



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, January 26, 2023

10:30 AM

Virtual Tele- Conference Via Zoom

Please See The Agenda To Participate In The Meeting

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

COMMITTEE MEMBERSHIP:

Roll Call / Call To Order

Excused 1 - Dan Kalb

Present 3 - 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

The call of the que opened at 10:33 a.m. and closed at 10:48 a.m.

2 individuals spoke during Public Comment

2 NO DRAFT MINUTES FOR APPROVAL

3 New Scheduling Items

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

Excused: 1 - Kalb

Aye: 3 - Fortunato Bas, Fife, and Ramachandran

NO VOTE: 0

- 3.1 Subject: MACRO Operations And The Advisory Board Update
From: The Public Safety Committee
Recommendation: Receive An Informational Report On The Progress Of MACRO Including The Most Recently Published Information On The City Of Oakland Website And Include Additional Information On Geographic Breakdown, Language Breakdown And Hiring Timelines; On The February 7, 2023 City Council Agenda On Consent [23-0046](#)

On Consent

Pursuant to Rule 24, a statement was made on record as to the item bypassing committee.

This Informational Report be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/7/2023

- 3.2 Subject: Appointment Of Harold Duffey As Interim City Administrator
From: Office Of The Mayor
Recommendation: Adopt A Resolution (1) Confirming The Mayor's Appointment Of G. Harold Duffey As Interim City Administrator For The Period Commencing On January 31, 2023, And Ending At Midnight On March 12, 2023 Or Such Earlier Date As The Mayor Terminates The Appointment; And (2) Authorizing The Mayor To Execute An Employment Agreement On Behalf Of The City With G. Harold Duffey [23-0041](#)

Attachments: [View Legislation](#)

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 Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 1/31/2023

- 3.3 Subject: Appointment Of Steven Falk As Interim City Administrator
From: Office Of The Mayor
Recommendation: Adopt A Resolution (1) Confirming The Mayor's Appointment Of Steven Falk As Interim City Administrator For The Period Commencing On March 13, 2023 And Ending At Midnight On June 30, 2023 Or Such Earlier Date As The Council Confirms Appointment Of A City Administrator Or The Mayor Terminates The Interim Appointment; And (2) Authorizing The Mayor To Execute An Employment Agreement On Behalf Of The City With Steven Falk [23-0042](#)

Attachments: [View Legislation](#)

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 Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 1/31/2023

3.4 Subject: Oakland Hydrogen Hub
From: Councilmember Kaplan And President Pro Tempore Kalb
Recommendation: TITLE CHANGE

[OLD TITLE]

Adopt A Resolution: 1) Supporting The Alliance For Renewable Clean Hydrogen Energy Systems (Arches) And Its Mission To Accelerate Hydrogen's Contribution To Decarbonizing The Economy In California; 2) Highlighting Oakland's Leadership In Hydrogen Adoption And Requesting That Oakland Be Considered As A Location For A Potential Statewide Clean Hydrogen Hub To Accelerate Hydrogen's Contribution To Decarbonizing The Economy; 3) Declaring The City's Intent To Enter Into A Memorandum Of Commitment (MOC) (Attached Hereto As Exhibit A) To Join Arches; And 4) Authorizing The City Administrator To Execute The MOC And To Negotiate And Execute A More Formal Agreement With Arches H2 LLC On The City's Behalf

[NEW TITLE]

Adopt A Resolution: (1) Supporting The Alliance For Renewable Clean Hydrogen Energy Systems (ARCHES) And Its Mission To Accelerate Green Hydrogen's Contribution To Decarbonizing The Economy In California; (2) Highlighting Oakland's Leadership In Hydrogen Adoption And Requesting That Oakland Be Considered As A Location For A Potential Statewide Green Hydrogen Hub To Accelerate Hydrogen's Contribution To Decarbonizing The Economy Using Electrolysis Powered By Renewable Energy; (3) Declaring The City's Intent To Enter Into A Memorandum Of Commitment (MOC) (Attached Hereto As Exhibit A) To Join ARCHES; And (4) Authorizing The City Administrator To Execute The MOC And To Negotiate And Execute A More Formal Agreement With ARCHES H2 LLC On The City's Behalf; On The February 7, 2023 City Council Agenda On Consent [22-0988](#)

