



City of Oakland

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Meeting Minutes - DRAFT *Special Finance & Management Committee

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

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

Tuesday, May 22, 2018

9:00 AM

Sgt. Mark Dunakin Room - 1st Floor

The Oakland City Council Special Finance & Management Committee convened at 9:12 A.M.
with Councilmember Guillén presiding as Chairperson.

Roll Call / Call To Order

Present 4 - Annie Campbell Washington, Abel J. Guillén, Noel Gallo, and Dan Kalb

- 1 Approval Of The Draft Minutes From The Committee Meeting Of May 8, 2018
[18-0500](#)

Attachments: [View Report](#)

A motion was made by Dan Kalb, seconded by Noel Gallo, that this matter be
Approved. The motion carried by the following vote:

Aye 3 - Guillén Gallo, Kalb

Absent 1 - Campbell, Washington

NO VOTE 0

- 2 Determination Of Schedule Of Outstanding Committee Items
[18-0501](#)

Attachments: [View Report](#)

[View Supplemental Report 5-18-2018](#)

There was 1 speaker on this item

The Committee made the following changes to the pending list

*The Roll Call was modified to show Vice Mayor Campbell Washington present at
9:15 A.M.*

A motion was made by Dan Kalb, seconded by Noel Gallo, that this matter be
Approved as Amended. The motion carried by the following vote:

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

Subject: Semi-Annual City Administrator Approved Purchases And Contracts Report
From: Contracting And Purchasing
Recommendation: Receive An Informational Report Listing All Purchases And Contracts
Authorized By The City Administrator, Or The City Administrator Designee, Within The
City Administrator's Contract Authority During Fiscal Year In Accordance With Oakland
Municipal Code Section 2.04.020.D.2

[18-0592](#)

**A motion was made that this matter be Scheduled to go before the *Finance &
Management Committee, to be heard 9/25/2018. The motion carried by the
following vote:**

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

Subject: Ford Parts And Service
From: Finance Department
Recommendation: Receive A Report Regarding The Status Of The Contract Award To
Ford Parts And Services Or A New Local Vendor

[18-0593](#)

Sponsors: Finance Department

**A motion was made that this matter be Scheduled to go before the *Finance &
Management Committee, to be heard 9/25/2018. The motion carried by the
following vote:**

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

- 3** Subject: State And Federal Budget Status Report
From: Office Of The City Administrator
Recommendation: Receive An Informational Report Regarding The Status Of The State
And Federal Budget Development And Its Potential Impacts On The City Of Oakland

[18-0427](#)

Attachments: [View Report](#)
[View Report 5-11-2018](#)

**A motion was made by Noel Gallo, seconded by Dan Kalb, that this matter be
Received and Filed. The motion carried by the following vote:**

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

- 4 Subject: Cash Management Report
From: Finance Department
Recommendation: Receive The Cash Management Report For The Quarter Ended
March 31, 2018
[18-0424](#)

Sponsors: Finance Department

Attachments: [View Report](#)

There were 2 speakers on this item

A motion was made by Noel Gallo, seconded by Dan Kalb, that this matter be
Received and Filed. The motion carried by the following vote:

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

- 5 Subject: FY 2017-18 Third Quarter Revenue & Expenditure Report
From: Finance Department
Recommendation: Receive An Informational Report On Fiscal Year (FY) 2017-18 Third
Quarter Revenue and Expenditure Results And Year-End Summaries For The General
Purpose Fund (GPF, 1010) and Seven Selected Funds; And Overtime Analysis For The
General Purpose Fund (GPF, 1010) And All Funds
[18-0498](#)

Attachments: [View Report](#)

There was 1 speaker on this item

A motion was made by Noel Gallo, seconded by Dan Kalb, that this matter be
Received and Forwarded to go before the Special Concurrent Meeting of the
Oakland Redevelopment Successor Agency/City Council, to be heard 5/29/2018.
The motion carried by the following vote:

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

- 6 Subject: Overtime Expenditures In The Police And Fire Departments For FY 2017-18
From: Finance Department
Recommendation: Receive A Quarterly Report From The Oakland Police Department (OPD) and Oakland Fire Department (OFD) That Includes Additional Information On Overtime Policies, Procedures, And Controls.
[18-0499](#)

Attachments: [View Report](#)

[View Supplemental Report 5-18-2018](#)

DUE TO THE PRESENCE OF COUNCILMEMBER AT LARGE KAPLAN A QUORUM OF THE CITY COUNCIL WAS NOTED, AND A MOTION WAS MADE AND SECONDED TO ADJOURN THE MEETING OF THE SPECIAL FINANCE & MANAGEMENT COMMITTEE AGENDA AND TO CONVENE AS A SPECIAL MEETING OF THE FULL COUNCIL AT 10:26 A.M.

