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OFFICE OF THE CITY CLERK
OAKLAND

2014 SEP 25 PM 1:15

AGENDA REPORT

TO: Honorable City Council

SUBJECT: Ratification of 2014 Recess Actions

DATE: September 11, 2014

City Administrator
Approval

Date

9/25/14

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Staff recommends that the City Council:

Adopt a Resolution Ratifying the Actions Taken By the Mayor during the 2014 Annual Recess of the City Council

EXECUTIVE SUMMARY

During the annual recess the Mayor is authorized to take actions that would normally be taken by the City Council during that period, except for actions reserved to the City Council by Rule 21 of the Council's Rules of Procedure, approved by Resolution No. 82580 C.M.S., passed March 9, 2010.

OUTCOME

Adoption of this resolution will confirm action taken by the Mayor during the Council/Mayor 2014 Annual Recess Agenda.

BACKGROUND/LEGISLATIVE HISTORY

Rule 21 of the Council's Rules of Procedures, Resolution No. 82580 C.M.S. passed March 9, 2010 authorizes the Mayor to take such actions as would normally be taken by the Council during the period of the annual recess except for "...matters specifically set forth" therein. The exclusions include the purchase of professional services over \$300,000 and products/supplies or construction over \$500,000, the adoption of an ordinance and the appropriation of funds. Authorizations include purchase of professional services up to \$300,000 and products/supplies or construction up to \$500,000 and the fixing of real and personal property tax rates for voter-approved indebtedness. For actions taken during the recess, the Mayor is required to "make a full and complete report to the City Council...at its first regularly scheduled meeting in

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October...at which time the City Council may make such findings and confirm said actions of the Mayor, as may be required.”

Pursuant to Rule 21 of the Council’s Rules of Procedure, approved by City Council Resolution No. 82580 C.M.S., the following reports and resolutions were approved by the Mayor during the annual recess and are presented to the City Council for confirmation.

August 12, 2014 – Council/Mayor’s Annual Recess Agenda

- Resolution Authorizing An Agreement With AC Transit To Continue Operating The City Of Oakland Broadway Shuttle For Two Additional Years From July 26, 2014 To July 25, 2016, At An Initial Cost of \$1,812,196, And Authorizing The City Administrator To Increase This Contract Amount For Expanded Shuttle Hours Or Frequency Of Service Using Any Additional Public And Private Grants And Financial Support Secured Within The Two-Year Term Of The Contract Without Returning To Council (*Attachment A*)

This resolution was placed on the Mayor’s Recess Agenda because the contract was expiring on July 25, 2014 and an extension was necessary to ensure continued shuttle service.

- Resolution Authorizing The City Administrator To Award A Construction Contract To West Coast Structures, Inc., DBA Western Structures, For The Hegenberger Road Bridge Over San Leandro Street Preventive Maintenance Repair (Project No. C466710), In Accord With The Project Plans and Specifications And The Contractor’s Bid in the Amount of Three Hundred Thirty Nine Thousand Nine Hundred Thirty Three Dollars (\$339,933) (*Attachment B*)

This resolution was submitted during the summer recess to facilitate construction before the rainy season. Bridge deck sealing work is required to be performed at night and at an ambient temperature of 50 degrees. For optimum deck sealing and curing, it is recommended that the work be completed by October.

- Resolution Fixing The Rate Of Property Tax And Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year 2014-2015 For Voter-Approved Indebtedness (*Attachment C*)

This resolution was submitted during the summer recess in order to meet the schedule for property tax rate submittal established by the County of Alameda (the “County”). All Tax rates must be submitted to the County by August 31, 2014 for inclusion in Fiscal Year 2014-15 property tax bill.

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COORDINATION

The City Attorney and Budget Office have been consulted in preparation of this report.

SUSTAINABLE OPPORTUNITIES

Economic: There are no impacts to economic opportunities associated with this report.

Environmental: There are no impacts to environmental issues associated with this report.

Social Equity: There are no impacts to social equity opportunities associated with this report.

For questions regarding this report, please contact Sandra Eve-Fisher, Office of the City Administrator at (510) 238-2900.



CITY OF OAKLAND

AGENDA REPORT

TO: HENRY L. GARDNER
INTERIM CITY ADMINISTRATOR

FROM: Rachel Flynn

SUBJECT: Broadway Shuttle Contract Extension

DATE: July 14, 2014

City Administrator

Date

7/29/14

Approval

COUNCIL DISTRICT: 3

RECOMMENDATION

Staff recommends that the Council adopt:

A Resolution Authorizing An Agreement With AC Transit To Continue Operating the City of Oakland Broadway Shuttle For Two Additional Years From July 26, 2014 To July 25, 2016, At An Initial Cost of \$1,812,196, And Authorizing The City Administrator To Increase This Contract Amount For Expanded Shuttle Hours Or Frequency Of Service Using Any Additional Public And Private Grants And Financial Support Secured Within The Two-Year Term Of The Contract Without Returning To Council

EXECUTIVE SUMMARY

Launched in July 2010 and now carrying over 14,100 passengers each week between Jack London Square and 27th Street, the City of Oakland Broadway Shuttle (Shuttle) currently operates Monday-Thursday 7am-7pm; Friday 7am-1am; and Saturday 6pm-1am. A grant application to extend Shuttle service by three hours Monday-Thursday – from 7pm to 10pm – is currently being evaluated by the Alameda County Transportation Commission and Metropolitan Transportation Commission.

In 2010, the City Council approved a resolution authorizing the City Administrator to enter into an agreement with the Alameda-Contra Costa Transit District (AC Transit) to operate the shuttle for the project's first two years. In 2012, the City Council approved a resolution extending the agreement for two additional years. With the agreement set to expire on July 25, 2014, staff is recommending that the City Council authorize the City Administrator to enter a new agreement with AC Transit to operate the Shuttle for two additional years beginning July 26, 2014 and ending July 25, 2016, at a cost of \$1,812,196. Funding to cover this cost has been committed or secured through a combination of public and private funding sources, including the Bay Area Air Quality Management District (BAAQMD), Alameda County Transportation Commission (ACTC), Community Benefit Districts and private developers. No General Fund moneys are required at this time to cover shuttle costs for the next two years. The resolution also allows the City Administrator to increase the amount of the AC Transit contract to expand shuttle hours or

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frequency of service using any additional public grants or private sponsorships the City is able to secure over the two-year term of the contract.

Staff has placed this item on the Mayor's Summer Recess Agenda because the existing Broadway Shuttle contract expired on July 25, 2014. Approval to extend this contract is needed as soon as possible to ensure no interruption in shuttle service.

OUTCOME

City Council approval of staff's recommendation will enable continued operations of the Shuttle through July 25, 2016.

BACKGROUND/LEGISLATIVE HISTORY

On January 5, 2010, City Council authorized the City Administrator to accept a pilot grant from the BAAQMD to launch the Broadway Shuttle. Also included in that resolution was authorization for the City Administrator to enter into an agreement with AC Transit to operate the service for the first two years. Launched in July 2010 as both a transit service and an economic development tool for the City, the Shuttle has successfully addressed a major shortcoming in downtown's transportation network. Prior to the Shuttle, connections between Broadway's major transit stations and office buildings were problematic. Now, downtown workers can easily reach their offices from several busy transit stations, including two Bay Area Rapid Transit (BART) stations, the Jack London Amtrak station, the Oakland/Alameda/San Francisco Ferry terminal, and the AC Transit 20th Street hub. In addition to providing "last mile" transit connections for office workers, the Shuttle also benefits restaurants and other retailers by encouraging downtown workers, residents and visitors to explore and patronize businesses in the neighborhoods along the route – including Jack London Square, Chinatown, Old Oakland, City Center, Uptown, Lake Merritt Financial District, Valdez Triangle and Koreatown-Northgate.

ANALYSIS

Economic Development

The Broadway Shuttle has become a vital component of the City's strategy to attract, retain and support the expansion of key office tenants. Employees today want to work in transit-rich places where they can leave their cars at home and commute using public transit. Consequently, employers are choosing to locate and expand in buildings that are accessible to transit. Companies such as Sungevity, Pandora and Build It Green credit the Shuttle with providing enormous benefits to their workers by linking BART, Amtrak and the Ferry to their offices, and by providing service to hundreds of restaurants and meeting places during the day.

In addition to benefiting office tenants, the Shuttle also provides a boost for restaurant and retail businesses along the route – especially on weekdays during lunch and on Friday and Saturday nights. Data suggests that 50.5 percent of Shuttle passengers use the service with the intent of purchasing goods or services from a business along the route according to staff's on-board survey of 309 passengers in August 2011, these passengers spent a total of \$8.86 million annually at restaurants, other retailers and professional service offices as part of their Shuttle trip.

