

CITY OF OAKLAND

OFFICE OF THE CITY ADMINISTRATOR AGENDA REPORT

2007 JUN 21 PM 7:53

TO: Office of the City Administrator
ATTN: Deborah Edgerly
FROM: Public Works Agency
DATE: July 10, 2007

RE: **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)**

SUMMARY

A resolution has been prepared authorizing the City Administrator to award a construction contract to Ray's Electric for the installation of traffic signals at two intersections: Mountain Boulevard/State Route 13 Northbound Ramps (near Park Boulevard) and San Pablo Avenue (State Route 123)/65th Street (City Project Nos. C229110, C232710, C270210), in the total amount of \$376,049.00.

The projects appear in the 2003-2005 Capital Improvement Program. The signals are within Caltrans' routes, within the City, in Council Districts 1 and 4. Funds in the total amount of \$376,049.00 from Measure B Funds are available for this project.

Staff recommends approval of the resolution.

FISCAL IMPACT

The resolution will authorize a \$376,049.00 contract with Ray's Electric. The total cost for the construction phase of the project is as follows:

Construction Contract	(Base Bid Items)	\$340,175.00
Construction Contract	(Additive Bid Items)	\$ 35,874.00
Total	(Base and Additive Bid Items)	\$376,049.00

Construction costs for the traffic signals at the two intersections in the amount of \$376,049.00 are available from Measure B monies in the following accounts:

Item #: _____
Public Works Committee
July 10, 2007

Mountain Boulevard at State Route 13 Northbound Ramps:

- Measure B Fund (2211); Capital Improvement Projects, Transportation Services Division, Organization (92246); Project (C229110), in the amount of \$159,140.00.
- Measure B Fund (2211); Capital Improvement Projects, Transportation Services Division, Organization (92246); Project (C270210), in the amount of \$14,454.00.

San Pablo Avenue (State Route 123) at 65th Street:

- Measure B Fund (2212); Capital Improvement Projects, Transportation Services Division, Organization (92246); Project (C232710), in the amount of \$176,000.00.
- Measure B Fund (2211); Capital Improvement Projects, Transportation Services Division, Organization (92246); Project (C270210), in the amount of \$26,455.00.

The California Department of Transportation (Caltrans) will assume control and maintenance of the two entire traffic signal systems and safety lights upon completion of all work under the permit. Caltrans and the City will pay their proportionate share of the maintenance costs as follows: (1) City to reimburse to the State 67 percent of the total maintenance costs (including electrical energy costs) at Mountain Boulevard and State Route 13 Northbound Ramps, and (2) City to reimburse to the State 50 percent of the total maintenance costs (including electrical costs) at San Pablo Avenue and 65th Street. The Caltrans encroachment permit is provided in Attachment A.

Implementation of this project will increase annual operation and maintenance costs by an estimated \$4,000.00.

KEY ISSUES AND IMPACTS

The two intersections at Mountain Boulevard/State Route 13 Northbound Ramps and San Pablo Avenue (State Route 123)/65th Street are partially within the State right of way, and thus require an encroachment permit. Caltrans issued an encroachment permit to the City in January of this year.

On May 14, 2007, the City Clerk opened three bids for the project. Ray's Electric (Oakland), Phoenix Electric Company (San Francisco), and Steiny and Company, Inc. (San Francisco) submitted bids of \$376,049.00, \$406,664.50 and \$687,849.60, respectively.

On May 29, 2007, the Office of the City Administrator, Contract Compliance & Employment Services Division determined that Ray's Electric met the 20% L/SLBE Program participation requirement. Phoenix Electric Company does not meet the L/SLBE Program requirements; its bid is the second lowest. Steiny and Company, Inc. also does not meet the L/SLBE Program requirements; its bid is the third lowest. All three firms are compliant with the Equal Benefit Ordinance.

Ray's Electric is in full compliance with City requirements for Local/Small Local Business Enterprise (L/SLBE) Program participation and Equal Benefits Ordinance. The LBE/SLBE

information has been verified by the Office of the City Administrator, Contract Compliance & Employment Services Division. Ray's Electric is the lowest responsible and responsive bidder, and is recommended for award of the construction contract.

