



City of Oakland

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Oakland, California 94612
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Meeting Minutes - FINAL *Rules & Legislation Committee

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

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

Thursday, June 8, 2017

10:45 AM

City Council Chamber, 3rd Floor

The Oakland City Council Rules And Legislation Committee convened at 10:54 A.M., with Council President Reid presiding as Chairperson.

Roll Call / Call To Order

Present 4 - Lynette McElhaney, Abel J. Guillén, Laurence E. Reid, and Annie Campbell Washington

1 Determinations Of Closed Session

[16-1152](#)

There Will Be a Closed Session June 12, 2017 at 1 p.m. in Hearing room 4.

A motion was made by Abel J. Guillén, seconded by Lynette McElhaney, that this matter be Accepted. The motion carried by the following vote:

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

2 Approval Of The Draft Minutes From The Committee Meeting Of May 18, 2017

[16-1153](#)

A motion was made that this matter be No Action Taken. The motion carried by the following vote:

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

3 Determination Of Schedule Of Outstanding Committee Items

[16-1154](#)

Attachments: [View Report](#)

A motion was made by Annie Campbell Washington, seconded by Abel J. Guillén, that this matter be Accepted. The motion carried by the following vote:

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

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

[16-1155](#)

Attachments: [View Report](#)

- 4.1 Subject: Bicyclist And Pedestrian Advisory Commission 2016 Chair's Annual Report
From: Councilmember Kalb
Recommendation: Receive The Oakland Bicyclist And Pedestrian Advisory Commission 2016 Chair's Annual Report
[16-1254](#)

A motion was made that this matter be Scheduled to go before the *Public Works Committee, to be heard 7/11/2017. The motion carried by the following vote:

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

- 4.2 Subject: Resolution Calling For Gender-Neutral Restrooms
From: Councilmember Kaplan
Recommendation: Adopt A Resolution Directing The City Administrator To Provide Options For Gender-Neutral Restrooms In City-Owned Buildings, Starting With City Hall, And To Report Back To The Public Works Committee By October 10, 2017 On The Progress Of This Effort
[16-1256](#)

Attachments: [View Report](#)
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[86846 CMS](#)

A motion was made that this matter be Scheduled to go before the *Public Works Committee, to be heard 7/11/2017. The motion carried by the following vote:

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

- 4.3 Subject: Ordinance Requiring Notification For Changes To Health Care Facilities
From: Councilmembers Kaplan and Kalb
Recommendation: Adopt An Ordinance To Require Notification And Public Hearings Prior To The Closing Of A Hospital, Clinic, Or Out-Patient Facility That Serves The City Of Oakland; And To Include Requirements Of The Hospital, Clinic, Or Out-Patient Facility To Provide A Plan Assuring Access To Necessary Services Following The Closure And Examination Of Health, Traffic, Environmental, And Other Impacts; On The July 11, 2017 Life Enrichment Committee Agenda
[16-1257](#)

This City Resolution be Withdrawn with No New Date.

4.4 Subject: Revoking Agreement With Immigrations And Customs Enforcement Agency
From: Councilmember Kaplan
Recommendation: Adopt A Resolution 1) Rescinding Resolution No. 86156 C.M.S., Which Authorized The City Administrator To Enter Into A Memorandum Of Understanding (MOU) With The Immigrations And Customs Enforcement ("ICE") Agency, For The Purpose Of Allowing Particular Oakland Police Department (OPD) Officers To Be Designated As United States Customs Title 19 Task Force Officers (TFOS); And 2) Directing The City Administrator To Immediately Terminate The Agreement With "ICE"
[16-1255](#)

Attachments: [View Report](#)
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[86860 CMS](#)

This City Resolution be Scheduled to go before the *Public Safety Committee to be heard 7/11/2017

4.5 Subject: Amending Chapter 15.62 Of The Oakland Municipal Code
From: Councilmember Kalb And Vice Mayor Campbell Washington
Recommendation: Adopt An Ordinance Amending Chapter 15.62 Of The Oakland Municipal Code To Allow Affordable Housing Trust Funds From Funds Distributed To The City Under Redevelopment Dissolution Laws To Be Used For Anti-displacement And Homeless Prevention Services
[16-1259](#)

Attachments: [View Report](#)
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[13446 CMS](#)

Councilmember Brooks and McElhaney request to coauthor.

A title change was proved changing the published "amending chapter 15.68" to "amending chapter 15.62"

A motion was made that this matter be Scheduled to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 6/20/2017. The motion carried by the following vote:

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

4.6 Subject: Informational Report On Mayor's Proposed Budget From Independent Analyst
From: President Pro Tem Guillen And President Reid
Recommendation: Receive An Informational Report From Harvey M. Rose Associates, LLC, Regarding The Results Of Its Analysis Of The Mayor's Proposed FY 2017-19 Budget On Behalf Of The City Council
[16-1262](#)

Attachments: [View Report](#)
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[View Updated Supplemental Report](#)

A motion was made that this matter be Scheduled to go before the * Special Meeting of the Oakland City Council, to be heard 6/12/2017. The motion carried by the following vote:

Aye: 4 - McElhane, Guillén, Reid, and Campbell Washington

4.7 Subject: LLAD Confirmation for FY 2017-2018
From: Finance Department
Recommendation: Adopt A Resolution, Following The Public Hearing On The Continuation Of The Landscaping and Lighting District (LLAD), Confirming The Information In The Engineer's Report For The City Of Oakland Landscaping And Lighting Assessment District For Fiscal Year (FY) 2017-18 And The Levying Of Assessments; On The June 20, 2017 City Council Agenda As A Public Hearing
[16-1263](#)

