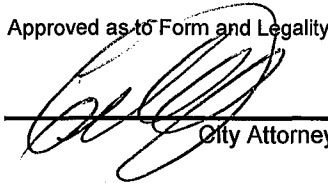


2017 NOV 21 PM 3:51 RESOLUTION NO. 87029 C.M.S.


City Attorney

Introduced by Councilmember _____

RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO PACIFIC TRENCHLESS, INC., THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, FOR THE ON-CALL SANITARY SEWERS EMERGENCY PROJECTS FY 2017-18 (PROJECT NO. 1000720) IN ACCORDANCE WITH SPECIFICATIONS FOR THE PROJECT AND WITH CONTRACTOR'S BID IN THE AMOUNT OF TWO MILLION THREE HUNDRED EIGHTY-SEVEN THOUSAND TWO HUNDRED FIFTY DOLLARS (\$2,387,250.00)

WHEREAS, on October 5, 2017, two bids were received by the Office of the City Clerk of the City of Oakland for The On-Call Sanitary Sewers Emergency Projects FY 2017-18 (Project No. 1000720); and

WHEREAS, Pacific Trenchless, Inc., a certified SLBE bidding as a prime, is deemed the lowest responsive and 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 following project account as part of FY 2017-18 CIP budget: Sewer Service Fund (3100); Capital Projects - Sanitary Sewer Design Organization (92244); Sewers Account (57417); Project No. 1000720; \$2,387,250.00; and these funds were specifically allocated for this project; and

WHEREAS, this project will help reduce the amount of sanitary sewer maintenance; and

WHEREAS, the City Council finds and determines based on the representations set forth in the City Administrator's report accompanying this Resolution that the construction contract approved hereunder is temporary in nature; and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary work, that the performance of this contract is in the public interest because of economy or better performance; 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; and

WHEREAS, Pacific Trenchless, Inc. complies with all LBE/SLBE and trucking requirements now; therefore, be it

RESOLVED: That the City Administrator is authorized to award a construction contract for the On-Call Sanitary Sewers Emergency Projects FY 2017-18 (Project No. 1000720) to Pacific Trenchless, Inc., the lowest responsive and responsible bidder, in the amount of

\$2,387,250.00 in accord with specifications for the project and with contractor's bid dated October 5, 2017 contingent upon the availability of funding; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance bond, \$2,387,250.00, and the bond to guarantee payment of all claims for labor and materials furnished and for the amount under the Unemployment Insurance Act, \$2,387,250.00, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Administrator, or designee, is hereby authorized to enter into a contract with Pacific Trenchless, Inc., on behalf of the City of Oakland and to execute any amendments or modifications of the contract within the limitations of the project specifications; and be it

FURTHER RESOLVED: That the City Administrator, or designee, is hereby authorized to negotiate with the second lowest bidder and/or next lowest bidder for the same awarded amount, if Pacific Trenchless, Inc. fails to return the complete signed contract documents and supporting documents within the days specified in the Special Provision without going back to City Council; and be it

FURTHER RESOLVED: That the specifications prepared for this project, including any subsequent changes during construction, that will be reviewed and adopted by the Director, or designee, are hereby approved; 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 prior to execution and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, JAN 16 2018

PASSED BY THE FOLLOWING VOTE:

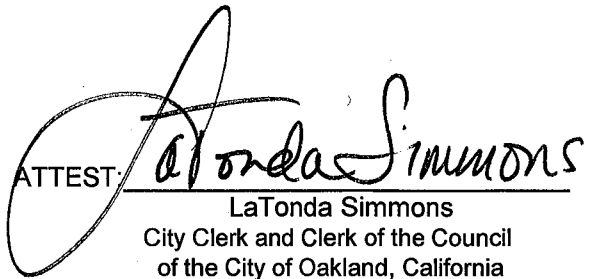
AYES - BROOKS, CAMPBELL WASHINGTON, ~~AMM~~, GIBSON MCELHANEY, GUILLEN, KALB, KAPLAN, AND PRESIDENT REID - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Gallo - 1

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