



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

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

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

Thursday, September 14, 2023

10:30 AM

City Council Chamber, 3rd Floor

The Oakland City Council Rules And Legislation Committee convened at 10:44 A.M, with Council President 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 July 13, 2023 [23-0651](#)

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

AT THE CALL OF COUNCIL PRESIDENT BAS THE 4:00 P.M. SEPTEMBER 19, 2023 CITY COUNCIL MEETING WAS CANCELED AND A SPECIAL CITY COUNCIL MEETING WAS CALLED FOR SEPTEMBER 19, 2023 IN IT'S PLACED AND TO BE HELD AT 2:00 P.M.

3 New Scheduling Items

7 Speakers Spoke On This Item

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:

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

NO VOTE: 0

- 3.1 Subject: DVP Employment Grants
From: Department Of Violence Prevention
Recommendation: Adopt A Resolution To (1) Award Grants To Non-Profit Organizations To Provide Employment Services For The Period Of October 1, 2023, To December 31, 2024, In A Total Amount Not To Exceed Two Million Two Hundred Fifty Thousand Dollars (\$2,250,000); And (2) Amend An Existing Grant With Center For Employment Opportunities For Employment Services To Extend The End Date From June 30, 2024, To December 31, 2024, And Increase The Grant Amount By One Hundred Twenty-Five Thousand Dollars (\$125,000), For A Total Amount Not To Exceed Three Hundred Twenty-Five Thousand Dollars (\$325,000); On The September 19, 2023 City Council Agenda On Non-Consent
[23-0707](#)

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 9/19/2023

- 3.2 Subject: Oakland PFRS's Investment Portfolio As Of June 30, 2023
From: Finance Department
Recommendation: Receive An Informational Report On The Oakland Police And Fire Retirement System's Investment Portfolio As Of June 30, 2023; On The September 26, 2023 Finance And Management Committee Agenda
[23-0695](#)

This Informational Report be Scheduled.to go before the *Finance & Management Committee to be heard 9/26/2023

- 3.3 Subject: Infill Infrastructure Grant Catalytic Approval
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: (1) Accept And Appropriate An Amount Not To Exceed \$40,769,344 From The State Of California's Infill Infrastructure Grant Catalytic Program To Pay For Infrastructure For Affordable Housing, (2) Execute A Standard Agreement And Any Amendments Thereto In Connection With The State Of California's Infill Infrastructure Grant Catalytic Program; And (3) Enter Into Agreements With The Participating Housing Developers And Distribute The Infill Infrastructure Grant Catalytic Grant Funds Through Loans And/Or Grants Without Returning To Council; On The September 26, 2023 Community And Economic Development Committee Agenda
[23-0696](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 9/26/2023

- 3.4** Subject: Grant From The California State Library For The Melrose Library Critical Maintenance Project
From: Oakland Public Library
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Apply For, Accept And Appropriate Grant Funds From The State of California Pursuant To The Budget Act Of 2022 (AB 179) Building Forward: Library Facilities Improvement Program Round Two In An Amount Not To Exceed Three Million Nine Hundred Eighty Seven Thousand Dollars (\$3,987,000) Through Fiscal Year 2026-2027 For The Melrose Library Critical Maintenance Project And 2) Apply For, Accept And Appropriate Future Grant Funds For Said Project Within The Grant Term; On The September 26, 2023 Life Enrichment Committee Agenda
[23-0699](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 9/26/2023

- 3.5** Subject: Accept A Grant From The California State Library For The Main Library Critical Maintenance Project
From: Oakland Public Library
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Apply For, Accept And Appropriate Grant Funds From The State of California Pursuant To The Budget Act Of 2022 (AB 179) Building Forward: Library Facilities Improvement Program Round Two In In An Amount Not To Exceed Four Million Two Hundred Twenty Five Thousand Dollars (\$4,225,000) For The Main Library Critical Maintenance Project; And 2) Apply For, Accept And Appropriate Future Grant Funds For Said Project Within The Grant Term; On The September 26, 2023 Life Enrichment Committee Agenda
[23-0700](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 9/26/2023

- 3.6** Subject: Accept A Grant From The California State Library For The Purchase Of eBooks And eAudiobooks
From: Oakland Public Library
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For And Accept A Grant From The California State Library, Pursuant to the Library Services and Technology Act (LSTA), In The Amount Of Sixty Thousand Dollars (\$60,000); And Appropriating Said Funds For The Purchase Of eBooks And eAudiobooks; On The September 26, 2023 Life Enrichment Committee Agenda
[23-0701](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 9/26/2023

