



DRAFT
City Of Oakland
City Council
Legislative Calendar

**ALL MEETINGS ARE HELD IN CITY HALL
ONE FRANK H. OGAWA PLAZA, OAKLAND, CA**

Office of the City Clerk
Oakland City Hall
1 Frank Ogawa Plaza
Oakland, CA 94612
LaTonda Simmons, City Clerk

Date	Time	Meeting Body	Meeting Location
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FOR THE WEEK OF JULY 4, 2016

7-5-2016	3:00 P.M.	Special Closed Session	Sgt. Daniel Sakai (HR 4) 2nd Floor
7-5-2016	5:30 P.M.	Oakland City Council	Council Chamber 3rd Floor
7-7-2016	10:30 A.M.	Special Closed Session	Building Bridges Room 3rd Floor
	10:45 A.M.	*Rules & Legislation Committee	Council Chamber 3rd Floor

UPCOMING MEETINGS FOR COUNCIL COMMITTEES:

7-12-2016	9:30 A.M.	* Finance & Management Committee	Sgt. Mark Dunakin Rm (HR1) 1st Floor
7-12-2016	11:30 A.M.	* Public Works Committee	Sgt. Mark Dunakin Rm (HR 1) 1st Floor
7-12-2016	1:30 P.M.	* Community & Economic Development Committee	Sgt. Mark Dunakin Rm (HR 1) 1st Floor
7-12-2016	4:00 P.M.	* Life Enrichment Committee	Sgt. Mark Dunakin Rm (HR 1) 1st Floor
7-12-2016	6:00 P.M.	* Public Safety Committee	Sgt. Mark Dunakin Rm (HR 1) 1st Floor
7-14-2016	10:30 A.M.	Special Closed Session	Building Bridges Room 3rd Floor
	10:45 A.M.	*Rules & Legislation Committee	Council Chamber 3rd Floor

** In the event that 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 actions can be taken.*

City of Oakland

This document is provided as a courtesy only and is not an official notice as prescribed by Local and State laws.

Please refer to the published Meeting Agendas for official noticing information.

5
RULES & LEGISLATION CMTTE

JUN 23 2016



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 - DRAFT

Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council

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

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

Tuesday, July 5, 2016

5:30 PM

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.*

1 PLEDGE OF ALLEGIANCE

2 ROLL CALL / CITY COUNCIL

COUNCILMEMBERS: Desley Brooks, District 6; Vice Mayor Annie Campbell Washington, District 4; Noel Gallo, District 5; Abel J. Guillén, District 2; Dan Kalb, District 1; Rebecca Kaplan, At Large; President Pro Tempore Larry Reid, District 7; Council President Lynette Gibson McElhaney, District 3

3 OPEN FORUM / CITIZEN COMMENTS (Time Available: 15 Minutes)

4 ACTIONS ON SPECIAL ORDERS OF THE DAY
(Ceremonial Presentations, Reports/Presentations From The Mayor,
Council Acknowledgements/Announcements):

5 APPROVAL OF THE DRAFT MINUTES FROM THE MEETING OF JUNE 21, 2016
[15-1136](#)

6 **MODIFICATIONS TO THE AGENDA AND PROCEDURAL ITEMS**
(Requests To: Reschedule Items From Consent To Non-Consent
To The Next Council Agenda, Speak On Consent Calendar, Register Votes,
Change Order Of Items, Reconsiderations, Pull Items Held In Committee):

7 **CONSENT CALENDAR (CC) ITEMS:**

7.1 Subject: Declaration Of A Local Emergency Due To AIDS Epidemic
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing And Continuing The City Council's
Declaration Of A Local Emergency Due To The Existence Of A Critical Public Health
Crisis With Regard To The Human Immunodeficiency Virus ("HIV")/Acquired
Immunodeficiency Syndrome ("AIDS") Epidemic
[15-1137](#)

7.2 Subject: Declaration Of Medical Cannabis Health Emergency
From: Office Of The City Attorney
Recommendation: Adopt A Resolution Renewing The City Council's Declaration Of A
Local Public Health Emergency With Respect To Safe, Affordable Access To Medical
Cannabis In The City Of Oakland
[15-1138](#)

7.3 Subject: Consolidation Of Oakland General Municipal Election With Statewide
General Election
From: Office Of The City Clerk
Recommendation: Adopt An Ordinance Requesting Consolidation Of The City Of
Oakland General Municipal Election With The Statewide General Election To Be Held
In The City Of Oakland On Tuesday, November 8, 2016
[15-1045](#)

Attachments: [View Report](#)

Action on this item will result in Final Passage of the Ordinance.

