



CITY OF OAKLAND

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AGENDA REPORT

TO: Sabrina B. Landreth
City Administrator

FROM: Stephanie Hom
Deputy City Administrator

SUBJECT: Ratification of Action Taken
During the 2015 Annual Recess

DATE: September 14, 2015

City Administrator Approval  Date: 9/24/15

RECOMMENDATION

Staff recommends that the City Council:

Adopt A Resolution Ratifying Action Taken By The Mayor During The Oakland City Council 2015 Annual Recess In Conformance With The Council's Rules Of Procedure Codified In Resolution No. 82580 C.M.S., Passed On March 2, 2010.

EXECUTIVE SUMMARY

During the City Council annual recess period, the Mayor is authorized to take action that would normally be taken by the City Council, except for duties reserved to the City Council by City Charter, pursuant to Rule 21 of the Council's Rules of Procedure, Resolution No. 82580 C.M.S., passed on March 2, 2010 (**Attachment A**).

As required by Rule 21, this report requests that the Council confirm the actions taken during the 2015 Council recess. City of Oakland Recess Agenda dated August 18, 2015 (**Attachment B**) and City of Oakland Recess Agenda dated August 25, 2015 (**Attachment C**) provide detail of the public noticing and agenda reports associated with each action taken during the recess period between August 1, 2015 and September 7, 2015.

BACKGROUND / LEGISLATIVE HISTORY

The City Council annual summer recess usually commences following the last meeting in July and ends in early September. During the recess, City of Oakland business is governed by specific sections of the Oakland Municipal Code (O.M.C.) and Council's Rules of Procedure (Resolution No. 82580 C.M.S.).

O.M.C. 2.04.020.I specifies that during the City Council annual recess, the City Administrator's purchasing limits are not to exceed amounts of **\$500,000 for goods, materials, supplies, services, and construction contracts**, and **\$300,000 for professional and consultant services**. Council approval is not required for contracts within these limits during the recess,

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provided vendors and contractors are selected in accordance with the City's advertising and bidding/request for proposal/qualifications requirements and other requirements of the Purchasing Ordinance. Staff activities seeking contract approval under the higher purchasing levels during the Council recess must justify why the item cannot be deferred until Council legislative session resumes. All actions exceeding the City Administrator's authority during the Council are subject to the Council's Rules of Procedure.

Resolution No. 82580 C.M.S., Council's Rules of Procedure, Rule 21, *Actions During Council Recess*, authorizes the Mayor to take action during the Council recess under the following circumstances:

- Actions that would normally be taken by the Council except as limited in Rule 21. For example, approval of grants agreements.
- Purchases carried out during the recess must conform to the requirements set forth in the Purchasing Ordinance. For example, funds must be previously budgeted by the City Council for the purchase and staff must conduct advertising and/or bidding/RFP/Q processes. The Mayor and City Administrator are not authorized to waive these processes and are not authorized to approve "sole source" purchases.
- Resolutions and agenda reports for purchases approved during the recess must be posted on the summer recess 2-week agenda to provide public notice and the opportunity for public comment and input for matters to be approved on behalf of the Council during the recess.
- Purchases and other approvals involving expenditure or disposition of funds are limited to previously adopted budgeted amounts.
- Justification is provided as to why actions taken on behalf of the Council during the recess cannot be deferred for Council approval after the recess.
- Action taken does not require the adoption of an ordinance.
- Action taken does not authorize the appropriation of funds.

Rule 21 also states that the Mayor may convene emergency Council meetings to take emergency actions necessary for the immediate preservation of the public peace, health or safety.

ANALYSIS

Pursuant to City Council Resolution No. 82580 C.M.S., the following actions and resolutions were approved by the Mayor during the annual recess and are presented to the City Council for confirmation.

August 18, 2015 – City of Oakland Recess Agenda (Attachment B)

1. A Resolution Fixing The Rate Of Property Tax and Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year (FY) 2015-2016 For Voter Approved Measure M (The Emergency Medical Services Retention Act), Measure N (The 1997 Paramedic Services Act), Measure Q (The Library Services And Retention Act), And Measure Z (The Public Safety And Services Act Of 2014)

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2. A Resolution Amending Resolution No. 84522 CMS Authorizing a Contract with Causa Justa to Administer the Oakland Day Labor Program, to Extend the Contract to November 30, 2015
3. Resolution Fixing the Rate of Property Tax and Levying a Tax on Real and Personal Property in the City of Oakland for Fiscal Year 2015-2016 for Voter-Approved Indebtedness

August 25, 2015 – City of Oakland Recess Agenda (Attachment C)

1. A Resolution Authorizing The City Administrator To
 - 1) Enter Into Grant Agreements To Provide Operational Support To Senior Centers For Fiscal Years 2015-2016 And 2016-2017 With:
 - A) Family Bridges In The Amount Of \$159,360,
 - B) Unity Council In The Amount Of \$350,592,
 - C) Vietnamese American Community Center of the East Bay In The Amount Of \$36,720,
 - D) Vietnamese Community Development Inc. In The Amount Of \$36,720; and
 - 2) Enter Into A Grant Agreement With Service Opportunity For Seniors In An Amount Of \$50,000 For The Meals On Wheels Program To Provide Meals To Seniors For Fiscal Year 2015-2016
2. A Resolution Authorizing The City Administrator To Enter Into A Memorandum Of Understanding (MOU) With The East Bay College Fund To Implement The Oakland Promise Initiative Which Will Provide Children And Families “Cradle To Career” Educational, Financial, And Other Support For Higher Education Opportunities
3. Resolution Authorizing the Examination of Prepaid Mobile Telephony Services Surcharges and Local Charge Records.

FISCAL IMPACT

There is no fiscal impact directly associated with Council action on this report and resolution. Fiscal impacts related to each item approved during the Council recess are discussed in each respective agenda report included in Attachment B and Attachment C.

PUBLIC OUTREACH / INTEREST

No public outreach was required for this report other than posting on the City’s website.

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COORDINATION

The City Attorney's Office and the Controller's Bureau were consulted in preparation of this report.

SUSTAINABLE OPPORTUNITIES

Economic: There are no economic opportunities associated with this report.

Environmental: There are no environmental issues associated with this report.

Social Equity: There are no social equity opportunities affiliated with this report.

ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that the City Council adopt the resolution ratifying the actions taken by the Mayor during the Oakland City Council 2015 annual recess in conformance with the Council's Rules of Procedure codified in Resolution No. 82580 C.M.S., passed on March 2, 2010.

For questions regarding this report, please contact Sandra Eve-Fisher, City Administrator's Office at 238-2900.

Respectfully submitted,



Stephanie Hom
Deputy City Administrator

Prepared by:
Sandra Eve-Fisher, City Administrator Analyst
City Administrator's Office

Attachments (3):

A: Resolution No. 82580 C.M.S. - Council's Rules of Procedure

B: August 18, 2015 - City of Oakland Recess Agenda

C: August 25, 2015 - City of Oakland Recess Agenda

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APPROVED AS TO FORM AND LEGALITY,
[Signature]
OFFICE OF THE CITY ATTORNEY

10 MAR -9 PM 1:15

OAKLAND CITY COUNCIL
82580
RESOLUTION NO. C.M.S.

INTRODUCED BY COUNCILMEMBER _____

Resolution Amending the Council's Rules of Procedure Currently Set Forth in Resolution No. 79006 C.M.S. to Among Other Things (1) Provide that Regular City Council Meetings Will Commence at 5:30 p.m. and Adjourn at Midnight Unless the Council Passes a Motion Extending the Time for the Meeting; (2) Change the Order of Business at Council Meetings to Provide that the Council will Consider the Consent Items Calendar Immediately After the Council Considers Modifications to the Consent Calendar; (3) Establish Additional Regulations to Govern Public Comment on Agenda Items, and (4) Setting Forth the Council's Rules of Procedure, As Amended, In their Entirety

WHEREAS, the Council of the City of Oakland hereby declares that the business of the City is to be conducted in an orderly and efficient manner to facilitate sound City Council and public deliberation and decision making; and

WHEREAS, the City Council hereby declares that the proper operation of democratic government requires that public officials are bound to observe, in their official acts, the highest standards of performance and to discharge faithfully the duties of their office, regardless of personal considerations. Recognizing that the public's interest must be their primary concern, their conduct in both their official and private affairs should be above reproach; and

WHEREAS, the following Rules of Procedure seek to provide for: (1) reasonable time for public input and comment on agenda items at the Committee and City Council meetings; (2) in-depth study of policy proposals, for problem-solving opportunities among staff, Council members and the public and development of policy alternatives at the committee level; (3) more focused (and fewer) City Council agenda items by limiting items to those a Committee has had the opportunity to discuss and as to which a Committee has developed recommendations; and (4) an agenda that is managed more efficiently and effectively and for predictable discussion times for debate regarding agenda items in order to avoid long waits by the public as the Council considers procedural, ceremonial and consent items (as defined herein); and

WHEREAS, in recognition of these goals, the City Council desires to establish Rules of Procedure for the Conduct of City Council Meetings and a Code of Ethics; and

WHEREAS, City Charter section 210 mandates that the Council provide by resolution for the order of business and the rules of procedure for the conduct of Council meetings; and

WHEREAS, the Brown Act (Government Code section 54950, et seq.) authorizes the Council to prescribe reasonable rules and regulations for public speakers; and

RESOLVED: That in accordance with Section 208 of the Charter of the City of Oakland, the time and place of Council meetings is hereby determined to be the following: The Council shall meet in regular session on the first and third Tuesdays of the month, commencing at 5:30 p.m. in the Chambers of City Hall, One City Hall Plaza, 3rd Floor, Oakland, California. Meetings shall conclude no later than 12:00 midnight, unless extended by majority vote of the members of the Council in attendance at the Council meeting.

FURTHER RESOLVED: That in accordance with Section 210 of the Charter, the following is established as the order of business for Council meetings:

1. Pledge of Allegiance
2. Roll Call
3. Open Forum
4. Action on Special Orders/Presentations of the Day (with accompanying agenda materials as required by Sunshine Ordinance)
 - i. Ceremonial presentations, including proclamations, individual recognitions, etc.;
 - ii. Reports/presentations from the Mayor; and
 - iii. Council Acknowledgements/ Announcements
5. Approval of Council minutes
6. Modifications to the Agenda and Procedural Items, including but not limited to
 - a. Requests from Councilmembers to pull an item from consent items calendar and reschedule as non-consent calendar item on the next City Council meeting agenda.
 - b. Requests by Councilmembers to speak on a Consent Calendar Item or to register a No Vote or Abstention on an Item.
 - c. Requests by Councilmembers to change the order of the items on the Consent Calendar or the Non-Consent Calendar, or to defer items or make other modifications to the agenda.
 - d. Announcements by the Presiding Officer of changes in the order of the agenda, deletion or deferral of items or other modifications to the agenda
 - e. Motion for Members' Requests for Reconsideration of Action the Council took at Immediately Preceding Meeting (In order to make motion, Member must have voted on "prevailing side".)

- f. Members' Requests for Scheduling of Items considered by Committee but not forwarded to Council to be scheduled to the next City Council meeting.
- 7. Adoption of Consent Calendar Items (after hearing public speakers and Councilmembers)
- 8. Oral Report of Final Decisions in Closed Session by City Attorney and disclosure of non confidential closed session discussion pursuant to Sunshine Ordinance, Oakland Municipal Code section 2.20.130.

Commencing at 6:30 p.m., or as soon as reasonably practicable thereafter, action on Non-Consent Calendar Items

- 9. Consideration of items with statutory Public Hearing Requirements
- 10. Action on Other Non-Consent Items
- 11. Continuation of Open Forum (if all public speakers who signed up for open forum did not speak at open forum at the beginning of the meeting.
- 12. Adjournment – 12 midnight unless Council passes a motion to extend the time for the meeting; and be it

FURTHER RESOLVED: That in accordance with Section 210 of the Charter, the following are established as the Rules of Procedure for the conduct of Council meetings:

Rule 1. Roberts Rules of Order Applies Except as Modified by these Rules - The business of the Council and its standing committees shall be conducted, so far as it is practicable, in accordance with parliamentary rules as contained in Roberts Rules of Order Revised, except as modified by these rules and in accordance with state open meeting laws and local sunshine ordinance. The City Attorney, or such other person as may be designated by the presiding officer upon approval of the Council, shall serve as the official parliamentarian for meetings of the Council.

Rule 2. Seating of Councilmembers, Voting Order - When in session, the Councilmembers shall occupy assigned seats in the Council Chambers in alphabetical order according to their surnames, commencing to the left of the President of the Council, and shall vote in said alphabetical order, with the President of the Council or other presiding officer voting last, except when utilizing the automated simultaneous voting system.

Rule 3. Definition of Terms:

- i. **Action Item** shall mean any resolution, ordinance, public hearing, motion or recommendation requiring official vote and approval of the City Council to be effective.
- ii. **Consent Item** shall mean, for the purposes of the City Council agenda, any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval, except any item having a high level of public interest or controversy as determined by the Rules Committee, or any action item that the Rules Committee has placed on the consent calendar.
- iii. **Non-Consent Item** shall mean, for the purposes of the City Council agenda, 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 controversy as determined by the Rules Committee.
- iv. **Informational Item** shall mean an item of the agenda consisting only of informational report that does not require or permit Council action.
- v. **Regularly-Scheduled Meeting** shall mean a meeting occurring on a recurring basis and at a regular, established time for which all required public notice requirements for a regular meeting have been met.
- vi. **Subject Matter Standing Committees** shall mean the Community and Economic Development Committee, the Finance and Administration Committee, the Public Safety Committee, the Life Enrichment Committee, the Public Works Committee, the Rules and Legislation Committee and such other subject matter committees as the Council may establish.

Rule 4. Standing Committees - Subject matter standing committees of the Council shall consist of the following and are entitled as follows:

Community and Economic Development
 Public Works
 Life Enrichment
 Finance and Management
 Public Safety
 Rules and Legislation

The President of the Council shall appoint all committees subject to confirmation by Council resolution and provided that a majority of the members of the Council may direct the appointment of a committee by the President of the Council. Committee chairs shall be appointed by the President of the Council and confirmed by City Council resolution for a two-year term beginning in January with each new City Council term. The Council may establish such other ad hoc or standing committees as it deems appropriate (e.g., City/Port Liaison Committee and the Education Partnership Committee).

With the exception of the Rules Committee, subject matter standing Council Committees shall meet on the second and fourth Tuesdays of each month. Rules shall meet weekly on Thursdays. They shall meet at the times set forth, or such other time as recommended by the Rules Committee and approved by the Council. With the exception of special meetings, all Council meetings on non-consent items shall take place in the afternoons and evenings to maximize citizen participation. Meetings of committees may be noticed as Special Meetings of the Council if a majority of the members of the Council plan to attend and participate as a part of the committee.

The standing committees of the Council, are authorized and directed to ascertain, study and analyze all facts relating to any subjects or matters within their jurisdiction, or as may be assigned by the Rules Committee, and shall report to and submit recommendations to the City Council for action.

Rule 5. Action by Subject Matter Committees -

The assigned subject matter committee shall have initial jurisdiction over any item assigned to it by the Rules Committee and may take any of the following actions with respect to the assigned item:

1. The Committee Chair shall develop with staff the schedule to hear items to be confirmed by a majority of the Committee.
2. The Committee may, by a vote of the majority of the members present, decide to postpone, continue or table an item on the agenda.
3. On any item on an agenda, the Committee Chair may allow for an informational presentation by City staff relating to the item.
4. With respect to an action item, and after discussion and consideration of the item, committee may take one of the following actions:
 - a. Vote by majority of those present to approve the recommendation of staff or the originator of the proposed action item and forward the recommendation onto the full Council. The Committee may, as a condition of approval, request additional information to be presented for consideration when the full Council hears the item.
 - b. Fail to approve any recommended action, in which case the item shall **not** be forwarded to the full City Council; provided that when the item is urgent, the Rules Committee shall have jurisdiction to place the item on the supplemental agenda for a regular City Council meeting, or on the agenda for a special Council meeting in accordance with the requirements of the Sunshine Ordinance if no action was taken on the item (1) due to the cancellation of a committee meeting or (2) due to lack of a quorum, or (3) because the committee ran out of

time, or (4) because the committee was not able to approve any recommended action and the Committee passes a motion by the affirmative votes of the majority of the members who are present requesting that the Rules committee schedule the item for a Council meeting. (See Rule 24(6).) Any such action will be recorded in the minutes and may be subject to consideration if pulled by a Councilmember at the appropriate Council meeting.