The Contract Compliance & Employment Services Division memos and evaluation forms as well as the Contract Administration letter are provided in Attachment B.

Execution of a contract will take a minimum of one month, resulting in a projected construction starting date of September 2007. With construction scheduled for 60 working days, the construction is expected to be completed by December 2007. However, the expected contract completion date may vary due to variable lead time for material procurement, unforeseeable construction conditions, and inclement weather. The contract specifies that the contractor will be assessed \$500.00 in liquidated damages per working day if the construction schedule of 60 working days is exceeded, taking into account inclement weather. The Resident Engineer assigned to this construction project will monitor the contractor's progress to ensure the project is completed in a timely manner.

Staff has reviewed the submitted bids for this work and determined that the low bid is reasonable.

PROJECT DESCRIPTION

The project consists of the installation of new traffic signals at two intersections: Mountain Boulevard/State Route 13 Northbound Ramps (near Park Boulevard); San Pablo Avenue (State Route 123)/65th Street. Both intersections are partially within State right of way.

The new traffic signals are fully actuated with vehicle detection, accessible pedestrian signals, safety lights, emergency vehicle detection, internally illuminated street name signs, and curb ramps in compliance with the Americans with Disabilities Act. The final plans and specifications were reviewed and approved by Caltrans.

The new traffic signals will improve circulation, access and safety for all modes of transportation.

SUSTAINABLE OPPORTUNITIES

Economic: The improvements will have a positive impact on the local economy by improving vehicular and pedestrian safety, and the associated costs of injuries and property damage. The work will be done by a local construction firm, resulting in commensurate local benefits.

Environmental: The improvements to pedestrian facilities will aid in making walking a more *attractive mode of transportation, thereby encouraging reduction in automobile usage and reducing vehicle emissions.*

Social Equity: The improvements will improve overall living conditions by providing greater accessibility and safety to pedestrians. Senior citizens, persons with disabilities and children will greatly benefit from these improvements.

DISABILITY AND SENIOR CITIZEN ACCESS

This project includes accessibility improvements such as tactile pedestrian pushbuttons with audible units and wheelchair ramps with detectable warning domes, which will assist senior citizens and persons with disabilities.


RECOMMENDATION AND RATIONALE

Staff recommends that City Council approve the resolution awarding a construction contract to Ray's Electric for the Traffic Signal Project in an amount of \$376,049.00.

ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that the City Council approve the resolution.

Respectfully submitted,



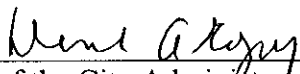
Raul Godinez II, P.E.
Director, Public Works Agency

Reviewed by:
Michael J. Neary, P.E.
Assistant Director, Public Works Agency
Design & Construction Services Department

Wladimir Wlassowsky, P.E.
Transportation Services Manager

Prepared by:
Ade Oluwasogo, P.E.
Supervising Transportation Engineer

APPROVED AND FORWARDED TO THE
PUBLIC WORKS COMMITTEE:


Office of the City Administrator

Item #: _____
Public Works Committee
July 10, 2007

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION
ENCROACHMENT PERMIT
 TR-0120

Permit No. 0405-NSN1170	
Dist/Co/Rte/PM 04-Ala-13-7.31 04-Ala-123-1.63	
Date January 2, 2007	
Fee Paid \$	Deposit \$
Performance Bond Amount (1) \$	Payment Bond Amount (2) \$
Bond Company	
Bond Number (1)	Bond Number (2)

In compliance with (Check one):

- Your application of June 17, 2005
- Utility Notice No. _____ Of _____
- Agreement No. _____ Of _____
- R/W Contract No. _____ Of _____

TO: CITY OF OAKLAND, PWA
 250 Frank Ogawa Plaza, Suite 4344
 Oakland, CA 94612

Attn: Mohamed Alaoui
 Phone: (510) 238-3469 _____, PERMITTEE

and subject to the following, PERMISSION IS HEREBY GRANTED to:

Install new traffic signal systems, and modify striping, on State Highways 04-Ala-13, Post Mile 7.31, and 04-Ala-123, Post Mile 1.63 at Mountain Boulevard, and 65th Avenue, in the City of Oakland.

