



City of Oakland

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Meeting Minutes - DRAFT *Rules & Legislation Committee

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

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

Thursday, May 16, 2019

10:45 AM

City Council Chamber, 3rd Floor

The Rules & Legislation Committee convened at 11:25 a.m. with Councilmember Thao presiding as Chairperson.

Roll Call / Call To Order

Present 4 - Dan Kalb, Rebecca Kaplan, Sheng Thao, and Lynette McElhaney

1 Determinations Of Closed Session

18-1727

Attachments: [View Report](#)

A Special Closed Session is Scheduled for May 21, 2019 beginning at 1:00 P.M.

A motion was made by Rebecca Kaplan, seconded by Dan Kalb, that this matter be Accepted. The motion carried by the following vote:

Aye: 4 - Kalb, Kaplan, Thao, and McElhaney

NO VOTE: 0

2 Approval Of The Draft Minutes From The Committee Meeting Of May 2, 2019

18-1728

Attachments: [View Report](#)

A motion was made by Rebecca Kaplan, seconded by Dan Kalb, that this matter be Accepted. The motion carried by the following vote:

Aye: 4 - Kalb, Kaplan, Thao, and McElhaney

NO VOTE: 0

3 Determination Of Schedule Of Outstanding Committee Items

18-1729

Attachments: [View Report](#)

There was 1 speaker on this item

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

Aye: 4 - Kalb, Kaplan, Thao, and McElhaney

NO VOTE: 0

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)
18-1730

Attachments: [View Report](#)

A motion was made by Rebecca Kaplan, seconded by Dan Kalb, that this matter be Accepted as Amended. The motion carried by the following vote:

Aye: 4 - Kalb, Kaplan, Thao, and McElhaney

NO VOTE: 0

4.1 Subject: Naming Rights Agreement For Oakland-Alameda County Coliseum
From: Council President Kaplan, Vice Mayor Reid And City Attorney Parker
Recommendation: Adopt A Resolution Authorizing The Council's Representatives On The Oakland- Alameda County Coliseum Joint Powers Authority ("JPA") Board To Vote To Approve The Naming Rights Licensing Agreement Between The JPA And Ringcentral, Inc, For The Oakland-Alameda County Coliseum With (1) A Three Year Term Ending June 30,2022, (2) An Annual Licensing Fee Of One Million Dollars (\$1,000,000), (3) An Option For Ringcentral To Extend The Agreement For An Additional 12 To 18 Months And (4) Ringcentral's Right To Rename The Coliseum Ringcentral Stadium (Or Such Other Name That Ringcentral Selects) For The Term Along With The Replacement Of Relevant Signage, Media Collateral, And Marketing Materials
18-1824

Attachments: [View Report](#)

This item was placed on the agenda by the May 16, 2019 Rules and Legislation Committee.

This item requires an Urgency Finding pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance, prior to hearing the item.

This Report and Recommendation be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/21/2019

4.2 Subject: FY 2019-20 Appropriations Limit
From: Finance Department
Recommendation: Adopt A Resolution Establishing The City Of Oakland's Appropriations Limit For Fiscal Year 2019-20 Pursuant To Article XIII B Of The California Constitution
18-1822

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 6/4/2019

4.3 Subject: Life Enrichment Committee Meeting June 11, 2019
From: Councilmember Taylor
Recommendation: Request To Schedule A June 11, 2019 Life Enrichment Committee Meeting
18-1819

4.4 Subject: Status Of The Oakland Museum Of California And The Garden Remodeling
From: Councilmember Bas And Council President Kaplan
Recommendation: Receive An Informational Report From The City Administrator On The Status Of The Oakland Museum Of California And The Garden Remodeling At 10th Street, 12th Street, And The Garden Improvement Project And Timeline For Approval And Implementation; On The June 11, 2019 Life Enrichment Committee Agenda
18-1835

This Informational Report be Scheduled.to go before the *Life Enrichment Committee to be heard 6/11/2019

4.5 Subject: Write Off Of Three Loans For Total Of \$241,926
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To: Write-Off Three Uncollectible Loans For A Total Of \$241,926 Under The Economic Development Administration Revolving Loan (EDA RL) Program To Decrease - Reportable Default Rate, Enabling The City To Maintain The EDA RL Balance For Future Loans To Oakland Small Businesses; And Authorize Without Returning To Council, Future Small Business Loans That Meet The EDA RL Grant Requirements Up To The Available Balance Of \$201,676.30 Under EDA Award #07-39-02873
18-1820

