



City of Oakland

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

Meeting Minutes - FINAL *Rules & Legislation Committee

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

City of Oakland Website: <http://www.oaklandca.gov>

Thursday, December 12, 2019

10:45 AM

City Council Chamber, 3rd Floor

The Oakland City Council Rules And Legislation Committee convened at 11:22 p.m. with Council President Kaplan presiding as Chairperson.

Roll Call / Call To Order

Excused 1 - Sheng Thao

Present 2 - Rebecca Kaplan, and Lynette McElhaney

1 Determinations Of Closed Session

[18-2527](#)

Attachments: [View Report](#)

A Special Closed Session is Scheduled for January 21, 2020 beginning at 2:00 p.m.

There were 2 speakers on this item

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

Excused: 1 - Thao

Aye: 3 - Kalb, Kaplan, and McElhaney

NO VOTE: 0

2 Approval Of The Draft Minutes From The Committee Meeting Of December 5, 2019

[18-2528](#)

Attachments: [View Report](#)

There was 1 speaker on this item

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

Excused: 1 - Thao

Aye: 3 - Kalb, Kaplan, and McElhaney

NO VOTE: 0

3 Determination Of Schedule Of Outstanding Committee Items
[18-2529](#)

Attachments: [View Report](#)

There was 1 speaker on this item

There was No Action Taken

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)
[18-2530](#)

Attachments: [View Report](#)

There was 2 speakers on this item

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

Excused: 1 - Thao

Aye: 3 - Kalb, Kaplan, and McElhaney

NO VOTE: 0

4.1 Subject: PG&E On-Bill Financing Agreements
From: Oakland Public Works Department
Recommendation: Adopt A Resolution To Waive The City's Advertising And Competitive Bid Requirements When Entering Pacific Gas & Electric (PG&E) Company On-Bill Financing (OBF) Agreements
[18-2548](#)

Attachments: [View Report](#)

[87990 CMS](#)

This City Resolution be Scheduled to go before the *Public Works Committee to be heard 1/14/2020

- 4.2** Subject: Informational Report On Encroachment Permits, Processes And Fees
From: President Pro Tempore Kalb
Recommendation: Receive An Informational Report From The City Administrator On: (1) Oakland Municipal Code (OMC) Requirements, Permit Approval Processes And Fees For Major And Minor Encroachments Into Grade Level And Above-Grade Public Right-Of-Way Including, But Not Limited To, Building Elements, Structures And Living Space, And Grade-Level Commercial/Retail Operations; (2) A Summary And Analysis Of Other Municipalities' Policies And Fees Regarding Such Encroachments; And (3) Options For City Of Oakland To Be Compensated For Use Of Its Public Right Of Way
[18-2552](#)

This Informational Report be Scheduled.to go before the *Community & Economic Development Committee to be heard 3/10/2020

- 4.3** Subject: Non Binding MOU
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Authorizing The City Administrator, Or Designee, To Execute A Non-Binding Memorandum Of Understanding Between The City And The Port Regarding The Process Of Review Of Applications For, And, If Approved, The Anticipated Framework Of Regulation Of The Development Project Proposed By The Oakland Athletics At Howard Terminal
[18-2550](#)

Attachments: [View Report](#)
[87998 CMS](#)

This item was approved to go on the January 21, 2020 City Council Agenda as a Public Hearing

This City Resolution be Scheduled.to go before the *Community & Economic Development Committee to be heard 1/14/2020

- 4.4** Subject: Informational Report On Protocol For Missing Persons
From: Councilmember McElhaney
Recommendation: Receive An Informational Report From The City Administrator On The Oakland Police Department's Protocol And Related Policies For Responding To Reports Of Missing Persons With An Emphasis On Missing Children And Including In The Report Information On The Number Of Missing Persons Reported, Demographics Of Missing Persons, Actions Taken By OPD, And Resolutions Over The Past Five Years
[18-2547](#)

The Committee accepted a Title Change read into record

This Informational Report be Scheduled.to go before the *Public Safety Committee to be heard 3/10/2020

4.5 Subject: Ratification Of Actions - 1310 Oak Street (“Fire Alarm Building”)
From: Economic And Workforce Development Department
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution To Ratify City Council’s Prior Actions Regarding The Disposition Of The City’s Property At 1310 Oak Street (Assessor Parcel Number 002-0091-001), Commonly Referred To As “The Fire Alarm Building,” As A Declaration Of Such Property As “Surplus Land” Pursuant To Government Code Section 54221(B)(1)
[18-2549](#)

Attachments: [View Report](#)
[87999 CMS](#)

This item was approved 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 * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 1/21/2020