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 6/20/2017

4.8 Subject: Capital Improvement Projects For Funding From The General Obligation Bond
From: Oakland Public Works Department
Recommendation: Adopt A Resolution Identifying And Approving The Capital Improvement Projects That Are Authorized For Funding With Proceeds Of The City Of Oakland General Obligation Bonds (Measure KK), Series 2017-A-1 And 2017A-2; And Allocating Bond Proceeds In The Amount Not To Exceed Sixty-Three Million Dollars (\$63,000,000) For The Approved Projects
[16-1258](#)

Sponsors: Oakland Public Works Department

Attachments: [View Report](#)
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[86773 CMS](#)

This City Resolution be Scheduled.to go before the * Special Meeting of the Oakland City Council to be heard 6/12/2017

4.9 Subject: Approve The GHAD Budget For The 2017/2018 Fiscal Year
From: Geologic Hazard Abatement District (GHAD)
Recommendation: Adopt The Following Pieces Of Legislation:

1) Adopt Oakland Area GHAD Resolution No. 16 Approving The GHAD Budget For 2017/2018 Fiscal Year And Updating GHAD Manager Payment Limit Under Consulting Services Agreement, As Recommended By The GHAD Attorney And GHAD Manager; And

[16-1252](#)

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 6/20/2017

2) Receive The GHAD Statement Of Investment Policy Prepared By The GHAD Treasurer

[16-1253](#)

This Informational Report be Scheduled.to go before the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 6/20/2017

4.10 Subject: Informational Report On Mayor's Proposed Budget From Independent Analyst
From: President Pro Tem Guillen And President Reid
Recommendation: Receive An Informational Report From Harvey M. Rose Associates, LLC, Regarding The Results Of Its Analysis Of The Mayor's Proposed FY 2017-19 Budget On Behalf Of The City Council
[16-1262](#)

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This City Resolution be Scheduled.to go before the * Special Meeting of the Oakland City Council

Items Submitted Upon The Dias

Subject: Resolution In Support Of The Paris Climate Agreement
From: Councilmember Kalb And Mayor Schaaf
Recommendation: Adopt A Resolution In Support Of The Paris Climate Agreement, In Opposition To President Trump's Decision To Withdraw The United States From The Agreement, And Stating The City Of Oakland's Commitment To The Goals And Spirit Of The Agreement Consistent With The City's Energy And Climate Action Plan
[16-1260](#)

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[86811 CMS](#)

This City Resolution be Scheduled.to go before the *Rules & Legislation Committee to be heard 6/22/2017

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

Changes To Previously Distributed Ten Day Agendas

Changes To the June 15, 2017 Rules And Legislation Committee Agenda

Subject: Investigation Of Impeachable Offenses By President Donald Trump
From: Councilmember Kalb, President Pro Tempore Guillén, And City Attorney Parker
Recommendation: Adopt A Resolution Calling On The United States Congress To Thoroughly And Deliberately Investigate Any And All Apparent Or Alleged Offenses By President Donald Trump That May Rise To The Level Of An Impeachable Offense
[16-1143](#)

Sponsors: Kalb and Guillén

Attachments: [View Report](#)
[View Supplemental Report](#)
[86812 CMS](#)

A motion was made that this matter be Scheduled to go before the *Rules & Legislation Committee, to be heard 6/22/2017. The motion carried by the following vote:

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

5 A Review Of The Draft Agendas For The City Council Meeting Of June 20, 2017 And The Rules And Legislation Committee Of June 22, 2017
[16-1156](#)

Attachments: [View Report](#)

Changes To The June 20, 2017 City Council Agenda

Subject: Elder Abuse Awareness Month
From: Vice Mayor Campbell Washington
Recommendation: Adopt A Resolution Declaring June 15, 2017 As Elder Abuse Awareness Day And June 2017 As Elder Abuse Awareness Month
[16-1224](#)

Sponsors: Campbell Washington

Attachments: [View Report](#)
[86779 CMS](#)

Subject: Blue Ribbon Commission In Conjunction With The Department Of Violence Prevention
From: Vice Mayor Campbell Washington
Recommendation: Adopt A Motion To Couple Establishment Of The Department Of Violence Prevention With The Blue Ribbon Commission And Provide That The Department Of Violence Prevention Not Be Established Until The Blue Ribbon Commission Completes Their Work
[16-1261](#)

Sponsors: Campbell Washington

A motion was made by Lynette McElhaney, seconded by Annie Campbell Washington, that this matter be Withdrawn with No New Date. The motion carried by the following vote:

Aye: 4 - McElhaney, Guillén, Reid, and Campbell Washington

6 Subject: Support SB 355 (Mitchell)-No Reimbursement For Court-Appointed Counsel From People Found Guilty
From: Councilmember Kalb
Recommendation: Adopt A Resolution In Support Of California Senate Bill (SB) 355 (Senators Mitchell And Lara), Which Would Limit The Court's Ability To Order People Who Are Provided Court-Appointed Defense Counsel To Subsequently Reimburse The County For The Costs Of Such Counsel Except When They Are Convicted Of A Felony Or Misdemeanor
[16-1120](#)

Sponsors: Kalb

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[86784 CMS](#)

Open Forum (Total Time Available: 15 Minutes)

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules And Legislation Committee adjourned the meeting at 11:48 a.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.**