



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, July 10, 2012

9:00 AM

Sgt. Mark Dunakin Room - 1st Floor

Roll Call / Call to Order

Councilmember Present: 4 - Member Reid, Member Kaplan, Member Schaaf and Chair Nadel

The Oakland City Council Special Public Works Committee convened at 9:03 a.m., with Vice Mayor Nadel presiding as Chairperson.

1 Approval of the Draft Minutes from the Committee Meeting held on June 26, 2012

**A motion was made by Member Schaaf, seconded by Member Kaplan, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Councilmember Absent: Member Reid

Councilmember Aye: Member Schaaf, Member Kaplan and Chair Nadel

2 Determination of Schedule of Outstanding Committee Items

**A motion was made by Member Kaplan, seconded by Member Schaaf, to
*Approve as Submitted. The motion carried by the following vote:**

Votes: Councilmember Absent: Member Reid

Councilmember Aye: Member Schaaf, Member Kaplan and Chair Nadel

[pwc071012](#)

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At this time roll call was modified to show Council President Reid as present.

3 Subject: Stop Signs And Metered Parking Installation
 From: Public Works Agency
 Recommendation: Adopt A Resolution Approving The Installation Of Stop Signs On Both
 Approaches Of 38th Street At Manila Avenue And Metered Parking On Both Sides Of
 Piedmont Avenue Between Broadway And West Macarthur Boulevard
 [11-0575](#)

A motion was made by Member Kaplan, seconded by Member Schaaf, that this matter be *Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on July 17, 2012 as a Consent item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Schaaf, Member Reid, Member Kaplan and Chair Nadel
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[83976 CMS.pdf](#)

4 Subject: Coliseum Way Bridge Construction Contract
 From: Public Works Agency
 Recommendation: Adopt The Following Pieces Of Legislation:
 1) A Resolution Authorizing The City Administrator To Award A Construction Contract For
 The Seismic Retrofit Of Coliseum Way Bridge (Project No. C346810) To Proven Management,
 Inc., The Lowest Responsive And Responsible Bidder, In The Amount Of Two Million Eight
 Hundred Eighty Thousand Eight Hundred Forty-Seven Dollars (\$2,880,847.00) In Accord With
 The Project Plans And Specifications And The Contractor's Bid; And
 [11-0576](#)

***Withdrawn with No New Date**
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 2) A Resolution Authorizing The City Administrator To Accept And Appropriate Up To
 Three Million Six Hundred One Thousand Fifty-Nine Dollars (\$3,601,059.00) Of Federal
 Highway Administration And State Proposition 1B Funds For The Seismic Retrofit Of
 Coliseum Way Bridge (Project No. C346810)
 [11-0576-1](#)

***Withdrawn with No New Date**

5 Subject: Construction Contract - Flatiron West
 From: Public Works Agency
 Recommendation: Adopt The Following Pieces Of Legislation:
 1) A Resolution Authorizing The City Administrator To Award A Construction Contract For
 The Seismic Retrofit Of Hegenberger Road Overhead (Project No. C347110) To Flatiron West,
 Inc., The Lowest Responsive And Responsible Bidder, In The Amount Of Four Million Five
 Hundred Sixty-Nine Thousand Nine Hundred Sixty-Three Dollars (\$4,569,963.00) In Accord
 With The Project Plans And Specifications And The Contractor's Bid
 [11-0577](#)

A motion was made by Member Reid, seconded by Member Kaplan, that this matter be *Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on July 17, 2012 as a Non-Consent item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Schaaf, Member Reid, Member Kaplan and
 Chair Nadel
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2) A Resolution Authorizing The City Administrator To Accept And Appropriate Up To Five
Million Seven Hundred Twelve Thousand Four Hundred Fifty-Three Dollars (\$5,712,453.00)
Of Federal Highway Administration And State Proposition 1B Funds For The Seismic Retrofit
Of Hegenberger Road Overhead (Project No. C347110)
[11-0577-1](#)

A motion was made by Member Reid, seconded by Member Kaplan, that this matter be *Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on July 17, 2012 as a Non-Consent item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Schaaf, Member Reid, Member Kaplan and
 Chair Nadel
 [84015 CMS.pdf](#)

6 Subject: 510 16th St - Conditional And Revocable Permit
 From: Department Of Planning, Building, And Neighborhood Preservation
 Recommendation: Adopt A Resolution Granting 510 16th Street Inc. A Revocable And
 Conditional Permit To Allow Existing Portions Of The Building Facade And Below-Sidewalk
 Basement And Electrical Room And New Entrance Canopy For The Morgan Office Building
 Located At 510 16th Street To Encroach Into The Public Right Of Way
 [11-0579](#)

