



# City of Oakland

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

## Meeting Minutes - FINAL \*Rules & Legislation Committee

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

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

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Thursday, December 5, 2019

10:45 AM

City Council Chamber, 3rd Floor

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The Oakland City Council Rules And Legislation Committee convened at 11:10 a.m. with Councilmember Thao presiding as Chairperson.

### Roll Call / Call To Order

**Excused** 1 - Dan Kalb

**Present** 3 - Rebecca Kaplan, Sheng Thao, and Lynette McElhaney

### 1 Determinations Of Closed Session

[18-2478](#)

**Attachments:** [View Report](#)

*A Special Closed Session is Scheduled for December 10, 2019 beginning at 2:30 p.m.*

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

**Excused:** 1 - Kalb

**Aye:** 3 - Kaplan, Thao, and McElhaney

**NO VOTE:** 0

### 2 Approval Of The Draft Minutes From The Committee Meeting Of October 31, 2019 And November 7, 2019

[18-2479](#)

**Attachments:** [View Report - 10/31/2019](#)

[View Report - 11/7/2019](#)

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

**Excused:** 1 - Kalb

**Abstained:** 1 - McElhaney

**Aye:** 2 - Kaplan, and Thao

**NO VOTE:** 0

**3** Determination Of Schedule Of Outstanding Committee Items  
[18-2480](#)

**Attachments:** [View Report](#)

*There was 1 speaker on this item*

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

**Excused:** 1 - Kalb

**Aye:** 3 - Kaplan, Thao, and McElhaney

**NO VOTE:** 0

**4** Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)  
[18-2481](#)

**Attachments:** [View Report](#)

*There were 8 speakers on this item*

**This Report and Recommendation be Accepted as Amended.**

- 4.1** Subject: Rescind The "The Children's Initiative Of 2018"  
From: Member Of The Public: Gene Hazzard  
Recommendation: Rescind The Action Item Of December 14, 2018 Where Members Of The Oakland City Council Voted Approving "The Children's Initiative Of 2018" AKA Measure AA Which Appeared On The November 6, 2018 General Election Ballot. The Measure Was A \$198.00 Parcel Tax Measure Where The Certified Election Results Of The Alameda County Registrar Of Voters Said The Measure Failed Because It Did Not Receive The Supermajority Or 2/3 Voter Approval For Passage. The Council 'S Action On December 14, 2018 Was Contrary To The Certified Election Results, Therefore Must Be Rescinded!; On A City Council Agenda As Soon As Possible  
[18-2255](#)

*The Committee Took No Action*

**This Report and Recommendation be Accepted.**

- 4.2** Subject: Oakland Promise Audit  
From: Member Of The Public: Gene Hazzard  
Recommendation: Receive A Report From The Office Of The City Auditor Related To The Oakland Promise Investigation At The First City Council Meeting In December 2019 Or Soon Thereafter; On The December 10, 2019 Special City Council Agenda [18-2537](#)

*The Committee accepted that this item be scheduled to the 1st Committee Meeting in February 2020*

**This Informational Report be Scheduled.to go before the \*Finance & Management Committee**

- 4.3** Subject: Amending Resolution Authorizing Oakland Promise  
From: President Kaplan  
Recommendation: Adopt A Resolution Implementing Recommendations of the City Auditor Regarding Oakland Promise, And Amending Resolution No. 85809 C.M.S. (Actions Taken By The Mayor During The Oakland City Council 2015 Annual Recess) Authorizing The City Administrator To Enter Into A Memorandum Of Understanding (MOU) With The East Bay College Fund To Implement The Oakland Promise Initiative; On The January 16, 2019 Rules And Legislation Committee Agenda [18-2542](#)

*The Committee accepted that this item be scheduled to the 1st Committee Meeting in 2020*

**This City Resolution be Scheduled.to go before the \*Rules & Legislation Committee**

- 4.4** Subject: 1750 Broadway: Appeal By East Bay Residents For Responsible Development  
From: Planning And Building Department  
Recommendation: Adopt One Of The Following Three Options:

1) A Resolution Denying The Appeal (APL19013) By East Bay Residents For Responsible Development (EBRRD) Led By Adams Broadwell Joseph & Cardozo And Upholding The Planning Commission's Environmental Determination And Approval Of A Major Conditional Use Permit For Building Construction Over 200,000 Square Feet And Regular Design Review For The Project Located At 1750 Broadway, Oakland CA (PLN18369); Or

[18-2484](#)

*To Be Heard As A Public Hearing*

*The Committee accepted that this item be scheduled to the 2nd City Council Meeting in 2020*

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council**

Provided The City Council Can Make The Appropriate Findings:

2) A Motion To Direct Staff To Prepare A Resolution For Future City Council Consideration To Deny the Appeal With Additional Conditions; OR [18-2486](#)

*To Be Heard As A Public Hearing*

*The Committee accepted that this item be scheduled to the 2nd City Council Meeting in 2020*

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

3) A Motion To Direct Staff To Prepare A Resolution For Future City Consideration To Uphold The Appeal; On The December 10, 2019 Special City Council Agenda As A Public Hearing [18-2488](#)

*To Be Heard As A Public Hearing*

*The Committee accepted that this item be scheduled to the 2nd City Council Meeting in 2020*

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council**

**4.5** Subject: 1750 Broadway Project (Appeal By Residents Of 1770 Broadway)  
From: Planning And Building Department  
Recommendation: Adopt One Of The Following Three Options:

1) ) A Resolution Denying The Appeal By The Residents Of 1770 Broadway Led By Joseph Hornof (APL19010) And Upholding The Planning Commission's Environmental Determination And Approval Of A Major Conditional Use Permit For Building Construction Over 200,000 Square Feet And Regular Design Review For The Project Located At 1750 Broaway, Oakland CA (PLN18369); Or [18-2490](#)

*To Be Heard As A Public Hearing*

*The Committee accepted that this item be scheduled to the 2nd City Council Meeting in 2020*

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council**

Provided The City Council Can Make The Appropriate Findings:

2) A Motion To Direct Staff To Prepare A Resolution For Future City Council Consideration To Deny The Appeal With Additional Conditions; Or [18-2491](#)

*To Be Heard As A Public Hearing*

*The Committee accepted that this item be scheduled to the 2nd City Council Meeting in 2020*

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

3) A Motion To Direct Staff To Prepare A Resolution For Future City Council Consideration To Uphold The Appeal; On The December 10, 2019 Special City Council Agenda As A Public Hearing [18-2492](#)

*To Be Heard As A Public Hearing*

*The Committee accepted that this item be scheduled to the 2nd City Council Meeting in 2020*

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

**4.6** Subject: Delinquent Real Estate Property Transfer Taxes Assessment Of Liens  
From: Finance Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned; Or [18-2495](#)

**Attachments:** [View Report](#)

*To Be Heard As A Public Hearing*

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Real Property Transfer Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 4.20 Of The Oakland Municipal Code; Or

[18-2496](#)

**Attachments:** [View Report](#)

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council**

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Real Property Transfer Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 4.20 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection

[18-2498](#)

**Attachments:** [View Report](#)

**To Be Heard As A Public Hearing**

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

**4.7** Subject: Delinquent Business Tax Assessment Of Liens  
From: Finance Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Confirming The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection;Or

[18-2499](#)

**Attachments:** [View Report](#)

[View Attachment 1](#)

**To Be Heard As A Public Hearing**

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

2) A Resolution Continuing Hearing Of The Reports Of The City Administrator On Delinquent Business Taxes And The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 5.04 Of The Oakland Municipal Code; Or

[18-2501](#)

**Attachments:** [View Report](#)

***To Be Heard As A Public Hearing***

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

3) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator On The Costs Incurred By The City Of Oakland For Delinquent Business Taxes And Authorizing The Recordation Of Liens With Administrative And Assessment Charges As Necessary Pursuant To Chapter 5.04 Of The Oakland Municipal Code, And Directing The Notice Of Lien And Assessment Charges Be Turned Over To The County Tax Collector For Collection

[18-2502](#)

**Attachments:** [View Report](#)

***To Be Heard As A Public Hearing***

***The Committee Accepted A Title Change read into record***

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

4.8 Subject: Mandatory Delinquent Trash Fees 2019  
From: Finance Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt One Of The Following Pieces Of Legislation:

