

DRAFT



City of Oakland Meeting Minutes

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

*Special Public Works Committee

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

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

Tuesday, December 01, 2009

10:30 AM

Hearing Room One - 1st Floor

Roll Call / Call to Order

[Play Video](#)

Councilmember Present: 4 - Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks

The Oakland City Council Special Public Works Committee convened at 10:35a.m, with Councilmember Nadel presiding as Chairperson.

1 Approval of the Draft Minutes from the Committee Meeting held on November 10, 2009

[Play Video](#)

A motion was made by Member Kaplan, seconded by Member Kernighan, to *Approve the Minutes. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks

2 Determination of Schedule of Outstanding Committee Items

[Play Video](#)

A motion was made by Member Kernighan, seconded by Member Kaplan, to *Approve with the following amendments. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks

FROM THE PENDING NO SPECIFIC DATE LIST

#12 Subject: Public Works Agency Priorities

From: City Council

Recommendation: Receive An Informational Report From The Public Works Agency Director To Support And Facilitate Public Works Committee Discussion On Priorities For The Fiscal Year 2009-2011 Budget Cycle

[09-0155](#)

***Withdrawn with No New Date**

[View Report.pdf](#)

FROM THE FOR TRACKING PURPOSES

DRAFT

#3 Subject: Revocable And Conditional Permit - 3701 Broadway
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Granting Kaiser Foundations Hospitals Revocable And Conditional Permits For A New Building At 3701 Broadway To Allow Directional Signs To Encroach On the Public Sidewalk Along Broadway
[07-0548](#)

***Withdrawn with No New Date**

[View Report.pdf](#)

#6 Subject: Peralta Hacienda Historical Park - Phase 3B
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:
1) A Resolution Awarding A Construction Contract To The Lowest Responsive, Responsible Bidder For The Peralta Hacienda Historical Park - Phase 3B Project (City Project No. C284510) Without Further Council Review Or Action, Or, If No Valid Bids Are Received, Authorizing The City Administrator To Reject All Bids And Award A Negotiated Contract For The Project On The Open Market In An Amount Not-To-Exceed Five Hundred Thousand Dollars (\$500,000.00) Without Further Council Review Or Action, And
[09-0273](#)

***Withdrawn with No New Date**

[View Report.pdf](#)

[81957 CMS.pdf](#)

3 Subject: Solar Financing Program Options
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Of Oakland To: 1. Join The CaliforniaFirst Program; 2. Authorize The California Statewide Communities Development Authority To Accept Applications From Property Owners Who Wish To Participate In Property Assessments For The Program; 3. Authorize The California Statewide Communities Development Authority To Conduct Contractual Assessment Proceedings And Levy Contractual Assessments On Behalf Of The City Within The Territory Of The City Of Oakland; And 4. Authorize The City Administrator To Pay The California Statewide Communities Development Authority Fees Up To Twenty Thousand Dollars (\$20,000.00) For Oakland's Program Setup Fees
[09-0177](#)

[Play Video](#)

A motion was made by Member Kaplan, seconded by Member Brooks, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on December 8, 2009 as a Public Hearing. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks

[View Report.pdf](#)

[View Report.pdf](#)

DRAFT

[PWCREVISED1201](#)

A motion was made by Member Kaplan, seconded by Member Brooks, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on December 8, 2009 as a Public Hearing. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks
[View Report.pdf](#)

4 Subject: ELS Architecture - Professional Services Agreement
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Waiving The Competitive Request For Proposal/Qualification Process And Authorizing Amendment No. 4 To Increase The Professional Services Agreement With ELS Architecture And Urban Design For Construction Support Services For The East Oakland Sports Center Project For An Amount Not To Exceed Two Hundred Seventy-Five Thousand Dollars (\$275,000.00), Bringing The Total Contract Amount To Two Million Six Hundred Ninety-Seven Thousand Nine Hundred Eighty-Nine Dollars (\$2,697,989.00)
[09-0967](#)
[Play Video](#)

A motion was made by Member Brooks, seconded by Member Kaplan, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on December 8, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks
[View Report.pdf](#)

