



City of Oakland

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

Meeting Minutes - FINAL *Rules & Legislation Committee

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

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

Thursday, March 2, 2023

10:30 AM

City Council Chamber, 3rd Floor

The Oakland City Council Rules And Legislation Committee convened at 10:31 A.M., with Council President Bas presiding as Chairperson.

COMMITTEE MEMBERSHIP:

1 Roll Call / Call To Order

Excused 1 - Janani Ramachandran

Present 3 - Dan Kalb, Nikki Fortunato Bas, and Carroll Fife

2 Approval Of The Draft Minutes From The Committee Meeting Of February 16, 2023 [23-0102](#)

Attachments: [View Report](#)

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

Excused: 1 - Ramachandran

Aye: 3 - Kalb, Fortunato Bas, and Fife

NO VOTE: 0

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:

Excused: 1 - Ramachandran

Aye: 3 - Kalb, Fortunato Bas, and Fife

NO VOTE: 0

- 3.1 Subject: FY 2022-23 Second Quarter Revenue And Expenditure Report
From: Finance Department
Recommendation: Receive An Informational Report On Fiscal Year (FY) 2022-23 Second Quarter Revenue And Expenditure Results And Year-End Summaries For The General Purpose Fund (GPF, 1010) And All Funds
[23-0155](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Finance & Management Committee to be heard 3/14/2023

3.2 Subject: Fiscal Year 2022-2023 Midcycle Grant Agreement Award Clean Up
From: Finance Department
Recommendation: Adopt A Resolution Amending Resolution No. 89376 C.M.S. Which Awarded Grants To Community Service Providers To:

1) Add Friends Of The Oakland Branch, A California Nonprofit Corporation As The Fiscal Sponsor For Grantee “National Association For The Advancement Of Colored People (NAACP)” For An Amount Not To Exceed Ten Thousand Dollars (\$10,000); And

2) Add INADVANCE, A California Nonprofit Corporation As The Fiscal Sponsor For Grantee “Saba Grocers Initiative” For An Amount Not To Exceed One Million Dollars (\$1,000,000); And

3) Correct The Name Of “P.L.A.C.E. (People Linking Art Community & Ecology)” To Place (People Linking Art Community And Ecology) For An Amount Not To Exceed Ten Thousand Dollars (\$10,000); And

4) Correct The Name Of “HCEB” To Housing Consortium Of The East Bay For An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000); And

5) Correct The Name Of “Native American Health Center” To Native American Health Center, Inc. For An Amount Not To Exceed Two Hundred Thousand Dollars (\$200,000); And

6) Correct The Name Of “Spanish Speaking Citizens Foundation” To The East Bay Spanish Speaking Citizen’s Foundation For An Amount Not To Exceed Three Hundred Fifty Thousand Dollars (\$350,000); And

7) Correct The Name Of “Center For Independent Living” To Center For Independent Living, Inc. For An Amount Not To Exceed One Hundred Twenty Thousand Dollars (\$120,000)

[23-0153](#)

- Attachments:** [View Report](#)
[View Legislation](#)
[View Supplemental Legislation - 3/16/2023](#)
[89635 CMS](#)

This City Resolution be Scheduled to go before the *Finance & Management Committee to be heard 3/14/2023

3.3 Subject: Prohousing Incentive Pilot Program Grant Application
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate \$2,390,000 In Funds From The State Of California Department Of Housing And Community Development's Prohousing Incentive Pilot Program For Capitalized Operating Subsidy For Affordable Housing
[23-0156](#)

Attachments: [View Report](#)
[View Legislation](#)
[89637 CMS](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 3/14/2023

3.4 Subject: Oakland Head Start State Multi-Contract Report FY23-24
From: Human Services Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution: (1) Authorizing The City Administrator To Apply For And Accept The California Department Of Social Services (CDSS) Child Care And Development Division (CCDD) Contract To Receive State Reimbursement Funding In An Amount Of Three Million Three Hundred Fifteen Thousand Three Hundred Twenty-Six (\$3,315,326) To Provide California General Child Care Program Services (CCTR) To Eligible Participants, Ages Birth To Three Years Old, Effective July 1, 2023 Through June 30, 2024; And (2) Appropriating A Contribution From The General Purpose Fund In An Amount Of Two Hundred Eighty-Seven Thousand Four Hundred Sixty-Four Dollars (\$287,464) Equivalent To The Associated Central Services Overhead Costs Estimated; And (3) To Accept And Appropriate Additional California General Child Care Program Reimbursement Funding That Becomes Available For The Same Purposes Stated, During The Same Grant Term, And Amend The Agreement Without Returning To Council;
And
[23-0125](#)

