

City of Oakland

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



CITY OF OAKLAND

Meeting Minutes - FINAL

Thursday, February 4, 2021

10:30 AM

Please See The Agenda To Participate In The Meeting

Tele- Conference

***Rules & Legislation Committee**

Pursuant to the Governor's Executive Order N-29-20, all members of the City Council as well as the City Administrator, City Attorney and City Clerk will join the meeting via phone/video conference and no teleconference locations are required

PUBLIC PARTICIPATION

The public may observe and/or participate in this meeting many ways.

OBSERVE:

- To observe, the public may view the televised video conference by viewing KTOP channel 10 on Xfinity (Comcast) or ATT Channel 99 and locating City of Oakland KTOP - Channel 10
- To observe the meeting online from the City's Agenda Meeting Calendar, at the noticed meeting time, please click on <https://oakland.legistar.com/calendar.aspx> and click on the "In Progress" link under "Video" for the corresponding meeting.
- To observe the meeting by video conference, please click on this link: <https://us02web.zoom.us/j/87529531780> at the noticed meeting time.
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 436 2866 or +1 301 715 8592 or +1 312 626 6799 or 833 548 0282 (Toll Free) or 877 853 5247 (Toll Free) or 888 788 0099 (Toll Free) or 833 548 0276 (Toll Free) Webinar ID: 875 2953 1780

If asked for a participant ID or code, press #.

COMMENT:

ALL PUBLIC COMMENT ON ACTION ITEMS WILL BE TAKEN AT THE BEGINNING OF THE MEETING UNDER ITEM 1. COMMENT FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN UNDER OPEN FORUM AT THE END OF THE MEETING

There are three ways to submit public comments.

- eComment. To send your comment directly to Council members and staff BEFORE the meeting starts please click on <https://oakland.legistar.com/calendar.aspx> and click on the "eComment" link for the corresponding meeting. Please note that eComment submission closes five (5) minutes before posted meeting time.
- To comment by Zoom video conference, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on a eligible agenda item at the beginning of the meeting. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Instructions on how to "Raise Your Hand" is available at: <https://support.zoom.us/hc/en-us/articles/205566129-Raise-Hand-In-Webinar>.
- To comment by phone, please call on one of the above listed phone numbers. You will be prompted to "Raise Your Hand" by pressing "*9" to speak when Public Comment is taken. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Please unmute your self by pressing *6.

If you have any questions, please email Asha Reed, Assistant City Clerk at AReed@oaklandca.gov.

- Office of the City Clerk

The Oakland City Council Rules & Legislation Committee convened at 10:30 A.M. with Councilmember Thao presiding as Chairperson.

COMMITTEE MEMBERSHIP:

Roll Call / Call To Order

Present 4 - Sheng Thao, Nikki Bas, Carroll Fife, and Dan Kalb

1 PUBLIC COMMENT:

COMMENT ON ALL ACTION ITEMS WILL BE TAKEN AT AT THIS TIME. COMMENTS FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN DURING OPEN FORUM

- 2 Approval Of The Draft Minutes From The Committee Meeting Of January 21, 2021 [21-0055](#)

Attachments: [View Report](#)

Accepted

Aye: 4 - Thao, Bas, Fife, and Kalb

NO VOTE: 0

3 New Scheduling Items

Accepted as Amended

Aye: 4 - Thao, Bas, Fife, and Kalb

NO VOTE: 0

- 3.1 Subject: Report On Independent Investigation On Bey Cases
From: Vice Mayor Kaplan
Recommendation: Receive An Informational Report On The Independent Investigation Into The Bey Cases, And Discuss Recommendations For Action To Bring About Reconciliation And Restoration
[20-0692](#)

Attachments: [NO WRITTEN MATERIALS WAS SUBMITTED](#)

The Committee approved this item to go to the April 20, 2021 City Council Agenda on Non-Consent Scheduled

- 3.2** Subject: Unfreeze And Authorize Development Services Fund (Fund 2415) Positions
From: Vice Mayor Kaplan
Recommendation: Adopt a Resolution Which Would Unfreeze All Development Services Fund (Fund 2415) Positions; And Authorize Use of Funds To Expedite Hiring; And To Use Additional Personnel To Help Clear Permit Backlog; And Provide For Evening/Weekend Hours For Applicants For Accessory Dwelling Units (ADUs) And Other Projects
[21-0092](#)

The Committee approved this item to go to the March 2, 2021 City Council Agenda on Non-Consent Scheduled

- 3.3** Subject: 3050 International Boulevard LDDA & Lease
From: Office Of The City Administrator's
Recommendation: Adopt An Ordinance (A) Authorizing The City Administrator Or Designee To Negotiate And Execute (1) A Lease Disposition And Development Agreement With, Jointly, Satellite Affordable Housing Associates, Inc., And Native American Health Center, A California Non Profit, And/ Or Affiliated Entities (Each, A "Developer") For The Development Of An Affordable Housing Project And Health Center ("Project") On City-Owned Property Located At 3050 International Boulevard ("Property"); And (2) A Lease Of A Portion Of The Property To Each Developer To Operate And Manage The Project, For Up To 99 Years, Including Extensions, For A One-Time Payment Equal To \$2,400,000, To Be Paid Pro-Rata By Each Developer; And (B) Adopting Requisite Findings Under The California Environmental Quality Act
[21-0086](#)

