



City Attorney

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OFFICE OF THE CITY CLERK
OAKLAND
2016 FEB 10 PM 12: 15

OAKLAND CITY COUNCIL

RESOLUTION NO. 86026 C.M.S.

Introduced by Councilmember _____

RESOLUTION AWARDING CONSTRUCTION CONTRACTS IN AN AMOUNT NOT-TO-EXCEED ONE MILLION DOLLARS (\$1,000,000.00) EACH WITH 1) MOSTO CONSTRUCTION AND 2) ROTO-ROOTER FOR ON-CALL CITY FACILITIES SANITARY SEWER LATERALS REPAIR PROJECT FISCAL YEAR 2015-18 (PROJECT NO. C329152) OVER A PERIOD OF THREE YEARS

WHEREAS, in accordance with the 2014 Consent Decree, Oakland is required to inspect and, where necessary, repair or rehabilitate defective City owned Sewer Laterals. The work under this contract, in general, consists of replacing/rehabilitating City-owned sanitary sewer laterals, obtaining EBMUD private sewer lateral (PSL) certification and performing television inspections on an as-needed basis; and

WHEREAS, on October 8, 2015, the City issued a Request For Qualifications for On-Call City Facilities Sanitary Sewer Laterals Repair Project FY 2015-18 (Project No. C329152); and

WHEREAS, on November 19, 2015, two (2) firms responded to the Request For Qualifications (RFQ) for On-Call City Facilities Sanitary Sewer Laterals Repair Project; and

WHEREAS, unscheduled construction projects will occur throughout the three-year contract period and will likely require on-call construction services; and

WHEREAS, as each project arises, the City will obtain competitive bids from each contractor and will award the work to the lowest responsible, responsive bidder in accordance with OMC Chapter 2.04.045; and

WHEREAS, the City conducted a pre-qualification process in accordance with Oakland Municipal Code Chapter (OMC) 2.04.045; and

WHEREAS, the two contractors meet the requirements of OMC Chapter 2.04.045(a) for pre-qualification for On-Call City Facilities Sanitary Sewer Laterals Repair Project; and

WHEREAS, a total of \$1,750,000.00 is available in the FY2015-17 Budget in Fund 3100 Sewer Service Fund, Organization 92244 Sanitary Sewer Design Organization, Account 57417 Sewers, and in the On-Call City Facilities Sanitary Sewer Laterals Repair project C329152. A total of \$250,000.00 will be set aside in the FY2017-18 Capital Improvement Budget contingent upon the availability of funding. This project will help reduce the amount of sanitary sewer maintenance requirement; 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 that this contract is of a professional, scientific or technical nature; and

WHEREAS, Mosto Construction and Roto-Rooter will be complied with all LBE/SLBE and trucking requirements; 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 designee is authorized to execute two construction contracts in an amount not to exceed one million dollars (\$1,000,000.00) each with 1) Mosto Construction and 2) Roto-Rooter for On-Call City Facilities Sanitary Sewer Laterals Repair Project FY 2015-18 (Project No. C329152) and in accordance with plans and specifications for the Project and contractor's bid dated November 19, 2015; and be it

FURTHER RESOLVED: That the contractor shall provide performance and payment bonds for 100% of the value of the work assignment prior to the commencement of any work under its on-call construction contract; and be it

FURTHER RESOLVED: That the City Administrator, or designee, is hereby authorized to enter into a contract with Mosto Construction and Roto-Rooter on behalf of the City of Oakland and to execute any amendments or modifications of the contract within the limitations of the project specifications; and be it

FURTHER RESOLVED: That the plans and specifications prepared for this project, including any subsequent changes during construction, that will be reviewed and adopted by the Director, or designee, are hereby approved; 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, MAR 01 2016, 20

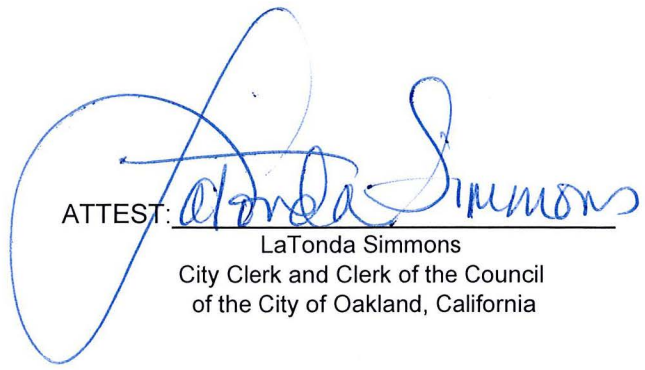
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, and PRESIDENT GIBSON MCELHANEY 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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