



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, October 5, 2023

10:30 AM

City Council Chamber, 3rd Floor

The Oakland City Council Rules And Legislation Committee convened at 10:42 A.M., with Council President Bas presiding as Chairperson.

The Roll Call was modified to note President Pro Tempore Kalb present at 10:55 a.m.

1 Roll Call / Call To Order

Excused 1 - Dan Kalb

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

COMMITTEE MEMBERSHIP:

2 Approval Of The Draft Minutes From The Committee Meeting Of September 21, 2023 [23-0725](#)

Attachments: [View Report](#)

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

Excused: 1 - Kalb

Aye: 3 - Fortunato Bas, Fife, and Ramachandran

NO VOTE: 0

3 New Scheduling Items

2 Speakers Spoke 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: Informational Report On Practices At The Department Of Human Resources Management For Recruiting, Testing, And Hiring 9-1-1 Dispatchers During The Years 2022 And 2023
From: Councilmember Ramachandran
Recommendation: Receive An Informational Report On Practices At The Department Of Human Resources Management For Recruiting, Testing, And Hiring 9-1-1 Dispatchers During The Years 2022 And 2023, Including But Not Limited To: 1) Staffing Levels And Vacancy Trends During That Time Period; 2) Data On The Number Of Applications Received And Processed, Examinations Conducted, And Candidates Deemed Qualified By Month; And 3) Processes And Timelines For Processing Applications And Forwarding Qualified Candidates To OPD For Consideration, Including An Explanation Of How Continuous Hiring Processes Actually Function And During What Months Continuous Hiring Took Place; On The October 10, 2023 Public Safety Committee Agenda
[23-0766](#)

This City Resolution be Continued.to go before the *Rules & Legislation Committee to be heard 10/12/2023

- 3.2** Subject: Corridor Safety Ambassador Grants
From: Economic Workforce Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award Grant Agreements For The 2023-2024 Corridor Safety Ambassador Program To Non-Profit Organizations Jack London Improvement District, Spanish Speaking Unity Council Of Alameda County, Inc. And Black Cultural Zone Community Development Corporation For The Fiscal Year 2023-2024 As Set Forth In Table 1 To This Resolution For A Total Amount Not To Exceed One Million Dollars (\$1,000,000) To Immediately Enhance Security Ambassador And Personnel And Safety Programs During The 2023 Holiday Shopping Season And Throughout The Program Year In High Priority Neighborhood Business Corridors Including The Downtown, Hegenberger, And Fruitvale, Commercial Corridors
[23-0781](#)

Attachments: [View Report](#)

[View Legislation](#)

[View Supplemental Report - Council President Bas D2 - 10/12/2023](#)

[View Staff Supplemental Report - 10/13/2023](#)

Council President Bas made a motion seconded by Councilmember Fife to schedule the item to the October 10, 2023 Community And Economic Development Committee Agenda and approve the urgency finding for the following reason: 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 is required to avoid a substantial adverse impact that would occur if the action were deferred to a subsequent special or regular meeting;

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 10/10/2023

Aye: 3 - Kalb, Fortunato Bas, and Fife

No: 1 - Ramachandran

NO VOTE: 0

3.3 Subject: State Of The City
 From: Office Of The Mayor
 Recommendation: Receive An Oral Update From Mayor Sheng Thao Regarding The State Of The City
[23-0775](#)

As A Ceremonial

This Informational Report be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/17/2023

3.4 Subject: Report On The Legal Implications Of The City Council Resolution 89317 C.M.S.
 From: Gene Hazzard
 Recommendation: Receive An Informational Report On The Legal Implication Of City Council's Resolution 89317 C.M.S. Approved July 12, 2022; On The October 17, 2023 City Council Agenda On Consent
[23-0780](#)

The Committee Approved to Refer This Item To The City Attorney's Office For Legal Review And Further Consideration.

A motion was made by Dan Kalb, seconded by Carroll Fife, that this matter be Continued to go before the *Rules & Legislation Committee, to be heard 10/12/2023. The motion carried by the following vote:

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

NO VOTE: 0

3.5 Subject: Master Fee Schedule Amendments To Conform To The Lobbyist Registration Act
 From: Council President Fortunato Bas And Public Ethics Commission
 Recommendation: Adopt An Ordinance Amending Ordinance No. 13747 C.M.S. (Which Adopted The Fiscal Year 2023-2024 Revised Master Fee Schedule), As Amended, To Establish, Modify And Delete Fees And Penalties Assessed By The City Of Oakland; On The October 17, 2023 City Council Agenda On Consent
[23-0789](#)

