

### 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

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

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

Thursday, February 27, 2025

10:30 AM

City Council Chamber, 3rd Floor

The Oakland City Council Rules And Legislation Committee Convened At 10:31 A.M. With President Pro Tempore Gallo Presiding As Chairperson

#### **COMMITTEE MEMBERSHIP:**

1 Roll Call / Call To Order

Present 3 - Carroll Fife, Noel Gallo, and Rowena Brown

Excused 1 - Janani Ramachandran

AT THE CALL OF PRESIDENT PRO TEMPORE GALLO, A SPECIAL CITY COUNCIL MEETING - BUDGET RETREAT WAS CALLED TO BE HELD ON FRIDAY, MARCH 7, 2025 AT 9 A.M.

2 Approval Of The Draft Minutes From The Committee Meeting Of February 13, 2025 25-0492

Attachments: View Report

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

Aye: 3 - Fife, Gallo, and Brown

Excused: 1 - Ramachandran

NO VOTE: 0

#### 3 New Scheduling Items

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

Aye: 3 - Fife, Gallo, and Brown

Excused: 1 - Ramachandran

NO VOTE: 0

3.1 Subject: FY 2025-27 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) 2025-2027 Budget Based On Preliminary Projected Increases Or Decreases In The Next Budget In Accordance With The Consolidated Fiscal Policy (Ordinance 13487 C.M.S.) 25-0538

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

This Informational Report be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 3/7/2025

3.2 Subject: 2025 Council Retreat

From: President Pro Tempore Gallo

Recommendation: Discussion And Potential Action To Establish Council Values And

Budget And Policy Priorities For Fiscal Year 2025-27 Budgeting Process

25-0539

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

This Report and Recommendation be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 3/7/2025

3.3 Subject: FY 2025-27 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.) 25-0540

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

This Informational Report be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 3/7/2025

3.4 Subject: Amending The Professional Services Agreement With Francisco & Associates, Inc

From: Finance Department

Recommendation: Adopt A Resolution Authorizing An Amendment To The Professional Services Agreement With Francisco & Associates, Inc. For Engineering Services For Various Local Measures And The City Of Oakland Landscaping And Lighting Assessment District To Increase The Compensation By An Amount Up To \$80,000 For A Total Contract Amount Not To Exceed \$630,000; And Waiving The Competitive Request For Proposals/Qualifications Requirements And The Local/Small Local Business Enterprise Requirements 25-0529

<u>Attachments:</u> <u>View Attachment A</u>

View Legislation

This City Resolution be Scheduled.to go before the \*Finance & Management Committee to be heard 3/11/2025

3.5 Subject: Executive Recruitment Agencies Agreements Extension and Additional

**Funding** 

From: Human Resources Management Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Extend The Professional Services Agreement With The Hawkins Company To Continue Provision Of Executive Recruitment Staffing Services For The Period Of October 3, 2024 Through October 2, 2026, Cooperative Personnel Services D.B.A CPS HR Consulting To Continue Provision Of Executive Recruitment Staffing Services For The Period Of January 3, 2025 Through January 2, 2027, Baker Tilly Advisory Group LP To Continue Provision Of Executive Recruitment Staffing Services For The Period Of October 17, 2024 Through October 16, 2026, The Byers Group Ca, Inc. To Continue Provision Of Executive Recruitment Staffing Services For The Period Of October 3, 2024 Through October 2, 2026 And Ralph Andersen & Associates To Continue Provision Of Executive Recruitment Staffing Services For The Period Of January 3, 2025 Through January 2, 2027, And For Each Of The Aforementioned Executive Recruitment Agency Contract, Add An Amount Of \$125,000.00 For Contract Year One And \$125,000 For Contract Year Two For A Total Amount Of \$500,000.00 Over The Four-Year Term Of Each Contract

**25-0479** 

Attachments: View Report

View Legislation

This City Resolution be Scheduled.to go before the \*Finance & Management Committee to be heard 3/11/2025