- 3.7** Subject: Accept A Grant From The California State Library For The Hoover Durant Library Project
From: Oakland Public Library
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Apply For, Accept And Appropriate Grant Funds From The State of California Pursuant To The Budget Act Of 2022 (AB 179) Building Forward: Library Facilities Improvement Program Round Two In An Amount Not To Exceed One Million Five Hundred Fifteen Thousand Dollars (\$1,515,000) Through Fiscal Year 2026-2027 For The Hoover Durant Library Project And 2) Apply For, Accept And Appropriate Future Grant Funds For Said Project Within The Grant Term; On The September 26, 2023 Life Enrichment Committee Agenda
[23-0708](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 9/26/2023

- 3.8** Subject: Oakland Head Start Children’s Initiative FY 2023-2024 Initial Funding Application
From: Human Services Department And Oakland Head Start
Recommendation: Adopt A Resolution Accepting And Appropriating Children’s Initiative Early Education Funds From First 5 Alameda County In An Amount Not To Exceed Six Million Five Hundred Eighty Thousand Six Hundred And Seven Dollars (\$6,580,607) For Oakland Head Start Programming From July 1, 2023 To June 30, 2024, And Authorizing The City Administrator To: (1) Subject To Funding Availability, Add Seven Full Time Equivalent (FTE) Positions For Program Management, Comprehensive Services And Professional Development Of The City Head Start Program; (2) Subject To Funding Availability, Enter Into A Lease With Oakland Unified School District To Open A New Head Start Center At Martin Luther King Jr. Elementary School Located At 960 10th Street, Oakland In The Amount Not To Exceed \$14,436 Per Year For A Three-Year Term With Option To Renew For One Five-Year Term; (3) Subject To Funding Availability, Add Four Additional FTE Positions To Operate The New Center At Martin Luther King Jr. Elementary School; And (4) Accept And Appropriate Additional Early Education Funds If They Become Available From First 5 Alameda County Within FY 2023-2024 And Take All Steps Necessary For The City To Receive The Funding; On The September 26, 2023 Life Enrichment Committee Agenda
[23-0710](#)

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 9/26/2023

- 3.9** Subject: OPD Surveillance Technology 2022 Annual Reports
From: Oakland Police Department
Recommendation: Receive An Informational Report Of Oakland Police Department's Surveillance Technology 2022 Annual Reports; On The September 26, 2023 Public Safety Committee Agenda
[23-0702](#)

This Informational Report be Scheduled.to go before the *Public Safety Committee to be heard 9/26/2023

- 3.10** Subject: OPD Crime Lab Biometric Use Policy
From: Oakland Police Department
Recommendation: Adopt A Resolution Approving Updates To 1) The Oakland Police Department (OPD) Criminalistics Laboratory (Crime Lab) DNA Instrumentation And Analysis Software Biometric Technology Surveillance Use Policy And 2) Surveillance Impact Report For Its Use Of DNA Instrumentation Analysis And Software; On The September 26, 2023 Public Safety Committee Agenda
[23-0703](#)

This City Resolution be Scheduled.to go before the *Public Safety Committee to be heard 9/26/2023

- 3.11** Subject: Housing, Residential Rent And Relocation Board Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointment Of John Deboer As A Tenant Representative To The Housing, Residential Rent And Relocation Board; On The September 28, 2023 Rules And Legislation Committee Agenda
[23-0715](#)

This City Resolution be Scheduled.to go before the *Rules & Legislation Committee to be heard 9/28/2023

- 3.12** Subject: Limited Public Financing Act Of 2024
From: Council President Bas And The Public Ethics Commission
Recommendation: Adopt An Ordinance Adding Chapter 3.13 (The Limited Public Financing Act Of 2024) To The Oakland Municipal Code To Temporarily Restore Public Financing, Or A Substantially Similar Ordinance; On The September 28, 2023 Rules And Legislation Committee Agenda
[23-0712](#)

This Ordinance be Scheduled.to go before the *Rules & Legislation Committee to be heard 9/28/2023

- 3.13** Subject: Lobbyist Registration Act
From: Council President Bas And The Public Ethic Commission
Recommendation: Adopt An Ordinance Adding Chapter 3.20 (The Lobbyist Registration Act) To The Oakland Municipal Code To Include New Registration Fees, Late Fees, Caps And Fee Waivers, Mandate Lobbyist Trainings, And Change The Timing And Type Of Information Contained In The Required Filings; On The September 28, 2023 Rules And Legislation Committee Agenda
[23-0713](#)

This Ordinance be Scheduled.to go before the *Rules & Legislation Committee to be heard 9/28/2023

