

**OAKLAND CITY COUNCIL****RESOLUTION No. 83396 C.M.S.**

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

City Attorney

**RESOLUTION AWARING A CONSTRUCTION CONTRACT TO PACIFIC TRENCHLESS, INC. FOR THE REHABILITATION OF SANITARY SEWERS IN THE AREA BOUNDED BY MACARTHUR BOULEVARD, 64<sup>TH</sup> AVENUE, SIMSON STREET AND 72<sup>ND</sup> AVENUE (SUB-BASIN 84-104 - PROJECT NO. C312210) IN ACCORD WITH PLANS AND SPECIFICATIONS FOR THE PROJECT AND CONTRACTOR'S BID IN THE AMOUNT OF THREE MILLION SIXTY-FOUR THOUSAND EIGHT HUNDRED FIFTY-FOUR DOLLARS (\$3,064,854.00)**

**WHEREAS**, on September 16, 2010, three bids were received by the Office of the City Clerk of the City of Oakland for the Rehabilitation of Sanitary Sewers in the Area Bounded By MacArthur Boulevard, 64<sup>th</sup> Avenue, Simson Street and 72<sup>nd</sup> Avenue (Sub-Basin 84-104 - Project No. C312210); and

**WHEREAS**, Pacific Trenchless, Inc., a certified SLBE bidding as a prime, is deemed the lowest responsive and responsible bidder for the project; and

**WHEREAS**, there are sufficient funds in the project budget for the work in the following project account:

- Sewer Service Fund (3100); Capital Projects - Sanitary Sewer Design Organization (92244); Sewers Account (57417); Project No. C312210; \$3,064,854.00; and these funds were specifically allocated for this project; this project will help reduce the amount of sanitary sewer maintenance requirement; 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 that this contract is of a professional, scientific or technical nature; and

**WHEREAS**, Pacific Trenchless, Inc. complies with all LBE/SLBE and trucking requirements; 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 construction contract for the Rehabilitation of Sanitary Sewers in the Area Bounded By MacArthur Boulevard, 64<sup>th</sup> Avenue, Simson Street and 72<sup>nd</sup> Avenue (Sub-Basin 84-104 - Project No. C312210) is hereby awarded to Pacific Trenchless, Inc. in accordance with the project plans and specifications and the contractor's bid therefore, dated March 17, 2011, for the amount Of Three Million Sixty-Four Thousand Eight Hundred Fifty-Four Dollars (\$3,064,854.00); and be it

**FURTHER RESOLVED:** That the plans and specifications prepared by the Assistant Director of the Public Works Agency for this project are hereby approved; and be it

**FURTHER RESOLVED:** That the amount of the bond for faithful performance, \$3,064,854.00, and the amount for a bond to guarantee payment of all claims for labor and materials furnished and for the amount due under the Unemployment Insurance Act, \$3,064,854.00, with respect to such work are hereby approved; and be it

**FURTHER RESOLVED:** That the City Administrator, or his designee, is hereby authorized to enter into a contract with Pacific Trenchless, Inc. on behalf of the City of Oakland and to execute any amendments or modifications to said agreement within the limitations of the project specifications; and be it

**FURTHER RESOLVED:** That the City Council finds that 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

**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.

IN COUNCIL, OAKLAND, CALIFORNIA,         JUN 7 2011        , 20        

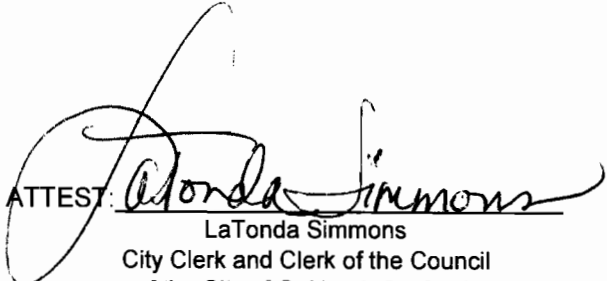
**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, 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