



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 Concurrent Meeting of the Redevelopment Agency and Council 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, 2007

10:00 AM

Hearing Room One - 1st Floor

Roll Call / Call to Order

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

The Oakland City Council Public Works Committee convened at 10:02 AM, with Councilmember Nadel presiding as Chairperson.

- 1 Approval of the Draft Minutes from the Committee Meeting held on June 26, 2007
A motion was made by Member Brooks, seconded by Member Chang, to *Approve the Minutes. The motion carried by the following vote:
Votes: Councilmember Aye: Member Chang, Member Brooks, Chair Nadel and Member Kernighan
- 2 Determination of Schedule of Outstanding Committee Items
There was no action necessary for this item

[PWC071007](#)

The Roll Call was modified to note Councilmember Brooks absent at 10:42 AM

3 Subject: Washington (7th-9th Street) Sidewalk Improvement Project
From: Community and Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The City Administrator, Or Her Designee, To 1) Reject All Bids For The Washington (7th - 9th Street Improvement Project (C194923) And The 11th Street Sidewalk Improvement Project (C00800); 2) Waiving Further Competitive Bidding Requirements For The 11th Street Sidewalk Improvement Project (C00800); And 3) Authorizing The City Administrator To Purchase The Necessary Construction Services And Materials For The Project On The Open Market In An Amount Not To Exceed Four-Hundred Twenty Thousand Dollars (\$420,000) Without Return To Council; And 4) Accepting And Appropriating Redevelopment Council; And 4) Accepting And Appropriating Redevelopment Agency Funds Under The Cooperation Agreement For An Amount Not To Exceed Five Hundred Sixty Thousand Dollars (\$560,000); And
[07-0203](#)

A motion was made by Member Kernighan, seconded by Member Chang, that this matter be *Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Absent: Member Brooks
Councilmember Aye: Member Chang, Chair Nadel and Member Kernighan
The Committee amended the resolution to remove the language "without return to council". The Committee directed staff to return in the Fall with a report on the Pros & Cons of the current bid process and to also report back on the status of the negotiations.

2) An Agency Resolution Authorizing A Contribution Of An Amount Not To Exceed \$560,000 From The Central District Redevelopment Project To The City Of Oakland Under The Cooperation Agreement To Fund The Construction Of The 11th Street Sidewalk Improvement Project
[07-0203-1](#)

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 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Absent: Member Brooks
Councilmember Aye: Member Chang, Chair Nadel and Member Kernighan
The Committee requested a list of vendors that would be contacted for the 11th Street project.

4 Subject: 66th Avenue Waterfront Trail Project
 From: Public Works Agency
 Recommendation: Adopt A Resolution Resolution Authorizing The City Administrator, Or Her Designee, To Award A Contract For The Construction Of The 66th Avenue, Oakland Waterfront Trail Project (Project No. C244310), For An Amount Not To Exceed One Million Two Hundred Thousand Dollars (\$1,200,000.00), Or If All Bids Submitted Are Non-Responsive, To The Reject All Bids, Waive Further Competitive Bidding Requirements, And Negotiate A Contract Within Budget, For An Amount Not To Exceed One Million Two Hundred Thousand Dollars (\$1,200,000.00) And Report The Bid Results To The City Council
[07-0300](#)

A motion was made by Member Chang, 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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

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

5 Subject: Traffic Signal Installation - Various Locations
 From: Public Works Agency
 Recommendation: Adopt A Resolution Awarding A Construction Contract To Ray's Electric For Traffic Signal Installation At Two (2) Intersections: 1) Mountain Boulevard At State Route 13 Northbound Ramps, And 2) San Pablo Avenue (State Route 123) At 65th Street (City Project Nos. C229110, C232710, C270210) In The Total Amount Of Three Hundred Seventy-Six Thousand And Forty-Nine Dollars (\$376,049.00)
[07-0320](#)

A motion was made by Member Chang, 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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

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

6 Subject: Building Sewer Dangerous Condition
From: Public Works Agency
Recommendation: Adopt The Following Pieces Of Legislation:
1) Resolution Confirming Administrative Hearing That Dangerous And Insanitary Conditions Exist At The Building Serving The Property Known As 4100 Terrace Avenue; And
[07-0343](#)

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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Absent: Member Brooks

Councilmember Aye: Member Chang, Chair Nadel and Member Kernighan

2) Resolution Confirming Administrative Hearing That Dangerous And Insanitary Condition Exists At The Building Serving The Property Known As 3843 Martin Luther King Jr. Way; And
[07-0343-1](#)

