



# City of Oakland

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

## Meeting Minutes - FINAL \*Rules & Legislation Committee

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

City of Oakland Website: <http://www.oaklandnet.com>

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Thursday, April 18, 2019

10:45 AM

City Council Chamber, 3rd Floor

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The Rules & Legislation Committee convened at 10:56 A.M., with Councilmember Thao presiding as Chairperson.

### Roll Call / Call To Order

**Excused** 1 - Lynette McElhaney

**Present** 3 - Dan Kalb, Rebecca Kaplan, and Sheng Thao

### 1 Determinations Of Closed Session

[18-1603](#)

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

*A Special Closed Session is Scheduled for April 30, 2019 beginning at 3:00 P.M.*

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

**Excused:** 1 - McElhaney

**Aye:** 3 - Kalb, Kaplan, and Thao

**NO VOTE:** 0

### 2 Approval Of The Draft Minutes From The Committee Meeting Of April 4, 2019

[18-1604](#)

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

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

**Excused:** 1 - McElhaney

**Aye:** 3 - Kalb, Kaplan, and Thao

**NO VOTE:** 0

3 Determination Of Schedule Of Outstanding Committee Items  
[18-1605](#)

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

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

**Excused:** 1 - McElhaney

**Aye:** 3 - Kalb, Kaplan, and Thao

**NO VOTE:** 0

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)  
[18-1606](#)

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

***There were 2 speakers on this item***

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

**Excused:** 1 - McElhaney

**Aye:** 3 - Kalb, Kaplan, and Thao

**NO VOTE:** 0

4.1 Subject: Illegal Procedure Of Action Taken By City Council On April 2, 2019  
From: Member Of The Public: Gene Hazzard  
Recommendation: Receive A Report From The City Attorney On The Outcome Of The Original And Substitute Motions On April 2, 2019 Taken By The City Council: Resolution To Waive Competitive Bidding Process And Enter Into A Professional Services Agreement With Michael Palmertree To Provide Behavior Service And Consultation And Training Service To Oakland Police Department (File ID 18-1445) See Roberts Rules on Motions; As Soon As Possible On The City Council Agenda  
[18-1659](#)

***It was stated that a report will be scheduled at rules for the May 16, 2019 City Council Agenda***

**This Informational Report be No Action Taken.**

- 4.2** Subject: Responses To Questions And Costing For The 2019-2021 Budget  
From: Council President Kaplan, Councilmember Bas, Taylor And Thao  
Recommendation: Receive An Informational Report Providing The Responses To Questions And Costing Of Expenditure Requests Submitted By Councilmembers Under The City's 2019-2021 Biannual Budget Process; On The April 30, 2019 Special City Council Agenda As A Consent Item  
[18-1667](#)

**This Informational Report be Withdrawn with No New Date.**

- 4.3** Subject: Children's Initiative of 2018, Measure AA  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Amending The Council's December 14, 2018 Resolution No. 87485 C.M.S., "Certifying Measure AA, A Proposed Amendment To The Oakland City Charter Creating The 'Children's Initiative Of 2018' And Approving A Parcel Tax To Fund Early Childhood Education And College Readiness Programs, On The November 6, 2018 Oakland General Election, As Passing And Directing The City Administrator To Present A Validation Ordinance To The Council And Directing The City Attorney To Bring A Validation Action For The Measure" As Follows: (1) To Direct The City Administrator Not To Present A Validation Ordinance To The Council; And (2) To Direct The City Attorney To Negotiate A Tolling Agreement With Plaintiff In Jobs & Housing Coalition, Et Al. V. City Of Oakland, Alameda County Superior Court Case No. RG19005204 To Toll (I.E., Suspend The Statute Of Limitations) For The Lawsuit For One Year  
[18-1692](#)

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

[View Supplemental Report 4/26/2019](#)

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 4/30/2019**

**4.4** Subject: Violence Reduction Efforts Through Measure Z of 2014  
From: Office Of The City Administrator  
Recommendation: Receive An Informational Report From the Oakland Police Department, Human Services Department, Oakland Fire Department and Department of Violence Prevention On Efforts To Reduce Violence In Oakland Through The Measure Z - Public Safety And Services Violence Prevention Act Of 2014 Presented To The City Council, Safety And Services Oversight Commission, Community Policing Advisory Board And Police Commission  
[TITLE CHANGE]  
[18-1681](#)

