

City of Oakland

*Office of the City Clerk
Oakland City Hall,
1 Frank H. Ogawa Plaza, Room 201
Oakland, California 94612*



CITY OF OAKLAND

Meeting Agenda - SUPPLEMENTAL

Thursday, March 10, 2022

10:30 AM

Please See The Agenda To Participate In The Meeting

Virtual Tele- Conference Via Zoom

***Rules & Legislation Committee**

Pursuant to California Government Code Section 54953(e), the City Council has found that an imminent risk to the health of attendees due to the COVID-19 pandemic continues to exist. Therefore, all City Councilmembers will particulate in the meeting via phone/video conference without notice of their teleconference locations

PUBLIC PARTICIPATION

The public may observe and/or participate in this meeting many ways.

OBSERVE:

- To observe, the public may view the televised video conference by viewing KTOP channel 10 on Xfinity (Comcast) or ATT Channel 99 and locating City of Oakland KTOP - Channel 10
- To observe the meeting online from the City's Agenda Meeting Calendar, at the noticed meeting time, please click on <https://oakland.legistar.com/calendar.aspx> and click on the "In Progress" link under "Video" for the corresponding meeting.
- To observe the meeting by video conference, please click on this link: <https://us02web.zoom.us/j/87529531780> at the noticed meeting time.
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 436 2866 or +1 301 715 8592 or +1 312 626 6799 or 833 548 0282 (Toll Free) or 877 853 5247 (Toll Free) or 888 788 0099 (Toll Free) or 833 548 0276 (Toll Free) Meeting ID: 875 2953 1780

If asked for a participant ID or code, press #.

COMMENT:

ALL PUBLIC COMMENT ON ACTION ITEMS WILL BE TAKEN AT THE BEGINNING OF THE MEETING UNDER ITEM 1. COMMENT FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN UNDER OPEN FORUM AT THE END OF THE MEETING

There are three ways to submit public comments.

- eComment. To send your comment directly to Council members and staff BEFORE the meeting starts please click on <https://oakland.legistar.com/calendar.aspx> and click on the "eComment" link for the corresponding meeting. Please note that eComment submission closes five (5) minutes before posted meeting time.
- To comment by Zoom video conference, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on a eligible agenda item at the beginning of the meeting. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Instructions on how to "Raise Your Hand" is available at: <https://support.zoom.us/hc/en-us/articles/205566129> - Raise-Hand-In-Webinar.
- To comment by phone, please call on one of the above listed phone numbers. You will be prompted to "Raise Your Hand" by pressing "*9" to speak when Public Comment is taken. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Please unmute your self by pressing *6.

If you have any questions, please email the Agenda Management Unit at cityclerk@oaklandca.gov

- Office of the City Clerk

COMMITTEE MEMBERSHIP:

**Council President Nikki Fortunato Bas, District 2; Councilmember Carroll Fife, District 3; Councilmember Dan Kalb, District 1; Chairperson: President Pro Tempore Sheng Thao, District 4*

Roll Call / Call To Order

1 PUBLIC COMMENT:

COMMENT ON ALL ACTION ITEMS WILL BE TAKEN AT THIS TIME. COMMENTS FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN DURING OPEN FORUM

2 NO MINUTES FOR APPROVAL

3 New Scheduling Items

- 4 Review Of Draft Agendas And Review Of Pending Lists For Council And Committee Meetings
[22-0133](#)

5 Determinations Of Closed Session

- 6 Subject: Housing, Residential Rent And Relocation Board Appointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Pedro Viramontes As A Tenant Member, And John Deboer As A Tenant Alternate Member, And Reappointments Of Evelyn Torres As An Undesignated Member, And Kathleen Sims As Owner Alternate Member To The Housing, Residential Rent And Relocation Board
[22-0130](#)

Attachments: [View Report](#)
[View Application And Resume](#)
[View Legislation](#)

Pursuant to Rule 28 of Resolution 88266 C.M.S., this item was added this agenda.

- 7 Subject: Support Of Senate Bill 917
From: Councilmember Kalb
Recommendation: Adopt A Resolution In Support Of Senate Bill 917 (Becker) That Would Require The Metropolitan Transportation Commission To Develop And Adopt A Connected Network Plan, Adopt An Integrated Transit Fare Structure, Develop A Comprehensive, Standardized Regional Transit Mapping And Wayfinding System, Develop An Implementation And Maintenance Strategy And Funding Plan And Establish Open Data Standards, And Require Bay Area Transit Agencies To Comply With These New Systems And Plans
[22-0131](#)

Attachments: [View Report](#)
[View Report Fact Sheet](#)
[View Legislation](#)

Pursuant to Rule 28 of Resolution 88266 C.M.S., this item was added this agenda.

8 Subject: Resolution In Support Of Senate Bill 852 (Dodd)
 From: Councilmember Kalb
 Recommendation: Adopt A Resolution Supporting Senate Bill 852 (Dodd) That Would Authorize Cities, Counties, And Special Districts, Either Alone Or In Combination, To Establish Climate Resilience Districts That Would Be Able To Raise Revenue Through Tax Increment Funding, And Voter Approved Supplemental Property Taxes, Property Benefit Assessments Or Fees To Fund, Plan And Implement Projects And Programs To Address Local Impacts Of Climate Change
 [TITLE CHANGE]
[22-0132](#)

- Attachments:** [View Fact Sheet Report](#)
[View Report](#)
[View Legislation](#)
[View Supplemental Legislation 3/3/2022](#)

Pursuant to Rule 28 of Resolution 88266 C.M.S., this item was added this agenda.

Legislative History

3/3/22	*Rules & Legislation Committee	Continued to the *Rules & Legislation Committee
--------	-----------------------------------	--

A Title change was read into record.

Open Forum

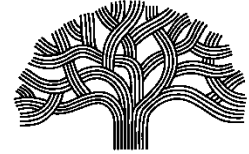
Adjournment

Americans With Disabilities Act

MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM 8:30AM TO 5:00PM

*** In the event a quorum of the City Council participates on this Committee, the meeting is noticed as a Special Meeting of the City Council; however, no final City Council action can be taken.**

CITY OF OAKLAND



1 FRANK H. OGAWA PLAZA • 3RD FLOOR • OAKLAND, CALIFORNIA 94612

Office of the Mayor
Libby Schaaf
Mayor

(510) 238-3141
FAX: (510) 238-4731
T DD: (510) 238-3254

Letter of Appointment

February 24, 2022

The Honorable City Council
One Frank H. Ogawa Plaza, Second Floor
Oakland, CA 94612

Dear President Bas and members of the City Council:

Pursuant to City Charter Section 601, the Mayor has appointed the following person as members of the following board or commission, subject to City Council confirmation:

Housing, Residential Rent and Relocation Board

John DeBoer, Tenant Alternative Term: February 12, 2022 - February 11, 2025

Pedro Viramontes, Tenant Representative Term: February 12, 2022 - February 11, 2025

Evelyn Torres, Undesignated Member Term: February 12, 2022 - February 11, 2025
(reappointment)

Kathleen Sims, Owner Alternative Term: February 12, 2022 - February 11, 2025
(reappointment)

Thank you for your assistance in this matter.

Sincerely,

Libby Schaaf
Mayor

Profile

Pedro _____ Viramontes _____
First Name Middle Initial Last Name

[Redacted]

Email Address [Redacted]

[Redacted]

Street Address [Redacted]

Suite or Apt. [Redacted]

[Redacted]

City [Redacted]

State [Redacted]

Postal Code [Redacted]

Mobile: [Redacted]

Business: [Redacted]

Primary Phone

Alternate Phone

_____ Staff Attorney & Clinical East
 Bay Community Law Center Supervisor _____
Employer Job Title

Which Boards would you like to apply for?

Housing, Residential Rent and Relocation Board: Submitted

Interests & Experiences

Please tell us how your qualifications and participation will relate to the requested board and/or commission's mission.

I am interested in serving on the Oakland Rent Board as a regular member. My experiences and sense of duty have prepared me to serve the Oakland community in this role and further the Rent Board's mission. My professional experience at the East Bay Community Law Center has highlighted the importance of approaching each dispute with curiosity. In practice, this means devoting time to understanding my client's story and interrogating any assumptions that may come to my mind throughout the representation. I take this extra time to make sure I understand my client's story through their worldview, not mine, and that I do not unwittingly inject facts or values into their story. I believe this is crucial to ensure I effectively advocate and counsel my clients to the best of my abilities. This same practice has prepared me to fairly and equitably resolve each landlord-tenant dispute that comes before the Rent Board. I will review each petition to understand the dispute as best as possible. I will note, interrogate, and set aside any assumptions not reflected in the record. I will take this extra time to accurately understand the dispute so I may correctly apply the law. In addition, I take my obligation to never mislead the court or anyone about the law very seriously. In my practice at EBCLC, I frequently revisit and reread the laws governing

landlord-tenant relationships. I also devote my time researching the history and intent of these laws to give the court and my clients context about why the law is written as it is. I will apply this same sense of duty of candor and care in my service on the Oakland Rent Board. Thank you for your time spent reviewing my application. I really appreciate it.

Please submit your resume or curriculum vitae. You may upload a document. (A Word format is preferred.) Alternatively, you may paste the text of your resume in the field provided below.

Pedro Viramontes

Page 1 of 2

[Rent Board Resume.docx](#)

Upload a Resume

Please paste the text of your resume or curriculum vitae below.

Please click the acknowledgement below.

Service on City of Oakland boards, commissions, and committees may require filings of the FPPC's Statements of Economic Interest (Form 700). Upon appointment and determination of filing status, I will comply with all filing obligations.

