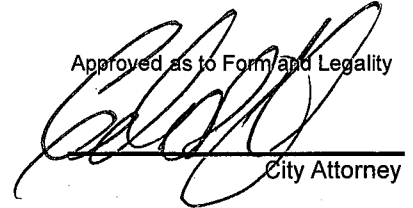


2017 JUN 28 PM 3: 59

**OAKLAND CITY COUNCIL**

Approved as to Form and Legality



City Attorney

**RESOLUTION No. 86844 C.M.S.**

Introduced by Councilmember \_\_\_\_\_

**RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO RAY'S ELECTRIC FOR HIGHWAY SAFETY IMPROVEMENT PROGRAM CYCLE 6 (HSIP6): GRAND AVENUE PEDESTRIAN TREATMENTS, PROJECT NO. 1001321, THE LOWEST, RESPONSIBLE, RESPONSIVE BIDDER IN ACCORDANCE WITH PROJECT PLANS, SPECIFICATIONS, STATE REQUIREMENTS, AND WITH CONTRACTOR'S BID IN THE AMOUNT OF NINE HUNDRED TWO THOUSAND TWO HUNDRED AND TEN DOLLARS (\$902,210.00)**

**WHEREAS**, on June 1, 2017, three bids were received by the Office of the City Clerk for the construction of HSIP6 Grand Avenue Pedestrian Treatments (Project No. 1001321); and

**WHEREAS**, Ray's Electric is deemed the lowest, responsible, responsive bidder for the HSIP6 Grand Avenue Pedestrian Treatments (Project No. 1001321); and the bid is compliant with the City's Equal Benefits Ordinance (EBO) and with the Federal Disadvantaged Business Enterprise (DBE) 16.18% participation requirements; and

**WHEREAS**, the HSIP6 grant for the Grand Avenue Project includes funds earmarked for construction contract and separately for construction engineering; and the grant requires a local match as a condition of the grant; and

**WHEREAS**, there is sufficient fund in the project budget for construction work; and

- Highway Safety Improvement Program Cycle 6 (HSIP6), Federal grant \$532,555.00, State of California, Department of Transportation, Project 1001321, Department of Transportation, Organization 92246, Fund 2116, Expense 57412, Task 8.0, Award 21979, Traffic and Pedestrian Safety Program NB33;
- Measure B Local Match \$369,655.00, Project 1001321, Department of Transportation, Organization 92246, Fund 2211, Expense 57412, Task 8.0, Award 21980, Traffic and Pedestrian Safety Program NB33;

**WHEREAS**, the engineer's estimate for the work is \$744,838.00; and

**WHEREAS**, the City Council finds that the City lacks the equipment and qualified personnel to perform the necessary work and that the performance of this contract is in the public interest because of economy or better performance; and

**WHEREAS**, the City Administrator has determined 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 construction of HSIP6 Grand Avenue Pedestrian Treatments Project is hereby awarded to Ray's Electric, the lowest, responsible, responsive bidder, in accordance with project plans and specifications in the amount of nine hundred two thousand two hundred and ten dollars (\$902,210.00); and be it

**FURTHER RESOLVED:** That the plans and specifications prepared including any subsequent changes during construction, that will be reviewed and adopted by the Director of Department of Transportation or designee, the Assistant Director of Transportation, for this project are hereby approved; 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 Ray's Electric on behalf of the City of Oakland and execute any amendment 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 for form and legality and placed on file in the Office of the City Clerk.

**JUL 18 2017**

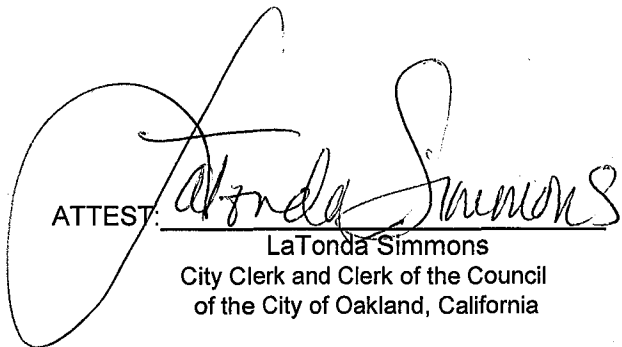
IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

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

NOES - 0  
ABSENT - 0  
ABSTENTION - 0

ATTEST:



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