



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 16, 2023

10:30 AM

Virtual Tele - Conference Via Zoom

Please See The Agenda To Participate In The Meeting

The Oakland City Council Rules & Legislation Committee convened at 10:36 a.m., with Council President Fortunato Bas presiding as Chairperson.

COMMITTEE MEMBERSHIP:

Roll Call / Call To Order

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

**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**

Public Comment queue Opened at 10:37 a.m.

There were 3 Public Comment Speakers

Public Comment queue closed at 10:52 a.m.

The Roll Call was modified to show Councilmember Fife present at 10:58 a.m.

The agenda was modified to take item 3 before item 2

3 New Scheduling Items

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

- 3.1 Subject: Status of City Hall Reopening
From: Office Of The City Administrator
Recommendation: Accept An Oral Report On The Status Of Oakland City Hall
Reopening: On The February 21, 2023 City Council Agenda On Consent
[23-0106](#)

Non-Consent

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

President Pro Tempore Kalb made a motion seconded by Councilmember Fife to approve the urgency finding on item 3.1 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 is required to avoid a substantial adverse impact that would occur if the action were deferred to a subsequent special or regular meeting.

Motion passed by 4 Ayes: Fife, Kalb, Ramachandran and Fortunato Bas

This Informational Report be Scheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/21/2023

3.2 Subject: OPD RSI Helicopter Maintenance Contract
From: Oakland Police Department
Recommendation:

[OLD TITLE]

Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Professional Services Agreement With Rotorcraft Support, Inc. (RSI) To Provide Helicopter Maintenance Services To The Oakland Police Department (OPD) For The Period Of July 1, 2023 To June 30, 2025 In An Amount Not To Exceed Eight Hundred Fifty Thousand Dollars (\$850,000) Per Year For A Total Contract Not To Exceed One Million, Seven Hundred Thousand Dollars (\$1,700,000)

[NEW TITLE]

Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Professional Services Agreement With Rotorcraft Support, Inc. (RSI) To Provide Helicopter Maintenance Services To The Oakland Police Department (OPD) For The Period Of July 1, 2023 To June 30, 2025 In An Amount Not To Exceed Eight Hundred Fifty Thousand Dollars (\$850,000) Per Year For A Total Contract Not To Exceed One Million, Seven Hundred Thousand Dollars (\$1,700,000). This Will Maintain The Helicopter For Both Police And Fire Emergencies For The City.

[22-0886](#)

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

This City Resolution be No Action Taken.

3.3 Subject: Nuisance Vessel Ordinance
From: Oakland Police Department
Recommendation: Adopt An Ordinance Adding Chapter 8.70 To The Oakland Municipal Code, Setting Rules for Anchoring Vessels in the Oakland Estuary and Providing Procedures for Abating Nuisance Vessels; On The February 27, 2023, Public Safety Committee Agenda

[23-0098](#)

Subject Title Change was read into record

This Ordinance be Scheduled.to go before the *Public Safety Committee to be heard 2/27/2023

- 3.4 Subject: Establishing Malonga Arts Collective As Anchor Tenants Of The Malonga Arts Center
From: Councilmember Fife
Recommendation: TITLE CHANGE

[OLD TITLE]

Adopt A Resolution Directing The City Administrator To Return To Council With: (1) An Ordinance To Authorize The City Administrator To Negotiate And Execute A 10-Year Lease Between The City And Malonga Arts Collective (“Mac”), A Nonprofit Corporation, For Office, Studio, And Performance Spaces At The Malonga Casquelourd Center For The Arts (“MCCA”), Including One 5-Year Option To Extend; And Setting Rent Significantly Below Fair Market Value Due To The Cultural And Social Benefits To The Community Pursuant To OMC Section 2.24.110; And (2) A Report On How The City Currently Coordinates With Mac And Its Members And Recommendations For How The City Can Collaborate With Mac To Develop And Implement A Master Plan For Cultural Arts Programming At MCCA To Increase Oakland Residents’ Ability To Take Advantage Of The Center’s Unique Resources

[TITLE CHANGE]

[NEW TITLE]

Adopt An Ordinance (1) Authorizing The City Administrator To Negotiate And Execute Lease Agreements Between The City Of Oakland And Certain Arts And Educational Organizations, Including Individual Members Of The Malonga Arts Collective (MAC), A Nonprofit Organization, For 10-Year Terms Each With One 5-Year Option To Renew, At Below Market Rates For Use Of Office Spaces And Reduced Fees For Studio Spaces And Theater Use At The Malonga Casquelourd Center For The Arts (MCCA) At 1428 Alice Street; (2) Making Findings That The Office Leases For Below Market Value Are In The Best Interests Of The City; (3) Directing The City Administrator To Return With An Ordinance To Amend The Master Fee Schedule To Provide For Reduced Fees For Studio Spaces And Theater Use Pursuant To Negotiated Agreements With Tenants Of The MCCA; And (4) Adopting California Environmental Quality Act Findings; On The February 28, 2023 Community And Economic Committee Agenda

