

CITY OF OAKLAND

AGENDA REPORT

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2009 APR 26 AM 8:49

TO: Office of the City Administrator
ATTN: Dan Lindheim
FROM: Public Works Agency
DATE: April 28, 2009

RE: **Resolution Authorizing The City Administrator To Award A Contract To Construct The Substructure For The San Pablo Pedestrian Streetlights Project On San Pablo Avenue, Between The Emeryville (53rd Street) And Berkeley (67th Street) Borders In Accord With Specifications For Project No. C315010 and Contractor's Bid Therefore, To The Lowest Responsible, Responsive Bidder, Ray's Electric, Inc., In An Amount Not To Exceed Six Hundred Seventeen Thousand Five Hundred Two Dollars (\$617,502.00)**

SUMMARY

A resolution has been prepared authorizing the City Administrator, or his designee, to award a construction contract in the amount of \$617,502.00 to Ray's Electric, Inc., for the San Pablo Pedestrian Streetlights Project (Project C315010). The project is located on San Pablo Avenue, between the Emeryville Border (53rd Street), and the Berkeley Border (67th Street). The project will:

1. Add sixty ornamental pedestrian streetlights
2. Replace sixty trolley pole streetlights
3. Remove the overhead streetlight wires and replace them with underground wiring to accommodate the new pedestrian street lighting.

This project is funded by the Redevelopment Agency (ORA), and will utilize a mix of outside contract labor and in-house labor to do the work. The City has procured the streetlights materials. The contractor will build the substructure and City staff will install the new streetlights.

FISCAL IMPACT

The engineer's estimate for the construction work is \$720,000.00. The responsive low bidder, Ray's Electric, Inc., submitted a bid of \$617,502.00. The project budget can cover this bid price and provide a contingency of 9%.

Funding for the San Pablo Pedestrian Streetlights project was approved and adopted in the FY 2007-09 Redevelopment Agency and City Policy Budget. Funds for this project were budgeted to the Oakland Redevelopment Agency Projects Fund (7780),

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Capital Projects – Electrical Projects Org. (92228), San Pablo Pedestrian Streetlights Project (C315010) in the amount of \$1,500,000.00.

Details of the project fund are tabulated in *Attachment A*.

The funds appropriated for the Public Works Agency Department of Infrastructure and Operations Electrical Services to execute the project cover the cost of electricity for ten years, after which, costs may be charged to the Landscape and Lighting Assessment District or other available funds.

BACKGROUND

The San Pablo Pedestrian Streetlights Project consists of building a substructure on San Pablo Avenue for installing ornamental pedestrian streetlights. The project includes: streetlight foundation, trenches for streetlight wiring, installation of Tesco panels to supply power to the new ornamental pedestrian streetlights, restoration of streets, sidewalks, curb and gutter, and ramps; and other related work indicated on the plans and specifications.

On February 26, 2009, the City Clerk received seven bids for the project. The bids ranged from \$524,182.00 to \$1,107,278.00. Ray's Electric, Inc's responsive low bid of \$617,502.00 met all contract requirements. A Summary of the Bids Received is shown on *Attachment B*.

Contract Compliance has evaluated the bid results and verified the DBE information. A summary of its analysis report is shown in *Attachment D*.

KEY ISSUES AND IMPACTS

The project location is on a state highway in Oakland and lies between the neighboring cities of Emeryville and Berkeley. Street lighting is distinctive in each of the adjacent cities: Oakland has traditional cobra head streetlights; Emeryville has ornamental streetlights; and Berkeley has brighter cobra head streetlights. This project adds ornamental pedestrian streetlights that harmonize with the street lighting schemes in the neighboring communities. The aesthetically pleasing ornamental pedestrian street lighting would increase the level of safety lighting on the sidewalk. The project is located in Council District 1.

Construction work is anticipated to begin in July 22, 2009, weather permitting, and will be completed by April 28, 2010. The contract specifies \$500.00 in liquidated damages per calendar day if the contract completion time of 150 working days is exceeded. The project schedule is shown on *Attachment C*.

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EVALUATION OF PERFORMANCE

The City has evaluated Ray's Electric, Inc., performance on a previous City project completed in 2008. Ray's Electric performance was rated "average" in that evaluation.

SUSTAINABLE OPPORTUNITIES

Economic: All public works contracts require prevailing rate of wages. Prevailing wages offer a livable wage for workers and contribute to an improved quality of life.

Environmental: Materials will be sent to recycling facilities to the extent possible. In addition, the improved lighting in sidewalk surface will make walking, parking, and bicycling easier and thus encourage residents to walk and use bicycles more and drive less, thereby helping to reduce air pollution and traffic congestion.

