

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, January 21, 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
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.

COMMITTEE MEMBERSHIP:

Roll Call / Call To Order

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

1 PUBLIC COMMENT

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

There were 3 speakers son this item

2 Approval Of The Draft Minutes From The Committee Meeting Of January 7, 2021
[21-0005](#)

Attachments: [View Report](#)

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

3 New Scheduling Items

A motion was made by Dan Kalb, seconded by Sheng Thao, 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: Grocery Worker Hazard Pay Emergency Ordinance
From: Council President Fortunato Bas And Councilmember Gallo
Recommendation: Adopt An Emergency Ordinance (1) Adding Chapter 5.96 To The Oakland Municipal Code To Require Large Grocery Stores In Oakland To Pay Employees An Additional Five Dollars (\$5.00) Per Hour In Hazard Pay During The Novel Coronavirus (Covid-19) Pandemic And (2) Amending Chapter 2.44 Of The Oakland Municipal Code To Include Enforcement Of Emergency Hazard Pay To Grocery Employees As Part Of The Duties Of The Department Of Workplace And Employment Standards

[21-0059](#)

- Attachments:** [View Report](#)
[View Legislation](#)
[View Supplemental Report 1 - 1/29/2021](#)
[View Supplemental Report 2 - 1/29/2021](#)

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

This Ordinance be Scheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/2/2021

3.2 Subject: Homelessness Funding Report FY 2021-22
From: Human Services Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution: 1. Authorizing The City Administrator To Amend Existing Grant Agreements And Professional Service Agreements With Homeless Intervention Service Providers To Extend The Term Through Fiscal Year (FY) 2021-22 And Increase The Amount Using Measure Q Funds Appropriated For Homeless Intervention Services In The 2021-23 Biennial Budget, Without Returning To Council; And 2. Authorizing The City Administrator To Award New Grant Agreements And Professional Service Agreements To Public And Private Entities Selected Through The Human Services Department's Request For Qualifications Process For The Provision Of Homeless Intervention Services In An Amount Not To Exceed One Million Dollars (\$1,000,000) Each In FY 2021-22 Using Measure Q Funds Appropriated For Homeless Intervention Services In The 2021-23 Biennial Budget, Without Returning To Council; And

[21-0057](#)

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

This City Resolution be Scheduled to go before the *Life Enrichment Committee to be heard 2/8/2021

2) A Resolution: 1. Authorizing The City Administrator To Amend Existing Grant Agreements And Professional Service Agreements With Homeless Intervention Service Providers To Extend The Term Through June 30, 2022 And To Increase The Amount Using Any Combination Of Accepted And Appropriated Homeless Emergency Aid Program (HEAP), Homeless, Housing, Assistance And Prevention (HHAP) And Covid-19 Emergency Solutions Grant (ESG-CV) Funds, Subject To Any Applicable Funding Regulations And Requirements, Without Returning To Council 2. Awarding A Grant Agreement And A Professional Service Agreement In Amounts Not To Exceed Eight Hundred Thousand Dollars (\$800,000) And Fifty Thousand Dollars (\$50,000), Respectively, To Family Bridges For The Provision Of Homeless Intervention Services At Oak Street Community Cabins For FY 2021-22, Using Any Combination Of Accepted And Appropriated HEAP, HHAP And ESG-CV Funds, Subject To Any Applicable Funding Regulations And Requirements; And 3. Authorizing The City Administrator To Award New Grant Agreements And Professional Service Agreements For Homeless Intervention Services In An Amount Not To Exceed One Million Dollars (\$1,000,000) Each Through June 30, 2022, Using Any Combination Of Accepted And Appropriated HEAP, HHAP And ESG-CV Funds, Subject To Any Applicable Funding Regulations And Requirements, Without Returning To Council

[21-0058](#)

Attachments: [View Legislation](#)

The Rules Committee accepted the title change read into record

This City Resolution be Scheduled.to go before the *Life Enrichment Committee to be heard 2/8/2021

- 3.3** Subject: Accept Irrevocable Offer Of Dedication At 389 9th Avenue
From: Transportation Department
Recommendation: Adopt A Resolution Accepting An Irrevocable Offer Of Dedication For Public Sidewalk Purposes From The City Of Oakland And The Housing Authority Of Oakland, Collectively The Parcel A Owners Of 389 9th Avenue

[21-0053](#)

Attachments: [View Report](#)

[View Legislation](#)

[View Report Exhibit A](#)

The Committee accepted that this item be placed 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 2/16/2021

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

[21-0054](#)

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/16/2021

3.5 Subject: Certain Operating Procedures During The Covid Emergency
From: Councilmember Kalb
Recommendation: Receive An Informational Report From The Planning & Building Department Regarding The Department's Operating Procedures With Respect To Permitting And Inspections During The Covid Emergency And How These Procedures Are Affecting Service To The Public