There was 1 speaker on this item

A motion was made by Dan Kalb, seconded by Noel Gallo, that this matter be Received and Forwarded to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 6/5/2018. The motion carried by the following vote:

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

- 7 Subject: Proposed Ballot Measure To Tax Vacant Properties
From: Councilmember Kaplan, Kalb And President Pro Tem Guillen
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Proposed Ordinance To Authorize The City Of Oakland To Collect A Tax On Vacant Properties; And

[17-0453](#)

Attachments: [View Report](#)

[View Report](#)

[View Kaplan Report 3/29/18](#)

[View Kaplan Report 4/13/18](#)

[View Supplemental Report 5-11-218](#)

[View Kaplan Supplemental Report 5-18-2018](#)

There were 5 speakers on this item

The Committee requested to Receive and File this item

A motion was made by Abel J. Guillén, seconded by Annie Campbell Washington, that this matter be No Action Taken. The motion carried by the following vote:

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

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

[17-0454](#)

**A motion was made by Abel J. Guillén, seconded by Annie Campbell
Washington, that this matter be No Action Taken. The motion carried by the
following vote:**

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

- 8 Subject: Measure To Authorize Council To Amend The Business Tax On Non-Medical Cannabis
From: Councilmember Kalb And Councilmember Kaplan
Recommendation: 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 (1) Amending Sections 5.04.480 And 5.04.481 To Allow Cannabis Manufacturing Businesses To Make Deductions From Gross Receipts In The Manner Applicable To Manufacturing Businesses Subject To Section 5.04.590; (2) Amending Sections 5.04.480 And 5.04.481, To Allow Cannabis Business To Elect To Remit Business Taxes On A Quarterly Basis; And, (3) Authorizing The City Council To Amend The Business Tax On Non-Medical Cannabis Contained In Oakland Municipal Code Sections 5.04.480 And 5.04.481 In Any Manner That Does Not Increase The Tax Rate; Directing The City Clerk To Fix The Date For Submission Of Arguments, Provide For Notice And Publication In Accordance With The November 6, 2018 Statewide General Election, And Take Any And All Actions Necessary Under Law To Prepare For And Conduct The November 6, 2018 Statewide General Election
[18-0322](#)

Attachments: [View Report](#)
[View Report 5-11-2018](#)

The Committee amended the resolution to include the word "Cultivation" in the title, to the 6th and 7th Whereas, and to sub-part C in section 5.04.480 to read:

C. Medical cannabis businesses engaged in manufacturing or cultivation activities shall be allowed to make deductions from gross receipts in the "manner applicable to manufacturing businesses subject to Section 5.04.3590.

Section 5.04.481 sub-part C:

C. Non-medical cannabis businesses engaged in manufacturing or cultivation activities shall be allowed to make deductions from gross receipts in the manner applicable to manufacturing businesses subject to section 5.04.3590.

A motion was made by Dan Kalb, seconded by Annie Campbell Washington, that this matter be Approved as Amended the Recommendation of Staff, and Forward to go before the *Rules & Legislation Committee. The motion carried by the following vote:

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

- 9 Subject: Contracts For Primary Depository and Custodial Banking Services
From: Finance Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Authorizing The City Administrator To: (1) Negotiate And Execute An Agreement With MUFG Union, Bank N.A. To Provide Primary Depository Services For The City At An Estimated Annual Cost Amount Of \$275,000 For A Five-Year Period With Two One-Year Options To Renew Commencing January 1,2019; And (2) Negotiate With MUFG Union Bank, N.A. For Such Additional Banking Services As She May From Time To Time Deem Appropriate, At Costs She Deems Reasonable; And (3) Negotiate And Execute An Extension Through December 31,2018 Of The Current Agreement With J.P. Morgan Chase, N. A. To Provide Primary Depository Services At An Estimated Annual Cost Amount Of \$275,000; And (4) Waiving The Requirements Of The Living Wage Ordinance And Of The Linked Banking Services Program Ordinance; And

[18-0512](#)

Attachments: [View Report](#)

The Committee approved amendments to the 4th Whereas and 5th Further Resolved on page 2 read the following:

"Whereas, In Reviewing and comparing non-Eligible Depositories for relative compliance with the Fair Share Goals and Section 2.1) of the Linked Banking Ordinance, Housing and Community Development staff has been unable to determine and recommend to the City Council that any non-Eligible Depository(ics) best meets these criteria:"

"Further resolved that the City Council finds and determines that in order to secure these services it is in the best interest of the city to partially waive the requirements of the living wage Ordinance for the reasons set forth in the City Administers report accompanying this resolution. For period of one year for the employees who are involved in the back-office processes and other employees who do not spend most of their time providing banking services for The City of Oakland"

The Committee directed staff to return at the half way point of the contract with an analysis showing debundling opportunities available and include what was previously approved and how it compares to what other cities are doing

This City Resolution be Approved the Recommendation of Staff, and Forward.to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council to be heard 6/5/2018

