



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, March 9, 2023

10:30 AM

City Council Chamber, 3rd Floor

The Oakland City Council Rules And Legislation Committee convened at 10:36 A.M., with Council President Fortunato Bas presiding as Chairperson

COMMITTEE MEMBERSHIP:

1 Roll Call / Call To Order

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

2 Approval Of The Draft Minutes From The Committee Meeting Of February 23, 2023 [23-0110](#)

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

3 New Scheduling Items

2 individuals spoke on this item

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: Informational Report From Assemblymember Mia Bonta
From: Council President Bas
Recommendation: Receive An Informational Report From Assemblymember Mia Bonta For State Assembly Legislative Update For The City Of Oakland; On The March 21, 2023 City Council Agenda As A Ceremonial
[23-0175](#)

As A Ceremonial Item

This Informational Report be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 3/21/2023

3.2 Subject: Resolution Supporting AB 1690
From: Office Of The Mayor And Councilmember Kaplan
Recommendation: Adopt A Resolution Supporting Assembly Bill 1690 (Kalra), The Calcare Act, That Would State The Intent Of The Legislature To Enact Legislation That Would Establish A Comprehensive Universal Single-Payer Health Care Coverage Program And A Health Care Cost Control System For The Benefit Of All Residents Of The State
[23-0165](#)

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

On Consent

Councilmember Kaplan was added as a co-sponsor

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 3/21/2023

3.3 Subject: Masks In City Facilities Extension
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Extending Resolution No. 89542 C.M.S. To July 1, 2023, Which Established A Policy Requiring All Employees, Patrons, And Visitors Entering City Facilities To Wear Face Masks To Mitigate The Spread Of Contagious Respiratory Illnesses Including COVID-19, Respiratory Syncytial Virus (RSV), And Influenza And Requiring The City To Provide Quality Masks (KN-95, N-95, Or KF-94) To Persons Entering City Facilities Who Do Not Have A Mask; On The March 21, 2023 City Council Agenda On Consent
[23-0171](#)

On Non-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 3/21/2023

- 3.4** Subject: Alameda-Contra Costa Transit District Inter-Agency Liaison Committee Appointment
From: Council President Bas
Recommendation: Adopt A Resolution Appointing Councilmember Kevin Jenkins To Replace Councilmember Loren Taylor On The Alameda-Contra Costa Transit District (Ac Transit) Inter-Agency Liaison Committee; On The March 21, 2023 City Council Agenda On Consent
[23-0178](#)

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 3/21/2023

- 3.5** Subject: Oakland International Airport Noise Forum Appointment
From: Council President Bas
Recommendation: Adopt A Resolution Appointing Councilmember Janani Ramachandran To The Oakland International Airport Community Noise Management Forum For A Two Year Term Beginning April 20, 2023; On The March 21, 2023 City Council Agenda On Consent
[23-0173](#)

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 3/21/2023

3.6 Subject: OPD Controlled Equipment Policies K-6, K-7, And I-26
From: Oakland Police Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Ordinance Approving Controlled Equipment Use Policies For The Oakland Police Department To Acquire And Use The Following Types Of "Militarized" Equipment In Conformance With Government Code Section 7070 And Oakland Municipal Code Chapter 9.65: (1) Departmental General Order K-7 (Military Equipment Funding, Acquisition, And Use Policy); (2) Departmental General Order K 6 (Department Rifles); And (3) And Departmental General Order I-26 (Regarding Robots And Remote Controlled Ground Systems); And
[23-0182](#)

On Non-Consent

A title Change was read into record

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 3/21/2023

3.7 Subject: Resolution In Support Of AB 930
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of AB 930, The Reinvestment In Infrastructure For A Sustainable And Equitable California (RISE) Act Of 2023, Which Permits Two Or More Local Governments To Jointly Form A Rise District To Unlock Tax Increment Financing For Infrastructure And Equitable Development; On The March 21, 2023 City Council Agenda On Consent
[23-0183](#)

On Consent

A title change was read into record

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 3/21/2023

- 3.8** 2) An Ordinance Approving Controlled Equipment Use Policies For The Oakland Police Department To Acquire And Use The Following Types Of "Militarized" Equipment In Conformance With Government Code Section 7070 And Oakland Municipal Code Chapter 9.65: 1. Training Bulletin V-F.2 (Chemical Agents); And 2. Training Bulletin III-H (Specialty Impact Munitions); On The March 21, 2023 City Council Agenda On Consent [23-0185](#)

On Consent

A title Change was read into record

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 3/21/2023

- 3.9** Subject: Honoring The Ukrainian Resistance Of Russia's Invasion
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution Reaffirming Oakland's Commitment To The Principles Of Democracy And Self Governance, And Condemning The Continued Russian Invasion Of Ukraine; On The March 21, 2023 City Council Agenda On Consent [23-0180](#)

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 3/21/2023

- 3.10** Subject: FY 2023-2025 Council And Councilmember Budget Priorities
From: Council President Bas
Recommendation: Receive An Information Report And Recommendation On FY 2023-2025 Council And Councilmember Budget Priorities; On The March 21, 2023 City Council Agenda On Non-Consent [23-0181](#)

On Non-Consent

A title change was read into record.