Downtown Transit Service

While downtown Oakland includes several major transit stations (BART, Amtrak and the Ferry), connections from these stations to final destinations was problematic prior to the Broadway Shuttle. AC Transit Line 72 operates along the downtown Broadway corridor, but this service operates at 15-20 minute intervals and turns west on 20th Street. AC Transit also runs a Rapid 72 bus, but this line skips many critical stops between Jack London Square and 20th Street. AC Transit Line 51 runs at higher intervals than Line 72, but bypasses Jack London Square via the Webster and Posey Tubes. No single AC Transit line serves both Jack London Square and Broadway north of 20th Street.

By connecting all of the neighborhoods along Broadway between the waterfront and Grand Avenue and providing more frequent transit service along this corridor, the Shuttle makes downtown a more appealing place to work and visit.

Environmental Benefits

The Shuttle reduces automobile use by providing extensively improved transit service for downtown workers and residents. Replacing automobile trips with transit trips reduces pollution and helps reverse climate change.

PUBLIC OUTREACH/INTEREST

Since the project's launch in July 2010, extensive outreach has been conducted to community groups, merchant organizations and government agencies, including presentations to the Oakland Bicycle and Pedestrian Advisory Group, Downtown and Uptown/Lake Merritt Community Benefit Districts (CBDs), Old Oakland Neighbors, Waterfront Action Committee, City of Oakland Port Liaison Committee, Alameda/Oakland/San Francisco Ferry and Alameda County Transportation Committee Public Transportation Forum.

Over 100,000 Shuttle Brochures and Destination Guides have been distributed to downtown offices, businesses, transit stations and social service organizations. Marketing outreach has been conducted with the CBDs, Oakland Chamber of Commerce, Oakland Art Murmur, Visit Oakland and the Oakland Marriot. Over 1,000 Chinese Shuttle Information Cards were distributed to Chinatown residents and businesses through a collaborative effort with the Chinatown Chamber of Commerce. Information Cards were also translated into Spanish and are available on the Shuttle vehicles.

COORDINATION

Over the years since the launch of the Shuttle, Office and Economic and Workforce Development staff has coordinated with several departments within the City to make the Shuttle a success. Marketing staff has been instrumental in designing most Broadway Shuttle marketing and public information materials, including the Brochure, Destination Guide and Info Cards, as well as the bus "wraps," which cover the shuttle vehicles to make them look green. Transportation Services staff within the Public Works Agency complete work orders for new bus stops, and review all grant applications. The City Attorney's Office approves all grant and sponsorship funding agreements as well as the Transit Services Agreement contract with AC Transit. The City Attorney's Office and Budget Office were consulted in the preparation of this agenda report.

COST SUMMARY/IMPLICATIONS

If this resolution is approved by the City Council, the City of Oakland would pay AC Transit approximately \$1,812,196, beginning on July 26, 2014, to cover AC Transit's costs associated with operating the Shuttle Monday-Thursday 7am-7pm; Friday 7am-1am; and Saturday 6pm-1am. This amount equals the same rate as the previous agreements, per hour of service operation, during the first year of the contract. During the second year of this contract, the rate will increase by 3.75 percent, representing the first rate increase since the shuttle launched on July 26, 2010.

Revenue sources covered or anticipated for the two-years of shuttle service under this contract include a combination of public grants and private contributions, as listed below:

BROADWAY SHUTTLE SOURCES OF FUNDS

Fund Source	Name of Program	Amount
Metropolitan Transportation Commission (allocated by Alameda County Transportation Commission)	Lifeline Transportation	\$723,000
Bay Area Air Quality Management District	Transportation Fund For Clean Air	\$439,036
Alameda County Transportation Commission	Vehicle Registration Fee	\$176,000
Alameda County Transportation Commission	Transportation Fund For Clean Air	\$83,000
Broadway Shuttle Sponsors: Jack London Square, Downtown Community Benefit District, Uptown/Lake Merritt Community Benefit District, Forest City, SF Bay Ferry	Sponsorships/ Marketing	\$391,160
		\$1,812,196

FISCAL IMPACT:

Funding to cover the full amount of \$1,812,196 for the two-year agreement has been committed, secured or is anticipated through a combination of the following public and private funding sources:

- The Metropolitan Transportation Commission (via the Alameda County Transportation Commission Board of Directors) approved a \$723,000 Lifeline Transportation grant for the Broadway Shuttle.
- The Bay Area Air Quality Management District Board of Directors approved a one-year \$219,518 Transportation Fund for Clean Air grant to cover Broadway Shuttle costs in 2014; grants for the same amount are anticipated in 2015 and 2016.
- The Alameda County Transportation Commission Board of Directors approved a \$352,000 Vehicle Registration Fee grant for the Broadway Shuttle. Half (\$176,000) of this amount has been used to cover the costs of the Broadway Shuttle agreement that expires on July 25, 2014 and half (\$176,000) will be used to cover the costs of the new shuttle agreement.

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- Alameda County Transportation Commission staff is recommending that its Board of Directors approve a \$41,500 Transportation Fund for Clean Air grant to cover Broadway Shuttle costs in 2014; grants for the same amount are anticipated in 2015 and 2016.
- All Broadway Shuttle private funders are under current Broadway Shuttle sponsorship agreements. These sponsorships include existing funding agreements with terms that end within the next two years but are expected to be renewed. In total, the current sponsorship agreements and anticipated renewals will total \$391,160 over the term of the Broadway Shuttle AC Transit agreement.

If the City is unable to renew any of these public grant or sponsorship agreements, and if the City is unable to secure an alternate funding source(s) to cover the shortfall, the City could exercise the termination clause in its agreement with AC Transit. Thus, no direct fiscal impact to the City's General Fund would occur. The resolution also allows the City Administrator to increase the amount of the AC Transit contract to expand shuttle hours or frequency of service, but only if additional public grants or private sponsorships are secured by the City to cover all of the additional cost. It is anticipated that the project will generate indirect fiscal benefits by attracting more employers to downtown and promoting restaurant and bar patronage.

PAST PERFORMANCE, EVALUATION AND FOLLOW-UP

Each quarter AC Transit provides ridership and on-time performance statistics that are reviewed and analyzed by City staff. These reports show ridership trends and how often buses arrive more than five minutes late or depart more than one minute early from specific stops along the route. In April 2012, the last month of available data, the Shuttle was on time 89.2 percent of the time.

If operational issues arise, City staff works with the AC Transit scheduling department and driver supervisors to correct any problems. Also, each quarter AC Transit shares call logs from the AC Transit Call Center to help identify and address any common complaints about the Shuttle service.

SUSTAINABLE OPPORTUNITIES

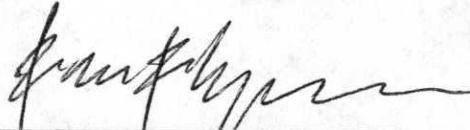
Economic: The Broadway Shuttle supports local businesses, property owners and office tenants by improving downtown mobility so that residents, workers and visitors can more conveniently reach office buildings and patronize downtown businesses.

Environmental: The Broadway Shuttle reduces automobile use by providing extensively improved transit service for downtown workers and residents. Replacing automobile trips with transit trips reduces pollution and helps reverse climate change.

Social Equity: The Broadway Shuttle is fare free so that all Oakland workers and residents can easily circulate throughout Oakland's downtown neighborhoods.

For questions regarding this report, please contact Zach Seal, Economic Development Specialist and Broadway Shuttle Project Manager, at (510) 238-2937.

Respectfully submitted,



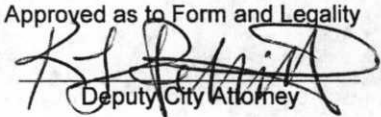
Rachel Flynn, Acting Director
Economic and Workforce Development Department

Reviewed by:

Aliza Gallo, Economic Development Coordinator

Prepared by:

Zach Seal, Economic Development Specialist and Broadway Shuttle Project Manager



Deputy City Attorney

OAKLAND CITY COUNCIL

Resolution No. _____ C.M.S.

RESOLUTION AUTHORIZING AN AGREEMENT WITH AC TRANSIT TO CONTINUE OPERATING THE CITY OF OAKLAND BROADWAY SHUTTLE FOR TWO ADDITIONAL YEARS, AT AN INITIAL COST OF \$1,812,196, AND AUTHORIZING THE CITY ADMINISTRATOR TO INCREASE THIS CONTRACT AMOUNT FOR EXPANDED SHUTTLE HOURS OR FREQUENCY OF SERVICE USING ANY ADDITIONAL PUBLIC AND PRIVATE GRANTS AND FINANCIAL SUPPORT SECURED WITHIN THE TWO-YEAR TERM OF THE CONTRACT WITHOUT RETURNING TO COUNCIL.