- Attachments:** [View Report](#)  
[View Color Attachment A](#)  
[View Color Attachment B](#)  
[View Color Attachment C](#)  
[View Color Attachment D](#)  
[View Color Attachment E](#)  
[View Color Attachment F](#)

**This Report and Recommendation be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 4/30/2019**

2) A Resolution Adopting A Racial Equity Framework To Guide Public Safety And Violence Prevention Efforts Funded Under Measure Z And Citywide  
[18-1682](#)

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 4/30/2019**

**4.5** Subject: Waive OUSD Debt  
From: Council President Kaplan, Councilmember Thao And Bas  
Recommendation: Adopt A Resolution Requesting The State To Waive Oakland Unified School District's California State Emergency Loan  
[18-1689](#)

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

***Councilmember Thao and Bas requested to be added as a Co-Sponsor***

**This City Resolution be Scheduled.to go before the \*Rules & Legislation Committee to be heard 5/2/2019**

**4.6** Subject: Resolution In Support Of AB 575  
From: Council President Kaplan  
Recommendation: Adopt A Resolution In Support Of AB 575, Education Finance Local Control Funding Formula; Supplemental Grants For The Lowest Performing Pupil Subgroup Or Subgroups  
[18-1691](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 4/26/2019](#)

**This City Resolution be Scheduled.to go before the \*Rules & Legislation Committee to be heard 5/2/2019**

**4.7** Subject: Municipal Clerk's Week  
From: Council President Kaplan  
Recommendation: Adopt A Resolution Declaring May 5, 2019 Through May 11, 2019 Municipal Clerk's Week In The City Of Oakland, Celebrating The 50th Anniversary Of Municipal Clerk's Week, And Honoring Oakland City Clerk LaTonda Simmons And Her Staff  
[18-1614](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 4/26/2019](#)

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/7/2019**

**4.8** Subject: Affordable Homes For All Week  
From: Council President Kaplan  
Recommendation: Adopt A Resolution Proclaiming May 9Th To May 19Th As The 23Rd Annual East Bay Affordable Housing Week, "Affordable Homes For All"  
[18-1688](#)

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

**As A Consent 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 5/7/2019**

- 4.9** Subject: Mario Moore V. City Of Oakland  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Mario Moore V. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG 17885806, In The Amount Of Fifty Three Thousand Thirty Dollars And Forty-Two Cents (\$53,030.42) (Department Of Transportation - Sidewalk)  
[18-1690](#)

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

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/7/2019**

- 4.10** Subject: Audit Of The Alameda County Sheriff's Office  
From: Councilmember Bas  
Recommendation: Adopt A Resolution Supporting Community Requests For An Independent Audit Of The Alameda County Sheriff's Office In The Interests Of Transparency And Accountability  
[18-1680](#)

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

**President Pro Tempore Kalb and Mayor Schaaf requested to be added as a Co-Sponsors**

**This City Resolution be Scheduled.to go before the \*Public Safety Committee to be heard 5/14/2019**

- 4.11** Subject: Police Commission Annual Report  
From: Oakland Police Commission  
Recommendation: Receive The Oakland Police Commission's 2019 Annual Report  
[18-1693](#)

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

**This Informational Report be Scheduled.to go before the \*Public Safety Committee to be heard 5/14/2019**

**CHANGES TO THE PREVIOUSLY DISTRIBUTED 10 DAY AGENDAS**

**CHANGES TO THE APRIL 23, 2019 LIFE ENRICHMENT COMMITTEE AGENDA**

Subject: Summer Youth Employment Program 2019 Funding Recommendation  
From: Economic Workforce And Development Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate And Execute Grant Agreements Between The City Of Oakland And Various Non-Profit Organizations To Provide Summer Youth Employment Services In An Amount Not To Exceed \$500,000 For Fiscal Year 2019-2020, With An Option To Approve One-Year Grant Renewals In Fiscal Years 2020-2021 And 2021-2022 Pending Council Approval [18-1629](#)

**Attachments:** [Missing Report Memo](#)

*It was requested that an Informational Report be scheduled to The April 14, 2019 Life Enrichment Committee*