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 * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 3/21/2023

3.11 Subject: Governor’s Office Of Business And Economic Development And Local Jurisdiction Assistance Grants For Cannabis Program
From: Economic & Workforce Development Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator To: (1) Apply For And Accept One Million Nine Hundred And Ninety-Six Thousand Four Hundred And Eighty-Seven Dollars And Fifty Cents (\$1,996,487.50) In State Of California, Governor’s Office Of Business And Economic Development (Go-Biz) Equity Act Grant Funds;

(2) Appropriate The Go-Biz Grant Funds By: (A) Providing Grants And/Or No-Interest Loans In An Amount Not To Exceed Two-Hundred And Fifty Thousand Dollars (\$250,000) Per Grant Or Loan For Cannabis Equity Applicants And Licensees, To Be Determined And Without Return To Council, For Businesses’ Start-Up And Ongoing Costs In A Cumulative Amount Not To Exceed One-Million Seven Hundred And Ninety-Six Thousand Eight Hundred And Thirty-Eight Dollars And Seventy-Five Cents (\$1,796,838.75); And (B) Funding Administration Of The Cannabis Equity Program In An Amount Not To Exceed One Hundred And Ninety-Nine Thousand, Six Hundred And Forty-Eight Dollars And Seventy-Five Cents (\$199,648.75); And

(3) Increase The Amount Of The Existing Three-Year Professional Services Agreement With 4front Partners To Administer Cannabis Equity Grant And Loan Programs By Seventy-Eight Thousand Nine Hundred And Seventy-Nine Dollars And Seventy-Five Cents (\$78,979.75); And

(4) Waive The Request For Proposals/Qualifications Process For The Amended Professional Services Agreement With 4front Partners; And
[23-0169](#)

This City Resolution be Scheduled to go before the *Community & Economic Development Committee to be heard 3/28/2023

2) A Resolution Amending Resolution No. 89064 C.M.S., Which Among Other Things Authorized The City Administrator To Award Grants For Business Security Purposes To Provisionally Licensed Cannabis Applicants In An Amount Not To Exceed Two-Hundred And Fifty Thousand Dollars (\$250,000) Per Grant, By Authorizing The City Administrator To:

(1) Reallocate Any Available Local Jurisdiction Assistance Grant Program Funds In The Form Of Grants For The Purpose Of Bringing The Business Facilities Of Provisionally Licensed Cannabis Applicants Into Compliance With Building, Fire, And Health Code Requirements;

(2) Award Said Grants In An Amount Not To Exceed Two-Hundred And Fifty Thousand Dollars (\$250,000) Per Grant To Provisionally Licensed Cannabis Applicants To Be Determined And Without Return To Council In A Cumulative Amount Not To Exceed Four Million Five-Hundred Thousand Dollars (\$4,500,000); On The March 28, 2023 Community And Economic Development Committee Agenda
[23-0170](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 3/28/2023

3.12 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; On The March 28, 2023 Public Safety Committee Agenda
[23-0040](#)

This City Resolution be Scheduled.to go before the *Public Safety Committee to be heard 3/28/2023

3.13 Subject: MACRO Program Informational Report
From: Oakland Fire Department
Recommendation: Receive An Informational Report On The Progress Of The City Of Oakland's Mobile Assistance Community Responders Of Oakland ("MACRO") Pilot Program; On The March 28, 2023 Public Safety Committee Agenda
[23-0172](#)

This Informational Report be Scheduled.to go before the *Public Safety Committee to be heard 3/28/2023

- 3.14** Subject: Annual Comprehensive Financial Report and Management Letter
From: Finance Department
Recommendation: Receive The Annual Comprehensive Financial Report (ACFR) And The Auditor's Required Communication To City Council (Management Letter) For The Year Ended June 30, 2022; On The April 11, 2023 Finance And Management Committee Agenda
[23-0164](#)

This Informational Report be Scheduled.to go before the *Finance & Management Committee to be heard 4/11/2023

- 3.15** Subject: City Administrator Contract Authority Report, FY 2021-22
From: Finance Department
Recommendation: Receive The Informational Report On All Purchases And Contracts Authorized By The City Administrator Or Designee, Within The City Administrator's Contract Authority During Fiscal Year 2021-22, In Accordance With The Oakland Municipal Code Section 2.04.020; On The April 11, 2023 Finance And Management Committee Agenda
[23-0167](#)

This Informational Report be Scheduled.to go before the *Finance & Management Committee to be heard 4/25/2023

