



# 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 - SUPPLEMENTAL

### \*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, February 7, 2019

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:**

Council President Rebecca Kaplan, At-Large; President Pro Tempore Dan Kalb, District 1; Lynette McElhane, District 3; Chairperson: Sheng Thao, District 4

**1** Determinations Of Closed Session

[18-1309](#)

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

**2** Approval Of The Draft Minutes From The Committee Meeting Of January 24, 2019

[18-1310](#)

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

3 Determination Of Schedule Of Outstanding Committee Items

[18-1311](#)

Attachments: [View Report](#)

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

[18-1312](#)

Attachments: [View Report](#)

4.1 Subject: Selection Panel Police Commission Appointments

From: Office Of The City Administrator

Recommendation: Adopt A Resolution Accepting The Selection Panel's Slate Of One Alternate Police Commissioner (Tara Anderson) To Serve On The City Of Oakland Police Commission; On The February 21, 2019 Rules And Legislation Committee Agenda

**18-1392**

4.2 Subject: Declaring Local Emergency on Homelessness

From: Council President Kaplan

Recommendation: Adopt A Resolution Declaring A Local Emergency With Regard To The City's Homelessness Crisis; On The February 26, 2019 Special City Council Agenda

**18-1394**

4.3 Subject: Pacific Boychoir Academy's 20th Anniversary Resolution

From: President Pro Tempore Kalb

Recommendation: Adopt A Resolution Celebrating The Pacific Boychoir Academy's Twenty Years In Oakland; On The February 26, 2019 Special City Council Agenda As A Ceremonial Item

**18-1390**

4.4 Subject: 0 Mandela Parkway Appeal

From: Planning And Building Department

Recommendation: Adopt A Resolution Denying The Appeal By UNITE HERE Local 2850, And Thus Upholding The Planning Commission's Approval Of 1) A Major Conditional Use Permit To Construct A Six-Story Building Consisting Of 220 Rooms Measuring Approximately 142,813 Square Feet Of Floor Area, 2) A Minor Conditional Use Permit For Transient Habitation (Hotels) And Non-Residential Tandem Parking, 3) A Variance Of The Front Setback And 4) Related California Environmental Quality Act (CEQA) Findings For The Proposed Building Located At 0 Mandela Parkway Oakland CA (Project Case No.PLN16394); On The February 26, 2019 Special City Council Agenda As A Public Hearing

**18-1391**

**4.5** Subject: Settlement Agreement -Miles Rappaport, Et Al. 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 Miles Rappaport, Et Al. V. City Of Oakland, Et Al., Alameda County Superior Court Case No. RG18889056, In The Amount Of Seventy-Seven Thousand, Five Hundred Dollars And No Cents (\$77,500.00) As A Result Of A Vehicle Collision On January 21, 2017 (Oakland Police Department - Vehicle Collision); On The February 26, 2019 City Council Agenda  
**18-1396**

**4.6** Subject: Schedule First Meeting Of The Education Partnership Committee  
 From: Councilmember Nikki Fortunato Bas  
 Recommendation: Schedule The First Meeting Of The Education Partnership Committee On February 28, 2019, At 6:00pm  
**18-1393**

**4.7** Subject: Pro-Active System To Address Illegal Dumping  
 From: Council President Kaplan  
 Recommendation: Adopt A Resolution To Prioritize A Pro-Active System To Address Illegal Dumping; On The March 5, 2019 Special Public Works Committee Agenda  
**18-1395**

**4.8** Subject: 2019 Strategic Plan Of Action: Oakland Fire Department  
 From: Councilmember Gallo  
 Recommendation: OLD TITLE:

Requesting From Oakland Police Department, Fire Department and Neighborhood Services A Presentation On Their 2019 Strategic Plan Of Action. Our Goal Is To Provide High Quality Public Service. Work In Partnership With All Of Our Communities To Achieve Safe And Livable Neighborhoods. Create And Sustain A Resilient And Economically Prosperous City With Opportunity In Every Community.

NEW TITLE:

Receive An Informational Report From The Fire Department On Their 2019 Strategic Plan Of Action. Report Should Include Fire Department Goals On Providing High Quality Public Service, Ways The Fire Department Will Work In Partnership With All Agencies To Achieve Safe And Livable Neighborhoods And How To Create And Sustain A Resilient And Economically Prosperous City With Opportunity In Every Community And/Or District; On The April 9, 2018 Public Safety Committee Agenda  
**18-1380**

Legislative History

1/31/19

\*Rules & Legislation Committee

\* Withdrawn and Rescheduled to the \*Rules & Legislation Committee

*The committee requested this item return to rules fro schedule with a title change*

- 4.9** Subject: 2019 Strategic Plan Of Action: OPD And Neighborhood Services  
From: Councilmember Gallo  
Recommendation: Receive An Informational Report From The Oakland Police Department, Including Neighborhood Services On Their 2019 Strategic Plan Of Action. Report Should Include Opds Goals On Providing High Quality Public Service. Ways Opd Will Work In Partnership With All Agencies To Achieve Safe And Livable Neighborhoods And How To Create And Sustain A Resilient And Economically Prosperous City With Opportunity In Every Community And/Or District; On The April 9, 2019 Public Safety Committee  
**18-1397**
- 4.10** Subject: Interim Emergency Ordinance For Owner-Occupied Duplexes And Triplexes  
From: Councilmember Bas  
Recommendation: Adopt An Interim Emergency Ordinance To Temporarily Eliminate The Exemptions From Rent Control For Owner-Occupied Duplexes And Triplexes; To Be Scheduled As Soon As Possible  
**18-1398**
- 5** A Review Of The Draft Agendas For The Council Committee Meetings Of February 19, 2019 And The Rules And Legislation Committee Of February 21, 2019  
[18-1313](#)  
**Attachments:** [View Report](#)
- 6** Subject: New California State Laws  
From: Office Of the City Attorney  
Recommendation: Receive An Informational Report And Briefing From The City Attorney's Office On All New California State Laws Which Become Effective In 2018  
[18-1322](#)  
**Attachments:** [View Report](#)
- 7** Subject: Housing, Residential Rent And Relocation Board Appointments  
From: Office Of The Mayor  
Recommendation: Adopt A Resolution Confirming The Mayor's Appointments Of Kathleen Sims As An Alternate Landlord Member, Hannah Flanery As An Alternate Tenant Member, Julia Ma Powers As An Alternate Neutral Member To The Housing, Residential Rent And Relocation Board  
[18-1320](#)  
**Attachments:** [View Report](#)  
[View Supplemental Report 1/25/19](#)  
**Legislative History**  
1/24/19 \*Rules & Legislation Committee Scheduled to the \*Rules & Legislation Committee

Open Forum (Total Time Available: 15 Minutes)

Adjournment

### Americans With Disabilities Act

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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.