

**CITY OF OAKLAND
AGENDA REPORT**

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2004 MAR 11 PM 1:48

TO: Office of the City Manager
ATTN: Deborah Edgerly, City Manager
FROM: Public Works Agency
DATE: March 23, 2004

RE: RESOLUTION AUTHORIZING THE CITY MANAGER TO AWARD A CONSTRUCTION CONTRACT TO W. BRADLEY ELECTRIC FOR THE TRAFFIC SIGNAL PROJECTS AT THE INTERSECTIONS OF INTERNATIONAL BOULEVARD AT 25TH AVENUE, BROADWAY AT BROADWAY TERRACE, AND BROADWAY AT COLLEGE AVENUE (CITY PROJECT NO. C159310 & C160210) IN THE AMOUNT OF THREE HUNDRED SIXTY-TWO THOUSAND SEVEN HUNDRED FIFTY-THREE DOLLARS AND NINETY-FIVE CENTS (\$362,753.95)

SUMMARY

A resolution has been prepared authorizing the City Manager to award a construction contract to W. Bradley Electric for the Traffic Signal Projects at the intersections of International Boulevard at 25th Avenue, Broadway at Broadway Terrace, and Broadway at College Avenue (City Project No. C159310 & C160210) in an amount of \$362,753.95. The construction contract consists of the installation of two new traffic signals at the intersections of International Boulevard at 25th Avenue, and Broadway at Broadway Terrace, and signal modification at Broadway at College Avenue. The projects are in City Council Districts 5 and 1, respectively.

The proposed project is consistent with the following Mayor and City Council goals and citywide objectives 3A and 6C:

Improve Oakland Neighborhoods by improving traffic/bike/pedestrian safety.

Maintain and Enhance Oakland's Physical Assets by providing for clean, well-maintained and accessible streets and sidewalks.

Funds in the amount of \$453,900 are available from Measure B for this project.

Staff recommends approval of the resolution.

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FISCAL IMPACT

The resolution will authorize a \$362,753.95 contract with W. Bradley Electric. The total cost for the construction phase of the project is as follows:

Construction Contract	\$362,754
Contract Contingency	\$ 59,400
<u>Construction Engineering</u>	<u>\$ 30,000</u>
Total	\$452,154

Funding for the construction costs of the Traffic Signal Projects at the three intersections in the amount of \$453,900 are available from Measure B in the following accounts:

- Measure B Fund (2210); Capital Improvement Projects – Transportation Services Organization (92246); Signal and Safety Devices Account (57412); Contract Contingencies Account (54011); and Traffic Signal International Boulevard at 25th Avenue Project (C159310), in the amount of \$187,300.
- Measure B Fund (2210); Construction and Field Services Organization (30232); Work Order Expenditures Account (56611); Prior Year Account (78811) and Traffic Signal International Boulevard at 25th Avenue Project (C159310), in the amount of \$11,290.
- Measure B Fund (2211); Capital Improvement Projects – Transportation Services Organization (92246); Signal and Safety Devices Account (57412); Contract Contingencies Account (54011); and Traffic Signal Broadway at Broadway Terrace Project (C160210), in the amount of \$228,600.
- Measure B Fund (2211); Construction and Field Services Organization (30232); Work Order Expenditures Account (56611); Prior Year Account (78811) and Traffic Signal Broadway at Broadway Terrace Project (C160210), in the amount of \$18,920.
- Measure B Fund (2211); Transportation Services Organization (30246); Work Order Expenditures Account (56611); and Traffic Signal Broadway at Broadway Terrace Project (C160210), in the amount of \$7,790.

There will be minimal additional operation and maintenance costs as a result of this project.

BACKGROUND

On January 5, 2004, the City Clerk received three bids for the project. W. Bradley Electric (Novato), Ray's Electric (Oakland), and Steiny & Company (Vallejo) submitted base bids of \$362,753.95, \$386,526.00, and \$433,279.50, respectively. W. Bradley Electric is the lowest responsive bidder, and is recommended for award of the construction contract.

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Per City Ordinance No. 12422 C.M.S. approved on June 11, 2002, the Local Employment Program (LEP) and Local/Small Local Business Enterprise (L/SLBE) Program requirements do not apply to this project. The ordinance imposed a two-year moratorium of these requirements for public works contracts involving the installation of new traffic signals. W. Bradley Electric listed no L/SLBE participation. While the LEP and L/SLBE Programs are not applicable for this project, the Office of the City Manager, Division of Contract Compliance and Employment Services, continues to strongly urge the inclusion of local businesses and residents to the fullest extent possible where local businesses and residents have a fair and equal opportunity to compete. The Contract Compliance and Employment Services Division has verified the LEP and L/SLBE information as shown on Attachment A.

The subject project consists of the following: A) two new traffic signals at the intersections of International Boulevard at 25th Avenue and Broadway at Broadway Terrace; and B) traffic signal modification to enhance pedestrian safety at the intersection of Broadway at College Avenue.

