

CITY OF OAKLAND
AGENDA REPORT

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2004 MAY -6 PM 7:00

TO: Office of the City Administrator
ATTN: Deborah Edgerly
FROM: Contract Compliance and Employment Services Division, Office of the City Administrator
DATE: May 11, 2004

RE: A SUPPLEMENTAL REPORT TO: A RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO VANGUARD CONSTRUCTION FOR THE CONSTRUCTION OF WEST OAKLAND BAY TRAIL (PROJECT NUMBER G134010) IN THE AMOUNT OF FOUR HUNDRED SEVENTY-NINE THOUSAND ONE HUNDRED TWENTY-FOUR DOLLARS AND FORTY-FOUR CENTS (\$479,124.44) REGARDING THE WORKFORCE PROFILE FOR VANGUARD CONSTRUCTION AND THE LISTED SUBCONTRACTORS

SUMMARY

This supplemental report provides a workforce profile of Vanguard Construction, the recommended prime contractor for the above referenced project and the listed subcontractors, Bond Blacktop (Slurry Seal), RMT Landscape (Landscaping) and Chrisp Company (Signs and Striping). A total workforce of two hundred and seventy-seven (277) was reported. Of that total, 185 (67%) are Hispanic; 74 (27%) are White/not Hispanic; 5% Asian Pacific; 1% Black and 1% American Indian.

FISCAL IMPACT

Since this report is informational only, no fiscal impacts are included.

BACKGROUND

During the April 27, 2004, discussion of the above referenced topic, the Public Works Committee requested a workforce profile of the prime contractor and listed subcontractors.

KEY ISSUES AND IMPACTS

The prime contractor, Vanguard Construction is a certified local Oakland business. Vanguard reported a total of 76 employees. 86% percent of the workforce is Hispanic.

Three subcontractors were listed. Bond Blacktop (Slurry Seal), RMT Landscape (Landscaping) and Chrisp Company (Signs and Striping). The ethnicity categories reporting at 40% or more of the largest groups are reported as follows: (a) Bond Blacktop reported 36 employees. 88% of the workforce is Hispanic; (b) Chrisp Company reported 89 employees with 47% /white and 31% Hispanic; and (c) RMT is a local certified firm and reported 75 employees. Of that total 91% are Hispanic.

5-20
ORACOUNCIL

MAY 18 2004

Item Number 5
Public Works Committee
5/11/2004

SUSTAINABLE OPPORTUNITITES: (As reflected in the April 27, 2004 Report)

Economic: This contract will generate jobs in the local economy. The contractor is required to have 50% of the work hours performed by Oakland residents, and 50% Oakland new hires.

Environmental: This project will help reduce air pollution and traffic congestion by encouraging residents to bicycle to work and to use BART, the Dellums Amtrak station and the Alameda/Oakland Ferry in downtown Oakland. The long-term environmental benefits should be considerable, as the bicycle network is completed.

Social Equity: The construction of curb and gutter, sidewalk, curb ramps and the installation of street trees, slurry seal, interpretive signs, and bicycle lanes will benefit the immediate neighborhood. The project supports the development of a pedestrian-friendly city as well as clean and livable neighborhoods. The bicycle lanes will promote physical exercise in an area currently difficult to access by cyclists.

DISABILITY AND SENIOR CITIZEN ACCESS (As reflected in the April 27, 2004 Report)

This project includes accessibility improvements. The construction of sidewalk and curb ramps will improve access to city streets and sidewalks for senior citizens, persons with disabilities and all pedestrians in general. Curb ramps will be constructed to current state and federal standards.


RECOMMENDATION AND RATIONALE

This is an informational report.

ACTION REQUESTED OF THE CITY COUNCIL

Accept this informational report.

