



# City of Oakland

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

## Meeting Minutes

### \*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, March 17, 2016

10:45 AM

City Council Chamber, 3rd Floor

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*The Oakland City Council Rules & Legislation Committee convened at 10:54 a.m.,  
with President Pro Tempore Reid presiding as Chairperson.*

#### Roll Call / Call To Order

**Excused** 1 - Lynette Gibson McElhaney

**Present** 3 - Abel J. Guillén, Dan Kalb, and Laurence E. Reid

#### 1 Determinations Of Closed Session

[15-0706](#)

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

*Special Closed Session has been schedule for April 5, 2016 at 3:00 p.m.*

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

**Excused:** 1 - Gibson McElhaney

**Aye:** 3 - Guillén, Kalb, and Reid

#### 2 Approval Of The Draft Minutes From The Committee Meeting Of March 3, 2016

[15-0707](#)

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

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

**Excused:** 1 - Gibson McElhaney

**Aye:** 3 - Guillén, Kalb, and Reid

3 Determination Of Schedule Of Outstanding Committee Items  
[15-0708](#)

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

*There was one speaker on this item.*

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

**Excused:** 1 - Gibson McElhaney

**Aye:** 3 - Guillén, Kalb, and Reid

4 Scheduling Of Agenda Items And Revisions To Previously Distributed 10-Day Agendas (SUPPLEMENTAL)  
[15-0709](#)

*There were 4 speakers on this item.*

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

**Excused:** 1 - Gibson McElhaney

**Aye:** 3 - Guillén, Kalb, and Reid

4.1 Subject: Recognizing Oakland Residents In Celebration Of Cesar Chavez Day  
From: Councilmember Noel Gallo  
Recommendation: Adopt A Resolution In Celebration Of Cesar Chavez Day Honoring Oakland Residents Who Through Their Leadership And Community Service Have Continued The Legacy Of Cesar Chavez  
[15-0781](#)

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

[View Supplemental Report](#)

[86095 CMS](#)

This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 4/19/2016

**4.2** Subject: Settlement Agreement - Sharita Brigham V. City Of Oakland  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Sharita Brigham V. City Of Oakland, Et Al, Alameda County Superior Court Case No. RG15-759069, In The Amount Of Eight Thousand Five Hundred Dollars And No Cents (\$8,500.00) As A Result Of A Trip And Fall Accident On June 24, 2014 (Public Works - Dangerous Condition)  
[15-0784](#)

**Attachments:** [View Report](#)  
[8 6 0 6 5 CMS](#)

**This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 4/5/2016**

**4.3** Subject: Settlement Agreement - Victoria Hunter V. City Of Oakland  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Victoria Hunter V. City Of Oakland, Et Al, Alameda County Superior Court Case No. RG14-709717, In The Amount Of Eleven Thousand Five Hundred Dollars And No Cents (\$11 ,500.00) As A Result Of A Trip And Fall Accident On March 18, 2013 (Public Works - Dangerous Condition)  
[15-0783](#)

**Attachments:** [View Report](#)  
[8 6 0 6 6 CMS](#)

**This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 4/5/2016**

**4.4** Subject: Settlement Agreement - Painters & Decorators Joint Apprenticeship Training Committee V. City Of Oakland  
From: Office Of The City Attorney  
Recommendation: Adopt A Resolution Authorizing And Directing The City Attorney To Compromise And Settle The Case Of Painters And Decorators Joint Apprenticeship Training Committee V. City Of Oakland, Et Al. Alameda County Superior Court Case No. RG14740320, In The Amount Of Three Hundred Seventy-Five Thousand Dollars And N0/100 Cents (\$375,000.00) (Council - Breach Of Contract)  
[15-0785](#)

**Attachments:** [View Report](#)  
[86067 CMS](#)

**This City Resolution was Scheduled.to the Meeting of the Oakland City Council to be heard 4/5/2016**

**4.5** Subject: Youth Ventures Joint Powers Authority Appointments  
From: Council President Lynette Gibson McElhaney  
Recommendation: Adopt A Resolution Appointing Mayor Libby Schaaf, Council President Lynette Gibson McElhaney, Vice Mayor Annie Campbell Washington, Chief Of Police Sean Whent, And Sara Bedford, Director Of The Human Services Department, To The Board Of Trustees Of The Youth Ventures Joint Powers Authority And Lieutenant Leronne Armstrong As The Official Alternate For Chief Of Police Sean Whent Through All For Terms Commencing July 1, 2015 And Ending June 30, 2019  
[15-0786](#)

**Attachments:** [View Report](#)  
[86068 CMS](#)

**This City Resolution was Scheduled to the Meeting of the Oakland City Council to be heard 4/5/2016**

**4.6** Subject: 2630 Broadway (Formerly Biff's Coffee Shop) Appeal  
From: Planning & Building Department  
Recommendation: Conduct A Public Hearing And Upon Conclusion Adopt A Resolution Denying An Appeal By Friends Of Biff's And Thus Upholding The Planning Commission's Approval Of A Proposal To Demolish The Existing, Vacant Structure (Formerly Biff's Coffee Shop) And Construct 255 Dwelling Units Over Approximately 37,000 Square Feet Of Retail Located At 2630 Broadway, Oakland CA (Project Case No. PLN15-241), Including Adopting CEQA Exemptions (15183 & 15183.3) And Addendum (Relying On The Previously Certified 2014 Broadway Valdez District Specific Plan EIR)  
[15-0753](#)