I Agree *

Pedro Viramontes

Education

University of California, Berkeley, School of Law

May 2018

Journal: Co-Editor-in-Chief (Vol. 28), Associate Editor (Vol. 27), Berkeley La Raza Law Journal

California State University, Los Angeles (M.A., Philosophy)

May 2015

Publication: *The Normative Critique of Law's Claim to Authority*, Philosophy in Practice (Vol. 8)

California State University, Northridge (B.A., Philosophy)

Dec. 2012

Experience

East Bay Community Law Center, Berkeley, CA

Staff Attorney & Clinical Supervisor, Housing Unit Aug. 2018 – Present *Clinical Law Student, Housing Clinic* Jan. – Apr., Sept. – Dec. 2017

- Provide full-scope representation to low-income tenants in unlawful detainer proceedings by propounding and responding to discovery, taking depositions of party and non-party witnesses, drafting and arguing motions, negotiating settlements, and conducting bench and jury trials
- Supervise law students in the housing clinic, as well as the Tenants' Rights Workshop
- Lecture on case management, substantive rules governing eviction lawsuits, procedural rules governing civil actions, litigation strategy, settlement negotiations, dispositive motions, and client communications
- Advocate policy and rule changes to the Superior Court of Alameda County and Alameda County Board of Supervisors in response to the COVID-19 pandemic
- Research history and impact of the Unlawful Detainer Act on tenants in California to further discussion of evictions and propose rule and legislative changes to courts and legislature

Federal Trade Commission, San Francisco, CA

Summer Law Clerk

May – July 2017

- Interviewed consumers to uncover any unfair or deceptive practices, including nationwide student loan debt relief scams and utility scams, and drafted declarations for consumers in support of proposed enforcement actions
- Drafted research memos for supervising attorneys describing the legal basis of enforcement actions and refuting arguments in opposition papers

Eviction Defense Collaborative, San Francisco, CA

Summer Law Clerk

May – Aug. 2016

- Staffed the intake team and conducted client interviews to draft answers for pro per tenants; drafted oppositions to motions for pro per tenants; assisted clients in responding to discovery requests

Other Experience

Lecturer, Causes and Conditions of Poverty (Berkeley Law, 289.001) Nov. 2021 *Presenter, The COVID-19 Pandemic and Unlawful Detainers (ADR mediator training)* Oct. 2020

Guest speaker, Ted Mermin, Consumer Protection Law (Berkeley Law, 285.4)

Oct. 2019

Languages

Fluent in Spanish

Pedro Viramontes

Admission & Affiliations

California State Bar, No. 324179

Alameda County Bar Association (Trial Practice Section); San Francisco La Raza Lawyers Association;

California Lawyers Association (Litigation Section); American Bar Association (Litigation Section)

Profile

John	R	deBoer
<small>First Name</small>	<small>Middle Initial</small>	<small>Last Name</small>

[Redacted]

Email Address
[Redacted]

[Redacted]

Street Address
[Redacted]

Suite or Apt.
[Redacted]

[Redacted]

City

State

Postal Code

Mobile: [Redacted]

Primary Phone

Mobile: [Redacted]

Alternate Phone

Blackbird Tailoring

Employer

Alterations Tailor

Job Title

Which Boards would you like to apply for?

Housing, Residential Rent and Relocation Board: Submitted

Interests & Experiences

Please tell us how your qualifications and participation will relate to the requested board and/or commission's mission.

Since 2019 I have been a member of the Oakland Tenants Union, helping fellow tenants with their problems and issues and advocating for housing policies in Oakland. From this experience I think I have a pretty decent layman's grasp on Oakland housing law and a sense of the kind of housing issues that people are dealing with here. I want to continue the work of helping people find solutions to their housing problems and make sure everyone is treated fairly under the law. As I have been advising tenants weekly already, I am prepared to show up and diligently carry out the duties of the rent board. I'm looking forward to seeing what it's like!

Please submit your resume or curriculum vitae. You may upload a document. (A Word format is preferred.) Alternatively, you may paste the text of your resume in the field provided below.

[rent_board_resume.rtf](#)

Upload a Resume

John R deBoer

Page 1 of 2

Please paste the text of your resume or curriculum vitae below.

John deBoer [REDACTED] VOLUNTEER EXPERIENCE:
Oakland Tenants Union Member, 2019 – present. Policy Committee, Outreach Committee, member 2021 – present. Education and Counseling Committee Chairperson, 2021 – present. Held biweekly tenant advice sessions by Zoom and in-person at Oakland Library. Chaired monthly Committee Meetings. Counseled individual tenants by phone and e-mail on issues including evictions, repairs, harassment, lease issues, legal rights, rent control, Section 8, etc. contact: Eddie Ytuarte, cochairs@oaklandtenantsunion.org
PROFESSIONAL EXPERIENCE: References available on request
Alterations Tailor, Blackbird Tailoring. 2019 – present. Alterations Tailor, Bloomingdales San Francisco. 2014 - 2019. Production Seamstress, Dollhouse Bettie. 2014. Workshop Manager, Dress Doctor. 20132014. Assistant Costume Shop Manager, Wesleyan University Theater. 2007-2012. EDUCATION: BA in Fine Arts, Bard College.

Please click the acknowledgement below.

Service on City of Oakland boards, commissions, and committees may require filings of the FPPC's Statements of Economic Interest (Form 700). Upon appointment and determination of filing status, I will comply with all filing obligations.

I Agree *

John deBoer

VOLUNTEER EXPERIENCE:

Oakland Tenants Union

Member, 2019 – present.

Policy Committee, Outreach Committee, member 2021 – present.

Education and Counseling Committee Chairperson, 2021 – present.

- Held biweekly tenant advice sessions by Zoom and in-person at Oakland Library.
- Chaired monthly Committee Meetings.
- Counseled individual tenants by phone and e-mail on issues including evictions, repairs, harassment, lease issues, legal rights, rent control, Section 8, etc.

contact: Eddie Ytuarte, cochairs@oaklandtenantsunion.org

PROFESSIONAL EXPERIENCE:

References available on request

Alterations Tailor, Blackbird Tailoring. *2019 – present.*

Alterations Tailor, Bloomingdales San Francisco. *2014 - 2019.*

Production Seamstress, Dollhouse Bettie. *2014.*

Workshop Manager, Dress Doctor. *2013-2014.*

Assistant Costume Shop Manager, Wesleyan University Theater. *2007-2012.*

EDUCATION:

BA in Fine Arts, Bard College.

City of Oakland Boards & Commissions

Submit Date: Jan 12, 2018

Profile

Kathleen

Sims

First Name

Middle Initial

Last Name

Email Address

Street Address

City

Suite or Apt

State

Postal Code

Business: [REDACTED]

Home: [REDACTED]

Primary Phone

Alternate Phone

Self-Employed

Licensed Real Estate Broker

Employer

Job Title

Which Boards would you like to apply for?

Housing, Residential Rent and Relocation Board: Appointed

Interests & Experiences

Please tell us how your qualifications and participation will relate to the requested board and/or commission's mission.

My experience working and managing the largest public housing department for 17 years at the Oakland Housing Authority provides a wealth of knowledge in housing challenges, city, state and federal rules and statutes. My career experience as a real estate broker provides additional experience and education in ongoing tenant/landlord conflicts. I hope that this experience will help mitigate inherent differences between landlords and tenants and provide the City with fair and respected resolutions. Kathleen Sims

Please submit your resume or curriculum vitae. You may upload a document. (A Word format is preferred.) Alternatively, you may paste the text of your resume in the field provided below.

[Kathleen Williams Sims RRES Professional Expertise.pdf](#)

Upload a Resume

Please paste the text of your resume or curriculum vitae below.

Kathleen Sims

Page 1 of 2

Please click the acknowledgement below.

Service on City of Oakland boards, commissions, and committees may require filings of the FPPC's Statements of Economic Interest (Form 700). Upon appointment and determination of filing status, I will comply with all filing obligations.

I Agree *

Professional Expertise

Kathleen Sims is the Broker/Owner of Rosewood Properties in Oakland CA. Previous experience includes expertise in the management of the Housing Choice Voucher (HCV) also known as Section 8, with 20 plus years of experience in public housing management, including broad-based expertise in the application of HUD regulations.

Management of the HCV program including oversight of the moderate rehabilitation; project-based vouchers; family self-sufficiency, and homeownership programs.

Extensive experience at providing program management to city, state and federal public agencies and private property owners:

- Management of HCV Program, including the development, implementation, review and evaluation of policies and procedures to ensure compliance with federal regulations
- Coordination of HCV activities among inter-departments, public agencies and private sector organizations; financial institutions
- Department point person for proprietary software development, implementation and conversion
- Development of audit processes and responses to HUD reviews for the HCV program, including home ownership, project based vouchers, moderate rehabilitation contracts
- Project management, including expiring HUD opt-out contracts, performance compliance, and community education
- Extensive experience Interfacing effectively with legal counsel, government agencies, city counsel members, and community organizations.

Consulting Experience

Consulting Projects

- Management of HCV contract administration, including development, implementation, review and monitoring of policies and procedures to ensure compliance with federal regulations
- Coordination of HCV or public housing activities with other departments, public agencies and private sector organizations, including financial institutions

- Development of audit processes and responses to HUD audits for the HCV program, including project-based vouchers and moderate rehabilitation contracts
- Project management, including expiring opt-out contracts, preservation voucher conversions, public housing conversions, performance compliance and community education
- Property owner consulting and training
- Coordination with legal counsel, as required

***Project Manager, Disposition of Low Income Public Housing Program
Berkeley Housing Authority***

Managed the disposition and conversion of the Berkeley Housing Authority's low income public housing to privately owned affordable housing. Upon the selection of a new affordable housing provider, the public housing program received Section 8 Project-Based Vouchers. Rosewood's primary responsibilities included the coordination of the consulting team, facilitation of the feasibility and advisory planning committees; and the management of resident engagement. Rosewood participated in meeting with the Berkeley City Council; the Berkeley Rent Stabilization Board; HUD local field, D.C. and Chicago staff.

Policy and Procedure Development

Berkeley Housing Authority

Developed HUD-compliant procedures to improve the administration and operation of the HCV and Low-Income Public Housing Programs.

Administrative Plan Review

Contra Costa County Housing Authority

Audit of HACCC Administrative Plan policies, procedures, and processes for compliance with regulatory requirements.

Multifamily Income Certification

Page Holloway Affordable Housing Apartments

Managed the income certification process including the scheduling, interview and income verification for PBV program participants. Responsible for the development of HUD compliant policies, procedures, and processes; counsel property owner on HUD policies and regulations, and CA landlord/tenant requirements.

Income certification interview and verification

Satellite Housing Organization

Provided temporary support to Satellite Housing to achieve compliance with an income certification backlog at Harrison Towers and Adel Ct.

Employment Experience

Assistant/Acting Director of Leased Housing 2004-2007
Oakland Housing Authority

Directed staff of six managers with oversight of 101-150 staff, 12,000 HCV participants, and 7,000 property owners. Responsible for department operations and services delivery; oversight of department reorganization; participation in the development of the annual department budget; contract conversion/opt-out management; participation in city and community meetings; community outreach and education; coordination with public agencies and private sector organizations; and collaboration with OIG and legal counsel on program issues and legal challenges.

Housing Assistant Manager 2000-2004
Oakland Housing Authority

Directed, supervised, and evaluated a team of 20 employees, responsible for 3,500 annual housing quality inspections, and income certifications.

Major Accomplishments:

- With no existing employee performance expectations in place, created and implemented a clear and measurable set of performance standards for the team. Results: Employees demonstrated greater self-confidence in their job knowledge, efficiency, and effectiveness.
- Developed and implemented Homeownership Program at OHA.
- Created ongoing weekly staff training. Results: improved understanding of complex Federal, State and Local statutes and regulations.
- Developed peer review process. Results: improved staff performance and audit skills.