A minimum of one week prior to start of work under this permit, notice shall be given to, and approval of construction details, operations, public safety, and traffic control shall be obtained from State Representative Norm Freitag, 600 Lewelling Boulevard, San Leandro, CA 94579, 510-614 5951, weekdays, between 7:30 AM and 4:00 PM.

All permitted work requires the Permittee to apply for and obtain a work authorization number prior to start of work. See the attached "Encroachment Permit Project Work Scheduling Procedures" and the attached "Permit Project Work Scheduling Request Form". Additional time beyond the minimum seven-day advanced notice required in the above paragraph may be required for obtaining the traffic control approval.

<p>The following attachments are also included as part of this permit (Check applicable):</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No General Provisions <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Utility Maintenance Provisions <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Storm Water Special Provisions <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No A Cal-OSHA permit required prior to beginning work: # _____ 	<p>In addition to fee, the permittee will be billed actual costs for:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Review <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Inspection <input checked="" type="checkbox"/> Yes _____ Field Work <p>(If any Caltrans effort expended)</p>
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Yes No The information in the environmental documentation has been reviewed and considered prior to approval of this permit.

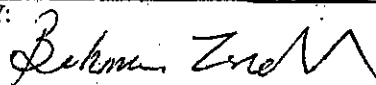
This permit is void unless the work is completed before December 31, 2007

This permit is to be strictly construed and no other work other than specifically mentioned is hereby authorized.

No project work shall be commenced until all other necessary permits and environmental clearances have been obtained.

APB
 CC: MMc(2), NF, Const.-Ta.Seng,
 DTM-B.Loo, J.Richardson,
 Elec.-A. Sojuaco, Translab.,
 Elec.Design-P.Lasalle, Mtce.-A.Rezaee

Acting for

APPROVED:
BIJAN SARTIPL, District Director
 BY: 
MICHAEL D. CONDIE, District Permit Engineer

Immediately following completion of the work permitted herein, the permittee shall fill out and mail the Notice of completion attached to this permit.

All Permittee's personnel shall wear appropriate personal protective equipment, including hard hats and bright colored vests, shirts, or jackets with retro-reflective material while on State highway right of way.

The site of the work shall be enclosed by suitable barricades, signs and lights, as approved by State's representative, to warn and protect traffic effectively.

Any damage to existing facilities, landscaping or irrigation within the State's Right of Way shall be replaced in kind by the permittee at permittee's expense.

Traffic control is restricted to closure of one lane and/or shoulder, authorized only between 9:00 A.M. and 3:00 P.M., Monday through Friday, holidays excluded.

When approved traffic control performed under this permit shall be in accordance with the appropriate State Standard Plans T-10 through T-14. Where required by the plan, the use of flashing arrow-board is MANDATORY. (See attached Standard Plan T-11).

Certain details of work authorized hereby are shown on permittee's plan and specifications, submitted with request for permit.

Permittee shall furnish to State's representative and METS Materials Administrator a completed form DC-CEM-3101 " Notice of Materials to be Used " **for all signal poles, sign poles, light poles, mast arms, signal panels, guard rail components, and other items as specified by the State Representative.** Please note that these materials may require source inspection and approval at the manufacturer's plant. Materials identified on the TL-608, which are not inspected and approved by the State at the manufacturer's plant, will be rejected from use on the State highway.

Please allow a minimum of six weeks for source inspection, testing, and approval of materials used.

The METS Materials Administrator can be reached via fax at 916-227-7117 or via e-mail at materials_administrator-METS@dot.ca.gov

At least five working days before starting work on any signal or lighting facilities under this permit, State's Electrical Engineer Alberto Sojuaco shall be contacted at (925) 313-8847 for approval of construction and operational details.