Social Equity: Pedestrian streetlights work to enhance the City's infrastructure, beautify public access and assure the public with a sense of security. The pedestrian streetlights ensure that street rehabilitation funds are spent in a manner that is equitable throughout the city.

DISABILITY AND SENIOR CITIZEN ACCESS

Pedestrian streetlights illuminate the sidewalk better and provide brighter lighting of the pavements, tree wells, fire hydrants, traffic signal poles and street furniture. The disabled and senior citizens can better see the sidewalk pavement and would feel more secure in their activities in this segment of San Pablo Avenue.

RECOMMENDATION AND RATIONALE

Staff recommends the award of a construction contract to Ray's Electric, Inc., in the amount of \$617,502.00 for the San Pablo Pedestrian Streetlights Project (Project No. C315010). Ray's Electric, Inc., has met the Disadvantaged Business Enterprise goals, and there are sufficient funds in the project accounts to cover this contract.

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ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that the City Council approve the resolution.

Respectfully submitted,



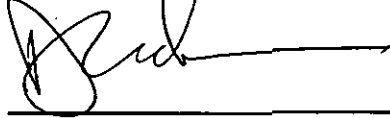
Raul Godinez II, Director
Public Works Agency

Reviewed by:
Bruce Saunders, Assistant Director
Department of Infrastructure and Operations

Prepared by:
Paul Chan, P.E., Acting Electrical Service Manager

Attachment A: Details of Project Funding, dated March 17, 2009
Attachment B: Summary of Bid Received, dated March 17, 2009
Attachment C: Project Schedule, dated February 19, 2009
Attachment D: Contract Compliance, dated March 20, 2009

**APPROVED AND FORWARDED TO
THE PUBLIC WORKS COMMITTEE:**



Office of the City Administrator

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Attachment A

SAN PABLO PEDESTRIAN STREETLIGHTS PROJECT

PROJECT No. C315010

Details of Project Funding

Streetlights funding Code

Contractor:

Contractor	7780 92228 54919 C315010 W733	\$ 617,502.00
Contingency 9%	7780 92228 78811 C315010 W733	\$ 56,995.00
	Subtotal Contract	\$ 674,497.00

City Material:

Streetlights	7780 92228 52511 C315010 W733	\$ 350,131.00
Wires, controls, etc.	7780 92228 52511 C315010 W733	\$ 50,000.00
PG&E Permits	7780 92228 53511 C315010 W733	\$ 6,000.00
Printing	7780 92228 54711 C315010 W733	\$ 1,800.00
Duplicating	7780 92228 56311 C315010 W733	\$ 100.00
Postage	7780 92228 53611 C315010 W733	\$ 840.00
Legal Ad	7780 92228 54721 C315010 W733	\$ 1,750.00
Environmental Consultant Soil Test Lab	7780 30683 54919 C315010 W733	\$ 195.00
PG&E Electricity for 10 years	7780 92228 53511 C315010 W733	\$ 30,000.00
	Subtotal	\$ 440,816.00
Contingency 9%	7780 92228 78811 C315010 W733	\$ 40,644.00
	Subtotal Labor	\$ 481,460.00

City Labor:

PWA Environmental	7780 30683 56611 C315010 SC16	\$ 12,900.00
CEDA Design Division	7780 30242 56611 C315010 W733	\$ 3,000.00
PWA DIO Electrical Design	7780 30528 51912 C315010 W733	\$ 41,250.00
PWA Painter	7780 30673 56611 C315010 W733	\$ 18,900.00
City Construction	7780 30528 56611 C315010 W733	\$ 122,600.00
Construction Management	7780 30528 51912 C315010 W733	\$ 116,350.00
	Subtotal	\$ 315,000.00
Contingency 9%	7780 92228 78811 C315010 W733	\$ 29,043.00
	Subtotal Labor	\$ 344,043.00
	Total	\$ 1,500,000.00

March 17, 2009

Attachment B

**SAN PABLO PEDESTRIAN STREETLIGHTS PROJECT
PROJECT No. C315010**

Summary of Bids Received

Company	Location	Total Bid Amount
		(Based Bid + Additive Alternate No. 1)
Tennyson Electric, Inc.	Livermore	\$ 524,182.00
Ray's Electric, Inc.	Oakland	\$ 617,502.00
Hudson Excavation, Inc.	Fairfield	\$ 627,023.00
B-side, Inc.	Oakland	\$ 685,900.00
Steiny & Co., Inc.	Vallejo	\$ 885,874.00
Arthulla, Inc.	Oakland	\$ 1,037,306.00
Belleau Engineering, Inc.	Oakland	\$ 1,071,278.00