1) A Resolution Accepting And Confirming Reports Of The City Administrator For Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection For The Monthly Periods Of July, August, And September 2019 And Quarterly Period Of October-December 2019; Or [18-2504](#)

**Attachments:** [View Report](#)  
[View Attachment](#)

***To Be Heard As A Public Hearing***

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

2) A Resolution Overruling Protests And Objections And Accepting And Confirming Reports Of The City Administrator For Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code, And Directing The Notice Of Special Assessment Charges Be Turned Over To The County Tax Collector For Collection For The Monthly Periods Of July, August And September And 2019 And Quarterly Period Of October -December 2019; Or [18-2505](#)

**Attachments:** [View Report](#)

***To Be Heard As A Public Hearing***

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

3) A Resolution Continuing The Hearing Of The Reports Of The City Administrator On Delinquent Trash Service Fees With Administrative And Special Assessment Charges As Necessary Pursuant To Chapter 8.28 Of The Oakland Municipal Code [18-2506](#)

**Attachments:** [View Report](#)

***To Be Heard As A Public Hearing***

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

**4.9** Subject: Oakland Go Bonds (Measure KK) And Refunding Series 2020  
From: Finance Department  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Approving The Issuance Of City Of Oakland General Obligation Bonds (Measure KK) In An Aggregate Principal Amount Not To Exceed \$190,000,000 And City Of Oakland General Obligation Refunding Bonds In An Aggregate Principal Amount Not To Exceed \$69,000,000; Approving A Fiscal Agent Agreement And Escrow Agreement; And Authorizing Necessary Related Actions; And  
[18-2514](#)

**Attachments:** [View Report](#)

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

2) A Resolution Identifying Projects Authorized For Funding With Proceeds Of City Of Oakland General Obligation Bonds (Measure KK), Series 2020B-1 And Series 2020B-2, And Allocating Bond Proceeds For The Identified Projects  
[18-2515](#)

**Attachments:** [View Report](#)

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

**4.10** Subject: FY 2019-20 Midyear Budget Amendments  
From: Finance Department  
Recommendation: Adopt A Resolution Amending Resolution No. 87759 C.M.S., Which Adopted The Fiscal Year (FY) 2019-21 Budget, To Amend The FY 2019-20 Budget To Make Adjustments To The FY 2019-20 Revenue And Expenditure Appropriations In The General Purpose Fund (GPF) And Non-GPF Funds  
[18-2535](#)

**Attachments:** [View Report](#)

***The Committee accepted a Title Change read into record***

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

- 4.11** Subject: Settlement Agreement - Ariel Spritzer-Satomi V. City Of Oakland, Et Al.  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Ariel Spritzer-Satomi V. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG1682573, City Attorney's File No. 31107, In An Amount Of One Million Six Hundred Sixty-Six Thousand Dollars And Sixty-Seven Cents (\$1,666,666.67) (Department Of Transportation - Dangerous Condition)  
[18-2518](#)

**Attachments:** [View Report](#)

*The Committee accepted a Title Change read into record*

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

- 4.12** Subject: Settlement Agreement - Sebastian Sanchez V. City Of Oakland  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Sebastian Sanchez V. City Of Oakland, Et Al, Alameda County Superior Court Case No. RG17852080, In The Amount Of Two Million Five Hundred Thousand Dollars And No Cents (\$2,500,000.00) As A Result Of An Automobile Accident On May 20, 2016 (Oakland Police Department - Automobile Collision)  
[18-2539](#)

**Attachments:** [View Report](#)

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

- 4.13** Subject: A Resolution Recognizing Volunteers  
From: Councilmember Gallo  
Recommendation: Adopt A Resolution Recognizing Volunteers For Their Community Service To Make Oakland A Safe And Clean City  
**18-2519**

**Attachments:** View Report

*The Committee accepted this item To Be Heard as a Ceremonial Item*

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

**4.14** Subject: 2020 Schedule Of The City Council And Council Committee Meetings  
From: Council President Kaplan  
Recommendation: Approve A Report And Recommendation For The City Council To Adopt The Proposed 2020 Schedule Of The City Council And Council Committee Meetings 2020 And An Associated Agenda And Report Distribution Schedule  
[18-2483](#)