**This City Resolution be Withdrawn from The Life Enrichment Committee on April 23, 2019 with No New Date.**

#### CHANGES TO THE APRIL 23, 2019 PUBLIC SAFETY COMMITTEE AGENDA

Subject: Citizens Options For Public Safety Grant FY 2018 Supplemental Report  
From: Oakland Police Department  
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Designee, To Accept And Appropriate The Fiscal Year (FY) 2018 State Of California "Citizens Options For Public Safety" (State Cops Grant XXI) Allocation In The Amount Of Six Hundred Fifty-One Thousand Seven Hundred Forty-Three Dollars (\$651,743) Plus Accrued Interest Earnings, To Purchase A Mobile Command Vehicle, A Bearcat Armored Vehicle, And Officer Trauma Plate Packs  
[TITLE CHANGE]  
[18-1634](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 4-19-2019](#)

*There was a Title Change read into record*

**This City Resolution be Scheduled.to go before the \*Public Safety Committee to be heard 4/23/2019**

- 5 A Review Of The Draft Agendas For The Special City Council Meeting Of April 30, 2019 And The Rules And Legislation Committee Of May 2, 2019  
[18-1607](#)

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

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

**Excused:** 1 - McElhaneey

**Aye:** 3 - Kalb, Kaplan, and Thao

NO VOTE: 0

**CHANGES MADE TO THE DRAFT AGENDAS FOR THE SPECIAL CITY COUNCIL MEETING OF APRIL 30, 2019 AND THE RULES AND LEGISLATION COMMITTEE OF MAY 2, 2019**

*A Motion was made to change the time of the Special City Council Meeting to 4:00P.M.*

**This be Accepted.**

Subject: Inspector General Job Description  
From: Council President Kaplan, Councilmember Bas And Gallo  
Recommendation: Adopt A Resolution Requesting That The City Administrator Expedite The Process To Obtain Civil Service Board Approval Of And Post The Job Description For The Position Of Inspector General To Support The Police Commission And Bring A Report To The Council Regarding The Anticipated Time Frame  
[18-1676](#)

**Attachments:** [View Report](#)  
[View Supplemental Report - City Attorney](#)  
[View Supplemental Report - City Administrator](#)

*A Title Change was read into record*

**This City Resolution be Scheduled to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 4/30/2019**

**6** Subject: Housing, Residential Rent And Relocation Board Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Rose Auguste As A Tenant Member, Corean Todd As An Alternate Tenant Member, Ardis Graham As A Neutral Member, And The Reappointment Of Benjamin Scott As An Alternate Landlord Member To The Housing, Residential Rent And Relocation Board  
[18-1615](#)

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

**A motion was made by Rebecca Kaplan, seconded by Dan Kalb, that this matter be Approved the Recommendation of Staff, and Forward to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 5/7/2019. The motion carried by the following vote:**

**Excused:** 1 - McElhaney

**Aye:** 3 - Kalb, Kaplan, and Thao

NO VOTE: 0



7 Subject: City Planning Commission Reappointments  
 From: Office Of The Mayor  
 Recommendation: Adopt A Resolution Confirming The Mayor's Reappointment Of Thomas Limon And Clark Manus To The City Planning Commission  
[18-1616](#)

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

A motion was made by Rebecca Kaplan, seconded by Dan Kalb, that this matter be Approved the Recommendation of Staff, and Forward to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 5/7/2019. The motion carried by the following vote:

**Excused:** 1 - McElhane

**Aye:** 3 - Kalb, Kaplan, and Thao

**NO VOTE:** 0

8 Subject: Assembly Bill 392  
 From: Councilmember Bas, Taylor, President Pro Tempore Kalb And Council President Kaplan  
 Recommendation: Adopt A Resolution In Support Of Assembly Bill 392, The California Act To Save Lives: Introduced By Assembly Members Shirley Weber And Kevin McCarty  
[18-1640](#)

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

[View Supplemental Report 4/12/2019](#)

*Council President Kaplan, President Pro Tempore Kalb and Councilmember Taylor requested to be added as Co-Sponsors*

A motion was made by Sheng Thao, seconded by Rebecca Kaplan, that this matter be Approved the Recommendation of Staff, and Forward to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 5/7/2019. The motion carried by the following vote:

**Excused:** 1 - McElhane

**Aye:** 3 - Kalb, Kaplan, and Thao

**NO VOTE:** 0

**Open Forum (Total Time Available: 15 Minutes)**

*4 speakers spoke during Open Forum.*

**Adjournment**

*There being no further business, and upon the motion duly made, The Rules & Legislation Committee adjourned the meeting at 11:56 A.A.*

## **Americans With Disabilities Act**

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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.**