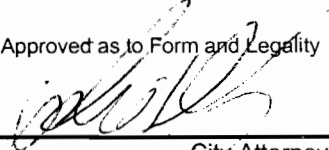


FILED
OFFICE OF THE CITY CLERK
OAKLAND

Approved as to Form and Legality

City Attorney

2009 DEC -3 PM 5:03 **OAKLAND CITY COUNCIL**

RESOLUTION No. 82469 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR DESIGNEE, TO AWARD A CONSTRUCTION CONTRACT FOR THE MELROSE LIBRARY WINDOW REHABILITATION PROJECT IN ACCORD WITH SPECIFICATION NO. P337310 AND WITH CONTRACTOR'S BID TO ROCKRIDGE BUILDERS IN THE AMOUNT OF ONE HUNDRED THIRTY-SEVEN THOUSAND SIX HUNDRED EIGHTY-THREE DOLLARS (\$137,683.00)

WHEREAS, eight bids were received by the Office of the City Clerk on September 10, 2009, for the Melrose Library Window Rehabilitation Project; and

WHEREAS, seven bids were deemed non-responsive for failing to meet the bid requirements and/or the City's Local and Small Local Business Program requirements ; and

WHEREAS, Rockridge Builders, a certified small local business, is the lowest responsible, responsive bidder; and

WHEREAS, funds of \$137,683.00 for the Melrose Library Window Rehabilitation construction contract are available in Fund 7780, Project No. P337310, Capital Project Management Organization 92270; 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 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 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 Administrator, or designee, is hereby authorized to award a construction contract on behalf of the City of Oakland to Rockridge Builders in the amount of one hundred thirty-seven thousand six hundred eighty-three dollars (\$137,683.00) for the Melrose Library Window Rehabilitation Project in accord with Specification No. P337310 and contractor's bid dated September 10, 2009, and to execute any amendments or modifications of said contract within the limitations of the project specifications; and be it

FURTHER RESOLVED: That the City Administrator, or designee, is hereby authorized to reject all other bids; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$137,683.00, and the amount for a bond to guarantee payment of all claims for labor and material furnished and for the amount due under the Unemployment Insurance Act, \$137,683.00, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Council hereby approves the plans and specifications for the Melrose Library Window Rehabilitation project; 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.

IN COUNCIL, OAKLAND, CALIFORNIA, JAN - 5 2010

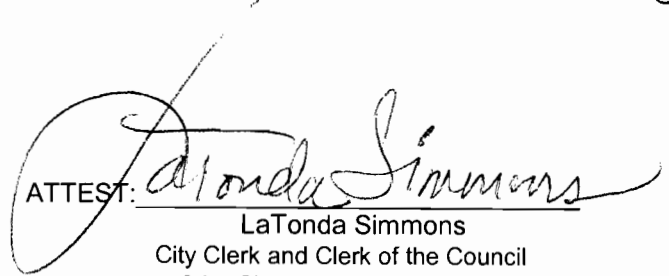
PASSED BY THE FOLLOWING VOTE:

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

NOES - 0

ABSENT - 0

ABSTENTION - 0

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