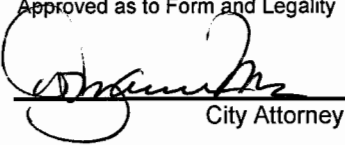


FILED
OFFICE OF THE CITY CLERK
OAKLAND
2009 APR 30 PM 8:02

Approved as to Form and Legality


City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 82007 C.M.S.

Introduced by Councilmember _____

RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, RAY'S ELECTRIC, FOR THE INSTALLATION OF VARIOUS INTELLIGENT TRANSPORTATION SYSTEM EQUIPMENT IN THE CITY'S TRANSPORTATION MANAGEMENT CENTER IN ACCORD WITH PLANS AND SPECIFICATIONS FOR CITY PROJECT NO. C313910, AND CONTRACTOR'S BID THEREFORE, IN THE AMOUNT OF THREE HUNDRED FIVE THOUSAND ONE HUNDRED FORTY-EIGHT DOLLARS AND THIRTY- EIGHT CENTS (\$305,148.38)

WHEREAS, on February 19, 2009, four (4) bids were received by the Office of the City Clerk of the City of Oakland for the installation of various ITS equipment in the Transportation Management Center (City Project No. C313910); and

WHEREAS, Ray's Electric submitted the lowest responsible and responsive bid; and

WHEREAS, there are sufficient funds for the construction contract in the Measure B Funds (2211); Capital Improvement Projects, Transportation Services Division, Organization (92246); and

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

WHEREAS, the City Council finds and determines that the performance of this contract is in the public interest because of economy and better performance; and

WHEREAS, Ray's Electric complies with all Local/Small Local Business Enterprise Program requirements; and

WHEREAS, the City Council finds and determines that services under this contract are technical and will be temporary; 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 services; now, therefore, be it

RESOLVED: That the construction contract for the Transportation Management Center (TMC), (City Project No. C313910) is hereby awarded to Ray's Electric for the installation of various intelligent transportation system equipment in the City's Transportation Management Center in accordance with the plans and specifications for City Project No. C313910 and the terms of its bid, dated February 19, 2009, in the amount of three hundred five thousand one hundred forty-eight dollars and thirty-eight cents (\$305,148.38); and be it

FURTHER RESOLVED: That the plans and specifications prepared by the Transportation Engineers of the Community and Economic Development Agency for the Transportation Management Center (City Project No. C313910) are hereby approved; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$305,148.38 (100% of contract), 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, \$305,148.38 (100% of contract), with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Administrator, or his designee, is hereby authorized to enter into a contract with Ray's Electric on behalf of the City of Oakland and execute any amendments or modifications of said contract 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(s) shall be reviewed and approved for form and legality by the City Attorney, and a copy of the contract shall be kept 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, MAY 19 2009, 20

PASSED BY THE FOLLOWING VOTE:

AYES - ~~BROOKS~~, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, ~~QUAN, REID~~,
and PRESIDENT BRUNNER - 5

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Quan, Reid, Brooks - 3

ATTEST:



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