



AGENDA REPORT

TO: FRED BLACKWELL
CITY ADMINISTRATOR

FROM: Brooke A. Levin
Interim Director, OPW

SUBJECT: Linden Park Improvement Project
Construction Award

DATE: April 11, 2014

City Administrator
Approval

Date:

5/7/14

COUNCIL DISTRICT: 1

RECOMMENDATION

Staff recommends that the City Council adopt a resolution awarding and authorizing the City Administrator, or designee to execute a construction contract to Beliveau Engineering Contractors, Inc., the lowest responsive and responsible bidder in accordance with project plans and specifications for Linden Park Improvement Project (B00560) and with contractor's bid in the amount of Two Hundred Seventy Three Thousand and Six Hundred Dollars (\$273,600.00).

OUTCOME

Approval of this resolution will authorize the City Administrator or designee to execute a construction contract to Beliveau Engineering in the amount of \$273,600.00 for construction of the Linden Park improvements in accordance with plans and specifications for Linden Park Improvement Project (B00560).

BACKGROUND/LEGISLATIVE HISTORY

Located in a densely populated area of North Oakland, next door to the North Oakland Community Charter School (NOCCS), Linden Park's heavy school and neighborhood use have resulted in the decline of the park's large central lawn, which is now bare soil. The efforts of the Longfellow Neighborhood Association, NOCCS, community meetings and project planning since 2011 resulted in the plan to replace the lawn with an all season synthetic turf and to upgrade adjacent hardscape and planting areas. See *Attachment A* - Location Map & Project Site Plan.

On November 14, 2012, the Linden Park Improvement Project was presented and endorsed by the Park and Recreation Advisory Commission.

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Public Works Committee
May 27, 2014

ANALYSIS

The Project was advertised on March 4, 2014. On March 27, 2014, the City Clerk received 4 bids for the project as shown on **Attachment B: Bid Results** (March 27, 2014). Contract Compliance deemed three of the four bids to be non-responsive (*see Attachment C: Compliance Analysis*, dated April 16, 2014), and deemed Beliveau Engineering is the lowest responsive and responsible bidder, and therefore is recommended for the award based on funding availability.

Company	Bid Amount
<i>Engineer's Estimate</i>	<i>\$250,000.00</i>
Beliveau Engineering Contractors, Inc.	\$273,600.00
Bay Construction Co.	\$325,950.00
Naturescapes	\$227,780.00
Rosas Brothers Construction	\$273,000.00

There is sufficient funding available to award the base bid to the lowest responsive, responsible bidder, Beliveau Engineering Contractors, Inc., in the amount of \$273,600.00.

The contract specifies \$1,000.00 in liquidated damages per calendar day if the contract is not completed within 90 working days. Construction is anticipated to begin in August 2014 and complete by December 2014.

PUBLIC OUTREACH/INTEREST

Public outreach for the Linden Park Improvement Project began in July of 2012 and is ongoing. City coordinated closely with the Longfellow Neighborhood Association as well as the parents and staff of the adjacent North Oakland Community Charter School charter school. The community supported the Linden Park Improvement at the Park and Recreation Advisory Commission presented on November 14, 2012.

COORDINATION

This project report has been coordinated and reviewed with the following agencies:

- Office of City Attorney
- Budget Office

COST SUMMARY/IMPLICATIONS

1. AMOUNT OF RECOMMENDATION/COST OF PROJECT:

Approval of this resolution will authorize the City Administrator or designee to award and execute a construction contract with Beliveau Engineering Contractors, Inc. in the amount of \$273,600.00.

Item: _____
Public Works Committee
May 27, 2014

2. COST ELEMENTS OF AGREEMENT/CONTRACT: Construction and development of the Linden Park Improvement Project as identified by bid plans and specifications.
3. SOURCE OF FUNDING:

FUNDING SOURCE	AMOUNT
Municipal Capital Improvement fund 5500, org. 92270, account 57112, Project No. B00560	\$262,117.62
Capital Reserves fund 5510, org. 92270, account 57112, Project No. B273030	\$11,482.38
TOTAL FUNDS	\$273,600.00

4. FISCAL IMPACT:

Approval of this resolution will authorize the City Administrator or designee to award and execute a construction contract with Beliveau Engineering Contractors, Inc., in the amount of \$273,600.00 to complete the Linden Park Improvement Project.

The City is currently responsible for the maintenance and upkeep of the facility and landscaping areas.

PAST PERFORMANCE, EVALUATION AND FOLLOW-UP

Beliveau Engineering Contractors, Inc. has completed several projects with the City. Most recent project is the Peralta Hacienda Historical Park – De Anza Trails Improvement and the work is satisfactory.

SUSTAINABLE OPPORTUNITIES

Economic: The project will improve the public's experience of the park for sporting and recreational programs.