ID	Task Name	Duration	Start	Finish	Predecessors
1	Project Start Date	1 day	Mon 7/2/07	Mon 7/2/07	
2	Funding	1 day	Mon 7/2/07	Mon 7/2/07	
3	Process as-built information from utilities	90 days	Mon 7/2/07	Fri 11/2/07	
4					
5	Design	329 days	Mon 10/1/07	Thu 1/1/09	
6	Field Design	100 days	Mon 10/1/07	Fri 2/15/08	
7	Decided NOT to have outlets in the ornamental lights	1 day	Mon 2/18/08	Mon 2/18/08	6
8	Decided to have PWA Electrical install and wire the lights	1 day	Tue 2/19/08	Tue 2/19/08	7
9	Decided not to convert driveway to sidewalk at Stanford	1 day	Wed 2/20/08	Wed 2/20/08	8
10	PG&E to remove guy wires (contacted on 2/6/8)	1 day	Fri 4/18/08	Fri 4/18/08	9
11	Procurement	144 days	Mon 4/21/08	Thu 11/6/08	10
12	BCR Funds for Environmental Soil Testing, and CAD	1 day	Mon 4/21/08	Mon 4/21/08	10
13	Plans and Specs	130 days	Mon 4/21/08	Fri 10/17/08	10
14	CEQA, NEPA Certification	10 days	Mon 10/20/08	Fri 10/31/08	13
15	Environmental Soil Testing	10 days	Mon 10/20/08	Fri 10/31/08	13
16	PG&E Applications for Services	10 days	Mon 10/20/08	Fri 10/31/08	13
17	To Compliance	20 days	Mon 11/3/08	Fri 11/28/08	16
18	To Electrical	8 days	Mon 12/1/08	Wed 12/10/08	16,17
19	Review and Comments	16 days	Thu 12/11/08	Thu 1/1/09	18
20					
21	Bid and Award Contract	143 days	Fri 1/2/09	Tue 7/21/09	
22	Bid Material to Contract Administration	6 days	Fri 1/2/09	Fri 1/9/09	19
23	Legal Ad	5 days	Mon 1/12/09	Fri 1/16/09	22
24	Pre-bid conference	4 days	Mon 1/19/09	Thu 1/22/09	23
25	Bid Opening	24 days	Fri 1/23/09	Wed 2/25/09	24
26	Compliance prepare Canvas of Bid	4 days	Thu 2/26/09	Tue 3/3/09	25
27	Send agenda report & council resolution to Division Manager	38 days	Mon 1/19/09	Wed 3/11/09	23
28	Send agenda report & council resolution to Assist Director	5 days	Thu 3/12/09	Wed 3/18/09	27
29	Review by Attorney, City Administrator, Budget, Etc.	5 days	Thu 3/19/09	Wed 3/25/09	28
30	Send agenda report & council resolution to Assistant Director	4 days	Thu 3/26/09	Tue 3/31/09	29
31	Send agenda report & council resolution to Director	3 days	Wed 4/1/09	Fri 4/3/09	30
32	Staff prepare agenda report and resolution to Committee	17 days	Mon 4/6/09	Tue 4/28/09	31
33	Council to Award Contract	5 days	Wed 4/29/09	Tue 5/5/09	32
34	Schedule T, and Copy of Reso to Contract Admin for Award	3 days	Wed 5/6/09	Fri 5/8/09	33
35	Contract Administration Send Contract Out	7 days	Mon 5/11/09	Tue 5/19/09	34
36	Raul to Sign Contract	13 days	Wed 5/20/09	Fri 6/5/09	35
37	Notice to Proceed	30 days	Mon 6/8/09	Fri 7/17/09	34,36
38	Pre-construction meeting with business community	1 day	Mon 7/20/09	Mon 7/20/09	37
39	Pre-construction meeting with Contractor	1 day	Tue 7/21/09	Tue 7/21/09	38
40					
41	Construction Begins	201 days	Wed 7/22/09	Wed 4/28/10	
42	Contractor Install Substructure	100 days	Wed 7/22/09	Tue 12/8/09	39
43	PWA Electrical Install and Wire Lights	100 days	Wed 12/9/09	Tue 4/27/10	42
44	Construction complete	1 day	Wed 4/28/10	Wed 4/28/10	43

