

**CITY OF OAKLAND
AGENDA REPORT**

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2003 SEP 11 PM 2:05

TO: Office of the City Manager
ATTN: Deborah Edgerly, Interim City Manager
FROM: Public Works Agency
DATE: September 23, 2003

RE: **RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO VALENTINE CORPORATION FOR THE BRIDGE EARTHQUAKE RETROFIT PROJECT (PROJECT NUMBER H24010) IN THE AMOUNT OF ONE MILLION EIGHT HUNDRED EIGHTY-THREE THOUSAND THREE HUNDRED SIXTY-NINE DOLLARS (\$1,883,369) AND APPROPRIATING \$420,898 IN FEDERAL HIGHWAY FUNDS**

SUMMARY

A resolution has been prepared for Council approval that authorizes the award of a construction contract to Valentine Corporation for the Bridge Earthquake Retrofit Project (Project No. H24010) in the amount of \$1,883,369 and the appropriation of \$420,898 in federal highway funds.

Valentine Corporation is the lowest responsible bidder and has met the project's goals. Funds are available for this contract.

This project is consistent with the Mayor and City Council Goal to Maintain and Enhance Oakland's Physical Assets. The bridges are located in Council Districts 1 and 7.

It is recommended that the resolution be approved.

FISCAL IMPACT

The project is funded by the California Department of Transportation (Caltrans), through federal highway funds. The total project budget is \$2,225,398, which includes \$1,883,369 for the construction contract and \$342,029 for project management and construction engineering.

Originally, Caltrans had approved \$1,804,500 in federal funds. Additional federal funding in the amount of \$420,898 has been approved by Caltrans to fully fund the project.

Funding for this contract is available in Federal Highway Administration Fund and State Seismic Fund 2116; Organization 92242; Construction Contract Account 57411; Project H24010. With the additional appropriation, sufficient funds will be available in the project budget for the work.

BACKGROUND

This project consists of the earthquake retrofit of three bridges that were selected by Caltrans as part of the seismic safety retrofit program. These bridges are:

- Broadway-Patton Pedestrian Overcrossing (On Broadway between Patton Street and Brookside Avenue) (Bridge No. 33C-076),
- Hegenberger Road Overhead (on Hegenberger Road at San Leandro Street) Bridge No. 33C-165), and
- Hamilton Street Pedestrian Overcrossing (On Hegenberger Road at Hamilton Street between Rudsdale Street and Spencer Street) (Bridge No. 33C-166)

Caltrans contracted with Advanced Engineering Design (AED), a consultant firm, who prepared structural plans and specifications for the project. The City of Oakland is responsible for bidding, awarding and managing the construction contract for this project.

The proposed work consists of Bridge Earthquake Retrofit Work which, in general, includes structural excavation and backfill; piling, concrete bridge work, diaphragm bolster; concrete coring, drilling and doweling; reinforcement steel and miscellaneous metal work, waterproofing, column casing, and traffic control.

On June 23, 2003, the City Clerk received the following bids for the project:

Company	DBE Participation *	Location	Bid Amount
1) Valentine Corporation	11%	San Rafael, CA	\$1,883,369
2) ACC West Coast Inc.	6%	Benicia, CA	\$2,515,625

* *Disadvantaged Business Enterprise (DBE) goal for the project is 11%.*

Federal Department of Transportation guidelines are used to administer this project. There will be Disadvantaged Business Enterprise (DBE) participation of \$207,902 (11%), which meets the project's goal of 11%. The DBE information has been verified by the Contract Compliance Division of the City Manager's Office and is shown on *Attachment B*.

KEY ISSUES AND IMPACTS

Construction work is scheduled to begin in October 2003 and will be completed by March 2004. The contract specifies \$650 in liquidated damages per calendar day if the contract completion time of 125 working days is exceeded. The project schedule is also shown on *Attachment A*.

SUSTAINABLE OPPORTUNITIES

The seismic retrofit work will provide safe structures that benefit the neighborhoods and enhance the social equity of the residents of Oakland.

DISABILITY AND SENIOR CITIZEN ACCESS

The bridges seismic retrofit work will be done underneath the surface. There will be no impact to disability and senior citizen access.

RECOMMENDATION AND RATIONALE

Staff recommends that the City Council approve a resolution authorizing the award of the construction contract to Valentine Corporation for the Bridge Earthquake Retrofit Project (Project No. H24010) in the amount of \$1,883,369 and the appropriation of \$420,898 in federal highway funds. Valentine Corporation has met the Disadvantaged Business Enterprise goals, and there are sufficient funds in the project accounts.

ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that the City Council approve the resolution.