Housing Assistance Representative 1990-2000
Oakland Housing Authority

Performed 500-700 certifications and housing quality inspection; enforced housing quality standards. Negotiated rental housing contracts and leases; counseled and mediated conflicts between property owners/managers and tenants. Collaborated with city/owner attorneys, tenants, and advocates; represented

the agency in local and federal court. Interacted with city departments and inspectors; coordinated relocation projects. Supervised a small staff; field trained new hires.

Extraordinary Service Award, 2002, 2003, 2004, and 2005; Outstanding Performance Award, 2006.

Education & Certifications

Bachelor of Arts, Politics, University of San Francisco
State of California Real Estate Broker License, CalBRE#00815462, 1985-present
Housing Specialist Certification - Advanced Rent Calculations
Housing Specialist Certification - Housing Quality Standards
(Property Inspection)
Public Housing Specialist Certification
Executive Management Certification Section 8
Certified Professional of Occupancy (CPO)
Notary Public

Profile

Evelyn _____ Torres _____

First Name Middle Initial Last Name

Email Address

Street Address

Suite or Apt

City

State

Postal Code

Mobile: _____

Mobile: _____

Primary Phone

Alternate Phone

House of Representatives

Congressional Aide

Employer

Job Title

Which Boards would you like to apply for?

Housing, Residential Rent and Relocation Board: Appointed

Interests & Experiences

Please tell us how your qualifications and participation will relate to the requested board and/or commission's mission.

I've been a resident of Oakland for over a decade. Within that time, I have been an advocate in various issues, including Housing, Healthcare for all, and Early Care and Education. I love this city and want to continue to be involved and support in areas most needed. In addition, I have over a decade of experience in local, state, and federal government, including external partnerships with local and state leaders. I would be honored to join this dynamic group of Oakland volunteers.

Please submit your resume or curriculum vitae. You may upload a document. (A Word format is preferred.) Alternatively, you may paste the text of your resume in the field provided below.

[Resume - Evelyn Torres .pdf](#)

Upload a Resume

Please paste the text of your resume or curriculum vitae below.

Evelyn Torres

Page 1 of 2

Please click the acknowledgement below.

Service on City of Oakland boards, commissions, and committees may require filings of the FPPC's Statements of Economic Interest (Form 700). Upon appointment and determination of filing status, I will comply with all filing obligations.

I Agree *

Evelyn Torres

EXPERIENCE

Barbara Lee for Congress, Oakland — *Campaign Manager*

JAN 2020 - MAY 2021

- Developed and implemented a strategy to expand the volunteer base to increase voter turnout to 50% in partnership with the Democratic Campaign Congressional Committee and the California Democratic Party.
- Managed outreach efforts with the Congressional Progressive Caucus and the Democratic National Committee to grow leadership support amongst caucus members for the presidential race. Evaluate and recommend nationwide regions for increased visibility for the Joe Biden Presidential race.
- Worked with local partners such as Oakland Rising, APEN, and Causa Justa in voter education and mobilization efforts. Including providing resources for vote by mail deadlines, voter registration information, and expanding ballot drop box locations.
- Lead statewide volunteer training in partnership with the California Democratic Party; community outreach calls for seniors in response to COVID-19, election campaign phone banking, and virtual house parties.

House of Representatives 13th Congressional District, Oakland — *Congressional Aide*

JAN 2020 - MAY 2021

- Work closely with the Federal Grants department to connect and support the application process and recommendation letter amongst our district CBO's and philanthropic partners.
- Organize and lead monthly calls with city mayors to develop systems for collaboration between governmental agencies and community resources.
- Spearhead quarterly roundtables with local LGBTQIA+ and Latinx community leaders to provide district reports, and collect and respond to stakeholder input.
- Manage relationships with the LGBTQAI+ and Latinx nonprofits, local leadership, and community, and support legislative initiatives.

Síntesis Strategies, Oakland — *CEO*

MAY 2016 - JAN 2020

- Lead the California Coalition for Equity in Early Care and Education to reform ECE and create a statewide coalition for a state ballot measure.
- Advanced legislative proposal for Health4all to expand health care to all Californians regardless of their immigrant status.
- Developed and managed a Northern California Domestic Workers Coalition made up of 15 organizations to reform legislation that allows the exposure of hazardous chemicals while working.
- Developed fundraising strategy for candidates and PACs to expand and develop their donor base at the city and state levels.
- Assembled training for youth and young professionals to create policy priorities for their communities and coordinated state capital day trips to present policy priorities to state legislators.
- Built strong partnerships with leading foundations, non-profits, community-based organizations, government agencies, and educational partners to expand funding for programs.

- Lead the Resilient Fruitvale Project created to develop and implement disaster preparedness plans made up of government agencies, community organizations, and community members.

Mission Neighborhood Centers, Inc., San Francisco — *Early Care and Education Coalition Coordinator*

MARCH 2018 - JUNE 2018

- Directed and assisted coalitions to develop legislative action that promotes the coalition's mission, position statements, and recommended endorsement for state policies.
- Advocated for policy priorities during the state budget cycle and with the County of San Francisco.
- Managed expenditures of the coalition budget to seek future grants to obtain additional funding.
- Collaborated and worked closely with state legislators, statewide organizations, foundations, and local elected officials.

Annie Eagan Consulting, Oakland — *Fundraising Associate*

OCTOBER 2015 - MARCH 2016

- Secured over 500 thousand dollars in local and state elections and over 1 million dollars in state propositions through significant gift solicitation, creative sponsorship opportunities, and influential donor cultivation events.
- Created online mailers and marketing campaigns for political elections.
- Designed and developed strategies for mutually beneficial relationships with sponsorships of unions, local businesses, and individual donors.

Artos Consulting, Oakland — *Managing Partner*

MAY 2014 - OCTOBER 2015

- Managed campaign elections for city council, school board, and state elected officials.
- Coordinated hiring and training for campaign staff and volunteers.
- Oversaw external relationships with local and regional partners.

Bryan Parker for Oakland Mayor, Oakland — *Field Director*

SEPTEMBER 2014 - NOVEMBER 2014

- Coordinated and implemented detailed campaign strategies to reach a population of 425 thousand.
- Recruited and managed volunteers to be trained in phone banking and canvassing.
- Implemented and managed tracking database for field outreach and infrastructure of staff and volunteers
- Drafted campaign field plan and organized field events in all 7 districts of the city
- Represented campaign political events in various communities including, Chinese, Latino and African American communities

EDUCATION

San Francisco State University, San Francisco — *B.A. in Latino/a Studies*



CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

INTRODUCED BY MAYOR LIBBY SCHAAF

RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENTS OF PEDRO VIRAMONTES AS A TENANT MEMBER, AND JOHN DEBOER AS A TENANT ALTERNATE MEMBER, AND REAPPOINTMENTS OF EVELYN TORRES AS AN UNDESIGNATED MEMBER, AND KATHLEEN SIMS AS OWNER ALTERNATE MEMBER TO THE HOUSING, RESIDENTIAL RENT AND RELOCATION BOARD

WHEREAS, Section 601 of the City Charter provides that members of City boards and commissions shall be appointed by the Mayor subject to confirmation by the affirmative vote of five members of the City Council; and

WHEREAS, Ordinance No. 11954 C.M.S., adopted December 17, 1996, and amended by Ordinance No. 12030 C.M.S., adopted December 16, 1997, and further amended by Ordinance 12273 C.M.S., adopted July 25, 2000, Ordinance No. 12399 C.M.S., adopted February 5, 2002, Ordinance No. 12538 C.M.S., adopted September 30, 2003, Ordinance No. 12706 C.M.S., adopted October 4, 2005, Ordinance No. 13373 C.M.S., adopted June 7, 2016, Ordinance No. 13418 C.M.S., adopted February 7, 2017, Ordinance No. 13618 C.M.S., adopted October 20, 2020, and Ordinance No. 13649 C.M.S., adopted May 18, 2021, creates the Housing, Residential Rent and Relocation Board ("Board") to assume all duties and functions heretofore exercised by the Housing Advisory and Appeals Board, Relocation Appeals Board, and the Housing Advisory and Appeals Board; and

WHEREAS, the Board consists of seven (7) members, two tenants, two residential rental property owners, and three undesignated members, serving not more than two consecutive three-year staggered terms and two alternates for each of the three classes of members; and

WHEREAS, the Honorable Mayor Libby Schaaf has appointed Pedro Viramontes and John DeBoer and reappointed Evelyn Torres and Kathleen Sims to serve three-year terms subject to confirmation by the City Council; now, therefore, be it:

RESOLVED: That pursuant to City Charter section 601, the City Council hereby confirms the Mayor’s appointments to the Housing, Residential Rent and Relocation Board, which consist of

Pedro Viramontes to serve a three-year term as a Tenant Member that began February 12, 2022 and will end February 11, 2025, filling the seat previously held by Rose Auguste, and

John DeBoer to serve a three-year term as Tenant Alternate Member that began February 12, 2022 and will end February 11, 2025, filling the seat previously held by Hannah Flannery; and be it

FUTHER RESOLVED: That pursuant to City Charter section 601, the City Council hereby confirms the Mayor’s reappointments to the Housing, Residential Rent and Relocation Board, which consist of

Evelyn Torres to serve a three-year term as an Undesignated Member that began February 12, 2022 and will end February 11, 2025, filling the seat previously held by herself, and

Kathleen Sims as an Owner Alternate Member to serve a three-year term that began February 12, 2022 and will end February 11, 2025, filling the seat previously held by herself.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND
PRESIDENT FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California

3150697v1



AGENDA REPORT

CITY HALL - ONE FRANK H. OGAWA PLAZA, 2ND FLOOR - OAKLAND - CA 94612

DAN KALB
Councilmember District 1

(510) 238-7001
dkalb@oaklandca.gov

DATE: March 5, 2022

TO: Members of the City Council and Members of the Public

FROM: Councilmember Kalb

SUBJECT: RESOLUTION IN SUPPORT OF SENATE BILL 917 (BECKER) THAT WOULD REQUIRE THE METROPOLITAN TRANSPORTATION COMMISSION TO DEVELOP AND ADOPT A CONNECTED NETWORK PLAN, ADOPT AN INTEGRATED TRANSIT FARE STRUCTURE, DEVELOP A COMPREHENSIVE, STANDARDIZED REGIONAL TRANSIT MAPPING AND WAYFINDING SYSTEM, DEVELOP AN IMPLEMENTATION AND MAINTENANCE STRATEGY AND FUNDING PLAN AND ESTABLISH OPEN DATA STANDARDS, AND REQUIRE BAY AREA TRANSIT AGENCIES TO COMPLY WITH THESE NEW SYSTEMS AND PLANS.

