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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, May 12, 2009

9:00 AM

Hearing Room One - 1st Floor

Roll Call / Call to Order

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

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

1 Approval of the Draft Minutes from the Committee Meeting held on April 28, 2009

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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

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A motion was made by Member Kaplan, seconded by Member Kernighan, 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 MAY 26, 2009 COMMITTEE AGENDA

#2 Subject: PWA- Performance Measures
From: Public Works Agency
Recommendation: Recieve An Informational Report For Performance Measures Of The Public Works Agency
[09-0169](#)

***Rescheduled to *Public Works Committee on 6/9/2009**

3 Discussion And Action On Potential Proposals To Obtain Grant Funds Provided Under The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package")

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09-0188

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4 Subject: Public Works Agency Performance Audit
From: Office of the City Auditor
Recommendation: Receive The Performance Audit Of The Public Works Agency
[09-0230](#)
[Play Video](#)

A motion was made by Member Kaplan, seconded by Member Kaplan, that this matter be Continued to the *Public Works Committee, due back on May 26, 2009. The motion carried by the following vote:

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

This item was continued to the May 26, 2009 Public Works Committee meeting.

The Committee directed staff to provide a supplemental report with the following information: (These topics have the highest priority because they will be discussed in tandem with Budget discussions: 1) What Re-organizational Audit recommendations are being performed right now to increase efficiency within the Public Works Agency with the shortage of funding; 2) What are some revenue enhancement ideas i.e. impact fees for street improvements, park maintenance or transportation; 3) Modification discussions of the Memorandum Of Understanding with the Labor Unions as soon as possible about the recommendations for employees working "Out of Class" and other classification recommendations 4) Specific recommendations on how much funding/financing needs to be allocated to Street maintenance for crack ceiling, slurry sealing and heavy repairs and clarification of whether or not these recommendations are in the Repaving Plan; if not can revisions be made within the plan 5) Develop a Before and After Organizational chart by classification by Audit recommendations; 6) How is the department prepared for Stimulus grant projects in regards to pursuing projects ("in house") internally; and 7) Justification of delaying the recommendation to combine the Design & Construction Inspection Services Department to the Mid-cycle budget discussions.

The Committee further directed staff to include the following in future reports: 1) An implementation plan of Audit recommendations; including the clarification on total cost of the plan with trackable changes; 2) Analysis of Fire station replacement cost through development fees; 4) A Universal Transit Pass Program incentive for City Employees; 5) Information on combining the PWA Audit recommendations with PWA performance evaluations and agendize all with clear standards; 6) Clarify the following - A)Tax Overrides; B) Reallocating cleaning services to the Business Improvement Districts; C) Mini Parks reduction in maintenance services; and D) Traffic Signal Controller Replacements as an higher priority than Traffic Lights with additional research for outside grant funding opportunities; 7) What PWA projects have been performed with slurry seal and what are planned for the future; 8) Storm and Sewer Drainage concerns to be scheduled in conjunction with the Environmental Protection Agency guidance report; and 9) Litter Containers to

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be explored for marketing tools to tie in with Uptown Bid Improvement

Districts

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- 5 Subject: Rehabilitation Of Sanitary Sewers - Andes Construction
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing Award Of A Construction Contract To The Lowest Responsive, Responsible Bidder, Andes Construction, Inc. For The Rehabilitation Of Sanitary Sewers In An Area Bounded By Midvale Avenue, I-580 Freeway, Laurel Avenue And Carlsen Street (Project No. C227310) For The Amount Of Two Million Two Hundred Five Thousand Three Hundred Fifty-Seven Dollars (\$2,205,357.00)

[09-0274](#)

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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 May 19, 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

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- 6 Subject: 2009-2010 State Transportation Development Act Funding
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Of Oakland To Apply For, Accept, And Appropriate Up To One Hundred Seventy-Five Thousand Dollars (\$175,000.00) In Fiscal Year 2009-2010 State Transportation Development Act Article 3 Funds As Follows: (1) 27th Street/Bay Place Bikeway, Broadway To Grand Avenue, Seventy-Five Thousand Dollars (\$75,000.00); (2) On-Call Curb Ramp Program, Phase C, Fifty Thousand Dollars (\$50,000.00); And (3) Rehabilitation Of The Margarido Stair And The Eucalyptus Stair And Path, Fifty Thousand Dollars (\$50,000.00) And Waiving The 1.5% Public Art Fee For The Projects

[09-0340](#)

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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 May 19, 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