Respectfully submitted


Deborah Lusk Barnes,
Contract Compliance & Employment
Services Manager

APPROVED AND FORWARDED TO THE COMMUNITY AND ECONOMIC
DEVELOPMENT COMMITTEE


OFFICE OF THE CITY ADMINISTRATOR

Item Number ~~5~~
Public Works Committee
5/11/2004

CITY OF OAKLAND
AGENDA REPORT

OFFICE OF THE CITY CLERK
CITY OF OAKLAND

2004 APR 14 PM 1:23

TO: Office of the City Manager
ATTN: Deborah Edgerly
FROM: Public Works Agency
DATE: April 27, 2004

RE: RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO VANGUARD CONSTRUCTION FOR THE CONSTRUCTION OF WEST OAKLAND BAY TRAIL (PROJECT NUMBER G134010) IN THE AMOUNT OF FOUR HUNDRED SEVENTY-NINE THOUSAND ONE HUNDRED TWENTY-FOUR DOLLARS AND FORTY-FOUR CENTS (\$479,124.44)

SUMMARY

A resolution has been prepared for Council approval that authorizes the award of a contract to Vanguard Construction for the construction of West Oakland Bay Trail (Project No. G134010) in the amount of \$479,124.44. Vanguard Construction is the lowest responsible bidder and has met the project's goals. Funds are available for this contract.

This project is consistent with the Mayor and City Council Goals to Maintain and Enhance Oakland's Physical Assets and to Improve Oakland's Neighborhoods. The project is located in Council District 3.

It is recommended that the resolution be approved.

FISCAL IMPACT

Funding for this project has been secured from Transportation Development Activities fund (TDA), Transportation Fund for Clean Air (TFCA), Measure 'B' funds, Municipal Capital Improvement funds (MCI) for Hazardous Material, and Association of Bay Area Governments (ABAG) Bay Trail Grant. (See table below.)

The engineer's estimate for the work is \$534,151.00 and the construction contract will be in the amount of \$479,124.44. There is \$669,076 available in Organization 92242, Construction Contract Account (57411), Projects G134020, G134040, C181210, and G181710 for the construction work and contingencies, distributed as follows:

~~5~~
PUBLIC WORKS CMTE.
MAY 11 2004

S-20
ORA/COUNCIL
MAY 18 2004

Item#: ~~6~~
Public Works Committee
04/27/04

Fund	Project	Amount
TDA (Fund 2162)	G134020	\$100,000
Measure 'B' (Fund 2210)	G134040	\$285,000
MCI for Hazardous Material (Fund 5500)	C181210	\$94,761
ABAG Bay Trail Grant (Fund 2999)	G181710	\$189,315
Total		\$669,076

Also, there are adequate funds in the project for construction engineering and project management. Fees for Public Art and Contract Compliance will be allocated in the appropriate project accounts.

ABAG requires hiring of the East Bay Conservation Corps (EBCC) for tree planting and maintenance services in this project. Therefore, the contractor (Vanguard Construction) will hire EBCC under his supervision to plant trees along 2nd Street. The City will later enter into a separate three-year maintenance contract with EBCC to provide tree maintenance, with oversight provided by the Office of Parks and Recreation. The cost for the maintenance contract is \$32,000 and funds are available for this work.

BACKGROUND

On February 6, 2004, Notices to Bidders were sent to 55 contractors and notices were placed in the Oakland Tribune advertising for bids for the project. On March 1, 2004, the following bids were received for the project by the Office of the City Clerk of the City of Oakland:

Company	Total LBE/SLBE Participation*	Location	Bid Amount
1) Vanguard Construction	82.96%	Oakland, CA	\$479,124.44
2) A.J.W. Construction	97.80%	Oakland, CA	\$492,313.74
3) J.W. Riley & Son, Inc.	84.93%	Emeryville, CA	\$537,599.05
4) Ray's Electric	89.30%	Oakland, CA	\$549,867.85
5) Gallagher & Burk, Inc.	61.00%	Oakland, CA	\$639,667.00

* The total Local Business Enterprise/Small Local Business Enterprise (LBE/SLBE) requirement is 20%.

