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OFFICE OF THE CITY CLERK
OAKLAND
2019 APR 11 PM 5:44

AGENDA REPORT

TO: Sabrina B. Landreth
City Administrator

FROM: Jason Mitchell
Director, Public Works

SUBJECT: Construction Award for Brookfield
Head Start Renovation

DATE: April 1, 2019

City Administrator Approval

Date:

4/11/19

RECOMMENDATION

Staff Recommends That City Council Adopt A Resolution Authorizing The City Administrator, Or Designee, To:

1) Award A Contract In The Amount Of Six Hundred Nineteen Thousand Dollars (\$619,000.00) To Saboo, Inc., The Lowest Responsive And Responsible Bidder, For The Construction Of The Brookfield Head Start Renovation Project (Project No. 1003442), In Accordance With The Project Plans And Specifications And Contractor's Bid; And

2) Approve And Reallocate Funds In The Amount Of Four Hundred Thirty Five Thousand Dollars (\$435,000.00) From Head Start Playground Replacement Project (No. 1003444) - Measure KK Bond Fund (5330) To The Brookfield Head Start Renovation Project For Construction And Project Contingency.

EXECUTIVE SUMMARY

Approval of this resolution will award and execute a construction contract with the low bidder, Saboo Incorporated in the amount of six hundred nineteen thousand dollars (\$619,000.00). The project is located in Council District 7 as shown in **Attachment A**.

Additionally, approval will reallocate total funds in the amount of four hundred thirty-five thousand dollars (\$435,000.00) from the Head Start Playground Replacement Project (No. 1003444), to the Brookfield Head Start Renovation Project (Project No. 1003442) for construction and project contingency.

The City issued a Notice of Inviting Bids for the Brookfield Head Start Renovation project on February 1, 2019 with three bids received on March 7, 2019. One bid is non-responsive due to incomplete mandatory Bid items and sub-contractor not being registered with the Department of Industrial Relations.

Item: _____
Public Works Committee
April 23, 2019

BACKGROUND / LEGISLATIVE HISTORY

In November 2016, the Measure KK General Obligation Bond was approved by the voters of Oakland to fund \$600 million of vital infrastructure improvements and Anti-Displacement and Affordable Housing Projects. On May 30, 2017, staff recommended to Council the Fiscal Year 2017-19 Capital Improvement Program (CIP), including projects proposed to be funded with Measure KK bond funds. On June 19, 2019 the City Council approved this list of projects for bond funding in Resolution No. 86773 C.M.S. On August 1, 2017, the Measure KK, Series 2017A-1 General Obligation Bond (the "Bond") was funded in the amount of \$62.735 million, of which \$375,000.00 was allocated to the Brookfield Head Start Classroom Renovation Project and \$480,000.00 was allocated to the Head Start Playground Replacement Project (No. 1003444). These funds were appropriated in the FY 2017-19 budget in Fund 5330 for the two projects.

The initial scope of work for the Brookfield Head Start Renovation was to replace windows and frames around the entire building, replace skylights above the classroom and repair and upgrade the electrical system. During the planning phase of the Brookfield Head Start Renovation project, additional scope was identified including: add two exterior doors from the classroom to the newly renovated exterior play yard; add climate/heating, ventilation and air conditioning (HVAC) improvements; provide American's with Disability Act (ADA) improvements by converting one toddler restroom to gender neutral use, add a designated ADA parking space; and address potential repair of exterior wall due to water damage during construction.

Though existing funding through the Measure KK fund was insufficient to cover the additional scope, it was determined that those items would be incorporated and implemented as essential improvements. To address potential additional fund needs to cover the necessary additional scope, Department of Human Services (DHS) identified existing internal funds to pay for the Playground Renovations Projects (Project No. 1003444), enabling the Measure KK funds allocated for the Playground project to fund the additional renovation scope at the Brookfield facility.