Task		Summary	
Progress		Rolled Up Task	
Milestone		Rolled Up Milestone	

March 20, 2009

Attachment D

SAN PABLO PEDESTRIAN STREETLIGHTS PROJECT
PROJECT No. C315010

Contract Compliance

Memo

Department of Contracting and Purchasing
Social Equity Division



To: Paul Chan, Acting Electrical Services Division Manager
 From: Vivian Inman, Contract Compliance Officer
 Through: Deborah Barnes, Director, DC&P
 Shelley Darensburg, Sr. Contract Compliance Officer *S. Darensburg*
 CC: Gwen McComick, Contract Administration Supervisor
 Date: March 19, 2009
 Re: C315010 – San Pablo Street Lights Project on San Pablo Avenue, From Emeryville Border (53rd Street) to Berkeley Border (67th Street) With Alternate

The Department of Contracting and Purchasing (DCP), Division of Social Equity, reviewed seven (7) 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. Below are the results of our findings:

Responsive		Proposed Participation				Earned Credits and Discounts			Banked Credits Eligibility	EBO Compliant? Y/N
Company Name	Original Bid Amount	Total LBE/SLBE	LBE	SLBE	Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount		
Ray's Electric	\$617,502	100%	6.19%	93.81%	100%	100%	5%	\$586,626.90	2%	Y
B Side	\$685,900	49%	0%	49%	100%	84.80%	5%	\$658,464	2%	N
Beliveau Engineering	\$1,071,278	91%	0%	91%	100%	100%	5%	\$1,017,714	2%	Y

Comments: As noted above, all firms met and/or exceeded the minimum 20% L/SLBE requirement. All firms are EBO compliant except B Side.

Non-Responsive		Proposed Participation				Earned Credits and Discounts			Banked Credits Eligibility	EBO Compliant? Y/N
Company Name	Original Bid Amount	Total LBE/SLBE	LBE	SLBE	Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount		
Tennyson Electric, Inc.	\$528,861	0%	0%	0%	0%	0%	0%	N/A	0%	N
Hudson Excavation	\$627,023	0%	0%	0%	0%	0%	0%	NA	0%	N
Steiny & Company	\$885,874	0%	0%	0%	0%	0%	0%	NA	0%	Y
Arthulia	\$1,019,306	100%	64%	36%	0%	0%	0%	NA	0%	N

Comments: All of the above contractors were deemed non responsive. Tennyson Electric, Inc. and Steiny & Company failed to meet the City's minimum 20% L/SLBE participation requirement as well as the 20% trucking requirement. Arthulia failed to meet the City's 20% trucking requirement. Staff was unable to determine compliance for Hudson Excavation because the firm listed hourly rates instead of total subcontract dollars.

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: Ray's Electric
 Project Name: Hegenberger Road East and Airport Access Road Streetscape
 Project No. C82660

There is no Local Employment Program (LEP) or 15% Apprenticeship Program utilization data is available for Rosas Construction. They have not completed a City of Oakland projects in the last fiscal year.

50% Local Employment Program (LEP)

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

15% Oakland Apprenticeship Program

Was the 15% Apprenticeship Goal achieved?	Yes	If no, shortfall hours?	NA
Were shortfalls satisfied?	Yes	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 Oakland Apprenticeship Hours Achieved	Apprenticeship Goal and Hours		Apprentice Shortfall Hours
		Goal	Hours	Goal	Hours					Goal	Hours	
A	B	C		D		E	F	G	H	I		J
10,764	5382	50%	2691	100%	2691	0	0	100%	887	15%	887	0

Comments: Ray's Electric exceeded the Local Employment Program's 50% resident hiring goal with 100% resident employment and met the 15% Oakland Apprenticeship Program goals with 444 on-site hours and 444 off-site hours.

Should you have any questions, please contact the Department of Contracting and Purchasing at (510) 238-3970.



DEPARTMENT OF CONTRACTING AND PURCHASING

Social Equity Division

PROJECT COMPLIANCE EVALUATION FOR :

Project No. C315010

RE: **San Pablo Pedestrian Streetlights Project on San Pablo Avenue, From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)**

CONTRACTOR:

Ray's Electric

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$740,000	\$617,502	\$122,498
<u>Discounted Bid Amount:</u>	<u>Amt. of Bid Discount</u>	<u>Discount Points:</u>
\$586,626.90	\$30,875.10	5%
1. Did the 20% local/small local requirement apply:		<u>YES</u>
2. Did the contractor meet the 20% requirement		<u>YES</u>
a) % of LBE participation	<u>6.19%</u>	
b) % of SLBE participation	<u>93.81%</u>	
3. Did the contractor meet the Trucking requirement?		<u>YES</u>
a) Total trucking participation	<u>100%</u>	
4. Did the contractor receive bid discount points?		<u>YES</u>
(If yes, list the points received)	<u>5%</u>	
5. Additional Comments.		

