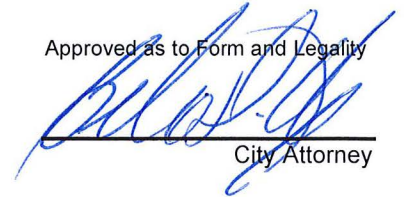


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2016 JAN 28 AM 8:56

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

RESOLUTION No. 86001 C.M.S.

Introduced by Councilmember _____

RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO BELIVEAU ENGINEERING CONTRACTORS, INC., THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, IN ACCORDANCE WITH PROJECT PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF BELLEVUE AVENUE AND PATHWAYS IMPROVEMENTS PROJECT (NO. C393811) AND WITH CONTRACTOR'S BID IN THE AMOUNT OF SIX HUNDRED SEVENTEEN THOUSAND NINETY FIVE DOLLARS (\$617,095.00)

WHEREAS, the City of Oakland's Lakeside Park is considered a significant asset that is highly used by a broad community and impacts the quality of life for those who live and work in Oakland; and

WHEREAS, funding for this capital project is from the Oakland Trust for Clean Water and Safe Parks bond, (Measure DD), ADA Capital Improvement Fund (ADA CIP); and

WHEREAS, on December 3, 2015 three bids were received by the Office of the City Clerk of the City of Oakland for Bellevue Avenue and Pathways Improvements (Project No. C393811), and Beliveau Engineering Contractors, Inc., is deemed the lowest, responsible and responsive bidder for the project, with a bid of \$617,095.00; and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary repairs and the City Council finds and determines that the performance of this contract is the public interest because of the economy; and

WHEREAS, the City Council has determined that this contract is temporary in nature and shall not result in the loss of employment or salary by any person having permanent status in the competitive services; and

WHEREAS, the City of Oakland's Lakeside Park is considered a significant asset that impacts the quality of life for those who live and work in Oakland; and

WHEREAS, sufficient funding is available in the following accounts:

- Measure DD Fund (5321); Project Delivery CIP Organization (92270); Street Repair and Maintenance Account (54614); Bellevue Ave. and Pathways (C393811);;
- ADA CIP (1010); Project Delivery CIP Organization (92270); Repair and Maintenance Miscellaneous (54619); Project No. C479410 (C);

and be it,

RESOLVED: That the contract for Bellevue Avenue and Pathways Improvements (Project No. C393811) is awarded to Beliveau Engineering Contractors, Inc., the lowest responsive

and responsible bidder, in accord with plans and specifications for the Project and contractor's bid therefore, dated December 3, 2015, in an amount of Six Hundred Seventeen Thousand Ninety Five Dollars (\$617,095.00) and be it

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

FURTHER RESOLVED: That the City Administrator, or designee, is hereby authorized to enter into a contract with Beliveau Engineering Contractors, Inc. 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 City Administrator, or designee, is hereby authorized to reject all other bids; 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.

FEB 16 2016

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 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 for
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California