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

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 2/7/2023

- 3.5** Subject: Authorizing The Travel And Reimbursement Of Councilmember Noel Gallo
From: Councilmember Gallo
Recommendation: Adopt A Resolution Authorizing The Travel And Reimbursement Of Necessary Expenses For Councilmember Noel Gallo's Travel To Washington DC And Attendance At The National League Of Cities' Congressional City Conference From March 23, 2023 Through March 29, 2023, In The Amount Of \$4,250.00 For Registration Fees, Hotel, Air Fare And Per Diem From The Council Contingency Fund; On The February 7, 2023 City Council Agenda On Consent
[23-0051](#)

Pursuant to Rule 24, a statement was made on record as to the item bypassing committee.

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 2/7/2023

- 3.6** Subject: Appointments To Alameda County Transportation Commission
From: Council President Fortunato Bas
Recommendation: Adopt A Resolution Reappointing Councilmember Rebecca Kaplan And Appointing Councilmember Carroll Fife (To Replace Former Councilmember Sheng Thao) To The Alameda County Transportation Commission, And Reappointing President Pro Tempore Dan Kalb To Serve As Alternate To The Alameda County Transportation Commission ("ACTC") Commencing February 8, 2023; On The February 7, 2023 City Council Agenda On Consent
[23-0052](#)

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 2/7/2023

3.7 Subject: Regional Early Action Planning 2.0 Grant
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept, And Appropriate \$10,000,000 In Funds From The State Of California Department Of Housing And Community Development's Regional Early Action Planning 2.0 Higher Impact Transformative Allocation To Support Transit Oriented Development At The West Oakland Bart Station; On The February 7, 2023 City Council Agenda On Consent
[23-0053](#)

Pursuant to Rule 24, a statement was made on record as to the item bypassing committee.

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 2/7/2023

3.8 Subject: Alameda County Waste Management Authority Appointments
From: Council President Fortunato Bas
Recommendation: Adopt A Resolution Reappointing Dan Kalb As A Member Of The Alameda County Waste Management Authority (ACWMA) And Appointing Councilmember Treva Reid (To Replace Rebecca Kaplan) As An Alternate Member Of The ACWMA; On The February 7, 2023 City Council Agenda On Consent
[23-0054](#)

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 2/7/2023

3.9 Subject: East Bay Economic Development Alliance Appointments
From: Council President Fortunato Bas
Recommendation: Adopt A Resolution Appointing Councilmember _____(To Replace Former Councilmember Loren Taylor) To The Executive Committee Of The East Bay Economic Development Alliance And Appointing Councilmember _____ (To Replace Councilmember Treva Reid) As Alternate Member Of The Executive Committee Of The East Bay Economic Development Alliance For A Two-Year Term Commencing July 1, 2022 And Ending June 30, 2024; On The February 7, 2023 City Council Agenda On Consent
[23-0055](#)

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 2/7/2023

3.10 Subject: Appointments To The Association Of Bay Area Governments Executive Board
From: Council President Fortunato Bas
Recommendation: Adopt A Resolution Reappointing Councilmembers Nikki Fortunato Bas And Carroll Fife And Appointing Councilmember Treva Reid (To Replace Former Councilmember Loren Taylor) As Delegates To Represent The City Of Oakland To The Association Of Bay Area Governments (ABAG) Executive Board And Appointing Councilmember Janani Ramachandran (To Replace Councilmember Dan Kalb) As An Alternate For The Term Beginning July 1, 2022 And Ending June 30, 2024; On The February 7, 2023 City Council Agenda On Consent
[23-0056](#)

