



# City of Oakland

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

## Meeting Agenda - FINAL

### \*Rules & Legislation Committee

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

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

---

Thursday, April 27, 2017

10:45 AM

City Council Chamber, 3rd Floor

---

#### **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 Annie Campbell Washington, District 4; Chairperson: President Reid, District 7

1 Determinations Of Closed Session

[16-0966](#)

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

2 Approval Of The Draft Minutes From The Committee Meeting Of April 13, 2017

[16-0967](#)

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

3 Determination Of Schedule Of Outstanding Committee Items

[16-0968](#)

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

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

[16-0969](#)

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

4.1 Subject: Honoring The Heroes And Survivors Of The 2551 San Pablo Fire  
From: Councilmember McElhaney  
Recommendation: Adopt A Resolution Honoring The Heroes And Survivors Of The 2551 San Pablo Fire And Presenting Commendations To Joseph Kearse, Bobby Earl Bishop Jr., Michael Jones, And Maro Usher Whose Heroic Acts On March 27, 2017 Saved Over 100 Lives; On The May 16, 2017 City Council Agenda As A Ceremonial Item

**16-1033**

4.2 Subject: Honoring The East Bay Dragons  
From: Council President Reid  
Recommendation: Adopt a Resolution Honoring The East Bay Dragons Motorcycle Club For 58 Years of Dedicated Service In The City Of Oakland; On The May 16, 2017 City Council Agenda As A Ceremonial Item

**16-1035**

4.3 Subject: Resolution In Celebration Of Asian American And Pacific Islander Heritage Month

From: President Pro Tempore Guillén

Recommendation: Adopt A Resolution In Celebration Of Asian American And Pacific Islander Heritage Month Honoring Asian American And Pacific Islanders Whose Service And Leadership In Oakland Contribute To The City's Cultural Diversity And Its Spirit Of Community Service; On The May 16, 2017 City Council Agenda As A Ceremonial Item

**16-1049**

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

- 4.4** Subject: Support For The National Endowment For The Arts  
From: Councilmember McElhaney  
Recommendation: Adopt A Resolution Expressing The City Of Oakland's Support For The National Endowment For The Arts And Directing The Council President To Issue A Letter On Behalf Of The City Council To President Trump And Congress; On The May 2, 2017 City Council Agenda  
**16-1032**
- 4.5** Subject: Borrowing Of Funds And Issuance And Sale Of 2017-2018 Notes  
From: Finance Department  
Recommendation: Adopt An Ordinance Providing For The Borrowing Of Funds And The Issuance And Sale Of 2017-2018 Notes Payable From Revenues Received During The Fiscal Year 2017-2018 In An Amount Not To Exceed \$86,000,000 And Approving Certain Related Matters; On The May 9, 2017 Finance And Management Committee Agenda  
**16-1026**
- 4.6** Subject: Report From The Budget Advisory Commission  
From: Finance Department  
Recommendation: Receive An Informational Report From The Budget Advisory Commission Regarding Recommendations For Implementation Of The Infrastructure Bond And Establishing A Capital Planning Working Group; On The May 9, 2017 Finance And Management Committee Agenda  
**16-1027**
- 4.7** Subject: Illegal Dumping  
From: Oakland Public Works Department  
Recommendation: Receive A Follow Up Informational Report On Illegal Dumping Reduction Activities In The City Including Evaluation Of Waste Management's Pickup Of Illegal Dumping Program; On The June 13, 2017 Public Works Committee Agenda  
**16-1037**
- 4.8** Subject: Update On Proposed ABAG And MTC Merger  
From: Councilmember McElhaney  
Recommendation: Receive An Informational Report With Possible Action On The Proposed Merger Of The Association Of Bay Area Governments (ABAG) And The Metropolitan Transportation Commission (MTC) With A Presentation Of Merger By The Leadership Of ABAG And MTC; On The May 9, 2017 Community And Economic Development Committee Agenda  
**16-1031**

**4.9** Subject: Semi Annual Vacancy Report  
From: Human Resources Management  
Recommendation: Receive An Information Report On Budgeted Vacant Positions For The Period Of October 11, 2016 Through March 13, 2017 As Presented To The Finance & Management Committee on April 25, 2017 With Additional Detail Regarding Public Works And Department Of Transportation Vacant Positions; On The May 9, 2017 Piublic Works Committee Agenda  
**16-1034**