Environmental: The contractor is required to recycle and re-use construction materials to the extent practicable and comply with City standards. The project improves water quality by reducing runoff and improving on-site infiltration through bioswales.

Social Equity: The improvements will enhance sporting and recreational opportunities for the public.

Social Equity: The improvements will enhance sporting and recreational opportunities for the public.

CEQA

The project is exempt from environmental review as the work is limited to improvements to an existing facility.

For questions regarding this report, please contact David Lau, Project Delivery Manager, 510-238-7131.

Respectfully submitted,



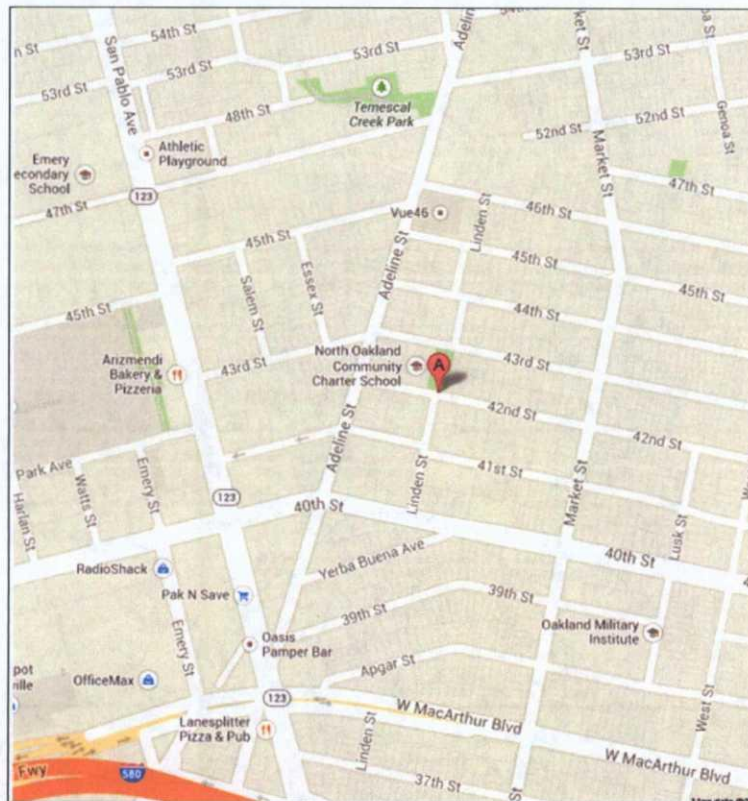
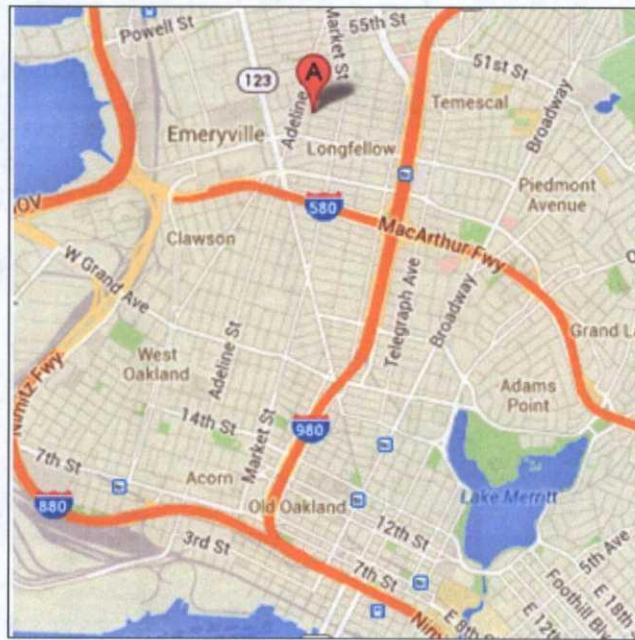
BROOKE A. LEVIN
Interim Director, Oakland Public Works

Reviewed by:
Michael Neary, P.E., Assistant Director,
OPW, Bureau of Engineering and Construction