There will be LBE/SLBE participation of \$397,466.44 (82.96%), which exceeds the city's 20% requirement. In addition, the contractor is required to have 50% of the work hours performed by Oakland residents, and 50% of new hires to be Oakland residents. The LBE/SLBE information has been verified by the Contract Compliance Division of the City Manager's Office and is shown on Attachment A.

The West Oakland Bay Trail Project is a link in the San Francisco Bay Trail, a bicycle and pedestrian facility that will circle the San Francisco Bay. The proposed work consists of the construction of bicycle lanes, sidewalks, street trees, public art and historical and bicycle signage along the route.

This project extends along 3rd Street between Union Street and Brush Street; Brush Street between 3rd Street and 2nd Street; and 2nd Street between Brush Street and Broadway. It will connect to an existing Bay

Item#: ~~6~~
Public Works Committee
04/27/04

Trail segment, which extends from 2nd Street and Broadway, along the waterfront on Embarcadero, and ends at the east end of the Park Street Bridge to the City of Alameda.

The project will also connect with a recently constructed segment of Bay Trail on the new 3rd Street extension from Kirkham to Mandela Parkway (7th Street), pending Amtrak's completion of a one-block gap between Kirkham and Union. Another city Bay Trail project is closing the gap in bicycle and pedestrian facilities between 7th and 8th Streets on Mandela Parkway (by Summer 2005). In addition, the California Department of Transportation (Caltrans) expects to complete the Bay Trail link from 8th Street on Mandela to the Emeryville border by Fall 2006. Once completed, the West Oakland Bay Trail will form a continuous bicycle and pedestrian facility, with trees and historic markers, from Broadway to the Emeryville border. Further, the city is enhancing the West Oakland Bay Trail by providing a "way finding map" sign and rest stop, as part of the Cypress Memorial Park between 13th and 14th Streets (to be completed by Summer 2005).

KEY ISSUES AND IMPACTS

Construction work is scheduled to begin in June 2004 and will be completed by August 2004. The contract specifies \$1,000 in liquidated damages per calendar day if the contract completion time of 45 working days is exceeded. The project schedule is also shown on *Attachment B*.

SUSTAINABLE OPPORTUNITIES

Economic: This contract will generate jobs in the local economy. The contractor is required to have 50% of the work hours performed by Oakland residents, and 50% of new hires to be Oakland residents.

Environmental: This project will help reduce air pollution and traffic congestion by encouraging residents to bicycle to work and to use BART, the Dellums Amtrak station and the Alameda/Oakland Ferry in downtown Oakland. The long-term environmental benefits should be considerable, as the bicycle network is completed.

In addition, there will be utilization of recyclable materials within the concrete and asphalt concrete construction materials to the extent possible. Planting of street trees will improve air quality.

Social Equity: The construction of curb and gutter, sidewalk, curb ramps and the installation of street trees, slurry seal, interpretive signs, and bicycle lanes will benefit the immediate neighborhood. The project supports the development of a pedestrian-friendly city as well as clean and livable neighborhoods. The bicycle lanes will promote physical exercise in an area currently difficult to access by cyclists.

DISABILITY AND SENIOR CITIZEN ACCESS

This project includes accessibility improvements. The construction of sidewalk and curb ramps will improve access to city streets and sidewalks for senior citizens, persons with disabilities and all pedestrians in general. Curb ramps will be constructed to current state and federal standards.

RECOMMENDATION AND RATIONALE

Staff recommends that the City Council approve a resolution authorizing the award of a contract to Vanguard Construction for the construction of West Oakland Bay Trail (Project No. G134010) in the amount of \$479,124.44. Vanguard Construction has met the LBE/SLBE requirement, and there are sufficient funds in the project account.

ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that the City Council approve the resolution.