Dear Colleagues and Members of the Public,

It is high-time we address longstanding transit connectivity and equity issues in the Bay Area. Our residents deserve a first-class, seamless experience that improves access to jobs and housing. This is especially important given our region's overall climate goals and the adverse impacts the COVID-19 pandemic has had on public transit ridership. As of November 2021, transit ridership recovered to just 40% of pre-pandemic levels, while traffic of the majority of Bay Area bridges exceeded 90% of pre-pandemic levels.

I want to thank Senator Becker for putting forth this legislation and the Blue Ribbon Transit Recovery Task Force for its great work in developing the Bay Area Transit Transformation Action Plan. This plan outlines critical elements for a seamless and connected transit experience. Its 27 actions include fare integration, all-agency passes, reduced-cost transfers, and a common fare structure.

SB 917 is sponsored by Seamless Bay Area, the Bay Area Council, and TransForm. It is also supported by a broad coalition of Bay Area transit advocates. Assemblymember Bill Quirk, D-Hayward, is a principal coauthor of SB 917. Other coauthors include Senator Bill Dodd, D-Napa, Senator Scott Wiener, D-San Francisco, Assembly Speaker Pro Tempore Kevin Mullin, D-South San Francisco, Assemblymember Alex Lee, D-San Jose, and Assemblymember Marc Levine, D-Marin County, and Assemblymember Phil Ting, D-San Francisco.

For questions regarding this report, please contact Councilmember Dan Kalb at dkalb@oaklandca.gov.

Respectfully submitted,



Councilmember Dan Kalb

Item: _____

The Seamless Transit Principles

Courtesy of Seamless Bay Area



#1: Run all Bay Area transit as one easy-to-use system

Public transit must work as one seamless, connected, and convenient network across the San Francisco Bay Area and beyond. Getting around on transit should be as fast and easy as driving a car.

Coordinated bus, rail, and ferry routes and schedules should encourage effortless transfers. Consistent and clear customer information, branding, and maps should make using transit simple and dignified.



#2: Put riders first

Riders should feel comfortable when using transit and be treated like valued customers. Public transit agencies must do more to listen to riders and continuously improve service. They must prioritize riders' needs above all else, and overcome all operational, political and bureaucratic barriers to provide an excellent and seamless customer

experience.

Item: _____



#3: Make public transit equitable and accessible to all

People of all income levels, ages, abilities, genders, and backgrounds should have access to world-class public transit. People who are the most reliant on transit are best served by a universal, inclusive, regionally integrated, connected system that is used by all. People with limited means to pay for transit should be provided with discounts.



#4: Align transit prices to be simple, fair, and affordable

Transit should provide good value for money. Fares across the region’s 27 public transit agencies must be aligned into a consistent, fair, and affordable system that encourages using transit for all types of trips and doesn’t punish riders for transferring. Passes offered should work across all transit agencies, and be made available to individuals, employers, and schools to promote transit use.

Item: _____



#5: Connect effortlessly with other sustainable transportation

off
bicycle,

should seamlessly connect public transit to communities and destinations, supporting door-to-door trips that don't require a car.

A person's journey does not end when they get a bus or exit a station. Excellent pedestrian, and other pollution-free transportation options



#6: Plan communities and transportation together

walkable communities that expands access to affordable housing and job opportunities, while reducing car travel and greenhouse gas emissions.

High quality public transit should be at the heart of communities across the Bay Area. Transportation should be closely aligned with our region's land use,

promoting a connected network of transit-oriented,



#7: Prioritize reforms to create a seamless network

to

counties, public transit agencies, regional authorities, business leaders,

A regionally integrated, world-class transit system won't happen on its own -- it will take leadership, unprecedented levels of cooperation, and changes existing local, regional, and state policies. The cities,

Item: _____

advocacy groups and elected representatives of the San Francisco Bay Area and Northern California “megaregion” must prioritize the broad public interest and urgently work together collaboratively to advance critical reforms. Our future depends on it!

Item: _____

Introduced by Senator Becker

(Principal coauthor: Assembly Member Quirk)

(Coauthors: Senators Dodd and Wiener)

(Coauthors: Assembly Members Lee, Levine, Mullin, and Ting)

February 3, 2022

An act to amend Section 66502 of, and to add Sections 66513.5, 66516.1, 66516.7, and 66516.8 to, the Government Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

SB 917, as introduced, Becker. Seamless Transit Transformation Act.

Existing law creates the Metropolitan Transportation Commission, as a local area planning agency and not as a part of the executive branch of the state government, to provide comprehensive regional transportation planning for the region comprised of the City and County of San Francisco and the Counties of Alameda, Contra Costa, Marin, Napa, San Mateo, Santa Clara, Solano, and Sonoma.

This bill would require the commission to develop and adopt a Connected Network Plan, adopt an integrated transit fare structure, develop a comprehensive, standardized regional transit mapping and wayfinding system, develop an implementation and maintenance strategy and funding plan, and establish open data standards, as specified. The bill would require the region's transit agencies, as defined, to comply with those established integrated fare structure, regional transit mapping and wayfinding system, implementation and maintenance strategy and funding plan, and open data standards, as provided.

Under existing law, moneys in the Transportation Planning and Development Account and Public Transportation Account are

continuously appropriated to the Controller for allocation to transportation planning agencies, county transportation commissions, and the San Diego Metropolitan Transit Development Board for purposes of the State Transit Assistance Program. Existing law requires the Controller to allocate those moneys to those entities based on population and qualifying revenue, as specified.

This bill would make any of the region’s transit agencies ineligible for an allocation of those moneys if the commission determines that the transit agency is out of compliance with the integrated fare structure, regional transit mapping and wayfinding system, implementation and maintenance strategy and funding plan, or open data standards described above.

To the extent that this bill would mandate that a transit agency establish a new program or provide a higher level of service as part of an existing program, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

- 1 SECTION 1. This act shall be known, and may be cited, as the
- 2 Seamless Transit Transformation Act.
- 3 SEC. 2. The Legislature finds and declares all of the following:
- 4 (a) Transit connectivity and integration in the nine-county San
- 5 Francisco Bay area has been a longstanding challenge. Legislative
- 6 efforts to mandate and incentivize coordination between dozens
- 7 of disparate transit agencies date back to 1996 and earlier.
- 8 (b) Low-income residents, many of whom have experienced
- 9 displacement and have long commutes requiring many transfers,
- 10 are among the most adversely affected by the fragmentation,
- 11 experiencing a significant financial burden from needing to pay

1 multiple separate transit fares or being forced into costly vehicle
2 ownership.

3 (c) As of 2017, only 5 percent of all trips in the San Francisco
4 Bay area were made using transit. Per-capita transit ridership in
5 the region decreased 12 percent between 1991 and 2016. “Plan
6 Bay Area 2050,” prepared by the Metropolitan Transportation
7 Commission, has identified that to achieve climate, equity, and
8 economic goals, the share of commuters who travel by transit must
9 increase from 13 percent in 2015 to at least 20 percent by 2050.

10 (d) The COVID-19 pandemic has led to further ridership
11 declines, due to both dramatic shifts in travel patterns and
12 significant transit service cuts across the region. As the region
13 emerges from the pandemic, transit ridership is recovering much
14 more slowly than the economy as a whole; as of November 2021,
15 transit ridership had recovered to just 40 percent of pre-COVID
16 levels, while traffic on a majority of bay area bridges exceeded 90
17 percent of pre-COVID levels.

18 (e) In response to the COVID-19 pandemic, in May 2020, the
19 Metropolitan Transportation Commission convened a 32-member
20 Blue Ribbon Transit Recovery Task Force composed of transit
21 agency managers, advocates, and elected officials, to coordinate
22 transit recovery efforts and identify reforms that would position
23 the bay area’s transit system to emerge from the pandemic stronger
24 and more connected than before and to help recover and grow
25 transit ridership.

26 (f) In July 2021, the task force unanimously approved the Bay
27 Area Transit Transformation Action Plan, which included 27
28 actions to increase ridership and improve fares and payment,
29 customer access to information, transit network management,
30 accessibility, and funding.

31 (g) In November 2021, the region’s Fare Integration Task Force,
32 co-led by Bay Area transit agencies and the Metropolitan
33 Transportation Commission, unanimously adopted a policy vision
34 statement supporting the advancement of key fare integration
35 policies, including deployment of an all-agency transit pass,
36 reduced cost transfers, and a common fare structure for regional
37 services.

38 (h) Although the Legislature has generally authorized the
39 Metropolitan Transportation Commission to set rules and
40 regulations related to transit fare coordination and transit

1 connectivity, to ensure that the recommendations emerging from
2 the Bay Area Transit Transformation Action Plan are implemented
3 by the region’s transit agencies in a timely manner and for the
4 benefit of current and future transit riders, this act is necessary.

5 SEC. 3. Section 66502 of the Government Code is amended
6 to read:

7 66502. (a) There is hereby created, as a local area planning
8 agency and not as a part of the executive branch of the state
9 government, the Metropolitan Transportation Commission to
10 provide comprehensive regional transportation planning for the
11 region comprised of the City and County of San Francisco and the
12 Counties of Alameda, Contra Costa, Marin, Napa, San Mateo,
13 Santa Clara, Solano, and Sonoma.

14 ~~As used in this title, “region” means the region described in this~~
15 ~~section.~~

16 (b) *For purposes of this title, the following definitions apply:*

17 (1) *“Commission” means the Metropolitan Transportation*
18 *Commission.*

19 (2) *“Region” means the region described in subdivision (a).*

20 (3) *“Transit agency” means a public agency that meets all of*
21 *the following requirements:*

22 (A) *The public agency provides surface transportation service*
23 *to the general public, complementary paratransit service to persons*
24 *with disabilities as required pursuant to Section 12143 of Title 42*
25 *of the United States Code, or similar transportation service to*
26 *people with disabilities or the elderly.*

27 (B) *The public agency operates the service described in*
28 *subparagraph (A) by bus, rail, ferry, or other conveyance on a*
29 *fixed route, demand response, or otherwise regularly available*
30 *basis.*

31 (C) *The public agency generally charges a fare for the service*
32 *described in subparagraph (A).*

33 SEC. 4. Section 66513.5 is added to the Government Code, to
34 read:

35 66513.5. (a) The commission, in consultation with the region’s
36 transit agencies, shall develop and adopt a Connected Network
37 Plan on or before December 31, 2023.

38 (b) The Connected Network Plan shall do all of the following:

1 (1) Be consistent with the State Rail Plan required pursuant to
2 Section 14036 and California Transportation Plan updated pursuant
3 to Section 65071.

4 (2) Identify connected network transit corridors and hubs of
5 regional significance across the region.

6 (3) Identify service-level standards for different parts of the
7 network to optimize access across the region, particularly for
8 low-income and transit-dependent populations, corresponding to
9 different density and land use conditions, including by doing both
10 of the following:

11 (A) Identifying target travel times between key transit hubs,
12 service frequencies, and operating hours for weekdays, Saturdays,
13 and Sundays.

