



AGENDA REPORT


TO: Jestin D. Johnson
City Administrator

FROM: Monica Davis
Deputy City Administrator

SUBJECT: Resolution Ratifying the Mayor's
Actions During the 2024 Annual
Recess

DATE: September 13, 2024

City Administrator Approval


Jestin Johnson (Sep 17, 2024 09:22 PDT)

Date: Sep 17, 2024

RECOMMENDATION

Staff Recommends That The City Council Adopt A Resolution Confirming and Ratifying Actions Taken By The Mayor During The Oakland City Council 2024 Annual Recess In Conformance With Rule 21 Of The Council's Rules Of Procedures

EXECUTIVE SUMMARY

Pursuant to Rule 21 of the Council's Rules of Procedure, established by Resolution No. [90066 C.M.S.](#), during the City Council's annual recess period, the Mayor is authorized to take certain actions that would normally be taken by the City Council that cannot be deferred for Council action following the recess. Actions taken by the Mayor during the annual recess must be presented to the City Council, at which time the Council may confirm said actions.

In accordance with Rule 21 of the Council's Rules of Procedures, this report requests that the City Council confirm the actions taken during the 2024 annual recess. The City of Oakland Recess Agenda, dated August 20, 2024, is attached hereto as **Attachment A**.

BACKGROUND / LEGISLATIVE HISTORY

The City Council's annual summer recess commences August 1st through August 31st each year or until the first meeting in September.

Rule 21 of the Council's Rules of Procedure, *Action During Council Recess*, authorizes the Mayor to take action during the Council recess under the following circumstances:

- Actions that the Council would normally take **except for** actions 1) requiring the adoption of an ordinance and 2) appropriating funds.
- Purchases carried out during the recess must conform to the requirements set forth in the Purchasing Ordinance. For example, funds must be previously budgeted by the City Council for the purchase, and staff must conduct advertising and/or bidding Request for

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Proposal/ Qualification (RFP/Q) processes as required by the Purchasing Ordinance, Oakland Municipal Code Section Ch. 2.04.

- Resolutions and agenda reports for actions approved during the recess must be posted on the summer recess ten-day agenda to provide public notice and the opportunity for public comment and input for matters to be approved on behalf of the Council during the recess.
- Purchases and other approvals involving expenditure or disposition of funds are limited to previously adopted budgeted amounts.

Rule 21 also states that the Mayor may convene emergency Council meetings to take emergency actions necessary for the immediate preservation of the public peace, health, or safety.

ANALYSIS AND POLICY ALTERNATIVES

Pursuant to the Council's Rules of Procedure, the following actions and resolutions were approved by the Mayor during the 2024 annual recess and are presented to the City Council for confirmation.

- Resolution Fixing The Rate Of Property Tax And Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year 2023-2024 For Voter-Approved Indebtedness (See Executive Summary in the Agenda Report dated August 20, 2024, for reasons the item could not be deferred) ([Resolution No. 90393 C.M.S.](#)) **Attachment B.**
- Resolution Authorizing The City Administrator To Enter Into A Cooperative Purchase Agreement With The Ford Store For The Acquisition Of Oakland Police Department Vehicles In An Amount Not To Exceed Five Hundred Thousand Dollars (\$500,000) And Making California Environmental Quality Act (CEQA) Exemption Findings (Approval was needed to purchase these vehicles timely in order to replace vehicles.) ([Resolution No. 90394 C.M.S.](#)) **Attachment C.**

FISCAL IMPACT

There is no fiscal impact associated with this report and resolution. Fiscal impacts related to the items approved during the Council recess is discussed in the agenda report included hereto in **Attachments B and C.**

PUBLIC OUTREACH / INTEREST

No public outreach was required for this report other than posting on the City's website.

COORDINATION

The City Attorney's Office and the Budget Bureau were consulted in preparation for this report.

SUSTAINABLE OPPORTUNITIES

Economic: There are no economic opportunities associated with this report.

Environmental: There are no environmental opportunities associated with this report.

Race and Equity: There are no race and equity opportunities associated with this report; however, essential city services that serve the public greatly rely upon revenues generated from the voter-approved special tax measures.

ACTION REQUESTED OF THE CITY COUNCIL

Staff Recommends That The City Council Adopt A Resolution Confirming and Ratifying Actions Taken By The Mayor During The Oakland City Council 2024 Annual Recess In Conformance With Rule 21 Of The Council's Rules Of Procedures.

For questions regarding this report, please contact Candice Parker Trigg, Administrative Analyst, at 510-238-2900.

Respectfully submitted,



Monica Davis (Sep 16, 2024 15:40 PDT)

Monica Davis
Deputy City Administrator

Prepared by:
Candice Parker Trigg, Administrative Analyst
City Administrators Office

Attachments (2):

- A: August 20, 2024, City of Oakland Recess Agenda
- B: Agenda Report dated August 20, 2024
- C: Agenda Report dated August 20, 2024

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