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 2/7/2023

3.11 Subject: Youth Ventures JPA Appointments
From: Council President Fortunato Bas
Recommendation: Adopt A Resolution Appointing Mayor Sheng Thao (To Replace Former Mayor Libby Schaff), Reappointing Council President Nikki Fortunato Bas, Appointing Councilmember Kevin Jenkins (To Replace Former Councilmember Sheng Thao) To The Board Of Trustees Of The Youth Ventures Joint Powers Authority To Complete The Remainder Of The Four Year Term Ending March 1, 2025; On The February 7, 2023 City Council Agenda On Consent
[23-0057](#)

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 2/7/2023

3.12 Subject: Apply For CalHome 2023 Grant
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For, Accept And Appropriate CalHome Grant Funds From The California Department Of Housing And Community Development 2023 Homeownership Super Notice Of Funding Availability In An Amount Not To Exceed \$5 Million; On The February 14, 2023 Community And Economic Development Committee Agenda
[23-0045](#)

A title change was read into record

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 2/14/2023

- 3.13** 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; On The February 14, 2023 Public Works Committee Agenda
[23-0043](#)

This Informational Report be Scheduled.to go before the *Public Works Committee to be heard 2/14/2023

- 3.14** 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; On The February 14, 2023 Public Works Committee Agenda
[23-0044](#)

This Informational Report be Scheduled.to go before the *Public Works Committee to be heard 2/14/2023

- 3.15** Subject: Vacate Public Sewer Easement At 2359 Harrison Street
From: Transportation Department
Recommendation: Adopt A Resolution Vacating A Portion Of The Public Sewer Easement At 2359 Harrison Street To The Property Owner, Nash - Holland 24th And Waverly Investors, LLC, And Adopting Appropriate California Environmental Act Findings; On The February 14, 2023 Public Works Committee Agenda And As Public Hearing
[23-0047](#)

As a Public Hearing

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 2/14/2023

- 3.16** 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; On The February 27, 2023 Finance And Management Committee Agenda
[22-0984](#)

This Informational Report be Scheduled.to go before the *Finance & Management Committee to be heard 2/27/2023

- 3.17** 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; On The February 27, 2023 Public Safety Committee Agenda
[23-0039](#)

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

- 3.18** 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 Oakland Police Department (OPD) Criminalistics Division (Crime Lab) 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 February 27, 2023 Public Safety Committee Agenda
[23-0040](#)

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

- 3.19** Subject: Mandatory Delinquent Trash Fees 2022
From: Finance Department
Recommendation: Adopt One Of The Following Options:

1) A Resolution Accepting And Confirming Reports Of The City Administrator For Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection For The Monthly Periods Of April, May, June, July, August, September 2022 And Quarterly Periods Of July-September, October -December 2022 (Option 1); Or

[22-0728](#)

The Committee approved that this item be withdrawn, with no new date

This City Resolution be Withdrawn with No New Date.

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator For Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection For The Monthly Periods Of April, May, June, July, September, October 2022 And Quarterly Periods Of July-September, October-December 2022 (Option 2); On The March 7, 2023 City Council Agenda As A Public Hearing [22-0729](#)

The Committee approved that this item be withdrawn, with no new date

This City Resolution be Withdrawn with No New Date.

RECOMMENDATIONS FROM THE JANUARY 23, 2023 FINANCE AND MANAGEMENT COMMITTEE

3.20 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](#)

This Informational Report be Scheduled.to go before the *Finance & Management Committee to be heard 2/13/2023

3.21 Subject: Motorola Solutions Mobile Radios Agreements
From: Information Technology Department
Recommendation: Adopt A Resolution: (1) Authorizing The City Administrator To Negotiate And Execute An Agreement With Motorola Solutions, Inc. In A Total Amount Not To Exceed Two Million Two Hundred Ninety Thousand Three Hundred Sixty Eight Dollars (\$2,290,368) For The Purchase Of Two Hundred Twenty (220) Mobile Radios And Associated Equipment, Programming, Testing, Installation And Professional Services For The Oakland Fire Department; And (2) Waiving The City's Advertising, Bidding, Request For Proposal (RFP) And Local Business/Small Local Business Utilization Requirements
[22-1007](#)