WHEREAS, the City of Oakland Broadway Shuttle ("Shuttle") began operating on July 28, 2010 Monday-Friday 7am-7pm, and expanded in July, 2011 to include Friday and Saturday nighttime service; and

WHEREAS, it is anticipated that the Shuttle hours will be extended until 10pm on weekdays within the two-year term of the contract; and

WHEREAS, the Shuttle now carries over 14,100 downtown workers, residents and visitors each week; and

WHEREAS, the Shuttle promotes economic development activity by connecting major transit stations including BART, Amtrak, the Ferry and AC Transit to office buildings, local businesses and other final destinations; and

WHEREAS, the Shuttle improves accessibility and mobility in all of the commercial districts within the Central Business District, including Jack London Square, Chinatown, Old Oakland, City Center, Uptown, Lake Merritt Office District, Valdez Triangle and Koreatown-Northgate; and

WHEREAS, the Shuttle supports local businesses, property owners and office tenants in the Central District by encouraging residents, workers and visitors to circulate and explore the businesses in the Central Business District neighborhoods; and

WHEREAS, the Shuttle reduces automobile emissions and improves the environment by replacing downtown automobile trips with transit trips; and

WHEREAS, government grants and private funding contributions will cover Shuttle costs over the next two years; and

WHEREAS, on January 5, 2010, the City Council authorized the City Administrator to enter into a transit service agreement with AC Transit to operate the Shuttle from July 26, 2010 until July 25, 2012; and

WHEREAS, on July 17, 2012, the City Council authorized the City Administrator to enter into a transit service agreement with AC Transit to operate the Shuttle for an additional two years, from July 26, 2012 until July 25, 2014, and wishes to continue such operations; and

WHEREAS, the City Council finds that the services provided pursuant to the transit service agreement are of a professional, scientific or technical nature, are temporary in nature, and shall not result in the loss of employment or salary by any person having permanent status in the competitive service; now, therefore, be it

RESOLVED: That the City Council hereby authorizes the City Administrator or his designee to negotiate and execute the transit service agreement with AC Transit to operate the Shuttle for two years beginning on July 26, 2014 and ending July 25, 2016, at a cost not to exceed \$1,812,196 for current levels of service and the anticipated extension of service hours until 10 pm on weekdays within the two-year term of the contract; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator or his designee to increase the amount of the AC Transit contract without returning to Council to expand shuttle hours or frequency of service using any additional public grants or private sponsorships the City is able to secure over the two-year term of the contract; and be it

FURTHER RESOLVED: That the Office of the City Attorney shall approve the agreements and all such other documents, applications, agreements, and amendments, as to form and legality; and be it

FURTHER RESOLVED: That the City Administrator or his or her designee is authorized to take any actions with respect to the Shuttle consistent with this Resolution and its basic purposes.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF AND
PRESIDENT KERNIGHAN

NOES -

ABSENT -

ABSTENTION -

ATTEST:

LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California



AGENDA REPORT

TO: HENRY L. GARDNER
INTERIM CITY ADMINISTRATOR

FROM: Brooke A. Levin
Director, OPW

SUBJECT: Hegenberger Road Bridge
Preventive Maintenance Repair

DATE: July 18, 2014

City Administrator
Approval

Date

7/29/14

COUNCIL DISTRICT: 7

RECOMMENDATION

Staff recommends that the City Council adopt a resolution authorizing the City Administrator to award a construction contract to West Coast Structures, Inc., dba Western Structures, for the Hegenberger Road Bridge over San Leandro Street Preventive Maintenance Repair (Project No. C466710), in accord with the project plans and specifications and the contractor's bid in the amount of Three Hundred Thirty-Nine Thousand Nine Hundred Thirty-Three Dollars (\$339,933.00).

OUTCOME

Approval of this resolution will authorize the City Administrator to award a construction contract to West Coast Structures, Inc., dba Western Structures in the amount of \$339,933.00. The work to be completed under this project is part of the City's Bridge Maintenance program. The work is located in Council District 7 as shown in *Attachment A*.

Approval of this contract is needed during the Mayor's Summer Recess to facilitate construction before the rainy season. Bridge deck sealing work is required to be performed at night and at an ambient temperature above 50 degrees. For optimum deck sealing and curing, it is recommended that work be completed by October.

This project will provide needed preventive maintenance repairs to the Hegenberger Road Bridge that will preserve City infrastructure, improve safety, extend the service life of the bridge and reduce overall ongoing maintenance for another 10 years.

BACKGROUND/LEGISLATIVE HISTORY

Hegenberger Road Bridge in East Oakland is a precast concrete bridge and is one of the major connections between Interstate I-880, East Oakland and Interstate I-580. The bridge was built in

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1966, and is 900 ft long and 86 ft wide. It crosses over San Leandro Street and BART aerial structure.

Staff sought and received \$580,978.00 grant funding for the construction phase of this project from California Department of Transportation (Caltrans) using federal Highway Bridge Program (HBP) funds under the Bridge Preventive Maintenance Program (BPMP). The granting agency requires a minimum 11.47 percent local match for the construction contract (\$38,990.00), contingency (\$3,899.00) and staff costs (\$5,849.00). The total local match (\$48,738.00) will be provided using available Measure B (2211) funds.

The California Department of Transportation (Caltrans) inspects all City bridges every two to four years. The City receives copies of the inspection reports. These reports assess the structural health of the bridge and specify recommend repairs. This project is based on the finding of these reports. The most recent Caltrans bridge inspection report of the Hegenberger Road Bridge dated November 24, 2010, identified the need for bridge repairs consisting of deck sealing, replacement of expansion joint material, concrete patching of the deck.

This project was advertised on June 17, 2014 in accordance with federal requirements that require a minimum 21 day bid period. On July 10, 2014, the City Clerk received four bids for this project in the amount of \$339,933.00, \$349,220.00, \$499,200.00 and \$629,650.00. West Coast Structures Inc., dba Western Structures was deemed the lowest responsive and responsible bidder and therefore is recommended for the award. The Engineer's estimate for the work is \$525,000.00. The proposed work consists, in general, of sealing the bridge deck with methacrylate; repairing potholes; replacing bridge joint seals, and other related work as indicated on the plans and specifications.

ANALYSIS

Since this project is funded by federal funds, the federal Disadvantaged Business Enterprise (DBE) Program must be used in lieu of the City's Local/Small Local Business Enterprise (LBE/SLBE) Program in determining qualified bidders.

Under the proposed contract with West Coast Structures Inc., dba Western Structures, the DBE participation will be 11.61%. The DBE information has been verified by the Social Equity Division of the Department of Contracting and Purchasing, and is shown in **Attachment C**. Staff has reviewed the submitted bid for this work and has determined that the bid is reasonable for the current construction climate.

The contract specifies \$2,500 in liquidated damages per calendar day if the contractor exceeds the contract completion time of 30 working days. Construction work is anticipated to begin in mid September 2014 and should be completed by the end of October 2014. The project schedule is shown in **Attachment B**.

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PUBLIC OUTREACH/INTEREST

Construction of the recommended repair does not change the aesthetic look of the bridge. Hegenberger Road carries high traffic volume during day time. To minimize disruption to traffic, all repair work will be performed at night, Monday through Friday, between the hours of 8:00 pm and 6:00 am. There will be a minimum of one lane open in each direction to traffic at all times during construction. AC Transit has been notified of the proposed construction work. A letter will be sent to residents and businesses around the area prior to start of construction. The Contractor will coordinate with the Coliseum to minimize impacts to traffic during game events.

COORDINATION

The work to be done under this contract was coordinated with:

- Public Works – Bureau of Engineering and Construction
- Public Works – Bureau of Infrastructure and Operations

The City Attorney’s Office, Controller’s Bureau and City Administrator’s Office have reviewed this report.

COST SUMMARY/IMPLICATIONS

Approval of the resolution will allow the City Administrator execute a construction contract with West Coast Structures Inc., dba Western Structures in the amount of \$339,933.00.

1. AMOUNT OF RECOMMENDATION/COST OF PROJECT:

Cost Element	Grant (88.53%) Project C466710	Local Match (11.47%) Project C466720	Total Amount
a. Contractor’s Bid Price	\$300,943.00	\$38,990.00	\$339,933.00
b. Contingencies	\$ 30,094.00	\$ 3,899.00	\$ 33,993.00
c. Staff Cost: construction management, inspection, material testing, and design support during construction	\$ 45,141.00	\$ 5,849.00	\$ 50,990.00
TOTAL CONSTRUCTION COST	\$376,178.00	\$48,738.00	\$424,916.00

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2. COST ELEMENTS OF AGREEMENT/CONTRACT: \$339,933.00
3. SOURCE OF FUNDING:

Funding Source	Amount
Construction Contract: Department of Transportation Fund (2116); Engineering Design: Streets & Structures Organization (92242); Street Construction Account (57411); Project C466710	\$300,943.00
Local Match Construction Contract: Measure B Fund (2211); Engineering Design: Streets & Structures Organization (92242); Street Construction Account (57411); Project C466720	\$38,990.00
Contingencies: Department of Transportation Fund (2116); Engineering Design: Streets & Structures Organization (92242); Street Construction Account (57411); Project C466710	\$30,094.00
Local Match Contingencies: Measure B Fund (2211); Engineering Design: Streets & Structures Organization (92242); Street Construction Account (57411); Project C466720	\$3,899.00
Staff Costs: Department of Transportation Fund (2116); Streets & Structures Organization (30242); Work Order Expenditures Account (56611); Project C466710	\$22,570.00
Staff Costs: Department of Transportation Fund (2116); Construction & Field Services Organization (30232); Work Order Expenditures Account (56611); Project C466710	\$22,571.00
Local Match Staff Costs: Measure B Fund (2211); Streets & Structures Organization (30242); Work Order Expenditures Account (56611); Project C466720	\$2,924.00
Local Match Staff Costs: Measure B Fund (2211); Construction & Field Services Organization (30232); Work Order Expenditures Account (56611); Project C466720	\$2,925.00
Total Construction Costs	\$424,916.00

4. FISCAL IMPACT:

This construction contract will implement needed preventive maintenance work and repairs on the bridge will extend the service life of the bridge and reduce overall ongoing maintenance costs for another 10 years.

