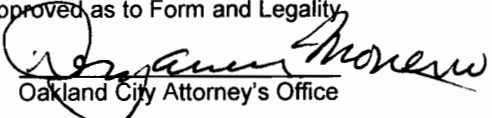


OFFICE OF THE CITY CLERK
OAKLAND
09 JUL -2 PM 7:09

Approved as to Form and Legality

Oakland City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. 82197 C.M.S.

Introduced by Councilmember _____

RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO RAY'S ELECTRIC FOR THE CITYWIDE TRAFFIC SIGNAL PROJECT (CITY PROJECT NOS. C313610, C318110, C269410, C318010, C159610) FOR TRAFFIC SIGNAL INSTALLATIONS AT THE INTERSECTIONS OF INTERNATIONAL BOULEVARD AT 36TH AVENUE, SEMINARY AVENUE AT AVENAL AVENUE, PIEDMONT AVENUE AT LINDA AVENUE, AND THE INSTALLATION OF PEDESTRIAN COUNTDOWN MODULES AT VARIOUS LOCATIONS IN ACCORD WITH PLANS AND SPECIFICATIONS FOR THE PROJECT AND CONTRACTOR'S BID IN THE TOTAL AMOUNT OF SEVEN HUNDRED FOURTEEN THOUSAND THREE HUNDRED THIRTY-FOUR DOLLARS (\$714,334.00)

WHEREAS, on April 16, 2009, six (6) bids were received by the Office of the City Clerk of the City of Oakland for the Citywide Traffic Signal Project (City Project Nos. C313610, C318110, C269410, C318010, C159610); and

WHEREAS, Ray's Electric submitted the lowest responsible and responsive bid; and

WHEREAS, there are sufficient funds for the construction contract in the Measure B Funds (2211, 2212 and 2230); Capital Improvement Projects, Transportation Services Division, Organization (92246); and

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

WHEREAS, Ray's Electric complies with all Local/Small Local Business Enterprise Program 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 construction contract for the Citywide Traffic Signal Project (City Project Nos. C313610, C318110, C269410, C318010, C159610) is hereby awarded to Ray's Electric for installations at International Boulevard and 36th Avenue, Seminary and Avenal Avenues, Piedmont and Linda Avenues, and installation of pedestrian countdown modules at various locations in accordance with plans and specifications for the project and terms of its bid,

dated April 16, 2009, in the amount of seven hundred fourteen thousand three hundred thirty-four dollars (\$714,334.00); and be it

FURTHER RESOLVED: That the plans and specifications prepared by the Transportation Engineer of the Community and Economic Development Agency for the CIP Traffic Signal Project (City Project Nos. C313610, C318110, C269410, C318010, C159610) are hereby approved; and be it

FURTHER RESOLVED: That the International Boulevard and 36th Avenue project will be funded from:

- Measure B Fund (2212), Capital Improvement Projects, Transportation Services Division, Organization (92246), Signal and Safety Account (57412), Project (C318110), in the amount of \$240,408.30, and be it

FURTHER RESOLVED: That the Seminary Avenue and Avenal Avenue projects will be funded from:

- Measure B Fund (2211), Capital Improvement Projects, Transportation Services Division, Organization (92246), Signal and Safety Account (57412), Project (C313610), in the amount of \$148,952.00, and be it

FURTHER RESOLVED: That the Piedmont Avenue at Linda Avenue project will be funded from:

- Measure B Fund (2211), Capital Improvement Projects, Transportation Services Division, Organization (92246), Signal and Safety Account (57412), Project (C269410), in the amount of \$119,059.00.
- Measure B Fund (2230); Capital Improvement Projects, Transportation Services Division, Organization (92246), Street Construction Account (57411), Project (C159610), in the amount of \$85,000.00.
- Paygo Fund from District 1 for ornamental signal pole and lighting hardware in the amount of \$40,000.00, and be it

FURTHER RESOLVED: That the Pedestrian Countdown Modules at Various Locations project will be funded from:

- Measure B Fund (2212), Capital Improvement Projects, Transportation Services Division, Organization (92246), Signal and Safety Account (57412), Project (C318010), in the amount of \$149,204.00, and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$714,334.00 (100% of contract), and the amount for a bond to guarantee payment of all claims for labor and materials furnished and for amount due under the Unemployment Insurance Act, \$714,334.00 (100% of contract), 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 Ray's Electric Company on behalf of the City of Oakland and execute any amendments or modifications of said contract 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(s) shall be reviewed and approved for form and legality by the City Attorney, and a copy of the contract shall be kept on file in the Office of the City Clerk; and be it

FURTHER RESOLVED: That the City Clerk is hereby directed to post conspicuously forthwith notice of the above award on the official bulletin board in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 21 2009

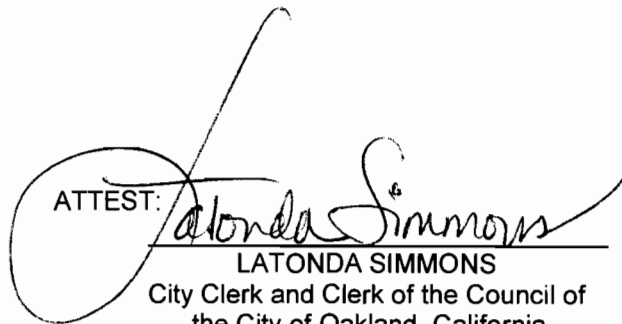
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND
PRESIDENT BRUNNER - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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