Attachments: [View Report](#)
[View Legislation](#)
[89639 CMS](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 3/14/2023

2) A Resolution: (1) Authorizing The City Administrator To Apply For And Accept The California State Preschool Program (CSPP) Contract In An Amount Of Three Million Three Hundred Sixty-Four Thousand Seven Hundred Sixty-Five Dollars (\$3,364,765), And The California Pre-Kindergarten Supplemental Grant (CPKS) In The Amount Of Thirty-Two Thousand Five Hundred Dollars (\$32,500) From The California Department Of Education (CDE) For Early Childhood Education From July 1, 2023 Through June 30, 2024; And (2) Appropriating A Contribution From The General Purpose Fund In An Amount Of Three Hundred Forty-Six Thousand Seven Hundred Twenty-Three Dollars (\$346,723) Equivalent To The Associated Central Services Overhead Costs Estimated; And (3) To Accept And Appropriate Additional CSPP Reimbursement Funding That Becomes Available For The Same Purposes Stated, During The Same Grant Term, And Amend The Agreement Without Returning To Council; And [23-0126](#)

Attachments: [View Report](#)
[View Legislation](#)
[89640 CMS](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 3/14/2023

3) A Resolution Authorizing The City Administrator: (1) To Apply For And Accept The US Department Of Agriculture Child And Adult Care Food Program (CACFP) Grant From The California Department Of Education (CDE) In An Estimated Amount Of Two Hundred Sixty Thousand (\$260,000) To Provide Funding For Nutritious Meals July 1, 2023 Through June 30, 2024; And (2) To Accept And Appropriate Additional CACFP Grant Funding That Becomes Available For The Same Purposes Stated During The Same Grant Term And Amend The Agreement Without Returning To Council [23-0127](#)

Attachments: [View Report](#)
[View Legislation](#)
[89641 CMS](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 3/14/2023

3.5 Subject: OPD Q4 Crime Report
From: Oakland Police Department
Recommendation: Receive A Quarterly Informational Report From The Oakland Police Department (OPD) On Crime, Crime Trends And Crime Reduction Activities In The City Of Oakland
[23-0148](#)

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

This Informational Report be Scheduled.to go before the *Public Safety Committee to be heard 3/14/2023

3.6 Subject: Resolution Honoring Anne Marks
From: Councilmember Reid
Recommendation: Adopt A Resolution Honoring Anne Marks For Over 12 Years Of Exemplary Service To Youth Alive! And The City Of Oakland
[23-0152](#)

Attachments: [View Legislation](#)
[89619 CMS](#)

On Consent As A Ceremonial Item

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: Fiscal Year 2021-22 Workers' Compensation Annual Report
From: Human Resources Management Department
Recommendation: Receive An Informational Report On The Fiscal Year 2021-22 Workers' Compensation Program
[23-0154](#)

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

This City Resolution be Scheduled.to go before the *Finance & Management Committee to be heard 3/28/2023

3.8 Subject: Waterfront Trails Update
From: Public Works Department
Recommendation: Receive An Informational Report On The Status Of Oakland Waterfront Bay Trail Implementation
[23-0157](#)

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

3.9 Subject: OPD Justice Assistance Grant (JAG)
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate The Fiscal Year 2019, 2020 And 2021 Edward Byrne Memorial Justice Assistance Grant (JAG) Funds In The Amounts Of Three Hundred Fifty-Nine Thousand, Two Hundred Eighty-Six Dollars And Fifty-One Cents (\$359,286.51) For October 1, 2018 Through September 30, 2023, Three Hundred Twenty-Nine Thousand, Five Hundred Twenty-Two Dollars And Forty Cents (\$329,522.40) For October 1, 2019 Through September 30, 2023 And Four Hundred Thirteen Thousand, Eight Hundred Twenty-Six Dollars (\$413,826) For October 1, 2020 Through September 30, 2024 To Upgrade Equipment And Technology And Fund Department-Wide Training [23-0150](#)

