



City of Oakland

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

Meeting Minutes - DRAFT *Rules & Legislation Committee

Thursday, February 23, 2023

10:30 AM

Virtual Tele - Conference Via Zoom

Please See The Agenda To Participate In The Meeting

The Rules And Legislation Committee convened at 10:33 A.M., with Council President Bas presiding as Chairperson.

Roll Call / Call To Order

Excused 1 - Dan Kalb

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

COMMITTEE MEMBERSHIP:

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 call of the que opened at 10:34 a.m. and closed at 10:49 a.m.

5 individuals spoke during Public Comment

2 Approval Of The Draft Minutes From The Committee Meeting Of February 9, 2023
[23-0070](#)

Attachments: [View Report](#)

A motion was made by Carroll Fife, seconded by Janani Ramachandran, 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

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

Excused: 1 - Kalb

Aye: 3 - Fortunato Bas, Fife, and Ramachandran

NO VOTE: 0

- 3.1 Subject: Oakland City Council Orientation And Overview - City Priorities And Departments - Public Safety, Emergency Response, Public Infrastructure, And Constituent Services
From: Office Of The City Administrator
Recommendation: Receive An Informational Report That Provides An Overview Of Public Safety, Violence Prevention, Emergency Operations/Response, Public Infrastructure, And Constituent Services In The City Of Oakland That Shall Include Presentations From The City Administrator's Office, Oakland Fire Department, Oakland Police Department, Department Of Violence Prevention, Office Of The Inspector General, Community Police Review Agency/Police Commission, Oakland Public Works And Oakland Department Of Transportation
[22-1014](#)

Attachments: [View Report](#)
[View Presentation](#)
[View Supplemental Report - 1/19/2023](#)
[View Supplemental Presentation - 1/19/2023](#)

On Consent

Rule 24 was stated on the record as to why this item is bypassing committee

This Informational Report be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 3/7/2023

- 3.2 Subject: People Of The State Of California Et Al.V. Purdue Pharma L.P., Et. Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing The City Attorney To Release The City's Potential Claims As Necessary To Join The National Walgreens Settlement Agreement, The National Walmart Settlement Agreement, The National CVS Settlement Agreement, And Their Accompanying California State-Subdivision Agreements Regarding Distribution And Use Of Settlement Funds, As Well As To Release The City's Potential Claims As Necessary To Join The National Teva Settlement Agreement, The National Allergan Settlement Agreement, And Their Accompanying California State-Subdivision Agreements Regarding Distribution And Use Of Settlement Funds; All Pursuant To In Re National Prescription Opiate Litigation, MDL Master Docket No. 1:17-MD-2804 (Office Of The City Attorney - Public Nuisance, False Advertising, Unfair Competition)
[23-0129](#)

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

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 3/7/2023

3.3 Subject: California Capital Insurance Company V. City Of Oakland, Et Al.
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of California Capital Insurance Company As Subrogee Of The Gee Family Trust V. City Of Oakland And Does 1 Through 25, Inclusive, Alameda County Superior Court Case No. 22CV015984, City Attorney File No. 35070, In The Amount Of Sixty Four Thousand And Six Hundred Five Dollars And Eighty-Three Cents (\$64,605.83) (Department Of Public Works - Inverse Condemnation)
[23-0131](#)

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

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 3/7/2023

3.4 Subject: Oracle Business Intelligence And Analytics Consulting Services
From: Information Technology Department
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator To Execute An Agreement With Fusion Bi, Inc. For One Hundred Five Thousand Dollars (\$105,000) For Oracle Business Intelligence And Analytics Consulting Services For A One (1) Year Term With The Option To Extend For An Additional One (1) Year For A Total Amount Not To Exceed Two Hundred Ten Thousand Dollars (\$210,000); And (2) Waiving The City's Local Business/Small Local Business Utilization Requirements
[23-0123](#)

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

On Consent

Rule 24 was stated on the record as to why this item is 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 3/7/2023