Respectfully submitted,


CLAUDETTE B. FORD
Director, Public Works Agency

Reviewed by:
Raul Godinez II, P.E.
Assistant Director, Public Works Agency

Prepared by:
Wladimir Wlassowsky, P.E.
Supervising Civil Engineer

APPROVED AND FORWARDED
TO THE PUBLIC WORKS COMMITTEE


OFFICE OF THE CITY MANAGER

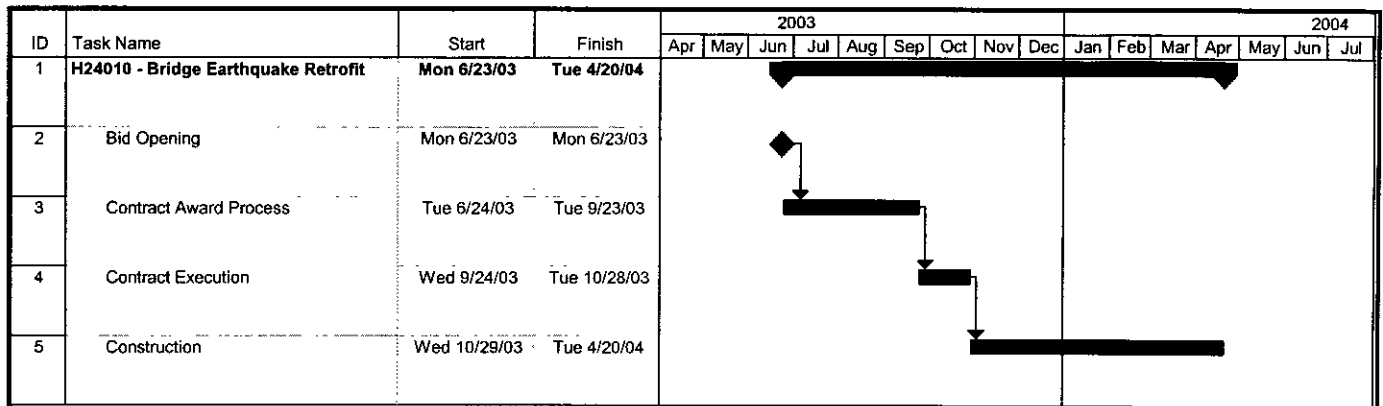
Attachment A
 List of Bidders/ Project Schedule

List of Bidders:

Company	DBE Participation *	Location	Bid Amount
1) Valentine Corporation	11%	San Rafael, CA	\$1,883,369
2) ACC West Coast Inc.	6%	Benicia, CA	\$2,515,625

* Disadvantaged Business Enterprise (DBE) goal for the project is 11%.

Project Schedule:



Attachment B
DBE Participation

**Contract Compliance and
Employment Services Division
Office of the City Manager**

Memorandum

Date: June 27, 2003
From: Dasco Munoz, Contract Compliance Officer
To: Stephanie Montgomery, PWA Contract Administration Manager
Regarding: Earthquake Retrofit - Broadway-Patton, Hegenberger, Hamilton St. Pedestrian Crossing -Project H24010

Contract Compliance & Employment Services reviewed two bids for the above referenced project. This project has 11% DBE goals and the levels of DBE participation are listed below:

Company Name	DBE
Valentine Corporation	11%
ACC West Coast Inc.	6%

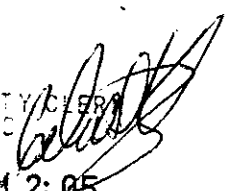
ACC West Coast Inc. achieved the 11% DBE participation goal through good faith efforts.

CC: Attachments

OAKLAND CITY COUNCIL
RESOLUTION No. _____

C. M. S.

OFFICE OF THE CITY CLERK
OAKLAND



2003 SEP 11 PM 2:05

INTRODUCED BY COUNCILMEMBER _____

Requires two-thirds vote of the Council

RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO VALENTINE CORPORATION FOR THE BRIDGE EARTHQUAKE RETROFIT PROJECT (PROJECT NUMBER H24010) IN THE AMOUNT OF ONE MILLION EIGHT HUNDRED EIGHTY-THREE THOUSAND THREE HUNDRED SIXTY-NINE DOLLARS (\$1,883,369) AND APPROPRIATING \$420,898 IN FEDERAL HIGHWAY FUNDS

WHEREAS, the State of California Department of Transportation (Caltrans) has identified three City Bridges as needing seismic analysis; and

WHEREAS, these three bridges are: the Broadway-Patton pedestrian overcrossing, the Hegenberger Road overhead bridge, and Hamilton Street pedestrian overcrossing; and

WHEREAS, a local agency-state agreement in the amount of \$1,804,500 has previously been approved by City Council on March 31, 1992, by Resolution No. 68786; and

WHEREAS, on June 23, 2003, bids were received by the Office of the City Clerk of the City of Oakland for the Bridge Earthquake Retrofit Project (Project Number H24010); and

WHEREAS, Valentine Corporation is the lowest responsible bidder for the project and has met the DBE requirements; and

WHEREAS, the project budget is \$2,225,398, which includes \$1,883,369 for the construction work and \$342,029 for project management and construction engineering; and

WHEREAS, additional funding in the amount of \$420,898 has been approved by Caltrans, and there are sufficient funds in the project budget for the work; 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 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 Bridge Earthquake Retrofit Project (Project Number H24010) is hereby awarded to Valentine Corporation, in accordance with the terms of its bid therefore, dated June 23, 2003, for the amount of One Million Eight Hundred Eighty-Three Thousand Three Hundred Sixty-Nine Dollars (\$1,883,369); and be it

FURTHER RESOLVED: That the City Manager is hereby authorized to appropriate \$420,898 in federal highway funds (fund 2116); 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, \$941,684.50, 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, \$1,883,369, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Manager is hereby authorized to enter into a contract with Valentine Corporation, on behalf of the City of Oakland and to execute any amendments or modifications of said contract; 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 approval of this resolution requires a two-thirds vote of the Council members.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2003

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

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