- 3.16** Subject: Acceptance Of Portable Air Filters Valued At \$265,539 From The Bay Area Air Quality Management District (BAAQMD)
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Authorizing The City To Accept Portable Air Filters Valued At \$265,539 From The Bay Area Air Quality Management District (BAAQMD) To Provide Respite From Wildfire Smoke; On The April 11,2023 Public Works And Transportation Committee Agenda
[23-0163](#)

This City Resolution be Scheduled.to go before the * Public Works And Transportation Committee to be heard 4/11/2023

- 3.17** Subject: 2023 City Of Oakland Emergency Operations Plan
Form: Oakland Fire Department
Recommendation: Adopt A Resolution To Adopt The 2023 City Of Oakland Emergency Operations Plan; On The April 11, 2023, Public Safety Committee Agenda
[23-0168](#)

This City Resolution be Scheduled.to go before the *Public Safety Committee to be heard 4/11/2023

- 3.18** Subject: Resolution Honoring James Vann
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Honoring James Vann For More Than 35 Years Of Advocacy On Behalf Of Oakland Tenants; Recognizing The Profound Impact James Vann Has Had On The Lives Of Oakland Tenants; And Recognizing James Vann As A Champion For The People Of Oakland; On The April 18, 2023 City Council Agenda As A Ceremonial
[23-0184](#)

As A Ceremonial Item

Mayor Thao, Council President Bas, President Pro Tempore Kalb, Councilmembers Fife and Kaplan were added as co-sponsors

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 4/18/2023

- 3.19** Subject: Informational Report - Custom Goods Air Quality Plan
From: Planning And Building Department
Recommendation: Receive An Informational Report On The Operational Air Quality Plan From Tenant Custom Goods Currently Operating At The Former Oakland Army Base; On The April 25, 2023 Community And Economic Development Committee Agenda
[23-0162](#)

This Informational Report be Scheduled.to go before the *Community & Economic Development Committee to be heard 4/25/2023

- 3.20** Subject: Barcelona Parcel Exclusive Negotiation Agreement
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Enter Into An Exclusive Negotiation Agreement With Eagle Environmental Construction & Development Or Its Affiliate, For A Term Of Twenty-Four Months, With One Six-Month Administrative Extension, For The Potential Sale or Lease Disposition And Development Of the Property Located On Barcelona Street Adjacent To The Oak Knoll Project In The Oakland Hills East of I-580 Near the Oakland Zoo; And Adopting California Environmental Quality Act Findings; On The April 25, 2023 Community And Economic Development Agenda
[23-0166](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 4/25/2023

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[23-0111](#)

- Attachments:** [March 14, 2023 Finance And Management Committee Agenda](#)
[March 14, 2023 Public Works And Transportation Committee Agenda](#)
[March 14, 2023 Community And Economic Development Committee Agenda](#)
[March 14, 2023 Life Enrichment Committee Agenda](#)
[March 14, 2023 Public Safety Committee Agenda](#)
[CANCELLED March 16, 2023 Rules And Legislation Committee Meeting](#)
[Finance And Management Pending List](#)
[Public Works And Transportation Pending List](#)
[Community And Economic Development Pending List](#)
[Life Enrichment Pending List](#)
[Education Partnership Committee Pending List](#)
[Public Safety Pending List](#)
[Rules And Legislation Pending List](#)
[Draft March 21, 2023 City Council Agenda](#)
[Draft March 23, 2023 Rules And Legislation Committee Agenda](#)

1 individual spoke on this item

A motion was made by Janani Ramachandran, 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

CHANGES MADE TO THE PUBLIC WORKS AND TRANSPORTATION PENDING LIST

Subject: Winter Storm Response- Potholes, Road Closures And Landslides
From: Transportation Department
Recommendation: Receive An Information Report From The Department Of Transportation On Ongoing And Proposed Winter Storm Responses Relative To Potholes, Road Closures, And Landslide Responses; On The March 28, 2023 Public Works Committee Agenda
[23-0090](#)

This Informational Report be Scheduled.to go before the * Public Works And Transportation Committee to be heard 4/11/2023

5 Determinations Of Closed Session

There will be a Closed Session held on Thursday, March 16, 2023 at 1:30 P.M.

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

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

NO VOTE: 0

- 6 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](#)

2 individuals spoke on this item

On Consent

A motion was made by Dan Kalb, seconded by Carroll Fife, that this matter be Scheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 3/21/2023. The motion carried by the following vote:

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

NO VOTE: 0

OPEN FORUM / PUBLIC COMMENTS

3 individuals spoke during Open Forum

Adjournment

There being no further business, the Oakland City Council Rules And Legislation Committee adjourned the meeting at 11:50 P.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.

Oakland's Mask Mandate For Everyone Ages 6 And Older Inside City Facilities: The City Will Continue To Make Masks Available To Patrons Of Our Buildings That May Not Arrive With One.

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