

CITY OF OAKLAND
AGENDA REPORT

2010 JUN 30 AM 10:53

TO: Office of the City Administrator
ATTN: Dan Lindheim
FROM: Public Works Agency
DATE: July 13, 2010

RE: **Resolution Awarding A Construction Contract To J & M, Inc. For Rehabilitation Of Storm Drain Line Along Shepherd Canyon Road Between Gunn Drive And Paso Robles Drive (Project Number C336020) In The Amount Of Five Hundred Twenty-Four Thousand Eight Hundred Fifty-Three Dollars (\$524,853.00)**

SUMMARY

A resolution has been prepared awarding a construction contract in the amount of \$524,853.00 to J&M, Inc. for the Rehabilitation of Storm Drain Line along Shepherd Canyon Road between Gunn Drive and Paso Robles Drive (Project Number C336020). This construction contract will replace and rehabilitate approximately 1600 lineal feet of existing 54 inch and 36 inch diameter, storm drain pipes and pertinent drainage structures which have deteriorated to the point of failure. The work is located in Council District 4.

FISCAL IMPACT

Approval of this resolution will authorize the City Administrator to award a construction contract to J&M, Inc. in the amount of \$524,853.00. Funding for this project is available in Capital Improvement Fund (5510), under Design Organization (92242); Street Construction Account (57411); Project C336020.

BACKGROUND

On April 1, 2010, the City Clerk received six bids for this project in the amounts of \$524,853.00, \$590,050.00, \$638,711.00, \$663,907.50, \$697,235.00, and \$1,051,828.00 as shown in *Attachment A*. J&M, Inc. is deemed the lowest responsive and responsible bidder, and therefore is recommended for the award. The Engineer's estimate for the work is \$749,250.00.

Under the proposed contract with J&M, Inc., LBE/SLBE participation of 21.59% exceeds the City's 20% LBE/SLBE requirement. The contractor shows 100% for local trucking which exceeds the 20% local trucking requirement. 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. The LBE/SLBE information has been verified by the Social Equity Division of the Department of Contracting and Purchasing, and is shown in *Attachment B*.

Item: _____
Public Works Committee
July 13, 2010

KEY ISSUES AND IMPACTS

This project will eliminate sink holes and the resulting danger to traffic and pedestrians due to deteriorated storm drains along Shepherd Canyon Road and particularly near the intersections of Saroni Drive, Tiffany Lane, Banning Drive, Shelterwood Drive, and Escher Drive. The project will minimize maintenance of approximately 1600 lineal feet of storm drain pipe along Shepherd Canyon Road. The contract requires that traffic lanes will stay open during the work; however, minor interruptions to traffic flow may be expected due to construction activities. Construction is scheduled to begin with the notice to proceed expected in July 2010 and should be completed in October 2010.

PROJECT DESCRIPTION

The work consists, in general, of replacement and rehabilitation of approximately 1600 lineal feet of existing 54-inch and 36-inch diameter storm drain pipe and appertinent drainage structures.

EVALUATION OF PAST PERFORMANCE

No evaluation of past performance is available for J&M, Inc. since this contractor has not performed work for the City in recent years. J&M, Inc. has been in business for over 50 years and is categorized as a utility contractor with work experience in sewer, water, utilities, and engineering services.

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, which will result in local dollars being spent locally.

Environmental: The restoration of storm drains along Shepherd Canyon will provide safe access to local and emergency traffic. The contractor will be required to make every effort to reuse clean fill materials and use recyclable concrete and asphalt products. Best Management Practices for the protection of storm water runoff during construction will be required. Failures of this storm drain result in excessive sediment entering Sausal Creek, which will be eliminated by this project.

Social Equity: This project will provide safe access to pedestrians, bikes, and vehicles, thereby benefiting all Oakland residents.

DISABILITY AND SENIOR CITIZEN ACCESS

There is no direct impact to seniors or people with disabilities.