3.6 Subject: Temporary Staffing Service Agencies Agreements Extension And Name Amendment

From: Human Resources Management Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Extend
The Professional Services Agreement With Howroyd-Wright Employment Agency, Inc.
D.B.A. Appleone Employment Services, HR Management Corp, Inc., And
Tempositions, Inc. To Continue The Provision Of Temporary Personnel Staffing
Services For The Period Of December 1, 2024, Through December 1, 2026, In An
Amount Of \$125,000.00 For Contract Year 2024-2025 And \$125,000 For Contract
Year 2025-2026 For A Total Amount Over The Six-Year Term Of The Contract Of
\$750,000.00 For Each Temporary Staffing Agency. Staff Recommends That The City
Council Amend Resolution 89841 To Correct The Name Of HR Management, Inc., To
HR Management Corp, Inc.
25-0485

A Title Change Was Read Into Record And Accepted

This City Resolution be Scheduled.to go before the \*Finance & Management Committee to be heard 3/11/2025

3.7 Subject: Celebrating Women's History Month

From: Councilmembers Brown, Fife, Kaplan, And Ramachandran Recommendation: Adopt A Resolution In Celebration Of March 2025 As Women's History Month And Honoring Women Who Have Demonstrated Exemplary Leadership And Whose Contributions To Oakland Have Made A Lasting Positive Impact In Our Communities; On The The March 18, 2025 City Council Agenda As A Ceremonial 25-0530

#### As A 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 3/18/2025

3.8 Subject: Conduit Financing For CMFA Adcock Joyner Apartments Affordable Housing Project

From: Finance Department

Recommendation: Adopt A Resolution Approving A Plan Of Finance Of The California Municipal Finance Authority To Issue And Reissue Revenue Bonds For A Qualified Residential Rental Project In An Aggregate Principal Amount Not To Exceed Thirteen Million Dollars (\$13,000,000) For The Benefit Of Adcock Joyner Preservation, LP, And Certain Other Matters Relating Thereto Pursuant To Section 147(f) Of The Internal Revenue Code (26 U.S.C. § 147(f)); On The March 18, 2025 City Council Agenda On Consent

25-0533

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 3/18/2025

3.9 Subject: Governor's Office Of Business (Go Biz 6) Grant

From: Economic And Workforce Development Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Apply For, Accept, And Appropriate Two Million Seventy-Four Thousand Three Hundred Sixty-Nine Dollars And Seventy-Five Cents (\$2,074,369.75) In State Of California, Governor's Office Of Business And Economic Development (Go-Biz) Equity Act Grant Funds; And (2) Expend And Administer The Go-Biz Grant By (A) Providing Grants For Business Start-Up And Ongoing Costs In An Amount Not To Exceed Two-Hundred And Fifty Thousand Dollars (\$250,000) Per Grant For Cannabis Business Equity Applicants And Licensees, To Be Determined And Without Return To Council In A Cumulative Amount Not To Exceed; One Million Eight Hundred And Sixty-Seven Thousand- Three Hundred Sixty-Nine Dollars And Seventy-Five Cents (\$1,867,369.75) And (B) Covering Staffing And Other Administrative Costs For The City's Cannabis Equity Program In An Amount Not To Exceed Two Thousand And Seven Dollars (\$207,000); On The March 18, 2025 City Council Agenda On Non-Consent

25-0532

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

On Non-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 3/18/2025

3.10 Subject: Oakland Police And Fire Retirement System's (PFRS) Investment Portfolio As Of December 31, 2024

From: Finance Department

Recommendation: Receive An Informational Report On The Oakland Police And Fire Retirement System's ("PFRS", Or "System") Investment Portfolio As Of December 31, 2024; On The March 25, 2025 Finance And Management Committee Agenda 25-0535

This Informational Report be Scheduled.to go before the \*Finance & Management Committee to be heard 3/25/2025

**3.11** Subject: Oakland Police And Fire Retirement System (PFRS) Actuary Report As Of July 1, 2024

From: Finance Department

Recommendation: Receive An Informational Report On The Oakland Police And Fire Retirement System's ("PFRS", Or "System") Actuary Report As Of July 1, 2024, And Analysis Of Full Funding Status Of The Pension Obligation Ahead Of The Full Funding Date Of 2026 For The Purposes Of The City; On The March 25, 2025 Finance And Management Committee Agenda 25-0537

This Informational Report be Scheduled.to go before the \*Finance & Management Committee to be heard 3/25/2025