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

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

3.10 Subject: OPD Overtime Report: 4th Quarter FY 2021-22
From: Oakland Police Department
Recommendation: Receive An Informational Report Regarding Oakland Police Department (OPD) Overtime [23-0149](#)

Attachments: [View Report](#)
[View Supplemental Report - 4/20/2023](#)

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

RECOMMENDATIONS FROM THE FEBRUARY 27, 2023 FINANCE AND MANAGEMENT COMMITTEE

3.11 Subject: Report On 501(C)(3) Non-Profit Service Providers
From: Councilmember Fife
Recommendation: Receive An Informational Report From The City Administrator On All 501(C)(3) Non-Profit Service Providers The City Of Oakland Has Contracted With In Fiscal Years 2019, 2020, 2021, And 2022 For Homelessness And Public Safety Related Services, Including The Names Of The Organizations, The Contract Amount, The Nature Of The Work, How Many Contracts Each Organization Received During This Period, And Whether The Organization Provides Other Services To The City And What Those Services Are

[22-0984](#)

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

This Informational Report be Withdrawn with No New Date.

RECOMMENDATIONS FROM THE FEBRUARY 27, 2023 PUBLIC SAFETY COMMITTEE

3.12 Subject: OPD RSI Helicopter Maintenance Contract
From: Oakland Police Department
Recommendation: 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 Helicopter Use In Assisting Various Departments With Responding To Emergencies Throughout The City, 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)

[23-0108](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Report 2/23/2023](#)
[View Supplemental Report 2/23/2023 - OPD Helicopter maintenance contract presentation PSC 27Feb2023](#)
[View Supplemental Report 3/24/2023](#)
[View Supplemental Legislation - 4/7/2023](#)
[View Supplemental Report - 4/13/2023](#)

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

3.13 Subject: OPD Crime Laboratory Operations And CGIC Grant
From: Oakland Police Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Accept And Appropriate Grant Funds In An Amount Not To Exceed Six Hundred Ninety Five Thousand Nine Hundred Ninety-Seven Dollars (\$695,997) From The Office Of Justice Programs (OJP), Under The Funding Opportunity From The Bureau Of Justice Assistance (BJA) Entitled “2022 BJA FY22 Local Law Enforcement Crime Gun Intelligence Center (CGIC) Integration Initiative”, During The Grant Period Of Federal Fiscal Years 2022 To 2025, To Support The Oakland Police Department (OPD) Crime Laboratory Operations And CGIC
[23-0039](#)

Attachments: [View Report](#)
[View Legislation](#)
[89617 CMS](#)

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 3/7/2023

3.14 Subject: Nuisance Vessel Ordinance
From: Oakland Police Department
Recommendation: Adopt An Ordinance Adding Oakland Municipal Code Chapter 8.70 (Nuisance Vessels On Oakland Waters) Setting Rules For Anchoring Vessels In The Oakland Estuary And Providing Procedures For Abating Nuisance Vessels
[23-0098](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Legislation - 3/10/2023](#)
[View Notice And Digest](#)
[13728 CMS](#)

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 3/7/2023

3.15 Subject: Amend Oakland Municipal Code Chapter 8.50 - Local Emergency Declarations
From: Office Of The City Administrator
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 8.50 (Emergency Services Organization And Disaster Council) To Require Council To Review The Need For Continuing A Local Emergency At Least Once Every 60 Days, In Conformance With State Law
[23-0086](#)

Attachments: [View Report](#)
[View Legislation](#)
[13729 CMS](#)

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 3/7/2023

RECOMMENDATIONS FROM THE FEBRUARY 27, 2023 LIFE ENRICHMENT COMMITTEE

3.16 Subject: Annual Informational Report On Oakland Animal Services Operations
From: Oakland Animal Services Department
Recommendation: Receive An Informational Report And Presentation From Oakland Animal Services Regarding The Status Of Its Operations
[23-0030](#)

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

This Informational Report be Received and Filed.