ANALYSIS AND POLICY ALTERNATIVES

The Brookfield Head Start Renovation Project (No. 1003442) was advertised for bid on February 1, 2019. Notifications were distributed by several means:

- the City of Oakland *iSupplier* system which includes City certified firms, registered General Contractors, plan rooms and builder's exchange, totaling over 300 notices
- printed legal notice in the Oakland Tribune, Daily Pacific Builder, El Mundo, Oakland Post, The Korea Times and the World Journal publications
- posting on CIPlist.com, which distributes to registered plan rooms and builders' exchanges

On March 7, 2019, the City Clerk received three bids from general contractors for the Brookfield Head Start Renovation Project as shown on **Attachment B**: Bid Summary (March 7, 2019), and as shown below:

Brookfield Head Start Renovation Project Bids Received

Company	Bid Amount
Engineer's Estimate	\$536,518.00
Saboo, Inc.	\$619,000.00
Bay Construction Co.	\$670,400.00
Mar Con Builders, Inc.	\$698,000.00

Bid Analysis:

The Oakland Public Works Contract Services Division deemed two bidders as non-responsive with the City's Mandatory Bid Process. Bay Construction did not submit Schedule O and Mar Con Builders is not registered with the Department of Industrial Relations.

The City Administrator's Office, Contracts and Compliance Department deemed one bidder as compliant with the City's local business enterprise program as shown on **Attachment C: Compliance Analysis**, dated March 21, 2019. Saboo, Inc. exceeded the minimum Local/Small Local Business Enterprises (L/SLBE) participation requirement and is Equal Benefit Ordinance (EBO) compliant. Under the proposed contract with Saboo, Inc., the L/SLBE participation will be 50.97 percent.

FISCAL IMPACT

Funding for this project is available as follows:

FUNDING SOURCE	AMOUNT
Measure KK (2260); (Award no.23253) Capital Projects Organization (#92270); Construction Contract Account (57112); Project (No. 1003442); Program (IN06)	\$184,000.00
Reallocate Measure KK (2260); (Award no.23253) Capital Projects Organization (#92270); Construction Contract Account (57112); Project (No. 1003444); Program (IN06) to Project No. 1003442	\$435,000.00
Total Available Funding	\$619,000.00

Funding Status:

Existing available Project funding from the Measure KK award is insufficient to meet the construction budget. Knowing that there would likely be a shortfall, staff worked with the Department of Human Services (DHS) to identify additional funding to be made available to complete the Head Start Renovation projects. The Head Start Playground Renovation Project (No. 1003444) was completed in October 2018. DHS funded the playgrounds construction by utilizing Departmental funds available for improvements which help preserve a majority of the allocated Measure KK funds. Therefore, staff is requesting that the remaining Measure KK

allocated funds for the Playground project, a total of \$435,000.00, be reallocated for the construction of the Head Start Facility renovation projects at Brookfield Recreation Center (No. 1003442). If approved, the construction is anticipated to begin during summer 2019 and be completed in approximately 6 months after the Notice-to-Proceed.

PUBLIC OUTREACH / INTEREST

Prior to the start of construction, the neighboring residents and establishments affected by the work will be notified regarding the construction activities and project contact information. Temporary construction fencing and protective mitigation measures shall be implemented to minimize disruptions to the public and operations at the Brookfield Head Start Facility. Department of Human Services (DHS) staff will notify families utilizing the Brookfield facility, and provide alternate locations to accommodate users during construction.

COORDINATION

The work to be done under this contract has been coordinated with Oakland DHS, and appropriate divisions within the Public Works Department and Contract and Compliance Department.

This report and the resolutions have been reviewed for form and legality by the Office of the City Attorney, the Budget Bureau, and Contract & Compliance Department of the City Administrator's Office.

SUSTAINABLE OPPORTUNITIES

Economic: This project replaces damaged and aged City infrastructure. The consultant is verified for Local Business Enterprise and Small Local Business Enterprise (LBE/SLBE) participation by the Contract & Compliance Department of the City Administrator's Office. The construction services provided by local firms will result in dollars being spent locally. The contractors are required to have 50 percent of the work hours performed by Oakland residents, and 50 percent of all new hires are to be Oakland residents, which will result in funds being spent locally.

Environmental: The contractor is required to comply with the City's Waste Recycling and Re-use Plan (WRRP). Best Management Practices shall be required to prevent storm water runoff from the jobsite during construction.


Social Equity: Brookfield Head Start is in an area of high ethnic diversity, low income, and limited English speaking constituencies. Improvements to the existing facility and assets will improve and expand opportunities for the community and all program users of City's Head Start facilities. The project will meet ADA requirements to provide equitable access for those who have mobility constraints.

ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that City Council adopt a resolution authorizing the City Administrator, or designee, to 1) award and execute a construction contract in the amount of six hundred nineteen thousand dollars (\$619,000.00) with Saboo, Inc. for the construction of the Brookfield Head Start Renovation Project (No. 1003442), in accordance with the project plans and specifications; and 2) approve and reallocate funds in the amount of four hundred thirty five thousand dollars (\$435,000.00) from Head Start Playground Replacement Project (No. 1003444) - Measure KK Bond Fund (5330) to the Brookfield Head Start Renovation Project (Project No. 1003442) for construction and project contingency.

For questions regarding this report, please contact Christine Reed, RLA, Capital Improvement Project (CIP) Coordinator at (510) 238-6540.

Respectfully submitted,



JASON MITCHELL
Director, Oakland Public Works

Reviewed by:
Danny Lau, P.E., Assistant Director
Bureau of Design & Construction

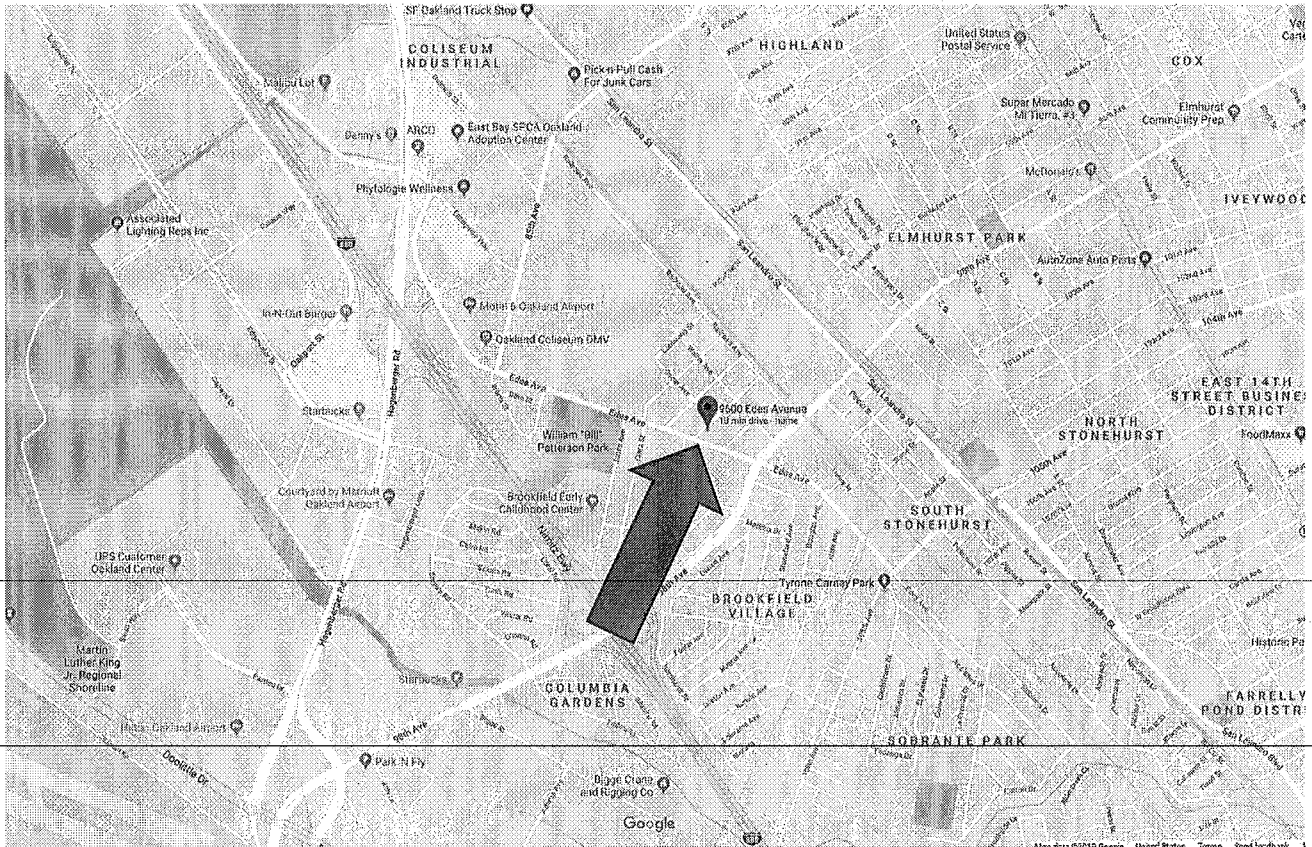
Reviewed by:
Matthew Lee, P.E., Division Manager
Project Delivery Division