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PAST PERFORMANCE, EVALUATION AND FOLLOW-UP

This contractor has not performed any work previously in Oakland.

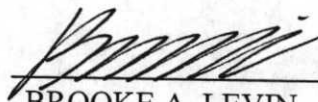
SUSTAINABLE OPPORTUNITIES

Economic: This project will provide needed preventive maintenance and repairs to the City's infrastructure. It will also create job opportunities for local work force and contractors.

Environmental: The improvements funded will positively affect the environment by repairing an existing structure rather than demolishing and building a new structure with associated environmental impacts.

Social Equity: The improvements funded will not affect accessibility to the bridge, but it will improve safety and increase life span of the bridge for all users.

Respectfully submitted,



BROOKE A. LEVIN
Director, Public Works Department

Reviewed by:
Michael J. Neary, P.E.
Assistant Director, Bureau of Engineering & Construction

Reviewed by:
Gus Amirzehni, P.E.
Division Manager, Engineering Design & Right of Way

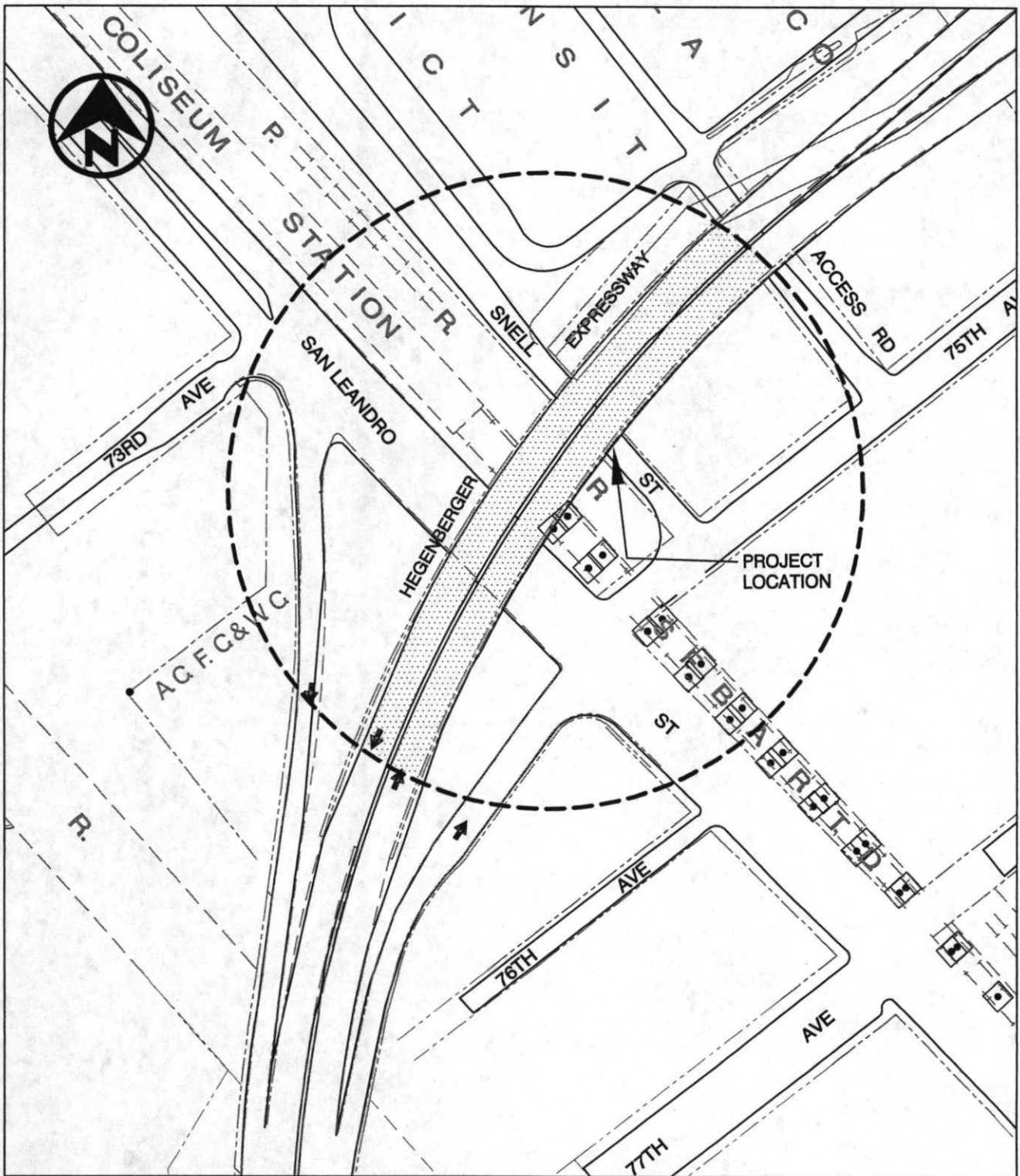
Prepared by:
Jaime Heredia, P.E., Supervising Civil Engineer
Engineering Design

Attachments:

- Attachment A – Project Location Map
- Attachment B – Project Construction Schedule
- Attachment C – Contracts & Compliance Unit Compliance Evaluation

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ATTACHMENT A



LOCATION MAP

ATTACHMENT B

Hegenberger Road Bridge Over San Leandro Street Preventive Maintenance Repair (Project No. C466710)

List of Bidders

Bidder	Amount
West Coast Structures Inc. dba Western Structures	\$339,933.00
American Civil Constructors West Coast Inc.	\$349,220.00
Bay Line / Bay Construction JV	\$499,200.00
TPA Constructors Inc.	\$629,650.00

Project Schedule

ID	Task Name	Duration	Start	Finish	2014											
					Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
1	Project C466710	90 days	Tue 6/17/14	Mon 10/20/14												
2	Bid & Award	60 days	Tue 6/17/14	Mon 9/8/14												
3	Construction	30 days	Tue 9/9/14	Mon 10/20/14												



ATTACHMENT C

INTER OFFICE MEMORANDUM

TO: Mohammed Barati, Civil Engineer

FROM: Deborah Barnes, Manager, *Deborah Barnes*
Contracts & Compliance

SUBJECT: Compliance Analysis

DATE: July 15, 2014

Hegenberger Road Bridge Over San Leandro Street Preventive Maintenance Repair
Project No. C466710

The City Administrator's Office, Contracts and Compliance Unit, reviewed four (4) bids in response to the above referenced project. Below is the outcome of the compliance evaluation for the Disadvantaged Business Enterprise (DBE) program and a preliminary review for compliance with the Equal Benefits Ordinance (EBO). There is a DBE goal of 10.62% for this project.

Compliant		Proposed Participation				EBO Compliant? Y/N
Company Name	Original Bid Amount	DBE Total	LBE	SLBE	Trucking	
West Coast Structures, Inc dba Western Structures	\$339,933	11.61%	0%	0%	NA	N
American Civil Construction West Coast, Inc.	\$349,220	10.9%	0%	0%	NA	Y
TPA Construction	\$639,550	12.5%	0%	0%	NA	N

Comments: As noted above, all firms met or exceeded the DBE goal. American Civil Construction West Coast is EBO compliant. The remaining firms are not and will have to come into compliance prior to contract completion.

Non-Compliant		Proposed Participation				EBO Compliant? Y/N
Company Name	Original Bid Amount	DBE Total	LBE	SLBE	Trucking	
Bay Line/Bay Construction Co. JV	\$501,600	0.00%	0%	0%	NA	N

Comments: As noted above, Bay Line/Bay Construction Co. JV did not meet the DBE goal of 10.62% and did not submit Good Faith Effort documentation. The firms are therefore deemed non-compliant with the DBE goal.

For Informational Purposes

Listed below is the lowest responsible bidder's compliance with the 50% Local Employment Program (LEP) and the 15% Oakland Apprenticeship Program for the lowest bidder's most recently completed City of Oakland project.