Respectfully submitted,



RAUL GODINEZ II, P.E.
Director, Public Works Agency

Reviewed by:
Michael Neary, P.E.
Engineering Design Division Manager

Prepared by:
Emad Mirsaeidi, P.E.
Interim Supervising Civil Engineer

APPROVED AND FORWARDED
TO THE PUBLIC WORKS COMMITTEE


OFFICE OF THE CITY MANAGER

S-20
ORA/COUNCIL
MAY 18 2004

~~**5**~~
PUBLIC WORKS CMTE.
MAY 11 2004

Item#: ~~**6**~~
Public Works Committee
04/27/04

Attachment A
LBE/SLBE Participation

**Contract Compliance and
Employment Services Division
Office of the City Manager**

Memorandum

Date: March 12, 2004

From: Deborah Barnes, Manager, Contract Compliance & Employment Services *DBarnes*

To: Gwen McCormick, PWA Contract Administration Supervisor

Regarding: The Construction of West Oakland Bay Trail Along 3rd St. (from Union St. to Bush St.) and 2nd St. (from Brush St. to Broadway)

Contract Compliance & Employment Services reviewed five bids for the above referenced project and listed below:

Company Name	LBE	SLBE	Total
Vanguard Construction	0%	82.96%	82.96%
AJW Construction	0%	97.80%	97.80%
JW Riley & Sons	0%	84.93%	84.93%
Ray's Electric	3.3%	86.03%	89.30%
Gallagher & Burk, Inc.	10%	51.00%	61.00%

The 20% requirement has been met by all contractors. Also the 5% bid discount was given to all contractors. Vanguard Construction retained the lowest bidder.

CC: Attachments

~~5~~
PUBLIC WORKS CMTE.

~~MAY 11 2004~~

Attachment AContract Compliance and Employment Services Evaluation Form

Project No.: G134010

Project Name: The Construction of West Oakland Bay Trail along 3rd St. (from Union St. to Bush St.) and 2nd St. (from Brush St. to Broadway)

Contractor: Vanguard Construction

Engineer's Estimate: 534,151.00

Contractor's bid amount: 479,124.44

Over/Under the Engineers Estimate: 55,026.56

Bid discounted amount: \$455,168.22 Discount Points: 5%

1. Did the 20% requirements apply? YES

2. Did the contractor meet the 20% requirement? YES

a) % of LBE 0.00%
b) % of SLBE 82.96%

3. Did the contractor meet the Trucking requirement? N/A

a) % of Local Trucking 0.00%

4. Did the contractor received bid discount points? YES
(If yes, list the points received) 5%

5. Additional Comments.

6. Date evaluation completed and returned to Contact Admin.,/Initiating Dept.

3/16/04

Reviewing
Officer:

Date:

Approved By:

Date:

Attachment AContract Compliance and Employment Services Evaluation Form

Project No.: G134010

Project Name: The Construction of West Oakland Bay Trail along 3rd St. (from Union St. to Bush St.) and 2nd St. (from Brush St. to Broadway)

Contractor: AJW Construction

Engineer's Estimate: 534,151.00

Contractor's bid amount: 492,313.74

Over/Under the Engineers Estimate: 41,837.26

Bid discounted amount: \$467,698.05

Discount Points: 5%

1. Did the 20% requirements apply? YES

2. Did the contractor meet the 20% requirement? YES

a)	% of LBE	<u>0.00%</u>
b)	% of SLBE	<u>97.80%</u>

3. Did the contractor meet the Trucking requirement? N/A

a)	% of Local Trucking	<u>0.00%</u>
----	---------------------	--------------

4. Did the contractor received bid discount points? YES
(If yes, list the points received) 5%

5. Additional Comments.

6. Date evaluation completed and returned to Contact Admin./Initiating Dept.

3/16/04

Reviewing

Officer:

Date:

Approved By:

Date:

Attachment AContract Compliance and Employment Services Evaluation Form

Project No.: G134010

Project Name: The Construction of West Oakland Bay Trail along 3rd St. (from Union St. to Bush St.) and 2nd St. (from Brush St. to Broadway)

Contractor: J.W. Riley & Son Inc.

