

CITY OF OAKLAND
AGENDA REPORT

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2007 OCT 11 PM 2:13

TO: Office of the City Administrator
ATTN: Deborah A. Edgerly
FROM: Public Works Agency
DATE: October 23, 2007

RE: **Resolution Authorizing The City Administrator, Or Her Designee, To Award A Construction Contract For The Oakland Bay Trail: Mandela Parkway Project In Accord With Specification No. G199010 To McGuire and Hester In The Amount Of One Million Seventy-Four Thousand Four Hundred Twenty-Two Dollars (\$1,074,422.00)**

SUMMARY

A resolution has been prepared authorizing the City Administrator, or her designee, to award a construction contract for the Oakland Bay Trail: Mandela Parkway Project (Project No. G199010) to McGuire and Hester in the amount of one million seventy-four thousand four hundred twenty-two dollars (\$1,074,422.00).

Four construction bids were received on September 17, 2007. McGuire and Hester was the lowest responsible bidder with the lowest total bid for base contract and sole bid alternate in the amount of \$1,074,422.00. The three other bids were \$1,250,494.00, \$1,321,985.00, and \$1,483,506.00. Funds are available for this contract. The project is located in Council District 3. Staff recommends approval of the resolution.

FISCAL IMPACT

The engineer's estimate for the base bid and bid alternate work is \$1,229,093. The resolution will authorize a \$1,074,422.00 construction contract with McGuire and Hester. Total project funding is approximately \$1.9 Million, including soft costs. There are sufficient funds in the project budget for the work. The table below summarizes funding available for the construction contract, including contingency.

1.	\$600,000	Department of Transportation (2116), Project No. G199010, Capital Project Management Organization (92270);
2.	\$770,000	Congestion Mitigation and Air Quality (2164), Project No. G199050, Capital Project Management Organization (92270);
	<u>\$1,370,000</u>	TOTAL CONSTRUCTION FUNDING

BACKGROUND

The project completes the third and final phase of the streetscape improvements for the "Acorn-Prescott Neighborhood Improvements." The two earlier phases were funded by the Metropolitan Transportation Commission's Transportation for Livable Communities grants and were

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completed between 2001 and 2005. The current project limits are Mandela Parkway from 7th to 8th Streets and 8th Street from Union Street to Mandela Parkway.

PROJECT DESCRIPTION

The project involves traffic calming, improving pedestrian and bicyclist safety, and completing an important segment of the regional San Francisco Bay Trail in West Oakland on Mandela Parkway. Construction work includes sidewalk repairs, accent paving at crosswalks, intersection bulbouts, landscaping and street trees, bicycle lanes, improved street lighting, traffic signal upgrades, historic markers, and way-finding signage.

KEY ISSUES AND IMPACTS

Contract Bidding Process

On September 17, 2007, the Office of the City Clerk received four bids for the project. Contractors provided a price for the Base Bid as well as for the Bid Alternate to extend the plant establishment period. The resolution recommends awarding the Base Bid and Bid Alternate.

Federal Department of Transportation guidelines are used to administer this project, and therefore the City's local business and employment programs are not applicable. The Department of Contracting and Purchasing has analyzed the contractor bid data for compliance with the federal Disadvantaged Business Enterprise (DBE) Program. A summary is provided in the table below and further detailed in Attachment A. McGuire and Hester's bid complies with the DBE program. Additionally, McGuire & Hester is a certified local business and is compliant with the Equal Benefits Ordinance (EBO).

Company	DBE Participation*	Location	Base Bid	Bid Alternate	Total Bid Amount**
Ray's Electric	3.72%	Oakland	\$1,224,494.00	\$26,000.00	\$1,250,494.00
McGuire and Hester	1.38%	Oakland	\$1,012,422.00	\$62,000.00	\$1,074,422.00
Joseph J. Albanese	0%	Santa Clara	\$1,266,985.00	\$55,000.00	\$1,321,985.00
Sposeto Engineering	0%	Union City	\$1,453,506.00	\$30,000.00	\$1,483,506.00

* This is a race-neutral DBE project.