14 (B) Quantifying access to jobs, housing, and other achievable
15 opportunities.

16 (4) Identify operating and capital funding needs associated with
17 the Connected Network Plan.

18 (5) Identify potential governance, institutional, or legislative
19 changes that would support the Connected Network Plan.

20 SEC. 5. Section 66516.1 is added to the Government Code, to
21 read:

22 66516.1. (a) (1) Consistent with Section 66516, on or before
23 December 31, 2023, the commission shall adopt an integrated
24 transit fare structure that will become effective on or before July
25 1, 2024. The integrated transit fare structure shall be developed in
26 consultation with the regional transit coordinating council
27 established pursuant to Section 29142.4 of the Public Utilities
28 Code.

29 (2) The commission, in consultation with the region's transit
30 agencies, shall annually review the integrated transit fare structure
31 to determine if updates are necessary.

32 (3) Each of the region's transit agencies shall comply with the
33 integrated transit fare structure.

34 (b) The integrated fare structure shall include all of the
35 following:

36 (1) No-cost local-local and local-regional transfers, regardless
37 of whether transfers are between the same transit agency or
38 multiple transit agencies.

1 (2) A common fare structure for regional services by which
2 trips involving one or more regional services are priced
3 equivalently.

4 (3) Common transfer rules for local fares, such as means for
5 validation.

6 (4) Common definitions for adults, youth, seniors, persons with
7 disabilities, and other categories.

8 (5) A multi-agency pass, which may include a cap, that allows
9 access to all services provided by the region’s transit agencies on
10 a daily or monthly basis for one set price.

11 (6) A simplified system for local transit fares across the region,
12 whereby the differences in local transit fares are minimized and
13 intersecting local transit services have the same fares.

14 (c) On or before October 1 of each year, each of the region’s
15 transit agencies shall notify the commission of any proposed
16 change to its fares in order to facilitate the alignment of fare
17 policies across the region’s transit agencies in the integrated transit
18 fare structure for the following year. The commission shall
19 disseminate that information to all of the region’s transit agencies.

20 (d) Consistent with Section 99314.7 of the Public Utilities Code,
21 if the commission determines that one of the region’s transit
22 agencies is out of compliance with the integrated fare structure
23 described in subdivision (a), then that transit agency shall not be
24 eligible to receive funds pursuant to Section 99313 or 99314 of
25 the Public Utilities Code.

26 (e) This section does not prohibit a transit agency from offering
27 free transit.

28 SEC. 6. Section 66516.7 is added to the Government Code, to
29 read:

30 66516.7. (a) The Legislature finds and declares both of the
31 following:

32 (1) The lack of a universal regional transit map and common
33 wayfinding format at transit stops and stations in the region adds
34 to the fragmented experience transit riders encounter, especially
35 when planning a trip across multiple transit agencies.

36 (2) Research has shown that the way transit lines and stations
37 are displayed on maps strongly influences how travelers use the
38 system.

39 (b) (1) The commission, in consultation with the region’s transit
40 agencies, shall, on or before July 1, 2024, do both of the following:

1 (A) Develop a comprehensive, standardized regional transit
2 mapping and wayfinding system, including common branding for
3 regional transit service and a shared digital mapping platform.
4 Standards and resources shall be developed to display this
5 information on print, digital, and interactive media. The system
6 shall identify the standards that are required and the standards that
7 allow for customization.

8 (B) Develop an implementation and maintenance strategy and
9 funding plan to deploy the comprehensive, standardized regional
10 transit mapping and wayfinding system. The commission may
11 adopt a phased deployment of the system.

12 (2) Each of the region’s transit agencies shall implement and
13 comply with the comprehensive, standardized regional transit
14 mapping and wayfinding system and implementation and
15 maintenance strategy and funding plan developed pursuant to this
16 subdivision.

17 (c) Each of the region’s transit agencies shall use only the
18 comprehensive, standardized regional transit mapping and
19 wayfinding system by July 1, 2025, unless the commission adopts
20 a schedule that sets out an alternate deployment timeline.

21 (d) If the commission determines that one of the region’s transit
22 agencies is out of compliance with subdivision (b), then that transit
23 agency shall not be eligible to receive funds pursuant to Section
24 99313 or 99314 of the Public Utilities Code.

25 SEC. 7. Section 66516.8 is added to the Government Code, to
26 read:

27 66516.8. (a) The Legislature finds and declares all of the
28 following:

29 (1) Studies have shown that travelers view the wait time at a
30 transit stop as the most inconvenient part of the transit journey
31 experience.

32 (2) Despite best efforts by the region’s transit agencies to adhere
33 to their published schedules, the conditions on the roadway,
34 including congestion and other unplanned delays, create
35 unpredictability for on-time arrivals.

36 (3) The development of technology enabling real-time transit
37 information, including arrival and departure predictions, vehicle
38 locations, occupancy, and service alerts, has created an opportunity
39 for the region’s transit agencies to alleviate the wait-time
40 frustrations and provide riders with other useful trip information.

1 (4) Transit riders should have access to consistent and uniform
 2 real-time information across all transit services in the region.
 3 (b) (1) On or before January 1, 2023, the commission shall
 4 establish open data standards, in consultation with the regional
 5 transit coordinating council established pursuant to Section 29142.4
 6 of the Public Utilities Code, that are aligned with, but may exceed,
 7 any data standards adopted by the state to provide real-time transit
 8 vehicle location, arrival and departure predictions, and service
 9 alerts data to transit riders.
 10 (2) Each of the region’s transit agencies shall comply with the
 11 standards established pursuant to this subdivision.
 12 (c) The commission shall coordinate the activities of the region’s
 13 transit agencies pursuant to subdivision (b), serve as the region’s
 14 point of contact for data development and dissemination to third
 15 parties, and develop an implementation and funding plan for
 16 deployment of real-time information.
 17 (d) If the commission determines that one of the region’s transit
 18 agencies is out of compliance with subdivision (b), then that transit
 19 agency shall not be eligible to receive funds pursuant to Section
 20 99313 or 99314 of the Public Utilities Code.
 21 SEC. 8. If the Commission on State Mandates determines that
 22 this act contains costs mandated by the state, reimbursement to
 23 local agencies and school districts for those costs shall be made
 24 pursuant to Part 7 (commencing with Section 17500) of Division
 25 4 of Title 2 of the Government Code.

O

APPROVED AS TO FORM AND LEGALITY


CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

INTRODUCED BY COUNCIL MEMBER DAN KALB

RESOLUTION IN SUPPORT OF SENATE BILL 917 (BECKER) THAT WOULD REQUIRE THE METROPOLITAN TRANSPORTATION COMMISSION TO DEVELOP AND ADOPT A CONNECTED NETWORK PLAN, ADOPT AN INTEGRATED TRANSIT FARE STRUCTURE, DEVELOP A COMPREHENSIVE, STANDARDIZED REGIONAL TRANSIT MAPPING AND WAYFINDING SYSTEM, DEVELOP AN IMPLEMENTATION AND MAINTENANCE STRATEGY AND FUNDING PLAN AND ESTABLISH OPEN DATA STANDARDS, AND REQUIRE BAY AREA TRANSIT AGENCIES TO COMPLY WITH THESE NEW SYSTEMS AND PLANS.

WHEREAS, The act created by SB 917 will be known as the Seamless Transit Transformation Act; and

WHEREAS, Transit connectivity and integration in the nine-county San Francisco Bay area has been a longstanding challenge; and

WHEREAS, Legislative efforts to mandate and incentivize coordination between dozens of disparate transit agencies date back to 1996 and earlier; and

WHEREAS, Low-income residents, many of whom have experienced displacement and have long commutes requiring many transfers, are among the most adversely affected by the fragmentation, experiencing a significant financial burden from needing to pay multiple separate transit fares or being forced into costly vehicle ownership; and

WHEREAS, As of 2017, only 5 percent of all trips in the San Francisco Bay area were made using transit; and

WHEREAS, Per-capita transit ridership in the region decreased 12 percent between 1991 and 2016; and

WHEREAS, “Plan Bay Area 2050,” prepared by the Metropolitan Transportation Commission (MTC), has identified that to achieve climate, equity, and economic goals, the share of commuters who travel by transit must increase from 13 percent in 2015 to at least 20 percent by 2050; and

WHEREAS, The COVID-19 pandemic has led to further, hopefully temporary, ridership declines, due to both dramatic shifts in travel patterns and significant transit service cuts across the region; and

WHEREAS, As the region emerges from the pandemic, transit ridership is recovering much more slowly than the economy as a whole, and as of November 2021, transit ridership had recovered to just 40 percent of pre-COVID levels, while traffic on a majority of Bay Area bridges exceeded 90 percent of pre-COVID levels; and

WHEREAS, In response to the COVID-19 pandemic, in May 2020, MTC convened a 32-member Blue Ribbon Transit Recovery Task Force composed of transit agency managers, advocates, and elected officials, to coordinate transit recovery efforts and identify reforms that would position the bay area’s transit system to emerge from the pandemic stronger and more connected than before and to help recover and grow transit ridership; and

WHEREAS, In July 2021, the task force unanimously approved the Bay Area Transit Transformation Action Plan, which included 27 actions to increase ridership and improve fares and payment, customer access to information, transit network management, accessibility, and funding; and

WHEREAS, In November 2021, the region’s Fare Integration Task Force, co-led by Bay Area transit agencies and the MTC, unanimously adopted a policy vision statement supporting the advancement of key fare integration policies, including deployment of an all-agency transit pass, reduced cost transfers, and a common fare structure for regional services; and

WHEREAS, the State Legislature has generally authorized the Metropolitan Transportation Commission to set rules and regulations related to transit fare coordination and transit connectivity, to ensure that the recommendations emerging from the Bay Area Transit Transformation Action Plan are implemented by the region’s transit agencies in a timely manner and for the benefit of current and future transit riders, this act is necessary; be it

RESOLVED: That the Oakland City Council supports the seamless transit principles embodied in SB 917 and hereby endorses SB 917 and urges the California State Legislature and Governor Gavin Newsom to support its enactment into law; and be it

FURTHER RESOLVED: That the City Council directs the City Administrator or his designee to distribute this Resolution upon its adoption to Governor Gavin Newsom, State Senator Josh Becker, and state legislators representing the City of Oakland.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

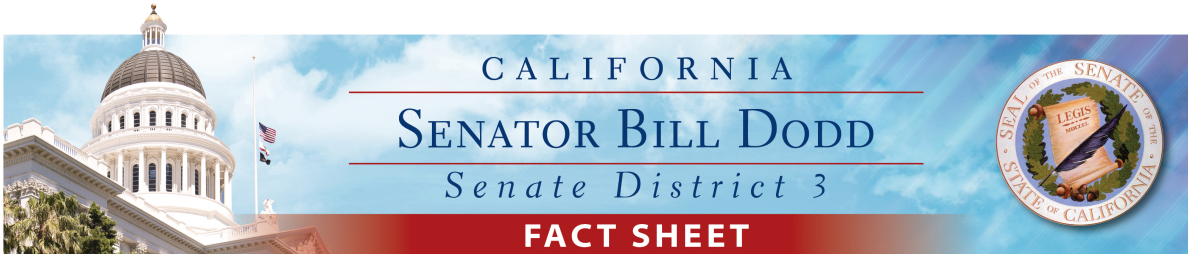
AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, REID, TAYLOR,
THAO AND PRESIDENT KAPLAN

NOES –

ABSENT –
ABSTENTION –

ATTEST: _____

ASHA REED
City Clerk and Clerk of the Council of
the City of Oakland, California



SB 852 – DODD CLIMATE RESILIENCE FINANCING DISTRICTS

Summary

SB 852 would permit cities, counties, or special districts, either alone or in combination, to establish climate resilience districts. The districts would be able to raise revenue through tax increment funding, and voter approved supplemental property taxes, property benefit assessments, or fees. The districts would have the authority to plan and implement projects and programs to address climate change either through mitigation or adaptation.

