



City of Oakland Meeting Agenda

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

*Rules & Legislation Committee

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

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

Thursday, July 08, 2010

10:45 AM

City Council Chambers - 3rd Floor

DEFINITION OF TERMS:

Consent Item: any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee.

Non-Consent Item: any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee.

Action Item: any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

Informational Item: an item of the agenda consisting only of an informational report that does not require or permit Council action.

Roll Call / Call to Order

**COMMITTEE MEMBERSHIP: Vice Mayor Jean Quan, District 4;
Ignacio De La Fuente, District 5; Larry Reid, District 7; and Chairperson
Jane Brunner, District 1**

- 1 Closed Session
- 2 Approval of the Draft Minutes from the Committee meeting of June 17, 2010.
- 3 Determination of Schedule of Outstanding Committee Items
- 4 Scheduling of Agenda Items and revisions to the agenda(s) for the Council Committee meeting(s) July 13, 2010 (SUPPLEMENTAL)
([708item4](#))

S-4-1 Subject: Just Cause For Eviction Ordinance
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Submitting Amendments to the Just Cause for Eviction Ordinance, On The City Council's Own Motion, To The Electors At The November 2, 2010 Statewide General Election, To Clarify the Original Intent of that Ordinance Regarding Vacating Tenants From Nonconforming (Illegal) Rental Units and Adding Additional Requirements Thereto, To Set Out the Rent Board's Existing Implied Regulatory Authority into the Ordinance, and To Expand the City Council's Authority to Revise the Ordinance in the Event Any Provision is Prospectively Found Invalid by a Court or Is Affected by State Law; Consolidating The Election With The Statewide General Election; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 2, 2010, Statewide General Election

[\(09-1631\)](#)

S-4-2 Subject: Ballot Measure 2010 - Measure Y Funding
From: Vice Mayor Quan
Recommendation: Adopt A Resolution Submitting, On The City Council's Own Motion, To The Electors At The November 2, 2010 Statewide General Election, A Proposed Ordinance Amending Measure Y, The "Violence Prevention And Public Safety Act Of 2004", Which Established A Special Parcel And Parking Tax Funding Police Services, Fire Services And Violence Prevention Programs To, Among Other Things, Clarify That The City May Collect The Tax Whether Or Not It Appropriates Non-Measure Y Funds To Maintain Staffing At Fiscal Year 2003-2004 Levels; Consolidating The Election With The Statewide General Election; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 2, 2010, Statewide General Election

[\(09-1600\)](#)

S-4-3 Subject: League Of California Cities Delegate
From: Council President Brunner
Recommendation: Adopt A Resolution Appointing Councilmember Jean Quan As Voting Delegate And Councilmember Larry Reid As Alternate Delegate For The League Of California Cities 2010 Annual Conference

[\(09-1624\)](#)

S-4-4 Subject: Special Meetings -Ballot Measures
From: Council President Brunner
Recommendation: A Request To Schedule Special Meetings To Discuss Potential Ballot Measures For The November 2, 2010 Election. Special Meetings To Be Held On:

- Thursday July 22nd At 5:30pm
- Monday July 26th At 4pm
- Tuesday July 27th At 9am

(09-1630)

S-4-5 Subject: Alcohol Mitigation Fee
 From: Councilmember Kaplan
 Recommendation: Adopt A Resolution Submitting On The Council's Own Motion, To The Electors At The November 2nd 2010 Election, A Measure To To Establish A New Alcohol Mitigation Fee; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Law And Authorizing Certain Other Election Activities; On The July 20, 2010 City Council Agenda

(09-1632)

S-4-6 Subject: Kaplan's Pay-Go Funds for Youth Healing Retreat
 From: Councilmember Kaplan
 Recommendation: Adopt A Resolution Authorizing A Grant Of \$500.00 From Councilmember Kaplan's Pay-Go Funds To Skyline High School Titans Football Team For Travel Expenses To Oakland Feather River Camp For A Youth Healing Retreat