- c. Propose by a majority vote of those present one or more alternative recommendation(s) be forwarded to the full City Council for consideration and final action. The Committee may request additional information to be presented for consideration when the full Council hears the item.
 - d. Reject by a majority vote of those present jurisdiction over the action item and refer the action item back to the Rules Committee with a recommendation for reassignment to another appropriate subject-matter committee.
 - e. Request, by majority vote of those present, additional, specified information from staff or the originator of the proposed action item. The action item may be continued or rescheduled for further consideration at the soonest feasible date available, allowing time for appropriate notice pursuant to the Sunshine Ordinance and Brown Act.
5. With respect to an informational item, following discussion and consideration, committee shall take one of the following actions:
- a. Receive the informational report by majority vote of those present without forwarding the report to the full City Council;
 - b. Receive the informational report and forward the report onto the full City Council by majority vote of those present;
 - c. Request by motion and second more specific information from staff or the originator of the proposed informational item. The item may be continued or rescheduled for further consideration at the soonest feasible date available, allowing time for appropriate notice pursuant to the Sunshine Ordinance.
6. Each Committee shall review the minutes of its previous meeting, make corrections to mistakes, if any, and approve the minutes by majority vote of the members present.

Rule 6. Election of Council President; President's Powers/Duties - At the first Council meeting in January the Council shall elect the President of the Council for a two-year term by resolution. The President of the Council

shall serve as the presiding officer of the City Council and shall perform the following duties:

- Chair regular and special meetings of the City Council;
- Manage the Office of the City Council and present the budget of the Office of the City Council for adoption;
- Appoint Council committees and chairpersons of committees, subject to confirmation by Council resolution;
- Except for those appointments reserved for the Mayor pursuant to the City Charter or other enabling legislation, the President of the Council shall recommend appointments to regional and local boards and agencies, as appropriate, subject to confirmation by Council resolution.

The President of the Council, subject to confirmation by Council resolution, shall designate a Councilmember(s) to serve as "President Pro tempore" in the absence or unavailability of the President of the Council the President Pro tempore shall perform the duties of the President of the Council.

Rule 7. Action and Procedures at Council Meetings

1. The regularly scheduled meetings of the City Council shall take place on the first and third Tuesdays of each month, and shall begin at 5:30p.m. All non-consent items shall be heard and discussed no earlier than 6:30 p.m. The fifth Tuesdays will be utilized for special meetings and workshops.
2. The City Council may consider and act upon those items assigned by Rules Committee directly to City Council, or approved and forwarded by a subject matter committee, or, as provided in Item 8 of this Rule, pulled at the immediately preceding Council meeting by a Councilmember for discussion, or as provided by Rules 5(4)(b) and 24(6).
3. For each action item and informational item, the agenda shall list the following:
 - a. A summary description of the item pursuant to the Brown Act and the Sunshine Ordinance;
 - b. The recommendation, alternatives and/or direction recommended by the subject matter Committee, including the voting record of Committee members on the item; and
 - c. For each action item referred directly by the Rules Committee, a brief statement of the Rules Committee's reason for referring item to Council directly without subject-matter committee consideration.

4. For each action item and informational item on the agenda, the agenda package shall include the following information:
 - a. Staff or informational reports submitted to Committee, including but not limited to
 - i. any additional information requested to be included by the subject matter committee
 - ii. a listing of all funding sources to fund the action or recommendation being taken, an indication that no funding sources are identified, or an indication that no funding is necessary
 - iii. a list of the organization/stakeholders contacted regarding the item, if any
 - iv. information and comment on the Sustainable Economic, Environmental and Social Equity Opportunities afforded by the recommended action.
5. During “Approval of Council Minutes”, the City Council shall approve the minutes of the preceding Council meeting (but not of the Committee meetings), after corrections to any errors that may have occurred during recordation of the proceedings of the meeting. The City Council shall not discuss, consider, or debate the substance of any matter recorded in the minutes, unless such items are specifically included as an Action or Information Item on the posted agenda.
6. During “Modifications to the Agenda” any Council member may request a change in the order of the agenda, which shall be changed with the consent of the presiding officer. Any Councilmember by motion that is seconded by another Councilmember, may pull a consent item from the Consent Item Calendar and place the item on the next City Council meeting agenda as a non-consent item; provided however that the Consent Items Calendar may not be moved to a time later than 6:30 p.m. and no item agendized for consideration after 6:30 p.m. may be moved to a time earlier than 6:30 p.m. A Councilmember is entitled to pull a consent item from the Consent Item Calendar if another Councilmember seconds his/her motion; it is not necessary that the Council vote on or pass the motion.
7. During “Members’ Request for Reconsideration.” Council Member who voted on the prevailing side of a motion or other action taken at the immediately preceding Council meeting may move that item for reconsideration. If the motion is seconded and at least five Council members vote in favor of the motion, the item shall be placed on the agenda for the next-succeeding City Council meeting as a “non-consent” item. This section is not intended and shall not be construed to preclude a Council member, who voted on the prevailing side of a

motion or other action taken at a Council meeting, from moving for reconsideration of the item at the same meeting; nor shall this section be interpreted to preclude the Council from reconsidering the item at the same meeting if the motion to reconsider passes.

8. During “Members’ Requests for Scheduling of Items Considered by Committee but not forwarded to Council”, any Council member by motion that is seconded by another Councilmember, may place on the agenda of the next City Council meeting (subject to compliance with Sunshine Ordinance and Brown Act) any action item that has been considered in a subject matter Committee, but not forwarded by the Committee to the City Council; it is not necessary that the Council vote on or pass the motion.
9. On any action item, the City Council may, by the requisite number of votes:
 - a. Approve the Committee’s recommendation, select one of the Committee’s suggested alternatives or approve an alternative recommendation proposed at the full Council in compliance with the Brown Act and Sunshine Ordinance;
 - b. By a majority of the Council members present, continue the item to the next regular Council meeting if permitted by Sunshine Ordinance and Brown Act;
 - c. By a majority of the Council members present, refer the item to any subject-matter Committee for reconsideration; or
 - d. With respect to an item that the Rules Committee referred directly to Council, the Council may take any action subject to the Brown Act and the Sunshine Ordinance.
10. On any agenda item, the City Council may receive the report either by oral presentation by staff or as written.

Rule 8. Protocol at Council Meetings - Every member of the Council, before speaking, shall address the presiding officer, and no member shall speak except while seated at or standing in the immediate vicinity of, his or her desk. When items on the agenda relate to a specific Council District, the presiding officer shall recognize the Council representative of the District first, and the Councilmember-at-Large secondly, prior to recognizing other Councilmembers.

Rule 9. Announcements by Councilmembers - Each member of the Council shall have the right to make brief announcements via the City operated station, KTOP, or at the appropriate time on the agenda, without a previous

motion, upon matters which are Council sponsored or relate to the welfare and condition of the City. He or she shall, at the commencement of his/her announcements, state the subject matter on which he or she desires to speak. Individual announcements shall not exceed two minutes unless additional time is authorized.

Rule 10. **Motions -** If any member of the Council makes a motion, such motion shall not be debated, or further discussed or considered, or voted upon, until after a second to such motion is made by a member of the Council.

Rule 11. **Speaking Time Limits for Councilmembers -** No member of the Council shall speak for more than ten (10) minutes on any matter without the consent of the presiding officer or a majority of the Council.

Rule 12. **Speakers' Cards -** The City Clerk shall facilitate the process for public speakers and shall provide the public with information on how to appropriately address the Council. Members of the public wishing to speak must submit their name and the item on the agenda they wish to discuss, if any, to the City Clerk before being recognized by the presiding officer.

Persons wishing to speak must complete a speaker card for each agenda item he/she wishes to speak on. Multiple agenda items cannot be listed on one speaker card.

Speakers' cards must be received by the City Clerk (1) prior to Council action on Modifications to the Agenda for items agendized from 5:30 to 6:30 p.m., and (2) by 8:00 p.m. for items agendized for 6:30 p.m. or thereafter, unless consent to speak is given by the presiding officer or a majority of the Council.

Multiple speakers representing an organization or position on an item are encouraged to organize their presentations before the Council. Designated spokesperson(s) representing the position of multiple speakers on an item will be allotted an appropriate allocation of time to address the Council on behalf of all of the speakers.

Rule 13. **Open Forum** - Open Forum prior to Modifications to the Agenda shall be limited to a total of 15 minutes. If all public speakers who submitted speaker cards for open forum pursuant to Rule 12 are not heard within the 15 minute time frame, open forum will be continued at the end of the agenda prior to adjournment.

Public Speakers submitting their names to speak under open forum shall be allotted a minimum of one (1) minute each to speak and a maximum of three (3) minutes. A speaker may speak only once under open forum during any one meeting, subject to the discretion of the presiding officer. Speakers during open forum may address the City Council regarding any

items of public interest that are not on the meeting agenda. Open Forum speaker cards are to be numbered by the City Clerk in the order received.

The City Clerk shall advise the public that the Council cannot take any action under Open Forum unless it is deemed an emergency or urgency matter by a vote of the Council, as defined in the Sunshine Ordinance and Brown Act.

Rule 14. Time Limits for Public Speakers on Committee and Council Agenda Items –

1. Any member of the public who has submitted a speaker card pursuant to Rule 12 on an agenda item, other than open forum shall be allotted a minimum of two (2) minutes to speak prior to any vote or action by the Council, subject to the regulations provided under this Rule 14. The President, presiding officer or Committee chair may reduce each speaker's allotted time to one (1) minute if he or she publicly states all reasons justifying any reduction in speaker time, which reasons shall be based at least on consideration of the time allocated or anticipated for the meeting, the number and complexity of agenda items and the number of persons wishing to address the local body, and whether there will be sufficient time available during the meeting to consider all agenda items if all speakers are allowed two minutes to speak .
2. Subject to the provisions of this Rule that apply to public speakers who submit multiple speaker's cards, all speakers on any one item shall be allotted the same amount of speaking time on that item, unless given pre-approved ceded or organized time pursuant to these Rules, or unless more time must be given to comply with due process or other legal requirements or in circumstances where the Council is acting in a quasi-adjudicatory capacity.
3. **Speakers Submitting Speaker's Cards on Multiple Items at Standing Committees.** Subject to Rule 14(7) and the discretion of the presiding officer, which discretion must be exercised in accordance with Rule 14(1) and (2), a speaker who submits his or her name to speak on four or more items (other than open forum) will be instructed to address all items concurrently and shall be allotted 2 minutes per item up to a maximum of 10 minutes; if the presiding officer exercises his/her discretion under Rule 14(1) and (2) to reduce each speaker's time to one (1) minute, speakers who submit four or more speaker's cards shall be allotted one (1) minute per item up to a maximum of 5 minutes.
4. **Speakers Submitting Speaker's Cards for Multiple Items on Non Consent Calendar at Council Meetings.** Subject to the discretion of the president or presiding officer, which discretion must be exercised

in accordance with Rule 14(1) and (2), if 20 or more speaker's cards are submitted for the non consent calendar portion of the City Council meeting, which is scheduled to commence at 6:30 p.m., a speaker submitting his or her name to speak on four or more items on that portion of the agenda will be instructed to address all items concurrently and shall be allotted two minutes per item up to a total of ten (10) minutes.

5. **Speakers Submitting Speaker's Cards for Multiple Items on Agenda Items that Appear before the 6:30 p.m. Non-Consent Calendar for Council Meetings.** Subject to the discretion of the presiding officer, which discretion must be exercised in accordance with rule 14(1) and (2), public speakers who sign up for multiple items will be instructed to speak on all items at once and be given 2 minutes to speak on each item up to a maximum of 6 minutes.
6. **Ceding Time.** In case the allotted time for each speaker is less than two (2) minutes on an agenda item, a speaker may extend his or her speaking time if other speakers who have submitted their names to speak agree to cede their time to the recipient speaker. The recipient speaker will receive one (1) minute speaking time from each ceding speaker, up to a maximum of five (5) minutes. At the President's or presiding officer's discretion, a speaker may be allotted more than five (5) minutes based on ceded time. The recipient speaker must submit the ceding speakers' speaking cards, and the ceding speakers must be present at the time the recipient speaker speaks.
7. **Public Speakers on Scheduling Item at Rules and Legislation Committee.** Subject to the discretion of the presiding officer, which discretion must be exercised in accordance with Rule 14(1) and (2), public speakers who sign up to speak on the Scheduling Item at the Rules Committee will have one minute per scheduling request up to a maximum of 5 minutes, provide that a public speaker's total time for all items on the Rules agenda (excluding open forum) shall not exceed 10 minutes. (See Rule 14(3).)

Rule 15. Presiding Officer's Role re Public Speakers - The presiding officer shall maintain order in the chamber, have authority to refuse the floor to any person. The presiding officer may rule a public speaker out of order if:

- (a) the speaker is speaking beyond the allocated time limit;
- (b) if the speaker's remarks are not relevant to the agenda item or are repetitious; or
- (c) if the manner, tone and content of the speaker's remarks are disruptive (disturb the peace and good order of the meeting),

maliciously attack the character of individuals or are abusive (e.g. vulgar or obscene language).

The public has the right to criticize policies, procedures, programs or services of the City or of the actions or omissions of the legislative body or staff.

- Rule 16.** **Public Speaker Procedures** - Persons addressing the Council shall state their name. They shall confine their remarks to the agenda item under discussion, unless they are speaking during the Open Forum portion of the Agenda.
- Rule 17** **Attendance of Staff at Council Meetings** - The City Manager shall designate appropriate staff to attend the Council meetings to answer questions and provide assistance to the public on issues. Prior to the commencement of the Council meeting, the City Clerk shall advise the public that a representative of the City is available to meet with members of the public to assist them with their concern(s).
- Rule 18.** **Ballot Measures** - A vote of a majority of the Council is required for endorsing or opposing any proposition submitted to the electorate on any national, state, county, or local ballot, and for propositions placed upon the ballot on the Council's own motion
- Rule 19.** **Appointments to Boards, Commissions and Other Bodies** - The Mayor shall submit to the members of the Council, at least one week in advance of the date action thereon is to be taken, the names of those persons to be appointed by the Mayor to any commission or board. The President of the Council shall submit to the members of the Council, at least one week in advance of the date action thereon is to be taken, the names of those persons recommended to be appointed by the President of the Council to those bodies and committees that are within the President's appointment authority. An affirmative vote of five (5) members of the Council is required for confirmation of such appointments.
- Rule 20.** **Council's Annual Recess** - The City Council shall recess for the period of August 1 through 31 of each year, or until the first meeting in September as set by the Rules Committee, which shall be known as the "annual recess." During the annual recess the City Council may be convened for special Council meetings as provided for by the City Charter.
- Rule 21.** **Actions During Council Recess** - The Mayor is authorized to take such actions as would normally be taken by the City Council during the period of the annual recess except for those matters specifically set forth herein. The Mayor is further authorized to convene emergency meeting(s) of the Council to take such emergency actions as may be

necessary, for the immediate preservation of the public peace, health or safety. All matters approved by the Mayor during the Council recess must clearly set forth the reason(s) why approval cannot be deferred for Council approval following the recess. The Mayor's contract approvals must conform with and be limited to the requirements of the City's purchasing requirements as set forth in Chapter 2 of the Oakland Municipal Code. The Mayor is not authorized to take any actions for which the adoption of an ordinance is required. Further, the Mayor's approvals shall be limited to authorizations within previous adopted budgeted amounts. The Mayor is not authorized to appropriate funds without prior Council authorization and approval. The Mayor is further directed to make a full and complete report to the City Council, at its first regularly scheduled meeting in October, of actions taken by the Mayor pursuant to this Resolution, at which time the City Council may make such findings and confirm said actions of the Mayor, as may be required.