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

To be placed on Non-Consent Scheduled

3.4 Subject: Emergency Rental Assistance Funding
From: Housing And Community Development Department
Recommendation: Adopt A Resolution: 1) Accepting Emergency Rental Assistance Program (“ERAP”) Funds In The Amount Of Twelve Million Eight Hundred Seventy Four Thousand Seven Hundred Sixty-Four Dollars (\$12,874,764) Awarded By The United States Department Of The Treasury (“US Treasury”) To The City Of Oakland (“City”) To Provide Financial Assistance, Including Rental Assistance, And Housing Stability Services To Eligible Households Impacted By COVID-19; 2) Appropriating The Twelve Million Eight Hundred Seventy-Four Thousand Seven Hundred Sixty Four Dollars \$12,874,764 In ERAP Funding From The US Treasury To Be Budgeted And Identified As One-Time Stimulus Funding In Fund 2071, Organization 89919, Project Code To Be Determined, Account 54011; 3) Authorizing The City Administrator Or Designee To Take All Steps Necessary For The City To Receive The ERAP Funds Awarded By The US Treasury, Including, But Not Limited To, Signing And Submitting The US Treasury Acceptance Of Award Terms Form, Without Returning To Council; 4) Awarding Grant Agreements For The Provision Of Rental Assistance To Eligible Households To Bay Area Community Services, Inc., Catholic Charities Of The Diocese Of Oakland, Doing Business As Catholic Charities East Bay, Centro Legal De La Raza, Inc. And Collective Legal Services - The Eviction Defense Center, A Non-Profit Law Corporation In A Total Amount Not To Exceed Nine Million Seven Hundred Fifty Thousand Dollars (\$9,750,000); 5) Authorizing The City Administrator Or Designee To Select Additional ERAP Fund Sub-Recipients And To Award Grant Agreements To Said Sub-Recipients For The Provision Of Financial Assistance, Including Rental Assistance, And Housing Stability Services To Eligible Households, Without Returning To Council; And 6) Authorizing The City Administrator To Amend Grant Agreements Awarded Pursuant To This Resolution To Increase The Amount Of The Grants Or To Reallocate Funding Between Grants If Necessary, To Ensure Timely Expenditure Of ERAP Funds, Without Returning To Council [21-0093](#)

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

***The Committee accepted this item be placed on Non-Consent
Scheduled***

3.5 Subject: Workers' Compensation 3rd Party Administrator Agreement Extension
From: Human Resources Management Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Extend The Professional Services Agreement With JT2 Integrated Resources To Continue Provision Of Workers' Compensation Administration Services For The Period March 1, 2021 Through June 30, 2023, In An Amount Of \$885,189.01 For Contract Year 2021 And An Amount Of \$2,655,567.03 For Contract Year 2021-2022 And An Amount of \$2,655,567.03 For Contract Year 2022-2023 For A Total Amount Over The Ten Year Term Of The Contract Of \$21,376,664.60

[21-0087](#)

The Committee accepted this item be heard on Non-Consent
Scheduled

3.6 Subject: PRISM (Formally CSAC-EIA) Name Change Resolution
From: Human Resources Management Department
Recommendation: Adopt A Resolution Delegating Authority To The City Administrator To Act On Behalf Of The City Of Oakland In Matters Relating To Public Risk Innovation, Solution, And Management As Negotiated In An Ongoing Basis

[21-0088](#)

Scheduled

3.7 Subject: Comprehensive Annual Financial Report
From: Finance Department
Recommendation: Receive The Comprehensive Annual Financial Report (CAFR) And The Auditor's Required Communication To City Council (Management Letter) For The Year Ended June 30, 2020; On The March 8, 2021 Finance And Management Committee Agenda

[21-0029](#)

Scheduled

3.8 Subject: Informational Report On FY 20 - 21 Proposed Department Budget Reductions
From: Council President Fortunato Bas
Recommendation: Receive An Informational Report From The City Administrator On Proposed Budget Reductions For FY 2020 - 2021 From Department Directors Including Instructions From The City Administrator And Proposals From Each Department; On The March 8, 2021 Finance And Management Committee Agenda

[21-0091](#)

Scheduled

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[21-0056](#)

- Attachments:** [View Draft February 8, 2021 Special Life Enrichment Committee Agenda](#)
[View Previously Distributed February 9, 2021 Public Safety Committee Agenda](#)
[View Previously Distributed February 11, 2021 Rules Agenda](#)
[View Finance and Management Committee Pending List](#)
[View Public Works Committee Pending List](#)
[View Community and Economic Development Committee Pending List](#)
[View Life Enrichment Committee Pending List](#)
[View Public Safety Committee Pending List](#)
[View Rules and Legislation Committee Pending List](#)
[View Draft February 16, 2021 City Council Agenda](#)
[View Draft February 18, 2021 Rules and Legislation Agenda](#)