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

3/19/2009

Date

Reviewing Officer:

Vittorio [Signature]

Date:

3/19/09

Approved By

Shelley Oarensberg

Date:

3/19/09

LBE/SLBE Participation Bidder 2

Project Name: San Pablo Pedestrian Streetlights Project on San Pablo Avenue From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)

Project No.: C315010		Engineer's Estimate: 740,000				Under/Over Engineers Estimate: 122,498						
Discipline	Prime & Subs	Location	Cert Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethnicity		
										C	AA	WBE
PRIME Trucking Concrete Sawcutting	Ray's Electric	Oakland	CB		575,902	575,902			575,902	C		
	Williams Trucking	Oakland	CB		3,400	3,400	3,400	3,400	3,400	AA	3,400	
	Central Concrete	Oakland	CB	33,000		33,000			33,000	O		
	Bayline Cutting	Oakland	CB	5,200		5,200			5,200	H	5,200	
Project Totals				\$38,200	\$579,302	\$617,502	\$3,400	\$3,400	\$617,502		\$8,600	\$0
				6.19%	93.81%	100%	100%	100%	100%		1.39%	
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%	TRUCKING 20%	LBE/SLBE 20%			Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBESLBE = 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				



DEPARTMENT OF CONTRACTING AND PURCHASING

Social Equity Division

PROJECT COMPLIANCE EVALUATION FOR :

Project No: C315010

RE:

San Pablo Pedestrian Streetlights Project on San Pablo Avenue, From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)

CONTRACTOR:

B Side

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$740,000	\$685,900	\$54,100
<u>Discounted Bid Amount:</u>	<u>Amt. of Bid Discount</u>	<u>Discount Points:</u>
\$658,464	\$27,436	4%
1. Did the 20% local/small local requirement apply:		<u>YES</u>
2. Did the contractor meet the 20% requirement		<u>YES</u>
a) % of LBE participation	<u>0%</u>	
b) % of SLBE participation	<u>49%</u>	
3. Did the contractor meet the Trucking requirement?		<u>YES</u>
a) Total trucking participation	<u>100%</u>	
4. Did the contractor receive bid discount points?		<u>YES</u>
(If yes, list the points received)	<u>4%</u>	
5. Additional Comments.		

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

3/19/2009

Date

Reviewing Officer:

Vivian [Signature]

Date:

3/19/09

Approved By

Shelley Darenburg

Date:

3/19/09

LBE/SLBE Participation Bidder 4

Project Name: San Pablo Pedestrian Streetlights Project on San Pablo Avenue From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)

Project No.: C315010		Engineer's Estimate: 740,000				Under/Over Engineers Estimate: -54,100						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total	L/SLBE	Total	TOTAL	Ethnicity	MBE	WBE
						LBE/SLBE	Trucking	Trucking	Dollars			
PRIME	B-Side Inc.	Oakland	CB		289,616.80				289,616.80	AA	289,616.80	
Excavation	Tutulla Co.	Oakland	UB						164,000	NL		
HDPE Conduit	City 415 Co.	Daly City	UB						23,000	NL		
Concrete	Tutulla Co.	Oakland	UB						209,283.20	NL		
Trucking	O. Irvin Trucking	Oakland	CB		48,980	48,980			48,980	AA	48,980	
Project Totals				\$0	\$338,596.80	\$48,980	\$0	\$0	\$685,900		\$289,616.80	\$0
				0%	49%	49%	0%	0%	100%		42%	
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%	TRUCKING: 20%	LBE/SLBE: 20%			Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
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					



DEPARTMENT OF CONTRACTING AND PURCHASING

Social Equity Division

PROJECT COMPLIANCE EVALUATION FOR :

Project No. C315010

RE: **San Pablo Pedestrian Streetlights Project on San Pablo Avenue, From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)**

CONTRACTOR:

Tennyson Electric, Inc.

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$740,000	\$528,861	\$211,139

<u>Discounted Bid Amount:</u>	<u>Amt. of Bid Discount</u>	<u>Discount Points:</u>
\$0	\$0	0%

1. Did the 20% local/small local requirement apply: YES

2. Did the contractor meet the 20% requirement NO

a) % of LBE participation 0%

b) % of SLBE participation 0%

3. Did the contractor meet the Trucking requirement? NA

a) Total trucking participation 0%

4. Did the contractor receive bid discount points? NO

(If yes, list the points received)

5. Additional Comments.

Firm failed to meet the minimum 20% L/SLBE participation requirement and the 20% trucking requirement. Therefore, the firm is deemed non-responsive.

