



City of Oakland Meeting Minutes

*Special 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, July 08, 2008

9:30 AM

Hearing Room One - 1st Floor

Roll Call / Call to Order

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

The Oakland City Council Public Works Committee convened at 9:32 AM with Councilmember Nancy Nadel presiding as Chairperson.

- 1 Approval of the Draft Minutes from the Committee Meeting held on June 24, 2008

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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 Chang, Chair Nadel and Member Brooks

- 2 Determination of Schedule of Outstanding Committee Items

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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 Chang, Chair Nadel and Member Brooks

[PWA 070808](#)

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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% Apprenticeship Program Compliance Analysis

[07-1210](#)

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A motion was made by Member Brooks, seconded by Member Chang, that this matter be Continued to the *Public Works Committee, due back on October 28, 2008. The motion carried by the following vote:

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

The Committee directed staff to return to the October 28th meeting with the following information: 1) A comparison of years (1993 to present) to see if the Local Employment Program (LEP) has been successful; 2) How many people have enrolled in the LEP? How many were actually employed and of those employed how many became permanent employees? 3) The due process for contractors who are not meeting the requirements of the program; 4) The appeal process (if one exists) for contractors found to be in non-compliance. Staff was also directed to develop a policy for debarring contractors that are in consistent non-compliance and to include in evaluations more information regarding the shortfalls (i.e. when documentation was submitted, staff time to process, etc.)

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4 Subject: City Stables Paddocks Project
 From: Community and Economic Development Agency
 Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee, To Award A Construction Contract For The City Stables Paddocks Project To The Lowest Responsible Bidder/Contractor To Be Named Upon Successful Bidding Of The Project For An Amount Not To Exceed Three Hundred Fifty Thousand Dollars (\$350,000.00), Or If All Bids Submitted Are Non-Responsive, To Reject All Bids, Waive Further Competitive Bidding Requirements, And Negotiate A Contract Within Budget, For An Amount Not To Exceed Three Hundred Fifty Thousand Dollars (\$350,000.00) Without Return To Council

[07-1391](#)

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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 July 15, 2008 as a Consent Calendar item. The motion carried by the following vote:

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

Staff will come back to the committee in September with a resolution to increase the funding for the alternative bids.

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5 Subject: Municipal Boathouse: Park & Street Improvements
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator, Or Her Designee To:
1) Award A Construction Contract To The Lowest, Responsive, Responsible Bidder, McGuire
And Hester For The Park And Street Improvements For The Municipal Boathouse And Lakeside
Drive Project In The Amount Of Three Million Eight Hundred Twenty-Five Thousand Four
Hundred Dollars (\$3,825,400.00) In Accordance With The Specifications For The Project And
Contractor's Bid; 2) Appropriate \$1,318,818.00 Of Measure DD Series B Funds In The Lake
Merritt Path Improvement Project (C242311); 3) Appropriate \$2,280,933.00 Of Measure DD
Series B Funds In The Lake Merritt Path Improvement Project (C242310) And; 4) Appropriate
\$278,032.00 Of Measure DD Series B Funds In The Systemwide Project (C242110)

[07-1392](#)

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A motion was made by Member Kernighan, 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 Agency / City Council, due back on July 15, 2008 as a Non-Consent item. The motion carried by the following vote:

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

Staff amended the resolution to remove all references to the Measure DD Series B Funds, the source for the projects will be the Measure DD Series 2003 A Funds. The Committee directed staff to provide a list of the projects that the Measure DD Series 2003A funds are being borrowed from.

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6 Subject: Oakland/Alameda Bicycle And Pedestrian Estuary Crossing
From: Community and Economic development Agency
Recommendation: Adopt A Resolution Authorizing The City Administrator To Enter Into An
Agreement With The City Of Alameda To Provide \$10,000.00 In City Of Oakland Measure B
Bike Facility Design And Implementation Funds For The Oakland/Alameda Bicycle And
Pedestrian Estuary Crossing Feasibility Study

[07-1420](#)

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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 July 15, 2008 as a Consent Calendar item. The motion carried by the following vote:

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

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7 Subject: Two-Hour Parking Limit And New Residential Permit Parking Area
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Approving The Implementation Of A Preferential Residential Permit Parking (PRPP) Area On Ruby Street From 38th Street To 40th Street And On 38th Street From Ruby Street To Telegraph Avenue As An Addition To The Existing Area "A" PRPP, And Restricting General Street Parking Within Said Residential Permit Parking Zone To Two Hours, Pursuant To California Vehicle Code § 22507 And Oakland Municipal Code Chapter 10.44
[07-1421](#)
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A motion was made by Member Kernighan, seconded by Member Brooks, that this matter be Continued to the *Public Works Committee, due back on September 23, 2008. The motion carried by the following vote:

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

The Committee directed staff to come back to the September 23rd meeting with appropriate changes in the fees for this PRPP that will make it cost covering. Staff (traffic services and parking administration) was also directed to work with the City Administrator to develop an overall city policy for the Residential Permit Parking fees and to report back to the Finance and Management Committee on September 23rd

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[81492 CMS.pdf](#)

8 Subject: C2 "C Squared" Alternative Services - Contract
From: Public Works Agency
Recommendation: Adopt A Resolution Authorizing A Waiver Of The Competitive Request For Proposal/Qualification Process And Authorizing The City Administrator To Enter Into A Professional Services Agreement With C2 "C Squared" Alternative Services In An Amount Not To Exceed Fifty Thousand Dollars (\$50,000) For Five Years Beginning With Fiscal Year 2008-2009 And Ending With Fiscal Year 2012-2013 To Provide A Unique Used Oil Recycling Educational Curriculum At Various Adult English As Second Language (ESL) Education Venues In Oakland
[07-1428](#)
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A motion was made by Member Kernighan, seconded by Member Brooks, 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 15, 2008 as a Consent Calendar item. The motion carried by the following vote:

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

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9 Subject: 7th Street Streetscape Project - West Oakland BART
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Authorizing The City Of Oakland To Apply For, Accept, And Appropriate Up To Four Hundred Fifty Thousand Dollars (\$450,000.00) In Fiscal Year 2008-2009 Transportation Fund For Clean Air (TFCA) Funds For The 7th Street (West Oakland BART) Streetscape Project
[07-1444](#)
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A motion was made by Member Brooks, 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 15, 2008 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member Chang, Chair Nadel and Member Brooks
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10 Subject: Revocable And Conditional Permit - Jack London Square Investors
From: Community and Economic Development Agency
Recommendation: Adopt A Resolution Granting Jack London Square Investors II, LLC, A Revocable And Conditional Permit For A New Pedestrian Bridge To Encroach Over Embarcadero And Connect A New Parking Garage At 255 2nd Street With A New Commercial Building At 65 Harrison Street
[07-1447](#)
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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 15, 2008 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member Chang, Chair Nadel and Member Brooks
The Committee directed staff to include in future reports a list of all the encroachments granted for the projects and their value as well as a list of what encroachments are expected with the project
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11 Subject: Civicorps Schools - Agreement Amendment
 From: Public Works Agency
 Recommendation: Adopt A Resolution Authorizing The City Administrator To Execute An Amendment To An Existing Agreement With Civicorps Schools (Formerly Known As The East Bay Conservation Corps) Increasing The Contract By Forty-Three Thousand Dollars (\$43,000.00) For A Total Contract Amount Not To Exceed One Hundred Ninety-Three Thousand Dollars (\$193,000.00) To Deliver Educational Materials And Recycling And Other Related Services
[07-1452](#)
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A motion was made by Member Brooks, 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 15, 2008 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member Chang, Chair Nadel and Member Brooks
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[81460 CMS.pdf](#)

12 Subject: On-Call Bridge Maintenance
 From: Public Works Agency
 Recommendation: Adopt A Resolution Authorizing Award Of A Contract To Ray's Electric For The On-Call Bridge Maintenance Services Fiscal Year 2008-2009 (City Project C321710), For The Amount Of Four Hundred Fifty Thousand Dollars (\$450,000.00), With An Option To Extend The Contract For An Additional One-Year Term In The Amount Of Five Hundred Thousand Dollars (\$500,000.00)
[07-1465](#)
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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 15, 2008 as a Consent Calendar item. The motion carried by the following vote:

Votes: Councilmember Aye: Member Kernighan, Member Chang, Chair Nadel and Member Brooks
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[81461 CMS.pdf](#)

13 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](#)

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A motion was made by Member Brooks, seconded by Member Kernighan, that this matter be Continued to the *Public Works Committee, due back on October 28, 2008. The motion carried by the following vote:

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

The Committee directed staff to come back to the October 28th meeting with the following information: 1) How often are inspectors out in the field? 2) Who reviews the inspector's daily reports? 3) How often do the managers go out and make sure the work is being performed adequately? 4) A report on the results of conversations had with agency directors regarding their concerns about the project delivery division. 5) A survey for community input on the project and a survey for client input on a project by project basis. Staff was also directed to: 1) review the benchmarking study to see what can be done to adjust the project delivery costs; 2) Be clear about the scope of work in the bids and the expectation for work to be performed; 3) Make sure the resident engineer pays attention to the clean up by the contractor when the project is complete; 4) Include in future reports more detail regarding exactly what work is being performed by the contractor; and 5) Conduct case studies over a six month period to observe what changes/improvements have been made.

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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 11:36 AM.

* 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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