The Committee accepted as amended the following:

Accepted as Amended

Aye: 4 - Thao, Bas, Fife, and Kalb

NO VOTE: 0

Subject: City Council Strategic Planning Retreat
From: Council President Fortunato Bas
Recommendation: Receive An Informational Report From The Council President And Councilmember Gallo On The Council Retreat, Including The Goals, Process, Timeline And Facilitation And A Recommendation From Councilmember Gallo On The Development Of A Council Strategic Plan

[21-0094](#)

- Attachments:** [View Report](#)
[View Report - 2](#)

The Committee accepted the schedule motion read into record and to be placed on the February 16, 2021 City Council Agenda on Non-Consent Scheduled

Aye: 4 - Thao, Bas, Fife, and Kalb

NO VOTE: 0

CHANGES MADE TO DRAFT AGENDAS, PENDING LISTS AND COUNCIL & COMMITTEE MEETINGS

CHANGES MADE TO THE COMMITTEE PENDING LIST

CHANGES MADE TO THE COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE PENDING LIST

Subject: Local Business Advisory Council And Staff To Address Contracting Disparities
From: Councilmember Taylor
Recommendation: Adopt A Resolution 1) Establishing A Local Business Advisory Council To Address Race And Gender Disparities In Contracting And Procurement; And 2) Amending Resolution No. 88174 C.M.S., Which Adopted The Fiscal Year 2020-21 Mid-Cycle Budget Amendments, To Create and Fund Two Contract Compliance Officer Positions And One Administrative Assistant II Position in the Department of Workplace and Employment Standards To Implement The Local/Small Local Business Enterprise (L/SLBE) Program Enhancements Detailed In Ordinance [21-0019](#)

*** Withdrawn and Rescheduled**

CHANGES MADE TO THE DRAFT FEBRUARY 16, 2021 CITY COUNCIL AGENDA

Subject: Lincoln Recreation Center Architectural Services Agreement Award
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding An Architectural And Engineering Design Contract To Shah Kawasaki Architects (SKA) For An Amount Not To Exceed One Million Five Hundred Twenty-Eight Thousand Eight Hundred Forty-Nine Dollars (\$1,528,849.00) For the Design Of The Lincoln Recreation Center Expansion/Renovation Project Up To Ninety-Five Percent (95%), With A City Option To Complete The Remaining Project Design, Including Construction Support Services Contingent Upon Staff's Future Identification Of Additional Funding And Council Approval [21-0054](#)

The Committee approved to withdrawn from the February 16, 2021 City Council Agenda and defer to Rules and Legislation Committee for rescheduled to a future date

*** Withdrawn and Rescheduled**

Subject: Local Tax Software Solution
From: Finance Department
Recommendation: Adopt A Resolution Waiving The Competitive Bidding Process And Authorizing The City Administrator To Renew The Processional Services Agreement With HdL Software, LLC For An Additional Three-Year Term With And Option To Renew For One Additional Two-Year Term In An Amount Not To Exceed Nine Hundred Thousand Dollars (\$900,000) For All Five Years For The Provision Of Technical Support, On Going Maintenance, And Upgrades For The City's Local Tax Software
[TITLE CHANGE]

[21-0033](#)

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

***The committee accepted the Title Change read into record
Approved the Recommendation of Staff, and Forward***

Subject: Vacate A Portion Of King St. Between Dennison St. And Frederick St.
From: Transportation Department
Recommendation: Adopt A Resolution Conditionally Vacating A Portion Of The Public Right-Of-Way Of King Street From 5 Feet South Of Its Intersection With Dennison Street To 68.6 Feet North Of Its Intersection With Frederick Street

[21-0038](#)

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

***To be heard as a Public Hearing
* Withdrawn and Rescheduled***

Subject: Report On Independent Investigation On Bey Cases
From: Vice Mayor Kaplan
Recommendation: Receive An Informational Report On The Independent Investigation Into The Bey Cases, And Discuss Recommendations For Action To Bring About Reconciliation And Restoration

[20-0692](#)

Attachments: [NO WRITTEN MATERIALS WAS SUBMITTED](#)

***The Committee approved that this item be withdrawn from the February 16, 2021 City Council Agenda and reschedule to the April 20, 2021 City Council Agenda on Non-Consent
* Withdrawn and Rescheduled***

CHANGES MADE TO THE DRAFT FEBRUARY 18, 2021 RULES AND LEGISLATION COMMITTEE AGENDA

Subject: California State Laws Which Become Effective in 2021
From: Office Of The City Attorney
Recommendation: Receive An Informational Report And Briefing From The City Attorney's Office On All New California State Laws Which Become Effective in 2021. Said Report Shall be Annually Presented At The First Rules Committee In February Of Each Year
[21-0064](#)

Attachments: [View Report](#)

* Withdrawn and Rescheduled

5 Determinations Of Closed Session

Open Forum (Total Time Available: 15 Minutes)

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 11:13 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.