial

This City Resolution be Scheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/2/2023

3.2 Subject: Resolution In Support Of California State Assembly Bill 363 (Bauer-Kahan)
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of California State Assembly Bill 363 (Bauer- Kahan) That Would Protect Bees, Clean Water, People, And The Future Of Our Food Supply By Requiring The Department Of Pesticide Regulation To Complete An Evaluation Of The Use Of Neonicotinoid (Neonic) Pesticides On Turf And Ornamental Plants In Non-Agricultural Settings
[23-0311](#)

- Attachments:** [View Memo](#)
[View Report](#)
[View Fact Sheet](#)
[View Analysis 1](#)
[View Analysis 2](#)
[View Legislation](#)
[89690 CMS](#)

Pursuant to Rule 24, a statement was made on record as to the 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 5/2/2023

3.3 Subject: Resolution In Support Of AB 930
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of AB 930 (Friedman), The Reinvestment In Infrastructure For A Sustainable And Equitable California (RISE) Act Of 2023, Which Permits Two Or More Local Governments To Jointly Form A RISE District To Unlock Tax Increment Financing For Infrastructure And Equitable Development
[23-0314](#)

- Attachments:** [View Report](#)
[View Legislation](#)
[89691 CMS](#)

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

Consent

Title Change read into record

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/2/2023

- 3.4** Subject: Honoring The Ukrainian Resistance Of Russia's Invasion
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution Reaffirming Oakland's Commitment To The Principles Of Democracy And Self Governance, And Condemning The Continued Russian Invasion Of Ukraine
[23-0315](#)

Attachments: [View Report](#)
[View Legislation](#)
[89692 CMS](#)

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 5/2/2023

- 3.5** Subject: Celebrating East Bay Municipal Utility District's (EBMUD) 100th Anniversary
From: Council President Fortunato Bas And President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Celebration Of East Bay Municipal Utility District's (EBMUD) 100 Years Of Serving The East Bay
[23-0316](#)

Sponsors: Kalb

Attachments: [View Legislation](#)
[View Supplemental Legislation - 4/28/2023](#)
[89693 CMS](#)

Consent

President Pro Tempore Kalb requested to be a Co-Sponsor

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/2/2023

3.6 Subject: Celebration Of May As Affordable Housing Month
From: Council President Fortunato Bas
Recommendation: Adopt A Resolution In Celebration Of May 2023 As Affordable Housing Month And Celebrating The Service And Leadership Of Our Affordable Housing Providers Toward A More Vibrant, Equitable And Just City
[23-0318](#)

Attachments: [View Legislation](#)
[View Supplemental Legislation - 4/28/2023](#)
[89694 CMS](#)

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 5/2/2023

3.7 Subject: Housing, Residential Rent And Relocation Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of Marcos Escobar As An Undesignated Representative To The Housing, Residential Rent And Relocation Board
[23-0319](#)

Attachments: [View Report and Legislation](#)

This City Resolution be Scheduled.to go before the *Rules & Legislation Committee to be heard 5/11/2023

3.8 Subject: City Planning Commission
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Alex Randolph, Josie Ahrens, And Natalie Sandoval As Members Of The City Planning Commission
[23-0320](#)

Attachments: [View Report and Legislation](#)

This City Resolution be Scheduled.to go before the *Rules & Legislation Committee to be heard 5/11/2023

3.9 Subject: Amending And Extending The Civicorps Schools Contract Agreement
From: Oakland Public Works Department
Recommendation: Adopt A Resolution: (1) Waiving The City Of Oakland's Advertising And Solicitation Of Proposals/Qualifications Requirements; (2) Authorizing The City Administrator To: A. Extend The Contract With Civicorps Schools (Contract Purchase Order 2020003454), Established Per Resolution Number 87719 C.M.S., For Five Additional Years Ending In 2029 With An Expanded Scope Of Work; And B. Increase The Contract Amount From Three Hundred Thousand Dollars (\$300,000) To An Amount Not To Exceed Nine Hundred Thousand Dollars (\$900,000); And (3) Adopting Appropriate California Environmental Quality Act Findings
[23-0305](#)