A motion was made by Member Schaaf, seconded by Member Kaplan, that this matter be *Approve the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on July 17, 2012 as a Consent item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Schaaf, Member Reid, Member Kaplan and
 Chair Nadel
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 [83977 CMS.pdf](#)

7 Subject: 609 Oak St - Conditional And Revocable Permit
From: Department Of Planning, Building, And Neighborhood Preservation
Recommendation: Adopt A Resolution Granting 6th And Oak Associates LP A Revocable
And Conditional Permit To Allow A Below-Sidewalk Electrical Transformer And Vault And A
Rainwater Pipe For A New Senior Citizen Apartment Building Located At 609 Oak Street To
Encroach Into The Public Right Of Way
[11-0580](#)

**A motion was made by Member Schaaf, seconded by Member Kaplan, that
this matter be *Approve the Recommendation of Staff, and Forward to the
Meeting of the Oakland City Council, due back on July 17, 2012 as a
Consent item. The motion carried by the following vote:**

Votes: Councilmember Aye: Member Schaaf, Member Reid, Member Kaplan and
Chair Nadel
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8 Subject: OMC Amendment - Complete Streets Design
From: Public Works Agency
Recommendation: Adopt An Ordinance Amending Title 16 Of The Oakland Municipal Code
1) Adopting A Complete Streets Policy; 2) Designating The Public Works Director Or
Designee Responsible For Establishing, Clarifying, And Updating Street Design And
Construction Standards Consistent With The Complete Streets Approach; And 3), Requiring
Acceptance Of Future City Streets For Maintenance By Council
[11-0601](#)

***Withdrawn and Rescheduled to *Public Works Committee on 9/11/2012**
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9 Subject: BRT Project
 From: Public Works Agency
 Recommendation: Adopt A Resolution To Adopt The Downtown Oakland - San Leandro Alternative (DOSL) As The Locally Preferred Alternative For The AC Transit District's East Bay Bus Rapid Transit Project (BRT Project); Adopt Conditions Of Approval For The DOSL BRT Project; And, As A CEQA Responsible Agency, Adopt As Its Own Independent Findings And Conclusions To The Attached CEQA-Related Findings Adopted By AC Transit For The DOSL BRT Project, Including Rejections Of Alternatives As Being Infeasible, The Findings Of Fact, Statement Of Overriding Considerations (Finding That The Benefits Of The Project Outweigh Its Environmental Impacts), And The Mitigation Monitoring And Reporting Program 11-0574

A motion was made by Member Kaplan, seconded by Member Schaaf, that this matter be *Approve as Amended the Recommendation of Staff, and Forward to the Meeting of the Oakland City Council, due back on July 17, 2012 as a Non-Consent item. The motion carried by the following vote:

Votes: Councilmember Abstained: Member Reid

Councilmember Aye: Member Schaaf, Member Kaplan and Chair Nadel
The committee approved recommendations as amended to include the language "AC Transit will continue to identify and resolve business owner issues, related to the impact of the BRT on parking and business operations. Where possible, AC Transit will physically configure parking spaces in ways that are mutually agreeable to business owners, AC Transit, and the City of Oakland. Where that is not possible AC Transit will work with business owners to identify appropriate ways to compensate business owners for the financial impacts on their businesses caused by the loss of parking, up to and including possible relocation to comparable sites, within the financial constraints of the project" under Section 1 of the DOSL BRT project conditions of approval subheader "Requirement;"

The Committee further directed staff to work with AC Transit to create an impact mitigation fund so that should there be a disruption of business or organizational functioning due to either the construction phase, or in an ongoing manner, that action be taken to mitigate or eliminate the disruption, or to compensate the person/business/organization involved for that disruption. Mitigations may be short-term (e.g. if needed, for example, only during construction), or may be permanent to accommodate a long-term need.

Such mitigations may include:

- Substitute parking*
- Entranceway realignment or other changes to layout or facade to improve Interaction between the site and the BRT system and pedestrian access.*
- Compensation for lost business and/or lost functionality*
- Relocation*
- Transportation Demand Management*

Prior to completion of the Preliminary Engineering Phase, details shall be

agreed to between City of Oakland and AC Transit to create an, impact mitigation fund and disbursement procedures, which may be used for such, needed" mitigations as are identified during the upcoming phases of the project. Authorization of the Mitigation Fund/Plan shall be by: Oakland City Administrator (or designee) and AC Transit General Manager (or designee).

There were 26 speakers on this item.

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Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)

There were no speakers during Open Forum.

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Special Public Works Committee adjourned the meeting at 10:35 a.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.

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