Engineer's Estimate: 534,151.00

Contractor's bid amount: 537,599.05

Over/Under the Engineers Estimate: -3,448.05

Bid discounted amount: \$510,719.10

Discount Points: 5%

1. Did the 20% requirements apply? YES

2. Did the contractor meet the 20% requirement? YES

a) % of LBE 0.00%
b) % of SLBE 84.93%

3. Did the contractor meet the Trucking requirement? N/A

a) % of Local Trucking 0.00%

4. Did the contractor received bid discount points? YES
(If yes, list the points received) 5%

5. Additional Comments.

6. Date evaluation completed and returned to Contact Admin./Initiating Dept. 3/16/04

Reviewing
Officer:

Date:

Approved By:

Date:

Attachment AContract Compliance and Employment Services Evaluation Form

Project No.: G134010

Project Name: The Construction of West Oakland Bay Trail along 3rd St. (from Union St. to Bush St.) and 2nd St. (from Brush St. to Broadway)

Contractor: Ray's Electric

Engineer's Estimate: 534,151.00

Contractor's bid amount: 549,867.85

Over/Under the Engineers Estimate: -15,716.85

Bid discounted amount: \$522,374.46

Discount Points: 5%

1. Did the 20% requirements apply? YES

2. Did the contractor meet the 20% requirement? YES

a) % of LBE 3.27%

b) % of SLBE 86.03%

3. Did the contractor meet the Trucking requirement? N/A

a) % of Local Trucking 0.00%

4. Did the contractor received bid discount points? YES
(If yes, list the points received) 5%

5. Additional Comments.

6. Date evaluation completed and returned to Contact Admin./Initiating Dept.

3/16/04

Reviewing
Officer:

[Signature]

Date:

3/16/04

Approved By:

[Signature]

Date:

3/16/04

Attachment AContract Compliance and Employment Services Evaluation FormProject No.: G134010Project Name: The Construction of West Oakland Bay Trail along 3rd St. (from Union St. to Bush St.) and 2nd St. (from Brush St. to Broadway)Contractor: Gallagher & BurkEngineer's Estimate: 534,151.00Contractor's bid amount: 639,667.00Over/Under the Engineers Estimate: -105,516.00Bid discounted amount: \$607,683.65Discount Points: 5%1. Did the 20% requirements apply? YES2. Did the contractor meet the 20% requirement? YES

a)	% of LBE	<u>10.00%</u>
b)	% of SLBE	<u>51.00%</u>

3. Did the contractor meet the Trucking requirement? N/A

a)	% of Local Trucking	<u>0.00%</u>
----	---------------------	--------------

4. Did the contractor received bid discount points? YES
(If yes, list the points received) 5%

5. Additional Comments.

6. Date evaluation completed and returned to Contact Admin./Initiating Dept.

3/16/04Reviewing
Officer:Date:Approved By:Date:

LBE/SLBE Participation Bidder 1

Project Name: The Construction of West Oakland Bay Trail along 3rd St. (from Union St. to Bush St.) and 2nd St. (from Brush St. to Broadway)

Project No.: G134010		Engineers Estimate: 534,151.00		Under/Over Engineers Estimate: 55,026.50						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	TOTAL LBE/SLBE	TOTAL Dollars	For Tracking Only		
								Ethn.	MBE	WBE
PRIME Signs & Striping	Vanguard Construction Chrisp Co.	Oakland Fremont	CB		397,466.44	397,466.44	397,466.44			
			UB					56,718.00		
Stripy Seal Landscapes	Bond Blacktop RMT Landscape Contractors	Union City San Leandro	UB				13,440.00			
			UB			11,500.00				
Project Totals				0.00	397,466.44	397,466.44	479,124.44		0%	0%
				0.0%	82.96%	82.96%				
Bid Discounts on percentage over the 20% requirement	20% requirement achievement points		2%					Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other		
	10% over 20% requirement		3%							
	20% over 20% requirement		4%							
	30% over 20% requirement		5%		62.96%		\$455,168.22			
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements. LBE firms can only be counted up to 10% of the total contract amount.				LBE 10% Max Credit	SLBE 10%	LBE/SLBE 20%				
Legend	LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPI BE = NonProfit Local Business Enterprise NPSL BE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise					