Action(s) taken by the Mayor during the annual recess shall be implemented in a manner to provide public notice and an opportunity for public comment and input on matters to be approved. In keeping with the intent of the Sunshine Ordinance (OMC §§ 2.20.010 et seq.) the Mayor will cause a two-week agenda to be posted at regular posting locations. The Mayor, through the City Clerk, shall facilitate the receipt of written comments by the public on any matter presented to the Mayor for consideration. The Mayor shall review and consider all written comments in making his/her decision on the matter. A record of the final action of the Mayor shall be filed with the City Clerk along with any supporting legislation, reports and comments received on that matter. A summary of final action taken shall be posted at the regular agenda posting locations.

Rule 22. **Proclamations** - Individual Councilmembers may issue proclamation(s) for the purpose of commendation, recognition or congratulation of any person, group, organization or event, or for the purpose of expressing sympathy, regret or sorrow on the death of any person. Such a proclamation shall be known as a "Member Proclamation" and shall be in a form, which clearly identifies the Councilmember who has sponsored the proclamation. City Council approval is not required for the issuance of a Member proclamation.

Rule 23. **Rules and Legislation Committee's Jurisdiction** - The Committee on Rules and Legislation shall serve as the procedural committee of the Council and shall have responsibilities including, but not limited to, the following:

Make recommendations to the Council regarding endorsing or opposing propositions submitted to the electorate on any national, state, county, or

local ballot, and for propositions placed upon the ballot on the Council's own motion.

Monitor pertinent state, federal and local legislative activities, and recommend action related thereto to the full Council. The Committee shall also submit to the Council, an annual legislative agenda.

To provide general oversight for the offices of the City Manager, City Attorney, City Clerk and shall have policy jurisdiction on Public Information, Constituent Services, Community Governance, Strategic Planning, Public Ethics Commission and the State and Federal legislative agenda, intergovernmental relations and operational oversight of the Office of the City Council. It shall, in addition, monitor and assign issues pertaining to the Port Department, the Oakland-Alameda County Coliseum Authority, and other governmental agencies, as appropriate, and make referrals to appropriate standing committees as required.

To recommend the setting of special meetings of the Council, standing committees, and such other ad hoc committees as may be established by the Council.

To assign proposed Council resolutions and ordinances to the Council or committee agendas.

To define the jurisdiction and responsibilities of Council standing committees, subject to Council approval.

To make studies and recommendations designed to promote, improve and expedite the business and procedures of the Council and of the committees thereof, and to propose to the City Council any amendments to the Rules deemed necessary to accomplish such purposes.

Rule 24. **Rules and Legislation Committee's Powers re Agenda Items** - Except as provided in item 8 of Rule 7, the Rules Committee shall have jurisdiction to assign all proposed agenda items to committees and/or full Council for consideration and action as follows:

1. One or more members of the City Council, a committee of the City Council, the Mayor, the City Manager, City Attorney, City Auditor and any member of the public may propose an agenda item for Council consideration to the Rules and Legislation Committee for assignment and scheduling through procedures established by the Rules and Legislation Committee.
2. Rules and Legislation Committee shall have the following options to assign and schedule any and all proposed resolutions and ordinances of the City Council:

- a. to a subject-matter committee, or
 - b. to staff for review and report back to the requestor, or
 - c. directly to City Council pursuant to “3” below.
3. Rules and Legislation Committee shall not refer any action item directly to the full City Council unless the Committee determines by a majority vote of those present that the item should proceed directly to the City Council for a specified reason.
 4. Rules and Legislation Committee shall assign and schedule any informational item for consideration and acceptance either by a committee or directly by the full Council.
 5. The Rules and Legislation Committee shall have sole authority in establishing specific agenda items to be placed on the agenda. Rules and Legislation Committee shall establish the consent and non-consent agenda items of the City Council agenda.
 6. Notwithstanding any other provision of these Rules of Procedure, the Rules and Legislation Committee shall have the power to place an item that is urgent on the supplemental agenda for a regular Council meeting or on a special Council meeting agenda, in accordance with the requirements of the Sunshine Ordinance, if no action was taken on the item (1) due to the cancellation of a committee meeting, (2) due to lack of a quorum, (3) because the committee ran out of time, or (4) because the committee was not able to approve any recommended action and the Committee passes a motion by the affirmative votes of the majority of the members who are present requesting that the Rules Committee schedule the item for a Council meeting.

Rule 25. Voting by Delegates and Alternates to Boards, Commissions and Other Bodies - City Councilmembers, the Mayor or City officials who represent the City as a delegate or alternate before any board, agency, authority, joint powers authority, commission, etc. shall receive City Council authorization from a majority of the Council prior to casting vote(s) on behalf of the City on any matter which could have a significant economic or policy impact on the City, or on any matter of particular controversy. Should time be of the essence, resulting in the representative's inability to obtain prior City Council authorization, the representative shall obtain approval from the appropriate City Council committee (e.g., the committee which has subject matter jurisdiction over the issue in question). Thereafter, the representative shall report back to the full Council, at the next regularly scheduled meeting of the Council, the action taken.

In the event that a representative determines that casting a vote as directed by the Council would not be in the best interest of the City because of changed circumstances or new information that was not available at the

time authorization was granted, the representative may change his/her vote(s). The representative shall, however, attempt to carry forth the general intent of the Council when casting a changed vote. Thereafter, the representative shall report back to the full Council, the action taken and the basis upon which the vote was changed.

Representatives shall provide the City Council and/or the appropriate Council committee with regular informational reports regarding the issues, activities and agenda of the body on which the representative serves.

Rule 26.

Procedure for Councilmember to Place Items on Agenda -

Councilmembers should thoroughly investigate policy issues prior to submitting proposals to a committee or the Council for action. On matters pending before a committee or Council, Councilmembers should, when feasible and in compliance with City Charter and open meeting requirements, study and obtain information relative to an issue prior to the meeting where action is to be taken. Requests for formal informational and status reports must be approved by the Rules Committee and should be minimized. Committees may direct that items appropriately pending before the committee be scheduled for future committee agendas. New items and issues brought before a committee shall be referred to the Rules Committee for scheduling. The Rules Committee shall provide general oversight of the implementation of this Rule to insure compliance.

Rule 27.

Quorum for Standing Committees - A quorum for the conduct of meetings of standing committees, which have a membership of four, shall be three (3) members. A quorum for the conduct of meetings of the Education Partnership and City/Port Liaison Committees shall be a majority of the seats designated for each body. If the Council seat of a member of a standing committee becomes vacant, the quorum for that committee shall not be reduced. A quorum for all other established committees shall be a majority of the duly appointed members. In the event that a quorum is not established within fifteen (15) minutes of the noticed start time of the meeting, the meeting **may** be declared canceled. However, discussion of the items noticed on the agenda may continue but no formal action can be taken. The City Clerk will prepare a record of the discussion, but the record will reflect that the meeting was canceled due to a lack of a quorum and that no final action was taken on the items discussed. In determining whether a meeting should be canceled, the Committee Chairperson should consider factors such as whether the delay is caused by conflicting meeting schedules; if prior notice from the member was given that he or she would be late; or if there is a need to take official action on important item(s) of business once a quorum has been established.

The City Clerk shall keep a record of Committee members' attendance. The attendance record shall reflect absences and tardiness (arrival after the

fifteen (15) minute scheduled start time) and shall indicate whether the absence or tardy was excused or unexcused. If during the calendar year a Committee member accumulates three (3) unexcused absences ad/or late arrivals the City Clerk shall so advise the President of the Council and the President of the Council may, in his or her discretion, remove the member from the Committee. If removed, the member can be considered for reappointment by the President of the Council, as appropriate.

Rule 28.

Procedure to Add, Remove Agenda Items -

A. For Council items, anyone wishing to add or remove a Council agenda item after the Rules Committee has met, but before the agenda is printed, must get authorization from the Chair of the Rules Committee, the Mayor and/ or City Manager and the President of the Council. If any one of these persons objects, or if addition or removal of such item is contrary to the Sunshine Ordinance or the Brown Act, the subject agenda as approved by the Rules Committee will not be changed. If authorization is obtained, the City Manager is responsible for notifying the City Clerk prior to the affected Council meeting, to amend the agenda to reflect the approved change. Once the agenda is printed, an item may only be removed at the next Rules and Legislation Committee meeting if there is an intervening Rules Committee meeting prior to the City Council meeting for which the item is agendized or upon a duly adopted motion of the City Council at the meeting for which the item is agendized, if there is no intervening Rules and Legislation Committee meeting.

B. For Committee items, anyone wishing to add or remove a Committee agenda item after the Rules and Legislation Committee has met, but before the agenda is printed, must get authorization from the Chair of the Rules and Legislation Committee, the President of the Council, the Mayor and/or City Manager and the respective Committee Chair. If any one of these persons objects, or if addition or deletion of such item is contrary to the Sunshine Ordinance or Brown Act, the subject agenda as approved by the Rules Committee will not be changed. If authorization is obtained, the City Manager is responsible for notifying the City Clerk of the authorized change prior to the affected Committee meeting to amend the agenda to reflect the approved change. Once the agenda is printed, an item may only be removed at the next Rules and Legislation Committee meeting if there is an intervening Rules and Legislation Committee meeting prior to the Committee meeting for which the item is agendized or upon a duly adopted motion of the Committee at the meeting for which the item is agendized, if there is no intervening Rules and Legislation Committee meeting.

Rule 29.

Tie-Breaking Votes by Mayor - In the event that the members of the Council are evenly divided in their vote on an item (by motion, resolution or ordinance) the item will automatically be continued to its next regularly

scheduled meeting solely for the purpose of allowing the Mayor to cast a vote; provided that if the Mayor so chooses, he/she may cast a vote at the meeting at which the tie vote occurs. The City Clerk shall provide the Mayor with all supporting documentation, reports and legislation relating to the item and a copy of the videotape of the discussion, if available. Council and public discussion is permitted on the item to be voted on by the Mayor; however, Council members cannot change their vote unless the item has been properly noticed for reconsideration. The Mayor must appear at the Council meeting to cast his vote.

Rule 30.

Resolution or Ordinance Required to Approve Contracts -
Notwithstanding City Charter section 210 which permits the City Council to take action by ordinance or resolution or motion, the Council shall approve and authorize contracts by resolution unless an ordinance is required.

FURTHER RESOLVED: That the City Council hereby adopts the following Code of Conduct for each member of the City Council:

CODE OF CONDUCT

Each member of the City Council has a duty to:

1. Respect and adhere to the American ideals of government, the rule of law, the principles of public administration and high ethical conduct in the performance of public duties.
2. Represent and work for the common good of the City and not for any private interest.
3. Refrain from accepting gifts or favors or promises of future benefits which might compromise or tend to impair independence of judgment or action.
4. Provide fair and equal treatment for all persons and matters coming before the Council.
5. Learn and study the background and purposes of important items of business before voting.
6. Faithfully perform all duties of office.
7. Refrain from disclosing any information received confidentially concerning the business of the City, or received during any closed session of the Council held pursuant to state law.
8. Decline any employment incompatible with public duty.
9. Refrain from abusive conduct, personal charges or verbal attacks upon the character, motives, ethics or morals of other members of the Council, staff or public, or other personal comments not germane to the issues before the Council.
10. Listen courteously and attentively to all public discussions at Council meetings and avoid interrupting other speakers, including other Council members, except as may be permitted by established Rules of Order.
11. Faithfully attend all sessions of the Council unless unable to do so because of disability or some other compelling reason.

12. Maintain the highest standard of public conduct by refusing to condone breaches of public trust or improper attempts to influence legislation, and by being willing to censure any member who willfully violates the rules of conduct contained in this Code of Ethics.

IN COUNCIL, OAKLAND, CALIFORNIA, MAR 2 2010


PASSED BY THE FOLLOWING VOTE:

AYES- ~~Brooks~~, DE LA FUENTE, KAPLAN, KERNIGHAN, ~~Nadel~~, QUAN, REID,
AND PRESIDENT BRUNNER -- 6

NOES- Brooks, Nadel - 2

ABSENT-CHANG - 0

ABSTENTION- 0

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

Attachment B



City of Oakland

Meeting Agenda

Office of the Mayor Annual Recess Agenda

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

Tuesday, August 18, 2015

8:30 AM

Oakland City Hall - 3rd Floor

THIS IS NOT AN ACTUAL MEETING OF THE OAKLAND CITY COUNCIL. THIS AGENDA SERVES AS NOTICE OF ACTIONS TAKEN WITHIN THE MAYOR'S AUTHORITY DURING THE AUGUST RECESS PERIOD.

*Pursuant to the Council's Rules of Procedures Resolution No. 82580 C.M.S., Rule 21, Actions During Council Recess, the Mayor is authorized to take such action as would normally be taken by the City Council during the period of the Annual Recess, including to convene emergency meeting(s) of the Council to take such emergency actions, as may be necessary, for the immediate preservation of the public peace, health or safety. The Mayor's actions must conform with and be limited to the requirements of the City's purchasing requirements as set forth in Chapter 2 of the Oakland Municipal Code.

IF MEMBERS OF THE PUBLIC WOULD LIKE TO COMMENT ON THE LISTED AGENDA ITEMS, PLEASE SUBMIT COMMENTS IN WRITING PRIOR TO THE TIME AND DATE ABOVE TO:

OFFICE OF THE CITY CLERK
ATTN: AGENDA MANAGEMENT UNIT
1 FRANK H. OGAWA PLAZA, SUITE 201
OAKLAND, CA 94612

EMAIL: AGENDATEAM@OAKLANDNET.COM
PHONE: (510) 238-6406

- 1 Subject: Fiscal Year 2015-2016 Tax Levies For Voter Approved Measures
From: Office Of The City Administrator
Recommendation: Adopt A Resolution Fixing The Rate Of Property Tax And Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year (FY) 2015-2016 For Voter Approved Measure M (The Emergency Medical Services Retention Act), Measure N (The 1997 Paramedic Services Act), Measure Q (The Library Services And Retention Act), And Measure Z (The Public Safety And Services Act Of 2014)
AR15-0001

Attachments: [View Report.pdf](#)

- 2 Subject: Day Laborer Contract Program
 From: Economic And Workforce Development Department
 Recommendation: Adopt A Resolution Amending Resolution No. 84522 C M S.
 Authorizing A Contract With Causa Justa To Administer The Oakland Day Labor
 Program, To Extend The Contract To November 30, 2015
 AR15-0002
- Attachments: [View Report.pdf](#)
- 3 Subject: Fiscal Year 2015-2016 Voter Approved Indebtedness
 From: Finance Department
 Recommendation: Adopt A Resolution Fixing The Rate Of Property Tax And Levying
 A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year
 2015-2016 For Voter Approved Indebtedness
 AR15-0003
- Attachments: [View Report.pdf](#)

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
8:30 A.M. TO 5:00 P.M.



AGENDA REPORT

TO: Sabrina B. Landreth
CITY ADMINISTRATOR

FROM: Kiran Bawa

SUBJECT: FY 2015-2016 Tax Levies for Voter
Approved Measures M, N, Q, and Z

DATE: July 31, 2015

City Administrator
Approval

Date

8/6/15

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Staff recommends that the City Council adopt:

A Resolution Fixing The Rate Of Property Tax and Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year (FY) 2015-2016 For Voter Approved Measure M (The Emergency Medical Services Retention Act), Measure N (The 1997 Paramedic Services Act), Measure Q (The Library Services And Retention Act), And Measure Z (The Public Safety And Services Act Of 2014).