RECOMMENDATIONS FROM THE FEBRUARY 28, 2023 PUBLIC WORKS COMMITTEE

3.17 Subject: Agreement With UPRR For The 29th Ave. Median Safety Improvements
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute An Agreement With Union Pacific Railroad Company (UPRR), In Accordance With California Public Utility Commission (CPUC) Regulations, For The Review Of The 29th Avenue Median Safety Improvements
[23-0073](#)

- Attachments:** [View Report](#)
[View Attachment A Report](#)
[View Attachment B Report](#)
[View Attachment C Report](#)
[View Legislation](#)
[89618 CMS](#)

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 3/7/2023

RECOMMENDATIONS FROM THE FEBRUARY 28, 2023 COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

3.18 Subject: Establishing Malonga Arts Collective As Anchor Tenants Of The Malonga Arts Center
From: Councilmember Fife
Recommendation: 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
[TITLE CHANGE]
[22-1005](#)

Attachments: [View Legislation](#)
[View Supplemental Report 2/16/2023](#)
[View Supplemental Legislation 2/16/2023](#)
[13730 CMS](#)

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 3/7/2023

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[23-0151](#)

- Attachments:** [March 7, 2023 City Council Agenda](#)
[March 9, 2023 Rules And Legislation Committee Agenda](#)
[Finance And Management Pending List](#)
[Public Works And Transportation Pending List](#)
[Community And Economic Development Pending List](#)
[Life Enrichment Pending List](#)
[Education Partnership Pending List](#)
[Public Safety Pending List](#)
[Rules And Legislation Pending List](#)
[Draft March 14, 2023 Finance And Management Committee Agenda](#)
[Draft March 14, 2023 Public Works And Transportation Committee Agenda](#)
[Draft March 14, 2023 Community And Economic Development Committee Agenda](#)
[Draft March 14, 2023 Life Enrichment Committee Agenda](#)
[Draft March 14, 2023 Public Safety Committee Agenda](#)
[Draft March 16, 2023 Rules And Legislation Committee Agenda](#)

3 Speakers spoke on this item

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

- Excused:** 1 - Ramachandran
Aye: 3 - Kalb, Fortunato Bas, and Fife
NO VOTE: 0

CHANGES MADE TO THE DRAFT MARCH 14, 2023 COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE AGENDA

Subject: New Advertising Signs Municipal Code Amendments
From: Councilmember Gallo, Councilmember Kaplan, And Council President Bas
Recommendation: Adopt An Ordinance (1) Amending Oakland Planning Code Section 17.104.060 To Specify Regulations And Procedures For Advertising Signs, (2) Adding Chapter 5.97 To The Oakland Municipal Code Establishing Application Processes For New Advertising Signs, (3) Amending Title 14 Of The Oakland Municipal Code To (A) Specify Agreement Types For New Advertising Signs (B) Create Application Requirements, Physical Standards And Operational Standards For New Advertising Signs, And (C) Strike Outdated Or Non-Applicable Sections Of Title 14; And (4) Making Appropriate California Environmental Quality Act Exemption Findings
[22-0898](#)

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

This Ordinance be Rescheduled to go before the *Community & Economic Development Committee to be heard 4/11/2023

AT THE CALL OF COUNCIL PRESIDENT BAS THE MARCH 16, 2023 RULES AND LEGISLATION COMMITTEE WAS CANCELLED

Subject: Resolution In Support Of California Senate Bill 466 (Wahab)
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of Senate Bill 466 (Wahab), Which Would Amend The Costa-Hawkins Rental Housing Act To Newly Allow Local Jurisdictions To Regulate The Rental Rates For (1) Dwelling Units That Have Been Issued A Certificate Of Occupancy More Than 15 Years Prior To The Date On Which The Owner Seeks To Establish A Rental Rate; And (2) Alienable Separate Dwelling Units Such As Single-Family Dwellings And Individual Subdivided Condominium Dwelling Units
[23-0122](#)

Attachments: [View Memo](#)
[View Legislation](#)
[89624 CMS](#)

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

5 Determinations Of Closed Session

3 Speakers spoke on this item

OPEN FORUM / PUBLIC COMMENTS

2 speakers spoke during Open Forum

Adjournment

There being no further business, the Oakland City Council Rules And Legislation Committee adjourned the meeting at 11:34 a.m.

Americans With Disabilities Act

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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

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

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