** See Attachment B for Canvass of Bids.

The duration of the construction work is 95 working days from the date of the Notice to Proceed. With approval of this resolution, anticipated start of construction is January 2008 with completion in June 2008. The construction contract specifies \$2000.00 in liquidated damages per calendar day if the contract completion time is exceeded.

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In accordance with federal funding requirements, the construction award must be made prior to December 19, 2007.

SUSTAINABLE OPPORTUNITIES

Economic: The projects will generate business tax, sales tax, and other revenues for the City for work on the project. The projects will provide the opportunity to use local contractors, which offer employment to Oakland residents, thereby strengthening the local economy.

Environmental: The projects promote the use of public transit, and include bicycle and pedestrian improvements. The use of these alternative modes of transportation will reduce vehicle emissions thereby contributing to improved air quality. Drip irrigation will be used for the new landscaping and street trees.

Social Equity: The projects provide greater accessibility and safety to persons who depend upon non-motorized transportation and public transit to access jobs and services.

DISABILITY AND SENIOR CITIZEN ACCESS

All new physical improvements will comply with the Americans with Disabilities Act. The projects will repair sidewalks, reconstruct curb ramps and provide detectable warning tiles, making them safer for senior citizens and persons with disabilities. Traffic calming elements will add to this benefit as well. The bulb-outs will reduce pedestrian crossing times.

RECOMMENDATION (S) AND RATIONALE

It is recommended that the City Administrator, or her designee, be authorized to award a construction contract for the Oakland Bay Trail: Mandela Parkway Project (Project No. G199010) to McGuire and Hester in the amount of \$1,074,422.00. McGuire and Hester is the lowest, responsible bidder. Their bid is less than the engineer's estimate and there are sufficient funds to construct this project.

ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that the City Council approve the resolution.

Respectfully submitted,



CLAUDIA CAPPIO
Development Director, Community and
Economic Development Agency

Reviewed by:
Michael J. Neary, P.E.
Deputy Director, Community and Economic
Development Agency

Prepared by:
Calvin Hao, CIP Coordinator
Project Delivery Division

APPROVED AND FORWARDED
TO THE PUBLIC WORKS COMMITTEE:



Office of the City Administrator

Attachment A: Dept. of Contracting and Purchasing Memo dated 10/3/07
Attachment B: Contract Administration Canvass of Bids signed 9/26/07

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October 23, 2007



Memo

Department of Contracting and Purchasing

Division of Social Equity

To: Gwen McCormick - Contract Administrator Supervisor
From: Dasco Munoz - Contract Compliance Officer
Through: Deborah Barnes - DC&P Manager *Deborah Barnes*
CC: Calvin Hao - Project Manager
Date: October 3, 2007
Re: Oakland Bay Trail: Mandela Parkway - Project Number G199010

The Department of Contracting and Purchasing (DCP), Division of Social Equity, reviewed four (4) bids received in response to the above referenced project. Below is the outcome of our compliance evaluation for the Disadvantaged Business Enterprise (DBE) program participation, a preliminary reviewed 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 15% Oakland Apprenticeship Program on the most recently completed City of Oakland project.

RESPONSIVE		Proposed Participation							Banked Credits Eligibility	EBO Compliant? Y/N
Company Name	Proposed Amount	Total DBE	LBE	SLBE	Trucking	Total Credited	Adjusted Bid Amount	Bid Discounts		
Ray's Electric	N/A	3.72%	N/A	N/A	N/A	3.72%	N/A	N/A	N/A	YES
McGuire and Hester	N/A	1.38%	N/A	N/A	N/A	1.38%	N/A	N/A	N/A	YES

Comments: As noted above, McGuire and Hester and Ray's Electric achieved 1.38% and 3.75% DBE participation respectively. Both firms are EBO compliant.

Non-Responsive		Proposed Participation							Banked Credits Eligibility	EBO Compliant? Y/N
Company Name	Proposed Amount	Total DBE	LBE	SLBE	Trucking	Total Credited	Bid Amount	Bid Discounts		
Joseph J. Albanese	N/A	0%	N/A	N/A	N/A	0%	N/A	N/A	N/A	NO
Sposeto Engineering, Inc.	N/A	0%	N/A	N/A	N/A	0%	N/A	N/A	N/A	YES

Comments: Joseph J. Albanese and Sposeto Engineering, Inc. were deemed non-responsive and non-responsible as both bids contained clerical errors in the total bid amounts.

