

CITY OF OAKLAND  
AGENDA REPORT

OFFICE OF THE CITY CLERK  
2006 DEC -7 PM 4:53

To: Office of the City Administrator  
Atten: Deborah Edgerly  
From: Public Ethics Commission

Date: December 19, 2006

Re: **A Supplemental Report And Modified Amendment To An Ordinance Amending Chapter 3.20 Of The Oakland Municipal Code (Aka "The Lobbyist Registration Act") To Provide 1) A Restriction On Elected Officials From Acting As Professional Lobbyists For One Year After Leaving Office; 2) A Limitation On The Amount Of Gifts Lobbyists Can Give To City Officials, Staff And Their Immediate Families; 3) Quarterly Disclosure Of A Lobbyist's Campaign Fundraising Activities; 4) Quarterly Disclosure Of Any Employment Relationship Among Lobbyists, City Officials And Staff; 5) Disclosure Of The Names And Titles Of The Persons Whom A Lobbyist Attempts To Influence; And 6) Misdemeanor Prosecution For Knowing And Willful Violations Of The Act And A One-Year Practice Ban Upon Conviction**

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**SUMMARY**

At its meeting of November 16, 2006, the City Council Rules And Legislation Committee voted to forward the attached proposed amendments to the Lobbyist Registration Act to the City Council for consideration and first reading. A copy of the agenda report and a redline version of the original proposed amendments are attached.

At the November 16, 2006, Rules Committee meeting, City Council President Ignacio De La Fuente proposed a modification to the language proposed in Section 3.20.190. The original amendment proposed by the Public Ethics Commission provides:

**3.20.190 Restriction On Former Elected City Officers From Acting As A Local Governmental Lobbyist**

No elected officer of the City of Oakland, for a period of one year after leaving office, shall act as a local governmental lobbyist.

Council President De La Fuente proposed, and the Rules Committee adopted, a modification to the above-proposed language to read:

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**3.20.190      Restriction On Former City Officers and Certain City Employees  
From Acting As A Local Governmental Lobbyist**

"No officer of the city, or person who has held the position of department head or budget director, shall be permitted to act as a local governmental lobbyist for a period of one year after leaving office."

The language proposed by Council President De La Fuente would apply the proposed one-year ban not only to elected officers of the City, but to appointed officers such as the City Administrator and City Clerk, as well as department heads and the budget director.

**RECOMMENDATION AND ACTION REQUESTED**

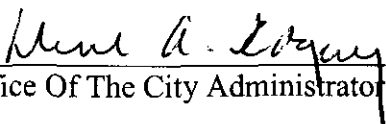
The Public Ethics Commission recommends adoption of the amendments together with the modification submitted by Council President De La Fuente.

Respectfully submitted,



Daniel D. Purnell  
Executive Director  
Public Ethics Commission

APPROVED AND FORWARDED  
TO THE CITY COUNCIL

  
Office Of The City Administrator