3.12 Subject: Ordinance Amending OMC Chapter 8.28

From: Oakland Public Works Department

Recommendation: Adopt An Ordinance Amending Oakland Municipal Code (OMC) Chapter 8.28 (Solid Waste Collection And Disposal And Recycling Ordinance) To: (1) Update Definitions For "Dwelling Unit" And "Food-Soiled Paper"; (2) Clarify That Subscription For Regular Collection Services For Mixed Materials And Organics (MM&O), And Recyclable Materials Is Mandatory, And That A Self-Haul Permit Is Required As A Means To Satisfy The Property Owner's Obligation To Subscribe To Such Collection Services; (3) Stipulate That It Is Acceptable For Service Providers Other Than The MM&O Collector To Transport Bulky Goods Removed From Within A Premises As An Incidental Part Of An On-Site Property Cleanup Service; (4) Emphasize The Need For Business And Residential Units In A Mixed-Use Environment To Obtain Separate Solid Waste Collection Services: (5) Strengthen The Reporting Requirements For Haulers Providing Organic Waste Collection Service; (6) Authorize The City To Summarily Abate Nuisance Conditions Created By The Failure Of An Owner Of A Commercial Premises To Properly Dispose Of The Solid Waste Created, Produced, Or Accumulated On The Premises By Subscribing To Collection Service On Behalf Of The Property Owner; (7) Make The Costs Of Subscribing To Service On Behalf Of The Owner, Including The Administrative Costs Associated Therewith, A Special Assessment Against The Property Upon Which The Nuisance Conditions Are Maintained; And (8) Make Appropriate California Environmental Quality Act Findings; On The March 25, 2025 Public Works And Transportation Committee Agenda 25-0536

This Ordinance be Scheduled.to go before the \* Public Works And Transportation Committee to be heard 3/25/2025

3.13 Subject: 12 + 10 Street Bridges Remedial Planting Contract

From: Oakland Public Works Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Award The 12th + 10th Street Bridges Mitigation Sites Remedial Planting Construction Contract, Based On All Contract Documents And Specifications, To Los Loza, Inc. For An Amount Not To Exceed Five Hundred Thirty-Four Thousand Dollars (\$534,000); And (2) Maintain The California Environmental Quality Act (CEQA) Findings As Determined In The Resolution 82579 C.M.S.; On The March 25, 2025 Public Works And Transportation Committee Agenda 25-0534

This City Resolution be Scheduled.to go before the \* Public Works And Transportation Committee to be heard 3/25/2025

3.14 Subject: Impact Fees Annual Report For Fiscal Year 2023-24

From: Planning And Building Department

Recommendation: Adopt A Resolution Accepting The Fiscal Year 2023-2024 Annual Impact Fee Report And Making Findings Regarding Said Annual Impact Fee Report And Previously Presented Five-Year Impact Fee Reports Consistent With The Mitigation Fee Act, California Government Code Sections 66000 To 66025; On The March 25, 2025 Community And Economic Development Committee Agenda 25-0531

This City Resolution be Scheduled.to go before the \*Community & Economic Development Committee to be heard 3/25/2025

3.15 Subject: Annual Physical Exam For Firefighters

From: Oakland Fire Department

Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator To Enter Into A Professional Services Agreement With Agile Occupational Medical Center To Provide Annual Physical Examinations Of Sworn Oakland Fire Department (Department) Employees For The Period Of March 1, 2024, Through February 28, 2026, In An Amount Not To Exceed Eight Hundred And Fifty Thousand Dollars (\$850,000.00), With An Option To Extend The Agreement For One Year Until February 28, 2027, At A Cost Of Up To Four Hundred Twenty Five Thousand Dollars (\$425,000.00), And Without Returning To Council, For A Total Amount Not To Exceed One Million Two Hundred Seventy-Five Thousand Dollars (\$1,275,000.00); (2) And Waiving The City's Request For Proposals/Qualifications Process And Purchasing Requirements, And The Local And Small Local Business Enterprise Program Requirements For The Proposed Agreement; On The March 25, 2025 Public Safety Committee Agenda

25-0542

This City Resolution be Scheduled.to go before the \*Public Safety Committee to be heard 3/25/2025