- 3.14** Subject: National Hispanic Heritage Month: Honoring Hispanic/LatinX Community Leaders
From: Councilmember Gallo
Recommendation: Adopt A Resolution, As Part Of National Hispanic Heritage Month, Honoring Hispanic/LatinX Community Leaders In All Council Districts For Their Continual Year-Round Work; On The October 3, 2023 City Council Agenda As A Ceremonial
[23-0704](#)

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 10/3/2023

- 3.15** Subject: Welcoming The Public Bank East Bay CEO
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Recognizing The Friends Of The Public Bank East Bay And Welcoming The Public Bank East Bay Board Of Directors Candidates And Chief Executive Officer; On The October 3, 2023 City Council Agenda As A Ceremonial
[23-0661](#)

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 10/3/2023

- 3.16** Subject: Resolution Ratifying the Mayor’s Actions During the 2023 Annual Recess
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Ratifying Action Taken By The Mayor During The Oakland City Council 2023 Annual Recess In Conformance With The Council’s Rules Of Procedure Codified In Resolution No. 89588 C.M.S., Passed February 7, 2023; On The October 3, 2023 City Council Agenda On Consent
[23-0705](#)

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 10/3/2023

- 3.17** Subject: Summer Food Service Program 2023 Contract Amendments
From: Office of the City Administrator
Recommendation: Adopt A Resolution Amending Resolution No. 89745 To:
(1) Modify The Professional Services Agreement (PSA) For Uptons, Inc. (DBA School Foodies) In An Amount Not To Exceed \$144,250; For Flo’s Friendly Foods, LLC In An Amount Not To Exceed \$229,600; For Alameda County Deputy Sheriff’s Activities League Inc In An Amount Not To Exceed \$110,000; And For Golden Safari Restaurant & Bakery, LLC In An Amount Not To Exceed \$125,000, To Provide Food Services From May 30, 2023 Through August 4, 2023; And (2) Extend The PSA Term For To Cook And Run, Inc To Provide Food Services From May 30, 2023 Through August 4, 2023; And (3) Authorize Amendments To The Above PSAs To Increase Amounts Within The Term Of May 30, 2023 Through August 4, 2023, Without Returning To Council; On The October 3, 2023 City Council Agenda On Consent
[23-0709](#)

This City Resolution be * Withdrawn and Rescheduled.to go before the *Rules & Legislation Committee to be heard 9/21/2023

- 3.18** Subject: Travel Reimbursement
From: Councilmember Gallo
Recommendation: Adopt A Resolution Designating Councilmember Noel Gallo As The City Of Oakland’s Alternate Voting Delegate To Represent The City Of Oakland At The Annual League Of California Cities’ 2023 Conference September 20-22, 2023, In Sacramento California, And Authorizing Reimbursement For Necessary Expenses For Attendance At The 2023 Conference (Registration Fees, Hotel, Milage And Per Diem) From The City Council Contingency Project Fund; On The October 3, 2023 City Council Agenda On Consent
[23-0706](#)

This City Resolution be * Withdrawn and Rescheduled.to go before the *Rules & Legislation Committee to be heard 9/21/2023

3.19 Subject: Final Map Tract No. 8393 And Subdivision Improvement Agreement
From: Department Of Transportation
Recommendation: Adopt The Following Pieces Of Legislation:
(1) A Resolution Conditionally Approving A Final Map For Tract No. 8393, Located At 4430, 4440, And 4448 Howe Street, For A Seven Mini-lot Subdivision For Oakmeda Management, LLC, And Adopting Appropriate CEQA Findings; And [23-0716](#)

This City Resolution be Scheduled.to go before the * Public Works And Transportation Committee to be heard 10/10/2023

(2) A Resolution Authorizing The City Administrator Or Designee To Enter Into A Subdivision Improvement Agreement With Oakmeda Management, LLC For Deferred Construction Of Public Infrastructure Improvements As A Condition To Final Map Approval For Tract No. 8393 Located At 4430, 44440, And 4448 Howe Street, And Adopting Appropriate CEQA Findings; On The October 10, 2023 Public Works And Transportation Committee Agenda [23-0717](#)

This City Resolution be Scheduled.to go before the * Public Works And Transportation Committee to be heard 10/10/2023

3.20 Subject: Major Encroachment Permit at 1526 Mountain Boulevard
From: Department Of Transportation
Recommendation: Adopt A Resolution Granting A Conditional And Revocable Major Encroachment Permit ENMJ23052 To Evan Hart, To Allow Portions Of Earth Retaining Structures To Encroach Into The Public Right-Of-Way Along Mountain Boulevard, Adjacent To 1526 Mountain Boulevard; And Adopting Appropriate California Environmental Quality Act Findings; On The October 10, 2023 Public Works And Transportation Committee Agenda [23-0720](#)

This City Resolution be Scheduled.to go before the * Public Works And Transportation Committee to be heard 10/10/2023