Background

The effects of climate change are becoming more evident every day. The Intergovernmental Panel on Climate Change (IPCC) has said we are in a "code red" condition to take action to reduce the rate and extent of global warming in order to avoid a catastrophe. Scientists have calculated that 2021 was the sixth hottest year ever. The increasing frequency and severity of wildfire; extreme heat; extreme cold, snow, and rain; and drought in California and the world are all manifestations of the influence of climate change. California has taken a number of steps at the state level to respond to the climate crisis including AB 32 (Nunez) in 2006 to set up a cap and trade system to reduce greenhouse gas (GHG) emissions and SB 32 (Pavley) in 2016 to require that GHG emissions are reduced by 40% from 1990 levels by 2030 as well as many other pieces of legislation that address climate change in some manner. The 2021-22 state budget includes a \$15 billion package to address wildfire and forest resilience, drought and water resilience, and climate resilience over three years.

Existing Law

SB 379 (Jackson) from 2015 requires cities and counties to update the safety elements of their general plans to address climate adaptation and resilience strategies. SB 628 (Beall) from 2014 allows

cities and counties to establish local districts to promote economic development through the use of tax increment funding. No existing law addresses the creation of local districts for climate change.

This Bill

SB 862 fills a significant gap in the framework of addressing climate change. While important actions have been taken and resources allocated at the state level, it is local communities and governments are on the front line of meeting the challenge of climate change. While some local governments have acted aggressively to meet the challenge, there is no systematic, sustained, and predictable source of funding or staffing at the local level to tackle the planning and implementation of projects and programs to combat the effects and impacts of climate change. This bill will give communities and regions the means of establishing local entities which span jurisdictional lines and focus resources on the most urgent aspects of climate change as determined locally. This bill will also create the ability to channel local, state, federal, and private funds in a coordinated manner within a jurisdiction or across jurisdictional boundaries to have the greatest and most effective impact possible.

Support

Local Government Commission (sponsor)

Opposition

None on File

Contact

Les Spahnn: leslie.spahnn@sen.ca.gov.

Introduced by Senator DoddJanuary 18, 2022

An act to add Division 6 (commencing with Section 62300) of Title 6 to the Government Code, relating to climate resilience districts.

LEGISLATIVE COUNSEL'S DIGEST

SB 852, as introduced, Dodd. Climate resilience districts: formation: funding mechanisms.

Existing law authorizes certain local agencies to form a community revitalization authority (authority) within a community revitalization and investment area, as defined, to carry out provisions of the Community Redevelopment Law in that area for purposes related to, among other things, infrastructure, affordable housing, and economic revitalization. Existing law provides for the financing of these activities by, among other things, the issuance of bonds serviced by property tax increment revenues, and requires the authority to adopt a community revitalization and investment plan for the community revitalization and investment area that includes elements describing and governing revitalization activities.

This bill would authorize a city, county, city and county, special district, or a combination of any of those entities to form a climate resilience district for the purposes of raising and allocating funding for eligible projects and the operating expenses of eligible projects. The bill would define "eligible project" to mean projects that address sea level rise, extreme heat, extreme cold, the risk of wildfire, drought, and the risk of flooding, as specified. The bill would authorize a district created pursuant to these provisions to have boundaries that are identical to the boundaries of the participating entities or within the boundaries of the participating entities. The bill would authorize specified local

entities to adopt a resolution to provide property tax increment revenues to the district. The bill would also authorize specified local entities to adopt a resolution allocating other tax revenues to the district, subject to certain requirements. The bill would provide for the financing of the activities of the district by, among other things, levying a benefit assessment, special tax, property-related fee, or other service charge or fee consistent with the requirements of the California Constitution. The bill would require each district to prepare an annual expenditure plan and an operating budget and capital improvement budget, which must be adopted by the governing body of the district and subject to review and revision at least annually. By imposing duties on counties in the administration of tax revenues and elections of a climate resilience district, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote: majority. Appropriation: no. Fiscal committee: yes.
 State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Division 6 (commencing with Section 62300) is
 2 added to Title 6 of the Government Code, to read:

3

4 DIVISION 6. CLIMATE RESILIENCE DISTRICTS

5

6 62300. This division shall be known, and may be cited, as the
 7 Climate Resilience Districts Act.

8 62301. It is the intent of Legislature in enacting this division
 9 to provide the ability for local governments to create districts for
 10 the purpose of addressing climate change effects and impacts
 11 through activities and actions that include mitigation and
 12 adaptation, as necessary and appropriate, to achieve all of the
 13 following:

14 (a) Providing a sustained and certain level and source of funding
 15 at the local level.

1 (b) Allowing activities and actions on an appropriate geographic
2 basis.

3 (c) Facilitating the receipt and use of federal, state, local, and
4 private funds.

5 62302. For purposes of this division:

6 (a) “District” means a climate resilience district formed pursuant
7 to this division.

8 (b) “Eligible project” means a capital project that is designed
9 and implemented to address climate change mitigation or
10 adaptation, including, but not limited to, all of the following:

11 (1) A project that addresses river, bay, or sea level rise, including
12 sea walls, wetlands restoration, erosion control, and levies.

13 (2) A project that addresses extreme heat, including constructing,
14 improving, or modifying new or existing facilities.

15 (3) A project that addresses extreme cold, rain, or snow,
16 including constructing, improving, or modifying new or existing
17 facilities.

18 (4) A project that addresses the risk of wildfire, including
19 establishing fire breaks, prescribed burning, structure hardening,
20 and vegetation control.

21 (5) A project that addresses drought, including multiuse land
22 repurposing, groundwater replenishment, groundwater storage,
23 and conjunctive use.

24 (6) A project that addresses the risk of flooding, including
25 structure elevation or relocation, wetlands restoration, flood
26 easements, and levees.

27 (c) “Participating entity” means a city, county, or special district
28 within a climate resilience district that adopts a resolution directing
29 the county auditor or auditor-controller to allocate its share of
30 property tax increment within the area covered by the district to
31 the district pursuant to Section 62306.

32 (d) “Property tax increment” means that portion of the ad
33 valorem taxes, as defined under subdivision (a) of Section 1 of
34 Article XIII A of the California Constitution, excluding any ad
35 valorem taxes or assessments levied pursuant to subdivision (b)
36 of Section 1 of Article XIII A of the California Constitution, levied
37 each year in excess of the amount levied by or for a taxing agency
38 upon the total sum of the assessed value of the taxable property in
39 the boundaries of a district as defined in the resolution first
40 establishing the district, as shown upon the assessment roll used

1 in connection with the taxation of that property by the taxing
2 agency as of the last equalized roll prior to either the effective date
3 of the authorizing resolution or, if specified in the authorizing
4 resolution, another fiscal year no more than five years prior to the
5 effective date of the authorizing resolution.

6 62303. (a) (1) A city, county, city and county, special district,
7 or a combination of any of those entities may form a climate
8 resilience district pursuant to this division.

9 (2) The boundaries of the district shall be one of the following:

10 (A) Coterminous with the county, city, or special district forming
11 the district.

12 (B) Within a city or a county forming the district.

13 (C) Across two or more counties, cities, or special districts that
14 are forming the district.

15 (b) (1) A district shall be formed for the purpose of raising and
16 allocating funding for eligible projects and the operating expenses
17 of eligible projects.

18 (2) Operating expenses may include any of the following:

19 (A) The expenses of operating the district.

20 (B) The planning of eligible projects.

21 (C) The operational expenses of any eligible project.

22 (c) A district shall be deemed to be an “agency” described in
23 subdivision (b) of Section 16 of Article XVI of the California
24 Constitution only for purposes of receiving property tax increment
25 revenues.

26 62304. Proceedings for the establishment of a district shall be
27 instituted by the adoption of a resolution of intention to establish
28 the proposed district and shall do all of the following:

29 (a) State that a district is proposed to be established pursuant to
30 this division and describe the boundaries of the proposed district,
31 which may be accomplished by reference to a map on file in the
32 office of the clerk of the city or in the office of the recorder of the
33 county, as applicable.

34 (b) State the type of eligible projects proposed to be financed
35 or assisted by the district.

36 (c) State the need for the district and the goals the district
37 proposes to achieve.

38 (d) (1) State that any property tax increment revenue from some
39 or all affected taxing entities within the district, if approved by

1 resolution pursuant to Section 62306, may be used to finance these
2 activities.

3 (2) The city, county, city and county, or special district shall
4 not enact a resolution proposing formation of a district and
5 providing for the division of taxes of any participating entity unless
6 a resolution approving the plan has been adopted by the governing
7 body of each participating entity pursuant to Section 62306, which
8 is proposed to be subject to division of taxes and has been filed
9 with the legislative body at or prior to the time of the hearing.

10 62305. (a) A district shall have a membership consisting of
11 one of the following, as appropriate:

12 (1) If a district has only one participating entity the district shall
13 consist of three members of the legislative body of the participating
14 entity, and two members of the public chosen by the legislative
15 body. The legislative body may appoint one of its members to be
16 an alternate member of the legislative body, who may serve and
17 vote in place of a member who is absent or disqualifies themselves
18 from participating in a meeting of the district. The appointment of
19 the public members shall be subject to the provisions of Sections
20 54970 and 54972.

21 (2) If a district has two or more participating entities the district
22 shall consist of a majority of members from the legislative bodies
23 of the participating entities, and a minimum of two members of
24 the public chosen by the legislative bodies of the participating
25 entities. A legislative body of a participating entity may appoint
26 one of its members to be an alternate member of the legislative
27 body, who may serve and vote in place of a member who is absent
28 or disqualifies themselves from participating in a meeting of the
29 district. The appointment of the public members shall be subject
30 to the provisions of Sections 54970 and 54972.