[21-0060](#)

This Informational Report be Scheduled.to go before the *Community & Economic Development Committee to be heard 2/23/2021

4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings

[21-0006](#)

- Attachments:** [View January 25, 2021 Draft Special Finance & Management Agenda](#)
[View January 26, 2021 Draft Special Community & Economic Development Agenda](#)
[View January 28, 2021 Previously Distributed Rules & Legislation Agenda](#)
[View Rules And Legislation Pending List](#)
[View Finance And Management Pending List](#)
[View Public Works Pending List](#)
[View Community And Economic Development Pending List](#)
[View Life Enrichment Pending List](#)
[View Public Safety Pending List](#)
[View Draft February 2, 2021](#)
[View Draft February 4, 2021 Rules & Legislation Committee Agenda](#)

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

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

NO VOTE: 0

CHANGES MADE TO THE DRAFT AGENDAS FOR COMMITTEE MEETINGS AND PENDING LIST

CHANGES MADE TO THE JANUARY 25, 2021 FINANCE AND MANAGEMENT COMMITTEE AGENDA

Subject: Amendments To FY 2020-21 Midcycle Budget To Address Budget Shortfall
From: Finance Department
Recommendation: Adopt A Resolution Amending Resolution No. 88174 C.M.S., Which Adopted The Fiscal Year 2020-21 Mid-Cycle Budget Amendments, To Reflect Changes Resulting From Administrative Budget-Balancing Measures For Fiscal Year 2020-21 All Funds Budget, Including But Not Limited To Unrepresented Employee Deferral Of Wage Increase, And Release Of Temporary Staff; And From Additional Budget-Balancing Measures Necessary To Close The Remaining Budget Deficit Including But Not Limited To Employee Layoffs
[21-0026](#)

The Committee accepted that this item be withdrawn and reschedule to the March 8, 2021 Finance & Management Committee Agenda

This City Resolution be * Withdrawn and Rescheduled.to go before the *Finance & Management Committee to be heard 3/8/2021

CHANGES MADE TO THE RULES AND LEGISLATION PENDING LIST

The Item regarding "Briefing from the City Attorney's Office on All New California State Laws Which Become Effective in 202" to be

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

The Committee accepted that this item be scheduled to the February 18, 2021 Rules and Legislations Committee

This Informational Report be Scheduled.to go before the *Rules & Legislation Committee to be heard 2/18/2021

CHANGES MADE TO THE FEBRUARY 2, 2021 CITY COUNCIL AGENDA

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

[21-0033](#)

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

The Committee accepted that this item be withdrawn and rescheduled to the February 16, 2021 City Council Agenda

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 2/16/2021

Subject: Surplus Land Declaration For The Former Raiders Training Facility
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Declaring The City's Undivided 50% Fee Interest In The Former Raiders Training Facility At 1150 And 1220 Harbor Bay Parkway (Assessor Parcel Numbers: 074-1361-008 And 074-1339-016) As "Surplus Land" Pursuant To Government Code Section 54220 Et Seq. (California Surplus Land Act); And 2) Authorizing The City Administrator To, Jointly With The County Of Alameda, Issue The Notice Of Availability For The Sale Of 100% Fee Title To The Property, In Compliance With The Surplus Land Act
[TITLE CHANGE]

[20-0894](#)

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

The Rules Committee accepted the title change read into record

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/2/2021

Subject: Increase Landscape Maintenance Contract
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Waive Advertising And Competitive Bidding To Increase The Current Two Year Landscape Maintenance Contract With Bay Construction, Inc. At Gateway Industrial District At The Oakland Army Base (Community Facilities District 2015-1) By An Amount Of One Hundred Forty Three Thousand Two Hundred Dollars (\$143,200.00) From One Hundred Ninety Eight Thousand Dollars (\$198,000.00) For A Total Contract Amount Of Three Hundred Forty One Thousand Two Hundred Dollars (\$341,200.00)
[TITLE CHANGE]

[21-0003](#)

Sponsors: Oakland Public Works Department

Attachments: [View Report](#)

[View Report Attachment A](#)

[View Report Attachment B](#)

[View Legislation](#)

[View Supplemental Legislation - 1/22/2021](#)

[View Supplemental Report - 1/29/2021](#)

[View Supplemental Attachment A - 1/29/2021](#)

The Rules Committee accepted the title change read into record

This City Resolution be Scheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 2/2/2021

5 Determinations Of Closed Session

[21-0007](#)

There were no Finale decision made during closed session

This Report and Recommendation be Accepted.

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 11:28 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.**