**4.10** Subject: Revisions To Public Art Requirements For Private Developments  
From: The Planning And Building Department  
Recommendation: Adopt An Ordinance Repealing Ordinance No. 13275 C.M.S., Amending The Oakland Municipal Code To Adopt Chapter 15.78, Public Art Requirements For Private Development, And Adopting California Environment Quality Act Exemption Findings; On the May 9, 2017 Community And Economic Development Committee Agenda And As a Public Hearing On May 16, 2017  
**16-1036**

**4.11** Subject: Oakland Children - Smoking Prevention Ordinance  
From: Vice Mayor Campbell Washington And Council President Reid  
Recommendation: Adopt An Ordinance Amending Oakland Municipal Code Chapter 5.91 To: (1) Prohibit The Sale Of Flavored Tobacco Products; (2) Require The Posting Of The Full Retail Price Of Tobacco Products; And (3) Prohibit The Redemption Of Tobacco Discounts And Coupons; On The May 9, 2017 Life Enrichment Committee Agenda  
**16-1048**

**4.12** Subject: Surveillance And Community Safety Ordinance  
From: Office Of The City Administrator  
Recommendation: Adopt A Surveillance And Community Safety Ordinance Which Prescribes The Rules For The Acquisition And Use Of Surveillance Equipment And Technology, Establishes Oversight, Auditing And Reporting Requirements, And Imposes Penalties For Violations; On The May 9, 2017 Public Safety Committee Agenda  
**16-1028**

**4.13** Subject: Oakland Fire Department's OFD Cares Program  
From: Council President Reid  
Recommendation: Receive An Informational Report On Oakland Fire Department's OFD Cares And Current Recruitment Efforts; On the May 9, 2017 Public Safety Committee Agenda  
**16-1029**

**5** A Review Of The Council Committees' Actions From April 25, 2017 And Determination Of Scheduling To The City Council Meeting Of May 2, 2017 (MATRIX)  
[16-0970](#)

Attachments: [View Report](#)

6 A Review Of The Draft Agendas For The Council Committee Meetings) Of May 9, 2017 And The Rules And Legislation Committee Of May 11, 2017

[16-0971](#)

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

7 Subject: Resolution in Support of AB 291 (Assemblymember Chiu) -Immigrant Tenant Protection

From: Councilmembers Dan Kalb And Noel Gallo

Recommendation: Adopt A Resolution In Support Of Assembly Bill 291 (Assemblymember Chiu) That Will Provide Protections To California Renters From Intimidation And Retaliation In Their Homes And From Deportation Threats

[16-0981](#)

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

**Legislative History**

4/13/17	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
---------	--------------------------------	---

8 Subject: Resolution In Support Of SB 366 (Senator Leyva) - Renewable Energy For All

From: Councilmembers Dan Kalb

Recommendation: Adopt A Resolution In Support Of Senate Bill 366 (Senator Leyva) That Would Make California's Shared Solar Program, Known As The Green Tariff Shared Renewables (GTSR) Program, Affordable For Low-Income Customers By Using Electricity Sector Auction Revenues To Ensure Savings For Low-Income Customers And Encourage Solar Development In Disadvantaged Communities

[16-0982](#)

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

**Legislative History**

4/13/17	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
---------	--------------------------------	---

9 Subject: Resolution In Support Of AB45 (Thurmond) - School Employee Housing Assistance Program

From: Councilmembers Dan Kalb And Vice Mayor Annie Campbell Washington

Recommendation: Adopt A Resolution In Support Of Assembly Bill 45 (Thurmond) That Will Provide A Tool To School Districts To Increase Recruitment And Retention By Creating A \$100 Million Program Which Will Provide Financial Assistance To School Districts To Help Fund The Predevelopment And Development Of Housing For School Employees, Including Teachers

[16-0983](#)

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

**Legislative History**

4/13/17	*Rules & Legislation Committee	Scheduled to the *Rules & Legislation Committee
---------	--------------------------------	---

- 10** Subject: Resolution In Support Of AB 523 (Assemblymember Gómez Reyes) - Equity In Clean Energy Investments  
From: Councilmembers Dan Kalb  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 523 (Assemblymember Gomez Reyes) That Will Dedicate A Minimum Of 25% Of The Available Moneys Administered By The California Energy Commission (CEC) In The Electric Program Investment Charge (Epic) For Clean Energy Projects Located Within And Benefiting Individuals Living In Designated Disadvantaged Communities (DAC) And An Additional 10% Of Funds To Low Income Communities  
[16-0985](#)

Attachments: [View Report](#)

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

**Adjournment**

**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**

**Phone: (510) 238-6406**

**Fax: (510) 238-6699**

**Recorded Agenda: (510) 238-2386**

**Telecommunications Display Device: (510) 238-3254**

**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.**