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CITY OF OAKLAND



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July 19, 2010

Honorable City Council  
City Hall  
Oakland, California

Re: 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

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Dear President Brunner and Members of the City Council:

The draft resolution on the amendments to the Just Cause for Eviction Ordinance omitted language for the ballot question. Attached please find an additional resolved adding a proposed ballot question.

Very truly yours,

John A. Russo  
City Attorney

By:

  
Richard F. Illgen  
Senior Deputy City Attorney

**FURTHER RESOLVED**, that each ballot used at said election shall have printed therein, in addition to any other matter required by law, the following:

**PROPOSED ORDINANCE AMENDING THE JUST CAUSE FOR EVICTION  
ORDINANCE (MEASURE EE)**

<p><b>Measure __.</b> Shall the Just Cause for Eviction Ordinance (Measure EE) be amended to (1) clarify how tenants may be displaced from units that violate codes or zoning (illegal units), (2) affirm the Rent Board's authority to adopt regulations for the Ordinance, and (3) permit the City Council to amend the Ordinance for changes in state law or to correct invalidated provisions?</p>	<p><b>Yes</b></p>	
	<p><b>No</b></p>	