



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, October 28, 2008

12:30 PM

Hearing Room One - 1st Floor

Roll Call / Call to Order

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

The Oakland City Council Public Works Committee convened at 12:35 p.m., with Councilmember Nadel presiding as Chairperson.

- 1 Approval of the Draft Minutes from the Committee Meeting held on October 14, 2008
A motion was made by Member Chang, seconded by Member Kernighan, to *Approve the Minutes. The motion carried by the following vote:
Votes: Councilmember Aye: Member Kernighan, Member Brooks, Chair Nadel and Member Chang

- 2 Determination of Schedule of Outstanding Committee Items
A motion was made by Member Chang, seconded by Member Kernighan, to *Approve as Submitted. The motion carried by the following vote:
Votes: Councilmember Aye: Member Kernighan, Member Brooks, Chair Nadel and Member Chang

3 Subject: Local Employment And Apprenticeship Program Analysis
From: Contracting and Purchasing
Recommendation: Receive An Informational Report On The Status Of Compliance Analysis Performed On Construction Projects Closed During Fiscal Year 2003-2004 And Fiscal Year 2004-2005 Without Benefit Of Local Employment Program (LEP) And 15% Oakland Apprenticeship Program Compliance Analysis And A Proposed Ordinance Adding Chapter 2.05, Section 2.05.010-110 To The Oakland Municipal Code And Entitled The "Oakland Contractor Debarment Program"; And (TITLE CHANGE)
[07-1210](#)

A motion was made by Member Kernighan, seconded by Member Brooks, that this matter be Continued to the *Public Works Committee, due back on November 12, 2008. The motion carried by the following vote:

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

The Committee directed that the report come back as an Action item with policy recommendations to improve the Local Employment Program and feedback regarding whether or not the proposal is working and if we are in a better place with compliance.

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

- Sanjiv Handa

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1) An Ordinance Amending Title 2 Of The Oakland Municipal Code To Add Chapter 2.12 - Article I, Contractor Debarment
[07-1210-1](#)

A motion was made by Member Kernighan, seconded by Member Brooks, that this matter be Continued to the *Public Works Committee, due back on November 12, 2008. The motion carried by the following vote:

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

The Committee directed staff to provide the following information: 1) A definition section at the end of the Ordinance for terms that need further clarification like "material violation"; 2)The rational for the right to object to the appointed Hearing Officer; and 3) The dollar values associated with the Federal judges involvement with Debarments. Staff was also directed to: 1) Send out a general notice to internal and external stakeholders including the full text of the Debarment Ordinance for a 30 day comment period; and 2) Change the time period from 120 days to 30 days in the Ordinance.

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

- Sanjiv Handa

4 Subject: Project Delivery Unit Report
 From: Community and Economic Development Agency
 Recommendation: Receive An Informational Report On The Functions And Processes Of The
 Project Delivery Division Of The Design And Construction Services Department
 07-1495

A motion was made by Member Brooks, seconded by Member Kernighan, that this matter be Continued to the *Public Works Committee, due back on November 12, 2008. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member Brooks, Chair Nadel and Member Chang
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5 Subject: Approval Of Parking Zone Changes
 From: Community And Economic Development Agency
 Recommendation: Adopt A Resolution Approving "No Parking Anytime" Zones, Establishing
 Two-Hour Parking Zones Removing Four-Hour Parking Zones As Follows: 1) The
 Establishment Of "No Parking Anytime" Zones On 32nd Street Between San Pablo Avenue
 And Filbert Street, On Filbert Street Between San Pablo Avenue And 32nd Street, And On San
 Pablo Avenue Between Filbert Street And 32nd Street; 2) The Establishment Of A Two-Hour
 Parking Zone On The North Side Of 2nd Street, 165 Feet West Of Jackson Street; And 3) The
 Removal Of A Four-Hour Parking Zone On 57th Avenue Between Brann Street And
 MacArthur Boulevard
 07-1678

A motion was made by Member Kernighan, seconded by Member Chang, 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 November 3, 2008 as a Consent Calendar. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member Brooks, Chair Nadel and Member Chang
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[81639 CMS.pdf](#)

6 Subject: Approval Of Stop Sign Installation Sites
From: Community And Economic Development Agency
Recommendation: Adopt A Resolution Approving Installation Of Stop Signs At Various Locations In Oakland: 1) The Installation Of A Stop Sign On Hardy Street At Miles Ave; 2) The Installation Of A Stop Sign On Rettig Avenue At Guido Street; 3) The Installation Of A Stop Sign On Burk Street At Lagunitas Avenue; 4) The Installation Of Stop Signs On Anderson Avenue At Reinhardt Drive; And 5) The Installation Of A Stop Sign On Lagunitas Avenue At Euclid Avenue
[07-1679](#)

A motion was made by Member Kernighan, seconded by Member Chang, 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 November 3, 2008 as a Consent Calendar item. The motion carried by the following vote:

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

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

- Sanjiv Handa
[View Report.pdf](#)
[81640 CMS.pdf](#)

7 Subject: Community Choice Aggregation
From: Public Works Agency
Recommendation: Adopt A Resolution Receiving The East Bay Cities Community Choice Aggregation Business Plan And Directing The City Administrator To Re-Allocate Three Hundred Ninety Thousand Dollars (\$390,000.00) To Implementing The Energy And Climate Action Plan
.
[07-1687](#)

A motion was made by Member Kernighan, seconded by Member Chang, that this matter be Continued to the *Public Works Committee, due back on December 16, 2008. The motion carried by the following vote:

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

The Committee continued this item to the December 16, 2008 Public Works Committee and directed that by November 7, 2008 all further questions concerning the Business Plan from the Councilmembers will be submitted in writing to staff. Staff was further directed to submit a Rules request on October 30, 2008 requesting an inter-council conference with the Cities of Berkeley and Emeryville to discuss the Community Choice Aggregation Business Plan and to provide a status update and timeline for each City.

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

- Sanjiv Handa
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8 Subject: Sidewalk Repair Priority Plan
 From: Community and Economic Development Agency
 Recommendation: Adopt A Resolution Establishing A Five Year Prioritization Plan For The
 City Of Oakland's Sidewalk Repair Program And Allocating Sidewalk Repair Funds To
 Specific Categories Of Repair Each Year
 [07-1711](#)

A motion was made by Member Kernighan, seconded by Member Chang, that this matter be Continued to the *Public Works Committee, due back on November 12, 2008. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member Brooks, Chair Nadel and Member Chang
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9 Subject: Sidewalk Safety And Maintenance - Liability
 From: Office of the City Attorney
 Recommendation: Adopt An Ordinance Of The City Of Oakland Adding Chapter 12.22 To The
 Oakland Municipal Code To Establish Landowner Responsibility And Liability For Sidewalk
 Safety And Maintenance
 [07-1731](#)

A motion was made by Member Kernighan, seconded by Member Chang, that this matter be Continued to the *Public Works Committee, due back on November 12, 2008. The motion carried by the following vote:

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

*The following individual(s) spoke under Open Forum:
- Sanjiv Handa*

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Public Works Committee adjourned the meeting at 2:15 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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City Clerk and Clerk of the Council