



# City of Oakland

## Meeting Agenda

### \*Rules & Legislation Committee

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

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

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

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Thursday, March 29, 2018

10:45 AM

City Council Chamber, 3rd Floor

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#### **DEFINITION OF TERMS:**

**Consent Item:** any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee.

**Non-Consent Item:** any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee.

**Action Item:** any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

**Informational Item:** an item of the agenda consisting only of an informational report that does not require or permit Council action.

Roll Call / Call To Order

#### **COMMITTEE MEMBERSHIP:**

Lynette McElhaney, District 3; President Pro Tempore Abel J. Guillén, District 2; Vice Mayor Campbell Washington, District 4; Chairperson: President Reid, District 7

1 Determinations Of Closed Session

[18-0257](#)

2 Approval Of The Draft Minutes From The Committee Meeting Of March 15, 2018

[18-0258](#)

Attachments: [View Report](#)

3 Determination Of Schedule Of Outstanding Committee Items

[18-0259](#)

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

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day

[18-0260](#)

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

4.1 Subject: Measure To Tax Transportation Network Companies (TNC's) In The City Of Oakland

From: Councilmember Kaplan

Recommendation: Adopt The Following Pieces Of Legislation:

OLD TITLE:

1) An Ordinance: (1) To Authorize The City Of Oakland To Collect A Tax On The Provision Of Ride-Share Services/Transportation Network Companies (TNC's); (2) To Authorize The Creation Of A Per-Pickup Charge, And To Adopt A Requirement That Ride-Share Platforms (TNC's) Providing Service In The City Of Oakland Must Collect Such Charge From The Customers And Remit It To The City Of Oakland; And (3) Requiring That Any Intermediary, Including One Who Provides Matching Services Online, Who Collects Funds For The Provision Of Goods Or Services In The City Of Oakland By Its Members/Subscribers (E.G. Drivers, Hosts), Shall Be Jointly And Severally Liable For Any Taxes Owed To The City Of Oakland For Such Goods/Services; And

[17-0148](#)

**Legislative History**

9/21/17	*Rules & Legislation Committee <i>The Committee approved this item to go before the Finance And Management Committee.</i>	Scheduled to the *Finance & Management Committee
11/9/17	*Rules & Legislation Committee <i>This Item was scheduled to go before the second committee meeting in March.</i>	Scheduled to the *Finance & Management Committee
2/13/18	*Finance & Management Committee	Scheduled to the *Finance & Management Committee

2) A Resolution, On The City Council's Own Motion, Submitting This Item To The Voters At The 2018 Election

NEW TITLE:

Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The Statewide General Election On November 6, 2018, A Proposed Ordinance To Impose A General 50 Cent Per Ride Tax On Passengers Of Transportation Network Companies; And Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The November 6, 2018 Statewide General Election; On The April 10, 2018 Finance And Management Committee Agenda

[17-0149](#)

Legislative History

9/21/17	*Rules & Legislation Committee <i>The Committee approved this item to go before the Finance And Management Committee.</i>	Scheduled to the *Finance & Management Committee
11/9/17	*Rules & Legislation Committee <i>This Item was scheduled to go before the second committee meeting in March.</i>	Scheduled to the *Finance & Management Committee
2/13/18	*Finance & Management Committee	Scheduled to the *Finance & Management Committee

- 4.2** Subject: Ballot Measure To Amend The Business Tax On Non-Medical Cannabis  
 From: Councilmember Kalb  
 Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The November 6, 2018 Statewide General Election, A Proposed Ordinance Amending The 2010 Voter Approved Ordinance, Measure V, Section 6, "Council Amendments" To Authorize The City Council To Amend The Business Tax On Non-Medical Cannabis Contained In Oakland Municipal Code Section 5.04.481 In Any Manner That Does Not Increase The Tax Rate; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 6, 2018 Statewide General Election; On The May 8, 2018 Finance And Management Committee Agenda And The May 10, 2018 Rules And Legislation Committee Agenda  
**18-0322**

**4.3** Subject: Single-Use Plastic Straws Ordinance  
From: President Pro Tempore Guillén And Councilmember Kalb  
Recommendation:  
OLD TITLE:  
Adopt An Ordinance Establishing Procedures And Prohibitions Regarding The Distribution Of Single-Use Plastic Straws To Customers Of Dine-In Restaurant Facilities

NEW TITLE:  
Adopt An Ordinance Amending Chapter 8.07 Of The Oakland Municipal Code, "Polystyrene Foam Food Service Ware," Renaming The Chapter As "Disposable Food Service Ware" And Additionally Establishing Procedures And Prohibitions Regarding The Distribution Of Single-Use Beverage Straws To Customers Of Restaurants; On The April 10, 2018 Community And Economic Committee Agenda  
**18-0263**

Legislative History

3/15/18	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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*Councilmember Dan Kalb requested to be added as a co author to this item.*

**4.4** Subject: Informational Presentation On OPRYD Vision And Direction  
From: Councilmember McElhaney  
Recommendation: Receive An Informational Presentation From The Oakland Parks, Recreation And Youth Development Department About Their New Vision And Efforts To Improve Services For Oakland's Youth; On The April 24, 2018 Life Enrichment Committee Agenda  
**18-0191**

**4.5** Subject: Travel Authorization - Councilmember Kalb  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution Authorizing Councilmember Dan Kalb To Travel To Sacramento, California To Attend The League Of California Cities' Housing And Community Development Committee Meetings On January 19, 2018 And April 13, 2018, And Be Reimbursed For Necessary Expenses; On The April 17, 2018 City Council Agenda  
**18-0323**

**4.6** Subject: Resolution In Support Of SB 822 - Restoring Net Neutrality In California  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution In Support Of Senate Bill 822 (Wiener) That Would Reinstate Net Neutrality Protections In California And Prohibit Internet Service Providers From Engaging Practices That Are Inconsistent With A Free And Fair Internet; On The April 26, 2018 Rules And Legislation Committee Agenda  
**18-0324**

**5 There Are No Committees' Actions From March 27, 2018 And No City Council Meeting Of April 3, 2018 Due To Councils' Spring Recess**

6 A Review Of The Draft Agendas For The Council Committee Meetings Of April 10, 2018 And The Rules And Legislation Committee Of April 12, 2018  
[18-0261](#)

Attachments: [View Report](#)

7 Subject: Resolution Supporting AB 1884, Straw Upon Request  
From: President Pro Tempore Guillén  
Recommendation: Adopt A Resolution Supporting Ab 1884, Introduced By California Assembly Member Calderon, Which Would Prohibit Specified Food Facilities From Providing Single-Use Plastic Straws To Customers Except Upon Request  
[18-0262](#)

Attachments: [View Report](#)

Legislative History

3/15/18	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
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**Open Forum (Total Time Available: 15 Minutes)**

**Adjournment**

**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.