Contractor Name: West Coast Structures, Inc., dba Western Structures

Project Name: N/A

Project No: N/A

50% Local Employment Program (LEP)

Was the 50% LEP Goal achieved?	N/A	If no, shortfall hours?	N/A
Were all shortfalls satisfied?	N/A	If no, penalty amount	N/A

15% Oakland Apprenticeship Program

Was the 15% Apprenticeship Goal achieved?	N/A	If no, shortfall hours?	N/A
Were shortfalls satisfied?	N/A	If no, penalty amount?	N/A

The spreadsheet below provides details of the 50% LEP and 15% Apprenticeship Programs. Information provided includes the following data: A) total project hours, B) core workforce hours deducted, C) LEP project employment and work hour goal; D) LEP employment and work hours achieved; E) # resident new hires; F) shortfall hours; G) percent LEP compliance; H) total apprentice hours; I) apprenticeship goal and hours achieved; and J) Apprentice shortfall hours.

		50% Local Employment Program (LEP)						15% Apprenticeship Program				
Total Project Hours	Core Workforce Hours Deducted	LEP Project Employment and Work Hours Goal		LEP Employment and Work Hours Achieved		# Resident New Hires	Shortfall Hours	% LEP Compliance	Total Oakland Apprenticeship Hours Achieved	Apprenticeship Goal and Hours		Apprentice Shortfall Hours
		Goal	Hours	Goal	Hours					Goal	Hours	
A	B	C		D		E	F	G	H	I		J
N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A

Comments: This company has not had a previous contract with the City.

Should you have any questions, you may contact Vivian Inman at (510) 238-6261.



CITY ADMINISTRATOR'S OFFICE

Contracts & Compliance Unit

PROJECT COMPLIANCE EVALUATION FOR :

Construction Services Disadvantaged Business Enterprise (DBE)

PROJECT NO.: C466710

PROJECT NAME: Hegenberger Road Bridge Over San Leandro Street Preventive Maintenance Repair

CONTRACTOR: West Coast Structures, Inc. dba Western Structures

Engineer's Estimate:

\$525,000.00

Contractors' Bid Amount

\$339,933.00

Over/Under Engineer's Estimate

\$185,067.00

Discounted Bid Amount:

N/A

Amt. of Bid Discount

N/A

Discount Points:

N/A

1. Did the RCDBE Program apply? **YES**

2. Did the contractor meet the DBE goal of 10.62% **YES**

a) % of RN DBE participation **11.61%**

b) % of LBE participation **0.0%**

c) % of SLBE participation **0.0%**

3. Was Good Faith Effort (GFE) Documentation submitted? **NO**

4. Did the contractor meet the Trucking requirement? **NA**

a) Total trucking participation **0.0%**

5. Did the contractor receive bid discounts? **N/A**

(If yes, list the percentage received) **N/A**

6. Additional Comments.

7. Date evaluation completed and returned to Contract **7/15/2014**

**Reviewing
Officer:**

Vivian James

Date:

7/15/2014

Approved By:

Shelley Darenburg

Date:

7/15/2014

DBE Participation Bidder 1

Project Name: Hegenberger Road Bridge Over San Leandro Street Preventive Maintenance Repair											
Project No.: C466710		Engineer's Est. \$525,000.00			Under/Over Engineer's Est.			185,067.00			
Discipline	Prime & Subs	Location	Cert. Status	LBE Dollars	SLBE Dollars	Total LBE/SLBE Dollars	DBE Dollars	Total Dollars	Certified DBE/WBE		
									Ethn.	DBE	WBE
PRIME	West Coast Structures, Inc. dba Western Structures	Riverside	UB					300,463.20			
#2 Message Arrow Board Light Toer	BL Equipment Rental & Supplies	Visalla	CB				12,375.00	12,375.00	C		12,375.00
#6 Joint Seal	Rupert Construction	ElDorado	CB				16,434.80	16,434.80	C		16,434.80
#4 Sikaquik	Rupert Construction						7,902.00	7,902.00			7,902.00
#2 Signs Funding	Full Traffic Maintenance, Inc.,	Corona	CB				1,008.00	1,008.00	H	1,008.00	
#2 Traffic Control Drawings	CMC	San Francisco	CB				1,750.00	1,750.00	C		1,750.00
Project Totals				\$0.00	\$0.00	\$0.00	\$39,469.80	\$339,933.00		\$1,008.00	\$38,461.80
				0.0%	0.0%	0.0%	11.61%	100%		0.30%	11.31%
							DBE Dollars	Total Dollars	Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend		UB = Uncertified Business CB = Certified Business DBE = Disadvantaged Business Enterprise WBE = Women Business Enterprise UDBE = Underutilized Disadvantaged Business Enterprise							Need Good Faith		



CITY ADMINISTRATOR'S OFFICE

Contracts & Compliance Unit

PROJECT COMPLIANCE EVALUATION FOR :

Construction Services Disadvantaged Business Enterprise (DBE)

PROJECT NO.: C466710

PROJECT NAME: Hegenberger Road Bridge Over San Leandro Street Preventive Maintenance Repair

CONTRACTOR: American Civil Constructors West Coast, Inc.

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$525,000.00	\$349,220.00	\$175,780.00

<u>Discounted Bid Amount:</u>	<u>Amt. of Bid Discount</u>	<u>Discount Points:</u>
N/A	N/A	N/A

- | | |
|---|----------------------|
| 1. Did the RC UDBE Program apply? | <u>YES</u> |
| 2. Did the contractor meet the DBE goal of 10.62% | <u>YES</u> |
| a) % of DBE participation | <u>10.88%</u> |
| b) % of LBE participation | <u>0.0%</u> |
| c) % of SLBE participation | <u>0.0%</u> |

3. Was Good Faith Effort (GFE) Documentation submitted? **NO**

4. Did the contractor meet the Trucking requirement?	<u>NA</u>
a) Total trucking participation	<u>0.0%</u>

5. Did the contractor receive bid discounts?	<u>N/A</u>
(If yes, list the percentage received)	<u>N/A</u>

6. Additional Comments.

7. Date evaluation completed and returned to Contract **7/15/2014**

Reviewing Officer:

Vivian Armer

Date: 7/15/2014

Approved By:

Shelley Dorenberg

Date: 7/15/2014

DBE Participation Bidder 2

Project Name: **Hegenberger Road Bridge Over San Leandro Street Preventive Maintenance Repair**

Project No.: C466710		Engineer's Est. \$525,000.00		Under/Over Engineer's Est. 175,780.00							
Discipline	Prime & Subs	Location	Cert. Status	LBE Dollars	SLBE Dollars	Total LBE/SLBE Dollars	DBE Dollars	Total Dollars	Certified DBE/WBE		
									Ethn.	DBE	WBE
PRIME	American Civil Constructors West Coast, Inc.	Benicia	UB					259,023.20			
Public Safety & Air Monit	Adanta, Inc.	Napa	CB				4,900.00	4,900.00	C		
Traffic Control	CMC Traffic Control Specialists	San Francisco	CB				17,500.00	17,500.00	NA		4,900.00
Joint Seal Supplier	Rupert Construction Supply	El Dorado Hills	CB				15,594.48	25,990.80	C		17,500.00
Striping Marking	Pacific Coast Markings	Phelan, CA	UB					5,500.00	C		25,990.80
Furnish Methacrylate	Kwik Bond Polymers	Benicia	UB					36,306.00	O		
Project Totals				\$0.00	\$0.00	\$0.00	\$37,994.48	\$349,220.00		\$0.00	\$48,390.80
				0.0%	0.0%	0.0%	10.88%	100.0%		0.0%	13.9%
							DBE Dollars	Total Dollars	Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend	UB = Uncertified Business CB = Certified Business DBE = Disadvantaged Business Enterprise WBE = Women Business Enterprise UDBE - Underutilized Disadvantaged Business Enterprise										



CITY ADMINISTRATOR'S OFFICE

Contracts & Compliance Unit

PROJECT COMPLIANCE EVALUATION FOR :

Construction Services Disadvantaged Business Enterprise (DBE)

PROJECT NO.: C466710

PROJECT NAME: Hegenberger Road Bridge Over San Leandro Street Preventive Maintenance Repair

CONTRACTOR: Bay Line/Bay Construction Co.,JV

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$525,000.00	\$501,600.00	\$23,400.00

<u>Discounted Bid Amount:</u>	<u>Amt. of Bid Discount</u>	<u>Discount Points:</u>
N/A	N/A	N/A

- | | |
|---|--------------------|
| 1. Did the DBE Program apply? | <u>YES</u> |
| 2. Did the contractor meet the DBE goal of 10.62% | <u>NO</u> |
| a) % of DBE participation | <u>0.0%</u> |
| b) % of LBE participation | <u>0.0%</u> |
| c) % of SLBE participation | <u>0.0%</u> |

3. Was Good Faith Effort (GFE) Documentation submitted?	<u>NO</u>
---	------------------

4. Did the contractor meet the Trucking requirement?	<u>NA</u>
a) Total trucking participation	<u>0.0%</u>

5. Did the contractor receive bid discounts?	<u>N/A</u>
(If yes, list the percentage received)	<u>N/A</u>

6. Additional Comments.
Firm failed to meet the 10.62% DBE goal and failed to submit a Good Faith Effort. Therefore, the firm is deemed non-responsive.