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

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 2/7/2023

3.22 Subject: FY2022-23 Master Fee Schedule
From: Finance Department
Recommendation: Adopt An Ordinance Amending Ordinance No. 13698 C.M.S. (Which Adopted The Fiscal Year 2022-23 Master Fee Schedule), As Amended, To Establish, Modify And Delete Fees And Penalties Assessed By The City Of Oakland
[22-0914](#)

- Attachments:** [View Report](#)
[View Legislation and Exhibits](#)

As A Public Hearing

This Ordinance be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/7/2023

RECOMMENDATIONS FROM THE JANUARY 23, 2023 PUBLIC SAFETY COMMITTEE

3.23 Subject: Bi-Monthly Update On Macro Program Operations And The Advisory Board
From: Councilmember Reid And Vice Mayor Kaplan
Recommendation: Receive An Informational Report On The Progress Of The City Of Oakland's Mobile Assistance Community Responders Of Oakland ("MACRO") Pilot Program And The Work Of The Advisory Board
[22-0929](#)

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

This Informational Report be Received and Filed.

3.24 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 The Period Of July 1, 2023 To June 30, 2027 In An Amount Not To Exceed Eight Hundred Fifty Thousand Dollars (\$850,000) Per Year For A Total Contract Not To Exceed Three Million, Four Hundred Thousand Dollars (\$3,400,000)
[22-0886](#)

Attachments: [View Report](#)

[View Legislation](#)

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

3.25 Subject: FY 2021 Assistance to Firefighters Grant
From: Oakland Fire Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Enter Into An Agreement With The U.S. Department Of Homeland Security's Federal Emergency Management Agency (FEMA) To Accept Fiscal Year 2021 Assistance To Firefighters Grant (AFG) Funds In The Amount Of Three Hundred Sixty Thousand One Hundred And Eighty-One Dollars And Eighty-One Cents (\$360,181.81); (2) Appropriate And Administer Said Funds For Fire Department Personnel To Receive Specialized Cancer Screenings; (3) Expend Assistance To Firefighter Funds In Accordance With The City Of Oakland's Purchasing Requirements And Programs/Policies; And (4) Allocating Matching Funds In The Amount Of Thirty-Six Thousand Eighteen Dollars And Nineteen Cents (\$36,018.19)
[22-0981](#)

Attachments: [View Report](#)

[View Legislation](#)

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 2/7/2023

RECOMMENDATIONS FROM THE JANUARY 23, 2023 LIFE ENRICHMENT COMMITTEE

3.26 Subject: Fiscal Year 2022-23 Creative Economies Of Belonging Grants
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution Awarding Grants To Seventeen (17)
Oakland-Based Nonprofit Organizations Providing Arts And Cultural Services In
Oakland For Fiscal Year 2022-2023 Through “The Creative Economies Of Belonging:
Jobs, Network, And Catalysts” Grant Opportunity, In A Total Amount Not To Exceed
Four Hundred Fifty Thousand Five Hundred Dollars (\$450,500)

[22-0998](#)

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

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
2/7/2023**

3.27 Subject: Winter Relief Funding FY 22-23
From: Human Services Department
Recommendation: Adopt A Resolution: (1) Accepting And Appropriating Up To One Hundred Forty Thousand Dollars (\$140,000) From Alameda County For The North County Winter Relief Efforts, And Authorizing Agreement For Receipt Of Said Funds;

(2) Authorizing Amendment Of The Grant Agreement With East Oakland Community Project To Increase The Amount By Fifty-Five Thousand Seven Hundred Fifty-Eight Dollars (\$55,758) For The Provision Of Winter Shelter Beds;

