

2005 APR 13 PM 6:17

**CITY OF OAKLAND  
COUNCIL AGENDA REPORT**

TO: Office of the City Administrator  
ATTN: Deborah Edgerly  
FROM: Public Works Agency  
DATE: April 26, 2005

RE: **RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO REJECT THE ONE (1) BID RECEIVED, REVISE THE PROJECT PLANS AND SPECIFICATIONS AND RE-BID THE ON-CALL CITYWIDE GUARDRAIL PROJECT (PROJECT NO. C231410)**

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**SUMMARY**

A resolution has been prepared authorizing the City Administrator to reject the one (1) bid received, and revise the project plans and specifications and re-bid the On-Call Citywide Guardrail Project (Project No. C231410). The work to be completed under this project is part of the City's 2003-2005 Capital Improvement Program. The initial work is located in Council Districts 1 and 4.

**FISCAL IMPACTS**

Funding for the On-Call Citywide Guardrail Project (Project No. C231410 and C231420) was specifically funded for this purpose in Measure B - ACTIA Fund (2211). The engineer's estimate for the work is \$164,400. Funds have been set-aside in the guardrail project for Contract Compliance. Measure B funds are ineligible for the 1.5 percent local art allocation. No public art is incorporated as part of this project, since it is exclusively a roadway safety project.

**BACKGROUND**

On November 29, 2004, the City Clerk received one (1) bid for this project in the amount of \$228,190 shown in *Attachment A*. This amount exceeded the engineer's estimate of \$164,400 by \$63,790, or 39%.

The proposed work consists of installing 2,000 linear feet of metal guard railing plus terminal systems along Grizzly Peak Boulevard and other locations to be determined on an on-call basis; installing 60 linear feet of box beam guard railing plus terminal systems in front of the Golden Gate Tot Lot at the intersection of Herzog Street and 62<sup>nd</sup> Street; and installing 2,700 feet of traffic striping.

The proposed Guardrail Project is consistent with the following Mayor and City Council goals and citywide objective #3: **Improve Oakland Neighborhoods by Improving Traffic, Bike and Pedestrian Safety.**

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Public Works Committee  
April 26, 2005

Guardrails are installed at locations that meet certain criteria, including locations where there is a history of severe run-off-the-road collisions or significant potential for such collisions based on the roadway alignment, traffic volumes, roadside recovery area, fixed objects, climate conditions, and speed. Funding only allows the City to install a limited number of guardrails, and priority is given to those locations with the highest objective need.

Since bids were received, Public Works Agency staff has continued to evaluate requests for new guardrails at various locations from the public, and has identified several additional locations for the installation of guardrails. The locations are along Grizzly Peak Boulevard Look-out Point, Marlborough Terrace off Grizzly Peak Boulevard, Snake Road between Thornhill Drive and Hemlock Street, and Golden Gate Tot Lot at Herzog and 62<sup>nd</sup> Street. As a part of this process, staff has made significant revisions to the project plans and specifications to include these locations and reduce the uncertainty as to the quantity of guardrails to be installed as part of the contract. These changes are expected to impact the mobilization and material costs, and therefore affect the construction cost of the project. Staff determined that it is more cost effective to re-bid the contract based on the revised plans and specifications.

### **KEY ISSUES AND IMPACTS**

The one (1) bid received met the SLBE goals (see Attachment B), but exceeded the engineer's estimate by 39% and should be rejected. Once the bid is rejected and the project re-advertised, the new bid opening is expected in June 2005 and construction is expected to begin in October 2005.

### **SUSTAINABLE OPPORTUNITIES**

**Economic:** The contractors are required to comply with the City's Local and Small Local Business Enterprise (L/SLBE) Program.

**Environmental:** The project involves installation of new guardrails with no anticipated significant waste generation. Contractors are required to comply with the City's Waste Reduction and Management Plan.

**Social Equity:** This project is a part of the citywide Traffic Hazard Elimination Program. Roadways were evaluated citywide to identify those locations with the greatest need, based on accident history and potential for safety improvement by installing guardrails.