OUTCOME

Approval of the recommendation will result in the establishment of the property tax rates for Fiscal Year (FY) 2015-2016 for voter approved local tax Measures M, N, Q, and Z. The proceeds generated from these property taxes will be used towards the goals stated in each voter-approved local tax measure, including public safety, fire services, and library services.

EXECUTIVE SUMMARY

This resolution is submitted during the City Council summer recess in order to meet the schedule for property tax rate submittal established by the County of Alameda ("the County"). All tax rates must be submitted to the County in August 2015 for inclusion in the FY 2015-2016 property tax bill.

BACKGROUND/LEGISLATIVE HISTORY

In order to levy rates for the local tax measures, the City must inform the County of these rates in August for inclusion on that year's property tax bill. Historically, the City provided the County with documentation showing the new rates, adopted through the annual Consumer Price Index

Item: 1

Mayor's Summer Recess Agenda
August 18, 2015

(CPI) rate increase for the local measures. This year, the City will adopt the proposed resolution to levy the taxes in order to have clear documentation of the parcel tax rates for each local measure in addition to the ordinances which show the CPI increase approvals.

The following paragraphs provide background on each of the local measures as well as the most recent increases in the tax rates:

Measure M: In June 1997, Oakland voters approved, by more than a two-thirds majority, the Emergency Medical Services Retention Act (Measure M). Measure M imposed a parcel tax for the purpose of raising revenue necessary to retain and enhance emergency dispatch and medical services in the City of Oakland and to replace funding from a previous assessment imposed by the City that was invalidated by Proposition 218. The Measure M legislation authorizes the City Council to increase the tax rates by a cost-of-living factor beginning in Fiscal Year 1998-99 and continuing each fiscal year thereafter. A 2.8 percent increase for the Measure M special parcel tax rate was adopted for FY 2015-2016 (through Ordinance No. 13317 C.M.S.), consistent with the Consumer Price Index (CPI) increase for the San Francisco Bay Area during calendar year 2014.

Measure N: In June 1997, Oakland voters passed, by more than a two-thirds majority, the 1997 Paramedic Services Act (Measure N). Measure N imposes a special parcel tax for the purpose of raising revenue necessary to increase, enhance and support paramedic emergency services in the City of Oakland. The Measure N legislation authorizes the City Council to increase the tax rates by a cost-of-living factor after the third year of its imposition (FY 2000-2001) and continuing each fiscal year thereafter. A 2.8 percent increase in the Measure N special parcel tax rate was adopted for FY 2015-2016 (through Ordinance No. 13318 C.M.S.) is in line with the Consumer Price Index (CPI) increase for the San Francisco Bay Area during calendar year 2014.

Measure Q: In March 2004, Oakland voters approved, by more than a two-thirds majority, the extension of the Library Services and Retention Act, Measure Q (formerly known as Measure O). The act reauthorized and increased a special parcel tax on residential and non-residential parcels for the purpose of raising revenue to retain and enhance library services. The term of the tax is 20 years, commencing July 1, 2004 and ending June 30, 2024. The Measure Q legislation also authorizes the City Council to increase the tax annually, consistent with the San Francisco Bay Area CPI changes. A 2.8 percent increase to the Measure Q special parcel tax rate was adopted for FY 2015-2016 (through Ordinance No. 13316 C.M.S.), reflecting the 2014 CPI increase for the San Francisco Bay Area.

Measure Z: In November 2004, Oakland voters approved the Violence Prevention and Public Safety Act of 2004 (Measure Y). The measure imposes a parking surcharge on commercial parking lots and a parcel tax for the purpose of raising revenue necessary to fund such activities as community and neighborhood policing, violence prevention services with an emphasis on youth, and fire services. The Measure Y legislation authorized the City Council to levy parcel tax assessments beginning FY 2004-05. An additional ballot initiative in November 2010, Measure

BB, suspended the 739 police officer staffing threshold mandated by Measure Y and allowed for the continued collection of the parcel tax and parking surcharge.

In November 2014, Oakland voters approved the Public Safety and Services Violence Prevention Act of 2014 (Measure Z). The measure continued the same parking surcharge on commercial parking lots and the same parcel tax for the purpose of raising revenue necessary to fund activities such as community resource officers, crime reduction teams, fire services, and violence prevention strategies. The Measure Z legislation authorizes the City Council to levy parcel tax assessments beginning FY 2015-2016.

In June 2015, the City Council chose to keep the tax rate at the \$99.77 rate rather than increasing it to reflect the 2014 CPI. This rate was set through Ordinance No. 13237 C.M.S. in 2014 under Measure Y and it reflected the 2013 San Francisco Bay Area CPI increase of 2.2 percent. Since Measure Z retained the Measure Y tax rate at the time of Measure Y expiration (through Ordinance No. 85149 C.M.S.), and the City did not add 2014 CPI to that rate, the levy rate for FY 2015-2016 remains at \$99.77 per parcel.

ANALYSIS

The following property tax rates, adopted by the City, will be levied:

Measure	Rate(s)	Authorizing Legislation
Measure M	Single Family \$13.64 Multiple Residential (2 to 4 units) \$27.26 Multiple Residential (5 or more units) \$68.18 Commercial \$27.26 Industrial \$54.53 Rural \$13.64 Institutional \$13.64	Ordinance No. 13317 C.M.S.
Measure N	Single Family \$10.86 Multiple Residential (2 to 4 units) \$21.70 Multiple Residential (5 or more units) \$54.27 Commercial	Ordinance No. 13318 C.M.S.

	\$21.70 Industrial \$43.41 Rural \$10.86 Institutional \$10.86	
Measure Q	Single Family \$96.17 Multiple Residential \$65.69 Non-Residential \$49.25	Ordinance No. 13316 C.M.S.
Measure Z	Single Family \$99.77 Multiple Residential \$68.15 Non-Residential \$51.09	Ordinance No. 13237 C.M.S. (under Measure Y) and Ordinance No. 85149 C.M.S. (authorization of Measure Z)

PUBLIC OUTREACH/INTEREST

This item did not require any additional public outreach other than the required posting to the City’s website.

COORDINATION

The report was prepared in coordination with the Office of the City Attorney, the Controller’s Bureau, and Francisco & Associates (the City’s Contractor, responsible for annually administering special financing districts).

COST SUMMARY/IMPLICATIONS

Passage of this resolution will provide additional documentation needed for the City to levy and collect the FY 2015-2016 revenues included in the FY 2015-2017 Adopted Policy Budget related to Measures M, N, Q, and Z.

SUSTAINABLE OPPORTUNITIES

Economic: There are no economic opportunities associated with this report.

Environmental: There are no environmental opportunities associated with this report.

Social Equity: There are no social equity opportunities associated with this report.

For questions regarding this report, please contact Chantal Cotton Gaines, at (510) 238-7587.

Respectfully submitted,



KIRAN BAWA
Budget Director

Prepared by:
Chantal Cotton Gaines, Asst. to the City Administrator
City Administrator's Office

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2015 AUG -6 AM 11:38

Approved as to Form and Legality

Oakland City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. _____ C.M.S.

A RESOLUTION FIXING THE RATE OF PROPERTY TAX AND LEVYING A TAX ON REAL AND PERSONAL PROPERTY IN THE CITY OF OAKLAND FOR FISCAL YEAR (FY) 2015-2016 FOR VOTER APPROVED MEASURE M (THE EMERGENCY MEDICAL SERVICES RETENTION ACT), MEASURE N (THE 1997 PARAMEDIC SERVICES ACT), MEASURE Q (THE LIBRARY SERVICES AND RETENTION ACT), AND MEASURE Z (THE PUBLIC SAFETY AND SERVICES ACT OF 2014).

WHEREAS, the City of Oakland must annually set the property tax levy rates and inform the County of Alameda of these rates by August 31st for inclusion on that year's property tax bill for Measures M, N, Q, and Z; and

WHEREAS, the passage of this resolution will provide additional documentation needed for the City to levy and collect the FY 2015-2016 revenues included in the FY 2015-2017 Adopted Policy Budget related to Measures M, N, Q, and Z; and

WHEREAS, in 1997 the voters of Oakland approved Measure M, a special tax to fund emergency medical services to impose a special tax on all parcels in the City of Oakland, except where the parcels are otherwise exempt from taxation by Section 3 of the Ordinance, and provided that beginning in Fiscal Year 1998-1999 and each fiscal year thereafter, the Oakland City Council may increase the tax only upon a finding that the cost of living in the immediate San Francisco Bay Area, as shown by the Consumer Price Index (CPI) for all items, has increased since the 1997 index year; and

WHEREAS, in 1997 Oakland voters approved Measure N, a special tax to fund paramedic emergency services to impose a special tax on all parcels in the City of Oakland, except where the parcels are otherwise exempt from taxation by Section 3 of the Ordinance, and provided that beginning in fiscal year 2000-2001 and each fiscal year thereafter, the Oakland City Council may increase the tax only upon a finding that the cost of living in the immediate San Francisco Bay Area, as shown by the CPI for all items, has increased since the 1997 index year; and

WHEREAS, the voters of Oakland in 2004 approved Measure Q, the Library Services Retention and Enhancement Act of 2004, which extended the original Measure O Library Services Retention and Enhancement of 1994, through June 30, 2024 imposing

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AUG 18 2015

this special tax on all parcels in the City of Oakland, except where the parcels are otherwise exempt from taxation by Section 6 of the Ordinance, allowing the City Council to increase the tax annually upon a finding that the cost of living in the immediate San Francisco Bay Area, as shown on the Consumer Price Index (CPI) for all items, has increased since the 1994 index year; and

WHEREAS, the City of Oakland voters passed Measure Z, the 2014 Oakland Public Safety and Services Violence Prevention Act ("Measure Z"), in November 2014, approving a series of taxes to support violence intervention objectives, including programs and services that provide support for at-risk youth and young adults to interrupt the cycle of violence and recidivism, and for youth and young adults at highest risk of violence as guided by data analysis; and

WHEREAS, in 2014 the voters of Oakland approved Measure Z, a special tax to fund violence prevention and public safety services to impose the same special tax from the Violence Prevention and Public Safety Act of 2004 (Measure Y) on all parcels in the City of Oakland, except where the parcels are otherwise exempt from taxation by Part 3 Section 4 of the Ordinance, and provides that beginning in Fiscal Year 2015-2016 and each fiscal year thereafter, the Oakland City Council may increase the tax only upon a finding that the cost-of-living in the immediate San Francisco Bay Area, as shown by the Consumer Price Index (CPI) for all items, has increased since the 2014-15 index year; and now therefore be it

RESOLVED: That the following rates shall be levied for FY 2015-2016 for Measures M, N, Q, and Z as noted and through the authorizing legislation noted below:

Measure	Rate(s)	Authorizing Legislation	
Measure M	Single Family	\$13.64	Ordinance No. 13317 C.M.S.
	Multiple Residential (2 to 4 units)	\$27.26	
	Multiple Residential (5 or more units)	\$68.18	
	Commercial	\$27.26	
	Industrial	\$54.53	
	Rural	\$13.64	
	Institutional	\$13.64	
Measure N	Single Family	\$10.86	Ordinance No. 13318 C.M.S.
	Multiple Residential (2 to 4 units)	\$21.70	
	Multiple Residential (5 or more units)	\$54.27	
	Commercial	\$21.70	
	Industrial	\$43.41	
	Rural	\$10.86	
	Institutional	\$10.86	
Measure Q	Single Family	\$96.17	Ordinance No. 13316 C.M.S.
	Multiple Residential	\$65.69	
	Non-Residential	\$49.25	

Measure Z	Single Family	\$99.77	Ordinance No. 13237 C.M.S. (under Measure Y) and Ordinance No. 85149 C.M.S. (Measure Z authorization)
	Multiple Residential	\$68.15	
	Non-Residential	\$51.09	

; and be it

FURTHER RESOLVED: That this resolution shall take effect immediately upon its passage.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2015

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, AND
PRESIDENT GIBSON MCELHANEY
NOES-

ABSENT-

ABSTENTION-

ATTEST:

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

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Mayor's
Recess Agenda
AUG 18 2015





FILED
OFFICE OF THE CITY CLERK
OAKLAND

2015 AUG -6 AM 11:31

AGENDA REPORT

TO: Sabrina B. Landreth
CITY ADMINISTRATOR

FROM: Mark Sawicki

SUBJECT: Day Laborer Contract Program

DATE: August 3, 2015

City Administrator
Approval

Date

8/5/15

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Staff recommends that City Council adopt:

A Resolution Amending Resolution No. 84522 C.M.S. Authorizing A Contract With Causa Justa To Administer The Oakland Day Labor Program, To Extend The Contract To November 30, 2015.

OUTCOME

Resolution No. 84522 C.M.S. adopted on July 16, 2013, authorized a professional services contract with Causa Justa to administer the Oakland Day Labor Program in an amount not to exceed \$320,000. The contract period was July 1, 2013 through June 30, 2014, with an option to renew for one additional year through June 30, 2015. Staff recommends extending the contract period to November 30, 2015 for performance of services utilizing dollars not previously exhausted by Causa Justa to operate the Oakland Day Labor Program through November 30, 2015 with no additional cost.

This report is coming during the Mayor's Summer Recess and cannot be deferred to regular council because the contract expired on June 30, 2015. Extending this contract to November 30, 2015 will ensure these essential services to the community continue through the competitive process which is currently underway as well as provide Causa Justa an opportunity to exhaust dollars allocated in the 2013-15 contract.

BACKGROUND/LEGISLATIVE HISTORY

Beginning July 19, 1999 through June 30, 2005 the City Council authorized funding for a Day Laborer Program whose funding was subsequently extended through June 30, 2010. The program ceased operation on July 1, 2010 due to lack of funding.

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Businesses near the Fruitvale and Foothill Boulevard area expressed concerns about the impact of the congregation of large numbers of day laborers on their businesses. Resolution No. 83943 C.M.S. amended the City of Oakland's Fiscal Year (FY) 2011-13 Biennial Budget, and appropriated \$170,000 for a one-year contract to provide employment and employment-related services to day laborers in order to reduce the numbers of day laborers physically locating near these businesses and to improve employment and income prospects for day laborers.

On November 19, 2012, the Department of Economic and Workforce Development released a Request For Proposals ("RFP #4262"), seeking proposals to administer a Day Laborer Program for Fiscal Year 2013-2014. Three proposals were submitted in response to the RFP and awarded to Causa Justa.

City Council approved an additional \$170,000 for Fiscal Year 2013-2014 for the Oakland Day Laborer Program, for a total amount of \$340,000.

The Day Laborer Program is located in the Fruitvale community, and is specifically designed to provide employment and just working conditions for the 200 plus day laborers who congregate at and around the corner of Fruitvale and Foothill Boulevard

ANALYSIS

A competitive RFP process for the FY 2015-17 is in process to identify service providers who could support a hiring hall model for linking contractors and day laborers, track outcomes, and include key supportive services to the day laborer population. A RFP was released August 1, 2015. A Bidder's Conference was scheduled for August 6, 2015. Questions regarding the RFP received from the bidders via email will be posted on the City's website to ensure that all potential applicants received the same information. Recommendation of the contractor for the FY 2015-17 award will return to Council on September 22, 2015.

A committee has been selected to review the proposals and rank them according to the following criteria: Experience, Capacity and Past Performance; Program Design; Innovation; Partnerships; and Budget and Financial Information. A second committee was convened to interview the three candidate organizations. The scoring system was as follows: Written Proposals (25 points – proportional allocation); Presentation (up to 40 points); Interview (up to 35 points).

The rationale for this program is:

- Day labor work, by its nature, places workers in potentially challenging and vulnerable circumstances with regards to negotiating payment for and hours of work, and workplace safety.

Item: _____
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- The persistent congregation at and around Fruitvale Avenue and Foothill Boulevard of day laborers seeking work has raised concern about public safety by local area businesses.
- This project requires deep knowledge of the day laborer community and geographic area which will be served by this program.