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RECOMMENDATION AND RATIONALE

It is recommended that the construction contract be awarded to J&M, Inc., the lowest responsive responsible bidder, in the amount of \$524,853.00 for the Rehabilitation of Storm Drain Line along Shepherd Canyon Road between Gunn Drive and Paso Robles Drive (Project Number C336020). J&M, Inc. has met the City's 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,



Vitaly B. Troyan, P.E., Interim Director
Public Works Agency

Reviewed by:
Michael Neary, P.E., Assistant Director,
PWA, Department of Engineering and Construction

Prepared by:
Lesley Estes, Watershed Program Supervisor,
Engineering Design & R.O.W. Management Division

APPROVED AND FORWARDED TO
THE PUBLIC WORKS COMMITTEE:



Office of the City Administrator

Item: _____
Public Works Committee
July 13, 2010

Attachment B

Memo



Department of Contracting and Purchasing

Social Equity Division

To: Kevin Kashi - Project Manager
 From: Sophany Hang - Acting Contract Compliance Officer
 Through: Deborah Barnes - DC & P Director
 Shelley Darensburg - Sr. Contract Compliance Officer *S. Darensburg*
 CC: Gwen McCormick - Contract Administrator Supervisor
 Date: **April 20, 2010**
 Re: C336020- Rehabilitation of Storm Drain Line Along Shepherd Canyon Road Between Gunn Drive and Paso Robles Drive

The Department of Contracting and Purchasing (DC&P), Division of Social Equity, reviewed six (6) bids in response to the above referenced project. Below is the outcome of the compliance evaluation for the minimum 20% Local and Small Local Business Enterprise (L/SLBE) participation requirement, a preliminary review for compliance with the Equal Benefits Ordinance (EBO), and a brief overview of the lowest responsible bidder's compliance with the 50% Local Employment Program (LEP) and the 15% Oakland Apprenticeship Program on the bidder's most recently completed City of Oakland project.

The above referenced project contains Cured in Place Pipe (CIPP) specialty work. The Standard Specifications for Public Works Construction, "Greenbook", page 10 section 2-3.2 (Attachment A) describes how specialty work may be addressed. Based upon the Greenbook and per the specifications, the CIPP specialty items have been excluded from the contractor's bid price for purposes of determining compliance with the minimum 20% L/SLBE requirement.

The spreadsheet below is a revised format specifically for this analysis. The spreadsheet shows: Column A - Original Bid Amount; Column B - Specialty Dollar Amount submitted by the contractor; Column C - Non-Specialty Bid Amount (difference between column A and B); Column D - Total Credited Participation; Column E - Earned Bid Discounts as a result of the total credited participation and Column F - Adjusted Bid Amount calculated by applying the earned bid discount to the Original Bid Amount (column A).

Responsive				Proposed Participation				Earned Credits and Discounts			Banked Credits Eligibility	EBO Compliant? Y/N
Company Name	Original Bid Amount	Specialty Dollar Amount	Non Specialty Dollar Amount	Total LBE/SLBE	LBE	SLBE	Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount		
	A	B	C					D	E	F		
J & M, Inc.	\$524,853.00	\$201,690.00	\$323,163.00	21.59%	5.93%	15.66%	100%	21.59%	2%	\$518,389.74	0%	N
Ghilotti Construction Company, Inc.	\$663,907.50	\$183,602.50	\$480,305.00	58.81%	23.52%	35.28%	100%	58.81%	5%	\$639,892.25	0%	N
Andes Construction	\$697,235.00	\$339,125.00	\$358,110.00	100%	.87%	99.13%	100%	100%	5%	\$679,329.50	2%	Y
Pacific Trenchless, Inc.	\$1,051,828.00	\$226,600.00	\$825,228.00	95.45%	1.15%	94.30%	100%	95.45%	5%	\$1,010,566.60	2%	Y

Comments: As noted above, all firms exceeded the minimum 20% Local/Small Local Business Enterprise participation requirement. Andes Construction and Pacific Trenchless, Inc. are EBO compliant. J & M, Inc. and Ghilotti Construction are not EBO compliant. They will have to come into compliance prior to contract award.