As A Public Hearing

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

This Ordinance be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 11/7/2023

3.6 Subject: District 2 Mural Fund Grant For Chinatown Kitchen Kids Mural Project
From: Council President Fortunato Bas
Recommendation: Adopt A Resolution Awarding A Grant In The Amount Of \$28,000 From The District 2 Mural Funding To Higher Gliffs DBA Community Rejuvenation Project For A Mural Located At 723 Webster Street, With The Support Of Artist Desi Mundo
[23-0790](#)

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

On Consent

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

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/17/2023

3.7 Subject: Resolution Opposing Book Bans
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution (1) In Opposition To Book Bans; (2) In Support Of Protecting The Rights Of Every Individual To Access A Wide Variety Of Books In Libraries, Schools And Elsewhere; (3) In Support Of Public And School Librarians Defending Literary Freedom And Diversity; And (4) Opposing Government Censorship Of Books
[23-0791](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Legislation - 10/12/2023](#)

On Consent

A Title Change Was Accepted

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

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/17/2023

3.8 Subject: Flex Streets Program Public Street Closures
From: Councilmember Fife
Recommendation: Adopt An Ordinance Amending Section 8.62.100 Of The Oakland Municipal Code (O.M.C.) For The Purposes Of: (1) Reinstating The Portion Of The Flex Streets Program Facilitating Public Street Closures For Restaurant, Retail, Café, Parklet, And Other Businesses To Close And Use Public Right-Of-Ways To Encourage Public Safety, Business Development, And Healthy Outdoor Use And Enjoyment Of Public Spaces; And (2) Creating A New Sunset Date Of December 31, 2025 For Public Street Closures As Part Of The Flex Streets Program; And (3) Adopting Appropriate California Environmental Quality Act (CEQA) Findings [23-0782](#)

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

On Non-Consent

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

This Ordinance be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/17/2023

3.9 Subject: 2024 Schedule Of City Council And Council Committee Meetings
From: Office Of The City Clerk
Recommendation: Approve A Report And Recommendation For The 2024 Schedule Of City Council And Council Committee Meetings, Agenda Materials Deadlines, And Agenda Distribution Dates [23-0774](#)

Attachments: [View Report](#)
[View 2024 DRAFT Legislative Calendar](#)

This Report and Recommendation be Scheduled.to go before the *Rules & Legislation Committee to be heard 10/19/2023

- 3.10** Subject: Slavery Disclosure Ordinance Annual Update
From: Finance Department
Recommendation: Receive An Informational Report On The Status Of Implementation Of The Slavery Era Disclosure Ordinance
[23-0776](#)

Attachments: [View Report](#)
[View Attachment A](#)
[View Attachment B](#)
[View Attachment C](#)

This Informational Report be Scheduled.to go before the *Finance & Management Committee to be heard 10/24/2023

- 3.11** Subject: ITD Oakland Network Upgrade
From: Information Technology Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Cooperative Purchase Agreement With Presidio Networked Solutions Group, LLC., For A Not To Exceed Contract Grand Total Amount Of \$1,023,111.57 With A Term Starting November 7, 2023 And Ending December 31, 2025 To Upgrade The City's Core IT Network Switching Infrastructure With Next Generation Hardware, And Waiving The Local/Small Local Business Enterprise Program Requirements
[23-0783](#)

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

This City Resolution be Scheduled.to go before the *Finance & Management Committee to be heard 10/24/2023

- 3.12** Subject: Exclusive Negotiation Agreement With Oakland & The World Enterprises, McCormack Baron Salazar, And Strada Investment Group II For 1911 Telegraph Avenue
From: Economic Workforce Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Enter Into An Exclusive Negotiation Agreement (ENA) With Oakland & The World Enterprises, Inc., McCormack Baron Salazar, Inc., And Strada Investment Group II, L.L.C., Or Their Affiliates, For The Potential Lease Disposition And Development Of A Mixed-Use Development At 1911 Telegraph Avenue, For A Term Of Twenty-Four Months, With Two Six-Month Administrative Extensions With A Nonrefundable Ena Payment Of \$50,000 And Nonrefundable Extension Payments Of \$12,500 Each, And Adopting California Environmental Quality Act Findings; On The October 24, 2023 Community And Economic Development Committee Agenda
[23-0777](#)

This City Resolution be Continued.to go before the *Rules & Legislation Committee to be heard 10/12/2023

3.13 Subject: On-Call Appraisal, Title And Escrow Contracts
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute Seven (7) On Call Professional Service Agreements For Real Estate Appraisal, Title And Escrow Services In Amounts Not To Exceed Five Hundred Thousand Dollars (\$500,000) Per Vendor, Totaling Three Million Five Hundred Thousand Dollars (\$3,500,000) For All Vendors Combined Over A Five-Year Term, With Bender Rosenthal Inc., Colliers International, Yovino-Young Inc., Integra Realty Resources, Valbridge Property Advisors, Chicago Title Company And Old Republic Title Company