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

3/19/2009

Date

Reviewing Officer:

Victoria J. [Signature]

Date: 3/19/09

Approved By

Shelley Darenaburg

Date: 3/19/09

LBE/SLBE Participation Bidder 1

Project Name: San Pablo Pedestrian Streetlights Project on San Pablo Avenue From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)

Project No.: C315010		Engineer's Estimate: 740,000				Under/Over Engineers Estimate: 211,139						
Discipline	Prime & Subs	Location	Cert Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethnicity	MBE	WBE
PRIME Partial Excavation	Tennyson Electric, Inc.	Livermore	UB						421,361	C		
	Diaz Corporation	San Jose	UB						107,500	H		
Project Totals				\$0	\$0	\$0	\$0	\$0	\$528,861		\$0	\$0
				0%	0%	0%	0%	0%	100%		0.00%	
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%	TRUCKING: 20%	LBE/SLBE: 20%			Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
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								



DEPARTMENT OF CONTRACTING AND PURCHASING

Social Equity Division

PROJECT COMPLIANCE EVALUATION FOR :

Project No. C315010

RE:

San Pablo Pedestrian Streetlights Project on San Pablo Avenue, From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)

CONTRACTOR:

Hudson Excavation

<u>Engineer's Estimate:</u> \$740,000	<u>Contractors' Bid Amount</u> \$627,023	<u>Over/Under Engineer's Estimate</u> \$112,977
<u>Discounted Bid Amount:</u> \$0	<u>Amt. of Bid Discount</u> \$0	<u>Discount Points:</u> 0%
1. Did the 20% local/small local requirement apply:		<u>YES</u>
2. Did the contractor meet the 20% requirement		<u>NO</u>
a) % of LBE participation	<u>0%</u>	
b) % of SLBE participation	<u>0%</u>	
3. Did the contractor meet the Trucking requirement?		<u>NO</u>
a) Total trucking participation	<u>0%</u>	
4. Did the contractor receive bid discount points?		<u>NO</u>
(If yes, list the points received)		
5. Additional Comments. Unable to determine compliance. Firm listed dollar amounts in hourly increments. Therefore they are deemed non-responsive.		

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

3/19/2009

Date

Reviewing Officer:

Vivian Palma

Date:

3/19/09

Approved By

Shelley Orenburg

Date:

3/19/09

LBE/SLBE Participation Bidder 3

Project Name: San Pablo Pedestrian Streetlights Project on San Pablo Avenue, From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)

Project No.: C315010		Engineer's Estimate		740,000		Under/Over Engineers Estimate: -112,977						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethnicity		
										C	AA	WBE
PRIME Trucking Concrete/Asphalt	Hudson Excavation Inc. D. Irvin Trucking Bayline Sawing	Fairfield Oakland Oakland	UB CB CB						627,023	C		
Bidder failed to provide total dollar amount. Listed hourly rates.												
Project Totals				\$0 0%	\$0 0%	\$0 0%	\$0 0%	\$0 0%	\$627,023 100%		\$0 0%	\$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%	TRUCKING 20%	LBE/SLBE 20%			Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
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						



DEPARTMENT OF CONTRACTING AND PURCHASING

Social Equity Division

PROJECT COMPLIANCE EVALUATION FOR :

Project No. C315010

RE: **San Pablo Pedestrian Streetlights Project on San Pablo Avenue, From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)**

CONTRACTOR: Steiny & Company

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$740,000	\$885,874	(\$145,874)

<u>Discounted Bid Amount:</u>	<u>Amt. of Bid Discount</u>	<u>Discount Points:</u>
\$0	\$0	0%

- 1. Did the 20% local/small local requirement apply: YES
- 2. Did the contractor meet the 20% requirement
 - a) % of LBE participation 0%
 - b) % of SLBE participation 0%
- 3. Did the contractor meet the Trucking requirement? NO
 - a) Total trucking participation 0%
- 4. Did the contractor receive bid discount points? NO
 - (If yes, list the points received) 0%

5. Additional Comments.
Firm failed to meet the minimum 20% L/SLBE participation requirement and the 20% trucking requirement. Therefore, the firm is deemed non-responsive.

