

OAKLAND CITY COUNCIL

RESOLUTION No: 77596 = C. M. SE OF THE CITY CLERK
OAKLAND

FILED

INTRODUCED BY COUNCILMEMBER _____

02 DEC 19 AM 11:42

Requires two-thirds vote of the Council

RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO D'ARCY & HARTY AND AJW CONSTRUCTION, A JOINT VENTURE, FOR THE REPLACEMENT OF SEWER PIPES IN AN EASEMENT BETWEEN 38TH AVENUE AND 39TH AVENUE, IN CARRINGTON STREET, IN MERA STREET, IN 41ST AVENUE AND 40TH AVENUE (PROJECT NUMBER C136310) IN THE AMOUNT OF THREE HUNDRED FIFTEEN THOUSAND TWO HUNDRED EIGHTY-SIX DOLLARS \$315,286.

WHEREAS, on November 4, 2002 bids were received by the Office of the City Clerk of the City of Oakland for the Replacement of Sewer Pipes in an easement between 38th Avenue and 39th Avenue, in Carrington Street, in Mera Street, in 41st Avenue and 40th Avenue (Project C136310); and

WHEREAS, D'arcy & Harty and AJW Construction, a Joint Venture (JV), is the lowest responsible bidder for the project and has met the LBE/SLBE requirements; and

WHEREAS, there are sufficient funds in the project budget for work, and the project budget includes \$415,545 for the construction work, and the engineer's estimate for the work is \$415,545; 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 is in the public interest because of economy; 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 contract for the Replacement of Sewer Pipes in an easement between 38th Avenue and 39th Avenue, in Carrington Street, in Mera Street, in 41st Avenue and 40th Avenue is hereby awarded to D'arcy & Harty and AJW Construction, (JV), in accordance with the terms of its bid therefore, dated November 4, 2002, for the amount of three hundred fifteen thousand two hundred eighty-six dollars \$315,286; and be it

FURTHER RESOLVED: That the plans and specifications prepared by the Director of Public Works for this project are hereby approved; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$157,643, 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, \$315,286, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Manager is hereby authorized to enter into a contract with D'arcy & Harty and AJW Construction, (JV), on behalf of the City of Oakland and to execute any amendments or modifications of said contract; and be it

FURTHER RESOLVED: That all other bids are hereby rejected; and be it

FURTHER RESOLVED: That the contract shall be reviewed and approved by the City Attorney and placed on file 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.

JAN 07 2003

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2002


PASSED BY THE FOLLOWING VOTE:

AYES- BRUNNER, CHANG, ~~MAYNE~~, NADEL, REID, ^{Quan}~~SPES~~, WAN AND
PRESIDENT DE LA FUENTE - 7

NOES- 0

ABSENT- 0

ABSTENTION- Brooks - 1

ATTEST 
CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California