**Attachments:** [View Report](#)  
[86087 CMS](#)

**This City Resolution was Scheduled to the Meeting of the Oakland City Council to be heard 4/5/2016 as a Public Hearing**

**4.7** Subject: Support For AB 1809: Reform Asset Limit For Cal-WORKS Program  
From: Vice Mayor Campbell Washington  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1809 Introduced By Assemblymember Patty Lopez To Reform The Asset Limit For The California Works Opportunity And Responsibility To Kids (Cal-WORKS) Program To Encourage Low-Income Families To Save And Develop Behaviors That Lead To Economic Self-Sufficiency And It Reduces Administrative Inefficiencies  
[15-0774](#)

**Attachments:** [View Report](#)  
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[86111 CMS](#)

**This City Resolution was Scheduled to the \*Rules & Legislation Committee to be heard 4/7/2016**

**4.8** Subject: Support For SB 880: Closes The Bullet Button Loophole  
From: Councilmembers Desley Brooks And Rebecca Kaplan  
Recommendation: Adopt A Resolution Of Support For SB 880 (Hall/Glazer) That Would Clarify The Definition Of Assault Weapons And Provide The Department Of Justice The Authority To Bring Existing Regulations Into Conformity With The Original Intent Of California's Assault Weapon Ban  
[15-0782](#)

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

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[86106 CMS](#)

**This City Resolution was Scheduled.to the \*Rules & Legislation Committee to be heard 4/7/2016**

**4.9** Subject: Support For SB 1446: Prohibits Possession Of Large Capacity Ammunition Magazines  
From: Councilmembers Desley Brooks And Rebecca Kaplan  
Recommendation: Adopt A Resolution In Support Of SB 1446 (Hancock) That Would Prohibit Possession Of Large Capacity Ammunition Magazines  
[15-0788](#)

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

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[86107 CMS](#)

**This City Resolution was Scheduled.to the \*Rules & Legislation Committee to be heard 4/7/2016**

**4.10** Subject: Support For AB 2459: Transparency For All Gun Transactions  
From: Councilmembers Desley Brooks And Rebecca Kaplan  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 2459 (McCarty) That Would Enact Requirements For All Gun Transactions Such As Requiring Gun Retailers To Install And Use Video Recording Equipment, Ban Of Residential Gun Dealers, Require Gun Retailers To Hold Insurance, Grant Authority To Attorney General To Enforce, And Allow Local Jurisdictions To Enact More Stringent Laws Respecting Insurance Requirements And Where Dealers And Licensees May Conduct Their Business If They So Choose  
[15-0789](#)

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

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[86108 CMS](#)

**This City Resolution was Scheduled.to the \*Rules & Legislation Committee to be heard 4/7/2016**

**4.11** Subject: Support For AB 1695: Stop Illegal Gun Sales Act  
From: Councilmembers Desley Brooks, Dan Kalb And Rebecca Kaplan  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 1695 (Bonta) That Would Inform Potential Purchasers Of Their Rights And Responsibilities Surrounding The Purchase And Transfer Of Firearms Through Direct Contact From The Attorney General And Make It A Crime To Report A Lost Or Stolen Firearm Knowing That Report To Be False  
[15-0790](#)

**Attachments:** [View Report](#)  
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[86109 CMS](#)

**This City Resolution was Scheduled.to the \*Rules & Legislation Committee to be heard 4/7/2016**

**4.12** Subject: Support For AB 1674: Caps Firearm Purchases  
From: Councilmembers Desley Brooks, Dan Kalb And Rebecca Kaplan  
Recommendation: Adopt A Resolution In Support Of Assembly Bill (AB) 1674 (Santiago) That Would Cap The Amount Of Firearms That May Be Purchased By A Person At One Per Month  
[15-0791](#)

**Attachments:** [View Report](#)  
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[86110 CMS](#)

**This City Resolution was Scheduled.to the \*Rules & Legislation Committee to be heard 4/7/2016**

**4.13** Subject: Establish Policy To Publicize Tax Refunds For Low Income Property Owners  
From: Council President Lynette Gibson McElhaney  
Recommendation: Adopt A Resolution Establishing A City Council Policy To Widely Publicize The Availability Of Low Income Tax Refunds To The Public  
[15-0787](#)

**Attachments:** [View Report](#)  
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[86135 CMS](#)

**This City Resolution was Scheduled.to the \*Finance & Management Committee to be heard 4/12/2016**

**4.14** Subject: CPRB Bylaws Approval  
From: Citizens' Police Review Board  
Recommendation: Adopt A Resolution Approving the Citizens' Police Review Board Bylaws  
[15-0779](#)

