

CITY OF OAKLAND
AGENDA REPORT

OFFICE OF THE CITY CLERK
17270

TO: Office of the City Administrator
ATTN: Deborah Edgerly
FROM: Public Works Agency
DATE: March 14, 2006

2006 FEB 28 PM 1:31

RE: RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO DARCY & HARTY CONSTRUCTION, INC. FOR THE REHABILITATION OF SANITARY SEWERS AT VARIOUS LOCATIONS-THE EASEMENT BETWEEN MERRITT AVENUE AND WESLEY AVENUE, STONEWALL ROAD, DELMONT AVENUE AND OAKDALE AVENUE, THE EASEMENT BETWEEN NEY AVENUE AND OUTLOOK AVENUE, THE EASEMENT BETWEEN GLENBROOK DRIVE AND YORKSHIRE DRIVE AND THE EASEMENT BETWEEN GRAND AVENUE AND WALKER AVENUE (PROJECT NO. C260910) FOR THE AMOUNT OF THREE HUNDRED FIFTY-TWO THOUSAND FOUR HUNDRED FIFTY-SEVEN DOLLARS (\$352,457.00)

SUMMARY

A resolution has been prepared authorizing the City Administrator to award a construction contract in the amount of \$352,457.00 to Darcy & Harty Construction, Inc. for the Rehabilitation of Sanitary Sewers at Various Locations-the Easement Between Merritt Avenue and Wesley Avenue, Stonewall Road, Delmont Avenue and Oakdale Avenue, the Easement Between Ney Avenue and Outlook Avenue, the Easement Between Glenbrook Drive and Yorkshire Drive and the Easement Between Grand Avenue and Walker Avenue (Project No. C260910). The work to be completed under this project is part of the City's annual sanitary sewer rehabilitation program. The work sites are located in Council District 1, 2, 6 and 7 as shown on the location map in *Attachment A*.

It is recommended the resolution be approved.

FISCAL IMPACT

There are sufficient funds in the project budget for the work. The Engineer's estimate for the work was \$419,575.00. These funds are available in the Sewer Service Fund (3100); Capital Projects-Sanitary Sewer Design Organization (92244); Sewers Account (57417); Project No. C260910.

BACKGROUND

On December 19, 2005, the City Clerk received five (5) bids for this project in the amounts of \$352,457.00, \$388,490.00, \$415,787.00, \$464,800.00 and \$459,300.00 as shown in *Attachment*

Item: _____
Public Works Committee
March 14, 2006

B. The lowest bidder, Darcy & Harty Construction, Inc. is deemed responsive and responsible, and therefore is recommended for award.

The scope of this project is part of the City's Sanitary Sewer Cyclic Replacement Program and includes the rehabilitation and/or upgrade of the existing sanitary sewers within the project areas. This project meets the Mayor/Council Goals and Citywide Objective to **Build Community and Foster Livable Neighborhoods** by providing for clean, well-maintained and accessible streets and sidewalks, facilities, amenities, parks, recreational facilities and trees.

In general, the proposed work consists of rehabilitating approximately 3,186 linear feet of existing 8" diameter sewer pipes; rehabilitating sewer structures; reconnecting house connection sewers, and other ancillary works as indicated on the plans and specifications.

Under the proposed contract with Darcy & Harty Construction, Inc., SLBE participation of \$70,992.00 (20.14%) exceeds the City's 20% LBE/SLBE requirement. The contractor shows \$4,000.00 (100%) for trucking that exceeds the 20% Local Trucking participation requirement. The contractor received 2% credit for LBE/SLBE preference, or \$7,049.00, that made the adjusted bid amount \$345,408.00. The contractor is required to have 50% of the work hours performed by Oakland residents, and 50% of all new hires are to be Oakland residents. This bid is 7% lower than the next responsible bidder, Pacific Trenchless.

The LBE/SLBE information has been verified by the Contract Compliance Division of the City Administrator's Office and is shown in *Attachment C*.