Prepared by:
Christine Reed, RLA, CIP Coordinator
Project Delivery Division

Attachments (3):
A: Project Location Map
B: Bid Summary
C: Compliance Analysis

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Public Works Committee
April 23, 2019

Attachment A – Project Location Map



Attachment B - Bid Summary

CITY OF OAKLAND BID SUMMARY

Public Works Department - Contract Services

- A) PROJECT NAME: **Brookfield Head Start Facility Renovation**
- B) PROJECT NUMBER: **1003442**
- C) BID OPENING DATE: **March 7, 2019**
- D) BASIS OF AWARD
(BOA): **Base Bid**
- E) ENGINEER'S
ESTIMATE OF
BOA: **\$536,518.00**
- F) APPARENT LOW
BIDDER PER
BOA: **Saboo, Inc.**
- G) PROJECT
MANAGER: **Christine Reed**
- H) COMPLIANCE
OFFICER: **Sophany Hang**
- I) ISSUED TO
COMPLIANCE,
PROJECT MANAGER
AND ALL PRIME
BIDDERS: **March 8, 2019**
- J) COMMENTS: **1) The apparent low bidder is not necessarily the lowest responsive, responsible bidder. The Dept. of Contract Compliance must evaluate all bids for mandatory local business participation and any bid discounts.**
2) Bay Construction did not submit Schedule O and is deemed non-responsive; Marsh Interiors, a sub-contractor is not registered with Dept. of Industrial Relations.

Attachment B - Bid Summary, cont.

Mandatory Bid Items	SABOO, INC.	BAY CONSTRUCTION CO.	MAR CON BUILDERS, INC.
Contractor's Bid Form and Bid Schedule	Y	Y	Y
Correct Bidder License Type and Active per CSLB?	Y	Y	Y
Subcontractor Licenses Listed and Active per CSLB?	Y	Y	Y
Prime & Subcontractors Registered with DIR?	Y	N	Y
Addenda acknowledgement	Y	Y	Y
Bid Security Clause	Y	Y	Y
Contractor Signature	Y	Y	Y
Schedule O - Campaign Contribution Limits	Y	N	Y
Schedule R - Subcontractor, Supplier, Trucker Listing	Y	Y	Y
If Trucking is required, was one listed?	N	N	N
Bid Bond	Y	Y	Y

Attachment B - Bid Summary, cont.

Engineer's Estimate			SABOO, INC.		BAY CONSTRUCTION CO.		MAR CON BUILDERS, INC.	
Item Number	Item Description	Total Amount		Total Amount		Total Amount		Total Amount
1	Lump Sum Base Bid	536,518.00		619,000.00		670,400.00		698,000.00

1	Lump Sum Bid Alternate 1			\$130 /FT		6,200.00		21,600.00
TOTAL BID (BOA)				\$619,000.00		\$670,400.00		\$698,000.00
% Over / Under Engineer's Estimate				15%		25%		30%

*If the NTB indicates a Self-Performance requirement for this project, the values provided in Schedule R will be used in the calculation. The following calculation will be used to determine compliance. (Special Provisions Section 2-3.2)

$$\text{Self-Performance \%} = \frac{(\text{Contract Price} - \text{Total Subcontracted Cost})}{\text{Contract Price}}$$

- **Contract Price** is defined as the total Base Bid Price, plus any selected bid alternates.
- **Total Subcontracted Cost** includes all subcontractor bids for the Base Bid and any selected bid alternates, excluding any Specialty Items.

This cost excludes the prime bidder's supplier costs and trucking bids.



INTER OFFICE MEMORANDUM

TO: Christine Reed,
Project Coordinator

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

THROUGH: Shelley Darenburg, Senior Contract Compliance Officer *Shelley Darenburg*

PREPARED BY: Sophany Hang Contract Compliance Officer *Sophany Hang*

**SUBJECT: Compliance Analysis
Brookfield Head Start Facility
Renovation
Project No. 1003442**

DATE: March 21, 2019

The City Administrator's Office, Contracts and Compliance Unit reviewed three (3) bids in response to the above referenced project. Below are the results 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).

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	LPG/VSLBE	L/SLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount	
Saboo, Inc.	\$619,000	50.97%	0%	50.97%	0.00%	NA	50.97%	2%	606,620	Y

Double counted value Double Counted for Very Small Local Business Enterprises (VSLBEs)

Comments: As noted above, Saboo, Inc. exceeded the minimum 50% L/SLBE participation requirement. They are EBO compliant.