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

3/19/2009
Date

Reviewing Officer: *Wanda [Signature]*

Date: 3/19/09

Approved By Shelley Darenburg

Date: 3/19/09

LBE/SLBE Participation Bidder 5

Project Name: **San Pablo Pedestrian Streetlights Project on San Pablo Avenue From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)**

Project No.: C315010		Engineer's Estimate: 740,000				Under/Over Engineers Estimate: 145,874						
Discipline	Prime & Subs	Location	Cert Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethnicity		
										AA	MBE	WBE
PRIME	Steiny and Company, Inc.	Vallejo	UB						804,674.00	C		
Concrete	Sposeto	Union City	UB						81,200	NL		
Project Totals				\$0	\$0	\$0	\$0	\$0	\$885,874		\$0	\$0
				0%	0%	0%	0%	0%	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%	TRUCKING 20%	LBE/SLBE 20%			Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic MA = Native American O = Other NL = Not Listed		
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								

DEPARTMENT OF CONTRACTING AND PURCHASING



Social Equity Division

PROJECT COMPLIANCE EVALUATION FOR :

Project No. C315010

RE: San Pablo Pedestrian Streetlights Project on San Pablo Avenue, From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)

CONTRACTOR: Bellveau Engineering

<u>Engineer's Estimate:</u> \$740,000	<u>Contractors' Bid Amount</u> \$1,071,278	<u>Over/Under</u> <u>Engineer's Estimate</u> (\$331,278)
<u>Discounted Bid Amount:</u> \$1,017,714	<u>Amt. of Bid Discount</u> \$53,564	<u>Discount Points:</u> 5%
1. Did the 20% local/small local requirement apply:		<u>YES</u>
2. Did the contractor meet the 20% requirement		<u>NO</u>
a) % of LBE		0%
b) % of SLBE		91%
3. Did the contractor meet the Trucking requirement?		<u>YES</u>
a) Total trucking participation		100%
4. Did the contractor receive bid discount points?		<u>YES</u>
(If yes, list the points received)		5%
5. Additional Comments.		

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

3/19/2009
Date

Reviewing
Officer:

Vivian [Signature]

Date: 3/19/09.

Approved By

Shelley Oarensberg

Date: 3/19/09

LBE/SLBE Participation Bidder 7

Project Name: San Pablo Pedestrian Streetlights Project on San Pablo Avenue From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)

Project No.: C315010		Engineer's Estimate		740,000		Under/Over Engineers Estimate: -331,278						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethnicity	MBE	WBE
PRIME	Beliveau Engineering	Oakland	CB		954,278.00				954,278.00	C		
Trucking	Williams Trucking	Oakland	CB		23,000	23,000	23,000	23,000	23,000	AA	23,000	
Electrical	Phoenix Electric	San Francisco	UB						94,000	A	94,000	
Project Totals				\$0	\$977,278	\$23,000	\$23,000	\$23,000	\$1,071,278		\$117,000	\$0
				0%	91%	91%	0%	0%	100%		11%	
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%	TRUCKING 20%	LBE/SLBE 20%		Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed			
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								

DEPARTMENT OF CONTRACTING AND PURCHASING



Social Equity Division

PROJECT COMPLIANCE EVALUATION FOR:

Project No. C315010

RE: San Pablo Pedestrian Streetlights Project on San Pablo Avenue, From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)

CONTRACTOR:

Arthulla

Engineer's Estimate: \$740,000

Contractors' Bid Amount \$1,019,306

Over/Under Engineer's Estimate (\$279,306)

Discounted Bid Amount: \$0

Amt. of Bid Discount \$0

Discount Points: 0%

- 1. Did the 20% local/small local requirement apply: YES
2. Did the contractor meet the 20% requirement a) % of LBE 64% b) % of SLBE 36%
3. Did the contractor meet the Trucking requirement? NO a) Total trucking participation 0%
4. Did the contractor receive bid discount points? NO (If yes, list the points received) 0%

5. Additional Comments. Firm failed to meet the minimum 20% trucking requirement. Therefore they are deemed non responsive.

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

3/19/2009

Date

Reviewing Officer:

[Signature]

Date:

3/19/09

Approved By

[Signature: Shelley Darenburg]

Date:

3/19/09

LBE/SLBE Participation Bidder 6

Project Name: San Pablo Pedestrian Streetlights Project on San Pablo Avenue From Emeryville Border (53rd Street) to Berkeley Border (67th Street) (With Alternate)

Project No.: C315010		Engineer's Estimate: 740,000				Under/Over Engineers Estimate: 279,306								
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethnicity				
										C	H	WBE		
PRIME Concrete Cutting ADA Ramp	Arthulia	Oakland	CB	649,306					649,306.00	C				
	Rosas Brothers	Oakland	CB		250,000	250,000			250,000	H	250,000			
	Rosas Brothers	Oakland	CB		120,000	120,000			120,000	H	120,000			
Project Totals				\$649,306	\$370,000	\$370,000	\$0	\$0	\$1,019,306		\$370,000	\$0		
				64%	36%	100%	0%	0%	100%		36%			
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%	TRUCKING 20%	LBE/SLBE 20%			Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed				
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						