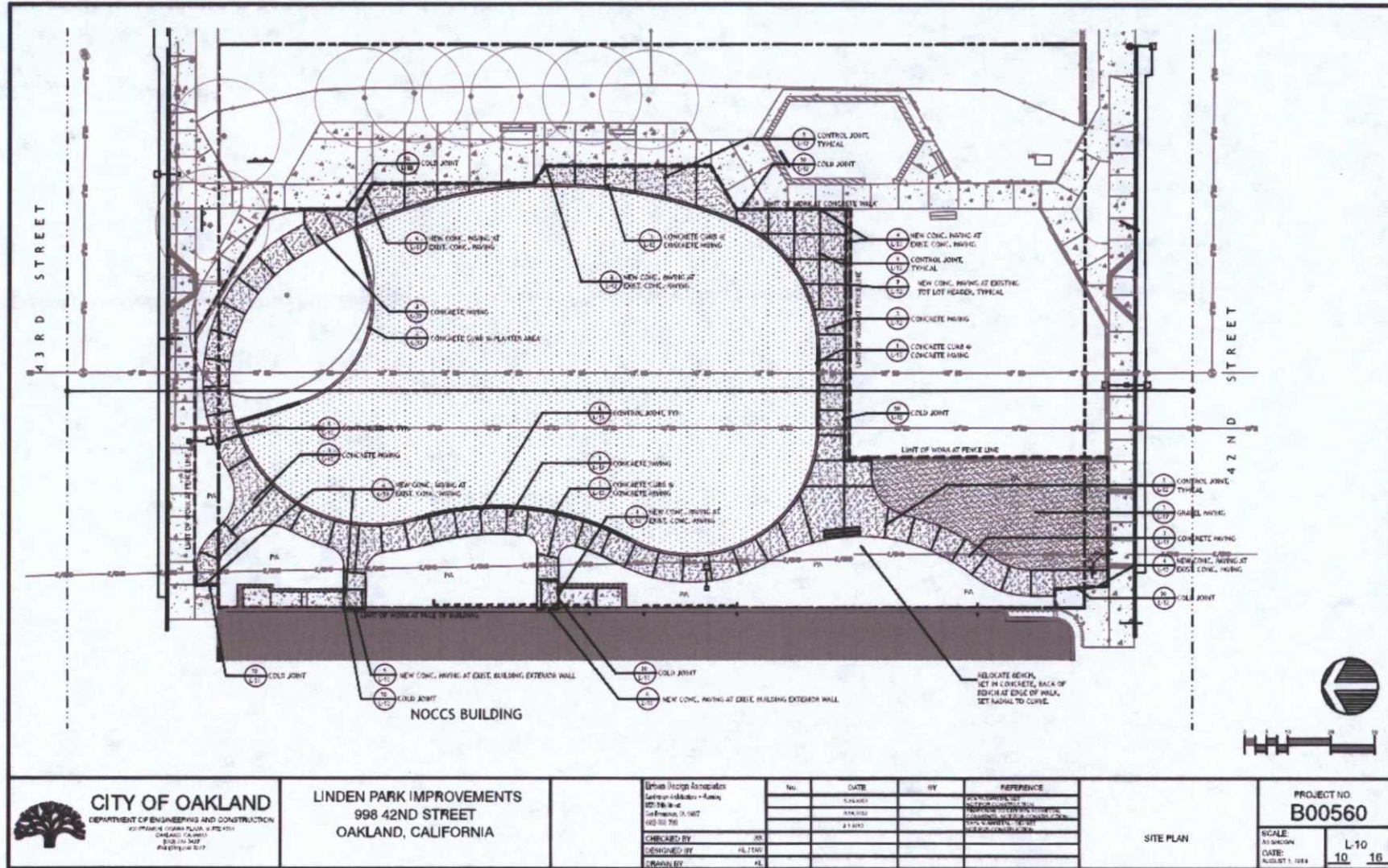
Prepared by:
Dana Banks, C.I.P Coordinator
Project Delivery Division

Attachments:

- A- Location Map & Project Site Plan
- B- Bid Results (March 27, 2014)
- C- Contract Compliance Bid Analysis (April 16, 2014)



Location Map:
998 42nd Street, Oakland, CA 94608



Site Plan

CITY OF OAKLAND

Public Works Agency - Contract Services

CONTRACTOR BID RESULTS

PROJECT NAME: Linden Park Improvements
 PROJECT NO: **B00560**
 BID DATE: Thursday, March 27, 2014
 ENGINEER'S ESTIMATE: \$283,000.00
 ISSUED TO COMPLIANCE, PROJECT MANAGER AND ALL PRIME BIDDERS: Thursday, March 27, 2014

BASIS OF AWARD: base bid*

COMPLIANCE OFFICER: Sophany Hang

COMMENTS: 1. * Basis of Award is base bid only instead of basis described in Notice To Bidders because the bid alternate priority and construction budget were not announced prior to bid opening.
 2. Apparent Low Bidder is Rosas Brothers.
 3. Naturescapes is deemed non-responsive for failure to list trucking.