KEY ISSUES AND IMPACTS

Construction is scheduled to begin in early May 2006 and should be completed by July 2006. The contract specifies \$1,000.00 in liquidated damages per working day if the contract completion time of sixty (60) working days is exceeded. The project schedule is shown in *Attachment B*.

SUSTAINABLE OPPORTUNITIES

Economic: The contractor is required to have 50% of the work hours performed by Oakland residents, and 50% of all new hires are to be Oakland residents.

Environmental: The replacement of the sanitary sewers will eliminate the possibility of sewer leakage and overflows and thus prevent potential harm to groundwater resources and the bay. The contractor will be required to make every effort to reuse clean fill materials and use recyclable concrete and asphalt products.

Social Equity: This project is part of a citywide sewer rehabilitation program to eliminate wastewater overflows thereby benefiting all Oakland residents.

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 construction contract be awarded to Darcy & Harty Construction, Inc. the lowest responsible bidder, in the amount of \$352,457.00 for the Rehabilitation of Sanitary Sewers at Various Locations-(Project No. C260910). Darcy & Harty Construction, Inc. has met the LBE/SLBE requirements, and there are sufficient funds in the project account.

ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that the City Council approve the resolution.

Respectfully submitted,

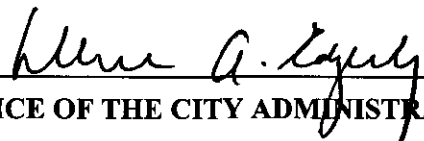


RAUL GODINEZ II, P.E.
Director, Public Works Agency

Reviewed by:
Michael Neary, P.E.
Assistant Director, Public Works Agency
Design & Construction Services Dept.

Prepared by:
Gus Amirzehni, P.E.
Supervising Civil Engineer
Engineering Design Division

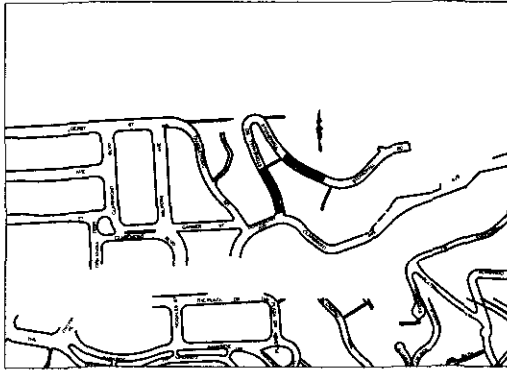
APPROVED AND FORWARDED TO
THE PUBLIC WORKS COMMITTEE:


OFFICE OF THE CITY ADMINISTRATOR

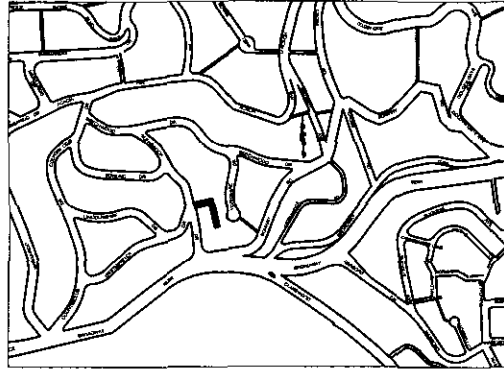
Attachment A

THE REHABILITATION OF SANITARY SEWERS AT VARIOUS LOCATIONS - CITY PROJECT NO. C260910

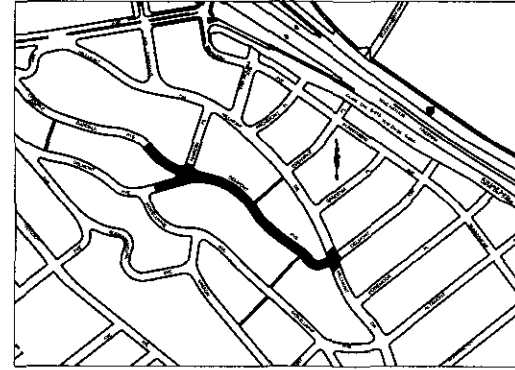
PROJECT SITE 1
STONEWALL ROAD: SHEET 3



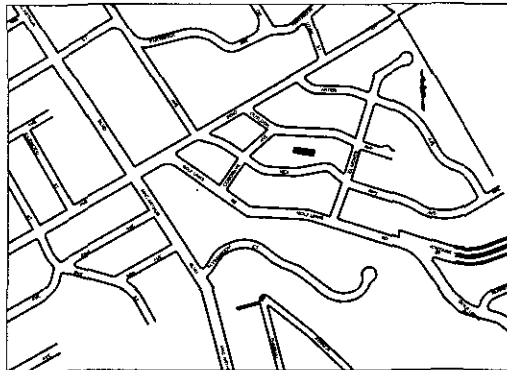
PROJECT SITE 2
GLENBROOK AVENUE, YORKSHIRE AVENUE: SHEET 4A



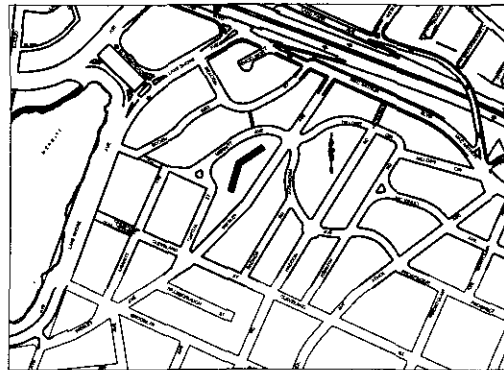
PROJECT SITE 3
DELMONT AVENUE, OAKDALE AVENUE: SHEET 5A AND 6



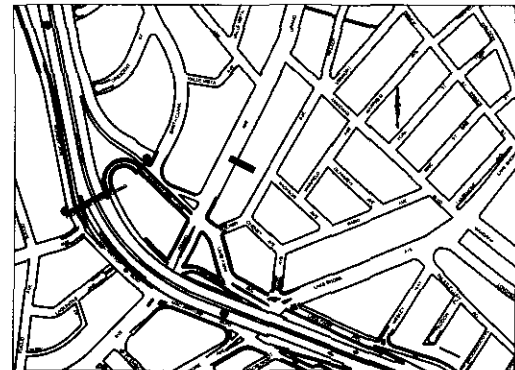
PROJECT SITE 4
NEY AVENUE, OUTLOOK AVENUE: SHEET 4B




PROJECT SITE 5
MERRITT AVENUE, WESLEY AVENUE SHEET 5B



PROJECT SITE 6
GRAND AVENUE, WALKER AVENUE: SHEET 7



LOCATION MAP 
NOT TO SCALE

Attachment B

**The Rehabilitation of Sanitary Sewers at Various Locations-The Easement Between Merritt Avenue and Wesley Avenue, Stonewall Road, Delmont Avenue and Oakdale Avenue, the Easement Between Ney Avenue and Outlook Avenue, the Easement Between Glenbrook Drive and Yorkshire Drive and the Easement Between Grand Avenue and Walker Avenue
 (Project No. C260910)**

List of Bidders

Company	Status	Location	Bid Amount
Darcy & Harty		San Francisco	\$352,457
Pacific Trenchless	SLBE	Oakland	\$388,490
Andes Construction	SLBE	Oakland	\$415,787
K.J. Woods		San Francisco	\$464,800
Mosto Construction	SLBE	Oakland	\$459,300

Project Schedule

ID	Task Name	Start	Finish	2005				2006			
				Qtr 3	Qtr 4	Qtr 1	Qtr 2	Qtr 3	Qtr 4	Qtr 1	Qtr 2
1	Project No. C260910	Mon 3/7/05	Wed 7/26/06								
2	Pre-Design	Mon 3/7/05	Mon 4/18/05								
3	Design	Tue 4/19/05	Mon 10/24/05								
4	Bid/Award	Tue 10/25/05	Tue 3/21/06								
5	Contract Execution	Wed 3/22/06	Fri 4/28/06								
6	Construction	Mon 5/1/06	Wed 7/26/06								

Attachment C



OFFICE OF THE CITY ADMINISTRATOR
Contract Compliance & Employment Services Division