Attachment A

LBE/SLBE Participation Bidder 2

Project Name: The Construction of West Oakland Bay Trail along 3rd St. (from Union St. to Bush St.) and 2nd St. (from Brush St. to Broadway)

Project No.: G134010		Engineers Estimate: 534,151.00		Under/Over Engineers Estimate: 41,837.26						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	TOTAL LBE/SLBE	TOTAL Dollars	For Tracking Only		
								Ethn.	MBE	WBE
PRIME Excavating Concrete Disposal Landscape Signs & Striping Slurry Seal	AJW Construction	Oakland	CB		328,136.46	328,136.46	328,136.46	H	328,136.46	
	Williams Trucking	Oakland	CB		14,700.00	14,700.00	14,700.00	AA	14,700.00	
	Specially Crushing	Oakland	CB		66,000.00	66,000.00	66,000.00			
	IPT Gardener	Oakland	CB		17,351.00	17,351.00	17,351.00	A	17,351.00	
	Striping Express	Oakland	CB		55,300.00	55,300.00	55,300.00	AA	55,300.00	
	Graham Contractors	San Jose	UB			0.00	10,826.28			
Project Totals				0.00	481,487.46	481,487.46	492,313.74		84%	0%
				0.0%	97.80%	97.80%				
Bid Discounts on percentage over the 20% requirement	20% requirement achievement points		2%					Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other		
	10% over 20% requirement		3%							
	20% over 20% requirement		4%							
	30% over 20% requirement		5%		77.80%		\$467,698.05			
Requirements: The 20% requirement is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements. LBE firms can only be counted up to 10% of the total contract amount.				LBE 10% Max Credit	SLBE 10%	LBE/SLBE 20%				
Legend LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise						

Attachment A

LBE/SLBE Participation Bidder 3

Project Name: The Construction of West Oakland Bay Trail along 3rd St. (from Union St. to Bush St.) and 2nd St. (from Brush St. to Broadway)

Project No.: G134010		Engineers Estimate: 534,151.00		Under/Over Engineers Estimate: -3,419.05						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	TOTAL LBE/SLBE	TOTAL Dollars	For Tracking Only		
								Ethn.	MBE	WBE
PRIME Signs & Striping	JW Riley & Son Inc.	Oakland	CB		421,599.05		421,599.05	AA	421,599.05	
	Chisp Company	Fremont	UB							
Slurry Seal Trucking Trucking	CPM	Sacramento	UB				25,000.00			
	Olas Trucking	Oakland	CB		20,000.00	20,000.00	20,000.00	AA	20,000.00	
	Williams Trucking	Oakland	CB		15,000.00	15,000.00	15,000.00	AA	15,000.00	
Project Totals				0.00	456,599.05	35,000.00	537,599.05		85%	0%
				0.0%	84.93%	84.93%				
Bid Discounts on percentage over the 20% requirement	20% requirement achievement points		2%					Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other		
	10% over 20% requirement		3%							
	20% over 20% requirement		4%							
	30% over 20% requirement		5%		64.93%		\$510,719.10			
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements. LBE firms can only be counted up to 10% of the total contract amount.				LBE 10% Max Credit	SLBE 10%	LBE/SLBE 20%				
Legend	LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise			UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise						

Attachment A

LBE/SLBE Participation Bidder 4

Project Name: The Construction of West Oakland Bay Trail along 3rd St. (from Union St. to Bush St.) and 2nd St. (from Brush St. to Broadway)