**Attachments:** [View Report](#)  
[View Color Attachment](#)

*The Committee accepted that this item be heard as a Non-Consent item*

**This Report and Recommendation be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

**4.15** Subject: City Council Presidents Appointments 2020  
From: Council President Kaplan  
Recommendation: Adopt A Resolution Pursuant To The Council's Rule Of Procedure (Resolution No. 87044 C.M.S.) And Amending Resolution No. 87490 C.M.S. To Confirm The City Council President's Appointments of Committee Members; On The January 21, 2020 City Council Agenda As A Consent Item  
[18-2533](#)

*The Committee accepted that this item be scheduled to the 1st City Council Meeting in 2020*

**This City Resolution be Scheduled.to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council**

**4.16** Subject: Reallocation Of Police Commission Office Of The Inspector General Fund  
From: Police Commission  
Recommendation: Adopt Resolution Authorizing The City Administrator, Or Designee, To Reallocate \$649,204 In Salary Savings In The Police Commission's Civilian Office Of The Inspector General During Fiscal Year 2019-20 To Fund Professional Services Agreements For An Investigation Of Community Police Review Agency (CPRA) Cases 07-0538, 13-1062, And 16-0147 With Knox & Ross Law Group, Engage The Community On A Revised Oakland Police Department Use Of Force Policy With Raheem, Facilitation Of A Police Commission Retreat With Walker And Associates, An Audit Of Current And Previously Issued CPRA Cases With Mason Investigative Group, And Other Expenses; On The First Finance And Management Committee Meeting In January 2020  
[18-2503](#)

**Attachments:** [View Report](#)

*The Committee accepted that this item be scheduled to the 1st Committee Meeting in 2020*

**This City Resolution be Scheduled.to go before the \*Finance & Management Committee**

- 4.17** Subject: League Of California Cities Travel Authorization And Reimbursement  
From: Councilmember Gallo  
Recommendation: Adopt A Resolution Authorizing The Travel And Reimbursement Of Councilmember Noel Gallo's Travel To San Antonio, Texas For Attendance At The League Of California Cities Conference From November 20, 2019 Through November 24, 2019 In The Amount Of \$2,172.26 In Travel Costs From The Council Contingency Fund For Travel; On The First City Council Meeting Agenda In January 2020  
[18-2540](#)

*The Committee accepted that this item be scheduled to the 1st City Council Meeting in 2020*

**This City Resolution be Scheduled to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council**

- 4.18** Subject: A Status Report On Sidewalk Ordinance 13549  
From: Vice Mayor Reid  
Recommendation: Receive A Status Report On: 1)The Implementation Of Sidewalk Ordinance 13549 To Include The Process On How To Obtain The Sidewalk Ordinance Compliance Certificate, Including The Process For Exemptions 2) The Process To Obtain Information If A Tree Causing Sidewalk Damage Is A Certified City Tree And The Documentation That Would Be Provided To The Property Owner And 3) Approve A 90 Day Moratorium On The Ordinance; On The January 14, 2020 Finance And Management Committee Agenda  
[18-2531](#)

*The Committee accepted that this item be scheduled to the 2nd Committee Meeting in 2020*

**This Informational Report be Scheduled to go before the \*Public Works Committee**

- 4.19** Subject: Create The Commission On Homelessness  
From: Council President Kaplan  
Recommendation: Adopt An Ordinance Amending Chapter 4.56 Of The Oakland Municipal Code To Create The Commission On Homelessness; On The January 14, 2020 Life Enrichment Committee Agenda  
[18-2517](#)

*The Committee accepted that this item be scheduled to the 2nd Committee Meeting in 2020*

**This Ordinance be Scheduled to go before the \*Life Enrichment Committee**

- 4.20** Subject: Measure D- Oakland Fund For Children & Youth/Kids First! Extension  
From: The Life Enrichment Committee  
Recommendation: Adopt An Ordinance To Reauthorize And Extend For Twelve Years An Amendment Of The Charter Of The City Of Oakland (Article XIII Section 1300) Establishing The Kids First! Oakland Fund For Children And Youth As Approved By The Passage Of The 2009 Kids First! Voter Initiative Measure D; On The First Life Enrichment Committee Agenda February 2020  
[18-2532](#)