7. Date evaluation completed and returned to Contract	<u>7/15/2014</u>
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Reviewing Officer: Mia J. Am...

Date: 7/15/2014

Approved By: Shelley Darenobring

Date: 7/15/2014

DBE Participation Bidder 3

Project Name: Hegenberger Road Bridge Over San Leandro Street Preventive Maintenance Repair															
Project No.: C466710		Engineer's Est. \$525,000.00			Under/Over Engineer's Est.			23,400.00							
Discipline	Prime & Subs	Location	Cert. Status	LBE Dollars	SLBE Dollars	Total LBE/SLBE Dollars	DBE Dollars	Total Dollars	Certified DBE/WBE						
									Ethn.	DBE	WBE				
PRIME Striping Traffic Control	Bay Line/Bay Construction Co.,JV	Berkeley	UB					451,600.00	C						
	Lineation Markings	Oakland	UB					20,000.00	C						
	Statewide Safety	Fairfield	UB					30,000.00	C						
	Project Totals								\$0.00 0.0%	\$0.00 0.0%	\$0.00 0.0%	\$0.00 0.0%	\$501,600.00 100.0%		\$0.00 0.0%
							DBE Dollars	Total Dollars	Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed						
Legend UB = Uncertified Business CB = Certified Business DBE = Disadvantaged Business Enterprise WBE = Women Business Enterprise UDBE = Underutilized Disadvantaged Business Enterprise															



CITY ADMINISTRATOR'S OFFICE

Contracts & Compliance Unit

PROJECT COMPLIANCE EVALUATION FOR :

Construction Services Disadvantaged Business Enterprise (DBE)

PROJECT NO.: C466710

PROJECT NAME: Hegenberger Road Bridge Over San Leandro Street Preventive Maintenance Repair

CONTRACTOR: TPA Construction

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$525,000.00	\$639,550.00	-\$114,550.00

<u>Discounted Bid Amount:</u>	<u>Amt. of Bid Discount</u>	<u>Discount Points:</u>
N/A	N/A	N/A

1. Did the DBE Program apply? **YES**

2. Did the contractor meet the DBE goal of 10.62% **YES**

a) % of DBE participation **12.5%**

b) % of LBE participation **0.0%**

c) % of SLBE participation **0.0%**

3. Was Good Faith Effort (GFE) Documentation submitted? **NO**

4. Did the contractor meet the Trucking requirement? **NA**

a) Total trucking participation **0.0%**

5. Did the contractor receive bid discounts? **N/A**

(If yes, list the percentage received) **N/A**

6. Additional Comments.

7. Date evaluation completed and returned to Contract **7/15/2014**

Reviewing Officer:

Vincent...

Date: 7/15/2014

Approved By:

Deborah...

Date: 7/15/2014

DBE Participation Bidder 4

Project Name: Hegenberger Road Bridge Over San Leandro Street Preventive Maintenance Repair											
Project No.: C466710		Engineer's Est. \$525,000.00		Under/Over Engineer's Est.				-114,550.00			
Discipline	Prime & Subs	Location	Cert. Status	LBE Dollars	SLBE Dollars	Total LBE/SLBE Dollars	DBE Dollars	Total Dollars	Certified DBE/WBE		
									Ethn.	DBE	WBE
PRIME Traffic Control Striping	TPA Construction	Roerlin	UB					559,650.00	NL		
	CMC TrafficControl	San Francisco	CB				65,000.00	65,000.00	C		65,000.00
	Superseal and Stripe	King City	CB				14,900.00	14,900.00	NL		
Project Totals				\$0.00	\$0.00	\$0.00	\$79,900.00	\$639,550.00		\$0.00	\$65,000.00
				0.0%	0.0%	0.0%	12.5%	100.0%		0.0%	10.2%
						DBE Dollars	Total Dollars	Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend		UB = Uncertified Business CB = Certified Business DBE = Disadvantaged Business Enterprise WBE = Women Business Enterprise UDBE - Underutilized Disadvantaged Business Enterprise									

FILED
OFFICE OF THE CITY CLERK
OAKLAND

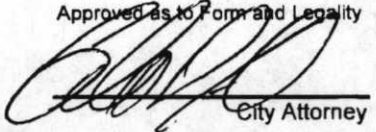
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OAKLAND CITY COUNCIL

RESOLUTION No. 85158 C.M.S.

Introduced by Councilmember _____

Approved as to Form and Legality


City Attorney

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO AWARD A CONSTRUCTION CONTRACT TO WEST COAST STRUCTURES, INC., DBA WESTERN STRUCTURES, FOR THE HEGENBERGER ROAD BRIDGE OVER SAN LEANDRO STREET PREVENTIVE MAINTENANCE REPAIR (PROJECT NO. C466710), IN ACCORD WITH THE PROJECT PLANS AND SPECIFICATIONS AND THE CONTRACTOR'S BID IN THE AMOUNT OF THREE HUNDRED THIRTY NINE THOUSAND NINE HUNDRED THIRTY THREE DOLLARS (\$339,933.00)

WHEREAS, staff sought and received grant funding for Hegenberger Road Bridge over San Leandro Street Preventive Maintenance Repair Project from California Department of Transportation (Caltrans) using federal Highway Bridge Program (HBP) funds under the Bridge Preventive Maintenance Program (BPMP); and

WHEREAS, this project was advertised on June 17, 2014 and four bids were received by the Office of the City Clerk on July 10, 2014; and

WHEREAS, West Coast Structures, Inc. dba Western Structures, bidding as a prime, is deemed the lowest responsive and responsible bidder for the project; and

WHEREAS, West Coast Structures, Inc. dba Western Structures complies with the federal Disadvantaged Business Enterprise (DBE) Program requirements; and

WHEREAS, the granting agency requires a minimum local match of 11.47 percent; and

WHEREAS, Measure B (2211) funds are available for the local match; and

WHEREAS, funds for the work are available in the following project accounts:

- Department of Transportation Fund (2116); Engineering Design: Streets & Structures Organization (92242); Street Construction Account (57411); Project C466710; \$300,943.00,
- Measure B:ACTIA Fund (2211); Engineering Design: Streets & Structures Organization (92242); Street Construction Account (57411); Project C466720; \$38,990.00,
- Department of Transportation Fund (2116); Engineering Design: Streets & Structures Organization (92242); Street Construction Account (57411); Project C466710; \$30,094.00,

- Measure B:ACTIA Fund (2211); Engineering Design: Streets & Structures Organization (92242); Street Construction Account (57411); Project C466720; \$3,899.00,
- Department of Transportation Fund (2116); Engineering Design: Streets & Structures Organization (30242); Work Order Account (56611); Project C466710; \$22,570.00,
- Department of Transportation Fund (2116); Engineering Design: Construction & Field Services Organization (30232); Work Order Account (56611); Project C466710; \$22,571.00,
- Measure B:ACTIA Fund (2211); Streets & Structures Organization (30242); Work Order Account (56611); Project C466720; 2,924.00,
- Measure B:ACTIA Fund (2211); Construction & Field Services Organization (30232); Work Order Account (56611); Project C466720; 2,925.00; and

WHEREAS, the City Council finds and determines based on the representations set forth in the City Administrator's report accompanying this Resolution that the construction contract approved hereunder is temporary in nature; and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary work, that the performance of this contract is in the public interest because of economy or better performance and that this contract is of a professional, scientific or technical nature; and

WHEREAS, the City Council finds and determines that the performance of this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive service; now, therefore, be it

RESOLVED: That the City Administrator is authorized to award a construction contract for the Hegénberger Bridge Over San Leandro Street Preventive Maintenance (Project No. C466710) to West Coast Structures, Inc., dba Western Structures, the lowest responsive and responsible bidder, in accord with the project plans and specifications and the contractor's bid dated July 10, 2014, in the amount of amount of Three Hundred Thirty-Nine Thousand Nine Hundred Thirty-Three dollars (\$339,933.00); and be it

FURTHER RESOLVED: That the faithful performance bond and a bond to guarantee payment of all claims for labor and materials furnished and for the amount of 100% of the contract price and due under the Unemployment Insurance Act submitted with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the plans and specifications prepared for this project, including any subsequent changes during construction, that will be reviewed and adopted by the Director, or his/her designee, are hereby approved; and be it

FURTHER RESOLVED: That all other bids are hereby rejected; and be it

FURTHER RESOLVED: That the contract shall be reviewed and approved by the City Attorney for form and legality prior to execution and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, AUG 12 2014

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, KALB, KAPLAN, McELHANEY, REID, SCHAAF, and PRESIDENT KERNIGHAN