Notwithstanding General Provision # 4, your contractor is required to apply for and obtain an encroachment permit prior to starting work. A fee/deposit of \$24,600.00 is required at the time of application. (\$11,200.00 is to cover the cost of two control cabinets, \$9,300.00 is for the LED Signal Modules, State furnished equipment, and \$ 4,100.00 is the estimated fee for inspection). Contractor shall be billed for additional inspection time.

It is mutually agreed that upon the date of completion of all work under this permit, the State will assume maintenance of and title to the entire signal system including all materials, equipment and appurtenances within State's right of way, and no further agreement will be necessary to transfer ownership to the State.

STATE will accept maintenance and control of the entire traffic signal system and safety lighting as installed. STATE shall pay for STATE's proportionate share, such share to be an amount equal to: fifty percent (50%) of the total maintenance costs, including electrical energy costs at the State Route ALA-123 (San Pablo Ave.) and 65th Street intersection, and thirty-three (33%) of the total maintenance costs, including electrical energy costs at State Route ALA-13 northbound ramp at Mountain Boulevard.

CITY shall reimburse STATE for CITY's proportionate share, such share to be an amount equal to: fifty percent (50%) of the total maintenance costs, including electrical energy costs at the State Route ALA-123 (San Pablo Avenue) and 65th Street intersection and sixty-seven percent (67%) of the total maintenance costs, including electrical energy costs at the State Route ALA-13 northbound ramp at Mountain Boulevard.

City of Oakland shall maintain the emergency vehicle pre-emption system and IISNS as installed at no cost to the STATE.

If existing public or private utilities conflicts with the construction of this project, Permittee will make necessary arrangements with the owners of such utilities for their protection, relocation or removal. Permittee shall inspect the protection, relocation or removal of such facilities. Total costs of such protection, relocation or removal shall be borne by Permittee in compliance with the terms of the Highway Encroachment permits, Case Law, Public Utilities Regulations and Property Rights. Permittee shall require any utility performing relocation work in the State's right of way to obtain a State Encroachment permit prior to the performance of said relocation work. Any relocated utility shall be correctly located and identified on the as built plans.

If an accident or other incident (related to or not related to the permitted activity) occurs within, or close to the permitted activity, the permittee shall immediately stop work and remove traffic controls from the highway unless public health, welfare and safety is endangered by unfinished work. Only traffic control to protect open excavations may remain in place. After free traffic flow is restored, work in accordance with the conditions of the permit may be resumed.

AS BUILT PLAN REQUIREMENTS:

Upon completion of the work provided herein, the permittee shall send one set of As-Built plans, to the State representative. Mylar or paper sepia plans are not acceptable.

All changes in the work will be shown on the plans, as issued with the permit, including changes approved by Encroachment Permit Rider.

The plans are to be stamped or otherwise noted AS BUILT by the permittee's representative who was responsible for overseeing the work. Any original plan that was approved by a state stamp, or Caltrans representative signature, shall be used for producing the As-Built plans.

If "As-Built" plans include signing and striping, the dates of signing or striping removal, relocation or installation shall be shown on the plans when required as a condition of the permit. When the construction plans show signing and striping for Staged construction on separate sheets, the sheet for each stage shall show the removal, relocation or installation dates of the appropriate staged striping and signing .

As-Built plans shall contain the Permit Number, County, Route, Post Mile and Kilometer Post on each sheet.

Disclaimer statement of any kind, that differ from the obligations and protection provided by Sections 6735 through 6735.6 of the California Business and Professions Code, shall not be included on the As-Built plans. Such statements constitute non-compliance with Encroachment Permit requirements, and may result in the Department of Transportation retaining Performance Bonds or deposits until proper plans are submitted. Failure to comply may result in denial of future permits, or a provision for a public agency to supply additional bonding.