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2009 APR 16 AM 8:49

Approved as to Form and Legality

[Signature]
City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO AWARD A CONTRACT TO CONSTRUCT THE SUBSTRUCTURE FOR THE SAN PABLO PEDESTRIAN STREETLIGHTS PROJECT ON SAN PABLO AVENUE, BETWEEN THE EMERYVILLE (53RD STREET) AND BERKELEY (67TH STREET) BORDERS IN ACCORD WITH SPECIFICATIONS FOR PROJECT NO. C315010 AND CONTRACTOR'S BID THEREFORE, TO THE LOWEST RESPONSIBLE, RESPONSIVE BIDDER, RAY'S ELECTRIC, INC., IN AN AMOUNT NOT TO EXCEED SIX HUNDRED SEVENTEEN THOUSAND FIVE HUNDRED TWO DOLLARS (\$617,502.00)

WHEREAS, San Pablo Avenue, between the Emeryville Border (53rd Street), and the Berkeley Border (67th Street), is the State Highway 23, and is extensively used by the general public and carries a heavy volume of vehicular traffic; and

WHEREAS, this section of San Pablo Avenue has old trolley poles with overhead streetlight wiring and these have to be replaced to integrate with the new ornamental pedestrian streetlights; and

WHEREAS, undergrounding the overhead streetlight wires on this segment of San Pablo Avenue, will aesthetically enhance a section of the business community; and

WHEREAS, the Redevelopment Agency planned to implement ornamental pedestrian streetlights on this segment of San Pablo Avenue and authorized the Public Works Agency, Department of Infrastructure and Operations Electrical Services Division to design and manage the work. The project would include the following elements:

1. Add sixty ornamental pedestrian streetlights
2. Replace sixty trolley pole streetlights
3. Remove the overhead streetlight wires and replace them with underground wiring to accommodate the new pedestrian street lighting; and

WHEREAS, CEDA initiated this project, the Redevelopment Agency has committed to incur reasonable expenses for the implementation of the project, the Redevelopment Agency has budgeted \$1,500,000.00 for PWA DIO Electrical Services Division to implement this project, and the project funds are in the following account:

ORA FUNDS BY PROJECT

Project	Fund	Org	Project	Amount
Existing funding Approved in FY 2007-09				
San Pablo Pedestrian Streetlights Project	7780	92228	C315010	\$1,500,000.00

TOTAL ORA FUNDS \$1,500,000.00;
and

WHEREAS, after authorization to proceed, funds totaling \$1,500,000.00 were transferred from the Redevelopment Agency to PWA DIO Electrical Services Division to procure the materials, and to develop

plans and specifications for the selection for a contractor to build the substructure, and the funds will be utilized by the Electrical Services Division to implement the project; and

WHEREAS, Contract Administration bid out the work to prospective and qualified contractors to do the work and notice of such bidding has been given to all qualified bidders as per the listing maintained by the Contract Compliance Division and interested parties have had time to participate in the bidding; and

WHEREAS; as a result of such bidding, the City received a total of seven bids, and there were three qualified, responsive bids from Ray's Electric, Inc., B Side, Inc. and Beliveau Engineering; and

WHEREAS, Ray's Electric, Inc., located at 606 East 11th Street Oakland, CA 94606, submitted the lowest responsible, responsive bid of \$617,502.00 which is within the engineer's estimate of \$720,000.00 for the work; and

WHEREAS, the services provided under this contract are of a technical nature and temporary nature, are in the public interest because of economy or better performance and 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 Council of the City of Oakland awards a contract in an amount not to exceed six hundred seventeen thousand five hundred two dollars (\$617,502.00) to Ray's Electric Inc., for the construction and implementation of the substructure for the San Pablo Pedestrian Streetlights Project on San Pablo Avenue, between the Emeryville (53rd Street) and Berkeley (67th Street) borders in accord with specifications for Project No. C315010 and contractor's bid; and be it

FURTHER RESOLVED: That the plans and specifications prepared by the Director of Public Works Agency for the City of Oakland for this Project No. C315010 are hereby approved; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$617,502.00 and the amount for a bond to guarantee payment of all claims for labor and materials furnished and for amount due under the Unemployment Insurance Act, \$617,502.00, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That all other bids are hereby rejected; 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 and that the City Attorney shall review and approve the contract for form and legality and a copy shall be placed on file in the City Clerk's Office.

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