[23-0778](#)

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

A Title Change Was Accepted

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 10/24/2023

3.14 Subject: 2023 Mills Act Contract Recommendations
From: Planning And Building Department
Recommendation: Adopt A Resolution, As Recommended By The Landmarks Preservation Advisory Board, Approving Three (3) Mills Act Contracts Between The City Of Oakland And The Properties At 295 MacArthur Boulevard, 867 Willow Street, And 3220 MacArthur Boulevard, Pursuant To Ordinance No. 12987 C.M.S., To Provide Property Tax Reductions In Exchange For Owners' Agreement To Repair And Maintain Historic Properties In Accordance With Submitted Work Programs And Approving Total City Tax Revenue Reduction Estimated To Be Below \$25,000 Per Year, And Making California Environmental Quality Act Findings

[23-0784](#)

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

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 10/24/2023

3.15 Subject: Affordable Housing Professional Services Agreements
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Extend The Terms And Increase The Amounts Of Four Existing Professional Services Agreements With The Following Consultants And Waive The Request For Proposals/Qualification Process: (A) Amy Hiestand Consultant, LLC Extending The Term From December 31, 2023, To December 31, 2026, And Increasing The Amount Of The Agreement From \$150,000 To An Amount Not To Exceed \$300,000; And (B) Kenneth Jones (Aka Liberty Atlantic Development Partners) Or An Entity Owned By Kenneth Jones, Extending The Term From December 31, 2023, To December 31, 2026, And Increasing The Amount Of The Agreement From \$99,500 To An Amount Not To Exceed \$150,000; And (C) Housing Tools, LLC, Extending The Term From May 1, 2024, To December 31, 2026, And Increasing The Amount Of The Agreement From \$49,999 To An Amount Not To Exceed \$150,000; And (D) Anjanette Scott, LLC, Extending The Term From May 1, 2024, To December 31, 2026, And Increasing The Amount Of The Agreement From \$49,999 To An Amount Not To Exceed \$150,000; And (2) Enter Into A Professional Services Agreement With Myall Consulting For A Term To December 31, 2026, And In An Amount Not To Exceed \$150,000
[23-0785](#)

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

A Title Change Was Accepted

This City Resolution be Scheduled to go before the *Community & Economic Development Committee to be heard 10/24/2023

3.16 Subject: 2023 Homekey Recommendations & Rapid Response Homeless Housing Program

From: Housing And Community Development Department

Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution: A Resolution: 1. Authorizing The City Administrator To Accept, And Enter Into Standard Agreements As A Local Agency Partner For, Funds Awarded Under Round Three Of The California Department Of Housing And Community Development's Homekey Program, 2. Approving And Authorizing Affordable Housing Development Funding From Homekey Round Three And City Matching Funds For The Following Homekey Projects: Imperial Inn (490 West Macarthur Boulevard), Dignity Village (9418 Edes/606 Clara Street), Kingdom Builders Transitional Housing (624 14th Street), The Maya (4715 Telegraph Avenue), And Csh Enterprise Housing (8471 Enterprise Way), And 3. Making Related California Environmental Quality Act Findings; And

[23-0786](#)

Attachments: [View Report](#)

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A Title Change Was Accepted

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 10/24/2023

2) A Resolution: 1. Authorizing The City Administrator To Apply As A Local Agency Partner For Funds For Affordable Housing Development Grants From Round Four Of The California Department Of Housing And Community Development's Homekey Program, 2. Waiving Local And Small Local Business Enterprise (L/SLBE) Program, Local Employment, And Oakland Apprenticeship Requirements For Homekey Projects, And 3. Making Related California Environmental Quality Act Findings; And

[23-0787](#)

Attachments: [View Report](#)

[View Legislation](#)

A Title Change Was Accepted

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 10/24/2023

3) A Resolution: 1. Establishing A Rapid Response Homeless Housing (R2H2) Program To Fund Projects That Provide Housing To People Experiencing Or At Risk Of Homelessness In An Expeditious And Effective Manner, 2. Allocating City Capital Funds In A Total Amount Not To Exceed \$10,400,740 And Operating Funds From The State Of California Permanent Local Housing Allocation Grant Program In An Amount Estimated To Be \$19,667,562 To The R2H2 Program, 3. Authorizing The City Administrator To Fund Loans Or Grants Under The R2H2 Program Without Returning To Council, 4. Waiving Local And Small Local Business Enterprise (L/SLBE), Local Employment, And Oakland Apprenticeship Requirements For Projects Funded Under The R2H2 Program, And 5. Making Related California Environmental Quality Act Findings

[23-0788](#)

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

A Title Change Was Accepted

This City Resolution be Scheduled to go before the *Community & Economic Development Committee to be heard 10/24/2023