Legislative History

5/19/16	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
6/21/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

- 7.4** Subject: City Of Oakland/PERS Boards Contract Amendment - Sworn Classic Police
From: Finance Department
Recommendation: Adopt An Ordinance Of the City Of Oakland To Approve An
Amendment To The Contract Between The City of Oakland And The Board Of
Administration Of The California Public Employees' Retirement System (CALPERS) To
Include A 2% Employees Cost Sharing Of Additional Benefits For Tier I And Tier II
Classic Police Members (California Government Code Section 20516)
15-1205

Action on this item will result in Final Passage of the Ordinance.

Legislative History

6/21/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council
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- 7.5** Subject: Amending Oakland's Preference Policy For Affordable Housing
From: Council President Lynette Gibson McElhaney
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To
Adopt (1) A Preference Policy For Neighborhood Residents, Oakland Residents And
Workers, And Displaced Households In Applying For Multifamily Affordable Housing
Funded By The City, And (2) An Oakland Residency Or Worker Requirement For
Participants In The City's First-Time Homebuyer Mortgage Assistance Program
15-0886

Attachments: [View Report](#)

Action on this item will result in Final Passage of the Ordinance.

Legislative History

4/7/16	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
5/12/16	*Rules & Legislation Committee	Scheduled to the *Special Community & Economic Development Committee

5/31/16 *Special Community &
Economic Development Approve as Amended the Recommendation
Committee of Staff, and Forward to the Meeting of the
Oakland City Council
There were three speakers on this item.

*The Committee requested an amendment as follows to Policy Proposal - Local
Preference (p. 3 of the Report):*

Proposed:

*This legislation reserves 30% of new affordable housing units for a local
preference. This preference applies to residents who live in the same Council
district to help keep low-income residents housed in their own neighborhoods.
Legal and administrative constraints require this "local preference" to only
apply to 30% of affordable housing units, and only for initial sales or rentals.
All other preferences apply to all available affordable housing units including
initial sales or rentals of units and units that are resold or turn over tenancies.*

Amended:

*This legislation reserves 30% of new affordable housing units for a local
preference. This preference applies to residents who live in the same Council
district OR WITHIN A 1 MILE RADIUS OF SAID DEVELOPMENT to help
keep low-income residents housed in their own neighborhoods. Legal and
administrative constraints require this "local preference" to only apply to 30%
of affordable housing units, and only for initial sales or rentals. All other
preferences apply to all available affordable housing units including initial
sales or rentals of units and units that are resold or turn over tenancies.*

*Additionally, Committee requested to add "displacees" to 15.63.090 Residency
Requirement under the Article II Requirements for First-Time Homebuyer
Program.*

6/7/16 Concurrent Meeting of the * Withdrawn and Rescheduled to the
Oakland Redevelopment Meeting of the Oakland City Council
Successor Agency and the
City Council

6/21/16 Concurrent Meeting of the * Withdrawn and Rescheduled to the
Oakland Redevelopment Meeting of the Oakland City Council
Successor Agency / City
Council / Geologic Hazard
Abatement District Board

- 7.6** Subject: Amending Resolution No. 85344 C.M.S. To Change The Name Of The
Grantee To Xochitl N. Guerrero
From: Vice Mayor Annie Campbell Washington
Recommendation: Adopt A Resolution Amending Resolution No. 85344 C.M.S., Which
Authorized A Grant Of \$13,600 From Vice Mayor Campbell Washington's Graffiti
Abatement Mural And Green Wall Funds For Two Murals On The Walls Of King's
Coffee Shop At 3000 38th Avenue In Oakland, To Change The Name Of The Grantee
To Xochitl N. Guerrero
15-1227

Attachments: [View Report](#)

[Legislative History](#)

