



City of Oakland Meeting Minutes

*Public Works Committee

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

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

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

Tuesday, December 11, 2012

10:30 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 Public Works Committee convened at 10:30 a.m., with Vice Mayor Nadel presiding as Chairperson.

1 Approval of the Draft Minutes from the Committee Meeting held on November 27, 2012

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

Votes: Councilmember Absent: Member Kaplan

Councilmember Aye: Member Reid, Member Schaaf and Chair Nadel

2 Determination of Schedule of Outstanding Committee Items

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

Votes: Councilmember Absent: Member Kaplan

Councilmember Aye: Member Reid, Member Schaaf and Chair Nadel

[PWC 121112 PL](#)

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3 Subject: Graffiti Enforcement
 From: Vice Mayor Nadel And The Office Of The City Attorney
 Recommendation: Adopt An Ordinance Amending And Restating Oakland Municipal Code Chapter 8.10 To Provide Comprehensive Enforcement Of Vandalism By Defacement Of Property (Graffiti) Through Oakland And State Law, Establishing New Remedies Against Violators, Providing For Restorative Justice For Offenders, A Fund For Rewards And To Assist Victims, And Incorporating State Law Allowing For Liens Against Property Of Offenders [12-0112](#)

A motion was made by Member Kaplan, seconded by Chair Nadel, that this matter be *Approve as Amended the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, due back on December 18, 2012 as a Non-Consent item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Reid, Member Schaaf, Member Kaplan and Chair Nadel

The Committee approved recommendations as amended to amend the ordinance to:

- 1. provide 15 days for business owners to remove graffiti before fines are imposed*
- 2. duplicate language in section 8.10.010 (G) in a Whereas*
- 3. Amend the Oakland Municipal Code title to replace word "graffiti"*
- 4. Remove 8.10.370 (B) where the Office of the City Administrator solely makes the determination of Restorative Justice remedies and create a separate section to allow for an agreement between victim and the accused.*

The Committee further directed staff to work with the community groups on the implementation plan.

There were 10 speakers on this item.

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- [View Supplemental Report.pdf](#)
- [13146 CMS.pdf](#)

4 Subject: Encroachment Permit - 2101 Telegraph
From: Department Of Planning And Building
Recommendation: Adopt A Resolution Granting 2101 Telegraph Avenue Associates A Conditional And Revocable Permit To Allow An Existing Under Sidewalk Basement And Portions Of The Building Facade Of The Hamilton Hotel Apartments Located At 2101 Telegraph Avenue To Encroach Into The Public Right-Of-Way Along Telegraph Avenue And 21st Street
[12-0184](#)

A motion was made by Member Kaplan, seconded by Member Kaplan, that this matter be *Approve the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, due back on December 18, 2012 as a Consent item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Reid, Member Schaaf, Member Kaplan and Chair Nadel
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[84145 CMS.pdf](#)

At 11:40 a.m. Roll call was modified to show Council President Reid out of his seat.

5 Subject: Montclair Garage Management
From: Department Of Public Works
Recommendation: Adopt A Resolution Waiving Formal Advertising And Request For Proposals/Request For Qualifications ("RFP/RFQ") And Authorizing The City Administrator To 1) Extend The Existing Contract On A Month-To-Month Basis For A Period Not-To-Exceed Twelve Months From December 31, 2012 Through December 31, 2013 At A Compensation Rate Of Up To \$15,900.00 A Month (Including A \$900.00 Per Month Management Fee And Up To \$15,000.00 A Month In Garage Operating Expenses) And 2) Negotiate A New Contract For An Initial Period Of Three Years, With A Two-Year Extension, Contingent Upon Satisfactory Evaluation Of Performance, With The Montclair Village Association For The Operation And Management Of Montclair Garage Located On 6235 La Salle And Scout Lot Located On 2250 Mountain Boulevard
[12-0177](#)

A motion was made by Member Schaaf, seconded by Member Kaplan, that this matter be *Approve the Recommendation of Staff, and Forward to the * Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, due back on December 18, 2012 as a consent item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Reid, Member Schaaf, Member Kaplan and Chair Nadel
There was one speaker on this item.

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[84144 CMS.pdf](#)

At 11:50, roll call was modified to show Council President Reid as present.

6 Subject: Solar Conversion Report
From: Council President Reid And Vice Mayor Nadel
Recommendation: Receive A Report And Recommendation From The City Administrator On City's Effort To Convert Municipal Electricity Use To A Solar Source(s), To Include Information On Solar Companies Able To Perform Such Large Scale Municipal Conversions In Time To Obtain Federal And State Financial Incentives (Due To Expire Next Year) That Would Substantially Offset The City's Costs Of Conversion; And
[12-0121](#)

Continued to *Public Works Committee on 1/15/2013

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2) A Resolution Authorizing The City Administrator Or His Or Her Designee To Implement A Solar Power Procurement Project By Signing A Memorandum Of Understanding With Alameda County For The Regional Renewable Energy Procurement Project; Entering Into Solar Power Purchase Agreements; And Appropriating Related Incentives Without Returning To Council
[12-0121-1](#)

The Committee directed staff to provide information comparing both options and a resolution to approve the alternative decision in a supplemental report to the January 15, 2013 Public Works Committee.

There were 5 speakers on this item.

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 Public Works Committee adjourned the meeting at 12:07 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.

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