- 3.5** Subject: Appointments To The Housing, Residential Rent And Relocation Board
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Deseana Williams As A Tenant Representative, Charles Oshinuga As An Undesignated Representative, Demitri Taylor As A Landlord Representative, And Marcos Escobar As An Alternate Undesignated Representative To The Housing, Residential Rent And Relocation Board
[23-0132](#)

Attachments: [View Report](#)
[View Application And Resume](#)
[View Legislation](#)

This City Resolution be Scheduled.to go before the *Rules & Legislation Committee to be heard 3/9/2023

- 3.6** Subject: Resolution In Support Of California Senate Bill 466 (Wahab)
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of Senate Bill 466 (Wahab) Which Would (1) Authorize The Owner Of A Residential Real Property To Establish The Initial Rental Rate For A Dwelling Or Unit When The Residential Real Property Has Been Issued A Certificate Of Occupancy Issued Within 15 Years Preceding The Date On Which The Owner Seeks To Establish A Rental Rate; And (2) Is A Subdivided Interest In A Subdivision
[23-0122](#)

The Committee approved the title change that was read on record

This City Resolution be Scheduled.to go before the *Rules & Legislation Committee to be heard 3/16/2023

- 3.7** Subject: Award Construction Contract For Fruitvale Land Crossing Bay Trail
From: Oakland Public Works Department
Recommendation Adopt A Resolution Authorizing The City Administrator, Or Designee, To Award A Construction Contract To Beliveau Engineering, The Lowest Responsive And Responsible Bidder, In Accordance With Project Plans And Specifications For Fruitvale Land Crossing Bay Trail (Project No. 1001169) And With Contractor's Bid, For An Amount Of Eight Hundred Seventy-Five Thousand Dollars (\$875,000.00), And Adopting Appropriate California Environmental Quality Act Findings
[23-0128](#)

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

- 3.8 Subject: Mandela Station
From: Councilmember Kaplan And Councilmember Fife
Recommendation: Adopt A Resolution To Allocate An Amount Not To Exceed Eighteen Million Dollars (\$18,000,000) Of The 2022 Affordable Housing And Infrastructure Bond (Measure U) Funds For The Mandela Station Affordable Development In West Oakland To Address Racial Inequities And Expediently Respond To The Housing Crisis
[23-0130](#)

This City Resolution be Scheduled to go before the *Community & Economic Development Committee to be heard 3/14/2023

- 3.9 Subject: Oakland Head Start State Multi-Contract Report FY23-24
From: Human Services Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing the City Administrator: A. To Apply For and Accept The California Department of Social Services (CDSS) Child Care and Development Division (CDDD) Contract To Receive State Reimbursement Funding In An Amount Of \$3,315,326 To Provide California General Child Care Program (CCTR) Services To Eligible Participants, Ages Birth to Three Years Old, Effective July 1, 2023 Through June 30, 2024; And B. To Appropriate A Contribution From The General Purpose Fund In An Estimated Amount of \$287,464 Equivalent To The Associated Central Services Overhead Costs Estimated; And C. To Accept And Appropriate Additional California General Child Care (CCTR) Program Reimbursement Funding That Becomes Available For The Same Purposes Stated, During The Same Contract Term, And Amend The Agreement Without Returning To Council; And
[23-0125](#)

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

2) A Resolution Authorizing The City Administrator: A. To Apply For And Accept The California State Preschool Program (CSPP) Contract In An Amount Of \$3,364,765 And The California Pre-Kindergarten Supplemental Contract Award (CPKS) In The Amount Of \$32,500 From The California Department Of Education For Early Childhood Education Services From July 1, 2023 Through June 30, 2024; And B. To Appropriate A Contribution From The General Purpose Fund In An Estimated Amount Of \$346,723 Equivalent To The Associated Central Services Overhead Costs Estimated; And C. To Accept And Appropriate Additional CSPP And CPKS Reimbursement Funding That Becomes Available For The Same Purposes Stated, During The Same Contract Term, And Amend The Agreement Without Returning To Council; And
[23-0126](#)

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

3) A Resolution Authorizing The City Administrator: A. To Apply For And Accept The Us Department Of Agriculture Child And Adult Care Food Program (CACFP) Grant From The California Department Of Education In An Estimated Amount Of \$260,000 To Provide Funding For Nutritious Meals, July 1, 2023 Through June 30, 2024; And B. To Accept And Appropriate Additional CACFP Grant Funding That Becomes Available For The Same Purposes Stated, During The Same Grant Term And Amend The Agreement Without Returning To Council