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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Absent: Member Brooks

Councilmember Aye: Member Chang, Chair Nadel and Member Kernighan

3) Resolution Confirming Administrative Hearing That Dangerous And Insanitary Condition Exists At The Building Serving The Property Known As 2969 Morcom Avenue; And
[07-0343-2](#)

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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Absent: Member Brooks

Councilmember Aye: Member Chang, Chair Nadel and Member Kernighan

4) Resolution Confirming Administrative Hearing That Dangerous And Insanitary Condition Exists At The Building Serving The Property Known As 2963 Morcom Avenue; And
[07-0343-3](#)

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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Absent: Member Brooks

Councilmember Aye: Member Chang, Chair Nadel and Member Kernighan

5) Resolution Confirming Administrative Hearing That Dangerous And Insanitary Condition Exists At The Building Serving The Property Known As 2110 47th Avenue; And
[07-0343-4](#)

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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Absent: Member Brooks

Councilmember Aye: Member Chang, Chair Nadel and Member Kernighan

6) Resolution Confirming Administrative Hearing That Dangerous And Insanitary Condition Exists At The Building Serving The Property Known As 1518 89th Avenue; And
[07-0343-5](#)

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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Absent: Member Brooks

Councilmember Aye: Member Chang, Chair Nadel and Member Kernighan

7) Resolution Confirming Administrative Hearing That Dangerous And Insanitary Condition Exists At The Building Serving The Property Known As 4511 Market Street
[07-0343-6](#)

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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Absent: Member Brooks

Councilmember Aye: Member Chang, Chair Nadel and Member Kernighan

7 Subject: Rehabilitation Of Sanitary Sewer-Shetland Avenue
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing Award of A Construction Contract To Andes Construction, Inc. For The Rehabilitation Of Sanitary Sewers In The Area Bounded by Shetland Avenue, Malcom Avenue, and Scotia Avenue (Project No. C227810) For the Amount of One Million Six Hundred Twenty-Seven Thousand Three Hundred Twenty-Seven Dollars (\$1,627,327.00)
[07-0366](#)

***Approve the Recommendation of Staff, and Forward to Concurrent Meeting of the Oakland Redevelopment Agency / City Council on 7/17/2007**

Votes:

The Roll Call was modified to note Councilmember Brooks present at 10:48 AM

8 Subject: Rehabilitation Of Sanitary Sewers - Butters Drive
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing Award Of A Construction Contract To Andes Construction, Inc. For The Rehabilitation Of Sanitary Sewers And Storm Culvert In The Easement Off Butters Drive (Project No. C135410) For The Amount Of Two Hundred Eighty-Five Thousand One Hundred Sixty-Seven Dollars (\$285,167.00)
[07-0368](#)

A motion was made by Member Chang, 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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

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

9 Subject: Rubber Material For Sidewalk Repair
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Apply For The California Tire-Derived Product Grant In The Amount Of \$100,000.00, Execute All Necessary Grant Related Documents And Accept And Appropriate The Grant Funds To The Citywide Sidewalk Repair Program
[07-0369](#)

A motion was made by Member Chang, 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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

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

- 10 Subject: Revocable And Conditional Permit - 1538 Broadway
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Granting 1538 Broadway LLC A Revocable And Conditional Permit To Allow A Vault And An Electrical Transformer For A New Building At 1538 Broadway To Encroach Under The Public Sidewalk
[07-0375](#)

A motion was made by Member Chang, 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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

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

- 11 Subject: Revocable And Conditional Permit - 221 Oak Street
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Granting Prevention Institute, Inc., A Revocable And Conditional Permit To Allow A Vault And An Electrical Transformer For An Existing Building At 221 Oak Street To Encroach Under The Public Sidewalk
[07-0376](#)

A motion was made by Member Chang, 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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

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

- 12 Subject: Revocable And Conditional Permit - Rock Paper Scissors Collective
From: Councilmember Nancy Nadel
Recommendation: Adopt A Resolution Granting The Rock Paper Scissors Collective A Conditional And Revocable Encroachment Permit To Allow The 'First Friday Community Cultural Event' To Encroach Into 23rd Street Between Valley Avenue And Telegraph Avenue On The First Friday Of Each Month Between The Hours Of 5:00 p.m. And 10:00 p.m.
[07-0384](#)

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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