Memo

To: Gwen McCormick - Contract Administrator Supervisor
From: Dasco Munoz - Contract Compliance Officer
Through: Deborah Barnes, CC&ES Manager *Deborah Barnes*
Date: January 11, 2006
Re: Rehabilitation of Sanitary Sewers at various locations - The eastment between Merritt Ave. and Wesley Ave., Stonewall Rd. Delmont Ave. and Oakdale Ave. The eastment between Ney Ave. and Oulook Ave., The eastment between Glenbrook Dr. and Yorkshire Dr. and the eastment between Grand Ave. and Walker Ave. Project No. C260910

Contract Compliance & Employment Services reviewed five (5) bids received in response to the above referenced project. Below is the outcome of our compliance evaluation for the twenty percent (20%) minimum participation requirement and a preliminary review for compliance with the Equal Benefits Ordinance (EBO).

Company Name	Bid Amount (If applicable)	Total L/SLBE	LBE	SLBE	Trucking	Total Credited	Preferences		Banked Credits Eligibility	EBO Compliant ? Y/N
							Bid Discounts	Adjusted Bid Amount		
Darcy & Harty	\$352,457.00	20.14%	0.00%	20.14%	100%	20.14%	2%	\$345,408	0%	Y
Pacific Trenchless	\$388,490.00	93.56%	0.77%	92.79%	100%	93.56%	5%	\$369,066	2%	Y
Andes Construction	\$415,787.00	99.28%	0.72%	99.28%	100%	99.28%	5%	\$394,998	2%	Y
KJ Woods Construction	\$464,800.00	21.08%	19.79%	1.29%	100%	11.29%	0%	\$464,800	0%	Y
Mosto Construction	\$459,300.00	100.00%	0.00%	100.00%	100%	100.00%	5%	\$436,335	2%	Y

As noted above, Darcy and Harty the initial lowest bidder maintained low bid and met the 20% L/SLBE requirement. All contractors are in compliance with the Equal Benefit Ordinance (EBO).

Should you have any questions you may contact Dasco Munoz at 238-3970

2006 JAN 12 PM 3:37
RECEIVED
CONTRACT ADMINISTRATION

LBE/SLBE Participation

Bidder 1

Project Name: Rehabilitation of Sanitary Sewers at various locations - The eastment between Merritt Ave. and Wesley Ave., Stonewall Rd. Delmont Ave. and Oakdale Ave. The eastment between Ney Ave. and Outlook Ave., The eastment between Glenbrook Dr. and Yorkshire Dr. and the eastment between Grand Ave. and Walker Ave.

Project No.: C260910		Engineers Est: 419,575.00				Under/Over Engineers Estimate: -67,118.00				For Tracking Only		
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total	S/LBE	Total	TOTAL	Ethn.	MBE	WBE
						LBE/SLBE	Trucking	Trucking	Dollars			
PRIME	Darcy & Harty	SF	UB						252,338.00	C		
Trucking	Williams Trucking	Oakland	CB		4,000.00	4,000.00	4,000.00	4,000.00	4,000.00	AA	\$4,000.00	
Sawcut	Owen's Sawcutting	Oakland	CB		4,500.00	4,500.00			4,500.00	C		\$4,500.00
Paving	AJW	Oakland	CB		27,500.00	27,500.00			27,500.00	H	\$27,500.00	
Supplies	General Supply	Oakland	CB		34,992.00	34,992.00			34,992.00	AA	\$34,992.00	
CIPP	Pacific Liners, Inc.	Vacaville	UB						29,127.00	C		
Project Totals				0.00	70,992.00	70,992.00	4,000.00	4,000.00	352,457.00		\$66,492.00	\$4,500.00
				0.00%	20.14%	20.14%	100%	100%				
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TRUCKING 20%	LBE/SLBE 20%		Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend				LBE = Local Business Enterprise		UB = Uncertified Business						
				SLBE = Small Local Business Enterprise		CB = Certified Business						
				Total LBE/SLBE = All Certified Local and Small Local Businesses		MBE = Minority Business Enterprise						
				NPLBE = NonProfit Local Business Enterprise		WBE = Women Business Enterprise						
				NPSLBE = NonProfit Small Local Business Enterprise								