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

This City Resolution be Scheduled.to go before the * Public Works And Transportation Committee to be heard 5/9/2023

3.10 Subject: On-Call Sanitary Sewer Construction Services
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing: (1) The City Administrator To Execute Construction Contracts For On-Call Sanitary Sewer Construction Services That Follow All City Advertising And Competitive Bidding Requirements And Are Awarded In Direct Service Of Delivering The On-Call Sanitary Sewer Construction Services For A Duration Of Three Years To The Following Tiers, Without Return To City Council: (A) Tier 1 Firms Each For An Amount Not-To-Exceed Seven Million Dollars (\$7,000,000.00) Annually To Qualified Contractors; And (B) Tier 2 Firms Each For An Amount Not-To-Exceed One Million Dollars (\$1,000,000.00) Annually To Qualified Contractors; And (2) Adopting Appropriate California Environmental Quality Act Findings
[23-0306](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Presentation - 5/4/2023](#)

This City Resolution be Scheduled.to go before the * Special Public Works And Transportation Committee to be heard 5/9/2023

3.11 Subject: On-Call General Construction Services
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing: (1) The City Administrator To Execute Construction Contracts For On-Call General Construction Services That Follow All City Advertising And Competitive Bidding Requirements And Are Awarded In Direct Service For A Duration Of Three Years To The Following Tiers, Without Return To City Council: (A) Tier 2 Firms For An Amount Not-To-Exceed Four Million Dollars (\$4,000,000.00) Annually To Qualified Contractors; And (B) Tier 2 Firms For An Amount Not-To-Exceed One Million Dollars (\$1,000,000.00) Annually To Qualified Contractors; And (2) Adopting Appropriate California Environmental Quality Act Findings
[23-0307](#)

- Attachments:** [View Report](#)
[View Attachment A](#)
[View Attachment B](#)
[View Attachment C](#)
[View Attachment D](#)
[View Legislation](#)

This City Resolution be Scheduled.to go before the * Special Public Works And Transportation Committee to be heard 5/9/2023

3.12 Subject: Malonga Informational Report
From: Oakland Parks And Recreation Youth Department
Recommendation: Receive An Informational Report For The Malonga Casquelourd Center For The Arts (Malonga or MCCA) On The Status Of (1) Lease Agreements With Malonga Arts Collective Members, (2) Scope And Budget Of A Master Plan For Cultural Arts Programming At Malonga, And (3) City's Feasibility Study And Building Assessment
[23-0321](#)

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

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 5/9/2023

3.13 Subject: Study Session On The Oakland 2045 General Plan Update
Form: Planning And Building Department
Recommendation: Conduct A Study Session On The Oakland 2045 General Plan Update Process As Follows: (A) Receive An Informational Presentation On The Public Review Draft Safety Element; (B) Receive An Informational Presentation On The Public Review Draft Environmental Justice Element; And (C) Provide Feedback To Staff On The Public Review Drafts Of Safety And Environmental Justice Element; On The June 13, 2023 Community And Economic Development Committee Agenda And Public Safety Committee Agenda
[23-0308](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee and the Public Safety Committee to be heard 6/13/2023

3.14 Subject: Adding Chapter 10.74 To The OMC Imposing Fines And Penalties
From: Councilmember Gallo
Recommendation: Adopt An Ordinance Adding Chapter 10.74 To The Oakland Municipal Code Imposing Fines And Penalties Against Organizers And Facilitators Of Sideshows [22-0830](#)

- Attachments:** [View Report](#)
[View Legislation](#)
[View Supplemental Report 12/1/2022](#)
[View Supplemental Report - 12/15/2022](#)
[View Supplemental Legislation - 12/15/2022](#)
[View Supplemental Legislation - 4/27/2023](#)