Non-Responsive		Proposed Participation				Earned Credits and Discounts			Banked Credits Eligibility	EBO Compliant? Y/N		
Company Name	Original Bid Amount	Specialty Dollar Amount	Non Specialty Dollar Amount	Total LBE/SLBE	LBE	SLBE	Trucking	Total Credited participation			Earned Bid Discounts	Adjusted Bid Amount
	A	B	C					D	E	F		
Shaw Pipeline, Inc.	\$590,050.00	\$194,400.00	\$395,650.00	19.07%	0%	19.07%	100%	0%	0%	NA	NA	Y
Platinum Pipeline, Inc.	\$638,711.00	\$203,280.00	\$435,431.00	10.33%	0%	10.33%	100%	0%	0%	NA	NA	N

Comments: Shaw Pipeline, Inc. failed to meet the minimum 20% L/SLBE participation requirement. Therefore, they are deemed non-responsive. Platinum Pipeline, Inc. is deemed non-responsive by Contract Administration due to a mathematical error in line item no. 7 which results in an error in the total.

For Informational Purposes

Listed below is the lowest responsible bidder's compliance with the 50% Local Employment Program (LEP) and the 15% Oakland Apprenticeship Program for the lowest bidder's most recently completed City of Oakland project.

Contractor Name: J & M, Inc.
Project Name: NA
Project No.: NA

50% Local Employment Program (LEP)

Was the 50% LEP Goal achieved?	NA	If no, shortfall hours?	NA
Were all shortfalls satisfied?	NA	If no, penalty amount	NA

15% Oakland Apprenticeship Program

Was the 15% Apprenticeship Goal achieved?	NA	If no, shortfall hours?	NA
Were shortfalls satisfied?	NA	If no, penalty amount	NA

The spreadsheet below provides details of the 50% LEP and 15% Apprenticeship Programs. Information provided includes the following data: A) total project hours, B) core workforce hours deducted, C) LEP project employment and work hour goal; D) LEP employment and work hours achieved; E)# resident new hires; F) shortfall hours; G) percent LEP compliance; H) total apprentice hours; I) apprenticeship goal and hours achieved; and J) Apprentice shortfall hours.

Total Project Hours	50% Local Employment Program (LEP)							15% Apprenticeship Program				
	Core Workforce Hours Deducted	LEP Project Employment and Work Hours Goal		LEP Employment and Work Hours Achieved		# Resident New Hires	Shortfall Hours	% LEP Compliance	Total Apprenticeship Hours	Apprenticeship Goal and Hours		Apprentice Shortfall Hours
		Goal	Hours	% of tot hrs	Hours					Goal	Hours	
A	B	C	D	E	F	G	H	I	J			
NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	

Comments: No Local Employment Program (LEP) or Apprenticeship Program Utilization data is available for J & M, Inc. They have not completed any project for the City of Oakland in the last fiscal years.

Should you have any questions, you may contact Sophany Hang at (510) 238-3723.

DEPARTMENT OF CONTRACTING AND PURCHASING



Social Equity Division

PROJECT EVALUATION FORM

PROJECT NO.: C336020

PROJECT NAME: Rehabilitation of Storm Drain Line Along Shepherd Canyon Road
Between Gunn Drive and Paso Robles Drive

CONTRACTOR: J & M, Inc.

Engineer's Estimate: \$789,250.00	Contractors' Original Bid \$524,853.00	Specialty Dollar Amount \$201,690.00	Over/Under Engineer's Estimate \$264,397.00
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Discounted Bid Amount: \$618,389.74	Amount of Bid Discount \$6,463.26	Non-Specialty Bid Amt. \$323,163.00	Discount Points: 2%
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1. Did the 20% requirements apply? **YES**
2. Did the contractor meet the 20% requirement? **YES**
 - b) % of LBE participation **5.93%**
 - c) % of SLBE participation **15.66%**
3. Did the contractor meet the Trucking requirement? **YES**
 - a) Total SLBE/LBE trucking participation **100%**
4. Did the contractor receive bid discounts? **YES**

