



# City of Oakland Meeting Minutes

## \*Rules & Legislation Committee

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

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

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

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**Thursday, April 18, 2013**

**10:45 AM**

**City Council Chambers - 3rd Floor**

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### Roll Call / Call to Order

Excused: Chairperson Schaaf

Present: Vice Mayor Reid, Council President Kernighan and Councilmember Kalb

*The Oakland City Council Rules and Legislation Committee convened at 10:56 A.M. , with Council President Kernighan presiding as Chairperson.*

1 **Determinations of Closed Session**

**A motion was made by Vice Mayor Reid, seconded by Member Kalb, to  
\*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Schaaf

Aye; 3 - Vice Mayor Reid, Member Kalb and Council President Kernighan  
*At this time closed sessions were scheduled for April 25, 2013, 11:30 - 2:00 p.m. and April 30, 2013, 3:00 -5:30 p.m.*

2 **Approval of the Draft Minutes from the Committee meeting of April 4, 2013**

**A motion was made by Vice Mayor Reid, seconded by Member Kalb, to  
\*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Schaaf

Aye; 3 - Vice Mayor Reid, Member Kalb and Council President Kernighan

3 **Determination of Schedule of Outstanding Committee Items**

**A motion was made by Vice Mayor Reid, seconded by Member Kalb, to  
\*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Schaaf

Aye; 3 - Vice Mayor Reid, Member Kalb and Council President Kernighan

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4 Scheduling of Agenda Items and revisions to previously distributed 10 Day Agendas(SUPPLEMENTAL)

**A motion was made by Member Kalb, seconded by Vice Mayor Reid, to \*Approve as Submitted. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Schaaf  
Aye; 3 - Vice Mayor Reid, Member Kalb and Council President Kernighan

S-4.1 Subject: Replacement Of Cash Reserve With An Insurance Policy  
From: Office Of The City Administrator  
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Oakland City Council Resolution Authorizing The Use Of An Insurance Policy To Be Provided By Assured Guaranty Municipal Corp. ("Assured") To Replace The Cash In The Reserve Fund Securing The Oakland Joint Powers Financing Authority's Lease Revenue Refunding Bonds (Oakland Administration Buildings) 2008 Series B (The "Bonds"), Authorizing The Amendment Of The Rating Requirement In Such Trust Agreement Applicable To The Provider Of Such An Insurance Policy With Respect To Assured, And Authorizing The Reimbursement Of Assured From Base Rental Payments Made By The City Of Oakland Pursuant To The Sublease Relating To The Bonds; And  
[12-0441](#)

**Scheduled to Meeting of the Oakland City Council on 5/7/2013**  
*As a Non-Consent Item*

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2) An Oakland Joint Powers Financing Authority Resolution Authorizing The Use Of An Insurance Policy To Be Provided By Assured Guaranty Municipal Corp. ("Assured") To Replace The Cash In The Reserve Fund Securing The Oakland Joint Powers Financing Authority's Lease Revenue Refunding Bonds (Oakland Administration Buildings) 2008 Series B (The "Bonds"), Authorizing The Amendment Of The Rating Requirement In Such Trust Agreement Applicable To The Provider Of Such An Insurance Policy With Respect To Assured, And Authorizing The Reimbursement Of Assured From Base Rental Payments Made By The City Of Oakland Pursuant To The Sublease Relating To The Bonds  
[12-0441-1](#)

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S-4.2 Subject: Measure Y Audit Report  
From: Office Of The City Administrator  
Recommendation: Receive An Informational Report Presenting The Measure Y - Violence Prevention And Public Safety Act Of 2004 Audit And Program Status Report  
[12-0442](#)

**Scheduled to \*Public Safety Committee on 5/14/2013**  
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S-4.3      Subject:    Fiscal Year 2013-2015 Adopted Policy Budget  
From:        Office Of The City Administrator  
Recommendation: Adopt A Resolution Authorizing The Fiscal Year 2013-2015 Biennial Budget And Appropriating Certain Funds To Provide For The Expenditures Proposed By Said Budget; On The April 30, 2013 Special City Council Agenda  
[12-0443](#)

**\*Withdrawn with No New Date**

*The committee accepted the withdrawal of this item and will instead, receive a report and presentation of the Mayor's proposed two-year budget for fiscal year 2013-15.*

