

City of Oakland

*Office of the City Clerk
Oakland City Hall,
1 Frank H. Ogawa Plaza, Room 201
Oakland, California 94612*



CITY OF OAKLAND

Meeting Agenda - FINAL

Tuesday, November 29, 2022

10:30 AM

Please See The Agenda To Participate In The Meeting

Virtual Tele- Conference Via Zoom

***Special Community & Economic Development
Committee**

Pursuant to California Government Code Section 54953(e), the City Council has found that an imminent risk to the health of attendees due to the COVID-19 pandemic continues to exist. Therefore, all City Councilmembers will participate in the meeting via phone/video conference without notice of their teleconference locations

PUBLIC PARTICIPATION

The public may observe and/or participate in this meeting many ways.

OBSERVE:

- To observe, the public may view the televised video conference by viewing KTOP channel 10 on Xfinity (Comcast) or ATT Channel 99 and locating City of Oakland KTOP - Channel 10
- To observe the meeting online from the City's Agenda Meeting Calendar, at the noticed meeting time, please click on <https://oakland.legistar.com/calendar.aspx> and click on the "In Progress" link under "Video" for the corresponding meeting.
- To observe the meeting by video conference, please click on this link: <https://us02web.zoom.us/j/86733459422> at the noticed meeting time.
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 929 436 2866 or +1 301 715 8592 or +1 312 626 6799 or 833 548 0282 (Toll Free) or 877 853 5247 (Toll Free) or 888 788 0099 (Toll Free) or 833 548 0276 (Toll Free)
Meeting ID: 867 3345 9422

If asked for a participant ID or code, press #.

COMMENT:

ALL PUBLIC COMMENT ON ACTION ITEMS WILL BE TAKEN AT THE BEGINNING OF THE MEETING UNDER ITEM 1. COMMENT FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN UNDER OPEN FORUM AT THE END OF THE MEETING

There are three ways to submit public comments.

- eComment. To send your comment directly to Council members and staff BEFORE the meeting starts please click on <https://oakland.legistar.com/calendar.aspx> and click on the "eComment" link for the corresponding meeting. Please note that eComment submission closes twenty four (24) hours before posted meeting time.
- To comment by Zoom video conference, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on a eligible agenda item at the beginning of the meeting. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted. Instructions on how to "Raise Your Hand" is available at: <https://support.zoom.us/hc/en-us/articles/205566129> - Raise-Hand-In-Webinar.
- To comment by phone, please call on one of the above listed phone numbers. You will be prompted to "Raise Your Hand" by pressing "*9" to speak when Public Comment is taken. You will be permitted to speak during your turn, allowed to comment, and after the allotted time, re-muted.

Please unmute your self by pressing *6.

If you have any questions, please email the Agenda Management Unit at cityclerk@oaklandca.gov

- Office of the City Clerk

COMMITTEE MEMBERSHIP:

**Councilmember Carroll Fife, District 3; Councilmember Noel Gallo, District 5;
Councilmember Loren Taylor, District 6; Chairperson: Councilmember Dan Kalb, District
1*

Roll Call / Call To Order

**1 PUBLIC COMMENT: COMMENTS ON ALL ITEMS WILL BE TAKEN AT THIS TIME.
COMMENTS FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN DURING OPEN
FORUM**

2 Approval Of The Draft Minutes From The Committee Meeting Of November 15, 2022

[22-0866](#)

Attachments: [View Report](#)

3 Determination Of Schedule Of Outstanding Committee Items

[22-0867](#)

Attachments: [View Report](#)

4 Subject: 7211 Foothill Blvd Parcel Restriction
From: Councilmember Taylor

Recommendation: Adopt A Resolution Authorizing The City Administrator To Negotiate
The Removal, Amendment, Or Waiver Of Restrictions Imposed On The City-Owned 7101
Foothill Boulevard Parcel (Apn 039-3291-020) That Restricts Occupancy By Restaurants
That Compete With McDonalds And Taco Bell In Order To Significantly Further Economic
Development And Affordable Housing In East Oakland