3.21 Subject: City Auditor Report And Recommendations On Business Improvement
From: Council President Fortunato Bas
Recommendation: Approve A Report And Recommendations On The City Auditor's Investigative Report On Community Concerns Regarding The Chinatown Community Benefit Business Improvement District And Recommendations For Oakland's Community Benefit Business Improvement Districts; On The October 10, 2023 Community And Economic Development Committee [23-0719](#)

The word 'Districts' was approved to be added to the short title

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 10/10/2023

- 3.22** Subject: Centro Legal De La Raza, Inc. Grant Agreement For Tenant Legal Services
From: Housing And Community Development Department
Recommendation: Adopt a Resolution Awarding a Grant of \$1,000,000 for Tenant Legal Services And Eviction Protection To Centro Legal De La Raza, Inc; On The October 10, 2023 Community And Economic Development Committee Agenda [23-0697](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 10/10/2023

- 3.23** Subject: Ordinance Designating The Henry J. Kaiser Residence As A City Landmark
From: Planning And Building Department
Recommendation: Adopt An Ordinance Designating 664 Haddon Road, The Henry J. Kaiser Residence, A Landmark Pursuant To Section 17.136.070 Of The Oakland Planning Code; On The October 10, 2023 Community And Economic Development Committee Agenda, And On The October 17, 2023 City Council Agenda As A Public Hearing [23-0698](#)

And On The October 17, 2023 City Council Agenda As A Public Hearing

This Ordinance be Scheduled.to go before the *Community & Economic Development Committee to be heard 10/10/2023

- 3.24** Subject: 73rd Ave And Foothill Second Amendment To The ENA With Black Cultural Zone Community Development Corporation
From: Economic And Workforce Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Second Amendment To The Exclusive Negotiation Agreement With The Black Cultural Zone Community Development Corporation (“BCZ”) In Partnership With Community Art Stabilization Trust (“CAST”), Eden Housing, Inc. (“Eden Housing”) And/Or Their Affiliated Entities (Collectively, “Developer”), For Development Of A Mixed-Use Project On City-Owned Property Located On The Northwest Corner Of 73rd Avenue And Foothill Boulevard (Assessor Parcel Number 039-3291-020), To Extend The Term And Related Performance Deadlines By Six Months, With An Additional Six-Month Administrative Extension; On The October 10, 2023 Community And Economic Development Committee Agenda [23-0714](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 10/10/2023

3.25 Subject: Ordinance Modifying The Enabling Ordinances For The Police Commission, The Community Police Review Agency And The Office Of The Inspector General
From: President Pro Tempore Kalb And Councilmember Jenkins
Recommendation: Adopt An Ordinance (1) Amending Oakland Municipal Code Chapter 2.45, The Enabling Ordinance For The Oakland Police Commission, To Be Consistent With Charter Amendments Under Ballot Measure S1 And To Modify The Powers And Duties Of The Oakland Police Commission And The Police Commission's Selection Panel; And (2) Amending Oakland Municipal Code Chapter 2.46, The Enabling Ordinance For The Community Police Review Agency, To Be Consistent With Charter Amendments Under Ballot Measure S1 And To Modify The Powers And Duties Of The Community Police Review Agency; And (3) Adding Chapter 2.47 To The Oakland Municipal Code, An Enabling Ordinance For The Office Of The Inspector General, To Implement Charter Amendments Under Ballot Measure S1 And To Further Define The Powers And Duties Of The Office Of The Inspector General; On The October 10, 2023 Public Safety Committee Agenda
[23-0620](#)

This Ordinance be Scheduled.to go before the *Public Safety Committee to be heard 10/10/2023

3.26 Subject: Ordinance Adding A Firearm Procurement Policy To The Oakland Municipal Code
From: President Pro Tempore Kalb And Councilmember Kaplan
Recommendation: Adopt An Ordinance Adding A Section ____ To The Oakland Municipal Code (1) Requiring That Any Contract With Manufacturers Or Retail Dealers Of Firearms Or Ammunition Includes Provisions Certifying Their Compliance With Applicable Local, State, And Federal Laws As Described; And (2) Prohibiting Contracts With Manufacturers Or Retail Dealers Of Firearms Or Ammunition That Refuse Or Are Otherwise Unable To Certify Their Compliance, Unless Granted A Waiver By The City Administrator; On The October 10, 2023 Public Safety Committee Agenda
[23-0623](#)

This Ordinance be Scheduled.to go before the *Public Safety Committee to be heard 10/10/2023