S-4.4      Subject:    Support Of AB 711: Prohibiting Lead Ammunition For Hunting Wildlife  
From:        Office Of The City Attorney and Council President Patricia Kernighan  
Recommendation: Adopt A Resolution Of The Oakland City Council (1) Expressing Support Of California Assembly Bill No. 711 ("AB 711"), Introduced By Assemblymember Anthony Rendon On February 21, 2013, Which Prohibits The Use Of Lead Projectile Firearms Ammunition When Hunting Wildlife, Including Mammals And Birds, Which Will Reduce The Negative Health Effects Of Lead On Endangered Species And Reduce The Potential For Lead To Be Introduced Into The Human Food Chain And (2) Authorizing The City Administrator, Or Her Designee, To Instruct The City's Legislative Lobbyist To Support Passage Of California Assembly Bill No. 711  
[12-0436](#)

**Scheduled to \*Rules & Legislation Committee on 5/2/2013**

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S-4.5      Subject:    2012 Report On Recovered And Traced Guns In Oakland  
From:        Councilmember Libby Schaaf  
Recommendation: Receive An Information Report On Guns Recovered And Traced Within The City Of Oakland During 2012  
[12-0437](#)

**Scheduled to \*Public Safety Committee on 6/11/2013**

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S-4.6      Subject:    Honoring The Clorox Company's Centennial  
From:        Council President Patricia Kernighan  
Recommendation: Adopt A Resolution Honoring The Clorox Company On Its Centennial  
[12-0440](#)

**Scheduled to Meeting of the Oakland City Council on 5/7/2013**

*As a Ceremonial Item.*

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**ITEMS SUBMITTED ON THE DAIS**

#1           Subject:    Amending The Oakland Municipal Code For Debarment Actions  
From:       Councilmember Desley Brooks  
Recommendation: Adopt An Ordinance Amending Oakland's Contractor Debarment Ordinance Codified At Oakland Municipal Code Chapter 2.12 (Enacted By Ordinance No. 12926 C.M.S.), To Establish Standards For Investigation And Commencement Of Debarment Actions  
[12-0444](#)

**Scheduled to \*Finance & Management Committee on 5/14/2013**

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#2           Subject:    Independent Auditor's Report  
From:       Vice Mayor Larry Reid  
Recommendation: Consider A Request For An Outside, Full, Forensic, And Independent Auditor's Report Focusing On Section 218 (Non-Interference In Administrative Affairs) Of The Performance Audit Dated March 21, 2013 And Released From The Office Of Courtney Ruby On March 21, 2013  
[12-0445](#)

**Scheduled to Meeting of the Oakland City Council on 5/7/2013**

5           A review of the Draft Agendas for the Special Meeting of the Oakland City Council on April 30, 2013 and the Rules & Legislation Committee meeting of May 2, 2013  
**A motion was made by Member Kalb, seconded by Vice Mayor Reid, to \*Approve as Submitted. The motion carried by the following vote:**  
**Votes:** Excused; 1 - Member Schaaf  
Aye; 3 - Vice Mayor Reid, Member Kalb and Council President Kernighan

6 Subject: City Council Legislative Priorities 2013-2014  
From: Council President Patricia Kernighan  
Recommendation: Adopt A Resolution Establishing The Oakland City Council's Legislative Priorities For 2013-2014  
[12-0393](#)

**A motion was made by Member Kalb, seconded by Vice Mayor Reid, that this matter be \*Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on May 7, 2013. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Schaaf  
Aye; 3 - Vice Mayor Reid, Member Kalb and Council President Kernighan  
*The committee agreed to amend the resolution as follows:*

*To remove the word "reform" from "Urban Infill/CEQA Reform"*  
*To move "Urban Infill/CEQA" and "Transit Oriented Development/Smart Growth" from the Economic Development Category to the Planning, Housing and Land Use category.*

*To add the word "Energy" to the title "Environment and Sustainability"*  
*To add the issues of "Recycling" and "Energy Efficiency and Renewables" below the "Environment, Energy and Sustainability" category.*

*To add the topics "Low Income Consumer Protection" and "Employee Relations" to the category "Miscellaneous/Other"*

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7 Subject: Support For SB 283: Successful Re-Entry & Access To Jobs  
From: Office Of Councilmember Desley Brooks  
Recommendation: Adopt A Resolution In Support Of Senate Bill 283 (Hancock) Which Provides Individuals, Previously Convicted Of A Nonviolent Drug Felony, And Who Meet All Other Eligibility And Asset Rules And Are Successfully Complying With The Conditions Of Probation Or Parole, Or Have Successfully Completed Their Probation Or Parole, Would Be Considered Eligible For California Works Opportunity And Responsibility For Kids (CalWorks) And CalFresh Programs  
[12-0389](#)