6/16/16

*Rules & Legislation
Committee

Scheduled to the Meeting of the Oakland
City Council

- 7.7** Subject: Police And Fire Retirement Boards - Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Appointing, On The Mayor's Recommendation,
Robert Steven Wilkinson As A Member Of The Police And Fire Retirement Board
15-1228
- 7.8** Subject: Cannabis Regulatory Commission - Appointment
From: Office Of The Mayor
Recommendation: Adopt A Resolution Confirming The Appointment Of Chang Yi As A
Member Of The Cannabis Regulatory Commission
15-1229
- 7.9** Subject: Public Safety And Services Violence Prevention Oversight Commission -
Reappointments
From: Office Of The Mayor
Recommendation: Adopt A Resolution Re-Appointing Jody Nunez, Curtis Flemming,
Rebecca Alvarado, Kevin Mcpherson, And Letita Henderson Watts As Members Of
The Public Safety And Services Violence Prevention Oversight Commission
15-1230
- 7.10** Subject: 1100 Broadway Project Agreements
From: Economic & Workforce Development Department
Recommendation: Adopt A City Of Oakland Ordinance Authorizing An Amendment To
A Purchase And Sale Agreement With SKS Broadway, LLC For Sale Of The Public
Parking Garage At 409 - 12th Street To Extend Purchase Deadlines
15-0985

Action on this item will result in Final Passage of the Ordinance.

Legislative History

5/24/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the Community and Economic Development Committee	Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council
6/7/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council	Approved On Introduction and Scheduled for Final Passage to the Meeting of the Oakland City Council

**8 ORAL REPORT OF FINAL DECISIONS MADE DURING CLOSED SESSION &
DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION DISCUSSIONS**

**COMMENCING AT 6:30 P.M., OR AS SOON AS REASONABLY PRACTICABLE
THEREAFTER, THE NON - CONSENT CALENDAR PORTION OF THE AGENDA:**

**9 CONSIDERATION OF ITEMS WITH STATUTORY PUBLIC HEARING
REQUIREMENTS:**

ACTION ON OTHER NON-CONSENT CALENDAR ITEMS:

10 THIS NUMBER INTENTIONALLY NOT USED

- 11** Subject: Police Commission Charter Amendment Measure
From: Councilmembers Noel Gallo And Dan Kalb
Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting
To The Voters At The November 8, 2016 Statewide General Election 1) A Proposed
Amendment To The City Charter To Create The Oakland Police Commission, The
Community Police Review Agency, And A Process For Police Discipline And 2) A
Proposed Enabling Ordinance Relating To The Oakland Police Commission And The
Community Police Review Agency, And Directing The City Clerk To Take Any And All
Actions Necessary Under Law To Prepare For And Conduct The Election
15-1035

Attachments: [View Report](#)

[View Supplemental Report](#)

[6.14.16 PSC Kalb.Gallo Handout](#)

Legislative History

5/12/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee
6/2/16	*Rules & Legislation Committee	Scheduled to the *Public Safety Committee

6/14/16

*Special Public Safety
Committee

Approve as Amended the Recommendation
of Staff, and Forward to the Concurrent
Meeting of the City Council/Geological
Hazard Abatement District Board

The PWC advanced the following questions for response by staff:

- *Please adjust either the measure question by removing the reference to pot holes or by adding pot holes to the list of allowable uses.*
- *How much of affordable housing funds could be used for moderate income housing?*
- *What is the impact to Council's ability to act by inclusion of the language that locks in the housing uses, and the reference the 2016 Alameda County Bond measure?*
- *The committee would like to see the Affordable Housing Bond Law prior to Council's approval of the bond measure.*
- *Can there be low income exemption for the cost?*
- *Reconsider the language providing for the Council's ability to reallocate funding across the categories after 10 years?*
- *Does the \$100m Anti-displacement/ Affordable Housing funding include the Accessibility rehabs?*
- *Consider modifying the 10 year reallocation provision with language that provides reallocation for up to 10%*
- *Under existing language, could funding be used to enhance existing and/or facilitate new wetlands? If not, could language be added to do so?*
- *Please respond to the questions submitted by the Sierra Club.*
- *Request for an Infrastructure strategy reflective of all bond measures proposed by all agencies (BART, EBMUD, OUSD, ALCO, etc.)*
- *What is the structural and fiscal impact to from all of the proposed Bond measures?*
- *Consideration of including a 50% Oakland Resident employment requirement for all work proposed under the bond.*

There were 80 speakers on this item.