(If yes, list the percentage received) **2%**

5. Additional Comments.

For this project, bid item(s) 1, 2, and 3 Cured In Place Pipe (CIPP) specialty work was excluded from the total bid price for the purposes of determining compliance with the 20% L/SLBE requirement.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

4/19/2010

Date

**Reviewing
Officer:**

Suzanne Hong

Date:

4/19/10

Approved By

Shelley Darenburg

Date:

4/20/10

LBE/SLBE PARTICIPATION BIDDER 1

Project Name: Rehabilitation of Storm Drain Line Along Shepherd Canyon Road Between Gunn Drive and Paso Robles Drive

Project No.:	C336020		Engineers Est:		789,250		Under/Over Engineers Estimate:			264,397			
Discipline	Prime & Subs	Location	Cert.	LBE	SLBE	Total	L/SLBE	Total	*Non-Specialty Bid Amount Dollars	TOTAL Original Bid Amount Dollars	For Tracking Only		
											Status	LBE/SLBE	Trucking
PRIME	J & M, Inc.	Livermore	UB						216,129	234,529	O		
Dump/Backfill	Aman Environmental	Oakland	CB	16,110		16,110			16,110	16,110	C		
Hauling	Williams Trucking	Oakland	CB		50,617	50,617	50,617	50,617	50,617	50,617	AA	50,617	
Sawcut	Bayline Cutting & Coring	Oakland	CB	3,058		3,058			3,058	3,058	H	3,058	
Pipe Supply	San Jose Concrete Pipe	San Jose	UB						37,249	37,249	AP	37,249	
CIPP	Pipenolpgy, Inc.	Rocklin	UB							183,290	C		
Project Totals				\$19,168	\$50,617	\$69,785	\$50,617	\$50,617	\$323,163	\$524,853		\$90,924	\$0
				5.93%	15.66%	21.59%	100%	100%	100%	100%		28.14%	0%
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%	TOTAL LBE/SLBE	20% LBE/SLBE TRUCKING				Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
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									

* The sanitary sewer project noted above contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 20% L/SLBE participation requirement.



DEPARTMENT OF CONTRACTING AND PURCHASING

**Social Equity Division
PROJECT EVALUATION FORM**

PROJECT NO.: C336020

PROJECT NAME: Rehabilitation of Storm Drain Line Along Shepherd Canyon Road
Between Gunn Drive and Paso Robles Drive

CONTRACTOR: Ghilotti Construction Co.

<u>Engineer's Estimate:</u>	<u>Contractors' Original Bid Amount</u>	<u>Specialty Dollar Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$789,250.00	\$663,907.50	\$183,602.50	\$125,342.50

<u>Discounted Bid Amount:</u>	<u>Amount of Bid Discount</u>	<u>Non-Specialty Bid Amt.</u>	<u>Discount Points:</u>
\$639,892.25	\$24,015.25	\$480,305.00	5%

1. Did the 20% requirements apply? **YES**
2. Did the contractor meet the 20% requirement? **YES**
 - b) % of LBE participation **23.52%**
 - c) % of SLBE participation **35.28%**
3. Did the contractor meet the Trucking requirement? **YES**
 - a) Total SLBE/LBE trucking participation **100%**
4. Did the contractor receive bid discounts? **YES**
(If yes, list the percentage received) **5%**

5. Additional Comments.

For this project, bid item(s) 1, 2, and 3 Cured in Place Pipe (CIPP) specialty work was excluded from the total bid price for the purposes of determining compliance with the 20% L/SLBE requirement.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

6/19/2009

Date

**Reviewing
Officer:**

Stephen Hays

Date:

4/19/10

Approved By:

Shelley Darenburg

Date:

4/20/10

LBE/SLBE PARTICIPATION

Project Name: **Rehabilitation of Storm Drain Line Along Shepherd Canyon Road Between Gunn Drive and Paso Robles Drive**