3.16 Subject: Assistance Promised To GIC, OakBRITE, And The BAMBD District

From: Geoffrey Pete

Recommendation: Adopt A Resolution To Support And Strengthen The Black Arts Movement And Business District, Including (1) Direction To Implement A Series Of Public Streetscape Improvements, Including Public Banners, Along Oakland's Fourteenth Street Corridor, To Honor, Uplift, Commemorate, And Increase Public Awareness Of, Important Black Cultural, Sports, Arts, And Historical People And Institutions, And To Help Identify And Uplift The Corridor Being Known And Recognized As The Black Arts Movement And Business District, (2) Directing The Administration To Use Available Funds Including Available Art Funds And To Pursue Grants And Other Funding Sources To Support Arts, Music, Comedy, And Cultural Institutions In The District; Including The Preservation And Financial Support To Ensure Ongoing Viability Of One Of Its Historic, Cornerstone African American Institutions, Geoffrey's Inner Circle, That Has Been Negatively Affected By Development; And To Make Resources Available To Businesses Such As Tenant Improvement, Facade Improvement, Place-Making, Space Activation, Accessibility, Etc. In The District. (3) Directing The Administration To Work With The Planning And Building Department And Economic And Workforce Development Department To Adopt Policies And Plans To Further Strengthen The District And Ensure Long-Term Vitality, Support, And Prevent Conflicts For Arts And Cultural Institutions And Activities In The District; On The Finance And Management Committee Agenda And Community And Economic Development Committee Agenda; Date TBD 25-0541

This City Resolution be Scheduled.to go before the \*Rules & Legislation Committee to be heard 3/6/2025

Recommendations From The February 25, 2025 Public Works And Transportation Committee

3.17 Subject: Parking Meter OperationsFrom: Department Of Transportation

Recommendation: Adopt A Resolution (A) Authorizing The City Administrator Or His Designee To Execute A Three-Year Agreement With IPS Group Inc. For Parking Meters, Repair Parts, Communication And Transaction Fees, Related Services And A Contingency Of Ten Percent (10%) In The Amount Of \$2,748,530 In Year One, \$2,542,129 In Year Two And \$2,680,846 In Year Three, For A Three-Year Total Not To Exceed Amount Of \$7,971,504; (B) Authorizing A One-Time Payment In The Amount Of \$224,013.73 To Pay Outstanding IPS Invoices; (C) Waiving The Request For Qualifications/Proposals Competitive Selection Requirement; And (D) Adopting Appropriate California Environmental Quality Act (CEQA) Findings 25-0462

Attachments: View Report

View Attachment A
View Attachment B
View Legislation

View Supplemental Legislation - 2/19/2025

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 3/4/2025

3.18 Subject: Master Site License Agreement For Installation Of Electric Vehicle Charging Infrastructure

From: Department Of Transportation

Recommendation: Adopt An Ordinance: (1) Authorizing The City Administrator To Negotiate And Execute With Flashparking, Inc. A Master Site License Agreement (MSLA) To Install And Operate Electric Vehicle Fast Charging Infrastructure For An Initial Term Of Six (6) Years From The Date Of The First Operational Charger With Two 4- Year Options To Renew For A Total Not To Exceed Commercial Operation Term Of Fourteen (14) Years At A Rate Of Zero Dollars (\$0.00) Per Year For The Following Parking Facilities: (A) 18th Street Uptown Lot Located At 1800 San Pablo Avenue; (B) Franklin Plaza Garage Located At 1719 Franklin Street; (C) Frank G Mar / 1200 Harrison Garage Located At 278 12th Street; (D) Marriott/Convention Center Garage Located At 550 11th Street; (E) Oakland Museum Of California Garage Located At 1000 Oak St; (F) Parkway Lot Located At 341 East 19th Street; (G) Pacific Renaissance Plaza Garage Located At 388 9th Street; And (H) Telegraph Plaza Garage Located At 2100 Telegraph Avenue (2) Accepting And Appropriating Revenue In The Amount Of Fifty Percent (50%) Of Net Profits From The MSLA For The Purpose Of Recovering Staff Costs And Improving EV Infrastructure; And (3) Making Findings That The MSLA For A Below Fair Market Value Are In The Best Interest Of The City; And (4) Adopting Appropriate California Environmental Quality Act (CEQA) **Findings** 

25-0498

Attachments: View Report

View Legislation

On Consent

This Ordinance be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 3/4/2025

## Recommendations From The February 25, 2025 Community And Economic Development Committee

3.19 Subject: Informational Report Regarding The Caltrans Vision 980 Project

From: Planning And Building Department

Recommendation: Receive An Informational Report On The Caltrans Vision 980

Study <u>25-0454</u>

Attachments: View Report

This Informational Report be Received and Filed.