(3) Authorizing Amendment Of The Grant Agreement With Operation Dignity To Increase The Amount By Thirty Thousand Dollars (\$30,000) For Winter Supplies And Hotel Vouchers For Vulnerable Homeless People;

(4) Authorizing Amendment Of The Grant Agreement With St. Mary's Center To Increase The Amount By One Hundred Thousand Dollars (\$100,000) For The Provision Of Street Based Housing Navigation Services And Hotel Vouchers For Seniors During Winter Months;

(5) Authorizing Amendment Of The Grant Agreement With The Society Of Saint Vincent De Paul Of Alameda County To Increase The Amount By Forty Thousand Dollars (\$40,000) For The Provision Of Additional Shelter Beds And Increased Services During Winter Months; And

(6) Authorizing The City Administrator To Accept And Appropriate Any Additional Funds Awarded By Alameda County For The Provision Of Fiscal Year 2022-23 North County Winter Relief Efforts And To Amend The Above-Mentioned Grant Agreements To Increase The Amounts Using Any Additional Funds

[23-0024](#)

Attachments: [View Report](#)

[View Legislation](#)

[View Supplemental Legislation - 1/24/2023](#)

[View Supplemental Red Line Legislation - 1/24/2023](#)

On Non-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 2/7/2023

3.28 Subject: AC-OCAP Annual Report And 2023 CSBG Resolutions
From: Human Services Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution: (1) Accepting Anti-Poverty Community Services Block Grant (CSBG) In The Amount Of One Million, Two Hundred, Ninety-Four Thousand, Two Hundred Thirty-Four Dollars (\$1,294,234) Awarded By The California Department Of Community Services (CSD) And Development For The January 1, 2023 Through December 31, 2023 Program Year (2023 CSBG Program Year); (2) Authorizing The City Administrator To Accept And Appropriate Any Additional Grant Funds From CSD For The Same Purpose Within The 2023 CSBG Program Year, Without Returning To Council; 3. Authorizing The Use Of General Purpose Funds To Pay The Human Services Department Central Services Overhead Charges For 2023 CSBG Programs In The Amount Of One Hundred Fifty-One Thousand, Nine Hundred Fifty-Six Dollars (\$151,956); And

[23-0025](#)

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

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 2/7/2023

2) A Resolution: (1) Authorizing The City Administrator To Negotiate And Enter Into Grant Agreements With Anti-Poverty Service Providers For The Alameda County-Oakland Community Action Partnership (AC-OCAP) 2023 CSBG Program Year With The Service Providers And In The Amounts Listed In The Table In This Resolution; And (2) Authorizing The City Administrator To Amend The Agreements And Enter Into Amended Agreements To Increase The Amount And Extend The Term If Additional CSBG Funding Becomes Available During The 2023-2025 Three-Year Funding Cycle Without Returning To Council; And (3) Authorizing The City Administrator To Negotiate And Enter Into Professional Services Agreements For Advertising Services With Clear Channel, CBS Outdoors, Bart And AC Transit To Support The Programs; And Waiving, To The Extent Necessary, The Competitive RFP/Q Process In The Best Interests Of The City For A Total Amount Not To Exceed \$40,000

[23-0026](#)

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

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 2/7/2023

RECOMMENDATIONS FROM THE JANUARY 24, 2023 PUBLIC WORKS COMMITTEE

3.29 Subject: East Bay Greenway Segment II Project Construction Contract Award
From: Transportation Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Award A Construction Contract To Gruendl Inc. DBA Ray’s Electric, For The East Bay Greenway Segment II Project, Project No. 1005033, The Lowest, Responsible And Responsive Bidder In Accordance With Project Plans, Specifications, State Requirements, And With Contractor’s Bid In The Amount Of Four Million Two Hundred Eighty-Two Thousand One Hundred Twenty-Five Dollars And Twenty Cents (\$4,282,125.20); Authorizing The City Administrator To Amend The Maintenance Agreement With The Bay Area Rapid Transit (Bart); And Adopting Appropriate California Environmental Quality Act (CEQA) Findings
[22-1000](#)

