



City of Oakland

Office of the City Clerk
Oakland City Hall,
1 Frank H. Ogawa Plaza,
Room 201
Oakland, California 94612

Meeting Minutes - FINAL

***Special Rules and Legislation Committee**

Tuesday, July 7, 2020

1:30 PM

Tele-Conference

Please See The Agenda To Participate In The Meeting

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/82994754037> 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: 829 9475 4037
If asked for a participant ID or code, press #.

COMMENT:

DUE TO THE SUSPENSION OF THE SUNSHINE ORDINANCE AND COUNCIL'S RULES OF PROCEDURES 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 And Legislation Committee convened at 1:30 PM, with Councilmember Thao presiding as Chairperson.

Roll Call / Call To Order

Present 4 - Sheng Thao, Nikki Bas, Lynette McElhaney, and Rebecca Kaplan

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.

12 speakers spoke during Public Comment.

- 2 Subject: Equitable Business Tax Update
From: Councilmember Bas, Thao And President Pro Tem Kalb
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To
The Voters At The November 3, 2020 General Municipal Election, An Ordinance
Repealing And Replacing Chapter 5.04 Of The Oakland Municipal Code To Create An
Progressive, Modern, And Equitable Business Tax Structure; And Directing The City
Clerk To Take All Actions Necessary To Prepare For And Conduct A November 3, 2020
General Municipal Election.

[20-0445](#)

Attachments: [View Report](#)

[View Legislation](#)

[View Supplemental Report](#)

[View Supplemental Legislation](#)

[View Supplemental Report - McElhaney 7/9/2020](#)

[View Supplemental Report - Bas, Thao, Kalb 7/9/2020](#)

[View Supplemental Report - Beacon Report 7/9/2020](#)

[View Supplemental Report - Oakland Chamber of Commerce 7/9/2020](#)

[View Supplemental Report - Finance Department 7/10/2020](#)

[View Supplemental Report - Kaplan 7/10/2020](#)

[View Supplemental Report - Bas, Thao, Kalb, Kaplan 7/13/2020](#)

[View Supplemental Report - Taylor, Gallo & Reid 7/13/2020](#)

[View Supplemental Report - Taylor, Gallo & Reid 7/13/2020](#)

[View Supplemental Report - City Attorney 7/13/2020](#)

[View Supplemental Report-Kalb](#)

[88227 CMS](#)

***Councilmember Bas made a motion, seconded by Councilmember Thao, to
Approve and forward the resolution to the full council, and hearing no objections,
the motion passed by with the following vote: 4 Ayes: Bas, McElhaney, Reid, Thao,
and Council President Kaplan***

**This City Resolution 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 7/14/2020**

Aye: 4 - Thao, Bas, McElhaney, and Kaplan

NO VOTE: 0

- 3** Subject: Transportation Network Companies Trip Tax Ballot Measure
From: Council President Kaplan
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The General Municipal Election On November 3, 2020, A Proposed Ordinance To Impose A General Tax On Users Of Transportation Network Companies At A Rate Of 50 Cents For Private Trips And 25 Cents For Pool Trips; And Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The November 3, 2020 General Municipal Election
[20-0494](#)

Attachments: [View Report](#)
[View Legislation](#)
[View Supplemental Report - 7/16/2020](#)
[View Supplemental Legislation - 7/16/2020](#)
[View Supplemental Legislation 7/23/2020](#)

Council President Kaplan made a motion, seconded by Councilmember Thao, to Approve and forward the resolution to the full council, and hearing no objections, the motion passed by with the following vote: 4 Ayes: Bas, McElhaney, Reid, Thao, and Council President Kaplan

This City Resolution 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 7/14/2020

Aye: 4 - Thao, Bas, McElhaney, and Kaplan

NO VOTE: 0

- 4 Subject: Charter Amendment To Remove Limit On Fines
From: President Pro Tem Kalb
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The Voters For The November 3, 2020 General Municipal Election Proposed Amendment To City Charter Section 217 To Remove The \$1,000 Limit On Fines For Ordinance Violations And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication, And Take Any And All Actions Necessary Under Law To Prepare For And Conduct The November 3, 2020 General Municipal Election

[20-0493](#)

Sponsors: Kalb

Attachments: [View Legislation](#)

[View Report - Kalb 7/6/2020](#)

[88228 CMS](#)

Council President Kaplan made a motion, seconded by Councilmember Thao, to Approve and forward the resolution to the full council, and hearing no objections, the motion passed by with the following vote: 4 Ayes: Bas, McElhaney, Reid, Thao, and Council President Kaplan

This City Resolution 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 7/14/2020

Aye: 4 - Thao, Bas, McElhaney, and Kaplan

NO VOTE: 0

- 5 Approval Of The Draft Minutes From The Committee Meeting Of March 5, 2020 And June 22, 2020

[20-0512](#)

Attachments: [View Report- March 5, 20200](#)

[View Report - June 22, 2020](#)

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

Aye: 3 - Thao, Bas, and Kaplan

Absent: 1 - McElhaney

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 Oakland City Council Rules And Legislation Committee adjourned the meeting at 4:09 p.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.