PUBLIC OUTREACH/INTEREST

Neighborhood stakeholders have expressed that the numbers and constant presence of day laborers congregating near Fruitvale Avenue and Foothill Boulevard created a perception that public safety and local businesses were negatively impacted. The City conducted outreach for the RFP through its Contract Compliance procurement processes and to agencies which provide a range of relevant services to this population.

COORDINATION

The Day Laborer Program contract procurement process was supported by the Office of Contracts and Compliance. This report and resolution have also been reviewed by the Office of the City Attorney and by the City Administrator's Budget Office

COST SUMMARY/IMPLICATIONS

There are no additional costs associated with this contract; staff is requesting to extend the time for performance of the contract work through November 30, 2015 and to spend down dollars not exhausted in FY 2013-15.

SUSTAINABLE OPPORTUNITIES

Economic: Short-term opportunities include consistent employment opportunities for day laborers, thereby providing consistent and increased wages and access by employers to day laborers who are integrated into the City's Day Laborer program and who have received basic safety training, thereby limiting on-the-job injuries.

Environmental: There are no environmental impacts related to this project.

Social Equity: Increased awareness of workers' rights and access to a range of social services provided by contractor and its partners to improve working conditions for day laborers as well as access to legal services for those needing information and assistance with immigration.

For questions regarding this report, please contact Ricardo Quezada, Program Analyst II, at 238.7902.

Respectfully submitted,



Mark Sawicki, Director
Department of Economic and Workforce
Development

Reviewed by: 
John R. Bailey, Executive Director
Workforce Investment Board

Prepared by:
Ricardo Quezada, Program Analyst II
Workforce Development

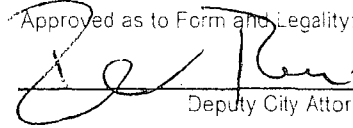
Attachment: Reso 84522 C.M.S.

Attachment

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2013 JUN 27 PM 3:34

Approved as to Form and Legality:


Deputy City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 84522 C.M.S.

A RESOLUTION AUTHORIZING A CONTRACT WITH CAUSA JUSTA FOR ONE YEAR WITH A ONE-YEAR OPTION TO RENEW IN AN AMOUNT NOT TO EXCEED A TOTAL OF \$320,000 TO ADMINISTER THE OAKLAND DAY LABOR PROGRAM

WHEREAS, on June 28, 2012 the City Council approved Resolution No. 83943 C.M.S. amending the City of Oakland's FY 2011-13 Biennial Budget and appropriating certain funds to provide for the expenditures proposed by the said budget; and

WHEREAS, the City Council identified \$170,000 for the Oakland Day Labor Program in its budget for Fiscal Year 2012-13 Mid Cycle Budget Amendment, and said funds are available in the General Purpose Fund (1010), Citywide Activities (90591) and Day Laborer Project (A139610); and

WHEREAS, City Council approved an additional \$170,000 for the Oakland Day Labor Program in its budget for Fiscal Year 2013-14; and

WHEREAS, funds will be allocated to a professional services contract to administer the Oakland Day Labor Program totaling \$320,000, and contract administration by City staff for the Program totaling \$20,000; and

WHEREAS, staff have selected Causa Justa through a competitive process and are recommending a contract with Causa Justa to administer the Oakland Day Labor Program; and

WHEREAS, the City finds that this contract is of a professional nature; and

WHEREAS, the City finds that this contract will not result in a loss of employment or salary by any person having a permanent status in the competitive service; now, therefore, be it

RESOLVED: That the City Administrator is hereby authorized to negotiate and execute a contract for professional services with Causa Justa to operate the Oakland Day Labor Program from July 1, 2013 through June 30, 2014, with the option to renew for one

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Mayor &
Recess Agenda

AUG 18 2015

additional year, from July 1, 2014 through June 30, 2015 in an amount not to exceed \$320,000; and be it

FURTHER RESOLVED: That the City Administrator and her designees are hereby authorized to take whatever action is necessary with respect to said contract, funds and budget consistent with this Resolution and its basic purposes.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 16 2013, 20

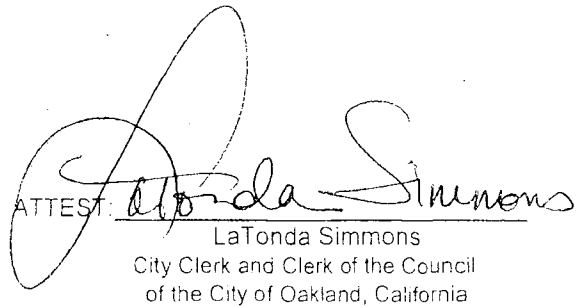
PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, GALLO, GIBSON McELHANEY, KALB, KAPLAN, REID, SCHAAF, and
PRESIDENT KERNIGHAN 8

NOES- 0

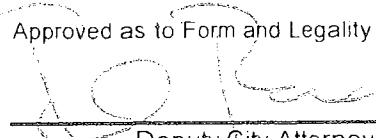
ABSENT- 0

ABSTENTION- 0

ATTEST: 
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality

Deputy City Attorney

2015 AUG -6 **RESOLUTION No.** _____ **C.M.S.**

A RESOLUTION AMENDING RESOLUTION NO. 84522 C.M.S. AUTHORIZING A CONTRACT WITH CAUSA JUSTA TO ADMINISTER THE OAKLAND DAY LABOR PROGRAM, TO EXTEND THE CONTRACT TO NOVEMBER 30, 2015

WHEREAS, Resolution No. 84522 C.M.S. adopted on July 16, 2013, authorized a professional services contract with Causa Justa to administer the Oakland Day Labor Program in an amount not to exceed \$320,000; and

WHEREAS, the contract period was July 1, 2013 through June 30, 2014, with an option to renew for one additional year through June 30, 2015; and

WHEREAS, the City wishes to extend the contract period to November 30, 2015; now, therefore, be it

RESOLVED: That Resolution No. 84522 C.M.S. is hereby amended to authorize the City Administrator to extend the contract for professional services with Causa Justa to operate the Oakland Day Labor Program through November 30, 2015; and be it

FURTHER RESOLVED: That the City Administrator and her designees are hereby authorized to negotiate and enter into a contract amendment and to take whatever action is necessary with respect to said contract and amendment consistent with this Resolution and its basic purposes.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES -

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

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Mayor's
Recess Agenda
AUG 18 2015



FILED
OFFICE OF THE CITY CLERK
OAKLAND
2015 AUG -6 AM 11:32

AGENDA REPORT

TO: Sabrina B. Landreth
CITY ADMINISTRATOR

FROM: Katano Kasaine

SUBJECT: Fiscal Year 2015-2016 Voter Approved
Indebtedness

DATE: July 27, 2015

City Administrator
Approval

Date

8/6/15

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Staff is recommending that the City Council adopt:

A Resolution Fixing The Rate Of Property Tax And Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year 2015-2016 For Voter-Approved Indebtedness.

OUTCOME

Approval of the recommendation will result in establishment of the property tax rates for Fiscal Year ("FY") 2015-2016 for voter-approved indebtedness, including the City's general obligation and pension obligation bonds. Revenues generated from property tax collections will be used to pay the required debt service on the City's general obligation and pension obligation bonds.

EXECUTIVE SUMMARY

A resolution has been prepared to set the property tax rates for FY 2015-2016 for voter-approved indebtedness, including the City's general obligation bonds and pension obligation bonds. The proceeds generated from these property tax rates will be used towards paying debt service on the City's voter-approved indebtedness.

The resolution is submitted during summer recess in order to meet the schedule for property tax rate submittal established by the County of Alameda (the "County"). All tax rates must be submitted to the County by August 31, 2015 for inclusion in FY 2015-2016 property tax bill.

In the event of any changes to the County's assessed valuation data, the proposed resolution allows the City Administrator or her designee to approve any necessary adjustments in the rates for the General Obligation Bonds, Series 2012 and 2015A prior to the County's preparation of

Item:

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Mayor's Summer Recess Agenda
August 18, 2015

the tax bills. Council will be notified of any significant changes to the rates estimated in this report.

BACKGROUND/LEGISLATIVE HISTORY

In order to provide for the debt service for the City's general obligation and pension obligation bonds, the City must annually set levy rates based on the assessed valuation subject to taxation, and must inform the County of these rates by August 31st for inclusion on that year's property tax bill.

The resolution has been prepared pursuant to California Government Code and Article VIII, Section 802, of the Oakland City Charter, setting the FY 2015-2016 property tax rate for voter-approved indebtedness. Article XIII A of the California Constitution (Proposition 13) precludes the adoption of a City-wide property tax rate. A County-wide one percent (1%) property tax rate is assessed by Alameda County and apportioned to cities and special districts in accordance with State law.

ANALYSIS

For the City's general obligation bonds, the levy rates are calculated each year to yield the necessary debt service amount based on the assessed valuation of property within the City.

The following property tax rates are required to satisfy the City's FY 2015-2016 voter-approved indebtedness for the indicated general obligation bond series, based upon the current assessed valuation as reported by the County of Alameda:

<u>Bond Issue</u>	<u>Property Tax Rate</u>
\$83,775,000 General Obligation Refunding Bonds, Series 2012	0.00552%
\$128,895,000 General Obligation Refunding Bonds, Series 2015A	0.00205%

For the City's Police and Fire pension liability, the property tax rate required to satisfy the City's FY 2015-2016 voter-approved indebtedness for the indicated pension obligation bonds is 0.15750%.

PUBLIC OUTREACH/INTEREST

This item did not require any additional public outreach other than the required posting on the City's website.

COORDINATION

This report has been prepared by the Treasury Bureau in coordination with the City Attorney's Office and the Controller's Office.

COST SUMMARY/IMPLICATIONS

Passage of this resolution will permit the City to collect the FY 2015-2016 revenues included in the FY 2015-17 Adopted Policy Budget for the payment of debt service for the outstanding general obligation and pension obligation bonds.

SUSTAINABLE OPPORTUNITIES

Economic: There are no economic opportunities associated with this report.

Environmental: There are no environmental opportunities associated with this report.

Social Equity: There are no social equity opportunities associated with this report.

For questions regarding this report, please contact Katano Kasaine, Treasurer at (510) 238-2989.

Respectfully submitted,



KATANO KASAINÉ
Treasurer, Treasury Bureau

Reviewed by:
Dawn Hort, Financial Analyst
Treasury Bureau

Prepared by:
Jackie Lee, Financial Analyst
Treasury Bureau

City of Oakland
General Obligation Bonds

Levy Calculations for Fiscal Year 2015-16

Bond Description	Series 2015 (Refunding)	Series 2012 (Refunding)	GO TOTAL
Fund Number	6064	6312	
Cash Available for DS as of 6/30/15			
Cash Held by Treasury	5,555,636	6,866,555	12,422,190
Cash Held by Trustee	-	-	-
Total Cash	5,555,636	6,866,555	12,422,190
Debt Service Payments through 12/31/16			
FY 2015-16 DS Payments	5,627,521	6,656,225	12,283,746
DS Payment in 07/15/16	3,018,363	1,839,738	4,858,100
DS Payment in 12/15/16	-	-	-
Bank & Bonds	8,500	5,000	13,500
Total DS Payments through 12/31/16	8,654,384	8,500,963	17,155,346
Total Debt Service Shortfall	3,098,748	1,634,408	4,733,156
Add: Reserve (6% of FY 15/16 DS)	337,651	399,374	737,025
Add: Projected Delinquencies (Unsecured Roll: 9.56%)	112,661	42,593	155,253
Less: Unitary Tax Collected FY 14-15	995,019.84	1,128,530	2,123,550
Balance to be levied on Tax Roll	2,554,040	947,844	3,501,884
Secured Tax Rate ⁽¹⁾	0.00552%	0.00205%	0.00757%

Assessed Valuation ⁽²⁾	46,280,926,410	46,280,926,410	46,280,926,410
Last Year's Secured Tax Rate	0.00000%	0.01282%	0.01282%
DIFFERENCE	0.00552%	-0.01077%	-0.00525%

Note: Totals may not add up due to rounding

(1) Expected Unitary Tax Revenue for FY 2015-16 not factored into the secured tax rate given the uncertainty of the value of receipt; it will be taken into account for FY 2016-17 tax roll once the monies from County are received

(2) AV is net of 3.43% in secured roll delinquencies

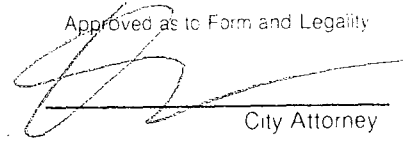
3

Mayor's
Recess Agenda

AUG 18 2015

FILED
OFFICE OF THE CITY CLERK
OAKLAND

Approved as to Form and Legality



City Attorney

2015 AUG -6 AM 11:32

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION FIXING THE RATE OF PROPERTY TAX AND LEVYING A TAX ON REAL AND PERSONAL PROPERTY IN THE CITY OF OAKLAND FOR FISCAL YEAR 2015-2016 FOR VOTER- APPROVED INDEBTEDNESS

WHEREAS, the City of Oakland must annually set property tax levy rates, based on the assessed valuation subject to taxation, and must inform the County of Alameda of these rates by August 31st for inclusion on that year's property tax bill; and

WHEREAS, passage of this resolution will permit the City of Oakland to collect the Fiscal Year 2015-2016 revenues for the payment of debt service for the outstanding voter approved general obligation and pension obligation bonds; and now therefore be it

RESOLVED: that a tax of 0.1575% is hereby fixed and levied for Fiscal Year 2015-2016 on taxable property, real and personal, within the corporate limits of the City of Oakland, and the tax so levied and the money arising therefrom, when collected, shall be and is hereby identified and expended for payments to the Police and Fire retirement systems as approved by the voters of the City of Oakland; and be it

FURTHER RESOLVED: that an estimated tax of 0.00205% is hereby fixed and levied for Fiscal Year 2015-2016 on taxable property, real and personal, within the corporate limits of the City of Oakland, and the tax so levied and the money arising therefrom, when collected, shall be and is hereby identified and expended for debt service payments related to the City of Oakland, General Obligation Refunding Bonds, Series 2012, as approved by the voters of the City of Oakland; and be it

FURTHER RESOLVED: that an estimated tax of 0.00552% is hereby fixed and levied for Fiscal Year 2015-2016 on taxable property, real and personal, within the corporate limits of the City of Oakland, and the tax so levied and the money arising therefrom, when collected, shall be and is hereby identified and expended for debt service payments related to the City of Oakland, General Obligation Refunding Bonds, Series 2015A, as approved by the voters of the City of Oakland; and be it

FURTHER RESOLVED: that if the estimated General Obligation Bond rates of 0.00205% and 0.00552% for Series 2012 and 2015A respectively, need to be adjusted to reflect the actual figures for the assessed valuations, the City Administrator or her designee is hereby authorized to make the necessary adjustments; and be it

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Mayor's
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AUG 12 2015

FURTHER RESOLVED: that this Resolution shall take effect immediately upon its passage.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2015

PASSED BY THE FOLLOWING VOTE:

AYES – BROOKS, GALLO, GUILLEN, KALB, KERNIGHAN, REID, WASHINGTON, AND PRESIDENT MCELHANEY

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

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Mayor's
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AUG 18 2015

Attachment C



City of Oakland

Meeting Agenda

Office of the Mayor Annual Recess Agenda

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

Tuesday, August 25, 2015

8:30 AM

Oakland City Hall - 3rd Floor

THIS IS NOT AN ACTUAL MEETING OF THE OAKLAND CITY COUNCIL. THIS AGENDA SERVES AS NOTICE OF ACTIONS TAKEN WITHIN THE MAYOR'S AUTHORITY DURING THE AUGUST RECESS PERIOD.

*Pursuant to the Council's Rules of Procedures Resolution No. 82580 C.M.S., Rule 21, Actions During Council Recess, the Mayor is authorized to take such action as would normally be taken by the City Council during the period of the Annual Recess, including to convene emergency meeting(s) of the Council to take such emergency actions, as may be necessary, for the immediate preservation of the public peace, health or safety. The Mayor's actions must conform with and be limited to the requirements of the City's purchasing requirements as set forth in Chapter 2 of the Oakland Municipal Code.