Project No.:	C336020			Engineers Est: 789,250		Under/Over Engineers Estimate: 125,343							
Discipline	Prime & Subs	Location	Cert.	LBE	SLBE	Total	L/SLBE	Total	*Non-Specialty Bid Amount	TOTAL Original Bid Amount	For Tracking Only		
											Status	LBE/SLBE	Trucking
PRIME	Ghilotti Construction Co.	Santa Rosa	UB							276,250.50	C		
Trucking	CJC Trucking	Oakland	CB		72,000	72,000	72,000	72,000	72,000	72,000.00	AA	72,000	
CIP Manholes	Merga Strange & Chalmers	Vallejo	UB						18,500	18,500.00	C		
Striping	Chrisp Co.	Fremont	UB						5,555	5,555.00	C		
Supply Aggregate	Aman Environmental	Oakland	CB	48,000.00		48,000			48,000	48,000.00	C		
Supply AC	Hanson	Berkeley	UB						26,000	26,000.00	C		
Supply Rcp	San Jose Concrete Pipe	San Jose	UB						34,000	34,000.00	C		
CIPP Liner	Insituform Technology	Benicia	UB							183,602.00	C		
Project Totals				\$48,000	\$72,000	\$120,000	\$72,000	\$72,000	\$204,055	\$663,907.50		\$72,000	\$0
				23.52%	35.28%	58.81%	0%	100%	100%	100%		35.28%	0%
Requirements:				LBE: 10%	SLBE: 10%	TOTAL LBE/SLBE	20% LBE/SLBE TRUCKING				Ethnicity		
The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.										AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership			
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									

* The sanitary sewer project noted above contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 20% L/SLBE participation requirement.

DEPARTMENT OF CONTRACTING AND PURCHASING



Social Equity Division

PROJECT EVALUATION FORM

PROJECT NO.: C336020

PROJECT NAME: Rehabilitation of Storm Drain Line Along Shepherd Canyon Road
Between Gunn Drive and Paso Robles Drive

CONTRACTOR: Andes Construction

Engineer's Estimate:	Contractors' Original Bid	Specialty Dollar Amount	Over/Under Engineer's Estimate
\$789,250.00	\$697,235.00	\$339,125.00	\$92,015.00

Discounted Bid Amount:	Amount of Bid Discount	Non-Specialty Bid Amt.	Discount Points:
\$679,329.50	\$17,905.50	\$358,110.00	5%

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

- 2. Did the contractor meet the 20% requirement? **YES**
 - b) % of LBE participation **0.87%**
 - c) % of SLBE participation **99.13%**

- 3. Did the contractor meet the Trucking requirement? **YES**
 - a) Total SLBE/LBE trucking participation **100%**

- 4. Did the contractor receive bid discounts? **YES**
(If yes, list the percentage received) **5%**

5. Additional Comments.

For this project, bid item(s) 1,2, and 3 Cured In Place Pipe (CIPP) specialty work was excluded from the total bid price for the purposes of determining compliance with the 20% L/SLBE requirement.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

4/19/2010
Date

Reviewing Officer:

Stephy Hung

Date:

4/19/10

Approved By:

Shelley Darenburg

Date:

4/20/10

LBE/SLBE PARTICIPATION

Project Name: Rehabilitation of Storm Drain Line Along Shepherd Canyon Road Between Gunn Drive and Paso Robles Drive

Project No.: C336020		Engineers Est: 789,250				Under/Over Engineers Estimate: 92,015					For Tracking Only										
Discipline	Prime & Subs	Location	Cert.	LBE	SLBE	Total	L/SLBE	Total	*Non-Specialty Bid Amount	TOTAL Original Bid Amount	For Tracking Only										
						LBE/SLBE	Trucking	Trucking	Dollars	Dollars	Ethn.	MBE	WBE								
PRIME	Andes Construction	Oakland	CB		687,235.00	687,235.00			567,235.00	687,235.00	H	687,235.00									
Saw Cutting	Bay Line	Oakland	CB	5,000.00		5,000.00			5,000.00	5,000.00	H	5,000.00									
Trucking	Foston Trucking	Oakland	CB		5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	AA	5,000.00									
Project Totals				\$5,000	\$692,235	\$697,235	\$5,000	\$5,000	\$577,235	\$697,235.00		\$697,235	\$0								
				0.87%	99.13%	100%	100%	100%	100%	100%		100%	0%								
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%	TOTAL LBE/SLBE	20% LBE/SLBE TRUCKING				Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership										
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	

* The sanitary sewer project noted above contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 20% L/SLBE participation requirement.