*The Committee accepted that this item be scheduled to the 1st Committee Meeting in February 2020 in Council Chambers*

**This City Resolution be Scheduled.to go before the \*Life Enrichment Committee**

- 4.21** Subject: Equitable And Community Oriented Opportunity Zones  
From: The Community And Economic Development Committee  
Recommendation: Adopt A Resolution Adopting Recommendations For The City Of Oakland To Guide Equitable, Community Oriented Real Estate And Business Development Through The Federal Economic Opportunity Zone Program; On The First Community And Economic Development Committee Agenda In January 2020  
[18-2534](#)

**Sponsors:** Taylor

*The Committee accepted that this item be scheduled to the 1st Committee Meeting in 2020*

**This City Resolution be Scheduled.to go before the \*Community & Economic Development Committee**

- 4.22** Subject: Police Commission Oversight  
From: The Public Safety Committee  
Recommendation: Adopt A Resolution Clarifying The Process For Oversight Of The Police Commission; On The First Public Safety Committee Agenda In January 2020  
[18-2538](#)

*The Committee accepted that this item be scheduled to the 1st Committee Meeting in 2020*

**This City Resolution be Scheduled.to go before the \*Public Safety Committee**

- 4.23** Subject: Repeal of O.M.C. Sections 5.70.020, 5.70.030 and 5.70.040  
From: Office Of The City Attorney  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Title 5, Chapter 5.70, To Remove Outdated And Obsolete Sections 5.70.020, New Business Reports, 5.70.030, Pickle Manufacturing, And 5.70.040, Sand And Gravel Sales  
[18-2543](#)

**Attachments:** [View Report](#)

**This Ordinance be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

**CHANGES MADE TO THE 10 DAY AGENDA**

**DAIS REQUEST**

Subject: Oakland Police And Fire Retirement System - Holiday Pay Settlement  
From: Office Of The City Attorney's  
Recommendation: Adopt A Resolution Authorizing And Directing City Attorney To Settle Dispute Regarding Holiday Pay Calculations For Police Members Of The Oakland Police And Fire Retirement System Classified At The Rank Of Captain And Deputy Chief  
[18-2544](#)

**Attachments:** [View Report](#)

*The Committee accepted that this item be placed on the Consent Calander*

**This City Resolution be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

- 5** A Review Of The Council Committees' Actions From The Meetings Of December 3, 2019 And Determination Of Scheduling To The Special City Council Meeting Of December 10, 2019  
[18-2482](#)

**Attachments:** [View Report](#)

**CHANGES MADE TO THE DECEMBER 3, 2019 SPECIAL PUBLIC WORKS MATRIX**

Subject: Amend Chapter 12.08, Encroachment Permits  
From: Council President Kaplan  
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code, Chapter 12.08, Encroachments, By Transferring Sole Permit Issuance For Minor Encroachments To The Director Of The Department Of Planning And Building For Any Encroachments Twelve ("12") Feet Or More Above Grade  
[18-2516](#)

**Attachments:** [View Report](#)

*The Committee accepted the Title Change read into record*

**This Ordinance be Accepted.**

**CHANGES MADE TO THE SUPPLEMENTAL DECEMBER 4, 2019 SPECIAL LIFE ENRICHMENT MATRIX**

Subject: PATH Plan  
From: Human Services Department  
Recommendation: Receive And Take Action On A Report and Recommendations, Including Regarding Funding Policy Priorities, On The City's Five Year Framework To Address Homelessness In Oakland For Fiscal Years 2020-2024  
[TITLE CHANGE]  
[18-2223](#)

- Attachments:** [View Report](#)  
[View Supplemental Report 10/18/2019](#)  
[View Supplemental Report - Bas 11/27/2019](#)  
[View Supplemental Report 11/27/2019](#)

**This Informational Report be Scheduled.to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council to be heard 12/10/2019**

Subject: Homeless Encampment Management Report  
From: Councilmember Bas  
Recommendation: Receive An Informational Report From The City Administrator On Progress Towards Implementing The Homeless Encampment Management Program Recommendations Approved By City Council On July 9, 2019  
[18-2251](#)

- Attachments:** [View Report](#)