DRAFT

5 Subject: Piedmont Pines Phase 1
From: Public Works Agency and Finance and Management Agencies
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution 1) Determining Unpaid Assessments For The City's Utility Underground Assessment District No. 2007-232, Piedmont Pines Phase 1; 2) Authorizing And Directing Payment Of Twenty Four Thousand Seven Hundred Thirty Seven Dollars And Thirty Six Cents (\$24,737.36) For Assessments On City Property; 3) Requesting County Auditor To Collect The Remaining Unpaid Assessments; And 4) Determining Annual Assessment For Administrative Costs And Making Determinations With Respect Thereto; And

[09-0978](#)

[Play Video](#)

A motion was made by Member Kernighan, seconded by Member Kaplan, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on December 8, 2009 as a Non-Consent item. The motion carried by the following vote:

Votes: Councilmember Abstained: Member Brooks
Councilmember Aye: Member Kaplan, Member Kernighan and Chair Nadel
[View Report.pdf](#)
[View Supplemental Report.pdf](#)

2) A Resolution 1) Providing For The Issuance Of Not To Exceed Three Million Eight Hundred Thirty Thousand Dollars (\$3,830,000.00) Of Improvement Bonds Pursuant To The Improvement Bond Act Of 1915 For Utility Underground Assessment District No. 2007-232, Piedmont Pines Phase 1; 2) Approving A Fiscal Agent Agreement; 3) Authorizing Services For The Bonds; 4) Approving A Bond Purchase Agreement And Sale Of The Bonds; 5) Approving Preliminary Official Statement; 6) Approving Continuing Disclosure Agreement; 7) Authorizing Contracting With A Firm To Assist With The Administration Of The Assessment District; And 8) Authorizing Related Actions

[09-0978-1](#)

[Play Video](#)

A motion was made by Member Kernighan, seconded by Member Kaplan, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on December 8, 2009 as a Non-Consent item. The motion carried by the following vote:

Votes: Councilmember Abstained: Member Brooks
Councilmember Aye: Member Kaplan, Member Kernighan and Chair Nadel
The committee directed staff to submit a supplemental report with the following information: 1) a copy of the assessment notices previously mailed out to the parcel owners and 2) a detail analysis on the responses to the Assessment Notices.

DRAFT

6 Subject: West Oakland Transit Village - Gallagher & Burk, Inc.
From: Community And Economic Development Agency
Recommendations: Adopt The Following Pieces Of Legislation:

1) A City Resolution Awarding A Construction Contract To Gallagher & Burk, Inc. For The 7th Street, West Oakland Transit Village Project From Union Street To Peralta Street (Project No. G313110) In Accord With The Project Plans And Specifications And Contractor's Bid In The Amount Not To Exceed Three Million Two Hundred Seventeen Thousand Four Hundred Twenty Six Dollars (\$3,217,426.00)

[09-0963](#)

[Play Video](#)

A motion was made by Member Kaplan, seconded by Member Kernighan, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on December 8, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks

[View Report.pdf](#)

[View Supplemental Report.pdf](#)

2) An Agency Resolution Contributing And Allocating An Amount Not To Exceed Six Hundred Fifty Thousand Dollars (\$650,000.00) From The West Oakland Redevelopment Project To The City Of Oakland Under The Cooperation Agreement To Fund The Construction Of The West Oakland Transit Village Project 7th Street Streetscape Improvement Project

[09-0963-1](#)

[Play Video](#)

A motion was made by Member Kaplan, seconded by Member Kernighan, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on December 8, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks

DRAFT

3) A City Resolution Accepting And Appropriating A Contribution Of Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed Six Hundred Fifty Thousand Dollars (\$650,000.00) For The Construction Of The, West Oakland Transit Village 7th Street Streetscape Improvement Project; And

[09-0963-2](#)

[Play Video](#)

A motion was made by Member Kaplan, seconded by Member Kernighan, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on December 8, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks

4) A City Resolution Authorizing The City Administrator Or His Designee To Accept And Appropriate One Million Three Hundred Thousand Dollars (\$1,300,000.00) Of American Recovery And Reinvestment Act Of 2009 (ARRA) Grant Funds For The 7th Street, West Oakland Transit Village Project (Project No. G313110)

[09-0963-3](#)

[Play Video](#)

A motion was made by Member Kaplan, seconded by Member Kernighan, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on December 8, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks

The committee directed staff to: 1) submit a report on information on the bus shelter's Real-Time display options (i.e. does the bus shelter have electricity etc.; 2) return to committee January 12, 2010 with a report on how to handle bike parking in the West Oakland Transit Village Streetscape Improvement Project area; and 3) return to a future committee meeting with a report on the city-wide bike parking policy.