### **DISABILITY AND SENIOR CITIZEN ACCESS**

There is no direct impact or benefit to seniors or people with disabilities.

**RECOMMENDATION AND RATIONALE**

It is recommended that the bid received for the On-Call Citywide Guardrail Project (Project No. C231410) be rejected, the plans and specifications be revised and the project be re-bid.

**ACTION REQUESTED OF THE CITY COUNCIL**

Staff recommends that the City Council approve the resolution.

Respectfully submitted,

Handwritten signature of Raul Godinez II in black ink, with the initials "for RB 11" written to the right of the signature.

**RAUL GODINEZ II, P.E.**  
Director, Public Works Agency

Reviewed by:  
Wladimir Wlassowsky, P.E.  
Manager, Transportation Services Division

Prepared by:  
Ade Oluwasogo, P.E.  
Supervising Transportation Engineer

APPROVED AND FORWARDED TO  
THE PUBLIC WORKS COMMITTEE:

Handwritten signature of the City Administrator in black ink, written over a horizontal line.

**OFFICE OF THE CITY ADMINISTRATOR**

# Attachment A

CITY OF OAKLAND  
PUBLIC WORKS AGENCY  
CONTRACT ADMINISTRATION  
CANVASS OF BIDS

PROJECT: ON CALL CITYWIDE GUARDRAIL PROJECT

BID DATE: NOVEMBER 29, 2004

PROJECT #: C231410

WORKING DAYS: 25

ENGINEER'S ESTIMATE: \$255,780.25

ITEM NO.	SPEC. NO.	QUANTITY	UNIT OF MEASURE	CONTRACT ITEM	ENGINEER'S ESTIMATE		Total Bids
					UNIT PRICE	AMOUNT	
1	7-10.3	1	LS	Traffic Control	\$20,000	\$20,000	\$ 25,000.00
2	9-3.4	1	LS	Mobilization	\$5,000	\$5,000	\$ 36,000.00
3	304-2.2.3	2000	LF	Metal Guard Railing	\$40	\$80,000	\$ 94,000.00
4	304-2.2.3	60	LF	Box Beam Guard Railing	\$72	\$4,290	\$ 18,000.00
5	304-2.2.3	20	EA	Metal Guard Railing Terminal System	\$2,200	\$44,000	\$ 23,000.00
6	304-2.2.3	2	EA	Box Beam Guard Railing Terminal System	\$1,250	\$2,500	\$ 7,000.00
7	310-5.6.1	2700	LF	Traffic Striping (Detail 27B)	\$2	\$5,400	\$ 9,450.00
8	310-5.6.1	80	LF	Traffic Striping (Crosswalk Line)	\$2	\$160	\$ 440.00
9	310-8	100	EA	Delineators	\$8	\$800	\$ 7,000.00
10	304-2.2.3	1	LS	Removal of Guard Railing	\$2,250	\$2,250	\$ 8,300.00
Contingency (10%)					\$16,440	\$16,440	
<b>PROJECT TOTAL</b>					<b>\$38,540</b>	<b>\$38,540</b>	<b>\$ 228,390.00</b>

Approved by: *Steven DelCarmek*

Date: *11-29-2004*

**Contract Compliance and  
Employment Services Division  
Office of the City Manager**

# Memorandum

**Date:** January 6, 2005  
**From:** Deborah Barnes - CCES Manager *Deborah Barnes*  
**To:** Gwen McCormick, PWA Contract Administration Supervisor  
**Regarding:** On Call Citywide Guardrail Project

Contract Compliance and Employment Service reviewed one (1) bid received in response to the above referenced project. Following is the outcome of our analysis:

<u>Contractors</u>	<u>LBE</u>	<u>SLBE</u>	<u>Trucking</u>	<u>Total</u>
Ray's Electric	0%	50.04%	0%	50.04%

The following shows bid discounts awarded for achieving and/or exceeding the 20% L/SLBE requirement:

<u>Contractor</u>	<u>Bid Discount Allocated</u>	<u>Contractor's Bid</u>	<u>Adjusted Bid</u>
Ray's Electric	5%	\$228,190	\$216,780.50

