

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, March 18, 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 AM with President Pro Tempore Thao presiding as Chairperson.

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

There was 1 speaker on Public Comment

2 Approval Of The Draft Minutes From The Committee Meeting Of March 4, 2021

[21-0163](#)

Attachments: [View Report](#)

3 New Scheduling Items

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

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

NO VOTE: 0

- 3.1 Subject:** Prevent Certain Budget Cuts, Including To Fire Services
From: Vice Mayor Kaplan And Council President Fortunato Bas
Recommendation: Adopt A Resolution Amending Resolution No. 88174, Which Adopted The Fiscal Year 2020-21 Mid-Cycle Amendments, To Among Other Things, Prevent Cuts To Fire Services

[21-0052](#)

Attachments: [View Report - 1](#)
[View Attachment](#)
[View Resolution](#)
[View Report - 2](#)

The Committee approved to forward this item to the next Rules and Legislation Committee Agenda for Scheduling

This City Resolution be Continued.to go before the *Rules & Legislation Committee to be heard 3/25/2021

3.2 Subject: Memorandum Of Agreement (MOA) For 1086 Annerley Road
From: Planning And Building Department
Recommendation: Adopt A Resolution Authorizing The City Administrator Or Designee To Enter Into A Memorandum Of Agreement (MOA) With The City Of Piedmont Establishing That The City Of Piedmont Will Process Planning And Building Entitlements For The Development Of An Accessory Dwelling Unit (ADU) At 1086 Annerley Road, A Property Located Within Both Jurisdictions; And Adopting Appropriate California Environmental Quality Act (CEQA) Findings
[21-0199](#)

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

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 3/29/2021

3.3 Subject: Analysis From Harvey Rose On Budget Items
From: Council President Fortunato Bas And Vice Mayor Kaplan
Recommendation: Receive An Informational Report From The Administration And Analysis From Harvey Rose Associates Containing The Following: (1) Which Administrative Reductions Were Implemented From December 20, 2020 Memo, (2) Which Administrative Restorations Were Made To Date, (3) Amount And Uses Of Additional Administrative Overspending Between First Quarter (Q1) And Second Quarter (Q2), (4) Amount Of Current General Purpose Fund (GPF) Shortfall, (5) Amount Needed To Restore The GPF Emergency Reserve To 7.5%, (6) New Real Estate Transfer Tax (RETT) Revenue, And Any Other Revenue Or Expenditure Amounts, Not Included In The Q2 Report, (7) Cash On Hand, (8) What Other Policies Are Triggered By Receiving New Funds (E.G., Is The City Required To Put 7.5% Of The Federal America Rescue Plan Act (ARPA) Funds Into Reserves? What Are Kids First Set-Asides?), (9) For What Purposes Can The ARPA Funds Be Spent, And (10) What Other New Funds (E.G., Special-Purpose) Are The City Of Oakland Receiving That Are Not Already Covered In The Budget
[21-0201](#)

Attachments: [View Report - Council President Fortunato Bas](#)
[View Report](#)

This Informational Report be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 3/29/2021

- 3.4** Subject: Support Of AB 854 (Lee)
From: Councilmember Kalb And Councilmember Fife
Recommendation: Adopt A Resolution In Support Of Assembly Bill 854 (Lee) That Would Prohibit A Rental Housing Owner From Removing A Building From The Market Pursuant To The Ellis Act Unless All Owners Of The Property Have Held Their Ownership Interest For At Least Five Years, Which Helps Put An End To Speculator Evictions
[21-0202](#)

Attachments: [View Report AB 854](#)
[View Report Fact Sheet - AB 854](#)
[View Legislation](#)

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 3/29/2021

- 3.5** Subject: 2021 Council Retreat
From: Council President Fortunato Bas
Recommendation: Discussion And Potential Action To Establish Council Values, Budget Priorities And Strategic Plan, Including Implementation And Evaluation, For Fiscal Year 2021-23 Budgeting Process Following Facilitated Discussion On The Same
[21-0200](#)

Attachments: [View Report 1](#)
[View Report - U.S. Census Bureau Quick Facts](#)
[View Report 2](#)

A title change was approved

This Report and Recommendation be Scheduled.to go before the * Special Meeting of the Oakland City Council to be heard 3/30/2021

- 3.6** Subject: Bi-Annual Crime Data Report: 2020 Part Two
From: Oakland Police Department
Recommendation: Receive A Bi-Annual Informational Report From The Oakland Police Department (OPD) On Crime Data In The City Of Oakland For 2020 With A Focus On The Second Half Of The Year
[21-0198](#)

This Informational Report be Scheduled.to go before the *Public Safety Committee to be heard 4/13/2021

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[21-0164](#)

- Attachments:** [View Previously Distributed March 23, 2021 Public Works Agenda](#)
[View Previously Distributed March 22, 2021 Special Life Enrichment Agenda](#)
[View Previously Distributed March 25, 2021 Rules & Legislation Committee Agenda](#)
[View Finance & Management Committee Pending List](#)
[View Public Works Committee Pending List](#)
[View Community & Economic Development Committee Pending List](#)
[View Life Enrichment Committee Pending List](#)
[View Education Partnership Committee Pending List](#)
[View Public Safety Committee Pending List](#)
[View Rules & Legislation Committee Pending List](#)
[View Draft March 29, 2021 Special Council Agenda](#)
[View Draft March 30, 2021 Special Retreat Council Agenda](#)
[View Draft April 1, 2021 Rules & Legislation Committee Agenda](#)

A motion was made by Nikki Bas, seconded by Sheng Thao, that this matter be Accepted. The motion carried by the following vote:

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

NO VOTE: 0

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 11:02 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.**