31 (3) If a district has more than three participating entities, the
32 legislative bodies of the entities may, upon agreement by all
33 participating entities, appoint only one member and one alternate
34 member of their respective legislative bodies to the district and a
35 minimum of two members of the public chosen by the legislative
36 bodies of the participating entities. The appointment of the public
37 members shall be subject to the provisions of Sections 54970 and
38 54972.

1 (b) The legislative body shall ensure the district board is
2 established at the same time that it adopts a resolution of intention
3 pursuant to Section 62304.

4 (c) Board members of the district established pursuant to this
5 division shall not receive compensation but may receive
6 reimbursement for actual and necessary expenses incurred in the
7 performance of official duties pursuant to Article 2.3 (commencing
8 with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title
9 5.

10 (d) Board members of the district are subject to Article 2.4
11 (commencing with Section 53234) of Chapter 2 of Part 1 of
12 Division 2 of Title 5.

13 (e) Notwithstanding any other law, any member of the legislative
14 body of a participating entity who serves as a member of the district
15 board pursuant to this section may also serve as a member of the
16 governing body of an agency or entity formed pursuant to an
17 agreement for the joint exercise of power that the participating
18 entity has entered into in accordance with the Joint Exercise of
19 Powers Act (Chapter 5 (commencing with Section 6500) of
20 Division 7 of Title 1).

21 62306. (a) (1) At any time before or after adoption of the
22 resolution establishing the district pursuant to Section 62304, any
23 city, county, or special district, other than a school entity as defined
24 in subdivision (n) of Section 95 of the Revenue and Taxation Code,
25 or a successor agency as defined in subdivision (j) of Section 34171
26 of the Health and Safety Code, that receives ad valorem property
27 taxes from property located within an area may adopt a resolution
28 directing the county auditor or auditor-controller to allocate its
29 share of property tax increment within the area covered by the
30 district to the district. The resolution adopted pursuant to this
31 subdivision may direct the county auditor or auditor-controller to
32 allocate less than the full amount of the property tax increment,
33 and to establish a maximum amount of time in years that the
34 allocation takes place. These amounts shall be allocated to the
35 district and, when collected, shall be held in a separate fund by the
36 district. Before adopting a resolution pursuant to this subdivision,
37 a city, county, or special district shall approve a memorandum of
38 understanding with the district governing the use of property tax
39 increment funds by the district for administrative and overhead
40 expenses.

1 (2) The provision for the receipt of property tax increment shall
2 become effective in the property tax year that begins after the
3 December 1 immediately following the adoption of a resolution
4 pursuant paragraph (1). A resolution adopted pursuant to paragraph
5 (1) shall be provided to the county auditor or auditor-controller no
6 later than the December 1 immediately following its adoption.

7 (3) A resolution adopted pursuant to this subdivision may be
8 repealed and be of no further effect beginning in the fiscal year
9 following the adoption of any repeal, by giving the county auditor
10 or auditor-controller at least 90 days' notice prior to the end of the
11 current fiscal year, provided, however, that the county auditor or
12 auditor-controller shall continue to allocate the participating
13 entity's share of ad valorem property taxes that have been pledged
14 to the repayment of debt issued by the district to the district until
15 that debt has been fully repaid, including by means of a refinancing
16 or refunding, unless otherwise agreed upon by the district and the
17 participating entity. For purposes of determining the annual amount
18 of a participating entity's share of ad valorem property taxes that
19 shall continue to be allocated to a district following a repeal, the
20 annual amount allocated for all years until the debt has been fully
21 repaid shall be the maximum amount required to service the debt
22 for any single annual period as provided in the district's debt
23 service schedule.

24 (4) When the loans, advances, and indebtedness of a district, if
25 any, and interest thereon, have been paid, or the maximum amount
26 of time in years has passed in accordance with a resolution adopted
27 pursuant to this subdivision, all funds thereafter received from
28 taxes upon the taxable property in the district's boundaries shall
29 be paid into the funds of the respective taxing agencies as taxes
30 on all other property are paid.

31 (5) All of the taxes levied and collected upon the taxable
32 property in the boundaries of the district shall be paid into the
33 funds of the respective taxing agencies as though the district had
34 not been created unless the total assessed valuation of the taxable
35 property in the boundaries of a district exceeds the total assessed
36 value of the taxable property in the boundaries as shown by the
37 last equalized assessment roll.

38 (b) (1) At any time before or after the adoption of the resolution
39 establishing the district pursuant to Section 62304, a city, county,
40 or special district, other than a school entity as defined in

1 subdivision (n) of Section 95 of the Revenue and Taxation Code
2 or a successor agency as defined in subdivision (j) of Section 34171
3 of the Health and Safety Code, may adopt a resolution to allocate
4 tax revenues of that entity to the district, including revenues derived
5 from local sales and use taxes imposed pursuant to the
6 Bradley-Burns Uniform Local Sales and Use Tax Law (Part 1.5
7 (commencing with Section 7200) of Division 2 of the Revenue
8 and Taxation Code) or transactions and use taxes imposed pursuant
9 to the Transactions and Use Tax Law (Part 1.6 (commencing with
10 Section 7251) of Division 2 of the Revenue and Taxation Code),
11 provided that both of the following apply:

12 (A) The use of those revenues by the district for purposes of
13 this division is consistent with the purposes for which that tax was
14 imposed.

15 (B) The boundaries of the district are coterminous with the city
16 or county that established the district.

17 (2) A resolution adopted pursuant to this subdivision may be
18 repealed and be of no further effect, provided, however, that the
19 tax revenues allocated to the district that have been pledged to the
20 repayment of debt issued by the district shall continue to be so
21 allocated until that debt has been fully repaid, including by means
22 of a refinancing or refunding, unless otherwise agreed upon by the
23 district and the participating entity.

24 (c) A minimum of 95 percent of the allocated property tax
25 increment revenues pursuant to subdivision (a), and allocated tax
26 revenues pursuant to subdivision (b), shall be used to fund eligible
27 projects and the operating expenses of eligible projects. Not more
28 than 5 percent of allocated revenues may be used for
29 administration.

30 62307. A district has, and may exercise, all powers, expressed
31 or implied, that are necessary to carry out the intent and purposes
32 of this division, including, but not limited to, the power to do all
33 of the following:

34 (a) (1) Levy a benefit assessment, special tax levied pursuant
35 to Article 3.5 (commencing with Section 50075) of Chapter 1 of
36 Part 1 of Division 1 of Title 5, or property-related fee or other
37 service charge or fee consistent with the requirements of Articles
38 XIII A, XIII C, and XIII D of the California Constitution,
39 including, but not limited to, a benefit assessment levied pursuant
40 to paragraph (2).

- 1 (2) The district may levy a benefit assessment for any of the
2 purposes authorized by this division pursuant to any of the
3 following:
- 4 (A) The Improvement Act of 1911 (Division 7 (commencing
5 with Section 5000) of the Streets and Highways Code).
- 6 (B) The Improvement Bond Act of 1915 (Division 10
7 (commencing with Section 8500) of the Streets and Highways
8 Code).
- 9 (C) The Municipal Improvement Act of 1913 (Division 12
10 (commencing with Section 10000) of the Streets and Highways
11 Code).
- 12 (D) The Landscaping and Lighting Act of 1972 (Part 2
13 (commencing with Section 22500) of Division 15 of the Streets
14 and Highways Code), notwithstanding Section 22501 of the Streets
15 and Highways Code.
- 16 (E) Any other statutory authorization.
- 17 (b) Apply for and receive grants from federal and state agencies.
- 18 (c) Solicit and accept gifts, fees, grants, and allocations from
19 public and private entities.
- 20 (d) Issue revenue bonds for any of the purposes authorized by
21 this division pursuant to the Revenue Bond Law of 1941 (Chapter
22 6 (commencing with Section 54300) of Part 1 of Division 2 of
23 Title 5), subject to any applicable constitutional requirements.
- 24 (e) Incur general obligation bonded indebtedness for the
25 acquisition or improvement of real property or for funding or
26 refunding of any outstanding indebtedness, subject to any
27 applicable constitutional requirements.
- 28 (f) Receive and manage a dedicated revenue source.
- 29 (g) Deposit or invest moneys of the district in banks or financial
30 institutions in the state in accordance with state law.
- 31 (h) Sue and be sued, except as otherwise provided by law, in
32 all actions and proceedings, in all courts and tribunals of competent
33 jurisdiction.
- 34 (i) Engage counsel and other professional services.
- 35 (j) Enter into and perform all necessary contracts.
- 36 (k) Enter into joint powers agreements pursuant to the Joint
37 Exercise of Powers Act (Chapter 5 (commencing with Section
38 6500) of Division 7 of Title 1).
- 39 (l) Hire staff, define their qualifications and duties, and provide
40 a schedule of compensation for the performance of their duties.

1 (m) Use interim or temporary staff provided by local agencies
2 that are a members of the district. A person who performs duties
3 as interim or temporary staff shall not be considered an employee
4 of the district.

5 62308. (a) If a district proposes a measure that will generate
6 revenues for the district that requires voter approval pursuant to
7 the California Constitution, the board of supervisors of the county
8 or counties in which the district has determined to place the
9 measure on the ballot shall call a special election on the measure.
10 The special election shall be consolidated with the next regularly
11 scheduled statewide election and the measure shall be submitted
12 to the voters in the appropriate counties, consistent with the
13 requirements of Articles XIII A, XIII C, and XIII, or Article XVI
14 of, the California Constitution, as applicable.

15 (b) A district shall be deemed a district for purposes of Section
16 317 of the Elections Code. A measure proposed by a district that
17 requires voter approval shall be submitted to the voters of within
18 the boundaries of the district in accordance with the provisions of
19 the Elections Code applicable to districts, including the provisions
20 of Chapter 4 (commencing with Section 9300) of Division 9 of
21 the Elections Code.

22 (c) The district shall file with the board of supervisors of each
23 county in which the measure shall appear on the ballot a resolution
24 of the district requesting consolidation, and setting forth the exact
25 form of the ballot question, in accordance with Section 10403 of
26 the Elections Code.

27 (d) The legal counsel for the district shall prepare an impartial
28 analysis of the measure. The impartial analysis prepared by the
29 legal counsel for the district shall be subject to review and revision
30 by the county counsel of the county that contains the largest
31 population, as determined by the most recent federal decennial
32 census, among those counties in which the measure will be
33 submitted to the voters.

34 (e) Each county included in the measure shall use the exact
35 ballot question, impartial analysis, and ballot language provided
36 by the district. If two or more counties included in the measure
37 are required to prepare a translation of ballot materials into the
38 same language other than English, the county that contains the
39 largest population, as determined by the most recent federal
40 decennial census, among those counties that are required to prepare

1 a translation of ballot materials into the same language other than
2 English shall prepare the translation and that translation shall be
3 used by the other county or counties, as applicable.