Project No.: G134010		Engineers Estimate: 534,151.00			Under/Over Engineers Estimate: -15,716.85						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	TOTAL LBE/SLBE	TOTAL Dollars	For Tracking Only			
								Ethn.	MBE	WBE	
PRIME Signs & Striping	Ray's Electric	Oakland	CB		388,741.57	388,741.57	388,741.57				
	Striping Express	Oakland	CB		51,800.00	51,800.00	51,800.00	AA	51,800.00		
Concrete	Central Concrete	San Jose	UB				48,000.00				
Slurry Seal	Graham Contractors	San Jose	UB				10,826.28				
Disposal	Specialty Crushing	Oakland	CB		16,500.00	16,500.00	16,500.00				
Trucking	Williams Trucking	Oakland	CB		16,000.00	16,000.00	16,000.00	AA	16,000.00		
Asphalt	Gallagher & Burk	Oakland	CB	18,000.00		18,000.00	18,000.00				
Project Totals				18,000.00	473,041.57	491,041.57	549,867.85		12%	0%	
				3.3%	86.03%	89.30%					
Bid Discounts on percentage over the 20% requirement	20% requirement achievement points		2%					Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other			
	10% over 20% requirement		3%								
	20% over 20% requirement		4%								
	30% over 20% requirement		5%		66.03%		\$522,374.46				
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements. LBE firms can only be counted up to 10% of the total contract amount.				LBE 10% Max Credit	SLBE 10%	LBE/SLBE 20%					
Legend LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise							

Attachment A

LBE/SLBE Participation Bidder 5

Project Name: The Construction of West Oakland Bay Trail along 3rd St. (from Union St. to Bush St.) and 2nd St. (from Brush St. to Broadway)

Project No.: G134010		Engineers Estimate: 534,151.00		Under/Over Engineers Estimate: -105,516.00								
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	TOTAL LBE/SLBE	TOTAL Dollars	For Tracking Only				
								Ethn.	MBE %	WBE		
PRIME Concrete Signs & Striping Slurry Seal Trucking	Gallagher & Burk	Oakland	CB	63,966.70	259,416.00	63,966.70	300,712.00					
	AJW Construction	Oakland	CB					51,800.00	259,416.00	H	259,416.00	
	Striping Express	Oakland	CB					15,000.00	51,800.00	AA	51,800.00	
	American Asphalt Williams Trucking	Hayward Oakland	UB CB					15,000.00	15,000.00	AA	15,000.00	
Project Totals				63,966.70	326,216.00	390,182.70	639,667.00		51%	0%		
				10.0%	51.00%	61.00%						
Bid Discounts on percentage over the 20% requirement	20% requirement achievement points		2%				Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other					
	10% over 20% requirement		3%									
	20% over 20% requirement		4%									
	30% over 20% requirement		5%	31.00%							\$607,683.65	
Requirements:				LBE	SLBE	LBE/SLBE						
The 20% requirement is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements. LBE firms can only be counted up to 10% of the total contract amount.				10%	10%	20%						
Legend				Max Credit								
LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPI BE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise								

