
City Attorney

OFFICE
2007 JUN 11 PM 12:36

OAKLAND CITY COUNCIL

RESOLUTION No. 80391 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO AWARD A CONSTRUCTION CONTRACT FOR THE MAIN LIBRARY TEEN ZONE IMPROVEMENTS PROJECT IN ACCORD WITH SPECIFICATION NO. P241410 TO HARDING CONSTRUCTION INC. IN THE AMOUNT OF TWO HUNDRED SEVENTY-FOUR THOUSAND DOLLARS (\$274,000.00) AND TO APPROPRIATE THREE HUNDRED THIRTY THREE THOUSAND TEN DOLLARS (\$333,010.00) TO THE MAIN LIBRARY TEEN ZONE IMPROVEMENTS PROJECT FROM THE OAKLAND PUBLIC LIBRARY TRUST FUND

WHEREAS, on October 23, 2006, two bids were received by the Office of the City Clerk for the Main Library Teen Zone Improvements Project from Harding Construction Inc., and Rockridge Builders; and

WHEREAS, Harding Construction Inc., is the lowest responsible bidder and has met the City's Local Business Program requirements and Equal Benefits Ordinance; and

WHEREAS, upon approval of this resolution there will be sufficient funds in the Oakland Public Library Trust Fund (7540), Main Library Teen Zone Improvements Project (Project No. to be determined) to award the contract; and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary work; 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 technical and temporary in nature; 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 Administrator, or her designee, is hereby authorized to award a construction contract on behalf of the City of Oakland to Harding Construction Inc. in the amount of Two Hundred Seventy-Four Thousand Dollars (\$274,000.00) for the Main Library Teen Zone Improvements Project in accord with Specification No. P241410 and contractor's bid dated October 23, 2006, and to execute any amendments or modifications of said contract within

the limitations of the project specifications; and, be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to reject all other bids; and, be it

FURTHER RESOLVED: That the City Administrator is authorized to appropriate a total of Three Hundred Thirty Three Thousand Ten Dollars (\$333,010.00) to the Main Library Teen Zone Improvement Project (Project No. to be determined) from the following funding sources in the Oakland Public Library Trust Fund (7540):

1. One Hundred Twenty-Six Thousand Four Hundred Forty-Five Dollars (\$126,455.00) from the unreserved fund balance of the Oakland Public Library Trust Fund (7540);
2. One Hundred Forty-Seven Thousand Five Hundred Fifty-Five Dollars (\$147,555.00) from the Oakland Public Library Gift Project (P01900);
3. The balance of approximately Fifty Nine Thousand Dollars (\$59,000.00) from the Torrance Turner Trust 03 Project (P01900); and, be it

FURTHER RESOLVED: The amount of the bond for faithful performance, \$274,000.00, and the amount for a bond to guarantee payment of all claims for labor and material furnished and for the amount due under the Unemployment Insurance Act, \$274,000.00, with respect to such work are hereby approved; 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, FEB 6 2007, 2007

PASSED BY THE FOLLOWING VOTE:

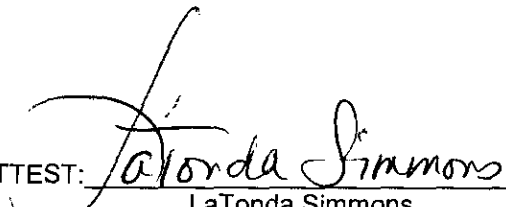
AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, ~~REID~~, and PRESIDENT DE LA FUENTE - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Reid - 1

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