

# OAKLAND CITY COUNCIL

RESOLUTION No. 77856

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND  
C.M.S.

2003 MAY 22 PM 3:35

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

Requires the two-thirds vote of the Council

**A RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO AWARD A CONSTRUCTION CONTRACT FOR PHASE 2 OF THE ACORN-PRESCOTT NEIGHBORHOOD STREETScape IMPROVEMENTS TO GRANITE CONSTRUCTION FOR AN AMOUNT NOT TO EXCEED ONE MILLION TWO HUNDRED NINETY-SEVEN THOUSAND FIVE HUNDRED NINETY-THREE DOLLARS AND SIXTY CENTS (\$1,297,593.60)**

**WHEREAS**, City Council Resolution 77746 C.M.S., approved on April 15, 2003, authorized the City Manager, or his designee, to recommend the award of a construction contract in an amount not to exceed One Million Three Hundred Fifty-Seven Thousand Dollars (\$1,357,000), without return to Committee, provided that staff return to City Council for approval of the final award recommendation for the construction contract; and

**WHEREAS**, bids were received for Phase 2 of the Acorn-Prescott Neighborhood Improvements (Project No. P131620) on April 14, 2003 and the bid from Granite Construction of \$1,297,593.60 is the lowest responsible, responsive bid; and

**WHEREAS**, Granite Construction's bid is less than the amount authorized by City Council Resolution 77746 C.M.S., and funds are available for the project; and

**WHEREAS**, the Acorn-Prescott Neighborhood Streetscape Improvements project is consistent with City Council Budget Priorities of "Renewed Infrastructure", "Clean and Livable Communities", and "Vital Neighborhood Commerce"; 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; 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 service; now, therefore, be it

**RESOLVED:** That the City Manager, or his designee, is authorized to award a construction contract on behalf of the City of Oakland for Phase 2 of the Acorn-Prescott Neighborhood Streetscape Improvements to Granite Construction for an amount not to exceed One Million Two Hundred Ninety-Seven Thousand Five Hundred Ninety-Three Dollars and Sixty Cents (\$1,297,593.60); and be it

**FURTHER RESOLVED:** That the City Manager or his designee is hereby authorized to reject all other bids and to 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 by the City Attorney and placed on file 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.

**JUN 03 2003**

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2003

**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN and PRESIDENT DE LA FUENTE -8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:



CEDA FLOYD

City Clerk and Clerk of the Council  
of the City of Oakland, California