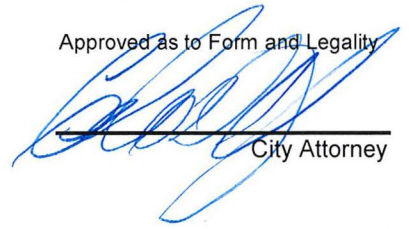


FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

2016 MAR 10 PM 12:37

RESOLUTION No. 86077 C.M.S.

Introduced by Councilmember _____

RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO RAY'S ELECTRIC FOR HIGHWAY SAFETY IMPROVEMENT PROGRAM CYCLE 5 (HSIP5): WEST MACARTHUR BOULEVARD, PROJECT NO. C468210 AND C468211, THE LOWEST, RESPONSIBLE, RESPONSIVE BIDDER IN ACCORDANCE WITH PROJECT PLANS, SPECIFICATIONS, STATE REQUIREMENTS, AND WITH CONTRACTOR'S BID IN THE AMOUNT OF ONE MILLION THIRTY-FOUR THOUSAND AND SEVENTY-ONE DOLLARS (\$1,034,071)

WHEREAS, on October 22, 2015 two bids were received by the Office of the City Clerk for the construction of HSIP5 West MacArthur Boulevard (C468210 and C468211); and staff rejected both bids; and

WHEREAS, on December 29, 2015, two re-bids were received by the Office of the City Clerk for the construction of HSIP5 West MacArthur Boulevard (C468210 and C468211); and

WHEREAS, Ray's Electric is deemed the lowest, responsible, responsive bidder for the HSIP5 West MacArthur Boulevard (C468210 and C468211), and the bid complies with the Federal Disadvantaged Business Enterprise (DBE) 11% participation requirements; and

WHEREAS, there is sufficient fund in the project budget for the work; and

- Highway Safety Improvement Program Cycle 5 (HSIP5), Federal grant \$574,500. State of California, Department of Transportation, Fund 2116; Transportation Services Division Organization 30264 and 92246, Project C468210, Bicycle and Pedestrian Program NB33; and
- Measure B Local Match \$675,500, Fund 2211, Transportation Services Division Organization 30264 and 92246, Project C468211, Bicycle and Pedestrian Program NB33. A portion of the local match in the amount of \$262,000 will come from Project C370010 in Fiscal Year 2016-2017.

WHEREAS, the engineer's estimate for the work is \$903,837; 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

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 contract for the construction of HSIP5 West MacArthur Boulevard Project is hereby awarded to Ray’s Electric, the lowest, responsible, responsive bidder, in accordance with project plans and specifications in the amount of one million thirty-four thousand and seventy-one dollars (\$1,034,071); and be it

FURTHER RESOLVED: That the plans and specifications prepared including any subsequent changes during construction, that will be reviewed and adopted by the Director of Public Works or designee for this project are hereby approved; and be it

FURTHER RESOLVED: That the contractor shall provide a faithful performance bond and payment bond to guarantee payment of all claims for labor and materials furnished and for the amount due under the Unemployment Insurance Act for one hundred percent (100%) of the contract amount prior to execution of the contract; and be it

FURTHER RESOLVED: That the City Administrator or designee is hereby authorized to enter into a contract with Ray’s Electric on behalf of the City of Oakland and execute any amendment 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 for form and legality and placed on file in the Office of the City Clerk.

= APR 05 2016

IN COUNCIL, OAKLAND, CALIFORNIA, _____

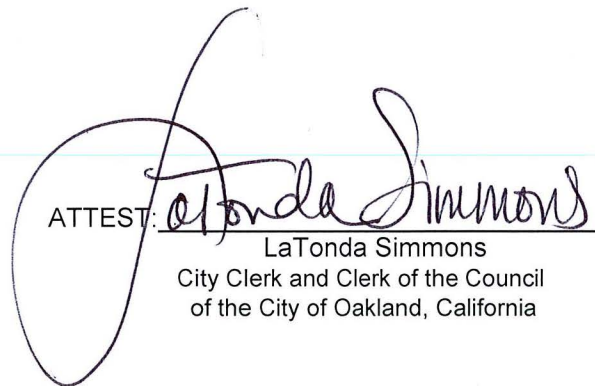
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, and PRESIDENT GIBSON MCELHANEY 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: 
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California