DEPARTMENT OF CONTRACTING AND PURCHASING



Social Equity Division

PROJECT EVALUATION FORM

PROJECT NO.: C336020

PROJECT NAME: Rehabilitation of Storm Drain Line Along Shepherd Canyon Road
Between Gunn Drive and Paso Robles Drive

CONTRACTOR: Pacific Trenchless, Inc.

Engineer's Estimate:	Contractors' Original Bid	Specialty Dollar Amount	Over/Under Engineer's Estimate
\$789,250.00	\$1,051,828.00	\$226,600.00	-\$262,578.00

Discounted Bid Amount:	Amount of Bid Discount	Non-Specialty Bid Amt.	Discount Points:
\$1,010,566.60	\$41,261.40	\$825,228.00	5%

1. Did the 20% requirements apply? **YES**
2. Did the contractor meet the 20% requirement? **YES**
 - b) % of LBE participation **23.52%**
 - c) % of SLBE participation **35.28%**
3. Did the contractor meet the Trucking requirement? **YES**
 - a) Total SLBE/LBE trucking participation **100%**
4. Did the contractor receive bid discounts? **YES**

(If yes, list the percentage received) **5%**

5. Additional Comments.

For this project, bid item(s) 1,2, and 3 Cured In Place Pipe (CIPP) specialty work was excluded from the total bid price for the purposes of determining

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

4/19/2010

Date

**Reviewing
Officer:**

Sophy Heng

Date:

4/19/10

Approved By

Shelley Darenburg

Date:

4/20/10

LBE/SLBE PARTICIPATION

Project Name: Rehabilitation of Storm Drain Line Along Shepherd Canyon Road Between Gunn Drive and Paso Robles Drive

Project No.:	C336020			Engineers Est: 789,250		Under/Over Engineers Estimate: -262,578				For Tracking Only											
Discipline	Prime & Subs	Location	Cert.	LBE	SLBE	Total	L/SLBE	Total	*Non-Specialty Bid Amount	TOTAL Original Bid Amount											
			Status			LBE/SLBE	Trucking	Trucking	Dollars	Dollars	Ethn.	MBE	WBE								
PRIME	Pacific Trenchless Inc.	Oakland	CB		744,606	744,606			744,606	744,606	C										
Trucking	Williams Trucking	Oakland	CB		29,000	29,000	29,000	29,000	29,000	29,000	AA	29,000									
Saw Cutting	Bay Line	Oakland	CB	10,000		10,000			10,000	10,000	H	10,000									
Asphalt Paving	AJW Construction	Oakland	CB		45,432	45,432			45,432	45,432	H	45,432									
CIPP Lining	Pipenology Inc.	Rocklin	UB							183,290	C		183,290								
Supply Rcp	San Jose Concrete Pipe	San Jose	UB						37,000	37,000	C										
MH Materials	US Concrete	Livermore	UB						2,500	2,500	C										
Project Totals				\$10,000	\$819,038	\$829,038	\$29,000	\$29,000	\$868,538	1,051,828		\$84,432	\$0								
				1.15%	94.30%	95.45%	0%	100%	100%	100%		9.72%	0%								
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%	TOTAL LBE/SLBE	20% LBE/SLBE TRUCKING				Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership										
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	

* The sanitary sewer project noted above contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 20% L/SLBE participation requirement.

DEPARTMENT OF CONTRACTING AND PURCHASING



Social Equity Division
PROJECT EVALUATION FORM

PROJECT NO.: C336020

PROJECT NAME: Rehabilitation of Storm Drain Line Along Shepherd Canyon Road Between Gunn Drive and Paso Robles Drive

CONTRACTOR: Shaw Pipeline, Inc.