3.27 Subject: Proclamation Honoring Mr. Martin Waukazoo Upon His Retirement
From: Councilmember Gallo
Recommendation: A Proclamation Honoring Mr. Martin Waukazoo Upon His Retirement After 40 Years Of Dedicated Work And Service In The Community For The City Of Oakland; On The November 7, 2023 City Council Agenda As A Ceremonial
[23-0711](#)

The Committee Approved to Schedule This Item As a Resolution And 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 11/7/2023

RECOMMENDATIONS FROM THE SEPTEMBER 12, 2023 FINANCE AND MANAGEMENT COMMITTEE MEETING

The Item Regarding Report On 501(C)(3) Non-Profit Service Providers Was Removed From This Agenda Via Rule 28

3.28 Subject: Cash Management Informational Report For The Quarter Ended June 30th, 2023
From: Finance Department
Recommendation: Receive An Informational Cash Management Report For The Quarter Ended June 30, 2023;
[23-0633](#)

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

This Informational Report be Received and Filed.

3.29 Subject: Oakland GO Bonds, Series 2023 Measure KK And U Sale And Projects
From: Finance Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Identifying Projects Authorized For Funding With Proceeds Of City Of Oakland General Obligation Bonds (Measure KK), Series 2023d (Tax-Exempt) Issued Pursuant To The 2016 Infrastructure Bond Ordinance (Measure KK), And City Of Oakland General Obligation Bonds (Measure U), Series 2023A-1 (Tax-Exempt) And Series 2023A-2 (Taxable) (Social Bonds) Issued Pursuant To The 2022 Affordable Housing And Infrastructure Bond Ordinance (Measure U), And Allocating Bond Proceeds For The Identified Projects; And

[23-0663](#)

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 9/19/2023

2) A Resolution Approving The Issuance And Sale Of One Or More Series Of City Of Oakland General Obligation Bonds (Measure KK And/Or Measure U) In An Aggregate Principal Amount Not To Exceed \$165,000,000; Approving The Terms Of Sale Of Said Bonds; Approving The Form Of And Authorizing The Execution And Delivery Of A Fiscal Agent Agreement, Continuing Disclosure Certificate And Bond Purchase Agreement; Approving The Form Of And Authorizing The Distribution Of A Preliminary Official Statement And Authorizing The Execution And Delivery Of An Official Statement; And Authorizing Necessary Actions Related Thereto

[23-0664](#)

Attachments: [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 9/19/2023

RECOMMENDATIONS FROM THE SEPTEMBER 12, 2023 PUBLIC WORKS AND TRANSPORTATION COMMITTEE MEETING

3.30 Subject: Sidewalk Parking
From: Transportation Department
Recommendation: Receive An Informational Report On Sidewalk Parking Including Clarification Of The City's Obligations Under Federal, State And Local Laws And Recent Efforts To Meet Those Obligations And Respond Effectively To Community Concerns

[23-0615](#)

Attachments: [View Report](#)

[View Supplemental Report - 9/7/2023](#)

This Informational Report be Received and Filed.

3.31 Subject: Contract Authorization: On-Call Sewer Cleaning, Televising, And Repair
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Awarding Two Construction Contracts In An Amount Not To Exceed Two Million Dollars (\$2,000,000) Per Contract For The Three-Year Period From FY 2023-24 To Fy 2025-26 To: (1) National Plant In Accordance With Plans And Specifications For On-Call Sewer Cleaning And Televising And (2) Pipe And Plant Solutions, Inc. In Accordance With Plans And Specifications For On-Call Sewer Cleaning, Televising, And Repair, Each For A Total Contract Amount Not To Exceed Four Million Dollars (\$4,000,000) For A Term Of Three Years, With Three, One-Year Options To Extend Each Of The Aforementioned Construction Contracts At The Same Annual Contract Amount Of Two Million Dollars; And (3) Adopting Appropriate California Environmental Quality Act Findings.
[23-0653](#)

Attachments: [View Report](#)

[View Resolution](#)

[Attachment A Summary of Qualifications](#)

[Attachment B Contract Compliance Evaluations DWES](#)

[Attachment C Contractor Compliance Evaluation](#)

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 9/19/2023

RECOMMENDATIONS FROM THE SEPTEMBER 12, 2023 COMMUNITY AND DEVELOPMENT COMMITTEE MEETING

3.32 Subject: Oakland 2045 General Plan Update: Certification Of The Final Environmental Impact Report For Phase 1 Of The City Of Oakland 2045 General Plan Update And Adoption Of The Safety And, Environmental Justice Elements And The Planning Code Text And Map Amendments
From: Planning And Building Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution (A) Certifying The Environmental Impact Report For Phase 1 Of The City Of Oakland 2045 General Plan Update And Making Related California Environmental Quality Act Findings; And (B) Adopting An Amendment To The Safety Element Of The City Of Oakland General Plan; And (C) Adopting The Environmental Justice Element As A New Element Of The City Of Oakland General Plan; And (D) Adopting Conforming Amendments To The Land Use And Transportation Element Of The City Of Oakland General Plan, Including General Plan Map Amendments, As Part Of Implementation Of The Recently Adopted 2023-2031 Housing Element; And [23-0535](#)