[22-1005](#)

Sponsors: Fife

Attachments: [View Legislation](#)

This City Resolution be Approved as Amended the Recommendation of Staff, and Forward to go before the *Community & Economic Development Committee to be heard 2/28/2023

3.5 Subject: Summer 2023 Town Nights Contracts
 From: Department Of Violence Prevention
 Recommendation: Adopt A Resolution To: (1.) Amend City Council Resolution No. 89273 To Increase The Amount Of Grant Agreements To Non-Profit Entities To Conduct Town Nights Violence Intervention Events For A Twelve-Month Term Beginning July 1, 2022, And Ending June 30, 2023, For An Additional Amount Of Four Hundred Fifty Thousand Dollars (\$450,000) For A Total Amount Not To Exceed One Million Fifty Thousand Dollars (\$1,050,000); (2.) Waive The City of Oakland’s Local And Small Local Business Enterprise Program (L/SLBE) Requirements And Competitive Bidding Process And Award A New Grant Agreement To Family Bridges, Inc. To Conduct Town Nights Violence Intervention Events For A Six-Month Term Beginning April 1, 2023, And Ending September 30, 2023, In A Total Amount Not To Exceed One Hundred Fifty Thousand Dollars (\$150,000); (3.) Waive The City Of Oakland’s L/SLBE Requirements And Competitive Bidding Process And Award A New Grant Agreement To East Oakland Boxing Association To Conduct Town Nights Violence Intervention Events For A Six-Month Term Beginning April 1, 2023, And Ending September 30, 2023, In A Total Amount Not To Exceed One Hundred Fifty Thousand Dollars (\$150,000); On The March 14, 2023 Public Safety Committee Agenda
[23-0097](#)

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

RECOMMENDATIONS FROM THE FEBRUARY 13, 2023 FINANCE AND MANAGEMENT COMMITTEE

3.6 Subject: Informational Report On The Implementation Of The New Progressive Business Tax
 From: Council President Fortunato Bas
 Recommendation: Receive An Informational Report From The City Administrator/Finance Department On The Implementation Of The New Progressive Business Tax
[23-0020](#)

Attachments: [View Report](#)
[View Supplemental Report - 2/10/2023](#)
[View Supplemental Attachment A - 2/10/2023](#)

Consent

This Informational Report be Received and Forwarded.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/21/2023

CANCELLED FEBRUARY 13, 2023 PUBLIC SAFETY COMMITTEE

- 3.7 Subject: Letter of Intent with Alameda County for Ambulance Services
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Letter Of Intent With Alameda County Fire Department To Negotiate The Terms Of A Proposal For Ambulance Services And/Or Emergency Medical Services To Be Provided In Alameda County
[23-0031](#)

Attachments: [NO WRITTEN MATERIALS SUBMITTED](#)

This City Resolution be No Action Taken.

CANCELLED FEBRUARY 13, 2023 LIFE ENRICHMENT COMMITTEE

RECOMMENDATIONS FROM THE FEBRUARY 14, 2023 PUBLIC WORKS COMMITTEE

- 3.8 Subject: Informational Report Regarding Electrification Of Affordable Housing And Commercial Kitchens
From: Office Of The City Administrator
Recommendation: Receive An Informational Report Regarding Programs, Resources, And Available Technologies For Electrification Of Affordable Housing And Commercial Kitchens
[23-0043](#)

Attachments: [View Report](#)

This Informational Report be Received and Filed.

- 3.9 Subject: Informational Report Regarding Workforce Implications Of Building Electrification
From: Office Of The City Administrator
Recommendation: Receive An Informational Report Regarding Workforce Implications Of Building Electrification
[23-0044](#)

Attachments: [View Report](#)

This Informational Report be Received and Filed.