<u>Engineer's Estimate:</u>	<u>Contractors' Original Bid Amount</u>	<u>Specialty Dollar Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$789,250.00	\$590,050.00	\$194,400.00	\$199,200.00

<u>Discounted Bid Amount:</u>	<u>Amount of Bid Discount</u>	<u>Non-Specialty Bid Amt.</u>	<u>Discount Points:</u>
\$0.00	\$0.00	\$395,650.00	0%

1. Did the 20% requirements apply? **YES**
2. Did the contractor meet the 20% requirement? **NO**
 - b) % of LBE participation **0.00%**
 - c) % of SLBE participation **19.07%**
3. Did the contractor meet the Trucking requirement? **YES**
 - a) Total SLBE/LBE trucking participation **100%**
4. Did the contractor receive bid discounts? **NO**

(If yes, list the percentage received) **0%**
5. Additional Comments.

For this project, bid item(s) 1, 2, and 3 Cured In Place Pipe (CIPP) specialty work was excluded from the total bid price for the purposes of determining compliance with the 20% L/SLBE requirement. Contractor failed to meet the minimum 20% L/SLBE participation requirement, therefore, they are deemed non-responsive.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

Reviewing Officer:

Sydney Hung

Date:

4/19/2010
Date

Approved By:

Shelley Darenshuk

Date:

4/20/10

LBE/SLBE PARTICIPATION BIDDER 2

Project Name: Rehabilitation of Storm Drain Line Along Shepherd Canyon Road Between Gunn Drive and Paso Robles Drive

Project No.: C267310		Engineers Est: 789,250				Under/Over Engineers Estimate: 199,200					For Tracking Only		
Discipline	Prime & Subs	Location	Cert.	LBE	SLBE	Total	L/SLBE	Total	*Non-Specialty Bid Amount	TOTAL Original Bid Amount			
			Status			LBE/SLBE	Trucking	Trucking	Dollars	Dollars	Ethn.	MBE	WBE
PRIME	Shaw Pipeline, Inc.	San Francisco	UB						320,218	331,328	C		
CIPP	Pipenology Inc.	Rocklin	UB							183,290	NL		
Paving	AJW Construction	Oakland	CB		45,432	45,432			45,432	45,432	H	45,432	
Trucking	S & S Trucking	Oakland	CB		30,000	30,000	30,000	30,000	30,000	30,000	H	30,000	
Project Totals					\$0	\$75,432	\$75,432	\$30,000	\$30,000	\$395,650		\$75,432	\$0
				0.00%	19.07%	19.07%	100%	100%	100%	100%		19.07%	0%
Requirements:											Ethnicity		
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%	TOTAL LBE/SLBE	20% LBE/SLBE TRUCKING				AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
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													

* The sanitary sewer project noted above contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 20% L/SLBE participation requirement.

DEPARTMENT OF CONTRACTING AND PURCHASING



**Social Equity Division
PROJECT EVALUATION FORM**

PROJECT NO.: C336020

PROJECT NAME: Rehabilitation of Storm Drain Line Along Shepherd Canyon Road Between Gunn Drive and Paso Robles Drive

CONTRACTOR: Platinum Pipeline, Inc.

<u>Engineer's Estimate:</u>	<u>Contractors' Original Bid Amount</u>	<u>Specialty Dollar Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$789,250.00	\$638,711.00	\$203,280.00	\$150,539.00

<u>Discounted Bid Amount:</u>	<u>Amount of Bid Discount</u>	<u>Non-Specialty Bid Amt.</u>	<u>Discount Points:</u>
\$0.00	\$0.00	\$435,431.00	0%

1. Did the 20% requirements apply? **YES**
2. Did the contractor meet the 20% requirement? **NO**
 - b) % of LBE participation **0.00%**
 - c) % of SLBE participation **10.33%**
3. Did the contractor meet the Trucking requirement? **YES**
 - a) Total SLBE/LBE trucking participation **100%**
4. Did the contractor receive bid discounts? **NO**

(If yes, list the percentage received) **0%**
5. Additional Comments.