IF MEMBERS OF THE PUBLIC WOULD LIKE TO COMMENT ON THE LISTED AGENDA ITEMS, PLEASE SUBMIT COMMENTS IN WRITING PRIOR TO THE TIME AND DATE ABOVE TO:

OFFICE OF THE CITY CLERK
ATTN: AGENDA MANAGEMENT UNIT
1 FRANK H. OGAWA PLAZA, SUITE 201
OAKLAND, CA 94612

EMAIL: AGENDATEAM@OAKLANDNET.COM
PHONE: (510) 238-6406

- 1 Subject: Fiscal Year 2015-2017 Senior Services Grants
From: Department Of Human Services
Recommendation: Adopt A Resolution Authorizing The City Administrator To 1) Enter Into Grant Agreements To Provide Operational Support To Senior Centers For Fiscal Years 2015-2016 And 2016-2017 With: Family Bridges In The Amount Of \$159,360, Unity Council In The Amount Of \$350,592, Vietnamese American Community Center Of The East Bay In The Amount Of \$36,720, Vietnamese Community Development Inc. In The Amount Of \$36,720; And 2) Enter Into A Grant Agreement With Service Opportunity For Seniors In An Amount Of \$50,000 For The Meals On Wheels Program To Provide Meals To Seniors For Fiscal Year 2015-2016
AR15-0006

Attachments: [View Report.pdf](#)

- 2 Subject: MOU With East Bay College Fund
From: Office Of The Mayor
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into A Memorandum Of Understanding With The East Bay College Fund To Implement The Oakland Promise Initiative, Which Will Provide Children And Families "Cradle To Career" Educational, Financial And Other Support For Higher Education Opportunities
AR15-0005

Attachments: View Report.pdf

- 3 Subject: Implementation Of Collection Of Local Charges On Prepaid Mobile
Telephony Services
From: Revenue Management Burureau
Recommendation: Adopt A Resolution Authorizing The Examination Of Prepaid Mobile Telephony Services Surcharge And Local Charge Records
AR15-0004

Attachments: View Report.pdf

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 8:30 A.M. TO 5:00 P.M.



FILED
OFFICE OF THE CITY CLERK
OAKLAND

2015 AUG 13 AM 8:54

AGENDA REPORT

TO: Sabrina B. Landreth
CITY ADMINISTRATOR

FROM: Sara Bedford

SUBJECT: FY 2015-2017 Senior Services Grants

DATE: August 4, 2015

City Administrator
Approval

Date

8/12/15

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Staff recommends that the City Council adopt:

A Resolution Authorizing The City Administrator To

- 1) Enter Into Grant Agreements To Provide Operational Support To Senior Centers For Fiscal Years 2015-2016 And 2016-2017 With:
 - Family Bridges In The Amount Of \$159,360,
 - Unity Council In The Amount Of \$350,592,
 - Vietnamese American Community Center Of The East Bay In The Amount Of \$36,720,
 - Vietnamese Community Development Inc. In The Amount Of \$36,720; And
- 2) Enter Into A Grant Agreement With Service Opportunity For Seniors/Meals On Wheels In An Amount Of \$50,000 To Provide Meals To Seniors For Fiscal Year 2015-2016

OUTCOME

Adoption of the resolution will authorize grant agreements between the City and five organizations for provision of direct support to address the needs of the diverse growing senior population residing in Oakland. Unity Council, Family Bridges, Inc., Vietnamese American Community Center of the East Bay (VACCEB), and Vietnamese Community Development Inc. (VCDI), each continue to demonstrate effective operation of the respective senior centers for monolingual seniors, and the centers and services continue to meet the needs of the community. Service Opportunity for Seniors (SOS)/Meals on Wheels continues to provide nutritious meals to homebound seniors.

Item: 1
Mayor's Summer Recess
August 25, 2015

The resolution is being submitted during summer recess because the agencies receiving the grant are currently providing services and the City must complete the contracting process and send the initial payment within the first quarter of FY 2015-2016.

BACKGROUND/LEGISLATIVE HISTORY

This resolution implements the City approved budget for allocations to nonprofits providing senior services. The current implementation is historically linked to the City of Oakland's Comprehensive Plan for Seniors, originally developed in 1987 that recommended the City provide additional services to elderly groups with special needs, including diverse populations. The Plan also recommended that the City should develop and support a network of senior centers. The City Council responded to these recommendations, and to the needs of seniors in the Chinatown neighborhood, by authorizing funds in the FY 2002-2003 budget for the Family Bridges, Hong Lok Senior Center to serve seniors residing in the Chinatown community.

The City Council responded to the needs of seniors in the Fruitvale/San Antonio neighborhood by supporting the development of the Fruitvale Transit Village and by authorizing funds in the FY 2003-2005 budget for the Unity Council, Inc. to operate the Fruitvale/San Antonio Senior Center and to provide Senior Center-related programs and services. The Biennial Budget for FY 2003-2005 included a \$240,000 appropriation to cover start-up expenses, service costs, common area maintenance charges (CAM), operation and maintenance (O&M), and all furniture, fixtures, and equipment (FF&E). The opening of the Senior Center in March of 2004 demonstrated the efficient and appropriate use of the funding.

The Senior Services Set-Aside grant program identified Vietnamese seniors as an underserved population and for 5 years provided funding for programs serving seniors at VACCEB and VCDI. Beginning with the FY 2007-2009 budget the City Council has appropriated an annual amount to the two agencies for the operation of senior centers located in the Fruitvale and San Antonio districts.

Oakland's Meals on Wheels program is provided by SOS. SOS is a nonprofit that has been providing meals on wheels services in Alameda County for 49 years, and began providing service to East Oakland seniors in 2012. In 2013 SOS began catering 500 meals daily for Oakland and in July 2014 assumed the contract from Alameda County Meals on Wheels to provide full service for Oakland seniors. The program is partly funded by federal Older Americans Act and state Older Californians Act dollars that are contracted through the Alameda County Area Agency on Aging. The funding contract is not adequate to cover the full cost of the current service demand. In order for SOS to continue to serve Oakland's most in need seniors, the City Council has approved one-time funding of \$50,000 to supplement SOS's home delivery meal program.

ANALYSIS

This report and resolution executes grant agreements with the following nonprofit agencies as approved in the City Council's FY 2015-2017 Adopted Policy Budget for a total of \$341,696 for Fiscal Year (FY) 2015-2016 and \$291,696 for FY 2016-2017. The following agencies provide unique services that were included in the Council budget as in prior years.

Family Bridges - To provide for the operation of a Senior Center in the Chinatown area, specifically focused on serving the Asian community, an amount of \$79,680 per year for FY 2015-2016 and 2016-2017, for a total of \$159,360. Family Bridges will provide a safe and welcoming environment for 200 unduplicated seniors will be allocated to strengthen their social networks, engage in stimulating activities and increase their capacity to live independently.

Unity Council - To provide for the operation of a Senior Center specifically focused on serving monolingual, Spanish speaking seniors in an amount of \$175,296 per year for FY 2015-2016 and 2016-2017, for a total of \$350,592 will be allocated. Unity Council will provide healthy and ongoing social, educational and physical development for 300 unduplicated seniors on a daily basis by providing information and referral as well as a rich array of activities.

VACCEB - To provide for the operation of a Senior Center specifically focused on serving the Vietnamese community in an amount of \$18,360 per year for FY 2015-2016 and 2016-2017, for a total of \$36,720. VACCEB will provide quality service to the low-income, refugee and immigrant population and their families.

VCDI - To provide for the operation of a Senior Center specifically focused on serving Vietnamese community in an amount of \$18,360 per year for FY 2015-2016 and 2016-2017, for a total of \$36,720. VCDI will provide assistance and social services to Southeast Asian individuals and families who have immigrated to the United States. Other services include assistance with benefit applications, information and referrals, interpretation and translation, and transportation.

SOS/Meals on Wheels - To provide for the service of delivering nutritious meals to home bound seniors in an amount of \$50,000 for FY 2015-2016. SOS/Meals on Wheels will provide meals for frail seniors who most urgently need assistance.

PUBLIC OUTREACH/INTEREST

This item was discussed with public input and approved as part of the City Council Adopted Budget on June 30, 2015. Additional public meetings were held prior to the budget being passed.

COORDINATION

The Office of the City Attorney and the Controller's Bureau have been consulted in the preparation of this report and resolution.

COST SUMMARY/IMPLICATIONS

The total cost for the recommended five grants is \$341,696 included in the FY 2015-2016 Council Adopted Policy Budget as follows:

Agency	Amount	Fund	Organization	Account	Project	Program
Family Bridges	\$79,680	1010	75631	54912	P200410	YS14
Unity Council	\$175,296	1010	75631	53719	P58650	YS14
VACCEB	\$18,360	1010	75631	54919	P58670	YS14
VCDI	\$18,360	1010	75631	54919	P58680	YS14
SOS/Meals on Wheels	\$50,000	2108	78111	54911	A490898	YS14
TOTAL	\$341,696					

The total cost for the recommended four grants is \$291,696 included in the FY 2016-2017 Council Adopted Policy Budget as follows:

Agency	Amount	Fund	Organization	Account	Project	Program
Family Bridges	\$79,680	1010	75631	54912	P200410	YS14
Unity Council	\$175,296	1010	75631	53719	P58650	YS14
VACCEB	\$18,360	1010	75631	54919	P58670	YS14
VCDI	\$18,360	1010	75631	54919	P58680	YS14
TOTAL	\$291,696					

SUSTAINABLE OPPORTUNITIES


Economic: Funding will support four agencies operating senior centers and senior meals programs. These agencies are all local and predominately Oakland-based and employ local staff, providing a positive economic impact. In addition, Human Services funds are used to leverage and match additional local, state, federal and foundation funding sources, bringing significant additional financial support for Oakland seniors.

Environmental: There is no known environmental impact.

Social Equity: Human Services funding prioritizes services that reach seniors with the greatest need. Programs provide seniors with community engagement, health and hunger programs, and are congregating points for information and assistance for older adults residing in Oakland.

For questions about this report, please contact Scott Means, Aging and Adult Services Manager at 510-238-6137.

Respectfully submitted,



SARA BEDFORD
Director, Human Services Department

AGING & ADULT SERVICES DIVISION

Reviewed by: Scott Means, Manager
Prepared by: Maurine Watkins



M. Carlan
City Attorney

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

2015 AUG 13 AM 9:02 RESOLUTION No. _____ C.M.S.

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO
1) ENTER INTO GRANT AGREEMENTS TO PROVIDE
OPERATIONAL SUPPORT TO SENIOR CENTERS FOR FISCAL
YEARS 2015-2016 AND 2016-2017 WITH:

FAMILY BRIDGES IN THE AMOUNT OF \$159,360,

UNITY COUNCIL IN THE AMOUNT OF \$350,592,

VIETNAMESE AMERICAN COMMUNITY CENTER OF THE
EAST BAY IN THE AMOUNT OF \$36,720,

VIETNAMESE COMMUNITY DEVELOPMENT INC. IN THE
AMOUNT OF \$36,720; AND

2) ENTER INTO A GRANT AGREEMENT WITH SERVICE
OPPORTUNITY FOR SENIORS IN AN AMOUNT OF \$50,000 FOR THE
MEALS ON WHEELS PROGRAM TO PROVIDE MEALS TO SENIORS
FOR FISCAL YEAR 2015-2016

WHEREAS, the City Council, expressed support of the equitable treatment of senior populations with language, cultural, and other critical needs; and

WHEREAS, the City Council, passed and adopted a budget for Fiscal Year (FY) 2015-2016 and FY 2016-2017 which includes funding for five community based organizations serving Oakland seniors; and

WHEREAS, Family Bridges, Unity Council, Vietnamese American Community Center of the East Bay (VACCEB), and Vietnamese Community Development Inc. (VCDI) are organizations that operate senior centers in the City of Oakland and provide language, cultural, and other critical services for the growing senior population residing in Oakland; and

WHEREAS, Service Opportunity for Seniors (SOS) provides direct services to seniors by delivering nutritious meals to homebound seniors; and

WHEREAS, the City Council recommends grant agreements for programs as specified for FY 2015-2016 of which funding has been included in the FY 2015-2017 Adopted Policy Budget:

Mayor's

Recess Agenda

Agency	Amount	Fund	Organization	Account	Project	Program
Family Bridges	\$79,680	1010	75631	54912	P200410	YS14
Unity Council	\$175,296	1010	75631	53719	P58650	YS14
VACCEB	\$18,360	1010	75631	54919	P58670	YS14
VCDI	\$18,360	1010	75631	54919	P58680	YS14

AUG 25 2015

SOS/Meals on Wheels	\$50,000	2108	78111	54911	A490898	YS14
TOTAL	\$341,696					

The City Council recommends grant agreements for programs as specified for FY 2016-2017 of which funding has been included in the FY 2015-2017 Adopted Policy Budget:

Agency	Amount	Fund	Organization	Account	Project	Program
Family Bridges	\$79,680	1010	75631	54912	P200410	YS14
Unity Council	\$175,296	1010	75631	53719	P58650	YS14
VACCEB	\$18,360	1010	75631	54919	P58670	YS14
VCDI	\$18,360	1010	75631	54919	P58680	YS14
TOTAL	\$291,696					

; now, therefore, be it

RESOLVED: That the City Administrator or her designee is hereby authorized to enter into grant agreements to provide operational support to senior centers for the FY 2015-2016 and FY 2016-2017 with:

Family Bridges in the amount of \$159,360

Unity Council in the amount of \$350,592

VACCEB in the amount of \$36,720

VCDI in the amount of \$36,720

; and be it

FURTHER RESOLVED: That the City Administrator or her designee is hereby authorized to enter into a grant agreement with SOS in the amount of \$50,000 for the Meals on Wheels program to provide direct meal services to seniors for FY 2015-2016; and be it

FURTHER RESOLVED: That the City Administrator is authorized to conduct all negotiations, execute and submit all documents, including but not limited to applications, agreements, amendments, modifications, payment requests, and related actions which may be necessary in accordance with the basic purpose of this resolution, without increasing the amount of the agreements, without returning to City Council; and be it

FURTHER RESOLVED: That said agreement(s) shall be approved as to form and legality by the Office of the City Attorney and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, AND PRESIDENT GIBSON MCELHANEY

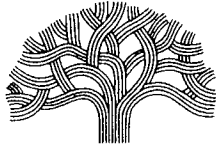
NOES-

ABSENT-

ABSTENTION-

**Mayor's
Recess Agenda
AUG 25 2015**

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



FILED
OFFICE OF THE CITY CLERK
OAKLAND

2015 AUG 13 AM 8:54

AGENDA REPORT

CITY OF OAKLAND

TO: SABRINA B. LANDRETH
CITY ADMINISTRATOR

FROM: Mayor Libby Schaaf

SUBJECT: MOU with East Bay College Fund

DATE: August 11, 2015

City Administrator
Approval

Date

COUNCIL DISTRICT: City- Wide

RECOMMENDATION

Mayor Schaaf recommends that the City Council adopt a resolution to enter into a Memorandum of Understanding (MOU) with the East Bay College Fund to Implement the Oakland Promise Initiative which will provide children and families cradle to career education, financial, and other support for higher education opportunities.

East Bay College Fund is providing significant funding and support to the Oakland Promise Initiative. It is important that the Board of Directors have a clear understanding and collaboration with the City, as they scale their program in conjunction with the Mayor's Oakland Promise initiative. Additionally these discussions will begin at the board's annual retreat the first week of September.