Non-Responsive with 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 /VSLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount	
Bay Construction	\$670,400	60.52%	0%	60.52%	0.00%	NA	0%	NA	NA	Y
Mar Con Builders, Inc.	\$698,000	74.79%	0%	74.79%	0.00	N/A	0%	NA	NA	N

Comments: Per Public Works Contracts Services, Bay Construction failed to submit the Schedule O— Campaign Contributions form and Mar Con Builders is not registered with the Department of Industrial Relations. Therefore, both firms 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: Saboo, Inc.

Project Name:

Project No:

50% Local Employment Program (LEP)

Was the 50% LEP Goal achieved?	NA	If no, shortfall hours?	0
Were all shortfalls satisfied?	NA	If no, penalty amount	0

15% Oakland Apprenticeship Program

Was the 15% Apprenticeship Goal achieved?	NA	If no, shortfall hours?	0
Were shortfalls satisfied?	NA	If no, penalty amount?	0

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			
0	0	50%	0	100%	0	0	100%	0	15%	0	0	

Comments: There is no Local Employment or 15% Apprenticeship data for this firm. The firm has not had a previous City of Oakland project.

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

OFFICE OF THE CITY ADMINISTRATOR



Contracts & Compliance Unit

PROJECT EVALUATION FORM

PROJECT NO.: 1003442

PROJECT NAME: Brookfield Head Start Facility Renovation

CONTRACTOR: Saboo Inc.

<u>Engineer's Estimate:</u> 347,358.00	<u>Contractors' Bid Amount</u> \$619,000.00	<u>Over/Under Engineer's Estimate</u> -271,642.00
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<u>Discounted Bid Amount:</u> \$606,620.00	<u>Amount of Bid Discount</u> \$12,380.00	<u>Percent discount</u> 2.00%
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1. Did the 50% local/small local requirements apply? **YES**

2. Did the contractor meet the 50% requirement? **YES**
 - a) % of LBE participation **0.00%**
 - b) % of SLBE participation **50.97%** (Double Counted Value is 0.0%)
 - c) % of VSLBE/LPG participation **0.00%**

3. Did the contractor meet the Trucking requirement? **NA**
 - c) Total L/SLBE trucking participation **NA**

4. Did the contractor receive bid discounts? **YES**

(If yes, list the percentage received) **5.00%**

5. Additional Comments.

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

3/20/2019

Date

**Reviewing
Officer:**

Date: 3/20/2019

Approved By:

Date: 3/20/2019

LBE/SLBE PARTICIPATION

Bidder 1

Project Name: Brookfield Head Start Facility Renovation

Project No.: 1003445		Engineers Est: 536,518.00				Under/Over Engineers Estimate: 82,482.00								
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	LPG/SLBE	Total	L/SLBE	Total	TOTAL	For Tracking Only			
							LBE/SLBE	Trucking	Trucking	Dollars	Ethn.	MBE	WBE	
PRIME General HVAC Doors	Saboo Inc.	Brentwood	UB		315,500.00		315,500.00			264,140.00	NL			
	Imaan Construction	Oakland	CB							315,500.00	H	315,500.00		
	Planet Mechanical Inc.	Oakland	UB							30,000.00	H	30,000.00		
	KC & S Construction	Modesto	UB							9,360.00	C			
Project Totals				\$0.00	\$315,500.00	\$0.00	\$315,500.00	\$0.00	\$0.00	\$619,000.00		#####	\$0.00	
				0.00%	50.97%	0.00%	50.97%	100.00%	100.00%	100.00%		55.82%	0.00%	
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 20%		SLBE 20%		LPG/SLBE		TOTAL LBE/SLBE TRUCKING		Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
LBE = Local Business Enterprise SLBE = Small Local Business Enterprise 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										

OFFICE OF THE CITY ADMINISTRATOR



Contracts & Compliance Unit

PROJECT EVALUATION FORM

PROJECT NO.: 1003442

PROJECT NAME: Brookfield Head Start Facility Renovation

CONTRACTOR: Bay Construction

<u>Engineer's Estimate:</u> 347,358.00	<u>Contractors' Bid Amount</u> \$670,400.00	<u>Over/Under Engineer's Estimate</u> -323,042.00
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<u>Discounted Bid Amount:</u> \$670,400.00	<u>Amount of Bid Discount</u> \$0.00	<u>Discount Points:</u> 0.00%
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1. Did the 50% local/small local requirements apply? **YES**
2. Did the contractor meet the 50% requirement? **YES**
- a) % of LBE participation **0.00%**
 - b) % of SLBE participation **60.52%**
 - c) % of VSLBE **0.00%**
3. Did the contractor meet the Trucking requirement? **NA**
- c) Total L/SLBE trucking participation **0.00%**
4. Did the contractor receive bid discounts? **NO**
- (If yes, list the percentage received) **0.00%**