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

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 2/7/2023

3.30 Subject: Summary Vacation Of A Portion Of Public Right Of Way Known As Yerba Buena Ave
From: Transportation Department
Recommendation: Adopt A Resolution Summarily Vacating A Portion Of Public Right Of Way Known As Yerba Buena Avenue, Between Beach Street And Mandela Parkway, To The Fee Owner, East Bay Municipal Utility District, And Adopting Appropriate California Environmental Quality Act Findings
[22-0231](#)

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

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 2/7/2023

3.31 Subject: Major Encroachment Permit At 525 12th Street
From: Transportation Department
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit ENMJ22055, To Allow A Subsurface Transformer Room And Structural Elements To Encroach Into The Public Right-Of-Way At 525 12th Street; And Adopting California Environmental Quality Act Findings
[23-0008](#)

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

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 2/7/2023

RECOMMENDATIONS FROM THE JANUARY 24, 2023 COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

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

Attachments: [View Legislation](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 2/28/2023

- 3.33** Subject: Oakland 2045 General Plan Update: 2023-2031 Housing Element Adoption
From: Planning And Building Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution (1) Adopting The 2023-2031 Housing Element As A General Plan Amendment To The Oakland General Plan And (2) Determining That The Adoption Of The 2023-2031 Housing Element Is Exempt From The California Environmental Quality Act ("CEQA") Pursuant To Each As An Independent Basis: (A) CEQA Guidelines Section 15061(B)(3), (B) CEQA Guidelines Section 15283 And California Government Code Section 65584(G), (C) CEQA Guidelines Section 15262 And California Public Resources Code Sections 21102 And 21150, And (D) CEQA Guidelines Section 15308
[22-0982](#)

Attachments: [View Report](#)

[View Attachment A - State HCD Feedback on the Revised 2023-2031 Housing Element](#)

[View Attachment B-1 Public Comments Received](#)

[View Attachment B-2 - Response to Public Comments](#)

[View Attachment C - Excerpt from REIA - Equity Impacts of Housing Action Plan](#)

[View Attachment D - Deeply Rooted Informational Flyer on Housing Element](#)

[View Legislation](#)

[View Exhibit A-1 Public Hearing Draft 2023-2031 Housing Element Ch.1-4](#)

[View Exhibit A-2 Appendix A - Evaluation of the 2015-2023 Housing Element](#)

[View Exhibit A-3 Appendix B - Housing Needs Assessment](#)

[View Exhibit A-4 Appendix C - Sites Inventory](#)

[View Exhibit A-4b Exhibit for Appendix C Project-Details-2018-2020](#)

[View Exhibit A-4c Table C-26 Sites Inventory](#)

[View Exhibit A-5a- Appendix D - Assessment of Fair Housing, D1-3](#)

[View Exhibit A-5b- Appendix D - Assessment of Fair Housing, D4](#)

[View Exhibit A-5c- Appendix D - Assessment of Fair Housing, D5-7](#)

[View Exhibit A-6 Appendix E - Housing Resources and Opportunities](#)

[View Exhibit A-7 Appendix F - Housing Constraints](#)

[View Exhibit A-8 Appendix G - Opportunities for Energy Conservation](#)

[View Exhibit A-9 Appendix H - Glossary](#)

[View Exhibit A-10 Appendix I - Public Outreach Materials](#)

[View Exhibit A-11 Appendix J - Draft Zoning Proposals](#)

[View Exhibit A-12 Appendix K - K1-State HCD Letter and K2-Responses](#)

[View Exhibit A-13 Appen L-L1-Pub Com Letters; L2 - Resp to Pub Comments](#)

[View Exhibit A-14 Appendix M - Housing Inventory Public Comment Site](#)

[View Supplemental Memo 1/19/2023](#)

[View Supplemental Presentation 1/19/2023](#)