[22-0852](#)

Attachments: [View Report](#)

[View Legislation](#)

[View Attachment 1](#)

[View Attachment 2](#)

[View Attachment 3](#)

Legislative History

10/20/22

*Rules & Legislation
Committee

Scheduled to the *Special Community &
Economic Development Committee

- 5 Subject: Amendments To The Oakland Fire Code, Chapter 15.12
From: Oakland Fire Department
Recommendation: Adopt An Ordinance: (1) Repealing Current Oakland Municipal Code Chapter 15.12, The Oakland Fire Code; (2) Making Findings To Substantiate Modifications To California Building Codes And Standards Due To Local Climatic, Geological Or Topographical Conditions; (3) Adopting And Making Local Amendments To The 2022 Edition Of The California Model Building Code, California Code Of Regulations Title 24, Part 9 (Also Referred To As The “California Fire Code”); (4) Recodifying Said Code As Oakland Municipal Code Chapter 15.12, The Oakland Fire Code; And (5) Adopting California Environmental Quality Act Exemption Findings [22-0900](#)

Attachments: [View Report](#)
[View Legislation and Exhibit A](#)
[View Report Notice and Digest](#)

Legislative History

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| 11/3/22 | *Rules & Legislation Committee | Scheduled to the *Special Community & Economic Development Committee |
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- 6 Subject: Ordinance Updating The Oakland Building Maintenance Code.
From: Planning And Building Department
Recommendation: Adopt An Ordinance Amending The Oakland Building Maintenance Code (Oakland Municipal Code 15.08) To (1) Conform To The 2022 California Building Standards; (2) Establish Lead Hazard Abatement Standards; And (3) Provide Standards For Delayed Enforcement For Accessory Dwelling Units And Joint Live Work Quarters Where Correction Of Violations Is Not Necessary For Health And Safety; And Adopting California Environmental Quality Act Exemption Findings [22-0894](#)

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

Legislative History

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| 11/3/22 | *Rules & Legislation Committee <i>Approved a Title Change</i> | Scheduled to the *Special Community & Economic Development Committee |
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7 Subject: Local Amendments To 2022 California Model Building Construction Code
From: Planning And Building Department
Recommendation: Adopt The Following Pieces Of Legislation;

1) A Resolution Of Findings Supporting Local Amendments To The 2022 Editions Of The California Model Building Construction Codes To Comply With Changes To State Law And Adopting California Environmental Quality Act Exemption Findings; And [22-0925](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

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| 11/17/22 | *Rules & Legislation Committee | Scheduled to the *Special Community & Economic Development Committee |
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2) An Ordinance (1) Repealing The Oakland Amendments To The 2019 Edition Of The California Model Building Construction Codes, (2) Adopting Local Amendments To The 2022 Edition Of The California Model Building Construction Codes, (3) Amending Oakland Municipal Code Chapter 15.04 To Comply With Changes To State Law, And (4) Adopting California Environmental Quality Act Exemption Findings [22-0893](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

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| 11/3/22 | *Rules & Legislation Committee <i>Approved a Title Change</i> | Scheduled to the *Special Community & Economic Development Committee |
| 11/17/22 | *Rules & Legislation Committee | Scheduled to the *Special Community & Economic Development Committee |

8 Subject: CalHFA ADU Predevelopment Grant
From: Housing And Community Development Department
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply To Participate In California Housing Finance Agency's (CalHFA) Accessory Dwelling Unit Grant Program, Enter Into A Lender Participation Agreement With CalHFA, Oversee The Disbursal Of Grant Funds From CalHFA To Homeowners Eligible For An Accessory Dwelling Unit Grant From CalHFA, And Appropriate Such Grant Funds To Fund 2144, Organization 89939, Project Code To Be Determined, Account 54912 [22-0917](#)

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

11/17/22

*Rules & Legislation
Committee

Scheduled to the *Special Community &
Economic Development Committee

A Title Change was read into record.

Open Forum

Adjournment

*** 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.**

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

Phone: (510) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Relay Service: 711

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.