3.17 Subject: Appropriations Limit Increase For Fiscal Years 2024-2025 Through 2027-2028

From: Finance Department

Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The March 5, 2024 Special Municipal Election An Ordinance To Increase The Appropriations Limit For Fiscal Years 2024-25 Through 2027-28 To Allow The City To Expend Funds Collected From Twelve Voter-Approved General And Special Tax Ballot Measures For Emergency Medical Services, Paramedic Services, Library Services, Public Safety And Violence Prevention Services, Homeless Services, Children's Services, Parks And Recreation, The Oakland Zoo And Other Lawful Governmental Purposes; And Directing The City Clerk To Take All Actions Necessary Under Law To Submit This Ordinance To The Voters At The March 5, 2024 Special Municipal Election

[23-0779](#)

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

This City Resolution be Scheduled to go before the *Rules & Legislation Committee to be heard 10/26/2023

3.18 Subject: Recognized Obligation Payment Schedule FY 2024-2025
 From: Finance Department
 Recommendation: Adopt A Resolution Approving The Submission Of A Recognized Obligation Payment Schedule And Oakland Redevelopment Successor Agency Administrative Budget For July 1, 2024 Through June 30, 2025, And Transmission Of Both To The Countywide Oversight Board, The Alameda County Auditor-Controller And The State Department Of Finance For Approval; On The December 5, 2023 City Council Agenda On Consent
[23-0792](#)

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

This City Resolution be Scheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 12/5/2023

4 Review Of Draft Agendas, Pending Lists, City Council And Committee Meetings And Oral Report Out Of The Closed Session Agenda
[23-0726](#)

- Attachments:** [October 10, 2023 Finance And Management Agenda](#)
[October 10, 2023 Public Works And Transportation Agenda](#)
[October 10, 2023 Community And Economic Development Agenda](#)
[October 10, 2023 Life Enrichment Agenda](#)
[October 10, 2023 Public Safety Agenda](#)
[October 12, 2023 Rules And Legislation Agenda](#)
[Finance And Management Pending List](#)
[Public Works And Transportation 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 October 17, 2023 Special City Council Agenda](#)
[DRAFT October 19, 2023 Rules And Legislation Agenda](#)

3 Speakers Spoke 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

CHANGES MADE TO THE OCTOBER 10, 2023 FINANCE AND MANAGEMENT COMMITTEE AGENDA

AT THE CALL OF THE COMMITTEE THE OCTOBER 10, 2023 FINANCE AND MANAGEMENT COMMITTEE WAS CANCELLED. THE NEXT REGULARLY SCHEDULED FINANCE AND MANAGEMENT COMMITTEE WILL BE HELD TUESDAY, OCTOBER 24, 2023 AT 9:30 A.M.

Subject: Oakland PFRS's Investment Portfolio As Of June 30, 2023
From: Finance Department
Recommendation: Receive An Informational Report On The Oakland Police And Fire Retirement System's ("PFRS", Or "System") Investment Portfolio As Of June 30, 2023
[23-0695](#)

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

This Informational Report be * Withdrawn and Rescheduled.to go before the *Finance & Management Committee to be heard 10/24/2023

CHANGES MADE TO THE OCTOBER 10, 2023 PUBLIC SAFETY COMMITTEE AGENDA

AT THE CALL OF THE COMMITTEE THE OCTOBER 10, 2023 PUBLIC SAFETY COMMITTEE MEETING WAS CANCELLED. THE NEXT REGULARLY SCHEDULED PUBLIC SAFETY COMMITTEE MEETING WILL BE HELD TUESDAY, OCTOBER 24, 2023 AT 6:00 P.M.

Subject: Medical Director Agreement
From: Oakland Fire Department
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator To Enter Into A Two-Year Agreement With Dr. Herbert Gene Hern Doing Business As (DBA) "Emergentt Consulting" To Continue Providing The Services Of Medical Director For The Oakland Fire Department From October 1, 2023 Through September 30, 2025 At A Cost Of One Hundred Seventy Thousand Dollars (\$170,000) With The Option To Extend For One Year At A Cost Of Eighty Thousand Dollars (\$80,000) For A Total Contract Amount Not To Exceed Two Hundred And Fifty Thousand Dollars (\$250,000); And (2) Waiving City's Competitive Request For Proposals/Qualifications (RFP/Q) Process And Local And Small Business (LBE/SLBE) Enterprise Program Requirements For The Proposed Agreement
[23-0739](#)

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

On Consent

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 10/17/2023

Open Forum

3 Speakers Spoke During Open Forum

Adjournment

There being no further business, the Oakland City Council Rules And Legislation Committee adjourned the meeting at 12:17 p.m.

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.**