RECEIVED
PUBLIC WORKS AGENCY
TRAFFIC ENGINEERING

07 JUN 15 PM 3: 22



Memo

Office of the City Administrator

Contract Compliance & Employment Services Division

To: Gwen McCormick, PWA--Contract Administration
 From: Shelley Darensburg, Contract Compliance Officer, CC&ES Division
 Through: Deborah Barnes, Contract Compliance & Employment Services Manager *Deborah Barnes*
 CC: Philip Ho
 Date: June 15, 2007
 Re: **Compliance Analysis: Traffic Signal Installation: Mountain Blvd., at SR13 Ramps and Traffic Signal Installation- San Pablo Avenue, at 65th Street, Including Bid Alternates 1 & 2**

Contract Compliance & Employment Services reviewed three (3) bids received in response to the above referenced project. Below is the outcome of our compliance evaluation for the minimum twenty percent (20%) minimum Local and Small Local Business Enterprise (L/SLBE) participation requirement and a preliminary review for compliance with the Equal Benefits Ordinance.

The L/SLBE findings are as follows:

	Company Name	Bid Amount (If Applicable)	Proposed Participation				Preferences			Banked Credits Eligibility?	EBO Compliant? (Y/N)
			Total L/SLBE	LBE	SLBE	Trucking	Total Credited	Adjusted Bid Amount	Points		
1	Ray's Electric	\$376,049	82%	0%	82%	100%	82%	\$357,247	5%	2	Y
2	Phoenix Electric	\$406,665	3%	1%	2%	NA	0.0%	\$0	0	0	Y
3	Steiny & Company, Inc.	\$454,499	0%	0%	0%	NA	0%	\$0	0	0	Y

As noted above, Ray's Electric, lowest bidder exceeded the minimum 20% L/SLBE participation requirement. Phoenix Electric and Steiny & Company did not meet the minimum 20% L/SLBE participation requirement. Per the project manager, trucking is not substantial.

For Informational Purposes:

Local Employment Program/Oakland Apprenticeship Program Compliance

Ray's Electric, lowest bidder, exceeded the 50% LEP and the 15% Oakland Apprenticeship participation goals on its most recently completed project with the City of Oakland.

If you have questions or need additional information, please contact Shelley Darensburg, Contract Compliance Officer.

CONTRACT COMPLIANCE & EMPLOYMENT SERVICES
PROJECT EVALUATION FORM

PROJECT NO. C229110, C23710, C270210

PROJECT NAME:

Traffic Signal Installation: Mountain Blvd., at SR13 Ramps and Traffic Signal Installation - San Pablo Avenue, at 65th Street, Including Bid Alternates 1 & 2

CONTRACTOR: **Ray's Electric**

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$441,950	\$376,049	\$65,901

<u>Bid discounted amount:</u>	<u>Discount Points:</u>
\$357,247	5%

1. Did the 20% requirements apply? **YES**

2. Did the contractor meet the 20% requirement **YES**

a) % of LBE participation **0%**

b) % of SLBE participation **82%**

3. Did the contractor meet the Trucking requirement? **YES**

a) Total trucking participation **100%**

4. Did the contractor receive bid discount points? **YES**

(If yes, list the points received) **5%**

5. Additional Comments.

Trucking is not a substantial component of this project.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

6/15/2007

Date

Reviewing Officer:

Shelley Darenburg

Date: 6/15/07

Approved By

Robert Baran

Date: June 15, 2007

LBE/SLBE Participation Bidder 1

Project Name: Traffic Signal Installation--Mountain Blvd. @ SR13 Ramps and Traffic Signal Installation--San Pablo Ave., @ 65th Street, Including Bid Alternates 1 & 2

Project No.: C229110, C23710, C270210,		Engineers Est: \$441,950.00				Under/Over Engineers Estimate: 441,950.00						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only		
										Ethn:	MBE	WBE
PRIME Traffic Signal Equipment Trucking	Ray's Electric	Oakland	CB		322,560	322,560			337,014	C		
	Jam Services	Livermore	UB					37,275	37,275	C		
	Williams Trucking	Oakland	CB		1,760	1,760	1,760.00	1,760	1,760	AA	\$1,760.00	
Project Totals				0	\$324,320	\$324,320	\$1,760	\$1,760	\$376,049		\$1,760.00	\$0.00
				0%	86.24%	86.24%	100.00%	100.00%	100.00%		0.5%	
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TRUCKING 20%	LBE/SLBE 20%			Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American G = Other		
Legend LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise												