Attachment A

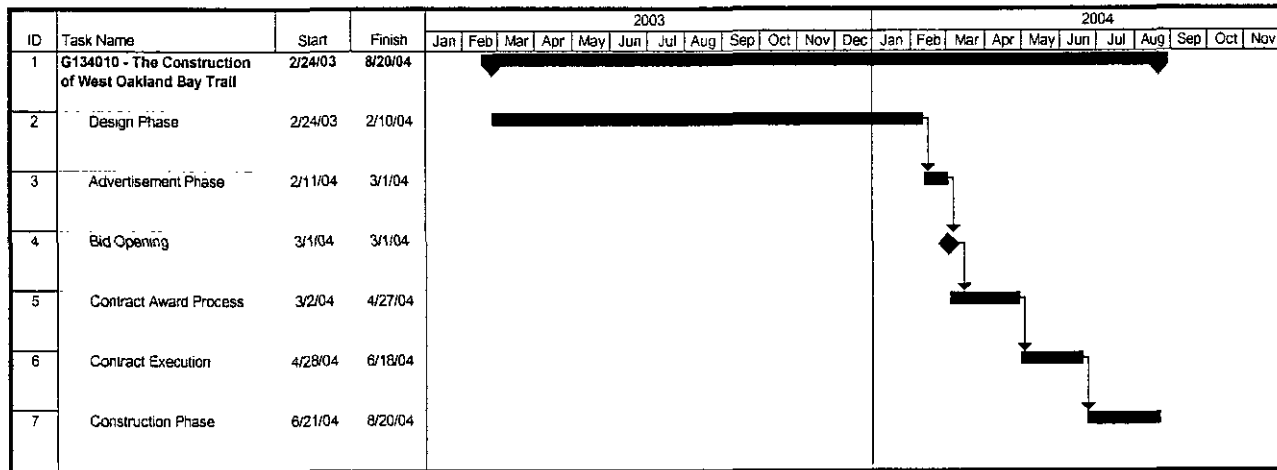
Attachment B
 List of Bidders/ Project Schedule

List of Bidders:

Company	Total LBE/SLBE Participation*	Location	Bid Amount
1) Vanguard Construction	82.96%	Oakland, CA	\$479,124.44
2) A.J.W. Construction	97.80%	Oakland, CA	\$492,313.74
3) J.W. Riley & Son, Inc.	84.93%	Emeryville, CA	\$537,599.05
4) Ray's Electric	89.30%	Oakland, CA	\$549,867.85
5) Gallagher & Burk, Inc.	61.00%	Oakland, CA	\$639,667.00

* The total Local Business Enterprise/Small Local Business Enterprise (LBE/SLBE) requirement is 20%.

Project Schedule:



S-20
ORACOUNCIL
 MAY 18 2004

~~5~~
PUBLIC WORKS CMTE.
 MAY 11 2004

OAKLAND CITY COUNCIL

RESOLUTION No. _____

OFFICE OF THE CITY CLERK
CITY OF OAKLAND

INTRODUCED BY COUNCILMEMBER _____

APPROVED BY: _____
DATE: APR 27 2004



Requires two-thirds vote of the Council

RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO VANGUARD CONSTRUCTION FOR THE CONSTRUCTION OF WEST OAKLAND BAY TRAIL (PROJECT NUMBER G134010) IN THE AMOUNT OF FOUR HUNDRED SEVENTY-NINE THOUSAND ONE HUNDRED TWENTY-FOUR DOLLARS AND FORTY-FOUR CENTS (\$479,124.44)

WHEREAS, on March 1, 2004, bids were received by the Office of the City Clerk of the City of Oakland for the Construction of West Oakland Bay Trail (Project Number G134010); and

WHEREAS, Vanguard Construction 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 the construction work and project management; 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; 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 Construction of West Oakland Bay Trail is hereby awarded to Vanguard Construction, in accordance with the terms of its bid dated March 1, 2004, for the amount of Four Hundred Seventy-Nine Thousand One Hundred Twenty-Four Dollars and Forty-Four Cents (\$479,124.44); 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. (\$479,124.44), 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. (\$479,124.44), with respect to such work are hereby approved; and be it

~~5~~
PUBLIC WORKS CMTE.
MAY 11 2004

~~6~~
PUBLIC WORKS CMTE.
APR 27 2004

5-20
ORACOUNCIL
MAY 18 2004

FURTHER RESOLVED: That the City Manager, or her designee, is hereby authorized to enter into a contract with Vanguard Construction, on behalf of the City of Oakland and to 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 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.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2004

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN AND
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

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

~~5~~
PUBLIC WORKS CMTE.
MAY 11 2004

~~6~~
PUBLIC WORKS CMTE.
APR 27 2004

S-20
ORA/COUNCIL
MAY 18 2004