


05 SEP -7 PM 5:30


Approved as to Form and Legality

OAKLAND CITY COUNCIL

ORDINANCE No. 12706 C.M.S.

INTRODUCED BY COUNCILMEMBER _____

Ordinance Amending the Rent Adjustment Ordinance (OMC Chapter 8.22) To Add Three Alternate Members to the Housing Residential Rent and Relocation Board.

WHEREAS, the Rent Adjustment Program regulations require that for a quorum of the Housing, Residential Rent and Relocation Board that at least one of each of the classes of Rent Board members (landlord, tenant, and neutral) be present when a matter first comes before the Board;

WHEREAS, this "supermajority" quorum requirement creates an impediment to the Rent Board conducting business. Since January 2005, eight Board meetings were cancelled due to the lack of a supermajority. These cancellations have been the major cause in delays in deciding pending appeals, have inconvenienced parties wishing to have their appeals heard, and have caused serious delays in the conduct of other Rent Board business;

WHEREAS, the availability of alternate members to attend Rent Board meetings in the absence of regular members would greatly reduce the quorum problems, reduce inconvenience to the public and staff, and eliminate needless delays in conducting the work of the Rent Board; now therefore, be it

RESOLVED, that an amendment to Section 8.22.040(A) of the Oakland Municipal Code (Rent Adjustment Ordinance) is approved to read as follows:

8.22.040 Composition and Functions of the Board.

A. Composition

1. **Members.** The Board shall consist of seven regular members appointed pursuant to Section 601 of the Charter. The Board shall be comprised of two residential rental property owners, two tenants, and three persons who are neither tenants nor residential rental property owners. The Board shall also have three alternate members, one residential rental property owner, one tenant and one person who is neither a tenant nor residential rental property owner appointed pursuant to Section 601 of the Charter. An alternate member may act at Board meetings in the absence of a regular Board member of the same category.

2. **Appointment.** A Board member is deemed appointed after confirmation by the City Council and upon taking the oath of office.

3. All Board members serve without compensation.

IN COUNCIL, OAKLAND, CALIFORNIA, OCT 04 2005

PASSED BY THE FOLLOWING VOTE:

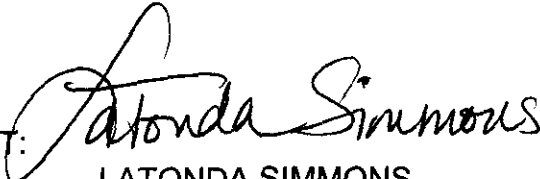
AYES- ~~BRUNNER~~, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND

PRESIDENT DE LA FUENTE -7

NOES- 0

ABSENT- 0

ABSTENTION- 1 - BROOKS

ATTEST: 
LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California

Introduction Date: 09/20/05