KEY ISSUES AND IMPACTS

The subject traffic signal projects were approved by City Council in the 2001-2006 Capital Improvement Program, with funding appropriated in the 2001-2003 budget.

Execution of a contract will take a minimum of one month, resulting in a construction starting date of late April 2004. With construction scheduled for 60 working days, the expected completion schedule for construction is in August 2004. The expected contract completion date may vary due to possible time loss due to unforeseeable construction and inclement weather conditions. The Resident Engineer assigned to this construction project will monitor the contractor's progress to ensure the project is completed in a timely manner.

SUSTAINABLE OPPORTUNITIES

Economic: The improvements will have a positive impact on the local economy by improving vehicular and pedestrian safety, and the associated costs of injuries and property damage.

Environmental: The improvements to pedestrian facilities will aid in making walking a more attractive mode of transportation, thereby encouraging reduction in automobile usage and reducing vehicle emissions.

Social Equity: The improvements will improve overall living conditions by providing greater accessibility and safety to pedestrians. Senior citizens, persons with disabilities and children will greatly benefit from these improvements.

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DISABILITY AND SENIOR CITIZEN ACCESS

This project includes accessibility improvements such as tactile pedestrian pushbuttons with audible units and wheelchair ramps with detectable warning domes, which will assist senior citizens and persons with disabilities.

RECOMMENDATION AND RATIONALE

Staff recommends that City Council approve the resolution authorizing the City Manager, or her designee, to award a construction contract to W. Bradley Electric for the Traffic Signal Projects at the intersections of International Boulevard at 25th Avenue, Broadway at Broadway Terrace, and Broadway at College Avenue in an amount of \$362,753.95.

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:
Wladimir Wlassowsky, P.E.
Interim Transportation Services Manager

Prepared by:
Ade Oluwasogo, P.E.
Supervising Transportation Engineer

APPROVED AND FORWARDED
TO THE PUBLIC WORKS COMMITTEE:


OFFICE OF THE CITY MANAGER

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CONTRACT COMPLIANCE AND EMPLOYMENT SERVICES DIVISION
OFFICE OF THE CITY MANAGER

ATTACHMENT A

Contract Compliance Evaluation Form

Project No.: C159310

Project Name: CIP Traffic Signal Project International Boulevard at 25th Avenue,
Broadway at Broadway Terrace/ Broadway at College Avenue

Bid Opening Date: 1/5/2004

Engineer Estimate: \$395,711

Contractor: W. Bradley Electric

Contractor's bid amount: \$362,754

5% credit for LBE/SLBE Preference: <input type="checkbox"/>	5% of the TOTAL BID Amount: =
5% credit for Joint Venture Preference: <input type="checkbox"/>	Calculation Amount: X 5% =
5% credit for Mentor Protégé Preference: <input type="checkbox"/>	If yes, 5% is added to the overall Total LBE percentage goal.
ADJUSTED LBE % TOTAL:	ADJUSTED BID TOTAL: \$362,754

1. Did the Contractor meet the LBE/SLBE goals?
 - a) % of LBE participation 0.00%
 - b) % of SLBE participation 0.00%
2. Did the Contractor meet the Trucking goal?
 - a) % of local trucking participation
3. If the goals were not met, did the contractor meet the Good Faith Effort (GFE) requirements?
(If no, explain reasons for failure to meet GFE.)

4. Date evaluation completed and forwarded to Contract Admin./Initiating Dept.
5. Is the contractor in compliance with all LBE/SLBE requirements? (If no, explain below)
The 50% L/SLBE Program and the Local Employment Program (LEP) have been suspended per Resolution No. 69687.

Reviewing Officer: Shelley Darenburg Date: 1/15/04

Approved By: Deborah Barner Date: 1/15/04

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LBE/SLBE PARTICIPATION

ATTACHMENT A

Lowest Bidder

Project Name: CIP Traffic Signal Project International Boulevard at 25th Avenue, Broadway at Broadway Terrace/ Broadway at College Avenue

Engineer Estimate: \$395,711
Bid Amount: \$362,754
Difference: <\$32,957>

Project No.: C159310, C160210

TRADE	Line #	Prime and Subs	LOCATION	Cert. Status	LBE	SLBE	TOTAL LBE/SLBE	Local Trucking	Trucking	TOTAL BID \$ Amount	ETH.	MBE	WBE
Prime	1.	W. Bradley Electric	Novato, CA	UB						\$317,753.95			
Asphalt/Concrete	2.	Vanguard	Oakland	UB						\$25,000.00			
Trenching	3.	Advanced Cutting		UB						\$10,000.00			
Striping	4.	Striping Graphics	Petaluma							\$10,000.00			
Project Subtotals:					0.00%	0.00%	0.00%			\$362,754		0.00%	0%

5% credit for LBE/SLBE Preference:		5% of the TOTAL BID Amount:	=	
5% credit for Joint Venture Preference:		Calculation Amount:	X 5% =	
5% credit for Mentor Protégé Preference:		If yes, 5% is added to the overall Total LBE percentage goal.		
ADJUSTED LBE % TOTAL:		ADJUSTED BID TOTAL:		\$362,754