12 Subject: Adoption Of Legislation To Place An Infrastructure Bond On The November 2016 Ballot

From: Office of City Administrator

Recommendation: Adopt A Resolution On The City Council's Own Motion Submitting To The November 8, 2016 Statewide General Election, A Proposed Ordinance To Authorize Issuance Of \$600 Million General Obligation Bonds To Fund Various City Infrastructure And Affordable Housing Projects; And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 8, 2016 Statewide General Election; Action Taken In Reliance On Previously Certified Environmental Impact Reports And CEQA Exemptions Without Limitation, CEQA Guidelines 15162,15183,15183.3 And 15378 15-1174

Attachments:

[View Report](#)

[View Report - Attachment A](#)

[View Report - Attachment B](#)

[Legislative History](#)

6/2/16	*Rules & Legislation Committee	Scheduled to the *Finance & Management Committee
6/14/16	*Finance & Management Committee	Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council <i>The committee approved recommendations as amended the committee wanted legal language to include charter provisions regarding non-contracting out this item will be on the non-consent portion of the agenda There were 12 speakers on this item</i>
6/14/16	*Public Works Committee	Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council <i>There were 4 speakers on this item.</i>

- 13 Subject: Amending Oakland's Preference Policy For Affordable Housing
From: Council President Lynette Gibson McElhaney
Recommendation: Adopt An Ordinance Amending The Oakland Municipal Code To Adopt (1) A Preference Policy For Neighborhood Residents, Oakland Residents And Workers, And Displaced Households In Applying For Multifamily Affordable Housing Funded By The City, And (2) An Oakland Residency Or Worker Requirement For Participants In The City's First-Time Homebuyer Mortgage Assistance Program
15-0886

Attachments: [View Report](#)

Legislative History

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6/21/16 Concurrent Meeting of the * Withdrawn and Rescheduled to the
Oakland Redevelopment Meeting of the Oakland City Council
Successor Agency / City
Council / Geologic Hazard
Abatement District Board

- 14 Subject: Renter Protection Act of 2016 (Rent and Eviction Ordinance Amendments Ballot Measure)
From: Councilmember Rebecca Kaplan
Recommendation: Adopt A Adopt A Resolution On The City Council's Own Motion Submitting To The Voters At The November 8, 2016 Statewide General Election Proposed Amendments To The Rent Adjustment Ordinance (O.M.C. Chapter 8, Article I (8.22.100, Et Seq.) (1) To Require Owners Petition For Rent Increases In Excess Of An Annual Allowance; And Proposed Amendments To The Just Cause For Eviction Ordinance (Measure EE (2002), (O.M.C. Chapter 8, Article Ii (8.22.300, Et Seq.) To (2) Modify The New Construction Exemption To Apply To Units Constructed After January 1, 2002, (3) To Require Relocation Payments For Owner-Occupancy Evictions, (4) To Permit The City Council Limited Authority To Modify The Ordinances, And (5) Amending O.M.C. Chapter 8.22 (Rent And Evictions) To Increase Transparency, Including Regular Reports From The Rent Program To The City Council And (6) Removing The Requirement For Council Approval Of Regulations, And Directing The City Clerk To Fix The Date For Submission Of Arguments And Provide For Notice And Publication In Accordance With The November 8, 2016 Statewide General Election
15-1197

Attachments:

[View Report](#)

[View Supplemental Report](#)

[View Supplemental Report](#)

Legislative History

6/9/16	*Rules & Legislation Committee	Scheduled to the Meeting of the Oakland City Council
6/21/16	Concurrent Meeting of the Oakland Redevelopment Successor Agency / City Council / Geologic Hazard Abatement District Board	Continued to the Meeting of the Oakland City Council

CONTINUATION OF OPEN FORUM

ADJOURNMENT OF COUNCIL SESSION

(Meeting Shall Conclude No Later Than 12:00 A.M., Unless Extended By Majority Vote Of The Council)

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

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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 8:30 A.M. TO 5:00 P.M.



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 - DRAFT

*Rules & Legislation Committee

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

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

Thursday, July 7, 2016

10:45 AM

City Council Chamber, 3rd Floor

DEFINITION OF TERMS:

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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:

Abel J. Guillén, District 2; Dan Kalb, District 1; President Pro Tempore Larry Reid, District 7; Chairperson: Council President Lynette Gibson McElhaney, District 3

1 Determinations Of Closed Session

15-1139

2 Approval Of The Draft Minutes From The Committee Meeting Of June 23, 2016

15-1140

- 3 Determination Of Schedule Of Outstanding Committee Items
15-1141
- 4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas
(SUPPLEMENTAL)
15-1142
- 5 A Review Of The Draft Agendas For The City Council Meeting Of July 19, 2016 And
The Rules And Legislation Committee Of July 21, 2016
15-1143

Open Forum (Total Time Available: 15 Minutes)

Adjournment

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