For Informational Purposes:

50% Local Employment Program(LEP)/15% Oakland Apprenticeship Program

The numbers listed below show total project hours; LEP hiring goal; actual resident employment; actual Oakland apprentice work hours; the 15% Apprenticeship utilization goal; and difference between the 15% Apprenticeship utilization goal and actual hours worked by Oakland apprentices.

Company Name	Total Hours	Resident Hours	LEP Goal Hours	Oakland Apprentice Hours	15% Apprentice Utilization Goal	15% Apprentice Shortfall
McGuire and Hester	1,889	1,058*	944	283.31**	283.3	.0

* Actual employment exceeded Local Employment Program 50% goal with 56% resident employment

** Actual employment met 15% Apprenticeship goal(223.00 hrs. on project and 60.31 hrs. on non-City funded project.

If you have any questions or need additional information, please contact Dasco Munoz at 238-3970.

DBE Participation Bidder 1

Project Name: **Oakland Bay Trail: Mandela Parkway**

Project No.: G199010		Engineers Estimate: \$1,179,093.00				Under/Over Engineers Estimate: \$77,707.60		Certified SLBE/LBE Participation For Tracking Only			
Discipline	Prime & Subs.	Location	Cert. Status	DBE Participation	DBE Trucking	Total Trucking	TOTAL Dollars				Ethn.
Prime	Joseph J. Albanese	Santa Clara	UB				638,224.60	NL			
Landscape/Irrigation	Eggl Landscape	Redwood	UB				133,315.00	NL			
Striping	Online	Mountain View	UB				7,500.00	NL			
Electrical	Columbia	San Leandro	UB				330,250.00	NL			
Signs	UKK Signs	Redwood City	UB				24,511.00	NL			
Trucking	Gogliosso	Santa Clara	UB				75,000.00	NL			
Concrete	Central Concrete	San Jose	UB				48,000.00	NL			
Project Totals					0.00	0.00	0.00	1,256,800.60		\$0.00	\$0.00
					0.00%	0.00%				0.00%	0.00%
This contract is under the race neutral requirements. There are no DBE goal assigned.				DBE Goal 0%		Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed					
Legend CB- Certified DBE Business UB- Uncertified DBE Business											

DEPARTMENT OF CONTRACTING AND PURCHASING

Social Equity Division

PROJECT COMPLIANCE EVALUATION FOR:

Construction Services Disadvantaged Business Enterprise (DBE)

RE: DBE Project

Oakland Bay Trail: Mandela Parkway

CONSULTANT/CONTRACTOR: Ray's Electric

Estimate: (If Available)

\$1,179,093

Good Faith Effort ?

N/A

1. Did the DBE Program apply?
Race: Neutral ?

YES

YES

2. Did the contractor meet the DBE Goal ?

YES

3. Was Good Faith Effort Documentation (GFE) submitted ?

N/A

4. Did the contractor meet the Trucking requirement?

N/A

5. Additional Comments.

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

10/3/2007

Reviewing
Officer:

Dasco Muñoz

Date: 10/3/2007

Approved By:

Shelley Darensluy

Date: 10/3/07

DBE Participation Bidder 2

Project Name: Oakland Bay Trail: Mandela Parkway

Project No.: G199010		Engineers Estimate:		\$1,179,093.00		Certified SLBE/LBE Participation For Tracking Only				
		Under/Over Engineers Estimate:		\$45,401.00						
Discipline	Prime & Subs	Location	Cert. Status	DBE Participation	DBE Trucking	Total Trucking	TOTAL Dollars	Ethn.	DBE	LBE
Prime	Ray's Electric	Oakland	UB				863,943.00	C	863,943.00	
Landscape and Planting	TPT Gardener	Oakland	UB				98,281.00	AP	98,281.00	
Stripping	Lineation Marking Corp.	Oakland	UB				25,320.00	C		
Signage	Merrill Sign Co.	Oakland	UB				10,000.00	C		
Traffic Signal Supply	Clam Services, Inc.	Livermore	UB				86,420.00	C		
Asphalt Paving	MCK Services	Concord	UB				63,830.00	C		
Concrete	Central Concrete	Oakland	UB				31,200.00	C		\$31,200.00
Trucking	Williams Trucking	Oakland	CB	20,000.00	20,000.00	20,000.00	20,000.00	AA	\$20,000.00	
Saw Cutting	Bayline Concrete & Cutting	Oakland	CB	15,000.00			15,000.00	H		
Pole Painting	DIAZ Corporation	San Jose	CB	10,500.00			10,500.00	H		
Project Totals				45,500.00	20,000.00	20,000.00	1,224,494.00		\$982,224.00	\$31,200.00
				3.72%	100%	100%				
This contract is under the race neutral requirements. There are no DBE goals assigned.				DBE Goal 0%				Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend		CB- Certified DBE Business UB- Uncertified DBE Business								

DEPARTMENT OF CONTRACTING AND PURCHASING

Social Equity Division

PROJECT COMPLIANCE EVALUATION FOR :

Construction Services Disadvantaged Business Enterprise (DBE)

RE: DBE Project Oakland Bay Trail: Mandela Parkway

CONSULTANT/CONTRACTOR: Spóseto Engineering, Inc.

Estimate: (If Available)

\$1,179,093

Good Faith Effort?

N/A

1. Did the DBE Program apply? YES
Race Neutral? YES

2. Did the contractor meet the DBE Goal? YES

3. Was Good Faith Effort Documentation (GFE) submitted? N/A

4. Did the contractor meet the Trucking requirement? N/A

5. Additional Comments.

6. Date evaluation completed and returned to Contact Admin./Initiating Dept. 10/3/2007

Reviewing

Officer:

Dasco Muñoz

Date:

10/3/2007

Approved By:

Shelley Darending

Date:

10/3/07

DBE Participation Bidder 3

Project Name: Oakland Bay Trail: Mandela Parkway

Project No.: G199010		Engineers Estimate:			\$1,179,093.00			Certified SLBE/LBE Participation		
		Under/Over Engineers Estimate:			\$244,413					
Discipline	Prime & Subs	Location	Cert.	DBE Participation	DBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only		
			Status					Ethn.	SLBE	LBE
Prime	Sposeto Engineering, Inc.	Union City	UB				908,506.00	C		
Landscape	Solorazno Landscape	Hayward	UB				120,000.00	NL		
Striping	Fluoresco Lighting & Sign	Oakland	UB				30,000.00	C		\$30,000.00
Tree Removal	ATLAS Tree	Santa Rosa	UB				2,000.00	NL		
Striping	Riley's Striping	Union City	UB				23,000.00	NL		
Electrical Supplier	Columbia Electric	San Leandro	UB				340,000.00	NL		
Project Totals				0.00	0.00	0.00	\$1,423,506		\$0.00	\$30,000.00
				0.00%	0.00%	0.00%			0.00%	2.11%
This contract is under the race neutral requirements. There are no DBE goal assigned.		DBE Goal 0%						Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend		CB- Certified DBE Business UB- Uncertified DBE Business								

DEPARTMENT OF CONTRACTING AND PURCHASING

Social Equity Division

PROJECT COMPLIANCE EVALUATION FOR :

Construction Services Disadvantaged Business Enterprise (DBE)

RE: DBE Project

Oakland Bay Trail/Mandela Parkway

CONSULTANT/CONTRACTOR: McGuire and Hester

Estimate: (If Available)

\$1,179,093

Good Faith Effort ?

N/A

1. Did the DBE Program apply?

YES

Race Neutral ?