Continued to Rules and Legislation Committee for Scheduling

This Ordinance be Continued.to go before the *Rules & Legislation Committee

3.15 Subject: OPD Q1 2023 Staffing Report
Form: Oakland Police Department
Recommendation: Receive An Informational Report Of Oakland Police Department's Q1 2023 Staffing [23-0309](#)

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

This Informational Report be Scheduled.to go before the *Public Safety Committee to be heard 5/23/2023

3.16 Subject: Council President's Proposed Budget Amendments
From: Council President Fortunato Bas
Recommendation: Approve A Report And Recommendation Of The Council President's Proposed Budget Amendments To The Fiscal Year 2023-2025 Proposed Budget For The City Of Oakland; On A June 15, 2023 Special City Council Agenda At 10:30 A.M. [23-0317](#)

Continued to Rules and Legislation Committee for Scheduling

This Report and Recommendation be Scheduled.to go before the *Rules & Legislation Committee

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[23-0264](#)

- Attachments:** [April 25, 2023 Special Finance And Management Committee Agenda](#)
[April 25, 2023 Public Works And Transportation Committee Agenda](#)
[April 25, 2023 Community And Economic Development Committee Agenda](#)
[April 25, 2023 Life Enrichment Committee Agenda](#)
[CANCELLED April 25, 2023 Public Safety Committee](#)
[April 27, 2023 Rules And Legislation Committee Agenda](#)
[Finance and Management Committee Pending List](#)
[Public Works And Transportation Committee Pending List](#)
[Community And Economic Development Pending List](#)
[Life Enrichment Committee Pending List](#)
[Education Partnership Committee Pending List Revised 03.30.23](#)
[Public Safety Committee Pending List](#)
[Rules And Legislation Committee Pending List](#)
[May 2, 2023 Concurrent Meeting Of The ORSA And The City Council Agenda](#)
[May 4, 2023 Rules And Legislation Committee Agenda](#)

There were 2 speakers on this item

A motion was made by Dan Kalb, seconded by Carroll Fife, 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 AGENDAS AND PENDING LIST

Changes Made ToThe April 25, 2023 Life Enrichment Committee Agenda

This be Accepted.

Subject: Fiscal Agent Change For Youth Joint Powers Authority
From: Human Services Department
Recommendation: Adopt A Resolution Amending Resolution No. 89180 C.M.S. Regarding The Youth Ventures Joint Powers Authority (YVJPA) Grant In The Amount Of \$150,000 Per Year For Fiscal Years 2021-2022 And 2022-2023, For The City Of Oakland's Annual Contributions To The YVJPA, To Change Its Fiscal Agent From Marcus A. Foster Educational Institute To Philanthropic Ventures Foundation
[23-0291](#)

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

This City Resolution be Withdrawn with No New Date.

Changes Made To The May 9, 2023 Community & Economic Development Committee - Pending List

It was noted that President Pro Tempore Kalb is Excused from the May 9, 2023 Community & Economic Development Committee

This be Accepted.

Subject: New Advertising Signs Municipal Code Amendments
From: Councilmember Gallo, Councilmember Kaplan, And Council President Bas
Recommendation: Adopt An Ordinance (1) Amending Oakland Planning Code Section 17.104.060 To Specify Regulations And Procedures For Advertising Signs, (2) Adding Chapter 5.97 To The Oakland Municipal Code Establishing Application Processes For New Advertising Signs, (3) Amending Title 14 Of The Oakland Municipal Code To (A) Specify Agreement Types For New Advertising Signs (B) Create Application Requirements, Physical Standards And Operational Standards For New Advertising Signs, And (C) Strike Outdated Or Non-Applicable Sections Of Title 14; And (4) Making Appropriate California Environmental Quality Act Exemption Findings
[22-0898](#)

Attachments: [NO WRITTEN MATERIAL WAS SUBMITTED](#)

This Ordinance be Rescheduled to go before the *Community & Economic Development Committee to be heard 5/23/2023

5 Determinations Of Closed Session

No Action Taken

There was 1 speaker on this item

Open Forum

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 11:43 a.m.

Americans With Disabilities Act

If you need special assistance, including translation services 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

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.