(09-1633)

S-4-7 Subject: Pension Reform Ballot Measure
 From: Councilmember Kaplan
 Recommendation: Adopt A Resolution Submitting On The Council's Own Motion, To The Electors At The November 2, 2010 Election, A Measure Amending Article IX Of The Oakland City Charter Relating To Sworn Personnel Pensions To Enact Pension Reform. Measure To Require Employees Pay Employee Share Of Pension Contribution, Providing That Future Increases In Pension Must Be Approved By Voters, Exempt Pensions From Binding Arbitration Provision; Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The Law And Authorizing Certain Other Election Activities; And Directing Staff To Conduct Any Necessary Negotiations In Furtherance Of This Resolution; On The July 15, 2010 Rules And Legislation Committee Agenda and The July 20, 2010 City Council Agenda

(09-1634)

S-4-8 Subject: West Oakland Redevelopment Plan Eminent Domain Property Acquisition
 From: Community And Economic Development Agency
 Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Approving And Recommending Adoption Of A First Amendment To The West Oakland Redevelopment Plan To Modify The Authority Of The Agency To Acquire Property In The Clawson/McClymonds/Bunche Subarea Through Eminent Domain; And

(09-1628)

S-4-9 Subject: Feasibility Determination for the Ninth Avenue Terminal
From: Community and Economic Development Committee Agenda
Recommendation: Adopt A Resolution Regarding a Feasibility
Determination For The Ninth Avenue Terminal Partners' Proposal To
Create A Vintners Hall In The Ninth Avenue Terminal Pursuant To
Conditions Of Approval 25C Adopted For The Oak To Ninth Project
[\(09-1629\)](#)

5 A review of the Agendas for the Concurrent Meeting of ORA/City Council for the
meeting July 20, 2010 and Rules and Legislation Committee for July 22, 2010.
[\(708item5\)](#)

6 Subject: Opposition To Senate Bill 974
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution In Opposition To Senate Bill 974 (D. Stienberg)
Amending The Enterprise Zone Program
[\(09-1594\)](#)

7 Subject: The Limited Public Financing Act - Amendments
From: Public Ethics Commission
Recommendation: Adopt An Ordinance Amending Chapter 3.13 Of The Oakland
Municipal Code (Aka "The Limited Public Financing Act Of The City Of Oakland") To
1) Limit Eligibility To Candidates For District City Council; 2) Provide That Public
Financing Be Limited To The Reimbursement Of Specified Campaign Expenditures; 3)
Limit Candidates From Making Contributions Or Loans From Personal Funds To Ten
Percent Of The Voluntary Expenditure Ceiling; 4) Require Candidates To Raise In Local
Contributions An Amount Equal To Three Percent Of The Voluntary Expenditure
Ceiling; 5) Permit Candidates To Appeal To The Public Ethics Commission Any
Request For Reimbursement; And 6) Require Candidates To Repay The Election
Campaign Fund From Any Surplus Campaign Funds In An Amount Not To Exceed The
Percentage That Public Financing Represents Of Total Contributions Received
[\(09-1500\)](#)

**This item was continued from the June 24, 2010 Rules and Legislation
Committee**

8 Subject: Support Of Assembly Bill 1532
From: Councilmember Desley Brooks
Recommendation: Adopt A Resolution In Support Of Amended Assembly Bill 1532
Authored By Assembly Member Lieu, Which Adds A Separate Section To The Existing
California Penal Code's Definition Of A Code Enforcement Officer, By Establishing A
Free-Standing Definition For Code Enforcement Officers That Can Be Used By Any
Local Jurisdiction In Their Application For Code Enforcement Funding
[\(09-1576\)](#)

OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

NOTE: Americans With Disabilities Act

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[\(TDD\)](#)

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.

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**LATONDA SIMMONS
Agency Secretary/City Clerk
and Clerk of the Council**

ORA - Oakland Redevelopment Agency

S - Supplemental Item