



City of Oakland Meeting Minutes

*Rules & Legislation Committee

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

Oakland City Hall, 1 Frank H. Ogawa Plaza, Oakland, California, 94612

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

Thursday, June 12, 2014

10:45 AM

City Council Chambers - 3rd Floor

The Oakland City Council Rules & Legislation Committee convened at 11:00 a.m., with Council President Kernighan presiding as Chairperson.

Roll Call / Call To Order

Present: Vice Mayor Reid, Council President Kernighan, Member Schaaf and Member Kalb

1 **Determinations Of Closed Session**

**A motion was made by Vice Mayor Reid, seconded by Member Schaaf, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

A Special Closed Session has been scheduled for June 17, 2014 at 2:30 p.m.

2 **Approval Of The Draft Minutes From The Committee Meeting Of May 29, 2014**

**A motion was made by Vice Mayor Reid, seconded by Member Kalb, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

3 **Determination Of Schedule Of Outstanding Committee Items**

**A motion was made by Vice Mayor Reid, seconded by Member Kalb, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

[Rules061214Item3](#)

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4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)

A motion was made by Member Kalb, seconded by Member Schaaf, to *Approve with the following amendments. The motion carried by the following vote:

Votes: Abstained; 1 - Vice Mayor Reid
Aye; 3 - Member Kalb, Member Schaaf and Council President Kernighan

S-4.1 Subject: Appropriations Limit For Fiscal Year 2014-2015
From: Finance Department
Recommendation: Adopt A Resolution Establishing As Appropriations Limit For Fiscal Years 2014-15 Pursuant To Article XIII B Of The California Constitution
[13-0545-1](#)

Scheduled to * Special Meeting of the Oakland City Council on 6/23/2014

[View Report.pdf](#)
[85070 C.M.S.pdf](#)

S-4.2 Subject: Monthly Increase To OMERS Retirees & Beneficiaries
From: Finance Department
Recommendation: Adopt An Ordinance Amending Section 14.8 Of Ordinance No. 713 C.M.S. To Provide Increases In Monthly Payments To Oakland Municipal Employees' Retirement System Retirees
[13-0662](#)

Scheduled to *Finance & Management Committee on 6/24/2014

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S-4.3 Subject: Banning Automated Purchasing Machines
From: Councilmember Lynette Gibson McElhaney
Recommendation: Adopt An Ordinance Of The City Of Oakland, California, Amending Title 8 Of The Oakland Municipal Code To Add Chapter 8.21 Prohibiting Automated Purchasing Machines Which Buy Back Personal Electronic Devices Or Electronic Equipment
[13-0666](#)

Scheduled to *Public Safety Committee on 6/24/2014

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S-4.4 Subject: Establishing The Public Safety Oversight Commission
From: Councilmember Noel Gallo
Recommendation: Receive An Informational Report Regarding A Charter Amendment To Establish The Public Safety Oversight Commission [TITLE CHANGE]
[13-0647](#)

Scheduled to *Public Safety Committee on 6/24/2014

The title was further revised on the dais to read as follows: "Discussion And Possible Action On A Report And Recommendations Regarding A Charter Amendment To Establish The Public Safety Oversight Commission To Be Submitted By The City Council To Voters On The November 4, 2014 Ballot, To Be Heard By The Public Safety Committee And Forwarding To The Full Council With Possible Alternative Recommendations, In Accordance With Rule 4 Of The Council's Rules Of Procedure"

There were 7 speakers on this item.

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S-4.5 Subject: Honoring California Youth Outreach (CYO)
From: Councilmember Noel Gallo
Recommendation: Adopt A Resolution Acknowledging California Youth Outreach (CYO) For Their Services To Oakland Youth And Their Commitment To The Betterment Of The City Of Oakland
[13-0663](#)

Scheduled to Meeting of the Oakland City Council on 7/1/2014

- [View Report.pdf](#)

S-4.6 Subject: Fiscal Year 2014-2015 Midcycle Budget Amendments
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Amending The City Of Oakland's Fiscal Year 2013-15 Biennial Budget, Which Was Adopted Pursuant To Resolution No. 84466 C.M.S. On June 27, 2013 And Amended By Resolution No. 84897 C.M.S. On March 18, 2014; To: (1) Increase The Fiscal Year 2014-15 Revenue Projection In The General Purpose Fund (GPF) By \$29,213,358; (2) Appropriate Additional Fiscal Year 2014-15 GPF Expenditures In An Amount Not To Exceed \$29,213,358; (3) Increase The Fiscal Year 2014-15 GPF Reserve In An Amount Of \$1,567,653 Plus An Additional Appropriation To The Reserve Of \$1,163,075; (4) Increase Fiscal Year 2014-15 Appropriations In Other (Non- GPF) Funds By \$29,141,642
[13-0540-1](#)

Scheduled to * Special Meeting of the Oakland City Council on 6/23/2014

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S-4.7 Subject: Domain Awareness Center (DAC) Privacy And Data Retention
From: Office Of The City Administrator
Recommendation: Receive An Informational Report On The Domain Awareness Center (DAC) Ad Hoc Advisory Committee On Privacy And Data Retention
[13-0665](#)

Scheduled to Meeting of the Oakland City Council on 7/1/2014

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S-4.8 Subject: Agenda Systems Upgrade - Citizen Participation And Improvements
From: Office Of The City Clerk
Recommendation: Adopt A Resolution Waiving Advertising, Competitive Bidding, Competitive Selection Request For Proposals/Qualifications (RFP/Q) Requirements And The City's L/SLB Program And Authorizing The City Administrator To Negotiate And Execute A Contract With Granicus, Inc. To Perform Software And Hardware Updates To The City's Agenda Management And Web Hosted Streaming Video Systems, And Add A Citizen's Participation Web Application, For One-Time Cost Not To Exceed Thirty-Two Thousand Dollars (\$32,000.00), And To Enter Into A Managed Services Contract With Granicus Inc. For Subscriptions To Web Hosted Services For Agenda Management, Streaming Video, And Public Participation In An Amount Not To Exceed Sixty-Nine Thousand One Hundred Eighty-Six Dollars (\$69,186.00) Each Year For Three Years, With Two One-Year Options To Extend The Term Of The Contract
[13-0664](#)