Recommendations From The February 25, 2025 Special Public Safety Committee

3.20 Subject: LETS Throw Phone Policy and Technology

From: Oakland Police Department

Recommendation: Adopt A Resolution Approving The Oakland Police Department's (OPD) Throw Phone Policy In Order For OPD To Acquire And Use The Lets Throw Phone Technology

25-0460

Attachments: View Report

View Attachmnet A
View Attachment B
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 3/4/2025

3.21 Subject: CA DOJ Proposition 56 Tobacco Grant

From: Oakland Police Department

Recommendation: Adopt A Resolution Authorizing The City Administrator To Accept And Appropriate A Grant Award In The Amount Of One Million Four Hundred Ninety-Three Thousand One Hundred Forty-Three Dollars (\$1,493,143) From The State Of California Office Of Attorney General, For Fiscal Year 2024-2028, For The Implementation Of The Oakland Police Department Proposition 56 Tobacco Grant Program; And Authorizing The City's General Purpose Fund To Contribute One Hundred Eighty-Six Thousand Nine Hundred Ninety-Five Dollars (\$186,995) To Cover Associated Central Services Overhead Costs 25-0480

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 3/4/2025

3.22 Subject: Oakland Public Safety Planning And Oversight Commission Enabling

Ordinance

From: Office Of The City Administrator

Recommendation: Adopt An Ordinance Establishing The Oakland Public Safety Planning And Oversight Commission, Providing For The Appointment Of Members Thereof, And Defining The Duties And Functions Of Said Commission

25-0463

Attachments: View Report

View Attachment 1
View Legislation

On Consent

This Ordinance be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 3/4/2025

4 Review Of Draft Agendas, Pending Lists, City Council And Committee Meetings 25-0493

Attachments: March 4, 2025 City Council Agenda

March 6, 2025 Rules And Legislation Agenda

Finance And Management Committee Pending List

Public Works And Transportation Committee Pending List

Community And Economic Development Committee Pending List

Life Enrichment Committee Pending List

Education Partnership Committee Pending List

Public Safety Committee Pending List

Rules And Legislation Committee Pending List

Port Liaison Committee Pending List

Draft March 11, 2025 Finance And Management Committee Agenda

<u>Draft March 11, 2025 Public Works And Transportation Committee</u>

**Agenda** 

<u>Draft March 11, 2025 Community And Economic Development</u>

Committee Agenda

Draft March 11, 2025 Life Enrichment Committee Agenda

Draft March 11, 2025 Public Safety Committee Agenda

Draft March 13, 2025 Rules And Legislation Agenda

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

Aye: 3 - Fife, Gallo, and Brown

Excused: 1 - Ramachandran

NO VOTE: 0

CHANGES MADE TO THE DRAFT MARCH 11, 2025 LIFE ENRICHMENT COMMITTEE AGENDA

AT THE CALL OF THE RULES AND LEGISLATION COMMITTEE, THE MARCH 11, 2025 LIFE ENRICHMENT COMMITTEE MEETING WAS CANCELLED. THE NEXT MEETING IS SCHEDULED TO BE HELD ON TUESDAY, MARCH 25, 2025 AT 4:00 P.M.

CHANGES MADE TO THE DRAFT MARCH 11, 2025 PUBLIC SAFETY COMMITTEE AGENDA

AT THE CALL OF THE RULES AND LEGISLATION COMMITTEE, THE MARCH 11, 2025 PUBLIC SAEFTY COMMITTEE MEETING WAS CANCELLED. THE NEXT MEETING IS SCHEDULED TO BE HELD ON TUESDAY, MARCH 25, 2025 AT 6:00 P.M.

**Open Forum** 

0 Speakers Spoke On This Item

**Adjournment** 

There Being No Further Business, The Oakland City Council Rules And Legislation Committee Adjourned The Meeting At 10:59 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.