DRAFT

7 Subject: The Lion Creek Restoration Project
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Resolution Authorizing The City Administrator To Award A Construction Contract For The Lion Creek Restoration Project To The Lowest Responsible, Responsive Bidder To Be Named Upon Successful Bidding Of The Project In An Amount Not To Exceed Eight Hundred Thousand Dollars (\$800,000.00), Or If All Responsive Bids Submitted Are Over Budget, To Reject All Bids, Waive Further Competitive Bidding Requirements, And Negotiate And Award A Contract On The Open Market For An Amount Not To Exceed Eight Hundred Thousand Dollars (\$800,000.00)

[09-0996](#)

[Play Video](#)

A motion was made by Member Kaplan, seconded by Member Kernighan, that this matter be Continued to the *Public Works Committee, due back on December 15, 2009. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and

Member Brooks

[View Report.pdf](#)

[View Report.pdf](#)

8 Subject:: Energy Efficiency Funding Grant
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing Quantum Energy Services And Technologies, Inc. (QUEST) To Apply For, And Administer Up To Five Million Dollars (\$5,000,000) Of Energy Efficiency Funding From Pacific Gas And Electric Company's Innovator Pilots Program On Behalf Of The City Of Oakland; And, If Funds Become Available To The City, Authorizing The City Administrator To Apply For, And Accept Program, Grant, Rebate, Or Incentive Funds; And Return To Council For Appropriation

[09-0998](#)

[Play Video](#)

A motion was made by Member Kaplan, seconded by Member Kernighan, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on December 8, 2009 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and

Member Brooks

[View Report.pdf](#)

DRAFT

9 Subject: Citywide Parking Policy
From: Community And Economic Development Agency
Recommendation: Discussion And Possible Action On Draft Principles And Scope For A
City-wide Parking Study

[09-0966](#)

[Play Video](#)

A motion was made by Member Kaplan, seconded by Member Kernighan, that this matter be Continued to the *Public Works Committee, due back on December 15, 2009. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks

The committee directed staff to provide information on the following: 1) the City of Portland model on parking management/transportation program ; 2) options on alternative modes of transportation (e.g. delivery vehicles, bikes, taxis, etc.); 3) inclusion of parking as part of a comprehensive transportation policy; 4) incentives to encourage employee participation; 5) how off-street parking relates to on-street parking; 6) information on the “multi-modal approach to developing neighborhood transportation infrastructure”; 7) strategies to improve parking signage visibility; 8) expanded parking payment options; 9) options for parking validation for Oakland businesses; 10) the impact to the Residential Parking Program from commercial parking spillover; 11) Review of State laws/policy regarding a) misuse of Disabled Parking Placards; and b) the street sweeping ticketing; and 12) the use of Parking Benefit Districts

The following individual(s) spoke and did not indicate a position on this item:

- Maria Campos

- Scott Peterson

[View Report.pdf](#)

[View Report.pdf](#)

DRAFT

10 Subject: Retrofit Ramp Up Program (ARRA)
From: Public Works Agency
Recommendation: Action On A Report And Recommendation On The United States
Department Of Energy Competitive Energy Efficiency And Conservation Block Grant Retrofit
Ramp-Up Program Funding Opportunity Under The American Recovery And Reinvestment
Act (Federal Government's "Stimulus Package")
[09-1000](#)
[Play Video](#)

A motion was made by Member Kaplan, seconded by Member Kernighan, that this matter be *Approve the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency/ City Council, due back on December 8, 2009 as a Non-Consent item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks

The committee directed staff to submit a supplemental report with the following information: 1) updated information on the inclusion of the affordable housing component; 2) confirmation of the funding set aside exclusively for Oakland; and/or 3) Options for a stand alone application for Oakland.

The following individual(s) spoke and did not indicate a position on this item:

- Sanjiv Handa
[View Report.pdf](#)

Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)

The following individual(s) spoke under Open Forum:

- Sanjiv Handa

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Special Public Works Committee adjourned the meeting at 12:40 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.

DRAFT

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.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 839-6451

[TDD](#)

City Clerk and Clerk of the Council