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OAKLAND

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Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C. M. S. |

RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO MOCON CORPORATION FOR THE CONSTRUCTION OF SANITARY RELIEF SEWERS ALONG WILSON AVENUE, SCHOOL STREET, COOLIDGE AVENUE, BROOKDALE AVENUE, MAPLE AVENUE AND MACARTHUR BOULEVARD (PROJECT NO. C80010) FOR THE AMOUNT OF TWO MILLION THREE HUNDRED FIFTY-TWO THOUSAND SEVEN HUNDRED FORTY-FIVE DOLLARS (\$2,352,745.00)

WHEREAS, on October 23, 2006, four bids were received by the Office of the City Clerk of the City of Oakland for the Construction of Sanitary Relief Sewers along Wilson Avenue, School Street, Coolidge Avenue, Brookdale Avenue, Maple Avenue and MacArthur Boulevard (Project No. C80010); and

WHEREAS, Mocon Corporation, ~~a certified SLBE bidding as a prime~~, is the lowest 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 Sewer Service Fund (3100); Capital Projects-Sanitary Sewer Design Organization (92244); Sewers Account (57417); The Construction of Sanitary Relief Sewers along Wilson Avenue, School Street, Coolidge Avenue, Brookdale Avenue, Maple Avenue and MacArthur Boulevard (Project No. C80010), and these funds were specifically allocated for this project; and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary work; and

WHEREAS, Mocon Corporation complies with all LBE/SLBE requirements; and

WHEREAS, the City Council finds and determines that this construction contract is technical and temporary in nature and 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 Construction of Sanitary Relief Sewers along Wilson Avenue, School Street, Coolidge Avenue, Brookdale Avenue, Maple Avenue and MacArthur Boulevard (Project No. C80010) is hereby awarded to Mocon Construction in accordance with the terms of its bid therefore, dated October 23, 2006, for the amount of Two Million Three Hundred Fifty-Two Thousand Seven Hundred Forty-Five Dollars (\$2,352,745.00); 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, \$2,352,745.00, 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, \$2,352,745.00, with respect to such work are hereby approved; and, be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to enter into a contract with Mocon Corporation 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 for form and legality prior to execution and placed on file in the Office of 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, _____, 2007

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID AND PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST:

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