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

**This City Resolution was Scheduled.to the \*Public Safety Committee to be heard 4/12/2016**

**4.15** Subject: CPRB Annual Report  
From: Citizens' Police Review Board  
Recommendation: Receive The Citizen's Police Review Board (CPRB) 2015 Annual Report  
[15-0780](#)

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

**This City Resolution was Scheduled.to the \*Public Safety Committee to be heard 4/12/2016**

**Items Submitted On The Dais**

Subject: Maximize Use Of Available Funds To Benefit Job Seekers & Employers  
From: President Pro Tempore Reid  
Recommendation: Adopt A Resolution Recommending That The Workforce Development Board Consider Reallocation Of FY 2015-16 City Workforce Innovation And Opportunity Act (WIOA) Funds To Previously Approved Service Providers To (1) Utilize Available City Savings In The Current Fiscal Year; (2) Avoid Returning Additional Funds To The State For Failure Of The City To Utilize Said Funds In A Timely Manner; And (3) Achieve Better Alignment Of Actual Reduction Of WIOA Allocation To The City With Reductions To Service Providers  
[15-0713](#)

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

[86164 CMS](#)

**This City Resolution was Scheduled.to the \*Community & Economic Development Committee to be heard 4/26/2016**

Subject: Support For AB 2811: Vehicle Nuisance Abatement  
From: Councilmember Noel Gallo  
Recommendation: Adopt A Resolution In Support Of Assembly Bill 2811 (Chavez) Which Amends Section 22659.5 Of The Vehicle Code, Related To Vehicles:Nuisance Abatement, Which Declares A Motor Vehicle To Be A Public Nuisance Subject To Seizure And An Impoundment If The Vehicle Is Used In The Commission Or Attempted Commission Of The Crimes Of Pimping, Pandering, And Soliciting, Or Agreeing To Engage In, Or Engaging In, Any Act Of Prostitution. AB 2811 Will Provide A Real Deterrent That Will Prevent 'Johns' From Seeking To Purchase Sex In The Future

[15-0792](#)

**Attachments:** [View Report](#)  
[View Supplemental Report](#)  
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[86112 CMS](#)

**This City Resolution was Scheduled.to the \*Rules & Legislation Committee to be heard 4/7/2016**

Subject: Report Regarding Workforce Innovation And Opportunity Act  
From: Office Of The Mayor  
Recommendation: Receive An Informational Report Regarding The City Of Oakland's Implementation Of, And Compliance With, President Obama's Workforce Innovation And Opportunity Act (WIOA), Including The Creation Of The Oakland Workforce Development Board As Mandated By WIOA And The Issuance Of The Request For Proposals (RFP) In Accordance With Oakland WIB-Approved Principles And WIOA Requirements

[15-0794](#)

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

**This Informational Report was Scheduled.to the \*Community & Economic Development Committee to be heard 4/26/2016**



Subject: Councilmember Kalb Travel Authorization  
From: Councilmember Dan Kalb  
Recommendation: Adopt A Resolution Authorizing Reimbursement For Councilmember Dan Kalb's Costs Of \$91.84 From The Council Contingency Fund For Travel To Sacramento For Attendance At The League Of California Cities' Housing, Community And Economic Development Policy Committee On January 22, 2016; And Of Approximately \$570.00 From The Council Contingency Fund For Travel To San Diego For The League Of California Cities' Housing, Community And Economic Development Policy Committee On April 7-8, 2016  
[15-0793](#)

**Attachments:** [View Report](#)  
[8 6 0 6 9 CMS](#)

**This was Scheduled.to the Meeting of the Oakland City Council to be heard 4/5/2016**

- 5** A Review Of The Cancellation Agendas For The City Council Meeting Of March 29, 2016 And The Rules And Legislation Committee Of March 31, 2016  
[15-0710](#)

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

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

**Excused:** 1 - Gibson McElhaney

**Aye:** 3 - Guillén, Kalb, and Reid

- 6** Subject: Support For HR 3965 & 3384 -FAA Community Accountability & Quiet Communities Acts  
From: Vice Mayor Annie Campbell Washington And President Pro Tempore Reid  
Recommendation: Adopt A Resolution Declaring The City Of Oakland's Support For HR 3965- The FAA Community Accountability Act Of 2015 And HR 3384- The Quiet Communities Act Of 2015  
[15-0700](#)

**Attachments:** [View Report](#)  
[86063 CMS](#)

**A motion was made by Kalb, seconded by Guillén, that this matter be Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council. The motion carried by the following vote:**

**Excused:** 1 - Gibson McElhaney

**Aye:** 3 - Guillén, Kalb, and Reid

**Open Forum (Total Time Available: 15 Minutes)**

*There were 4 Open Forum speakers.*

**Adjournment**

*There being no further business, and upon the motion duly made, the Oakland City Council Rules & Legislation Committee adjourned the meeting at 11:30 a.m.*

**Americans With Disabilities Act**

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**Office of the City Clerk - Agenda Management Unit**

Phone: (510) 238-6406

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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.