Documents Required With Bid	BAY CONSTRUCTION CO.		NATURESCAPES		ROSAS BROTHERS CONSTRUCTION		BELIVEAU ENGINEERING CONTRACTORS	
Contractor's Bid Form and Bid Schedule	Y		Y		Y		Y	
License Type and is it Active per CSLB?	A, B, C-27	Y	C-27	Y	A	Y	A, B	Y
Addendum acknowledgement	Y		Y		Y		Y	
Bid Bond Form	Y		Y		Y		Y	
Schedule K - Pending Dispute Disclosure	Y		Y		Y		Y	
Schedule O - Campaign Contribution Limits	Y		Y		Y		Y	
Schedule R - Subcontractor, Supplier, Trucker Listing	Y		Y		Y		Y	
If Trucking is required, was one listed?	Y		N		Y		Y	

Item Number	Spec. Section	Item Description	Engineer's Estimate				BAY CONSTRUCTION CO.		NATURESCAPES		ROSAS BROTHERS CONSTRUCTION		BELIVEAU ENGINEERING CONTRACTORS	
			Quantity	Unit	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1		Demolition	1	LS	7,000.00	\$ 7,000.00	35,670.00	\$ 35,670.00	18,888.00	\$ 18,888.00	17,000.00	\$ 17,000.00	10,000.00	\$ 10,000.00
2		Grading and Drainage	1	LS	67,000.00	\$ 67,000.00	70,110.00	\$ 70,110.00	87,564.00	\$ 87,564.00	28,000.00	\$ 28,000.00	115,300.00	\$ 115,300.00
3		Hardscape	1	LS	32,500.00	\$ 32,500.00	83,640.00	\$ 83,640.00	30,050.00	\$ 30,050.00	52,000.00	\$ 52,000.00	57,200.00	\$ 57,200.00
4		Artificial Turf, inc. header and curb	1	LS	138,000.00	\$ 138,000.00	111,930.00	\$ 111,930.00	85,864.00	\$ 85,864.00	168,000.00	\$ 168,000.00	73,600.00	\$ 73,600.00
5		Bioswale	1	LS	5,500.00	\$ 5,500.00	24,600.00	\$ 24,600.00	5,414.00	\$ 5,414.00	8,000.00	\$ 8,000.00	17,500.00	\$ 17,500.00
			Total of Base Bid Items per spreadsheet calculation				\$ 250,000.00	\$ 325,950.00	\$ 227,780.00	\$ 273,000.00	\$ 273,600.00	\$ 273,600.00	\$ 273,600.00	
			Total of Base Bid Items per contractor calculation				\$ 335,950.00	\$ 335,950.00	\$ 227,780.00	\$ 273,000.00	\$ 273,000.00	\$ 273,600.00	\$ 273,600.00	
1		Irrigation	1	LS	9,000.00	\$ 9,000.00	20,000.00	\$ 20,000.00	10,525.00	\$ 10,525.00	18,500.00	\$ 18,500.00	17,500.00	\$ 17,500.00
			Total of Bid Alternate No. 1 per spreadsheet calculation				\$ 9,000.00	\$ 20,000.00	\$ 10,525.00	\$ 18,500.00	\$ 17,500.00	\$ 17,500.00		
			Total of Bid Alternate per contractor calculation				\$ 20,000.00	\$ 20,000.00	\$ 10,525.00	\$ 18,500.00	\$ 17,500.00	\$ 17,500.00		
1		Planting	1	LS	24,000.00	\$ 24,000.00	20,000.00	\$ 20,000.00	25,255.00	\$ 25,255.00	22,000.00	\$ 22,000.00	38,000.00	\$ 38,000.00
			Total of Bid Alternate No. 2 per spreadsheet calculation				\$ 24,000.00	\$ 20,000.00	\$ 25,255.00	\$ 22,000.00	\$ 38,000.00	\$ 38,000.00		
			Total of Bid Alternate per contractor calculation				\$ 20,000.00	\$ 20,000.00	\$ 25,255.00	\$ 22,000.00	\$ 38,000.00	\$ 38,000.00		
			Total of Base Bid Items + Alternates per spreadsheet calculation				\$ 283,000.00	\$ 365,950.00	\$ 263,560.00	\$ 313,500.00	\$ 329,100.00	\$ 329,100.00		



INTER OFFICE MEMORANDUM

TO: Dana Banks,
Capital Improvement Project Coordinator

FROM: Deborah Barnes, *Deborah Barnes*
Manager, Contracts & Compliance

SUBJECT: Compliance Analysis
Linden Park Improvements
Project No. B00560

DATE: April 16, 2014

City Administrator's Office, Contracts and Compliance Unit reviewed four (4) bids in response to the above referenced project. Below is the outcome of the compliance evaluation for the minimum 50% Local and Small Local Business Enterprise (L/SLBE) participation requirement, a preliminary review for compliance with the Equal Benefits Ordinance (EBO), and a brief overview of the lowest responsible bidder's compliance with the 50% Local Employment Program (LEP) and the 15% Oakland Apprenticeship Program on the bidder's most recently completed City of Oakland project.