4.6 Subject: Ratification Of Actions - The Oakland Alameda County Coliseum Complex
From: Office Of The City Administrator
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Ratifying Prior Actions Of The City Administrator Regarding The Disposition Of The City’s Undivided 50% Interest In The Property Identified As Assessor Parcel Numbers 041-3901-008 & 041-3901-009 And Commonly Known As The Oakland Alameda County Coliseum Complex And Declaring Such Property “Surplus Land” Pursuant To Government Code Section 54221(B)(1)
[18-2551](#)

Attachments: [View Report](#)
[88000 CMS](#)

This item was approved to be heard as a Public Hearing

This City Resolution be Scheduled.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 1/21/2020

CHANGES MADE TO THE FINANCE AND MANAGEMENT PENDING LIST

Subject: Report On Asset Seizure Policies And Practice
From: Councilmember McElhaney
Recommendation: Receive An Informational Report From The City Administrator On Asset Seizure By The Oakland Police Department, City Attorney And Any Other Relevant Departments Detailing The Policies, Practices And Outcomes Of The Seizure Of Assets Including Automobiles, Cash And Other Items Of Value
[18-2098](#)

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

This Informational Report be Scheduled.to go before the *Finance & Management Committee to be heard 2/11/2020

Subject: Mayor's Salary
From: Office Of The Auditor
Recommendation: Review Of The Mayor's 2019 Salary As Required By The City Charter
[18-2553](#)

Attachments: [View Report](#)

This Report and Recommendation be Scheduled.to go before the *Finance & Management Committee to be heard 1/14/2020

CHANGES MADE TO THE ECONOMIC AND WORKFORCE DEVELOPMENT PENDING LIST

The Committee approved to change the January 14, 2020 Community & Economic Development Committee to a Special time of 1:00 p.m. to be held in council chambers

This be Accepted.

Subject: Modifications To Condominium Conversion Ordinance
From: President Pro Tempore Kalb
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 16.36, Condominium Conversions, To: (1) Extend The Conversion Rights Requirement To Two- To Four-Unit Residential Buildings; (2) Require That A Conversion Rights Agreement Be Recorded At Latest 60 Days After The Building Permit For The Generating Residential Building Is Issued; (3) Enhance Tenant Rights And Notice Requirements To Tenants; And (4) Make Other Modifications; And To Direct City Administrator Or Designee To Study Alternative Methods Of (A) Ensuring One-For-One Replacement Of Rental Units In The City As A Result Of Condominium Conversions And (B) Increasing Affordable Home Ownership And Reducing Displacement Of Renters Subject To Conversion; And Adopt CEQA Exemption Findings
[NEW TITLE]
[18-2106](#)

- Attachments:** [View Report](#)
[View Supplemental Report 1/10/2020](#)
[View Supplemental Legislation 2/7/2020](#)
[13585 CMS](#)
[Proof Of Publicaion 13585 CMS](#)

The Committee accepted the Title Change read into record as follows:

Ordinance Amending Oakland Municipal Code Chapter 16.36, Condominium Conversions, To: (1) Extend The Conversion Rights Requirement To Two- To Four-Unit Residential Buildings; (2) Limit Conversion Rights To Residential Buildings With Building Permits Issued After Conversion Application; (3) Enhance Tenant Rights And Notice Requirements To Tenants; And (4) Make Other Modifications; And To Direct City Administrator Or Designee To Study Alternative Methods Of (A) Ensuring One-For-One Replacement Of Rental Units In The City As A Result Of Condominium Conversions And (B) Increasing Affordable Home Ownership And Reducing Displacement Of Renters Subject To Conversion; And Adopt CEQA Exemption Findings

This Ordinance be Accepted.

CHANGES MADE TO THE PUBLIC WORKS PENDING LIST

Subject: Report On Asset Seizure Policies And Practice
From: Councilmember McElhaney
Recommendation: Receive An Informational Report From The City Administrator On Asset Seizure By The Oakland Police Department, City Attorney And Any Other Relevant Departments Detailing The Policies, Practices And Outcomes Of The Seizure Of Assets Including Automobiles, Cash And Other Items Of Value
[18-2098](#)

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

This Informational Report be Scheduled.to go before the *Public Safety Committee to be heard 2/11/2020

Subject: Ceasefire Impact Evaluation
From: Oakland Police Department
Recommendation: Receive An Informational Report On The Ceasefire Impact Evaluation From September 2018
[18-0859](#)

Attachments: [View Report](#)
[View Supplemental Report 2/14/2020](#)
[View Supplemental Attachment A - 2/14/2020](#)

This Informational Report be Scheduled.to go before the *Public Safety Committee to be heard 2/25/2020

5 There Are No Draft Agendas For Review During The Weeks Of December 24 Through January 2, 2020 Due To Winter Recess

Open Forum (Total Time Available: 15 Minutes)

3 Speakers spoke during Open Forum

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Rules And Legislation Committee adjourned the meeting at 12:17 p.m.

Americans With Disabilities Act

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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.**