Attachments: [View Report](#)

[View Attachment A - Planning Commission Staff Report](#)

[View Attachment B - CEQA Findings Exhibit](#)

[View Attachment C - MMRP_Oakland Phase I 2045 GPU FEIR_July 2023](#)

[View Attachment D - Board of Forestry & Fire Protection Com on City Safety Element](#)

[View Attachment E - Final Oakland EJ & Safety and Housing Element Memo](#)

[View Attachment F - State HCD follow up, and HE actions credited for compliance](#)

[View Attachment G - Letters from BTCA](#)

[View Resolution - GPU Phase 1](#)

[View Resolution Exhibit A - Safety Element Public Hearing Draft](#)

[View Resolution Exhibit B - EJ Element Public Hearing Draft and Appendices](#)

[View Resolution Exhibit C - Phase 1 LUTE Text Amendments](#)

[View Resolution Exhibit D - General Plan Land Use Map Amendments](#)

[View Supplemental Powerpoint - 9/7/2023](#)

[View Supplemental Attachment D - 9/7/2023](#)

As a Public Hearing

This City Resolution be Scheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 9/19/2023

2) An Ordinance, As Recommended By The City Planning Commission, To Amend The Oakland Planning Code To:

(A) Incorporate Changes To Residential And Commercial Zones And Make Related Text Amendments And Amend The Zoning And Height Maps To Include The Updates To The Residential And Commercial Zones; And

(B) Create A New S-13 Affordable Housing Combining Zone; And

(C) Create A New S-14 Housing Sites Combining Zone; And

(D) Amend Conditional Use Permit Requirements For Housing And Business Mix (HBX) Commercial Zones, Commercial Industrial Mix (CIX), General Industrial (IG), And Industrial Office (IO) Zones; And

(E) Amend Expiration Timelines For Nonconforming Uses And Cup Termination Timelines For Truck-Intensive Uses;

(F) Adopt Amendments To Facilitate The Production Of Special Housing Types Such As Rooming Units, Efficiency Units, Employee Housing, Residential Care Facilities, Transitional And Supportive Housing, Low Barrier Navigation Centers, And Emergency Shelters;

(G) Adopt Various Amendments Which Codify Administrative Practices, Update References, Clarify Language, And Other Conforming Changes; And

(H) Adopt Appropriate California Environmental Quality Act Findings [23-0536](#)

- Attachments:** [View Legislation](#)
[View Exhibit A](#)
[View Exhibit B](#)
[View Exhibit C](#)
[View Exhibit D](#)
[View Exhibit E](#)
[View Exhibit F](#)
[View Exhibit G](#)
[View Exhibit H](#)
[View Exhibit I](#)
[View Exhibit J](#)
[View Exhibit K](#)
[View Exhibit L](#)
[View Exhibit M](#)
[View Exhibit N](#)
[View Exhibit P](#)

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 9/19/2023

- 3.33** Subject: OMSS LDDA Extension Amendment
From: Economic And Workforce Development Department
Recommendation: Adopt The Following Pieces Of Legislation:
(1) An Ordinance Authorizing The City Administrator To Negotiate And Execute A Third Amendment To The Lease Disposition And Development Agreement Between The City Of Oakland And OMSS, LLC, For Development Of An Ancillary Maritime Support Facility For Truck Parking And Related Services At 11 Burma Road And 2307 Wake Avenue, To Extend The Outside Closing Date By One Year With An Extension Payment Of \$50,000; And (2) Adopting California Environmental Quality Act Findings; And
[23-0575](#)

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

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 9/19/2023

2) An Ordinance Authorizing The City Administrator To Negotiate And Execute A First Amendment To The Triple Net Lease Dated April 8, 2016, Between The City Of Oakland And Oaklandmaritime Support Services, Inc., Of 10 Burma Road For Truck Parking And Other Specified Uses To Extend The Term For One Year With Additional Rent In The Amount Of \$7,500 Per Month Commencing On The Fourth Month Of The Extension; And Adopting California Environmental Quality Act Findings
[23-0665](#)

Attachments: [View Legislation](#)