Contract Compliance and Employment Services Evaluation Form

Project No.: C260910

Project Name: Rehabilitation of Sanitary Sewers at various locations - The eastment between Merritt Ave. and Wesley Ave., Stonewall Rd. Delmont Ave. and Oakdale Ave. The eastment between Ney

Contractor: Darcy & Harty

Contractor's Bid Amount: 352,457.00

Engineer's Estimate: 419,575.00

Over/Under the Engineers Estimate: -67,118.00

Bid Discounted Amount: \$7,049.14

Discount Points: 2%

Discounted Bid Price: \$345,407.86

1. Did the 20% requirements apply? **YES**

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

a) % of LBE **0.00%**
b) % of SLBE **20.14%**

3. Did the contractor meet the Trucking requirement? **YES**

a) % of Local Trucking **100.00%**

4. Did the contractor received bid discount points? **YES**
(If yes, list the points received) **2%**

5. Additional Comments.

6. Date evaluation completed and returned to Contact Admin./Initiating Dept. **1/11/2006**

**Reviewing
Officer:**

[Signature]

Date: 1/11/2006

Approved By:

[Signature]

Date: 1/11/06

LBE/SLBE Participation Bidder 2

Project Name: Rehabilitation of Sanitary Sewers at various locations - The eastment between Merritt Ave. and Wesley Ave., Stonewall Rd. Delmont Ave. and Oakdale Ave. The eastment between Ney Ave. and Outlook Ave., The eastment between Glenbrook Dr. and Yorkshire Dr. and the eastment between Grand Ave. and Walker Ave.

Project No.: C260910		Engineers Est: 419,575.00				Under/Over Engineers Estimate: 31,085.00						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	S/LBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only		
										Ethn.	MBE	WBE
Prime	Pacific Trenchless	Oakland	CB		347,490.00	347,490.00			347,490.00	C		
Sawcutting	Bayline Sawcutting	Oakland	CB	3,000.00		3,000.00			3,000.00	H	\$3,000.00	
CIPP	Pacific Liners	Vacaville							25,000.00	C		
Asphalt	AJW	Oakland	CB		8,000.00	8,000.00			8,000.00	H	\$8,000.00	
Trucking	Williams Trucking	Oakland	CB		5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	AA	\$5,000.00	
Project Totals				3,000.00	360,490.00	363,490.00	5,000.00	5,000.00	388,490.00		\$16,000.00	\$0.00
				0.77%	92.79%	93.56%	100.00%	100.00%				
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TRUCKING 20%	LBE/SLBE 20%			Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend				LBE = Local Business Enterprise				UB = Uncertified Business				
				SLBE = Small Local Business Enterprise				CB = Certified Business				
				Total LBE/SLBE = All Certified Local and Small Local Businesses				MBE = Minority Business Enterprise				
				NPLBE = NonProfit Local Business Enterprise				WBE = Women Business Enterprise				
				NPSLBE = NonProfit Small Local Business Enterprise								

Contract Compliance and Employment Services Evaluation Form

Project No.: C260910

Project Name: Rehabilitation of Sanitary Sewers at various locations - The eastment between Merritt Ave. and Wesley Ave., Stonewall Rd. Delmont Ave. and Oakdale Ave. The eastment between Ney Ave. and Oulook Ave., The eastment between Glenbrook Dr. and Yorkshire Dr. and the eastment between Grand Ave. and Walker Ave.