CONTRACT COMPLIANCE & EMPLOYMENT SERVICES
PROJECT EVALUATION FORM

PROJECT NO. C229110, C23710, C270210

PROJECT NAME:

Traffic Signal Installation: Mountain Blvd., at SR13 Ramps and Traffic Signal Installation - San Pablo Avenue, at 65th Street. Including Bid Alternates 1 & 2

CONTRACTOR: Phoenix Electric

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$441,950	\$406,665	\$35,286

<u>Bid discounted amount:</u>	<u>Discount Points:</u>
\$0	0%

1. Did the 20% requirements apply? YES

2. Did the contractor meet the 20% requirement NO

a) % of LBE participation 1%

b) % of SLBE participation 2%

3. Did the contractor meet the Trucking requirement? NA

a) Total trucking participation 0%

4. Did the contractor receive bid discount points? NO

(If yes, list the points received) 0%

5. Additional Comments.

Contractor did not meet the 20% requirement.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

6/15/2007

Date

Reviewing Officer:

Shelley Davensbrug

Date: 6/15/07

Approved By

Deborah Baran

Date: June 15, 2007

LBE/SLBE Participation Bidder 2

Project Name: Traffic Signal Installation--Mountain Blvd. @ SR13 Ramps and Traffic Signal Installation--San Pablo Ave., @ 65th Street, Including Bid Alternates 1 & 2

Project No.: C229110, C23710, C270210,		Engineers Est: \$441,950				Under/Over Engineers Estimate: 35,285.50							
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only			
										Ethn.	MBE	WBE	
PRIME	Phoenix Electric	San Francisco	UB						\$282,476.00	AP	282,476		
Signing & striping	Striping Graphics	Petaluma	UB						\$8,988.50	C			
Concrete Work	AJW Construction	Oakland	CB		\$7,600	\$7,600			\$7,600.00	H	7,600		
Electrical	Bay Area Lightworks	San Francisco	UB						\$30,000.00	AP			
Saw Cutting	Rips Concrete Cutting	Union City	UB						\$5,000.00	C			
Electrical	UWA Electric	Oakland	UB						\$65,400.00	AA			
Supplier	Cemex	Oakland	UB	4,200		\$4,200.00			\$4,200.00	C			
Supplier	Handy Rebar	Oakland	UB						\$3,000.00	AA			
Project Totals				4,200	\$7,600	\$11,800	\$0.00	\$0.00	\$406,664.50		\$290,076.00	\$0.00	
				1%	2%	3%	0%	0%	100%		71%		
Requirements:										Ethnicity			
The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TRUCKING 20%	LBE/SLBE 20%			AA = African American A = Asian C = Caucasian			
Legend				LBE = Local Business Enterprise				UB = Uncertified Business				H = Hispanic	
				SLBE = Small Local Business Enterprise				CB = Certified Business				NA = Native American	
				Total LBE/SLBE = All Certified Local and Small Local Businesses				MBE = Minority Business Enterprise				O = Other	
				NPLBE = NonProfit Local Business Enterprise				WBE = Women Business Enterprise					
				NPSLBE = NonProfit Small Local Business Enterprise									

CONTRACT COMPLIANCE & EMPLOYMENT SERVICES
PROJECT EVALUATION FORM

PROJECT NO. C229110, C23710, C270210

PROJECT NAME: Traffic Signal Installation: Mountain Blvd., at SR13 Ramps and Traffic Signal Installation - San Pablo Avenue, at 65th Street, Including Bid Alternates 1 & 2

CONTRACTOR: **Steiny & Company, Inc.**

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$441,950	\$454,499	-\$12,549

