

OAKLAND CITY COUNCIL
RESOLUTION No. 79238 C. M. S.

FILED
OFFICE OF THE CITY CLERK
OAKLAND

INTRODUCED BY COUNCILMEMBER _____

Requires two-thirds vote of the Council

2005 APR 13 PM 6:27
D. Moore

RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO ANDES CONSTRUCTION, INC. FOR THE REHABILITATION OF SANITARY SEWERS IN THE AREA BOUNDED BY MACARTHUR BOULEVARD, PATTERSON AVENUE, REINHARDT DRIVE, CARSON STREET AND MADRONE STREET – SUB-BASIN 81-014 (PROJECT NO. C157910) FOR THE AMOUNT OF ONE MILLION FOUR HUNDRED FIFTEEN THOUSAND SEVENTY- NINE DOLLARS (\$1,415,079)

WHEREAS, on December 13, 2004, two bids were received by the Office of the City Clerk of the City of Oakland for the Rehabilitation of Sanitary Sewers in the Area Bounded by Macarthur Boulevard, Patterson Avenue, Reinhardt Drive, Carson Street and Madrone Street – Sub-basin 81-014 (Project No. C157910); and

WHEREAS, Andes Construction, a certified SLBE bidding as a prime with 5% bid discount, is the lowest responsible bidder for the project; and

WHEREAS, there are sufficient funds in the Sewer Service Fund (3100); Capital Projects-Sanitary Sewer Design Organization (92244); Sewers Account (57417); Rehabilitation of Sanitary Sewers in the Area Bounded by Macarthur Boulevard, Patterson Avenue, Reinhardt Drive, Carson Street and Madrone Street – Sub-basin 81-014 Project (C157910); and these funds were specifically allocated for this project; 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 or better performance; and

WHEREAS, Andes Construction complies with all LBE/SLBE goals; 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 services; now, therefore, be it

RESOLVED: That the contract for the Rehabilitation of Sanitary Sewers in the Area Bounded by Macarthur Boulevard, Patterson Avenue, Reinhardt Drive, Carson Street and Madrone Street – Sub-basin 81-014 (Project No. C157910) is hereby awarded to Andes Construction, Inc. in accordance with the terms of its bid therefore, dated December 13, 2004, for the amount of One Million Four Hundred Fifteen Thousand Seventy-Nine Dollars (\$1,415,079); and be it

FURTHER RESOLVED: That the plans and specifications prepared by the Director of Public Works for this project are hereby approved; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$1,415,079, and the amount for a bond to guarantee payment of all claims for labor and materials furnished and for the amount due under the Unemployment Insurance Act, \$1,415,079, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to enter into a contract with Andes Construction, Inc. on behalf of the City of Oakland and to execute any amendments or modifications to said agreement 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 by the City Attorney and placed 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; and be it

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

MAY 17 2005

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2005

PASSED BY THE FOLLOWING VOTE:

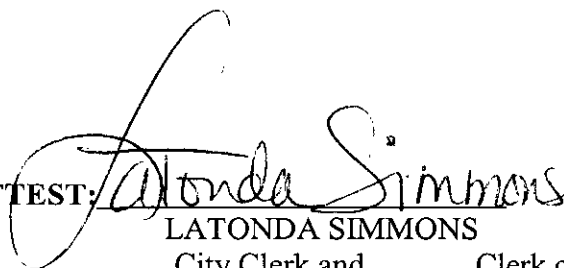
AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, AND
PRESIDENT DE LA FUENTE - 7

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:



LATONDA SIMMONS

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