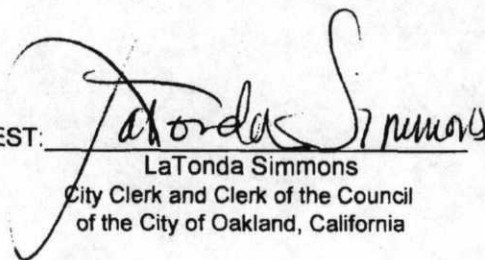
NOES -

ABSENT -

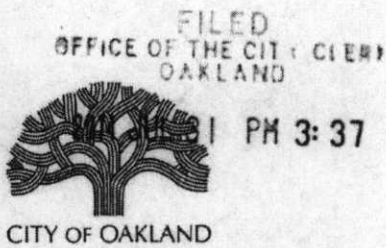
ABSTENTION -

APPROVED DURING CITY COUNCIL RECESS
PURSUANT TO RESOLUTION NO. 82580 C.M.S.
C.M.S., DATED 03-02-10

ATTEST:


LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

Attachment C



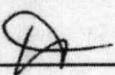
AGENDA REPORT

TO: HENRY L. GARDNER
INTERIM CITY

FROM: Katano Kasaine

SUBJECT: FISCAL YEAR 2014-2015
VOTER APPROVED INDEBTEDNESS

DATE: July 30, 2014

Interim City Administrator Approval  Date 7-31-14

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Staff recommends that the City Council adopt a resolution fixing the rate of property tax and levying a tax on real and personal property in the City of Oakland for Fiscal Year 2014-2015 for voter-approved indebtedness.

EXECUTIVE SUMMARY

A resolution has been prepared to set the property tax rates for fiscal year (FY) 2014-2015 for voter-approved indebtedness, including the City's general obligation bonds and pension obligation bonds. The proceeds generated from these property tax rates will be used towards paying debt service on the City's voter-approved indebtedness.

The resolution is submitted during summer recess in order to meet the schedule for property tax rate submittal established by the County of Alameda (the "County"). All tax rates must be submitted to the County by August 31, 2014 for inclusion in FY 2014-2015 property tax bill.

In the event of any changes to the County's assessed valuation data, the proposed resolution allows the Interim City Administrator or his designee to approve any necessary adjustments in the rates for the General Obligation Bonds, Series 2005, 2006, 2009B, and 2012 Bonds prior to the County's preparation of the tax bills. Council will be notified of any significant changes to the rates estimated in this report.

OUTCOME

Approval of the recommendation will result in establishment of the property tax rates for FY 2014-2015 for voter-approved indebtedness, including the City's general obligation and pension

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 Mayor's Summer Recess Agenda
 August 12, 2014

obligation bonds. Revenues generated from property tax collections will be used to pay the required debt service on the City's general obligation and pension obligation bonds.

BACKGROUND/LEGISLATIVE HISTORY

In order to provide for the debt service for the City's general obligation and pension obligation bonds, the City must annually set levy rates based on the assessed valuation subject to taxation, and must inform the County of these rates by August 31st for inclusion on that year's property tax bill.

The resolution has been prepared pursuant to California Government Code and Article VIII, Section 802, of the Oakland City Charter, setting the FY 2014-2015 property tax rate for voter-approved indebtedness. Article XIII A of the California Constitution (Proposition 13) precludes the adoption of a City-wide property tax rate. A County-wide one percent (1%) property tax rate is assessed by Alameda County and apportioned to cities and special districts in accordance with state law.

ANALYSIS

For the City's general obligation bonds, the levy rates are calculated each year to yield the necessary debt service amount based on the assessed valuation of property within the City.

The following property tax rates are required to satisfy the City of Oakland's 2014-2015 voter-approved indebtedness for the indicated general obligation bond series, based upon the current assessed valuation as reported by the County of Alameda:

Bond Issue	Property Tax Rate
\$122,476,014 General Obligation Refunding Bonds, Series 2005	0.02212%
\$21,000,000 General Obligation Bonds (Measure G), Series 2006	0.00265%
\$64,545,000 General Obligation Bonds (Measure DD), Series 2009B	0.00914%
\$83,775,000 General Obligation Refunding Bonds, Series 2012	0.01282%

For the City's Police and Fire pension liability, the property tax rate required to satisfy the City's 2014-2015 voter-approved indebtedness for the indicated pension obligation bonds is 0.1575%.

PUBLIC OUTREACH/INTEREST

This item did not require any additional public outreach other than the required posting on the City's website.

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COORDINATION

This report has been prepared by the Treasury Bureau in coordination with City Attorney's Office, and Budget Office.

COST SUMMARY/IMPLICATIONS

Passage of this resolution will permit the City to collect the FY 2014-2015 revenues included in the FY 2014-15 Adopted Policy Budget for the payment of debt service for the outstanding general obligation and pension obligation bonds.

SUSTAINABLE OPPORTUNITIES

Economic: There are no economic opportunities associated with this report.

Environmental: There are no impacts to environmental opportunities associated with this report.

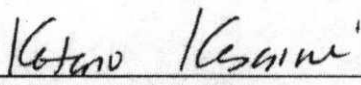
Social Equity: There are no impacts to social equity opportunities associated with this report.

CEQA

This report is not a project under CEQA.

For questions regarding this report, please contact Katano Kasaine, Treasurer, at (510) 238-2989.

Respectfully submitted,



KATANO KASAINÉ
Treasurer

Prepared by:
Dawn Hort, Financial Analyst
Treasury Bureau

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August 12, 2014

**City of Oakland
General Obligation Bonds**

Levy Calculations for Fiscal Year 2014-15

Bond Description	Series 2005 (Refunding)	Series 2006 (Measure G)	Series 2009B (Measure DD)	Series 2012 (Refunding)	GO TOTAL
Fund Number	6063 (Baby Bonds)	6311	6321	6312	
Cash Available for DS as of 6/30/14					
Cash Held by Treasury	\$ 2,326,830	\$ 503,169	\$ 2,023,650	\$ 2,648,374	\$ 7,502,023
Cash Held by Trustee	-	26	-	-	26
Total Cash	2,326,830	503,196	2,023,650	2,648,374	7,502,049
Debt Service Payments through 12/31/15					
FY 2014-15 DS Payments	11,238,648	1,323,563	4,608,131	6,645,725	23,816,067
DS Payment in 07/15/15	-	406,981	1,677,891	1,910,613	3,995,484
DS Payment in 12/15/15	1,417,655	-	-	-	1,417,655
Bank & Bonds	6,000	9,000	9,000	6,500	30,500
Total DS Payments through 12/31/15	12,662,302	1,739,544	6,295,022	8,562,838	29,259,706
Total Debt Service Shortfall	10,335,473	1,236,348	4,271,372	5,914,464	21,757,657
Add: Reserve (6% of FY 14/15 DS)	674,319	79,414	276,488	398,744	1,428,964
Add: Projected Delinquencies (Unsecured Roll: 7.73%)	55,134	6,535	22,725	27,077	111,471
Less: Unitary Tax Collected FY 13-14	1,613,752	191,260	665,424	862,234	3,332,670
Balance to be levied on Tax Roll	\$ 9,451,173	\$ 1,131,038	\$ 3,905,161	\$ 5,478,050	\$ 19,965,423
Secured Tax Rate ⁽¹⁾	0.02212%	0.00265%	0.00914%	0.01282%	0.04672%
Assessed Valuation ⁽²⁾	42,730,014,718	42,730,014,718	42,730,014,718	42,730,014,718	42,730,014,718
Last Year's Secured Tax Rate	0.02025%	0.00240%	0.00835%	0.00994%	0.04094%
DIFFERENCE	0.00187%	0.00025%	0.00079%	0.00288%	0.00579%

Note: Totals may not add up due to rounding

⁽¹⁾ Expected Unitary Tax Revenue for FY 2014-15 not factored into the secured tax rate given the uncertainty of the value of receipt; it will be taken into account for FY 2015-16 tax roll once the monies from County are received.

⁽²⁾ AV is net of 2.57% in secured roll delinquencies

FILED
OFFICE OF THE CITY CLERK
OAKLAND

Approved as to Form and Legality

Kathleen Salmon Boyd
City Attorney *K.S.B.*

2014 JUL 31 **OAKLAND CITY COUNCIL**

RESOLUTION NO. _____ C.M.S.

