



City of Oakland Meeting Minutes

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

*Special Concurrent Meeting of the Oakland Redevelopment Agency/City Council Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California, 94612

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

Thursday, July 22, 2010

5:30 PM

City Council Chambers - 3rd Floor

1 Pledge of Allegiance

The Special Concurrent Meeting of the Oakland Redevelopment Agency and City Council was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 5:50 pm

2 Roll Call / ORA & Council

COUNCIL MEMBERS: Patricia Kernighan, Dist. 2; Nancy Nadel, Dist. 3; Jean Quan, Dist. 4; Ignacio De La Fuente, Dist. 5; Desley Brooks, Dist. 6; Larry Reid, Dist. 7; Rebecca Kaplan, At-Large, and President Jane Brunner, Dist. 1

ORA\Councilmember Present: 8 - Councilmember Brooks, Councilmember Kaplan, Council President Brunner, Councilmember Kernighan, Councilmember Nadel, Councilmember Quan, Pro-Tem Reid and Vice Mayor De La Fuente

3 Open Forum / Citizens Comments
(Time Available: 15 minutes)

The following individuals spoke under open forum:

- Rashida Grinage
- Greg McConnell
- Bill Milney
- Geoff Collins
- James Archibald
- Ralph Cooke
- Dedo Sudido
- Ariana Casanova
- William Cunningham
- David Mix
- Philip Basada
- Scott Peterson
- Dwight McElroy
- Jeff Levin
- Sanjiv Handa

- 4 Subject: Just Cause For Eviction Ordinance
 From: Office Of The City Attorney
 Recommendation: Adopt A Resolution Submitting Amendments to the Just Cause for Eviction Ordinance, On The City Council's Own Motion, To The Electors At The November 2, 2010 Statewide General Election, To Clarify the Original Intent of that Ordinance Regarding Vacating Tenants From Nonconforming (Illegal) Rental Units and Adding Additional Requirements Thereto, To Set Out the Rent Board's Existing Implied Regulatory Authority into the Ordinance, and To Expand the City Council's Authority to Revise the Ordinance in the Event Any Provision is Prospectively Found Invalid by a Court or Is Affected by State Law; Consolidating The Election With The Statewide General Election; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 2, 2010, Statewide General Election
[09-1631](#)

**Continued to Special Concurrent Meeting of the Oakland Redevelopment
Agency/City Council on 7/26/2010**

The following individuals spoke on this item:

- *Greg McConnell*
- *Dave Kadlecek*
- *Bill Bignell*
- *Wayne Rowland*
- *Pamela Drake*
- *Sanjiv Handa*
- *Steven Edrington*
- *David Mix*

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5 Subject: Tax Cannabis
 From: Councilmember Kaplan
 Recommendation: Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Submitting, On The Council's Own Motion, To The Voters At The November 2, 2010 Statewide General Election, A Proposed Ordinance Amending The City's Business Tax, Chapter 5.04 Of The Oakland Municipal Code, To Increase The Business Tax Rate For Cannabis Businesses From \$18.00 Per \$1,000 Of Gross Receipts To [E.G., \$80.00 Or, \$100.00 Or \$112.00] Per \$1,000 Of Gross Receipts; Consolidating The Election With The Statewide General Election; Requesting The Services Of The Registrar Of Voters; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 2, 2010 Statewide General Election; Or
Alternatively,
[09-1649](#)

**Continued to Special Concurrent Meeting of the Oakland Redevelopment
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2) A Resolution Submitting On The Council's Own Motion To The Voters At The November 2, 2010 Statewide General Election, Not Less Than 88 Days And Not More Than 150 Days From Passage Of This Resolution, A Proposed Ordinance Modifying The Business Tax, Chapter 5.04.Of The Oakland.Municipal Code Adding Section 5.04.481 Creating A New "Cultivation, Processing And Other Cannabis Related Activities" Business Classification With A Business Tax Rate Of \$ [For Example, \$80, \$100, \$120] Per \$1,000 Of Gross :Receipts And Amending Chapter 5.04 Of The Oakland Municipal Code, Section 5.04.480 Deleting Provisions Relating To Cannabis Cultivation And Other Related Activities; Directing The City Clerk To Fix The Date For Submission Of Arguments.And Provide For Notice And Publication In Accordance with The Novewiber 2, 2010 Statewide General Election; Or Alternatively
[09-1649-1](#)

**Continued to *Special Concurrent Meeting of the Oakland Redevelopment
Agency/City Council on 7/26/2010**

The following individuals spoke on this item:

- Angel Raich
- James Anthony
- Rachel Szmajda
- Luigi Zamara
- Steve DeAngelo
- Salwa Ibrahim
- Jeff Wilcox
- Richard Lee
- Alexis Benson
- Derek Peterson
- Chris Bryant
- Jeff Jones
- Debby Goldsberry
- Liana Held
- Sam Coturri
- Dale Clarke
- Ralph Cooke
- Dave Geiringer
- Leo Bazile
- David Mix

6 Subject: Solid Waste Removal and New Water Users - Ballot Measure
 From: Office Of The City Attorney
 Recommendation: Adopt A Resolution Submitting, On The Council's Own Motion, To The
 Electors At The November 2, 2010 Statewide General Election, A Proposed Ordinance
 Establishing A New Solid Waste Removal Users Tax And A New Water Users Tax Each Equal
 To 7.50% [Or _____ (New Rate)] Of The Service Charges [And/Or Reducing The Utility
 Users Tax Rate In Oakland Municipal Code Chapter 4.28, Including Sections 4.28.030,
 4.28.040, 4.28.050, 4.28.060, And 4.28.070]; And Directing The City Clerk To Fix The Date
 For Submission Of Arguments And Provide For Notice And Publication In Accordance With
 The November 2, 2010 Statewide General Election
[09-1659](#)

**Continued to *Special Concurrent Meeting of the Oakland Redevelopment
Agency/City Council on 7/26/2010**

The following individuals spoke on this item:

- *Wilson Riles*
- *Orlando Johnson*
- *Jeff Jensen*
- *Scott Peterson*
- *David Mix*
- [View Report.pdf](#)
- [View Report.pdf](#)
- [View Report.pdf](#)

7 Subject: Telephone Access Line Tax - Ballot Measure
 From: Office Of City Attorney
 Recommendation: Adopt A Resolution Submitting, On The Council's Own Motion, To The
 Electors At The November 2, 2010 Statewide General Election, A Proposed Ordinance
 Establishing A New Telephone Access Line Tax At A Rate Of \$1.99 Per Month Per "Access
 Line", And \$13 Per Month Per "Trunk Line"; And Directing The City Clerk To Fix The Date
 For Submission Of Arguments And Provide For Notice And Publication In Accordance With
 The November 2, 2010 Statewide General Election
[09-1660](#)

**Continued to *Special Concurrent Meeting of the Oakland Redevelopment
Agency/City Council on 7/26/2010**

The following individuals spoke on this item:

- *Orlando Johnson*
- *Jeff Jensen*
- *David Mix*
- *Wilson Riles*
- [View Report.pdf](#)
- [View Report.pdf](#)
- [View Report.pdf](#)
- [82950 CMS.pdf](#)

- 10 Subject: Telephone Utility Users Tax - Ballot Measure
 From: Office Of The City Attorney
 Recommendation: Adopt A Resolution Submitting, On The Council's Own Motion, To The
 Voters At The November 2, 2010 Statewide General Election, A Proposed Ordinance
 Amending Chapter 4.28 Of The Oakland Municipal Code, Telephone Utility Users Tax To
 Expand The Definition Of "Telephone Communication . Services" To Include More Forms Of
 Modern Communications Technology Not Currently Taxed Without Increasing The Tax Rate;
 And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For
 Notice And Publication In Accordance With The November 2, 2010 Statewide General
 Election.
 [09-1663](#)

**Continued to Concurrent Meeting of the Oakland Redevelopment Agency /
City Council on 7/26/2010**

The following individuals spoke on this item:

- David Mix
- Orlando Johnson
- Wilson Riles
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- 11 Subject: Public Safety Temporary Residential Parcel Tax - Ballot Measure
 From: Office Of The City Attorney
 Recommendation: Adopt A Resolution Submitting, On The City Council's Own Motion, To
 The Electors At The November 2, 2010 General Election, A Proposed Ordinance Establishing
 A Temporary Parcel Tax Solely To Assist The City In Preserving, Protecting And Enhancing
 "Vital Public Safety And Violence Prevention Services" And Directing The City Clerk To Fix
 The Date For Submission Of Arguments And Provide For Notice And Publication In
 Accordance With The November 2, 2010, Statewide General Election [TITLE CHANGE]
 [09-1662](#)

**Continued to Special Concurrent Meeting of the Oakland Redevelopment
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- [View Report.pdf](#)
- [View Report.pdf](#)
- [View Supplement Report.pdf](#)
- [82952 CMS.pdf](#)

Continuation of Open Forum

ADJOURNMENT OF COUNCIL SESSION

**(Meeting shall conclude no later than 12:00 a.m., unless extended by Majority Vote of the
Council)**

*There being no further business, and upon the motion duly made, the
Agency/Council adjourned the meeting at 8:30 p.m.*

Americans With Disabilities Act

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City Clerk and Clerk of the Council