5. Additional Comments.
Bidder met the 50% L/SLBE Program requirement. However, per Public Works Contract Services, bidder did not submit schedule 0 (Campaign Contribution Reporting Form). Therefore, they are deemed non-responsive.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.
3/20/2019
Date

Reviewing Officer:

Date: 3/20/2019

Approved By:

Date: 3/20/2019

LBE/SLBE PARTICIPATION Bidder 2

Project Name: Brookfield Head Start Facility Renovation

Project No.: 1003442		Engineers Est: 347,358.00				Under/Over Engineers Estimate: 323,042.00					For Tracking Only		
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	LPG/VSLBE	Total	L/SLBE	Total	TOTAL	Ethn.	MBE	WBE
							LBE/SLBE	Trucking	Trucking	Dollars			
PRIME	Bay Construction	Oakland	CB		405,759.00		405,759.00			405,759.00	AP	405,759.00	
Flooring	Sierra Traffic Markings	Roseville	UB							3,250.00	NL		
Mechanical	Q4 Mech. Corp	SF	UB							68,000.00	NL		
Turf	Christian Bros.	Millington, TN	UB							5,500.00	NL		
Electric	TEPS	Concord	UB							26,500.00	C		
Hazmat	KC & S	Modesto	UB							9,360.00	C		
Tile	Marsh Interiors	Emeryville	UB							7,623.00	NL		
Cabinets	K B I	Pataluma	UB							8,570.00	NL		
	J & D Glass	Beerkeley	UB							135,838.00			
Project Totals				\$0.00	\$405,759.00	\$0.00	\$405,759.00	\$0.00	\$0.00	\$670,400.00		\$405,759.00	\$0.00
				0.00%	60.52%	0.00%	60.52%	0.00%	100.00%	100.00%		60.52%	0.00%
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.											Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
				LBE 25%	SLBE 25%	LPG/VSLBE 25%	TOTAL LBE/SLBE	TOTAL LBE/SLBE TRUCKING					
LBE = Local Business Enterprise SLBE = Small Local Business Enterprise 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							

OFFICE OF THE CITY ADMINISTRATOR



Contracts & Compliance Unit

PROJECT EVALUATION FORM

PROJECT NO.: 1003442

PROJECT NAME: Brookfield Head Start Facility Renovation

CONTRACTOR: Mar Con Builders, Inc.

Engineer's Estimate:
347,358.00

Contractors' Bid Amount
\$698,000.00

Over/Under Engineer's Estimate
-350,642.00

Discounted Bid Amount:
NA

Amount of Bid Discount
NA

Discount Points:
NA

1. Did the 50% local/small local requirements apply? **YES**
2. Did the contractor meet the 50% requirement? **YES**
- a) % of LBE participation **0.00%**
 - b) % of SLBE participation **74.79%**
 - c) % of VSLBE participation **0.00%** (Double Counted Value is 0.0%)
3. Did the contractor meet the Trucking requirement? **NA**
- c) Total L/SLBE trucking participation **0.00%**
4. Did the contractor receive bid discounts? **NO**
- (if yes, list the percentage received) **0.00%**
5. Additional Comments.
Per Public Works Contract Services, bidder did not register with Department of Industrial Relations. Therefore, bidder is deemed non-responsive
6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

3/20/2019

Date

Reviewing Officer:

Date: **3/20/2019**

Approved By:

Date: **3/20/2019**

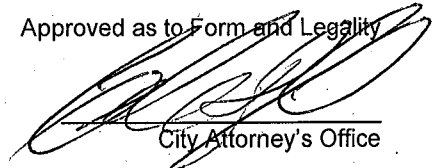
LBE/SLBE PARTICIPATION

Bidder 3

Project Name: Brookfield Head Start Facility Renovation

Project No.: 1003442		Engineers Est: 347,358.00				Under/Over Engineers Estimate: 350,642.00							
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	LPG/SLBE	Total	L/SLBE	Total	TOTAL	For Tracking Only		
							LBE/SLBE	Trucking	Trucking	Dollars	Ethn.	MBE	WBE
PRIME Glazing Electrical Striping Plaster Demo HVAC	Mar Con Builders, Inc.	Oakland	CB		351,816.00		351,816.00			351,816.00	H	351,816	
	ACR Glass & Doors	Oakland	CB		170,222.00		170,222.00			170,222.00	AP	170,222	
	TEPS	Concord	UB							26,255.00	O		
	Compass Engineers	Hayward	UB							4,500.00	C		
	Valdez Plaster	SF	UB							34,000.00	H	34,000	
	Cal Inc.	Vacaville	UB							21,207.00	H	21,207	
	Monterey Mechanical	San Leandro	UB							90,000.00	NL		
Project Total:				0.00	522,038.00	0.00	522,038.00	0.00	0.00	698,000.00		577,245.00	0.00
				0.00%	74.79%	0.00%	74.79%	0.00%	0.00%	100.00%		82.70%	0.00%
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 20%	SLBE 20%	LPG/SLBE	TOTAL LBE	TOTAL LBE/SLBE	TRUCKING		Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
LBE = Local Business Enterprise SLBE = Small Local Business Enterprise 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									

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OAKLAND


City Attorney's Office

2019 APR 11 PM 5:43

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR DESIGNEE, TO 1) AWARD A CONTRACT IN THE AMOUNT OF SIX HUNDRED NINETEEN THOUSAND DOLLARS (\$619,000.00) TO SABOO, INC., THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, FOR THE CONSTRUCTION OF THE BROOKFIELD HEAD START RENOVATION PROJECT (NO. 1003442), IN ACCORDANCE WITH THE PROJECT PLANS AND SPECIFICATIONS AND CONTRACTOR'S BID; AND 2) APPROVE AND REALLOCATE FUNDS IN THE AMOUNT OF FOUR HUNDRED THIRTY FIVE THOUSAND DOLLARS (\$435,000.00) FROM HEAD START PLAYGROUND REPLACEMENT PROJECT (NO. 1003444) - MEASURE KK BOND FUND (5330) TO THE BROOKFIELD HEAD START RENOVATION PROJECT FOR CONSTRUCTION AND PROJECT CONTINGENCY.

WHEREAS, Brookfield Head Start Renovation project is one of 18 facilities projects funded by the first series of Measure KK – Affordable Housing and Infrastructure Bond in Fall 2017; and

WHEREAS, The City issued a Notice of Inviting Bids for the Brookfield Head Start Renovation project on February 1, 2019 with three bids received on March 7, 2019; and

WHEREAS, Saboo Inc. is deemed the lowest responsive and responsible bidder for the project; and

WHEREAS, Existing available Project funding from Measure KK award is insufficient to meet the construction budget; and

WHEREAS, Remaining funds in the amount of Four Hundred Thirty-Five Thousand Dollars (\$435,000.00) are available for reallocation from the Head Start Playground Replacement Project (No. 1003444), to the Brookfield Head Start Renovation Project (Project No. 1003442) for construction and project contingency; 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, Saboo Inc. complies with all Local Business Enterprise/Small Local Enterprise (LBE/SLBE) 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 services; now, therefore, be it

RESOLVED: That the City Administrator, or designee, is authorized to award a construction contract to Saboo, Inc., the lowest responsive and responsible bidder in the amount of six hundred nineteen thousand dollars (\$619,000.00) for the construction of the Brookfield Head Start Renovation Project (No. 1003442), in accordance with the contractor's bid and the project plans and specifications; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance bond, \$619,000.00 and the bond to guarantee payment of all claims for labor and materials furnished and for the amount under the Unemployment Insurance Act, \$619,000.00, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City administrator, or designee, is hereby authorized to enter into a contract with Saboo, Inc, on behalf of the City of Oakland and to execute any amendments or modifications of the contract within the limits 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 authorized to approve and reallocate funds in the amount of four hundred thirty-five thousand dollars (\$435,000.00) from Head Start Playground Replacement Project (No. 1003444) - Measure KK Bond Fund (5330) to the Brookfield Head Start Renovation Project (No. 1003442) for construction; 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.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, REID, TAYLOR, THAO AND
PRESIDENT KAPLAN

NOES -

ABSENT -

ABSTENTION -

ATTEST:

LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California