**RESOLUTION FIXING THE RATE OF PROPERTY TAX AND
LEVYING A TAX ON REAL AND PERSONAL PROPERTY IN THE
CITY OF OAKLAND FOR FISCAL YEAR 2014-2015 FOR VOTER-
APPROVED INDEBTEDNESS**

WHEREAS, the City of Oakland must annually set property tax levy rates, based on the assessed valuation subject to taxation, and must inform the County of Alameda of these rates by August 31st for inclusion on that year's property tax bill; and

WHEREAS, passage of this resolution will permit the City of Oakland to collect the Fiscal Year 2014-2015 revenues for the payment of debt service for the outstanding voter approved general obligation and pension obligation bonds; and now therefore be it

RESOLVED: that a tax of 0.1575% is hereby fixed and levied for Fiscal Year 2014-2015 on taxable property, real and personal, within the corporate limits of the City of Oakland, and the tax so levied and the money arising therefrom, when collected, shall be and is hereby identified and expended for payments to the Police and Fire retirement systems as approved by the voters of the City of Oakland; and be it

FURTHER RESOLVED: that an estimated tax of 0.02212% is hereby fixed and levied for Fiscal Year 2014-2015 on taxable property, real and personal, within the corporate limits of the City of Oakland, and the tax so levied and the money arising therefrom, when collected, shall be and is hereby identified and expended for debt service payments related to the City of Oakland, General Obligation Refunding Bonds, Series 2005, as approved by the voters of the City of Oakland; and be it

FURTHER RESOLVED: that an estimated tax of 0.00265% is hereby fixed and levied for Fiscal Year 2014-2015 on taxable property, real and personal, within the corporate limits of the City of Oakland, and the tax so levied and the money arising therefrom, when collected, shall be and is hereby identified and expended for debt service payments related to the City of Oakland, General Obligation Bonds, Series 2006, as approved by the voters of the City of Oakland; and be it

FURTHER RESOLVED: that an estimated tax of 0.00914% is hereby fixed and levied for Fiscal Year 2014-2015 on taxable property, real and personal, within the corporate limits of the City of Oakland, and the tax so levied and the money arising therefrom, when collected, shall be and is hereby identified and expended for debt service payments related to the City of Oakland, General Obligation Bonds, Series 2009B, as approved by the voters of the City of Oakland; and be it

FURTHER RESOLVED: that an estimated tax of 0.01282% is hereby fixed and levied for Fiscal Year 2014-2015 on taxable property, real and personal, within the corporate limits of the City of Oakland, and the tax so levied and the money arising therefrom, when collected, shall be and is hereby identified and expended for debt service payments related to the City of Oakland, General Obligation Refunding Bonds, Series 2012, as approved by the voters of the City of Oakland; and be it

FURTHER RESOLVED: that if the estimated General Obligation Bond rates of 0.02212%, 0.00265%, 0.00914%, and 0.01282% for Series 2005, 2006, 2009B, and 2012 respectively, need to be adjusted to reflect the actual figures for the assessed valuations, the Interim City Administrator or his designee is hereby authorized to make the necessary adjustments; and be it

FURTHER RESOLVED: that this Resolution shall take effect immediately upon its passage.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2014

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, GALLO, KALB, KAPLAN, MCELHANEY, REID, SCHAAF, AND PRESIDENT KERNIGHAN

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

FILED
OFFICE OF THE CITY CLERK
OAKLAND

Approved as to Form and Legality

Kathleen Salama Boyd
City Attorney *K.S.A.*

2014 JUL 31 **OAKLAND CITY COUNCIL**

RESOLUTION NO. 85159 C.M.S.

**RESOLUTION FIXING THE RATE OF PROPERTY TAX AND
LEVYING A TAX ON REAL AND PERSONAL PROPERTY IN THE
CITY OF OAKLAND FOR FISCAL YEAR 2014-2015 FOR VOTER-
APPROVED INDEBTEDNESS**

WHEREAS, the City of Oakland must annually set property tax levy rates, based on the assessed valuation subject to taxation, and must inform the County of Alameda of these rates by August 31st for inclusion on that year's property tax bill; and

WHEREAS, passage of this resolution will permit the City of Oakland to collect the Fiscal Year 2014-2015 revenues for the payment of debt service for the outstanding voter approved general obligation and pension obligation bonds; and now therefore be it

RESOLVED: that a tax of 0.1575% is hereby fixed and levied for Fiscal Year 2014-2015 on taxable property, real and personal, within the corporate limits of the City of Oakland, and the tax so levied and the money arising therefrom, when collected, shall be and is hereby identified and expended for payments to the Police and Fire retirement systems as approved by the voters of the City of Oakland; and be it

FURTHER RESOLVED: that an estimated tax of 0.02212% is hereby fixed and levied for Fiscal Year 2014-2015 on taxable property, real and personal, within the corporate limits of the City of Oakland, and the tax so levied and the money arising therefrom, when collected, shall be and is hereby identified and expended for debt service payments related to the City of Oakland, General Obligation Refunding Bonds, Series 2005, as approved by the voters of the City of Oakland; and be it

FURTHER RESOLVED: that an estimated tax of 0.00265% is hereby fixed and levied for Fiscal Year 2014-2015 on taxable property, real and personal, within the corporate limits of the City of Oakland, and the tax so levied and the money arising therefrom, when collected, shall be and is hereby identified and expended for debt service payments related to the City of Oakland, General Obligation Bonds, Series 2006, as approved by the voters of the City of Oakland; and be it

FURTHER RESOLVED: that an estimated tax of 0.00914% is hereby fixed and levied for Fiscal Year 2014-2015 on taxable property, real and personal, within the corporate limits of the City of Oakland, and the tax so levied and the money arising therefrom, when collected, shall be and is hereby identified and expended for debt service payments related to the City of Oakland, General Obligation Bonds, Series 2009B, as approved by the voters of the City of Oakland; and be it

FURTHER RESOLVED: that an estimated tax of 0.01282% is hereby fixed and levied for Fiscal Year 2014-2015 on taxable property, real and personal, within the corporate limits of the City of Oakland, and the tax so levied and the money arising therefrom, when collected, shall be and is hereby identified and expended for debt service payments related to the City of Oakland, General Obligation Refunding Bonds, Series 2012, as approved by the voters of the City of Oakland; and be it

FURTHER RESOLVED: that if the estimated General Obligation Bond rates of 0.02212%, 0.00265%, 0.00914%, and 0.01282% for Series 2005, 2006, 2009B, and 2012 respectively, need to be adjusted to reflect the actual figures for the assessed valuations, the Interim City Administrator or his designee is hereby authorized to make the necessary adjustments; and be it

FURTHER RESOLVED: that this Resolution shall take effect immediately upon its passage.

AUG 12

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2014

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, GALLO, KALB, KAPLAN, MCELHANEY, REID, SCHAAF, AND PRESIDENT KERNIGHAN

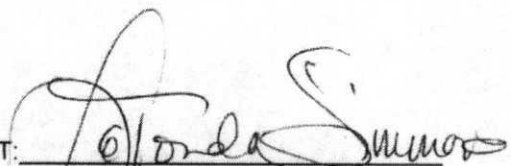
NOES -

ABSENT -

ABSTENTION -

APPROVED DURING CITY COUNCIL RECESS
PURSUANT TO RESOLUTION NO. 82580
C.M.S. DATED 03.02.10

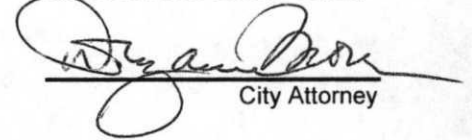
ATTEST:


LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2014 SEP 25 PM 1:15

Approved as to Form and Legality


City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

**RESOLUTION RATIFYING ACTION TAKEN BY THE MAYOR DURING
THE OAKLAND CITY COUNCIL 2014 ANNUAL RECESS IN
CONFORMANCE WITH THE COUNCIL'S RULES OF PROCEDURE
CODIFIED IN RESOLUTION NO. 82580 C.M.S., PASSED MARCH 9, 2010**

WHEREAS, the City Council has taken its Annual Recess beginning August 1, 2014 and ending August 31, 2014; and

WHEREAS, pursuant the Council's Rules of Procedure codified in Resolution No. 82580 C.M.S., passed March 9, 2010, which delegates certain authority to take actions on behalf of the City Council to the Mayor during the Annual Recess, the following action was taken:

August 12, 2014

- Resolution Authorizing An Agreement With AC Transit To Continue Operating The City Of Oakland Broadway Shuttle For Two Additional Years From July 26, 2014 To July 25, 2016, At An Initial Cost of \$1,812,196, And Authorizing The City Administrator To Increase This Contract Amount For Expanded Shuttle Hours Or Frequency Of Service Using Any Additional Public And Private Grants And Financial Support Secured Within The Two-Year Term Of The Contract Without Returning To Council, and
- Resolution Authorizing The City Administrator To Award A Construction Contract To West Coast Structures, Inc., DBA Western Structures, For The Hegenberger Road Bridge Over San Leandro Street Preventive Maintenance Repair (Project No. C466710), In Accord With The Project Plans and Specifications And The Contractor's Bid in the Amount of Three Hundred Thirty Nine Thousand Nine Hundred Thirty Three Dollars (\$339,933), and

- Resolution Fixing The Rate Of Property Tax And Levying A Tax On Real And Personal Property In The City Of Oakland For Fiscal Year 2014-2015 For Voter-Approved Indebtedness;

now, therefore, be it

RESOLVED: That the Oakland City Council does hereby ratify the above-mentioned action taken by the Mayor during the City Council Annual Recess commencing August 1, 2014 and ending August 31, 2014

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF and PRESIDENT KERNIGHAN

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California