OUTCOME

This MOU is to provide clarity of roles and responsibilities between the Mayor's Office and East Bay College Fund for the sole purpose of implementing the Oakland Promise Initiative, a cross-sector partnership between the Oakland Unified School District (OUSD), the Mayor's Office, and the East Bay College Fund (EBCF). The vision for the Oakland Promise initiative is that we as a community will ensure every child in Oakland graduates high school with the expectations, resources, and skills to complete college and be successful in the career of their choice. The MOU provides that the Oakland Mayor's Office will appoint one voting member to the EBCF Board of Directors, subject to the approval of the EBCF Board.

BACKGROUND/LEGISLATIVE HISTORY

EBCF is a college access and persistence organization, focused on graduating underrepresented Oakland students from college. EBCF awards over \$1,000,000 in scholarships annually and has over a decade of experience with Oakland students, providing college advising, counseling, mentoring, and persistence services high school through college. The EBCFs college graduation rate is 80% - four times the national average of this demographic. Oakland Promise will leverage and scale these assets of EBCF to support students across the city.

2

ANALYSIS

Oakland Promise: Cradle to Career

Imagine that every child in Oakland was on a track to college from the day they were born. How? By creating an expectation that college is possible, helping Oakland parents and children save and plan for college at every stage of a child's life, and providing the critical guidance and support needed to access college and persist to earn a degree. *The vision of the Oakland Promise is that we as a community will ensure every child in Oakland graduates from high school with the expectations, resources, and skills to complete college and be successful in the career of their choice.*

WHY?

Completing post-secondary education—an associates or undergraduate degree, or career technical education certificate—has tremendous impact on earning power and upward mobility. Low-income children are five times more likely to move up the income ladder as adults if they achieve a college degree.ⁱ However, too many Oakland students do not believe that college is a real possibility in their future. Almost four in ten Oakland high school students do not complete high school, and among our low-income graduates who do attend college, only 13% graduate within six years.

When children know they have money set aside from an early age for college or career technical education, they and their parents embrace a college success expectation and feel inspired to invest in this goal. *Research shows that children with \$500 (or even less) in a college savings account are three times more likely to attend college and four times more likely to graduate.ⁱⁱ In Oakland, 80% of low-income teens who receive advising, mentors, college scholarships and retention support through the East Bay College Fund secure their college degrees.ⁱⁱⁱ*

HOW WILL OAKLAND PROMISE WORK?

At key stages—at birth, the start of kindergarten, and in middle school and high school—the Oakland Promise will help parents and children save, build their financial know how, and connect to needed support systems and resources. The Oakland Promise initiative will invest in Oakland's children in every stage of their lives:

Brilliant Baby: A dual child and parent savings strategy will help a target group of low-income mothers prepare their babies for academic success. College savings accounts will be established with seed funding for the newborns and mothers will be supported to build their own savings, increase their financial know how, and optimize their babies' early years of development.

Kindergarten to College: Beginning in kindergarten, all of Oakland's public school children and their parents will have the opportunity to save for college and earn matching deposits. Every child enrolled in kindergarten will automatically receive a college savings account with an initial deposit and incentives for them and their families to save. For kindergarteners who already have

savings accounts from the Brilliant Baby program, deposits will be made into those accounts. Financial skills and a college going culture will be supported in the classroom throughout grade school.

Middle School through College to Career: Beginning in middle school and continuing throughout high school, Oakland's students will be supported to enroll in and complete college or career technical education programs. The East Bay College Fund will expand to offer advising, scholarships and persistence support to all qualifying Oakland students. Each middle and high school campus will have a Future Center staffed by college advisors to help students explore college options and apply for colleges and financial aid. High-value scholarships of \$2,000 for career and technical education and up to \$16,000 for four-year schools will be available to qualifying students. And mentors will provide ongoing and intensive support to persist through and graduate from college.

PUBLIC OUTREACH/INTEREST

Discussions have occurred with the East Bay College Fund, Oakland Unified School District and Councilmember Annie Campbell Washington, as well as potential funders. No additional public outreach is required at this time.

COORDINATION

The Office of the City Attorney was consulted in preparation of this report.

COST SUMMARY/IMPLICATIONS

This MOU has no cost implications to the City of Oakland.

FISCAL/POLICY ALIGNMENT

Achieving the Oakland Promise initiative would allow the City to better meet the goals outlined by the Mayor and Council President in their budget priorities:

- Holistic Community Safety
- Sustainable and Vibrant Infrastructure
- Equitable Jobs and Housing
- Responsive and Trustworthy Government

SUSTAINABLE OPPORTUNITIES

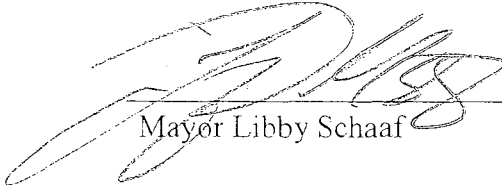
Economic: The Oakland Promise will help parents and children save, build their financial know how, and connect to needed support systems and resources. The Oakland Promise will invest in Oakland's children in every stage of their lives.

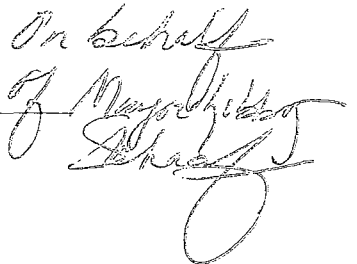
Environmental: No environmental opportunities have been identified.

Social Equity: The Oakland Promise initiative will ensure better educational outcomes for all of Oakland's young people allowing them to access 21st careers.

For questions regarding this report please contact Shereda Nosakhare, Deputy Chief of Staff at (510) 238-7439.

Respectfully submitted,


Mayor Libby Schaaf

On behalf of Mayor Libby Schaaf


Reviewed by: Tomiquia Moss
Chief of Staff, Office of the Mayor

Prepared by:
Shereda Nosakhare
Deputy Chief of Staff, Office of the Mayor

Attachment A: MOU between East Bay College Fund and City of Oakland
Attachment B: Oakland Promise Vision

ⁱ Diana Elliott, Pew Charitable Trusts, Economic Mobility Project presentation at the Asset Learning Conference, 2014.

ⁱⁱ Assets and Education Initiative and University of Kansas School of Social Welfare, *Building Expectations, Delivering Results: Asset-Based Financial Aid and the Future of Higher Education*, 2013.

ⁱⁱⁱ East Bay College Fund, 2015 Outcomes report

Item: 2

Mayor's Summer Recess Agenda
August 25, 2015

**Draft - Memorandum of Understanding for Implementation of the Oakland Promise
between the Mayor's Office And
East Bay College Fund**

Introduction:

Since September 2014, the Oakland Unified School District, has been working to build an Oakland Promise Initiative with East Bay College Fund (EBCF). In January 2015, the Mayor's Office became strategic leaders in championing Oakland Promise as a cross-sector partnership.

Purpose: The purpose of this Memorandum of Understanding (MOU) is to provide clarity of roles and responsibilities between the Mayor's Office and East Bay College Fund for the sole purpose of implementing the Oakland Promise Initiative, a cross-sector partnership between the Oakland Unified School District, the Mayor's Office and the East Bay College Fund. The vision for the Oakland Promise initiative is that we as a community will ensure every child in Oakland graduates high school with the expectations, resources, and skills to complete college and be successful in the career of their choice.

This MOU shall be effective as of September 1, 2015.

Organizations:

The Oakland Mayor's Office is committed to developing a community that will ensure that every child graduates high school with the expectations, resources and skills to complete college and be successful in their career of choice. The Mayor's vision, "bully pulpit", fundraising, and convening expertise are leading the Oakland Promise Cradle to Career.

East Bay College Fund (EBCF) is a college access and persistence organization, focused on graduating underrepresented Oakland students from college. EBCF awards over \$1,000,000 in scholarships annually and has over a decade of experience with Oakland students, providing college advising, counseling, mentoring, and persistence services high school through college. The EBCF's college graduation rate is 80% - four times the national average for this demographic. Oakland Promise will leverage and scale these assets of EBCF to support students across the city.

Oakland Unified School District (OUSD) is committed to have every student graduate with the skills to be college, career, and community ready. OUSD, as Oakland's educational leader, is committed to increasing the number of students entering college and career programs and persisting to a degree.

Definition of Terms used in this document:

Oakland Promise- Cradle to Career College Program, a cross-sector collaboration between the Oakland Unified School District, Oakland Mayor's Office, East Bay College Fund, Brilliant Babies, and K2College.

Oakland Promise Advisory Committee- A convening of organizations leading key components of Oakland Promise that advises on the planning, implementation, and evaluation of the Oakland Promise. They will be responsible for making sure that we generate the necessary revenue and meet appropriate timelines to make the Oakland Promise occur with high quality and appropriate scale. This group is composed of representatives from the Mayor's Office, Oakland Unified School District, Oakland Public Education Fund, the East Bay College Fund and others providing technical support as needed.

CAPS Program- the working title used in this document to describe what was formerly called Oakland Promise that East Bay College Fund is leading--the Future Centers/College Access work (in partnership with OUSD), Persistence, and Scholarships

External Communication:

I. Marketing

Mayor's Office, EBCF and OUSD agree to use the name "Oakland Promise" for the entire cradle to college effort.

The Oakland Promise Advisory Committee will create marketing collateral for The Oakland Promise/Cradle to College to reflect the interface of all aspects of the work from birth to career that will include the CAPS Program. Collateral specifically describing the CAPS Program work will highlight the Mayor's Office and OUSD and will include district, city, and EBCF logos. Representatives from each body will have an opportunity for input. The Oakland Promise Advisory Committee will agree on basic talking points and promote appropriate social media and will cross market between institutions as appropriate.

II. Leadership/Governance:

1. There is a working Oakland Promise Advisory Committee to advise on overall Oakland Promise strategy. Representatives include the Oakland Mayor's Office, OUSD, Oakland Public Education Fund, East Bay College Fund and others who are responsible for the Oakland Promise services to the participating age groups. East Bay College Fund will participate as leader of the middle school to career effort.
2. EBCF is the governing, fiduciary, and implementing organization for CAPS Program, the middle school to career program of Oakland Promise. This includes all Oakland Promise Scholarships and persistence services and, in partnership with OUSD, all Promise Future Centers.
3. EBCF and OUSD will develop MOU's with college partners, and EBCF will ensure implementation of the services.
4. Oakland Mayor's Office and OUSD will each appoint one voting member to the EBCF Board of Directors, subject to the approval of the EBCF Board. (Typically 16-20 members total, meeting bi-monthly)
5. Annually, an independent auditor will audit EBCF's finances and the results will be distributed to partners.
6. EBCF's College Access and Persistence programming will be evaluated annually by an independent program evaluator and shared with partners (currently Root Cause Evaluators).
7. EBCF is responsible to convene other groups working in the college access and persistence field for best coordination and implementation, to sub-contract support for additional services if needed, collect and provide data

on objectives, and serve as lead agency responsible to implement the services and fulfill the outcomes of the Oakland Promise middle school through college (CAPS).

III. Fundraising

1. EBCF currently awards over \$1,000,000 in scholarships annually and provides over \$500,000 in services. It has over a decade of experience with Oakland students, providing mentoring and persistence services district-wide through college. Oakland Promise will leverage and scale these assets of EBCF to support students across the city.
2. Fundraising for CAPS Program is conducted in a unified and supportive approach. All partners understand that in order for Oakland Promise to be successful, students must not only enter college but also persist and graduate. Therefore, to sponsor a Future Center, the donor must also sponsor a portion of the scholarships and persistence services for the students at that school.
3. In discussions with major donors and industry partners all partners will include requests for volunteers and mentors to serve in the CAPS mentoring program whenever possible.
4. The main Advisory Committee partners will request a letter of support from each partner for grant writing purposes and will provide the same for partners, including the City of Oakland.
5. Partners will work together to support outreach and follow-up to donors.

IV. Contribution of Partners

East Bay College Fund:

1. EBCF anticipates a contribution of \$1,500,000 or more annually in a combination of scholarships, persistence services, and funding match with OUSD for advisors.
2. EBCF, with OUSD, will convene college access and persistence partners across the city to connect Oakland Promise services and scholarships and to build best practices, reinforce each other's efforts, and ensure all of Oakland's students are served.
3. EBCF will provide \$15,000 match with OUSD for a FT College Advisor for three large school Future Centers.
4. EBCF, in combination with Oakland Promise funding, will administer multi-year scholarships for students attending community college and 4-year colleges, including transfer support for students transferring from community college to four-year schools. EBCF will connect the scholarships to the persistence services and best practices in college success to help students complete their degrees. Anticipated amounts are up to \$3,000 for community college and up to \$16,000 for

4-year colleges. Students who transfer in three years will qualify for up to \$8,000 in additional 4-year college funding.

5. As governing board, EBCF will determine the amount of scholarships and the requirements, which are subject to change based on funding and consideration of best practices in persistence. The EBCF Scholarship committee will have the right to make exceptions to their policy on based on individual special circumstances, and to deny or discontinue funding an individual student.
6. EBCF will develop a college-student led committee to help design and advise on CAPS services provided by Oakland Promise
5. EBCF will share access, scholarship and persistence data with OUSD and the Oakland Promise Advisory Committee.
6. EBCF will negotiate and maintain MOU's with colleges to support persistence and scholarship matching funds to support Oakland Promise. EBCF will work with implementation of college agreements on an individual student level.
7. EBCF, with Promise funding, will offer college persistence services for every OUSD student from spring of senior year through college:

All College students 2 and 4-year schools:

 - Additional support services through persistence programs offered by colleges under MOUs with EBCF to provide services for Oakland students. The vision is that each Oakland student would receive additional academic counseling, tutoring, cohort services, and scholarship matching funds as an Oakland Promise student attending a partner college.
 - Financial aid and financial literacy support. Support for annual completion of the FAFSA, review of financial aid packages and support for challenges and appeals, and annual financial training.
 - CREWS Peer Mentoring Cohorts that provide bi-weekly support for freshman and sophomore students from Oakland upper-classmen on their college campus or online.
 - Reboot counseling services to students who drop or stop out of college and want to return
 - Retreats twice a year throughout college to gather Oakland students together to support each other, learn hard and soft skills of persistence, and celebrate their successes each year.

Additional services for four-year college students:

 - Persistence counseling support throughout college, including a minimum of six sessions per student, starting in the summer before college.
 - A mentor to support all students attending college in California (with the aim to include all students nation-wide) throughout their college journey, with personal support, college navigation advice, financial aid, and career development/networking.

Oakland Mayor's Office:

1. Oakland Mayor's Office will convene and lead the Oakland Promise Advisory Committee that will advise the overall Oakland Promise.
2. Oakland Mayor's Office will use its "bully pulpit" to help educate the community about college access and persistence challenges and how Oakland Promise will transform individuals, families and the city.
3. Oakland Mayor's Office will engage in fundraising with OUSD & EBCF to industry and individuals to help fund the CAPS Program with an overall goal of \$35,000,000 and a minimum goal of \$5,000,000 per year. EBCF will oversee and administer funding for scholarships and persistence.
4. Mayor will appoint a representative to serve on the EBCF board of directors, which is the governing body (over seeing scholarship and persistence) subject to approval of the EBCF Board.
5. Oakland Mayor's Office will provide communication support, marketing collateral, engagement opportunities, and support for promotion and collaborate on annual fundraising events for Oakland Promise.
6. Mayor's office will engage and publicize larger CAPS Program events including Decision Day, Awards Night, and Retreats and share with EBCF any cross-marketing materials for EBCF to promote.

