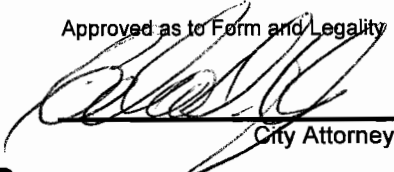


FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL


City Attorney2012 JUL -3 PM 2:59 RESOLUTION No. 83941 C.M.S.

Introduced by Councilmember _____

RESOLUTION WAIVING THE CITY'S ADVERTISING AND BIDDING REQUIREMENTS AND AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND AWARD A CONTRACT FOR THE MAINTENANCE OF MANDELA PARKWAY LANDSCAPE MAINTENANCE IN THE CITY OF OAKLAND FOR AN AMOUNT NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS (\$100,000.00), FOR THE PERIOD OF JULY 1, 2012 TO JUNE 30, 2013, AND TO REJECT ALL BIDS RECEIVED IN RESPONSE TO RFQ 1825-02 ON AUGUST 3, 2011.

WHEREAS, the Notice Inviting Bids and related documents soliciting bids for maintenance of the Mandela Parkway did not advertise the contract requirements in accord with state and local Public Works contracting requirements, and a new advertisement for a notice inviting bids in accordance with Public Works contracting requirements must be issued for a long term maintenance contract

WHEREAS, the Mandela Parkway requires immediate maintenance services to preserve landscaping which cannot be delayed until the City conducts another advertising, bidding, selection and award process, which requires approximately six (6) months; and

WHEREAS, for the short term until such time as a new bidding process can be completed, the Finance and Management Committee directed the City Administrator to submit an alternate resolution rejecting all bids submitted in response to the RFQ for Mandela Parkway maintenance, waiving advertising and bidding and authorizing the City Administrator to negotiate with the three (3) contractors that submitted bids and award a contract for maintenance of the Mandela Parkway for the period July 1, 2012 through June 30, 2013 in an amount not to exceed one hundred thousand dollars (\$100,000) to the contractor who meets state and local requirements, including but not limited to local and small business requirements, and provides the best, final offer; now, therefore be it

RESOLVED: Council hereby rejects all bids received in response to RFQ 1825-02, and be it,

FURTHER RESOLVED: That, pursuant to Oakland Municipal Code Section 2.04.050.I.5 and for the reasons stated above and in the City Administrator's report accompanying this Resolution, the City Council finds that it is in the City's best interests to waive advertising and bidding for the contract for maintenance of the Mandela Parkway for the period July 1, 2012 through June 30, 2013, and the requirements are so waived; and be it

FURTHER RESOLVED: That the City Administrator, or her designee is hereby authorized to negotiate a contract with the three (3) contractors that submitted bids in response to the Request for Quotation 1825-02 for maintenance of the Mandela Parkway and to award a contract for maintenance of the Mandela Parkway for the period July 1, 2012 through June 30, 2013 in an amount not to exceed one hundred thousand dollars (\$100,000) to the contractor who meets state and local requirements, including but not limited to local and small business requirements, and provides the best, final offer.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 19 2012

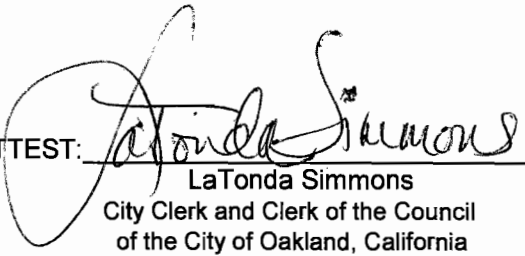
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and PRESIDENT REID - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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