***The Committee accepted that this item be placed on the pending list no date specific***

**This Informational Report be Scheduled.to go before the \*Life Enrichment Committee**

Subject: Homelessness Solutions Update  
From: Council President Kaplan  
Recommendation: Approve A Report And Recommendation From The City Administrator On The Status Of Implementation Of Homelessness Solutions Approved By The City Council In Resolution No. 87129 C.M.S. "Encouraging The Private Development Of Expanded Housing Options, Including For Non-Profits, Faith-Based Organizations, Private Property Owners, And Service Providers Working On Private Land, To Provide Housing And Sanitary Facilities For The Homeless Through Strategies Including 'Small Homes,' Shipping Container Conversion Homes, Recreational Vehicles, Unattached Trailers, Restroom Structures, And Other Options To Provide Dignity, Privacy," Including Identifying Available Public Land For These Efforts, Along With Opportunity For The Committee To Make Recommendations, On Status Of Implementing Each Item And To Include In The Report To Council A Copy Of Communications With The County And OUSD Requesting Their Public Lands/Buildings And Response [18-2304](#)

**Attachments:** [View Report](#)

*The Committee accepted this item be scheduled to the 1st committee meeting 2020*

**This Informational Report be Scheduled.to go before the \*Life Enrichment Committee**

**6 There are No Draft Agendas For Review December 16, 2019 Through December 31, 2019 Due to Winter Recess**

7 Subject: 2019 Legislative Summary And 2020 Legislative Agenda  
From: Office Of The Mayor  
Recommendation: Receive An Informational Report That Summarizes The City's State And Federal Legislative Efforts In 2019 And Proposes The Legislative Priorities For 2020  
[18-2454](#)

**Attachments:** [View Report](#)

*There were 2 speaker on this item*

*The Committee approved staffs recommendations with a request for a supplemental with the following:*

- 1. Analysis on racial*
- 2. Strategies for divers impact to African Americans*

*To go to the 1st City Council Meeting 2020*

**A motion was made by Rebecca Kaplan, seconded by Lynette McElhaney, that this matter be Scheduled to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council. The motion carried by the following vote:**

**Excused:** 1 - Kalb

**Aye:** 3 - Kaplan, Thao, and McElhaney

**NO VOTE:** 0

- 8** Subject: Cesar Chavez National Historic Park  
From: Councilmember Gallo  
Recommendation: Adopt A Resolution In Support Of The National Park Service And The Wilderness Society In The Establishment Of The Cesar Chavez Historic Park  
[18-2457](#)

**Attachments:** [View Report](#)

*There was 1 speakers on this item*

A motion was made by Lynette McElhaney, seconded by Rebecca Kaplan, that this matter be Scheduled to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 12/10/2019. The motion carried by the following vote:

**Excused:** 1 - Kalb

**Aye:** 3 - Kaplan, Thao, and McElhaney

**NO VOTE:** 0

- 9** Subject: A Resolution In Support Of Senate Bill 378 (Wiener)  
From: Councilmember Thao, Kalb And Mayor Schaaf  
Recommendation: Adopt A Resolution Supporting Senate Bill 378 (Wiener) That Would: (1) Require PG&E To Create A Fund To Reimburse Customers And Local Governments For Power Shutoff Costs, (2) Impose Civil Penalties On PG&E For Shutoffs, (3) Require PG&E To Annually Report On Condition Of Its Equipment, The Economic, Environmental And Public Safety Impacts Of Shutoffs And Fire And Safety Risks, And (4) Encourage New Electrical Service Options  
[18-2423](#)

**Attachments:** [View Report](#)

[View Supplemental Report 11/8/2019](#)

*There was 1 speaker on this item*

A motion was made by Rebecca Kaplan, seconded by Lynette McElhaney, that this matter be Scheduled to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 12/10/2019. The motion carried by the following vote:

**Excused:** 1 - Kalb

**Aye:** 3 - Kaplan, Thao, and McElhaney

**NO VOTE:** 0

**Open Forum (Total Time Available: 15 Minutes)**

*2 speakers spoke during Open Forum*

**Adjournment**

*There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 1:05 p.m.*

**Americans With Disabilities Act**

**If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 5 days prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.**

**Office of the City Clerk - Agenda Management Unit**

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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.**