V. Funding Decisions and Process

1. Scholarship amounts and eligibility may need to be adjusted at times depending on fundraising and agreeable adjustments for major funder priorities. The EBCF Board will make decisions on the amounts of scholarships and the scholarship eligibility criteria, taking into consideration any advice from the Oakland Promise Advisory Committee.
2. Oakland Promise scholarships criteria will be nimble and will grow in phases, focusing at the start with the most at need, with the ambition to eventually serve all Oakland students. The following outlines the anticipated projection from narrow to broad:
 - Low-income, to middle-income, to expand to all students
 - Determination of which schools will host Future Centers at what phase is determined by 1) need (student financial, other programs on campus), 2) School leadership, and 3) committed funds from schools and donors.
 - Minimum 2.0 GPA for 2 year college and 2.7 GPA for 4-year colleges, with the expectation to expand to serve all students above 2.0 GPA

- Attending colleges with MOU's with EBCF that will provide additional scholarships and services (Original focus on UC's, CSUs, and private colleges in California, with some HBCU, some privates out of state), to all colleges in the US
- Students attending 3 or more years of OUSD; to all students
- NOTE: To be eligible for Promise Funding EBCF may require additional step, including the following: students must demonstrate that they have applied to a minimum of 5 colleges including a CSU and community college, applied to 3 additional scholarships, and applied by the Promise Scholarship deadline in order to receive Promise Scholarship.
- NOTE: To be eligible for on-going Promise Funding each year of college EBCF will set eligibility requirements and have a mechanism for individual cases: 1) FT enrollment, 2) minimum 2.0 GPA, 3) complete of FAFSA or Dream App, and 4) participate in a minimum of services provided by the college and/or EBCF.

All parties are dedicated to making Oakland Promise CAPS successful and agree to the above understanding.

In Agreement:

Sabrina Landreth
City Administrator of Oakland

Date

Diane Dodge
Executive Director
East Bay College Fund

Date

Approved as to Form and Legality:

Office of the City Attorney

Date

2
Mayor's
Recess Agenda
AUG 25 2015

THE OAKLAND PROMISE

Cradle to Career

OUR VISION: We as a community will ensure every child in Oakland graduates high school with the expectations, resources, and skills to complete college and be successful in the career of their choice.



OAKLAND UNIFIED
SCHOOL DISTRICT
Community Schools. Thriving Students.



THE OAKLAND PROMISE *Cradle to Career*

0-5

K-12

COLLEGE/CAREER

A. OUTCOMES



B. OAKLAND PROMISE INITIATIVES

Brilliant Baby

K2College

Future Centers

College Scholarships

College Completion

C. SUPPORTING INITIATIVES to reach goal of college graduation and career success

Alameda County Home Visiting Program
Talk Read Sing (0-3)

Oakland Starting Smart and Strong Initiative
High Quality, Accessible Pre-K
Early Head Start / Head Start

Oakland Starting Smart and Strong Initiative

Techquity
Restorative Justice
Collective Impact
Oakland Reads 2020
Access to Schools & Libraries
Measure N
Linked Learning
Intensive Support Schools Initiative
Oakland Community Schools
African American Male Achievement

Alameda County Alliance for
Men and Boys of Color
Social Emotional Learning
& Restorative Practices
Latino Men and Boys Initiative
African American Young
Women and Girls Initiative

Classrooms2Careers
Oakland 100
Pathways



OAKLAND UNIFIED SCHOOL DISTRICT
Community Schools Thriving Students



We will also work with a range of partners to help us reach our goals.

2015 AUG 13 AM 9:00


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE EAST BAY COLLEGE FUND TO IMPLEMENT THE OAKLAND PROMISE INITIATIVE, WHICH WILL PROVIDE CHILDREN AND FAMILIES "CRADLE TO CAREER" EDUCATIONAL, FINANCIAL AND OTHER SUPPORT FOR HIGHER EDUCATION OPPORTUNITIES

WHEREAS, if 100 Oakland Unified School District students start the ninth grade together, sixty-seven will graduate high school and ten will graduate college within five years; and

WHEREAS, the East Bay College Fund was established in 2002 with the mission to help resilient public school students, under-represented in higher education, access and succeed in college, expanding their life opportunities; and

WHEREAS, the East Bay College Fund aspires to involve the whole community in providing college access services, scholarships, mentoring, and support networks to assist these young people in realizing their full potential; and

WHEREAS, eighty percent of Oakland Unified School District students participating in the programs offered by the East Bay College Fund graduate from college, which is four times the national average; and

WHEREAS, the purpose of this MOU is to provide clarity of roles and responsibilities between the Mayor's Office and East Bay College Fund for the sole purpose of implementing the Oakland Promise Initiative, a cross-sector partnership between the Oakland Unified School District, the Mayor's Office and the East Bay College Fund; and

WHEREAS, the vision for the Oakland Promise initiative is that we as a community will ensure every child in Oakland graduates high school with the expectations, resources, and skills to complete college and be successful in the career of their choice; and

WHEREAS, the Oakland Promise initiative is a cradle to career strategy that includes targeted investments in low-income newborns and their moms, a universal college savings program in our public elementary schools, and enhanced college advising, college scholarships and persistence support for our high school graduates; and

WHEREAS, Rule 6 of the Council’s Rules of Procedure provides that the Council President “shall [] [e]xcept for those appointments reserved for the Mayor pursuant to the City Charter or other enabling legislation, [] recommend appointments to regional and local boards and agencies, as appropriate, subject to confirmation by Council resolution”; and

WHEREAS, the MOU provides that the Oakland Mayor’s Office will appoint one voting member to the EBCF Board of Directors, subject to the approval of the EBCF Board; now, therefore, be it

RESOLVED: That the City Council hereby authorizes the City Administrator, or designee, to enter into a Memorandum of Understanding with the East Bay College Fund that outlines the obligations and responsibilities regarding the implementation of the Oakland Promise initiative; and be it

FURTHER RESOLVED: That the MOU process for appointment of the city representative to the EBCF board is hereby approved; and be it

FURTHER RESOLVED: That the City Administrator, or designee, is hereby authorized to complete all required negotiations, certifications, assurances, and documentation required to accept, modify, extend and/or amend the proposed MOU with the East Bay College Fund and a copy of the fully executed agreement shall be placed on file with the Office of the City Clerk; and be it

FURTHER RESOLVED: That the City Attorney shall review and approve said proposed MOU with East Bay College Fund, as to form and legality.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLÉN, KALB, KAPLAN,
REID AND PRESIDENT GIBSON MCELHANEY

NOES –

ABSENT –

ABSTENTION –

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

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Mayor's
Recess Agenda

AUG 25 2015



FILED
OFFICE OF THE CITY CLERK
OAKLAND

2015 AUG 13 AM 8:55

AGENDA REPORT

TO: Sabrina B. Landreth
CITY ADMINISTRATOR

FROM: David McPherson

SUBJECT: Implementation of Collection of
Local Charges on Prepaid Mobile
Telephony Services

DATE: August 5, 2015

City Administrator
Approval

Date

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Staff recommends that the City Council Adopt a Resolution Authorizing the Examination of Prepaid Mobile Telephony Services Surcharges and Local Charge Records.

OUTCOME

Adoption of the attached resolution will authorize the examination of prepaid mobile telephony services surcharges and local charge records associated with the passing of Assembly Bill 1717 Telecommunications: prepaid mobile telephony services local charges collections. This action must take place during the Council recess. If the City does not contract with California State Board of Equalization (BOE) by September 1, 2015, for revenue collection beginning January 1, the next deadline is December 1, 2015, for revenue collection beginning April 1, 2016. Thus, to ensure the City receives all allowable revenues associated with AB1717, the City must contract with the BOE by September 1, 2015.

BACKGROUND/LEGISLATIVE HISTORY

In late September 2014 Governor Brown signed Assembly Bill 1717, this bill ensures the collection of existing utility user taxes (UUT) currently not being collected on the sale of prepaid wireless services. Currently if a City collects UUT on mobile phone services, the tax appears as a charge on a subscriber's wireless phone bill. The current system for collecting taxes and fees is based on wireless carriers having a contractual relationship with consumers and collecting those taxes and fees on a monthly bill. However, a growing number of consumers choose to purchase wireless minutes on prepaid cards. This shift in consumer preference has created a problem with collection of existing taxes and fees on wireless services. AB 1717 addresses this situation and provides a mechanism by which the City can collect UUT due the City.

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Item: _____
Mayor's Summer Recess
August 25, 2015

ANALYSIS

Beginning January 1, 2016, AB 1717 requires the City of Oakland to contract with the BOE in order to receive revenue from local utility UUT and any other local charges imposed on consumers of prepaid mobile services.

To ensure the uninterrupted collection of these local revenues, local jurisdictions must contract with the BOE by September 1, 2015. If a local jurisdiction does not contract with the BOE, any local charges imposed upon prepaid mobile telephony services (MTS) will not be collected by the sellers and the local jurisdiction will not receive local charge revenue from prepaid MTS once the new law is effective on January 1, 2016.

If the local jurisdiction does not contract with BOE by September 1, 2015, the next deadline is December 1, 2015, for collection beginning April 1, 2016. Current law imposes a variety of surcharges on phone services, including prepaid mobile phone services. Currently, phone carriers are generally responsible for collecting and paying these surcharges (for example, the 911 emergency surcharge and California Public Utilities Commission surcharges) to the state. The new law replaces all current charges imposed upon prepaid mobile phone services with a new prepaid MTS surcharge. The prepaid MTS surcharge will be paid by purchasers of prepaid wireless services in California and be collected at the time of purchase.

Under the new law, the MTS surcharge will be the only method for local jurisdictions to collect taxes and surcharges imposed upon prepaid mobile telephone services sold in their jurisdiction.

PUBLIC OUTREACH/INTEREST

This item does not require any additional public outreach.

COORDINATION

This item was prepared in coordination with the City Attorney and the Controller's Bureau.

COST SUMMARY/IMPLICATIONS

Adoption of the attached resolution will allow the City to receive revenues associated with prepaid wireless services.

SOCIAL EQUITY:

Economic: No direct economic opportunities have been identified.

Environmental: No direct environmental opportunities have been identified.

Social Equity: No social equity opportunities have been identified.

For questions regarding this report, please contact David McPherson, Revenue & Tax Administrator, at 510-238-6650

Respectfully submitted,

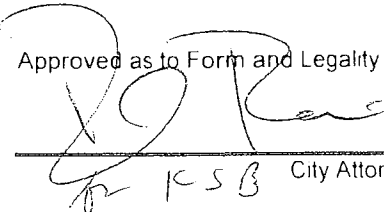


David McPherson
Revenue & Tax Administrator
Revenue Management Bureau

Prepared by:
Margaret O'Brien
Principal Revenue Analyst

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2015 AUG 13 AM 8:59

Approved as to Form and Legality

City Attorney

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING THE EXAMINATION OF PREPAID MOBILE TELEPHONY SERVICES SURCHARGE AND LOCAL CHARGE RECORDS

WHEREAS, pursuant to Ordinance No. 12844 C.M.S. of the City of Oakland and the Local Prepaid Mobile Telephone Services Collection Act, the City of Oakland, hereinafter called "Local Jurisdiction," entered into a contract with the State Board of Equalization, hereinafter referred to as the "Board," to perform all functions incident to the administration and collection of the prepaid mobile telephony services surcharge and local charges (Rev. & Taxation Code §42101.5); and

WHEREAS, the Local Jurisdiction deems it desirable and necessary for authorized representatives of the Local Jurisdiction to examine confidential prepaid mobile telephony services surcharge and local charge records pertaining to the prepaid mobile telephony services surcharge and local charges collected by the Board for the Local Jurisdiction pursuant to the contract; and

WHEREAS, the Board will make available to the Local Jurisdiction any information that is reasonably available to the Board regarding the proper collection and remittance of a local charge of the Local Jurisdiction by a seller, including a direct seller, subject to the confidentiality requirements of Sections 7284.6, 7284.7, and 19542 of the Revenue and Taxation Code; and

WHEREAS, Sections 42110 and 42103 of the Revenue and Taxation Code set forth certain requirements and conditions for the disclosure of Board of Equalization records and establish criminal penalties for the unlawful disclosure of information contained in or derived from the prepaid mobile telephony services charges and local charge records of the Board; now, therefore, be it

RESOLVED: That the Revenue and Tax Administrator, Principal Revenue Analyst, Revenue Analyst, Revenue Operations Supervisor and Tax Auditor II/III or other officer or employee of the Local Jurisdiction designated in writing by the City Administrator to the Board is hereby appointed to represent the Local Jurisdiction with authority to examine prepaid mobile telephony services surcharge and local charge records of the Board pertaining to prepaid mobile telephony

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Mayor's
Recess Agenda

services surcharge and local charges collected for the Local Jurisdiction by the Board pursuant to the contract between the Local Jurisdiction and the Board; and be it

FURTHER RESOLVED: That the information obtained by examination of the Board records shall be used only for purposes related to the collection of the Local Jurisdiction's prepaid mobile telephony services surcharge and local charges by the Board pursuant to the contract; and be it

FURTHER RESOLVED: That the information obtained by examination of the Board records shall only be used for purposes related to the collection of the Local Jurisdiction's prepaid mobile telephony services surcharge and local charges by the Board pursuant to the contract between the Local Jurisdiction and the Board.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, and PRESIDENT GIBSON MCELHANEY

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

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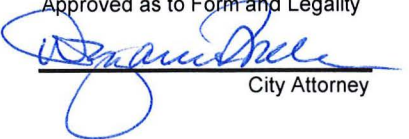
Mayor's
Recess Agenda

AUG 25 2015

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2015 SEP 25 AM 9:01

Approved as to Form and Legality


City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION RATIFYING ACTION TAKEN BY THE MAYOR DURING THE OAKLAND CITY COUNCIL 2015 ANNUAL RECESS IN CONFORMANCE WITH THE COUNCIL'S RULES OF PROCEDURE CODIFIED IN RESOLUTION NO. 82580 C.M.S., PASSED MARCH 2, 2010

WHEREAS, the City Council has taken its annual recess beginning August 1, 2015 and ending September 7, 2015; and

WHEREAS, pursuant the Council's Rules of Procedure codified in Resolution No. 82580 C.M.S., passed March 2, 2010 wherein certain authority to take action on behalf of the City Council is delegated to the Mayor during the annual recess, the following action was taken:

August 18, 2015 – City of Oakland Recess Agenda

1. A Resolution Fixing The Rate Of Property Tax and Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year (FY) 2015-2016 For Voter Approved Measure M (The Emergency Medical Services Retention Act), Measure N (The 1997 Paramedic Services Act), Measure Q (The Library Services And Retention Act), And Measure Z (The Public Safety And Services Act Of 2014)
2. A Resolution Amending Resolution No. 84522 CMS Authorizing a Contract with Causa Justa to Administer the Oakland Day Labor Program, to Extend the Contract to November 30, 2015
3. Resolution Fixing the Rate of Property Tax and Levying a Tax on Real and Personal Property in the City of Oakland for Fiscal Year 2015-2016 for Voter-Approved Indebtedness

August 25, 2015 – City of Oakland Recess Agenda

1. A Resolution Authorizing The City Administrator To
 - 1) Enter Into Grant Agreements To Provide Operational Support To Senior Centers For Fiscal Years 2015-2016 And 2016-2017 With:

- A) Family Bridges In The Amount Of \$159,360,
- B) Unity Council In The Amount Of \$350,592,
- C) Vietnamese American Community Center Of The East Bay In The Amount Of \$36,720,
- D) Vietnamese Community Development Inc. In The Amount Of \$36,720; and

2) Enter Into A Grant Agreement With Service Opportunity For Seniors In An Amount Of \$50,000 For The Meals On Wheels Program To Provide Meals To Seniors For Fiscal Year 2015-2016

- 2. A Resolution Authorizing The City Administrator To Enter Into A Memorandum Of Understanding (MOU) With The East Bay College Fund To Implement The Oakland Promise Initiative Which Will Provide Children And Families "Cradle To Career" Educational, Financial, And Other Support For Higher Education Opportunities
- 3. Resolution Authorizing The Examination Of Prepaid Mobile Telephony Services Surcharges And Local Charge Records;

now, therefore, be it

RESOLVED: That the Oakland City Council does hereby ratify the above-mentioned action taken by the Mayor during the City Council annual recess commencing August 1, 2015 and ending September 7, 2015.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLÉN, KALB, KAPLAN, REID, and PRESIDENT GIBSON MCELHANEY

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

LaTonda Simmons
 City Clerk and Clerk of the Council
 of the City of Oakland, California