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

The following individuals spoke on this item:

- Taylor Neaman
- Jen Lay

- 13 Subject: Revocable And Conditional Permit - Oakland School For The Arts
 From: Community and Economic Development Agency
 Recommendation: Adopt A Resolution Granting A Revocable And Conditional Permit To The
 Oakland Redevelopment Agency To Allow Portable Classroom Buildings For The Oakland
 School For The Arts To Encroach Into Portions Of San Pablo Avenue And 18th Street
 [07-0419](#)

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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

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

- 14 Subject: Fiscal Year 2005-2006 Performance Results
 From: Office of the City Administrator
 Recommendation: Receive An Informational Report On Fiscal Year 2005-2006 Performance
 Measure Results For The Public Works Agency
 [06-0884](#)

A motion was made by Member Chang, seconded by Member Kernighan, that this matter be *Received and Filed. The motion carried by the following vote:

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

The Committee also requested a report on the businesses that use non-city agencies for their recycling.

15 Subject: Citywide Traffic Signal Project
From: Public Works Agency
Recommendation: Adopt The Following Pieces of Legislation:

1) A Resolution Awarding A Construction Contract To Ray's Electric For The Citywide Traffic Signal Project (City Project Nos. C269010, C269410, C269710, C269910, C222310, C270110) For Traffic Signal Installations At High Street At Santa Rita Street, Piedmont Avenue At Linda Avenue, And Telegraph Avenue At 66th Street, Traffic Signal Modifications At High Street At Foothill Boulevard And Installation Of Pedestrian Countdown Modules At Various Locations In The Total Amount Of Six Hundred Fifty-Three Thousand Nine Hundred Forty-Five Dollars (\$653,945.00), And

[07-0443](#)

A motion was made by Member Kernighan, seconded by Member Chang, that this matter be *Approve as Amended the Recommendation of Staff, and Forward to the Concurrent Meeting of the Oakland Redevelopment Agency / City Council, due back on July 17, 2007 as a Non-Consent item. The motion carried by the following vote:

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

The Committee amended the resolution to remove the traffic signal installation project for "Piedmont Avenue at Linda Avenue" but directed that those funds be set aside. The Committee directed staff to do further analysis of the Piedmont/Linda Avenue intersection to determine 1) why that intersection came up and look at the city's liability; 2) what is needed to improve traffic control at that intersection; 3) if in fact a traffic signal is needed there and if not submit a substitute location and use the funding set aside in the resolution. The Committee also requested that the list of the traffic signal program locations for 2005-2007 and 2007-2009 be submitted as a supplemental report.

The following individuals spoke on this item:

- Justin Horner

2) A Resolution Waiving The Competitive Bid Process And Awarding A Contract To Ray's Electric For Installation Of An Additional Traffic Signal On Harrison Street At Westlake Middle School For An Amount Of Two Hundred Thousand Dollars (\$200,000.00)

[07-0443-1](#)

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 July 17, 2007 as a Non-Consent item. The motion carried by the following vote:

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

**Special Concurrent Meeting of the Meeting Minutes
Redevelopment Agency and
Council Public Works Committee**

July 10, 2007

16 Subject: Revocable And Conditional Permit For A Building At 405 14th Street
From: Community & Economic Development Agency
Recommendation: Adopt Resolution Granting J. Brad Lampley A Revocable And Conditional Permit To Allow An Existing Basement And Material Elevator For A Building At 405 14th Street To Encroach Under The Public Sidewalk Along Franklin Street
[07-0450](#)

A motion was made by Member Chang, 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 July 17, 2007 as a Consent Calendar item. The motion carried by the following vote:

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

Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)

Adjournment

There being no further business, and upon the motion duly made, the Oakland City Council Public Works Committee adjourned the meeting at 12:12 PM

* 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.

NOTE: Americans With Disabilities Act

If you need special assistance to participate in Oakland City Council and Committee meetings please contact the Office of the City Clerk. When possible, please notify the City Clerk 48 hours prior to the meeting so we can make reasonable arrangements to ensure accessibility. Also, in compliance with Oakland's policy for people with environmental illness or multiple chemical sensitivities, please refrain from wearing strongly scented products to meetings.

Office of the City Clerk - Agenda Management Unit

Phone: (510) 238-6406

Fax: (510) 238-6699

Recorded Agenda: (510) 238-2386

Telecommunications Display Device: (510) 839-6451

[TDD](#)

City Clerk and Clerk of the Council