Contractor: Pacific Trenchless

<u>Contractor's Bid Amount:</u>	388,490.00		
<u>Engineer's Estimate:</u>	419,575.00		
<u>Over/Under the Engineers Estimate:</u>	31,085.00		
<u>Bid Discounted Amount:</u>	\$19,424.50	<u>Discount Points:</u>	5%
<u>Discounted Bid Price:</u>	\$369,065.50		

1. Did the 20% requirements apply? **YES**

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

a)	% of LBE	<u>0.77%</u>
b)	% of SLBE	<u>92.79%</u>

3. Did the contractor meet the Trucking requirement? **YES**

a)	% of Local Trucking	<u>100.00%</u>
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4. Did the contractor received bid discount points? **YES**
(If yes, list the points received) **5%**

5. Additional Comments.

6. Date evaluation completed and returned to Contact Admin./Initiating Dept. **1/11/2006**

Reviewing Officer:



Date: 1/11/2006

Approved By:



Date: 1/11/06

LBE/SLBE Participation

Bidder 3

Project Name: Rehabilitation of Sanitary Sewers at various locations - The eastment between Merritt Ave. and Wesley Ave., Stonewall Rd. Delmont Ave. and Oakdale Ave. The eastment between Ney Ave. and Oulook Ave., The eastment between Glenbrook Dr. and Yorkshire Dr. and the eastment between Grand Ave. and Walker Ave.

Project No.: C260910		Engineers Est: 419,575.00				Under/Over Engineers Estimate: 3,788.00						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	S/LBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only		
										Ethn.	MBE	WBE
Prime	Andes Construction	Oakland	CB		402,787.00	402,787.00			402,787.00	H		
Sawcutting	Bay Line Construction	Oakland	CB	3,000.00		3,000.00			3,000.00	H	\$3,000.00	
Trucking	Foston Trucking	Oakland	CB		10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	AA	\$10,000.00	
Project Totals				3,000.00	412,787.00	415,787.00	10,000.00	10,000.00	415,787.00		\$13,000.00	\$0.00
				0.7%	99.28%	100.00%	100.00%	100.00%				
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TRUCKING 20%	LBE/SLBE 20%			Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend				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								

Contract Compliance and Employment Services Evaluation Form

Project No.: C260910

Project Name: Rehabilitation of Sanitary Sewers at various locations - The eastment between Merritt Ave. and Wesley Ave., Stonewall Rd. Delmont Ave. and Oakdale Ave. The eastment between Ney Ave. and Oulook Ave., The eastment between Glenbrook Dr. and Yorkshire Dr. and the eastment between Grand Ave. and Walker Ave.

Contractor: Andes Construction

Contractor's Bid Amount: 415,787.00

Engineer's Estimate: 419,575.00

Over/Under the Engineers Estimate: 3,788.00

Bid Discounted Amount: \$20,789.35

Discount Points: 5%

Discounted Bid Price: \$394,997.65

1. Did the 20% requirements apply? **YES**

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

a) % of LBE **0.72%**
b) % of SLBE **99.28%**

3. Did the contractor meet the Trucking requirement? **YES**

a) % of Local Trucking **100.00%**

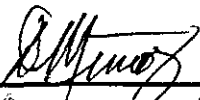
4. Did the contractor received bid discount points? **YES**
(If yes, list the points received) **5%**

5. Additional Comments.

This contractor did not list any price for supplies of CIPP Lining. Therefore, should be deem non-responsive.

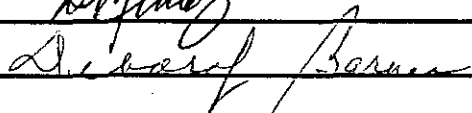
6. Date evaluation completed and returned to Contact Admin./Initiating Dept. **1/11/2006**

**Reviewing
Officer:**



Date: 1/11/2006

Approved By:



Date: 1/11/06

LBE/SLBE Participation

Bidder 4

Project Name: Rehabilitation of Sanitary Sewers at various locations - The eastment between Merritt Ave. and Wesley Ave., Stonewall Rd. Delmont Ave. and Oakdale Ave. The eastment between Ney Ave. and Outlook Ave., The eastment between Glenbrook Dr. and Yorkshire Dr. and the eastment between Grand Ave. and Walker Ave.