4 (f) Notwithstanding Section 13116 of the Elections Code, if a
5 measure proposed by a district pursuant to this division is submitted
6 to the voters of the district in two or more counties, the elections
7 officials of those counties shall mutually agree to use the same
8 letter designation for the measure.

9 (g) The county clerk of each county shall report the results of
10 the special election to the authority. If two-thirds of all voters
11 voting on the question at the special election vote affirmatively,
12 or a different approval threshold required by the California
13 Constitution at the time the election is achieved, the measure shall
14 take effect in the counties in which the measure appeared on the
15 ballot within the timeframe specified in the measure.

16 (h) The county clerk of each county shall report the results of
17 the special election to the district.

18 62309. (a) Each district shall prepare an annual expenditure
19 plan that identifies and describes the operations and eligible
20 projects undertaken by the district. The expenditure plan shall be,
21 after public review and hearing, adopted by the governing body
22 of the district and subject to review and revision at least annually.

23 (b) Each district shall also prepare and adopt an annual operating
24 budget and capital improvement budget. The annual operating
25 budget and capital improvement budget shall be, after public review
26 and hearing, adopted by the governing body of the district and
27 subject to review and revision at least annually.

28 62310. (a) A district shall provide for regular audits of its
29 accounts and records, maintain accounting records, and report
30 accounting transactions in accordance with generally accepted
31 accounting principles adopted by the Governmental Accounting
32 Standards Board of the Financial Accounting Foundation for both
33 public reporting purposes and for reporting of activities to the
34 Controller.

35 (b) A district shall provide for annual financial reports and make
36 copies of the annual financial reports available to the public.

37 (c) Commencing in the calendar year in which a district has
38 allocated a cumulative total of more than one million dollars
39 (\$1,000,000) in property tax increment revenues under this division
40 or other revenues pursuant to subdivision (b) of Section 62253,

1 including any proceeds of a debt issuance, and each year thereafter,
2 the district shall contract for an independent audit conducted in
3 accordance with generally accepted governmental auditing
4 standards.

5 62311. (a) All meetings of the district shall be subject to the
6 Ralph M. Brown Act (Chapter 9 (commencing with Section 54950)
7 of Part 1 of Division 2 of Title 5.)

8 (b) All records prepared, owned, used, or retained by the district
9 are public records for purposes of the California Public Records
10 Act (Division 10 (commencing with Section 7920.000) of Title
11 1.)

12 SEC. 2. The Legislature finds and declares that the allocation
13 of revenues derived from a sales and use tax or a transactions and
14 use tax to climate resilience district pursuant to Division 6
15 (commencing with Section 62300) of Title 6 to the Government
16 Code, as added by this act, is not subject to Section 29 of Article
17 XIII of the California Constitution because a district is not a city,
18 county, or city and county within the meaning of that provision,
19 but is rather a separate political entity as described in subdivision
20 (c) of Section 62303 of the Government Code, as added by this
21 act.

22 SEC. 3. If the Commission on State Mandates determines that
23 this act contains costs mandated by the state, reimbursement to
24 local agencies and school districts for those costs shall be made
25 pursuant to Part 7 (commencing with Section 17500) of Division
26 4 of Title 2 of the Government Code.

O

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

INTRODUCED BY COUNCILMEMBER DAN KALB

RESOLUTION IN SUPPORT OF SENATE BILL 852 (DODD) THAT WOULD PERMIT CITIES, COUNTIES, AND SPECIAL DISTRICTS, EITHER ALONE OR IN COMBINATION, TO ESTABLISH CLIMATE RESILIENCE DISTRICTS THAT WOULD BE ABLE TO RAISE REVENUE THROUGH TAX INCREMENT FUNDING, AND VOTER APPROVED SUPPLEMENTAL PROPERTY TAXES, PROPERTY BENEFIT ASSESSMENTS OR FEES TO FUND, PLAN AND IMPLEMENT PROJECTS AND PROGRAMS TO ADDRESS LOCAL IMPACTS OF CLIMATE CHANGE.

WHEREAS, the state and local impacts of climate change are becoming more evident every day; and

WHEREAS, scientists have calculated that 2021 was the sixth hottest year on record; and

WHEREAS, the Intergovernmental Panel on Climate Change (IPCC) has said that we are in a “code red” condition to take action to reduce the rate and extent of global warming in order to avoid the most catastrophic effects of climate change; and

WHEREAS, the increasing frequency of wildfire, extreme heat, extreme cold, snow, rain, and drought in California and the world are all manifestations of the influence of climate change; and

WHEREAS, California has taken a number of steps to respond to the climate crisis; and

WHEREAS, existing law authorizes certain local agencies to form a community revitalization authority (authority) within a community revitalization and investment area, as defined, to carry out provisions of the Community Redevelopment Law in that area for purposes related to, among other things, infrastructure, affordable housing, and economic revitalization; and

WHEREAS, existing law provides for the financing of these activities by, among other things, the issuance of bonds serviced by property tax increment revenues, and requires the authority to adopt a community revitalization and investment plan for the

community revitalization and investment area that includes elements describing and governing revitalization activities; and

WHEREAS, no existing law address the creation of local districts for climate change adaptation; and

WHEREAS, SB 852 would authorize a city, county, city and county, special district, or a combination of any of those entities to form a Climate Resilience District for the purposes of raising and allocating funding for eligible projects and the operating expenses of such eligible projects; and

WHEREAS, SB 852 would define “eligible project” to mean projects that address sea level rise, extreme heat, extreme cold, the risk of wildfire, drought, and the risk of flooding, as specified; and

WHEREAS, SB 852 would authorize a district created pursuant to these provisions to have boundaries that are identical to the boundaries of the participating entities or within the boundaries of the participating entities; and

WHEREAS, SB 852 would authorize specified local entities to adopt a resolution to provide property tax increment revenues to the district; and

WHEREAS, SB 852 would also authorize specified local entities to adopt a resolution allocating other tax revenues to the district, subject to certain requirements; and

WHEREAS, SB 852 would provide for the financing of the activities of the district by, among other things, levying a benefit assessment, special tax, property-related fee, or other service charge or fee consistent with the requirements of the California Constitution; and

WHEREAS, SB 852 would require each district to prepare an annual expenditure plan and an operating budget and capital improvement budget, which must be adopted by the governing body of the district and subject to review and revision at least annually; now, therefore be it

RESOLVED: That the City of Oakland supports SB 852 (Dodd), a bill that would permit Cities, Counties, and Special Districts, either alone or in combination, to establish climate resilience districts that would be able to raise revenue through tax increment funding, and voter approved supplemental property taxes, property benefit assessments or fees to fund, plan and implement projects and programs to address local impacts of climate change; and

FURTHER RESOLVED: That the City Council directs the City Administrator or his designee to distribute this Resolution upon its adoption to Governor Gavin Newsom, State Senator Bill Dodd, and state legislators representing the City of Oakland.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND PRESIDENT FORTUNATO BAS

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California



City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

INTRODUCED BY COUNCILMEMBER DAN KALB

RESOLUTION SUPPORTING SENATE BILL 852 (DODD) THAT WOULD AUTHORIZE CITIES, COUNTIES, AND SPECIAL DISTRICTS, EITHER ALONE OR IN COMBINATION, TO ESTABLISH CLIMATE RESILIENCE DISTRICTS THAT WOULD BE ABLE TO RAISE REVENUE THROUGH TAX INCREMENT FUNDING, AND VOTER APPROVED SUPPLEMENTAL PROPERTY TAXES, PROPERTY BENEFIT ASSESSMENTS OR FEES TO FUND, PLAN AND IMPLEMENT PROJECTS AND PROGRAMS TO ADDRESS LOCAL IMPACTS OF CLIMATE CHANGE.

WHEREAS, the state and local impacts of climate change are becoming more evident every day; and

WHEREAS, scientists have calculated that 2021 was the sixth hottest year on record; and

WHEREAS, the Intergovernmental Panel on Climate Change (IPCC) has stated that we are in a “code red” condition to take action to reduce the rate and extent of global warming in order to avoid the most catastrophic effects of climate change; and

WHEREAS, the increasing frequency of wildfires, extreme heat, extreme cold, snow, rain, and drought in California and the world are all manifestations of the influence of climate change; and

WHEREAS, California has taken a number of steps to respond to the climate crisis; and

WHEREAS, existing law authorizes certain local agencies to form a community revitalization authority (authority) within a community revitalization and investment area, as defined, to carry out provisions of the Community Redevelopment Law in that area for purposes related to, among other things, infrastructure, affordable housing, and economic revitalization; and

WHEREAS, existing law provides for the financing of these activities by, among other things, the issuance of bonds serviced by property tax increment revenues, and requires the

authority to adopt a community revitalization and investment plan for the community revitalization and investment area that includes elements describing and governing revitalization activities; and

WHEREAS, no existing law address the creation of local districts for climate change adaptation; and

WHEREAS, SB 852 would authorize a city, county, city and county, special district, or a combination of any of those entities to form a Climate Resilience District for the purposes of raising and allocating funding for eligible projects and the operating expenses of such eligible projects; and

WHEREAS, SB 852 would define “eligible project” to mean projects that address sea level rise, extreme heat, extreme cold, the risk of wildfire, drought, and the risk of flooding, as specified; and

WHEREAS, SB 852 would authorize a district created pursuant to these provisions to have boundaries that are identical to the boundaries of the participating entities or within the boundaries of the participating entities; and

WHEREAS, SB 852 would authorize specified local entities to adopt a resolution to provide property tax increment revenues to the district; and

WHEREAS, SB 852 would also authorize specified local entities to adopt a resolution allocating other tax revenues to the district, subject to certain requirements; and

WHEREAS, SB 852 would provide for the financing of the activities of the district by, among other things, levying a benefit assessment, special tax, property-related fee, or other service charge or fee consistent with the requirements of the California Constitution; and

WHEREAS, SB 852 would require each district to prepare an annual expenditure plan and an operating budget and capital improvement budget, which must be adopted by the governing body of the district and subject to review and revision at least annually; now, therefore be it

RESOLVED: That the City of Oakland supports SB 852 (Dodd), a bill that would authorize Cities, Counties, and Special Districts, either alone or in combination, to establish climate resilience districts that would be able to raise revenue through tax increment funding, and voter approved supplemental property taxes, property benefit assessments or fees to fund, plan and implement projects and programs to address local impacts of climate change; and

FURTHER RESOLVED: That the City Council directs the City Administrator or his designee to distribute this Resolution upon its adoption to Governor Gavin Newsom, State Senator Bill Dodd, and state legislators representing the City of Oakland.

3151632v1

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND PRESIDENT
FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

ASHA REED
City Clerk and Clerk of the Council
of the City of Oakland, California