RECOMMENDATIONS FROM THE FEBRUARY 14, 2023 COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

3.10 Subject: Roadtrip Nation Professional Services Agreement
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution Of The City Council Authorizing The City Administrator To (1) Enter Into A Professional Services Agreement With Roadtrip Nation In An Amount Not To Exceed One Hundred Twenty-Five Thousand Dollars (\$125,000) Total To Develop And Launch A Career Exploration And Storytelling Digital Community Hub Designed To Support Oakland's Youth And Young Adults Seeking Job Opportunities Through November 30, 2028; And (2) Waiving The Formal Request For Proposal/Qualifications Process For The Professional Services Agreement

[23-0029](#)

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

Consent

This City Resolution 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 2/21/2023

3.11 Subject: Apply For CalHome 2023 Grant
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To (1) Apply For, Accept And Appropriate CALHome Grant Funds In An Amount Not To Exceed \$5 Million From The California Department Of Housing And Community Development 2023 Homeownership Super Notice Of Funding Availability And (2) Execute A Standard Agreement And Any Amendments Thereto In Connection With The California Department Of Housing And Community Development 2023 Homeownership Super Notice Of Funding Availability

[23-0045](#)

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

Consent

This City Resolution 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 2/21/2023

3.12 Subject: California Plumbing Code: Appendix M Adoption
From: Councilmember Kaplan
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code To Add Section 15.04.3.5065 To Adopt Appendix M Of The 2022 California Plumbing Code, California Code Of Regulations, Title 24, Part 5, Peak Water Demand Calculator; And Adopting Appropriate California Environmental Quality Act Findings
[23-0076](#)

Attachments: [View Report](#)
[View Appendix M - CPC](#)
[View Legislation](#)

Consent

This Ordinance 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 2/21/2023

The Agenda was modified to show item 2 was taken after item 3

2 Approval Of The Draft Minutes From The Committee Meeting Of February 2, 2023
[23-0068](#)

Attachments: [View Report](#)

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

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

NO VOTE: 0

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[23-0069](#)

- Attachments:** [February 21, 2023 City Council Agenda](#)
[February 23, 2023 Rules And Legislation Committee Agenda](#)
[Finance And Management Pending List](#)
[Public Works Pending List](#)
[Community And Economic Development Pending List](#)
[Life Enrichment Pending List](#)
[Education Partnership Committee Pending List Revised 02.15.23](#)
[Public Safety Pending List](#)
[Rules And Legislation Pending List](#)
[Draft February 27, 2023 Finance And Management Committee Agenda](#)
[Draft February 27, 2023 Public Safety Committee Agenda](#)
[Draft February 27, 2023 Life Enrichment Committee Agenda](#)
[Draft February 28, 2023 Public Works Committee Agenda](#)
[Draft February 28, 2023 Community And Economic Development Committee Agenda](#)
[Draft March 2, 2023 Rules And Legislation Committee Agenda](#)

A motion was made by Janani Ramachandran, seconded by Nikki Fortunato Bas, 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 TO THE AGENDAS AND PENDING LIST

Changes To The February 27,2023 Public Safety Committee Agenda

Subject: OPD MOU With ATF For National Integrated Ballistic Info Network Enforcement Support System Software Use
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee, On Behalf Of the City of Oakland through The Oakland Police Department (OPD) To Enter Into A Memorandum Of Understanding (MOU) With The Bureau Of Alcohol, Tobacco, Firearms And Explosives (ATF) For Enhanced Data Access To The National Integrated Ballistic Information Network (NIBIN) Through Use Of NIBIN Enforcement Support System (NESS) Software
[23-0040](#)

Sponsors: Oakland Police Department

This City Resolution be Withdrawn with No New Date.

Changes To The March 3, 2023 Special Budget Retreat

Subject: 2023 Council Retreat
From: Council President Fortunato Bas
Recommendation: Discussion And Potential Action To Establish Council Values And Budget And Policy Priorities For Fiscal Year 2023-25 Budgeting Process Following Facilitated Discussion On The Same; On The March 3, 2023 Special City Council Agenda On Non-Consent
[23-0092](#)

Title Change read into record was approved

This Report and Recommendation be Accepted as Amended.

DAIS REQUEST

Subject: Increase The Contract Amount Of ABC Security
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Increase The Contract Amount By Five Hundred Thousand Dollars Per Month (\$500,000) Until Request For Proposal Number 269336 Is Awarded; And (2) Waive Further Advertising And Competitive Request For Proposal/Qualification Selection And Local Business/Small Local Business Participation Requirements
[23-0107](#)

Consent

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

President Pro Tempore Kalb made a motion seconded by Councilmember Fife to approve the urgency finding on item 3.1 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 is required to avoid a substantial adverse impact that would occur if the action were deferred to a subsequent special or regular meeting.

Motion passed by 4 Ayes: Fife, Kalb, Ramachandran and Fortunato Bas

*This City Resolution be Scheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/21/2023*

5 Determinations Of Closed Session

Open Forum

2 Speakers spoke during open Forum

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 11:18 a.m.

Americans With Disabilities Act

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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

*** 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.**