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 9/19/2023

3.34 Subject: Contract For Tenant Representation At RAP Proceedings
From: Housing And Community Development
Recommendation: Adopt A Resolution Authorizing A Contract With Centro Legal De La Raza For Provision Of Representation Services To Low- And Moderate-Income Tenants At Rent Adjustment Program Petition Proceedings And Housing, Residential Rent And Relocation Board Appeal Proceedings In The Amount Of \$250,000 From October 1, 2023, Through September 24, 2024, Renewable At The City Administrator's Option For One Additional One-Year Term Not To Exceed \$250,000
[23-0654](#)

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 9/19/2023

3.35 Subject: Exclusive Negotiating Agreement With Oakland Pro Soccer LLC For The Malibu Property
From: Economic Workforce Development Department
Recommendation: Adopt A Resolution (1) Declaring A Proposed Temporary Outdoor Soccer Venue And Ancillary Support Spaces (Temporary Project) As Exempt From The State Surplus Land Act, Meeting Criteria Under Guidelines Section 102(H); (2) Authorizing The City Administrator To Enter Into An Exclusive Negotiation Agreement (ENA) With Oakland Pro Soccer LLC And Alameda County For The Potential Lease For The Proposed Temporary Project On The Malibu Property Located At 8000 South Coliseum Way, Which Is Co-Owned With The County, For A Term Of Six Months With Two Six-Month Administrative Extensions And Payment Of Nonrefundable ENA Payments Of \$25,000 And Extension Payments Of \$25,000 To Each Of The City And The County; And (3) Adopting California Environmental Quality Act Findings;
[23-0655](#)

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 9/19/2023

RECOMMENDATIONS FROM THE SEPTEMBER 12, 2023 LIFE ENRICHMENT COMMITTEE MEETING

3.36 Subject: Resolution Establishing The Latinx Cultural Arts District
From: Councilmember Gallo
Recommendation: Adopt A Resolution Establishing The Oakland “Latinx Cultural Arts District” To Highlight, Celebrate, Preserve, And Support The Contributions Of Oakland’s Latinx Community And Recognize The Neighborhoods Central, Both Historically And Currently, To Oakland’s Latinx Business Owners, Artists, And Community-Based Organizations
[23-0576](#)

Attachments: [View Legislation](#)

The Committee Approved to schedule this Item To the October 3, 2023 City Council Agenda On Consent and With Direction For a Report To Be Included In The Agenda Packet

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 10/3/2023

3.37 Subject: Commission On Aging 2023 Informational Report
From: Human Services Department And Senior - Aging Division
Recommendation: Receive The Oakland Commission On Aging Annual Report For 2023
[23-0616](#)

Attachments: [View Report](#)

This Informational Report be Continued.to go before the *Life Enrichment Committee to be heard 9/26/2023

3.38 Subject: Oakland Youth Commission Annual Report For FY 2022-2023
From: Human Services Department And Oakland Fund For Children And Youth
Recommendation: Receive An Informational Report For The Oakland Youth Commission's Annual Report 2022-2023
[23-0617](#)

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

This Informational Report be Received and Filed.

3.39 Subject: OFCY 2021-2022 Year End Evaluation Report
From: Human Services Department And Oakland Fund For Children And Youth
Recommendation: Adopt A Resolution Adopting The Oakland Fund For Children And Youth Final Evaluation Report For Fiscal Year 2021-2022
[23-0618](#)

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

This City Resolution be Continued.to go before the *Life Enrichment Committee to be heard 9/26/2023

3.40 Subject: Shelter Crisis Ordinance
From: Human Services Department
Recommendation: Adopt An Emergency Ordinance (1) Declaring A Shelter Crisis In The City Of Oakland Pursuant To California Government Code Section 8698 And Making Findings That A Significant Number Of Persons Are Without The Ability To Obtain Shelter, And That The Situation Has Resulted In A Threat To The Health And Safety Of Those Persons;

(2) For The Duration Of The Shelter Crisis, Authorizing The City Administrator To (A) Suspend Provisions Of State Or Local Regulatory Statutes, Regulations, And Ordinances Prescribing Standards Or Procedures Relating To Housing, Health, Or Safety For Shelter Facilities; (B) Enter Into Below Market Leases Or Licenses With Homeless Service Providers On Land Owned Or Leased By The City For The Purpose Of Providing Emergency Shelter Or Transitional Housing, (C) Renew Existing Professional Services And/Or Grant Agreements With Homeless Service Providers In Amounts Not To Exceed \$250,000 Above Previous Year, If Providers Meet Performance Outcomes In Previous Year;

(3) Accepting And Appropriating Funds For Emergency Shelter Or Transitional Housing From: (A) United States Department Of Housing And Urban Development (HUD), Alameda County, And Oakland Housing Authority (OHA) Up To \$20,000,000 And Appropriating Up To \$5,000,000 In General Funds For Hud Matching Requirements For Fiscal Years 2024-2026; And