CC: Attachments:

2005 JAN -6 AM 10:53  
 RECEIVED  
 CONTRACT ADMINISTRATION

ATTACHMENT B  
Contract Compliance and Employment Services Evaluation Form

Project No.: C231410

Project Name: On Call Citywide Guardrail Project

Contractor: Ray's Electric

<u>Contractor's Bid Amount:</u>	228,190.00		
<u>Engineer's Estimate:</u>	255,780.25		
<u>Over/Under the Engineers Estimate:</u>	27,590.25		
<u>Bid Discounted Amount:</u>	\$11,409.50	<u>Discount Points:</u>	5%
<u>Discounted Bid Price:</u>	\$216,780.50		

1. Did the 20% requirements apply? YES

2. Did the contractor meet the 20% requirement? YES

a)	% of LBE	<u>0.00%</u>
b)	% of SLBE	<u>50.04%</u>

3. Did the contractor meet the Trucking requirement? NA

a)	% of Local Trucking	<u>0.00%</u>
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4. Did the contractor received bid discount points? YES  
(If yes, list the points received) 5%

5. Additional Comments.  
No trucking on this project.

6. Date evaluation completed and returned to Contact Admin./Initiating Dept. 1/5/2005

Reviewing  
Officer:

*A. M. [Signature]*

Date: 1/5/2005

Approved By:

*Dennis [Signature]*

Date: 1/6/05

# LBE/SLBE Participation Bidder 1

Project Name: On Call Citywide Guardrail Project

Project No.: C231410		Engineers Estimate: 255,780.25				Under/Over Engineers Estimate: 27,590.25						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	LOCAL TRUCKING	TOTAL LBE/SLBE	TOTAL Dollars	For Tracking Only			
									Ethn.	MBE	WBE	
PRIME Gaurdrail Striping	Ray's Electric	Oakland	CB		114,190.00		114,190.00	114,190.00				
	Bailey Fence Company	Hayward	UB					96,000.00				
	Diaz Corporation	San Jose	UB					18,000.00				
<b>Project Totals</b>				0.00	114,190.00	0.00	114,190.00	228,190.00		\$0.00	\$0.00	
				0.0%	50.04%	0.00%	50.04%					
<b>Requirements:</b> The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				<b>LBE 10%</b>	<b>SLBE 10%</b>	<b>TRUCKING 20%</b>	<b>LBE/SLBE 20%</b>	<b>Ethnicity</b> AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other				
<b>Legend</b> 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								

# OAKLAND CITY COUNCIL

OFFICE OF THE CITY CLERK  
OF OAKLAND

Resolution No. \_\_\_\_\_ C. M. S-2005 APR 13 PM 6:17

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_



**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO REJECT THE ONE (1) BID RECEIVED, REVISE THE PROJECT PLANS AND SPECIFICATIONS AND RE-BID THE ON-CALL CITYWIDE GUARDRAIL PROJECT (PROJECT NO. C231410)**

**WHEREAS**, On November 29, 2004, the City Clerk received one (1) bid from Rays Electric for the On-Call Citywide Guardrail project in the amount of \$228,190.00; and

**WHEREAS**, the bid by Ray's Electric exceeded the Engineer's Estimate of \$164,400.00 by \$63,790.00 or 39%; and

**WHEREAS**, Public Works Agency's Staff continuously evaluate requests for guard railing from the public, and has identified specific locations for the installation of additional guard railing; and

**WHEREAS**, Staff reviewed the one bid submitted for the project and revised the plans and specifications to include additional guardrail locations for cost reduction; and

**WHEREAS**, Staff expects that the revised project plans and specifications will result in re-bid proposals within the project budget; now, therefore, be it

**RESOLVED:** That the City Administrator, or his/her designee, is hereby authorized to reject the one (1) bid received, revise the project plans and specifications and re-bid the On-Call Citywide Guardrail project.

In Council, Oakland, California, \_\_\_\_\_, 20\_\_

Passed by the following vote:

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

NOES -

ABSENT -

ABSTENTION -

ATTEST: \_\_\_\_\_

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