

City of Oakland

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



CITY OF
OAKLAND

Agenda - DRAFT

Tuesday, November 19, 2024

1:30 PM

City Council Chamber, 3rd Floor

***Community & Economic Development Committee**

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

City of Oakland Website: <http://www.oaklandca.gov>

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/82693578824> 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: 826 9357 8824

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

PUBLIC COMMENT WILL BE TAKEN ON EACH ACTION ITEM. ALL MEMBERS OF THE PUBLIC WISHING TO SPEAK MUST FILL OUT A SPEAKER CARD FOR EACH ITEM. SPEAKERS' CARDS MUST BE RECEIVED BY THE CITY CLERK BEFORE THE ITEM IS READ INTO THE RECORD. COMMENTS ON ITEMS NOT ON THE AGENDA WILL BE TAKEN DURING OPEN FORUM AT THE END OF THE MEETING.

ELECTRONIC SPEAKER CARDS/PUBLIC COMMENTS:

- eComment. To send your comment directly to Council members go to <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 meeting start time.
- To Comment In Person Members Of The Public Must Submit A Separate Speaker Card For Each Item On The Agenda To The City Clerk Before The Item Is Called. **SPEAKER CARDS WILL BE ACCEPTED WITHIN THE FIRST 10 MINUTES OF THIS MEETING**
- To Submit An Electronic Speaker Card, Members Of The Public Must (1) Visit The City Of Oakland Meeting Calendar Website At: <https://oakland.legistar.com/Calendar.aspx> (2) Click the hyperlink labeled 'eComment' in the far right column of the meeting you wish to participate, (You Will Be Redirected To The Specific Meeting Webpage); And (3) Register To 'Sign In To Speak' For Each Agenda Item(s) You Wish To Speak to. **PLEASE NOTE, ELECTRONIC SPEAKER CARDS MUST BE SUBMITTED 24 HOURS BEFORE THE SCHEDULED MEETING START TIME.**

***To Be Recognized To Speak Via ZOOM, Speaker Cards Must Be Submitted and Received Before The Submission Deadline.**

• Once You Have Submitted Your Speaker Card - Your Zoom Profile Name Will Be Acknowledged To Speak When Public Comment Is Taken. When your name is called please raise your hand in zoom (By Pressing “*9”) and Unmute Your Self By Pressing *6. You Will Be Permitted To Speak During Your Turn. Instructions On How To “Raise Your Hand” Is Available At: <https://support.zoom.us/hc/en-us/articles/205566129-raise-hand-in-webinar>.

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

- Office of the City Clerk

DEFINITION OF TERMS:

• Action Item: shall mean any resolution, ordinance, public hearing, motion or recommendation requiring official vote and approval of the City Council to be effective.

• Informational Item: shall mean an agenda item consisting only of an informational report that does not require or permit Council action.

• Consent Item shall mean, for the purposes of the City Council agenda: 1) approval of Council minutes, and 2) any action or informational item placed on a Council agenda for a Regular Meeting or Special Meeting (i) as a Consent Item by the Rules and Legislation Committee, (ii) pursuant to Rule 28, or (iii) that a Standing Committee has forwarded to the full Council with unanimous recommendation for approval by the members who are present: Consent Item shall not include: 1) any item having a high level of public interest or controversy as determined by the Standing Committee Chair, or the Rules and Legislation Committee, or pursuant to Rule 28; 2) any item that requires a public hearing or that otherwise is ineligible by law as a Consent Item.

• Non-Consent Item shall mean, for the purposes of a City Council agenda for a Regular Meeting or Special Meeting, any action or informational item that: 1) a Standing Committee has forwarded to the full Council without unanimous recommendation for approval; 2) has a high level of public interest or controversy as determined by a Standing Committee Chair, the Rules and Legislation Committee, or pursuant to Rule 28; or 3) requires a public hearing or is otherwise ineligible by law as a Consent Item.

COMMITTEE MEMBERSHIP:

*Councilmember Carroll Fife, District 3; Councilmember Noel Gallo, District 5;
Councilmember Kevin Jenkins, District 6; Chairperson: President Pro Tempore Dan
Kalb, District 1*

Roll Call / Call To Order

1 Approval Of The Draft Minutes From The Committee Meeting Of October 22, 2024

[25-0247](#)

2 Determination Of Schedule Of Outstanding Committee Items

[25-0248](#)

3 Subject: Establish Construction Workforce Related Reporting Requirements

From: Councilmember Jenkins

Recommendation: Adopt An Ordinance Adding Chapter 15.80 To The Oakland Municipal Code To Establish Construction Workforce Related Reporting Requirements For Developments With At Least 100 Residential Units Or 100,000 Square Feet Of New Floor Area; And Making Appropriate California Environmental Quality Act Findings

[24-0570](#)

Sponsors: Jenkins

Attachments: [View Report](#)

[View Legislation](#)

[View Supplemental Report- 7/1/2024](#)

Legislative History

6/13/24	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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7/9/24	*Special Community & Economic Development Committee	Continued to the *Community & Economic Development Committee
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The Committee Approved To Continue This Item To The October 8, 2024 Community And Economic Development Committee Meeting With Request To Staff To Provide The Following In A Supplemental Report:

1) Meet With Representatives From The Building Trades As Part Of Their Analysis

2) Speak With State HCD As Part Of Their Analysis

7 Speakers Spoke On This Item

7/11/24	*Rules & Legislation Committee	Continued to the *Community & Economic Development Committee
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9/24/24	*Community & Economic Development Committee	* Withdrawn and Rescheduled to the *Community & Economic Development Committee
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4 Subject: Informational Report Regarding Implementation Of City's 2023 Reusable Foodware Ordinance

From: Housing And Community Development Department

Recommendation: Receive An Informational Report Regarding Implementation of the City's 2023 Reusable Foodware Ordinance

[25-0174](#)

Sponsors: Housing And Community Development Department

Legislative History

10/10/24 *Rules & Legislation Scheduled to the *Community & Economic
Committee Development Committee

- 5** Subject: Clerical Updates To Title 17 Chapter 17.101B D-OTN Oak-To-Ninth District Zone
From: Planning And Building Department
Recommendation: Adopt An Ordinance, As Recommended By The Planning Commission, That: (1) Amends The Oakland Planning Code To Update Chapter 17.101B D-OTN, Oak-To-Ninth District Zone Regulations, To: (A) Update The Chapter Title From Planned Waterfront Zoning District (PWD-4) To D-OTN, Oak-To-Ninth District Zone; And (B) Make Clerical Updates To The Chapter To Ensure The Intent Of The Chapter Is Implemented; And (2) Makes Appropriate California Environmental Quality Act Findings
[25-0063](#)

Sponsors: Planning & Building Department

Legislative History

9/12/24 *Rules & Legislation Scheduled to the *Community & Economic
Committee Development Committee
And On The November 12, 2024 City Council Agenda As A Public Hearing

10/10/24 *Rules & Legislation Rescheduled to the *Community &
Committee Economic Development Committee
And On The December 3, 2024 City Council Agenda As A Public Hearing

- 6** Subject: Amendments To The Rent Adjustment And Just Cause For Eviction Ordinances
From: President Pro Tempore Kalb
Recommendation: Adopt An Ordinance (1) Amending The Rent Adjustment Ordinance To (A) Limit Banking Of CPI Rent Increases To Expire After Four Years And After Transfer Of Property; (B) Prohibit Rent Increases For Owners Delinquent On Business Taxes; (C) Extend Tenant Petition Deadlines From 90 Days To 180 Days And (2) Amending The Just Cause For Eviction Ordinance To Prohibit No Fault Evictions For Owners Delinquent On Business Taxes
[25-0185](#)

Sponsors: Dan Kalb

Attachments: [View Report](#)

[View Legislation](#)

Legislative History

10/10/24 *Rules & Legislation Scheduled to the *Community & Economic
Committee Development Committee

10/22/24 *Special Community & Continued to the *Community & Economic
Economic Development Development Committee
Committee
*The Committee Continued This Item To The November 19, 2024 Community
And Economic Development Committee Agenda*

23 Speakers Spoke On This Item

10/24/24 *Rules & Legislation Scheduled to the *Community & Economic
Committee Development Committee

7 Subject: Approvals For The California College Of The Arts Redevelopment Project
From: Planning And Building Department
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Certifying The Final Environmental Impact Report (FEIR) For The California College Of Arts Campus Redevelopment Project (Project) Located At 5212 Broadway (Parcel) And Adopting Findings Concerning Environmental Impacts, Mitigation Measures, And Rejection Of Alternatives, And Adopting A Statement Of Overriding Considerations And A Mitigation Monitoring And Reporting Program, All In Accordance With The California Environmental Quality Act (CEQA);

[25-0203](#)

Sponsors: Planning & Building Department

Legislative History

10/24/24	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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A Title Change Was Read Into Record

And As A Public Hearing On The December 3, 2024 City Council Agenda

2) A Resolution Approving Text Amendments To The General Plan Land Use And Transportation Element To Change The Land Use Designation For The Parcel In Connection With The Project; And Making Appropriate CEQA Findings;

[25-0204](#)

Sponsors: Planning & Building Department

Legislative History

10/24/24	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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A Title Change Was Read Into Record

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3) An Ordinance Approving A Rezoning Amendment To Change The Zone Classification Of The Parcel From Mixed Housing Residential - 4 Zone (RM-4, Height Area 35 And Neighborhood Commercial - 1 Zone (CN-1) Height Area 95 To Community Commercial - 2 Zone (CC-2) Height Area 95 In Connection With The Project; And Making Appropriate CEQA Findings; And

[25-0205](#)

Sponsors: Planning & Building Department

Legislative History

10/24/24	*Rules & Legislation Committee	Scheduled to the *Community & Economic Development Committee
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A Title Change Was Read Into Record

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4) A Resolution (1) Approving The Combined Preliminary Development Plan/Final Development Plan, Design Review, Variance, Conditional Use Permit And Vesting Tentative Map, For The Project Located At 5212 Broadway; (2) Authorizing The City Administrator To Amend The Façade Improvement Program To Implement The Historic Resources Mitigation Measure Specific To The Project; And (3) Making Appropriate CEQA Findings

[25-0206](#)

Sponsors: Planning & Building Department

Legislative History

10/24/24 *Rules & Legislation Scheduled to the *Community & Economic
Committee Development Committee
A Title Change Was Read Into Record

And As A Public Hearing On The December 3, 2024 City Council Agenda

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.**

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Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

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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.