

# OAKLAND CITY COUNCIL

RESOLUTION No.

~~77933~~

C. M. S.

OFFICE OF THE CITY CLERK  
FILED  
OAKLAND

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

2003 JUN 25 PM 2:23

Requires two-thirds vote of the Council

**RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO ANDES CONSTRUCTION FOR THE REHABILITATION OF SANITARY SEWERS IN THE AREA BOUNDED BY MACARTHUR BOULEVARD, RHODA AVENUE, STEINMETZ WAY AND MAPLE AVENUE SUBBASIN 80-111 (PROJECT NO. C158210) FOR THE AMOUNT OF ONE MILLION FIVE HUNDRED FOURTEEN THOUSAND DOLLARS (1,514,000)**

**WHEREAS**, on March 17, 2003 three bids were received by the Office of the City Clerk of the City of Oakland for the Rehabilitation of Sanitary Sewers in the Area Bounded by MacArthur Boulevard, Rhoda Avenue, Steinmetz Way and Maple Avenue Subbasin 80-111 (Project No. C158210); and

**WHEREAS**, Andes Construction, with 5% bid discount as a certified business bidding as a prime, is the lowest responsible bidder for the project; and

**WHEREAS**, there are sufficient funds in Fund 3100, Project C158210, for the contract work; 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**, Andes Construction complies with all LBE/SLBE goals; 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 contract for the Rehabilitation of Sanitary Sewers in the Area Bounded by Mac Arthur Boulevard, Rhoda Avenue, Steinmetz Way and Maple Avenue is hereby awarded to Andes Construction in accordance with the terms of its bid therefore, dated March 17, 2003, for the amount of One Million Five Hundred Fourteen Thousand Dollars (\$1,514,000); and be it

**FURTHER RESOLVED:** That the plans and specifications prepared by the Director of Public Works for this project are hereby approved; and be it

**FURTHER RESOLVED:** That the amount of the bond for faithful performance, \$757,000 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, \$1,514,000 with respect to such work are hereby approved; and be it

**FURTHER RESOLVED:** That the City Manager is hereby authorized to enter into a contract with Andes Construction 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; and be it

**FURTHER RESOLVED:** That the approval of this Resolution requires a two-thirds vote of the Council members.

JUL 15 2003

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 200\_


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