Responsive to L/SLBE and/or EBO Policies		Proposed Participation					Earned Credits and Discounts			EBO Compliant? Y/N
Company Name	Original Bid Amount	Total LBE/SLBE	LBE	SLBE	*VSLBE/LPG	L/SLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount	
Beliveau Engineering Contractors, Inc.	\$273,600.00	100%	0.00%	100%	0.00%	100%	100%	5%	\$259,920.00	Y

Comments: As noted above, firm met and/or exceeded the minimum 50% L/SLBE participation requirement. The firm is EBO compliant.

Non-Responsive to L/SLBE Program		Proposed Participation					Earned Credits and Discounts			Banked Credits Eligibility	EBO Compliant? Y/N
Company Name	Original Bid Amount	Total LBE/SLBE	LBE	SLBE	*VSLBE/LPG	L/SLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount		
Naturescapes	\$227,780.00	2.55%	2.55%	0.00%	0.00%	0.00%	NA	NA	NA	NA	N
Rosas Brothers	\$273,000.00	41.94%	4.76%	37.18%	0.00%	100%	NA	NA	NA	NA	Y
Bay Construction	\$325,950.00	91.07%	0.00%	91.07%	0.00%	0.00%	NA	NA	NA	NA	Y

Comments: As noted above, Naturescapes and Rosas Brothers failed to meet minimum 50% L/SLBE participation requirement. Bay Construction achieved 91.07% L/SLBE participation. However, they failed to meet 50% L/SLBE trucking requirement. Therefore, they are deemed non-responsive.



For Informational Purposes

Listed below is the lowest responsible bidder's compliance with the 50% Local Employment Program (LEP) and the 15% Oakland Apprenticeship Program for the lowest bidder's most recently completed City of Oakland project.

Contractor Name: Peralta Hacienda Park De Anza Improvement Project
Project Name: Beliveau Engineering
Project No. C284540

50% Local Employment Program (LEP)

Was the 50% LEP Goal achieved?	Yes	If no, shortfall hours?	
Were all shortfalls satisfied?	Yes	If no, penalty amount	

15% Oakland Apprenticeship Program

Was the 15% Apprenticeship Goal achieved?	Yes	If no, shortfall hours?	
Were shortfalls satisfied?	Yes	If no, penalty amount?	

The spreadsheet below provides details of the 50% LEP and 15% Apprenticeship Programs. Information provided includes the following data: A) total project hours, B) core workforce hours deducted, C) LEP project employment and work hour goal; D) LEP employment and work hours achieved; E) # resident new hires; F) shortfall hours; G) percent LEP compliance; H) total apprentice hours; I) apprenticeship goal and hours achieved; and J) Apprentice shortfall hours.

Total Project Hours	50% Local Employment Program (LEP)							15% Apprenticeship Program				
	Core Workforce Hours Deducted	LEP Project Employment and Work Hours Goal		LEP Employment and Work Hours Achieved		# Resident New Hires	Shortfall Hours	% LEP Compliance	Total Oakland Apprenticeship Hours Achieved	Apprenticeship Goal and Hours		Apprentice Shortfall Hours
		Goal	Hours	Goal	Hours					Goal	Hours	
A	B	C		D		E	F	G	H	I		J
6896	0	50%	3448	100%	3448	0	0	100%	1034	15%	1034	0

Comments: Beliveau Engineering Met the Local Employment Program's 50% resident hiring goal with 100% resident employment and met the 15% Oakland Apprenticeship Program goals with 516 on-site hours and 516 off-site hours.

Should you have any questions, you may contact Sophany Hang, Acting Contract Compliance Officer at (510) 238-3723.

CITY ADMINISTRATOR'S OFFICE



Contracts and Compliance Unit

PROJECT COMPLIANCE EVALUATION FOR :

Project No. B00560

RE:

Linden Park Improvements

CONTRACTOR: Beliveau Engineering Contractors, Inc.

<u>Engineer's Estimate:</u> \$283,000.00	<u>Contractors' Bid Amount</u> \$273,600.00	<u>Over/Under Engineer's Estimate</u> \$9,400.00
<u>Discounted Bid Amount:</u> \$259,920.00	<u>Amt. of Bid Discount</u> \$13,680.00	<u>Discount Points:</u> 5.00%
1. Did the 50% local/small local requirement apply:		<u>YES</u>
2. Did the contractor meet the 50% requirement		<u>YES</u>
a) % of LBE participation	<u>0.00%</u>	
b) % of SLBE participation	<u>100.00%</u>	
c) % of VSLBE participation	<u>0.00%</u>	
3. Did the contractor meet the L/SLBE Trucking requirement?		<u>YES</u>
a) Total L/SLBE trucking participation	<u>100.00%</u>	
a) Total VSLBE trucking participation	<u>0.00%</u>	
4. Did the contractor receive bid discount points?		<u>YES</u>
(If yes, list the points received)	<u>5%</u>	

5. Additional Comments.

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

4/16/2014

Date

Reviewing Officer:

Stephan Hoff

Date: 4/16/2014

Approved By:

Shelley Darenburg

Date: 4/16/2014

LBE/SLBE Participation Bidder 3

Project Name: Linden Park Improvements														
Project No.: B00560		Engineer's Estimate: 283,000.00				Under/Over Engineers Estimate: 9,400.00								
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	*VSLBE/LPG	Total	VSLBE	L/SLBE	Total	TOTAL	Ethn.	MBE	WBE
							LBE/SLBE	Trucking	Trucking	Trucking	Dollars			
PRIME Trucking	Beliveau Engineering Contractors, Inc.	Oakland	CB		271,600.00		271,600.00				271,600.00	C		
	Williams Trucking	Oakland	CB		2,000.00		2,000.00		2,000.00	2,000.00	2,000.00	AA	2,000.00	
Project Totals				\$0.00 0%	\$273,600.00 100%	\$0.00 0%	\$273,600.00 100%	\$0.00 0%	\$2,000.00 100%	\$2,000.00 100%	\$273,600.00 100%		\$2,000.00 0.73%	\$0.00 0.00%
Requirements: The 50% requirements is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements and aVSLBE/LPP firm can be counted double towards achieving the 50% requirement.				LBE 25%	SLBE 25%	VSLBE/LPG	TOTAL LBE/SLBE	VSLBE Trucking	L/SLBE TRUCKING	TOTAL DOLLARS	Ethnicity AA = African American A = Asian AI = Asian Indian AP = Asian Pacific C = Caucasian AP - Asian Pacific H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise VSLBE-Very Small Local Business Enterprise LPG = Locally Produced Goods 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								



CITY ADMINISTRATOR'S OFFICE

Contracts and Compliance Unit

PROJECT COMPLIANCE EVALUATION FOR :

Project No. **B00560**

RE: **Linden Park Improvements**

CONTRACTOR: **Naturescapes**

<u>Engineer's Estimate:</u> \$283,000.00	<u>Contractors' Bid Amount</u> \$227,780.00	<u>Over/Under</u> <u>Engineer's Estimate</u> \$55,220.00
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<u>Discounted Bid Amount:</u> \$0.00	<u>Amt. of Bid Discount</u> \$0.00	<u>Discount Points:</u> 0.00%
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- | | |
|---|---------------------|
| 1. Did the 50% local/small local requirement apply: | <u>YES</u> |
| 2. Did the contractor meet the 50% requirement | <u>NO</u> |
| a) % of LBE participation | <u>2.55%</u> |
| b) % of SLBE participation | <u>0.00%</u> |
| c) % of VSLBE participation | <u>0.00%</u> |
| 3. Did the contractor meet the L/SLBE Trucking requirement? | <u>NO</u> |
| a) Total L/SLBE trucking participation | <u>0.00%</u> |
| a) Total VSLBE trucking participation | <u>0.00%</u> |

- | | |
|--|------------------|
| 4. Did the contractor receive bid discount points? | <u>NO</u> |
| (If yes, list the points received) | <u>0%</u> |

5. Additional Comments.
Firm failed to meet the minimum 50% L/SLBE and the 50% L/SLBE trucking participation requirement. Therefore, they are deemed non-responsive.

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

4/16/2014

Date

Reviewing Officer: *Sophie Hoff*

Approved By: *Shelley Orensberg*

Date: 4/16/2014

Date: 4/16/2014

LBE/SLBE Participation Bidder 1

Project Name:		Linden Park Improvements												
Project No.:		B00560		Engineer's Estimate			283,000.00		Under/Over Engineers Estimate:			55,220.00		
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	*VSLBE/LPG	Total LBE/SLBE	VSLBE Trucking	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethn.	MBE	WBE
PRIME	Naturescapes	San Jose	UB								217,951.00	NL		
Bioswale	L.H. Voss	Dublin	UB								1,358.00	NL		
Concrete	Right Away	Oakland	CB	5,800.00			5,800.00				5,800.00	C		
Manhole	Old Castle Pre Cast	Pleasanton	UB								2,671.00	NL		
Astro turf	Better than Real Grass											NL		
Project Totals				5,800.00	0.00	0.00	5,800.00	0.00	0.00	0.00	227,780.00		0.00	0.00
				2.55%	0.00%	0.00%	2.55%	0.00%	0.00%	0%	100%		0.00%	0.00%
Requirements:				LBE 25%	SLBE 25%	VSLBE/LPG	TOTAL LBE/SLBE	VSLBE Trucking	L/SLBE TRUCKING	TOTAL DOLLARS	Ethnicity			
The 50% requirements is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements and aVSLBE/LPP firm can be counted double towards achieving the 50% requirement.											AA = African American A = Asian AI = Asian Indian AP = Asian Pacific C = Caucasian AP - Asian Pacific H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend														
LBE = Local Business Enterprise				UB = Uncertified Business										
SLBE = Small Local Business Enterprise				CB = Certified Business										
VSLBE-Very Small Local Business Enterprise				MBE = Minority Business Enterprise										
LPG = Locally Produced Goods				WBE = Women Business Enterprise										
Total LBE/SLBE = All Certified Local and Small Local Businesses														
NPLBE = NonProfit Local Business Enterprise														
NPSLBE = NonProfit Small Local Business Enterprise														

