

OFFICE OF THE CITY CLERK
Oakland City Attorney's Office

2005 OCT 27 PM 5:45

OAKLAND CITY COUNCIL

RESOLUTION No: 79586 C.M.S.

INTRODUCED BY COUNCILMEMBER _____

Requires the 2/3 vote of Council

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO AWARD A CONSTRUCTION CONTRACT TO FDC CONSTRUCTION, INC., FOR THE MONTCLAIR RECREATION CENTER RENOVATION PROJECT (G230130) IN THE AMOUNT OF FOUR HUNDRED THIRTY THREE THOUSAND DOLLARS (\$433,000.00)

WHEREAS, on June 27, 2005, two bids were received by the Office of the City Clerk for the Montclair Recreation Center Renovation project; and

WHEREAS, FDC Construction, Inc. (San Francisco), is the lowest responsible bidder and has met the City's L/SLBE program requirements; and

WHEREAS, there are sufficient funds of \$459,860, including \$26,860 for contingency, in the project budget for the work; and

WHEREAS, funding for the contract and contingency are available from Proposition 12, the 2000 Parks Bond Act, California Parks and Recreation Fund (#2134), Montclair Recreation Center Renovation Project (#G230130), CIP Project Management Organization (#92270), Building Additions and Improvements Account (#57212); Municipal Capital Improvement Fund (#5500), Montclair Recreation Center Project (#B00830), Director and Human Resources Organization (#92110), Building Additions and Improvements Account (#57212); Capital Reserves Fund (#5510), Montclair Center Repairs Project (#C276610), Capital Improvement Project – Parks and Recreation Organization (#94500), Contract Contingencies Account (#54011); and Capital Reserves Fund (#5510), ADA Transition Plan Project (#C274210), Capital Improvement Project – Office of City Administrator Organization (#94020), Miscellaneous Contract Services Account (#54919); and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary work; and

WHEREAS, the City Council finds and determines that the performance of this contract is in the public interest because of economy; and

WHEREAS, the City Council finds that services under this contract will be temporary; and

WHEREAS, the City Council finds and determines that the performance of this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive service; now, therefore, be it

RESOLVED: That the City Administrator, or her designee, is hereby authorized to award a construction contract on behalf of the City of Oakland for Montclair Recreation Center Renovation Project to FDC Construction, Inc., in the amount of Four Hundred Thirty Three Thousand Dollars (\$433,000.00) and to execute any amendments or modifications of said contract within the limitations of the project specifications; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to reject all other bids; and be it

FURTHER RESOLVED: The amount of the bond for faithful performance, \$433,000.00, and the amount for a bond to guarantee payment of all claims for labor and material furnished and for the amount due under the Unemployment Insurance Act, \$433,000.00, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the contract shall be reviewed and approved by the City Attorney and placed on file in the Office of the City Clerk; and be it

FURTHER RESOLVED: That the approval of this Resolution requires a two-thirds vote of the Council members.

NOV 15 2005

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2005

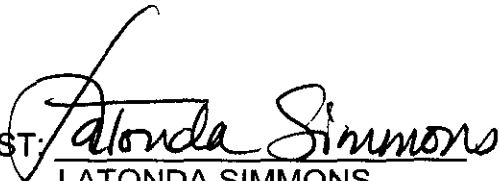
PASSED BY THE FOLLOWING VOTE:

AYES - BRUNNER, KERNIGHAN, NADEL, QUAN, BROOKS, REID, CHANG,
AND PRESIDENT OF THE COUNCIL DE LA FUENTE - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: 
LATONDA SIMMONS
City Clerk and Clerk of the
Council of the City of Oakland,
California