YES

2. Did the contractor meet the DBE Goal ?

YES

3. Was Good Faith Effort Documentation (GFE) submitted ?

N/A

4. Did the contractor meet the Trucking requirement?

N/A

5. Additional Comments.

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

10/3/2007

Reviewing

Officer:

Dasco Muñoz

Date:

10/3/2007

Approved By:

Shelley Dorensburg

Date:

10/3/07

DBE Participation Bidder 4

Project Name: **Oakland Bay Trail: Mandela Parkway**

Project No.: G199010		Engineers Estimate:					\$1,179,093.00		Certified SLBE/LBE Participation For Tracking Only		
		Under/Over Engineers Estimate:					\$166,671.00				
Discipline	Prime & Subs	Location	Cert. Status	DBE Participation	DBE Trucking	Total Trucking	TOTAL Dollars	Ethn.	SLBE	LBE	
Prime	McGuire and Hester	Oakland	UB				628,132.00	C			
Concrete	Columbia Electric	San Leandro	UB				340,250.00	C			
Striping	Chrisp Company	Fremont	UB				30,040.00	C			
Electrical	Monroe Trucking	Oakland	CB	7,000.00	7,000.00	7,000.00	7,000.00	AA	\$7,000.00		
Paving	Williams Trucking	Oakland	CB	7,000.00	7,000.00	7,000.00	7,000.00	AA	\$7,000.00		
Project Totals					14,000.00	14,000.00	14,000.00	1,012,422.00		\$14,000.00	\$0.00
					1.38%	100%	100%		1.38%	0.00%	
This contract is under the race neutral requirements. There are no DBE goal assigned.				DBE Goal 0%							
Legend		CB - Certified DBE Business UB - Uncertified DBE Business			Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed						

CITY OF OAKLAND
CONTRACTING AND PURCHASING
CONTRACT ADMINISTRATION
CANVASS OF BIDS

Project: Oakland Bay Trail: Maudela Parkway

Bid Date: September 17, 2007

Project No. G199010

Working Days: 95

Engineer's Estimate: \$1,180,000.