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7 Subject: East Oakland Community Library
 From: Community and Economic Development Agency
 Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee,
 To Accept And Appropriate Four Hundred Ninety-Seven Thousand Sixty-Five Dollars
 (\$497,065.00) From The Oakland Unified School District For The East Oakland Community
 Library At 81st Avenue Project
 [09-0341](#)
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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 May 19, 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
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8 Subject: As-Needed Design Service - Intelligent Transportation Systems
 From: Community and Economic Development Agency
 Recommendation: Adopt A Resolution Authorizing The City Administrator, Or His Designee,
 To Enter Into Professional Service Agreements With Kimley-Horn And Associates, Inc., And
 KOA Corporation Inc. For As-Needed Design Services For Intelligent Transportation Systems
 (ITS) Projects In An Amount Not To Exceed Three Hundred Thousand Dollars (\$300,000.00)
 Each, Respectively
 [09-0342](#)
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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 May 19, 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
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9 Subject: Dangerous And Insanitary Conditions At Various Buildings
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Confirming Administrative Hearing That Dangerous And Insanitary Conditions Exists At The Building Serving The Property Known As 6629 Deakin Street;
[09-0343](#)
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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 May 19, 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
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2) A Resolution Confirming Administrative Hearing That Dangerous And Insanitary Conditions Exists At The Building Serving The Property Known As 2318-11th Avenue;
[09-0343-1](#)
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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 May 19, 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

3) A Resolution Confirming Administrative Hearing That Dangerous And Insanitary Conditions Exists At The Building Serving The Property Known As 1229 - 77th Avenue;
[09-0343-2](#)
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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 May 19, 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

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4) A Resolution Confirming Administrative Hearing That Dangerous And Insanitary Conditions Exists At The Building Serving The Property Known As 2103 - 89th Avenue;
[09-0343-3](#)

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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 May 19, 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

5) A Resolution Confirming Administrative Hearing That Dangerous And Insanitary Conditions Exists At The Building Serving The Property Known As 1120 Center Street;
[09-0343-4](#)

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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 May 19, 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

6) A Resolution Confirming Administrative Hearing That Dangerous And Insanitary Conditions Exists At The Building Serving The Property Known As 1908 - 47th Avenue;
[09-0343-5](#)

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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 May 19, 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

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7) A Resolution Confirming Administrative Hearing That Dangerous And Insanitary Conditions Exists At The Building Serving The Property Known As 1628 - 86th Avenue; And [09-0343-6](#)

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 May 19, 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

8) A Resolution Confirming Administrative Hearing That Dangerous And Insanitary Conditions Exists At The Building Serving The Property Known As 1771-83rd Avenue [09-0343-7](#)

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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 May 19, 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

10

Subject: Intelligent Transportation System Equipment-Ray's Electric
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Awarding A Construction Contract To The Lowest Responsive, Responsible Bidder, Ray's Electric, For The Installation Of Various Intelligent Transportation System Equipment In The City's Transportation Management Center In Accord With Plans And Specifications For City Project No. C313910, And Contractor's Bid Therefore, In The Amount Of Three Hundred Five Thousand One Hundred Forty-Eight Dollars And Thirty- Eight Cents (\$305,148.38)

[09-0344](#)

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A motion was made by Member Brooks, 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 May 19, 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

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11 Subject: Trucking Services - Summerhill Electric
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Waive Advertising And Bidding For Trucking Services For The Transportation Of Contaminated Soil From The Coliseum Bart Station Area Underground Utility District No. 235 Project, Located On San Leandro Street, Between 66th Avenue And 73rd Avenue, To State-Certified Dump Site Facilities, And Awarding A Contract To Summerhill Electric In An Amount Not-To-Exceed One Hundred Twenty Thousand Dollars (\$120,000.00) For Said Trucking Services In Accord With Plans And Specifications For City Project No. C332110 And Contractor's Bid Dated April 2, 2009

[09-0353](#)

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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 May 19, 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

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12 Subject: Solar Financing Program Options
From: Public Works Agency
Recommendation: Adopt A Resolution Directing The City Administrator To Join The California Statewide Communities Development Authority's CaliforniaFIRST Program To Make Property Tax-Based Financing Available To Oakland Property Owners For Solar Power Generation Systems And Energy Efficiency Improvements(TITLE CHANGE)

[09-0177](#)

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A motion was made by Member Brooks, seconded by Chair Nadel, that this matter be Deferred to the *Public Works Committee with no new date specified The motion carried by the following vote:

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

The Committee placed this item on the Pending List with no specific date and directed staff to provide the following: 1) Can a local contractors list and local hiring requirements be included, 2) Legal clarification on Assembly Bill 811 especially lien placement (before or after mortgage); 3) Promotional campaign and outreach to the community about Solar Power Generation Systems; and 4) Efficiency and Installation efforts to be included.

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

- *Sheldan Norberg*

- *Scott Peterson*

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13 ~~Subject: Municipal Code Amendment Chapter 13.08~~
~~From: Community and Economic Development Agency~~
~~Recommendation: Adopt An Ordinance Amending Chapter 13.08 Of The Oakland Municipal~~
~~Code To Require The Installation Of Sewage Overflow Devices On Privately Maintained~~
~~Sewer Laterals~~
[09-0275](#)
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A motion was made by Member Kernighan, seconded by Member Kaplan, that this matter be *Rescheduled to the *Public Works Committee, to be heard at the June 9, 2009 meeting. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks
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14 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](#)

A motion was made by Member Kaplan, seconded by Member Kernighan, that this matter be *Rescheduled to the *Public Works Committee, to be heard at the June 9, 2009 meeting. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kaplan, Member Kernighan, Chair Nadel and Member Brooks
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Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)

The following individual(s) spoke under Open Forum:

- Randall Matthews

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Special Public Works Agency Committee adjourned the meeting at 11:28 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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