2) A Resolution Authorizing The City Administrator To: (1) Negotiate And Execute An Agreement With MUFG Union Bank, N.A. To Provide Primary Custodial Services For The City At An Estimated Annual Cost Amount Of \$25,000 For A Five-Year Period With Two One-Year Options To Renew Commencing January 1, 2019; And (2) Negotiate With MUFG Union Bank, N.A. For Such Additional Banking Services As She May From Time To Time Deem Appropriate, At Costs She Deems Reasonable; And (3) Negotiate And Execute An Extension Through December 31, 2018 Of The Current Agreement With BNY Mellon Trust, N.A. To Provide Primary Custodial Services At An Estimated Annual Cost Amount Of \$25,000 And; (4) Waiving The Requirements Of The Living Wage Ordinance And Of The Linked Banking Services Program Ordinance

[18-0513](#)

Attachments: [View Report](#)

A motion was made by Noel Gallo, seconded by Dan Kalb, that this matter be Approved the Recommendation of Staff, and Forward to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 6/5/2018. The motion carried by the following vote:

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

- 10** Subject: City of Oakland 2018-2019 Tax And Revenue Anticipation Note
 From: Finance Department
 Recommendation: Adopt An Ordinance Providing For The Borrowing Of Funds And The Issuance And Sale Of 2018-2019 Notes Payable From Revenues Received During The Fiscal Year 2018-2019 In An Amount Not To Exceed \$105,000,000 And Approving Certain Related Matters

[18-0509](#)

Attachments: [View Report](#)

A motion was made by Noel Gallo, seconded by Annie Campbell Washington, that this matter be Approved the Recommendation of Staff, and Forward to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 5/29/2018. The motion carried by the following vote:

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

2) A Resolution Of The Council Of The City Of Oakland Providing For The Borrowing Of Funds For Fiscal Year 2018-19 And The Issuance And Sale Of The City Of Oakland 2018-2019 Tax And Revenue Anticipation Note In An Amount Not To Exceed \$105,000,000, And Approving The Execution Of A Note Purchase Agreement Relating To Such Note And Authorizing Other Actions In Connection Therewith
[18-0510](#)

Attachments: [View Report](#)
[CMS 87209](#)

A motion was made by Noel Gallo, seconded by Annie Campbell Washington, that this matter be Approved the Recommendation of Staff, and Forward to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 5/29/2018. The motion carried by the following vote:

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

11 Subject: Measure To Tax Transportation Network Companies (TNC's) In The City Of Oakland
From: Councilmember Kaplan
Recommendation: Adopt A Resolution On The City Council's Own Motions Submitting To The Voters As The General Municipal 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 General Municipal Election
[NEW TITLE]
[17-0148](#)

Attachments: [View Report](#)
[View Supplemental Report 5-11-2018](#)
[View Finance Supplemental Report 5-11-2018](#)

The Committee directed staff to return with a list of all taxes in The City of Oakland

A motion was made by Annie Campbell Washington, seconded by Noel Gallo, that this matter be Continued to go before the *Finance & Management Committee, to be heard 6/12/2018. The motion carried by the following vote:

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

- 12 Subject: Amending The Master Fee Schedule
 From: Revenue Management Bureau
 Recommendation: Conduct A Public Hearing An Upon Conclusion Adopt An Ordinance Amending Ordinance No. 13448 C.M.S. (The Fiscal Year 2017-18 Master Fee Schedule, Or "MFS"), To Establish, Modify And Delete Fees And Penalties Assessed By Offices, Departments, Bureaus, And Agencies Of The City Of Oakland, Referenced Herein [18-0448](#)

Attachments: [View Report](#)

[View Supplemental Report 5-18-2018](#)

There were 2 speakers for this item

The Committee directed staff to return with a supplemental report showing an analysis of the cost to The City if the Special Event Fee was reduced from two and one half hours minimum to a one and one half hour minimum

A motion was made by Noel Gallo, seconded by Annie Campbell Washington, that this matter be Approved the Recommendation of Staff, and Forward to go before the Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council, to be heard 5/29/2018. The motion carried by the following vote:

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

- 13 Subject: Fund Three Full-Time Litter/Nuisance Enforcement Officers
 From: Oakland Public Works Department
 Recommendation: Adopt A Resolution Authorizing The City Administrator Or Her Designee To 1) Appropriate Approximately \$36,780 In Fiscal Year 2017-18 From The Comprehensive Clean-Up Fund (1720) Fund Balance And Approximately \$452,420 In Fiscal Year 2018-19 To Fund Three Full-Time Litter/Nuisance Enforcement Officers To Help Enforce Regulations Pertaining To Litter And Nuisance Crimes 2) Appropriate Revenues Received From Fines Issued By Litter/Nuisance Enforcement Officers And Rebates From Mattress Recycling Council Redemption Program To Be Used For Outreach And Education Programs And Materials
[18-0461](#)

Attachments: [View Report](#)

A motion was made by Noel Gallo, seconded by Dan Kalb, that this matter be Approved the Recommendation of Staff, and Forward to go before the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 6/5/2018. The motion carried by the following vote:

Aye 4 - Campbell Washington Guillén Gallo, Kalb

NO VOTE 0

Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)

1 speaker spoke during Open Forum.

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Special Finance And Management Committee adjourned the meeting at 12:18 P.M.

*** In the event of 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.**

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