



# City of Oakland Meeting Agenda

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>

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Tuesday, June 09, 2009

9:30 AM

Hearing Room One - 1st Floor

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**\*\* PLEASE NOTE CHANGE IN TIME \*\***

### ***DEFINITION OF TERMS:***

***Consent Item:*** any action item that a subject matter Committee has forwarded to the full Council with unanimous recommendation for approval and is not controversial, and does not have a high level of public interest as determined by the Rules Committee.

***Non-Consent Item:*** any action that a subject-matter Committee has forwarded to the full Council without unanimous recommendation for approval, or having a high level of public interest, or is controversial as determined by the Rules Committee.

***Action Item:*** any resolution, ordinance, public hearing, motion, or recommendation requiring official vote and approval of the City Council to be effective.

***Informational Item:*** an item of the agenda consisting only of an informational report that does not require or permit Council action.

### **Roll Call / Call to Order**

### **COMMITTEE MEMBERSHIP:**

**Patricia Kernighan, District 2; Desley Brooks, District 6; Rebecca Kaplan, At-Large; Chairperson Nancy Nadel, District 3**

- 1 Approval of the Draft Minutes from the Committee Meeting held on May 26, 2009
- 2 Determination of Schedule of Outstanding Committee Items  
(pwa 6909)
- 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")  
(09-0188)
- 3.1 Subject: City Energy Efficiency  
From: Public Works Agency  
Recommendation: Adopt A Resolution Authorizing The City Administrator To: 1) Apply

For, Accept And Appropriate All Funds Designated For The City Of Oakland Under The American Recovery And Reinvestment Act Of 2009 (Federal Government's "Stimulus Package") Energy Efficiency And Conservation Block Grant Formula Allocation Estimated At Three Million Nine Hundred Nineteen Thousand Two Hundred Dollars (\$3,919,200.00); And 2) Apply For, Accept And Appropriate Rebates, Grants And Incentives For Related Energy Projects  
[\(09-0475\)](#)

3.2 Subject: Street Rehabilitation Funding  
From: Community and Economic Development Agency  
Recommendation: Adopt The Following Pieces Of Legislation:

1) A Resolution Authorizing The Filing Of An Application For Federal American Recovery And Reinvestment Act Of 2009 (ARRA) Funding And Stating The Assurance To Complete The Project; And  
[\(09-0471\)](#)

2) A Resolution Authorizing The City Administrator Or His Designee To Accept And Appropriate American Recovery And Reinvestment Act Of 2009 (ARRA) Funds Of Approximately One Million Two Hundred And Fifty-Five Thousand Dollars (\$1,255,000.00) For The Purpose Of Street Resurfacing  
[\(09-0471-1\)](#)

4 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  
[\(09-0155\)](#)

**This item was continued from the May 12, 2009 Public Works Committee agenda**

**The Committee directed staff to send PG&E a letter requesting a comprehensive tree pruning program wherever high voltage power lines are located above street trees; and to report back in a future report with that information. The Committee also directed staff to submit a Rules request for scheduling Master Fee Changes so tree inspection fees associated with development projects can be 100% cost covering.**

5 Subject: PWA- Performance Measures  
From: Public Works Agency  
Recommendation: Receive An Informational Report On The Public Works Agency Fiscal Year 2009-2011 Proposed Performance Measures  
[\(09-0169\)](#)

6 Subject: Renaming A Portion Of 105th Avenue  
From: Councilmember Larry Reid  
Recommendation: Adopt A Resolution Renaming A Two-Block Long Section Of 105th Avenue East Of Its Intersection With International Boulevard As Walter Hawkins Way

(09-0174)

- 7 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)

**This item was rescheduled from the May 12, 2009 Public Works Committee agenda**

- 8 Subject: Civic Bay Friendly Landscaping  
From: Public Works Agency And Councilmember Quan  
Recommendation: Adopt An Ordinance Amending Chapter 15.35 Of The Oakland Municipal Code, "Green Building Requirements For City Building Projects And Traditional Public Works Projects", To Add Civic Bay-Friendly Landscaping Requirements For All City Of Oakland, Redevelopment Agency And Public-Private Partnership Projects That Include Landscaping

(09-0352)

- 9 Subject: Revocable And Conditional Permit - 1940 Union Street  
From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Granting Union 21 Partners LLC A Revocable And Conditional Permit For A Building At 1940 Union Street To Allow An Existing Foundation To Encroach Under The Public Sidewalk Along 21st Street And Union Street

(09-0405)

- 10 Subject: Revocable And Conditional Permit - 100 Grand Avenue  
From: Community and Economic Development Agency  
Recommendation: Adopt A Resolution Granting Essex Portfolio L.P. A Revocable And Conditional Permit For A New Building At 100 Grand Avenue To Allow Concrete Vaults And Electrical Transformers And Vaults To Encroach Under The Public Sidewalk Along 23rd Street And An Entrance Canopy To Encroach Over The Public Sidewalk On Grand Avenue

(09-0408)

- 11 Subject: Public Works Agency Performance Audit  
From: Office of the City Auditor  
Recommendation: Receive The Performance Audit Of The Public Works Agency

(09-0230)

**This item was Continued from the May 26, 2009 Public Works Committee agenda.**

**The Committee directed staff to report on all the recommended changes to the organizational charts.**

**The Committee directed staff to submit a Rules Request to schedule a future report on the following: 1) What are other cities of comparable size charging for impact fees; 2) A Legal analysis on the notion that impact fees**

can only used for capital projects “only” (Bring forward before the Nexus Study RFP and Consultant Contracts); 3) The addition of Impact Fees to the State and Federal Legislative Agenda; and 4) Information on other revenue generating fees that do not fall exclusively under new developments (i.e. sewer service charge on water bills, local vehicle registration fees, etc). This item will be placed on the Pending List under Pending No Specific Date

The Committee further directed Staff to come back to the November 2009 committee meeting (no date specified) to provide updates on the 29 recommendations in six month intervals and to place the following items on the Pending List under Pending No Specific Date 1) Other grant opportunities, (MTC and federal transportation bills) for upgrading new model Signal Traffic Controllers; and 2) Our existing Laws and Policies concerning corporate sponsorships for maintenance (i.e. Adopt-A-Highway)

**Open Forum (TOTAL TIME AVAILABLE: 15 MINUTES)**

**Adjournment**

\* 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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**MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM 8:30AM TO 5:00PM**

**LATONDA SIMMONS**  
**Agency Secretary/City Clerk**  
**and Clerk of the Council**

ORA - Oakland Redevelopment Agency  
S - Supplemental Item