For this project, bid item(s) 1, 2, and 3 Cured In Place Pipe (CIPP) specialty work was excluded from the total bid price for the purposes of determining compliance with the 20% L/SLBE requirement. Per Contract administration Platinum Pipeline, Inc. has mathematical error in line item no. 7 which results in an error in the total. Therefore, they are deemed non-responsive

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

4/19/2010

Date

**Reviewing
Officer:**

Spencer Hays

Date:

4/19/10

Approved By:

Shelley Orensburg

Date:

4/19/10

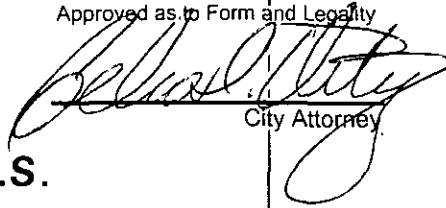
LBE/SLBE PARTICIPATION BIDDER 3

Project Name: Rehabilitation of Storm Drain Line Along Shepherd Canyon Road Between Gunn Drive and Paso Robles Drive													
Project No.: C336020		Engineers Est: 789,250				Under/Over Engineers Estimate: 150,539							
Discipline	Prime & Subs	Location	CerL	LBE	SLBE	Total	L/SLBE	Total	*Non-Specialty Bid Amount Dollars	TOTAL Original Bid Amount Dollars	For Tracking Only		
						LBE/SLBE	Trucking	Trucking				Ethn.	MBE
PRIME	Platinum Pipeline, Inc.	Dublin	UB						339,231	359,221			
CIPP Liner	Pipenology, Inc.	Rocklin	UB							183,290	NL		
RCP Pipe	KMP	Watsonville	UB						36,200	36,200	NL		
Paving	AJW Construction	Oakland	CB		45,000	45,000			45,000	45,000	H	45,000	
Trucking	T. A. Rose Transportation	San Ramon	UB					15,000	15,000	15,000	NL		
Project Totals				\$0	\$45,000	\$45,000	\$0	\$15,000	\$435,431	\$638,711		\$45,000	\$0
				0%	10.33%	10.33%	0%	100%	100%	100%		7.05%	0%
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%	TOTAL LBE/SLBE	20% LBE/SLBE TRUCKING				Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
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							

* The sanitary sewer project noted above contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 20% L/SLBE participation requirement.

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL


 City Attorney

2010 JUN 30 AM 10:58 RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO J & M, INC. FOR REHABILITATION OF STORM DRAIN LINE ALONG SHEPHERD CANYON ROAD BETWEEN GUNN DRIVE AND PASO ROBLES DRIVE (PROJECT NUMBER C336020) IN THE AMOUNT OF FIVE HUNDRED TWENTY-FOUR THOUSAND EIGHT HUNDRED FIFTY-THREE DOLLARS (\$524,853.00)

WHEREAS, the storm drainage pipes and structures along Shepherd Canyon Road are aged and deteriorated causing sink holes and hazards for roadway users particularly near the intersections of Saroni Drive, Tiffany Lane, Banning Drive, Shelterwood Drive, and Escher Drive; and

WHEREAS, on April 1, 2010, the City Clerk received six bids for Rehabilitation of Storm Drain Line along Shepherd Canyon Road between Gunn Drive and Paso Robles Drive (Project Number C336020); and

WHEREAS, J&M, Inc. 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 Capital Improvement Fund (5510), under Design Organization (92242); Street Construction Account (57411); Project C336020; 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, J&M, Inc. complies with all LBE/SLBE and trucking 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 construction contract for the Rehabilitation of Storm Drain Line along Shepherd Canyon Road between Gunn Drive and Paso Robles Drive (Project Number C336020) is hereby awarded to J&M, Inc. in accordance with plans and specifications for the project and the terms of its bid therefore, dated February 2010, for the amount of five hundred twenty-four thousand eight hundred fifty-three dollars (\$524,853.00); and be it

FURTHER RESOLVED: That the plans and specifications prepared by the Deputy Director of the Community and Economic Development Agency for this project are hereby approved; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$524,853.00, 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, \$524,853.00, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Administrator, or his designee, is hereby authorized to enter into a contract with J&M, 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.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER

NOES -

ABSENT -

ABSTENTION -

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