


Celso Ortiz (May 30, 2025, 11:35 PDT)

CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO RAPID GRADING SERVICES FOR THE HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) CYCLE 10, SYSTEMATIC CROSSING IMPROVEMENTS PROJECT, PROJECT NO. 1006185, THE LOWEST, RESPONSIBLE, AND RESPONSIVE BIDDER IN ACCORDANCE WITH PROJECT PLANS, SPECIFICATIONS, STATE REQUIREMENTS, AND CONTRACTOR'S BID IN THE AMOUNT OF ONE MILLION, SIX HUNDRED THOUSAND DOLLARS (\$1,600,000); AND ADOPTING APPROPRIATE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS

WHEREAS, on March 30, 2021, the City was awarded a Highway Safety Improvement Program (HSIP) Cycle 10 grant to fund the Systematic Crossing Improvements Project; and

WHEREAS, on June 3, 2021, the City Council passed [Resolution No. 88685 C.M.S.](#), which authorized the City Administrator to accept and appropriate the HSIP Cycle 10 grant of \$2,271,000 for design and construction of the Systematic Crossing Improvements Project; and

WHEREAS, the Project includes implementing pedestrian traffic safety improvements at six intersections at: Alcatraz Ave/Dana St, 56th St/Shattuck Ave, E 23rd St/20th Ave, 18th Ave/E 15th St, 23rd Ave/E 20th St, 55th Ave/Holland St, and 69th Ave/Lion Way; and

WHEREAS, the engineer's estimate for the construction is One Million Six Hundred Seventy-One Thousand Two Hundred Thirty-Eight dollars (\$1,671,238); and

WHEREAS, the City invited bids for construction of the project on November 15, 2024, and six bids were received by the Office of the City Clerk on January 16, 2025; and

WHEREAS, Rapid Grading Services is deemed the lowest, responsible, and responsive bidder for the project with a bid of \$1,600,000, and that the bid is compliant with the City's Equal Benefits Ordinance (EBO) and meet the Local & Small Local Business Enterprise (L/SLBE) program requirements; and

WHEREAS, funds for the work are available in the following project account:

- State HSIP Grant \$1,807,000, State of California, Department of Transportation; Project 1006185, Organization 92270, Expense 57411, Task 8.0, Award 24072, Fund 2140, Program NB33; and

WHEREAS, the City Council finds and determines that 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 that this contract is of a professional, scientific or technical nature; 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 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 all the preceding findings and determinations are hereby incorporated by reference and adopted herein by the Council; and be it

FURTHER RESOLVED: That the City Administrator is authorized to execute a construction contract with Rapid Grading Services, the lowest, responsible, and responsive bidder in accordance with project plans, specifications and contractor's bid for the Highway Safety Improvement Program (HSIP) Cycle 10, Systematic Crossing Improvements Project, Project No. 1006185 in the amount of One Million Six Hundred Thousand Dollars (\$1,600,000); and be it

FURTHER RESOLVED: That the successful contractor shall provide faithful performance bond and payment bond to guarantee payment of all claims for labor and materials furnished and of the amount of 100% of the contract price and due under the Unemployment Insurance Act prior to execution of the contract; and be it

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

FURTHER RESOLVED: That the City Administrator is hereby authorized to approve and execute any subsequent amendments or modifications of the contract within the limitation of the project specifications, extensions, payment requests, applications for permits, agreements and execute all related actions for the completion of the Project without return to the City Council; and be it

FURTHER RESOLVED: That the plans and specifications prepared for the Project, including any subsequent changes during construction, are/will be reviewed and adopted by the Director of the Department of Transportation, are hereby approved; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to reject all other bids; 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 Council hereby finds and determines that the Project is exempt from the California Environmental Quality Act (CEQA) pursuant to the following CEQA Guidelines Sections: Section 15162 and 15163 (no further environmental review required); Section 15060(c)(2) (no direct or reasonably foreseeable indirect physical change in the environment); Section 15061(b)(3) (no significant effect on the environment); Section 15183 (projects consistent with a community plan, general plan, or zoning), Section 15301 (existing facilities), Section 15302 (replacement or reconstruction), and Section 15309 (inspections), each of which provides a separate and independent basis for CEQA clearance and when viewed collectively provide an overall basis for CEQA clearance; and be it

FURTHER RESOLVED: That the City Administrator shall file a Notice of Determination/Notice of Exemption with the Clerk of the County of Alameda for the Project that is named in this Resolution.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROWN, FIFE, GALLO, HOUSTON, RAMACHANDRAN, UNGER, WANG AND
PRESIDENT JENKINS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____
ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California