As A Public Hearing

This City Resolution be Scheduled to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 1/31/2023

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[23-0012](#)

- Attachments:** [January 31, 2023 Special Concurrent ORSA And City Council Agenda](#)
[February 2, 2023 Rules And Legislation Committee Agenda](#)
[February 3, 2023 Special Concurrent ORSA And City Council Agenda](#)
[Finance And Management Pending List](#)
[Public Works Pending List](#)
[Community And Economic Development Pending List](#)
[Life And Enrichment Pending List](#)
[Education Partnership Pending List](#)
[Public Safety Pending List](#)
[Rules And Legislation Pending List](#)
[Draft February 7, 2023 City Council Agenda](#)
[Draft February 9, 2023 Rules And Legislation Committee Agenda](#)

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

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

CHANGES MADE TO THE PREVIOUSLY DISTRIBUTED JANUARY 31, 2023 SPECIAL ORSA AND CITY COUNCIL AGENDA

At the call of Council President Fortunato Bas, the agenda for the January 31, 2023 Special City Council agenda was reordered to be listed in the following order:

- "Women Life, Freedom"*
- "East 12th Remainder Parcel"*
- "Appoint of Harold Duffey As Interim City Administrator"*
- "Appoint of Steven Falk As Interim City Administrator"*
- "Oakland 2045 General Plan Update"*

CHANGES MADE TO THE DRAFT FEBRUARY 7, 2023 CITY COUNCIL AGENDA

Subject: Professional Services Contract For Racial Impact Study
From: Councilmember Fife
Recommendation: Adopt A Resolution Awarding A Professional Services Contract To BluSummers, LLC To Conduct A Racial Impact Analysis For An Amount Not To Exceed \$150,000 Utilizing The Funds Allocated For That Purpose In The Fiscal Year 2022-23 Mid-Cycle Budget, Pursuant To Resolution No. 89283 C.M.S., To Study The On-Going Effects Of Public Policy Decisions And Actions Such As Redlining, Displacement Through Eminent Domain, Urban Renewal, And Gentrification On The Black Community In Oakland And To Assess Ways To Redress The Harms Caused Through A "Black New Deal"; Waiving The Competitive Request For Proposal/Qualifications (RFP/Q) Process Pursuant To Oakland Municipal Code Section 2.04.051.B; And Waiving The Local/Small Local Business Enterprise (L/SLBE) Program Requirements
[22-0985](#)

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

This City Resolution be * Withdrawn and Rescheduled 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

Councilmember Fife motioned, seconded by Councilmember Ramachandran to accept the Determinations Of Closed Session. The motion passed with a vote of 3 Ayes; 1 Excused - Kalb

6 Subject: 2023 State And Federal Legislative Agenda and 2022 Summary
From: Mayor Thao And Council President Fortunato Bas
Recommendation: Receive An Informational Report On The Proposed 2023 State And Federal Legislative Agenda And Summary Of 2022 State And Federal Legislative Efforts
[23-0019](#)

Attachments: [View Overview Of The 2022 Legislative Session](#)
[View Draft 2023 State And Federal Legislative Agenda](#)

The Committee approved to receive and forward this informational report to the February 7, 2023 City Council Agenda, On Non-Consent, and to provide a Supplemental Report that includes the Rules And Legislation Committee's discussion regarding the draft and funding sources from 2022 from state and federal partners.

A motion was made by Nikki Fortunato Bas, seconded by Carroll Fife, that this matter be Received and Forwarded to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 2/7/2023. The motion carried by the following vote:

Excused: 1 - Kalb

Aye: 3 - Fortunato Bas, Fife, and Ramachandran

NO VOTE: 0

Open Forum

The call of the queue opened at 12:27p.m. and closed at 12:33 p.m.

2 individuals spoke during Open Forum

Adjournment

There being no further business, the Rules And Legislation Committee adjourned the meeting at 12:33 p.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.

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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.**