ITEM NO.	SPEC. SEC. NO.	APPROX. QTY.	UNIT OF MEAS.	ITEM	TOTAL		JOSEPH J. ALBANESE		RAY'S ELECTRIC		SPOSETO ENGINEERING		MCGUIRE & HESTER	
					UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1	7-10	1	LS	TRAFFIC AND PEDESTRIAN CONTROL	\$ 70,000.00	\$ 70,000.00	\$ 131,824.00	\$ 131,824.00	\$ 50,000.00	\$ 50,000.00	\$ 85,000.00	\$ 85,000.00	\$ 34,000.00	\$ 34,000.00
2	9-3.4	1	LS	MOBILIZATION (Limit of 4% of Item Total - Includes Project Signing)	\$ 60,000.00	\$ 60,000.00	\$ 48,400.00	\$ 48,400.00	\$ 40,000.00	\$ 40,000.00	\$ 22,000.00	\$ 22,000.00	\$ 8,800.00	\$ 8,800.00
3	300-1.4	1	LS	CLEARING & GRUBBING (Includes tree removal and tree permit, etc.)	\$ 225,000.00	\$ 225,000.00	\$ 153,947.00	\$ 153,947.00	\$ 268,000.00	\$ 268,000.00	\$ 156,000.00	\$ 156,000.00	\$ 66,700.00	\$ 66,700.00
4	301-1.7	1	LS	ADJUST UTILITY FRAMES	\$ 15,000.00	\$ 15,000.00	\$ 6,463.00	\$ 6,463.00	\$ 15,500.00	\$ 15,500.00	\$ 7,200.00	\$ 7,200.00	\$ 8,300.00	\$ 8,300.00
5	302-5.9	646	Tons	ASPHALT CONCRETE PAVEMENT	\$ 175.00	\$ 113,050.00	\$ 198.00	\$ 127,808.00	\$ 120.00	\$ 77,520.00	\$ 200.00	\$ 128,200.00	\$ 162.00	\$ 104,652.00
6	302-6.8	600	SF	PORTLAND CEMENT CONCRETE PAVEMENT - CROSSWALK (plain accent bands)	\$ 14.00	\$ 8,400.00	\$ 80.00	\$ 48,000.00	\$ 11.00	\$ 6,600.00	\$ 32.00	\$ 19,200.00	\$ 44.00	\$ 26,400.00
7	302-6.8	3,000	SF	PORTLAND CEMENT CONCRETE PAVEMENT - CROSSWALK (colored concrete)	\$ 23.00	\$ 69,000.00	\$ 18.00	\$ 54,000.00	\$ 27.00	\$ 81,000.00	\$ 32.00	\$ 96,000.00	\$ 25.00	\$ 75,000.00
8	303-5.9	4,762	SF	CONCRETE - PLAIN (Sidewalk, corners, driveways, aprons)	\$ 14.00	\$ 66,668.00	\$ 7.80	\$ 37,143.60	\$ 11.00	\$ 52,382.00	\$ 15.00	\$ 71,430.00	\$ 13.00	\$ 61,906.00
9	303-5.9	500	SF	CONCRETE - PLAIN (curb ramps)	\$ 29.00	\$ 14,500.00	\$ 45.00	\$ 23,000.00	\$ 22.00	\$ 11,000.00	\$ 24.00	\$ 12,000.00	\$ 22.00	\$ 11,000.00
10	303-5.9	1,575	LF	CONCRETE - CURB AND GUTTER	\$ 35.00	\$ 55,125.00	\$ 33.00	\$ 51,975.00	\$ 30.00	\$ 47,250.00	\$ 64.00	\$ 100,800.00	\$ 36.00	\$ 56,700.00
11	303-7.5	3,855	SF	CONCRETE - COLORED (Sidewalk trench and median)	\$ 16.00	\$ 61,680.00	\$ 14.00	\$ 53,970.00	\$ 14.00	\$ 53,970.00	\$ 32.00	\$ 123,360.00	\$ 11.00	\$ 42,405.00
12	303-3.3	322	SF	TILE PAVING	\$ 35.00	\$ 11,270.00	\$ 65.00	\$ 20,930.00	\$ 26.00	\$ 8,372.00	\$ 78.00	\$ 25,116.00	\$ 14.00	\$ 4,508.00
13	304-5.4	4	EA	BIKE LANE POLE SIGNS	\$ 950.00	\$ 3,800.00	\$ 1,100.00	\$ 4,400.00	\$ 750.00	\$ 3,000.00	\$ 800.00	\$ 3,200.00	\$ 600.00	\$ 2,400.00
14	304-5.4	10	EA	BAY TRAIL POLE SIGNS	\$ 950.00	\$ 9,500.00	\$ 1,100.00	\$ 11,000.00	\$ 750.00	\$ 7,500.00	\$ 800.00	\$ 8,000.00	\$ 710.00	\$ 7,100.00
15	304-8.1	1	LS	INTERPRETIVE SIGNS	\$ 5,000.00	\$ 5,000.00	\$ 15,000.00	\$ 15,000.00	\$ 10,000.00	\$ 10,000.00	\$ 26,000.00	\$ 26,000.00	\$ 16,000.00	\$ 16,000.00
16	305-1.6	1	LS	OPEN TRENCH INSTALLATION - STORM DRAIN UTILITY (Includes pipe, inlets & manholes)	\$ -	\$ -	\$ -	\$ -	\$ 16,600.00	\$ 16,600.00	\$ 12,000.00	\$ 12,000.00	\$ 1.00	\$ 1.00
17	307-8	1	LS	STREET LIGHTING	\$ 90,000.00	\$ 90,000.00	\$ 120,100.00	\$ 120,100.00	\$ 130,000.00	\$ 130,000.00	\$ 140,000.00	\$ 140,000.00	\$ 126,400.00	\$ 126,400.00

