


Oakland City Attorney's Office

OFFICE OF THE CITY CLERK
OAKLAND

2005 DEC -8 PM 5:03

OAKLAND CITY COUNCIL

RESOLUTION No. 79652 C.M.S.

INTRODUCED BY COUNCILMEMBER _____

Requires two-thirds vote of the Council

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO AWARD A CONSTRUCTION CONTRACT TO RAY'S ELECTRIC FOR THE GRAND AVENUE PEDESTRIAN AND TRANSIT PROJECT BETWEEN PERKINS STREET AND EL EMBARCADERO AND ON HARRISON STREET AT 21ST STREET (CITY PROJECT NO. G266610, FEDERAL PROJECT NO. CML-5012(058)) FOR AN AMOUNT OF THREE HUNDRED NINETY-SEVEN THOUSAND SEVEN HUNDRED TWENTY-EIGHT DOLLARS AND FIFTY CENTS (\$397,728.50)

WHEREAS, the construction contract for the Grand Avenue Pedestrian and Transit Project between Perkins Street to El Embarcadero and on Harrison Street at 21st Street (City Project No. G266610, Federal Project No. CML-5012(058)) consists of installing new curb bulb-outs at the intersections on Grand Avenue at Perkins Street, Staten Avenue, Euclid Avenue, and El Embarcadero; and at the intersection of Harrison Street and 21st Street; and

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

WHEREAS, there are sufficient funds for the construction contract in the Congestion Mitigation and Air Quality (CMAQ) Improvement Program, Congestion Mitigation and Air Quality (CMAQ) Fund (#2164), Lower Grand Pedestrian Bulb-outs Project (#G266610); Measure B Fund (#2210), Lower Grand Pedestrian Bulb-outs FD 2210 Project (#G266620); Miscellaneous Grants (#2999), Lower Grand Pedestrian Bulb-outs FD 2999 Project (#G266630); and Metropolitan Transportation Commission/Transportation Development Act (TDA) Article 3 Funds, Oakland Base Reuse Authority (OBRA) Lease Revenues Fund (#2162), Grand Ave Pedestrian Transportation -2162 Project (#G266640); and

WHEREAS, the City lacks the equipment and personnel to perform the necessary work; and

WHEREAS, the City Council finds and determines that the performance of this contract is in the best public interest because of economy and quality of work; and

WHEREAS, the project has 8% Disadvantaged Business Enterprise (DBE) participation requirement; and

WHEREAS, Ray's Electric has 8% DBE participation; 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 Grand Avenue Pedestrian and Transit Project between Perkins Street to El Embarcadero and on Harrison Street at 21st Street is hereby awarded to Ray's Electric for an amount of three hundred ninety-seven thousand, seven hundred twenty-eight dollars and fifty cents (\$397,728.50); and be it

FURTHER RESOLVED: That all other bids are hereby rejected; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance 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 with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Administrator, or her designee, is hereby authorized to enter into a contract with Ray's Electric 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 the contract 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; and be it

FURTHER RESOLVED: That the approval of this Resolution requires a two-thirds vote of the Council members.

DEC 20 2005

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2005

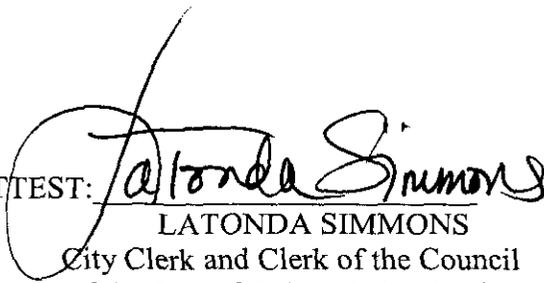
PASSED BY THE FOLLOWING VOTE:

AYES – BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND
PRESIDENT DE LA FUENTE — 8

NOES – \emptyset

ABSENT – \emptyset

ABSTENTION – \emptyset

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