

  
Oakland City Attorney's Office  
OFFICE OF THE CITY CLERK  
LAFAYETTE

OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S. 2005 OCT 20 AM 11:49

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

Requires two-thirds vote of the Council

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO AWARD A CONSTRUCTION CONTRACT TO RAY'S ELECTRIC FOR THE SAFE ROUTES TO SCHOOL CYCLE 4 PROJECT (CITY PROJECT NO. G254110, FEDERAL PROJECT NO. STPLHS-5012(072)) FOR AN AMOUNT OF THREE HUNDRED SIXTEEN THOUSAND SIXTY-NINE DOLLARS (\$316,069.00)**

**WHEREAS**, the construction contract for the Safe Routes to School Fourth Cycle Project (City Project No. G254110, Federal Project No. STPLHS-5012(072)) consists of two types of improvements: 1) a new traffic signal at the intersection of Foothill Boulevard/40<sup>th</sup> Avenue; and 2) new curb bulb-outs at the intersections of East 12<sup>th</sup> Street/37<sup>th</sup> Avenue, High Street/Courtland Avenue, Market Street/Brockhurst Street, Market Street/33<sup>rd</sup> Street, Foothill Boulevard/9<sup>th</sup> Avenue and Foothill Boulevard/10<sup>th</sup> Avenue; and

**WHEREAS**, the project will improve pedestrian safety at seven intersections located along walking routes to four elementary schools and one high school; and

**WHEREAS**, the project was advertised to solicit bids on July 18, 2005 and July 19, 2005 in the Oakland Tribune and San Francisco Chronicle newspapers; and

**WHEREAS**, on August 8, 2005, one (1) bid was received by the Office of the City Clerk for the project; and

**WHEREAS**, Ray's Electric submitted a responsible and responsive bid; and

**WHEREAS**, there are sufficient funds for the construction contract in the California Department of Transportation/Safe Routes to School Fourth Cycle State Grant Funds (Fund Number 2140, Project Number G254120); and Metropolitan Transportation Commission/Transportation Development Act (TDA) Funds (Fund Number 2162, Project Number G254110); 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 best public interest because of economy and quality of work; and

**WHEREAS**, the project has 0% Disadvantaged Business Enterprise (DBE) participation requirement; and

**WHEREAS**, Ray's Electric has 3.41% Disadvantaged Business Enterprise (DBE) participation; 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 Safe Routes to School Cycle 4 Project is hereby awarded to Ray's Electric for an amount of three hundred sixteen thousand sixty-nine dollars (\$316,069); and be it

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

**FURTHER RESOLVED**: That the City Administrator, or her 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 the contract 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; and be it

**FURTHER RESOLVED**: That the approval of this Resolution requires a two-thirds vote of the Council members.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2005

**PASSED BY THE FOLLOWING VOTE:**

AYES – BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND  
PRESIDENT DE LA FUENTE

NOES –

ABSENT –

ABSTENTION –

ATTEST: \_\_\_\_\_  
LATONDA SIMMONS  
City Clerk and Clerk of the Council  
Of the City of Oakland, California