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 5/28/2019

4.6 Subject: Increase Advance Crime Scene Restoration Contract
From: Oakland Police Department
Recommendation: Adopt A Adopt A Resolution Authorizing The City Administrator, Or Designee, To Increase Spending Authority For Advance Crime Scene Restoration, For Removal Of Biohazards, Contaminants And Physical Hazards From City Vehicles And Property, By One Hundred Thousand Dollars (\$100,000) For A Total Contract Amount Not To Exceed Three Hundred Fifty Thousand Dollars (\$350,000) For The Period Of November 1, 2017 Through October 31, 2019
18-1821

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Public Safety Committee to be heard 5/28/2019

- 4.7** Subject: Condemning Deportations Of Southeast Asian Refugee Communities
From: Councilmember Bas And Councilmember Thao
Recommendation: Adopt A Resolution Condemning Deportations Of Southeast Asian Refugee Communities By The Trump Administration's Immigration And Customs Enforcement (ICE); Respectfully Urging Governor Newsom To Grant Pardons For Rehabilitated Formerly Incarcerated Southeast Asian Individuals; And Respectfully Urging Alameda County District Attorney O'Malley To Collaborate With The Public Defender To Reopen Old Cases And Lower Offensives To Non-Deportable Charges
18-1837

Attachments: [View Report](#)

Councilmember Thao requested to be added as a Co-Sponsor

This City Resolution be Scheduled.to go before the *Public Safety Committee to be heard 5/28/2019

- 4.8** Subject: Informational Report On The Safe Routes To Schools Program
From: Councilmember Bas, Thao And McElhane
Recommendation: Receive An Informational Report From The City Administrator On The Safe Routes To Schools Program To Ensure Pedestrian Safety Around Schools With A List Of Schools By Council District And Timeframes; On The June 17, 2019 Special Education Partnership Committee Agenda
18-1836

Councilmember Thao And McElhane requested to be added as a Co-Sponsor

This Informational Report be Scheduled.to go before the *Education Partnership Committee to be heard 6/17/2019

- 4.9** Subject: Joint Use Of OUSD Shared Facilities And Agreement
From: Councilmember Bas
Recommendation: Receive An Informational Report And Update From The City Administrator And Oakland Unified School District On Joint Use Of Shared Facilities And Agreement; On The June 17, 2019 Special Education Partnership Committee Agenda
18-1838

This Informational Report be Scheduled.to go before the *Education Partnership Committee to be heard 6/17/2019

- 4.10** Subject: The JPA Housing Impact Table On Unsheltered Youth And Educator Housing
From: Councilmember Bas
Recommendation: Receive An Informational Update From The City Administrator And The Oakland Unified School District On The Joint Powers Authority (JPA) Housing Impact Table On Unsheltered Youth And Educator Housing: On The June 17, 2019 Special Education Partnership Committee Agenda
18-1839

This Informational Report be Scheduled.to go before the *Education Partnership Committee to be heard 6/17/2019

- 4.11** Subject: Informational Report From The OUSD 7-11 Committee
From: Councilmember Bas
Recommendation: Receive An Informational Report And Update From The Oakland Unified School District 7-11 Committee On Potential Sale Or Lease Of Surplus Real Property Owned By The District; On The June 17, 2019 Special Education Partnership Committee Agenda
18-1841

This Informational Report be Scheduled.to go before the *Education Partnership Committee to be heard 6/17/2019

- 4.12** Subject: Proposed Amendments To AB 1487 (Chiu)
From: Council President Kaplan
Recommendation: Adopt A Resolution In Support Of Proposed Amendments To Assembly Bill 1487 (Chiu) To Address Funding And Governance Strategies For Regional Housing Solutions
18-1830

Attachments: [View Report](#)

This City Resolution be Scheduled.to go before the *Rules & Legislation Committee to be heard 5/30/2019

- 4.13** Subject: MacArthur Maze Vertical Clearance Project
From: Council President Kaplan
Recommendation: Adopt A Resolution Requesting That Caltrans Provide Transit Priority Improvements To Mitigate Congestion Associated With The MacArthur Maze Vertical Clearance Project; On The May 30, 2019 Rules And Legislation Committee Agenda
18-1823

This City Resolution be Scheduled.to go before the *Public Works Committee to be heard 6/11/2019