Scheduled to *Finance & Management Committee on 6/24/2014

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S-4.9 Subject: Revisions To Local Amendments To State Building Code
From: President Pro Tempore Rebecca Kaplan
Recommendation: Adopt Revisions To Local Amendments To State Building Code; On The May 13, 2014 Community & Economic Development Committee Agenda And As A Public Hearing On May 20, 2014
[13-0329](#)

Scheduled to *Community & Economic Development Committee on 6/24/2014

This item is also scheduled for a Public Hearing on July 1, 2014.

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S-4.10 Subject: Goodman, Chaney, Schwerner Memorial Voting Rights Week
From: Councilmembers Kaplan, Kalb And Gibson McElhaney
Recommendation: Adopt A Resolution Proclaiming The Week Of June 22, 2014 As
"Goodman, Chaney, Schwerner Memorial Voting Rights Week" And Recognizing The 50th
Anniversary Of Their Assassinations And Supporting Continued Expansion Of Voter Access
And Participation In The City Of Oakland
[13-0658](#)

Scheduled to Meeting of the Oakland City Council on 6/17/2014

Councilmember Schaaf made a motion seconded by Councilmember Kalb to approve the urgency finding on this item for the following reasons: That there is a need to take immediate action which came to the attention of the local body after the agenda was posted, and that the need to take immediate action relates to a purely ceremonial action.

This item will be scheduled to the Ceremonial portion of the agenda.

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[85043 C.M.S.pdf](#)

S-4.11 Subject: Collection Of Local Taxes By Brokers, Aggregators And Collectives
From: President Pro Tempore Rebecca Kaplan
Recommendation: Adopt A Resolution Encouraging The Collection And Remittance Of Local
Taxes To The City Of Oakland By Brokers, Aggregators And Collectives; On The July 8, 2014
Finance & Management Committee Agenda
[13-0667](#)

Scheduled to *Finance & Management Committee on 7/8/2014

The title was further revised on the dais to read as follows: "Adopt A Resolution Encouraging The Administrator To Enter Into Agreements For The Collection And Remittance Of Local Taxes To The City Of Oakland By Brokers, Aggregators And Collectives"

[Rules061214Item4](#)

The Committee also directed staff to bring a report as soon as possible to the Finance Department which identifies new County requirements for the November election and provide estimated costs of those new requirements.

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Items Submitted On The Dais

#1 Subject: Support For The Policy Direction Of The Rohrabacher Amendment
From: Councilmember Libby Schaaf
Recommendation: Adopt A Resolution To Support The Policy Direction Of The Rohrabacher Amendment Included In The Commerce And Justice Departments Appropriation Bill To Prohibit The Use Of Funds To Prevent Certain States From Implementing Their Own State Laws That Authorize The Use, Distribution, Possession, Or Cultivation Of Medical Marijuana
[13-0668](#)

Scheduled to *Rules & Legislation Committee on 7/3/2014

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5 A Review Of The Council Committees' Actions From June 10, 2014 And Determination Of Scheduling To The City Council Meeting Of June 17, 2014 (MATRIX)

A motion was made by Member Kalb, seconded by Vice Mayor Reid, to *Approve with the following amendments. The motion carried by the following vote:

Votes: Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

Subject: Recognizing Civicorps School And Teachers
From: Councilmembers Schaaf And Gibson McElhaney
Recommendation: Adopt A Resolution Recognizing Civicorps School And Teacher's Caitlin Cruz Who Was Awarded The 2014 STEM (Science, Technology, Engineering And Math) Women Of The Year, And Rachel Friedman On Her Robert F. Kenenedy Award
[13-0636](#)

Scheduled to Meeting of the Oakland City Council on 7/1/2014

[Rules061214Item5](#)

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6 A Review Of The Draft Agendas For The Council Committee Meetings Of June 24, 2014 And The Rules And Legislation Committee Of June 26, 2014

A motion was made by Member Kalb, seconded by Member Schaaf, to *Approve with the following amendments. The motion carried by the following vote:

Votes: Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

Subject: Informational Report On Public Safety Ballot Measures
 From: Councilmember Noel Gallo
 Recommendation: Receive Input From And Engage The Community On The Development Of
 The 2014 Public Safety Ballot Measures
[13-0374](#)

The title of this item will be revised from an informational report to an item which Councilmembers can take action on at the June 24, 2014 Public Safety Committee meeting.

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[Rules061214Item6](#)

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7 Subject: Amendments To The Oakland Campaign Reform Act
 From: Council President Patricia Kernighan
 Recommendation: Adopt An Ordinance Amending The Oakland Campaign Reform Act To Prohibit The Use Or Transfer Of Money From Ballot Measure Committees Controlled By Candidates For City Office Or City Officeholders
[13-0633](#)

A motion was made by Member Schaaf, seconded by Member Kalb, that this matter be Continued to the Meeting of the Oakland City Council, due back on June 26, 2014. The motion carried by the following vote:

Votes: Aye; 4 - Vice Mayor Reid, Member Kalb, Member Schaaf and Council President Kernighan

There was one speaker on this item.

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Open Forum (Total Time Available: 15 Minutes)

There were 2 Open Forum speakers.

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 12:15 p.m.

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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.

City Clerk and Clerk of the Council