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CITY OF OAKLAND



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Office of the City Attorney
Barbara J. Parker
City Attorney

July 10, 2012

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Honorable City Council
Oakland, California

Re: Ordinance Requiring Non-Owner Occupied Purchasers Of Real Estate With Buildings Thereon To Bring Buldilngs Into Compliance With Municipal Codes; Providing For Nuiance Abatement; And, Imposing Penalties

Dear President Reid and Members of the Council:

The City Attorney's Office has not had sufficient time to review staff's final revisions to the proposed Non-Owner Occupied Ordinance. On May 3rd this proposed legislation was submitted to the Rules Committee for scheduling on the June 26th Community And Economic Development Committee without legal or staff review. Staff, thereafter, conducted review and submitted their final revisions to Councilmember Brooks' office and our office Monday, June 25th and Thursday, June 28th, in the week of the agenda deadline for today's meeting. It is necessary for our office to completed review the revised draft ordinance for form and legality and including consistency with state and local laws.

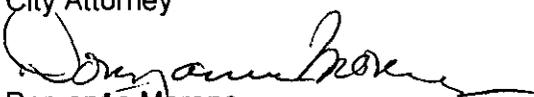
Given our current work load, which includes numerous matters submitted ahead of the proposed legislation, we may not have resources or time to provide review or comment on final ordinance revisions prior to its consideration on July 10th. Depending on the need for additional staff clarifications and other input, we may have time to work on the ordinance in time to provide input for the July 17, 2012 City Council meeting or a Special City Council Meeting may need to be scheduled at a later date.

As we advised previously, we will include a similar notice in the packet if we are not given enough time to complete an adequate legal review. The number of "last-minute" requests has increased. In this instance there will likely be need for additional reviews and clarification by City staff. This is an additional concern for the City Attorney's Office because staff has administrative responsibilities and technical expertise that are outside of this office's purview and are necessary for our Office to do an adequate legal review.

Very truly yours,

Barbara J. Parker
City Attorney

By:


Doryanna Moreno
Chief Assistant City Attorney