CITY ADMINISTRATOR'S OFFICE



Contracts and Compliance Unit

PROJECT COMPLIANCE EVALUATION FOR :

Project No. B00560

RE: Linden Park Improvements

CONTRACTOR: Rosas Brothers

Engineer's Estimate:	Contractors' Bid Amount	Over/Under Engineer's Estimate
\$283,000.00	\$273,000.00	\$10,000.00

Discounted Bid Amount:	Amt. of Bid Discount	Discount Points:
\$0.00	\$0.00	0.00%

- 1. Did the 50% local/small local requirement apply: **YES**
- 2. Did the contractor meet the 50% requirement **NO**
 - a) % of LBE participation **4.76%**
 - b) % of SLBE **37.18%**
 - c) % of VSLBE **0.00%**
- 3. Did the contractor meet the Trucking requirement? **YES**
 - a) Total L/SLBE trucking participation **100.00%**
 - a) Total VSLBE trucking participation **0.00%**
- 4. Did the contractor receive bid discount points? **NO**

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

5. Additional Comments.
Firm failed to meet the minimum 50% L/SLBE participation requirement. Therefore, they are deemed non-responsive.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.
4/16/2014
Date

Reviewing Officer: Shelley Harg **Date:** 4/16/2014
Approved By: Shelley Qarensburg **Date:** 4/16/2014

LBE/SLBE Participation Bidder 2

Project Name: Linden Park Improvements		Project No.: CB00560		Engineer's Estimate: 283,000.00		Under/Over Engineers Estimate: 10,000.00								
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	*VSLBE/LPG	Total LBE/SLBE	VSLBE Trucking	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethn.	MBE	WBE
PRIME	Rosas Brothers	Oakland	CB		93,500.00		93,500.00				93,500.00	H	93,500.00	
	Concrete	Central Concrete Supply	Oakland	CB	13,000.00		13,000.00				13,000.00	C		
Trucking	Williams Trucking	Oakland	CB		8,000.00		8,000.00		8,000.00	8,000.00	8,000.00	AA	8,000.00	
Landscape	Las Loza Landscape	Hayward	UB								33,500.00	NL		
Turf	The Turf Authority	Dublin	UB								125,000.00	NL		
Project Totals				13,000.00 4.76%	101,500.00 37.18%	0.00 0.00%	114,500.00 41.94%	0.00 0.00%	8,000.00 100.00%	8,000.00 100%	273,000.00 100%		101,500.00 37.18%	0.00 0.00%
Requirements: The 50% requirements is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements and aVSLBE/LPP firm can be counted double towards achieving the 50% requirement.				LBE 25%	SLBE 25%	VSLBE/LPG	TOTAL LBE/SLBE	VSLBE Trucking	L/SLBE TRUCKING	TOTAL DOLLARS	Ethnicity AA = African American A = Asian AI = Asian Indian AP = Asian Pacific C = Caucasian AP - Asian Pacific H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise VSLBE-Very Small Local Business Enterprise LPG = Locally Produced Goods 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						

CITY ADMINISTRATOR'S OFFICE



Contracts and Compliance Unit

PROJECT COMPLIANCE EVALUATION FOR :

Project No. B00560

RE:

Linden Park Improvements

CONTRACTOR: Bay Construction

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$283,000.00	\$335,950.00	(\$52,950.00)

<u>Discounted Bid Amount</u>	<u>Amt. of Bid Discount</u>	<u>Discount Points:</u>
\$0.00	\$0.00	0.00%

- 1. Did the 50% local/small local requirement apply: **YES**
- 2. Did the contractor meet the 50% requirement **YES**
 - a) % of LBE **0.00%**
 - b) % of SLBE **91.07%**
 - c) % of VSLBE **0.00%**
- 3. Did the contractor meet the L/SLBE Trucking **YES**
 - a) Total L/SLBE trucking participation **0.00%**
 - a) Total VSLBE trucking participation **0.00%**
- 4. Did the contractor receive bid discount points? **NO**

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

5. Additional Comments.
Firm failed to meet the 50% L/SLBE trucking participation requirement. Therefore, they are deemed non-responsive.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.
4/16/2014
Date

Reviewing Officer:

Date: 4/16/2014

Approved By:

Date: 4/16/2014

LBE/SLBE Participation Bidder 4

Project Name: Linden Park Improvements														
Project No.: 0		Engineer's Estimate 283,000.00				Under/Over Engineers Estimate: -52,950.00								
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	*VSLBE/LPG	Total LBE/SLBE	VSLBE Trucking	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethnicity		
												Ethn.	MBE	WBE
PRIME Synthetic Turf	Bay Construction	Oakland	CB		305,950.00		305,950.00				305,950.00	AP	305,950.00	
	New Grass	San Diego	UB								30,000.00	NL		
Project Totals				0.00 0.00%	305,950.00 91.07%	0.00 0.00%	305,950.00 91.07%	0.00 0.00%	0.00 0.00%	0.00 0%	335,950.00 100%		305,950.00 91.07%	0.00 0.00%
Requirements: The 50% requirements is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements and a VSLBE/LPP firm can be counted double towards achieving the 50% requirement.				LBE 25%	SLBE 25%	VSLBE/LPG	TOTAL LBE/SLBE	VSLBE Trucking	L/SLBE TRUCKING	TOTAL DOLLARS	Ethnicity AA = African American A = Asian AI = Asian Indian AP = Asian Pacific C = Caucasian AP - Asian Pacific H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend				LBE = Local Business Enterprise	SLBE = Small Local Business Enterprise	VSLBE-Very Small Local Business Enterprise	LPG = Locally Produced Goods	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

FILED
OFFICE OF THE CITY CLERK
OAKLAND

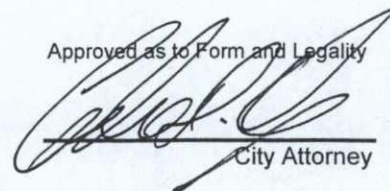
2014 MAY 14 AM 10:02

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

Approved as to Form and Legality



City Attorney

RESOLUTION AWARDING AND AUTHORIZING THE CITY ADMINISTRATOR, OR DESIGNEE TO EXECUTE A CONSTRUCTION CONTRACT TO BELIVEAU ENGINEERING CONTRACTORS, INC., THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER IN ACCORDANCE WITH PROJECT PLANS AND SPECIFICATIONS FOR LINDEN PARK IMPROVEMENT PROJECT (B00560) AND WITH CONTRACTOR'S BID IN THE AMOUNT OF TWO HUNDRED SEVENTY THREE THOUSAND AND SIX HUNDRED DOLLARS (\$273,600.00)

WHEREAS, located in a densely populated area of North Oakland, next door to the North Oakland Community Charter School (NOCCS), Linden Park's heavy use and deferred maintenance have resulted in the decline of the park's large central lawn, which is now bare soil; through a Community and City partnership to make improvements, plans have been developed to replace the lawn with an all season synthetic turf and to upgrade adjacent hardscape and planting areas; and

WHEREAS, there are four fund sources available for the project: Municipal Capital Improvement fund 5500, org. 92270, account 57112, Project No. B00560, \$262,117.62; and Capital Reserves fund 5510, org. 92270, account 57112) Project No. B273030, \$11,482.38; totaling \$273,600.00; and

WHEREAS, the project was advertised on March 4, 2014, and on March 27, 2014, the City Clerk received four (4) bids; and

WHEREAS, Contract Compliance deemed three of the four bids to be non-responsive, and deemed Beliveau Engineering Contractors, Inc. is the lowest responsive and responsible bidder; and

WHEREAS, it is in the best interest of the City to award the contract to Beliveau Engineering Contractors, Inc. in order to complete the construction in a timely manner to meet funding timeline and start construction during school summer session; and

WHEREAS, the City Council finds and determines based on the representations set forth in the City Administrator's report accompanying this Resolution that the construction contract approved hereunder is temporary in nature; and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary work, that the performance of this contract is in the public interest because of economy or better performance; 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 construction contract for the Linden Park Improvement Project (B00560) is awarded to Beliveau Engineering Contractors, Inc., the lowest responsive, responsible bidder, in accord with plans and specifications for the Project and contractor's bid therefore, dated March 27, 2014, in the amount of Two Hundred Seventy Three Thousand Six Hundred Dollars (\$273,600.00) and be it

FURTHER RESOLVED, That the City Council hereby approves the plans and specifications prepared at the direction of the Assistant Director of the Oakland Public Works Department for this project; and be it

FURTHER RESOLVED, That the City Administrator is authorized to execute any amendments or modifications of the contract within the limitations of the project specifications; and be it

FURTHER RESOLVED, That the successful contractor shall provide faithful performance bond and a bond to guarantee payment of all claims for labor and materials furnished and for the amount of 100% of the contract price and due under the Unemployment Insurance Act prior to execution of the contract; and be it

FURTHER RESOLVED, That the contract shall be reviewed and approved by the City Attorney for form and legality prior to execution and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF and PRESIDENT KERNIGHAN

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

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