<u>Bid discounted amount:</u>	<u>Discount Points:</u>
\$0	0%

1. Did the 20% requirements apply? **YES**

2. Did the contractor meet the 20% requirement **NO**

a) % of LBE participation **0.00%**

b) % of SLBE participation **0.00%**

3. Did the contractor meet the Trucking requirement? **NA**

a) Total trucking participation **0.00%**

4. Did the contractor receive bid discount points? **NO**

(If yes, list the points received) **0%**

5. Additional Comments.

Contractor did not meet the 20% requirement.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

6/15/2007

Date

Reviewing Officer:

Shelley Darenburg

Date: 6/15/07

Approved By

Devon Barnes

Date: June 15, 2007

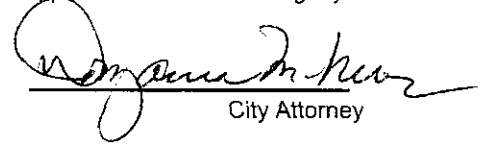
LBE/SLBE Participation Bidder 3

Project Name: Traffic Signal Installation--Mountain Blvd. @ SR13 Ramps and Traffic Signal Installation--San Pablo Ave., @ 65th Street, Including Bid Alternates 1 & 2

Project No.: C229110, C23710, C270210,		Engineers Est: \$441,950			Under/Over Engineers Estimate: 441,950.00							
			Status			LBE/SLBE	Trucking	Trucking	Dollars	Ethn.	MBE	WBE
PRIME Striping Graphics	Steiny & Company, Inc.	Vallejo	UB						\$444,999.00	C		
	Stripong Graphics	Petaluma	UB						\$9,500.00	NL		
Project Totals				\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$454,499		\$0.00	\$0.00
				0.00%	0.00%	0.00%	0.00%	0.00%	100.00%		0.00%	
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TRUCKING 20%	LBE/SLBE 20%		Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other			
Legend				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise				

OAKLAND CITY COUNCIL

OFFICE OF THE CITY CLERK
CITY OF OAKLAND


City Attorney

2007 RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

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)

WHEREAS, on May 14, 2007, three (3) bids were received by the Office of the City Clerk of the City of Oakland, for the Citywide Traffic Signal Project (City Project Nos. C229110, C232710, C270210); and

WHEREAS, Ray's Electric submitted the lowest responsible and responsive bid; and

WHEREAS, there are sufficient funds for the construction contract in the State Gas Tax Fund (2211 and 2212); Capital Improvement Projects, Transportation Services Division, Organization (92246); and

WHEREAS, Ray's Electric complies with all Local/Small Local Business Enterprise Program requirements; and

WHEREAS, the City lacks the equipment and 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 or better performance and that the services provided under the contract are of a technical and temporary natures and 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 construction contract for the Traffic Signal Project (City Project Nos. C229110, C232710, C270210) is hereby awarded to Ray's Electric in accordance with terms of its bid, dated May 14, 2007, in the amount of three hundred seventy-six thousand and forty-nine dollars (\$376,049.00); and be it

FURTHER RESOLVED: That the plans and specifications prepared by the Director of the Public Works Agency for the Traffic Signal Project (City Project Nos. C229110, C232710, C270210) are hereby approved; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$376,049.00 (100% of contract), and the amount for a bond to guarantee payment of all claims for labor and materials furnished and for amount due under the Unemployment Insurance Act, \$376,049.00 (100% of contract), with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Administrator, or her designee, is hereby authorized to enter into a contract with Ray's Electric Company on behalf of the City of Oakland and execute any amendments or modifications of said contract within the limitations of the project specifications; and be it

FURTHER RESOLVED: That all other bids are hereby rejected; and be it

FURTHER RESOLVED: That the contract shall be reviewed and approved for form and legality by the City Attorney, and a copy of the contract shall be kept on file in the Office of the City Clerk; and be it

FURTHER RESOLVED: That the City Clerk is hereby directed to post conspicuously forthwith notice of the above award on the official bulletin board in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20__

PASSED THE FOLLOWING VOTE:

AYES – BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND PRESIDENT DE LA FUENTE

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California