Project No.: C260910		Engineers Est: 419,575.00				Under/Over Engineers Estimate: -45,225.00						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	S/LBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only		
										Ethn.	MBE	WBE
Prime	KJ Woods Construction	SF	UB						337,700.00	C		
Trucking	S&S Trucking	Oakland	CB		6,000.00	6,000.00	6,000.00	6,000.00	6,000.00	H	\$6,000.00	
Sawcutting	Bay Line Construction	Oakland	CB	4,000.00		4,000.00			4,000.00	AA	\$4,000.00	
Excavating	Peak Engineering	Oakland	CB	88,000.00		88,000.00			88,000.00	AI	\$88,000.00	
Shoring	Pacific Liner	Vacaville	UB						29,100.00	C		
CIPP												
Project Totals				92,000.00	6,000.00	98,000.00	6,000.00	6,000.00	464,800.00		\$98,000.00	\$0.00
				19.8%	1.29%	21.08%	100.00%	100.00%				
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TRUCKING 20%	LBE/SLBE 20%		Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend	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								

Contract Compliance and Employment Services Evaluation Form

Project No.: C260910

Project Name: Rehabilitation of Sanitary Sewers at various locations - The eastment between Merritt Ave. and Wesley Ave., Stonewall Rd. Delmont Ave. and Oakdale Ave. The eastment between Ney Ave. and Oulook Ave., The eastment between Glenbrook Dr. and Yorkshire Dr. and the eastment between Grand Ave. and Walker Ave.

Contractor: KJ Woods Construction

<u>Contractor's Bid Amount:</u>	464,800.00		
<u>Engineer's Estimate:</u>	419,575.00		
<u>Over/Under the Engineers Estimate:</u>	-45,225.00		
<u>Bid Discounted Amount:</u>	\$0.00	<u>Discount Points:</u>	0%
<u>Discounted Bid Price:</u>	\$464,800.00		

1. Did the 20% requirements apply? **YES**

2. Did the contractor meet the 20% requirement? **NO**

a)	% of LBE	<u>19.79%</u>
b)	% of SLBE	<u>1.29%</u>

3. Did the contractor meet the Trucking requirement? **YES**

a)	% of Local Trucking	<u>100.00%</u>
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4. Did the contractor received bid discount points? **NO**
(If yes, list the points received) **0%**

5. Additional Comments.

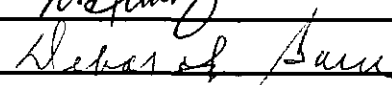
6. Date evaluation completed and returned to Contact Admin./Initiating Dept. **1/11/2006**

Reviewing Officer:



Date: 1/11/2006

Approved By:



Date: 1/11/2006

LBE/SLBE Participation Bidder 5

Project Name: Rehabilitation of Sanitary Sewers at various locations - The eastment between Merritt Ave. and Wesley Ave., Stonewall Rd. Delmont Ave. and Oakdale Ave. The eastment between Ney Ave. and Oulook Ave., The eastment between Glenbrook Dr. and Yorkshire Dr. and the eastment between Grand Ave. and Walker Ave.

Project No.: C260910		Engineers Est: 419,575.00				Under/Over Engineers Estimate: -39,725.00						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	S/LBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only		
										Ethn.	MBE	WBE
Prime	Mosto Construction	Oakland	CB		454,300.00	454,300.00			454,300.00	H	\$454,300.00	
Transport	Monroe Trucking	Oakland	CB		5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	AA	\$5,000.00	
CIPP	Pacific Liner	Vacaville	UB						0.00	C		
Project Totals				0.00	459,300.00	459,300.00	5,000.00	5,000.00	459,300.00		\$459,300.00	\$0.00
				0.0%	100.00%	100.00%	100.00%	100.00%				
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TRUCKING 20%	LBE/SLBE 20%			Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend				LBE = Local Business Enterprise				UB = Uncertified Business				
				SLBE = Small Local Business Enterprise				CB = Certified Business				
				Total LBE/SLBE = All Certified Local and Small Local Businesses				MBE = Minority Business Enterprise				
				NPLBE = NonProfit Local Business Enterprise				WBE = Women Business Enterprise				
				NPSLBE = NonProfit Small Local Business Enterprise								

Contract Compliance and Employment Services Evaluation Form

Project No.: C260910

Project Name: Rehabilitation of Sanitary Sewers at various locations - The eastment between Merritt Ave. and Wesley Ave., Stonewall Rd. Delmont Ave. and Oakdale Ave. The eastment between Ney Ave. and Outlook Ave., The eastment between Glenbrook Dr. and Yorkshire Dr. and the eastment between Grand Ave. and Walker Ave.