<p>GOALS: The 50% ALL LBE goal is a combination of 15% LBE and 35% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% goal. LBE firms can only be counted up to 15% of the total contract amount. The Local Trucking goal is 50% of the ALL trucking contract amount.</p>	<p>LEGEND:</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 33%;">ALL LBE</td> <td style="width: 33%;">All certified Local and Small Local Businesses</td> <td style="width: 33%;">CB Certified Business</td> <td style="width: 33%;">NA Native American</td> </tr> <tr> <td>LBE</td> <td>Local Business Enterprise</td> <td>UB Uncertified Business</td> <td>C Caucasian</td> </tr> <tr> <td>SLBE</td> <td>Small Local Business Enterprise</td> <td>AA African American</td> <td>MBE Minority Business Enterprise</td> </tr> <tr> <td>LTRU</td> <td>Local Trucking Businesses</td> <td>H Hispanic American</td> <td>WBE Woman Business Enterprise</td> </tr> <tr> <td></td> <td></td> <td>A Asian American</td> <td></td> </tr> </table>	ALL LBE	All certified Local and Small Local Businesses	CB Certified Business	NA Native American	LBE	Local Business Enterprise	UB Uncertified Business	C Caucasian	SLBE	Small Local Business Enterprise	AA African American	MBE Minority Business Enterprise	LTRU	Local Trucking Businesses	H Hispanic American	WBE Woman Business Enterprise			A Asian American	
ALL LBE	All certified Local and Small Local Businesses	CB Certified Business	NA Native American																		
LBE	Local Business Enterprise	UB Uncertified Business	C Caucasian																		
SLBE	Small Local Business Enterprise	AA African American	MBE Minority Business Enterprise																		
LTRU	Local Trucking Businesses	H Hispanic American	WBE Woman Business Enterprise																		
		A Asian American																			

OAKLAND CITY COUNCIL

OFFICE OF THE CITY CLERK
SUPERVISOR

RESOLUTION NO. _____

C.M.S. _____

Requires two-third vote of the Council
INTRODUCED BY COUNCILMEMBER _____

2004 MAR 11 PM 1:48
[Signature]

RESOLUTION AUTHORIZING THE CITY MANAGER TO AWARD A CONSTRUCTION CONTRACT TO W. BRADLEY ELECTRIC FOR THE TRAFFIC SIGNAL PROJECTS AT THE INTERSECTIONS OF INTERNATIONAL BOULEVARD AT 25TH AVENUE, BROADWAY AT BROADWAY TERRACE, AND BROADWAY AT COLLEGE AVENUE (CITY PROJECT NO. C159310 & C160210) IN THE AMOUNT OF THREE HUNDRED SIXTY-TWO THOUSAND SEVEN HUNDRED FIFTY- THREE DOLLARS AND NINETY-FIVE CENTS (\$362,753.95)

WHEREAS, on January 5, 2004, the City Clerk received three bids for the CIP Traffic Signal Projects at the intersections of International Boulevard at 25th Avenue, Broadway at Broadway Terrace, and Broadway at College Avenue (CITY PROJECT NO. C159310 & C160210); and

WHEREAS, W. Bradley Electric submitted the lowest responsive bid; and

WHEREAS, there are sufficient funds in each of the project budgets for the work and the project budget includes \$456,900 for construction of the work, inspection, administration and contingencies; 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 public interest; and

WHEREAS, the City Council finds and determines that services under this contract will be temporary; and

WHEREAS, the City Council finds and determines that 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 City Manager, or her designee, is hereby authorized to enter into a contract for the Traffic Signal Projects at the intersections of International Boulevard at 25th Avenue, Broadway at Broadway Terrace, and Broadway at College Avenue (CITY PROJECT NO. C159310 & C160210), with W. Bradley Electric in accordance with terms of its bid, dated January 5, 2004 for the amount of three hundred sixty-two thousand seven hundred fifty-three dollars and ninety-five cents (\$362,753.95); and be it

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FURTHER RESOLVED: That the plans and specifications prepared by the Director of the Public Works Agency for Traffic Signal Projects at the intersections of International Boulevard at 25th Avenue, Broadway at Broadway Terrace, and Broadway at College Avenue (CITY PROJECT NO. C159310 & C160210) are hereby approved; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$362,753.95 (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, \$362,753.95 (100% of Contract), with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Manager, or her designee, is hereby authorized to execute any amendments, or modifications of said contract without further City Council approval, except for increases in the contract amount; and be it

FURTHER RESOLVED: That the agreement shall be approved for form and legality by the City Attorney, and a copy of the agreement shall be kept on file with 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, _____, 20__

PASSED BY THE FOLLOWING VOTE:

AYES – BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN AND
PRESIDENT DE LA FUENTE

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____
CEDA FLOYD

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

ORA/COUNCIL

APR 06 2004

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MAR 28 2004