(B) California Department Of Housing And Community Development (HCD) Homeless Housing, Assistance And Prevention (HHAP) And Encampment Resolution Funding (ERF) Up To \$65,000,000 For Fiscal Years 2024-2026;

(4) And Making California Environmental Quality Act Exemption Findings [23-0669](#)

Attachments: [View Report](#)
[View Attachment A](#)
[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 9/19/2023

RECOMMENDATIONS FROM THE SEPTEMBER 12, 2023 PUBLIC SAFETY COMMITTEE MEETING

3.41 Subject: OPD Federal Task Force Annual Reports
From: Oakland Police Department
Recommendation: Receive An Informational Report Of Oakland Police Department's Federal Law Enforcement Agency Task Force Annual Reports

[23-0116](#)

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

On Consent

This Informational Report be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 9/19/2023

3.42 Subject: Quarterly Police Staffing Report (1st Quarter)
Form: Oakland Police Department
Recommendation: Receive An Informational Report Of Oakland Police Department's Q1 2023 Staffing

[23-0309](#)

Attachments: [View Report](#)

This Informational Report be Continued.to go before the *Public Safety Committee to be heard 9/26/2023

3.43 Subject: OPD Crime Report
From: Oakland Police Department
Recommendation: Receive An Informational Report From The Oakland Police Department (OPD) On Crime, Crime Trends And Crime Reduction Activities In The City Of Oakland

[23-0621](#)

Attachments: [View Report](#)
[View Attachment A](#)
[View Attachment B](#)
[View Supplemental Report - 9/7/2023](#)
[View Supplemental Attachment A - Presentation - 9/7/2023](#)

This Informational Report be Received and Filed.

3.44 Subject: DVP FY23-25 Grant Agreements
From: Department Of Violence Prevention
Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute Grant Agreements With Twenty-Four Non-Profit Organizations And Public Agencies To Provide Violence Prevention And Intervention Services For The Period Of October 1, 2023, To June 30, 2025, In A Total Amount Not To Exceed Twenty-Eight Million Eighty-Seven Thousand Five Hundred Dollars (\$28,087,500), With The Ability To Extend Agreements For An Additional Three Months In Amount Not To Exceed Four Million Eight Hundred Sixteen Thousand Four Hundred Eighty Dollars (\$4,816,480) Contingent On Available Funds
[23-0636](#)

- Attachments:** [View Report And Attachments A And B](#)
[View Legislation](#)
[View Report From SSOC](#)
[View Supplemental Report - 9/7/2023](#)
[View Supplemental Legislation - 9/7/2023](#)
[View Supplemental Presentation - 9/7/2023](#)

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 9/19/2023

4 Review Of Draft Agendas, Pending Lists, City Council And Committee Meetings And Oral Report Out Of The Closed Session Agenda [23-0625](#)

- Attachments:** [FINAL September 19, 2023 City Council Agenda](#)
[FINAL September 21, 2023 Rules And Legislation Agenda](#)
[Finance And Management Pending List](#)
[Public Works Transportation Pending List](#)
[Community And Economic Development Pending List](#)
[Life Enrichment Pending List](#)
[Education Partnership Committee Pending Lis](#)
[Public Safety Pending List](#)
[Rules And Legislation Pending List](#)
[DRAFT September 26, 2023 Finance And Management Agenda](#)
[DRAFT September 26, 2023 Public Works And Transportation Agenda](#)
[DRAFT September 26, 2023 Community And Economic Development Agenda](#)
[DRAFT September 26, 2023 Life Enrichment Agenda](#)
[DRAFT September 26, 2023 Public Safety Agenda](#)
[DRAFT September 28, 2023 Rules And Legislation Agenda](#)

2 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:

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

NO VOTE: 0

CHANGES MADE TO THE DRAFT SEPTEMBER 26, 2023 PUBLIC WORKS AND TRANSPORTATION AGENDA

5 Subject: Informational Report - Redistricting Commission Charter Report
From: Planning And Building Department
Recommendation: Receive An Informational Report On The Redistricting Commission Charter Report Written And Adopted By The Redistricting Commission, Formed In 2020, To Redraw The City's Council And School District Boundaries; [23-0337](#)

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

1 Speaker Spoke On This Item

A motion was made by Nikki Fortunato Bas, seconded by Janani Ramachandran, that this matter be Continued to go before the *Rules & Legislation Committee, to be heard 9/21/2023. The motion carried by the following vote:

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

NO VOTE: 0

Open Forum

3 Speakers Spoke During Open Forum

Adjournment

There being no further business, the Oakland City Council Rules And Legislation Committee adjourned the meeting at 12:22 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.

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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.**