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CITY OF OAKLAND



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June 19, 2014

HONORABLE RULES AND LEGISLATION COMMITTEE
Oakland, California

RE: Resolution On The City Council's Own Motion Submitting To The Voters At The November 4, 2014 Statewide General Election A Proposed Amendment To The City Charter To Provide The Public Ethics Commission With Greater Independence, Enforcement, Authority, Responsibilities And Staffing, And Directing The City Clerk To Take Any And All Actions Necessary Under Law To Prepare For And Conduct The Election (Item 6 – June 19, 2014)

Dear President Kernighan and Members of the Rules and Legislation Committee:

On June 19, 2014, the Committee will consider the above-referenced item. The purpose of this letter is to memorialize our advice that certain provisions of the proposed Charter amendment trigger meet and confer obligations under the Meyers-Milias Brown Act, Government Code Section 3500 et seq. ("MMBA") For example, the proposed Charter amendment provides that the Executive Director will serve at the pleasure of the Public Ethics Commission. Currently, the Executive Director is a civil service classification. The City must comply with MMBA requirements before the Council takes action to adopt the proposed resolution.

Respectfully submitted,

A handwritten signature in cursive script that reads "Barbara J. Parker".

BARBARA J. PARKER
City Attorney

cc: Mayor Jean Quan
Members of the City Council
Fred Blackwell
Henry Gardner