**A motion was made by Member Kalb, seconded by Vice Mayor Reid, that this matter be \*Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on May 7, 2013. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Schaaf  
Aye; 3 - Vice Mayor Reid, Member Kalb and Council President Kernighan

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8           Subject:     Support For AB 180  
From:        Councilmember Libby Schaaf, President Pro Tempore Rebecca Kaplan And The Office Of The City Attorney  
Recommendation:  Adopt A Resolution In Support Of Assembly Bill 180 ("AB 180") (Registration And Licensing Of Firearms: Exclusive Regulation, Rob Bonta), Which Would Amend Government Code Section 53071 To Allow The City Of Oakland To Enact And Enforce Regulations Or Ordinances Which Are More Restrictive Than State Law  
[12-0400](#)

**A motion was made by Member Kalb, seconded by Vice Mayor Reid, that this matter be \*Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on May 7, 2013. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Schaaf  
Aye; 3 - Vice Mayor Reid, Member Kalb and Council President Kernighan  
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9           Subject:     Support Of AB 188  
From:        Councilmember Libby Schaaf  
Recommendation:  Adopt A Resolution In Support Of AB 188 (Property Taxation: Change In Ownership, Ammiano), Which Would Amend Sections 64, 480.1, 480.2, And 482 Of, And To Add Sections 480.9, 486, 486.5, And 488 To, The Revenue And Taxation Code, Relating To Taxation, Which Would Trigger Reassessments Of Real Property When 100% Of The Ownership Interests In A Legal Entity, As Defined, Are Sold Or Transferred In A Single Transaction, Whether Or Not Any One Legal Entity Or Person That Is A Party To The Transaction Acquires More Than 50% Of The Ownership Interests  
[12-0402](#)

**A motion was made by Member Kalb, seconded by Vice Mayor Reid, that this matter be \*Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on May 7, 2013. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Schaaf  
Aye; 3 - Vice Mayor Reid, Member Kalb and Council President Kernighan  
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10 Subject: Redistricting Of City Council Election Districts  
From: Office Of Council President Patricia Kernighan  
Recommendation: Receive An Informational Report On The Legal Requirements And Standard Practices For Redistricting Of City Council Districts Every Ten Years, Including The Extent And Nature Of Community Outreach, And Adopt Recommendations For Council Action To Begin The 2013 Redistricting Process In Oakland  
[12-0388](#)

**A motion was made by Vice Mayor Reid, seconded by Member Kalb, that this matter be \*Received and Forwarded to the Meeting of the Oakland City Council, due back on May 7, 2013. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Schaaf  
Aye; 3 - Vice Mayor Reid, Member Kalb and Council President Kernighan  
*As a Non-Consent Item*

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S-11 Subject: Pending State Legislation Report  
From: Council President Kernighan  
Recommendation: Receive An Update On Pending State Legislation And Provide Council Direction On Legislative Priorities  
[12-0349](#)

**A motion was made by Member Kalb, seconded by Vice Mayor Reid, that this matter be \*Received and Filed. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Schaaf  
Aye; 3 - Vice Mayor Reid, Member Kalb and Council President Kernighan

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S-12 Subject: Support For AB 229: Infrastructure And Revitalization Financing District  
From: Vice Mayor Larry Reid  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 229 (Perez, Atkins, Bonilla, Bonta, Cooley, Dickinson, Gordon And Torres) Authorizing The Creation Of Infrastructure And Revitalization Financing Districts To Finance Projects In Redevelopment Project Areas And Former Military Bases  
[12-0336](#)

**A motion was made by Vice Mayor Reid, seconded by Member Kalb, that this matter be \*Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on May 7, 2013. The motion carried by the following vote:**

**Votes:** Excused; 1 - Member Schaaf  
Aye; 3 - Vice Mayor Reid, Member Kalb and Council President Kernighan  
*As a Non-Consent item.*

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**OPEN FORUM (TOTAL TIME AVAILABLE: 15 MINUTES)**

**Adjournment**

*There being no further business, and upon the motion duly made, the Oakland City Council Rules and Legislation Committee adjourned the meeting at 12:50 P.M.*

NOTE: 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 48 hours 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.

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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.

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*City Clerk and Clerk of the Council*