ATTACHMENT B

CITY OF OAKLAND
 CONTRACTING AND PURCHASING
 CONTRACT ADMINISTRATION
 CANVASS OF BIDS

JOSEPH J. ALBANESE 986 Walsh Ave. Santa Clara, CA 95050 (408) 727-5700		RAY'S ELECTRIC 606 East 11th Street Oakland, CA 94606 (510) 251-6175		SPOSETO ENGINEERING 4301 Bettencourt Way Union City, CA 94587 (510) 487-2424		MCGUIRE & HESTER 9009 Railroad Ave Oakland, CA 94603 (510) 632-7676								
ITEM NO.	SPEC. SEC. NO.	APPROX. QTY.	UNIT OF MEAS.	ITEM	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
18	307-8	1	LS	TRAFFIC SIGNALIZATION	\$ 175,000.00	\$ 175,000.00	\$ 210,150.00	\$ 210,150.00	\$ 230,000.00	\$ 230,000.00	\$ 250,000.00	\$ 250,000.00	\$ 231,600.00	\$ 231,600.00
19	308-8	1	LS	LANDSCAPING AND IRRIGATION	\$ 84,000.00	\$ 84,000.00	\$ 133,318.00	\$ 133,315.00	\$ 90,000.00	\$ 90,000.00	\$ 110,000.00	\$ 110,000.00	\$ 108,400.00	\$ 108,400.00
20	310-5.6.1	1	LS	PAINTING / STRIPING	\$ 40,000.00	\$ 40,000.00	\$ 5,000.00	\$ 5,000.00	\$ 22,000.00	\$ 22,000.00	\$ 18,000.00	\$ 18,000.00	\$ 18,000.00	\$ 18,000.00
21	310-5.8.1	1	LS	BIKE LANE GRAPHICS	\$ 2,100.00	\$ 2,100.00	\$ 275.00	\$ 275.00	\$ 3,800.00	\$ 3,800.00	\$ 9,000.00	\$ 9,000.00	\$ 4,150.00	\$ 4,150.00
TOTAL OF 21 ITEMS						\$ 1,175,093.00		\$ 1,266,986.00		\$ 1,224,494.00		\$ 1,453,506.00		\$ 1,612,422.00

Alternate Bid

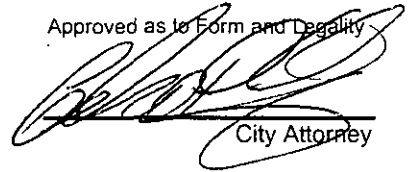
ITEM NO.	SPEC. SEC. NO.	APPROX. QTY.	UNIT OF MEAS.	ITEM	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1	308-6	1	LS	Plant Establishment Period	\$ 50,000.00	\$ 50,000.00	\$ 55,000.00	\$ 55,000.00	\$ 26,000.00	\$ 26,000.00	\$ 30,000.00	\$ 30,000.00	\$ 62,000.00	\$ 62,000.00

Comments: There are clerical errors in the total bid amounts for Joseph J. Albanese, Inc. and Sposeto Engineering, Inc. The corrected amounts should be: \$1,256,800.60 for Joseph J. Albanese, Inc. and \$1,423,506.00 Sposeto Engineering, Inc. All other bidders are deemed responsive and responsible.

Approved By: Gwen M. McCormick

Date: 9-26-2007

NOTE: The City of Oakland reserves the right to accept or reject any bids.


City Attorney

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2007 OCT 11 PM 2:13

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO AWARD A CONSTRUCTION CONTRACT FOR THE OAKLAND BAY TRAIL: MANDELA PARKWAY PROJECT IN ACCORD WITH SPECIFICATION NO. G199010 TO MCGUIRE AND HESTER IN THE AMOUNT OF ONE MILLION SEVENTY-FOUR THOUSAND FOUR HUNDRED TWENTY-TWO DOLLARS (\$1,074,422.00)

WHEREAS, four bids were received by the Office of the City Clerk on September 17, 2007 for the Oakland Bay Trail: Mandela Parkway Project; and

WHEREAS, McGuire and Hester is the lowest responsible, responsive bidder and funds are available for the construction contract; and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary work; 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 technical and temporary in nature; 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 her designee, is hereby authorized to award a construction contract on behalf of the City of Oakland to McGuire and Hester in the amount of One Million Seventy-Four Thousand Four Hundred Twenty-Two Dollars (\$1,074,422.00) for the Oakland Bay Trail: Mandela Parkway Project in accord with Specification No. G199010 and contractor's bid dated September 17, 2007, and to execute any amendments or modifications of said contract within the limitations of the project specifications; and, be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to reject all other bids; and, be it

FURTHER RESOLVED: The amount of the bond for faithful performance, \$1,074,422.00, and the amount for a bond to guarantee payment of all claims for labor and material furnished and for the amount due under the Unemployment Insurance Act, \$1,074,422.00, with respect to

such work 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, _____, 2007

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

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