Contractor: Mosto Construction

Contractor's Bid Amount: 459,300.00

Engineer's Estimate: 419,575.00

Over/Under the Engineers Estimate: -39,725.00

Bid Discounted Amount: \$22,965.00

Discount Points: 5%

Discounted Bid Price: \$436,335.00

1. Did the 20% requirements apply? **YES**

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

a) % of LBE **0.00%**
b) % of SLBE **100.00%**

3. Did the contractor meet the Trucking requirement? **YES**

a) % of Local Trucking **100.00%**

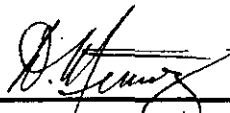
4. Did the contractor received bid discount points? **YES**
(If yes, list the points received) **5%**

5. Additional Comments.

This contractor did not list any price for supplies of CIPP Lining. Therefore, should be deem non-responsive.

6. Date evaluation completed and returned to Contact Admin./Initiating Dept. **1/11/2006**

Reviewing Officer:

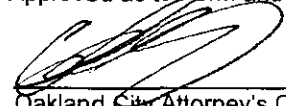


Date: 1/11/2006

Approved By:



Date: 1/11/06



Oakland City Attorney's Office

OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C. M. S.

INTRODUCED BY COUNCILMEMBER _____

Requires two-thirds vote of the Council

RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO DARCY & HARTY CONSTRUCTION, INC. FOR THE REHABILITATION OF SANITARY SEWERS AT VARIOUS LOCATIONS-THE EASEMENT BETWEEN MERRITT AVENUE AND WESLEY AVENUE, STONEWALL ROAD, DELMONT AVENUE AND OAKDALE AVENUE, THE EASEMENT BETWEEN NEY AVENUE AND OUTLOOK AVENUE, THE EASEMENT BETWEEN GLENBROOK DRIVE AND YORKSHIRE DRIVE AND THE EASEMENT BETWEEN GRAND AVENUE AND WALKER AVENUE (PROJECT NO. C260910) FOR THE AMOUNT OF THREE HUNDRED FIFTY-TWO THOUSAND FOUR HUNDRED FIFTY-SEVEN DOLLARS (\$352,457.00)

WHEREAS, on December 19, 2005, five bids were received by the Office of the City Clerk of the City of Oakland for the Rehabilitation of Sanitary Sewers at Various Locations-the Easement Between Merritt Avenue and Wesley Avenue, Stonewall Road, Delmont Avenue and Oakdale Avenue, the Easement Between Ney Avenue and Outlook Avenue, the Easement Between Glenbrook Drive and Yorkshire Drive and the Easement Between Grand Avenue and Walker Avenue (Project No. C260910); and

WHEREAS, Darcy & Harty Construction, Inc., a certified SLBE bidding as a prime with 2% bid discount, is the lowest responsible bidder for the project; and

WHEREAS, there are sufficient funds in the project budget for the work. Funding for this project is available in the Sewer Service Fund (3100); Capital Projects-Sanitary Sewer Design Organization (92244); Sewers Account (57417); the Rehabilitation of Sanitary Sewers at Various Locations-(Project No. C260910), and these funds were specifically allocated for this project; and

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

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

WHEREAS, Darcy & Harty Construction, Inc. complies with all LBE/SLBE 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 contract for the Rehabilitation of Sanitary Sewers at Various Locations-(Project No. C260910) is hereby awarded to Darcy & Harty Construction, Inc. in accordance with the terms of its bid therefore, dated December 19, 2005, for the amount of Three Hundred Fifty-Two Thousand Four Hundred Fifty-Seven Dollars (\$352,457.00) ; and be it

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

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$352,457.00, 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, \$352,457.00, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to enter into a contract with Darcy & Harty Construction, 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 all other bids are hereby rejected; and be it

FURTHER RESOLVED: That the contract shall be reviewed and approved by the City Attorney and placed 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.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2006

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