[23-0127](#)

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

3.10 Subject: Digital Arts and Culinary Academy Improvements
From: Oakland Public Works Department
Recommendation: TITLE CHANGE

[OLD TITLE]

Adopt A Resolution: (1) Authorizing The City Administrator To Award A Construction Contract For A Not-To-Exceed Amount of One Million, Eight Hundred Thirty-Six Thousand Dollars (\$1,836,000.00) to Bay Construction Company, The Lowest Responsive And Responsible Bidder For The Digital Arts And Culinary Academy Improvements Project Number 1004851, In Accordance With The Project Plans, Specifications And Contractor's Bid; And (2) Adopting Appropriate California Environmental Quality Act (CEQA) Findings

[NEW TITLE]

Adopt A Resolution (1) Rejecting All Four Formal Competitive Bids Received September 8, 2022, For The Digital Arts And Culinary Academy Improvements, Project Number 1004851, Based On The City Administrator's Workplace And Employment Standards Department's Assessment That All Bids Were Found To Be Non-Responsive For Not Meeting The City's Fifty-Percent Local/Small Local Business Enterprise Trucking Requirement; (2) Award The Contract For An Amount Not To Exceed One Million, Eight Hundred Thirty-Six Thousand Dollars (\$1,836,000.00) In The Open Market, Without Return To Council; And (3) Adopt Appropriate California Environmental Quality Act (CEQA) Findings; On The March 21, 2023 City Council Agenda On Consent

[22-0909](#)

On Consent

Rule 24 was stated on the record as to why this item is 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 3/21/2023

3.11 Subject: CIP Portfolio PMWEB Contract Amendment
 From: Oakland Public Works Department
 Recommendation: Adopt A Resolution Authorizing The City Administrator To Amend The PMWeb Installation, License And Maintenance Agreement With PMWeb, Inc. To Extend The Term From December 31, 2023, Through December 31, 2028, And Increase The Agreement In An Amount Not To Exceed Three Million One Hundred And Twenty-Seven Thousand And Five Hundred Dollars (\$3,127,500), For Support Services, Functionality, Licenses, Training, And Enhancements For The PMWeb Application; On The March 21, 2023 City Council Agenda On Consent [23-0124](#)

On Non-Consent

A title change was read into record and was approved by the Committee.

Rule 24 was stated on the record as to why this item is 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 3/21/2023

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[23-0071](#)

- Attachments:** [February 27, 2023 Finance And Management Committee Agenda](#)
[February 27, 2023 Public Safety Committee Agenda](#)
[February 27, 2023 Life Enrichment Agenda](#)
[February 28, 2023 Public Works Committee Agenda](#)
[February 28, 2023 Community And Economic Development Agenda](#)
[March 2, 2023 Rules And Legislation Committee Agenda](#)
[March 3, 2023 Special City Council Agenda](#)
[Finance And Management Pending List](#)
[Public Works Pending List](#)
[Community Economic Development Pending List](#)
[Life Enrichment Committee Pending List](#)
[Education Partnership Pending List](#)
[Public Safety Pending List](#)
[Rules And Legislation Pending List](#)
[Draft March 7, 2023 City Council Agenda](#)
[Draft March 9, 2023 Rules And Legislation Committee Agenda](#)

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

Excused: 1 - Kalb

Aye: 3 - Fortunato Bas, Fife, and Ramachandran

NO VOTE: 0

CHANGES MADE TO THE DRAFT MARCH 7, 2023 CITY COUNCIL AGENDA

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](#)

*The Rules And Legislation Committee approved that this item be removed as a
Public Hearing from the March 7, 2023 City Council Draft Agenda*

This Ordinance be Accepted.

5 Determinations Of Closed Session

Open Forum

The call of the que opened at 11:19 a.m. and closed at 11:24 a.m.

5 individuals spoke during Open Forum

Adjournment

*There being no further business, 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

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.**