- 4.14** Subject: Resolution In Support Of AB 234 - Seismic Retrofit Tax Credits
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of Assembly Bill 234 (Nazarian) That Would Provide Tax Credits For Seismic Retrofit Costs; On The May 30, 2019 Rules And Legislation Committee Agenda
18-1840

This City Resolution be Scheduled.to go before the *Rules & Legislation Committee Pending No Date Specific

ITEM SUBMITTED UPON THE DAIS

Subject: Honoring 2019 Oakland Tech Ice Hokey Team
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution Honoring The Oakland Technical High School Ice Hokey Team For Its Second Consecutive League Championship
18-1842

Attachments: [View Report](#)

This item was placed on the agenda by the May 16, 2019 Rules and Legislation Committee.

This item requires an Urgency Finding pursuant to Section 2.20.080 E(2) of the Sunshine Ordinance, prior to hearing the item.

*This City Resolution be Scheduled to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/21/2019*

CHANGES TO THE PREVIOUSLY DISTRIBUTED 10 DAY AGENDAS

CHANGES MADE TO THE FINANCE & MANAGEMENT COMMITTEE PENDING LIST

The Committee requested to have number 5 "Biannual Report On Aging And Outstanding Revenue" under May 28, 2019 rescheduled to June 11, 2019 Finance And Management Committee Agenda

This be Accepted.

- 5 A Review Of The Council Committees' Actions From The Meetings Of May 14, 2019 And Determination Of Scheduling To The City Council Meeting Of May 21, 2019
18-1731

Attachments: [View Report](#)

CHANGES TO THE MAY 14, 2019 MATRIX

CHANGES MADE TO FINANCE AND MANAGEMENT COMMITTEE

Subject: Ordinance Amending Cannabis Business Tax Rates
From: Pro Tempore Kalb And Council President Kaplan
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt An Ordinance Amending Oakland Municipal Code Title 5, Chapter 5.04, Section 5.04.480 And Section 5.04.481, To Create A Tiered And Category Based Tax Structure For Cannabis Businesses, Merge Medical And Non-Medical Cannabis Business Classifications, And Reduce Tax Rates For Cannabis Businesses
18-1321

Attachments: [View Report](#)

[View City Administrator Report](#)

[View Supplemental Report 5/3/2019](#)

[View Supplemental Finance Report 5/3/2019](#)

[View Supplemental Finance Report 5/10/2019](#)

[View Supplemental Legislation 5/17/2019](#)

[View Supplemental Finance Report 5/17/2019](#)

To be Schedule as Public Hearing On The May 21, 2019 City Council Agenda

This Ordinance be Accepted.

- 6** A Review Of The Draft Agendas For The Council Committee Meetings Of May 28, 2019 And The Rules And Legislation Committee Of May 30, 2019
18-1732

Attachments: [View Report](#)

CHANGES TO THE MAY 28, 2019 AND MAY 30, 2019 DRAFT AGENDAS

Changes to the May 28, 2019 Finance And Management Committee

Subject: FY 2018-19 Q3 R&E Report
From: Finance Department
Recommendation: Receive An Informational Report On Fiscal Year (FY) 2018-19 Third Quarter Revenue and Expenditure Results And Year End Summaries For The General Purpose Fund (GPF, 1010) and Selected Funds
18-1828

Attachments: [View Report](#)

There was a Title Change read into record

This Report and Recommendation be Scheduled.to go before the *Finance & Management Committee to be heard 5/28/2019

Subject: Business Tax Exemption For Small Landlords
From: President Pro Tempore Kalb And Councilmember Gallo
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code, Chapter 5.04, Section 5.04.420, To Fully Or Partially Exempt From The Business Tax On Residential Property Rentals Those Landlords With Personal Income Of 100 Percent Of Area Median Income Or Less Who Rent Out (1) Two Or Fewer Rooms From Their Single Family Home Of Personal Residence Or (2) A Unit From Their Owner-Occupied Two-Unit Parcel
18-1769

Attachments: [View Report](#)

[View Finance Report](#)

There was a Title Change read into record

This City Resolution be Scheduled.to go before the *Finance & Management Committee to be heard 5/28/2019

Changes to the May 28, 2019 Community And Economic Development Committee

Subject: 2019/20 Consolidated Annual Action Plan
 From: Housing And Community Development
 Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt The Following Pieces Of Legislation:

1) A Resolution: 1. Authorizing The City Administrator To Prepare And Submit To The U.S. Department Of Housing And Urban Development The Fiscal Year 2019-2020 Consolidated Annual Action Plan; 2. Accepting And Appropriating An Anticipated Award Of U.S. Department Of Housing & Urban Development Grant Funds In The Amount Of \$13,964,586 For Community Development Block Grant, Home Investments Partnership, Emergency Solutions Grant, And Housing Opportunities For Persons With Aids Fiscal Year 2019-2020 Programs; And 3. Appropriating \$850,000 In Revolving Fund Program Income And Any Amounts In Excess Thereof For Housing Rehabilitation Activities; And 4. Authorizing The City Administrator To Negotiate And Execute Grant Agreements For The Fiscal Year 2019-2020 Community Development Block Grant, Home Investments Partnership, Emergency Solutions Grant, And Housing Opportunities For Persons With Aids Programs; And 5. Authorizing The Use Of General Purpose Funds To Pay Central Service Overhead Charges For The Emergency Solutions Grant And Housing Opportunities For Persons With Aids Program; And
18-1799

Attachments: [View Report](#)

There was a Title Change read into record to have this item bifurcated

This City Resolution be Scheduled to go before the *Community & Economic Development Committee to be heard 5/28/2019

Subject: Informational Briefing On Proposed Howard Terminal Ballpark Project
 From: President Pro Tempore Kalb
 Recommendation: Receive An Informational Report And Briefing On Status, Goals And Potential Impacts Of The Oakland A's Howard Terminal Ballpark Project And Related Development (Housing, Open Space, Adjacent Infrastructure, Etc.), Including But Not Limited To (1) Pending State Legislation, Senate Bill 293 (Skinner) And Assembly Bill 1191 (Bonta); (2) The Environmental Impact Report (EIR) Process Including Scoping, Designation Of Lead Agency, Project Objectives And Description, Alternatives, And Timeline; (3) Transportation/Transit Infrastructure Needs And Challenges Including Information On Proposed Gondola And Other Options To And From The Ballpark; (4) Potential Impacts To Nearby Maritime Industry; (5) Financing Of Ballpark And Related Infrastructure; (6) Community Benefits; And (7) Realistic Jobs Impacts
18-1715

This Informational Report be Withdrawn with No New Date.

Aye: 3 - Kaplan, Thao, and McElhaney

No: 1 - Kalb

NO VOTE: 0

Changes to the May 28, 2019 Life Enrichment Committee

Subject: Updates On The Department Of Violence
From: Office Of The City Administrator
Recommendation: Receive An Information Report On Updates From The Office Of The City Administrator On The Implementation Of Ordinance Number 13451 C.M.S., Which Established The Department Of Violence Prevention On Ending The Epidemic Of Violent Crime In Oakland And Healing Trauma In Impacted Communities
18-1812

Attachments: [View Report](#)

This Informational Report be * Previously Withdrawn and Rescheduled.to go before the *Life Enrichment Committee to be heard 5/28/2019

Changes to the May 28, 2019 Public Safety Committee

Subject: Police Commission Professional Service Providers Contract
From: Councilmembers Taylor And Gallo
Recommendation: Adopt An Ordinance Granting The Police Commission Authority To Contract Directly with Professional Service Providers To Support Them In Fulfilling Their Duties As Defined In Measure LL And Its Accompanying Enabling Ordinance
18-1764

This Ordinance be Rescheduled.to go before the *Public Works Committee to be heard 6/11/2019

- 7 Subject: Resolution In Support Of SB 18 (Skinner)
From: President Pro Tempore Kalb
Recommendation: Adopt A Resolution In Support Of Senate Bill 18 (Skinner) That Would (1) Require The Regular Publication Of A Landlord-Tenant Legal Guide; (2) Extend Indefinitely The Existing State Law Protections For Tenants Whose Landlord Goes Into Foreclosure; And (3) Provide Funding For Rental Assistance And Legal Aid To Tenants Through Competitive Grants To Statewide Programs
18-1767

Attachments: [View Report](#)

[View Supplemental Report 5/10/2019](#)

This City Resolution be Approved the Recommendation of Staff, and Forward.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 5/21/2019

Open Forum (Total Time Available: 15 Minutes)

4 speakers spoke during Open Forum.

Adjournment

There being no further business, and upon the motion duly made, the Rules & Legislation Committee adjourned the meeting at 12:45 p.m.

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

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